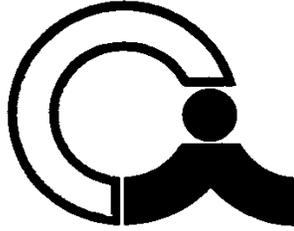


CITY OF INDUSTRY

CITY COUNCIL
REGULAR MEETING AGENDA

SEPTEMBER 27, 2012
9:00 AM



Mayor Jeff Parriott
Mayor Pro Tem Tim Spohn
Council Member Roy Haber, III
Council Member John P. Ferrero
Council Member Pat Marcellin

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
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5. **CITY COUNCIL MATTERS**

- 5.1 Presentation by Scott Chamberlain of the San Gabriel Valley Consortium on Homelessness entitled, "Implementing Community Designed Solutions through Regional Partnerships".

6. **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.

- 6.1 Motion to approve the reading by title of all ordinances and resolutions. The ordinances and resolutions, which appear on the public agenda, shall be determined to have been read by title and further reading waived.

RECOMMENDED ACTION: Waive reading of Ordinances and Resolutions.

- 6.2 Review of Actions for City Goods and Services.

RECOMMENDED ACTION: Receive and file.

- 6.3 Consideration of the minutes of the August 9, 2012 regular meeting.

RECOMMENDED ACTION: Approve as submitted.

- 6.4 Consideration to receive and file the 2012 Local Agency Biennial Notices for the following public agencies: City Council of the City of Industry, Successor Agency to the Industry Urban-Development Agency, Industrial Development Authority, Industry Public Facilities Authority, Industry Property and Housing Management Authority, and the Civic-Recreational-Industrial Authority.

RECOMMENDED ACTION: Receive and file.

- 6.5 Consideration of an Agreement for Consulting Services between the City of Industry and Sage Environmental Group to perform environmental engineering services for a budget amount of \$32,000.00.

RECOMMENDED ACTION: Approve the Agreement for Consulting Services.

- 6.6 Consideration of an Agreement for Consulting Services between the City of Industry and AEI-CASC Consulting to perform NPDES engineering services for a budget amount of \$75,500.00.

RECOMMENDED ACTION: Approve the Agreement for Consulting Services.

- 6.7 Consideration of Memorandum of Understanding between the City of Industry and the Successor Agency to the Industry-Urban Development Agency for the Lemon Avenue Interchange Project.

RECOMMENDED ACTION: Approve and authorize the execution of the Memorandum of Understanding.

7. CITY MANAGER MATTERS

- 7.1 Consideration of award of Contract No. CITY-1413, Valley Boulevard Quiet Zone Improvements at Fairway Drive, Lemon Avenue and Brea Canyon Road, to Raken, Inc., in the amount of \$54,465.60.

RECOMMENDED ACTION: Award the contract to Raken, Inc. and authorize the Mayor to execute the contract upon receipt.

- 7.2 Consideration of Contract Completion documents for Contract No. CITY-1381, Industry Hills Lake Loop Road Potable Water System Booster Pump Station: GCI Construction, Inc., in the amount of \$153,789.87.

RECOMMENDED ACTION: Authorize the City Engineer to execute and file contract completion documents and to receive and file the final accounting.

8. PLANNING MATTERS

- 8.1 Consideration of Development Plan application 12-4 submitted by CNC Engineering to develop a new 22,000 square foot office building and for a future office building of a maximum 17,000 square feet located at 242 Hacienda Boulevard.

RECOMMENDED ACTION: Approve Development Plan 12-4 submitted by CNC Engineering based on the findings and Standard Requirements and Conditions.

9. CLOSED SESSION

- 9.1 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(a)
Case: City of Industry v. Cathay Entertainment, Inc. and Amusement Industry, Inc.
Los Angeles Superior Court
Case No. KC062828G

- 9.2 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(a)
Case: Cathay Entertainment, Inc. v. City of Industry
United States District Court for the Central District of California
Case No. CV11-10686 GHK (FFMx)

9.3 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(a)
Case: People of the State of California, and City of Industry v. DNA Properties, Inc., a California Corporation; Gale Avenue Hospitality Venture, Inc., a California Corporation, dba Pink's Gentlemen's Club, and Does 1 through 50, inclusive.

Los Angeles Superior Court East District
Case No. KC 061417-0

9.4 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(a)
Case: Gale Avenue Hospitality Venture, Inc., a California Corporation, and DNA Properties, Inc., a California Corporation v. City of Industry

Los Angeles Superior Court East District
Case No. KC 061417-0

9.5 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of litigation pursuant to Government Code Section 54956.9(c):
Two Cases.

9.6 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code Section
54956.9(b)(3)(A): Two Cases.

10. Adjournment. Next regular meeting: Thursday, October 11, 2012 at 9:00 a.m.