

MINUTES

CITY COUNCIL OF THE CITY OF DUARTE REGULAR MEETING – JANUARY 24, 2006

At 5:30 p.m., a reception was held for the Buena Vista Pavilion volunteers.

The City Council of the City of Duarte met in a regular meeting in the Council Chambers, 1600 Huntington Drive, Duarte, California. Mayor Paras-Caracci called the meeting to order at 7:10 p.m.

RECORDATION OF ATTENDANCE

The following were in attendance:

PRESENT: Fasana, Finlay, Gaston, Paras-Caracci

ABSENT: Reyes

ADMINISTRATIVE STAFF PRESENT: City Manager
George, City Attorney Slater

PLEDGE TO THE FLAG

Al Scalise led the Pledge of Allegiance to the Flag.

MOMENT OF REFLECTION

A silent moment of reflection was observed.

FITNESS WARM-UP

Teresa, YMCA staff member, led the group in a series of warm-up exercises.

ADOPTION OF AGENDA

Gaston moved, Fasana seconded to adopt the agenda, and carried unanimously.

ANNOUNCEMENTS

Pui-Ching Ho, Duarte Library, announced presentation by author Hugh Sanders on January 28 at 2:00 p.m.

Jim Kirchner, Duarte Community Coordinating Council/Route 66 Parade Committee, stated parade volunteers are needed for leadership positions, and invited those interested to attend a meeting on February 8, 7:00 p.m., at the Community Center

Jan Wight, Duarte Chamber of Commerce, announced upcoming Chamber events including Good Morning Duarte on February 21 at Cabrera's, State of the City and Public Employee Awards on March 15, and Chamber's 85th installation luncheon on June 2.

Karen Herrera announced Duarte's Promise Groundhog Job Shadow Day on February 8, and thanked all for supporting the Martin Luther King, Jr., Day beautification event.

Fasana requested that the meeting be adjourned in memory of Lance Corporal Raul Mercado.

FISCAL AFFAIRS

Finlay moved, Gaston seconded to approve payment to the Southern California Edison Company, and carried with Fasana abstaining due to a declared conflict of interest. Fasana moved, Finlay seconded to approve the remainder of Fiscal Affairs, and carried unanimously.

SPECIAL ITEMS

Recognition – Al Scalise

Mayor Paras-Caracci presented a framed Certificate of Appreciation to Al Scalise for his 29 years of service to Duarte youth, and congratulated him on his retirement from Duarte Unified School District.

Presentation by AQMD PM-10 Monitoring Update

Bea LaPisto-Kirtley and Henry Hogo, South Coast Air Quality Management District, presented an update on the PM-10 Monitoring Station results, and announced Asthma Conference on February 17 at the Millennium Biltmore Hotel.

Presentation – California JPIA

Norman Lefmann presented information about services provided by JPIA, answered questions from Councilmembers, and stated he would provide statistics about settled and rejected claims.

PUBLIC HEARING
Council Bill 06-O-01
(First Reading)
Fees/Charges for Services

Mayor Paras-Caracci announced this was the time and place set for a Public Hearing to consider amending certain sections of the Duarte Municipal Code pertaining to charges for services.

Slater read by title Council Bill 06-O-01:

Council Bill 06-R-01
Services Fees and Charges

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, AMENDING CERTAIN SECTIONS OF THE DUARTE MUNICIPAL CODE PERTAINING TO FEE AND CHARGES FOR SERVICES (First Reading)

Slater read by title Council Bill 06-R-01:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, APPROVING A SCHEDULE OF SERVICE FEES AND CHARGES

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

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

Mike Yelton provided a staff report about the proposed Council Bills, as well as supporting documentation for the schedule of service charges.

There was discussion about the fees pertaining to ARB appeal, conditional use permits, curb and gutter permits, drive approach permits, restricted street permits, and fees for facility rental.

Public Hearing and Council Bill
06-R-01 continued to 2/14/06

Finlay moved, Gaston seconded to waive further reading and introduce Council Bill 06-O-01 for first reading, to continue the Public Hearing and Council Bill 06-R-01 to the February 14, 2006, City Council Meeting, and to conduct a workshop at 6:00 p.m. prior to the February 14, 2006, City Council meeting, and carried unanimously.

CONSENT CALENDAR

Gaston moved, Finlay seconded to approve the Consent Calendar, as follows, and carried unanimously.
Approve Items A, B, E.
Receive and file Items C, D.

COUNCIL BILLS
Council Bill 06-R-02
Easement Agreement – Villasenor
Council Bill 06-R-03
Easement Agreement – Shindy

Slater read by title Council Bill 06-R-02:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, APPROVING A CONSTRUCTION LICENSE AND EASEMENT AGREEMENT WITH ANTONIO VILLASENOR AND MARIA ELENA VILLASENOR PERTAINING TO THE REPAIR, REPLACEMENT, AND MAINTENANCE OF CERTAIN STORM DRAIN FACILITIES APPURTENANT TO RIM ROAD

Slater read by title Council Bill 06-R-03:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, APPROVING A CONSTRUCTION LICENSE AND EASEMENT AGREEMENT WITH WALEED SHINDY AND NIVEEN EL GUINDI PERTAINING TO THE REPAIR, REPLACEMENT, AND MAINTENANCE OF CERTAIN STORM DRAIN FACILITIES APPURTENANT TO RIM ROAD

RESOLUTION NO. 06-02
RESOLUTION NO. 06-03

Finlay moved, Fasana seconded to waive further reading and adopt Resolution No. 06-02 and Resolution 06-03, and carried unanimously.

