

MINUTES

**CITY COUNCIL OF THE CITY OF DUARTE
REGULAR MEETING – MAY 24, 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 7:06 p.m.

- PLEDGE TO THE FLAG** Cecelia Milano led the Pledge of Allegiance to the Flag.
- MOMENT OF REFLECTION** A silent moment of reflection was observed.
- FITNESS WARM-UP** Paras led the group in a series of warm-up exercises.
- RECORDATION OF ATTENDANCE** The following were in attendance:
PRESENT: Gaston, Paras, Reyes, Finlay
ABSENT: Fasana
ADMINISTRATIVE STAFF PRESENT: Assistant City Manager Yelton, City Attorney Slater
- ADOPTION OF AGENDA** Paras moved, Gaston seconded to adopt the Agenda, as amended to consider Item 12.B after Item 10, and Item 7.E prior to Item 7.A, and carried unanimously.
- ANNOUNCEMENTS** Pui-Ching Ho announced Star Show event at the Duarte Library on May 28 at 3:00 p.m.
- Karen Herrera announced the next Community Meeting will be held on June 7, 7:00 p.m., at Santa Teresita Hospital's Madonna Hall, invited all who are interested in email notifications about Vulcan to call her, stated a discussion about Vulcan will be on the Crossroads DCTV channel, and noted Vulcan has not yet filed an application.
- Jan Wight, Duarte Chamber of Commerce, announced grand opening of IHOP on May 28, 8:45 a.m., MAD legislative luncheon on June 2, State of the District on June 7 at the Duarte High School Library, Mixer on June 16 at Westminster Gardens, provided names of newly installed Chamber officers and directors, and asked that the Council Meeting be adjourned in memory of Joel Olson.
- Jim Kirchner, Duarte in Bronze Committee, announced fund-raising event at IHOP on May 28 after the ribbon cutting, and stated all menu items can be sampled for \$10 per person, with all proceeds going to the Duarte in Bronze Committee.
- Craig Jurin thanked Council for recognition of local residents, and extended condolences to the Olson family.
- FISCAL AFFAIRS** Gaston moved, Paras seconded to approve payment to the Southern California Edison Company, and carried unanimously.
- Paras moved, Reyes seconded to approve the remainder of Fiscal Affairs, and carried unanimously.
- SPECIAL ITEMS** Mayor Finlay introduced Pastor Mark Marcos, thanked him for his tireless dedication to our community, and presented him with a Certificate of Appreciation for serving as pastor at the Church of the Foothills for the past six years.
- Pastor Mark Marcos
- Earle and Berneita Harvey
60th Wedding Anniversary
- Donna Georgino introduced Earle and Berneita Harvey, and presented them with a cake in celebration of their 60th wedding anniversary. Mayor Finlay presented them a Certificate of Congratulations.
- David Sand
Outgoing City Commissioner
- Mayor Finlay presented David Sand with a plaque in appreciation of his years of service as a City Commissioner, and congratulations were extended.

Eva Robles – L.A. County ROP Competition	Acting Sergeant David Bly introduced Eva Robles, who was named Silver Medalist in the Los Angeles County Regional Occupational Program Trade and Industry student competition. Mayor Finlay presented her with a Certificate of Appreciation, and extended congratulations on her accomplishment.
Valley View/Royal Oaks Schools Academic Achievement Awards	Mayor Finlay introduced Valley View Principal Wendy Wright and Royal Oaks Principal Deitra Reed, and presented them with Certificates in recognition of their schools' being the recipients of the Title I Academic Achievement Awards.
Presentation of Books to DUSD	Mayor Finlay presented a large collection of books that she had received at the Contract Cities Association dinner held in her honor to Cecilia Arnerich and Duarte Unified School District teachers and staff in attendance.
RECESS	Mayor Finlay called a Recess at 7:50 p.m. Council reconvened at 8:04 p.m., with four members present and Fasana absent.
CONSENT CALENDAR (Item Added)	Gaston moved, Paras seconded to add the Foothill Unity Center Humanitarian of the Year Awards Dinner, scheduled for June 3 at 6:00 p.m., to the Conference Attendance item of the Consent Calendar, and carried unanimously. Reyes moved, Paras seconded to approve the Consent Calendar, as follows, and carried unanimously. Approve Items A, B, E. Receive and File Items C, D.
CITY MANAGER Metro Gold Line SDAR Com- mittee Recommendations	Karen Herrera provided background information about the Metro Gold Line Foothill Extension Project and the Station Design and Art Review (SDAR) Committee. Leslie Elwood and Catherine Lim discussed the selection process for the station artist and the SDAR Committee's recommended team of Andrea Myklebust and Stanton Sears, presented examples of proposed design and colors, and answered questions from Councilmembers pertaining to feedback, community input, and interaction with artist. Gaston moved, Reyes seconded to accept the Station Design and Review Committee's recommendations for the artist and visual elements for the Duarte Metro Gold Line Foothill Extension Station, per staff recommendation, and carried unanimously.
COUNCIL BILLS Council Bill 05-O-02 Inclusionary Housing (Second Reading)	Slater read by title the following Council Bills: 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 05-1) (Second Reading)
Council Bill 05-R-10 Inclusionary Housing In-Lieu Fee	05-R-10 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE ESTABLISHING AN INCLUSIONARY HOUSING IN-LIEU FEE PURSUANT TO SECTION 19.68.-050.A OF THE DUARTE MUNICIPAL CODE
Council Bill 05-R-11 Inclusionary Housing Regulations	05-R-11 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE ESTABLISHING INCLUSIONARY HOUSING REGULATIONS PURSUANT TO SECTION 19.68.100 OF THE DUARTE MUNICIPAL CODE Ed Cox provided a staff report about the proposed Council Bills, noted detailed information was presented at the previous Council Meeting when this was a Public Hearing item, and answered questions from Councilmembers pertaining to the impact on non-residential projects and mixed use projects.

