
CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
MAY 23, 2019
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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, City Manager; Bing Hyun, Assistant City Manager; Jamie M. Casso, City Attorney; Bianca Sparks, Assistant City Attorney; Josh Nelson, Contract City Engineer; and Julie Robles, Deputy City Clerk.

PUBLIC COMMENTS

Mayor Radecki recognized the birthday of Clem Calvillo, from CNC Engineering, and mentioned what a fine job he and his staff are doing for the City of Industry.

CONSENT CALENDAR

1. CONSIDERATION OF THE REGISTER OF DEMANDS FOR MAY 9, 2019

RATIFIED THE REGISTER OF DEMANDS FOR MAY 9, 2019.

2. CONSIDERATION OF THE REGISTER OF DEMANDS FOR MAY 23, 2019

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

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3. **CONSIDERATION OF THE MINUTES OF JANUARY 25, 2018 SPECIAL MEETING, JUNE 14, 2018 REGULAR MEETING, JUNE 21, 2018 JOINT SPECIAL MEETING, JULY 12, 2018 REGULAR MEETING, MARCH 28, 2019 REGULAR MEETING AND APRIL 25, 2019 REGULAR MEETING**

APPROVED AS SUBMITTED.

4. **CONSIDERATION OF APPLICATIONS FROM THE FOLLOWING ORGANIZATIONS TO SELL SAFE AND SANE FIREWORKS IN THE CITY: A PLACE OF HOPE, CORY LIDLE FOUNDATION, COVINA HIGH SCHOOL FOOTBALL, HACIENDA HEIGHTS BAPTIST CHURCH, IGLESIA JESUS ES AMOR, KIWANIS OF HACIENDA HEIGHTS, KNIGHTS OF COLUMBUS, KNIGHTS OF COLUMBUS 5137 AND 16034, LA PUENTE HIGH SCHOOL ATHLETICS, LOS ALTOS HIGH SCHOOL QUARTERBACK CLUB, LYLE OLSEN MEMORIAL FOUNDATION, NORTHVIEW HIGH SCHOOL BASEBALL BOOSTERS, ROWLAND HIGH SCHOOL RAIDER HUDDLE CLUB, SAN GABRIEL VALLEY YMCA, SGV PUNISHER FOOTBALL CENTER, SHINNING LIGHT MINISTRIES, THE JENNIFER LENIHAN MEMORIAL SCHOLARSHIP FOUNDATION, WILSON HIGH SCHOOL ATHLETIC BOOSTERS, AND WORKMAN HIGH SCHOOL ATHLETIC BOOSTERS**

APPROVED THE LIST OF APPLICANTS TO SELL SAFE AND SANE FIREWORKS BEGINNING JUNE 28, 2018 AND ENDING JULY 5, 2018.

Mayor Radecki recused himself from check number 71193 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.

Council Member Cruz recused himself from check number 71193 for item 1 (Register of Demands) because he had a potential or actual financial conflict of interest in that he was previously employed by Square Root Golf & Landscape.

Council Member Ruggles recused himself from check number 71221 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 MARCUCCI 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 71193 ON ITEM 1 (REGISTER OF DEMANDS), AND COUNCIL MEMBER RUGGLES RECUSING HIMSELF FROM CHECK NUMBER 71221 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

ACTION ITEMS

6.1 CONSIDERATION OF RESOLUTION NO. CC 2019-24 – A RESOLUTION OF THE CITY OF INDUSTRY, CALIFORNIA APPROVING A DONATION TO MEGAN’S WINGS INC., IN THE AMOUNT OF TWENTY THOUSAND DOLLARS (\$20,000.00) FOR THE 15TH ANNUAL MEGAN’S RUN/WALK FOR A CURE

Kim Savage from Megan’s Wings came and thanked the City of Industry for their support each year. She spoke of the money donated last year helping up to 153 families, living with cancer, for medical and household expenses. This new donation will be dedicated to helping these families with their new Gas Assistance Program.

City Manager Helling expressed his thanks to Kim Savage for her work and devotion to this cause.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER MARCUCCI TO ADOPT RESOLUTION NO. CC 2019-24. 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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6.2 CONSIDERATION OF RESOLUTION NO. CC 2019-25 – A RESOLUTION OF THE CITY OF INDUSTRY, CALIFORNIA APPROVING A CONTRIBUTION TO THE CITY OF LA PUENTE, IN THE AMOUNT OF FORTY THOUSAND DOLLARS (\$40,000.00) FOR THE ANNUAL FORTUNATO JIMENEZ INDEPENDENCE DAY CELEBRATION

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER MARCUCCI TO ADOPT RESOLUTION NO. CC 2019-25. 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

6.3 CONSIDERATION OF A LICENSE AGREEMENT WITH DOWNTOWN APEX MOTORS, LLC, FOR ACCESS TO 1 INDUSTRY HILLS PARKWAY PARKING LOT LOCATED AT PACIFIC PALMS RESORT, FOR USE AS A TEMPORARY OVERFLOW PARKING AREA FOR VEHICLE INVENTORY

Assistant City Manager, Bing Hyun presented a staff report and was available to answer any questions. He mentioned this lease would be one to three years, with three years being the maximum.

MOTION BY MAYOR PRO TEM MOSS, 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

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6.4 CONSIDERATION OF A PROPERTY PURCHASE AGREEMENT WITH SHRI GURU SINGH SABHA FOR A STORM DRAIN EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT, AS PART OF THE WALNUT DRIVE SOUTH STORM DRAIN AND STREET WIDENING PROJECT (CITY-1420R)

Project Manager, Sean Calvillo from CNC Engineering, provided a staff report and presentation to the Council and was available to answer any questions.

