

## MINUTES

### JOINT CITY COUNCIL/REDEVELOPMENT AGENCY OF THE CITY OF DUARTE REGULAR MEETING – NOVEMBER 9, 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 Pro Tem Paras-Caracci called meeting to order at 7:06 p.m.
ADOPTION OF AGENDA	It was noted that Item 3 (Closed Session) was cancelled. Reyes moved, Gaston seconded to adopt the Agenda, as amended to remove Consent Item 12.J, and to consider Special Items 9.A and 9.B after the other Special Items, and carried unanimously.
RECORDATION OF ATTENDANCE	The following were in attendance: PRESENT: Gaston, Paras-Caracci, Reyes, Fasana (7:08 p.m.) ABSENT: Finlay ADMINISTRATIVE STAFF PRESENT: City Manager George, City Attorney Slater
PLEDGE TO THE FLAG	Joan Whitenack led the Pledge of Allegiance to the Flag.
MOMENT OF REFLECTION	A moment of reflection was observed.
FITNESS/MENTAL WARM-UP	Hensley and Paras-Caracci provided the warm-up.
ANNOUNCEMENTS	Reed Strege, Duarte Library, announced Southland Opera event on November 13, and Teen Program on November 16. Dan Yrigoyen announced Duarte High School Band Booster wreath fundraiser, PTSA Beautification Day in April, and Duarte Troop 185 Eagle Scout Project on November 27. Ed Houlemarde, DYAC, announced registration on November 20, and opening day during the second week of March. Karen Herrera announced a number of upcoming community events and programs in the months of November and December.
SPECIAL ITEMS	Mayor Pro Tem Paras-Caracci presented BaLinda Dillard of Set For Life a certificate in appreciation of her commitment to providing seniors with practical skills, education, and training to succeed in today's ever-changing society.
Recognition – BaLinda Dillard Set For Life	
Recognition – Friends of the Duarte Library	Mayor Pro Tem Paras-Caracci introduced Friends of the Duarte Library board members, and presented them with certificates in recognition of the successful Festival of Authors event.
Recognition – DYAC Board	Mayor Pro Tem Paras-Caracci presented certificates to members of the DYAC board in appreciation of their time and volunteer efforts to the community.
Presentation and Recognition Foothill Unity Center FAJC Foothill Area Jobs Collaborative	Mayor Pro Tem Paras-Caracci introduced Joan Whitenack, who made a presentation about the ARRA-funded Foothill Area Jobs Collaborative, which placed 217 clients in jobs during the past year, and introduced Cathy Klose from Mobile Dental Clinic. Mayor Pro Tem Paras-Caracci presented certificates of appreciation to Foothill Unity Center and Mobile Dental Clinic.
Presentation – PERTAC	Brian Villalobos introduced Mike Kinney, advisor for Interact Club, who described the PERTAC Program (Personal Emergency Response Teams Ambassadors Corps). Jasmine Castro, Interact Club President, provided additional information about the program.
Recognition – Joe Brown Pasadena NAACP President	Mr. Joe Brown was not in attendance to receive recognition for his continued success as Pasadena NAACP President and his new position as Western Region President.

ORAL COMMUNICATIONS

The following spoke on items not on the Agenda.  
Neil Earle – Children’s health study, air pollution DVD.  
Pamela Murphy – Edison tower, property values, view.  
James Bartoli – 200-foot tower being constructed by Edison.  
Dwight Ward – Tower, view of mountains, Edison deception.  
Elisa Clifford – Stop work order, SCE easement, other locations.  
Steve Esbenshade – Concrete slurry for backfill, not footings.  
Harb Thind – Utility easements, compensation.  
  
George stated City staff is working with Edison on this item.  
Hensley provided a brief update.

CONSENT CALENDAR

It was noted that Item J was removed from the Consent Calendar when the Agenda was adopted earlier in the meeting.

Reyes moved, Gaston seconded to approve the Consent Calendar, as follows, and carried with Fasana abstaining from Item A (Minutes of October 26, 2010).  
Approve Items A, B, C, G.  
Receive and File Items D, E, F,  
Remove Items H, I (Item J was removed during adoption)

ITEMS REMOVED

Item I – Council Bill 10-R-40  
San Gabriel Basin WQA

Item I – Council Bill 10-R-40 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, CASTING ITS TWO VOTES FOR ROSEMEAD COUNCIL-MEMBER MARGARET CLARK TO REPRESENT CITIES WITHOUT PRESCRIPTIVE PUMPING RIGHTS ON THE BOARD OF THE SAN GABRIEL BASIN WATER QUALITY AUTHORITY

There was discussion about letters requesting support from Monica Garcia and Luis Aguinaga that were received after the City of Duarte nominated Margaret Clark.