<p>ORDINANCE NO. 778 RESOLUTION NO. 05-10 RESOLUTION NO. 05-11</p>	<p>Reyes moved, Gaston seconded to waive further reading and adopt Ordinance No. 778, Resolution No. 05-10, and Resolution No. 05-11, and carried unanimously.</p>
<p>Council Bill 05-R-12 Rate Schedule/Part-time</p>	<p>Slater read by title Council Bill 05-R-12: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ESTABLISHING AN HOURLY RATE SCHEDULE FOR PART-TIME CLASSIFIED EMPLOYEES</p>
<p>RESOLUTION NO. 05-12</p>	<p>Gaston moved, Reyes seconded to waive further reading and adopt Resolution No. 05-12, and carried unanimously.</p>
<p>Council Bill 05-R-13 Appropriations Limit</p>	<p>Slater read by title Council Bill 05-R-13: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE ESTABLISHING AN APPROPRIATIONS LIMIT PURSUANT TO THE PROVISIONS OF ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION</p>
<p>RESOLUTION NO. 05-13</p>	<p>Gaston moved, Reyes seconded to adopt Resolution No. 05-13, and carried unanimously.</p>
<p>Council Bill 05-R-14 Intent to Levy Assessments Landscape/Lighting 2005-06 Sets Public Hearing – 7/12/05</p>	<p>Slater read by title Council Bill 05-R-14: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR FISCAL YEAR 2005-2006 WITHIN THE CITYWIDE LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT, PURSUANT TO THE LANDSCAPE AND LIGHTING ACT OF 1972; AND FIXING A TIME AND PLACE FOR THE PUBLIC HEARING TO HEAR OBJECTIONS THERETO</p> <p>Yelton stated the proposed Resolution declares the Council's intent to levy and collect assessments for fiscal year 2005-06, approves the Engineer's Report, and sets July 12, 2005, as the Public Hearing.</p>
<p>RESOLUTION NO. 05-14</p>	<p>Reyes moved, Paras seconded to adopt Resolution No. 05-14, and carried unanimously.</p>
<p>CITY MANAGER Family Festival</p>	<p>Yelton presented an update report about the proposed Family Festival Program that was previously presented to City Council.</p> <p>Gaston moved, Paras seconded to direct staff to work with the Chamber of Commerce and Family Festival Productions, Inc., to implement a Family Festival on nine consecutive Thursday nights during the summer of 2006, and carried unanimously.</p>
<p>Award of Contract Maintenance of Landscaping/ Irrigation Systems – ValleyCrest Landscape Maintenance</p>	<p>Reyes moved, Paras seconded to award the contract to Valley-Crest Landscape Maintenance for Maintenance of Landscaping and Irrigation Systems, per staff recommendation, authorize execution by the Mayor, and carried unanimously.</p>
<p>Appointment Traffic and Safety Commission (Continued to 6/14/05)</p>	<p>Paras moved, Finlay seconded to nominate Chris Russo for the Traffic and Safety Commission.</p> <p>Reyes moved, Gaston seconded to nominate Karen Carbajal for the Traffic and Safety Commission.</p> <p>Gaston moved, Reyes seconded to close nominations, and carried unanimously.</p> <p>The Roll Call vote to appoint Chris Russo resulted in a tie, as follows: AYES: Paras, Finlay NOES: Reyes, Gaston ABSENT: Fasana</p>

The Roll Call vote to appoint Karen Carbajal resulted in a tie, as follows:

AYES: Gaston, Reyes

NOES: Paras, Finlay

ABSENT: Fasana

It was determined that the appointment to the Traffic and Safety Commission would be continued to the next meeting.

ORAL COMMUNICATIONS

The following spoke on items not on the Agenda:

Harb Thind – Vulcan’s CUP.

Chris Russo – Litter.

ITEMS FROM COUNCIL

PARAS: 1) Congratulated the newly installed Chamber officers and board members, and stated the installation was a great event; and 2) Congratulated Finlay as outgoing President of Contract Cities, and expressed appreciation for her service.

GASTON: 1) Stated the Contract Cities Conference was excellent, the sessions and training were helpful, inquired about obtaining a copy of the transcript about Risk Management, and asked that Mr. Yelton attend the JPIA Conference in October when Gordon Graham will be speaking; 2) Provided information to Yelton about KGEM’s recruitment of commercial sponsors for their program, and suggested it may be a way to get additional funding for DCTV or to possibly partner with KGEM; 3) Thanked Jim Kirchner for the Route 66 Parade, and stated volunteers are needed to help with the event; and 4) Thanked Finlay for her great leadership as Contract Cities President.

REYES: 1) Suggested an orientation and review of protocol, Brown Act, and other issues for new City Commissioners be held within the next few months; 2) Congratulated the Chamber, its new officers, and outgoing board members; and 3) Thanked Finlay for her leadership at Contract Cities and for the donation of books to the School District.

FINLAY: 1) Provided an update about black flies; 2) Invited any who want to take the Director’s Facilities Tour at the Sanitation District next week to call her for arrangements; 3) Thanked staff for their quick response to a car obstructing the view near the bike path; 4) Stated she will be attending the event to honor Duarte’s Outstanding Older American Betty Jacob; and 5) Announced IHOP grand opening on May 28, 8:45 a.m.

ADJOURNMENT

Paras moved, Gaston seconded to adjourn the meeting at 9:19 p.m., in memory of Joel Olson, and carried unanimously.

Mayor Margaret Finlay

ATTEST:

City Clerk