
CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
OCTOBER 25, 2018
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 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 Radecki

ROLL CALL

PRESENT: Mark Radecki, Mayor
Cory Moss, Mayor Pro Tem
Abraham Cruz, Council Member
Catherine Marcucci, Council Member
Newell W. Ruggles, Council Member

STAFF PRESENT: Troy Helling, Acting City Manager; Bing Hyun, Assistant City Manager; Jamie M. Casso, City Attorney; Josh Nelson, Contract City Engineer; and Julie Gutierrez-Robles, Deputy City Clerk.

PUBLIC COMMENTS

There were none.

CONSENT CALENDAR

Council Member Ruggles recused himself from check number 69856 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 CRUZ, AND SECOND BY COUNCIL MEMBER MARCUCCI THAT THE RECOMMENDATIONS BE ACCEPTED FOR THE REMAINING ITEMS LISTED ON THE CONSENT CALENDAR, WITH COUNCIL MEMBER RUGGLES RECUSING FROM CHECK NUMBER 69856 ON ITEM 1 (REGISTER OF DEMANDS). MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
OCTOBER 25, 2018
PAGE 2

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

1. CONSIDERATION OF THE REGISTER OF DEMANDS FOR OCTOBER 25, 2018

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

2. CONSIDERATION OF THE MINUTES OF APRIL 12, 2018 REGULAR MEETING, MAY 25, 2018 SPECIAL MEETING AND OCTOBER 11, 2018 SPECIAL MEETING

APPROVED AS SUBMITTED.

CONSIDERATION OF DEVELOPMENT PLAN NO. 17-06, FOR THE CONSTRUCTION OF A 14,545 SQUARE-FOOT ADDITION TO AN EXISTING INDUSTRIAL DEVELOPMENT LOCATED AT 13031 TEMPLE AVENUE, AND MITIGATED NEGATIVE DECLARATION

CONSIDERATION OF RESOLUTION NO. CC 2018-46 – 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. 17-6 TO ALLOW THE CONSTRUCTION OF A 14,545 SQUARE-FOOT BUILDING ADDITION TO AN EXISTING INDUSTRIAL DEVELOPMENT LOCATED AT 13031 TEMPLE AVENUE IN THE CITY OF INDUSTRY, WITHIN THE “M” INDUSTRIAL ZONE, AND MAKING FINDINGS IN SUPPORT THEREOF

Contract Assistant Planner II, Nathalie Vasquez presented a staff report to the Council Members.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER MARCUCCI TO ADOPT RESOLUTION CC 2018-46. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
OCTOBER 25, 2018
PAGE 3

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

NOES: COUNCIL MEMBERS: NONE

ABSENT: COUNCIL MEMBERS: NONE

ABSTAIN: COUNCIL MEMBERS: NONE

CONSIDERATION OF RESOLUTION NO. CC 2018-47 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING DEVELOPMENT PLAN NO. 17-6 FOR THE CONSTRUCTION OF A 14,545 SQUARE-FOOT ADDITION TO AN EXISTING INDUSTRIAL DEVELOPMENT, LOCATED AT 13031 TEMPLE AVENUE IN THE CITY OF INDUSTRY, CALIFORNIA

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY MAYOR PRO TEM MOSS TO ADOPT RESOLUTION CC 2018-47. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

NOES: COUNCIL MEMBERS: NONE

ABSENT: COUNCIL MEMBERS: NONE

ABSTAIN: COUNCIL MEMBERS: NONE

CONSIDERATION OF RESOLUTION NO. CC 2018-48 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA APPROVING A DONATION IN THE AMOUNT OF \$10,000.00 TO THE BOY SCOUTS OF AMERICA FOR THE 2018 GOOD CHARACTER GALA

Acting City Manager Helling provided a presentation to the Counsel.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER MARCUCCI TO ADOPT RESOLUTION CC 2018-48. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

NOES: COUNCIL MEMBERS: NONE

ABSENT: COUNCIL MEMBERS: NONE

ABSTAIN: COUNCIL MEMBERS: NONE

CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
OCTOBER 25, 2018
PAGE 4

CONSIDERATION OF RESOLUTION NO. CC 2018-49 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA APPROVING A DONATION IN THE AMOUNT OF \$10,000 TO THE CITY OF HOPE TO HELP FIGHT AND PROVIDE SERVICES FOR WOMEN THAT ARE FIGHTING BREAST CANCER

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER MARCUCCI TO ADOPT RESOLUTION CC 2018-49. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF RESOLUTION NO. CC 2018-50 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA RATIFYING A DONATION TO THE VETERANS BENEFIT TEAM ROPING FOUNDATION IN THE AMOUNT OF \$40,000 FOR THE YEARS 2016, 2017 AND 2018

Acting City Manager Helling provided an update and answered questions to the Counsel.

