

MINUTES

JOINT CITY COUNCIL/REDEVELOPMENT AGENCY OF THE CITY OF DUARTE REGULAR MEETING – APRIL 13, 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 5:35 p.m., with four members present (Reyes arrived prior to the Closed Session).
- ADOPTION OF AGENDA** Fasana moved, Paras-Caracci seconded to adopt the Agenda, and carried unanimously.
- CLOSED SESSION**
1) Conference – Legal Counsel Existing Litigation
2) Conference – Real Property Negotiations
3) Conference – Legal Counsel Anticipated Litigation
- 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 54956.8; Negotiating parties: Redevelopment Agency of the City of Duarte and Southern California Presbyterian Homes; Agency negotiators: Darrell George and Craig Hensley; Concerning Agency-owned vacant lot at southeast corner of Huntington Drive and Pops Road (1700 Huntington Drive), APN 8530-023-912, 913, and 076; Under negotiation: Price and terms of payment. The third Closed Session is pursuant to Government Code Section 54956.9(c); Anticipated litigation/Initiation of litigation; Number of potential cases: 1 (Project in City of Azusa entitled “Azusa Rock Quarry: Modification to C-89-20, Development agreement, and Revised Reclamation Plan, SCH No. 2009051056” and associated Environmental Impact Report). The Closed Sessions concluded at 6:55 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 (left at 7:45 p.m.), Finlay
ABSENT: None
ADMINISTRATIVE STAFF PRESENT: City Manager George, City Attorney Slater
- PLEDGE TO THE FLAG** Neil Earle led the Pledge of Allegiance to the Flag.
- MOMENT OF REFLECTION** A moment of reflection was observed.
- FITNESS/MENTAL WARM-UP** Paras-Caracci 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 on the status of the litigation, with no reportable action taken. During the second Closed Session, the Agency Board unanimously directed the negotiators to continue discussion regarding the potential development of the site, and if any agreements are developed, those would be considered in open session at a future meeting. During the third Closed Session, the City Council discussed issues related to a potential lawsuit, and unanimously authorized Legal Counsel to take the necessary steps to position the City to file a lawsuit depending on the action of the Azusa City Council, with no further action taken.
- ANNOUNCEMENTS** Reed Strege, Duarte Library, announced book sale and children’s program on April 17, Mr. Ostergard on April 24, and VIP story readers on April 15.

Frank Haynes, Duarte Community Service Council, announced Harlem Ambassadors event on April 30.

Claudia Heller, Duarte Historical Museum, announced open house on April 17, and bird walk on May 9.

Lisa Magno, Joe's Place, announced Relay for Life on May 15, thanked all sponsors and introduced Wal-Mart Store Manager Katherine Whatley, and announced Route 66 Parade fundraiser on August 21.

Stafford Barker, DYAC, announced mentoring instruction and coaches' clinic on April 25, and invited Rotary to join with the Kiwanis Relay for Life team.

Karen Herrera announced a number of upcoming community events in the months of April and May.

Councilmember Fasana announced Vulcan expansion hearing at the Azusa City Council meeting on April 19 at 6:30 p.m.

Mayor Finlay noted there have been a number of newspaper articles about the proposed Vulcan mining expansion, and stated the City of Duarte's Number One goal is to stop the mining on the west side, as it is too close to Duarte citizens and is bad for the entire San Gabriel Valley.

Mary Barrow stated those who wish to speak at the April 19 Azusa City Council meeting must submit a card prior to the start of the meeting.

SPECIAL ITEMS

Presentation – Youth and Family Master Plan

Donna Georgino provided an update about the Youth and Family Master Plan, including panel discussions regarding youth in the community, input from teens, task group activities, and upcoming meeting agenda topics.

Recognition – DCTV volunteers, board members, and staff

Mayor Finlay presented Certificates of Appreciation to DCTV volunteers, board members, and staff for their years of service, and introduced Studio Manager Levon Yotnakhparian, who provided information about the history of DCTV as well as current projects and programs.

Recognition – Lisa Magno Woman of Distinction Award

Mayor Finlay presented a Certificate to Lisa Magno in recognition of her receiving the 32nd Congressional District's Woman of Distinction Award from Congresswoman Judy Chu.

