

MEMORANDUM

TO: City Council
FROM: City Manager
DATE: August 4, 2016
SUBJECT: Comments on Agenda Items, Meeting of August 9, 2016

ITEM 8.A. The City Council will recognize Margaret (Marge) Barnett on the occasion of her 100th birthday. In 1935, Marge and her husband Barney lived briefly in L.A. and then Pasadena before ending up in Duarte after WWII. They had two children by that time – a daughter and a son. After retirement and her husband's death in 1984, Marge found diversion and pleasure in camping and traveling with family, learning to line dance, and playing bridge. With her love for her grandchildren, playing games and baking for them, she easily deserved the yard sign they gave for her garden with its message "Children Spoiled Here!" She has remained active over the years – involved with local Little League, PTA, community efforts, election volunteering, and church activities – a good neighbor and role model in her 68 years as a Duarte citizen.

ITEM 8.B. A representative from the Mayor's Youth Council will provide an update on its activities.

ITEM 12.D (Consent). This recommends that the City Council continue the declaration of a local emergency due to the San Gabriel Complex Fire.

ITEM 12.E (Consent). This item asks for the City to be a co-sponsor of the Celebration for Young Talent Concert to be held on Saturday, October 29, 2016, at the Duarte PAC. The Celebration of Young Talent (CYT) is a community-based organization operating in the San Gabriel Valley. CYT's mission is to provide young musicians, ages 10-18, the opportunity to be immersed in classical music education and perform both as soloists and accompanied by a full orchestra for the general public. In terms of co-sponsorship, in addition to the City providing access to City marketing venues, etc. which generally comes with a co-sponsorship designation, they would like to use one of the City's ten, no-cost uses of the DUSD's Performing Arts Center consistent with the 1991 agreement with the District.

ITEM 12.G (Consent). The League of California Cities is asking cities to submit an opposition letter to SB 1298 (Hertzberg) Local Government: Fees and Charges. They have identified significant legal issues to oppose, but primarily they have concerns related to expanding the definition of sewer service to encompass storm water management, and those costs could then be added to property assessments by using the ballot protest vote, rather than a vote at the ballot box. Thus, this appears to violate the intent of Prop 218.

ITEM 14. This is a Public Hearing to address the first reading of an Ordinance adding a chapter to the Municipal Code related to safety assessment placards used by the City to denote the condition of a structure to communicate allowed, restricted, or prohibited occupancy of buildings following an earthquake or natural disaster. Currently, the City has placards, but they only serve as a recommendation to property owners and the public because they have not been formally adopted. This creates a problem because the current placards are not enforceable by law. In order for building officials, law enforcement, and other City personnel that have been certified for safety assessment evaluations to ensure that structures are either safe or unsafe for entry, the safety assessment placards must be adopted. The building official and/or his/her authorized representatives are certified as safety assessment evaluators, and are allowed to conduct the safety assessment pursuant to the Building Code.

Respectfully submitted,



Darrell J. George
City Manager



MEMORANDUM

TO: MAYOR AND CITY COUNCIL

FROM: CESAR MONSALVE, DIRECTOR OF PARKS AND RECREATION

SUBJECT: 100th BIRTHDAY RECOGNITION FOR MARGE BARNETT

DATE: AUGUST 3, 2016

We are very happy to celebrate the 100th birthday of a special Duarte resident, Margaret (Marge) Barnett. Marge was born in the rural Mississippi town of Tula on August 22, 1916. She was the second oldest child among 7 children: 3 boys and 4 girls. Her family and nearby relatives all lived on small farms. Since she was the oldest girl, most housework and responsibility for the younger children fell to her (much to her dismay)! Nevertheless, the children had mostly fun together – except when one brother threw a snake around her neck – and then when another accidentally cut off his sister's finger on the wood-chopping block!

Being in a country community, with chores to be done, not too much emphasis was put upon education of the younger ones, as all hands were needed for the farm! When Marge was 4 or 5 the Coffman's moved to Arkansas, where many of her earliest memories were forgotten. However, she does vividly recall crossing the Mississippi River – which was done in a "covered wagon" according to her older brother. It happened to be in flood stage at the time, and to this day she can recall the fear she felt while looking at the turbulent water as they crossed over the bridge. Some experiences are cast in stone!

Only a couple years were spent in Arkansas before the family moved to San Marino, California where her father, with his horticulture experience, starting working for his brother on a landscaping crew. These years were idyllic for the children – living in a boarding house along with the ranch hands, playing in orchards and more wonderful outdoor experiences. She enjoyed her "tomboy" childhood – running free, climbing trees, and many sports later at school. She was always a formidable and fierce competitor!

Marge attended schools in San Marino, where she aspired to pursuing a career in nursing or as a cosmetician – but due to her mother's fears over the polio epidemic and her father's protective instincts, she was not allowed to further her education. After high school she went straight to work. After World War II, Marge was employed by G.M. Gianinni (from which she retired), where she calibrated electronic devices for the aerospace and military industries.

Early on in her working years she met her future husband, who had been sharing an apartment with her older brother in L.A. While this brother was seriously ill, she often went over to the apartment to cook for him. As things developed, she was introduced to

Carmel (aka "Barney") – and he to her cooking – and he fell in love with both her and her southern-style cornbread and biscuits!

Long story short, in 1935 they were married in a small wedding, lived briefly in L.A. and then Pasadena before ending up in Duarte after WWII. They had two children by that time – a daughter and a son. After retirement and her husband's death in 1984, Marge found diversion and pleasure in camping and traveling with family, learning to line dance, and playing bridge. Then, when the 3 grandchildren and 10 great-grandchildren came along, they became her new focus. With her love for the babies, playing games and baking for them, she easily deserved the yard sign the grandchildren gave for her garden with its message "Children Spoiled Here!"

She has remained active over the years – involved with local Little League, PTA, community efforts, election volunteering, and church activities – a good neighbor and role model in her 68 years as a Duarte citizen!

The City of Duarte is honored to celebrate Marge Barnett's 100th birthday with her family and friends.

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 – JULY 26, 2016

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 Kang called the meeting to order at 7:13 p.m.
RECORDATION OF ATTENDANCE	The following were in attendance: PRESENT: Fasana, Finlay, Paras-Caracci, Reilly, Kang ABSENT: None ADMINISTRATIVE STAFF PRESENT: City Manager George, Assistant City Attorney Patterson
ADOPTION OF AGENDA	Finlay moved, Paras-Caracci seconded to adopt the Agenda, and carried unanimously.
PLEDGE TO THE FLAG	Sam Olivito led the Pledge of Allegiance to the Flag.
MOMENT OF REFLECTION	A moment of reflection was observed.
FITNESS/MENTAL WARM-UP	Patterson and Finlay provided the warm-up.
SPECIAL ITEMS Recognition – Sam Olivito	Mayor Kang presented a plaque to Sam Olivito in recognition of his 32 years of service as Executive Director of California Contract Cities Association. On behalf of Congressman Napolitano, a certificate was also presented. City Councilmembers expressed appreciation to Mr. Olivito for his commitment and diligence in furthering the success of Contract Cities.
Proclamation–National Night Out	Mayor Kang read and presented a Proclamation for National Night Out to Brian Villalobos, who described the events planned for the evening of August 2, 2016, and invited all to participate.
Public Safety update	Brian Villalobos presented the monthly public safety update, answered questions related to the fire, CERT training, and citizen's academy, and announced that effective August 7, Sgt. Tony Haynes will become a Lieutenant, and will be leaving the City.
ANNOUNCEMENTS	Sheryl Lefmann, Duarte Chamber, announced upcoming events and programs in August and September. Joanna Gee, Duarte Library, announced classes, programs, story times, and workshops in July and August. Karen Herrera presented community announcements, including upcoming events, programs, and shows in July and August.

07/26/16

ORAL COMMUNICATIONS

The following spoke on items not on the Agenda.
Karen Vance – Fireworks.
Richard Amadori – Fireworks.

CONSENT CALENDAR

Fasana moved, Paras-Caracci seconded to approve the Consent Calendar as follows, and carried unanimously.
Approve Items B, C, D, G, H.
Remove Item A, E, F.

ITEMS REMOVED

Item A – Minutes

ITEM A – APPROVED

Reilly moved, Paras-Caracci seconded to approve the Minutes as amended to insert the word “development” between the words “economic effort” in the 2017 Rose Parade item, and to state that Finlay was not present when the Consent Calendar was approved, and carried with Finlay not on the dais for the vote.

Item E – Council Bill 16-R-18
Applicant’s Agent – Assistance

Council 16-R-18 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, DESIGNATING THE APPLICANT’S AGENT FOR THE PURPOSE OF OBTAINING FEDERAL OR STATE FINANCIAL ASSISTANCE

ITEM E – APPROVED RESOLUTION NO. 16-18

Reilly moved, Fasana seconded to adopt Resolution No. 16-18, and carried with Finlay not on the dais for the vote.

Item F – Chamber of Commerce
Services Agreement

George presented a staff report about the item. Reilly stated she would like to see the Chamber’s financial statements, and asked what the Chamber does to welcome new businesses.

Jim Kirchner, Duarte Chamber, described outreach efforts, ribbon cuttings, and advertising opportunities.

ITEM F – APPROVED

Reilly moved, Fasana seconded to approve the Services Agreement with the Duarte Chamber of Commerce, effective July 1, 2016–June 30, 2017, and carried with Finlay not on the dais for the vote.

BUSINESS ITEM
League Voting/Alternate

Reilly moved, Kang seconded to designate Councilmember John Fasana as the Voting Delegate and City Manager Darrell George as the Alternate for the League of California Cities Annual Conference, October 5-7, 2016, in Long Beach, and carried with Finlay not on the dais for the vote.

ITEMS FROM CITY COUNCIL/ CITY MANAGER

GEORGE: Stated the 2016/17 budget presented to City Council is also available on the City’s website, thanked staff, and stated City staff will be meeting with staff from Glendora’s emergency operations management team for a discussion about post-fire actions and suggestions.

FASANA: Asked that the meeting also be adjourned in memory of Gloria Balian, stated Culver City has a stormwater ballot measure and he would like staff to provide a report on what they are doing, he will forward to the City Manager results of a survey conducted by West Hollywood on Sheriff’s Department services, and stated there is a parks measure at the County level and a Metro measure about transportation services on the Fall ballot,

and Council may or may not want to take a position on them.

REILLY: Thanked staff for cleaning the 7/11 parking lot, and stated she received thank you notes from residents about the air purifiers provided by the Gas Company.

PARAS-CARACCI: Stated the website is great, noted a correction to the calendar, attended ACT-SO award competition and congratulated the local participants, she would like to recognize them at a Council Meeting, and stated she would like to bring back for discussion an item about putting a vote to the residents in November regarding fireworks.

There was discussion. Patterson provided information about deadlines, meeting dates, and requirements to have a measure placed on the November 2016 ballot.

Paras-Caracci moved, Fasana seconded to place an item on the next Agenda or at a Special Meeting regarding a measure on the November 2016 ballot, asking residents if the City should prohibit the sale and discharge of fireworks in the City, and carried by the following Roll Call vote:

AYES: Paras-Caracci, Fasana, Finlay, Kang

NOES: Reilly

FINLAY: Attended NLC Small Cities Council meeting, inquired about the possibility of a prescription drug drop-off program and a pooch plunge at the pool, and asked for an update from the Gas Company on Aliso Canyon and energy reliability.

KANG: Inquired if a new date had been set for the 626 event (Monsalve responded), inquired about the waiting time at the signal on Buena Vista and Duarte Road (Hensley responded), and suggested the topic of a dog park be referred to the Parks and Recreation Commission for discussion.

ADJOURNMENT

The meeting was adjourned at 9:03 p.m. in memory of Gloria Balian, Vivian Hamilton, Diosdado S. Paras, Baton Rouge Police Officers Montrell Jackson and Matthew Gerald, and East Baton Rouge Parish Officer Brad Garafola.