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER MARCUCCI TO ADOPT RESOLUTION CC 2018-50. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF RESOLUTION NO. CC 2018-51 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, RESCINDING RESOLUTION NO. CC 2018-39 AND ADOPTING A SALARY RANGE SCHEDULE FOR CITY EMPLOYEES AND CITY ELECTED OFFICIALS FOR FISCAL YEAR 2018-2019

CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
OCTOBER 25, 2018
PAGE 5

Assistant City Manager Hyun provided an update to the Council. This resolution reflects a change to the City Manager's salary and modifies the title of Planning & Safety Manager to Development & Administrative Services Manager.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER MARCUCCI TO ADOPT RESOLUTION CC 2018-51. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

NOES: COUNCIL MEMBERS: NONE

ABSENT: COUNCIL MEMBERS: NONE

ABSTAIN: COUNCIL MEMBERS: NONE

**CONSIDERATION OF A LICENSE AGREEMENT WITH R C FOSTER CORPORATION,
FOR ASSESSOR'S PARCEL NO. 8208-025-937 LOCATED AT 15555 E. STAFFORD
STREET, FOR USE AS A TEMPORARY STAGING AREA FOR CONSTRUCTION
ACTIVITIES FOR THE PUENTE VALLEY OPERABLE UNIT TREATMENT PLANT
PROJECT**

A staff report was provided by Assistant Manager Hyun and questions were answered to the Counsel.

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER MARCUCCI TO APPROVE THE AGREEMENT. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

NOES: COUNCIL MEMBERS: NONE

ABSENT: COUNCIL MEMBERS: NONE

ABSTAIN: COUNCIL MEMBERS: NONE

**CONSIDERATION OF A PROP A ASSIGNMENT AGREEMENT WITH THE CITY OF
LA VERNE IN THE AMOUNT OF \$203,500 TO BE ALLOCATED FROM THE CITY'S
GENERAL FUND**

Contract City Engineer Nelson proved a staff report to the Counsel.

CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
OCTOBER 25, 2018
PAGE 6

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER MARCUCCI TO APPROVE THE AGREEMENT. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF THE FIRST AMENDED AND RESTATED CITY MANAGER EMPLOYMENT AGREEMENT BETWEEN THE CITY AND TROY HELLING

Staff report was provided by City Attorney Casso indicating a formal agreement naming Troy Helling as City Manager and removing the word "acting" from his current title. The agreement is effective today and will be in place until December 1, 2021.

Mayor Pro Tem Moss, Council Member Ruggles, family members and the audience congratulated Troy Helling for this accomplishment.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER MARCUCCI TO APPROVE THE AGREEMENT. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF A LAND MOBILE RADIO ("LMR") SITE ACCESS AGREEMENT THE LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY FOR THE PROPERTY LOCATED AT 2000 TONER CANYON ROAD FOR A NEW MONOPOLE AND ASSOCIATED EQUIPMENT

City Attorney Casso made mention that as of yesterday LA-RICS brought up a few possible changes to the agreement, regarding CEQA and a few other minor issues. We would like the liberty to make these changes if needed, and if they are significant we would bring back to the board.

CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
OCTOBER 25, 2018
PAGE 7

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER MARCUCCI TO APPROVE THE AGREEMENT. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS: CRUZ, MARCUCCI, 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

Board Member Ruggles mentioned the Halloween Festival at the Sheriff's Department this coming Saturday night. It will be a family event and everyone is welcome to come. The City Manager donated candy for this event.

CLOSED SESSION

Deputy City Clerk Gutierrez-Robles announced there was a need for 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 potential case

- 10.2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Case: Skyscraper Brewing Company, Inc. v. Successor Agency to the Industry Urban-Development Agency, City of Industry, *et al.*
Superior Court of California, County of Los Angeles Pomona Courthouse South
Case No. KC068505

CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
OCTOBER 25, 2018
PAGE 8

- 10.3 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Case: San Gabriel Valley Water and Power, LLC v. City of Industry, *et al.*
Superior Court of California, County of Los Angeles
Case No. BS174700

There were no public comments on the Closed Session items.

Mayor Radecki recessed the meeting into Closed Session at 9:28 a.m.

RECONVENE CITY COUNCIL MEETING

Mayor Radecki reconvened the meeting at 10:13 a.m. All members of the City Council were present.

City Attorney Casso reported out of Closed Session.

With regard to Closed Session item 10.1, and 10.3 direction was given to the City Attorney's office and no reportable action was taken.


In regards to item 10.2, this item is settled, all claims will be waived, and full and final releases will be made across the board. A payment of \$500,000.00 will be paid to the Plaintiffs.

ADJOURNMENT

There being no further business, the City Council adjourned at 10:15 a.m.



JULIE GUTIERREZ-ROBLES
DEPUTY CITY CLERK



MARK D. RADECKI
MAYOR