
CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
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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 Mark D. Radecki at 9:00 a.m. in the City of Industry Council Chamber, 15651 East Stafford Street, California.

FLAG SALUTE

The flag salute was led by Mayor Mark D. Radecki.

ROLL CALL

PRESENT: Mark D. Radecki, Mayor
Cory C. Moss, Mayor Pro Tem
Roy Haber, Council Member
Jeff Parriott, Council Member
Newell W. Ruggles, Council Member

STAFF PRESENT: Paul J. Philips, City Manager; James M. Casso, City Attorney; Cecelia Dunlap, Deputy City Clerk; John Ballas, City Engineer; and Brian James, Planning Director.

PUBLIC COMMENTS

Mr. Michael Cacciotti, Governing Board Member of the South Coast Air Quality Management District (AQMD) presented a PowerPoint presentation to the City Council and gave a brief overview on how the South Coast Air Quality Management District was formed; the areas they cover; air monitoring; health impacts, and the various programs available.

CONSENT CALENDAR

Mayor Radecki recused himself from check number 62404 for item 1 (Register of Demands) because he had a potential or actual financial conflict of interest in that he is employed by Square Root Golf and Landscape.

Mayor Pro Tem Moss recused herself from check number 62322 for item 1 (Register of Demands) because she had a potential or actual financial conflict of interest in that she is employed by CNC Engineering.

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Council Member Ruggles recused himself from check number 62339 for item 1 (Register of Demands) because he had a potential or actual financial conflict of interest in that he is employed by Haddick's Auto Body.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER RUGGLES THAT THE RECOMMENDATIONS BE ACCEPTED FOR THE REMAINING ITEMS LISTED ON THE CONSENT CALENDAR. MOTION CARRIED 5-0, WITH MAYOR RADECKI RECUSING FROM CHECK NUMBER 62404 ON ITEM 1 (REGISTER OF DEMANDS), WITH MAYOR PRO TEM MOSS RECUSING FROM CHECK NUMBER 62322 ON ITEM 1 (REGISTER OF DEMANDS), AND WITH COUNCIL MEMBER RUGGLES RECUSING FROM CHECK NUMBER 62339 ON ITEM 1 (REGISTER OF DEMANDS).

1. CONSIDERATION OF REGISTER OF DEMANDS

APPROVED THE REGISTER OF DEMANDS AND AUTHORIZED THE APPROPRIATE CITY OFFICIALS TO PAY THE BILLS.

2. CONSIDERATION OF THE MINUTES OF THE JUNE 9, 2015 AND THE JUNE 10, 2015 SPECIAL MEETINGS

APPROVED AS SUBMITTED.

3. CONSIDERATION OF AN AGREEMENT BETWEEN THE CITY OF INDUSTRY AND CROWELL & MORING, LLP, FOR SPECIAL LEGAL COUNSEL SERVICES

APPROVED THE AGREEMENT.

4. CONSIDERATION OF A REPORT OF ATTENDANCE AT THE RECENT CALIFORNIA CONTRACT CITITES ASSOCIATION ANNUAL MUNICIPAL SEMINAR HELD ON MAY 14-17, 2015

RECEIVED AND FILED THE REPORT, WITH THE ADDITION OF PLANNING DIRECTOR JAMES ATTENDING THE SEMINAR.

5. CONSIDERATION OF A SECOND AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF INDUSTRY AND

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TRIMARK ASSOCIATES TO PROVIDE DATA ACQUISITION SYSTEM, METEOROLOGICAL STATION AND REVENUE METER SERVICES FOR THE METROLINK SOLAR AND ELECTRICAL VEHICLE CHARGING FACILITY FOR AN ANNUAL BUDGET AMOUNT OF \$20,720.00

APPROVED THE AMENDMENT.

- 6. CONSIDERATION OF CONTRACT COMPLETION DOCUMENTS SUBMITTED BY AMERICAN ASPHALT SOUTH IN THE AMOUNT OF \$230,967.17 FOR CONTRACT NO. CITY-1424, 2014-2015 SLURRY SEAL AND PARKING LOT SEALCOAT**

AUTHORIZED THE CITY ENGINEER TO EXECUTE AND FILE CONTRACT COMPLETION DOCUMENTS AND TO RECEIVE AND FILE THE FINAL ACCOUNTING.

CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF INDUSTRY AND WASTE SYSTEMS TECHNOLOGY, INC, TO PROVIDE COMMERCIAL WASTE REDUCTION AND EDUCATION PROGRAM FOR A BUDGET AMOUNT OF \$240,785.00

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY MAYOR PRO TEM MOSS TO APPROVE THE AGREEMENT. MOTION CARRIED 5-0.

