

**PALM SPRINGS CEMETERY DISTRICT  
MINUTES**

**REGULAR BOARD OF TRUSTEE MEETING**

**DATE:** February 12, 2026  
**TIME:** 2:00 P.M.  
**PLACE:** 31-705 Da Vall Drive, Cathedral City, California 92234

1. **CALL TO ORDER** Meeting was called to order by Trustee Pye at 2:00 P.M.

2. **ROLL CALL**

Present: Jan M. Pye, Chairperson  
Michael V. Smith, Vice Chairperson  
LaFaye M. Platter, Secretary  
Lynn T. Mallotto, Treasurer  
Tim Radigan-Brophy, Member

Also Present: Kathleen Jurasky, District Manager  
Kendall Levan, Attorney- Kane, Ballmer & Berkman

3. **PUBLIC COMMENTS** – Brad Anderson resides in the city of Rancho Mirage submitted a written testimony via email dated February 12, 2026 for public record.

4. **CONFIRMATION OF AGENDA** Motion was made by Trustee Radigan-Brophy, seconded by Trustee Smith to approve the agenda as presented. Motion carried, roll call 5-0 Mallotto, Platter, Pye, Radigan-Brophy and Smith.

5. **CONSENT CALENDAR** Motion was made by Trustee Radigan-Brophy, seconded by Trustee Smith to approve the Consent Calendar as presented. Motion carried; roll call 5-0 Mallotto, Platter, Pye, Radigan-Brophy and Smith.

6. **ADMINISTRATIVE CALENDAR** a. **Election of Officers**

**Chairperson:** Trustee Pye nominated Trustee Radigan-Brophy. Nominations were closed by Trustee Pye, and Trustee Smith seconded the nomination. Motion carried; roll call 5-0 Mallotto, Platter, Pye, Radigan-Brophy and Smith.

**Vice Chairperson:** Trustee Radigan-Brophy nominated Trustee Smith. Nominations were closed by Pye, and Trustee Mallotto seconded the nomination. Motion carried; roll call 5-0 Mallotto, Platter, Pye, Radigan-Brophy and Smith.

**Secretary:** Trustee Radigan-Brophy nominated Trustee Platter. Nominations were closed by Trustee Radigan-Brophy, and Trustee Smith seconded the nomination. Motion carried; roll call 5-0 Mallotto, Platter, Pye, Radigan-Brophy and Smith.

**Treasurer:** Trustee Radigan-Brophy nominated Trustee Mallotto. Nominations were closed by Trustee Platter, and Trustee Smith seconded the nomination. Motion carried; roll call 5-0 Mallotto, Platter, Pye, Radigan-Brophy and Smith.

b. **Ratification of Legal Agreement with Kane, Ballmer & Berkman, a California law corporation, Signed by Trustees Pye & Radigan-Brophy** Following a discussion motion was made by Trustee Platter, seconded by Trustee Mallotto to approve ratifying the legal agreement signed by Trustees Pye and Radigan-Brophy. Motion carried; roll call 5-0 Mallotto, Platter, Pye, Radigan-Brophy and Smith.

c. **Institute for Canine Forensics Request to Conduct a Demonstration 9:00 AM-12:00 PM, Sunday, March 8, 2026 at Welwood Murray Cemetery** Following a discussion motion was made by Trustee Pye, seconded by Trustee Mallotto to approve the Institute for Canine Forensics Request to Conduct a Demonstration at Welwood Murray Cemetery. Attorney Levan was directed to prepare a use agreement to include liability insurance coverage protecting the District. Motion carried, roll call 5-0, Mallotto, Platter, Pye, Radigan-Brophy and Smith.

6. **ADMINISTRATIVE CALENDAR** – continued

d. **Approve the Agreement for Professional Legal Services by and between Palm Springs Cemetery District and Colantuono, Highsmith & Whatley, PC for As-Needed Special Legal Services, and Authorize the District Chairperson to Sign the Agreement on Behalf of the District.** Following a discussion motion was made by Trustee Platter, seconded by Trustee Malotto to approve the agreement for professional legal services with Colantuono, Highsmith & Whatley, PC. Motion carried, roll call 5-0, Malotto, Platter, Pye, Radigan-Brophy and Smith.

e. **Authorize the District Manager to Solicit Proposals for a Qualified Consultant to Assist the District with Responding to the Technical and Reporting Order R7-2025-0020-01 from the Colorado River Basin Regional Water Quality Control Board dated August 11, 2025.** Attorney Levan gave an overview of what Order R7-2025-0020-01 entailed, what is required of the District to comply with the order and explained why the District needs to hire a qualified environmental consultant to complete the requirements. Following a discussion motion was made by Trustee Pye, seconded by Trustee Malotto directing District Manager Jurasky with the assistance of attorney Levan as necessary to seek a qualified environmental consultant. Motion carried, roll call 5-0, Malotto, Platter, Pye, Radigan-Brophy and Smith.

