
CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
DECEMBER 22, 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
Roy Haber, Council Member
Newell W. Ruggles, Council Member

ABSENT: Abraham N. Cruz, 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

There were no public comments.

CONSENT CALENDAR

Mayor Pro Tem Moss recused herself from check number 65181 for item 1 (Register of Demands) and check number 65343 for item 2 (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 65193 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.

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MOTION BY COUNCIL MEMBER HABER, 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 65181 ON ITEM 1 (REGISTER OF DEMANDS) AND CHECK NUMBER 65343 ON ITEM 2 (REGISTER OF DEMANDS), AND WITH COUNCIL MEMBER RUGGLES RECUSING FROM CHECK NUMBER 65193 ON ITEM 1 (REGISTER OF DEMANDS). MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

1. CONSIDERATION OF THE REGISTER OF DEMANDS FOR NOVEMBER 24, 2016

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

2. CONSIDERATION OF THE REGISTER OF DEMANDS FOR DECEMBER 22, 2016

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

CONSIDERATION OF RESOLUTION NO. CC 2016-81 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, CALLING FOR THE HOLDING OF AN ALL MAIL BALLOT ELECTION TO BE HELD ON JUNE 6, 2017, FOR THE ELECTION OF CERTAIN CITY COUNCIL MEMBERS, IN ACCORDANCE WITH THE PROVISIONS OF THE STATE LAW, THE CITY’S CHARTER AND THE CITY’S MUNICIPAL CODE

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER RUGGLES TO ADOPT RESOLUTION NO. CC 2016-81. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

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ABSTAIN: COUNCIL MEMBERS: NONE

CONSIDERATION OF RESOLUTION NO. CC 2016-82 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, JUNE 6, 2017

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

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY COUNCIL MEMBER RUGGLES TO ADOPT RESOLUTION NO. CC 2016-82. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF AN ORDINANCE ADOPTING TITLE 33 OF THE LOS ANGELES COUNTY EXISTING BUILDING CODE, INCORPORATING BY REFERENCE THE CALIFORNIA EXISTING BUILDING CODE, WITH LOCAL AMENDMENTS

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

City Attorney Casso stated that Item 7.1 was related to this item and recommended that it also be considered at this time.

CONSIDERATION OF ORDINANCE NO. 799 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF INDUSTRY ADOPTING BY REFERENCE, PURSUANT TO GOVERNMENT CODE SECTION 50022.2, TITLE 33 OF THE LOS ANGELES COUNTY EXISTING BUILDING CODE; INCORPORATING BY REFERENCE THE CALIFORNIA EXISTING BUILDING CODE; AND ADOPTING LOCAL AMENDMENTS THERETO, AND MAKING FINDINGS FOR SAME

MOTION BY COUNCIL MEMBER RUGGLES, AND SECOND BY COUNCIL MEMBER HABER TO (1) WAIVE READING OF ORDINANCE NO. 799 AND READ BY TITLE ONLY; (2) INTRODUCE ORDINANCE NO. 799 – AN ORDINANCE OF THE CITY

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COUNCIL OF THE CITY OF INDUSTRY ADOPTING BY REFERENCE, PURSUANT TO GOVERNMENT CODE SECTION 50022.2, TITLE 33 OF THE LOS ANGELES COUNTY EXISTING BUILDING CODE; INCORPORATION BY REFERENCE THE CALIFORNIA EXISTING BUILDING CODE; AND ADOPTING LOCAL AMENDMENTS THERETO, MAKING FINDINGS FOR SAME; AND (3) SET THE DATE OF JANUARY 12, 2017, TO CONDUCT A PUBLIC HEARING FOR THE ADOPTION OF ORDINANCE NO. 799. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

PUBLIC HEARING TO CONSIDER AN URGENCY ORDINANCE ADOPTING TITLE 33 OF THE LOS ANGELES COUNTY EXISTING BUILDING CODE, INCORPORATING BY REFERENCE THE CALIFORNIA EXISTING BUILDING CODE, WITH AMENDMENTS.

Mayor Radecki opened the public hearing.

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

There were no public comments.

Mayor Radecki closed the public hearing.

CONSIDERATION OF URGENCY ORDINANCE NO. 800 – AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF INDUSTRY ADOPTING BY REFERENCE, PURSUANT TO GOVERNMENT CODE SECTION 50022.2, TITLE 33 OF THE LOS ANGELES COUNTY EXISTING BUILDING CODE; INCORPORATING BY REFERENCE THE CALIFORNIA EXISTING BUILDING CODE; AND ADOPTING LOCAL AMENDMENTS THERETO, AND MAKING FINDINGS FOR SAME, AND DECLARING THE URGENCY THEREOF

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER HABER TO (1) OPEN THE PUBLIC HEARING AND TAKE PUBLIC TESTIMONY; (2) CLOSE THE PUBLIC HEARING; (3) READ URGENCY ORDINANCE NO. 800-U BY TITLE ONLY; AND (4) ADOPT URGENCY ORDINANCE NO. 800-U. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

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NOES: COUNCIL MEMBERS: NONE
ABSENT: COUNCIL MEMBERS: CRUZ
ABSTAIN: COUNCIL MEMBERS: NONE

CONSIDERATION OF RESOLUTION NO. CC 2016-83 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, ACCEPTING DEDICATION OF RIGHT-OF-WAY AS SHOWN ON PARCEL MAP NO. 347, FOR THE PROPERTY LOCATED AT 825 AJAX AVENUE, CITY OF INDUSTRY, CALIFORNIA, FROM BP INDUSTRY AJAX, LLC

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

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER HABER TO ADOPT RESOLUTION NO. CC 2016-83. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF A BAILMENT AGREEMENT WITH THE COUNTY OF LOS ANGELES FOR THE USE OF VEHICLES BY THE LOS ANGELES COUNTY SHERIFF'S DEPARTMENT.

