

# CITY OF INDUSTRY

---

CITY COUNCIL  
REGULAR MEETING AGENDA

SEPTEMBER 10, 2015  
9:00 AM



---

Mayor Mark Radecki  
Mayor Pro Tem Cory Moss  
Council Member Roy Haber, III  
Council Member Newell Ruggles  
Council Member - Vacant

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.

- 
1. Call to Order
  2. Flag Salute
  3. Roll Call
  4. Public Comments
-

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 and approval of Settlement Agreement between the City of Industry and 8 Net, Inc.

*RECOMMENDED ACTION: Approve the Settlement Agreement.*

6. **PUBLIC HEARINGS - CONTINUED**

6.1 Public Hearing regarding the intent to vacate a portion of Virgil Waters Way that became excess right of way due to the realignment of the intersection of Virgil Waters Way and Azusa Avenue.

Consideration of Resolution No. CC 2015-26 - A RESOLUTION OF THE CITY OF COUNCIL OF THE CITY OF INDUSTRY VACATING A PORTION OF VIRGIL WATERS WAY IN THE CITY OF INDUSTRY.

*RECOMMENDED ACTION: Adopt Resolution No. CC 2015-26.*

6.2 Public Hearing regarding the intent to vacate a portion of El Encanto Road that became excess right of way due to the creation of Parriott Place West.

Consideration of Resolution No. CC 2015-27 - A RESOLUTION OF THE CITY OF COUNCIL OF THE CITY OF INDUSTRY VACATING A PORTION OF EL ENCANTO ROAD IN THE CITY OF INDUSTRY.

*RECOMMENDED ACTION: Adopt Resolution No. CC 2015-27.*

7. **PUBLIC HEARING**

7.1 Public Hearing regarding General Plan Amendment 15-1, a proposed amendment to the Roadway Classification Plan of the General Plan Circulation Element to remove a portion of El Encanto Road.

Consideration of Resolution No. CC 2015-29 - A RESOLUTION OF THE CITY OF COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING GENERAL PLAN AMENDMENT 15-1 TO ELIMINATE A

PORTION OF EL ENCANTO ROAD FROM THE ROADWAY CLASSIFICATION PLAN OF THE GENERAL PLAN CIRCULATION ELEMENT AND AN ADDENDUM TO THE PREVIOUSLY ADOPTED ENVIRONMENTAL IMPACT REPORT FOR THE 2014 GENERAL PLAN UPDATE.

*RECOMMENDED ACTION: Adopt Resolution No. CC 2015-29.*

**8. ACTION ITEMS**

- 8.1 Consideration of Development Plan 15-6 submitted by Orange Coast Petroleum Equipment Inc. on behalf of Velocity Truck Rental Leasing to construct an above-ground, diesel fuel tank and an accompanying Negative Declaration located at 2425 Kella Avenue.

Consideration of Resolution No. CC 2015-30 - A RESOLUTION OF THE CITY OF INDUSTRY, CALIFORNIA, APPROVING A NEGATIVE DECLARATION AND DEVELOPMENT PLAN 15-6 FOR THE CONSTRUCTION OF A 12,000-GALLON ABOVE GROUND, DIESEL FUEL STORAGE TANK AT 2425 KELLA AVENUE, CITY OF INDUSTRY, CALIFORNIA, WITHIN THE "MC" MANUFACTURING/COMMERCIAL OVERLAY ZONE, AND MAKING FINDINGS IN SUPPORT THEREOF.

*RECOMMENDED ACTION: Adopt Resolution No. CC 2015-30.*

- 8.2 Consideration of Contract Completion documents submitted by Southern Contracting Company in the amount of \$7,201,006.20 for Contract No. CITY-1389, Industry's 66KV Electrical Substation Facilities located at 208 S. Waddingham Way.

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

- 8.3 Consideration of rejection of bids received for Contract No. CITY-1420, Walnut Drive South Widening and Storm Drain Improvements (IPD-233).

*RECOMMENDED ACTION: Reject all bids.*

- 8.4 Consideration of Loan Agreement between the City of Industry and the Successor Agency to the Industry Urban-Development Agency for the Advance and Reimbursement of Costs for Construction Contracts Constituting Enforceable Obligations for the 600-acre Industry Business Center.

*RECOMMENDED ACTION: Approve the Agreement.*

9. **CITY COUNCIL COMMITTEE REPORTS**
10. **AB 1234 REPORTS**
11. **CITY COUNCIL COMMUNICATIONS**
12. **CLOSED SESSION**
  - 12.1 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): Two Potential Case.
  - 12.2 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Initiation of litigation pursuant to Government Code Section 54956.9(d)(4):  
One Case.
13. Adjournment. Next regular meeting: Thursday, September 24, 2015 at 9:00 a.m.