

MINUTES

**JOINT CITY COUNCIL/REDEVELOPMENT AGENCY OF THE CITY OF DUARTE
REGULAR MEETING – JANUARY 22, 2008**

At 5:00 p.m., two Closed Sessions were held (as stated below). Mayor Reyes called the meeting to order at 5:08 p.m., with three members present (Finlay arrived at 5:10, Fasana arrived during the Closed Sessions.)

ADOPTION OF AGENDA

Gaston moved, Paras-Caracci seconded to adopt the Agenda, and carried unanimously.

CLOSED SESSIONS

Conference with Legal Counsel

A) Existing Litigation

B) Anticipated Litigation

George stated the first Closed Session is pursuant to Government Code Section 54956.9(a); Conference with Legal Counsel; Existing litigation; U.S. Kuil, Inc., a California corporation, Plaintiff, v. KAA5, LLC, a California limited liability company; Byung Hoon Hyun, an individual; Shin K. Kim, an individual; Yong Ran Kim, an individual; Jang Woo Hyun, an individual; Jae Sung Cho, an individual; Seung Woo Chung, an individual; Douglas M. Ruff, an individual; O'Brien Energy Systems, Inc., a Delaware corporation; Canyon Park Development company, a Washington business entity form unknown; City of Duarte, an incorporated city; and Does 1-100, inclusive; Defendants; United States District Court, Central District of California, Case No. DV07-03748-RGK (SSx). The second Closed Session is pursuant to Government Code Section 54956.9(b)(1); Conference with Legal Counsel; Anticipated Litigation; Significant exposure to litigation; Number of potential cases: 1. The Closed Sessions concluded at 5:40 p.m.

**WORKSHOP – Redevelopment
Agency budget capacity**

At 5:45 p.m., a Workshop was conducted to present information related to the budget capacity of the Redevelopment Agency, highlighting project area limits associated with tax increment, available Agency fund balances and cash flow, and a description of current and future projects that could need Agency assistance.

The City Council/Redevelopment Agency of the City of Duarte met in a regular meeting in the Council Chambers, 1600 Huntington Drive, Duarte, California. Mayor Reyes called the meeting to order at 7:18 p.m.

**RECORDATION OF
ATTENDANCE**

The following were in attendance:

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

ABSENT: None

ADMINISTRATIVE STAFF PRESENT: City Manager
George, City Attorney Marticorena

PLEDGE TO THE FLAG

Larry Carey led the Pledge of Allegiance to the Flag.

MOMENT OF REFLECTION

A moment of reflection was observed.

FITNESS WARM-UP

Paras-Caracci led the group in a series of warm-up exercises.

**PUBLIC REPORT OF
CLOSED SESSION**

Marticorena stated during the first Closed Session, the City Council/Agency Board met to discuss existing litigation, and took no action. During the second Closed Session, the City Council met to discuss anticipated litigation, and took no action.

ANNOUNCEMENTS

Pui-Ching Ho, Duarte Library, announced Journal Decorating Activity on January 24 at 3:30 p.m., and Black History Month dance event on February 23 at 2:00 p.m.

Jan Wight, Duarte Chamber, announced upcoming celebrity waiter dinner, grand opening of Washington Mutual on February 8, Good Morning Duarte on February 19, Community Health Fair on March 12, and her retirement event on February 29.

Mark Montgomery announced Duarte High School reunion on May 17 in Azusa.

Karen Herrera invited participation in Duarte's Promise Groundhog Job Shadow Day on February 7, and announced applications for vote-by-mail ballots are available tonight and at City Hall.

Mayor Reyes invited Lisa Magno, Joe's Place, and her family in attendance to introduce themselves.

CONSENT CALENDAR

Paras-Caracci moved, Fasana seconded to approve the Consent Calendar as follows, and carried unanimously.
Approve Items A, B, C, D.

CITY COUNCIL/AGENCY
Agreement – Housing Element
Economic & Development
Specialist (E&DS)

Fasana moved, Gaston seconded to approve the services agreement with Economic & Development Specialist (E&DS) for preparation of the housing element update, and to authorize the City Manager to execute the agreement on behalf of the City, per staff recommendation, and carried unanimously.

Agreement – Fitness Center Pool
Duarte Unified School District

Fasana moved, Gaston seconded to approve the agreement with the Duarte Unified School District for use of the Fitness Center Pool during the Spring 2008 Swim Team season, per staff recommendation, and carried unanimously. Paras-Caracci suggested the agreement could be on the Consent Calendar in the future.

2008/09 Budget Calendar

Fasana moved, Finlay seconded to approve the 2008/09 budget calendar as outlined in the staff report, and to set the Budget Workshop for Tuesday, May 6, 2008, at 5:00 p.m., and carried unanimously.

ITEMS FROM CITY COUNCIL/
CITY MANAGER

FASANA: Congratulated all involved with the Martin Luther King, Jr., event.

FINLAY: Requested information as to how much money the City has spent on legal expenses pertaining to the mining project; provided information about the chikungunya virus; asked that the meeting be adjourned in memory of Edward Bolger, Mary Croft, and Johnny Grant; and announced that the DHS Academic Decathlon Team will be competing on Saturday.

GASTON: Stated the Martin Luther King, Jr., beautification event was wonderful; noted several people met concerning the recent violence, and there will be an article in the Duarte View about that session; attended Contract Cities in Sacramento, and met with the Governor's staff; and asked that the meeting be adjourned in memory of Reverend Derrick Lewis.

PARAS-CARACCI: Attended NLC Board Meeting in Florida where 2008 goals and objectives were discussed, and stated when she attends the NLC Conference in Washington D.C. next month, there will be no housing cost to the City.

REYES: Congratulated and commended staff on the Martin Luther King, Jr., event; announced Town Hall Meeting on January 23, 7:00 p.m., at First Baptist Church; stated a newspaper article regarding violence in Monrovia made negative implications about our City's tactics and strategy, and requested a presentation from the Public Safety Department be made at a future Council Meeting regarding the City's investment and strategies as they relate to our public safety interests; stated City Councilmembers will receive a memo regarding the Mayor's

breakfast meeting scheduled for February 21 at Santa Teresita; and stated the Vulcan mining issue is critical, and we need our residents' support.

GEORGE: Announced a Special Joint Meeting with Azusa City Council will be held on January 29, 6:00 p.m., at Azusa City Hall; and announced a Joint Workshop with all Commissions will be held on February 4, 5:00 p.m., at the Community Center.

ADJOURNMENT

Finlay moved, Fasana seconded to adjourn the meeting at 8:10 p.m., in memory of Edward Bolger, Mary Croft, Johnny Grant, and Reverend Derrick Lewis, and carried unanimously.

Mayor Phillip R. Reyes

ATTEST:

City Clerk