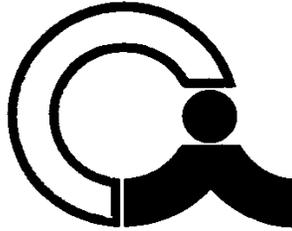


CITY OF INDUSTRY

CITY COUNCIL
REGULAR MEETING AGENDA

SEPTEMBER 8, 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

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 for August 25, 2016

RECOMMENDED ACTION: Approve the Register of Demands and ratify the issuance of the checks.

5.2 Consideration of the Register of Demands for September 8, 2016

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

5.3 Consideration of the minutes of January 28, 2016 regular meeting; February 11, 2016 regular meeting; February 23, 2016 special meeting; March 10, 2016 regular meeting; and March 21, 2016 special meeting

RECOMMENDED ACTION: Approve as submitted.

5.4 Consideration of Resolution No. CC 2016-56 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, ADOPTING A SALARY RANGE SCHEDULE FOR CITY OFFICERS AND EMPLOYEES FROM JULY 1, 2015 TO MARCH 9, 2016

RECOMMENDED ACTION: Adopt Resolution No. CC 2016-56.

5.5 Consideration of Resolution No. CC 2016-57 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, TO AMEND THE CITY OF INDUSTRY EMPLOYEE AND ANNUITANT HEALTH PLANS

RECOMMENDED ACTION: Adopt Resolution No. CC 2016-57.

5.6 Consideration of Resolution No. CC 2016-58 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, ADOPTING AN INTERFUND LOAN POLICY

RECOMMENDED ACTION: Adopt Resolution No. CC 2016-58.

5.7 Consideration of Resolution No. CC 2016-59 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA,

APPROVING BLANKET PURCHASE ORDERS FOR VENDORS
TOTALING \$10,000 AND OVER FOR FY 2016-17

RECOMMENDED ACTION: Adopt Resolution No. CC 2016-59.

- 5.8 Consideration and ratification of the Professional Services Agreement between the City of Industry and Cordoba Corporation for utility administration services for an amount not to exceed \$1,100,000.00 from July 12, 2016 – July 11, 2017

RECOMMENDED ACTION: Approve and ratify the Agreement.

- 5.9 Consideration of a Professional Services Agreement between the City of Industry and Butsko Utility Design, Inc., for utility engineering services for an amount not to exceed \$375,000.00 from September 8, 2016 – September 8, 2019

RECOMMENDED ACTION: Approve the Agreement.

- 5.10 Consideration of a Maintenance Services Agreement between the City of Industry and Pacific Utility Installation, Inc., for utility operations and maintenance services for an amount not to exceed \$150,000.00 from September 8, 2016 – September 8, 2019

RECOMMENDED ACTION: Approve the Agreement.

- 5.11 Consideration of a Maintenance Services Agreement between the City of Industry and Applied Metering Technologies, Inc., for utility operations and maintenance services for an amount not to exceed \$15,000.00 from September 8, 2016 – September 8, 2019

RECOMMENDED ACTION: Approve the Agreement.

- 5.12 Consideration of authorization for the Public Utilities Director or designee to purchase Renewable Energy Credits for the City of Industry by December 31, 2016 in the amount of \$200,000.00

RECOMMENDED ACTION: Authorize the Public Utilities Director or designee to purchase Renewable Energy Credits in the amount of \$200,000.00.

- 5.13 Consideration of Amendment No. 2 to the Professional Services Agreement between the City of Industry and Sage Environmental Group LLC, to perform additional biological and regulatory compliance consulting services for an amount not to exceed \$108,000.00

RECOMMENDED ACTION: Approve Amendment No. 2.

- 5.14 Consideration of a final invoice submitted by Kinder-Morgan L.P., in the amount of \$159,742.66, to perform pipeline protection design and inspection services for the Valley Boulevard Improvement Project from Azusa Way to Fairway Drive

RECOMMENDED ACTION: Approve the final invoice, and authorize the expenditure in the amount of \$159,742.66.

- 5.15 Consideration of a License Agreement between the City of Industry and 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

RECOMMENDED ACTION: Approve the License Agreement.

- 5.16 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
(SECOND READING)

RECOMMENDED ACTION: Adopt Ordinance No. 796.

