

## MINUTES

### JOINT CITY COUNCIL/REDEVELOPMENT AGENCY OF THE CITY OF DUARTE REGULAR MEETING – MAY 26, 2009

At 6:00 p.m., one Closed Session was held (as stated below). Mayor Fasana called the meeting to order at 6:08 p.m., with all members present.

- ADOPTION OF AGENDA** Gaston moved, Paras-Caracci seconded to adopt the Agenda, as amended to add a Closed Session item to discuss public safety issues, and carried unanimously.
- CLOSED SESSIONS**  
1) Anticipated Litigation  
2) Public Safety issues
- Slater stated the first Closed Session is pursuant to Government Code Section 54956.9(c); Conference with Legal Counsel; Anticipated litigation; Number of potential cases: 2. The Closed Session added to the Agenda is pursuant to Government Code Section 54957 regarding matters posing a threat to public facilities. The Closed Session concluded at 6:28 p.m.
- Reception**
- At 6:30 p.m., a Reception was held in the Community Center Lounge for the Beautification Award recipients.
- 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 Fasana called the meeting to order at 7:02 p.m.
- RECORDATION OF ATTENDANCE**
- The following were in attendance:  
PRESENT: Finlay, Gaston, Paras-Caracci, Reyes, Fasana  
ABSENT: None  
ADMINISTRATIVE STAFF PRESENT: City Manager George, City Attorney Slater
- PLEDGE TO THE FLAG** Judy Blake led the Pledge of Allegiance to the Flag.
- MOMENT OF REFLECTION** A moment of reflection was observed.
- FITNESS/MENTAL WARM-UP** Finlay provided the warm-up.
- PUBLIC REPORT OF CLOSED SESSION**
- Slater stated during the first Closed Session, City Council received an update from Legal Counsel about two potential cases, and if filed, information will be available to the public after the filing, with no further disclosable information. The Closed Session that was added will be heard at the end of the meeting prior to adjournment.
- ANNOUNCEMENTS**
- Reed Strege, Duarte Library, announced summer reading programs for youth and teens.
- Irene Vasquez, DYAC, announced Demetrius Pontikes won the sectionals and will compete in the regionals, Carlos Fisher will pitch for the Cincinnati Reds, Duarte/Monrovia youth baseball game on June 15, and DYAC Shetlands tournament on June 25.
- Nita Norgard, Friends of the Duarte Library, announced scholarship awards dinner on June 10.
- Karen Herrera announced farmer's market every Saturday, City of Hope lecture on May 27, Veterans event on May 28 at Royal Oaks Manor, Teen Talk on June 6, hazardous waste event on June 13, YMCA skating event on June 20, Parks and Recreation Department summer lunch and aquatics programs, community movie night on July 10, and Rose Float golf tournament on November 6.
- SPECIAL ITEMS**  
Beautification Awards
- Cesar Monsalve, Recreation Superintendent, described the program and introduced the judges. Mayor Fasana announced the

business award winners, and presented certificates, gift cards, and plants to the residential Beautification Award winners, and congratulations were extended.

Presentation – Gang Strategy Task Force  
 Brian Villalobos, Director of Public Safety Services, provided background information and presented an update on the County-wide Gang Strategy Task Force, and stated the recommendations will be reviewed by the Board of Supervisors in July.

ORAL COMMUNICATIONS  
 The following spoke on items not on the agenda:  
 Harry Heflin – Landscape at Attalla Ranch project.  
 Tom Reyes – Safe school routes, grants, maintenance facility.  
 Anita Malave – Oppose rail maintenance facility.  
 Henry Baltazar – Vehicle tickets, selective targeting.

ITEMS ADDED TO CONSENT  
 Reyes moved, Gaston seconded to add the following items to Item K for all Council, and carried unanimously: League Action Budget Day, June 3 (Sacramento); Foothill Unity Center fundraiser, June 6 (Monrovia); L.A. County Deputy Sheriff’s Open House, May 28 (Monterey Park); L.A. Peace Officer Memorial Ceremony, May 27 (Whittier); League’s General Membership Meeting, June 4 (Los Angeles); Marcia Hazelton’s retirement, June 19; Friends of the Duarte Library dinner, June 10; recognition of William Baczkowski, May 31 (Duarte).

CONSENT CALENDAR  
 Reyes moved, Paras-Caracci seconded to approve the Consent Calendar, as amended, as follows, and carried unanimously.  
 Approve Items A, B, C, D, E, F, G, H, I, K.  
 Receive and file Item J.

RESOLUTION NO. 09-09  
 Appropriations Limit  
 Item H – 09-R-09 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE ESTABLISHING AN APPROPRIATIONS LIMIT PURSUANT TO THE PROVISIONS OF ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION  
 Mayor Fasana read and presented the Proclamation for 2010 Census (Consent Item F) to Agustin Duran, U.S. Census Bureau, who provided information about the 2010 census program.