Mayor Samuel Kang

ATTEST:

City Clerk



City of Duarte

Council Warrant Register by Account

By Fund

Payment Dates 07/27/2016 - 08/09/2016

Account Number	Vendor Name	Description (Item)	Payment No	Project Key	Amount
Fund: 100 - GENERAL FUND					
100-1005-7614	BOTANICA FLORIST	Council Dinner Flowers 7/26/16	205389		65.40
100-1005-7642	MARGARET FINLAY	Meeting Expense Reimbursement	205457		121.12
100-1005-7642	MARGARET FINLAY	Conference/Meeting Expense Reimbursement	205457		616.56
100-1010-7650	CITY OF MONROVIA	Fuel-City Manager 6/2016	205476		177.18
100-1010-7980	SHAFFER AWARDS	Engrave Plaque-Sam Olivito	205492		40.57
100-1015-7680	RUTAN & TUCKER LLP	General City Attorney (Retainer) 5/2016	205400		10,535.60
100-1015-7680	RUTAN & TUCKER LLP	General City Attorney (Retainer) 6/16	205490		12,516.67
100-1015-7684	SILVER & WRIGHT LLP	Code Enforcement Legal 6/2016	205496		4,722.07
100-1015-7684	RUTAN & TUCKER LLP	Code Enforcement Legal 5/2016	205400		2,563.43
100-1015-7684	RUTAN & TUCKER LLP	Code Enforcement Legal 6/16	205490		3,645.00
100-1015-7686	RUTAN & TUCKER LLP	General City Litigation 5/2016	205400		648.00
100-1015-7686	RUTAN & TUCKER LLP	Env/NPDES Litigation 5/2016	205490		11,569.52
100-1015-7686	RUTAN & TUCKER LLP	Enviro/NPDES Litigation 6/16	205490		11,269.34
100-1020-7715	U.S. BANK	Green Home Awards 6/8/16 (Wild Thyme Pizza)	205406		336.06
100-1020-7716	U.S. BANK	Golden Streets Arts & Crafts (Oriental Trading)	205406	201631-Spec Events-Golden Streets 526	265.83
100-1020-7716	U.S. BANK	Golden Streets Bike Valet Tickets (Valettickets)	205406	201631-Spec Events-Golden Streets 526	52.13
100-1020-7722	MAD HAUS CREATIVE INC	Website Hosting & Maintenance 7/16	205398		850.00
100-1020-7722	MAD HAUS CREATIVE INC	Website Hosting/Maintenance 8/2016	205475		850.00
100-1020-7724	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446		115.00
100-1020-7980	DUARTE RECREATION PETTY CASH	Glue	205416		10.46
100-1020-7980	MERIDIAN GRAPHICS INC	Fall 2016 Newsletter Setup/Presort/Delivery	205422		118.48
100-1020-7980	EDGAR G RUIZ	Fall 2016 Duarte Newsletter Printing	205430		1,020.75
100-1025-7700	SAN GABRIEL VALLEY ECONOMIC P	Annual Membership 2016/2017	205491		5,250.00
100-1205-7613	MERIDIAN GRAPHICS INC	Fall 2016 Newsletter Setup/Presort/Delivery	205422		118.48
100-1205-7613	EDGAR G RUIZ	Fall 2016 Duarte Newsletter Printing	205430		1,020.75
100-1205-7614	STAPLES ADVANTAGE	Office Supplies	205498		51.20
100-1205-7615	U.S. BANK	Lifeguard/Emergency Response Certifications	205406		966.00
100-1205-7615	U.S. BANK	CPR/FA Cards (American Red Cross)	205406		432.00
100-1205-7636	DONALD VAILLANCOURT	Uniforms	205437		37.58
100-1205-7636	MONOGRAPHS	D Vaillancourt Polo Embroider	205423		36.00
100-1205-7636	DONALD VAILLANCOURT	Polo Uniforms	205437		86.08
100-1205-7650	CITY OF MONROVIA	Fuel-Public Safety 6/2016	205476		1,278.77
100-1205-7655	THOMSON REUTERS-WEST PUBLIS	Emergency Software	205436		116.67
100-1205-7694	FSP DESIGNS	PS Commissioner Polo Shirt	205460		26.16
100-1205-7761	DATA TICKET INC	Admin Citation Processing 6/2016	205449		101.08
100-1205-7761	DATA TICKET INC	Parking Citation Processing 6/2016	205449		1,203.19
100-1205-7779	SWANK MOTION PICTURES INC	Nat'l Night Out Movie-Star Wars 8/2/16	205433	201616-Youth Programs-Calgrip FY 2016-	425.00
100-1205-7780	DUARTE-AZUSA ANIMAL HOSPITAL	Animal Control Supplies	205453		318.28
100-1205-7780	DUARTE-AZUSA ANIMAL HOSPITAL	Emergency Animal Care	205453		232.50
100-1205-7780	DUARTE-AZUSA ANIMAL HOSPITAL	Emergency Animal Care	205453		50.00
100-1205-7780	DUARTE-AZUSA ANIMAL HOSPITAL	Emergency Animal Care	205453		100.00
100-1205-7780	DUARTE-AZUSA ANIMAL HOSPITAL	Emergency Animal Care	205453		98.95
100-1205-7780	DUARTE-AZUSA ANIMAL HOSPITAL	Emergency Animal Care	205453		107.50
100-1205-7780	DUARTE-AZUSA ANIMAL HOSPITAL	Emergency Animal Care	205453		50.00
100-1205-7780	DUARTE-AZUSA ANIMAL HOSPITAL	Emergency Animal Care	205453		50.00
100-1205-7780	DUARTE-AZUSA ANIMAL HOSPITAL	Emergency Animal Care	205453		50.00
100-1205-7780	DUARTE-AZUSA ANIMAL HOSPITAL	Emergency Animal Care	205453		50.00
100-1205-7781	CITY OF MONROVIA	Fuel-Sheriff's Dept 6/2016	205476		3,578.71
100-1205-7781	HUNTINGTON & DUARTE INC	Fuel-Sheriff's Dept	205424		29.05
100-1205-7781	HUNTINGTON & DUARTE INC	Fuel-Sheriff's Dept	205424		40.68
100-1205-7783	COUNTY OF LOS ANGELES PROBATI	PIP Contract-DPO Noronez 3/16 - 6/16	205448	201616-GAPP Program-Calgrip FY16-2017	20,500.00
100-1205-7783	COUNTY OF LOS ANGELES PROBATI	GAPP Contract-R Abernathy 4/16 - 6/16	205448	201616-GAPP Program-Calgrip FY16-2017	19,250.00
100-1205-7784	LOS ANGELES COUNTY SHERIFF'S D	Prisoner Maintenance 6/2016	205474		949.78

Council Warrant Register by Account

Payment Dates: 07/27/2016 - 08/09/2016

Account Number	Vendor Name	Description (Item)	Payment No	Project Key	Amount
100-1205-7787	MOUNTAIN VISTA PLAZA	Public Safety Lease	205478		9,953.32
100-1205-7980	CESAR GARCIA	DJ/Sound for Movie Night	205418		200.00
100-1205-7980	MYRON CORP	NW/Staff 2017 Agendas	205479		1,009.63
100-1405-7614	STAPLES ADVANTAGE	Office Supplies	205498		193.70
100-1405-7614	CDW GOVERNMENT LLC	Customer Credit (HP Sheet Feeders)	205390		-135.80
100-1405-7650	CITY OF MONROVIA	Fuel-Community Develop 6/2016	205476		190.73
100-1405-7650	NISSAN OF DUARTE	Veh 32 Parts	205480		86.25
100-1405-7690	GEORGE K FARRA	Planning Commission Meeting	205456		50.00
100-1405-7690	SHERYL LEFMANN	Planning Commission Meeting	205473		50.00
100-1405-7690	PAULA WATSON-GARDNER	Planning Commission Meeting	205502		50.00
100-1405-7690	SARA VASQUEZ	Planning Commission Meeting	205501		50.00
100-1405-7690	SHAUNA PIERCE	Planning Commission Meeting	205483		50.00
100-1405-7965	PLACEWORKS	COH Specific Plan/EIR 6/2016	205485	201406-Prof Serv-City of Hope EIR Reimb	14,601.76
100-1405-7969	RKA CONSULTING GROUP	Engineer-Bus Pad Relocate Hunt/BV 6/16	205489		468.75
100-1405-7969	RKA CONSULTING GROUP	Engineering-Concrete Repair FY15/16 6/16	205489		841.25
100-1405-7969	RKA CONSULTING GROUP	Engineering-Las Lomas Rehab 6/16	205489		1,558.75
100-1405-7975	KEVIN EDGLEY	ICSC Conf Brochure Packet Design	205417		250.00
100-1405-7975	GCR MARKETING NETWORK	Demographics Data For Webpage	205462		150.00
100-1410-7650	ALEX ROMO AUTO & TRUCK REPAI	Veh 18 PM Service/Repair	205441		543.03
100-1410-7650	CITY OF MONROVIA	Fuel-Field Services 6/2016	205476		1,455.67
100-1410-7650	HOSE-MAN INC	Tractor Hose	205466		76.81
100-1410-7650	PAT'S TIRE SERVICE	Veh 12 Road Call (4 Tires)	205482		828.82
100-1410-7656	SUNWEST ENGINEERING	Underground Fuel Tank Inspection 7/16	205499		145.00
100-1410-7810	A1 MAINTENANCE SERVICES CA	Las Brisas Sweeping 7/16	205439		58.00
100-1410-7810	A1 MAINTENANCE SERVICES CA	Las Posadas Sweeping 7/16	205439		58.00
100-1415-7916	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446		2,130.00
100-1500	MARGARET DIAMOND	Advance-Parking Doheny Beach Trip	205450		100.00
100-1605-7614	U.S. BANK	Clip Art CD (DJ Inkers)	205406		86.97
100-1605-7614	STAPLES ADVANTAGE	Office Supplies	205498		43.78
100-1605-7650	ALEX ROMO AUTO & TRUCK REPAI	Veh 6 PM Service/Repair	205441		251.31
100-1605-7650	VALLEY BRAKE & WHEEL SERVICE	Bus Oil Change/Safety Check	205500		333.35
100-1605-7650	CITY OF MONROVIA	Fuel-Parks & Rec 6/2016	205476		957.07
100-1605-7650	HUNTINGTON & DUARTE INC	Fuel-Parks & Rec	205424		50.74
100-1605-7650	BOURRET GLASS & UPHOLSTERY IN	Veh 30 Windshield	205444		264.93
100-1605-7693	FSP DESIGNS	TC/MYC Shirts	205460		455.40
100-1605-7729	U.S. BANK	Concerts in the Park (Oriental Trading)	205405		243.94
100-1605-7730	U.S. BANK	Park Supplies (Oriental Trading)	205406		387.82
100-1605-7730	DUARTE RECREATION PETTY CASH	Mystery Event Supplies	205416		33.53
100-1605-7730	DUARTE RECREATION PETTY CASH	Dive-in Movie Supplies	205416		13.08
100-1605-7730	SMART & FINAL	Splashtacular Candy	205497		95.91
100-1605-7730	SMART & FINAL	Dive In Movie Supplies	205497		198.05
100-1605-7730	TEESHA TARR	Dive In Movie Screen Rental	205404		179.85
100-1605-7733	U.S. BANK	Return-SC Volunteer Dinner (Amazon)	205406		-8.89
100-1605-7733	U.S. BANK	SC Volunteer Dinner Decorations (Party City)	205406		149.11
100-1605-7733	DUARTE RECREATION PETTY CASH	Air Freshner-SC	205416		7.07
100-1605-7733	DUARTE RECREATION PETTY CASH	Ping Pong Balls-SC	205416		10.20
100-1605-7733	STAPLES ADVANTAGE	Office Supplies	205498		39.31
100-1605-7733	THEO SIEGEL	SC Presentation-Rear Window	205494		150.00
100-1605-7733	T & S PIANO TUNING & SERVICE	SC Piano Tuning	205434		120.00
100-1605-7733	ISLAND INSPIRATIONS INC	SC Luau Entertainment	205470		600.00
100-1605-7733	THEO SIEGEL	SC Presentation-The Apartment	205495		150.00
100-1605-7733	PACIFIC HEALTH AND WELLNESS	SC Stroke/Thyroid Screening 11/1/16	205399		525.00
100-1605-7735	DUARTE CHAMBER OF COMMERCE	TC Amazing Acts Movie Ticket Prizes	205451		135.00
100-1605-7735	SMART & FINAL	TC Amazing Acts Week	205497		18.16
100-1605-7735	RALPHS GROCERY COMPANY	TC Event Prizes	205487		113.90
100-1605-7735	CHRISTY GRAVES	TC It's A Small World Event Food 8/4/16	205419		300.00
100-1605-7735	FSP DESIGNS	TC Student Intern Program Shirts	205460		95.92
100-1605-7735	FSP DESIGNS	TC Dance Hollywood Tanks	205460		564.52
100-1605-7735	JULIANNA BARRAGAN	Youthworks Internship Program	205408		100.00
100-1605-7736	U.S. BANK	Nature Camp Trip 6/14/16 (Nat'l History Museum)	205406		422.50

