

**AGENDA**  
**REGULAR JOINT MEETING OF THE**  
**CITY COUNCIL OF THE CITY OF DUARTE AND THE**  
**REDEVELOPMENT AGENCY OF THE CITY OF DUARTE**

**TUESDAY, AUGUST 10, 2010**

5:15 p.m. – Closed Session  
6:15 p.m. – Reception – City of Duarte’s 53<sup>rd</sup> Anniversary  
7:00 p.m. – Regular Session

COUNCIL CHAMBERS, 1600 HUNTINGTON DRIVE, DUARTE, CA 91010

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***MISSION STATEMENT***

*With integrity and transparency, the City of Duarte provides exemplary public services in a caring and fiscally responsible manner with a commitment to our community’s future*

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MAYOR/REDEVELOPMENT AGENCY CHAIR MARGARET FINLAY  
MAYOR PRO TEM/REDEVELOPMENT AGENCY VICE CHAIR TZEITEL PARAS-CARACCI  
COUNCILMEMBER JOHN FASANA  
COUNCILMEMBER LOIS GASTON  
COUNCILMEMBER PHIL REYES

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*City/Agency Staff:*

Darrell George, City Manager/Agency Executive Director  
Kristen Petersen, Assistant City Manager/Director of Administrative Services  
Craig Hensley, Community Development Director  
Donna Georgino, Director of Parks and Recreation  
Brian Villalobos, Director of Public Safety Services  
Dan Slater, City Attorney/Agency General Counsel  
Marla Akana, City Clerk

**ADDRESSING THE CITY COUNCIL AND REDEVELOPMENT AGENCY:**

If you wish to address the City Council or Redevelopment Agency on any item on the Agenda, you should fill out a Speaker Card indicating which item or items on the Agenda you wish to speak about, and hand the card to the City Clerk. You will be called to the Podium when that item is heard by the City Council/ Redevelopment Agency. If you wish to address the City Council or Redevelopment Agency on any item that is not on the Agenda, but that is within the subject matter jurisdiction of the City or Redevelopment Agency, you may do so under the “Oral Communications” portion of the Agenda. At the podium, before starting your remarks, please state your name and city of residence for the record.

**ADA ACCESSIBILITY NOTICE:**

In compliance with the Americans with Disabilities Act, if you need assistance to participate in this meeting, you should contact the City Manager’s office at (626) 357-7931. Notification no later than 1:00 p.m. on the day preceding the meeting will enable the City to make reasonable arrangements to assist your accessibility to this meeting.

Note: Any documents distributed by the City/Agency to a majority of the City Council/Agency Board less than 72 hours prior to the City Council/Agency meeting will be made available for public inspection at City Hall, 1600 Huntington Drive, Duarte, CA 91010, during normal business hours, except such documents that relate to closed session items or which are otherwise exempt from disclosure under applicable law.

**THE FOLLOWING ITEMS WILL BE HEARD AT 5:15 P.M.**

1. CALL TO ORDER OF CITY COUNCIL AND REDEVELOPMENT AGENCY, AND NOTATION OF ANY ABSENCES
2. ADOPTION OF THE AGENDA
3. CLOSED SESSION
  - A. Public Input – *Members of the public wishing to speak concerning the closed sessions listed below may do so at this time. Each person may speak once for no more than 3 minutes.*
  - B. Conference with Legal Counsel – Existing Litigation; Pursuant to Government Code Section 54956.9(a); *City of Duarte, California v. City of Azusa, California, et al.; Azusa Rock, Inc., et al., Real Parties in Interest*; Los Angeles County Superior Court Case No. BS127709
  - C. Conference with Real Property Negotiators pursuant to Government Code Section 54956.8; Agency negotiators: Darrell George, Craig Hensley; Negotiating parties: Redevelopment Agency of the City of Duarte and Sam Librizzi representing Western Real Estate Investments and Tradecor Partners; Under negotiation: Price and terms of payment; Concerning Agency-owned property at 1263 Huntington Drive, Duarte (Vacant lot at northwest corner of Huntington Drive and Buena Vista Street)
  - D. Conference with Real Property Negotiators pursuant to Government Code Section 54956.8; Agency negotiators: Darrell George, Craig Hensley; Negotiating parties: Redevelopment Agency of the City of Duarte and Abode Communities, a California nonprofit corporation; Under negotiations: Price and terms of payment; Concerning property at 1437, 1423 and 1437 and Huntington Drive, APNs 8530-004-900,901 & 069.

