
CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
OCTOBER 27, 2016
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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
Abraham N. Cruz, Council Member
Newell W. Ruggles, Council Member

ABSENT: Roy Haber, Council Member

STAFF PRESENT: Paul J. Philips, City Manager; James M. Casso, City Attorney; Diane M. Schlichting, Chief Deputy City Clerk; Alex Gonzalez, Director of Development Services and Administration; Troy Helling, Senior Planner; and Clem Calvillo, City Engineer.

City Attorney Casso advised the City Council that an item needed to be added to the agenda. Item 5.8 would be a License Agreement between the City and ARM & J Corporation, a California corporation for use of the property located at 17301 Gale Avenue. This item came to the attention of the City yesterday afternoon. This item is similar to Item Nos. 5.2, 5.3 and 5.4 on the Consent Calendar.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER RUGGLES TO ADD ITEM 5.8, CONSIDERATION LICENSE AGREEMENT WITH ARM7J FOR ACCESS 17301 GALE AVENUE, AS A TEMPORARY OVERFLOW PARKING. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

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PUBLIC COMMENTS

There were no public comments.

CONSENT CALENDAR

Mayor Radecki asked that Item Nos 5.2, 5.3, 5.4, and 5.8 be pulled from the Consent Calendar for further discussion.

Mayor Pro Tem Moss recused herself from check number 64966 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 64975 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 RUGGLES, AND SECOND BY MAYOR PRO TEM MOSS THAT THE RECOMMENDATIONS BE ACCEPTED FOR THE REMAINING ITEMS LISTED ON THE CONSENT CALENDAR, WITH MAYOR PRO TEM MOSS RECUSING FROM CHECK NUMBER 64966 ON ITEM 1 (REGISTER OF DEMANDS), AND WITH COUNCIL MEMBER RUGGLES RECUSING FROM CHECK NUMBER 64975 ON ITEM 1 (REGISTER OF DEMANDS). MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

1. CONSIDERATION OF REGISTER OF DEMANDS FOR OCTOBER 27, 2016

APPROVED THE REGISTER OF DEMANDS AND RATIFIED THE ISSUANCE OF THE CHECKS.

2. CONSIDERATION OF A LICENSE AGREEMENT WITH DIAMOND BAR IMPORTS, INC., FOR ACCESS TO ASSESSOR'S PARCEL NUMBERS 8264-001-943 AND 8264-001-944, LOCATED AT 17301 GALE AVENUE, AS A TEMPORARY OVERFLOW PARKING AREA FOR VEHICLE INVENTORY

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ITEM WAS PULLED FROM THE CONSENT CALENDAR FOR DISCUSSION.

3. **CONSIDERATION OF A LICENSE AGREEMENT WITH LEO HOFFMAN CHEVROLET, INC., FOR ACCESS TO ASSESSOR'S PARCEL NUMBERS 8264-001-943 AND 8264-001-944, LOCATED AT 17301 GALE AVENUE, AS A TEMPORARY OVERFLOW PARKING AREA FOR VEHICLE INVENTORY**

ITEM WAS PULLED FROM THE CONSENT CALENDAR FOR DISCUSSION.

4. **CONSIDERATION OF A LICENSE AGREEMENT WITH PH DIVERSIFIED, LLC, FOR ACCESS TO ASSESSOR'S PARCEL NUMBERS 8264-001-943 AND 8264-001-944, LOCATED AT 17301 GALE AVENUE, AS A TEMPORARY OVERFLOW PARKING AREA FOR VEHICLE INVENTORY**

ITEM WAS PULLED FROM THE CONSENT CALENDAR FOR DISCUSSION.

5. **CONSIDERATION OF A GRANT AGREEMENT BETWEEN THE CITY AND THE VETERANS BENEFIT TEAM ROPING FOUNDATION FOR OPERATION OF FOUNDATION'S PROGRAMS**

APPROVED THE AGREEMENT

6. **CONSIDERATION OF A PERFORMANCE BOND WITH SURETEC INSURANCE COMPANY FOR MITIGATION MEASURES RELATED TO THE LEMON AVENUE INTERCHANGE PROJECT (MP 03-10)**

AUTHORIZED THE MAYOR TO EXECUTE THE PERFORMANCE BOND WITH SURETEC INSURANCE COMPANY AND APPROVE THE EXPENDITURE OF \$3,478.00

7. **CONSIDERATION OF SETTING A PUBLIC HEARING FOR NOVEMBER 10, 2016 TO CONSIDER THE EXTENSION OF URGENCY ORDINANCE NO. 797 PROHIBITING THE CULTIVATION, PROCESSING, MANUFACTURING, LABORATORY TESTING, LABELING, STORING, AND WHOLESALE AND RETAIL DISTRIBUTION OF CANNABIS IN THE CITY**

SET THE PUBLIC HEARING FOR NOVEMBER 10, 2016 AND HAVE STAFF PREPARE THE NECESSARY REPORTS

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8. CONSIDERATION OF A LICENSE AGREEMENT WITH ARM & J CORPORATION, A CALIFORNIA CORPORATION, FOR ACCESS TO ASSESSOR'S PARCEL NUMBERS 8264-001-943 AND 8264-001-944, LOCATED AT 17301 GALE AVENUE, AS A TEMPORARY OVERFLOW PARKING AREA FOR VEHICLE INVENTORY

ITEM WAS PULLED FROM THE CONSENT CALENDAR FOR DISCUSSION.

