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CITY COUNCIL REGULAR MEETING MINUTES  
CITY OF INDUSTRY, CALIFORNIA  
JANUARY 12, 2017  
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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 9:01 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; Bianca Sparks, Assistant City Attorney, Diane M. Schlichting, Chief Deputy City Clerk; and Joshua Nelson, Deputy City Engineer.

**PUBLIC COMMENTS**

Mayor Radecki stated that there was a special guest in the audience, and introduced Mayor Ray Marquez with the City of Chino Hills.

**CONSENT CALENDAR**

Mayor Pro Tem Moss recused herself from check number 65437 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 65448 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 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 NUMBERS 65437 ON ITEM 1 (REGISTER OF DEMANDS), AND WITH COUNCIL MEMBER RUGGLES RECUSING FROM CHECK NUMBER 65448 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 JANUARY 12, 2017**

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

**CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY AND MARTIN & CHAPMAN CO., TO PROVIDE ELECTION SERVICES AND SUPPLIES FOR THE JUNE 6, 2017 ELECTION IN AN AMOUNT NOT-TO-EXCEED \$18,500.00**

City Manager Philips provided a staff report to the City Council and responded to questions. City Manager Philips confirmed that a new post office box would be acquired for the delivery of the ballots.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER RUGGLES 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

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**DISCUSSION AND APPOINTMENT OF ONE (1) CITY REPRESENTATIVE TO SERVE ON THE CIVIC-RECREATIONAL-INDUSTRIAL AUTHORITY**

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER CRUZ TO APPOINT MR. DANNY MOLINA TO SERVE ON THE CIVIC-RECREATIONAL AUTHORITY BOARD. 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

**UPDATE REGARDING THE VALLEY BOULEVARD RECONSTRUCTION PAVEMENT SUBGRADE PROJECT, CONTRACT NO. CITY-1421**

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

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER RUGGLES TO RECEIVE AND FILE THE REPORT. 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 TO REJECT BIDS RECEIVED FOR THE INDUSTRY BUSINESS CENTER EAST SIDE STREETLIGHT AND CABLING PLAN**

Mayor Radecki confirmed that this was the same item that was on the Industry Public Utilities Commission agenda.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER CRUZ TO REJECT ALL 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 TO AUTHORIZE THE PUBLIC UTILITIES DIRECTOR TO PROCURE RESOURCE ADEQUACY CAPACITY PRODUCTS ON BEHALF OF THE CITY OF INDUSTRY IN AN AMOUNT NOT-TO-EXCEED \$250,000.00**

Mayor Radecki confirmed that this was the same item that was on the Industry Public Utilities Commission agenda.

MOTION BY COUNCIL MEMBER RUGGLES, AND SECOND BY MAYOR PRO TEM MOSS TO AUTHORIZE THE PUBLIC UTILITIES DIRECTOR TO PROCURE RESOURCE ADEQUACY CAPACITY PRODUCTS. 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 TO CONSIDER ORDINANCE NO. 799 ADOPTING TITLE 33 OF THE LOS ANGELES COUNTY EXISTING BUILDING CODE, INCORPORATING BY REFERENCE THE CALIFORNIA EXISTING BUILDING CODE, WITH LOCAL 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 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 MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER RUGGLES TO WAIVE FURTHER READING AND ADOPT ORDINANCE NO. 799. MOTION CARRIED 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

**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 Closed Session as follows:

- 11.1 CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION  
Initiation of litigation pursuant to Government Code Section 54956.9(d)(4):  
One Case
- 11.2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Pursuant to Government Code Section 54956.9(d)(1), City of Industry v.  
ZEREP Management Corporation, et al., Case No. BC 583096  
Los Angeles County Superior Court
- 11.3 CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Pursuant to Government Code Section 54956.8

Property: Industry Business Center, Diamond Bar Creek Area  
(portions of APNs 8719-007-921, 8719-007-930,  
8719-009-905, and 8719-009-908)

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

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Negotiating Party: Successor Agency to the Industry Urban-  
Development Agency  
Paul J. Philips, Executive Director and  
James M. Casso, Agency Legal Counsel  
Under Negotiation: Price and Terms of Payment

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

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: Successor Agency to the Industry Urban-  
Development Agency  
Paul J. Philips, Executive Director and  
James M. Casso, Agency Legal Counsel  
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 9:28 a.m.

**RECONVENE CITY COUNCIL MEETING**

Mayor Radecki reconvened the meeting at 10:04 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 Nos. 11.1 and 11.2, the City Council provided direction to the City Negotiators, no final action was taken, and nothing further to report.


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**ADJOURNMENT**

There being no further business, the City Council adjourned at 10:22 a.m.



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DIANE M. SCHLICHTING  
CHIEF DEPUTY CITY CLERK



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MARK D. RADECKI  
MAYOR