Council Warrant Register by Account

Payment Dates: 07/27/2016 - 08/09/2016

Account Number	Vendor Name	Description (Item)	Payment No	Project Key	Amount
100-1605-7736	U.S. BANK	Deposit-Nature Camp Trip 7/7/16 (Daveys Locker)	205405		180.00
100-1605-7736	GEORGE DANG	Reimb-Nature Camp Trip-Raging Waters	205412		417.81
100-1605-7739	MERIDIAN GRAPHICS INC	Fall 2016 Newsletter Setup/Presort/Delivery	205422		118.49
100-1605-7739	EDGAR G RUIZ	Fall 2016 Duarte Newsletter Printing	205430		2,041.50
100-1605-7740	U.S. BANK	Deposit-Adventur Club Trip 8/2/16 (Boomers)	205405		180.00
100-1605-7745	U.S. BANK	Boxing Equipment (Title Boxing)	205406		35.98
100-1605-7745	CETH CLARK	Youthworks Internship Program	205411		100.00
100-1605-7745	CLAIRE CHRISLOY PUNO	Youthworks Internship Program	205427		100.00
100-1605-7980	U.S. BANK	Staff Training 5/31/16 (Wild Thyme Pizza)	205406		178.68
100-1605-7980	U.S. BANK	Swim Team Suits (Swimoutlet.com)	205406		351.00
100-1605-7980	U.S. BANK	Goggles (Swimoutlet.com)	205406		411.60
100-1605-7980	U.S. BANK	Summer Parks/Teeball Supplies (Amazon)	205405		553.32
100-1605-7980	DUARTE RECREATION PETTY CASH	Adapters	205416		10.09
100-1605-7980	DUARTE RECREATION PETTY CASH	Training Snacks	205416		9.00
100-1605-7980	DUARTE RECREATION PETTY CASH	Staff Birthday Card	205416		4.35
100-1605-7980	SMART & FINAL	Rita's Cooking Supplies	205497		93.99
100-1605-7980	STAPLES ADVANTAGE	Office Supplies	205498		63.57
100-1605-7980	CDW GOVERNMENT LLC	BTO Apple IM 21.5 RET 5K QC 2.8 1TB	205390		1,810.52
100-1605-7980	CDW GOVERNMENT LLC	Recycling Fee	205390		4.00
100-1605-7980	CDW GOVERNMENT LLC	Recycling Fee	205390		8.00
100-1605-7980	CDW GOVERNMENT LLC	BTO Apple IM 21.5 RET 5K QC 2.8 1TB	205390		3,621.05
100-1605-7980	CDW GOVERNMENT LLC	Apple Care Auto-Enroll for iMac 3-Year	205390		454.83
100-1605-7980	CDW GOVERNMENT LLC	Customer Credit (HP Sheet Feeders)	205390		-271.61
100-1610-7617	FULLER ENGINEERING INC	Pool Chemicals	205461		531.92
100-1610-7618	FRONTIER HARDWARE	North Yard Key/Otis Gordon Pk Light Bit	205459		10.87
100-1610-7618	FRONTIER HARDWARE	Moore Park Repairs	205459		42.43
100-1610-7618	FRONTIER HARDWARE	Vinyl Letters/Gloves	205459		26.66
100-1610-7618	FRONTIER HARDWARE	Otis Gordon Park Repairs	205459		11.96
100-1610-7618	FRONTIER HARDWARE	Misc Facility Repairs	205459		16.33
100-1610-7618	FRONTIER HARDWARE	Key/Garden Sprayer	205459		18.51
100-1610-7618	FRONTIER HARDWARE	Bulk Screws & Bolts	205459		4.25
100-1610-7618	FRONTIER HARDWARE	Compact Drill/Driver & Bits	205459		117.69
100-1610-7618	FRONTIER HARDWARE	Black Spray Paint	205459		6.53
100-1610-7618	FRONTIER HARDWARE	Beardslee Park Fountain Repair	205459		33.22
100-1610-7618	FRONTIER HARDWARE	Drinking Fountain Repair	205459		9.21
100-1610-7618	DEWEY PEST CONTROL INC	Pest Control Services 7/2016	205415		38.00
100-1610-7618	SOUTHEAST CONSTRUCTION PROD	Field Marking Lime	205432		15.06
100-1610-7618	HOME DEPOT CREDIT SERVICES	Misc Supplies/Repairs	205465		90.49
100-1610-7618	HOME DEPOT CREDIT SERVICES	Misc Supplies/Repairs	205465		91.47
100-1610-7618	HOME DEPOT CREDIT SERVICES	Misc Supplies/Repairs	205465		10.83
100-1610-7618	HOME DEPOT CREDIT SERVICES	Tool Rental Deposit	205465		50.00
100-1610-7618	HOME DEPOT CREDIT SERVICES	Tool Rental Charge	205465		6.24
100-1610-7618	WAXIE SANITARY SUPPLY	Credit Memo-Return	205438		-2,640.09
100-1610-7618	WAXIE SANITARY SUPPLY	Janitorial Supplies	205438		1,705.48
100-1610-7618	WAXIE SANITARY SUPPLY	Janitorial Supplies	205438		3,451.95
100-1610-7618	WAXIE SANITARY SUPPLY	Janitorial Supplies	205438		538.99
100-1610-7618	HOME DEPOT CREDIT SERVICES	Paint & Paint Supplies	205465		225.24
100-1610-7618	GRAINGER	Park Bldg Clocks	205463		115.37
100-1610-7652	ACCO ENGINEERED SYSTEMS	Town Ctr HVAC Maint 7/1/16 - 9/30/16	205440		3,170.00
100-1610-7652	DEWEY PEST CONTROL INC	Pest Control Services 7/2016	205415		164.00
100-1610-7652	EXECUTIVE ELEVATOR INC	SC Elevator Maintenance 7/2016	205455		130.00
100-1610-7652	POST ALARM SYSTEMS	South Yard Alarm Monitoring 8/2016	205425		42.00
100-1610-7652	COUNTY OF LOS ANGELES DEPART	FY17 Public Health Permit-FC Pools (AR0141237)	205391		887.00
100-1610-7830	THE TECHNOLOGY DEPOT INC	Phone Support 7/24/16 - 8/23/16	205435		422.00
100-1805-7612	ICMA MEMBERSHIP RENEWALS	Annual Membership 7/1/16 - 6/30/17	205468		1,376.00
100-1805-7614	OFFICE SOLUTIONS INC	Office Supplies	205481		15.74
100-1805-7614	OFFICE SOLUTIONS INC	Printer Toner-Administrative Services	205481		152.59
100-1805-7614	OFFICE SOLUTIONS INC	Labels & File Folders-Admin Svcs	205481		167.42
100-1805-7614	OFFICE SOLUTIONS INC	CC Machine Thermal Rolls	205481		62.49
100-1805-7614	OFFICE SOLUTIONS INC	Office Supplies	205481		20.50

Council Warrant Register by Account

Payment Dates: 07/27/2016 - 08/09/2016

Account Number	Vendor Name	Description (Item)	Payment No	Project Key	Amount
100-1805-7614	OFFICE SOLUTIONS INC	Credit-Used Toner Cartridge (I-00942231)	205481		-152.59
100-1805-7614	OFFICE SOLUTIONS INC	Credit-Used Toner Cartridge (I-00915612)	205481		-152.59
100-1805-7980	OFFICE SOLUTIONS INC	National Night Out Treats 8/2/16	205481		34.62
100-1810-7673	BENSINGER DUPONT & ASSOCIATE	Drug/Alcohol Testing Srvc 6/16	205388		94.00
100-1815-7821	THE TECHNOLOGY DEPOT INC	VITA Mgmt 8/2016	205435		578.00
100-1815-7965	MAXTREME INC	IT Helpdesk 7/16	30		8,700.00
100-1815-7980	MAXTREME INC	Crash Plan Recovery 7/16	30		200.00
100-1825-7613	STAPLES ADVANTAGE	PS Copier Paper	205498		233.97
100-1825-7613	OFFICE SOLUTIONS INC	Copier Paper	205481		54.48
100-1825-7613	OFFICE SOLUTIONS INC	Copier Paper	205481		168.95
100-1825-7613	OFFICE SOLUTIONS INC	Copier Paper	205481		131.26
100-1825-7613	OFFICE SOLUTIONS INC	Return-Wrong Copier Paper (Inv # I-00981319)	205481		-163.47
100-1825-7626	POSTMASTER	Fall 2016 Newsletter Postage	205426		1,355.36
100-1825-7630	RICOH USA INC	Copier Lease-PS 7/19/16 - 8/18/16	205428		776.10
100-1825-7630	RICOH USA INC	Copier Lease-CH/TC/SC 8/19/16 - 9/18/16	205428		1,637.07
100-1825-7631	RICOH USA INC	Copier Maintenance-CH/TC/SC 7/19/16 - 8/18/16	205429		1,502.11
100-1825-7674	CATHERINE BRATTA	Health Insurance Reimbursement	205445		435.21
100-1825-7674	JACQUELINE BURCKHARD	Health Insurance Reimbursement	205447		217.60
100-1825-7674	STEVE ESBENSHADE	Health Insurance Reimbursement	205454		565.78
100-1825-7674	GINNY JOYCE BELBA	Health Insurance Reimbursement	205443		217.60
100-1825-7674	JIM KIRCHNER	Health Insurance Reimbursement	205471		435.21
100-1825-7674	DOROTHY MONTGOMERY	Health Insurance Reimbursement	205477		217.60
100-1825-7674	PHILLIP REYES	Health Insurance Reimbursement	205488		217.60
100-1825-7674	LINDA HENDERSON	Health Insurance Reimbursement	205464		435.21
100-1825-7688	HULS ENVIRONMENTAL MANAGE	Used Oil Grant Consultant 6/2016	205467	240000 - Oil Recycling Grnt -Used Oil Recy	797.50
100-1825-7782	SUCCESSOR AGENCY OF DUARTE R	Reimb SCPH Legal 5/16	205403		1,459.74
100-1825-7782	SUCCESSOR AGENCY OF DUARTE R	Reimb SCPH Legal 6/16	205403		638.00
100-1825-7945	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446	250016-Oper of Acq Prop-1229 Pops Roa	41.67
100-1825-7945	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446	990002 - Oper of Acq Prop - Duarte Tralle	41.67
100-1825-7980	SHRED-IT USA LLC	Document Shredding	205493		41.39
100-2012	CALIFORNIA BUILDING STANDARDS	Green Bldg Fees (SB1473) Q2 2016	205410		163.00
100-2013	DEPARTMENT OF CONSERVATION	Strong Motion (SMIP) Fees Q2 2016	205414		549.80
100-2120	SAN GABRIEL VALLEY SEALS	Field Deposit Rent Refund	205402		50.00
100-2120	SHANE WATKINS	Field Rent Deposit Refund	205407		250.00
100-2120	DUARTE HIGH SCHOOL ASB	Fireworks Deposit Refund	205394		375.00
100-2120	KIWANIS CLUB OF DUARTE	Fireworks Deposit Refund	205396		375.00
100-2120	LULAC COUNCIL #3033	Fireworks Deposit Refund	205397		375.00
100-2120	DUARTE BOOSTER ORGANIZATION	Fireworks Deposit Refund	205392		375.00
100-2120	DUARTE COMMUNITY & EDUCATIO	Fireworks Deposit Refund	205393		375.00
100-2120	VANESSA KECHICHIAN	Pool Rent Deposit Refund	205421		200.00
100-2120	EDUARDO DEL RIO	Gazebo Rent Deposit Refund	205413		50.00
100-2120	PENNY SIN	Gazebo Rent Deposit Refund	205431		50.00
100-2120	MIRIAM BERMUDEZ	Pool Rent Deposit Refund	205409		200.00
100-4408	DUARTE UNIFIED SCHOOL DISTRICT	Nextel Lease 8/2016	205452	250004 - Property Rent - Nextel Rent (Oti	1,462.48
100-5004	DEPARTMENT OF CONSERVATION	Local Agency Fee Q2 2016	205414		-27.49
100-5004	CALIFORNIA BUILDING STANDARDS	Local Government Retainer Q2 2016	205410		-16.30
Fund 100 - GENERAL FUND Total:					207,994.84

Council Warrant Register by Account

Payment Dates: 07/27/2016 - 08/09/2016

Account Number	Vendor Name	Description (Item)	Payment No	Project Key	Amount
Fund: 240 - LIGHTING AND LANDSCAPE DISTRICT FUND					
240-2410-7888	POWER ELECTRIC MOTORS	Plaza Fountain Pump	205486		1,795.07
240-2410-7888	LANDSCAPE WAREHOUSE INC	Irrigation Parts	205472		93.08
240-2410-7896	BRIGHTVIEW LANDSCAPE SERVICES	Tree Planting-Hunt Dr/Hacienda	205446		2,060.10
240-2410-7915	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446		7,500.00
240-2410-7917	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446		4,630.00
240-2420-7914	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446		345.16
240-2421-7914	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446		1,300.00
240-2422-7914	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446		480.58
240-2423-7914	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446		900.00
240-2424-7914	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446		550.00
240-2425-7914	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446		400.00
240-2426-7810	A1 MAINTENANCE SERVICES CA	Mikes Ctr Sweeping 7/16	205439		747.00
240-2426-7914	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446		180.00
240-2427-7914	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446		630.33
240-2431-7914	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446		800.00
240-2432-7914	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446		835.00
240-2433-7914	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446		530.00
240-2434-7887	FRONTIER HARDWARE	Citrus Villas Backflow Paint	205459		6.53
240-2434-7887	INDUSTRIAL METALS	Backflow Cage	205469		39.90
240-2434-7914	BRIGHTVIEW LANDSCAPE SERVICES	Landscape Maintenance 7/2016	205446		355.00
Fund 240 - LIGHTING AND LANDSCAPE DISTRICT FUND Total:					24,177.75

Council Warrant Register by Account

Payment Dates: 07/27/2016 - 08/09/2016

Account Number	Vendor Name	Description (Item)	Payment No	Project Key	Amount
Fund: 260 - COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)					
260-2605-8061	PK CONSTRUCTION	Retention-Sports Park Parking Lot Improvements	205484	201602-Const-Spts Park Pkg Lot Imprv (60	5,479.67
Fund 260 - COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) Total:					5,479.67

Council Warrant Register by Account

Payment Dates: 07/27/2016 - 08/09/2016

Account Number	Vendor Name	Description (Item)	Payment No	Project Key	Amount
Fund: 440 - PROPOSITION A TRANSIT FUND					
440-4405-7614	OFFICE SOLUTIONS INC	Office Supplies	205481		41.34
440-4405-7619	CITY OF MONROVIA	Fuel-Transit Dept 6/2016	205476		6,372.77
440-4405-7673	IRWINDALE INDUSTRIAL CLINIC	DOT Physicals 6/16	205420		100.00
440-4405-7887	FLEET SERVICE SPECIALIST LLC	Bus 102 Emerg Air Release Valve/Rear Door Solenoid	205458		270.00
440-4405-7887	FLEET SERVICE SPECIALIST LLC	Bus 104 Complete Engine Service	205458		672.77
Fund 440 - PROPOSITION A TRANSIT FUND Total:					7,456.88

Council Warrant Register by Account

Payment Dates: 07/27/2016 - 08/09/2016

Account Number	Vendor Name	Description (Item)	Payment No	Project Key	Amount
Fund: 470 - MEASURE R LR TRANSIT FUND					
470-4705-8070	ALL AMERICAN ASPHALT	Retention-R & R AC Paving	205442		4,853.89
470-4705-8100	S & H CIVILWORKS	Retention-Bus Pad Relocate Hunt Dr/BV 4/16	205401		811.05
Fund 470 - MEASURE R LR TRANSIT FUND Total:					5,664.94

