
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 9:02 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
Abraham N. Cruz, Council Member
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; Alex Gonzalez, Director of Development Services and Administration; Troy Helling, Senior Planner; and Clem Calvillo, City Engineer.

PUBLIC COMMENTS

Ms. Carol Hamilton, representing the Antelope Valley Kennel Club and the San Gabriel Valley Kennel Club, introduced herself to the City Council and talked about the purpose of the Dog Shows is to help further the breeding and usage of pure-bred dogs. Ms. Hamilton invited the City Council to attend and present trophies at the Dog Show, at the Expo Center, on November 5th and 6th.

PRESENTATION BY LACEY WITHERS, PRINCIPAL WITH WITHERS & SANDGREN LANDSCAPE ARCHITECTURE ON THE PUENTE HILLS LANDFILL PARK PROJECT

Ms. Lacey Withers, Principal Partner with Withers & Sandgren Landscape Architecture, introduced herself to the City Council, along with Michelle O'Connor with the Los Angeles Parks and Recreation to the City Council. The purpose of the presentation is to provide an update on the Puente Hills Landfill Park Project and to ask the City Council to support the project for the Park.

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CONSENT CALENDAR

Mayor Radecki recused himself from item 4 (Resolution No. CC 2016-26) because he had a potential or actual financial conflict of interest in that he is employed by Square Root Golf & Landscape.

Council Member Cruz recused himself from item 4 (Resolution No. CC 2016-26) because he had a potential or actual financial conflict of interest in that he is employed by Square Root Golf & Landscape.

Mayor Pro Tem Moss recused herself from check number 64013 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 recused himself from check number 64023 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 COUNCIL MEMBER HABER, AND SECOND BY COUNCIL MEMBER CRUZ THAT THE RECOMMENDATIONS BE ACCEPTED FOR THE REMAINING ITEMS LISTED ON THE CONSENT CALENDAR, WITH MAYOR PRO TEM MOSS RECUSING FROM CHECK NUMBERS 64013 ON ITEM 1 (REGISTER OF DEMANDS), AND WITH COUNCIL MEMBER RUGGLES RECUSING FROM CHECK NUMBER 64023 ON ITEM 1 (REGISTER OF DEMANDS). MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

AYES:	COUNCIL MEMBERS:	CRUZ, HABER, RUGGLES, MOSS, RADECKI
NOES:	COUNCIL MEMBERS:	NONE
ABSENT	COUNCIL MEMBERS:	NONE
ABSTAIN	COUNCIL MEMBERS:	NONE

1. CONSIDERATION OF REGISTER OF DEMANDS

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

2. CONSIDERATION OF THE MINUTES OF THE NOVEMBER 25, 2015 SPECIAL MEETING; DECEMBER 10, 2015 REGULAR MEETING; AND DECEMBER 17, 2015 SPECIAL MEETING

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APPROVED AS SUBMITTED.

3. **CONSIDERATION OF A CONFLICT WAIVER FOR CASSO & SPARKS, LLP, REGARDING LICENSE AGREEMENTS FOR THE CITY OF LA PUENTE'S USE OF CITY OF INDUSTRY'S PARK & RIDE LOT**

APPROVED THE CONFLICT WAIVER.

4. **CONSIDERATION OF RESOLUTION NO. 2016-26 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING THE PURCHASE AND SALE AGREEMENT BETWEEN THE SUCCESSOR AGENCY TO THE INDUSTRY URBAN-DEVELOPMENT AGENCY AND THE CITY FOR 1123 – 1135 HATCHER AVENUE, CITY OF INDUSTRY AND MAKING THE REQUISITE CEQA FINDINGS**

ADOPTED RESOLUTION NO. CC 2016-26.

5. **CONSIDERATION OF RESOLUTION NO. 2016-34 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING A DONATION TO THE CITY OF LA PUENTE IN THE AMOUNT OF THIRTY THOUSAND DOLLARS (\$30,000.00) FOR THE FORTUNATO JIMINEZ INDEPENDENCE DAY CELEBRATION AND FIREWORKS SHOW**

ADOPTED RESOLUTION NO. CC 2016-34.

6. **CONSIDERATION OF RESOLUTION NO. 2016-35 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING THE PURCHASE AND SALE AGREEMENT BETWEEN THE SUCCESSOR AGENCY TO THE INDUSTRY URBAN-DEVELOPMENT AGENCY AND THE CITY FOR 17545 GALE AVENUE, CITY OF INDUSTRY AND MAKING THE REQUISITE CEQA FINDINGS**

ADOPTED RESOLUTION NO. CC 2016-35.

7. **CONSIDERATION OF RESOLUTION NO. 2016-36 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING THE PURCHASE AND SALE AGREEMENT BETWEEN THE SUCCESSOR AGENCY TO THE INDUSTRY URBAN-DEVELOPMENT AGENCY AND THE CITY FOR NORTH SIDE OF STAFFORD STREET/WEST OF GLENDORA, APN: 8208-025-943, CITY OF INDUSTRY AND MAKING THE REQUISITE CEQA FINDINGS**

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ADOPTED RESOLUTION NO. CC 2016-36.

