

MINUTES

JOINT CITY COUNCIL/CITY COUNCIL AS SUCCESSOR AGENCY TO DISSOLVED REDEVELOPMENT AGENCY/HOUSING AUTHORITY/COMMUNITY FACILITIES FINANCING AUTHORITY OF THE CITY OF DUARTE REGULAR MEETING – FEBRUARY 24, 2015

CALL TO ORDER	The City Council/City Council as Successor Agency to Dissolved Redevelopment Agency/Housing Authority/Community Facilities Financing Authority of the City of Duarte met in a regular meeting in the Council Chambers, 1600 Huntington Drive, Duarte, California. Mayor Paras-Caracci called the meeting to order at 5:40 p.m.
RECORDATION OF ATTENDANCE	The following were in attendance: PRESENT: Fasana (arrived at 8:07 p.m.), Finlay (left at 9:07 p.m.), Kang (arrived during Interviews), Reilly, Paras-Caracci ABSENT: None ADMINISTRATIVE STAFF PRESENT: City Manager George, City Attorney Melching
ADOPTION OF AGENDA	Finlay moved, Reilly seconded to adopt the Agenda, as amended to add the names Tony Reid, Travis Warren, and Jan Brillhart to Item 17 (Adjournment), and carried with Fasana and Kang not present.
COMMISSION INTERVIEWS	The City Council interviewed applicants for one vacancy on the Economic Development Commission, and one vacancy on the Public Safety Commission. The interviews concluded at 7:00 p.m. City Council reconvened at 7:10 p.m., with four members present, and Fasana not present.
PLEDGE TO THE FLAG	Filippo Fanara led the Pledge of Allegiance to the Flag.
MOMENT OF REFLECTION	A moment of reflection was observed.
FITNESS/MENTAL WARM-UP	Kang and Finlay provided the warm-up.
SPECIAL ITEMS Introduction – Student Interns	Cesar Monsalve provided information about the Youth @ Work and Teen Nutrition Council programs, and introduced new Student Interns who will be working at various locations in the City and at City Hall facilities.
resentation–U.S. Forest Service	Daniel Lovato and John Thornton, U. S. Forest Service, made a presentation about the San Gabriel Mountains National Monument designation, and stated they looked forward to working with the City of Duarte.
Presentation – MADIA Tech Launch, Inc.	Bruce Lathrop and Filippo Fanara, MADIA Tech Launch, Inc., presented an overview of the program, including mission, inspiration, accomplishments, budget, and grants from partner cities.
Redevelopment Dissolution Update	Jeff Melching presented an update about redevelopment dissolution, and reported on proposed legislation pertaining to further

ANNOUNCEMENTS

limitations on City loans, and possible changes by the Department of Finance pertaining to reimbursement of legal fees.

Joanna Gee, Duarte Library, announced upcoming workshops, programs, and story times in March.

Wendy Wright, Friends of the Duarte Library, announced membership drive, fundraisers, and writers' luncheon on March 21.

Sheryl Lefmann, Duarte Chamber of Commerce, announced upcoming events and State of the School District on March 5.

Karen Herrera presented community announcements about City events and activities in March and April.

CONSENT CALENDAR

Finlay moved, Kang seconded to approve the Consent Calendar, as follows, and carried with Fasana absent from the vote.

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

Remove Items E.

Item D – Resolution No. 15-05
Part-Time Trail Mtce Crew

Council Bill 15-R-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ESTABLISHING AN HOURLY RATE SCHEDULE FOR A PART-TIME TRAIL MAINTENANCE CREW CLASSIFIED EMPLOYEE

PUBLIC HEARING

Council Bill 15-O-02 – Massage Establishments – Location, Development Standards, Definitions (MCA 14-05)

Mayor Paras-Caracci announced this was the time and place set for a Public Hearing to consider proposed Ordinances.

Melching read by title Council Bills 15-O-02 and 15-O-03:

Council Bill 15-O-02 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA (1) ADDING SECTION 19.60.112 "MASSAGE ESTABLISHMENTS" TO CHAPTER 19.60 "STANDARDS FOR SPECIFIC LAND USES AND ACTIVITIES," TO ARTICLE 4 "STANDARDS FOR SPECIFIC LAND USES AND ACTIVITIES," TO TITLE 19 "PLANNING AND ZONING," OF THE DUARTE MUNICIPAL CODE TO ADD CERTAIN STANDARDS APPLICABLE TO MASSAGE ESTABLISHMENTS; AND (2) AMENDING SECTIONS 19.160.140 "'M' DEFINITIONS" AND 19.160.170 "'P' DEFINITIONS," BOTH TO CHAPTER 19.160 "DEFINITIONS," TO ARTICLE 9 "DEFINITIONS," TO TITLE 19 "PLANNING AND ZONING," OF THE DUARTE MUNICIPAL CODE TO AMEND CERTAIN DEFINITIONS THAT ARE APPLICABLE IN THE REGULATIONS OF MASSAGE ESTABLISHMENTS (MCA 14-05) (First Reading)