Recognition – Arlene Magdaleno Duarte's Biggest Loser

Mayor Finlay congratulated Arlene Magdaleno for winning the Duarte's Biggest Loser Contest, and presented her with a Certificate and a personal \$100 donation. Jean Guthrie, Travel Time Tours, presented Ms. Magdaleno with a trip for two to Laughlin, and congratulations were extended.

Presentation – Teen Talk

Rodney Jefferson provided information about the Teen Talk program, and introduced student Jose Tellez, who discussed youth concerns, including a beatification and cleanup program for the bike trail.

ORAL COMMUNICATIONS

The following spoke on items not on the Agenda.

Allen Field – Tribune newspaper article.

Ron Phadnis – Hearthstone slope, Huntington/Buena Vista.

Harb Thind – City Attorney, Azusa City Council Meeting.

CONSENT CALENDAR

Gaston moved, Paras-Caracci seconded to approve the Consent Calendar as follows, and carried with Reyes absent.

Approve Items A, B, C, D, E, F, H.

Receive and File Item G.

RESOLUTION NO. 10-08
Local Agency Investment Fund

Item D – Council Bill 10-R-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, AUTHORIZING INVESTMENT OF MONIES IN THE LOCAL AGENCY INVESTMENT FUND

RESOLUTION NO. 10-09
Designated Positions – FPPC

Item E – Council Bill 10-R-09 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, AMENDING THE LIST OF DESIGNATED POSITIONS FOR FILING STATEMENTS OF ECONOMIC INTEREST AND CONFORMING THE APPLICABLE DISCLOSURE CATEGORIES TO REQUIREMENTS OF THE STATE OF CALIFORNIA FAIR POLITICAL PRACTICES COMMISSION

ITEMS FROM CITY COUNCIL/
CITY MANAGER

PARAS-CARACCI: Congratulated participants and volunteers for the Talent Show, attended the grand opening of Subway, thanked all who attended the AQMD meeting, stated many have told her they appreciate the City taking a stand on the Azusa situation, stated the City completely opposes the mine expansion project, and her thoughts are with the Reyes family.

GASTON: Stated cities should be fighting together, thanked all who supported the Talent Show, thanked Pennies for Progress partners, she is looking forward to the Youth and Family Master Plan, thanked the Historical Museum for the newsletter, congratulated Citrus College for receiving its 6-year accreditation, congratulated Yvonne Bullock for receiving Senator Romero’s Outstanding Woman of the 24th Senate District award and asked that she be recognized, asked that Pam Kawasaki be recognized for receiving the Community Outreach Action Team Award, thanked the Mayor and Mr. Fasana for presenting flowers to Lisa Magno when she received her award, attended the AQMD meeting, Foothill Transit meeting, and Gold Line safety training class, stated the Contract Cities Meeting on April 21 will be her last meeting as President, asked that the meeting be adjourned in memory of Rosetta Fisher, congratulated the Mayor for leading us through a difficult time with Azusa, was not able to attend the SGV Economic Partnership event on March 31 and reimbursed the City for the cost of the ticket, announced Board of Supervisors will hear a request on behalf of Contract Cities for reduction in the liability trust fund surcharge on April 20, and stated Mr. Reyes left early due to his mother’s illness, and she hopes she gets better soon.

FASANA: Announced upcoming Foothill Transit hearings and board meeting to discuss options about fare increases and reductions, stated the Gold Line terms were approved at the last Metro meeting, congratulated staff for working with Monrovia and the Construction Authority to make the intersection on Mountain Avenue safe, hopes the Azusa City Council will weigh the project and that there is good news, we need to be prudent and know all our options, attended award event for Lisa Magno and AQMD meeting, and asked that the meeting be adjourned in memory of Jaime Escalante.

FINLAY: Stated we are good friends and neighbors with Azusa, she hopes they recognize we are trying to do what is best for the San Gabriel Valley and hopes Azusa does what is right, thanked businesses for the increase in Duarte’s sales tax, and provided an update of school programs, activities, and staff changes.

ADJOURNMENT

Paras-Caracci moved, Gaston seconded to adjourn the meeting at 9:11 p.m., in memory of Rosetta Fisher and Jaime Escalante, and carried unanimously.

Mayor Margaret Finlay

ATTEST:

City Clerk