

**MINUTES**  
**REGULAR JOINT MEETING OF THE CITY COUNCIL OF THE CITY OF DUARTE,  
CALIFORNIA, SUCCESSOR AGENCY TO DISSOLVED REDEVELOPMENT AGENCY  
OF THE CITY OF DUARTE, THE DUARTE HOUSING AUTHORITY, AND THE  
DUARTE COMMUNITY FACILITIES FINANCING AUTHORITY**

TUESDAY, MAY 11, 2021

6:00 p.m. – Closed Session

7:00 p.m. – Regular Session

**6:00 PM CLOSED SESSION**

**1. CALL MEETING TO ORDER**

Via teleconference the 6:00 p.m. Closed Session meeting was called to order by Mayor pro tem Finlay at 6:01 p.m. in the City Hall Council Chamber, 1600 Huntington Drive, Duarte, California 91010

**ROLL CALL:**

|                         |                                                                                                                                                                                                    |
|-------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Councilmembers Present: | Finlay, Kang, Lewis, Paras-Caracci, Schulz (arrived at 6:05 p.m.),<br>Truong                                                                                                                       |
| Councilmembers Absent   | Urias                                                                                                                                                                                              |
| Staff Present:          | Dan Jordan, City Manager<br>Kristen Peterson, Assistant City Manager, Administrative Services<br>Director<br>Victoria Rocha, Assistant to the City Manager<br>Annamarie Porter, Interim City Clerk |

**2. PLEDGE TO THE FLAG**

The salute to the Flag was led by Councilmember Kang

**3. ADOPTION OF THE AGENDA**

Councilmember Kang moved, Paras-Caracci seconded to approve the adoption of the Agenda. Motion carried by the following vote:

AYES: Finlay, Kang, Lewis, Paras-Caracci, Truong

NOES: None

ABSENT: Schulz, Urias

**4. PUBLIC COMMUNICATION ON CLOSED SESSION & NON-AGENDA ITEMS**

None

**5. CLOSED SESSION ITEMS**

- A. CONFERENCE WITH LEGAL COUNSEL AND LABOR NEGOTIATOR - The Closed Session is authorized by the Government Code Sec 54957.6

AGENCY NEGOTIATOR:

Kristen Peterson, Assistant City Manager and Administrative Services Director  
Katy Suttorp, Burke Williams & Sorensen, LLP, Outside Legal Counsel

- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Sec. 54956.9(d)(1).

Name of Case: Cities of Duarte, et al v. State Water Resources Control Board et al, Orange County Superior Court Case No. 30-2016-00833614-CU-WM-CJC and Related Case City of Gardena v. Regional Water Quality Control Board - Los Angeles Region, et al, Orange County Superior Court Case No. 30-00833722-CU-WM-CJC.

## **6. ANNOUNCEMENT OF CLOSED SESSION ITEMS**

City Manager Jordan reported there was no reportable action on Item 5A. Item 5B would be heard at the end of the Regular meeting.

## **7:00 PM OPEN SESSION - REGULAR MEETING**

## **7. CALL MEETING TO ORDER**

Via teleconference the 7:00 p.m. Open Session meeting was called to order by Mayor pro tem Finlay at 7:17 p.m. in the City Hall Council Chamber, 1600 Huntington Drive, Duarte, California 91010

### **ROLL CALL:**

|                         |                                                                            |
|-------------------------|----------------------------------------------------------------------------|
| Councilmembers Present: | Finlay, Kang, Lewis, Paras-Caracci, Schulz, Truong                         |
| Councilmembers Absent   | Urias                                                                      |
| Staff Present:          | Daniel Jordan, City Manager                                                |
|                         | David Cosgrove, City Attorney                                              |
|                         | Kristen Peterson, Assistant City Manager, Administrative Services Director |
|                         | Victoria Rocha, Assistant to the City Manager                              |
|                         | Craig Hensley, Community Development Director                              |
|                         | Manuel Enriquez, Director of Parks and Recreation                          |
|                         | Brian Villalobos, Director of Public Safety Services                       |
|                         | Annamarie Porter, Interim City Clerk                                       |

## **8. SPECIAL ITEMS**

- A. Presentation - Library Services  
Duarte Library Manager Joanna Gee gave a PowerPoint presentation regarding Duarte library services and online resources.
- B. Proclamation for Older Americans Month  
Parks and Recreation Director Enriquez detailed Older Americans Month and awarded the proclamation to the City's 2021 Volunteer of the Year Reyna Diaz.
- C. Community Development Status Report  
Community Development Director Hensley provided the Status of the shopping center on the northwest corner of Huntington Drive and Mount Olive Drive
- D. Parks and Recreation Status Report

## **9. ANNOUNCEMENTS OF UPCOMING COMMUNITY EVENTS**

Dillon Wang of the Chamber of Commerce provided information of upcoming events available to view on the Chamber's website.