Council Warrant Register by Account

Payment Dates: 07/27/2016 - 08/09/2016

Account Number	Vendor Name	Description (Item)	Payment No	Project Key	Amount
Fund: 625 - LA Co Metro Fund Exchg (STPL)					
625-6255-8070	EXCEL PAVING COMPANY	Retention-Las Lomas Rehab Project	205395		13,013.85
				Fund 625 - LA Co Metro Fund Exchg (STPL) Total:	13,013.85
				Grand Total:	263,787.93

Report Summary

Fund Summary

Fund	Payment Amount
100 - GENERAL FUND	207,994.84
240 - LIGHTING AND LANDSCAPE DISTRICT FUND	24,177.75
260 - COMMUNITY DEVELOPMENT BLOCK GRANT (CDB	5,479.67
440 - PROPOSITION A TRANSIT FUND	7,456.88
470 - MEASURE R LR TRANSIT FUND	5,664.94
625 - LA Co Metro Fund Exchg (STPL)	13,013.85
Grand Total:	263,787.93

Account Summary

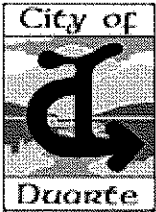
Account Number	Account Name	Payment Amount
100-1005-7614	Office Supplies	65.40
100-1005-7642	Travel & Exp - Finlay	737.68
100-1010-7650	Vehicle Maintenance	177.18
100-1010-7980	Other Expenses	40.57
100-1015-7680	City Attorney	23,052.27
100-1015-7684	Code Enforcement	10,930.50
100-1015-7686	Other Legal Services	23,486.86
100-1020-7715	Green Home Awards FY	336.06
100-1020-7716	Special Community Even	317.96
100-1020-7722	City Web Site	1,700.00
100-1020-7724	Post Office Parking	115.00
100-1020-7980	Other Expenses	1,149.69
100-1025-7700	SGV Econ Partnership	5,250.00
100-1205-7613	Duplications And Photos	1,139.23
100-1205-7614	Office Supplies	51.20
100-1205-7615	Emergency Supplies	1,398.00
100-1205-7636	Uniforms	159.66
100-1205-7650	Vehicle Maintenance	1,278.77
100-1205-7655	Emergency Services	116.67
100-1205-7694	Public Safety Commissio	26.16
100-1205-7761	Parking Ticket Collect	1,304.27
100-1205-7779	Youth Programs	425.00
100-1205-7780	Animal Control	1,107.23
100-1205-7781	Contract Law Enforceme	3,648.44
100-1205-7783	GAPP Program	39,750.00
100-1205-7784	Prisoner Maintenance	949.78
100-1205-7787	Public Safety Cntr Lease	9,953.32
100-1205-7980	Other Expenses	1,209.63
100-1405-7614	Office Supplies	57.90
100-1405-7650	Vehicle Maintenance	276.98
100-1405-7690	Planning Commission	250.00
100-1405-7965	Professional Services	14,601.76
100-1405-7969	City Engineer	2,868.75
100-1405-7975	Economic Development	400.00
100-1410-7650	Vehicle Maintenance	2,904.33
100-1410-7656	Emergency Generator	145.00
100-1410-7810	Street Sweeping	116.00
100-1415-7916	Landscape-Sport Park	2,130.00
100-1500	Advances	100.00
100-1605-7614	Office Supplies	130.75
100-1605-7650	Vehicle Maintenance	1,857.40
100-1605-7693	Youth Council	455.40
100-1605-7729	Concerts In The Park	243.94
100-1605-7730	Special Events	908.24
100-1605-7733	Senior Center	1,741.80
100-1605-7735	Teen Center	1,327.50
100-1605-7736	Recreation Classes	1,020.31

Account Summary

Account Number	Account Name	Payment Amount
100-1605-7739	Publicity	2,159.99
100-1605-7740	Youth Excursions	180.00
100-1605-7745	Boxing Program	235.98
100-1605-7980	Other Expenses	7,302.39
100-1610-7617	Pool Chemicals	531.92
100-1610-7618	Building Supplies	3,996.69
100-1610-7652	Building Maint Services	4,393.00
100-1610-7830	Telephones	422.00
100-1805-7612	Publications and Dues	1,376.00
100-1805-7614	Office Supplies	113.56
100-1805-7980	Other Expenses	34.62
100-1810-7673	Physical Exams	94.00
100-1815-7821	Personal Computer Sup	578.00
100-1815-7965	Professional Services	8,700.00
100-1815-7980	Other Expenses	200.00
100-1825-7613	Duplications And Photos	425.19
100-1825-7626	Postage	1,355.36
100-1825-7630	Equipment Lease	2,413.17
100-1825-7631	Equipment Maintenance	1,502.11
100-1825-7674	Retiree Health Insurance	2,741.81
100-1825-7688	Oil Recycling Grant	797.50
100-1825-7782	Admin Support of SA	2,097.74
100-1825-7945	Operation Of Acq Prop	83.34
100-1825-7980	Other Expenses	41.39
100-2012	Green Building Fees Pay	163.00
100-2013	Strong Motions Fees Pay	549.80
100-2120	Refundable Deposits	2,675.00
100-4408	Property Rental	1,462.48
100-5004	Other Revenue	-43.79
240-2410-7888	Repairs-Citywide	1,888.15
240-2410-7896	Tree Planting-Citywide	2,060.10
240-2410-7915	Landscape-Citywide	7,500.00
240-2410-7917	Landscape-Medians	4,630.00
240-2420-7914	Landscape Maintenance	345.16
240-2421-7914	Landscape Maintenance	1,300.00
240-2422-7914	Landscape Maintenance	480.58
240-2423-7914	Landscape Maintenance	900.00
240-2424-7914	Landscape Maintenance	550.00
240-2425-7914	Landscape Maintenance	400.00
240-2426-7810	Street Sweeping	747.00
240-2426-7914	Landscape Maintenance	180.00
240-2427-7914	Landscape Maintenance	630.33
240-2431-7914	Landscape Maintenance	800.00
240-2432-7914	Landscape Maintenance	835.00
240-2433-7914	Landscape Maintenance	530.00
240-2434-7887	Repairs & Replacements	46.43
240-2434-7914	Landscape Maintenance	355.00
260-2605-8061	ADA Curb Ramps	5,479.67
440-4405-7614	Office Supplies	41.34
440-4405-7619	Fuel And Oil	6,372.77
440-4405-7673	Physical Exams	100.00
440-4405-7887	Repairs & Replacements	942.77
470-4705-8070	Street Improvements	4,853.89
470-4705-8100	Other Capital Improvem	811.05
625-6255-8070	Street Improvements (S	13,013.85
	Grand Total:	263,787.93

Project Account Summary

Project Account Key	Payment Amount
None	200,870.22
201406-Prof Serv-City of Hope EIR Reimb	14,601.76
201602-Const-Spts Park Pkg Lot Imprv (601724-15)	5,479.67
201616-GAPP Program-Calgrip FY16-2017	39,750.00
201616-Youth Programs-Calgrip FY 2016-17	425.00
201631-Spec Events-Golden Streets 626	317.96
240000 - Oil Recycling Grnt -Used Oil Recycling Grnt	797.50
250004 - Property Rent - Nextel Rent (Otis Gordon)	1,462.48
250016-Oper of Acq Prop-1229 Pops Road	41.67
990002 - Oper of Acq Prop - Duarte Trailer Park	41.67
Grand Total:	263,787.93



City of Duarte

Council Warrant Register Over \$5000

By Payment Number

Payment Dates 07/27/2016 - 08/09/2016

Payment Number	Payment Date	Vendor #	Description	Vendor Name	Account Number	Project Account Key	Payment Amount Item Amount
205390	7/27/2016	1102	CDW GOVERNMENT LLC				5,490.99
		DQM8656	BTO Apple IM 21.5 RET 5K QC 2.8 1TB	100-1605-7980			1,810.52
		DQM8656	Recycling Fee	100-1605-7980			4.00
		DQT7593	Recycling Fee	100-1605-7980			8.00
		DQT7593	BTO Apple IM 21.5 RET 5K QC 2.8 1TB	100-1605-7980			3,621.05
		DQW9732	Apple Care Auto-Enroll for iMac 3-Ye	100-1605-7980			454.83
		DSG0555	Customer Credit (HP Sheet Feeders)	100-1405-7614			-135.80
		DSG0555	Customer Credit (HP Sheet Feeders)	100-1605-7980			-271.61
205395	7/27/2016	5554	EXCEL PAVING COMPANY				13,013.85
		R-24079	Retention-Las Lomas Rehab Project	625-6255-8070			13,013.85
205400	7/27/2016	0196	RUTAN & TUCKER LLP				13,747.03
		748989	General City Attorney (Retainer) 5/20	100-1015-7680			10,535.60
		748990	General City Litigation 5/2016	100-1015-7686			648.00
		748991	Code Enforcement Legal 5/2016	100-1015-7684			2,563.43
205446	8/9/2016	3889	BRIGHTVIEW LANDSCAPE SERVICES INC				23,824.51
		5083906	Landscape Maintenance 7/2016	100-1020-7724			115.00
		5083906	Landscape Maintenance 7/2016	100-1415-7916			2,130.00
		5083906	Landscape Maintenance 7/2016	100-1825-7945	990002 - Oper of Acq Prop - Duarte Trailer Park		41.67
		5083906	Landscape Maintenance 7/2016	100-1825-7945	250016-Oper of Acq Prop-1229 Pops Road		41.67
		5083906	Landscape Maintenance 7/2016	240-2410-7915			7,500.00
		5083906	Landscape Maintenance 7/2016	240-2410-7917			4,630.00
		5083906	Landscape Maintenance 7/2016	240-2420-7914			345.16
		5083906	Landscape Maintenance 7/2016	240-2421-7914			1,300.00
		5083906	Landscape Maintenance 7/2016	240-2422-7914			480.58
		5083906	Landscape Maintenance 7/2016	240-2423-7914			900.00
		5083906	Landscape Maintenance 7/2016	240-2424-7914			550.00
		5083906	Landscape Maintenance 7/2016	240-2425-7914			400.00
		5083906	Landscape Maintenance 7/2016	240-2426-7914			180.00
		5083906	Landscape Maintenance 7/2016	240-2427-7914			630.33
		5083906	Landscape Maintenance 7/2016	240-2431-7914			800.00
		5083906	Landscape Maintenance 7/2016	240-2432-7914			835.00
		5083906	Landscape Maintenance 7/2016	240-2433-7914			530.00
		5083906	Landscape Maintenance 7/2016	240-2434-7914			355.00
		5092572	Tree Planting-Hunt Dr/Hacienda	240-2410-7896			2,060.10
205448	8/9/2016	1117	COUNTY OF LOS ANGELES PROBATION DEPARTMENT				39,750.00
		1516-01PIP	PIP Contract-DPO Noronez 3/16 - 6/1	100-1205-7783	201616-GAPP Program-Calgrip FY16-2017		20,500.00
		151604PIP	GAPP Contract-R Abernathy 4/16 - 6/	100-1205-7783	201616-GAPP Program-Calgrip FY16-2017		19,250.00
205476	8/9/2016	0903	CITY OF MONROVIA				14,010.90
		1700015	Fuel-City Manager 6/2016	100-1010-7650			177.18
		1700016	Fuel-Field Services 6/2016	100-1410-7650			1,455.67
		1700017	Fuel-Parks & Rec 6/2016	100-1605-7650			957.07
		1700018	Fuel-Public Safety 6/2016	100-1205-7650			1,278.77
		1700019	Fuel-Community Develop 6/2016	100-1405-7650			190.73
		1700020	Fuel-Sheriff's Dept 6/2016	100-1205-7781			3,578.71
		1700021	Fuel-Transit Dept 6/2016	440-4405-7619			6,372.77
205478	8/9/2016	2461	MOUNTAIN VISTA PLAZA				9,953.32
		8/2016	Public Safety Lease	100-1205-7787			9,953.32

Council Warrant Register Over \$5000

Payment Dates: 07/27/2016 - 08/09/2016

Payment Number	Payment Date Payable Number	Vendor # Description	Vendor Name	Account Number	Project Account Key	Payment Amount Item Amount
205484	8/9/2016 106	5552 Retention-Sports Park Parking Lot Im	PK CONSTRUCTION	260-2605-8061	201602-Const-Spts Park Pkg Lot Imprv (601724-	5,479.67 5,479.67
205485	8/9/2016 59720	5224 COH Specific Plan/EIR 6/2016	PLACEWORKS	100-1405-7965	201406-Prof Serv-City of Hope EIR Reimb	14,601.76 14,601.76
205490	8/9/2016 751490 751491 752384 752385	0196 Env/NPDES Litigation 5/2016 Enviro/NPDES Litigation 6/16 General City Attorney (Retainer) 6/16 Code Enforcement Legal 6/16	RUTAN & TUCKER LLP	100-1015-7686 100-1015-7686 100-1015-7680 100-1015-7684		39,000.53 11,569.52 11,269.34 12,516.67 3,645.00
205491	8/9/2016 5018	0288 Annual Membership 2016/2017	SAN GABRIEL VALLEY ECONOMIC PARTNERSHIP	100-1025-7700		5,250.00 5,250.00
30	8/9/2016 13215 13215	4286 IT Helpdesk 7/16 Crash Plan Recovery 7/16	MAXTREME INC	100-1815-7965 100-1815-7980		8,900.00 8,700.00 200.00
Payment Total:						193,022.56

Report Summary

Fund Summary

Fund	Payment Amount
100 - GENERAL FUND	146,660.10
240 - LIGHTING AND LANDSCAPE DISTRICT FUND	21,496.17
260 - COMMUNITY DEVELOPMENT BLOCK GRANT (CDB	5,479.67
440 - PROPOSITION A TRANSIT FUND	6,372.77
625 - LA Co Metro Fund Exchg (STPL)	13,013.85
Grand Total:	193,022.56

