
CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
MARCH 22, 2018
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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: James M. Casso, City Attorney; Diane M. Schlichting, City Clerk; Susan Paragas, Director of Finance, and Troy Helling, Senior Planner.

Presentation by Chairman Larry Hartmann from Industry Hills Charity Events Council. City Clerk Schlichting pulled this item until the April 12th meeting.

PUBLIC COMMENTS

Captain Murakami presented a plaque from Pomona Regional Center thanking the City for its contribution to the handicap and disabled.

CONSENT CALENDAR

Mayor Pro Tem Moss recused herself from check number 68360 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.

Mayor Radecki recused himself from check number 68407 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 68407 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 68375 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 RUGGLES THAT THE RECOMMENDATIONS BE ACCEPTED FOR THE REMAINING ITEMS LISTED ON THE CONSENT CALENDAR, WITH MAYOR PRO TEM MOSS RECUSING HERSELF FROM CHECK NUMBER 68360 ON ITEM 1 (REGISTER OF DEMANDS) WITH MAYOR RADECKI AND COUNCIL MEMBER CRUZ BOTH RECUSING THEMSELVES FROM CHECK NUMBER 68407 ON ITEM 1 (REGISTER OF DEMANDS), AND WITH COUNCIL MEMBER RUGGLES RECUSING HIMSELF FROM CHECK NUMBER 68375 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 MARCH 22, 2018

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

**2. CONSIDERATION OF ORDINANCE NO. 804 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, AMENDING SECTION 10.40.010 OF CHAPTER 10.40 (SPEED LIMITS) OF TITLE 10 (VEHICLES AND TRAFFIC) OF THE CITY OF INDUSTRY MUNICIPAL CODE
(SECOND READING)**

ADOPTED ORDINANCE NO. 804.

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3. **CONSIDERATION OF MINUTES OF THE OCTOBER 13, 2016 REGULAR MEETING, OCTOBER 27, 2016 REGULAR MEETING, NOVEMBER 10, 2016 REGULAR MEETING, NOVEMBER 17, 2016 SPECIAL MEETING, NOVEMBER 18, 2016 SPECIAL MEETING, DECEMBER 8, 2016 REGULAR MEETING, DECEMBER 8, 2016 SPECIAL MEETING, DECEMBER 22, 2016 REGULAR MEETING, JANUARY 12, 2017 REGULAR MEETING, JANUARY 13, 2017 JOINT SPECIAL MEETING – CITY COUNCIL AND SUCCESSOR AGENCY, JANUARY 26, 2017 REGULAR MEETING, JANUARY 26, 2017 SPECIAL MEETING, FEBRUARY 9, 2017 REGULAR MEETING, FEBRUARY 23, 2017 REGULAR MEETING, MARCH 9, 2017 REGULAR MEETING**

CITY CLERK SCHLICHTING PULLED THIS ITEM UNTIL THE NEXT MEETING.

ACTION ITEMS

CONSIDERATION OF PROCESS FOR APPOINTMENT OF CITY ENGINEER

City Attorney Casso mentioned that back on May 25th, the Council delegated the City Manager to appointment the City Engineer and now the suggestion is made to move the authority back to the City Council.

MOTION BY MAYOR RADECKI, AND SECOND BY MAYOR PRO TEM MOSS TO AUTHORIZE THE CITY COUNCIL TO APPOINT THE CONTRACT CITY ENGINEER. 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 PENEGON EAST, INC., FOR ACCESS TO ASSESSOR'S PARCEL NUMBERS 8264-001-943 AND 8264-001-944 LOCATED AT 17301 GALE AVENUE AS A TEMPORARY OVERFLOW PARKING AREA FOR VEHICLE INVENTORY

Senior Planner Helling provided a staff report and was available to answer any questions.

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MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER CRUZ 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 NOBEL SYSTEMS, INC., FOR SCANNING SERVICES AND GEOVIEWER MOBILE APPLICATION, IN AN AMOUNT NOT-TO-EXCEED \$2,183,000.00, FROM MARCH 22, 2018 TO MARCH 22, 2021

Senior Planner Helling provided a staff report. There was discussion between the City Council and direction was provided to pull this item until a future meeting. No motion was taken.

CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT BY AND BETWEEN THE CITY OF INDUSTRY, THE SUCCESSOR AGENCY TO THE INDUSTRY URBAN-DEVELOPMENT AGENCY, AND THE INDUSTRY PUBLIC UTILITIES COMMISSION, AND C & C ENGINEERING INC., FOR ENGINEERING SERVICES, FROM MARCH 22, 2018 TO MARCH 21, 2021, WITH TWO ONE-YEAR EXTENSIONS TO THE AGREEMENT

City Attorney Casso proved a staff update.

MOTION BY COUNCIL MEMBER MARCUCCI, AND SECOND BY MAYOR PRO TEM MOSS 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 MUNIENVIRONMENTAL, LLC, FOR ENVIRONMENTAL AND RECYCLING

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CONSULTING SERVICES, IN AN AMOUNT NOT-TO-EXCEED \$1,000,000.00, FROM MARCH 22, 2018 TO MARCH 22, 2021

City Attorney Casso provide a staff report and conversed about Law AB 939.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER RUGGLES 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 COOPERATIVE AGREEMENT 07-5033 BETWEEN THE SUCCESSOR AGENCY TO THE INDUSTRY URBAN-DEVELOPMENT AGENCY, THE CITY OF INDUSTRY, AND CALTRANS FOR THE SR-60 TO SR-57 CONFLUENCE AT GRAND AVENUE WESTBOUND OFF-RAMP PROJECT

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER MARCUCCI TO APPROVE THE 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 NOTICE OF COMPLETION FOR CONTRACT NO. CITY-1429, 2016-2017 SLURRY SEAL, WITH PAVEMENT COATINGS COMPANY, AND AUTHORIZE THE CITY ENGINEER TO EXECUTE THE NOTICE OF COMPLETION

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER MARCUCCI TO APPROVE THE NOTICE OF COMPLETION AND AUTHORIZE THE CITY ENGINEER TO EXECUTE THE NOTICE OF COMPLETION. 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 DEVELOPMENT PLAN NO. 18-1, PROPOSED BY KARL POLAND, TO ALLOW FOR A 3,693 SQUARE FOOT EXPANSION TO THE EXISTING PUENTE HILLS SUBARU AUTOMOBILE DEALERSHIP LOCATED AT 17801 GALE AVENUE IN THE CITY OF INDUSTRY

CONSIDERATION OF RESOLUTION NO. CC 2018-07 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING DEVELOPMENT PLAN NO. 18-1 TO ALLOW FOR A 3,693 SQUARE FOOT EXPANSION TO THE EXISTING PUENTE HILLS SUBARU LOCATED WITHIN THE CITY OF INDUSTRY AUTO MALL AT 17801 GALE AVENUE, CITY OF INDUSTRY, CALIFORNIA, AND NOTICE OF EXEMPTION REGARDING SAME

Senior Planner Helling introduced Natalie Vazquez from the Planning Department. Ms. Vazquez made a presentation and answered any questions from the City Council.

MOTION BY COUNCIL MEMBER MARCUCCI, AND SECOND BY MAYOR PRO TEM MOSS TO ADOPT RESOLUTION NO. CC 2018-07. 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

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Council Member Ruggles attended a Retirement Party for Deputy Phil Cook and thanked him for his 30 plus years of service and the value he brought to many children in the YAL Program.

CLOSED SESSION

City Clerk Schlichting announced there was a need for Closed Session as follows:

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

- 11.2 CONFERENCE WITH LEGAL COUNSEL – Public Employment pursuant to Government Code Section 54957
Title: City Manager

- 11.3 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

- 11.4 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

- 11.5 CONFERENCE WITH LEGAL COUNSEL -- EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Case: City of Diamond Bar v. City of Industry, City of Industry City Council; Successor Agency to the Industry Urban-Development Agency; Board of Directors of the Successor Agency to the Industry Urban-

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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

- 11.6 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Case: City of Chino Hills v. City of Industry, 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

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 10:20 a.m. All members of the City Council were present.

City Attorney Casso reported out of Closed Session.

With regard to Closed Session items 11.1, 11.2, 11.3, 11.4, 11.5, and 11.6, direction was given to the City Attorney's Office, no further action was taken. Nothing further to report.

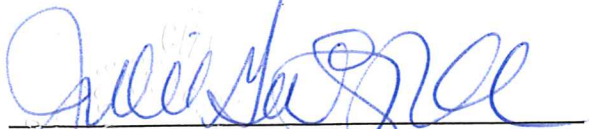
ADJOURNMENT

There being no further business, the City Council adjourned at 10:21 a.m.



MARK D. RADECKI
MAYOR

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DIANE M. SCHLICHTING
CITY CLERK