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CITY COUNCIL REGULAR AND SPECIAL MEETING MINUTES  
CITY OF INDUSTRY, CALIFORNIA  
JANUARY 14, 2016  
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**CALL TO ORDER**

The Regular and Special Meetings of the City Council of the City of Industry, California, was called to order by Mayor Mark D. Radecki at 9:05 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 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; John Ballas, City Engineer; and Brian James, Planning Director.

**PUBLIC COMMENTS**

There were no public comments.

**CONSENT CALENDAR**

Mayor Radecki recused himself from check number 63323 for item 2 (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.

Mayor Pro Tem Moss recused herself from check number 63180 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 Cruz recused himself from check number 63323 for item 2 (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.

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Council Member Ruggles recused himself from check number 63192 for item 1 (Register of Demands) and check number 63294 for item 2 (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 63180 ON ITEM 2 (REGISTER OF DEMANDS), WITH MAYOR RADECKI AND COUNCIL MEMBER CRUZ RECUSING FROM CHECK NUMBER 63323 ON ITEM 2 (REGISTER OF DEMANDS), AND COUNCIL MEMBER RUGGLES RECUSING FROM CHECK NUMBER 63192 ON ITEM 1 (REGISTER OF DEMANDS), AND CHECK NUMBER 63294 ON ITEM 2 (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 FOR DECEMBER 24, 2015**

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

**2. CONSIDERATION OF REGISTER OF DEMANDS FOR JANUARY 14, 2016**

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

**3. CONSIDERATION OF THE STATEMENT OF INVESTMENT POLICY**

APPROVED AS SUBMITTED.

**4. CONSIDERATION OF A WORK AUTHORIZATION, UNDER CONSULTANT CONTRACT NO. 1-KIMLEY 13-01, IN THE AMOUNT OF \$13,000.00, FOR KIMLEY-HORN TO CONDUCT A TRAFFIC ANALYSIS AND PREPARE**

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**TRAFFIC DESIGN PLANS AT THE INTESECTION OF GALE AVENUE AND  
STONER CREEK ROAD**

APPROVED THE WORK AUTHORIZATION.

5. **CONSIDERATION OF RESOLUTION NO. CC 2015-38 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, APPROVING A PURCHASE AGREEMENT BETWEEN THE CITY OF INDUSTRY AND CT CHESTNUT LLC, FOR THE PROPERTY LOCATED AT 948 S. AZUSA AVENUE, CITY OF INDUSTRY, CALIFORNIA AND ADOPTING THE NOTICE OF EXEMPTION REGARDING SAME**

EXTENDED THE CONSIDERATION OF RESOLUTION NO. CC 2015-38 TO THE NEXT REGULAR SCHEDULED MEETING.

**PUBLIC HEARING REGARDING ZONE AMENDMENT 15-3 TO AMEND CHAPTERS 13.18 AND 17.36 OF THE MUNICIPAL CODE AND THE WATER EFFICIENT LANDSCAPE GUIDELINES TO BE CONSISTENT WITH THE STATE'S NEW WATER EFFICIENT LANDSCAPE REQUIREMENTS**

Mayor Radecki opened the public hearing.

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

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 ORDINANCE NO. 793 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF INDUSTRY REPEALING CHAPTER 13.18 (WATER EFFICIENT LANDSCAPES) OF TITLE 13 (WATER AND SEWERS) OF THE CITY OF INDUSTRY MUNICIPAL CODE AND ADDING A REVISED CHAPTER 13.18; AMENDING SECTION 17.36.080 A.3 (STANDARD CONDITIONS OF APPROVAL) OF CHAPTER 17.36 (DESIGN REVIEW) OF TITLE 17 (ZONING) AND ADOPTING A NOTICE OF EXEMPTION REGARDING SAME (FIRST READING)**

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER HABER TO WAIVE FURTHER READING, AND INTRODUCE ORDINANCE NO. 793.

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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 RESOLUTION NO. CC 2016-01 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, RESCINDING RESOLUTION NO. 2299, AND ADOPTING UPDATED WATER EFFICIENT LANDSCAPE GUIDELINES AND NOTICE OF EXEMPTION REGARDING**

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY MAYOR PRO TEM MOSS TO ADOPT RESOLUTION NO. CC 2016-01. 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

**PUBLIC HEARING REGARDING THE INTENT TO VACATE FIVE PUBLIC SERVICE EASEMENTS LOCATED ON ASSESSOR PARCEL NUMBERS 8264-020-050, 8264-020-051, AND 8264-020-052 (ALSO KNOWN AS 18639 RAILROAD STREET) WITHIN THE CITY OF INDUSTRY**

Mayor Radecki opened the public hearing.

