
CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
AUGUST 27, 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 Mark D. Radecki at 9:09 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
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

Ms. Tami Pearson, Superintendent, of the La Puente Valley Regional Occupational Program thanked the City Council for the support of the Industry Manufacturers Council's Internship Pilot Program. This year's program was able to provide twelve students from local high schools with paid internships at six local businesses in the community.

CONSENT CALENDAR

Mayor Pro Tem Moss recused herself from check number 62470 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.

Council Member Ruggles stated that he would like to pull check number 62468 for item 1 (Register of Demands) for discussion.

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY MAYOR PRO TEM

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MOSS THAT THE RECOMMENDATIONS BE ACCEPTED FOR THE ITEMS LISTED ON THE CONSENT CALENDAR. MOTION CARRIED 4-0, WITH MAYOR PRO TEM MOSS RECUSING FROM CHECK NUMBER 62470 ON ITEM 1 (REGISTER OF DEMANDS), AND WITH THE HOLD OF CHECK NUMBER 62468 ON ITEM 1 (REGISTER OF DEMANDS) FOR FURTHER DISCUSSION.

1. CONSIDERATION OF REGISTER OF DEMANDS

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

Council Member Ruggles indicated he would like further information on invoice number 2246100, on check number 62468.

City Manager Philips indicated he will report back with the information at the next regular scheduled meeting.

CONSIDERATION OF THE ANNUAL SELF-CERTIFICATION OF CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY MAYOR PRO TEM MOSS TO OPEN THE PUBLIC HEARING. MOTION CARRIED 4-0.

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

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

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY COUNCIL MEMBER RUGGLES TO CLOSE THE PUBLIC HEARING. MOTION CARRIED 4-0.

CONSIDERATION OF RESOLUTION NO. CC 2015-23 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY FINDING THE CITY TO BE IN CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM AND ADOPTING THE CONGESTION MANAGEMENT PROGRAM LOCAL DEVELOPMENT REPORT, IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089

MOTION BY COUNCIL MEMBER RUGGLES, AND SECOND BY COUNCIL MEMBER

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HABER TO ADOPT RESOLUTION NO. CC 2015-23. MOTION CARRIED 4-0.

PUBLIC HEARING REGARDING THE INTENT TO VACATE A PORTION OF VIRGIL WATERS WAY THAT BECAME EXCESS RIGHT OF WAY DUE TO THE REALIGNMENT OF THE INTERSECTION OF VIRGIL WATERS WAY AND AZUSA AVENUE

CONSIDERATION OF RESOLUTION NO. CC 2015-26 - A RESOLUTION OF THE CITY OF COUNCIL OF THE CITY OF INDUSTRY VACATING A PORTION OF VIRGIL WATERS WAY IN THE CITY OF INDUSTRY

PUBLIC HEARING REGARDING THE INTENT TO VACATE A PORTION OF EL ENCANTO ROAD THAT BECAME EXCESS RIGHT OF WAY DUE TO THE CREATION OF PARRIOTT PLACE WEST

CONSIDERATION OF RESOLUTION NO. CC 2015-27 - A RESOLUTION OF THE CITY OF COUNCIL OF THE CITY OF INDUSTRY VACATING A PORTION OF EL ENCANTO ROAD IN THE CITY OF INDUSTRY

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER HABER TO CONTINUE THE PUBLIC HEARINGS TO SEPTEMBER 10, 2015, AND POST THE APPROPRIATE NOTICES. MOTION 4-0.

CONSIDERATION OF RESOLUTION NO. CC 2015-24 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, FIXING THE AMOUNT OF REVENUE FROM PROPERTY TAXES NECESSARY TO PAY THE BONDED OR OTHER INDEBTEDNESS OF THE CITY ACCRUING DURING THE 2015/16 FISCAL YEAR

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

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY COUNCIL MEMBER RUGGLES TO ADOPT RESOLUTION NO. CC 2015-24. MOTION CARRIED 4-0.

CONSIDERATION OF RESOLUTION NO. CC 2015-25 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, FIXING THE RATE OF TAXES AND LEVYING TAXES FOR THE 2015/16 FISCAL YEAR ON PROPERTY WITHIN THE CITY TO PAY THE BONDED OR OTHER INDEBTEDNESS OF THE CITY

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MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER RUGGLES TO ADOPT RESOLUTION NO. CC 2015-25. MOTION CARRIED 4-0.

CONSIDERATION OF RESOLUTION NO. CC 2015-28 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY APPROVING MASTER AGREEMENT NO. 07-5342R ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECTS, AND PROGRAM SUPPLEMENT AGREEMENT NO. N003 TO ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECTS NO. 07-5342R, BETWEEN THE CITY AND THE STATE OF CALIFORNIA ACTING BY AND THROUGH THE DEPARTMENT OF TRANSPORTATION (CALTRANS) FOR THE AZUSA AVENUE BRIDGE PROJECT

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

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER RUGGLES TO ADOPT RESOLUTION NO. CC 2015-28. MOTION CARRIED 4-0.

