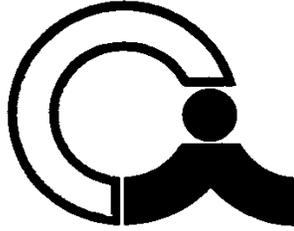


CITY OF INDUSTRY

CITY COUNCIL
REGULAR MEETING AGENDA

OCTOBER 25, 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. **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 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.

- 5.2 Review of Actions for City Goods and Services.

RECOMMENDED ACTION: Receive and file.

- 5.3 Consideration of the minutes of the September 13, 2012 regular meeting.

RECOMMENDED ACTION: Approve as submitted.

- 5.4 Consideration of an Agreement for Consulting Services between the City of Industry and Leighton Consulting, Inc. to perform geotechnical and material observation and testing services during construction for the Industry's 66KV Electrical Substation Facilities at 208 S. Waddingham Way, Contract No. CITY-1389, for a budget amount of \$43,000.00.

RECOMMENDED ACTION: Approve the Agreement for Consulting Services.

- 5.5 Consideration to schedule a Joint Study Session with the City of Industry Planning Commission on Thursday, November 15, 2012 at 9:00 am in the City Council Chamber regarding the City's General Plan.

RECOMMENDED ACTION: Schedule the Joint Study Session with the City of Industry Planning Commission on Thursday, November 15, 2012 at 9:00 am in the City Council Chamber.

- 5.6 Consideration of Resolution No. CC 2012-31 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY IN SUPPORT OF MEASURE J.

RECOMMENDED ACTION: Approve Resolution No. CC 2012-31.

6. **CITY MANAGER MATTERS**

- 6.1 Consideration of a Joint Exercise of Powers Agreement of the Alameda Corridor East Joint Powers Authority.

RECOMMENDED ACTION: Approve the Agreement.

- 6.2 Consideration to appoint Mayor Pro Tem Spohn to serve as the City's representative for the Alameda Corridor East Joint Powers Authority.

RECOMMENDED ACTION: Appoint Mayor Pro Tem Tim Spohn to serve as the City's representative for the Alameda Corridor East Joint Powers Authority.

- 6.3 Request to authorize the City Manager to negotiate the purchase of a street easement and temporary construction easements for widening the southeast corner of San Jose Avenue and Charlie Road affecting Assessor's Parcel Number 8264-003-013.

RECOMMENDED ACTION: Authorize the City Manager to negotiate the purchase and acquisition of the street easement and temporary construction easements.

- 6.4 Consideration to fill vacancy on the City of Industry Planning Commission.

RECOMMENDED ACTION: Consider nominations and make an appointment to fill the vacancy.

7. **CITY ATTORNEY MATTERS**

- 7.1 Consideration of Ordinance No. 773 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF INDUSTRY REPEALING CHAPTERS 9.22, 9.48, 9.74, 9.78 AND 9.86 OF TITLE 9 OF THE INDUSTRY MUNICIPAL CODE. (SECOND READING)

RECOMMENDED ACTION: Adopt Ordinance No. 773.

8. **CITY ENGINEER MATTERS**

Grade Separations

- 8.1 Status report on the proposed Fullerton Grade Separation at Gale Avenue.

- 8.2 Status report on the proposed grade separation at Fairway Drive at Valley Boulevard by the Alameda Corridor-East Construction Authority.

Other Engineering/Public Works Matters

- 8.3 Consideration of Change Order No. 2 to All American Asphalt in the amount of \$141,391.28 to install a 4-foot root barrier approximately 2272 lineal feet long, cleanout existing drains and catch basins, and install aluminum handrail in lieu of galvanized steel handrail, in conjunction with the Valley Boulevard Improvements - Azusa Way to Fairway Drive at Lemon Avenue, Contract No. VB-0320.

RECOMMENDED ACTION: Approve Change Order No. 2 in the amount of \$141,391.28.

9. PLANNING MATTERS

- 9.1 Consideration of the Initial Study examining the environmental impacts associated with the permanent improvements to the intersection of Fairway Drive and Walnut Drive North.

RECOMMENDED ACTION: Approve the Negative Declaration for the permanent improvements to the intersection of Fairway Drive and Walnut Drive North.

10. CLOSED SESSION

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

- 10.2 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Government Code Section 54956.9(b)(3)(A): Two Cases.

11. Adjournment. Next regular meeting: Thursday, November 8, 2012 at 9:00 a.m.