Council Bill 06-R-04
Assistant City Attorney

Slater read by title Council Bill 06-R-04:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, DESIGNATING AN ADDITIONAL ASSISTANT CITY ATTORNEY

RESOLUTION NO. 06-04

Fasana moved, Finlay seconded to waive further reading and adopt Resolution No. 06-04, and carried unanimously.

CITY MANAGER
Update – Emergency Repairs

George provided an update on the status of emergency repairs pertaining to a portion of Rim Road between 2404 and 2412 Rim Road, stated construction license and easement agreements have been signed for the two properties, the City received an extension of the FEMA grant, the award of contract for the work will be brought to the next Council Meeting, and stated he has met with the Bradbury Interim City Manager to discuss trucks using the streets in the area.

Fasana moved, Finlay seconded to receive and file the update, and carried unanimously.

Audited Financial Statements

Fasana moved, Finlay seconded to receive and file the audited financial statements for the fiscal year ended June 30, 2005, per staff recommendation, and carried unanimously.

2006/07 Budget Calendar

Fasana moved, Gaston seconded to approve the 2006/07 budget calendar as outlined in the staff report, and set the Budget Workshop for Monday, May 1, 2006, at 5:00 p.m., and Tuesday, May 2, 2006, if necessary, and carried unanimously.

DCTV Funding Request

Kristen Petersen presented a staff report about the request for an increase in funding for DCTV.

Alan Heller, DCTV, provided additional information, and answered questions from Councilmembers pertaining to DCTV's financial statements, budget monitoring, and equipment needs.

There was discussion about DCTV's work plan in terms of partnership and accountability, streaming video, budgets and services of surrounding cities for funding of public access channels, and a tour of KGEM in Monrovia.

Finlay moved, Fasana seconded to approve additional funding in the amount of \$26,000 to DCTV for the current 2005/06 fiscal year budget, and carried unanimously.

Emerald Necklace update and budget appropriation request

Karen Herrera presented an update on the Emerald Necklace Recreational Trails Program, and the request for an additional budget appropriation.

Fasana moved, Finlay seconded to receive and file the Emerald Necklace update report, amend the existing Amigo de los Rios contract to include an additional \$4,000 for community outreach, and approve an overall additional appropriation of \$35,000 for required environmental work on the Santa Fe Basin Gateway and Encanto Nature Walk projects associated with the Emerald Necklace Recreational Trails Program, per staff recommendation, and carried unanimously.

ORAL COMMUNICATIONS

The following spoke on items not on the Agenda:

Gene Jones – General Plan survey.

ITEMS FROM COUNCIL

GASTON: 1) Thanked all Buena Vista Pavilion volunteers, and stated the reception was great; 2) Complimented Councilmember Finlay and Mayor Paras-Caracci for their leadership at NLC; 3) Stated forms to provide feedback about Buena Vista Pavilion are available tonight; 4) Invited attendance at the parade

volunteer meeting on February 8; 5) Congratulated Parks and Recreation on its mentor dinner; 6) Stated she received a refund from a conference in 2004; 7) Announced Edison Company's Black History event on February 3 and 7 at CTAC in Irwindale; 8) Stated the Duarte's Promise event saluting Martin Luther King, Jr., was outstanding; 9) Provided a written suggestion to Mr. George about backboard repair at Royal Oaks Park; and 10) Inquired if new Commissioners are informed about the attendance policy. Petersen stated staff members provide that information to each new Commissioner.

FASANA: Stated electronic waste is not to be disposed of in the regular trash, and inquired if information about e-waste is available on the City's website. Petersen stated there is a link on the City's website to that information.

FINLAY: 1) Provided information to Mr. George from the NLC, and requested that a resolution adopting a City platform for strengthening families be placed on a future Agenda; and 2) Stated she appreciates her neighborhood, and all the neighbors know each other.

PARAS-CARACCI: 1) Stated the NLC's recommendation is a great platform for youth; 2) Stated she received cards from the families of Calvin Bell and Clara Morgan in appreciation of the Council adjourning in their memories; 3) Stated she received congratulations from Senator Romero on her re-election; 4) Stated the mentor recognition dinner was great, and noted there is a need for mentors; 5) Announced Duarte Talent Show on February 4; and 6) Encouraged residents to become involved.

ADJOURNMENT

Fasana moved, Finlay seconded to adjourn the meeting at 10:12 p.m., in memory of Lance Corporal Raul Mercado, and carried unanimously.

Mayor Tzeitel Paras-Caracci

ATTEST:

City Clerk