Assistant to the City Manager Rocha provided announcements regarding Covid testing, the Community Clean-up and Shredding event, Blood Drive, Catalytic Converter engraving, and Parks and Recreation registration.

## **10. ORAL COMMUNICATIONS – ITEMS NOT ON THE AGENDA (30 MINUTS)**

Alton Preston (speaker), Dora Andrade (speaker), and Irma Triguero (via email) each asked for Council's assistance regarding the eviction letters tenants received from the Las Lomas apartments. They were informed that the item was set for Closed Session for May 25, 2021

## **11. CONSENT CALENDAR**

- A. Motion to read all Resolutions and Ordinances presented for consideration by Title only and waive further reading. (CC/HA/SA/FA)
- B. Approval of Minutes - April 27, 2021, May 3, 2021 (CC/HA/SA/FA)
- C. Approval of Warrants - May 11, 2021 (CC/HA/SA/FA)
- D. Approve Community Development Status Report (CC)
- E. Approve Parks and Recreation Status Report (CC)
- F. Accept as Complete the Parking Lot Improvement Project at Royal Oaks Park, Project Job No. 21-6
- G. Adopt by title only, Resolution No. 21-06, a Resolution of the City Council of the City of Duarte California, authorizing the City to Join the Fire Districts Association of California Employment Benefits Authority pursuant to the Joint Exercise of Powers Act.
- H. Approve sending a Letter to Assemblymember Jesse Gabriel in Support of AB 1053, and authorize the Mayor to execute on behalf of the City
- I. Approve a Letter of Support regarding the Senate Budget Subcommittee Proposal for Water, Wastewater and Electric Utility Arrearages, and authorize the Mayor to execute on behalf of the City.
- J. City Council/City Manager Conference Attendance and other items suggested by Council. (CC)

Mayor pro tem Finlay asked for public comment on the Consent Calendar; there was no one wishing to speak.

Councilmember Paras-Caracci moved, Councilmember Kang seconded to Approve the Consent Calendar. Motion was carried by the following vote:

|          |                                                    |
|----------|----------------------------------------------------|
| AYES:    | Finlay, Kang, Lewis, Paras-Caracci, Schulz, Truong |
| NOES:    | None                                               |
| ABSTAIN: | None                                               |
| ABSENT:  | Urias                                              |

## **12. ITEMS REMOVED FROM CONSENT CALENDAR FOR DISCUSSION - None**

**13. CONTINUATION OF ORAL COMMUNICATIONS - None**

**14. ITEMS FROM CITY COUNCIL/SUCCESSOR AGENCY/HOUSING AUTHORITY /FINANCING AUTHORITY MEMBERS AND CITY MANAGER /EXECUTIVE DIRECTOR**

8:08 p.m. Recess to continue Closed Session Item 5B.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the attorney-client privilege, Government Code Sec. 54956.9(d)(1).

Name of Case: Cities of Duarte, et al v. State Water Resources Control Board et al, Orange County Superior Court Case No. 30-2016-00833614-CU-WM-CJC and Related Case City of Gardena v. Regional Water Quality Control Board - Los Angeles Region, et al, Orange County Superior Court Case No. 30-00833722-CU-WM-CJC

Additional Attendees were City Attorney Cosgrove and Outside Legal Counsel Travis Van Ligten.

City Attorney Cosgrove reported that Council authorized Counsel, under 54957.1(a)(2) to file a respondent's brief in the attorneys' fees appeal on the litigation that was referenced in the posted Agenda for the Closed Session.

|          |                                                    |
|----------|----------------------------------------------------|
| AYES:    | Finlay, Kang, Lewis, Paras-Caracci, Schulz, Truong |
| NOES:    | None                                               |
| ABSTAIN: | None                                               |
| ABSENT:  | Urias                                              |

**ADJOURNMENT** – 8:32 p.m. in Memory of Helen Ferguson, July 8, 1928 - April 24, 2021, Mother of Mayor pro tem Finlay.

  
\_\_\_\_\_  
Bryan Urias, Mayor  
\_\_\_\_\_  
Annamarie Porter, Interim City Clerk