

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



ITEM: 3.3
(ID # 17937)

MEETING DATE:

Tuesday, December 14, 2021

FROM : EXECUTIVE OFFICE:

SUBJECT: EXECUTIVE OFFICE: Approve and Execute Addendum No. 2 to the Third Amendment and Restatement of the Joint Powers Agreement with the Coachella Valley Association of Governments (CVAG) to Include the Twenty-Nine Palms Band of Mission Indians as a Member of CVAG. All Districts. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve Addendum No. 2 to the Third Amendment and Restatement of the Joint Powers Agreement with the Coachella Valley Association of Governments (CVAG), and authorize the Chair of the Board to Execute the Addendum No. 2 on Behalf of the County; and
2. Direct the Clerk of the Board to forward a copy of the executed Addendum with Minute Order to CVAG.

ACTION:Policy

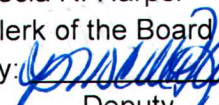


Jeff Van Wageningen, County Executive Officer 12/8/2021

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Washington, seconded by Supervisor Spiegel and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None
Date: December 14, 2021
xc: E.O., CVAG

Kecia R. Harper
Clerk of the Board
By: 
Deputy

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: N/A			Budget Adjustment:	N/A
			For Fiscal Year:	N/A

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

The Coachella Valley Association of Governments (CVAG) was formed as a Joint Powers Authority (JPA) in November 1973 with the approval of the first Joint Powers Agreement (Agreement). Subsequently, and from time to time, the Agreement has been amended to admit new members into the JPA. For example, in April 2018, the Third Amendment to the JPA Agreement was executed to include the Agua Caliente Band of Cahuilla Indians and the Cabazon Band of Mission Indians as members. Most recently, in December 2019, the Torres Martinez Desert Cahuilla Indians re-joined CVAG through an addendum approved by each CVAG jurisdiction. Governments in the Coachella Valley have long benefited from relationships with the local tribal nations, whose reservations span across several local cities.

Earlier this year, CVAG was approached by the Chairman of the Twenty-Nine Palms Band of Mission Indians (Tribe) with a request for the Tribe to join the JPA. CVAG's legal counsel subsequently developed the attached Addendum No. 2 to the Agreement, with the sole purpose of adding the Tribe as a member. Addendum No. 2 has been reviewed and approved by CVAG's Executive Committee for final approval and execution by CVAG's member agencies, including the County.

Impact on Residents and Businesses

Membership in councils of governments such as CVAG allow member jurisdictions to collaborate in cooperative planning, coordination, and solutions to issues of mutual concern that cross jurisdictional lines, thereby benefitting all residents within a region.

Additional Fiscal Information

No fiscal impact is associated with the attached Addendum No. 2 to the Agreement.

ATTACHMENTS:

- Addendum No. 2 to the Third Amendment and Restatement of the Joint Powers Agreement with CVAG

SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA


Jeff Van Wagenen, County Executive Officer

12/8/2021


Gregory E. Priamos, Director County Counsel

12/8/2021

ADDENDUM NO. 2 TO THIRD AMENDMENT AND RESTATEMENT OF THE JOINT POWERS AGREEMENT OF THE COACHELLA VALLEY ASSOCIATION OF GOVERNMENTS ADMITTING THE TWENTY-NINE PALMS BAND OF MISSION INDIANS TRIBE AS A MEMBER OF THE COACHELLA VALLEY ASSOCIATION OF GOVERNMENTS

This Addendum to the Third Amendment and Restatement of the Joint Powers Agreement of the Coachella Valley Association of Governments ("Addendum") is entered into as of the date of the last signature appended to this Addendum, by and between the Twenty-Nine Palms Tribe ("Admittee"), on the one hand, and the County of Riverside, City of Coachella, City of Indio, City of La Quinta, City of Indian Wells, City of Palm Desert, City of Rancho Mirage, City of Cathedral City, City of Palm Springs, City of Desert Hot Springs, City of Blythe, Agua Caliente Band of Cahuilla Indians, Cabazon Band of Mission Indians, and the Torres Martinez Desert Cahuilla Indians ("Current Parties"), on the other hand.

RECITALS

- A. Current Parties constitute the total membership of the Coachella Valley Association of Governments ("CVAG") and are parties to the Third Amendment and Restatement of the Joint Powers Agreement of the Coachella Valley Association of Governments ("Third Restatement").
- B. Admittee is a federally recognized tribe and public agency, as that term is defined in Government Code section 6500, and formerly a member of CVAG.
- C. Admittee desires to join CVAG as a member and Current Parties are willing to admit Admittee as a member under the terms and conditions set forth in this Addendum.
- D. Section 6.1 of the Third Restatement allows for the admission of additional public agencies to membership in CVAG subject to consent of two-thirds of the Current Parties and execution of an addendum to the Third Restatement signed by all Current Parties and Admittee.

