



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

TUESDAY, MAY 25, 2021

6:00 PM - Closed Session

7:00 p.m. - Regular Session

CITY COUNCIL CHAMBERS, 1600 HUNTINGTON DRIVE,
DUARTE, CALIFORNIA 91010

MISSION STATEMENT

With integrity and transparency, the City of Duarte provides exemplary public services in a caring and fiscally responsible manner with a commitment to our community's future

BRYAN URIAS, MAYOR

MARGARET FINLAY, MAYOR PRO TEM

SAMUEL KANG, COUNCILMEMBER

TONEY LEWIS, COUNCILMEMBER

TZEITEL PARAS-CARACCI, COUNCILMEMBER

JODY SCHULZ, COUNCILMEMBER

VINH TRUONG, COUNCILMEMBER

City/Agency/Authority Staff:

Daniel Jordan, City Manager

Kristen Petersen, Assistant City Manager and Director of Administrative Services

Craig Hensley, Community Development Director

Manuel Enriquez, Director of Parks and Recreation

Brian Villalobos, Director of Public Safety Services

Thai Viet Phan, City Attorney

Annette Juarez, City Clerk

ADDRESSING THE CITY COUNCIL/SUCCESSOR AGENCY/HOUSING AND FINANCING AUTHORITIES:

NOTICE: Due to the state and local State of Emergency resulting from the threat of Novel Coronavirus (COVID-19), Governor Newsom has issued Executive Order N-29-20 in which Section 3 supersedes Paragraph 11 of Executive Order N-25-20 (issued on March 12, 2020) addressing Brown Act regulations. This new order states that the City does not need to make a physical location available for members of the public to observe a public meeting and offer public comment. The Order allows the City to hold City Council meetings via teleconferencing and allows for members of the public to observe and address the

meeting electronically.

ADA ACCESSIBILITY NOTICE: In compliance with the Americans with Disabilities Act, if you need assistance to participate in this meeting, you should contact the City Manager's office at (626) 357-7931. Notification no later than 1:00 p.m. on the day preceding the meeting will enable the City to make reasonable arrangements to assist your accessibility to this meeting.

Notice: Any documents distributed by the City/Agency/Authorities to a majority of the City Council/Successor Agency/ Housing Authority/Financing Authority Board less than 72 hours prior to the City Council/Successor Agency/Housing Authority/Financing Authority meeting will be made available for public inspection at City Hall, 1600 Huntington Drive, Duarte, CA 91010, during normal business hours, except such documents that relate to closed session items or which are otherwise exempt from disclosure under applicable law.

Notice: Duarte City Council meetings are live-streamed and videotaped for later broadcast on DCTV. Attendance at the meeting constitutes consent by members of the public to the City's and any third party's use in any media, without compensation or further notice, of audio, video, and/or pictures of meeting attendees.

Members of the public may listen/view the audio of the live City Council meeting broadcast on the City's website. To access the meeting, log onto www.accessduarte.com, then on the homepage, click on the Agendas/View Meetings icon under the LATEST NEWS/QUICK LINKS banner, then on the Agendas & Minutes page, click on the City Council Meeting link. TO JOIN THE ZOOM MEETING (FOR PUBLIC INTERESTED IN SPEAKING), please register at:

https://us02web.zoom.us/webinar/register/WN_xFBn3hJ4Td2TRIVRE5OStQ Participants will receive the link to access the meeting after registering. When registered viewers initially log into the Zoom meeting, they will be in "listen and view-mode". If there is an agenda item you wish to speak on, please use the "Raise Your Hand" button in Zoom. Staff will unmute you to comment using your computer microphone. Public comments can be submitted by emailing duarteinfo@accessduarte.com before or during the meeting, prior to the close of public comment. PLEASE NOTE: The subject line of your public comment email must contain the Agenda item number or title. Emails and addresses may be read and become a matter of public record so consider content and remove private information as you deem appropriate. ADA ACCESSIBILITY NOTICE: In compliance with the Americans with Disabilities Act, if you need assistance to participate in this meeting, you should contact the City Clerk's office at (626) 357-7931. Notification no later than 48 hours preceding the meeting will enable the City to make reasonable arrangements to assist your accessibility to this meeting. Notice: Any documents distributed by the City/Agency/Authorities to a majority of the City Council/Successor Agency/ Housing Authority/Financing Authority Board less than 72 hours prior to the City Council/Successor Agency/Housing Authority/Financing Authority meeting will be made available for public inspection at City Hall, 1600 Huntington Drive, Duarte, CA 91010, during normal business hours, except such documents that relate to closed session items or which are otherwise exempt from disclosure under applicable law. Notice: Duarte City Council meetings are live-streamed and taped for later broadcast on the City's website. Attendance at the meeting constitutes consent by members of the public to the City's and any third party's use in any media, without compensation or further notice, of audio, video, and/or pictures of meeting attendees. City Council meetings are also broadcast following each meeting through Spectrum Cable, Channel 3, daily at 12:00 p.m. and 7:00 p.m.

