



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

TUESDAY, FEBRUARY 9, 2021

6:00 p.m. - Closed Session

7:00 p.m. - Regular Session

CITY COUNCIL CHAMBERS, 1600 HUNTINGTON DRIVE,
DUARTE, CALIFORNIA 91010

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

BRYAN URIAS, MAYOR
MARGARET FINLAY, MAYOR PRO TEM
SAMUEL KANG, COUNCILMEMBER
TONEY LEWIS, COUNCILMEMBER
TZEITEL PARAS-CARACCI, COUNCILMEMBER
JODY SCHULZ, COUNCILMEMBER
VINH TRUONG, COUNCILMEMBER

City/Agency/Authority Staff:

Daniel Jordan, City Manager

Kristen Petersen, Assistant City Manager and Director of Administrative Services

Craig Hensley, Community Development Director

Manuel Enriquez, Director of Parks and Recreation

Brian Villalobos, Director of Public Safety Services

David Cosgrove, City Attorney

Marla Akana, City Clerk

**ADDRESSING THE CITY COUNCIL/SUCCESSOR AGENCY/HOUSING AND
FINANCING AUTHORITIES:**

NOTICE: Due to the state and local State of Emergency resulting from the threat of Novel Coronavirus (COVID-19), Governor Newsom has issued Executive Order N-29-20 in which Section 3 supersedes Paragraph 11 of Executive Order N-25-20 (issued on March 12, 2020) addressing Brown Act regulations. This new order states that the City does not need to make a physical location available for members of the public to observe a public meeting and offer public comment. The Order allows the City to hold City Council meetings via teleconferencing and allows for members of the public to observe and address the

meeting electronically.

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.

Notice: Any documents distributed by the City/Agency/Authorities to a majority of the City Council/Successor Agency/ Housing Authority/Financing Authority Board less than 72 hours prior to the City Council/Successor Agency/Housing Authority/Financing Authority 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.

Notice: Duarte City Council meetings are live-streamed and videotaped for later broadcast on DCTV. Attendance at the meeting constitutes consent by members of the public to the City's and any third party's use in any media, without compensation or further notice, of audio, video, and/or pictures of meeting attendees.

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THE FOLLOWING ITEMS WILL BE HEARD NOT EARLIER THAN 6:00 P.M.

1. CALL TO ORDER OF CITY COUNCIL, SUCCESSOR AGENCY TO DISSOLVED REDEVELOPMENT AGENCY, HOUSING AUTHORITY, AND COMMUNITY FACILITIES FINANCING AUTHORITY, AND NOTATION OF ANY ABSENCES

comments 

2. PLEDGE TO THE FLAG

3. ADOPTION OF THE AGENDA

4. CLOSED SESSION

A. Public Input - Members of the public wishing to speak concerning the closed session listed below may do so at this time. Each person may speak once for no more than 3 minutes.

B. Existing Litigation - City Council will meet in closed session under authority of Government Code Section 54956.9 (a): 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.

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

5. PUBLIC REPORT OF CLOSED SESSION ITEM

6. SPECIAL ITEMS

A. Introduction of Temple Station Captain Mark Reyes

B. Presentation - Upper San Gabriel Valley Water - Water supplies and activities

C. Presentation - CalRecycle - Organics recycling

D. Community Development status report

E. Parks and Recreation status report

7. 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.

8. ORAL COMMUNICATIONS - ITEMS NOT ON THE AGENDA

9. ITEMS TO BE ADDED TO THE CONSENT CALENDAR

10. CONSENT CALENDAR

- A. Approval of Minutes - January 26, 2021 (CC/HA/SA/FA)

minutes 

- B. Approval of Warrants - February 9, 2021 (CC/HA/SA/FA)

Warrants 

- C. Motion to introduce and/or adopt all resolutions and ordinances presented for consideration by title only and waive further reading (CC/HA/SA/FA)

- D. Community Development status report (Receive and File) (CC)

Community Development 

- E. Parks and Recreation status report (Receive and File) (CC)

Parks and Recreation 

- F. Acceptance of Roof Replacement of City Hall Building Project (Commercial Waterproofing Systems, Inc.), and authorization for the City Clerk to initiate the Notice of Completion (CC)

Notice of Completion - Roof Replacement 

- G. Award of contract to lowest responsible bidder FS Contractors, Inc., in the amount of \$137,274.25 for the Citywide Concrete Repair Project FY 2020-2021 (CC)

FS Contractors 

- H. City Council/City Manager Conference Attendance and other items suggested by City Council (CC)

11. ITEMS REMOVED FROM CONSENT CALENDAR

12. COUNCIL BILL - URGENCY ORDINANCE

Council Bill 21-O-01 AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DUARTE ESTABLISHING LIMITATIONS OF THIRD-PARTY FOOD DELIVERY FEES

Urgency Ordinance CB 21-O-01 

13. BUSINESS ITEMS

- A. Recommendation pertaining to options for providing additional assistance programs and/or services to Duarte residents and businesses impacted by the COVID-19 pandemic
(Continued from 1/12/21 and 1/26/21).

Options - assistance programs 

- B. Settlement Agreement in Cal-Am General Rate Case, California Public Utilities Commission Proceeding No. 19-07-004 (filed July 1, 2019). Recommendation to consider and approve the proposed "Settlement Agreement Between California-American Water Company, Public Advocates Office, City Of Duarte, City Of San Marino And City Of Thousand Oaks" resolving the Cal-Am general rate case

Cal-Am 

Settlement Agreement - Attachment #2-Cal-Am Rate Case 

14. CONTINUATION OF ORAL COMMUNICATIONS

*Any person who did **not** speak during the initial 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 Council/Successor Agency/Housing Authority/Financing Authority, may do so at this time. Each person may speak once for no more than 3 minutes. Under the Brown Act, members of the City Council/Successor Agency/Housing Authority/Financing Authority, 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.*

15. ITEMS FROM CITY COUNCIL/SUCCESSOR AGENCY/HOUSING AUTHORITY/FINANCING AUTHORITY MEMBERS AND CITY MANAGER/EXECUTIVE DIRECTOR (Reports of items of current interest, constituent communications, status of pending items, or issues of concern (3 minutes per person), and reports of meetings attended per Government Code Section 53232

16. ADJOURNMENT

AFFIDAVIT OF POSTING

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing Agenda was posted at the following locations: City Hall – 1600 Huntington Drive, Duarte Public Safety Department – 1042 Huntington Drive, Duarte Library – 1301 Buena Vista Street, and the City of Duarte website (www.accessduarte.com) not less than 72 hours prior to the meeting per Government Code 54954.2.

Dated this 10 day of February, 2021.

Annette Juarez
City Clerk