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CITY COUNCIL REGULAR MEETING MINUTES  
CITY OF INDUSTRY, CALIFORNIA  
OCTOBER 24, 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 Cory C. Moss 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 Moss

**ROLL CALL**

PRESENT: Cory C. Moss, Mayor  
Cathy Marcucci, Mayor Pro Tem  
Abraham Cruz, Council Member  
Mark Radecki, Council Member  
Newell W. Ruggles, Council Member

STAFF PRESENT: Troy Helling, City Manager; Bing Hyun, Assistant City Manager; Josh Nelson, Director of Public Works/City Engineer; James M. Casso, City Attorney; and Julie Robles, City Clerk.

**PUBLIC COMMENTS**

Anthony Hill, Executive Director of the San Gabriel Pomona Regional Center, came to thank Mayor Moss and the City of Industry for their contribution to the Richard D. Davis Foundation Golf Tournament on October 7<sup>th</sup>. The foundation supports and provides services to the developmentally disabled and as a Gold Sponsor, Mr. Hill and his staff, came to thank the City with a plaque of appreciation.

Michael Greubel came to notify the Council and the members of the public that Council Member Cruz has been served with a Notice of Intent.

**CONSENT CALENDAR**

**5.1 CONSIDERATION OF THE REGISTER OF DEMANDS FOR OCTOBER 24, 2019**

*RECOMMENDED ACTION:* Approve the Register of Demands and authorize the appropriate City Officials to pay the bills.

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**5.2 CONSIDERATION OF THE MINUTES OF THE SEPTEMBER 12, 2019 SPECIAL MEETING AND THE SEPTEMBER 12, 2019 REGULAR MEETING**

*RECOMMENDED ACTION:* *Approve as submitted.*

Council Member Radecki corrected the minutes of the September 12, 2019 Regular Meeting stating his title should be Council Member and not Mayor.

**5.3 SOUTHERN CALIFORNIA EDISON VAULT REPLACEMENT ON VALLEY BOULEVARD IMMEDIATELY WEST OF PROCTOR AVENUE**

*RECOMMENDED ACTION:* *Receive and file report.*

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER RADECKI TO APPROVE THE CONSENT CALENDAR WITH THE CORRECTION ON ITEM 5.2 (MEETING MINUTES). 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. ACTION ITEMS**

**6.1 CONSIDERATION OF RESOLUTION NO. CC 2019-52 – A RESOLUTION OF THE CITYCOUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING A DONATION TO THE LAND OF THE FREE FOUNDATION IN THE AMOUNT OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) FOR THE VETERANS DAY GOLF CLASSIC FUNDRAISER**

*RECOMMENDED ACTION:* *Adopt Resolution No. CC 2019-52.*

Public Affairs and Inter Governmental Liaison Manager, Sam Pedroza, provided a staff report and was available to answer any questions.

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MOTION BY COUNCIL MEMBER RADECKI, AND SECOND BY COUNCIL MEMBER RUGGLES TO ADOPT RESOLUTION NO. CC 2019-52. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

**6.2 CONSIDERATION OF RESOLUTION NO. CC 2019-53 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, REQUESTING DISSOLUTION OF COUNTY LIGHTING MAINTENANCE DISTRICT 10049**

**JOINT RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA AND THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, APPROVING AND ACCEPTING THE NEGOTIATED EXCHANGE OF PROPERTY TAX REVENUE RESULTING FROM THE DISSOLUTION OF COUNTY LIGHTING MAINTENANCE DISTRICT 10049**

*RECOMMENDED ACTION: Adopt Resolution No. CC 2019-53 and adopt the Joint Resolution with the Board of Supervisors with the County of Los Angeles.*

Director of Public Works/City Engineer Josh Nelson provided a staff report to the Council and was available to answer any questions

MOTION BY COUNCIL MEMBER RUGGLES, AND SECOND BY MAYOR PRO TEM MARCUCCI TO ADOPT RESOLUTION NO. CC 2019-53 AND ADOPT THE JOINT RESOLUTION WITH THE BOARD OF SUPERVISORS WITH THE COUNTY OF LOS ANGELES. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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



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**6.3 CONSIDERATION OF DEVELOPMENT PLAN 19-6, FOR THE CONSTRUCTION OF A NEW TWO-STORY OFFICE BUILDING THAT WILL HAVE A 16,032 SQUARE-FOOT BUILDING FOOTPRINT WITH A TOTAL FLOOR AREA OF 32,064 SQUARE- FEET, ON AN 88,887 SQUARE-FOOT LOT LOCATED AT 13101 CROSSROADS PARKWAY SOUTH**