8. **CONSIDERATION OF RESOLUTION NO. 2016-37 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING THE PURCHASE AND SALE AGREEMENT BETWEEN THE SUCCESSOR AGENCY TO THE INDUSTRY URBAN-DEVELOPMENT AGENCY AND THE CITY FOR 208 WADDINGHAM WAY, CITY OF INDUSTRY AND MAKING THE REQUISITE CEQA FINDINGS**

ADOPTED RESOLUTION NO. CC 2016-37.

9. **CONSIDERATION OF AN EXCHANGE AGREEMENT AND ASSIGNMENT OF FEDERAL SURFACE TRANSPORTATION PROGRAM-LOCAL FUNDS BETWEEN THE CITY OF INDUSTRY AND THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY IN THE AMOUNT OF \$16,346.55**

APPROVED THE AGREEMENT, AND AUTHORIZED THE CITY MANAGER TO COMPLETE THE AUTOMATIC CLEARING HOUSE (ACH) PAYMENT AUTHORIZATION FORM.

10. **CONSIDERATION TO AUTHORIZE THE SALE OF SAFE AND SANE FIREWORKS TO THE FOLLOWING APPLICANTS:**

FRIENDS OF INDUSTRY SHERIFF'S STATION, WORKMAN HIGH SCHOOL ATHLETIC BOOSTERS, BASSETT HIGH SCHOOL OLYMPIAN BOOSTER, WILSON HIGH SCHOOL ATHLETICS BOOSTERS, ROWLAND HIGH SCHOOL HUDDLE CLUB, LA PUENTE HIGH SCHOOL ATHLETICS, NOGALES HIGH SCHOOL REGIMENT BOOSTERS, LOS ALTOS HIGH SCHOOL QUARTERBACK CLUB, BISHOP AMAT MEMORIAL HIGH SCHOOL, LYLE OLSEN MEMORIAL FOUNDATION, WEST COVINA YOUTH PONY BASEBALL, SOUTHLAND CHRISTIAN HIGH SCHOOL, CORY LIDLE FOUNDATION, KNIGHTS OF COLUMBUS #6028, BASSETT EDUCATION FOUNDATION, NORTH VIEW VIKINGS BASEBALL, PRAISE CHAPEL, LA PUENTE, A PLACE OF HOPE, KIWANIS CLUB OF HACIENDA HEIGHTS, SAN GABRIEL VALLEY YMCA

MAYOR RADECKI PULLED THIS ITEM FOR FURTHER DISCUSSION.

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11. CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT FOR BROKER OF RECORD DESIGNATION SERVICES BETWEEN THE CITY OF INDUSTRY AND KEENAN & ASSOCIATES TO INVESTIGATE AND NEGOTIATE PROPERTY AND CASUALTY INSURANCE POLICIES

APPROVED THE AGREEMENT.

CONSIDERATION TO AUTHORIZE THE SALE OF SAFE AND SANE FIREWORKS TO THE FOLLOWING APPLICANTS:

FRIENDS OF INDUSTRY SHERIFF'S STATION, WORKMAN HIGH SCHOOL ATHLETIC BOOSTERS, BASSETT HIGH SCHOOL, OLYMPIAN BOOSTER, WILSON HIGH SCHOOL ATHLETICS BOOSTERS, ROWLAND HIGH SCHOOL HUDDLE CLUB, LA PUENTE HIGH SCHOOL ATHLETICS, NOGALES HIGH SCHOOL REGIMENT BOOSTERS, LOS ALTOS HIGH SCHOOL QUARTERBACK CLUB, BISHOP AMAT MEMORIAL HIGH SCHOOL, LYLE OLSEN MEMORIAL FOUNDATION, WEST COVINA YOUTH PONY BASEBALL, SOUTHLAND CHRISTIAN HIGH SCHOOL, CORY LIDLE FOUNDATION, KNIGHTS OF COLUMBUS #6028, BASSETT EDUCATION FOUNDATION, NORTH VIEW VIKINGS BASEBALL, PRAISE CHAPEL, LA PUENTE, A PLACE OF HOPE, KIWANIS CLUB OF HACIENDA HEIGHTS, SAN GABRIEL VALLEY YMCA

Mayor Radecki stated that 22 applications were received and the Municipal Code allows for 20 applicants to be approved to sell fireworks, and inquired if the Municipal Code could be amended in order to allow the two other applicants to be approved.

Legal Counsel Casso indicated that there was not enough time permitted in order to amend the Municipal Code to increase the number of applications to be approved. However, this could be brought back for future consideration and have it in effect for next year.

Council Member Ruggles inquired as to what the process was. Discussion was held regarding the process.

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY COUNCIL MEMBER CRUZ TO AUTHORIZE THE SALE OF SAFE AND SANE FIREWORKS SUBJECT TO THE REGULATIONS SET FORTH IN THE INDUSTRY MUNICIPAL CODE SECTION 15.28.070.

