
CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
MAY 25, 2017
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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 9:03 a.m. in the City of Industry Council Chambers, 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
Roy Haber, Council Member
Newell W. Ruggles, Council Member

STAFF PRESENT: Paul J. Philips, City Manager; James M. Casso, City Attorney; Diane M. Schlichting, Chief Deputy City Clerk; Alex Gonzalez, Director of Development Services and Administration; and Troy Helling, Senior Planner.

PUBLIC COMMENTS

There were no public comments.

CONSENT CALENDAR

1. CONSIDERATION OF REGISTER OF DEMANDS FOR MAY 25, 2017

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

Council Member Ruggles recused himself from check number 66356 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 COUNCIL MEMBER HABER, AND SECOND BY MAYOR PRO TEM MOSS TO APPROVE ITEM 1. OF THE CONSENT CALENDAR, WITH COUNCIL MEMBER RUGGLES RECUSING HIMSELF FROM CHECK NUMBER 66356 (REGISTER OF DEMANDS). MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

2. NOTIFICATION OF THE CITY MANAGER'S PROCESS FOR SELECTING THE CITY ENGINEER FROM THE CITY'S CURRENT ENGINEERING BENCH

RECEIVED AND FILED.

City Manager, Paul Phillips, provided a staff report and was available to answer any question. This item was pulled for discussion.

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER HABER TO RECEIVE AND FILE. MOTION CARRIED 4-1, BY THE FOLLOWING VOTE:

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

ACTION ITEMS

6.1 CONSIDERATION OF RESOLUTION NO. CC 2017-16 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING AN AGREEMENT WITH THE PUBLIC AGENCY RETIREMENT SERVICES TO PROVIDE AN ALTERNATE RETIREMENT SYSTEM FOR EMPLOYEES NOT ELIGIBLE FOR ENROLLMENT IN THE CALIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEM AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT

Director of Finance, Susan Paragas, provided a staff report and was available to answer any question.

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MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER HABER TO ADOPT RESOLUTION NO. CC 2017-16. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

6.2 CONSIDERATION OF RESOLUTION NO. CC 2017-17 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING A COOPERATIVE LICENSE AGREEMENT WITH LOCAL FIRE AGENCIES FOR THE TONNER CANYON PROPERTY, AND NOTICE OF EXEMPTION REGARDING SAME

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER HABER TO ADOPT RESOLUTION NO. CC 2017-17. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

6.3 CONSIDERATION OF RESOLUTION NO. CC 2017-18 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING A MEMORANDUM OF UNDERSTANDING WITH THE CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION FOR CONSERVATION FUELS MANAGEMENT AND HAZARD REDUCTION PROJECTS FOR THE TONNER CANYON PROPERTY, AND NOTICE OF EXEMPTION REGARDING SAME

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY COUNCIL MEMBER CRUZ TO ADOPT RESOLUTION NO. CC 2017-18. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

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6.4 CONSIDERATION OF AMENDMENT NO. 1 TO THE LICENSE AGREEMENT WITH ROWLAND WATER DISTRICT FOR ACCESS TO ASSESSOR'S PARCEL NO. 8760-002-908 LOCATED AT 1146 NOGALES STREET FOR TEMPORARY STAGING OF CONSTRUCTION MATERIALS FOR THE FAIRWAY DRIVE GRADE SEPARATION PROJECT

Deputy Agency Engineer Nelson with CNC Engineering provided a staff report and Director of Development Services and Administration, Alex Gonzalez, provided additional information. Both were available to answer any questions.

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

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

6.5 CONSIDERATION OF ADDENDUM NO. 1 TO THE TIGER GRANT AGREEMENT WITH THE U.S. DEPARTMENT OF TRANSPORTATION FOR THE SR-57/60 CONFLUENCE PROJECT