Account Summary

Account Number	Account Name	Payment Amount
100-1010-7650	Vehicle Maintenance	177.18
100-1015-7680	City Attorney	23,052.27
100-1015-7684	Code Enforcement	6,208.43
100-1015-7686	Other Legal Services	23,486.86
100-1020-7724	Post Office Parking	115.00
100-1025-7700	SGV Econ Partnership	5,250.00
100-1205-7650	Vehicle Maintenance	1,278.77
100-1205-7781	Contract Law Enforceme	3,578.71
100-1205-7783	GAPP Program	39,750.00
100-1205-7787	Public Safety Cntr Lease	9,953.32
100-1405-7614	Office Supplies	-135.80
100-1405-7650	Vehicle Maintenance	190.73
100-1405-7965	Professional Services	14,601.76
100-1410-7650	Vehicle Maintenance	1,455.67
100-1415-7916	Landscape-Sport Park	2,130.00
100-1605-7650	Vehicle Maintenance	957.07
100-1605-7980	Other Expenses	5,626.79
100-1815-7965	Professional Services	8,700.00
100-1815-7980	Other Expenses	200.00
100-1825-7945	Operation Of Acq Prop	83.34
240-2410-7896	Tree Planting-Citywide	2,060.10
240-2410-7915	Landscape-Citywide	7,500.00
240-2410-7917	Landscape-Medians	4,630.00
240-2420-7914	Landscape Maintenance	345.16
240-2421-7914	Landscape Maintenance	1,300.00
240-2422-7914	Landscape Maintenance	480.58
240-2423-7914	Landscape Maintenance	900.00
240-2424-7914	Landscape Maintenance	550.00
240-2425-7914	Landscape Maintenance	400.00
240-2426-7914	Landscape Maintenance	180.00
240-2427-7914	Landscape Maintenance	630.33
240-2431-7914	Landscape Maintenance	800.00
240-2432-7914	Landscape Maintenance	835.00
240-2433-7914	Landscape Maintenance	530.00
240-2434-7914	Landscape Maintenance	355.00
260-2605-8061	ADA Curb Ramps	5,479.67
440-4405-7619	Fuel And Oil	6,372.77
625-6255-8070	Street Improvements (S	13,013.85
Grand Total:		193,022.56

Project Account Summary

Project Account Key	Payment Amount
None	133,107.79
201406-Prof Serv-City of Hope EIR Reimb	14,601.76
201602-Const-Spts Park Pkg Lot Imprv (601724-15)	5,479.67
201616-GAPP Program-Calgrip FY16-2017	39,750.00
250016-Oper of Acq Prop-1229 Pops Road	41.67

Project Account Summary

Project Account Key

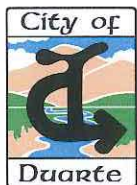
990002 - Oper of Acq Prop - Duarte Trailer Park

Grand Total:

Payment Amount

41.67

193,022.56



AGENDA MEMO

TO: Mayor Samuel Kang and members of the Duarte City Council

FROM: Karen A. Herrera, Deputy City Manager

SUBJECT: CELEBRATION OF YOUNG TALENT Co-Sponsorship Request

DATE: August 3, 2016

RECOMMENDATION: That the Duarte City Council, by motion, co-sponsor the Celebration for Young Talent Concert on Saturday, October 29, 2016, at the Duarte PAC.

BACKGROUND: The Celebration of Young Talent is again requesting that the City of Duarte officially co-sponsor its upcoming concert on Saturday, October 29, 2016 at the Duarte Performing Arts Center starting at 7:30 pm. The concert is free and open to the general public to enjoy an enriching, cultural, and family-oriented experience.

DISCUSSION: The Celebration of Young Talent (CYT) is a community based organization operating in the San Gabriel Valley. CYT's mission is to provide young musicians, ages 10-18, the opportunity to be immersed in classical music education and perform both as soloists and accompanied by a full orchestra for the general public. Additionally, CYT strives to increase the public's awareness of the importance and value of music education. The City of Duarte previously co-sponsored one of the organization's concert held in 2014 at the Performing Arts Center.

In terms of co-sponsorship, in addition to the City providing access to City marketing venues, etc. which generally comes with a co-sponsorship designation, they would like to use one of the City's ten, no-cost uses of the DUSD's Performing Arts Center consistent with the 1991 agreement with the District. Traditionally, the City does not use all of these dates thus it will not conflict with any other City programs.

FISCAL IMPACT: None

ATTACHMENT: Email from CYT

From: **Fung Ho** fungho1vln@sbcglobal.net
Subject: Re: from Fung Ho/Proposal for a classical orchestral concert
Date: July 18, 2016 at 7:25 PM
To: Jackie Ruiz jruiz@accessduarte.com
Cc: Karen Herrera herrerakaren@accessduarte.com, kangs@accessduarte.com, ireneyim64@hotmail.com, reillyl@accessduarte.com

Dear Ms. Ruiz:

Thank you for getting back to me regarding this request.

The Celebration of Young Talent (CYT) is an organization in the San Gabriel Valley which presents talented young musicians age 10 - 18 as soloists in admission free classical music concerts with orchestra accompaniment to the general public. The students go through a very tough audition process to be selected to receive this honor.

The proposed date is 7:30PM, Saturday, October 8, 2016. I am wondering if the City of Duarte would be interested in hosting this concert in terms of sponsoring with the use of venue (Duarte Performing Arts Center). CYT will be responsible for all publicity, printing and auditorium labor costs. We will need to be able to use the piano (tuned), orchestra chairs and music stands from the high school from about 3PM for an 8 hour period including the dress rehearsal immediately before the concert which will be done by 10PM. We will have volunteers to set up and take down the stage.

I understand it is already in the midst of summer vacation and I would be grateful if we can have an opportunity to come in to one of the city council meetings to present our proposal in the near future.

Looking forward to receiving your reply.

Thank you!

Sincerely,
Fung Ho

Sent from my iPad

On Jul 18, 2016, at 5:00 PM, Jackie Ruiz <jruiz@accessduarte.com> wrote:

Dear Mr. Ho,

I am following up in regard to your email request.

If you kindly please confirm the event date and event time and if the event is free and open to the public.

If possible, please provide this information as soon as possible.

Thanks,
Jackie

Sent from my iPad

From: Fung Ho <fungho1vln@sbcglobal.net>
Date: June 10, 2016 at 12:25:36 PM PDT
To: Liz Reilly <ereilly3@aol.com>
Cc: Samuel Kang Duarte City Council <kangs@accessduarte.com>, Karen Herrera <herrerakaren@accessduarte.com>
Subject: Fwd: from Fung Ho/Proposal for a classical orchestral concert

Dear Ms Reilly:

I am following up with the email I sent to Mr. Kang regarding the possibility of the City of Duarte hosting a concert on October 8, 2016. Mr. Kang has asked me to contact you to find out what would be a good time for me to come to the City Council meeting to present the proposal. I understand that time is getting close to the October date, would it be possible to put this on the agenda in any up coming meetings?

Thank you for your time.

Sincerely,

Fung Ho

Begin forwarded message:

On Wed, Apr 27, 2016 at 2:57 PM -0700, "Fung Ho" <fungho1vin@sbccglobal.net> wrote:

Dear Mayor Kang:

Hope everything is well and you are doing your usual wonderful job as Mayor of Duarte.

I am involved with an organization called Celebration of Young Talent (CYT) which presents young classical musicians (grade school through high school age) in admission free concerts as soloists accompanied by a full orchestra which I conduct. This has been going on for quite a few years and they are looking for opportunities to present these wonderful young musicians to different communities in order bring awareness of music education to the general public.

I would like to come in with Mrs. Irene Yim, director of the CYT program, to make a presentation to the City Council of Duarte and see if there is an interest from the City in supporting and presenting this concert (possibly on Saturday, October 8 or 15, 2016) at the Duarte Performing Arts Center. As usual, all publicity will be handled without any cost to the City, insurance will be covered by the existing policy of the Olympia Philharmonic Society since it is also one of the supporters of the CYT concerts. If there are any charges for labor and equipment (such as piano, piano tuning and stage set up), CYT will be able to take care of those.

Please let me know what is the best date for us to come in and speak to the City Council.

Thank you for your time and your continuous support for the arts.

Sincerely,
Fung Ho

RECEIVED

JUL 25 2016

CITY OF DUARTE

From: **Scott Magnusson** scottmagnusson@verizon.net
Subject: Resignation
Date: July 22, 2016 at 9:12 AM
To: akanam@accessduarte.com
Cc: BCVillal@lasd.org

Marla, it is with mixed emotions that I resign as a commissioner on the Public Safety Commission, effective immediately. I have discussed this already with Brian Villalobos.

Around February of this year, my wife and I made the decision to purchase a home in Utah and relocate after 33 years in Duarte.

Most of our children are now living in Salt Lake City or Idaho, including my elderly mother who requires more care from us now.

I retired the end of June and this made the timing of this move practical, although it was not a move we were anticipating last Fall when I applied for the Commission.

We've sold our home and have moved into my mother's house in Utah and await the completion of our home that's being built.

I enjoyed the brief time I had on the Commission. The experience only increased my respect for the strong leadership we have in Duarte. Please extend my and Kathleen's fond regards to the City Council, whose service and friendship we've enjoyed these many years.

Scott

Sent from my iPhone

Agenda Memo City Manager's Office

To: Mayor and Members of the Duarte City Council
From: Karen A. Herrera, Deputy City Manager
Date: August 9, 2016
Subject: Motion to Oppose SB 1298 (Hertzberg) and submit a letter of opposition
Local Government Fee & Charges

Recommendation

It is recommended that the City Council oppose SB 1298 Hertzberg and authorize the Mayor to submit a letter of opposition to Governor Brown on its behalf. (See Attachment A)

Background

As currently amended, the League of California Cities is encouraging California cities to take an opposition position to SB 1298 Hertzberg. SB 1298 attempts to expand the Prop 218 definition of "sewer" to include storm water management. This, in effect, would allow governments such as the City of Duarte to levy property taxes for storm water costs without voter approval. (See Attachment B)

Discussion

SB 1298, Local Government Fee & Charges, seeks to address the storm water issue by defining "cost of service" to include the cost of providing water service in an "equitable manner" including the cost of "lifeline water rates." Thus, the \$20 billion costs of the MS4 storm water permit could be imposed on California residents and businesses with no opportunity for residents to vote. Like most communities, Duarte does not have the funding, estimated at \$180 million, to comply with the permit requirements. This definition of "cost of service" does not address Proposition 218's proportionality requirement.

The main points of concern center on **Lifeline Rates** - currently unconstitutional because the rate imposed on the higher-income user exceeds the "proportional cost of the service attributable to the (user's) parcel."

Conservation Rates - a non-property related fee or charge must fall within one of the exceptions from the definition of "tax" found in Proposition 26. Unfortunately, SB 1298's water conservation and efficiency charge does not take into account the cost and revenue nexus required by Proposition 26. **Storm Water Drainage** - SB 1298 imports the definition of "sewer" found in the Public Utilities Code, the Proposition 218 Omnibus Implementation Act; it is unsure whether this would be upheld in court.

Current Status of SB 1298

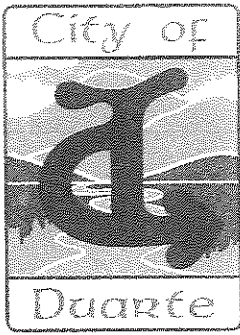
Articles XIII C and XIII D of the California Constitution generally require that assessments, fees, and charges be submitted to property owners for approval or rejection after the provision of written notice and the holding of a public hearing. This piece of legislation, would define the terms "proportional cost of the service attributable to the parcel" and "sewer service," and would recast the definition of "water" to mean "water service," for these purposes. The bill would additionally specify that one vote per parcel may be counted in determining whether a proposed fee or charge is approved by a majority vote, as specified. This bill also contains other related provisions and other existing laws. (See Attachment C)

Fiscal Impact

None.

Attachments

- Opposition Letter – Attachment A
- League Position Letter – Attachment B
- SB 1298 Hertzberg – Attachment C



ATTACHMENT A

City of Duarte

Sixteen Hundred Huntington Drive, Duarte, California 91010-2592
Tel 626-357-7931 FAX 626-358-0018 www.accessduarte.com

August 9, 2016

The Honorable Jerry Brown
California State Governor
State Capitol, Suite 1173
Sacramento, California 95814

Mayor
Samuel Kang
Mayor Pro Tem
Margaret E. Finlay
Councilmembers
John Fasana
Tzeitel Paras-Caracci
Liz Reilly
City Manager
Darrell George

Re: Notice of Opposition – SB 1298 (Hertzberg)
Local Government: Fees and Charges

Dear Governor Brown:

The Duarte City Council, at its August 9, 2016, meeting, conducted a discussion concerning SB 1298 (Hertzberg). At that the conclusion of the discussion, the City Council voted unanimously to oppose SB 1298.

Senator Hertzberg's acknowledgement of the challenges cities are facing with the daunting costs related to the Los Angeles County 2012 MS4 Permit is admirable, and we appreciate his desire to assist us by providing a funding source for the costs. Specifically, SB 1298 attempts to expand the definition of sewer service to encompass storm water management, and those costs could then be added to property assessments by using the ballot protest vote rather than a vote at the ballot box.