Gaston moved, Fasana seconded to support Margaret Clark.

Item I – Continued to 11/23/10

Reyes moved, Paras-Caracci seconded a substitute motion to continue the item until the next Council Meeting, and carried by the following Roll Call vote:  
AYES: Reyes, Fasana, Gaston, Paras-Caracci  
NOES: None  
ABSENT: Finlay

Item H – MOA with Gateway  
Cities COG - TMDL

Steve Esbenshade provided a detailed staff report about the Memorandum of Agreement.

Item H – Approved

Reyes moved, Fasana seconded to approve the Memorandum of Agreement with the Gateway Cities Council of Governments to secure services to conduct scientific studies and prepare an analysis of site specific objectives to direct implementation of the Los Angeles River and Tributaries Metals Total Maximum Daily Load, to appropriate a total of \$17,701.16 from the General Fund over the next three fiscal years to support the studies, and to authorize the City Manager to execute the Memorandum of Agreement, and carried unanimously.

BUSINESS ITEM

Hayden Child Care Center  
Exclusive Bike Trail Use and  
City co-sponsorship request

It was agreed that Item 16.A would be considered prior to the Public Hearing.

Donna Georgino provided a staff report about the request received from Hayden Child Care Center of Santa Teresita for its 5K event to be held on March 12, 2011.

Fasana moved, Reyes seconded to approve the request from Hayden Child Care Center of Santa Teresita for exclusive use of the City Bike Trail and request for City co-sponsorship of the 5K Run, Family Walk and Roll, to be held on March 12, 2011, and carried unanimously.

PUBLIC HEARING  
Comprehensive Citywide  
Development Code  
(Continued from 10/26/10)

Slater announced this is a continuation of the Public Hearing that was opened at the October 12, 2010, City Council Meeting, and continued to the October 26, 2010, and November 9, 2010, City Council Meetings, pertaining to the Comprehensive Citywide Development Code. No written correspondence has been received in the matter.

Council Bill 10-R-37  
Addendum No. 1 to General Plan

10-R-37 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE APPROVING AND ADOPTING ADDENDUM NO. 1 TO THE GENERAL PLAN ENVIRONMENTAL IMPACT REPORT (RESOLUTION NO. 07-22) AND ADOPTING FINDINGS OF FACT

Council Bill 10-O-06  
Adopt Development Code  
(First Reading)

10-O-06 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, AMENDING THE DUARTE MUNICIPAL CODE BY REPEALING TITLE 18 (SUBDIVISIONS) AND TITLE 19 (ZONING) AND ADOPTING NEW TITLE 19 (DEVELOPMENT CODE) (First Reading)

Council Bill 10-O-07  
Zone Change 10-1  
(First Reading)

10-O-07 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, ADOPTING VARIOUS CITYWIDE ZONING MAP AMENDMENTS IN ASSOCIATION WITH APPROVAL AND ADOPTION OF THE CITY'S NEW DEVELOPMENT CODE (ZONE CHANGE 10-1) (First Reading)

Slater stated the Council Bills will receive an Ordinance number if adopted, if approved for first reading at tonight's Council Meeting, they will be adopted on November 23, 2010, and stated although Councilmember Fasana was absent from the October 26, 2010, meeting, he has viewed the video and may participate and vote at this meeting.

Craig Hensley, Community Development Director, stated the goal of the Development Code is to replace the existing zoning code, introduced the team members who produced the final document, and stated there have been five public hearings and 14 workshops to receive public comment and provide information.

Mayor Pro Tem Paras-Caracci asked if there was anyone in the audience who wished to speak on the item.

Harb Thind asked to confirm the zoning of his property and two others, inquired as to the type of development, and asked if there were any changes from the initial concept.

Jason Golding stated the General Plan identifies those properties as commercial in nature, and there is no change.

There was discussion about outreach, revisions, flexibility, and public input.

Melanie Traxler answered questions from City Councilmembers pertaining to sustainable development, and described the four project levels.

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

City Council thanked staff for the excellent document.

RESOLUTION NO. 10-37

Fasana moved, Reyes seconded to adopt Resolution No. 10-37, and to introduce Council Bills 10-O-06 and 10-O-07 for first reading, and carried unanimously. It was noted that the second reading of Council Bills 10-O-06 and 10-O-07 would be on the November 23, 2010, Agenda.

