

MINUTES

**CITY COUNCIL OF THE CITY OF DUARTE
REGULAR MEETING – MAY 10, 2005**

The City Council of the City of Duarte met in a regular meeting in the Council Chambers, 1600 Huntington Drive, Duarte, California. Mayor Finlay called the meeting to order at 7:07 p.m.

- PLEDGE TO THE FLAG** David Davis led the Pledge of Allegiance to the Flag.
- MOMENT OF REFLECTION** A silent moment of reflection was observed.
- FITNESS WARM-UP** Mayor Finlay led the group in a series of warm-up exercises.
- RECORDATION OF ATTENDANCE** The following were in attendance:
PRESENT: Gaston, Paras, Reyes, Finlay, Fasana (7:10 p.m.)
ABSENT: None
ADMINISTRATIVE STAFF PRESENT: City Manager George, City Attorney Slater
- ADOPTION OF AGENDA** Gaston moved, Reyes seconded to adopt the Agenda, as amended to remove Item 12, and to conduct the Redevelopment Agency Meeting after Item 7, and carried unanimously.
- ANNOUNCEMENTS** Karen Herrera announced Duarte Kiwanis Immunization Fair at Maxwell School on May 14 at 8:30 a.m., stated applications are available for the Traffic and Safety Commission vacancy, and stated the Resource Guide prepared by Duarte’s Promise has been fully distributed.
- Jan Wight, Duarte Chamber of Commerce, stated the summer edition of the California Tourism magazine is available, and announced grand openings of New York Gourmet Deli on May 16 and IHOP on May 28, Good Morning Duarte on May 17, MAD Legislative Luncheon on June 2, Mixer on June 16 at Westminster Gardens, and Chamber Installation on May 13.
- Donna Georgino introduced David Davis, past president of the Tournament of Roses, who presented the 2005 City of Duarte/City of Hope Float Picture trophy, and thanked the City for its joint participation with the City of Hope since 1974.
- Mary Barrow, Friends of the Duarte Library, announced special appearance by Judy Collins on June 12 at the PAC Center.
- Cesar Monsalve stated the children who qualified in the Junior Olympics will be competing in the San Gabriel Valley Championship competition on May 14.
- 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, Fasana seconded to approve the remainder of Fiscal Affairs, and carried unanimously.
- SPECIAL ITEMS** Donna Georgino and Peggy Diamond introduced Betty Jacob, Duarte’s Outstanding Older American. Mayor Finlay read and presented the Proclamation for Older Americans Month to Betty Jacob, and congratulations were extended.
- Recognition – Betty Jacob
- Recognition – Share Mentoring Program participants Cesar Monsalve, Recreation Superintendent, presented an overview of the Share Mentoring Program, and introduced participants. Mayor Finlay presented Certificates of Recognition to the mentors and mentees, and congratulations were extended.
- Gaston suggested residents who applied for City Commissions be provided information about the Share Mentoring Program.

Presentation – Rebuilding Together

Ed Cox and Manoj Patel described the Rebuilding Together program, and showed a slide presentation of the various rehabilitation projects performed by volunteers during the past years.

RECESS

Mayor Finlay called a Recess at 8:12 p.m. for the Redevelopment Agency Meeting. City Council reconvened at 9:04 p.m., with all members present.

PUBLIC HEARING
(Continued from 4/26/05)
Council Bill 05-R-09
Negative Declaration
Council Bill 05-O-02
Inclusionary Housing Ordinance
(First Reading)

Mayor Finlay announced this was the time and place set for a continued Public Hearing to consider Municipal Code Amendment 05-01, a City-initiated request to amend Title 19 “Planning and Zoning” of the Duarte Municipal Code by adding Chapter 19.68 to establish an Inclusionary Housing Ordinance. Inclusionary Housing Regulations and an In-Lieu Fee are also proposed to be adopted by Resolution.

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 Finlay asked if any written communications had been filed in the matter. Akana stated there were none.