6:00 PM CLOSED SESSION

1. CALL TO ORDER OF CITY COUNCIL, SUCCESSOR AGENCY TO DISSOLVED REDEVELOPMENT AGENCY, HOUSING AUTHORITY, AND COMMUNITY FACILITIES FINANCING AUTHORITY, AND NOTATION OF ANY ABSENCES
2. PLEDGE TO THE FLAG
3. ADOPTION OF THE AGENDA
4. PUBLIC COMMUNICATION ON CLOSED SESSION ITEMS
5. CLOSED SESSION ITEMS
 - A. PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT/EMPLOYEE PERFORMANCE EVALUATION - The Closed Session is authorized by the Government Code Section 54957. Title: City Manager
 - B. CONFERENCE WITH LEGAL COUNSEL AND LABOR NEGOTIATOR - The Closed Session is authorized by the Government Code Sec. 54957.6. Agency Negotiator: Kristen Petersen, Assistant City Manager and Administrative Services Director and Katy Suttorp, Burke Williams & Sorensen, LLP, Outside Legal Counsel. Employee Organization: SEIU Local 721 Management and Professional Employees and General Employee Units.
 - C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - The Closed Session is authorized by the Attorney-Client privilege, Government Code Section 54956.9(d)(1). Name of Case: City of Duarte v. Levon H. Bardakjian, et al., Case No. EC067418"
6. ANNOUNCEMENT OF CLOSED SESSION ITEMS

7:00 PM OPEN SESSION - REGULAR MEETING

7. CALL TO ORDER OF CITY COUNCIL, SUCCESSOR AGENCY TO DISSOLVED REDEVELOPMENT AGENCY, HOUSING AUTHORITY, AND COMMUNITY FACILITIES FINANCING AUTHORITY, AND NOTATION OF ANY ABSENCES

City Manager Comments on Agenda Items 

8. SPECIAL ITEMS
 - A. Mayor's Youth Council Update
 - B. Public Safety Update

Public Safety update

9. ANNOUNCEMENTS OF UPCOMING COMMUNITY EVENTS

Any person who wishes to make a brief announcement of a future community event that is open to the general public may do so at this time.

10. ORAL COMMUNICATIONS - ITEMS NOT ON THE AGENDA

11. CONSENT CALENDAR

A. Motion to read all Resolutions and Ordinances presented for consideration by Title only and waive further reading. (CC/HA/SA/FA)

B. Approval of Minutes - May 11, 2021 (CC/HA/SA/FA)

CC 2021-05-11 Minutes 

C. Approval of Warrants - May 25, 2021 (CC/HA/SA/FA)

Warrant Register 5.25.2021 

Warrant by Vendor 5.25.2021 

D. Approve Public Safety Update Report (CC)

E. Approve Monthly Financial Update (CC)

Monthly Financial Report - May 2021 

F. Adopt by title only, Resolution No. 21-07, A Resolution of the City of Duarte, California, Establishing an Appropriations Limit Pursuant to the Provisions of Article XIII B of the California Constitution.

Gann Appropriations AR & Reso 

G. Receive and File resignation of Commissioner George Farra from the Planning Commission

Commissioner Resignation AR 

Farra Resignation 

H. Approve the FY 2021-22 State Law Enforcement Supplemental Funds Expenditure for the amount of \$160,000, and authorize the percentage use of funds as

recommended by Temple Station Captain Mark Reyes.

State Law Enforcement Funds AR

- I. Award the contract to United Storm Water Inc. for the City-Owned Catch Basin Retrofit Project No. 21-8 for the total amount of \$77,392.43; and authorize a budget amendment in the amount of \$17,392.43.

Contract Award United Storm Water, Project no. 21-8

- J. Award the contract to Towo Enterprise Inc. for the Duarte Road Sidewalk and Pedestrian Lighting Improvement Project No. 21-9 for the amount of \$466,672.54

Award Contract Towo Enterprise Project no. 21-9

- K. Award the contract to Superior Pavement Markings, Inc. for the FY 20/21 Annual Striping Project No. 21-4 in the amount of \$87,978.50

Award Contract Superior Pavement Project No. 21-4

- L. Accept as Complete the Citywide Concrete Repair Project No. 21-5; authorize the City Clerk to Execute and File a Notice of Completion with the County Recorder; and authorize a budget amendment in the amount of \$8,889.50.

NOC FS Contractors Project No. 21-5

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

12. ITEMS REMOVED FROM CONSENT CALENDAR FOR DISCUSSION

13. BUSINESS ITEMS

- A. Introduce by Title Only, Ordinance No. 902 an Ordinance of the City Council of the City of Duarte, California enacted pursuant to California Government Code Sections 8634, 36934, and 36937, repealing Urgency Ordinance No. 900 regarding the Public Health Mandate on Face Coverings. For introduction and first reading.

Ord No 902 - Face Mask repeal

14. CONTINUATION OF ORAL COMMUNICATIONS

*Any person who did **not** speak during the initial Oral Communications period earlier in the meeting, who wishes to speak on any issue that is not on the Agenda but that is within the subject matter jurisdiction of the City Council/Successor Agency/Housing Authority/Financing Authority, may do so at this time. Each person may speak once for no more than 3 minutes. Under the Brown Act, members of the City Council/Successor*

Agency/Housing Authority/Financing Authority, and staff can respond only with a brief reply to issues raised in Oral Communications, and no action on such matters may take place at this meeting.

15. ITEMS FROM CITY COUNCIL/SUCCESSOR AGENCY/HOUSING AUTHORITY/FINANCING AUTHORITY MEMBERS AND CITY MANAGER/EXECUTIVE DIRECTOR (Reports on trips, conference attendance, and meetings, per California Government Code Section 53232.3).
16. ADJOURNMENT - Adjourn in memory of Lorraine Christle, 8/16/1928 - 4/30/2021.

Lorraine Christle 

AFFIDAVIT OF POSTING

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing Agenda was posted at the following locations: City Hall – 1600 Huntington Drive, Duarte Public Safety Department – 1042 Huntington Drive, Duarte Library – 1301 Buena Vista Street, and the City of Duarte website (www.accessduarte.com) not less than 72 hours prior to the meeting per Government Code 54954.2.

Dated this 20 day of May, 2021.

Annette Juarez
City Clerk