

## MINUTES

### JOINT CITY COUNCIL/REDEVELOPMENT AGENCY OF THE CITY OF DUARTE REGULAR MEETING – FEBRUARY 23, 2010

**CALL TO ORDER** 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 Finlay called the meeting to order at 6:02 p.m., with all four members present (Fasana arrived prior to the Closed Session).

**ADOPTION OF AGENDA** Gaston moved, Reyes seconded to adopt the Agenda, as amended to adjourn to the Strategic Planning Workshop, March 8, 2010, at 8:00 a.m., and carried unanimously.

**CLOSED SESSION** Slater stated the first Closed Session is pursuant to Government Code Section 54956.9(a); Existing litigation; KUA Industry, Inc., a California corporation; U.S. Kuil, Inc., a California corporation, Petitioners and Plaintiffs v. City of Duarte, a California municipality; City Council of the City of Duarte, specifically “John Fasana, Margaret Finlay, Tzeitel Paras-Caracci, Lois Gaston, and Phil Reyes;” City of Duarte Redevelopment Agency, an agency of a California municipality; and Does 1 – 500; inclusive, Respondents and Defendants; Los Angeles County Superior Court, Case No. BS123299. The second Closed Session is pursuant to Government Code Section 54956.9(c); Anticipated litigation/Initiation of litigation; Number of potential cases: 1. The Closed Session concluded at 7:02 p.m. The meeting was reconvened at 7:10 p.m.

**RECORDATION OF ATTENDANCE** The following were in attendance:  
PRESENT: Fasana, Gaston, Paras-Caracci, Reyes, Finlay  
ABSENT: None  
ADMINISTRATIVE STAFF PRESENT: City Manager George, City Attorney Slater

**PLEDGE TO THE FLAG** Craig Stogner led the Pledge of Allegiance to the Flag.

**MOMENT OF REFLECTION** A moment of reflection was observed.

**FITNESS/MENTAL WARM-UP** Trevor and Finlay provided the warm-up.

**PUBLIC REPORT OF CLOSED SESSION** Slater stated during the first Closed Session, City Council/Agency Board received an update from Legal Counsel regarding the litigation, and provided input to Legal Counsel, with no reportable action taken. During the second Closed Session, an update was received on potential litigation, and City Council/Agency Board provided input to Legal Counsel regarding strategies and avoidance of litigation, with no reportable action taken.

**ANNOUNCEMENTS** Reed Strege, Duarte Library, announced SAT/ACT practice test on February 27, and March calendar of events.  
Donna Georgino announced the Duarte Youth and Family Master Plan Ad Hoc Advisory Committee will host a Town Hall Meeting on March 3 at the Duarte Senior Center.  
Frank Haynes announced Harlem Ambassadors event on April 30.  
Karen Herrera announced a number of upcoming community events in the months of February and March, and stated the Azusa Planning Commission meeting scheduled for February 24 has been cancelled and tentatively rescheduled for March 10.

**SPECIAL ITEMS** Mayor Finlay introduced Neil Earle and Irwin Margiloff, and presented them with Certificates of Appreciation for preserving the history of Duarte by authoring “Images of America: Duarte.”  
Recognition – Neil Earle and Irwin Margiloff