While more flexibility is needed on these costs, we oppose SB 1298 because it violates the intent of Prop 218, The Right to Vote Act, in which citizens clearly voted to have the right to vote on taxes, charges, fees, and assessments. The City of Duarte urges you to veto this bill should it make it to your desk, and ask that you uphold the right of voters to approve new taxes being placed upon them.

Sincerely,

Samuel Kang
Mayor



1400 K Street, Suite 400 • Sacramento, California 95814
Phone: 916.658.8200 Fax: 916.658.8240
www.cacities.org

June 21, 2016

Senator Robert M. Hertzberg
Member, State Senate
State Capitol, Room 4038
Sacramento, CA 95814

Re: SB 1298 (Hertzberg) Local Government: Fees and Charges (as amended June 13, 2016)
NOTICE OF CONCERNS

Dear Senator Hertzberg:

The League of California Cities respectfully submits concerns regarding your SB 1298, as amended June 13, 2016, which would define "proportional cost of the service attributable to the particle" and "sewer service" in the Proposition 218 Omnibus Implementation Act as well as authorize a conservation and efficiency water charge.

The League of California Cities strongly supports the apparent goals and objectives of SB 1298, which, at the discretion of a local agency: 1) authorize lifeline water rates; 2) authorize water conservation rates; and 3) allow stormwater and flood control fees to be imposed in the same manner as water, sewer, and refuse collection fees. In fact, the League of California Cities, the Association of California Water Agencies (ACWA), and the California State Association of Counties (CSAC) have been working closely over the past eighteen months on a ballot measure, The California Water Conservation, Flood Control and Stormwater Management Act of 2016, meant to accomplish the same objectives as SB 1298.

Unfortunately, as currently drafted, SB 1298 presents the following significant legal issues:

- **Lifeline Rates** - Lifeline rates are unconstitutional under Article XIII D, section 6(b) because the rate imposed on the higher-income user exceeds the "proportional cost of the service attributable to the (user's) parcel." SB 1298 seeks to address this issue by defining "cost of service" to include the cost of providing water service in an "equitable manner" including the cost of "lifeline water rates." This definition of "cost of service" does not address Proposition 218's proportionality requirement.
- **Conservation Rates** - In *Pajaro Valley Water Agency v. Amrhein* the court suggested in dicta that a fee may fall outside of Article XIII D, section 6 to the extent it is charged for consumption of a service for a purpose or in quantities exceeding what is required for basic (i.e., residential) use. This, the court suggested, leaves open the possibility that delivery of water for irrigation or other non-residential purposes is not a property-based service, and that charges for it are not incidental to property ownership. SB 1298's "water conservation and efficiency charge" appears to be based upon this dicta. A non-property related fee or charge must fall within one of the exceptions from the definition of "tax" found in Proposition 26. Unfortunately, SB 1298's water conservation and efficiency charge does not take into account the cost and revenue nexus required by Proposition 26.

- **Stormwater Drainage** - SB 1298 imports the definition of "sewer" found in Public Utilities Code section 230.5 into the Proposition 218 Omnibus Implementation Act in an attempt to overturn the decision in *HJTA v. City of Salinas* which held that unless an agency operates a combined storm/sewer system, fees for stormwater facilities and services are not water or sewer services. It is unclear that this effort can succeed with a statutory change.

The League of California Cities appreciates your willingness to help seek solutions to some of the challenges local governments face with regards to establishing water rates and financing critical water infrastructure. We believe that SB 1298 would likely result in additional uncertainty and more litigation. The League of California Cities remains committed to addressing these issues and would like to partner with you in order to achieve our shared objectives through a constitutional amendment. If you have any questions, or if I can be of assistance, please contact me at (916) 658-8264.

Sincerely,



Jason Rhine
Legislative Representative

cc. Members, Assembly Committee on Local Government
Misa Lennox, Counsel, Assembly Committee on Local Government
William Weber, Consultant, Assembly Republican Caucus



SB-1298 Local government: fees and charges. (2015-2016)

AMENDED IN ASSEMBLY AUGUST 01, 2016

AMENDED IN ASSEMBLY JUNE 13, 2016

CALIFORNIA LEGISLATURE— 2015-2016 REGULAR SESSION

SENATE BILL

No. 1298

Introduced by Senator Hertzberg

February 19, 2016

An act to amend ~~Sections~~ *Section* 53750 ~~and 53755 of, and to add Section 53756.5 to, of the~~ Government Code, relating to local government finance.

LEGISLATIVE COUNSEL'S DIGEST

SB 1298, as amended, Hertzberg. Local government: fees and charges.

Articles XIII C and XIII D of the California Constitution generally require that assessments, fees, and charges be submitted to property owners for approval or rejection after the provision of written notice and the holding of a public hearing. Existing law, the Proposition 218 Omnibus Implementation Act, prescribes specific procedures and parameters for local jurisdictions to comply with Articles XIII C and XIII D of the California Constitution and defines terms for these purposes.

~~Existing statutory law establishes notice, protest, and hearing procedures for the levying of new or increased fees or charges by local government agencies pursuant to Article XIII D of the California Constitution.~~

This bill would define the terms "proportional cost of the service attributable to the parcel" and "sewer service," ~~and would recast the definition of "water" to mean "water service,"~~ *service* for these purposes. ~~The bill would additionally specify that one vote per parcel may be counted in determining whether a proposed fee or charge is approved by a majority vote, as specified.~~

~~The bill would additionally authorize an agency to impose a conservation and efficiency fee or charge for water service, in addition to any property-related fee or charge imposed for water service, to achieve specified conservation and efficiency purposes. The bill would provide that a conservation and efficiency fee or charge may raise revenue as an incident to its regulatory purpose and would require the agency to use any revenue to pay the cost of providing the service or for lowering the rate or rate structure of the associated property-related fee or charge. The bill would require a conservation and efficiency fee or charge to bear a fair or reasonable relationship to the burdens imposed on the local agency or the benefits received~~

~~from the water service based on the amount of water used by each customer or class of customers, as specified.~~

Vote: majority Appropriation: no Fiscal Committee: no Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. The Legislature finds and declares all of the following:

(a) The ongoing, historic drought has made clear that California must invest in a 21st century water management system capable of effectively meeting the economic, social, and environmental needs of the state.

(b) Sufficient and reliable funding to pay for local water projects is necessary to improve the state's water infrastructure.

(c) Proposition 218, approved in 1996, was meant to improve transparency and accountability of local government fees. Some court interpretations of the law have constrained ~~three~~ important tools that local governments need to manage water ~~supplies and~~ *supplies*, address water ~~pollution~~ *pollution and provide* stormwater ~~management, rates to encourage water conservation, and assistance for low income Californians~~ *management*.

(d) Stormwater is a key source of local water supply, and careful management is necessary to reduce pollution. But a court decision has required stormwater and flood control programs to meet a higher standard than other water-related services to raise capital, preventing many important projects from being built.

~~(e) One important way to encourage water conservation is to charge higher rates to customers using excessive amounts of water. This is a common practice throughout the world and a requirement for California's private water agencies. Unfortunately, a recent court decision has made it difficult and confusing for local agencies to implement this necessary tool.~~

~~(f) The United States Environmental Protection Agency has found that water rates exceeding 2 percent of monthly income are unaffordable, which is the case for millions of Californians. Private water and energy utilities are required to offer programs to make rates affordable to low income households. Local governments in California, however, are concerned that recent court decisions regarding Proposition 218 could prohibit them from providing the same service.~~

~~(g)~~

(e) This act is intended to provide guidance to local agencies and courts on the implementation of Articles XIII C and XIII D of the California Constitution and shall not be construed to amend those articles.

SEC. 2. Section 53750 of the Government Code is amended to read:

53750. For purposes of Article XIII C and Article XIII D of the California Constitution and this article:

(a) "Agency" means any local government as defined in subdivision (b) of Section 1 of Article XIII C of the California Constitution.

(b) "Assessment" means any levy or charge by an agency upon real property that is based upon the special benefit conferred upon the real property by a public improvement or service, that is imposed to pay the capital cost of the public improvement, the maintenance and operation expenses of the public improvement, or the cost of the service being provided. "Assessment" includes, but is not limited to, "special assessment," "benefit assessment," "maintenance assessment," and "special assessment tax."

(c) "District" means an area that is determined by an agency to contain all of the parcels that will receive a special benefit from a proposed public improvement or service.

(d) "Drainage system" means any system of public improvements that is intended to provide for erosion control, for landslide abatement, or for other types of water drainage.

(e) "Extended," when applied to an existing tax or fee or charge, means a decision by an agency to extend the stated effective period for the tax or fee or charge, including, but not limited to, amendment or removal of a sunset provision or expiration date.

(f) "Flood control" means any system of public improvements that is intended to protect property from overflow by water.

(g) "Identified parcel" means a parcel of real property that an agency has identified as having a special benefit conferred upon it and upon which a proposed assessment is to be imposed, or a parcel of real property upon which a proposed property-related fee or charge is proposed to be imposed.

(h) (1) "Increased," when applied to a tax, assessment, or property-related fee or charge, means a decision by an agency that does either of the following:

(A) Increases any applicable rate used to calculate the tax, assessment, fee, or charge.

(B) Revises the methodology by which the tax, assessment, fee, or charge is calculated, if that revision results in an increased amount being levied on any person or parcel.

(2) A tax, fee, or charge is not deemed to be "increased" by an agency action that does either or both of the following:

(A) Adjusts the amount of a tax, fee, or charge in accordance with a schedule of adjustments, including a clearly defined formula for inflation adjustment that was adopted by the agency prior to November 6, 1996.

(B) Implements or collects a previously approved tax, fee, or charge, so long as the rate is not increased beyond the level previously approved by the agency, and the methodology previously approved by the agency is not revised so as to result in an increase in the amount being levied on any person or parcel.

(3) A tax, assessment, fee, or charge is not deemed to be "increased" in the case in which the actual payments from a person or property are higher than would have resulted when the agency approved the tax, assessment, fee, or charge, if those higher payments are attributable to events other than an increased rate or revised methodology, such as a change in the density, intensity, or nature of the use of land.

(i) "Notice by mail" means any notice required by Article XIII C or XIII D of the California Constitution that is accomplished through a mailing, postage prepaid, deposited in the United States Postal Service and is deemed given when so deposited. Notice by mail may be included in any other mailing to the record owner that otherwise complies with Article XIII C or XIII D of the California Constitution and this article, including, but not limited to, the mailing of a bill for the collection of an assessment or a property-related fee or charge.

(j) "Proportional cost of the service attributable to the parcel," when applied to a fee or charge for water or sewer service, means the share of the total cost of providing water or sewer service to water or sewer users within the service area reasonably attributable to the parcel. The total cost of providing water or sewer service includes all costs of acquiring water and water rights, costs of collecting, conveying, treating, and managing water and wastewater, *and* costs of satisfying all regulatory requirements lawfully imposed on water and sewer service ~~providers, and costs of providing communitywide water service in an equitable manner, including the cost of lifeline water rates.~~ *providers.*

(k) "Record owner" means the owner of a parcel whose name and address appears on the last equalized secured property tax assessment roll, or in the case of any public entity, the State of California, or the United States, means the representative of that public entity at the address of that entity known to the agency.

(l) "Sewer service" means services provided by all real estate, fixtures, and personal property owned, controlled, operated, or managed in connection with or to facilitate sewage collection, treatment, or disposition for sanitary or drainage purposes, including lateral and connecting sewers, interceptors, trunk and outfall lines, sanitary sewage treatment or disposal plants or works, drains, conduits, outlets for surface or storm waters, and any and all other works, property, or structures necessary or convenient for the collection or disposal of sewage, industrial waste, or surface or storm waters. "Sewer system" shall not include a sewer system that merely collects sewage on the property of a single owner.

(m) "Registered professional engineer" means an engineer registered pursuant to the Professional Engineers Act (Chapter 7 (commencing with Section 6700) of Division 3 of the Business and Professions Code).

(n) "Vector control" means any system of public improvements or services that is intended to provide for the surveillance, prevention, abatement, and control of vectors as defined in subdivision (k) of Section 2002 of the Health and Safety Code and a pest as defined in Section 5006 of the Food and Agricultural Code.

(o) ~~"Water service"~~ "Water" means ~~services provided by~~ any system of public improvements intended to provide for the production, storage, supply, treatment, or distribution of water from any source.

