

CITY OF DUARTE

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

TUESDAY, JULY 12, 2022 – 7:00 PM

REGULAR MEETING

1. CALL TO ORDER

Mayor Finlay called the meeting to order at 7:04 p.m.

ROLL CALL:

Councilmembers Present: Kang, Lewis, Schulz, Truong, Garcia, Finlay
*Councilmember Kang arrived at 7:10 p.m. after the adoption of the agenda.

Councilmembers Absent: None

Staff Present: Daniel Jordan, City Manager
Thai Viet Phan, Assistant City Attorney
Kristen Petersen, Assistant City Manager / Director of Administrative Services
Craig Hensley, Director Community Development
Manuel Enriquez, Director of Parks and Recreation
Brian Villalobos, Director of Public Safety Services
Victoria Rocha, Assistant to the City Manager

2. PLEDGE TO THE FLAG

The flag salute was led by Joanna Gee.

3. ADOPTION OF THE AGENDA

Moved by Councilmember Lewis, seconded by Councilmember Garcia, and carried by the following vote of the Council to approve the adoption of the agenda.

AYES: LEWIS, SCHULZ, TRUONG, GARCIA, FINLAY
NOES: NONE
ABSTAIN: NONE
ABSENT: KANG

4. SPECIAL ITEMS

A. Energy Savings Program for Residents presentation by the San Gabriel Valley Council of Governments

Johanna Read, San Gabriel Valley Council of Governments Project Assistant, provided information about the Efficient San Gabriel Valley (eSGV) pilot program which provides no-cost home energy assessments to residents of the San Gabriel Valley.

B. Parks and Recreation Department Update

Director of Parks and Recreation Enriquez recapped the Independence Day Celebration and announced upcoming summer events.

Public Comment

Steve Hernandez commended City Staff for the successful Independence Day Celebration.

5. ANNOUNCEMENTS OF UPCOMING COMMUNITY EVENTS

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

Erick Gomez, Duarte Chamber of Commerce, gave an update on the farmer's market and upcoming events.

Assistant to the City Manager Rocha announced the launch of the new City website, upcoming City events, and a memorial service honoring Mayor Pro-tem Tzeitel Paras-Caracci.

6. ORAL COMMUNICATIONS – ITEMS NOT ON THE AGENDA

None.

7. CONSENT CALENDAR

- A. Motion to read all Resolutions and ordinances presented for consideration by Title only and waive further reading. (CC/HA/FA)
- B. Approval of absence(s) of City Council member(s) from the City Council meeting.
- C. Approval of warrants – July 12, 2022. (CC/HA/FA)
- D. Receive and file the Parks and Recreation Department Status Report for July 2022.
- E. Receive and file the Community Development Status Report for July 2022.
- F. Notice of Completion for Fiscal Year 2021-22 Street Rehabilitation Project for Sequel Contractors, Inc.
- G. Approval of the Annual Duarte Chamber of Commerce Services Agreement for FY 2022-23, including one-time financial support for the Duarte Farmer's Market.
- H. Approval of a Sublease Agreement with the Duarte Chamber of Commerce in the amount of \$500 per month, effective July 1, 2022 through June 20, 2023.
- I. Proclamation proclaiming July 2022 as Parks Make Life Better Month in the City of Duarte.
- J. Approval of an Agreement with All City Management Services for Crossing Guard Services.
- K. Approval of and Amended Agreement with Duarte Unified School District for Crossing Guard Services.

Moved by Councilmember Schulz, seconded by Councilmember Kang, and carried by unanimous vote to approve Items A-K of the Consent Calendar.

AYES: KANG, LEWIS, SCHULZ, TRUONG, GARCIA, FINLAY
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

8. ITEMS REMOVED FROM CONSENT CALENDAR FOR DISCUSSION

None.