CONSIDERATION OF A LICENSE AGREEMENT WITH DIAMOND BAR IMPORTS, INC., FOR ACCESS TO ASSESSOR'S PARCEL NUMBERS 8264-001-943 AND 8264-001-944, LOCATED AT 17301 GALE AVENUE, AS A TEMPORARY OVERFLOW PARKING AREA FOR VEHICLE INVENTORY

Mayor Radecki inquired if the City was being compensated for the use of the property.

City Attorney Casso provided a report to the City Council and responded to questions. City Attorney Casso did advise the City Council that the City was being compensated.

City Manager Philips 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 AGREEMENT. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF A LICENSE AGREEMENT WITH LEO HOFFMAN CHEVROLET, INC., FOR ACCESS TO ASSESSOR'S PARCEL NUMBERS 8264-001-943 AND 8264-001-944, LOCATED AT 17301 GALE AVENUE, AS A TEMPORARY OVERFLOW PARKING AREA FOR VEHICLE INVENTORY

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER CRUZ TO APPROVE THE AGREEMENT. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF A LICENSE AGREEMENT WITH ARM & J CORPORATION, INC., FOR ACCESS TO 17301 GALE AVENUE, AS A TEMPORARY OVERFLOW PARKING AREA FOR VEHICLE INVENTORY

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER CRUZ TO APPROVE THE AGREEMENT. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF RESOLUTION NO. CC 2016-72 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA TO GRANT ANOTHER DESIGNATED PERIOD FOR A “GOLDEN HANDSHAKE” FOR TWO YEARS ADDITIONAL SERVICE CREDIT (SECOND READING)

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER RUGGLES TO ADOPT RESOLUTION NO. CC 2016-72 AND AUTHORIZE THE CITY MANAGER TO EXECUTE ALL DOCUMENTS. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

DISCUSSION AND CONSIDERATION OF AN APPOINTMENT TO THE CITY OF INDUSTRY PLANNING COMMISSION

Mayor Radecki stated that two applications were received.

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY MAYOR PRO TEM MOSS TO APPOINT BECKY SIMON TO THE PLANNING COMMISSION. MOTION CARRIED

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3-1, BY THE FOLLOWING VOTE:

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

CONSIDERATION TO CONTRIBUTE \$5,000.00 TO THE "LAND OF THE FREE VETERANS DAY GOLF CLASSIC" TO BE HELD ON NOVEMBER 11, 2016

Discussion was held regarding the amount of the contribution.

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND COUNCIL MEMBER RUGGLES, TO MAKE A CONTRIBUTION IN THE AMOUNT OF \$10,000.00. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF THE SOLICITATION OF PUBLIC BIDS FOR CONTRACT NO. CITY-1430, 2016-2017 INDUSTRY BUSINESS CENTER EAST SIDE STREET LIGHT AND CABLING PLAN, FOR AN ESTIMATED COST OF \$1,090,000.00

Mr. Tim Kolset, with the Cordoba Corporation, presented a staff report and responded to questions.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER RUGGLES TO APPROVE THE PLANS AND SPECIFICATIONS, AND AUTHORIZE THE ADVERTISING FOR RECEIPT OF SEALED BIDS. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

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CONSIDERATION OF THE SOLICITATION OF PUBLIC BIDS FOR CONTRACT NO. CITY-1431, 2016-2017 GRAND CROSSING SUBSTATION – PHASE 1, 2, 3 SUBSTRUCTURE AND CABLING, FOR AN ESTIMATED COST OF \$605,000.00

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER RUGGLES TO APPROVE THE PLANS AND SPECIFICATIONS, AND AUTHORIZE THE ADVERTISING FOR RECEIPT OF SEALED BIDS. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF THE THIRD AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY AND TRIMARK ASSOCIATES TO PROVIDE DATA ACQUISITION SYSTEM AND REVENUE METER SERVICES FOR THE METROLINK SOLAR AND ELECTRICAL VEHICLE CHARGING FACILITY FOR A THREE YEAR RENEWAL AND BUDGET OF \$63,886.67

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER CRUZ TO APPROVE THE THIRD AMENDMENT. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF RECOMMENDATIONS REGARDING THE REQUEST FOR PROPOSALS FOR OPERATION AND MAINTENANCE (“O&M”) SERVICES OF THE CITY OF INDUSTRY METROLINK STATION 2 MWDC SOLAR CARPORT FACILITY LOCATED AT 600 SOUTH BREA CANYON ROAD, AND CONSIDERATION OF APPROVAL OF A MAINTENANCE SERVICES AGREEMENT WITH SST CONSTRUCTION, LLC, IN AN AMOUNT NOT-TO-EXCEED \$105,000.00, FROM OCTOBER 27, 2016 THROUGH OCTOBER 27, 2019

