
CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
DECEMBER 14, 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 9:00 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
Abraham N. Cruz, Council Member
Catherine Marcucci, Council Member
Newell W. Ruggles, 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; and Troy Helling, Senior Planner.

A presentation was made by Assembly Member Blanca E. Rubio.

A presentation was made by Meghann Kraft, Director of the Theatre and Dance, Workman High School, and Cynthia Parulan-Colfer, Superintendent, Hacienda-La Puente United School District.

PUBLIC COMMENTS

There no public comments.

CONSENT CALENDAR

Mayor Radecki recused himself from check number 67753 for item 1 (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 Cruz recused himself from check number 67753 for item 1 (Register of Demands) because he had a potential or actual financial conflict of interest in that he is employed by Square Root Golf & Landscape.

Council Member Ruggles recused himself from check number 67703 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 MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER CRUZ THAT THE RECOMMENDATIONS BE ACCEPTED FOR THE REMAINING ITEMS LISTED ON THE CONSENT CALENDAR, WITH MAYOR RADECKI AND COUNCIL MEMBER CRUZ BOTH RECUSING THEMSELVES FROM CHECK NUMBER 67753 ON ITEM 1 (REGISTER OF DEMANDS), AND WITH COUNCIL MEMBER RUGGLES RECUSING HIMSELF FROM CHECK NUMBER 67703 ON ITEM 1 (REGISTER OF DEMANDS). 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

1. CONSIDERATION OF REGISTER OF DEMANDS FOR DECEMBER 14, 2017

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

ACTION ITEMS

PRESENTATION AND DISCUSSION REGARDING CAPITAL IMPROVEMENT PROJECTS THROUGHOUT THE CITY OF INDUSTRY

A staff report was presented to the City Council by Senior Program Manager Bill Adams from the Cordoba Corporation.

City Engineer Roberto Ramirez provided a staff report and Senior Program Manager Bill Adams from the Cordoba Corporation provided additional information on the status of projects and made himself available to any questions.

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MOTION BY MAYOR RADECKI, AND SECOND BY MAYOR PRO TEM MOSS TO RECEIVE AND FILE THE REPORT. 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 PROFESSIONAL SERVICES AGREEMENT WITH MUNIENVIRONMENTAL, LLC, FOR ENVIRONMENTAL AND RECYCLING CONSULTING SERVICES, IN AN AMOUNT NOT-TO-EXCEED \$1,000,000.00, FROM DECEMBER 14, 2017 TO DECEMBER 14, 2020

Chief Deputy City Clerk Schlichting announced that she was advised to pull this item for a later meeting. No motion was taken.

CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT WITH HF&H CONSULTANTS, LLC, FOR ENVIRONMENTAL AND RECYCLING CONSULTING SERVICES, IN AN AMOUNT NOT-TO-EXCEED \$1,000,000.00 FROM DECEMBER 14, 2017 TO DECEMBER 14, 2020

Chief Deputy City Clerk Schlichting announced that she was advised to pull this item for a later meeting. No motion was taken.

CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT WITH C & C ENGINEERING, INC., FOR ON-CALL SURVEY AND RIGHT-OF-WAY ENGINEERING SERVICES, IN AN AMOUNT NOT-TO-EXCEED \$150,000.00, FROM DECEMBER 14 2017 TO DECEMBER 8, 2019

A staff report was presented by Director of Development Services and Administration Gonzalez.

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

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

NOES: COUNCIL MEMBERS: NONE

ABSENT: COUNCIL MEMBERS: NONE

ABSTAIN: COUNCIL MEMBERS: NONE

CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT WITH HENKELS & MCCOY, INC., FOR ON-CALL SURVEY AND RIGHT-OF-WAY ENGINEERING SERVICES, IN AN AMOUNT NOT-TO-EXCEED \$150,000.00, FROM DECEMBER 14, 2017 TO DECEMBER 8, 2019

A staff report was presented by Director of Development Services and Administration Gonzalez.

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 PROFESSIONAL SERVICES AGREEMENT WITH PSOMAS FOR ON-CALL SURVEY AND RIGHT-OF-WAY ENGINEERING SERVICES, IN AN AMOUNT NOT-TO-EXCEED \$150,000.00, FROM DECEMBER 14, 2017 TO DECEMBER 8, 2019

A staff report was presented by Director of Development Services and Administration Gonzalez.

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

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

CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT WITH TOWILL, INC., FOR ON-CALL SURVEY AND RIGHT-OF-WAY ENGINEERING SERVICES, IN AN AMOUNT NOT-TO-EXCEED \$150,000.00, FROM DECEMBER 14, 2017 TO DECEMBER 8, 2019

A staff report was presented by Director of Development Services and Administration Gonzalez.

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 AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH JASON ADDISON SMITH CONSULTING SERVICES, INC., FOR CONSTRUCTION MANAGEMENT SERVICES IN AN AMOUNT NOT-TO-EXCEED \$500,000.00, FROM DECEMBER 14, 2017 TO DECEMBER 14, 2018

A staff report was presented by Director of Development Services and Administration Gonzalez.

