

MINUTES

CITY COUNCIL OF THE CITY OF DUARTE REGULAR MEETING – JUNE 27, 2006

At 5:00 p.m., a Closed Session was held (as stated below). Mayor Paras-Caracci called the meeting to order at 5:10 p.m.

- ADOPTION OF AGENDA Gaston moved, Reyes seconded to adopt the Agenda, and carried unanimously.
- CLOSED SESSION Lino Paras stated he hopes in the future, department heads will be on contract and not in the union, and stated there are structural budgetary problems.
- Slater announced the Closed Session is pursuant to Government Code Section 54957.6, Conference with Labor Negotiators; Designated City Representatives: Darrell George, Steve Filarsky, Dan Slater; Employee Organization: Service Employees International Union (SEIU) Local 347. The Closed Session concluded at 6:35 p.m.
- 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 7:12 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 Libby Wright led the Pledge of Allegiance to the Flag.
- MOMENT OF REFLECTION A silent moment of reflection was observed.
- FITNESS WARM-UP Finlay led the group in a series of warm-up exercises.
- PUBLIC REPORT OF CLOSED SESSION Slater stated the City Council met in a Closed Session at 5:00 p.m. pursuant to Government Code Section 54957.6, Conference with Labor Negotiators; Designated City Representatives: Darrell George, Steve Filarsky, Dan Slater; Employee Organization: Service Employees International Union (SEIU) Local 347. The City Council participated in a discussion about negotiations and terms proposed for the contract. The City Council unanimously directed the designated City representatives to continue discussions with representatives of the employee organization leading toward a new contract, with no further action taken.
- ANNOUNCEMENTS Pui-Ching Ho, Duarte Library, announced summer reading program from June 27 to August 4 on Tuesdays and Fridays.
- Jan Wight, Duarte Chamber, announced upcoming celebrity waiter dinner fundraiser, and a number of Chamber events.
- Karen Herrera announced Duarte Kiwanis, Duarte Rotary, and Duarte's Promise will be selling fireworks at Ralph's Shopping Center.
- Brian Villalobos stated safe and sane fireworks can only be discharged on July 3, 4, and 5, south of Royal Oaks Drive, however, on July 4, they can be discharged at Royal Oaks Park.
- Lino Paras stated the Parade Committee will be selling raffle tickets at the Concerts in the Park, and thanked the Bradbury City Council for its discussion about the Westvale gate.
- Gaston announced that participants in the "A" Game Fundamental Basketball Clinic have been invited to be on the KTLA news show on July 6, and thanked Fasana for arranging for a Foothill Transit chartered bus.

FISCAL AFFAIRS	Finlay moved, Fasana seconded to approve Fiscal Affairs, and carried unanimously.
SPECIAL ITEMS 2006 Rose Float Trophy	Libby Wright, Tournament of Roses President, presented the City of Duarte/City of Hope 2006 Rose Float Picture Trophy, and thanked the City for 33 years of participation in the parade.
Presentation – Duarte High School	Principal Bill Martinez, Duarte High School, made a presentation about the application and ranking process that resulted in Duarte High School being ranked in Newsweek magazine’s list of the top 1200 United States public high schools.
CONSENT CALENDAR	<p>Lino Paras stated he would like to know more about Item F, Item G is normally on the main agenda, Item H is a high visibility project, and discussed the warrant register.</p> <p>Reyes moved, Gaston seconded to approve the Consent Calendar, as follows, and carried unanimously. Approve Items A, B, C, D, E, F, G. Remove Item H.</p> <p>(Item D. 06-R-21 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, ESTABLISHING A POLICY THAT DELEGATES RESPONSIBILITY FOR TORT LIABILITY CLAIMS HANDLING TO THE CALIFORNIA JOINT POWERS INSURANCE AUTHORITY AS AUTHORIZED BY GOVERNMENT CODE SECTIONS 910, ET SEQ.)</p> <p>(Item E. 06-R-22 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, AUTHORIZING A HOLIDAY SCHEDULE FOR CITY EMPLOYEES FOR FISCAL YEAR 2006-07)</p> <p>(Item F. 06-R-23 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, AUTHORIZING INVESTMENT OF MONIES IN THE LOCAL AGENCY INVESTMENT FUND)</p> <p>(Item G. 06-R-24 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2006-07 WITHIN THE CITYWIDE LANDSCAPE AND LIGHTING DISTRICT PURSUANT TO THE LANDSCAPE AND LIGHTING ACT OF 1972)</p>
Removed (Item H)	Item H. Approval of Final Tract Map 52867 (Attalla Ranch). There was discussion about tract maps being on the Consent Calendar, and the Consent Calendar being on the City’s website. Fasana moved, Gaston seconded to approve Item H, and carried unanimously.
COUNCIL BILL Council Bill 06-O-04 Zone Change 05-1 Duarte Garden Specific Plan (Second Reading)	Slater read by title Council Bill 06-O-04: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, REVISING THE DUARTE MUNICIPAL CODE BY CHANGING THE ZONING OF THREE PARCELS OF LAND FROM C-2 (GENERAL COMMERCIAL) TO DUARTE GARDEN SPECIFIC PLAN (ZONE CHANGE 06-1) (Second Reading)
ORDINANCE NO. 784	Fasana moved, Finlay seconded to waive further reading and adopt Ordinance No. 784, and carried unanimously.
CITY MANAGER 2006-2007 Budget	<p>George provided preliminary comments about the proposed budget, stated he received correspondence from Los Angeles County that the City of Duarte is one of ten cities in the County that had an increase in assessed value, and stated the Sheriff’s Department has revised its contract to provide a free dedicated sergeant to all contract cities, resulting in a \$162,000 savings to the City.</p> <p>Mike Yelton, Assistant City Manager, provided a detailed staff report about the 2006-2007 City and Redevelopment Agency Budgets.</p>

Ed Ferguson stated the City and School Board have worked together for many years, and asked for \$20,000 on behalf of the Duarte Education Foundation to continue the program of taking 80 eighth graders to Sacramento.

