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CITY COUNCIL REGULAR MEETING MINUTES  
CITY OF INDUSTRY, CALIFORNIA  
MARCH 26, 2015  
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**CALL TO ORDER**

The Regular Meeting of the City Council of the City of Industry, California, was called to order by Mayor Pro Tem Jeff Parriott at 9:01 a.m. in the City of Industry Council Chamber, 15651 East Stafford Street, California.

**FLAG SALUTE**

The flag salute was led by Mayor Pro Tem Jeff Parriott.

**ROLL CALL**

PRESENT: Jeff Parriott, Mayor Pro Tem  
Roy Haber, Council Member  
Pat Marcellin, Council Member

ABSENT : Tim Spohn, Mayor  
John P. Ferrero, Council Member

STAFF PRESENT: Kevin Radecki, City Manager; Michele Vadon, City Attorney; Cecelia Dunlap, Deputy City Clerk; and Brian James, Planning Director.

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY COUNCIL MEMBER MARCELLIN TO GRANT MAYOR SPOHN AND COUNCIL MEMBER FERRERO AN EXCUSED ABSENCE. MOTION 3-0, WITH MAYOR SPOHN AND COUNCIL MEMBER FERRERO ABSENT.

**PUBLIC COMMENTS**

There were no public comments.

**CONSENT CALENDAR**

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY COUNCIL MEMBER MARCELLIN THAT THE RECOMMENDATIONS BE ACCEPTED FOR THE FOLLOWING ITEMS LISTED ON THE CONSENT CALENDAR. MOTION 3-0, WITH MAYOR SPOHN AND COUNCIL MEMBER FERRERO ABSENT.

**1. REVIEW OF ACTIONS FOR CITY GOODS AND SERVICES**

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RECEIVED AND FILED.

**2. CONSIDERATION OF THE MINUTES OF THE FEBRUARY 12, 2015 REGULAR MEETING**

APPROVED AS SUBMITTED.

**3. CONSIDERATION OF PROPERTY AGREEMENT BETWEEN THE CITY OF INDUSTRY AND ARCIERO AND SONS, INC. FOR THE PROPERTY LOCATED ALONG PATHFINDER ROAD AND BREA CANYON CUT-OFF; ASSESSOR PARCEL NUMBER 8269-039-270**

APPROVED THE AGREEMENT.

**4. CONSIDERATION OF A QUITCLAIM DEED TO THE STATE DEPARTMENT OF TRANSPORTATION (CALTRANS) FOR THE CONVEYANCE OF PARCEL NOS. 80326-1, 80326-2, AND 80326-3 FOR THE CONSTRUCTION OF THE WESTBOUND SLIP ON-RAMP FROM GRAND AVENUE TO STATE ROUTE 60 POMONA FREEWAY**

APPROVED THE QUITCLAIM DEED.

**5. CONSIDERATION OF A DISADVANTAGED BUSINESS ENTERPRISE (DBE) IMPLEMENTATION AGREEMENT BETWEEN THE CITY OF INDUSTRY AND THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) FOR REQUIRED USE OF FEDERAL FUNDING ON CITY RELATED CAPITAL IMPROVEMENT PROJECTS**

APPROVED THE AGREEMENT.

**6. CONSIDERATION TO APPOINT MR. KEN DECK, FORMER GENERAL MANAGER OF THE ROWLAND WATER DISTRICT TO SERVE AS A MEMBER OF THE PUENTE BASIN WATERMASTER**

APPROVED THE APPOINTMENT.

**7. CONSIDERATION OF AN INVOICE SUBMITTED BY WALNUT VALLEY WATER DISTRICT IN THE AMOUNT OF \$23,856.19 FOR ADDITIONAL LABOR TO PERFORM WORK AT NIGHT TO AVOID AFFECTING NEARBY BUSINESSES FROM CLOSING DURING THE CONSTRUCTION PERIOD FOR CONTRACT NO. CITY-1411, FAIRWAY DRIVE AND WALNUT DRIVE NORTH INTERSECTION**

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**WIDENING PROJECT**

APPROVED THE FINAL PAYMENT.

8. **CONSIDERATION OF AUTHORIZATION TO ADVERTISE FOR SOLICITATION OF PUBLIC BIDS FOR CONTRACT NO. CITY-1424, 2014-2015 SLURRY SEAL AND PARKING LOT SEALCOAT, FOR AN ESTIMATED COST OF \$215,000.00.**

APPROVED THE PLANS AND SPECIFICATIONS, AND AUTHORIZED THE ADVERTISING OF SEALED BIDS.

