

MINUTES

**CITY COUNCIL OF THE CITY OF DUARTE
REGULAR MEETING – TUESDAY, JULY 13, 2004**

The City Council of the City of Duarte met in a regular meeting in the Council Chambers, 1600 Huntington Drive, Duarte, California. Mayor Fasana called the meeting to order at 7:12 p.m.

- PLEDGE TO THE FLAG** John Steelesmith, Southern California Edison Company, led the Pledge of Allegiance to the Flag.
- MOMENT OF REFLECTION** A silent moment of reflection was observed.
- RECORDATION OF ATTENDANCE** The following were in attendance:
PRESENT: Gaston, Paras, Reyes, Fasana
ABSENT: Finlay
ADMINISTRATIVE STAFF PRESENT: City Manager Duff, City Attorney Slater
- ADOPTION OF AGENDA** Paras moved, Gaston seconded to adopt the Agenda, and carried unanimously.
- ANNOUNCEMENTS** Jan Wight, Duarte Chamber of Commerce, stated as of June 30, Chamber membership is 301, and announced Golf Tournament on July 15 at the California Country Club, grand opening of Maki Yaki on July 19 at noon, Good Morning Duarte on July 20 at 7:15 a.m., and Chamber Mixer at Staples on July 28 at 5:00 p.m.
- Nita Norgard encouraged participation in the postcard writing campaign for a new Duarte library, announced discussion group locations for One Town One Book, and stated at the Festival of Authors on October 2, the authors of “The Soloist” and “Keeper of the Swamp” will be present.
- Jim Kirchner, Route 66 Parade Committee, announced “On the Road” fundraiser on August 21 sponsored by Cabrera’s and Route 66 Roadhouse, stated the Grand Marshal will be Gary Bryan from K-Earth radio, and invited Mr. Duff to be a special honoree in the parade with the designation “King of the Road.”
- FISCAL AFFAIRS** Gaston moved, Paras seconded to approve payment to the Southern California Edison Company, and carried with Fasana abstaining due to a declared conflict of interest.
- Paras moved, Reyes seconded to approve the remainder of Fiscal Affairs, and carried unanimously.
- SPECIAL ITEMS**
Every 15 Minutes report Don Anderson, Director of Safety Coordination, and Lt. Steve Biagini described the program “Every 15 Minutes” and showed a portion of the video about the event. Student Michael Curtis stated he and Amiee Landman coordinated the program for their senior project. Mayor Fasana presented Certificates in appreciation of their exceptional service and leadership, and congratulations were extended.
- Introduction of Student Interns** Cesar Monsalve, Acting Director of Parks and Recreation, described the Student Intern program, and introduced Student Interns Miguel Campos (Community Development), Juan Serna (Recreation), Joshua Wolf (Finance), Anthony Gonzales (Facility Maintenance), Elena Berridy (Administration), Eva Robles (Public Safety), and Nicholas Nichols (Code Enforcement).
- PUBLIC HEARING**
Council Bill 04-R-16 Mayor Fasana announced this was the time and place set for a Public Hearing to consider the levy and collection of assess-

2004-2005 Assessments
Landscape/Lighting District

ments for fiscal year 2004-2005 within the Citywide Landscape and Lighting District pursuant to the Landscape and Lighting Act of 1972.

City Attorney Slater asked City Clerk Akana if notice of the hearing had been given. Akana stated the notice had been given and the affidavit was on file.

Mayor Fasana asked if any written communications had been filed in the matter. Akana stated ballots were received pertaining to Zone 7.

Slater read by title Council Bill 04-R-16:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2004-2005 WITHIN THE CITYWIDE LANDSCAPE AND LIGHTING DISTRICT PURSUANT TO THE LANDSCAPE AND LIGHTING ACT OF 1972

Duff presented a staff report about assessments to be levied for the Lighting and Landscape District, including the reduction in Zone 11 to zero for landscaping, increase in Zone 14, decrease in Zone 17, and correction on Page 10 of the Engineer's Report to read "\$111.54" for sub-total of Zone 1, and noted ballots pertaining to an increase in the assessment for Zone 7 would be tabulated following the close of the Public Hearing.