f. **Well #4 Water Leak and 10” Mainline Damage – Update** District Manager Jurasky reported that the insurance company for EcoFert has agreement to pay for Well #4 damages and water loss. She stated that today she received the water bill from Coachella Valley Water District and she needs to figure out what portion of the bill is due to the water loss and then submit it to the insurance company.

g. **Sections B-39 through B-46 Burial Sites Expansion at DMP – Update** District Manger Jurasky reported the sections are completed and the first two burials were done this week. She stated that staff is in the process of contacting people on the wait list to purchase pre-need sites. She also reported that the responses to purchasing sites have been very positive.

h. **Welwood Murray Cemetery Niche Project – Update** District Manager Jurasky reported that the installation of the cremation niches has been completed, and staff is in the process of completing the data base entries and maps. When completed we will start contacting people on the wait list for pre-need and at-need sales. She also stated that she will be contacted local chambers to discuss scheduling a joint ribbon cutting ceremony.

i. **Da Vall Drive & McCallum Way Exterior Wall Extension – Update** District Manager Jurasky stated that she is still waiting for the proposed agreement from the City of Cathedral City requesting the District enter into an agreement with them stating the District will install curb, gutter and sidewalk improvements in the future. She said that MSA Consulting, Inc. is contacting John Corella with the city regarding the same.

7. **LEGISLATIVE CALENDAR** – None

8. **TRUSTEE AND ATTORNEY SIGNATURES** All documents and checks were signed as needed by the Trustees.

9. **BOARD DEVELOPMENT** a. **CSDA Webinar: SB 827 Required Fiscal & Financial Training 1:00PM-3:00PM, Wednesday, March 4, 2026,** District Manager Jurasky informed the board of the new requirements under SB 827 that mandates all local agency officials complete the two-hour fiscal and financial training. She reported that she has registered everyone including herself for the March 4, 2026, webinar to complete the training.

10. **PUBLIC HEARING CALENDAR** – None

11. **COMMITTEE REPORTS** – None

**12. REPORTS** a. **Trustee Report** Trustee Mallotto stated that she is on call for jury duty the week of March 9, 2026 and she will be in Washington, DC from April 1- 6, 2026.

**b. District Manager**

1. **Forest Lawn Cathedral City Plans for Expansion** District Manager Jurasky reported there will be a public review period from January 21, 2026, through February 20, 2026.

**13. FUTURE AGENDA ITEMS** a. **Discussion in 2026/2027 Possible Cap on PSCD Monthly Employer Contribution for Employee Health Insurance Premiums** No action taken

b. **Postcard Survey Mailing to the Community to Determine Pre-Planning Needs** No action taken

c. **Marketing/Advertising** No action taken

d. **Future Long-Range Planning – PSCD Staff** No action taken

e. **Trustee Meeting Attendance Compensation** No action taken

**14. CLOSED SESSION - READING OF THE SAFE HARBOR LANGUAGE** Safe Harbor language was read by attorney Kendall Levan. Convened into Closed Session at 2:39 P.M.

**a. Conference with Legal Counsel – Anticipated Litigation**

Re: Significant Exposure to Litigation (1 Item)

Pursuant to California Government Code Section 54956.9(d)(2)

Facts and Circumstances: Receipt of Technical and Reporting Order R7-2025-0020-01 from the Colorado River Basin Regional Water Quality Control Board dated August 11, 2025

**b. Conference with Legal Counsel – Existing Litigation**

Re: Zenergy Capital LLC, Trustee of the Caliente Conservancy Trust vs. Palm Springs Cemetery District et al. Superior Court of California for the County of Riverside, Case No. CVPS2406355  
Pursuant to California Government Code Section 54956.9(d)(1)

**c. Conference with Legal Counsel – Anticipated Litigation**

Re: Initiation of Litigation (1 Item)

Pursuant to California Government Code Section 54956.9(d)(4)

**d. Public Employee Performance Evaluation**

Title: District Manager

Pursuant to Government Code Section 54957

**Trustee Platter left the meeting at 4:12pm**

**Trustee Mallotto left the meeting at 4:22pm**

Returned to Open Session at 4:32 P.M.

**15. CLOSED SESSION ANNOUNCEMENT** – No Reportable Action

**16. ADJOURNMENT** Meeting was adjourned by Trustee Radigan-Brophy at 4:33 P.M.

**17. NEXT REGULAR BOARD MEETING IS SCHEDULED FOR 2:00 P.M., Thursday, March 12, 2026**

DATE: 3-12-26

  
LaFaye M. Platter, Secretary