**PUBLIC HEARING REGARDING ZONE EXCEPTION 15-1 AND DEVELOPMENT PLAN 14-11 SUBMITTED BY HARVARD CARD SYSTEMS FOR THE LOCATION AT 111 BALDWIN PARK BOULEVARD. ZONE EXCEPTION 15-1 ADDRESSES DEVIATIONS FROM SQUARE FOOTAGE, PARKING, DRIVE-AISLE WIDTH, AND LANDSCAPING STANDARDS AND DEVELOPMENT PLAN 14-11 ADDRESSES THE IMPROVEMENT OF AN EXISTING BUILDING**

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY COUNCIL MEMBER MARCELLIN TO OPEN THE PUBLIC HEARING. MOTION 3-0, WITH MAYOR SPOHN AND COUNCIL MEMBER FERRERO ABSENT.

Planning Director James presented a staff report to the City Council.

Mayor Pro Tem Parriott inquired if anyone wished to be heard on the matter. There were no comments.

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY COUNCIL MEMBER MARCELLIN TO CLOSE THE PUBLIC HEARING. MOTION 3-0, WITH MAYOR SPOHN AND COUNCIL MEMBER FERRERO ABSENT.

**CONSIDERATION OF RESOLUTION NO. CC 2015-03 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, ADOPTING DEVELOPMENT PLAN 14-11 TO ALLOW THE ADDITION OF 3,943 SQUARE FEET TO AN EXISTING 112,676 SQUARE FOOT BUILDING, AS WELL AS THE CONSTRUCTION OF A 12,912 SQUARE FOOT ADDITION TO THE BUILDING'S MEZZANINE AREA; AND RECOMMENDING APPROVAL OF ZONE EXCEPTION 15-1 TO ALLOW DEVELOPMENT WITH A GREATER MAXIMUM LOT COVERAGE, REDUCED MINIMUM LANDSCAPING AND MODIFIED PARKING REQUIREMENTS ON PROPERTY LOCATED AT 111 BALDWIN PARK BOULEVARD, WITHIN A "M" - INDUSTRIAL ZONE,**

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**FINDING THE PROJECT CATEGORICALLY EXEMPT FROM CEQA, AND MAKING FINDINGS IN SUPPORT THEREOF**

MOTION BY COUNCIL MEMBER MARCELLIN, AND SECOND BY COUNCIL MEMBER HABER TO ADOPT RESOLUTION NO. CC 2015-03. MOTION 3-0, WITH MAYOR SPOHN AND COUNCIL MEMBER FERRERO ABSENT.

**CONSIDERATION OF ORDINANCE NO. 788 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, AMENDING CHAPTERS 2.08 (CITY MANAGER) AND 2.12 (CITY CLERK AND CITY TREASURER-BONDS) OF TITLE 2 OF THE INDUSTRY MUNICIPAL CODE, AND ADDING CHAPTER 2.14 (CITY ATTORNEY) TO TITLE 2 OF THE INDUSTRY MUNICIPAL CODE (FIRST READING)**

City Manager Radecki stated that the item was being removed from the agenda and would be brought back to the City Council at a future meeting.

**CONSIDERATION OF RESOLUTION NO. CC 2015-04 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, ADOPTING A CITY MANAGER POLICY REGARDING TERMINATION OF MANAGEMENT-LEVEL CITY OFFICIALS OR EMPLOYEES FOLLOWING A GENERAL MUNICIPAL ELECTION**

City Manager Radecki stated that the item was being removed from the agenda and would be brought back to the City Council at a future meeting.

**CLOSED SESSION**

Deputy City Clerk Dunlap announced there was a need for Closed Session as follows:

- A CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): Three Potential Cases.
  
- B CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Pursuant to Government Code Section 54956.9(d)(1)  
Case: 8 Net, Inc. v. City of Industry et al.  
Los Angeles Superior Court Central District  
Case No. BC554379

There were no public comments on the Closed Session items.

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Mayor Pro Tem Parriott recessed the meeting into Closed Session at 9:10 a.m.

**RECONVENE CITY COUNCIL MEETING**

Mayor Pro Tem Parriott reconvened the meeting at 9:28 a.m. All members of the City Council were present, except for Mayor Spohn and Council Member Ferrero, who were absent.

With regard to Closed Session item A, only one case was discussed.


With regard to Closed Session item A, Case One, the City Council agreed to settle the claim submitted by Jodi L. Scrivens. A copy of the Settlement Agreement is on file with the City Clerk's Office.

With regard to Closed Session item B, the City Council took no reportable action.

**ADJOURNMENT**

There being no further business, the City Council adjourned.

  
CECELIA DUNLAP,  
DEPUTY CITY CLERK

  
JEFF PARRIOTT, MAYOR PRO TEM