
CITY COUNCIL SPECIAL MEETING MINUTES
CITY OF INDUSTRY, CALIFORNIA
JANUARY 12, 2023
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CALL TO ORDER

The Special Meeting of the City Council of the City of Industry, California, was called to order by Mayor Cory C. Moss at 9:09 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: 192 360 670#.

FLAG SALUTE

The flag salute was led by Mayor Cory C. Moss.

ROLL CALL

PRESENT: Cory C. Moss, Mayor
Cathy Marcucci, Mayor Pro Tem
Michael Greubel, Council Member - Telephonically
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 Gutierrez-Robles, City Clerk.

PUBLIC COMMENTS

Mike Greenspan and Armando Herman each spoke for three minutes 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.

Mayor Moss asked if anyone else was on the line for public comments regarding items not listed on the agenda. If so, press *5 to raise your hand and the City Clerk can unmute you. There were none.

CONSENT CALENDAR

Council Member Ruggles asked for a Staff Report on Item 5.1.

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

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Mayor Moss asked if anyone else was on the line for public comments regarding the Consent Calendar. If so, press *5 to raise your hand and the City Clerk can unmute you. There was none.

5.1 CONSIDERATION OF A SETTLEMENT AGREEMENT AND MUTUAL RELEASE WITH BROWN RUDNICK LLP AND WILLIAM W. LOCKYER

RECOMMENDED ACTION: *Approve the Settlement Agreement and Mutual Release.*

City Attorney James M. Casso provided an update for the Council. The Casso & Sparks team has negotiated a settlement with Brown Rudnick LLP and William W. Lockyer to resolve any disputes both parties had between themselves with regards to the PSA (Purchase and Sale Agreement) that the City entered into, back in 2016. As part of that settlement of any disputes, the Brown Rudnick parties would pay the City \$350,000.00, and both parties shall release each other from any sort of claims, known or unknown.

This agreement itself is based on the PSA from 2016, and only deals with the three parties and any claims the City may have against Brown Rudnick LLP and William W. Lockyer, and vice versa.

Mr. Casso also said that Jaime from our office is on the line and can answer any questions you may have.

Mayor Moss congratulated the Legal Team with gratitude and relief that this issue is now resolved.

MOTION BY COUNCIL MEMBER RADECKI, AND SECOND BY COUNCIL MEMBER RUGGLES TO APPROVE THE SETTLEMENT AGREEMENT AND MUTUAL RELEASE. 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

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CLOSED SESSION

Mike Greenspan and Armando Herman each spoke for three minutes in opposition to Item No. 6.1.

Mayor Moss asked if anyone was on the line for public comments regarding Closed Session Item 6.1. If so, press *5 to raise your hand and the City Clerk can unmute you. There were none.

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

Property: 1 Industry Hills Parkway, City of Industry, CA, 91744 also known as Assessor Parcel Numbers (portion of) 8247-014-900, (portion of) 8247-013- 908, 8262-001-900, 8262-001-902, (portion of) 8262-011-930, 8262-011- 931, 8262-012-270, 8262-012- 271, 8262-012-272, 8262-012-273, (portion of) 8262-012-274, (portion of) 8262-012- 275, 8262-012-276,(portion of) 8262- 015-900, (portion of) 8262-015-901, 8262-015-902, 8262-015-904, (portion of) 8262-015-905, 8263-008-270, 8263- 008-271, 8263-008-904 and 8263-027-270

Agency Negotiators: Josh Nelson, City Manager
James M. Casso, City Attorney

Negotiating Parties: Majestic Industry Hills, LLC, a Delaware limited liability company

Under Negotiation: Price and terms of payment

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

Mayor Moss reconvened the meeting at 12:37 p.m.

City Attorney Casso reported out of Closed Session. All members of the Council were present except Council Member Greubel who participated remotely.

With regard to Closed Session Item No. 6.1, direction was given to the Agency Negotiators, no final action was taken, nothing further to report at this time.

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CITY MANAGER REPORTS

There were none.

AB 1234 REPORTS


There were none.

CITY COUNCIL COMMUNICATIONS

There were none.

ADJOURNMENT

There being no further business, the City Council adjourned at 12:41 p.m.



CORY C. MOSS
MAYOR



JULIE GUTIERREZ-ROBLES
CITY CLERK