



**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, NOVEMBER 12, 2019
5:30 p.m. Closed Session --- 6:30 p.m. Reception

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

TZEITEL PARAS-CARACCI, MAYOR
SAMUEL KANG, MAYOR PRO TEM
JOHN FASANA, COUNCILMEMBER
MARGARET FINLAY, COUNCILMEMBER
TONEY LEWIS, COUNCILMEMBER
LIZ REILLY, COUNCILMEMBER
BRYAN URIAS, COUNCILMEMBER

City/Agency/Authority Staff:

Manuel Enriquez, Interim Successor 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.

THE FOLLOWING ITEMS WILL BE HEARD NOT EARLIER THAN 5:30 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. 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. Existing Litigation: Pursuant to Government Code section 54956.9 (a) and (d)(1) regarding an existing rate case filed by California American Water company with the California Public Utilities Commission, Application No. 19-07-004 (Filed July 1, 2019)
- C. Exposure to Litigation: Pursuant to Government Code section 54956.9(a), (d)(2), and (e)(2).
- D. Pending Filed Litigation: Pursuant to Government Code 54956.9(a), Land Value Holdings, LLC v. City of Duarte et al., Los Angeles County Superior Court Case No. 19BBCV00966.

A City Council Reception will be held at 6:30 p.m. --- 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 ITEM
8. SPECIAL ITEMS
 - A. Mayor's Youth Council update
 - B. Recognition of the Duarte Ad Hoc Citizens Finance Advisory Committee members
 - C. Recognition of Soyfoods of America - Recipient of L.A. County Sanitation District's "2018 Good Corporate Citizen" award
 - D. Presentation by Terina Keresoma - Los Angeles County's new 2020 voting system
9. 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.
10. ORAL COMMUNICATIONS - ITEMS NOT ON THE AGENDA (30 MINUTES)
11. ITEMS TO BE ADDED TO THE CONSENT CALENDAR
12. CONSENT CALENDAR
 - A. Approval of Minutes - October 22, 2019 (CC/HA/SA/FA)
minutes 
 - B. Approval of Warrants - November 12, 2019 (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. Award of contract to lowest responsible bidder Gentry Brothers, Inc., in the amount of \$41,080.00 for Removal of Architectural Barriers for ADA Improvements FY 2019-20 (CC)

Contract - Remove Architectural Barriers

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

13. ITEMS REMOVED FROM CONSENT CALENDAR

- 14. RESOLUTION Council Bill 19-R-29 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE SETTING A POLICY FOR HEARING, DISCUSSING, AND EXCUSING COUNCILMEMBERS' ABSENCES

CB 19-R-29 Councilmembers' excused absences

- 15. URGENCY ORDINANCE - Council Bill 19-O-06 AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, ENACTED PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTIONS 36934 AND 36937, TEMPORARILY PROHIBITING THE TERMINATION OF CERTAIN RESIDENTIAL TENANCIES WITHOUT "JUST CAUSE" THROUGH DECEMBER 31, 2019 (URGENCY).

CB 19-O-06 Urgency Tenant Termination

16. PUBLIC HEARINGS

- A. Community Development Block Grant Program (CDBG) Budget for Fiscal Year 2020/21 (July 1, 2020-June 30, 2021), and proposed CDBG FY 2020/21 allocation (\$148,698), plus previously unallocated funds (\$72,726), for a total of approximately \$221,424

Public Hearing - CDBG 2020-21

- B. 1) Council Bill 19-R-24 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, CERTIFYING THE FINAL SUBSEQUENT ENVIRONMENTAL IMPACT REPORT FOR THE DUARTE STATION SPECIFIC PLAN AND ITS RELATED IMPLEMENTING ACTIONS AS ADEQUATE AND COMPLETE, APPROVING CERTAIN FINDINGS RELATED THERETO, AND ADOPTING A MITIGATION MONITORING AND REPORTING PROGRAM AND STATEMENT OF OVERRIDING CONSIDERATIONS

