

## MINUTES

### CITY COUNCIL OF THE CITY OF DUARTE REGULAR MEETING – FEBRUARY 14, 2006

At 5:30 p.m., a workshop was held to review proposed fees and charges for City services.

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 7:07 p.m.

#### RECORDATION OF ATTENDANCE

The following were in attendance:

PRESENT: Fasana, Finlay, Gaston, Reyes, Paras-Caracci

ABSENT: None

ADMINISTRATIVE STAFF PRESENT: City Manager  
George, City Attorney Slater

#### PLEDGE TO THE FLAG

Nita Norgard 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, Reyes seconded to adopt the agenda, as amended to conduct the Redevelopment Agency Meeting after Item 9 (Consent Calendar), and carried unanimously.

#### ANNOUNCEMENTS

Jan Wight, Duarte Chamber of Commerce, announced upcoming Chamber events, and read a portion of the minutes from the first Duarte Chamber of Commerce meeting.

Pui-Ching Ho, Duarte Library, announced Black History Month presentation on February 18, Open House on March 7, and Computer Internet Assistance program on March 11.

Nita Norgard, Friends of Duarte Library, thanked the City for its past contributions, asked that the City again approve funds for the community reading project, stated suggestions are being accepted for the One Town One Book event, and announced Festival of Authors on October 7.

Bill Baca stated Senator Romero's office is accepting nominations for 2006 Outstanding Women of the 24<sup>th</sup> District.

Finlay stated the League has taken a stand to support the Library Bond Initiative authorizing the issuance of \$600 million in bonds for library construction and renovation, and wants to keep it on the June ballot, rather than the November ballot.

Lindy Ysassi and Liz Reilly, Duarte High Booster Club, provided an update on the status of the club, its activities, and future plans.

#### 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, Reyes seconded to approve the remainder of Fiscal Affairs, and carried unanimously.

#### PUBLIC HEARING

Council Bill 06-O-01

(Second Reading)

Fees/Charges for Services

Council Bill 06-R-01

Services Fees and Charges

(Continued to 2/28/06)

Mayor Paras-Caracci announced the Public Hearing to consider amending certain sections of the Duarte Municipal Code pertaining to charges for services was continued from January 24, 2006, stated it was suggested this item again be continued, and asked if there was anyone in the audience who wished to be heard on the matter. There were none.

Gaston moved, Fasana seconded to continue the Public Hearing to the meeting of February 28, 2006, and carried unanimously.

<p>CONSENT CALENDAR</p>	<p>Fasana moved, Finlay seconded to approve the Consent Calendar, as follows, and carried with Reyes abstaining from Item A (Minutes):          Approve Items A, B.          Receive and file Items C, D.</p>
<p>RECESS</p>	<p>Mayor Paras-Caracci called a Recess at 7:37 p.m. for the Redevelopment Agency Meeting. City Council reconvened at 7:46 p.m. in joint session to consider related Council/Agency Bills, and following the Redevelopment Agency Meeting, reconvened at 8:30 p.m., with all members present.</p>
<p>COUNCIL BILLS          Council Bill 06-R-05          Utility Bills</p>	<p>Fasana left the Council Chambers due to a conflict on this item.</p> <p>Slater read by title Council Bill 06-R-05:</p> <p>A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, GRANTING THE CITY MANAGER AND CITY FINANCE DIRECTOR AUTHORITY AND RESPONSIBILITY TO PAY THE CITY'S UTILITY BILLS</p>
<p>RESOLUTION NO. 06-05</p>	<p>Finlay moved, Gaston seconded to waive further reading and adopt Resolution No. 06-05, and carried with Fasana absent. It was determined that the Agenda packets would include utility bill information.</p> <p>Fasana returned to the Council Chambers and resumed his chair.</p>
<p>Council Bill 06-R-06          Statements of Economic Interest</p>	<p>Slater read by title Council Bill 06-R-06:</p> <p>A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, AMENDING THE LIST OF DESIGNATED POSITIONS FOR FILING STATEMENTS OF ECONOMIC INTEREST AND CONFORMING THE APPLICABLE DISCLOSURE CATEGORIES TO REVISIONS MADE BY THE STATE OF CALIFORNIA FAIR POLITICAL PRACTICES COMMISSION</p>
<p>RESOLUTION NO. 06-06</p>	<p>Fasana moved, Finlay seconded to waive further reading and adopt Resolution No. 06-06, and carried unanimously.</p>
<p>Council Bill 06-R-07          General Services Agreement          Los Angeles County</p>	<p>Slater read by title Council Bill 06-R-07:</p> <p>A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING THE RENEWAL OF THE GENERAL SERVICES AGREEMENT WITH THE COUNTY OF LOS ANGELES</p>
<p>RESOLUTION NO. 06-07</p>	<p>Finlay moved, Reyes seconded to waive further reading and adopt Resolution No. 06-07, and carried unanimously.</p>
<p>COMMISSIONS          Traffic/Safety Commission          Overnight parking – Hearthstone          (Continued to 2/28/06)</p>	<p>Finlay moved, Reyes seconded to continue the recommendation from the Traffic and Safety Commission pertaining to retention of overnight parking restrictions in the Hearthstone Tract to the meeting of February 28, 2006, and carried unanimously.</p>
<p>Community Services Comm.          Tree wells – Huntington Drive</p>	<p>Reyes moved, Finlay seconded to approve the Community Services Commission recommendation to adopt the St. Mary Magnolia Tree as the official replacement tree for vacant tree wells in public rights-of-way along Huntington Drive, and carried unanimously.</p>
<p>CITY MANAGER          Update – Emergency Repairs</p>	<p>George provided an update on the status of emergency repairs pertaining to a portion of Rim Road between 2404 and 2412 Rim Road, stated the City is in the final stages of working out the arrangements with FEMA and finalizing of documents with the proposed contractor, and it is anticipated that the consideration and approval of the contractor will be on the next Agenda.</p>

