
CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
NOVEMBER 10, 2016
PAGE 1

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

PUBLIC COMMENTS

Mr. Daniel Luevanos, One Legacy and Donate Life, introduced himself to the City Council and provided information on how to become an organ donor and gave statistics on organ transplants.

CONSENT CALENDAR

Mayor Pro Tem Moss recused herself from check number 65066 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.

Mayor Radecki recused himself from check number 65127 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.

CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
NOVEMBER 10, 2016
PAGE 2

Council Member Cruz recused himself from check number 65127 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 & Landscape.

Council Member Ruggles recused himself from check number 65088 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, WITH MAYOR PRO TEM MOSS RECUSING FROM CHECK NUMBER 65066 ON ITEM 1 (REGISTER OF DEMANDS), WITH MAYOR RADECKI AND COUNCIL MEMBER CRUZ BOTH RECUSING FROM CHECK NUMBER 65127 ON ITEM 1 (REGISTER OF DEMANDS), AND WITH COUNCIL MEMBER RUGGLES RECUSING FROM CHECK NUMBER 65088 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 NOVEMBER 10, 2016

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

CONSIDERATION OF CHANGE ORDER NUMBERS 5 AND 6, SUBMITTED BY SULLY MILLER CONTRACTING COMPANY FOR \$17,084.73 FOR ITEMS NOT IDENTIFIED IN THE BID PROPOSAL AND FINAL BID QUANTITIES IN CONJUNCTION WITH CLARK AVENUE SIDEWALK CONSTRUCTION, CONTRACT NO. CITY-1422

City Engineer Calvillo provided a staff report to the City Council and responded to questions.

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER RUGGLES TO APPROVE CHANGE ORDER NUMBERS 5 AND 6. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
NOVEMBER 10, 2016
PAGE 3

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

PUBLIC HEARING FOR THE CONSIDERATION TO EXTEND A MORATORIUM ON THE CULTIVATION, PROCESSING, MANUFACTURING, LABORATORY TESTING, LABELING, STORING AND WHOLESALE AND RETAIL DISTRIBUTION OF CANNABIS IN THE CITY OF INDUSTRY

Mayor Radecki opened the public hearing.

City Attorney Casso presented a staff report to the City Council and responded to questions.

Mayor Radecki inquired if anyone wanted to be heard on the matter.

Mayor Radecki closed the public hearing.

CONSIDERATION OF URGENCY ORDINANCE NO. 798 – AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF INDUSTRY EXTENDING A CITYWIDE MORATORIUM ON THE CULTIVATION, PROCESSING, MANUFACTURING, LABORATORY TESTING, LABELING, STORING AND WHOLESALE AND RETAIL DISTRIBUTION OF CANNABIS IN THE CITY, FOR A PERIOD OF 10 MONTHS AND 15 DAYS, PURSUANT TO GOVERNMENT CODE SECTION 65858 (A)

MOTION BY COUNCIL MEMBER RUGGLES, AND SECOND BY COUNCIL MEMBER CRUZ TO ADOPT URGENCY ORDINANCE NO. 798. 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

PUBLIC HEARING FOR THE CONSIDERATION OF TENTATIVE PARCEL MAP 348 TO SUBDIVIDE AN EXISTING 28.9 ACRE PARCEL INTO FIVE PARCELS AND DEVELOPMENT PLAN NO. 15-12 TO DEVELOP FIVE NEW INDUSTRIAL WAREHOUSE BUILDINGS LOCATED ON THE SOUTHEAST CORNER OF AZUSA

CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
NOVEMBER 10, 2016
PAGE 4

AVENUE AND CHESTNUT STREET IN THE CITY OF INDUSTRY, AND CERTIFYING A FINAL ENVIRONMENTAL IMPACT REPORT, ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS AND A MITIGATION MONITORING AND REPORTING PROGRAM REGARDING SAME

Mayor Radecki opened the public hearing.

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

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

There were no public comments.

Mayor Radecki closed the public hearing.

Mr. David Ball with CT Realty introduced himself to the City Council, and provided background information and updated the City Council on the project, and responded to questions.

Deputy City Engineer Nelson provided additional information on the project and responded to questions.

Mayor Radecki closed the public hearing.

CONSIDERATION OF RESOLUTION NO. CC 2016-75 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT FOR THE CHESTNUT AVENUE WAREHOUSE PROJECT (SCH #2015101079) ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS, AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE PROPERTY LOCATED AT THE SOUTHEAST CORNER OF AZUSA AVENUE AND CHESTNUT STREET IN THE CITY OF INDUSTRY, WITHIN THE "I" INDUSTRIAL ZONE AND "C" COMMERCIAL ZONE

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER RUGGLES TO ADOPT RESOLUTION NO. CC 2016-75. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS: CRUZ, RUGGLES, MOSS, RADECKI
NOES: COUNCIL MEMBERS: NONE

CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
NOVEMBER 10, 2016
PAGE 5

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

CONSIDERATION OF RESOLUTION NO. CC 2016-76 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING TENTATIVE PARCEL MAP 348 TO SUBDIVIDE AN EXISTING 28.9 ACRE PARCEL INTO FIVE PARCELS, AND DEVELOPMENT PLAN NO. 15-12 FOR THE CONSTRUCTION OF FIVE INDUSTRIAL WAREHOUSE BUILDINGS AT THE PROPERTY LOCATED AT THE SOUTHEAST CORNER OF AZUSA AVENUE AND CHESTNUT STREET IN THE CITY OF INDUSTRY, CALIFORNIA

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER RUGGLES TO ADOPT RESOLUTION NO. CC 2016-76. 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

CITY COUNCIL COMMITTEE REPORTS

There were none.

AB1234 REPORTS

There were none.

CITY COUNCIL COMMUNICATIONS

Mayor Pro Tem Moss mentioned that the Veteran's Day Team Roping Benefit was taking place this weekend at the Expo Center and spoke of the benefits the program provided to the Veterans.

CLOSED SESSION

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

CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
NOVEMBER 10, 2016
PAGE 6

11.1 CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1), City of Industry
v. ZERP Management Corporation, et al., Case No. BC 583096

11.2 CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Pursuant to Government Code Section 54956.8

Property: 1123-1135 Hatcher Avenue
City Negotiators: Paul J. Philips, City Manager and
James M. Casso, City Attorney
Negotiating Party: Ryan Gaytan
Under Negotiation: Price and Terms of Payment

11.3 CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Pursuant to Government Code Section 54956.8

Property: Assessor's Parcel Number 8201-028-013
250 Puente Avenue
City Negotiators: Paul J. Philips, City Manager and
James M. Casso, City Attorney
Negotiating Party: New Venture Properties, LLC/Charles Tsai
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 9:39 a.m.

RECONVENE CITY COUNCIL MEETING

Mayor Radecki reconvened the meeting at 11:21 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 11.1, the City Council provided direction to the City Attorney and no further action was taken, with regard to Closed Session Items 11.2 and 11.3, the City Council provided direction to the City's Negotiators, took no further action, and nothing further to report.

CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
NOVEMBER 10, 2016
PAGE 7

ADJOURNMENT

There being no further business, the City Council adjourned at 11:22 a.m.



MARK D. RADECKI
MAYOR



DIANE M. SCHLICHTING
CHIEF DEPUTY CITY CLERK