

MINUTES

CITY COUNCIL OF THE CITY OF DUARTE REGULAR MEETING – AUGUST 8, 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, Finlay seconded to adopt the Agenda, and carried unanimously.
- CLOSED SESSION** Lino Paras stated he feels the City Manager is doing a good job. Slater announced the Closed Session is pursuant to Government Code Section 54957(b)(1) and 54956.6; Public Employee Performance Evaluation; Title of position: City Manager; Designated Representative: Dan Slater. Fasana was absent from the Closed Session. The Closed Session concluded at 5:55 p.m.
- WORKSHOP** Lino Paras stated he feels there should be an oversight committee for the Landscape and Lighting District. At 6:00 p.m., a workshop was held to discuss and review the budget and potential reductions pertaining to the Landscape and Lighting District. Fasana was absent from the workshop. It was determined that the workshop pertaining to the proposed civic center implementation plan would be held at a later date. 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 7:06 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** Mayor Paras-Caracci led the Pledge of Allegiance to the Flag.
- MOMENT OF REFLECTION** A silent moment of reflection was observed.
- PUBLIC REPORT OF CLOSED SESSION** Slater stated the City Council met in a Closed Session pursuant to Government Code Section 54957(b)(1) and 54956.6, Public Employee Performance Evaluation; Title of position: City Manager; Designated Representative: Dan Slater, City Attorney. It was noted that Fasana was absent from the Closed Session. The City Council discussed and evaluated the City Manager's performance, and voted unanimously to continue the item to the next meeting, with no further action taken.
- ANNOUNCEMENTS** Pui-Ching Ho, Duarte Library, announced summer reading program carnival on August 12 at 11:00 a.m. Nita Norgard expressed thanks for the summer concerts, and announced Festival of Authors on October 7, and Back-to-School BBQ fundraiser on September 9. K. C. Caracci announced Route 66 Parade and Classic Car Show on September 16, thanked sponsors, and presented a birthday cake to the Mayor. Finlay stated she attended the Executive Forum in Monterey where 13 ballot measures were discussed, provided copies of ethics information to Councilmembers, and stated the Duarte Mesa Association recommends that trash not be put out before 6:00 a.m. due to the bear situation.
- FISCAL AFFAIRS** Fasana moved, Finlay seconded to approve Fiscal Affairs, and carried unanimously.

SPECIAL ITEMS
Recognition – Fred Vasquez

Mayor Paras-Caracci presented a plaque to Fred Vasquez for his service as a Community Services Commissioner, and congratulations were extended.

Presentation – General Plan

Art Rangel, Economic and Development Specialist, showed a slide presentation about the preliminary draft General Plan, and described components and steps required prior to adoption of the General Plan. City Councilmembers asked that a workshop about the preliminary draft General Plan be held on Saturday, August 26, 2006 at 8:00 a.m. Slater stated the workshop would be a noticed City Council Meeting, open to the public.

Harb Thind stated there is a need for future housing in the community, and suggested the height limit for condominiums and apartments be increased to four stories.

PUBLIC HEARINGS
Council Bill 06-O-05
Floodplain Management
(Second Reading)

Mayor Paras-Caracci announced this was the time and place set for a Public Hearing to consider amending the Duarte Municipal Code to establish floodplain management regulations.

City Attorney Slater asked Acting City Clerk Petersen if notice of the hearing had been given. Petersen 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. Petersen stated there were none.

Slater read by title Council Bill 06-O-05:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, AMENDING TITLE 16 “BUILDING AND CONSTRUCTION” OF THE DUARTE MUNICIPAL CODE TO ADD CHAPTER 16.40 TO ESTABLISH FLOODPLAIN MANAGEMENT REGULATIONS (Second Reading)

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

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

ORDINANCE NO. 785

Finlay moved, Fasana seconded to waive further reading and adopt Ordinance No. 785, and carried unanimously.

Council Bill 06-R-28
Congestion Mgmt. Program

Mayor Paras-Caracci announced this was the time and place set for a Public Hearing to consider adopting the Congestion Management Program (CMP) Local Implementation Report.

City Attorney Slater asked Acting City Clerk Petersen if notice of the hearing had been given. Petersen 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. Petersen stated there were none.