Mayor Fasana asked if there was anyone in the audience who wished to be heard on this matter. There were none.

Reyes moved, Paras seconded to close the Public Hearing, and carried unanimously.

The tabulation of the ballots pertaining to an increase of the special benefit portion of Zone 7 was as follows: 33 ballots were received; one was not signed and not counted; 30 votes were "yes;" 2 votes were "no." The increase passed.

Gaston moved, Paras seconded to waive further reading of Council Bill 04-R-16, and carried unanimously.

RESOLUTION NO. 04-16

Reyes moved, Paras seconded to adopt Resolution No. 04-16, and carried unanimously.

CONSENT CALENDAR

Paras moved, Gaston seconded to approve the Consent Calendar, as follows, and carried unanimously.

Approve Items A, B, D.
Receive and File Item C.

CITY MANAGER
Report – 4th of July

Don Anderson and Lt. Biagini provided a report of activities concerning Fourth of July celebrations in the City of Duarte.

There was discussion about fireworks signs being more legible and prominent, organizations considering other sources of fund-raising, and incidents in other cities. Gaston moved, Reyes seconded to receive and file the Fourth of July activity report, and carried unanimously.

Award of Contract
Remove/Replace Asphalt
Concrete –Phase II
All American Asphalt

Reyes moved, Paras seconded to award the contract to All American Asphalt for Removal and Replacement of Asphalt Concrete Phase II, per staff recommendation, authorize execution by the Mayor, and carried unanimously.

Award of Contract
Crack Seal – Phase II
Road Works, Inc.

Reyes moved, Paras seconded to award the contract to Road Works, Inc., for Crack Seal Phase II, per staff recommendation, and carried unanimously.

Warrant Register – 7/27/04

Lino Paras, Duarte, stated not holding the second meeting in July is a violation of the Duarte Municipal Code.

Reyes moved, Paras seconded to authorize the City Manager to issue warrants pursuant to the Warrant Register of July 27, 2004, subject to review by the City Council on August 10, 2004, and carried unanimously.

Paras inquired about the municipal code. Slater described the process for not holding a meeting due to the lack of a quorum, and stated there was no need for the Duarte Municipal Code to be changed.

RECESS

Mayor Fasana called a Recess at 8:42 p.m. for the Redevelopment Agency Meeting. City Council reconvened at 9:05 p.m., with four members present, and Finlay absent.

ITEMS FROM COUNCIL

REYES: 1) Inquired about the status of the project at Buena Vista/Duarte Road. Cox responded; 2) Suggested a meeting be scheduled with the School District, and to include Public Safety officers; 3) Suggested flood control channels maintained by Los Angeles County be checked, as there is a concern with West Nile Virus; 4) Thanked all involved with Public Safety for their efforts during the 4th of July; and 5) Requested a review of the policy regarding percentage of youth participants and use of the sports fields.

GASTON: 1) Thanked staff members who have helped her in her new role of Councilmember; 2) Thanked residents who notify her of things that may need to be done; 3) Thanked Nita Norgard for the library postcard writing campaign, and invited all to send their personal messages to Sacramento; 4) Stated the Concerts in the Park and Duarte Idol events are great; 5) Hoped City Council and the community will support the Route 66 Parade; and 6) Apologized for not being able to attend the July 27 City Council meeting.

PARAS: 1) Requested a follow-up on the odor near Andres Duarte School, as it is occurring again; 2) Congratulated the Student Interns, and stated she would like to consider the possibility of Student Interns for Councilmembers in the future; and 3) Thanked the Public Safety Department for the great job during the 4th of July weekend.

FASANA: 1) Stated he will attend the League of California Cities meeting in Monterey; and 2) Discussed the situation with the State budget, and noted Prop 65 will allow voters to clarify about the State taking local funds.

ADJOURNMENT

Paras moved, Reyes seconded to adjourn the meeting at 9:18 p.m., and noted since the July 27, 2004, City Council Meeting will not be held, the next regularly scheduled City Council Meeting will be August 10, 2004, and carried unanimously.

Mayor John Fasana

ATTEST:

City Clerk