Public Hearing - Duarte Station Specific Plan

CB 19-R-24 Final EIR DSSP

- 2) Council Bill 19-R-25 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE AMENDING THE LAND USE ELEMENT OF THE CITY'S GENERAL PLAN (G.P.A. 19-01) TO ADDRESS CHANGES IN THE DUARTE STATION SPECIFIC PLAN RELATED TO A CHANGE IN BUILDOUT DENSITY

CB 19-R-25 GPA 19-01

- 3) Council Bill 19-O-04 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DUARTE APPROVING AND ADOPTING THE AMENDED DUARTE STATION SPECIFIC PLAN, DEFINING PERMITTED USES, REGULATING THE SIZES AND LOCATIONS OF BUILDINGS, SPECIFYING DESIGN GUIDELINES AND DEVELOPMENT STANDARDS, IDENTIFYING PROJECT INFRASTRUCTURE AND SERVICES, PROVIDING ADMINISTRATIVE AND IMPLEMENTATION LANGUAGE, AND DEPICTING THE CONCEPTUAL DEVELOPMENT SCENARIO FOR THE PLAN AREA, GENERALLY LOCATED AT THE NORTHWEST CORNER OF DUARTE ROAD AND HIGHLAND AVENUE (1801 HIGHLAND AVENUE, 1700 BUSINESS CENTER DRIVE, AND 1716 EVERGREEN STREET) (ZONE CHANGE 19-01) (First Reading)

CB 19-O-04 Zone Change 19-01

- 4) Council Bill 19-O-05 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DUARTE APPROVING MUNICIPAL CODE AMENDMENT 19-02, AMENDING CHAPTER 19.22 OF THE DUARTE DEVELOPMENT CODE, TABLE 2-15, WHICH IDENTIFIES ADOPTED SPECIFIC PLANS (First Reading)

CB 19-O-05 MCA 19-01

DSSP Comments Received

- C. 1) Council Bill 19-R-26 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE APPROVING VESTING TENTATIVE TRACT MAP 82518, A SUBDIVISION OF A 7.75-ACRE PARCEL INTO TWO LOTS (SMA 19-02)

Public Hearing - TTM 82518-Site Plan Design Reviews

CB 19-R-26 Tentative Tract Map 82518

- 2) Council Bill 19-R-27 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE APPROVING SITE PLAN AND DESIGN REVIEW CASE 19-37 TO THE CITY COUNCIL, FOR A 344-UNIT, MULTIPLE STORY, APARTMENT BUILDING, STRUCTURED PARKING AND

ASSOCIATED SITE IMPROVEMENTS, LOCATED AT 1700 BUSINESS CENTER DRIVE (SPDR 19-37).

CB 19-R-27 Site Plan-Design Review Case 2019-37

- 3) Council Bill 19-R-28 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE APPROVING SITE PLAN AND DESIGN REVIEW CASE 2019-38 TO THE CITY COUNCIL, FOR A 275-UNIT, MULTIPLE STORY, APARTMENT BUILDING, STRUCTURED PARKING AND ASSOCIATED SITE IMPROVEMENTS, LOCATED AT 1750 BUSINESS CENTER DRIVE (SPDR 19-38).

CB 19-R-28 Site Plan-Review Case 2019-38

17. 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.*

18. REPORTS/COMMUNICATIONS FROM CITY COUNCILMEMBERS, CITY MANAGER, AND CITY ATTORNEY 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 53232.3 (to the extent not previously reported in writing and appended to Agenda packet).

Meeting attendance report

19. ADJOURNMENT - In memory of Deputy Joshua Burks, Robert W. Finlay, and Fred Krinke -To Monday, November 18, 2019, at 11:30 a.m. (Workshop FM3 Post Education Survey Results).

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 13 day of November, 2019.

Annette Juarez
City Clerk