
CITY COUNCIL REGULAR MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
MARCH 24, 2022
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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: 340 827 519#.

FLAG SALUTE

The flag salute was led by Mayor Cory Moss.

ROLL CALL

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

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

PUBLIC COMMENTS

Robert Gonzales, Mayor from the City of Azusa, came by to introduce himself as the new Representative for the Water Quality Authority in this area and would like, in the near future, to provide a presentation to the City explaining what the Authority does.

Mike Greenspan and Armando Herman each spoke about their first amendment freedom of speech rights, to include the tolerance of all unpleasant forms of speech. They spoke about their opposition to government policies/leadership and provided documents for the record.

CONSENT CALENDAR

Mayor Moss announced that Item Nos. 5.7, 5.8, 5.9 and 5.10 are to be pulled from the Consent Calendar and will be up for consideration at a future meeting.

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Mike Greenspan and Armando Herman each spoke in opposition of the Consent Calendar.

Council Member Ruggles asked to pull Item Nos. 5.4, 5.5, and 5.6, for a staff report.

5.1 CONSIDERATION OF THE REGISTER OF DEMANDS FOR MARCH 24, 2022

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

5.2 CONSIDERATION OF THE MINUTES OF THE JANUARY 27, 2022 REGULAR MEETING

RECOMMENDED ACTION: *Approve as submitted.*

5.3 CONSIDERATION OF AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH HINDERLITER, DE LLAMAS & ASSOCIATES FOR SALES AND USE TAX SERVICES, EXTENDING THE TERM THROUGH MARCH 28, 2025, UPDATING THE RATE SCHEDULE, THE ADDRESSES OF THE CITY AND CITY ATTORNEY, AND THE INDEMNITY PROVISIONS CONSISTENT WITH BEST PRACTICES FOR INDEPENDENT CONTRACTORS

RECOMMENDED ACTION: *Approve Amendment No. 1 to the Professional Services Agreement with HdL.*

5.4 CONSIDERATION OF THE HOUSING ELEMENT ANNUAL PROGRESS REPORT

RECOMMENDED ACTION: *Receive and file the Housing Element Annual Progress Report for 2021, and direct staff to transmit copies to the California Department of Housing and Community Development and Governor's Office of Planning and Research by email not later than April 1, 2022, as required by State law.*

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

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5.5 CONSIDERATION OF RESOLUTION NO. CC 2022-12 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA TO APPROVE A GENERAL SERVICES AGREEMENT BETWEEN THE CITY OF INDUSTRY AND THE COUNTY OF LOS ANGELES

RECOMMENDED ACTION: *Adopt Resolution No. CC 2022-12 and authorize the Mayor to execute the General Services Agreement with the County of Los Angeles dated July 1, 2022.*

City Manager, Josh Nelson provided a staff report and was available to answer any questions.

5.6 CONSIDERATION OF AMENDMENT NO. 5 TO THE PROFESSIONAL SERVICES AGREEMENT WITH TRIMARK ASSOCIATES, INC., FOR THE METROLINK SOLAR AND ELECTRICAL VEHICLES CHARGER FACILITY, EXTENDING TERM THROUGH MARCH 31, 2025, REVISING THE RATE SCHEDULE, INCREASING COMPENSATION BY \$100,000.00, REVISING INDEMNITY PROVISIONS, AND REVISING THE ADDRESS OF THE CITY (MP 06-18 #10)

RECOMMENDED ACTION: *Approve the Amendment.*

Dev Birla, Operations Manager at CNC Engineering, provided a staff report and was available to answer any questions.

5.7 CONSIDERATION OF ANNUAL AUDITED FINANCIAL STATEMENTS FOR THE FISCAL YEAR ENDED JUNE 30, 2021

RECOMMENDED ACTION: *Approve Annual Audited*
Financial Statements for FY 20-21.

THIS ITEM WAS PULLED FROM THE AGENDA.

5.8 CONSIDERATION OF INDEPENDENT AUDITOR'S REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS FOR THE FISCAL YEAR ENDED JUNE 30, 2021

RECOMMENDED ACTION: *Approve Independent Auditor's*
Report for FY 20-21.

THIS ITEM WAS PULLED FROM THE AGENDA.

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5.9 CONSIDERATION OF AUDITOR'S COMMUNICATIONS WITH THE CITY COUNCIL FOR THE FISCAL YEAR ENDED JUNE 30, 2021

RECOMMENDED ACTION: *Approve Auditor's Communication Report for FY 20-21.*

THIS ITEM WAS PULLED FROM THE AGENDA.

