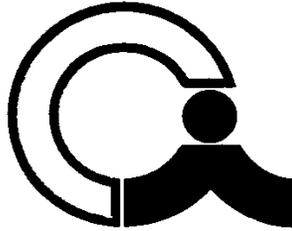


CITY OF INDUSTRY

CITY COUNCIL
REGULAR MEETING AGENDA

AUGUST 11, 2016
9:00 AM



Mayor Mark Radecki
Mayor Pro Tem Cory Moss
Council Member Abraham Cruz
Council Member Roy Haber, III
Council Member Newell Ruggles

Location: City Council Chamber, 15651 East Stafford Street, City of Industry, California 91744

Addressing the City Council:

- ▶ **Agenda Items:** Members of the public may address the City Council on any matter listed on the Agenda. In order to conduct a timely meeting, there will be a three-minute time limit per person for any matter listed on the Agenda. Anyone wishing to speak to the City Council is asked to complete a Speaker's Card which can be found at the back of the room and at the podium. The completed card should be submitted to the City Clerk prior to the Agenda item being called and prior to the individual being heard by the City Council.
- ▶ **Public Comments (Non-Agenda Items):** Anyone wishing to address the City Council on an item not on the Agenda may do so during the "Public Comments" period. In order to conduct a timely meeting, there will be a three-minute time limit per person for the Public Comments portion of the Agenda. State law prohibits the City Council from taking action on a specific item unless it appears on the posted Agenda. Anyone wishing to speak to the City Council is asked to complete a Speaker's Card which can be found at the back of the room and at the podium. The completed card should be submitted to the City Clerk prior to the Agenda item being called by the City Clerk and prior to the individual being heard by the City Council.

Americans with Disabilities Act:

- ▶ In compliance with the ADA, if you need special assistance to participate in any City meeting (including assisted listening devices), please contact the City Clerk's Office (626) 333-2211. Notification of at least 48 hours prior to the meeting will assist staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting.

Agendas and other writings:

- ▶ In compliance with SB 343, staff reports and other public records permissible for disclosure related to open session agenda items are available at City Hall, 15625 East Stafford Street, Suite 100, City of Industry, California, at the office of the City Clerk during regular business hours, Monday through Friday 9:00 a.m. to 5:00 p.m. Any person with a question concerning any agenda item may call the City Clerk's Office at (626) 333-2211.

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1. Call to Order
 2. Flag Salute
 3. Roll Call
 4. Public Comments

- 4.1 Presentation from the California Department of Toxic Substances Control (DTSC) Staff to provide an update on the Quemetco Battery Recycling Facility located at 720 S. 7th Avenue, City of Industry

5. **CONSENT CALENDAR**

All matters listed under the Consent Calendar are considered to be routine and will be enacted by one vote. There will be no separate discussion of these items unless members of the City Council, the public, or staff request specific items be removed from the Consent Calendar for separate action.

- 5.1 Consideration of the Register of Demands

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

- 5.2 Consideration of Resolution No. CC 2016-50 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, REQUESTING THAT THE LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF LOS ANGELES APPROVE THE WITHDRAWAL OF THE CITY'S ANNEXATION APPLICATION FOR THE RIGHT OF WAY LOCATED ON THE SOUTH SIDE OF VALLEY BOULEVARD BETWEEN MORNINGSIDE DRIVE AND 460 FEET EAST OF FAURE AVENUE (Continued from July 28, 2016)

RECOMMENDED ACTION: Adopt Resolution No. CC 2016-50.

6. **ACTION ITEMS**

- 6.1 Consideration of a Betterment Agreement between the Cities of Industry and Diamond Bar, and the Alameda Corridor-East Construction Authority for the Lemon Avenue Improvements in conjunction with the Fairway Drive Grade Separation Project

RECOMMENDED ACTION: Approve the Betterment Agreement.

- 6.2 Consideration of a Professional Services Agreement with Emerson Consulting Group, Inc., for Economic Analysis Services in the amount not to exceed \$15,000.00

RECOMMENDED ACTION: Approve the Professional Services Agreement.

- 6.3 Consideration of Resolution No. CC 2016-52 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, RESCINDING RESOLUTIONS NO. 1900, 2226, CC 2012-17, CC 2013-09, CC 2015-12 AND CC 2016-21, AND ADOPTING SALARY RANGE

SCHEDULES FOR CITY EMPLOYEES AND OFFICERS FROM FISCAL YEAR 2000-2001 THROUGH FISCAL YEAR 2016-2017

RECOMMENDED ACTION: Adopt Resolution No. CC 2016-52.

- 6.4 Introduction and Consideration of Ordinance No. 795 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, AMENDING SECTION 2.20.010 (AUTHORIZATION FOR HEALTH AND DENTAL BENEFITS) OF CHAPTER 2.20 (EMPLOYEE BENEFIT PLANS) OF TITLE 2 (ADMINISTRATION AND PERSONNEL) OF THE CITY OF INDUSTRY MUNICIPAL CODE TO ACHIEVE COMPLIANCE WITH THE AFFORDABLE CARE ACT AND STATE LAW (FIRST READING)

RECOMMENDED ACTION: Waive further reading, read by title only, and introduce Ordinance No. 795.

- 6.5 Introduction and Consideration of Ordinance No. 796 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, ADDING SECTION 3.52.160 (EXCEPTIONS FOR DESIGN-BUILD PROJECT DELIVERY) TO CHAPTER 3.52 (PUBLIC PROJECTS-BIDDING AND PROCEDURES) OF TITLE 3 (REVENUE AND FINANCE) OF THE CITY OF INDUSTRY MUNICIPAL CODE TO AUTHORIZE DESIGN – BUILD AS A METHOD OF DELIVERY FOR PROJECT CONSTRUCTION (FIRST READING)

RECOMMENDED ACTION: Waive further reading, read by title only and introduce Ordinance No. 796.

- 6.6 Consideration of Resolution No. CC 2016-53 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY APPROVING THE ASSIGNMENT AND ASSUMPTION OF INTEREST IN THE PURCHASE AND SALE AGREEMENT BETWEEN THE CITY AND R.Y. PROPERTIES, INC. FOR THE PROPERTY LOCATED AT 17201 & 17301 GALE AVENUE AND MAKING THE REQUISITE CEQA FINDINGS

RECOMMENDED ACTION: Adopt Resolution No. CC 2016-53.

7. **CITY COUNCIL COMMITTEE REPORTS**

8. **AB 1234 REPORTS**

9. **CITY COUNCIL COMMUNICATIONS**

10. **CLOSED SESSION**

10.1 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): Two Potential Cases

10.2 Conference with real property negotiators pursuant to Government Code Section 54956.8

Property: Tres Hermanos Property
City Negotiators: Paul J. Philips, City Manager and
James M. Casso, City Attorney
Negotiating Parties: Paul J. Philips, Executive Director and
James M. Casso, Agency Legal Counsel
Under Negotiation: Price and Terms of Payment

11. Adjournment. Next regular meeting: Thursday, August 25, 2016 at 9:00 a.m.