

MINUTES

CITY COUNCIL OF THE CITY OF DUARTE REGULAR MEETING – FEBRUARY 28, 2006

At 5:00 p.m., a workshop was held to review the status of the Citywide Landscape and Lighting Maintenance District.

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 7:08 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

Sean Moore led the Pledge of Allegiance to the Flag.

MOMENT OF REFLECTION

A silent moment of reflection was observed.

FITNESS WARM-UP

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

ADOPTION OF AGENDA

Fasana moved, Finlay seconded to adopt the agenda, as amended to consider Item 14.D after Item 7, and to remove Item 12, and carried unanimously. Mayor Paras-Caracci stated audience members could address Item 12 during Announcements.

ANNOUNCEMENTS

Lino Paras, Duarte, inquired about mailing of ballots for the Landscape and Lighting Maintenance District. Mayor Paras-Caracci responded.

Pui-Ching Ho, Duarte Library, announced Open House on March 7, and Live Homework Help Program on March 11 and 18.

FISCAL AFFAIRS

Finlay moved, Reyes seconded to approve Fiscal Affairs, and carried unanimously.

SPECIAL ITEMS

Recognition – Explorer Program

Abby Lai, Crime Prevention Specialist, and Special Assignment Deputy Brian Villalobos described the DART and Explorer programs, and introduced participants. Mayor Paras-Caracci presented Certificates to Paul Magallanes, John Saldana, Jose Lara, and Sean Moore in recognition of their graduation from the Los Angeles County Sheriff's Department Law Enforcement Explorer Program, and congratulations were extended.

Presentation – Crime Statistics

Don Anderson, Director of Public Safety Coordination, provided a report on the 2005 Part I Crime Statistics, and stated that in 2005, the City experienced the fewest number of Part I crimes over the past 25 years.

Proclamation – Safe Communities Month

Mayor Paras-Caracci presented the Proclamation for Safe Communities Month to Abby Lai, who provided information about programs, activities, and events during the month of March.

CITY MANAGER

Cable TV Franchise agreements

Lino Paras, Duarte, stated consultant fees add up, and suggested sharing the cost with other cities.

Fasana moved, Finlay seconded to authorize the City Manager to enter into standard consultant services agreements with Jonathan Kramer and Communications Support Group to provide consulting services specifically related to the City's cable franchise, in a combined contract amount not to exceed \$40,000.00, and carried unanimously.

PUBLIC HEARING
(Continued from 2/14/06)
Council Bill 06-O-01
(Second Reading)
Fees/Charges for Services

Council Bill 06-R-01
Services Fees and Charges

ORDINANCE NO. 781

RESOLUTION NO. 06-01

CONSENT CALENDAR

TRAFFIC AND SAFETY
COMMISSION
Parking – Hearthstone Tract
(Continued from 2/14/06)

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 February 14, 2006.

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

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, AMENDING CERTAIN SECTIONS OF THE DUARTE MUNICIPAL CODE PERTAINING TO FEES AND CHARGES FOR SERVICES (Second 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

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.

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

Fasana moved, Finlay seconded to waive further reading and adopt Ordinance No. 781, and carried unanimously.

Fasana moved, Reyes seconded to waive further reading and adopt Resolution No. 06-01, and carried unanimously.

Finlay moved, Fasana seconded to approve the Consent Calendar, as follows, and carried unanimously.

Approve Items A, B.
Receive and file Item C.

Ed Cox, Director of Community Development, provided a staff report about the Traffic and Safety Commission's unanimous recommendation that the current restrictions not be modified or eliminated for the Hearthstone Tract, and answered questions from Councilmembers pertaining to temporary parking permits, RV/boat parking, transferable permits, and renewal procedures.

The following addressed the City Council:

Robert Hawkins felt there should be permanent parking permits.

John Crum stated the status quo is fine, the curb appeal of his home is wonderful, and asked that the code not be changed.