CONSIDERATION OF CHANGE ORDER NO. 3 TO SOUTHERN CONTRACTING COMPANY IN THE AMOUNT OF \$8,572.20 FOR CLOSE OUT/FINAL QUANTITIES/EXTRA WORK IN CONJUNCTION WITH THE INDUSTRY'S 66KV ELECTRICAL SUBSTATION FACILITIES AT 208 S. WADDINGHAM WAY, CONTRACT NO. CITY-1389

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

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY COUNCIL MEMBER RUGGLES TO APPROVE CHANGE ORDER NO. 3 IN THE AMOUNT OF \$8,572.20. MOTION CARRIED 4-0.

CONSIDERATION OF A SECOND AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF INDUSTRY AND SNOWDEN ELECTRIC COMPANY, INC. TO PROVIDE MAINTENANCE SERVICES FOR THE METROLINK SOLAR & ELECTRIC VEHICLE (EV) CHARGING FACILITY, FOR AN ANNUAL BUDGET AMOUNT OF \$76,400.00

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

Discussion ensued between the City Council and direction was provided to Staff to hold the item for further review.

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CONSIDERATION OF A COVENANT AND AGREEMENT TO HOLD PROPERTY AS ONE PARCEL AFFECTING PARCELS LOCATED AT 881 AND 883 AZUSA AVENUE

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

MOTION BY COUNCIL MEMBER RUGGLES, AND SECOND BY COUNCIL MEMBER HABER TO APPROVE THE COVENANT AND AGREEMENT TO HOLD PROPERTY AS ONE PARCEL. MOTION CARRIED 4-0.

CONSIDERATION OF THE APPOINTMENT OF A DIRECTOR TO THE INDUSTRY PROPERTY AND HOUSING MANAGEMENT AUTHORITY

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY MAYOR RADECKI TO APPOINT MIKE REIBLE AS DIRECTOR TO THE INDUSTRY PROPERTY AND HOUSING MANAGEMENT AUTHORITY. MOTION CARRIED 4-0.

CONSIDERATION OF MAYOR'S APPOINTMENTS TO THE CITY OF INDUSTRY PLANNING COMMISSION

Mayor Radecki indicated there were two vacancies on the Planning Commission, and announced the first appointment to serve the remaining term, expiring October 2015, would be Mr. Abraham Cruz, and the second appointment to serve the term expiring October 2017, would be Mr. Jim Divers.

MOTION BY COUNCIL MEMBER RUGGLES, AND SECOND BY COUNCIL MEMBER HABER TO APPROVE THE MAYOR'S APPOINTMENTS. MOTION CARRIED 4-0.

MAYOR'S APPOINTMENT OF CITY REPRESENTATIVES TO THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE INDUSTRY URBAN-DEVELOPMENT AGENCY

Mayor Radecki announced that City Manager Paul J. Philips will fill the vacant seat that currently exists on the Oversight Board, and former Congressman Esteban Edward Torres will replace current Board Member Ron Cipriani to serve on the Oversight Board.

Mayor Radecki thanked both Mr. Kevin Radecki and Mr. Ron Cipriani for the time they served on the Oversight Board.

MOTION BY COUNCIL MEMBER RUGGLES, AND SECOND BY COUNCIL MEMBER HABER TO RECEIVE AND FILE. MOTION CARRIED 4-0.

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DISCUSSION AND DIRECTION FOR THE SELECTION OF AN AUDITING FIRM TO PROVIDE AUDITING SERVICES FOR THE CITY OF INDUSTRY

City Manager Philips presented a staff report to the City Council, which included a handout that is on file with the City Clerk's office. City Manager Philips recommended the retention of The Pun Group, LLP, to provide auditing service to the City.

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY MAYOR PRO TEM MOSS TO RETAIN THE PUN GROUP, LLP, TO PROVIDE AUDITING SERVICES FOR THE CITY OF INDUSTRY. MOTION CARRIED 4-0.

CITY COUNCIL COMMITTEE REPORTS

There were none.

AB1234 REPORTS

There were none.

CITY COUNCIL COMMUNICATIONS

There were none.

CLOSED SESSION

City Attorney Casso 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): Two Potential Cases.

There were no public comments on the Closed Session items.

Mayor Radecki recessed the meeting into Closed Session at 9:35 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.

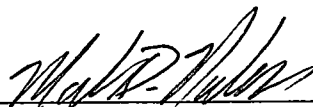
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With regard to Closed Session item A, Case One, with a 4-0 vote, the City Council provided direction to the City Manager and the City Attorney, and took no reportable action.


With regard to Closed Session item A, Case Two, with a 4-0 vote, the City Council provided direction to the City Manager and the City Attorney, and 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