MOTION BY COUNCIL MEMBER RUGGLES, 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

6.5 CONSIDERATION OF AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH CASC ENGINEERING AND CONSULTING, FOR AN INITIAL STUDY /NEGATIVE DECLARATION OR MITIGATED NEGATIVE DECLARATION FOR 16601 EAST CHESTNUT STREET, INCREASING THE COMPENSATION AMOUNT BY \$1,080.00 (CONTRACT NO. 2017-1021P)

Assistant City Manager, Bing Hyun presented a staff report and was available to answer any questions.

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

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6.6 CONSIDERATION OF AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH CASC ENGINEERING AND CONSULTING INC., FOR AN INITIAL STUDY/NEGATIVE DECLARATION OR MITIGATED NEGATIVE DECLARATION FOR 13031 TEMPLE AVENUE, INCREASING THE COMPENSATION AMOUNT BY \$2,176.25 (CONTRACT NO. 2017-1028)

MOTION BY MAYOR PRO TEM MOSS, 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

6.7 CONSIDERATION OF AMENDMENT NO. 1 TO THE MAINTENANCE SERVICES AGREEMENT WITH SURETECK INDUSTRIAL AND COMMERCIAL SERVICES, INC., FOR ON-CALL MAINTENANCE SERVICES TO EXTEND THE TERM TO DECEMBER 31, 2019

Assistant City Manager, Bing Hyun presented a staff report and Contract City Engineer, Josh Nelson provided additional information and they both were 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, RUGGLES, MOSS,
RADECKI
NOES: COUNCIL MEMBERS: NONE
ABSENT COUNCIL MEMBERS: NONE
ABSTAIN COUNCIL MEMBERS: NONE

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6.8 CONSIDERATION OF CHANGE ORDER NOS. 1 AND 2, FOR THE DESIGN BUILD SERVICES FOR ELECTRIC VEHICLE PAY FOR USE CHARGING STATIONS WITH ABM ELECTRICAL POWER SERVICES, LLC. (AGREEMENT NO. EU-18-004-E, PROJECT NO. CIP-EU-18-002-B)

Contract City Engineering Josh Nelson presented a staff report and was available to answer any questions. He mentioned this was primarily an issue with the circuit breakers tripping at the Metrolink Station. The wiring and breakers needing replacement would take until July or August to complete.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER RUGGLES TO APPROVE CHANGE ORDER NOS. 1 AND 2 AND AUTHORIZE THE MAYOR TO EXECUTE THE CHANGE ORDERS. 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

6.9 CONSIDERATION OF AUTHORIZATION TO ADVERTISE FOR PUBLIC BIDS FOR AGREEMENT NO. CIP-STR-19-044-B, ANNUAL SLURRY SEAL FY 18-19, FOR AN ESTIMATED COST OF \$250,000.

Contract City Engineering Josh Nelson presented a staff report and was available to answer any questions. He explained the newer micro servicing product that was being used by the County, that dries quicker, and the difference methods used for varies conditions.

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER MARCUCCI TO APPROVE THE PLANS AND SPECIFICATIONS AND AUTHORIZE THE ADVERTISING OF RECEIPT OF ELECTRONIC BIDS. 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

CITY COUNCIL COMMITTEE REPORTS

There was none.

AB 1234 REPORTS

There was none.

CITY COUNCIL COMMUNICATIONS

Mayor Pro Tem Moss spoke of the trip to Washington DC, the first week of May, with Council Member Marcucci, Josh Nelson, and Sam Pedroza. They met with Lobbyist Kevin Jones again to try and obtain federal funding. Also, she attended the California Contract Cities Convention with Council Member Marcucci and Sam Pedroza.

CLOSED SESSION

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

10.1 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1)
Case: Concerned Citizens of City of Industry v. City of Industry, *et al.*
Superior Court of California, County of Los Angeles
Case No. BC700716

10.2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1)
Case: City of Industry v. Betty Yee
Superior Court of California, County of Los Angeles
Case No. 18STCP03201

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- 10.3 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Case: City of Industry v. San Gabriel Valley Water and Power, LLC, *et al.*
Superior Court of California, County of Los Angeles
Case No. 19STCV10150
- 10.4 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.
Superior Court of California, County of Los Angeles
Case No. KC068777

There were no public comments on the Closed Session item.

Mayor Radecki recessed the meeting into Closed Session at 9:25 a.m.

RECONVENE CITY COUNCIL MEETING

Mayor Radecki reconvened the meeting at 10:55 a.m. All members of the City Council were present.

City Attorney Casso reported out of Closed Session.

At 10:13 a.m., City Attorney Casso, Assistant City Attorney Sparks, Mayor Radecki and Council Member Ruggles recused themselves from Closed Session Items 10.1 and 10.2 and returned at 10:32 a.m.

City Manager Helling spoke regarding Closed Session items 10.1 and 10.2. Direction was given, nothing further to report at this time.

City Attorney Casso spoke regarding Closed Session items 10.3, direction was given to City Attorney's Office, no further action taken and item 10.4., direction was given to Special Counsel and no action was taken. Nothing further to report.

ADJOURNMENT

There being no further business, the City Council adjourned at 10:57 a.m.

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JULIE ROBLES
DEPUTY CITY CLERK



MARK D. RADECKI
MAYOR