**At 6:15 p.m., there will be a Reception in celebration of the City of Duarte's 53<sup>rd</sup> Anniversary**

**THE FOLLOWING ITEMS WILL BE HEARD NOT EARLIER THAN 7:00 P.M.**

4. PLEDGE TO THE FLAG
5. MOMENT OF REFLECTION
6. FITNESS/MENTAL WARM-UP
7. PUBLIC REPORT OF CLOSED SESSION ITEMS
8. ANNOUNCEMENTS OF UPCOMING COMMUNITY EVENTS  
*Any person who wishes to make a brief announcement of a future community event that is open to the general public may do so at this time.*
9. SPECIAL ITEMS – Page 1
  - A. Recognition – Russ and Betty Elliott – 70<sup>th</sup> Wedding Anniversary
  - B. Recognition of outgoing Promise Fellows, and introduction of new Promise Fellows
  - C. Recognition – Victor Valenzuela – California Boxing Hall of Fame
  - D. Presentation by San Gabriel Valley Vector Control District – Black fly and mosquito update
10. ORAL COMMUNICATIONS—ITEMS NOT ON THE AGENDA (30 MINUTES)  
*Any person wishing to speak on any issue that is not on the Agenda, but that is within the subject matter jurisdiction of the City or Agency, may do so at this time. The opportunity to speak is on a first come, first serve basis. Each person may speak once for no more than 3 minutes and there is a maximum of 30 minutes for all Oral Communications at this time. A continuation of the Oral Communications period occurs later in the meeting, and persons who have not spoken during this initial 30-minute period may do so during the continuation period. Under the Brown Act, members of the City Council, Agency, and staff can respond only with a brief reply to issues raised in Oral Communications, and no action on such matters may take place at this meeting.*

11. ITEMS TO BE ADDED TO THE CONSENT CALENDAR

12. CONSENT CALENDAR – Page 3

*All matters listed on the Consent Calendar are to be approved with one motion unless a member of the City Council/Agency removes an item for separate action. Any consent calendar item for which separate action is requested shall be heard as the next Agenda item.*

- A. City Council and Agency – Approval of Minutes – July 22 and 27, 2010
- B. City Council and Agency – Approval of warrant register – August 10, 2010
- C. City Council and Agency – Motion to introduce and/or adopt all ordinances and resolutions presented for consideration by title only and waive further reading
- D. Proclamation – Stan Chambers Day in Duarte
- E. City Council and Agency – Cancellation of August 24, 2010, City Council/Redevelopment Agency meeting due to lack of a quorum
- F. Authorization for City Manager/Executive Director to issue warrants pursuant to Warrant Register of August 24, 2010, subject to review by City Council/Agency Board on September 14, 2010
- G. Award of Professional Services Agreement to Heider Engineering Services, Inc., for materials testing pertaining to the Huntington Drive Pavement Rehabilitation Project in the amount of \$20,700.00, and authorization for the City Manager to execute the Agreement
- H. Final acceptance of Crestfield Storm Drain Rehabilitation Project (Insituform Technologies, Inc.), and authorization to file Notice of Completion
- I. Final acceptance of Concrete Repair 09-6 Program (Gentry Brothers, Inc.), and authorization to file Notice of Completion
- J. Receive and file FPPC 2010 Local Agency Biennial Notice
- K. Approval of amendment to Professional Services Agreement with Planning Plus/P+ to extend planning consultant services, for an amount not to exceed \$4,000.00 utilizing Redevelopment Agency funds, and authorization for City Manager to execute the Amendment
- L. Receive and file notices of absence by Barbie Bylsma-Houghton from Parks and Recreation Commission meeting of August 9, 2010, and Patricia Starratt-Thorpe from Traffic Safety Commission meeting of August 3, 2010
- M. City Council/City Manager Conference Attendance – Santa Teresita 80<sup>th</sup> Jubilee Gala, September 25, 2010, Duarte; Tribute to California Conservation Corps, September 2, 2010, Los Angeles

13. ITEMS REMOVED FROM CONSENT CALENDAR

14. PUBLIC HEARINGS – Page 27

- A. 10-R-27 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, APPROVING AN APPLICATION FOR FUNDING AND THE EXECUTION OF A GRANT AGREEMENT AND ANY AMENDMENTS THERE-TO FROM THE 2008 DISASTER RECOVERY INITIATIVE ALLOCATION OF THE STATE CDBG PROGRAM
- B. 10-R-30 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, FINDING THE CITY TO BE IN CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP) AND ADOPTING THE CMP LOCAL DEVELOPMENT REPORT, IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089

15. CONTINUATION OF ORAL COMMUNICATIONS  
*Any person who did **not** speak during the initial 30 minute Oral Communications period earlier in the meeting, who wishes to speak on any issue that is not on the Agenda but that is within the subject matter jurisdiction of the City or Agency, may do so at this time. Each person may speak once for no more than 3 minutes. Under the Brown Act, the City Council, Agency, and staff can respond only with a brief reply to issues raised in Oral Communications and no action on such matters may take place at this meeting.*
16. ITEMS FROM CITY COUNCIL/AGENCY MEMBERS AND CITY MANAGER/ EXECUTIVE DIRECTOR (AB 1234 reports on trips, conference attendance, and meetings)
17. ADJOURNMENT – To Joint City Council/School Board Meeting, August 12, 2010, at 5:00 p.m.