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY MAYOR RADECKI TO APPROVE AMENDMENT NO. 1. 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

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CONSIDERATION OF AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH CASC ENGINEERING AND CONSULTING INC., FOR CONTRACT NO. 2017-1028, INITIAL STUDY/NEGATIVE DECLARATION OR MITIGATED NEGATIVE DECLARATION FOR 13031 TEMPLE AVENUE, IN AN AMOUNT NOT-TO-EXCEED \$6,300.00

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER MARCUCCI TO APPROVE AGREEMENT NO. 1. 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 AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH CASC ENGINEERING AND CONSULTING, INC., FOR NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEMS CONSULTING SERVICES IN AN AMOUNT NOT-TO-EXCEED \$100,000.00, FROM APRIL 29, 2017 TO DECEMBER 31, 2018

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER RUGGLES TO APPROVE AMENDMENT NO. 1. 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 AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH NOBEL SYSTEMS, INC., FOR GEOGRAPHICAL INFORMATION SYSTEMS SERVICES IN AN AMOUNT NOT-TO-EXCEED \$150,000.00

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER CRUZ TO APPROVE AMENDMENT NO. 1. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF SECOND AMENDMENT TO THE CONFIRMATION FOR SCHEDULING AND SETTLEMENT SERVICES AND DAY AHEAD INDEX ELECTRICITY WITH CALPINE ENERGY SOLUTIONS, LLC, FROM DECEMBER 14, 2017 THROUGH FEBRUARY 28, 2018

Senior Project Manager Lary Atherton provided an update to the Council and was available to answer any questions.

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER RUGGLES TO APPROVE THE SECOND AMENDMENT. 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 AMENDMENT NO. 5 TO THE PROFESSIONAL SERVICES AGREEMENT WITH MUNIENVIRONMENTAL, LLC, FOR WASTE MANAGEMENT COMPLIANCE SERVICES IN AN AMOUNT NOT-TO-EXCEED \$32,540.00, FROM OCTOBER 28, 2017 TO DECEMBER 13, 2017

City Manager Phillips and Director of Development Services and Administration Gonzalez spoke as to the need for this amendment and made themselves available to answer any questions.

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY MAYOR PRO TEM MOSS TO APPROVE AMENDMENT NO. 5. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

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

CONSIDERATION OF THE REQUEST TO PUBLISH AND RECEIVE PROPOSALS, AGREEMENT NO. EU-18-004-E, DESIGN BUILD SERVICES FOR ELECTRIC VEHICLE PAY FOR USE CHARGING STATIONS

Senior Project Manager Lary Atherton from the Cordoba Corporation provided a staff report and was available to answer any questions.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER RUGGLES TO APPROVE RELEASE OF THE RFP. 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

PUBLIC HEARING TO CONSIDER DEVELOPMENT PLAN NO. 17-09 AND CONDITIONAL USE PERMIT (CUP) NO. 17-06 SUBMITTED BY CHIPOTLE MEXICAN GRILL FOR THE CONSTRUCTION OF A NEW 2,161 SQUARE FOOT COMMERCIAL BUILDING WITH A 225 SQUARE FOOT OUTDOOR PATIO AND FOR AN ALCOHOL BEVERAGE CONTROL LICENSE FOR BEER AND WINE FOR ON-SITE CONSUMPTION IN CONJUNCTION WITH A FAST FOOD RESTAURANT AT 15495 VALLEY BOULEVARD IN THE CITY OF INDUSTRY

CONSIDERATION OF RESOLUTION NO. CC 2017-38 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING DEVELOPMENT PLAN NO. 17-9 FOR THE CONSTRUCTION OF A NEW 2,161 SQUARE FOOT COMMERCIAL BUILDING WITH A 225 SQUARE FOOT OUTDOOR PATIO AND CONDITIONAL USE PERMIT NO. 17-6, A REQUEST FOR A NEW ALCOHOL BEVERAGE CONTROL LICENSE FOR BEER AND WINE FOR ON-SITE CONSUMPTION IN CONJUNCTION WITH A FAST FOOD RESTAURANT WITHIN AN EXISTING SHOPPING CENTER AT THE PROPERTY LOCATED 15495 EAST VALLEY BOULEVARD IN THE CITY OF INDUSTRY, CALIFORNIA, AND NOTICE OF EXEMPTION REGARDING SAME

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Consultant Associate Planner Dini Lomeli provided a presentation and was available to answer any questions.

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY MAYOR PRO TEM MOSS TO ADOPT RESOLUTION NO. CC 2017-38. 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 REPORT

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:

- 13.1 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2):
Two Cases

- 13.2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Case: City of Industry v. Burke Williams & Sorensen, LLP, et al.
Los Angeles Superior Court
Case No. KC068777

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There were no public comments on the Closed Session item.

Mayor Radecki recessed the meeting into Closed Session at 10:05 a.m.

RECONVENE CITY COUNCIL MEETING

Mayor Radecki reconvened the meeting at 10:48 a.m. All members of the City Council were present.

City Attorney Casso reported out of Closed Session.

With regard to Closed Session items 13.1, and 13.2, the City Council provided direction to the City Attorney, no reportable action taken. Nothing further to report.

ADJOURNMENT

There being no further business, the City Council adjourned at 10:49 a.m.



MARK D. RADECKI
MAYOR



DIANE M. SCHLICHTING
CHIEF DEPUTY CITY CLERK