
CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
AUGUST 10, 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 9:01 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
Catherine Marcucci, Council Member

ABSENT: 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.

City Attorney Casso asked the Council if it would consider a motion to add an item, one potential case, to Closed Session (Item 10.1) on today's agenda. This was brought to the attention of the Attorney's office following the posting of the agenda. This is allowed under the Brown Act Section 54954.2 (b)(2) and would require at least two thirds vote.

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY MAYOR PRO TEM MOSS TO ADD ONE MORE POTENTIAL CASE TO ITEM 10.1 ON TODAY'S AGENDA. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

PUBLIC COMMENTS

There were no public comments.

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CONSENT CALENDAR

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER CRUZ TO APPROVE THE CONSENT CALENDAR. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

1. CONSIDERATION OF REGISTER OF DEMANDS FOR AUGUST 10, 2017

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

**2. CONSIDERATION OF ORDINANCE NO. 802 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, AMENDING SECTION 5.20.020 (PERMISSIBLE MASSAGE THERAPY SERVICES) OF CHAPTER 5.20 (MASSAGE THERAPY REGULATIONS) OF TITLE 5 (LICENSES AND REGULATIONS) OF THE CITY OF INDUSTRY MUNICIPAL CODE
(SECOND READING)**

ADOPT ORDINANCE NO. 802.

ACTION ITEMS

6.1 CONSIDERATION OF ORDINANCE NO. 803 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, ADDING CHAPTER 9.94 (RECREATIONAL MARIJUANA) TO ARTICLE IX (MISCELLANEOUS) OF TITLE 9 (PUBLIC PEACE, MORALS, AND WELFARE) OF THE CITY OF INDUSTRY MUNICIPAL CODE AND ADOPTING A NOTICE OF EXEMPTION REGARDING SAME

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER CRUZ TO WAIVE READING OF ORDINANCE NO. 803 AND READ BY TITLE ONLY. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER MARCUCCI TO INTRODUCE ORDINANCE NO. 803. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

6.2 CONSIDERATION OF RESOLUTION NO. CC 2017-28 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, AMENDING SECTION 3.05, LEGAL COUNSEL OF ARTICLE III, OFFICERS AND EMPLOYEES, OF THE CITY OF INDUSTRY PROPERTY AND HOUSING MANAGEMENT AUTHORITY JOINT EXERCISE OF POWERS AGREEMENT

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER MARCUCCI TO ADOPT RESOLUTION NO. CC 2017-28. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

6.3 CONSIDERATION TO AUTHORIZE THE CITY MANAGER TO ENTER INTO LICENSE AGREEMENTS FOR TEMPORARY OVERFLOW PARKING ON BEHALF OF THE CITY OF INDUSTRY

MOTION BY MAYOR RADECKI, AND SECOND BY COUNCIL MEMBER CRUZ TO AUTHORIZE THE CITY MANAGER TO ENTER INTO LICENSE AGREEMENTS FOR TEMPORARY OVERFLOW PARKING. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

6.4 CONSIDERATION OF A LICENSE AGREEMENT BETWEEN 17901 ROWLAND, LLC, AND THE CITY FOR WORK ON PRIVATE PROPERTY ASSOCIATED WITH THE ROWLAND AVENUE RECONSTRUCTION PROJECT

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY MAYOR PRO TEM MOSS TO APPROVE THE AGREEMENT. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

6.5 CONSIDERATION OF A MAINTENANCE SERVICES AGREEMENT WITH THE SAN GABRIEL VALLEY CONSERVATION CORPS IN AN AMOUNT NOT-TO-EXCEED \$900,000.00, FROM AUGUST 10, 2017 TO AUGUST 10, 2020

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY MAYOR PRO TEM MOSS TO APPROVE THE AGREEMENT. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

6.6 CONSIDERATION OF A COOPERATIVE AGREEMENT BETWEEN THE CITY OF INDUSTRY, HISTORICAL SOCIETY OF SOUTHERN CALIFORNIA, AND HISTORICAL RESOURCES, INC., FOR INVENTORY AND STORAGE OF ARTIFACTS

Director of Development Services and Administration, Alex Gonzalez pulled this item and said it would come back at the next meeting.

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6.7 CONSIDERATION OF A CONCURRENCE LETTER FROM THE CITY OF INDUSTRY AND CITY OF DIAMOND BAR, TO THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY, FOR THE FUNDING OF THE LEMON AVENUE INTERCHANGE CONFLUENCE PROJECT

Director of Development Services and Administration, Alex Gonzalez 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 CONCURRENCE LETTER. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

6.8 CONSIDERATION OF AWARD OF CONTRACT NO. CITY-1436, PAVEMENT & CURB MARKINGS TO PCI, IN THE AMOUNT OF \$548,426.50

Director of Development Services and Administration, Alex Gonzalez pulled this item and said it would come back at the next meeting.

