
CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
AUGUST 26, 2021
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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 Mayor Dave Way, California and telephonically using Conference Call Number, 657-204-3264, Conference ID: 209 876 731#.

FLAG SALUTE

The flag salute was led by Mayor Cory Moss.

ROLL CALL

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

STAFF PRESENT: Josh Nelson, City Manager; Bing Hyun, Assistant City Manager; Mat Hudson, Engineering Manager; James M. Casso, City Attorney; and Julie Robles, City Clerk.

PUBLIC COMMENTS

There were none.

PRESENTATIONS

Tom Love, General Manager for the Upper San Gabriel Valley Municipal Water District, and Roy Frausto, General Manager of the La Puente Valley County Water District, provided slides and made a presentation regarding an update on the water supply and conservation. Discussed the drought conditions throughout California, where the water supply comes from, storage reserves, recycled water in addition to encouraging continued conservation. Questions and discussion ensued with the Council Members, Tom Love and Roy Frausto.

A break was taken at 9:18 a.m. to resolve an audio issue within the Council Chamber.

Mayor Moss reconvened the meeting at 9:22 a.m.

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CONSENT CALENDAR

6.1 CONSIDERATION OF THE REGISTER OF DEMANDS FOR AUGUST 26, 2021

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

6.2 CONSIDERATION OF AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH BIGGS CARDOSA ASSOCIATES, INC. FOR CONSULTING SERVICES FOR THE REPAINTING OF THE AZUSA AVENUE BRIDGE OVER VALLEY BOULEVARD PROJECT, EXTENDING THE TERM THROUGH SEPTEMBER 30, 2023, REVISING THE RATE SCHEDULE, REVISING THE INDEMNITY PROVISIONS, AND REVISING THE ADDRESS FOR THE CITY (MP 10-08 #6)

RECOMMENDED ACTION: *Approve the Amendment.*

6.3 CONSIDERATION OF AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH GREGG MAEDO + ASSOCIATES, INC, FOR ARCHITECTURAL SERVICES AT EL ENCANTO HEALTHCARE AND HABILITATION CENTER, EXTENDING THE TERM THROUGH AUGUST 1, 2022, REVISING THE SCOPE OF SERVICES, INCREASING COMPENSATION BY \$4,600.00, AND REVISING INDEMNITY PROVISIONS SPECIFIC TO INDEPENDENT CONTRACTORS

RECOMMENDED ACTION: *Approve the Amendment.*

6.4 CONSIDERATION OF AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH INTERIOR IMAGES, INC., FOR INTERIOR DESIGN SERVICES FOR THE IMPROVEMENT AND RENOVATION OF VARIOUS AREAS AT EL ENCANTO HEALTHCARE FACILITY, EXTENDING THE TERM THROUGH FEBRUARY 28, 2023, INCREASING TOTAL COMPENSATION BY \$40,000.00, REVISING THE INDEMNITY PROVISIONS, AND REVISING THE ADDRESS FOR THE CITY

RECOMMENDED ACTION: *Approve the Amendment.*

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6.5 CONSIDERATION OF AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH WKE, INC., FOR STRUCTURAL ENGINEERING SERVICES ON THE GRAND AVENUE BRIDGE OVER SAN JOSE CREEK PROJECT, EXTENDING THE TERM THROUGH AUGUST 26, 2022, REVISING THE RATE SCHEDULE, AND REVISING INDEMNITY PROVISIONS SPECIFIC TO INDEPENDENT CONTRACTORS

RECOMMENDED ACTION: Approve the Amendment.

6.6 CONSIDERATION OF CHANGE ORDER NO. 2, IN THE AMOUNT OF \$301,937.00 TO THE CONTRACT WITH BLD BUILDERS, INC. (CIP-FAC-19-064-B), FOR EL ENCANTO HEALTHCARE FACILITY INTERIOR IMPROVEMENTS

RECOMMENDED ACTION: Approve Change Order No. 2 and authorize the Mayor to execute the Change Order.

Council Member Ruggles recused himself from voting on check number 76527 for Item 1 (Register of Demands) due to a potential or actual financial conflict of interest due to he is currently employed by Haddick's Auto Body.

MOTION BY COUNCIL MEMBER GREUBEL, AND SECOND BY MAYOR PRO TEM MARCUCCI THAT THE RECOMMENDATIONS BE ACCEPTED FOR THE REMAINING ITEMS LISTED ON THE CONSENT CALENDAR, WITH COUNCIL MEMBER RUGGLES RECUSING HIMSELF FROM CHECK NUMBER 76527 ON ITEM 1 (REGISTER OF DEMANDS). MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

AYES:	COUNCIL MEMBERS:	GREUBEL, RADECKI, RUGGLES, MPT/MARCUCCI, M/MOSS
NOES:	COUNCIL MEMBERS:	NONE
ABSENT	COUNCIL MEMBERS:	NONE
ABSTAIN	COUNCIL MEMBERS:	NONE

ACTION ITEMS

7.1 CONSIDERATION OF RESOLUTION NO. CC 2021-51 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, FIXING THE RATE OF TAXES AND LEVYING TAXES FOR THE 2021/22 FISCAL YEAR ON PROPERTY WITHIN THE CITY TO PAY THE BONDED OR OTHER INDEBTEDNESS OF THE CITY

RECOMMENDED ACTION: Adopt Resolution No. CC 2021-51.

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Director of Finance, Yamini Pathak provided a staff report and was available to answer any questions.