MOTION BY COUNCIL MEMBER RUGGLES, AND SECOND BY COUNCIL MEMBER CRUZ TO APPROVE THE AGREEMENT. MOTION 4-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF DEVELOPMENT PLAN NO. 16-1 AND LOT LINE ADJUSTMENT 80 SUBMITTED BY S & C PROPERTY DEVELOPMENT TO DEVELOP TWO INDUSTRIAL WAREHOUSE BUILDINGS LOCATED AT 14700 NELSON AVENUE, AND MITIGATED NEGATIVE DECLARATION

Senior Planner Helling presented a staff report to the City Council and responded to questions.

CONSIDERATION OF RESOLUTION NO. CC 2016-73 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, ADOPTING A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR DEVELOPMENT PLAN NO. 16-1 AND LOT LINE ADJUSTMENT 80 TO ALLOW THE CONSTRUCTION OF TWO INDUSTRIAL BUILDINGS LOCATED AT 14700 NELSON AVENUE IN THE CITY OF INDUSTRY, WITHIN THE “I” INDUSTRIAL ZONE, AND MAKING FINDINGS IN SUPPORT THEREOF

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY MAYOR RADECKI TO ADOPT RESOLUTION NO. CC 2016-73. MOTION 4-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF RESOLUTION NO. CC 2016-74 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING DEVELOPMENT PLAN NO. 16-1 AND LOT LINE ADJUSTMENT 80 FOR THE CONSTRUCTION OF TWO INDUSTRIAL BUILDINGS LOCATED AT 14700 NELSON AVENUE IN THE CITY OF INDUSTRY, CALIFORNIA

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY MAYOR RADECKI TO ADOPT RESOLUTION NO. CC 2016-74. MOTION 4-0, BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS: CRUZ, RUGGLES, MOSS, RADECKI

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NOES: COUNCIL MEMBERS: NONE
ABSENT: COUNCIL MEMBERS: HABER
ABSTAIN: COUNCIL MEMBERS: NONE

PRESENTATION AND DISCUSSION REGARDING THE PROPOSED CLIMATE ACTION PLAN, A COMPREHENSIVE ROADMAP TO OUTLINING THE ACTIVITIES THE CITY WILL UNDERTAKE TO REDUCE GREENHOUSE GAS EMISSIONS

Ms. Tammy Seal, with Michael Baker International, presented a report to the City Council and responded to questions.

Director of Development Services and Administration Gonzalez provided additional information.

Mayor Radecki asked staff to continue moving forward with the Climate Action Plan and to continue to update the City Council.

CITY COUNCIL COMMITTEE REPORTS

There were none.

AB1234 REPORTS

There were none.

CITY COUNCIL COMMUNICATIONS

There were none.

CLOSED SESSION

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

- 10.1 CONFERENCE WITH LEGAL COUNSEL - Anticipated Litigation
Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) (One Case).
- 10.2 CONFERENCE WITH LEGAL COUNSEL - Existing Litigation

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Pursuant to Government Code Section 54956.9(d)(1), Martinez, et al. v. U-Haul, et al., Case No. BC 582943.

- 10.3 Conference with real property, negotiators pursuant to Government Code Section 54956.8.

Property: Assessor's Parcel No. 8760-002-908, northeast corner of Nogales Street and Walnut Drive North
City Negotiators: Paul J. Philips, City Manager and James M. Casso, City Attorney
Negotiating Party: Southern California Edison
Under Negotiation: Price and Terms of Payment

City Attorney Casso stated that this item was being pulled and would be brought back at a later date.

- 10.4 Conference with real property negotiators pursuant to Government Code Section 54956.8.

Property: 15130 Nelson Avenue
City Negotiators: Paul J. Philips, City Manager and James M. Casso, City Attorney
Negotiating Party: Matthew Sawyer
Under Negotiation: Price and Terms of Payment

There were no public comments on the Closed Session items.

Mayor Radecki recessed the meeting into Closed Session at 9:43 a.m.

RECONVENE CITY COUNCIL MEETING

Mayor Radecki reconvened the meeting at 10:51 a.m. All members of the City Council were present, except for Council Member Haber who was absent.

City Attorney Casso reported out of Closed Session.

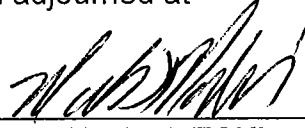
With regard to Closed Session Item 10.1, the City Council provided direction to the City Attorney and no reportable action was taken, Item 10.2, the City Council provided direction to the City Attorney and no reportable action was taken, Item 10.3 was pulled

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from the agenda and will be brought back at a later date, and Item 10.4 the City Council provided direction to the City Negotiators.

ADJOURNMENT

There being no further business, the City Council adjourned at



MARK D. RADECKI
MAYOR



DIANE M. SCHLICHTING
CHIEF DEPUTY CITY CLERK