

CITY OF DUARTE

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

TUESDAY, SEPTEMBER 28, 2021 – 7:00 P.M.

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 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 announced onto the record.

1. CALL TO ORDER

Via teleconference, the Regular Session was called to order by Mayor Urias at 7:00 p.m. in the City Hall Council Chamber, 1600 Huntington Drive, Duarte, California 91010.

ROLL CALL:

Councilmembers Present:	Urias, Finlay, Kang, Lewis, Paras-Caracci, Schulz, Truong
Councilmembers Absent:	None
Staff Present:	Daniel Jordan, City Manager Thai Viet Phan, Assistant City Attorney Kristen Peterson, Assistant City Manager / Director of Administrative Services 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 Amanda Hamilton, Public Works Manager Aida Torres, Crime Prevention Specialist Nick Baldwin, Associate Planner Annette Juarez, City Clerk

Councilmember Paras-Caracci joined the meeting at 7:01 p.m. and Councilmember Truong joined the meeting at 7:02 p.m., after roll call.

2. PLEDGE TO THE FLAG

The flag salute was led by Mayor Pro-Tem Finlay.

3. ADOPTION OF THE AGENDA

Moved by Mayor Pro-Tem Finlay, seconded by Councilmember Kang, and carried by the following vote of the Council to approve the adoption of the agenda.

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

4. SPECIAL ITEMS

A. Monthly Financial Update.

City Manager Jordan presented the monthly financial report.

The City Council recessed at 7:05 p.m. and returned at 7:15 p.m.

5. PUBLIC HEARING

A. Public Hearing to Receive Input from the Community Regarding the Redrawing of Election District Boundaries

Jeff Simonetti and Doug Johnson of National Demographics Corporation gave a presentation regarding the 2021 redistricting process and project timelines.

There was discussion regarding district boundary requirements and the current district boundaries.

Mayor Urias opened the Public Hearing at 7:47 p.m.

City Clerk Juarez announced that following public comment was submitted.

Sean McMorris inquired about the method for the public to participate in the public hearings and provided suggestions for the redistricting website.

Mayor Urias closed the Public Hearing at 7:49 p.m.

The report on the redistricting process and permissible criteria to be considered to redraw district boundaries was received and filed.

6. SPECIAL ITEMS - CONTINUED

A. DART Presentation

Crime Prevention Specialist Torres provided an update on the Duarte Area Resource Team program and Dr. Lois Tuthill of Azusa Pacific University presented the preliminary findings of an independent evaluation of the program's success.

B. Public Safety Update

Director of Public Safety gave an update on crime, Measure H Grants, homeless outreach, and emergency preparedness.

7. ANNOUNCEMENTS OF UPCOMING COMMUNITY EVENTS

Joanna Gee, Duarte Library, announced upcoming library programs and events.

Samira Mejia, Think Together, provided information about upcoming events.

Assistant to the City Manager Rocha announced upcoming City events.

8. ORAL COMMUNICATIONS – ITEMS NOT ON THE AGENDA

Danielle Riley submitted a written comment to support funding for violence intervention work.

Genevive Sheehan submitted a written comment to support funding for violence intervention work in the City of Duarte.

9. **CONSENT CALENDAR**

- A. Motion to read all Resolutions and Ordinances presented for consideration by title only and waive further reading.
- B. Approval of absence(s) of City Councilmember(s) from the City Council meeting.
- C. Approval of minutes – September 14, 2021 and September 20, 2021. (CC/HA/SA/FA).
- D. Approval of warrants – September 28, 2021. (CC/HA/SA/FA)
- E. Receive and file Monthly Financial Update Report.
- F. Receive and file Public Safety Department Update Report.
- G. Approval of Notice of Completion for the City-Owned Catch Basin Retrofit Project No. 21-8 for United Storm Water.
- H. Adoption of Resolution No. 21-19 renaming Business Center Drive to Fasana Road.
- I. Pulled from Agenda.
- J. Approval of SB 619 (Laird) Organic Waste: Reduction Regulations – Request for Signature Letter
- K. City Council/City Manager Conference Attendance and other items suggested by Council.

Moved by Councilmember Paras-Caracci, seconded by Mayor Pro-tem Finlay, and carried by the following vote to approve Items A-H and J-K of the Consent Calendar.

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

10. **ITEMS REMOVED FROM CONSENT CALENDAR FOR DISCUSSION**

Adoption of Resolution No. 21-20 approving a restricted parking area for Conata Street, Markwood Street, and Woodmere Place.

Public Works Manager Hamilton provided background information on the initiation of a restricted residential parking area.

City Clerk Juarez announced that the following written public comment was received:

Danielle Riley wrote to express her opposition to the proposed restricted parking area.

Director of Public Safety Villalobos provided information about complaints received related to the proposed restricted parking area.