CONSIDERATION OF RESOLUTION NO. CC 2019-49 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING DEVELOPMENT PLAN NO. 19-6, FOR THE CONSTRUCTION OF A NEW TWO-STORY OFFICE BUILDING WITH A 16,032 SQUARE-FOOT BUILDING FOOTPRINT, AND A TOTAL FLOOR AREA OF 32,064 SQUARE- FEET ON A 2.037 ACRE (88,887 SQUARE-FOOT) LOT LOCATED AT 13101 CROSSROADS PARKWAY SOUTH, CITY OF INDUSTRY, CALIFORNIA, AND NOTICE OF EXEMPTION REGARDING SAME, AND MAKING FINDINGS IN SUPPORT THEREOF

*RECCOMENDED ACTION:*

*Adopt Resolution No. CC 2019-49.*

Consultant Associate Planner, Dina Lomeli, provided a staff report and was available to answer any questions.

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER RUGGLES TO ADOPT RESOLUTION NO. CC 2019-49. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

**6.4 CONSIDERATION OF DEVELOPMENT PLAN 19-9, FOR THE CONSTRUCTION OF A 216,591 SQUARE FOOT TILT UP INDUSTRIAL WAREHOUSE BUILDING, LOCATED ON A 10.1 ACRE PARCEL LOCATED AT 13400 NELSON AVENUE**

CONSIDERATION OF RESOLUTION NO. CC 2019-54 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING DEVELOPMENT PLAN NO. 19-09 FOR THE CONSTRUCTION OF A NEW 216,591 SQUARE FOOT TILT UP INDUSTRIAL WAREHOUSE BUILDING, LOCATED AT 13400 NELSON AVENUE

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**IN THE CITY OF INDUSTRY, CALIFORNIA, AND NOTICE OF EXEMPTION REGARDING SAME**

*RECOMENDED ACTION:* *Adopt Resolution No. CC 2019-54.*

Consultant Associate Planner, Dina Lomeli, provided a staff report and was available to answer any questions.

MOTION BY COUNCIL MEMBER RADECKI, AND SECOND BY COUNCIL MEMBER CRUZ TO ADOPT RESOLUTION NO. CC 2019-54. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

**6.5 CONSIDERATION OF RESOLUTION NO. CC 2019-55 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, AUTHORIZING EXAMINATION OF SALES OR TRANSACTIONS AND USE TAX RECORDS**

*RECCOMENDED ACTION:* *Adopt Resolution No. CC 2019-55.*

City Manager, Troy Helling, provided a staff report and a hand-out to the Council and was available to answer any questions.

MOTION BY COUNCIL MEMBER RADECKI, AND SECOND BY COUNCIL MEMBER RUGGLES TO ADOPT RESOLUTION NO. CC 2019-55. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

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**6.6 CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT WITH WEST COAST ARBORISTS, INC. TO PROVIDE GIS-BASED URBAN TREE INVENTORY IDENTIFIED BY THE CITY OR ON CITY-OWNED PROPERTIES FOR AN AMOUNT NOT TO EXCEED \$100,000.00 (JN-6201 #7)**

*RECOMMENDED ACTION:* *Approve the Agreement.*

Director of Public Works/City Engineer, Josh Nelson, provided a staff report to the Council and was available to answer any questions

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

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

**6.7 CONSIDERATION OF A PROPERTY PURCHASE AGREEMENT WITH BROOK PROPERTY, INC. IN THE AMOUNT OF \$3,500.00 FOR RIGHT OF WAY ACQUISITION (MP 08-05/CITY-1434)**

*RECOMMENDED ACTION:* *Approve the Agreement.*

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

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

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



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**6.8 CONSIDERATION OF A LICENSE AGREEMENT WITH PACIFIC CREST YOUTH ARTS ORGANIZATION FOR ACCESS TO ASSESSOR'S PARCEL NUMBER 8264-004-908 LOCATED AT 1123 SOUTH HATCHER AVENUE AS A STORAGE AREA**

*RECOMMENDED ACTION:* *Approve the License Agreement.*

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

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

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

**6.9 CONSIDERATION OF AMENDMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH KLEINFELDER, INC., FOR A BUDGET INCREASE OF \$500,000.00 FOR AN AMOUNT NOT-TO-EXCEED \$750,000.00 THROUGH OCTOBER 24, 2022 FOR ON-CALL GEOTECHNICAL ENGINEERING SERVICES (CONTRACT NO. 2016-1002)**

*RECOMMENDED ACTION:* *Approve Amendment No. 2.*

Director of Public Works/City Engineer, Josh Nelson, provided a staff report to the Council and was available to answer any questions

MOTION BY MAYOR PRO TEM MARCUCCI, AND SECOND BY COUNCIL MEMBER RUGGLES TO APPROVE AMENDMENT NO. 2. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

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**6.10 CONSIDERATION OF AWARD OF CONTRACT NO. CITY-1433 ARENTH AVENUE RECONSTRUCTION FROM ANAHEIM-PUENTE ROAD TO PHILLIPS DRIVE, TO ALL AMERICAN ASPHALT FOR AN AMOUNT NOT TO EXCEED \$3,053,713.50 AND NOTICE OF EXEMPTION REGARDING SAME**

*RECOMMENDED ACTION:* *Award the contract to All American Asphalt in the amount of \$3,053,713.50, and adopt a Notice of Exemption for the project.*

Director of Public Works/City Engineer, Josh Nelson, provided a staff report to the Council and was available to answer any questions.