6.9 CONSIDERATION OF AUTHORIZATION TO ADVERTISE FOR SOLICITATION OF PUBLIC BIDS FOR CONTRACT NO. CITY-1437 IPD 236, AJAX AVENUE STORM DRAIN IMPROVEMENTS, FOR AN ESTIMATED COST OF \$360,000.00

MOTION BY COUNCIL MEMBER MARCUCCI, AND SECOND BY MAYOR PRO TEM MOSS TO APPROVE THE PLANS AND SPECIFICATIONS, AND AUTHORIZE THE ADVERTISING AND RECEIPT OF ELECTRONIC BIDS. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

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6.10 CONSIDERATION OF AUTHORIZATION TO ADVERTISE FOR SOLICITATION OF PUBLIC BIDS FOR CONTRACT NO. CITY-1438, INTERSECTION WIDENING AND TRAFFIC SIGNAL INSTALLATION AT DON JULIAN ROAD AND SIXTH AVENUE, FOR AN ESTIMATED COST OF \$420,000.00

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY MAYOR PRO TEM MOSS TO APPROVE THE PLANS AND SPECIFICATIONS, AND AUTHORIZE THE ADVERTISING AND RECEIPT OF ELECTRONIC BIDS. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

6.11 CONSIDERATION OF AUTHORIZATION TO ADVERTISE FOR SOLICITATION OF PUBLIC BIDS FOR CONTRACT NO. CITY-1440, TONNER CANYON ZIPLINE CONSTRUCTION, FOR AN ESTIMATED COST OF \$220,000.00

City Engineer, Roberto Ramirez, from Cordoba Corporation provided a staff report and was available to answer any questions.

MOTION BY MAYOR PRO TEM MOSS, AND SECOND BY COUNCIL MEMBER MARCUCCI TO APPROVE THE PLANS AND SPECIFICATIONS AND AUTHORIZE THE ADVERTISING AND RECEIPT OF ELECTRONIC BIDS. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

6.12 CONSIDERATION OF AUTHORIZATION TO ADVERTISE FOR SOLICITATION OF PUBLIC BIDS FOR CONTRACT NO. CITY-1441, PHASE 1 HUDSON (YAL) BUILDING TENANT IMPROVEMENTS, FOR AN ESTIMATED COST OF \$259,900.00

City Engineer, Roberto Ramirez, from Cordoba Corporation provided a staff report and was available to answer any questions.

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MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER MARCUCCI TO APPROVE THE PLANS AND SPECIFICATIONS AND AUTHORIZE THE ADVERTISING AND RECEIPT OF ELECTRONIC BIDS. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

6.13 CONSIDERATION OF CHANGE ORDER NOS. 6, 7, 8, 9, 10, 11, 12, 13, AND 14 FOR CONTRACT NO CITY-1421, VALLEY BOULEVARD RECONSTRUCTION WITH PCC PAVEMENT FROM TURNBULL CANYON ROAD TO HACIENDA BOULEVARD, SUBMITTED BY SULLY-MILLER CONTRACTING COMPANY IN THE AMOUNT OF \$684,961.72 AND APPROPRIATE \$709,508.98 FROM THE 2015 SALES TAX REVENUE BOND PROCEEDS

Agency Engineer Nelson provided a staff report and was available to answer any questions.

MOTION BY COUNCIL MEMBER CRUZ, AND SECOND BY COUNCIL MEMBER MARCUCCI TO APPROVE THE CHANGE ORDERS. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

6.14 CONSIDERATION OF DEVELOPMENT PLAN NO. 17-7, PROPOSED BY CORE STATES GROUP ON BEHALF OF CHASE BANK FOR A NEW 14,000 SQUARE FOOT, COMMERCIAL BANK BUILDING LOCATED AT 17160 COLIMA ROAD IN THE CITY OF INDUSTRY

CONSIDERATION OF RESOLUTION NO. CC 2017-27 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING DEVELOPMENT PLAN NO 17-7, PERMITTING A 14,000 SQUARE FOOT COMMERCIAL BANK LOCATED AT 17160 COLIMA ROAD, CITY OF INDUSTRY, CALIFORNIA, AND THE NOTICE OF EXEMPTION REGARDING SAME, AND MAKING FINDINGS IN SUPPORT THEREOF

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Senior Planner, Troy Helling, provided a staff report and was available to answer any questions.

MOTION BY COUNCIL MEMBER MARCUCCI, AND SECOND BY COUNCIL MEMBER CRUZ TO ADOPT RESOLUTION NO. CC 2017-27. MOTION CARRIED 4-0, BY THE FOLLOWING VOTE:

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

CITY COUNCIL COMMITTEE REPORTS

There were none.

AB1234 REPORTS

There were none.

CITY COUNCIL COMMUNICATIONS

There were none.

CLOSED SESSION

Chief Deputy City Clerk Schlichting 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)(1):
Two Potential Cases

- 10.2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(4):
Case: Kent v. City of Industry
Los Angeles County Superior Court
Case No. KC069083

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10.3 CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Pursuant to Government Code Section 54956.8

Property: 15236–15246 Valley Boulevard, City of Industry
(Assessor's Parcel Number 8208-023-057)
City Negotiators: Paul J. Philips, City Manager and
James M. Casso, City Attorney
Negotiating Party: Larrache Land Company
Under Negotiation: Price and Terms of Payment

There were no public comments on the Closed Session items.

Mayor Radecki recessed the meeting into Closed Session at 9:40 a.m.

RECONVENE CITY COUNCIL MEETING

Mayor Radecki reconvened the meeting at 10:43 a.m. All members of the City Council were present except for Council Member Ruggles.

City Attorney Casso reported out of Closed Session.

With regard to Closed Session items 10.1 and 10.2, the City Council provided direction to the City Attorney, no final action was taken.

With regard to Closed Session item 10.3, direction was given to the Agency Negotiators. No final action was taken, nothing further to report at this time.

ADJOURNMENT

There being no further business, the City Council adjourned at 10:44 a.m.



MARK D. RADECKI
MAYOR



DIANE M. SCHLICHTING
CHIEF DEPUTY CITY CLERK