

CITY OF INDUSTRY

CITY COUNCIL
REGULAR MEETING AGENDA

MARCH 14, 2013
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 January 24, 2013 regular meeting.

RECOMMENDED ACTION: Approve as submitted.

- 5.4 Consideration of a Termination and Release of Covenant and Agreement to Hold Property as one Parcel regarding property on the north side of Don Julian Road, east of 9th Avenue.

RECOMMENDED ACTION: Approve the document and authorize its execution by the City Engineer.

- 5.5 Consideration of acceptance of the dedication of easements for street and storm drain purposes, as shown on Parcel Map No. 345, from Overton Moore Properties Don Julian, LLC., regarding property on the north side of Don Julian Road, east of 9th Avenue.

RECOMMENDED ACTION: Accept the dedication of easements for street and storm drain purposes, and authorize the City Clerk to sign and seal the map.

- 5.6 Consideration of a Service Request to SAF-r-Dig for potholing work in conjunction with the Proctor Avenue and Gale Avenue Reconstruction and Resurfacing Project, CITY-1398, in the amount of \$15,525.00.

RECOMMENDED ACTION: Approve the Service Request and authorize the issuance of a Service Order to SAF-r-Dig.

- 5.7 Consideration of a revised Right of Entry and Waiver of Liability for 19635 E. Walnut Drive North, in conjunction with Fairway Drive and Walnut Drive

North Intersection Widening, Contract No. CITY-1411.

RECOMMENDED ACTION: Approve and authorize the execution of the Right of Entry and Waiver of Liability.

6. **CITY MANAGER MATTERS**

- 6.1 Consideration of an Exclusive Dealing Agreement between the City of Industry and Industry Water & Power regarding Assessor Parcel Numbers 306-021-01 and 306-021-02.

RECOMMENDED ACTION: Approve the Exclusive Dealing Agreement.

- 6.2 Consideration of award of Contract No. CITY-1414, 2012 Cleanout of Stormwater Treatment Devices, to United Storm Water, Inc., Industry, California, in the amount of \$86,040.00.

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

7. **CITY ATTORNEY MATTERS**

- 7.1 Consideration of Resolution No. CC 2013-02 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, PROVIDING FOR THE APPOINTMENT TO THE OFFICES OF THIS CITY THAT WERE TO BE ELECTED ON TUESDAY, JUNE 4, 2013

RECOMMENDED ACTION: Adopt Resolution No. CC 2013-02.

- 7.2 Consideration of Ordinance No. 776-U - AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, ESTABLISHING A MORATORIUM ON THE ISSUANCE OF ANY NEW PERMIT FOR SMALL COLLECTION FACILITIES (URGENCY)

RECOMMENDED ACTION: Adopt Ordinance No. 776-U.

8. **PLANNING MATTERS**

- 8.1 Consideration of Development Plan application No. 13-2 submitted by Nissan Motor Company Ltd for the remodel of the existing Nissan dealership building located at 17320 Gale Avenue.

RECOMMENDED ACTION: Approve Development Plan No. 13-2 submitted by Nissan Motor Company Ltd based on the findings and Standard Requirements and Conditions.

9. Adjournment. Next regular meeting: Thursday, March 28, 2013 at 9:00 a.m.