Council Bill 15-O-03 – Massage Establishments – Business Licenses and Regulations (MCA 14-06)

COUNCIL BILL 15-O-03 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, AMENDING IN ITS ENTIRETY CHAPTER 5.56, "MASSAGE ESTABLISHMENTS," OF TITLE 5, "BUSINESS LICENSES AND REGULATIONS," OF THE DUARTE MUNI-

CIPAL CODE TO REVISE CERTAIN REGULATIONS APPLICABLE TO THE OPERATION OF MESSAGE ESTABLISHMENTS (MCA 14-06) (First Reading)

Notice of the hearing had been given, the affidavit is on file, and there were no written communications filed in the matter.

Jason Golding, Senior Planner, presented a detailed staff report about the proposed ordinances, including summary, background, analysis and staff recommendation, and answered questions from Councilmembers pertaining to separate gender rooms, blackout windows, square footage, violations, and record-keeping.

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

Roxanna Ponce de Leon stated she has been in business for 14 years, she has a massage license in Pasadena that has never been revoked, she has never seen human trafficking, the location at 1740 Huntington Drive is only 1200 square feet, discussed her credentials, she agrees with the view about prostitution, she is a massage therapist and helps with physical and emotional issues, she has a number of certifications, and she agrees with the hygienic requirements.

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

There was discussion about limited space, perhaps service will not be utilized in our City if one cannot afford a larger space, 2,000-square footage requirement not questioned by the Planning Commission, if the service can be provided in 1200 square feet, it may be effective, the restriction could cause small businesses to not be here in Duarte, survey results, legitimate concerns, number of employees, number of beds, reception area, bathing area, and restrooms.

Reilly moved, Kang seconded to refer Council Bill 15-O-02 (MCA 14-05) back to the Planning Commission for further deliberations regarding square footage, and to continue Council Bill 15-O-03 (MCA 14-06), and carried unanimously.

Council Bill 15-O-04 – Commercial Zones, Service-Based Uses, Commercial-Freeway Zone (MCA 15-01)

Melching read by title Council Bill 15-O-04:

Council Bill 15-O-03 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA ADOPTING MUNICIPAL CODE AMENDMENT (MCA) 15-01 WHICH WOULD: (1) AMEND TABLE 2-5, "ALLOWED USES AND PERMIT REQUIREMENTS," OF SECTION 19.12.020, "LAND USES AND PERMIT REQUIREMENTS," OF CHAPTER 19.12, "COMMERCIAL ZONES (C-P, C-G, C-F)," OF ARTICLE 2, "ZONES, ALLOWABLE USES, AND DEVELOPMENT STANDARDS," TO TITLE 19, "DEVE-

LOPMENT CODE,” OF THE DUARTE MUNICIPAL CODE; (2) ADD SECTION 19.12.042, “LIMITATIONS ON SERVICE-BASED USES IN C-F ZONED PROPERTIES” OF CHAPTER 19.12, “COMMERCIAL ZONES (C-P, C-G, C-F),” OF ARTICLE 2, “ZONES, ALLOWABLE USES, AND DEVELOPMENT STANDARDS,” TO TITLE 19, “DEVELOPMENT CODE,” OF THE DUARTE MUNICIPAL CODE; (3) AMEND CHAPTER 19.160, “DEFINITIONS,” OF ARTICLE 9, “DEFINITIONS,” TO TITLE 19, “DEVELOPMENT CODE,” OF THE DUARTE MUNICIPAL CODE; TO MODIFY THE LAND USES ALLOWED IN THE COMMERCIAL-FREEWAY ZONE; PROVIDE LIMITATIONS ON SERVICE-BASED USES IN THE COMMERCIAL-FREEWAY ZONE; AND MODIFY CERTAIN DEFINITIONS RELATED TO SERVICE-BASED BUSINESSES (MCA 15-01) (First Reading)

Notice of the hearing had been given, the affidavit is on file, and there were no written communications filed in the matter.

Jason Golding, Senior Planner, presented a detailed staff report about the proposed ordinance, including summary, background, analysis, and Planning Commission recommendation, and noted the only change between the adopted Planning Commission resolution and the proposed ordinance is the clarification of the description in Table 2-5 in the “Specific Use Regulations” column pertaining to “Retail Store (up to 20,000 sf).” Golding answered questions from Councilmembers, and there was discussion about location of C-F zones, Target, other uses, goals of main tenants, and accessory uses.