~~SEC. 3. Section 53755 of the Government Code is amended to read:~~

~~53755.(a)(1)The notice required by paragraph (1) of subdivision (a) of Section 6 of Article XIII D of the California Constitution of a proposed increase of an existing fee or charge for a property-related service being provided to a parcel may be given by including it in the agency's regular billing statement for the fee or charge or by any other mailing by the agency to the address to which the agency customarily mails the billing statement for the fee or charge.~~

~~(2)The notice required by paragraph (1) of subdivision (a) of Section 6 of Article XIII D of the California Constitution of a proposed new fee or charge may be given in the manner authorized for notice of an increase of a fee or charge if the agency is currently providing an existing property-related service to the address.~~

~~(3)If the agency desires to preserve any authority it may have to record or enforce a lien on the parcel to which service is provided, the agency shall also mail notice to the recordowner's address shown on the last equalized assessment roll if that address is different than the billing or service address.~~

~~(b)One written protest per parcel, filed by an owner or tenant of the parcel, shall be counted in calculating a majority protest to a proposed new or increased fee or charge subject to the requirements of Section 6 of Article XIII D of the California Constitution.~~

~~(c)One vote per parcel, filed by an owner or tenant of the parcel, shall be counted in determining whether a proposed fee or charge is approved by a majority vote pursuant to subdivision (c) of Section 6 of Article XIII D of the California Constitution.~~

~~(d)Any agency that bills, collects, and remits a fee or charge on behalf of another agency may provide the notice required by Section 6 of Article XIII D of the California Constitution on behalf of the other agency.~~

~~SEC. 4. Section 53756.5 is added to the Government Code, to read:~~

~~53756.5.(a)The Legislature finds and declares all of the following:~~

~~(1)Water service may be used for purposes that are indispensable to the use of the property, including, but not limited to, cooking, sanitation, and reasonable irrigation.~~

~~(2)Water service may also be used for purposes that are not indispensable to the use of property, including, but not limited to, excessive indoor use, unabated leakage, excessive irrigation, and other activities that constitute an inefficient use of the water.~~

~~(3)The amount of water that is indispensable to the use of a property may vary depending on the use to which the property is put, local conditions, water shortages, environmental factors, and other factors affecting water demand and supply availability.~~

~~(4)Local agencies should have the authority to determine the amount of water that is indispensable for property use, given the above conditions.~~

~~(5)Charges for water that is not indispensable for property use are not imposed as an incident of property ownership and therefore are not property-related charges as defined by Article XIII D of the California Constitution.~~

~~(6)Charges for water that is not indispensable for property use may be either specific benefits or specific government services under Article XIII C of the California Constitution.~~

~~(7)Article XIII C of the California Constitution does not identify the costs that may be associated with water service, define "a fair or reasonable relationship" between the costs of the service and the burdens or benefits associated with the service, or prescribe a particular method for allocating the costs of providing nonproperty related water services or benefits.~~

~~(b)An agency may, in addition to any property related fee or charge imposed pursuant to Article XIII D of the California Constitution and this article for water service, impose or increase a separate and distinct conservation and efficiency fee or charge for the same service to create price signals to encourage conservation and increased efficiency in the use of water. A conservation and efficiency fee or charge imposed pursuant to this section may be imposed on water that is not indispensable for property use. A conservation and efficiency fee or charge imposed pursuant to this section may be imposed for purposes including, but not limited to:~~

~~(1)Deterrence of excess consumption of water, as determined by the local agency.~~

~~(2)Encouragement of the adoption of technologies that support more efficient use of water.~~

~~(3)To encourage compliance with the goals of avoiding waste and unreasonable use of water pursuant to Section 2 of Article X of the California Constitution.~~

~~(c)(1)A conservation and efficiency fee or charge may raise revenue as an incident to its intended purpose. Any revenue produced shall only be used to pay the costs of providing water service, to lower the rate or rate structure of the associated property related fee or charge for water service, or to provide lower rates or rebates for disadvantaged households. The total amount collected from the property related fee or charge for water service and the conservation and efficiency fee or charge shall not exceed the reasonable costs incurred by the agency to provide the water service.~~

~~(2)The rate of a conservation and efficiency fee or charge shall bear a fair or reasonable relationship to the burden imposed on the local agency or the benefits received from the water service based on the amount of water used by each customer or class of customers. The agency may determine that the burden on, or the benefits derived from, the provision of water service per unit of water used is greater for customers who use relatively large amounts of water for their type and size of real property. The agency may establish a rate structure for a conservation and efficiency fee or charge intended to encourage conservation and increased efficiency of water use in order to bring the burdens of providing water service to customers or classes of customers into reasonable balance. The charges may be structured in a tiered, ascending, or other incremental manner. In addition, the agency may determine that the fairness of the rate structure is enhanced if it provides for lower rates for disadvantaged households, also known as lifeline rates.~~

~~(d)Consideration and imposition or increase of a conservation and efficiency fee or charge shall comply with the notice, hearing, protest, and election requirements, if any, required by Article XIII D of the California Constitution. However, the requirements of paragraph (3) of subdivision (b) of Section 6 of Article XIII D shall not apply to any conservation and efficiency fee or charge levied pursuant to this section.~~

~~(e)(1)For the purposes of this section, "reasonable costs" of the specific benefit or specific government service shall include, but are not limited to, costs that will, directly or indirectly, enable an agency to meet water demands, reduce water demands, conserve potable water supplies, procure water supplies to provide water that is not indispensable to the use of property, and provide communitywide water service in an equitable manner, including lifeline water rates. The determination of reasonable costs may consider the relative income of the payer of the fee or charge.~~

~~(2)For the purposes of this section and Article XIII C of the California Constitution, "fair or reasonable relationship" may include a relationship consistent with principles of equity that hold that more affluent individuals benefit more from public services, including water service, than less affluent individuals receiving the same service.~~

~~SEC. 5.The provisions of this act are severable. If any provision of this act or its application is held invalid, that invalidity shall not affect other provisions or applications that can be given effect without the invalid provision or application.~~

MEMORANDUM

TO: Mayor and Councilmembers
FROM: Darrell J. George, City Manager
DATE: August 4, 2016
SUBJECT: Conference Attendance – City Council Meeting of August 9, 2016

California Contract Cities
August Board of Directors Meeting
August 17, 2016
L.A. County Arboretum, Arcadia
Cost: \$20 per person

California Contract Cities Association
Annual Fall Educational Summit
September 9-11, 2016
Catalina Canyon Resort, Catalina
Registration: \$425 by 8/25/16
Hotel: \$225/night



CALIFORNIA CONTRACT CITIES ASSOCIATION

August Board of Directors Meeting

When

Wednesday August 17, 2016 from
5:30 PM to 8:30 PM PDT

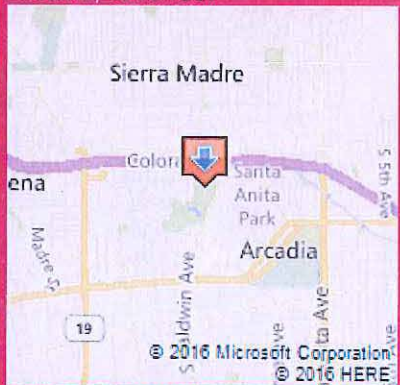
[Add to Calendar](#)

Time

Social Hour at 5:30 pm
Dinner Served at 6:30 pm
Meeting begins at 7:30 pm

Where

The Los Angeles County
Arboretum & Botanic Garden
301 N. Baldwin Avenue
Arcadia, CA 91007



[Driving Directions](#)

You're Invited To Attend

Sheriff's Stars & Stripes

The 42nd Annual California Contract Cities
Association Board of Directors Meeting

**Hosted by The Los Angeles County Sheriff's
Department, Contract Law Enforcement Bureau**

We will continue the tradition of the Table Decorating
Contest! There will be a 1st, 2nd, and 3rd place prize!

Tickets and Payments at the door only (cash or check).

Make checks payable to: Contract Law Fund

Pricing Information: *Adults: \$20 Persons under 18: \$5*

**Please note everyone in attendance is required to
pay**

To View and Print Invitation [Click Here](#)

Click on the link below to register or RSVP.

[Register Now!](#)

[I can't make it](#)

[Quorum Needed](#)

*Please note quorum needed for voting item: Recommended
Bylaws Amendment*

[Click Here](#) to download Recommended Bylaws Amendment

For further information or question on how to register for this
event please email Staff@contractcities.org.

Sheriff's Stars & Stripes

The 42nd Annual California Contract Cities Association

Board of Directors Meeting

Hosted by the Los Angeles County Sheriff's Department,

Contract Law Enforcement Bureau

Wednesday, August 17, 2016

At the Los Angeles County Arboretum & Botanic Garden

301 N. Baldwin Avenue, Arcadia 91007

Social begins at 5:30 pm

Dinner served at 6:30 pm

Meeting begins at 7:30 pm

Adults: \$20 * Persons under 18: \$5**

(Cash or Check Only)

Table decorating contest!

1st, 2nd, and 3rd place prizes!

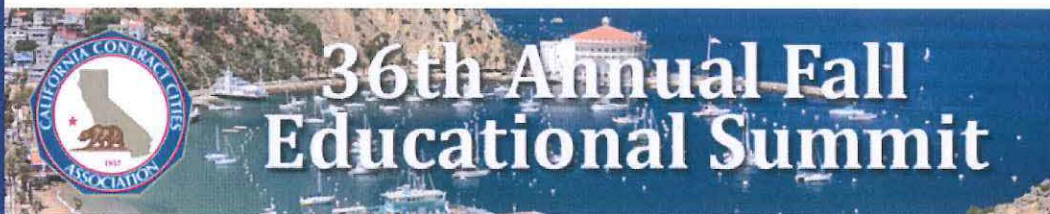
Tickets and payments at the door

Make checks payable to: Contract Law Fund

**Please RSVP to the CCCA at
(562) 622-5533 ext. 4 or 6**



You're invited to the



Return to Avalon

36 years ago, CCCA members held the first Annual Fall Conference in the City of Avalon. Join us as we "Return to Avalon" for the 36th Annual Fall Educational Summit.

September 9-11, 2016 - Catalina Canyon Resort & Spa

Friday, Sept. 9th: Welcome Reception 6:00 PM

Saturday, Sept 10th: Breakfast 8:00 AM, Sessions 9:00 AM - 3:45 PM, Dinner 6:30 PM

Sunday, Sept 11th: Getaway Breakfast 8:00 AM- 10:00AM

Session Topics

Program content will be following shortly but will include sessions on Waste Diversion Efforts, November Ballot Measures including Measure R2, Water Conservation Mandates and New Technology and the Liability Trust Fund.

Full agenda to follow

Local Accommodations

Transportation: Catalina Express

Catalina Express takes you to Catalina Island in just an hour. Boats depart ports in Long Beach, San Pedro and Dana Point. Find ferry schedules and book your fares by [Clicking Here](#).

Hotel Accommodations: Group Rate \$225 per night - Sept,9-11, 2016 only

You must now book your room reservations through the our event website by clicking the register button below. If you plan to arrive early or stay after the conference you must make those accommodations through the hotel directly.

Early Registration

\$425

Registrations received after August 25th

\$450

Register Now

California Contract Cities Association, 17315 Studebaker Road ,Suite #210, Cerritos, CA 90703

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Legal Notice

Legal Notice

Legal Notice

**CITY COUNCIL
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that pursuant to State Law, the City Council of the City of Duarte will hold a Public Hearing at 7:00 p.m., on Tuesday, August 9, 2016 in Council Chambers, 1600 Huntington Drive, Duarte, California, to consider the following:

Municipal Code Amendment 16-03: A city-initiated request to add Chapter 16.05 to the Duarte Municipal Code, relating to safety assessment placards used by the City to denote the condition of a structure to communicate allowed, restricted or prohibited occupancy of buildings following an earthquake, other emergency or natural disaster.

This proposed municipal code amendment is exempt from review under the California Environmental Quality Act (CEQA) (California Public Resources Code Section 21000 et al), pursuant to State CEQA Guidelines Regulation 15309, which exempts activities limited entirely to inspections, to check for performance of an operation, or quality, health, or safety of a project, including related activities such as inspection for possible mislabeling, misrepresentation, or adulteration of products. The adoption of this Municipal Code Amendment is required for consistency with the State of California Office of Emergency Services (OES), and Post Disaster Safety Assessment Program Guidelines; therefore, it is exempt from the provisions of CEQA and no further environmental review is necessary.

Any interested party may appear in person, or by agent, and be heard. If this matter is challenged in Court, there will be a limit to only those issues that were raised at the Public Hearing described in this Notice, or in written correspondence delivered to the City Council at, or prior to, the Public Hearing. Written correspondence may be sent to Duarte City Hall, City Clerk's Office, at 1600 Huntington Drive, Duarte, CA 91010.

For further information regarding this application, please contact Kristen Johnston, Associate Planner in the Community Development Department, 1600 Huntington Drive, Duarte, CA., 91010, Monday through Thursday at (626) 357-7931, ext. 238, between the hours of 7:30 a.m. and 6:00 p.m.

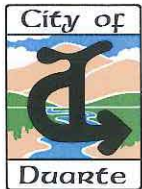
Marla Akana
City Clerk

PUBLISH: Pasadena Star News - Friday, July 29, 2016

POSTED: Duarte City Hall, Duarte Public Safety Office,
Duarte Library -

Para información en Español, favor de llamar a City Hall de Duarte, (626) 357-7931.

Pub: July 29, 2016 Pasadena Star News Ad#829030



CITY COUNCIL STAFF REPORT

Date: August 9, 2016

To: Mayor and Duarte City Council

From: Kristen Johnston, Associate Planner

Subject: **MUNICIPAL CODE AMENDMENT 16-03:** An Ordinance of the City Council of the City of Duarte, California adding Chapter 16.05 to the Duarte Municipal Code relating to safety assessment placards used by the City to denote the condition of a structure to communicate allowed, restricted or prohibited occupancy of buildings following an earthquake, other emergency or natural disaster.

SUMMARY

Safety assessment placards, recommended in the Applied Technology Council (ATC) procedure manual, have been widely used in past earthquakes to denote the condition of buildings and structures. Without formally adopting these safety assessment placards, they represent only a recommendation from those who performed the evaluation and do not carry the weight of the law; and therefore cannot be enforced.

The California Building Officials (CALBO) and the California Emergency Management Agency (CalEMA) encourage all jurisdictions to adopt the Applied Technology Council's ATC-20 placards, in order to have a uniform placard system in place throughout the state.

ANALYSIS

Currently, the City has placards but they only serve as a recommendation to property owners and the public because they have not been formally adopted. This creates a problem because the current placards are not enforceable by law. In order for building officials, law enforcement and other city personnel that have been certified for safety assessment evaluations to ensure that structures are either safe or unsafe for entry, the safety assessment placards must be adopted. The Building Official and/or his/her authorized representatives are certified as safety assessment evaluators and are allowed to conduct the safety assessment pursuant to the Building Code.