5.10 CONSIDERATION OF INDEPENDENT AUDITOR'S REPORT ON AGREED-UPON PROCEDURES APPLIED TO THE APPROPRIATIONS LIMIT WORKSHEETS FOR THE FISCAL YEAR ENDING JUNE 30, 2021

RECOMMENDED ACTION: *Approve the Appropriations Limit Worksheet for FY 20-21.*

THIS ITEM WAS PULLED FROM THE AGENDA.

MOTION BY MAYOR MOSS, AND SECOND BY COUNCIL MEMBER GREUBEL TO APPROVE THE CONSENT CALENDAR WITH ITEM NOS. 5.7, 5.8, 5.9, AND 5.10 PULLED FROM THE AGENDA. 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

6.1 CONSIDERATION OF APPOINTMENTS FOR FOUR (4) VACANT SEATS ON THE CIVIC CENTER DESIGN AND DEVELOPMENT ADVISORY COMMITTEE

RECOMMENDED ACTION: *Discuss and make appointments, two members from the City Council and two members who are City electors to the Civic Center Design and Development Advisory Committee and/or provide additional direction to staff.*

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Assistant City Manager, Bing Hyun noted that the Civic Center Design and Development Advisory Committee was created and approved at the February meeting and today the two electors and two City Council members are to be determined with this action item. Two applications were received, one from Manuel Perez and the other from Steve Marcucci.

Manuel Perez spoke to the Council and thanked them for their consideration for this appointment.

Mayor Moss said she was happy to approve both of these applications to the committee.

Mike Greenspan and Armando Herman each spoke in opposition of Item No. 6.1.

MOTION BY MAYOR MOSS, AND SECOND BY COUNCIL MEMBER GREUBEL TO APPOINT BOTH MANUAL PEREZ AND STEVE MARCUCCI TO THE TWO OPEN SEATS ON THE COMMITTEE. MOTION CARRIED 4-0, WITH ONE ABSTENTION BY THE FOLLOWING VOTE:

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

Mayor Moss, based on interest, discussed with the Council Members as to who was interested in the two open positions. After conversation ensued, Mayor Moss determined that Council Members Greubel and Radecki would sit on this committee, along with Bing Hyun completing the five seats needed for the Advisory Committee. No vote was taken or necessary.

CITY MANAGER REPORTS

City Manager Josh Nelson announced that a facility that we own in the City, El Encanto Healthcare and Habilitation Center, has been named the 3rd best nursing home throughout the country by Newsweek Magazine. Congratulations to Ken Calvo and staff for a great job!

Also, we are starting an employee recognition program beginning this year. We have five-year pins for four employees: Carmen Cooper, Laura Hudson, Yamini Pathak and Julie Hardt. Plus, a fifteen-year pin for Elise Calvo and a twenty-year pin to Bertha Perez.

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Pins were passed out and pictures were taken. Thank you for your dedicated work.

AB 1234 REPORTS

There were none.

CITY COUNCIL COMMUNICATIONS

Mayor Moss again gave out a huge congratulations to Ken Calvo and the staff at El Encanto Healthcare and Habilitation Center.

CLOSED SESSION

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

City Manager Josh Nelson pulled Closed Session Item 10.3 from the agenda until a future meeting.

Mike Greenspan and Armando Herman each spoke in opposition of Closed Session.

10.1 CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Case: *Ruiz v. City of Industry*
Superior Court of California, County of Los Angeles
Case No. 20STCV29058

10.2 CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Case: *Cabanlit v. Con-Way Freight, Inc., et al.*
Superior Court of California, County of Los Angeles
Case No. BC656364

10.3 PUBLIC EMPLOYMENT PERFORMANCE EVALUATION
Pursuant to Government Code Section 54957(b)(1)
TITLE: CITY TREASURER

10.4 PUBLIC EMPLOYMENT PERFORMANCE EVALUATION
Pursuant to Government Code Section 54957(b)(1)
TITLE: CITY MANAGER

Mayor, Cory C. Moss, recessed the meeting into Closed Session at 9:45 a.m.

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Mayor Moss reconvened the meeting at 12:01 p.m.

City Attorney Casso reported out of Closed Session. All members of the Council were present.

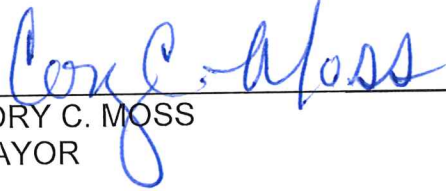
With regard to Closed Session Items 10.1 and 10.2, direction was given to the City Attorney's Office, no further action taken.

With regard to Closed Session Item 10.3, this item was pulled.

With regard to Closed Session item 10.4, there was no reportable action. Nothing further to report at this time.

ADJOURNMENT

There being no further business, the City Council adjourned at 12:02 p.m.



CORY C. MOSS
MAYOR



JULIE ROBLES
CITY CLERK