2005/06 Mid-Year Budget  
(Continued to 2/28/06)

Jim Kirchner, Duarte, stated the staff report indicates there has been deficit spending, and asked if there is a real need for the proposed receptionist position.

Mayor Paras-Caracci stated the position is now shared, and there is a need for someone to deal with the day-to-day answering of phones.

Finlay moved, Gaston seconded to continue the recommendation to receive and file the 2005/06 mid-year budget report and to approve budget amendments to the meeting of February 28, 2006, and carried unanimously.

Notice of Completion  
Royal Oaks Drive Bus Pocket  
E. C. Construction Company

Fasana moved, Reyes seconded to accept the Royal Oaks Drive Bus Pocket project, per staff recommendation, authorize the City Clerk to file the necessary Notice of Completion together with release of bonds, and carried unanimously.

State Supplemental Local Law  
Enforcement Svcs. Grant Funds

Finlay moved, Reyes seconded to approve the use of the 2005/2006 State Supplemental Local Law Enforcement Services Grant funds for front line law enforcement services, specifically, the motorcycle deputy, special deputy overtime patrols, school resource deputy, motorcycle patrol, and the DAMAGE (Duarte and Monrovia Active Gang Enforcement) task force, per staff recommendation, and carried unanimously.

Modifications to Intern Program

There was discussion about the request for modifications to the Duarte student intern program to allow high school students living within the Duarte Unified School District boundaries, but attending school outside the boundaries, the opportunity to participate in the program. There was further discussion about the legality of allowing only Duarte High School and Mt. Olive High School students to participate, establishing a ratio for local high school students, serving youth in the entire City, and hiring the most appropriate and qualified students.

Fasana moved, Gaston seconded to authorize the City Attorney and staff to research limiting the participants in the student intern program to Duarte High School and Mt. Olive High School students, and carried by the following Roll Call vote:

AYES: Reyes, Gaston, Fasana

NOES: Finlay, Paras-Caracci

Duarte-In-Bronze statue

Jim Kirchner provided an update on the fundraising efforts of the Duarte-In-Bronze Committee, and stated a comparison of income and estimated expenses indicates a shortage of approximately \$58,000.

George stated staff would like to receive direction from the Council on the City's participation in the implementation and funding of the statue. There was discussion about making a decision during the consideration of mid-year budget adjustments, no deficit spending, enhancement to the City's historical status, increase in the cost of copper, and the possibility of in-kind services. No action was taken.

ITEMS FROM COUNCIL

REYES: 1) Thanked staff and businesses who participated in Job Shadow Day; 2) Stated the Route 66 Parade is in dire need of volunteers; 3) Announced General Plan Community Workshop on February 15, and stated he is concerned with outreach efforts; and 4) With regard to a recent fire in the City, stated smoke detectors save lives.

GASTON: 1) Thanked the judges who assisted with the Duarte All School Talent Show, and stated she would like to spotlight the champions; 2) Thanked staff for coordinating students from the middle school to attend the Edison Company's black history event; and 3) Stated items pertaining to the State library bond, AQMD representation, and school pedestrian-bicyclist safety program will be voted on at the next Contract Cities meeting.

FASANA: 1) Stated he would not be able to attend the MAD Town Council meeting on February 21 when retiring members will be recognized; and 2) Congratulated Councilmember Gaston for completing the Leadership 21 program.

PARAS-CARACCI: 1) Stated she will attend the MAD Town Council meeting and present certificates to the retiring members; 2) Stated she appreciates Councilmember Gaston for completing the Leadership 21 program; 3) Stated she received a letter from the Duarte Community Service Council in appreciation of the assistance it received in helping to distribute food during the holiday season; and 4) Stated she participated in the Groundhog Job Shadow program.

ADJOURNMENT

Reyes moved, Gaston seconded to adjourn the meeting at 9:24 p.m., to the Landscape and Lighting Maintenance District Workshop, February 28, 2006, at 5:00 p.m., and carried unanimously.

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Mayor Tzeitel Paras-Caracci

ATTEST:

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City Clerk