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER RADECKI TO AWARD THE CONTRACT TO ALL AMERICAN ASPHALT IN THE AMOUNT OF \$3,053,713.50, AND ADOPT A NOTICE OF EXEMPTION FOR THE PROJECT. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

**6.11 CONSIDERATION OF CHANGE ORDER NOS. 4, 5, 6, 7, 8 AND 9 FOR DESIGN-BUILD SERVICES FOR EMERGENCY STANDBY POWER GENERATOR AT CITY HALL (PROJECT NO. CIP-CC-18-003-B) WITH MASTEK, INC. (CONTRACT NO. 2017-1004)**

*RECOMMENDED ACTION:* *Approve Change Order Nos. 4, 5, 6, 7, 8 & 9 and authorize the Mayor to execute the Change Orders.*

Director of Public Works/City Engineer, Josh Nelson, provided a staff report and Mat Hudson from CNC Engineering, provided additional information and both were available to answer any questions.

MOTION BY COUNCIL MEMBER RADECKI, AND SECOND BY MAYOR PRO TEM MARCUCCI TO APPROVE CHANGE ORDER NOS. 4, 5, 6, 7, 8, & 9 AND AUTHORIZE THE MAYOR TO EXECUTE THE CHANGE ORDERS. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:



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

**6.12 DISCUSSION AND CONSIDERATION OF AN APPOINTMENT TO THE FOUR CORNERS TRANSPORTATION COALITION**

*RECOMMENDED ACTION:* *Appoint a Councilmember or the City Manager to serve on the Board and to permit the designee to vote to begin the dissolution process.*

City Manager, Troy Helling, provided a staff report and indicated that the Four Corners Transportation Coalition, chaired by Carol Herrera from the City of Diamond Bar, needs either a City Council Member or City Manager to serve on the committee. They have not met in many years and are looking to dissolve the coalition. Mr. Helling volunteered.

MOTION BY MAYOR MOSS, AND SECOND BY MAYOR PRO TEM MARCUCCI TO APPOINT CITY MANAGER, TROY HELLING, TO SERVE ON THE BOARD AND TO PERMIT THE DESIGNEE TO VOTE TO BEGIN THE DISSOLUTION PROCESS. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

**7. CITY MANAGER REPORTS**

There were none.

**8. AB 1234 REPORTS**

There were none.

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**9. CITY COUNCIL COMMUNICATIONS**

Mayor Moss spoke about her and Mayor Pro Tem Marcucci taking an "Inspection Trip" to tour the generators at Hoover dam. It was an incredible trip and would suggest going if anyone had the opportunity. Also, this Saturday is the L.A. County Sheriff's Annual Trail Ride.

Council Member Ruggles thanked the City for its donation of 450 pounds of candy for the Haunted Jail House Event this Saturday. There will be a festival which includes a car show, food vendors and a petting zoo, making it a nice family event. Everyone is welcome.

**10. CLOSED SESSION**

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: Hayes v. City of Industry  
Superior Court of California, County of Los Angeles  
Case No. 19STCV10863
  
- 10.2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Pursuant to Government Code Section 54956.9(d)(1)  
Case: Cabrera v. City of Industry, *et al.*  
Superior Court of California, County of San Bernardino  
Case No. BC719390

Mayor Moss recessed the meeting into Closed Session at 9:56 a.m.

**RECONVENE CITY COUNCIL MEETING**

Mayor Moss reconvened the meeting at 10:42 a.m. All members of the City Council were present except for Council Member Cruz who recused himself from Item No. 10.1, due to a conflict of interest. Council Member Cruz did not return to the Chamber.

City Attorney Casso reported out of Closed Session.

Item Nos. 10.1 and 10.2, direction was given to City Attorney's office, no final action taken. Nothing further to report.

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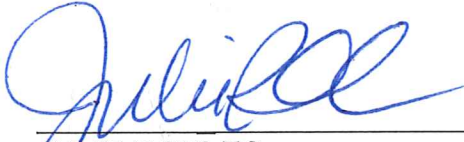
**ADJOURNMENT**

There being no further business, the City Council adjourned at 10:42 a.m.



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CORY C. MOSS  
MAYOR



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JULIE ROBLES  
CITY CLERK