Slater read by title Council Bills 05-R-09 and 05-O-02:

05-R-09 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, APPROVING AND ADOPTING THE NEGATIVE DECLARATION PREPARED IN CONNECTION WITH THE PROPOSED INCLUSIONARY HOUSING ORDINANCE AND RELATED IMPLEMENTING RESOLUTIONS

05-O-02 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, AMENDING TITLE 19, “PLANNING AND ZONING,” OF THE DUARTE MUNICIPAL CODE TO ADD CHAPTER 19.68 TO ESTABLISH AN INCLUSIONARY HOUSING PROGRAM (Municipal Code Amendment 05-01) (First Reading)

Fasana moved, Gaston seconded to waive further reading of Council Bills 05-R-09 and 05-O-02, and carried unanimously.

Ed Cox presented a staff report about the proposed ordinance for an Inclusionary Housing Program, including the need for the ordinance, the basic requirements of the ordinance, and other proposed actions to implement the terms of the ordinance, and stated it will establish a formal policy and procedures requiring private developers to contribute towards affordable housing units that are necessary to balance their creation of market-rate housing units. Cox stated the Planning Commission’s recommendation is for City Council to adopt the Negative Declaration and proposed Ordinance.

Mayor Finlay asked if there was anyone in the audience who wished to be heard.

Harb Thind stated there is not much left to be built, and the in-lieu fees should be consistent with what was done in the past.

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

RESOLUTION NO. 05-09

Fasana moved, Paras seconded to adopt Resolution No. 05-09 approving the Negative Declaration, and carried unanimously.

Fasana moved, Paras seconded to introduce Council Bill 05-O-02 for first reading, and carried unanimously.

CONSENT CALENDAR

Fasana moved, Reyes seconded to approve the Consent Calendar, as follows, and carried unanimously.
Approve Items A, B, C.
Receive and File Items D, E.

ORAL COMMUNICATIONS

The following spoke on items not on the Agenda:
Jack Collins – Crosswalk on Huntington near senior housing, street banner at 605/Huntington Drive.

ITEMS FROM COUNCIL
Vulcan Materials (Paras)

Paras stated she wants the City to be pro-active and prepared regarding the proposed mining expansion of Vulcan Materials, and requested some direction be presented so the public knows where the City Council stands.

Slater clarified that under Items from Council, a request can be made to include an item on a future Agenda for direction, discussion, and possible decision, and stated in the event Vulcan submits an application, staff and the City Attorney's office would bring the item to the City Council.

There was discussion about the inclusion of funds in the City budget to participate in the environmental review process, facts being gathered by staff, Council's commitment to maintaining quality of life for Duarte residents, editorial in the Star News, importance of being aware and informed about impacts on the environment, and the need for strategy to be well thought out.

PARAS: 1) Stated the judging has taken place for the Beautification Awards, and asked when the program would be held. Georgino stated the date is June 16; 2) Stated the budget meeting went well, and thanked staff for the services and programs; and 3) Asked that a future Agenda include a grant writing workshop.

FASANA: Stated the San Gabriel Valley Council of Governments is co-sponsoring a Brown Act Workshop on June 29.

REYES: 1) Thanked staff, mentors, and mentees, and stated the program has an impact on young people's lives forever; 2) Asked that a presentation about the Senior Center be made at a future City Council meeting; 3) Thanked all involved in the Rebuilding Together project; and 4) Stated Mickey Oviatt was a special lady, she will be missed, and he is grateful for all her work and volunteerism.

GASTON: 1) Congratulated Betty Jacob, and thanked mentors, mentees, and staff for all the work they have done; 2) Congratulated the Friends of the Duarte Library on their upcoming event; 3) Stated the Mother's Day Tea at the Senior Center was outstanding, and thanked the Kirchner's for their assistance; and 4) Stated she observed piles of rubbish by Nestor Carpets on Royal Oaks.

FINLAY: 1) Congratulated Betty Jacob on her recognition, and stated she will attend the luncheon when Betty receives the award from Los Angeles County; 2) Announced vacancy on the Traffic and Safety Commission; 3) Stated the City of Azusa improved and extended the upper portion of the bike path and will hold a Bike Rally on May 14 at 8:30 a.m.; 4) Asked that a workshop about crime statistics be held prior to a City Council meeting, preferably before the end of June; and 5) Stated Mickey Oviatt was a gem in the community, Charles Smith promoted volunteerism, and both were outstanding individuals.

ADJOURNMENT

Paras moved, Gaston seconded to adjourn the meeting at 9:55 p.m., in memory of Mickey Oviatt and Charles Smith, and carried unanimously.

Mayor Margaret Finlay

ATTEST:

City Clerk