
CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
AUGUST 23, 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 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 Robles, Deputy City Clerk.

PUBLIC COMMENTS

There were none.

CONSENT CALENDAR

1. CONSIDERATION OF THE REGISTER OF DEMANDS FOR AUGUST 23, 2018

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

2. CONSIDERATION OF RESOLUTION CC 2018-39 - RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, RESCINDING RESOLUTION NO. CC 2018-37 AND ADOPTING A SALARY RANGE SCHEDULE FOR CITY EMPLOYEES AND CITY ELECTED OFFICIALS FOR FISCAL YEAR 2018-2019

ADOPTED RESOLUTION NO. CC 2018-39

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3. **CONSIDERATION OF RESOLUTION NO. CC 2018-40 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, FIXING THE RATE OF TAXES AND LEVYING TAXES FOR THE 2018/19 FISCAL YEAR ON PROPERTY WITHIN THE CITY TO PAY THE BONDED OR OTHER INDEBTENESS OF THE CITY**

ADOPTED RESOLUTION CC 2018-40

4. **CONSIDERATION OF RESOLUTION NO. CC 2018-41 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, FIXING THE AMOUNT OF REVENUE FROM PROPERTY TAXES NECESSARY TO PAY THE BONDED OR OTHER INDEBTENESS OF THE CITY ACCRUING DURING THE 2018-19 FISCAL YEAR**

ADOPTED RESOLUTION CC 2018-41

ACTION ITEMS

CONSIDERATION OF DEVELOPMENT PLAN NO. 18-2, PROPOSED BY SYLVIA TRAN ON BEHALF OF XEBEC BUILDING COMPANY, FOR THE CONSTRUCTION OF A NEW 44,920 SQUARE FOOT INDUSTRIAL BUILDING, ON A 3.46 ACRE LOT, LOCATED AT 338 TURNBULL CANYON ROAD

CONSIDERATION FOR THE RESOLUTION NO. CC 2018-42 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING DEVELOPMENT PLAN NO. 18-2, FOR THE CONSTRUCTION OF AN INDUSTRIAL WAREHOUSE BUILDING AT 338 TURNBULL CANYON ROAD, CITY OF INDUSTRY, CALIFORNIA, AND THE NOTICE OF EXEMPTION REGARDING SAME, AND MAKING FINDINGS IN SUPPORT THEREOF

Consultant Assistant Planner II, Nathalie Vasquez gave a presentation to the Council and was available to answer any questions.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER MARCUCCI TO ADOPT RESOLUTION NO. CC 2018-42. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF RESOLUTION NO. CC 2018-43 –A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, AMENDING SECTION 2.03 BOARD OF DIRECTORS, OF ARTICLE II. GENERAL PROVISIONS, AND SECTION 3.01 CHAIRPERSON, VICE CHAIRPERSON, TREASURER, SECRETARY AND EXECUTIVE DIRECTOR, OF ARTICLE III. OFFICERS AND EMPLOYEES, OF THE CITY OF INDUSTRY PROPERTY AND HOUSING MANAGEMENT AUTHORITY JOINT EXERCISE OF POWERS AGREEMENT.

Acting City Manager Troy Helling provided a staff report to the Council and was available to answer any questions.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER MARCUCCI TO ADOPT RESOLUTION NO. CC 2018-43. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN WKE, INC. AND CITY OF INDUSTRY FOR GRAND AVENUE BRIDGE OVER SAN JOSE CREEK IN AN AMOUNT NOT TO EXCEED \$175,000.00 FROM AUGUST 23, 2018 THROUGH AUGUST 23, 2021

Contract City Engineer Josh Nelson provided a staff report to the City Council and was available to answer any questions.

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

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

CONSIDERATION OF AN AERIAL EASEMENT AGREEMENT BETWEEN THE CITY AND COUNTY SANITATION DISTRICT NO. 2 OF LOS ANGELES COUNTY FOR PROPERTY LOCATED AT PECK ROAD AND THE UNION PACIFIC RAILROAD RIGHT OF WAY, LOS ANGELES SUBDIVISION (JUST SOUTH OF PELLISSIER PLACE)

Contract City Engineer Josh Nelson provided a staff report to the City Council and was available to answer any questions.

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, MOSS, RUGGLES,
RADECKI
NOES: COUNCIL MEMBERS: NONE
ABSENT: COUNCIL MEMBERS: NONE
ABSTAIN: COUNCIL MEMBERS: NONE

CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT WITH THE TECHNOLOGY DEPOT, INC., FOR INFORMATION TECHNOLOGY SUPPORT SERVICES, IN AN AMOUNT NOT-TO-EXCEED \$150,000.00, FROM AUGUST 23, 2018 TO AUGUST 22, 2019

Assistant City Manager Bing Hyun provided a staff report to the Council and was available to answer any questions.