The intent of adding chapter 16.05 to the Duarte Municipal Code is to establish the protocols for the use of safety assessment placards, which are used to indicate the condition of a structure for continued, restricted or prohibited occupancy. Chapter 16.05 would authorize the Building Official and/or their authorized representatives to conduct a safety assessment and then post the appropriate placard at each entry point to a building or structure. Based upon the Building Official's determination, one of three safety placards would be placed at each entry point of a building or structure: Inspected, Restricted Use, and Unsafe.

The definition of the **INSPECTED** (*green*) placard is:

- No apparent hazard found
- Repairs may still be required
- Lateral and vertical load capacities have not been significantly decreased
- *Lawful occupancy is permitted*

The criteria for the **RESTRICTED USE** (*yellow*) placard is:

- The building has been damaged but may or may not be habitable
- There may be a falling hazard in part of the building
- There may be damage to the lateral force and/or the vertical load resisting systems, but they are still able to resist load, in the judgment of the SAP evaluator
- *Occupancy is permitted in accordance with noted restrictions, and/or entry to noted areas of the structure are prohibited*

The **UNSAFE** (*red*) placard indicates that one or more of these conditions are present:

- There is an extreme hazard and the building may collapse
- There is imminent danger of collapse from an aftershock
- There has been a significant decrease in lateral force and/or vertical load capacity
- *The building is unsafe and requires the written permission of the authority having jurisdiction to enter.*

In addition to determining the structural condition of a building, other **UNSAFE** conditions may include the following:

- There is a spill inside the building of an unknown potentially hazardous material, or a known hazardous material
- There is the threat of a taller structure or landslide falling on the building, or of the building collapsing down a hillside.

The proposed ordinance will authorize the Building Official and/or law enforcement to enforce the restrictions identified on a placard (e.g. such as entering a building or structure posted as unsafe or restricted use) in any manner authorized by law, including but not limited to the abatement provisions set forth in Chapter 9.32, to cause the premises to be vacated and secured to ensure conformance with the placard restrictions. Removal of the placard is also a violation of the ordinance. The placard includes a statement warning any person from removing the placard unless duly authorized by the jurisdiction. The ordinance number, official seal of the jurisdiction, and the building department's phone number, have also been added to the placard to ensure the public or property owner can reach the correct department at City Hall and to improve the readability and authority of the placard (EXHIBIT A).

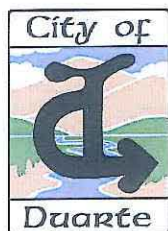
Adoption of the proposed ordinance is exempt under the California Environmental Quality Act pursuant to Section 15309, which exempts activities limited entirely to inspections, to check for performance of an operation, or quality, health, or safety of a project.

RECOMMENDATION

It is recommended that the City Council introduce and hold a first reading of proposed Ordinance 16-O-06 (EXHIBIT B); adding Chapter 16.05 (Safety Assessment Placards) to the Duarte Municipal Code relating to safety assessment placards used by the City to denote the condition of a structure to communicate allowed, restricted or prohibited occupancy of buildings following an earthquake, other emergency or natural disaster.

ATTACHMENTS

Exhibit A: Emergency Placards (Inspected, Restricted Use, Unsafe)
Exhibit B: Ordinance No. 16-O-06



PURSUANT TO ORDINANCE _____

INSPECTED

LAWFUL OCCUPANCY PERMITTED

Date: _____
Time: _____

Inspector Comments: _____

Facility Name and Address: _____

This structure has been inspected (as indicated below) and no apparent structural hazard has been found.

- ☐ Inspected Exterior Only
- ☐ Inspected Exterior and Interior

Caution: Aftershocks since inspection may increase damage and risk. Report any unsafe conditions to local authorities; re-inspection may be required.

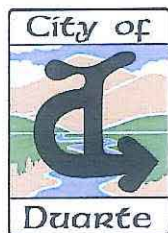
This facility was inspected under emergency conditions for:

The City of Duarte
Community Development Department
1600 Huntington Drive,
Duarte, CA 91010
(626) 357-7931

Inspector ID/Agency: _____

**DO NOT REMOVE, ALTER, OR COVER THIS PLACARD
UNTIL AUTHORIZED BY GOVERNING AUTHORITY.**

EXHIBIT A



PURSUANT TO ORDINANCE _____

RESTRICTED USE

Caution: This structure has been inspected and found to be damaged as described below:

Entry, occupancy, and lawful use are restricted as indicated below:

☐ Do not enter the following areas:

☐ Brief entry allowed for access to contents:

☐ Other restrictions:

Caution: Aftershocks since inspection may increase damage and risk. Report any unsafe conditions to local authorities; re-inspection may be required.

Date: _____

Time: _____

Facility Name and Address: _____

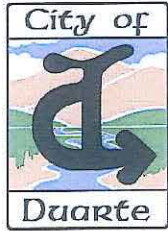
This facility was inspected under emergency conditions for:

The City of Duarte
Community Development Department
1600 Huntington Drive,
Duarte, CA 91010
(626) 357-7931

Inspector ID/Agency:

**DO NOT REMOVE, ALTER, OR COVER THIS PLACARD
UNTIL AUTHORIZED BY GOVERNING AUTHORITY.**

EXHIBIT A



PURSUANT TO ORDINANCE _____

UNSAFE

**DO NOT ENTER OR OCCUPY
(THIS PLACARD IS NOT A DEMOLITION ORDER)**

This structure has been inspected, found to be seriously damaged and is unsafe to occupy, as described below:

Do not enter, except as specifically authorized in writing by jurisdiction. Entry may result in death or injury.

Date: _____

Time: _____

Facility Name and Address: _____

This facility was inspected under emergency conditions for:

**The City of Duarte
Community Development Department
1600 Huntington Drive,
Duarte, CA 91010
(626) 357-7931**

Inspector ID/Agency: _____

**DO NOT REMOVE, ALTER, OR COVER THIS PLACARD
UNTIL AUTHORIZED BY GOVERNING AUTHORITY.**

EXHIBIT A

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA ADDING CHAPTER 16.05 TO THE DUARTE MUNICIPAL CODE RELATING TO SAFETY ASSESSMENT PLACARDS USED BY THE CITY TO DENOTE THE CONDITION OF A STRUCTURE TO COMMUNICATE ALLOWED, RESTRICTED OR PROHIBITED OCCUPANCY OF BUILDINGS FOLLOWING AN EARTHQUAKE, OTHER EMERGENCY OR NATURAL DISASTER

WHEREAS, the City of Duarte General Plan states that it is the intent of the City to “protect the citizens, their property and public facilities from natural and man-made hazards” (Safety Goal 1); and, “to establish, maintain, and develop an awareness on the part of all citizens of Duarte how to react, protect themselves and each other, as well as how to survive in the event of a natural or man-made disaster or danger” (Safety Goal 2); and

WHEREAS, safety assessment placards have been widely used in past earthquakes to denote the condition of buildings and structures to protect property owners, occupants, and the general public; and

WHEREAS, safety assessment placards that have been officially adopted by a local jurisdiction carry the weight of law and are enforceable by local law enforcement if necessary; and

WHEREAS, only authorized representatives of a jurisdiction who are certified Post-Disaster Safety Assessment Program (SAP) evaluators may place official safety assessment placards; and

WHEREAS, the California Building Officials (CALBO) and the California Emergency Management Agency (CalEMA) encourage all jurisdictions to adopt the Applied Technology Council’s ATC-20 placards, in order to have a uniform placard system in place throughout the state; therefore

THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. CHAPTER 16.05 ADDED

Title 16 of the Duarte Municipal Code is hereby amended by adding Chapter 16.05 to read as follows:

Chapter 16.05. Safety Assessment Placards.

Sections:

- 16.05.010 Intent
- 16.05.020 Application of Provisions
- 16.05.030 Definitions
- 16.05.040 Safety Assessment

16.05.050 Placards
 16.05.060 Enforcement
 16.05.070 Violation

Section 16.05.010 Intent

This chapter establishes standard placards to be used to indicate the condition of a structure for continued occupancy. The chapter further authorizes the Building Official and his or her authorized representatives to post the appropriate placard at each entry point to a building or structure upon completion of a safety assessment.

16.05.020 Application of Provisions

The provisions of this chapter are applicable to all buildings and structures of all occupancies regulated by the City of Duarte, County of Los Angeles. The City Council may extend the provisions as necessary.

16.05.030 Definitions

As used in this chapter, the following definitions shall apply:

Authorized safety evaluator means an authorized City representative who is a certified Post-Disaster Safety Assessment Program (SAP) evaluator.

Building Official means the Building Official of the City of Duarte and/or his or her authorized designee.

Person means and includes any individual, partnership, corporation, limited liability company, association or other organization or entity.

Safety assessment is a visual, non-destructive examination of a building or structure for the purpose of determining the condition for continued occupancy.

16.05.040 Safety Assessment

The Building Official and/or an authorized safety evaluator is hereby authorized to enter any building or structure within the City of Duarte at reasonable times to conduct a safety assessment pursuant to this chapter. If such building or structure is occupied, the Building Official and/or authorized safety evaluator shall present his or her credentials to the occupant and request entry. If such building or structure is unoccupied, the Building Official and/or authorized safety evaluator shall first make a reasonable effort to locate the owner or other persons having charge or control of the building or structure and request entry. If entry is refused, the Building Official and/or authorized safety evaluator shall have recourse to the remedies provided by law to secure entry.

16.05.050 Placards

A. After conduction a safety assessment of a building or structure, the Building Official and/or authorized safety evaluator shall make a determination as to whether the building

or structure is safe for occupancy, safe for restricted use, or unsafe for occupancy. Once the Building Official and/or authorized safety evaluator makes such determination, he or she shall place or cause to be placed at each entry point of the building or structure a placard indicating its conditions for continued occupancy.

B. Based upon the Building Official's and/or authorized safety evaluator's determination, one of three placards shall be placed at each entry point of a building or structure. The following are verbal descriptions of the three type of placards to be used to designate the condition and permissible continued occupancy of buildings or structures as follows:

- (1) **INSPECTED – Lawful Occupancy Permitted** is to be posted on any building or structure wherein no apparent structural hazard has been found. This placard is not intended to mean that there is no damage to the building or structure.
- (2) **RESTRICTED USE** is to be posted on each building or structure that has been damaged wherein the damage has resulted in some form of restriction to the continued occupancy. The individual who posts this placard will note in general terms the type of damage encountered and will clearly and concisely note the restrictions on continued occupancy.
- (3) **UNSAFE – Do Not Enter or Occupy** is to be posted on each building or structure that has been damaged such that continued occupancy poses a threat to life safety. Buildings or structures posted with this placard shall not be entered under any circumstance except as authorized in writing by the Building Official, or his or her authorized representative and/or authorized safety evaluator. Safety assessment teams shall be authorized to enter these buildings at any time. This placard is not to be used or considered as a demolition order. The individual who posts this placard will note in general terms the type of damage encountered.

C. This ordinance number, and the address, and phone number of the City of Duarte Community Development Department shall be permanently affixed to each placard.

16.05.060 Enforcement

City building inspectors, code enforcement officers, and Los Angeles County Sheriff's deputies are authorized to enforce the restrictions identified on a placard in any manner authorized by law, including but not limited to the abatement provisions set forth in Chapter 9.32, to cause the premises to be vacated and secured to ensure conformance with the placard restrictions.

16.05.070 Violation

A. It is unlawful for any person to enter, occupy or use a building or structure, or portion thereof, at a time or in a manner that does not conform to the restrictions identified on a placard, except as follows:

1. A person may enter a building or structure, or portion thereof, with the prior written authorization of the Building Official and/or authorized safety evaluator. Such entry must be in full conformance with the restrictions set forth in the written authorization.

B. It is unlawful for any person, other than the Building Official and/or authorized safety evaluator, to remove, alter, deface or cover a placard that has been posted on a building or structure.

C. Any person violating the provisions of this chapter may be deemed guilty of a misdemeanor and, upon determination thereof, shall be punishable pursuant to Chapter 1.08 DMC.

SECTION 2. CEQA DETERMINATION.

In adopting this Resolution, the Planning Commission finds that the project is both statutorily and categorically exempt from the California Environmental Quality Act (CEQA) pursuant to the following exemptions and each of them independently: Section 15309, relating to "Inspections", which exempts activities limited entirely to inspections, to check for performance of an operation, or quality, health, or safety of a project. Therefore, no further environmental review is necessary. A notice of exemption will be prepared for this project.

SECTION 3. SEVERABILITY.

If any section, subsection, subdivision, paragraph, sentence, clause or phrase, or portion of this Ordinance is, for any reason, held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The City Council hereby declares that it would have adopted this Ordinance and each section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance irrespective of the fact that one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional or invalid or ineffective. To this end the provisions of this Ordinance are declared to be severable.

SECTION 4. POSTING OF ORDINANCE.

The City Clerk shall certify as to the adoption of this Ordinance and shall cause this Ordinance to be posted in the manner provided for in the Duarte Municipal Code.

SECTION 5. EFFECTIVE DATE.

This Ordinance shall take effect thirty (30) days following its second reading.

PASSED, APPROVED, AND ADOPTED after second reading at a regular meeting of the City Council of the City of Duarte this ____ day of _____, 2016.

Mayor Samuel Kang

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF DUARTE)

I, Marla Akana, City Clerk of the City of Duarte, County of Los Angeles, State of California, hereby attest to the above signature and certify that Ordinance No. _____ was adopted by the City Council of said City of Duarte at a regular meeting of said Council held on the _____ day of _____, 2016, by the following Roll Call vote:

AYES: Councilmembers:

NOES: Councilmembers:

ABSENT: Councilmembers:

City Clerk Marla Akana
City of Duarte, California