

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 – NOVEMBER 24, 2020

NOTE: 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.

To follow the new Order issued by the Governor, the City Council meeting was closed to the public. Members of the public were able to participate on Zoom, and view/listen to the live City Council meeting broadcast on the City's website. Public comments were submitted electronically by emailing duarteinfo@accessduarte.com before or during the meeting, prior to the close of public comment. Emailed public comments were read into the record.

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 by teleconference in the Council Chambers, 1600 Huntington Drive, Duarte, California. Mayor Kang called the meeting to order at 7:01 p.m.

RECORDATION OF ATTENDANCE

The following were in attendance:

PRESENT: Fasana, Finlay, Lewis, Paras-Caracci, Reilly, Urias,
Kang

ABSENT: None

ADMINISTRATIVE STAFF PRESENT: City Manager
Jordan, City Attorney Cosgrove

ADOPTION OF AGENDA

Fasana moved, Reilly seconded to adopt the Agenda, as amended to add an item relating to the City Attorney's office preparation of a comment letter to the San Gabriel Valley Council of Governments Regional Board in connection with the MS 4 permit, as the item arose after posting of the Agenda, and carried by the following Roll Call vote:

AYES: Reilly, Paras-Caracci, Lewis, Finlay, Fasana, Urias, Kang

NOES: None

ANNOUNCEMENTS

Adam Knight, Duarte Chamber of Commerce, announced upcoming Chamber events.

Victoria Rocha presented community announcements including

11/24/20

	holiday hours, decorations, Holiday of Promise project, and winter recreation classes.
SPECIAL ITEMS Public Safety Status Report	Brian Villalobos presented the monthly Public Safety Status Report, answered questions from Councilmembers, and noted Councilmember concerns pertaining to tents set up near Mt. Olive and the 605 freeway bridge, truck with trailer parking in residential area, and nightly RV parking at CVS.
Community Development Status Report	Craig Hensley presented the monthly Community Development Status Report, and answered questions from Councilmembers pertaining to the cell tower and street signs.
Parks and Recreation Status Report	Manuel Enriquez presented the monthly Parks and Recreation Status Report, and provided an update about reopening of Duarte Sports Park, and upcoming holiday events.
Monthly Financial Report	Dan Jordan presented the monthly Financial Report, and in response to an inquiry from Councilmembers pertaining to interest rates dropping and pension obligation bonds, stated staff will bring back a report to Council.
CONSENT CALENDAR	Fasana moved, Finlay seconded to adopt the Consent Calendar, as follows: Approve Items A, B, C, H, I, K, L, M, N, O, P. Receive and file Items D, E, F, G, J Before voting on the motion, Finlay requested clarification on Items K, M, N, and O. Staff responded. Finlay called for the question. The motion to adopt the Consent Calendar carried by the following Roll Call vote: AYES: Reilly, Paras-Caracci, Lewis, Finlay, Fasana, Urias, Kang NOES: None
PUBLIC HEARING Community Development Block Grant (CDBG) FY 2021/22	Mayor Kang announced this was the time and place set for a Public Hearing to consider this item. Notice of the hearing was given, the affidavit is on file, and no written communications were received concerning the item. Tina Gall, CDBG Consultant, presented the staff report about the request to approve allocation for the upcoming 2021/22 program year. Mayor Kang asked if there was anyone in the audience who wished to speak on the matter. As there were none, the Public Hearing was closed. Craig Hensley answered questions from Councilmembers pertaining to the design component, cost, and committee review of the recommendations. Finlay moved, Reilly seconded to approve the allocation of \$164,628 in new FY 2021-22 CDBG funding to the existing FY

2020-21 CDBG Project, Installation of Americans with Disabilities Act-Compliant Accessible Improvements at City Hall; authorize the City Manager, or his designee, to execute all necessary contract documents in a form approved by the City Attorney; and authorize staff the ability to make adjustments due to final funding allocations and/or as needed due to programmatic interpretations by the Los Angeles County Development Authority (LACDA), per staff recommendation, and carried by the following Roll Call vote:

AYES: Reilly, Paras-Caracci, Lewis, Finlay, Fasana, Urias, Kang
NOES: None

Short Term Rentals

1) Council Bill 20-O-08

Operation – Short Term Rentals
(First Reading)

Mayor Kang announced this was the time and place set for a Public Hearing to consider this item. Notice of the hearing was given, the affidavit is on file, and no written communications were received concerning the items.

2) Council Bill 20-R-33

Fee – Short Term Rentals

Urias moved, Paras-Caracci seconded to continue this Public Hearing item to a future Council Meeting, since new Councilmembers will be seated, and they may have input.

City Attorney Cosgrove suggested opening the Public Hearing, receiving public comment, and continuing it to a later date.

Mayor Kang asked if there was anyone in the audience who wished to speak on the matter. As there were none, the Public Hearing was closed.

Continued to future meeting

The motion to continue this Public Hearing item to a future Council Meeting carried by the following Roll Call vote:

AYES: Reilly, Paras-Caracci, Lewis, Finlay, Fasana, Urias, Kang
NOES: None

COUNCIL BILLS

Council Bill 20-R-34

Minimum wage

Mayor Kang read by title Council Bill 20-R-34:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE ADJUSTING THE HOURLY RATE SCHEDULE FOR COMPLIANCE WITH THE NEW MINIMUM WAGE REQUIREMENTS

Kristen Petersen presented a staff report about the Council Bill.

