

# CITY OF INDUSTRY

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CITY COUNCIL  
REGULAR MEETING AGENDA

AUGUST 13, 2015  
9:00 AM



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Mayor Mark Radecki  
Mayor Pro Tem Cory Moss  
Council Member Roy Haber, III  
Council Member Jeff Parriott  
Council Member Newell Ruggles

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

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## **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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- 4.1 Presentation by Michael Cacciotti, Governing Board Member of the South Coast Air Quality Management District (AQMD), providing programs offered by the AQMD.

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 Register of Demands.

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

- 5.2 Consideration of the minutes of the June 9, 2015 and the June 10, 2015 special meetings.

*RECOMMENDED ACTION: Approve as submitted.*

- 5.3 Consideration of an agreement between the City of Industry and Crowell & Moring, LLP for special legal counsel services.

*RECOMMENDED ACTION: Approve the agreement.*

- 5.4 Consideration of a report of attendance at the recent California Contract Cities Association Annual Municipal Seminar held on May 14-17, 2015.

*RECOMMENDED ACTION: Receive and file.*

- 5.5 Consideration of a Second Amendment to Professional Services Agreement between the City of Industry and Trimark Associates to provide Data Acquisition System, Meteorological Station and revenue meter services for the Metrolink Solar and Electrical Vehicle Charging Facility for an annual budget amount of \$20,720.00.

*RECOMMENDED ACTION: Approve the Amendment.*

- 5.6 Consideration of Contract Completion documents submitted by American Asphalt South in the amount of \$230,967.17 for Contract No. CITY-1424, 2014-2015 Slurry Seal and Parking Lot Sealcoat.

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

6. **ACTION ITEMS**

- 6.1 Consideration of a Professional Services Agreement between the City of Industry and Waste Systems Technology, Inc., to provide commercial waste reduction and education program for a budget amount of \$240,785.00.

*RECOMMENDED ACTION: Approve the Agreement.*

- 6.2 Consideration of a rebate payment to Pacific Palms Resort for energy efficiency and permanent load shift incentives in the amount of \$516,402.00.

*RECOMMENDED ACTION: Approve the rebate calculation report and authorize payment in the amount of \$516,402.00 to Pacific Palms Resort.*

- 6.3 Consideration of award of Contract No. CITY-1420, Walnut Drive South Widening and Storm Drain Improvements (IPD-233), to OHL USA, Inc., in the amount of \$1,444,572.00.

*RECOMMENDED ACTION: Award the contract to OHL USA, Inc. in the amount of \$1,444,572.00.*

- 6.4 Consideration of award of Contract No. CITY-1422, Clark Avenue Widening and Sidewalk Construction and Salt Lake Avenue Sidewalk Construction, to Sully-Miller Contracting Co., in the amount of \$632,064.95.

*RECOMMENDED ACTION: Award the contract to Sully-Miller Contracting Co. in the amount of \$1,444,572.00.*

- 6.5 Consideration to advertise for solicitation of public bids for Contract No. CITY-1425, 2015 Cleanout of Stormwater Treatment Devices, for an estimated cost of \$120,000.00.

*RECOMMENDED ACTION: Approve the plans and specifications and authorize the advertising for receipt of sealed bids.*

- 6.6 Consideration of Resolution No. CC 2015-22 - A RESOLUTION OF THE CITY OF INDUSTRY REQUIRING THAT AS OF THE DATE OF THE ADOPTION OF RESOLUTION NO. CC 2015-22 ONLY RESIDENTS OF THE CITY OF INDUSTRY, AGE EIGHTEEN AND ABOVE, ARE ELIGIBLE TO SERVE ON A CITY OF INDUSTRY PLANNING COMMISSION.

*RECOMMENDED ACTION: Adopt Resolution No. CC 2015-22.*

- 6.7 Consideration of the Designation of a Voting Delegate and Alternate for the Annual Business Meeting (General Assembly) at the League of California Cities 2015 Annual Conference.

*RECOMMENDED ACTION: Designate a voting delegate and up to two alternates, and authorize the Deputy City Clerk to affirm the action of the City Council.*

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): Three Potential Cases.

10.2 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
Pursuant to Government Code Section 54956.9(d)(1)  
Case: Industry Speedway, LLC v. City of Industry, et al.  
Los Angeles Superior Court, East District  
Case No. KC67366

11. Adjournment. Next regular meeting: Thursday, August 27, 2015 at 9:00 a.m.