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SUCCESSOR AGENCY TO THE INDUSTRY URBAN-DEVELOPMENT AGENCY  
REGULAR MEETING MINUTES  
CITY OF INDUSTRY, CALIFORNIA  
AUGUST 23, 2018  
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**CALL TO ORDER**

The Regular Meeting of the Successor Agency to the Industry Urban-Development Agency was called to order by Chairman Radecki at 8:30 a.m. in the City of Industry Council Chamber, 15651 East Stafford Street, California.

**FLAG SALUTE**

The flag salute was led by Chairman Radecki.

**ROLL CALL**

PRESENT: Mark Radecki, Chairman  
Cory Moss, Vice Chair  
Abraham Cruz, Board Member  
Catherine Marcucci, Board Member  
Newell Ruggles, Board Member

STAFF PRESENT: Troy Helling, Acting Executive Director; Bing Hyun, Assistant City Manager; Jamie M. Casso, Legal Counsel; Agency City Engineer, Josh Nelson; and Julie Robles, Assistant Secretary.

**PUBLIC COMMENTS**

There were no public comments.

**BOARD MATTERS**

**CONSIDERATION OF CHANGE ORDER NO. 17 AND NOTICE OF COMPLETION FOR INDUSTRY BUSINESS CENTER, PHASE 2 MASS GRADING, MIDDLE WEST SIDE WITH SUKUT CONSTRUCTION, LLC, (CONTRACT NO. IBC-0381R)**

Agency City Engineer Nelson provided a report regarding Change Order #17, and an overview of the Notice of Completion. Agency City Engineer Nelson was available to answer any questions.

MOTION BY VICE CHAIR MOSS, AND SECOND BY BOARD MEMBER MARCUCCI, TO APPROVE CHANGE ORDER NO. 17, AUTHORIZE THE CHAIRMAN TO EXECUTE

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THE CHANGE ORDER, APPROVE THE NOTICE OF COMPLETION AND AUTHORIZE THE AGENCY ENGINEER TO EXECUTE AND THE AGENCY SECRETARY TO FILE SAME. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

AYES:	BOARD MEMBERS:	CRUZ, MARCUCCI, RUGGLES, VC/MOSS, C/RADECKI
NOES:	BOARD MEMBERS:	NONE
ABSENT:	BOARD MEMBERS:	NONE
ABSTAIN:	BOARD MEMBERS:	NONE

**CONSIDERATION OF AMENDMENT NO. 1 TO THE BAKER PARKWAY SLOPE LANDSCAPE MAINTENANCE AGREEMENT, CONTRACT NO. GCD-0382, AND CHANGE ORDER NO. 8, SUBMITTED BY BRIGHTVIEW (FORMERLY MARINA LANDSCAPE MAINTENANCE, INC.), AND APPROPRIATE \$626,400.00 FOR AN EXTENSION OF THE MAINTENANCE PERIOD THROUGH AUGUST 31, 2020**

Agency City Engineer Nelson provided a staff report and was available to answer any questions.

MOTION BY VICE CHAIR MOSS, AND SECOND BY BOARD MEMBER RUGGLES, TO APPROVE AMENDMENT NO. 1 AND CHANGE ORDER NO. 8, AND AUTHORIZE THE CHAIRMAN TO EXECUTE THE AMENDMENT AND CHANGE ORDER. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

AYES:	BOARD MEMBERS:	CRUZ, MARCUCCI, RUGGLES, VC/MOSS, C/RADECKI
NOES:	BOARD MEMBERS:	NONE
ABSENT:	BOARD MEMBERS:	NONE
ABSTAIN:	BOARD MEMBERS:	NONE

**CONSIDERATION OF AMENDMENT NO. 1 TO THE AGREEMENT FOR CONSULTING SERVICES WITH BUTSKO UTILITY DESIGN, INC., IN THE AMOUNT OF \$410,000.00 FOR A TOTAL AGREEMENT AMOUNT NOT TO EXCEED \$2,381,600.00 THROUGH DECEMBER 31, 2020**

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Agency City Engineer Nelson provided a staff report and was available to answer any questions.

MOTION BY BOARD MEMBER MARCUCCI, AND SECOND BY BOARD MEMBER CRUZ, TO APPROVE AMENDMENT NO. 1. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

AYES:	BOARD MEMBERS:	CRUZ, MARCUCCI, RUGGLES, VC/MOSS, C/RADECKI
NOES:	BOARD MEMBERS:	NONE
ABSENT:	BOARD MEMBERS:	NONE
ABSTAIN:	BOARD MEMBERS:	NONE

**CLOSED SESSION**

Assistant Secretary Robles announced there was a need for Closed Session as follows:

- 6.1 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Pursuant to Government Code Section 54956.9(d)(1)  
Case: City of Diamond Bar v. Oversight Board of the Successor Agency to the Industry Urban-Development Agency; Successor Agency to the Industry Urban-Development Agency; et al.  
Superior Court of California, County of Sacramento  
Case No. 34-2017-80002718-CU-WM-GDS
  
- 6.2 CONFERENCE WITH LEGAL COUNSEL -- EXISTING LITIGATION  
Pursuant to Government Code Section 54956.9(d)(1)  
Case: City of Chino Hills v. Oversight Board of the Successor Agency to the Industry Urban-Development Agency; Successor Agency to the Industry Urban-Development Agency; et al.  
Superior Court of California, County of Sacramento  
Case No. 34-2017-80002719-CU-WM-GDS
  
- 6.3 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Pursuant to Government Code Section 54956.9(d)(1)  
Case: City of Diamond Bar v. City of Industry, City of Industry City Council; Successor Agency to the Industry Urban-Development Agency; Board of

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Directors of the Successor Agency to the Industry Urban-Development Agency; Oversight Board of the Successor Agency to the Industry Urban-Development Agency; et al.  
Superior Court of California, County of Los Angeles  
Case No. BS171295

- 6.4 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Pursuant to Government Code Section 54956.9(d)(1)  
Case: City of Chino Hills v. City of Industry, City of Industry City Council; Successor Agency to the Industry Urban-Development Agency; Board of Directors of the Successor Agency to the Industry Urban-Development Agency; Oversight Board of the Successor Agency to the Industry Urban-Development Agency; et al.  
Superior Court of California, County of Los Angeles  
Case No. BS171398
- 6.5 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Pursuant to Government Code Section 54956.9(d)(1)  
Case: City of Diamond Bar v. City of Industry; Successor Agency to the Industry Urban-Development Agency; Oversight Board of the Successor Agency to the Industry Urban-Development Agency; et al.  
Superior Court of California, County of Los Angeles  
Case No. BS173224
- 6.6 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Pursuant to Government Code Section 54956.9(d)(1)  
Case: City of Chino Hills v. City of Industry, et al.  
Superior Court of California, County of Los Angeles  
Case No. BS172995

There were no public comments on the Closed Session item.

Chairman Radecki recessed the meeting into Closed Session at 8:41 a.m.

**RECONVENE CITY COUNCIL MEETING**

Chairman Radecki reconvened the meeting at 11:29 a.m. All members of the City Council were present.

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City Attorney Casso reported out of Closed Session.

With regard to Closed Session items 6.1, 6.2, 6.3, 6.4, 6.5, and 6.6, direction was given to the City Attorney, and no further action was taken.

**ADJOURNMENT**

There being no further business, the Successor Agency to the Industry Urban-Development Agency adjourned at 11:31 a.m.



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Julie Robles, Assistant Secretary



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Mark D. Radecki, Chairman