Lino Paras stated the request could be considered at mid-year, and discussed a newspaper article he had distributed and the check payable to Barrow Hoffman.

There was discussion about the projected deficit, healthcare reimbursement costs, mandates, the school musical, advertising, and the boxing program. George stated an adjustment would be made within the budget to maintain the \$4,000 for employee service awards.

Finlay moved, Fasana seconded to add to the budget \$5,000 for the eighth grade trip to Sacramento, to be matched by the Duarte Education Foundation, and to add an additional \$5,000 for the musical.

There was further discussion about growth and diversity in the City, need for youth programs, memberships, and the possibility of finding \$10,000 without increasing the bottom line.

The motion to add to the budget \$5,000 for the eighth grade trip to Sacramento, to be matched by the Duarte Education Foundation, and to add an additional \$5,000 for the musical, carried unanimously. It was noted that if staff is able to locate \$10,000 for these two items, the budget increase would not be made.

Fasana moved, Reyes seconded to approve the Fiscal Year 2006-2007 City of Duarte Budget, as amended to increase it by \$10,000, and carried unanimously.

L. A. County Probation Dept.
Prevention Intervention Program

Brian Villalobos, Director of Public Safety Services, stated the agreements were formerly called GAPP and SCSP, and have been reorganized under the Prevention Intervention Program (PIP), and will continue to provide services for two Deputy Probation Officers as contracted under the former agreements.

Fasana moved, Finlay seconded to approve the 2006-2007 Prevention Intervention Program (PIP) Services Agreements with Los Angeles County Probation Department, effective July 1, 2006 – June 30, 2007, per staff recommendation, and carried unanimously.

Reyes asked that a presentation be made at a future City Council Meeting about the services provided by the Deputy Probation Officers and the impacts of the programs.

Voting Delegate/Alternate
2006 League Conference

Fasana moved, Reyes seconded to designate Mayor Pro Tem Gaston as the Voting Delegate and Councilmember Margaret Finlay as the Voting Alternate for the 2006 League of California Cities Annual Conference, September 6-9, 2006, in San Diego, and carried unanimously.

Contract amendment
Rutan & Tucker
Redevelopment services

Lino Paras stated he has no objection to the rate increase, and he is an advocate of no conflict of interest.

Fasana moved, Finlay seconded to approve the contract amendment with Rutan & Tucker for redevelopment service fees, per staff recommendation, and carried unanimously.

Contract extension
Edwards, Eichel & Beranek

Lino Paras read a portion of a letter from a 2004 newspaper, and stated he feels it is good business practice to change auditing firms every seven years.

Fasana moved, Reyes seconded to extend the current contract for independent auditing services with Edwards, Eichel & Beranek for one year, and that requests for proposals be submitted by February.

Gaston moved to amend the motion to extend the current contract for two years. The motion died for lack of a second.

The motion to extend the current contract for independent auditing services with Edwards, Eichel & Beranek for one year, and that requests for proposals be submitted by February, carried unanimously.

ORAL COMMUNICATIONS

The following spoke on items not on the Agenda:

Jan Wight – Public input at Council Meetings, stagnant water, black flies.

Harb Thind – Bradbury City Council Meeting, deficit spending.

Lino Paras – Bradbury City Council Meeting, first amendment, Chamber of Commerce.

ITEMS FROM COUNCIL

REYES: 1) Thanked Ms. Medina who retired from Andres Duarte School for her service to the community; 2) Thanked all involved in the boxing/golf tournament event; and 3) Wished all a safe and sane holiday celebration.

FASANA: 1) Stated he is pleased that Vector Control is dealing with the issue of black flies and mosquitoes; 2) Discussed the possibility of having two oral communications items on the Agenda, and asked about the legality of limiting a person to speaking at either one or the other. Slater said he could research the matter; and 3) Wished all a safe 4th of July.

FINLAY: Asked that Linda Figueroa be recognized at a future meeting for organizing the Ballet Folklorico and for her years of service to the community.

GASTON: 1) Stated the Foothill Unity Center is accepting applications for the humanitarian award, and Linda Figueroa would be perfect; 2) Provided Councilmembers with an invitation to the Simpson's 50th anniversary celebration; 3) Stated she would like Judi Gutierrez to be recognized at a future Council Meeting, and welcomed Dr. Dean Conklin as the new Superintendent; 4) Stated outdoor signs are becoming a problem, and signs that are being held are cluttering the corners; 5) Asked that the Parade Committee come before the Council; and 6) Thanked Donna Georgino for her work with the float.

PARAS-CARACCI: 1) Stated the Parade T-shirt was designed by a high school art student; 2) Stated there were no exceptions made this evening for the speaker to discuss a previous item; 3) Thanked the Bradbury City Council for the discussion regarding Westvale residents, and felt it was a good compromise; 4) Inquired about the status of soundwalls on the north side of the 210 freeway; 5) Stated she prefers consent calendar items be on the Agenda; and 6) Wished all a fun and safe 4th of July.

ADJOURNMENT

Finlay moved, Gaston seconded to adjourn the meeting at 10:08 p.m., in memory of Wayne Devorse, and carried unanimously.

Mayor Tzeitel Paras-Caracci

ATTEST:

City Clerk