Slater read by title Council Bill 06-R-28:

A RESOLUTION OF THE CITY OF DUARTE, CALIFORNIA, FINDING THE CITY TO BE IN CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP) AND ADOPTING THE CMP LOCAL DEVELOPMENT REPORT, IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089

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

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

RESOLUTION NO. 06-28

Gaston moved, Reyes seconded to waive further reading and adopt Resolution No. 06-28, and carried unanimously.

<p>CONSENT CALENDAR</p>	<p>Reyes moved, Fasana seconded to approve the Consent Calendar, as follows, and carried unanimously. Approve Items A, B. Receive and file Items C. D.</p>
<p>CITY MANAGER Memorandums of Understanding SEIU Local 347</p>	<p>Reyes moved, Fasana seconded to approve the Memorandums of Understanding with the General Employees and the Management and Professional Employees represented by the Service Employees International Union, Local 347 (SEIU), and carried unanimously.</p>
<p>Architect Services Agreement Royal Oaks Park Building Crane Architectural Group</p>	<p>Fasana moved, Reyes seconded to authorize the City Manager to enter into a professional services agreement with Crane Architectural Group for the renovation of the Royal Oaks Park Building, per staff recommendation, and carried unanimously. City Council requested that staff provide a timeline for the project, as well as information about rescheduling of classes during the renovation.</p>
<p>Current Commission vacancies</p>	<p>Fasana moved, Finlay seconded to fill the two current Commission vacancies from the applicants who were recently interviewed and not selected, and to make the appointments at the next City Council Meeting, with copies of the applications included with the Agenda, and carried unanimously.</p>
<p>Mountain/Central relocation plan</p>	<p>Fasana moved, Gaston seconded to approve the Relocation Plan for the Mountain and Central Avenue Project, per staff recommendation, and carried unanimously.</p>
<p>Revised Agenda format</p>	<p>This item was considered jointly with Redevelopment Agency Item 8. Slater provided a staff report about the proposed revised Agenda format, and answered questions from Councilmembers. Finlay moved, Fasana seconded to approve the revised Agenda format, and carried unanimously.</p>
<p>COUNCIL BILL Council Bill 06-R-30 Health benefit vesting – Retirees</p>	<p>Slater read by title Council Bill 06-R-30: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE ELECTING TO ESTABLISH A HEALTH BENEFIT VESTING REQUIREMENT FOR FUTURE RETIREES UNDER PUBLIC EMPLOYEES’ MEDICAL AND HOSPITAL CARE ACT</p>
<p>RESOLUTION NO. 06-30</p>	<p>Fasana moved, Finlay seconded to waive further reading, and carried unanimously. Fasana moved, Gaston seconded to adopt Resolution No. 06-30, and carried unanimously.</p>
<p>ITEMS FROM COUNCIL</p>	<p>REYES: 1) Thanked the Parade Committee for the fundraiser and the Elks Club for sponsoring the Casino Night event; and 2) Thanked the Parks and Recreation Department for the first boxing show hosted in the City.</p> <p>FASANA: 1) Stated attendance at Concerts in the Park was great, and he hopes they can continue; 2) Thanked all involved with National Night Out; 3) Stated the trees at Valley View Park block the lighting, and asked that staff look into that; 4) Announced Household Hazardous Waste and E-Waste Round-Up on August 12 at Santa Anita Race Track; and 5) Stated the Upper San Gabriel Valley Municipal Water District is offering free low-flow toilets on August 12 at Rio Hondo College.</p> <p>GASTON: 1) Encouraged anyone to install low-flush toilets, as it has lowered her water bill; 2) Announced back-to-school distribution event on August 24 at Santa Anita Race Track; 3) Announced YMCA overnight event on August 19 at 6:00 p.m.; 4)</p>

Expressed appreciation for Casino Night and Concerts in the Park; 5) Stated she will attend the Contract Cities Executive Board Meeting and General Meeting of Directors on August 16 in Whittier, where proposed legislation concerning representation on the L.A. School District will be discussed; and 6) Stated when the Duarte Mediation Team met last month, there was a discussion about Mt. Olive students needing transportation to school, and asked that an item about allowing a limited number of students to use the City buses in the morning be agendaized at the next Council Meeting.

PARAS-CARACCI: 1) Thanked the Route 66 Parade Committee and previous members for their support; and 2) Wished her mom and mentee a happy birthday.

ADJOURNMENT

Fasana moved, Reyes seconded to adjourn the meeting at 9:05 p.m., in memory of Doris Antonucci, and carried unanimously.

Mayor Tzeitel Paras-Caracci

ATTEST:

City Clerk