Recognition – “J” Gomez	Mayor Finlay presented a framed Certificate to Juventino “J” Gomez, retiring Field Deputy for Supervisor Antonovich, and thanked him for his support and partnership through the years.
Presentation – Rodney Jefferson	Rodney Jefferson presented an update on community programs, including outreach, partnership with WIB, teen talk, moonlight basketball, gang intervention and prevention, and intercultural mediation.
CONSENT CALENDAR	Fasana moved, Reyes seconded to approve the Consent Calendar as follows, and carried unanimously. Approve Items A, B, C, H. Receive and File Item D, E. Remove Items F, G.
ITEMS REMOVED (F) Fireworks Applications	Steve Hernandez stated Mr. Uhlig feels fireworks are dangerous, and he is excited that there are now five booths.
(G) Council Bill 10-R-05 205 Westvale Road	Sarala Rajeshuni stated Mr. Ohanian provided information about their back yard construction at the last meeting, they could not respond, they were not aware of problems with permits, the project is one of needs and necessities, asked City Council to look at the history, and stated she is hoping to receive direction and support from the City Council. Slater responded.
Items F and G approved	Fasana moved, Reyes seconded to approve Items 13F and 13G, and carried unanimously.
RESOLUTION NO. 10-05	Item G – Council Bill 10-R-05 A RESOLUTION OF THE CITY COUNCIL OF THE COUNCIL OF THE CITY OF DUARTE (1) GRANTING THE APPEAL BY MR. RAFFI OHANIAN, 201 WESTVALE DRIVE, OF THE DETERMINATION SET FORTH IN RESOLUTION NO. PC-10-1, (2) REVERSING THE DETERMINATION OF THE PLANNING COMMISSION AND VOIDING RESOLUTION NO. PC-10-1, (3) DETERMINING THAT THE PROPOSED PROJECT SUBMITTED BY MR. RAMESHAM AND MRS. SARALA RAJESHUNI FOR A 1,324 SQUARE FOOT UPPER FLOOR ADDITION AND 351 SQUARE FEET OF DECK AT 205 WESTVALE ROAD DOES NOT MEET ALL OF THE REQUIRED FINDINGS UNDER DUARTE MUNICIPAL CODE SECTION 19.70.230, AND (4) DENYING THE PROPOSED PROJECT
BUSINESS ITEM Otis Gordon Sports Park Improvements	Donna Georgino provided a staff report about the proposed restroom project and replacement of playground equipment at Otis Gordon Sports Park, stated the project would be paid for using grant funds, and stated there would be an ongoing maintenance fee that would affect the General Fund.  Harb Thind stated the restrooms at Royal Oaks Park are often locked.  Steve Hernandez commended staff on resolving this, and stated he is glad most parks have restrooms.  Fasana moved, Reyes seconded to approve the improvements for Otis Gordon Sports Park as outlined in the staff report, including restrooms and new playground equipment, and directed the City Manager to work with the School Superintendent to modify the Satellite Parks Lease Agreement so that grant funding can be used for the project, per staff recommendation, and carried unanimously.
ORAL COMMUNICATIONS (Continued)	The following spoke on items not on the Agenda. Steve Hernandez – Azusa meeting, CEQA report, environment. Michael Stanton – Election, park restrooms, traffic tickets.

ITEMS FROM CITY COUNCIL/  
CITY MANAGER

REYES: Stated he may not be able to attend the Strategic Planning Workshop due to his employment responsibility.

FASANA: Provided information to City Council from the San Gabriel Valley COG strategic planning session, attended science labs tour and seminar at City of Hope, stated Metro is working to get approval by March so funding can move forward, assured all that this City Council is unified on the Vulcan issue, and thanked staff for their efforts.

PARAS-CARACCI: Stated the City Manager and the Principal at Mt. Olive will be participating in the Harlem Ambassadors event, attended the Youth and Family Master Plan meeting, looks forward to the Town Hall meeting, attended the City of Hope luncheon with Duarte High School students, and discussed the summer internship program.

GASTON: Announced Monrovia-Duarte Black Alumni Association exhibit at the Monrovia Historical Museum, thanked all for their efforts in getting the word out about the Vulcan mining project meetings and bear meeting, attended Arcadia Gold Line sign unveiling, presented a plaque on behalf of Contract Cities to the County rescue team that went to Haiti, attended the Parks and Recreation luncheon, attended the Mediation Team meeting and the Chamber's networking breakfast, and stated Mayor Finlay's ride to Azusa was outstanding.

FINLAY: Appreciated everyone attending the various meetings in Azusa, read portions of two letters opposing the Vulcan mining expansion, attended the bear meeting and City of Hope luncheon, and encouraged attendance at the Azusa Planning Commission meeting on March 10.

ADJOURNMENT

Gaston moved, Fasana seconded to adjourn the meeting at 8:38 p.m., to the Strategic Planning Workshop, March 8, 2010, 8:00 a.m., at Westminster Gardens, and carried unanimously.

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Mayor Margaret Finlay

ATTEST:

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City Clerk