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

Melanie Doran Traxler, consultant representing Mountain Vista Plaza, stated she is requesting minor changes, asked that Council consider adjusting Table 2-5 under the “Land Use” column for “Service Uses–General” pertaining to (1) Studio, (2) Veterinary Services, and (3) Medical, Dental Clinics/Offices to be permitted by right or with a minor use permit, stated a CUP is reviewed by the Planning Commission, can take three months, and has an application fee of \$3,000, a minor permit can be approved by the Director of Community Development, can take 30 days, and has an application fee of \$800, uses permitted by right require a zone clearance that can be approved over-the-counter, and are free, and stated these three adjustments are consistent with the definitions and expectations of a shopping center.

Fasana asked if Ms. Traxler could provide a written copy of her statement to City Council and staff. She stated yes.

Fasana moved, Reilly seconded to close the Public Hearing, and carried with Finlay not present.

	There was discussion about review of request, rationale, and personal services restricted. Golding indicated staff's intent for the three categories discussed by Ms. Traxler was to require a public notification process. Reilly moved, Kang seconded to introduce Council Bill 15-O-04 for first reading, and carried with Finlay not present.
BUSINESS ITEMS Bicycle/Safe Routes to Transit Fehr & Peers	Craig Hensley presented a staff report about the proposed contract, and introduced Nathan Schmidt, Fehr & Peers, who provided additional information and answered questions about bicycle boulevards and timeline. Fasana moved, Reilly seconded to authorize the City Manager to execute a contract in the amount of \$40,803 with Fehr & Peers to prepare a Citywide Bicycle and Safety Routes to Transit Plan, and carried with Finlay not present.
Duarte Gold Line Station Transit Analysis Report	Kristen Petersen presented a staff report on the item, and introduced Dennis Wahl, IBI Group, who provided a detailed overview of the study process, Duarte Transit performance, outreach efforts, surveys, goals, next steps, activities to date, and potential improvements. There was discussion about responses received, need for people to be able to get around the City, route times, frequency of stops, ability to time connection services, number of fixed route riders, peak hours, evening/entertainment hours, early morning work day trips, commuter options, adjustments to be made after we know the Gold Line schedule, and availability of apps, pamphlets, and a large display map for residents and visitors. Reilly moved, Kang seconded to receive and file the Duarte Gold Line Station Transit Analysis Report, and carried with Finlay not present.
Commission Appointments Traffic Safety, Public Safety, and Economic Development	Reilly moved, Kang seconded to appoint Harold Johnson to the Traffic Safety Commission, Niveen Elguindi to the Economic Development Commission, and Steve Hernandez to the Public Safety Commission, and carried with Finlay not present.
2014/15 Mid-Year Budget Report/Amendments	Kristen Petersen presented the 2014/15 mid-year budget report, including an overview of the general fund, revenues, expenditures, other City funds, general fund reserves, and proposed amendments. Reilly moved, Fasana seconded to receive and file the 2014/15 mid-year budget report, and to approve the budget amendments outlined in Attachment 2 of the staff report, and carried with Finlay not present.
Town Center Ad Hoc Committee Appointments	The following appointments were made to the Town Center Ad Hoc Committee:

Kang appointed Arun Mathur and Vince Phung.
Reilly appointed Michael Goldsmith and Mark Romejko.
Fasana appointed Steve Hernandez and Ron Phadnis.
Paras-Caracci appointed Rana Madain and Robert Herrera.

ORAL COMMUNICATIONS
(Continued)

The following spoke on items not on the Agenda.
Brian Lister – Graffiti removal, alley behind Maynard Drive.
Steve Hernandez – Commission appointment.

ITEMS FROM CITY COUNCIL/
CITY MANAGER

REILLY: Attended Citrus College event for foster and adoption, Calvary Chapel open house, Contract Cities Board of Director's meeting regarding stormwater capture, Bethel Monrovia AME Church Unity Celebration, Battle of the Sexes at the Teen Center, and first committee meeting for the Special Olympics Host Town.

FASANA: Stated he headed up the trail at Fish Canyon Falls, and noted that many people use the trail.

PARAS-CARACCI: Attended a number of events mentioned by Councilmember Reilly, congratulated Troop 188 and Boy Scout Troop 185, and stated she presented certificates of recognition to the young men for achieving the Arrow of Light and Bridging Ceremony honors.

ADJOURNMENT

The meeting was adjourned at 11:08 p.m. in memory of Stan Chambers, Raul Rodriguez, Tony Reid, Travis Warren, and Jan Brillhart.

Mayor Tzeitel Paras-Caracci

ATTEST:

City Clerk