COMMITTEE ITEMS  
Gold Line Regional Transportation Ad Hoc Advisory Committee

George provided a staff report about the request from the Gold Line Regional Transportation Ad Hoc Advisory Committee and Council Bill 10-R-38 which would extend its term until April 28, 2011, to allow the Committee additional time in which to

prepare and present its final report to the City Council.

Slater read by title Council Bill 10-R-38:

Council Bill 10-R-38  
Extend term of Gold Line  
Regional Transportation

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, AMENDING RESOLUTION 09-33 TO EXTEND THE TERM OF THE GOLD LINE REGIONAL TRANSPORTATION AD HOC ADVISORY COMMITTEE

RESOLUTION NO. 10-38

Fasana moved, Gaston seconded to approve the request from the Gold Line Regional Transportation Ad Hoc Advisory Committee, and adopt Resolution No. 10-38, and carried unanimously. Gaston stated an aerial view of the route will be posted on the Gold Line Authority's website.

BUSINESS ITEMS (Continued)  
Agreement – FM3  
Public Opinion Survey

George presented a staff report about the proposed agreement for a public opinion survey, which was renegotiated as requested by City Council.

Allen Field asked if the survey would be citywide, would there be 400 calls made, and if it relates to the article in the Duarte View about service charges.

George stated it would be citywide, and 400 respondents are needed to complete the survey. Petersen stated the service fee analysis to be discussed in December 2010 has nothing to do with the survey.

There was discussion about FM3, specific questions, pensions, State budget crisis, timing, citizen input, comprehensive results, mid-year budget, union negotiations, and priorities.

Fasana moved, Paras-Caracci seconded to authorize the City Manager to execute an agreement with Fairbank, Maslin, Maulin, Metz & Associates (FM3) to conduct a public opinion survey, and to approve an amendment to the 2010-11 general fund operating budget in an amount not to exceed \$22,500, and carried by the following Roll Call vote:

AYES: Gaston, Fasana, Paras-Caracci

NOES: Reyes

ABSENT: Finlay

ITEMS FROM CITY COUNCIL/  
CITY MANAGER

GEORGE: Wished the City good luck at the Los Angeles Economic Development Corporation event.

GASTON: Asked that there be a moment of silence for Officer Ryan Bonaminio and that the meeting be adjourned in memory of Fred Klumb and Juan Banuelos, asked that Floyd and Libby Thaller be invited to a Council Meeting to celebrate their birthdays, congratulated the School Board and community on Measure E, attended the JPIA Fall Session Risk Management Conference and the Contract Cities Fall Conference, requested that the presentation made to Kiwanis by Lisa Magno about elder abuse be on a future Agenda, encouraged seniors to look at their health care benefit forms, thanked volunteers and Public Safety for the detailed reporting, and announced Veteran's Day event on November 11.

REYES: Attended Policy Maker Breakfast about obesity and diabetes and stated there is a major campaign to consider adopting a health policy, congratulated the School Board, community, and students on Measure E and stated if the oversight committee includes a Councilmember, he would like to be considered, asked for a report about the Foothill Workforce Investment allocation of funds and what is being spent in our City on summer youth job programs, attended housing conference in Denver and

stated any time there is community development, there should be a community benefit guaranteed, thanked staff for the Youth and Family Master Plan process, and stated he was part of the interview team for the advisory committee.

FASANA: Thanked and congratulated the community for Measure E, congratulated election victors at all levels, attended the Alameda Corridor East Construction Authority Sunset Avenue grade separation event, attended a luncheon recognizing Duarte Historical Museum docents and asked that recognition of the docents be agendized, and attended the Gold Line tour with members of the Ad Hoc Committee, and looks forward to the report.

PARAS-CARACCI: Attended Valley View Elementary School elections and congratulated the candidates and staff, will attend Policy Maker Breakfast at USC on November 12, attended the Policy Board meeting of the Foothill Employment and Training Consortium and will send the report about work placement results to City Councilmembers, and stated the Consortium discussed meeting quarterly and holding a youth summit.

ADJOURNMENT

Gaston moved, Fasana seconded to have a moment of silence for Ryan Bonaminio, and to adjourn the meeting at 10:18 p.m. in memory of Juan Banuelos and Fred Klumb, and carried unanimously.

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Mayor Pro Tem Tzeitel Paras-Caracci

ATTEST:

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City Clerk