Lino Paras stated the neighborhood could do unofficial voting and give it a try.

Trinidad Burton stated an RV is parked in Hearthstone Tract without a permanent sticker, some residents have to wake up to move cars, and some residents have two permanent stickers.

Humberto Rivera asked that Council not change a thing, as it looks great.

Anil Gunaratne felt those who want to park on the street should be allowed to, permits could hang on the rear-view mirror, felt residents should be able to have two permits, suggested it be considered on a trial basis, and in response to a question from City Council, stated he does not want the 3:00-6:00 a.m. parking restriction removed, but would like the residents with three vehicles to be able to purchase two permits that could hang on their rear-view mirrors.

Bill Dorman stated a trial period is a good idea, and felt hanging a permit in the car would help solve problems.

Ron Takeuchi/Carol Spies stated on rare occasions they need the flexibility to park on the streets.

D. Venegas stated he has five vehicles, he sometimes parks his cars on other streets, and asked that Council consider allowing a tag to be used temporarily.

Vic Abekian stated he has had to move cars during the night.

Gerald Lambert stated he has three cars and a trailer, he does not want to park his car on other streets, and stated he would like a pass.

Neil Bjornsen, Traffic and Safety Commission, stated the Commission supports the current ordinance, if the code is changed, other restricted areas will want it changed in their area also, Commissioner Kirchner lives in the Hearthstone Tract and has stated he wants to maintain the restriction, and stated if the code is to be changed, there should be a vote of the entire community affected by the ordinance as to whether it should be maintained or disbanded.

Fasana moved, Finlay seconded to retain the current parking restrictions in the Hearthstone Tract, and direct staff to review possible options for guest overnight parking, with a report back to City Council within 60 days, and carried by the following Roll Call vote:

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

NOES: None

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, and stated the agreements have been finalized, and the award of contract is on tonight's Agenda for consideration.

Award of Contract

Rim Road Slope Rehabilitation
Remedial Civil Constructors, Inc.

Fasana moved, Finlay seconded to award the contract to Remedial Civil Constructors, Inc (RCC), for Rim Road Slope Rehabilitation, per staff recommendation, authorize execution by the Mayor, and carried unanimously.

2005/06 mid-year budget report

Mike Yelton, Assistant City Manager, provided a detailed staff report about the mid-year budget projections, and summarized the general fund revenues, expenditures, other city funds, Redevelopment Agency, and proposed budget amendments.

Finlay moved, Gaston seconded to receive and file the 2005/06 mid-year budget report and to approve the corresponding budget amendments, and carried unanimously.

Notice of Completion

Concrete Repair Program
Martinez Concrete, Inc.

Fasana moved, Finlay seconded to accept the Concrete Repair Program project, per staff recommendation, authorize the City Clerk to file the necessary Notice of Completion together with release of bonds, and carried unanimously.

ITEMS FROM COUNCIL

FASANA: 1) Requested the County be contacted regarding graffiti on the San Gabriel River Bike Trail; and 2) Thanked Mrs. Anderson for attending the meeting and Don Anderson for his good service.

FINLAY: Stated she attended the Mosquito Abatement Conference in Detroit, and provided helpful information about preventing mosquito bites.

REYES: Thanked the MAD Town Council for its service, and congratulated retiring members.

GASTON: 1) Thanked the Duarte Library for its outstanding black history presentation; and 2) Asked that the Council Meeting be adjourned in memory of Coretta Scott King.

PARAS-CARACCI: Stated she visited the bio-solids waste plant in Rancho Cucamonga, where sludge is turned into compost and energy.

ADJOURNMENT

Finlay moved, Fasana seconded to adjourn the meeting at 9:45 p.m., in memory of Gavin Pevehouse and Coretta Scott King, to a Workshop (Post-Employment Health Benefits), March 14, 2006, at 5:00 p.m., and carried unanimously.

Mayor Tzeitel Paras-Caracci

ATTEST:

City Clerk