NOW, THEREFORE, in consideration of the foregoing and of the mutual promises and covenants herein contained, Current Parties and Admittee agree as follows:

Admission of Admittee

Admittee is hereby admitted as a member of CVAG, subject to all of the rights, obligations and responsibilities set forth in the Third Restatement. Execution of this

Addendum by Admittee shall be the legal equivalent of Admittee's execution of the Third Restatement as a party thereto.

The parties to this Addendum have caused it to be executed on their behalf as of the date specified below, respectively, as follows:

City of Blythe

By: _____

Date: _____

City of Cathedral City

By: _____

Date: _____

City of Coachella

By: _____

Date: _____

City of Desert Hot Springs

By: _____

Date: _____

City of Indian Wells

By: _____

Date: _____

City of Indio

By: Glenn Holmes

Date: 8-3-2021

City of La Quinta

By: _____

Date: _____

City of Palm Desert

By: _____

Date: _____

City of Palm Springs

By: _____

Date: _____

City of Rancho Mirage

By: _____

Date: _____

County of Riverside

By: _____

Date: _____

Agua Caliente Band of Cahuilla Indians

By: _____

Date: _____

Addendum by Admittee shall be the legal equivalent of Admittee's execution of the Third Restatement as a party thereto.

The parties to this Addendum have caused it to be executed on their behalf as of the date specified below, respectively, as follows:

City of Blythe

By: _____

Date: _____

City of Cathedral City

By: _____

Date: _____

City of Coachella

By: _____

Date: _____

City of Desert Hot Springs

By: _____

Date: _____

City of Indian Wells

By: _____

Date: _____

City of Indio

By: _____

Date: _____

City of La Quinta

By: _____

Date: _____

City of Palm Desert

By: _____

Date: _____

City of Palm Springs

By: _____

Date: _____

City of Rancho Mirage

By: pd [signature]

Date: 4/21/2021

County of Riverside

By: _____

Date: _____

Agua Caliente Band of Cahuilla Indians

By: _____

Date: _____

By:

By: _____

By: _____

Date: _____

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The parties to this Addendum have caused it to be executed on their behalf as of the date specified below, respectively, as follows:

City of Blythe

By: _____

Date: _____

City of Cathedral City

By: _____

Date: _____

City of Coachella

By: _____

Date: _____

City of Desert Hot Springs

By: _____

Date: _____

City of Indian Wells

By: _____

Date: _____

City of Indio

By: _____

Date: _____

City of La Quinta

By: _____

Date: _____

City of Palm Desert

By: Raoulm Kelly

Date: 9/14/2021

City of Palm Springs

By: _____

Date: _____

City of Rancho Mirage

By: _____

Date: _____

County of Riverside

By: _____

Date: _____

Agua Caliente Band of Cahuilla Indians

By: _____

Date: _____

Addendum by Admittee shall be the legal equivalent of Admittee's execution of the Third Restatement as a party thereto.

The parties to this Addendum have caused it to be executed on their behalf as of the date specified below, respectively, as follows:

City of Blythe

By: _____

Date: _____

City of Cathedral City

By: _____

Date: _____

City of Coachella

By: _____

Date: _____

City of Desert Hot Springs

By: _____

Date: _____

City of Indian Wells

By: _____

Date: _____

City of Indio

By: _____

Date: _____

City of La Quinta

By: _____

Date: _____

City of Palm Desert

By: _____

Date: _____

City of Palm Springs

By: _____

Date: _____

City of Rancho Mirage

By: _____

Date: _____

County of Riverside

By: Karen S. Spiegel

KAREN SPIEGEL

Date: 12-14-2021

Agua Caliente Band of Cahuilla Indians

By: _____

Date: _____

FORM APPROVED COUNTY COUNSEL

BY: Synthia M. Gunzel 12.7.21

SYNTHIA M. GUNZEL

DATE

ATTEST:

KECIA R. HARPER, Clerk

By: [Signature]

DEPUTY

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City of Blythe

By: _____

Date: _____

City of Cathedral City

By: _____

Date: _____

City of Coachella

By: _____

Date: _____

City of Desert Hot Springs

By: _____

Date: _____

City of Indian Wells

By: _____

Date: _____

City of Indio

By: _____

Date: _____

City of La Quinta

By: _____

Date: _____

City of Palm Desert

By: _____

Date: _____

City of Palm Springs

By:  _____

Date: 8/19/21

City of Rancho Mirage

By: _____

Date: _____

County of Riverside

By: _____

Date: _____

Agua Caliente Band of Cahuilla Indians

By: _____

Date: _____

Cabazon Band of Mission Indians

By: _____

Date: _____

Torres Martinez Desert Cahuilla Indians

By: _____

Date: _____

Twenty-Nine Palms Band of Mission Indians

By: _____

Date: _____

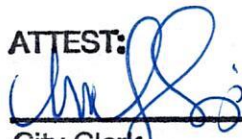
APPROVED AS TO FORM



CITY ATTORNEY

APPROVED BY CITY COUNCIL
5-27-21 Item 1.K A0996

ATTEST:

for 

City Clerk

Addendum by Admittee shall be the legal equivalent of Admittee's execution of the Third Restatement as a party thereto.