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

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 RESOLUTION NO. CC 2016-02 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY VACATING FIVE PUBLIC SERVICE EASEMENTS LOCATED ON ASSESSOR PARCEL NUMBERS 8264-020-050, 8264-**

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**020-051, and 8264-020-052 (ALSO KNOWN AS 18639 RAILROAD STREET) WITHIN THE CITY OF INDUSTRY**

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY COUNCIL MEMBER RUGGLES TO ADOPT RESOLUTION NO. CC 2016-02. 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 AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF INDUSTRY AND WASTE SYSTEMS TECHNOLOGY FOR COMPLIANCE WITH THE INTEGRATED WASTE MANAGEMENT ACT AND REQUIREMENTS FOR CONSTRUCTION WASTE DIVERSION, COMMERCIAL RECYCLING, AND ORGANIC WASTE RECYCLING, AND THE PROVISION OF TECHNICAL ASSISTANCE**

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

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER CRUZ TO APPROVE THE AMENDMENT. 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 THE ISSUANCE OF AN ENCROACHMENT PERMIT TO SOUTHERN CALIFORNIA EDISON FOR THE CLOSURE OF THE EASTBOUND CURB LANE ON GALE AVENUE JUST EAST OF AZUSA AVENUE FOR A MAXIMUM OF FOUR WEEKS TO REPLACE AN ELECTRICAL VAULT**

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

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER HABER TO RECEIVE AND FILE. MOTION CARRIED 5-0, BY THE FOLLOWING

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VOTE:

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

**CONSIDERATION OF RESOLUTION NO. CC 2016-03 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, CONFIRMING THE CONTINUED EXISTENCE OF AN EMERGENCY CONDITION AT THE FOLLOWS CAMP PROPERTY AND DECLARING THAT THE PUBLIC INTEREST AND NECESSITY REQUIRE CERTAIN WORK TO BE PERFORMED WITHOUT COMPETITIVE BIDDING PURSUANT TO CALIFORNIA PUBLIC CONTRACT CODE SECTION 22050 AND SECTION 3.52.110 OF THE CITY’S MUNICIPAL CODE**

Director of Administrative Services Gonzalez provided an update to the City Council on the progress of the Follows Camp property.

MOTION BY COUNCIL MEMBER RUGGLES, AND SECOND BY MAYOR PRO TEM MOSS TO ADOPT RESOLUTION NO. CC 2016-03. 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

**CITY COUNCIL COMMITTEE REPORTS**

There were none.

**AB1234 REPORTS**

There were none.

**CITY COUNCIL COMMUNICATIONS**

Mayor Radecki reported he, Mayor Pro Tem Moss, and Council Member Cruz along with City Manager Philips traveled to Sacramento to meet with state legislators. Mayor Radecki indicated it was a very productive and informative trip.

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Mayor Pro Tem Moss thanked the California Contract Cities Association for hosting the event.

Mayor Pro Tem Moss read an email received by Lieutenant John Gannon of the Los Angeles County Sheriff's Department regarding the new program of specialized training on mental health and autism awareness.

Lieutenant John Gannon addressed the City Council with regard to the new training program, and responded to questions from Members of the City Council.

**CLOSED SESSION**

Deputy City Clerk Dunlap announced there was a need for Closed Session under the Regular Meeting 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.

Deputy City Clerk announced there was a need for Closed Session under the Special Meeting as follows:

- A. Conference with real property negotiators pursuant to Government Code Section 54956.8
  - Property: 800 Acres of Upper Tonner Canyon Property, located in the Firestone Scout Reservation
  - City Negotiators: Paul J. Philips, City Manager and James M. Casso, City Attorney
  - Negotiating Party: Boy Scouts of America, Los Angeles Area Council
  - Under Negotiation: Price and Terms of Payment

There were no public comments on the Closed Session items.

Mayor Radecki recessed the Regular and Special Meetings into Closed Session at 9:22 a.m.

**RECONVENE CITY COUNCIL MEETINGS**

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Mayor Radecki reconvened the Regular and Special Meetings at 11:06 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 the Special Meeting Closed Session item A, with a 5-0 vote, the City Council provided direction to the City Manager and City Attorney, and took no reportable action.

With regard to the Regular Meeting Closed Session item A, Case One and Two, City Attorney Casso reported that Council Member Haber was not present, nor participated in the discussion, and he departed Closed Session at 10:20 a.m.

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

With regard to the Regular Meeting Closed Session item A, Case Two, with a 3-0 vote, and 1 abstention by Council Member Ruggles, the City Council provided direction to the City Manager and City Attorney, and took no reportable action.

#### **ADJOURNMENT**

There being no further business, the City Council adjourned at 11:08 a.m.

#### **RECONVENE CITY COUNCIL MEETINGS**

Mayor Radecki reconvened the Regular and Special Meetings at 11:09 a.m. All members of the City Council were present, except for Council Member Haber who was absent.

#### **CONSIDERATION OF A PURCHASE AND SALE AGREEMENT BETWEEN THE CITY OF INDUSTRY AND THE BOYS SCOUT OF AMERICA, LOS ANGELES AREA COUNCIL FOR REAL PROPERTY COMMONLY KNOWN AS THE UPPER TONNER CANYON 800 ACRES**

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

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



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

**ADJOURNMENT**

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



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MARK D. RADECKI  
MAYOR



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CECELIA DUNLAP  
DEPUTY CITY CLERK