9. BUSINESS ITEMS

A. Discussion of options for filing City Council Vacancy

City Attorney Phan presented the report stating that the Government Code mandates that the City Council appoint a person to fill the District 1 vacancy or call a special election within 60 days of the vacancy. The City Council may choose to vote to approve the appointment timeline, call for applications, and set a date for interviews – a vote appointing the individual to the vacant seat must occur before August 24, 2022. The City Council may also choose to call for a special election which must be held within 114 days from the call; the date for the special election would be November 8, 2022. There would be additional cost for the special election as it would be consolidated with the previously called regular election to fill the District 1 seat for a new term.

There was discussion regarding the special election process.

Moved by Councilmember Truong, seconded by Councilmember Schulz, and carried by unanimous vote to adopt Resolution No. 22-29 calling for special election to be held on November 8, 2022 to fill the vacancy for District 1.

AYES: KANG, LEWIS, SCHULZ, TRUONG, GARCIA, FINLAY
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

Public Comment

Steve Hernandez expressed his support for the Council's decision to call for a special election to fill the vacancy

B. Consideration of Adopting or Calling for an Election relating to an Ordinance establishing a Healthcare Workers Minimum Wage in the City of Duarte

Councilmember Schulz recused herself from the Item pursuant to FPPC Regulation 18707.

City Attorney Phan gave an overview of the Ordinance which would require that defined healthcare workers be paid a minimum wage of at least \$25 per hour by defined affected employers, require that the City publish adjusted minimum wage rates on January 1 of each year, and require that the City enforce the Ordinance.

The City Council may choose to adopt the Ordinance without alteration within 10 days of July 12, 2022, submit the Ordinance to the voters by no later than August 12, 2022, or order a fiscal impact report then decide whether to adopt or submit the ordinance to the voters.

There was discussion regarding fiscal impacts.

Public Comment

Esmie Grubbs, SEIU UHW representative, expressed her support of the passing of the healthcare workers minimum wage as an ordinance.

Mark Gamble, Hospital Association of Southern California representative, expressed his condolences in the passing of Mayor Pro-tem Paras-Caracci; and expressed his opposition to passing the healthcare workers minimum wage as an ordinance.

Mary Hernandez expressed her support of the passing of the healthcare workers minimum wage as an ordinance.

Albert Arambula expressed his support of the passing of the healthcare workers minimum wage as an ordinance.

Martina Rodriguez expressed her support of the passing of the healthcare workers minimum wage as an ordinance.

Margie Caldera expressed her support for the passing of the healthcare workers minimum wage as an ordinance.

Diana expressed her support for the passing of the healthcare workers minimum wage as an ordinance.

Luis Portillo, San Gabriel Valley Economic Partnership President, expressed his opposition to passing the healthcare workers minimum wage as an ordinance.

Steve Hernandez expressed his support of placing the ordinance on the ballot for the voters to decide.

Lino Paras expressed his support of placing the ordinance on the ballot for the voters to decide.

There was discussion regarding the definition of healthcare facilities and healthcare workers within the proposed ordinance; minimum wages; and healthcare worker union outreach to healthcare facilities.

Jose Barrera, SEIU UHW, responded to questions posed by the Council and provided information regarding the ordinance.

Out of an abundance of caution, Councilmember Truong recused himself from the Item due to a potential conflict.

Moved by Councilmember Kang, seconded by Councilmember Lewis, and carried by the following vote to adopt Resolution No. 22-25 accepting the certificate as to verification of signatures from the Los Angeles County Registrar of Voters; adopt Resolution No. 22-26 calling for an election on November 8, 2022 for the purpose of submitting to the voters the question of whether to adopt an ordinance establishing a healthcare workers minimum wage in the City of Duarte; adopt Resolution No. 22-27 requesting the County Board of Supervisors consolidate the election relating to an ordinance establishing a healthcare workers minimum wage in the City of Duarte; adopt Resolution No. 22-28 directing the City Attorney to prepare an impartial analysis; and direct Staff to proceed with a fiscal analysis and present the findings to the City Council in 90 days.