MOTION BY MAYOR MOSS, AND SECOND BY COUNCIL MEMBER RADECKI TO ADOPT RESOLUTION NO. CC 2021-51. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

AYES:	COUNCIL MEMBERS:	GREUBEL, RADECKI, RUGGLES, MPT/MARCUCCI, M/MOSS
NOES:	COUNCIL MEMBERS:	NONE
ABSENT	COUNCIL MEMBERS:	NONE
ABSTAIN	COUNCIL MEMBERS:	NONE

7.2 CONSIDERATION OF RESOLUTION NO. CC 2021-52 – 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 INDEBTEDNESS OF THE CITY ACCRUING DURING THE 2021/22 FISCAL YEAR

RECOMMENDED ACTION: *Adopt Resolution No. CC 2021-52.*

Director of Finance, Yamini Pathak provided a staff report and was available to answer any questions.

MOTION BY COUNCIL MEMBER GREUBEL, AND SECOND BY MAYOR PRO TEM MARCUCCI TO ADOPT RESOLUTION NO. CC 2021-52. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

AYES:	COUNCIL MEMBERS:	GREUBEL, RADECKI, RUGGLES, MPT/MARCUCCI, M/MOSS
NOES:	COUNCIL MEMBERS:	NONE
ABSENT	COUNCIL MEMBERS:	NONE
ABSTAIN	COUNCIL MEMBERS:	NONE

7.3 CONSIDERATION OF RESOLUTION NO. CC 2021-53 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, DECLARING CERTAIN CITY-OWNED REAL PROPERTY LOCATED AT 15710 – 15724 RAUSCH ROAD, CITY OF INDUSTRY, CALIFORNIA (APNS:8245-001-913, 917, AND 918), AS EXEMPT SURPLUS LAND UNDER CALIFORNIA GOVERNMENT CODE SECTION 54221(C)(1)

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RECOMMENDED ACTION:

Adopt Resolution No. CC 2021-53.

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

MOTION BY MAYOR MOSS, AND SECOND BY MAYOR PRO TEM MARCUCCI TO ADOPT RESOLUTION NO. CC 2021-53. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

AYES:	COUNCIL MEMBERS:	GREUBEL, RADECKI, RUGGLES, MPT/MARCUCCI, M/MOSS
NOES:	COUNCIL MEMBERS:	NONE
ABSENT	COUNCIL MEMBERS:	NONE
ABSTAIN	COUNCIL MEMBERS:	NONE

7.4 CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT WITH NCM ENGINEERING CORP, FOR THE DESIGN OF THE WIDENING AND SAFETY IMPROVEMENTS ON TEMPLE AVENUE FROM VALLEY BOULEVARD TO PEREZ PLACE, IN AN AMOUNT NOT-TO-EXCEED \$896,455.00, THROUGH DECEMBER 1, 2023

RECOMMENDED ACTION:

Approve the Agreement.

Engineering Manager, Mat Hudson, provided a staff report and was available to answer any questions.

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

AYES:	COUNCIL MEMBERS:	GREUBEL, RADECKI, RUGGLES, MPT/MARCUCCI, M/MOSS
NOES:	COUNCIL MEMBERS:	NONE
ABSENT	COUNCIL MEMBERS:	NONE
ABSTAIN	COUNCIL MEMBERS:	NONE

7.5 CONSIDERATION OF AN AGREEMENT WITH THE UNION PACIFIC RAILROAD COMPANY FOR THE STIMSON AVENUE AT-GRADE RAILROAD CROSSING AT LOS ANGELES SUBDIVISION NORTH OF GALE AVENUE (MP 06-11 #21)

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RECOMMENDED ACTION: *Approve the Agreement.*

Senior Project Manager, Upendra Joshi from CNC Engineering provided a staff report and was available to answer any questions.

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

AYES:	COUNCIL MEMBERS:	GREUBEL, RADECKI, RUGGLES, MPT/MARCUCCI, M/MOSS
NOES:	COUNCIL MEMBERS:	NONE
ABSENT	COUNCIL MEMBERS:	NONE
ABSTAIN	COUNCIL MEMBERS:	NONE

CITY MANAGER REPORTS

There was none.

AB 1234 REPORTS

There was none.

CITY COUNCIL COMMUNICATIONS

There was none.

CLOSED SESSION

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

11.1 CONFERENCE WITH REAL PROPERTY NEGOTIATORS Pursuant to Government Code Section 54956.8:

Property:	Assessor Parcel Numbers 8262-015-900 and 8262-015-901
Agency Negotiators:	Josh Nelson, City Manager James M. Casso, City Attorney
Negotiating Parties:	Beach Street Development LLC
Under Negotiation:	Price and terms of payment

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11.2 CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8:

Property:	Assessor Parcel Numbers 8262-015-900, 8262-015-901 and 8565-024-008
Agency Negotiators:	Josh Nelson, City Manager James M. Casso, City Attorney
Negotiating Parties:	Edward P. Roski, Jr., Trustee of The Roski, Sr. Revocable Trust of 199.1; Edward P. Roski, Jr., Trustee of the Non-Exempt Roski Family Trust
Under Negotiation:	Price and terms of payment

11.3 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1)

Case: *Concerned Citizens of City of Industry v. Radecki, et al.*
Superior Court of California, County of Los Angeles
Case No. BC700716

Mayor Moss recessed the meeting into Closed Session at 9:38 a.m.

Mayor Moss reconvened the meeting at 10:26 a.m. All members of the City Council were present.

City Attorney Casso reported out of Closed Session.


With regard to Closed Session item 11.1, and 11.2, direction was given to the Agency Negotiators. No final action was taken.

With regard to Closed Session item 11.3, no direction was taken.

ADJOURNMENT

There being no further business, the City Council adjourned at 10:28 a.m.

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CORY C. MOSS
MAYOR



JULIE ROBLES
CITY CLERK