MOTION BY MAYOR PRO TEM MOSS, 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, MOSS, RUGGLES,
RADECKI

NOES: COUNCIL MEMBERS: NONE

ABSENT: COUNCIL MEMBERS: NONE

ABSTAIN: COUNCIL MEMBERS: NONE

CONSIDERATION OF AMENDMENT NO. 1 TO THE MAINTENANCE SERVICES AGREEMENT WITH JANUS PEST MANAGEMENT, INC., FOR CITYWIDE ON-CALL PEST CONTROL SERVICES INCREASING COMPENSATION UNDER THE ORIGINAL AGREEMENT TO \$125,000.00

Contract City Engineer Josh Nelson provided a staff report to the City Council and was available to answer any questions.

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

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

NOES: COUNCIL MEMBERS: NONE

ABSENT: COUNCIL MEMBERS: NONE

ABSTAIN: COUNCIL MEMBERS: NONE

CONSIDERATION OF A LICENSE AGREEMENT WITH MOTOROLA SOLUTIONS, INC. FOR THE PROPERTY LOCATED AT 2000 TONNER CANYON ROAD FOR SITE SURVEYING AND GEOTECHNICAL/GEOLOGICAL SITE SURVEYING AND SAMPLING WORK, AS PART OF THE ARCHITECTURAL DESIGN WORK FOR THE LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATION SYSTEM AUTHORITY'S PROJECTS

City Attorney James Casso provided a staff report to the City Council and Acting City Manager Troy Helling provided additional information and was available to answer any questions.

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

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

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

DISCUSSION AND DIRECTION REGARDING A FACILITY USE AGREEMENT WITH DELHAVEN COMMUNITY CENTER FOR THE USE OF CAMP COURAGE FROM SEPTEMBER 9-14, 2018

City Attorney James Casso provided a staff report to the City Council and Acting City Manager Troy Helling provided additional information and was available to answer any questions.

MOTION BY MAYOR RADECKI, AND SECOND BY MAYOR PRO TEM MOSS TO MOVE FORWARD WITH A FACILITY USE AGREEMENT WITH DELHAVEN COMMUNITY CENTER. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

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

PRESENTATION, DISCUSSION AND DIRECTION REGARDING THE PHYLLIS TUCKER MEMORIAL GARDEN TO BE LOCATED AT CITY HALL

A presentation was made by Phyllis Tucker's grandson regarding the Phyllis Tucker Memorial Garden.

MOTION BY MAYOR RADECKI, AND SECOND BY MAYOR PRO TEM MOSS TO MOVE FORWARD. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

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

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CITY COUNCIL COMMITTEE REPORTS

There were none.

AB 1234 REPORTS

There were none.

CITY COUNCIL COMMUNICATIONS

Cory Moss – Attended the Sheriff Academy Training with Council Member Catherine Marcucci.

CLOSED SESSION

Deputy City Clerk 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): (Two Potential Cases)

- 10.2 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; 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

- 10.3 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

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- 10.4 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-
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
- 10.5 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
- 10.6 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
- 10.7 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

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- 10.8 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
- 10.9 PUBLIC EMPLOYEE PERFORMANCE EVALUATION PURSUANT TO
GOVERNMENT CODE SECTION 54957(B)(1)
TITLE: Acting CITY MANAGER (Per Acting City Manager's Employment
Agreement)

There were no public comments on the Closed Session items.

Mayor Radecki recessed the meeting into Closed Session at 9:43 a.m.

RECONVENE CITY COUNCIL MEETING

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

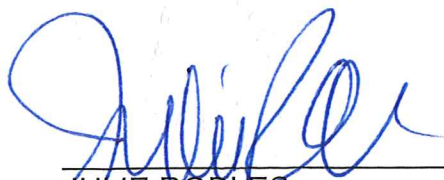
City Attorney Casso reported out of Closed Session.

With regard to Closed Session item 10.1 through 10.8, direction was given to the City Attorney's Office, no further action was taken.

With regard to Closed Session item 10.9, direction was given to Acting City Manager. No further action was taken. Nothing further to report at this time.

ADJOURNMENT

There being no further business, the City Council adjourned at 11:31 a.m.



JULIE ROBLES
DEPUTY CITY CLERK



MARK D. RADECKI
MAYOR