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

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

6.6 CONSIDERATION OF APPLICATIONS FROM THE FOLLOWING ORGANIZATIONS TO SELL SAFE AND SANE FIREWORKS IN THE CITY: FRIENDS OF INDUSTRY SHERIFF'S STATION, WORKMAN HIGH SCHOOL ATHLETIC BOOSTERS, WILSON HIGH SCHOOL ATHLETICS BOOSTERS, ROWLAND HIGH SCHOOL HUDDLE CLUB, LA PUENTE HIGH SCHOOL ATHLETICS, NOGALES HIGH SCHOOL REGIMENT BOOSTERS, LOS ALTOS HIGH SCHOOL QUARTERBACK CLUB, LYLE OLSEN MEMORIAL FOUNDATION, NORTH VIEW HIGH SCHOOL VIKINGS BASEBALL, SHINING LIGHT MINISTRIES, CORY LIDLE FOUNDATION,

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KNIGHTS OF COLUMBUS #6028, CHARTER OAK CHARGES BOOSTER ASSOCIATION, THE JENNIFER LENIHAM MEMORIAL SCHOLARSHIP FOUNDATION, SAN GABRIEL VALLEY YMCA, KIWANIS OF HACIENDA HEIGHTS, WHITTIER HOST LIONS, A PLACE OF HOPE, HEIGHTS BAPTIST CHURCH, ELAN YOUTH ARTS

MOTION BY COUNCIL MEMBER HABER, AND SECOND BY COUNCIL MEMBER CRUZ TO APPROVE THE LIST OF APPLICANTS TO SELL SAFE AND SANE FIREWORKS BEGINNING JUNE 28, 2017, AND ENDING JULY 5, 2017. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

6.7 UPDATE AND DISCUSSION REGARDING THE ISSUANCE OF AN EXCAVATION PERMIT TO SOUTHERN CALIFORNIA EDISON FOR A VAULT REPLACEMENT ON LEMON AVENUE

Agency Engineer Calvillo from CNC Engineering provided a staff report and was available to answer any questions.

MOTION BY COUNCIL MEMBER RUGGLES, AND SECOND BY COUNCIL MEMBER CRUZ TO RECEIVE AND FILE THE REPORT. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

6.8 PRESENTATION AND DISCUSSION REGARDING CITY-WIDE CAPITAL IMPROVEMENT PROJECTS

Director of Development Services and Administration, Alex Gonzalez provided a staff report to the Council and was available to answer any questions.

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MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER HABER TO RECEIVE AND FILE THE REPORT. MOTION CARRIED 5-0, BY THE FOLLOWING VOTE:

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

6.9 PRESENTATION AND DISCUSSION OF ECONOMIC ANALYSIS STUDY OF THE CITY OF INDUSTRY BY THE EMERSON CONSULTING GROUP, INC.

Dr. Emerson with The Emerson Consulting Group, Inc., provided a presentation for the Council.

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

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

CITY COUNCIL COMMITTEE REPORTS

There were none.

AB1234 REPORTS

Mayor Pro Tem Moss made a report regarding Contract Cities.

CITY COUNCIL COMMUNICATIONS

There were none.

CLOSED SESSION

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

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- 10.1 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2):
Two (2) Potential Cases
- 10.2 CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Pursuant to Government Code Section 54956.8
- | | |
|--------------------|--|
| Property: | 15252 Valley Boulevard, City of Industry |
| City Negotiators: | Paul J. Philips, City Manager and
James M. Casso, City Attorney |
| Negotiating Party: | Larrache Land Co. |
| Under Negotiation: | Price and Terms of Payment |
- 10.3 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Case: Kent v. City of Industry
Los Angeles County Superior Court
Case No. KC069083
- 10.4 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Case: Skyscraper Brewing Company, Inc., v. Successor Agency to the Industry-Urban Development Agency, City of Industry, et al
Los Angeles Superior Court East District
Case No. KC0268505

There were no public comments on the Closed Session item.

Mayor Radecki recessed the meeting into Closed Session at 10:19 a.m.

RECONVENE CITY COUNCIL MEETING

Mayor Radecki reconvened the meeting at 11:50 a.m. All members of the City Council were present.

City Attorney Casso reported out of Closed Session.

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With regard to Closed Session items 10.1, 10.2, and 10.4, direction was given, no final action was taken.

With regard to Closed Session items 10.3, no reportable action was taken.

ADJOURNMENT

There being no further business, the City Council adjourned at 11:51 a.m.



DIANE M. SCHLICHTING
CHIEF DEPUTY CITY CLERK



MARK D. RADECKI
MAYOR