CONSIDERATION OF A REBATE PAYMENT TO PACIFIC PALMS RESORT FOR ENERGY EFFICIENCY AND PERMANENT LOAD SHIFT INCENTIVES IN THE AMOUNT OF \$516,402.00

City Engineer Ballas provided a staff report to the City Council.

MOTION BY COUNCIL MEMBER PARRIOTT, AND SECOND BY COUNCIL MEMBER HABER TO APPROVE THE REBATE CALCULATION REPORT AND AUTHORIZE PAYMENT IN THE AMOUNT OF \$516,402.00 TO PACIFIC PALMS RESORT. MOTION CARRIED 5-0.

CONSIDERATION OF AWARD OF CONTRACT NO. CITY-1420, WALNUT DRIVE SOUTH WIDENING AND STORM DRAIN IMPROVEMENTS (IPD-233), TO OHL USA, INC., IN THE AMOUNT OF \$1,444,572.00

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City Engineer Ballas requested that this item be removed from the agenda and would be brought back to the City Council at a future meeting.

CONSIDERATION OF AWARD OF CONTRACT NO. CITY-1422, CLARK AVENUE WIDENING AND SIDEWALK CONSTRUCTION AND SALT LAKE AVENUE SIDEWALK CONSTRUCTION, TO SULLY-MILLER CONTRACTING CO., IN THE AMOUNT OF \$632,064.95

City Engineer Ballas presented a staff report to the City Council.

MOTION BY COUNCIL MEMBER RUGGLES, AND SECOND BY MAYOR PRO TEM MOSS TO AWARD THE CONTRACT TO SULLY-MILLER CONTRACTING CO. IN THE AMOUNT OF \$632,064.95. MOTION CARRIED 5-0.

CONSIDERATION OF RESOLUTION NO. CC 2015-22 – A RESOLUTION OF THE CITY OF INDUSTRY REQUIRING THAT AS OF THE DATE OF THE ADOPTION OF RESOLUTION NO. CC 2015-22 ONLY RESIDENTS OF THE CITY OF INDUSTRY, AGE EIGHTEEN AND ABOVE, ARE ELIGIBLE TO SERVE ON A CITY OF INDUSTRY PLANNING COMMISSION

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER PARRIOTT TO ADOPT RESOLUTION NO. CC 2015-22. MOTION CARRIED 5-0.

CONSIDERATION OF THE DESIGNATION OF A VOTING DELEGATE AND ALTERNATE FOR THE ANNUAL BUSINESS MEETING (GENERAL ASSEMBLY) AT THE LEAGUE OF CALIFORNIA CITIES 2015 ANNUAL CONFERENCE

City Manager Philips presented a staff report to the City Council.

Discussion ensued between the City Council and direction was provided to the City Manager to bring the item back at a future meeting.

CITY COUNCIL COMMITTEE REPORTS

There were none.

AB1234 REPORTS

There were none.

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CITY COUNCIL COMMUNICATIONS

Council Member Ruggles indicated he attended the Industry Manufacturers Council's Executive Luncheon and spoke about the great success the Industry Manufacturers Council's Internship Program had with six local businesses and thirteen students from local high schools.

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: Industry Speedway, LLC v. City of Industry, et al.
Los Angeles Superior Court, East District
Case No. KC67366

Mayor Pro Tem abstained from the discussion and vote for item B because she had a potential or actual financial conflict of interest.

There were no public comments on the Closed Session items.

Mayor Pro Tem Moss left the Council Chamber at 9:30 a.m.

Mayor Radecki recessed the meeting into Closed Session at 9:30 a.m.

Mayor Pro Tem Moss returned to the Council Chamber at 9:44 a.m.

RECONVENE CITY COUNCIL MEETING

Mayor Radecki reconvened the meeting at 10:35 a.m. All members of the City Council were present. City Attorney Casso reported out of Closed Session.

With regard to Closed Session item A, with a 5-0 vote, the City Council provided direction to the City Attorney, and the City Council took no reportable action.

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With regard to Closed Session item B, with a 4-0 vote, Mayor Pro Tem Moss did not participate in the discussion, the City Council provided direction to the City Attorney, and the City Council took no reportable action.

ADJOURNMENT

There being no further business, the City Council adjourned at 10:36 a.m.



MARK D. RADECKI
MAYOR



CECELIA DUNLAP
DEPUTY CITY CLERK