



SUCCESSOR AGENCY TO THE INDUSTRY URBAN-DEVELOPMENT AGENCY

REGULAR MEETING AGENDA APRIL 24, 2013 11:00 A.M.

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

Addressing the Agency:

- ▶ **Agenda Items:** *Members of the public may address the Successor Agency 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 Successor Agency is asked to complete a Speaker's Card which can be found at the back of the room and at each podium. The completed card should be submitted to the Secretary prior to the Agenda item being called and prior to the individual being heard by the Successor Agency.*
- ▶ **Public Comments (Non-Agenda Items):** *Anyone wishing to address the Successor Agency 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 Successor Agency from taking action on a specific item unless it appears on the posted Agenda. Anyone wishing to speak to the Successor Agency is asked to complete a Speaker's Card which can be found at the back of the room and at each podium. The completed card should be submitted to the Secretary prior to the Agenda item being called by the Secretary and prior to the individual being heard by the Successor Agency.*

Americans with Disabilities Act:

- ▶ *In compliance with the ADA, if you need special assistance to participate in any meeting (including assisted listening devices), please contact the Office of the Secretary to the Successor Agency (626) 333-2211. Notification of at least 72 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 Government Code Section 54957.5(b), 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 Secretary of the Successor Agency during regular business hours, Monday through Friday, 9:00 a.m. to 5:00 p.m.*

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

5. **EXECUTIVE DIRECTOR MATTERS**

- 5.1 Consideration of the minutes of the February 13, 2013 regular meeting of the Successor Agency to the Industry Urban-Development Agency.

RECOMMENDED ACTION: Approve the minutes, with Board Member Haber abstaining.

- 5.2 Consideration of award of Contract No. DBC-0375, Diamond Bar Creek Restoration - Phase 2 and Trapezoidal Channel Reconstruction to H & H General Contractors in the amount of \$4,014,079.05, as identified in Line Item No. 165 of the Recognized Obligation Payment Schedule "ROPS".

RECOMMENDED ACTION: Award the contract to H & H General Contractors, and authorize the Chairman to execute the contract upon receipt, contingent on the California Department of Finance's approval of the project.

- 5.3 Consideration of a Work Authorization between the Successor Agency to the Industry Urban-Development Agency and CNC Engineering for construction administration, inspection, staking and final designs and specifications, in the amount of \$540,000.00 for all remaining phases of the Diamond Bar Creek Improvements, as identified in Line Item No. 148 of the Recognized Obligation Payment Schedule "ROPS".

RECOMMENDED ACTION: Approve the Work Authorization, and authorize its execution.

- 5.4 Consideration of an Agreement for Consulting Services between the Successor Agency to the Industry Urban-Development Agency and Thomsen Engineering, Inc., for storm drain design and construction phase support for the improvements within the Creek, in the amount of \$195,000.00 for all remaining phases of the Diamond Bar Creek Improvements, as identified in Line Item No. 149 of the Recognized Obligation Payment Schedule "ROPS".

RECOMMENDED ACTION: Approve the Agreement, and authorize its execution.

- 5.5 Consideration of an Agreement for Consulting Services between the Successor Agency to the Industry Urban-Development Agency and Leighton Consulting, Inc., for geotechnical engineering and testing services, in the amount of \$320,000.00 for all remaining phases of the Diamond Bar Creek Improvements, as identified in Line Item No. 150 of the Recognized Obligation Payment Schedule "ROPS".

RECOMMENDED ACTION: Approve the Agreement, and authorize its execution.

- 5.6 Consideration of an Agreement for Consulting Services between the Successor Agency to the Industry Urban-Development Agency and PBLA Engineering, Inc., for storm drain design and construction phase support for the northerly access road, in the amount of \$75,000.00 for the Diamond Bar Creek Phase II Improvements, as identified in Line Item No. 163 of the Recognized Obligation Payment Schedule "ROPS".

RECOMMENDED ACTION: Approve the Agreement, and authorize its execution.

- 5.7 Consideration of an Agreement for Consulting Services between the Successor Agency to the Industry Urban-Development Agency and Sage Environmental Group for biological and regulatory compliance services, in the amount of \$121,000.00 for all remaining phases of the Diamond Bar Creek Improvements, as identified in Line Item No. 166 of the Recognized Obligation Payment Schedule "ROPS".

RECOMMENDED ACTION: Approve the Agreement, and authorize its execution.

- 5.8 Consideration of an Agreement for Consulting Services between the Successor Agency to the Industry Urban-Development Agency and WKE, Inc., for structural design and structural engineering services, in the amount of \$56,000.00 for all remaining phases of the Diamond Bar Creek Improvements, as identified in Line Item No. 167 of the Recognized Obligation Payment Schedule "ROPS".

RECOMMENDED ACTION: Approve the Agreement, and authorize its execution.

- 5.9 Consideration of the Successor Agency to the Industry Urban-Development Agency's Long Term Property Management Plan.

RECOMMENDED ACTION: Receive and File the Long Term Property Management Plan.

6. **CLOSED SESSION**

- 6.1 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Initiation of litigation pursuant to Government Code Section 54956.9(d)(2):
One Case
- 6.2 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Initiation of litigation pursuant to Government Code Section 54956.9(d)(2):
One Case

6.3 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Case: Rowland Unified School District and Hacienda La Puente Unified
School District, et al., v. Successor Agency to the Industry Urban-
Development Agency, et al.
Los Angeles Superior Court Central District
Case No. BC489109

7. Adjournment. Next regular meeting: Wednesday, May 8, 2013 at 11:00 a.m.