Moved by Councilmember Shulz, seconded by Mayor Pro-tem Finlay to adopt Resolution No. 21-20 approving the establishment of a residential parking area for portions of Conata Street, Markwood Street, and Woodmere Place.

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

11. PUBLIC HEARINGS

A. Tax Equity and Fiscal Responsibility Act (TEFRA) hearing on Issuance of Tax Exempt Bonds for the Westminster Gardens Continuing Care Facility

Associate Planner Baldwin provided information about the issuance of tax exempt bonds for the benefit of HumanGood for the Westminster Gardens project.
Andy McDonald of HumanGood gave a brief description of the Westminster Gardens project.

Mayor Urias opened the Public Hearing at 9:44 p.m.

City Clerk Juarez announced that there were no public comments.

Mayor Urias closed the Public Hearing at 9:44 p.m.

Moved by Mayor Pro-tem Finlay, seconded by Councilmember Kang and carried by the following vote of the Council to adopt Resolution No. 21-18 approving the issuance of the Bonds by the California Municipal Finance Authority for the benefit of Human Good to provide for the financing of the project, solely for the purpose of satisfying the requirements of TEFRA, the Internal Revenue Code of 1986, and California Government Code Section 6500.

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

12. BUSINESS ITEMS

A. Approval of a Memorandum of Agreement to Participate in the San Gabriel Valley Council of Governments' Regional Food Recovery Program

Alexander Fung of the San Gabriel Valley Council of Governments provided information about the requirements of Senate Bill 1383 and the Regional Food Recovery Program.

Moved by Councilmember Kang, seconded by Councilmember Truong, to authorize the City Manager to execute a Memorandum of Agreement to Participate in the San Gabriel Valley Council of Governments' Regional Food Recovery Program in an amount not to exceed \$19,785 which will require a budget amendment from the General Fund.

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

B. City Council Policy on Excusing Councilmember Absences

City Manager Jordan presented the current policy on councilmember absences and opened the discussion of the policy to include the clarity of the current policy, the implementation of the current policy, and whether the Council wishes to make any changes to it.

There was discussion about the current policy and the location of the approval of Councilmember absences on the agenda.

The Council directed Staff to amend the policy and move the approval of Councilmember absences from the Consent Calendar to the end of the continuation of oral communication. The revised policy will be presented to the Council for approval at a later date.

13. CONTINUATION OF ORAL COMMUNICATIONS

None.

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

Councilmember Schulz commended Staff for the City Picnic.

Councilmember Kang announced that he attended the League of California Cities Conference.

Councilmember Paras-Caracci commended Staff for the City Picnic.

Mayor Pro-tem Finlay commended Staff for the City Picnic; discussed a previous City project in which individuals were able to share ideas for the City and suggested that Staff consider bringing the project back.

Mayor Urias commended Staff for the City Picnic and inquired about the formation of an ad-hoc committee to examine the needs of the southside of Duarte.

City Manager Jordan presented Councilmember Kang with boxing gloves on behalf of the Teen Center Boxing Club.

CLOSED SESSION

15. PUBLIC COMMUNICATION ON CLOSED SESSION ITEMS

None.

16. CLOSED SESSION ITEMS

The City Council recessed to Closed Session at 10:30 p.m. to discuss the following:

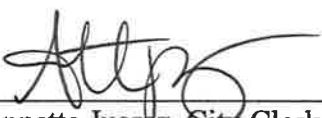
- A. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: Pursuant to Government Code Section 54956.9(a) and (d)(1): Land Value Holdings v. City of Duarte, et al., Los Angeles Superior Court Case No.: 19BBCV00966.
- B. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: Pursuant to Government Code Section 54956.9(a) and (d)(1): Cities of Duarte and Huntington Park v. State Water Resources Control Board et al., County of Orange Superior Court, Case No. 30-2016-00833614-CU-WM-CJC

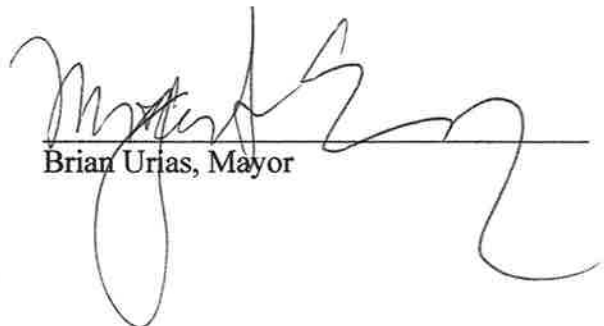
6. ANNOUNCEMENT OF CLOSED SESSION ITEMS

City Attorney Phan announced that there was no reportable action taken during Closed Session.

11. ADJOURNMENT

At 11:20 p.m. the City Council adjourned the meeting in memory of Pauline Montgomery and Cameron Fish.


Annette Juarez, City Clerk


Brian Urias, Mayor