AYES: KANG, LEWIS, GARCIA, FINLAY
NOES: NONE
ABSTAIN: SCHULZ, TRUONG
ABSENT: NONE

C. Award of Contract to PUB Construction, Inc. for the Construction of Duarte City Hall ADA Improvements Project CDBG Project No. 602171-20; and approval of a General Fund budget amendment in the amount of \$94,000

Director of Community Development Hensley presented the item stating that PUB Construction was the lowest responsive bidder; staff requested a 20% contingency to account for any unforeseen issues that may arise; and the project will be funded by a combination of CDBG and General Funds.

He responded to questions posed by the City Council regarding a water feature, ADA accessibility, project design, and project cost.

Public Comment

Lino Paras suggested that the City Council consider ADA modifications be made in the community center to allow access onto the stage.

Moved by Councilmember Garcia, seconded by Councilmember Truong, and carried by the following vote to award the Duarte City Hall ADA Improvement Project CDBG Project No. 602171-20 to PUB Construction, Inc. for \$1,328,347; and approve a General Fund budget amendment of \$94,000.

AYES: KANG, LEWIS, TRUONG, GARCIA, FINLAY
NOES: NONE
ABSTAIN: NONE
ABSENT: SCHULZ

13. CONTINUATION OF ORAL COMMUNICATIONS

Lino Paras expressed appreciation for the way in which Mayor Finlay, the City Council, and City Staff treated his daughter during her last few years and stated that her husband proposed to her at a City Council meeting.

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

Councilmember Lewis expressed his understanding of the concerns of the healthcare workers that spoke during the meeting; stated he attended the MAD Town Council community event; expressed condolences on behalf of Los Angeles County Supervisor Barger in regards to the recent passing of Mayor Pro-tem Paras-Caracci; apologized to Director of Parks and Recreation Enriquez for being a little overbearing during the Independence Day celebration; and thanked Parks and Recreation Department staff for a successful celebration.

Councilmember Kang commended Director of Parks and Recreation Enriquez for the great Independence Day event; expressed concerns regarding tractor trailers driving on Huntington Drive due to nighttime construction on the 210 freeway; and requested that Staff contact Caltrans regarding a landscape clean-up on the eastside of the 605-freeway onramp.

Public Safety Director Villalobos addressed the concerns, stating Staff has met with Baldwin Park CHP and Caltrans has also requested additional enforcement in the area.

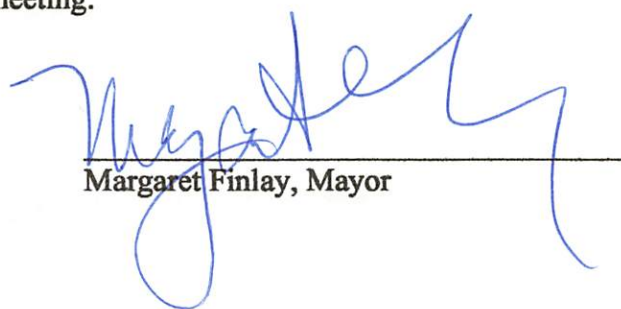
Councilmember Garcia echoed the sentiments of Councilmember Lewis regarding the healthcare workers minimum wage ordinance and expressed his appreciation of healthcare workers; commended Director of Parks and Recreation Enriquez, Public Safety Director Villalobos and their staff for the Independence Day event; and invited everyone to the Duarte Boxing Club Golf Tournament.

Mayor Finlay requested a 4th of July update from Director of Public Services Villalobos; she commended Staff for the Independence Day event; and reminded the public that the memorial service for Mayor Pro-tem Paras-Caracci will be held on July 16.

Director of Public Services Villalobos stated that 12 citations were issued on July 4; an update will be provided at the next City Council meeting.

15. ADJOURNMENT

At 9:40 p.m. the City Council adjourned the meeting.



Margaret Finlay, Mayor



Annette Juarez, City Clerk