The parties to this Addendum have caused it to be executed on their behalf as of the date specified below, respectively, as follows:

City of Blythe

By: _____

Date: 05-26-2021

City of Cathedral City

By: _____

Date: _____

City of Coachella

By: _____

Date: _____

City of Desert Hot Springs

By: _____

Date: _____

City of Indian Wells

By: _____

Date: _____

City of Indio

By: _____

Date: _____

City of La Quinta

By: _____

Date: _____

City of Palm Desert

By: _____

Date: _____

City of Palm Springs

By: _____

Date: _____

City of Rancho Mirage

By: _____

Date: _____

County of Riverside

By: _____

Date: _____

Agua Caliente Band of Cahuilla Indians

By: _____

Date: _____

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City of Blythe

By: _____

Date: _____

City of Cathedral City

By: _____

Date: _____

City of Coachella

By: _____

Date: _____

City of Desert Hot Springs

By:  _____

Date: 8/25/2021

City of Indian Wells

By: _____

Date: _____

City of Indio

By: _____

Date: _____

City of La Quinta

By: _____

Date: _____

City of Palm Desert

By: _____

Date: _____

City of Palm Springs

By: _____

Date: _____

City of Rancho Mirage

By: _____

Date: _____

County of Riverside

By: _____

Date: _____

Agua Caliente Band of Cahuilla Indians

By: _____

Date: _____

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The parties to this Addendum have caused it to be executed on their behalf as of the date specified below, respectively, as follows:

City of Blythe

By: _____

Date: _____

City of Cathedral City

By: Raymond Lopez

Date: May 12, 2021

City of Coachella

By: _____

Date: _____

City of Desert Hot Springs

By: _____

Date: _____

City of Indian Wells

By: _____

Date: _____

City of Indio

By: _____

Date: _____

City of La Quinta

By: _____

Date: _____

City of Palm Desert

By: _____

Date: _____

City of Palm Springs

By: _____

Date: _____

City of Rancho Mirage

By: _____

Date: _____

County of Riverside

By: _____

Date: _____

Agua Caliente Band of Cahuilla Indians

By: _____

Date: _____

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City of Blythe

By: _____

Date: _____

City of Cathedral City

By: _____

Date: _____

City of Coachella

By:  _____

Date: 6/17/2021

City of Desert Hot Springs

By: _____

Date: _____

City of Indian Wells

By: _____

Date: _____

City of Indio

By: _____

Date: _____

City of La Quinta

By: _____

Date: _____

City of Palm Desert

By: _____

Date: _____

City of Palm Springs

By: _____

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By: _____

Date: _____

County of Riverside

By: _____

Date: _____

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Date: _____

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Date: _____

City of Cathedral City

By: _____

Date: _____

City of Coachella

By: _____

Date: _____

City of Desert Hot Springs

By: _____

Date: _____

City of Indian Wells

By: Ruhel Bala

Date: 5-14-2021

City of Indio

By: _____

Date: _____

City of La Quinta

By: _____

Date: _____

City of Palm Desert

By: _____

Date: _____

City of Palm Springs

By: _____

Date: _____

City of Rancho Mirage

By: _____

Date: _____

County of Riverside

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Date: _____

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Date: _____

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Date: _____

City of Coachella

By: _____

Date: _____

City of Desert Hot Springs

By: _____

Date: _____

City of Indian Wells

By: _____

Date: _____

City of Indio

By: _____

Date: _____

City of La Quinta

By: _____

Date: 5/4/2021

City of Palm Desert

By: _____

Date: _____

City of Palm Springs

By: _____

Date: _____

City of Rancho Mirage

By: _____

Date: _____

County of Riverside

By: _____

Date: _____

Agua Caliente Band of Cahuilla Indians

By: _____

Date: _____

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Date: _____

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By: _____

Date: _____

City of Desert Hot Springs

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Date: _____

City of Indian Wells

By: _____

Date: _____

City of Indio

By: _____

Date: _____

City of La Quinta

By: _____

Date: _____

City of Palm Desert

By: _____

Date: _____

City of Palm Springs

By: _____

Date: _____

City of Rancho Mirage

By: _____

Date: _____

County of Riverside

By: _____

Date: _____

Agua Caliente Band of Cahuilla Indians

By: _____

Date: _____

Cabazon Band of Mission Indians

By: _____

Date: _____

Torres Martinez Desert Cahuilla Indians

By: Thomas Taylor

Date: 6/9/2021

Twenty-Nine Palms Band of Mission Indians

By: _____

Date: _____

Cabazon Band of Mission Indians

By: _____

Date: _____

Torres Martinez Desert Cahuilla Indians

By: _____

Date: _____

Twenty-Nine Palms Band of Mission Indians

By: David Hill

Date: 7/23/2021