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CONSIDERATION OF RESOLUTION NO. CC 2016-33 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, ESTABLISHING THE 2016-2017 APPROPRIATIONS LIMIT AND SELECTING THE GROWTH IN THE CALIFORNIA PER CAPITA INCOME AND COUNTY POPULATION GROWTH ADJUSTMENT FACTORS FOR THE CITY PURSUANT TO ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION

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

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER RUGGLES TO ADOPT RESOLUTION NO. CC 2016-33. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

AYES:	COUNCIL MEMBERS:	CRUZ, HABER, RUGGLES, MOSS, RADECKI
NOES:	COUNCIL MEMBERS:	NONE
ABSENT:	COUNCIL MEMBERS:	NONE
ABSTAIN:	COUNCIL MEMBERS:	NONE

CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF INDUSTRY AND WILLIAM LOCKYER, ESQ., FOR INDEPENDENT REFORM ADVISORY CONSULTING SERVICES

City Manager Philips provided a staff report to the City Council and responded to questions.

Mr. William Lockyer approached the Council, and provided his contact information to the City Council and appreciated the opportunity to work with the City.

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER HABER TO APPROVE THE AGREEMENT WITH A CHANGE FROM THREE YEARS TO TWELVE MONTHS, WITH AN AGREEMENT TO INCREASE AS NEEDED. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

AYES:	COUNCIL MEMBERS:	CRUZ, HABER, RUGGLES, MOSS, RADECKI
NOES:	COUNCIL MEMBERS:	NONE
ABSENT:	COUNCIL MEMBERS:	NONE
ABSTAIN:	COUNCIL MEMBERS:	NONE

CONSIDERATION OF A RIGHT-OF-WAY AGREEMENT BETWEEN THE CITY OF INDUSTRY AND VERIZON WIRELESS, AND THE ISSUANCE OF AN

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ENCROACHMENT PERMIT, FOR A NEW CELL SITE LOCATED ON HANOVER ROAD

Senior Planner Helling provided a staff report for this item and the next two items, and responded to questions.

Director of Development Services and Administration Gonzalez provided additional information to the City Council and responded to questions.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER CRUZ TO APPROVE THE RIGHT-OF-WAY AGREEMENT AND ISSUANCE OF AN ENCROACHMENT PERMIT. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

AYES:	COUNCIL MEMBERS:	CRUZ, HABER, RUGGLES, MOSS, RADECKI
NOES:	COUNCIL MEMBERS:	NONE
ABSENT:	COUNCIL MEMBERS:	NONE
ABSTAIN:	COUNCIL MEMBERS:	NONE

CONSIDERATION OF A RIGHT-OF-WAY AGREEMENT BETWEEN THE CITY OF INDUSTRY AND VERIZON WIRELESS, AND THE ISSUANCE OF AN ENCROACHMENT PERMIT, FOR A NEW CELL SITE LOCATED ON CASTLETON STREET AND WALNUT HALL ROAD

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER HABER TO APPROVE THE RIGHT-OF-WAY AGREEMENT AND ISSUANCE OF AN ENCROACHMENT PERMIT. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

AYES:	COUNCIL MEMBERS:	CRUZ, HABER, RUGGLES, MOSS, RADECKI
NOES:	COUNCIL MEMBERS:	NONE
ABSENT:	COUNCIL MEMBERS:	NONE
ABSTAIN:	COUNCIL MEMBERS:	NONE

CONSIDERATION OF A RIGHT-OF-WAY AGREEMENT BETWEEN THE CITY OF INDUSTRY AND VERIZON WIRELESS, AND THE ISSUANCE OF AN ENCROACHMENT PERMIT, FOR A NEW CELL SITE LOCATED ON WALNUT HALL ROAD AND KEYSTONE STREET

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY COUNCIL MEMBER CRUZ TO APPROVE THE RIGHT-OF-WAY AGREEMENT AND ISSUANCE OF AN ENCROACHMENT PERMIT. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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AYES: COUNCIL MEMBERS: CRUZ, HABER, RUGGLES, MOSS, RADECKI
NOES: COUNCIL MEMBERS: NONE
ABSENT: COUNCIL MEMBERS: NONE
ABSTAIN: COUNCIL MEMBERS: NONE

CITY COUNCIL COMMITTEE REPORTS

There were none.

AB1234 REPORTS

There were none.

CITY COUNCIL COMMUNICATIONS

Mayor Pro Tem Moss stated that she had the opportunity to attend the Women of Achievement Awards, given by Congresswoman Grace Napolitano, and that our own Hope Milan from the Industry Manufacturers Council was recognized.

CLOSED SESSION

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

- 10.1 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Case: City of Industry v. Zerep Management Corp., et al.
Los Angeles Superior Court
Case No. BC 583096

There were no public comments on the Closed Session item.

Mayor Radecki recessed the meeting into Closed Session at 9:46 a.m.

RECONVENE CITY COUNCIL MEETING

Mayor Radecki reconvened the meeting at 11:11 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 items 10.1, the City Council provided direction to the City Attorney and took no reportable action.

ADJOURNMENT

There being no further business, the City Council adjourned at 11:12 a.m.



MARK D. RADECKI
MAYOR



DIANE M. SCHLICHTING
CHIEF DEPUTY CITY CLERK