PUBLIC HEARING  
 Council Bill 09-R-12  
 Citation Fine Schedule  
 Mayor Fasana announced this was the time and place set for a Public Hearing to consider adopting a revised parking citation fine schedule.  
 Slater asked City Clerk Akana if notice of the hearing had been given. Akana stated the notice had been given, and the affidavit was on file. Mayor Fasana asked if any written communications had been filed in the matter. Akana stated there were none.  
 Brian Villalobos presented a staff report about the proposed fine schedule, and answered questions from Councilmembers.  
 Mayor Fasana asked if there was anyone in the audience who wished to be heard on the matter. There were none.  
 Slater read by title Council Bill 09-R-12:  
 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, ADOPTING A REVISED PARKING CITATION FINE SCHEDULE

RESOLUTION NO. 09-12  
 Finlay moved, Paras-Caracci seconded to adopt Resolution No. 09-12, and carried unanimously.

RESOLUTIONS  
 Council Bill 09-R-10  
 Fiscal Hardship – Property Tax  
 Slater read by title Council Bill 09-R-10:  
 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE FINDING A SEVERE FISCAL HARDSHIP WILL EXIST IF ADDITIONAL CITY PROPERTY TAX FUNDS ARE SEIZED AND ADDITIONAL UNFUNDED MANDATES ARE ADOPTED BY THE STATE OF CALIFORNIA

RESOLUTION NO. 09-10	Gaston moved, Finlay seconded to adopt Resolution No. 09-10, and carried unanimously.
Council Bill 09-R-11 Voluntary Water Conservation	Slater read by title Council Bill 09-R-11: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE ENCOURAGING VOLUNTARY WATER CONSERVATION AND REDUCTION OF WASTE WATER
RESOLUTION NO. 09-11	Finlay moved, Gaston seconded to adopt Resolution No. 09-11, and carried unanimously.
BUSINESS ITEM Home Improvement Program (CDBG-R)	Irma Hernandez, Senior Planner, presented a staff report about the use of federal stimulus funds for the expansion of the City's existing Home Improvement Program.  Finlay moved, Gaston seconded to approve the distribution of the CDBG-R funding allocation of \$61,914 for the expansion of the City's existing Home Improvement Program, per staff recommendation, and carried unanimously.
ITEMS FROM CITY COUNCIL/ CITY MANAGER	GASTON: Thanked staff and all who assisted and participated at the Contract Cities conference, attended Hats Off, County needs assessment at Pamela Park, and greening conference at Citrus College, thanked the Mayor for sending a letter on behalf of the City complimenting Bishop and Mrs. Dillard for 35 years of pastoring, announced City of Hope received a Telly Award, requested Ron Wood of the San Gabriel Economic Partnership be recognized for his contributions to our City, asked that the meeting be adjourned in memory of Carrie Lee Brown and James Chadwick, and announced Councilmember Finlay was awarded the Roy E. Reynolds Award from Contract Cities.  PARAS-CARACCI: Inquired about the Royal Oaks Building grand opening date (Georgino responded), met with teens at the Teen Center and discussed their needs, suggested collecting information and ideas before going out for an RFP on the Youth and Families Master Plan, and suggested the possibility of a task force.  Mayor Fasana asked that an item about the Youth and Families Master Plan be agendized for the next meeting for a discussion to include matching grants and forming a task force.  FINLAY: Congratulated Councilmember Gaston on her Contract Cities appointment, stated she would like to attend the SB 375 COG workshop with staff, announced Public Utilities Commission hearing on June 8 regarding the Cal Am rate increase, thanked Mr. Heflin for the information about the Attalla Ranch property, and stated our Fitness Center is the greatest bargain in town.  FASANA: Congratulated Councilmembers Gaston and Finlay, attended Hats Off, Citrus College greening roundtable, Memorial Day event at Live Oak Memorial Park, and Duarte Mediation Team meeting, asked that a discussion about mandatory zones for bear-resistant trash cans be agendized, with input on options and rate structure, stated an environmental review process was started regarding the Gold Line maintenance facility with nine sites identified, and he will be taking Irwindale out of his motion.
RECESS Closed Session (Continued) Public Safety Issues	Mayor Fasana called a Recess at 9:12 p.m. for a Closed Session. Slater stated the Closed Session is pursuant to Government Code Section 54957, and City Council will meet with the Director of Public Safety Services. City Council reconvened at 9:40 p.m.

with all members present. Slater stated the City Council held a privileged and confidential Closed Session on public safety issues with the Director of Public Safety Services pursuant to Government Code Section 54957, as identified earlier in the meeting, with no reportable action taken.

ADJOURNMENT

Finlay moved, Paras-Caracci seconded to adjourn the meeting at 9:41 p.m., in memory of Carrie Lee Brown and James Chadwick, to the Joint City Council/School Board Meeting, May 28, 2009, at 4:30 p.m., Duarte High School Library, 1565 Central Avenue, Duarte, and carried unanimously.

---

Mayor John Fasana

ATTEST:

---

City Clerk