- 5.17 Consideration of formal bidding activity for repairs and safety and code compliance located at 16200-5 Temple Avenue and 16224 Temple Avenue, per City of Industry Municipal Code Section 3.52.040(A) Adoption of Plans and Bidding – Public Projects

RECOMMENDED ACTION: Approve formal bidding activity at 16200-5 Temple Avenue and 16224 Temple Avenue.

- 5.18 Consideration of a Legal Services Agreement between the City of Industry and Bouza Law Firm for special legal services in connection with real estate and other matters

RECOMMENDED ACTION: Approve the Agreement.

- 5.19 Consideration of a Legal Services Agreement between the City of Industry and Carlson, Calladine & Peterson LLP for special legal services in connection with potential claims against certain former contractors to the City of Industry

RECOMMENDED ACTION: Approve the Agreement.

6. PUBLIC HEARING

- 6.1 Public Hearing to consider Conditional Use Permit (CUP) No. 16-1, submitted by Verizon Wireless for the operation and construction of a new 600 square foot wireless telecommunications facility located at 17969 Railroad Street in the City of Industry

Consideration of Resolution No. CC 2016-60 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING CONDITIONAL USE PERMIT NO. 16-1, TO ALLOW A WIRELESS TELECOMMUNICATIONS FACILITY AT 17969 RAILROAD STREET, CITY OF INDUSTRY, CALIFORNIA, AND THE NOTICE OF EXEMPTION REGARDING SAME, AND MAKING FINDINGS IN SUPPORT THEREOF

RECOMMENDED ACTION: Adopt Resolution No. CC 2016-60.

7. ACTION ITEMS

- 7.1 Consideration of Resolution No. CC 2016-61 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA APPROVING DEVELOPMENT PLAN NO. 16-4 FOR THE CONSTRUCTION OF A WIRELESS TELECOMMUNICATIONS FACILITY AT 17969 RAILROAD STREET, CITY OF INDUSTRY, CALIFORNIA, AND THE NOTICE OF EXEMPTION REGARDING SAME, AND MAKING FINDINGS IN SUPPORT THEREOF

RECOMMENDED ACTION: Adopt Resolution No. CC 2016-61.

- 7.2 Consideration of Resolution No. CC 2016-62 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY APPROVING THE PURCHASE AND SALE AGREEMENT BETWEEN THE SUCCESSOR AGENCY TO THE INDUSTRY URBAN-DEVELOPMENT AGENCY AND THE CITY FOR THE TRES HERMANOS RANCH AND MAKING THE REQUISITE CEQA FINDINGS

RECOMMENDED ACTION: Adopt Resolution No. CC 2016-62.

- 7.3 Consideration of Resolution No. CC 2016-63 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, TO AMEND THE FISCAL YEAR 2016-2017 ELECTRIC UTILITY FUND BUDGET TO REFLECT AN APPROPRIATION OF \$1,280,000.00 FROM AVAILABLE ELECTRIC UTILITY RESERVES FUND AND INCREASING THE ELECTRIC UTILITY FUND – PROFESSIONAL SERVICES

(ACCOUNT NO. 161-300-5120.01) IN THE AMOUNT OF \$1,225,000 FOR UTILITY ADMINISTRATION SERVICES AND THE ELECTRIC UTILITY FUND – REPAIR AND MAINTENANCE EQUIPMENT (ACCOUNT NO. 161-300-5550) IN THE AMOUNT OF \$55,000.00 FOR EXPENDITURES

RECOMMENDED ACTION: Adopt Resolution No. CC 2016-63.

- 7.4 Consideration of a Contract for an Extension of Electric Distribution Line at the Industry Business Center between the Successor Agency to the Industry-Urban Development Agency and the Industry Public Utilities Commission for an amount not to exceed \$10,750,000.00

RECOMMENDED ACTION: Approve the Contract.

- 7.5 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 (SECOND READING)

RECOMMENDED ACTION: Adopt Ordinance No. 795.

- 7.6 Discussion and direction regarding temporary part-time City Clerk support for the June 2017 General Municipal Election

RECOMMENDED ACTION: Discuss and provide direction to Staff.

8. **CITY COUNCIL COMMITTEE REPORTS**

9. **AB 1234 REPORTS**

10. **CITY COUNCIL COMMUNICATIONS**

11. **CLOSED SESSION**

- 11.1 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Initiation of litigation pursuant to Government Code Section 54956.9(d)(4):
Two Cases.

12. Adjournment. Next regular meeting: Thursday, September 22, 2016 at 9:00 a.m.