RESOLUTION NO. 20-34

Fasana moved, Kang seconded to adopt Resolution No. 20-34, and carried by the following Roll Call vote:

AYES: Reilly, Paras-Caracci, Lewis, Finlay, Fasana, Urias, Kang
NOES: None

Council Bill 20-R-35

Extension – Housing Successor
Properties

Mayor Kang read by title Council Bill 20-R-35:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE APPROVING A FIVE-YEAR EXTENSION TO DISPOSE OF OR INITIATE THE DEVELOPMENT OF HOUSING SUCCESSOR OWNED PROPERTIES

Kristen Peterson presented a staff report about the Council Bill, and provided information about the two remaining affordable properties held by the Housing Authority.

RESOLUTION NO. 20-35

Fasana moved, Paras-Caracci seconded to adopt Resolution No. 20-35, and carried by the following Roll Call vote:

AYES: Reilly, Paras-Caracci, Lewis, Finlay, Fasana, Urias, Kang
NOES: None

BUSINESS ITEMS

Item Added – SGVCOG letter
MS-4 permit

City Attorney Cosgrove stated this item was added under Government Code Section 54954.2(b)(2), to seek authorization from the City Council for the City Attorney's office to forward a comment letter on behalf of the City of Duarte to the Regional Board in connection with the 2020 MS-4 permit under consideration. Cosgrove explained that the SGVCOG took action after the posting of the agenda, voting to send a comment letter that was previously under consideration, but to do so without the legal arguments Duarte had sought and been solicited to provide. Comments on the permit are due before the next regular meeting date.

Finlay moved, Paras-Caracci seconded to authorize Rutan & Tucker to issue a letter to the SGVCOG Board in connection with the permit, to include the legal arguments Duarte had sought and had been solicited to provide, and carried by the following Roll Call vote:

AYES: Reilly, Paras-Caracci, Lewis, Finlay, Fasana, Urias, Kang
NOES: None

Burrtec Waste Services
Performance review, contract
amendment, and rate adjustment

Victoria Rocha presented a staff report about the annual Burrtec performance review, including highlights, goals, rate review, contract review, adjustment factors, recyclables, disposal/processing, rate survey, and proposed rate adjustment.

Richard Niño, Burrtec Waste Services, presented additional information about mandated commercial recycling and organics recycling program, including requirements, outreach, State enforcement, future of solid waste, legislation, and residential food waste program, and answered questions from Councilmembers.

Fasana suggested at some point, we should contemplate going out to bid again for this contract. Paras-Caracci stated she thinks it would be beneficial to go through the process, and noted new Councilmembers can understand and appreciate the City's partnership with Burrtec.

Fasana moved, Finlay seconded to approve the Burrtec Waste Services 2019 Annual Performance Review and Amendment No. 12 to the Municipal Solid Waste, Recyclables, and Green Waste Services Agreement, and to approve the annual refuse collection and recycling rate adjustment outlined in the staff report, effective January 1, 2021, and carried by the following Roll Call vote:

AYES: Reilly, Paras-Caracci, Lewis, Finlay, Fasana, Urias, Kang
NOES: None

ITEMS FROM CITY COUNCIL/
CITY MANAGER

LEWIS: Thanked Blanca Rubio's office for the food give-away event, he is looking forward to working with staff on another one, it was a pleasure working with Councilmember Fasana, he learned a lot from him, thanked him for his service, and wished all a happy Thanksgiving.

FINLAY: Stated on a recent trip, she drove on Route 66 from Chicago to California, discussed the history of Route 66, wished all a happy Thanksgiving, and stated she is grateful for the City Councilmembers she has worked with and staff.

PARAS-CARACCI: Discussed Route 66, she appreciates that we have our Route 66 on Huntington Drive, stated she is thankful for her City and immediate family and friends, and wished all a happy Thanksgiving.

FASANA: Stated he is winding down on certain boards, COVID is lighting up again in our community, we need to be conscious of this, there is exciting news about vaccines, and asked that the meeting be adjourned in memory of Lucille Bridges.

REILLY: Discussed things she is thankful for, she is grateful to have represented the community for the past nine years, she is proud of the City Council's accomplishments, and thanked staff and residents.

URIAS: Discussed the pandemic, unemployment rate, and lockdown, thanked Councilmember Lewis for bringing up the food drive, the need is there, wished all a happy Thanksgiving, and stated he is thankful for the City family and his City Council colleagues.

KANG: Stated food insecurity is a huge issue for L.A. County, he attended the Rubio Foundation food drive event, he appreciates everyone helping out, thanked Councilmember Reilly, it was an honor to serve with her, she will be missed, he learned so much from Councilmember Fasana, he is truly an icon for the L.A. basin, he appreciated serving with him, and thanked him for his service.

ADJOURNMENT

Mayor Kang adjourned the meeting at 9:19 p.m. in memory of Lucille Bridges.

Mayor

City Clerk

11/24/20