Director of Development Services and Administration Gonzalez presented a staff report to the City Council and responded to questions. Discussion was held and this item was continued to the January 12, 2017 City Council Meeting.

CONSIDERATION OF A FUNDING AGREEMENT BETWEEN THE CITY AND LOS ANGELES COUNTY METROPOLITAN AUTHORITY FOR THE WESTBOUND GRAND AVENUE OFF-RAMP TO SR-60 FREEWAY PROJECT

Director of Development Services and Administration Gonzalez presented a staff report and responded to questions.

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

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

CONSIDERATION OF AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT FOR MICHAEL BAKER INTERNATIONAL, INC., FOR PLANNING SUPPORT AND CONSULTING SERVICES IN AN AMOUNT OF \$180,000.00 FOR A TOTAL AGREEMENT AMOUNT NOT-TO-EXCEED \$500,000.00, FROM FEBRUARY 23, 2016 TO FEBRUARY 23, 2017

Director of Development Services and Administration Gonzalez presented a staff report and responded to questions.

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY COUNCIL MEMBER RUGGLES TO APPROVE THE AMENDMENT. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF THE REQUEST FOR PROPOSALS FOR LED LIGHTING AND T-BAR CEILING TILE REPLACEMENT AT THE CITY HALL BUILDING LOCATED AT 15625 EAST STAFFORD STREET, AND CONSIDERATION OF A CONSTRUCTION SERVICES AGREEMENT WITH JEFF J. POLICH, INC., DBA ALL AMERICAN ELECTRIC, IN AN AMOUNT NOT-TO-EXCEED \$79,500.00

Director of Development Services and Administration Gonzalez presented a staff report and responded to questions.

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

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

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CONSIDERATION OF CHANGE ORDER NOS. 1, 2, 3, AND 4 SUBMITTED BY SULLY MILLER CONTRACTING COMPANY FOR \$21,109.13 FOR ADDITIONAL WORK INCURRED DUE TO UNFORESEEN OR DIFFERENT SITE CONDITIONS, ITEMS OF WORK NOT IDENTIFIED IN THE CONTRACT SPECIFICATIONS, NOR THE PROJECT PLANS, INCLUDING REIMBURSEMENT OF PERMIT FEES IN CONJUNCTION WITH VALLEY BOULEVARD RECONSTRUCTION WITH PCC PAVEMENT FROM TURNBULL CANYON ROAD TO HACIENDA BOULEVARD, CONTRACT NO. CITY-1421

City Engineer Calvillo presented a staff report.

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

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

CITY COUNCIL COMMITTEE REPORTS

There were none.

AB1234 REPORTS

There were none.

CITY COUNCIL COMMUNICATIONS

Mayor Radecki thanked all of the City staff and consultants for all of their hard work and wished everyone a Merry Christmas.

CLOSED SESSION

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

- 11.1 CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8

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Property: Tres Hermanos Property – APN: 8701-021-271, 8701-022-270, and 8701-022-273 (Los Angeles County), 1000-011-19, 1000-011-20, 1000-011-21, and 1000-011-22, 1000-021-13, 1000-021-14, 1000-031-14, and 1000-031-15 (San Bernardino County)

City Negotiators: Paul J. Philips, City Manager and James M. Casso, City Attorney

Negotiating Party: Paul J. Philips, Executive Director
James M. Casso, Agency Legal Counsel

Under Negotiation: Price and Terms of Payment

11.2 CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8

Property: Larrache Land Company (Homes)
APN: 8208-023-057

City Negotiators: Paul J. Philips, City Manager and James M. Casso, City Attorney

Negotiating Party: Larrache Land Company

Under Negotiation: Price and Terms of Payment

11.3 CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8

Property: Larrache Land Company (Storage Yard)
APN: 8208-023-052

City Negotiators: Paul J. Philips, City Manager and James M. Casso, City Attorney

Negotiating Party: Larrache Land Company

Under Negotiation: Price and Terms of Payment

There were no public comments on the Closed Session item.

Mayor Radecki recessed the meeting into Closed Session at 9:36 a.m.

RECONVENE CITY COUNCIL MEETING

Mayor Radecki reconvened the meeting at 10:05 a.m. All members of the City Council were present, except for Council Member Cruz who was absent.


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City Attorney Casso reported out of Closed Session.

With regard to Closed Session items 11.1, 11.2, and 11.3, the City Council provided direction to the City Manager and City Attorney, no final action was taken, and nothing further to report.

ADJOURNMENT

There being no further business, the City Council adjourned at 10:06 a.m.



MARK D. RADECKI
MAYOR



DIANE M. SCHLICHTING
CHIEF DEPUTY CITY CLERK