

TO THE MEMBERS OF THE CITY COUNCIL FOR THE CITY OF STANTON AND TO THE CITY CLERK:

NOTICE IS HEREBY GIVEN that a Special Meeting of the City Council for the City of Stanton is hereby called by the Mayor, to be held on April 21, 2015, commencing at 4:00 p.m. at 7800 Katella Avenue, Stanton, CA 90680.

The Agenda for the Special Meeting is attached to this Notice and Call.

Dated: April 20, 2015



Patricia A. Vazquez, City Clerk

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, CONTACT THE CITY CLERK AT (714) 890-4245. NOTIFICATION BY 9:00 A.M. ON TUESDAY, APRIL 21, 2015 WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ENSURE ACCESSIBILITY TO THIS MEETING.



**AGENDA
CITY COUNCIL SPECIAL MEETING
STANTON CITY HALL, 7800 KATELLA AVENUE, STANTON, CA
TUESDAY, APRIL 21, 2015 - 4:00 P.M.**

As a courtesy to those in attendance, the City of Stanton respectfully requests that all cell phones, pagers and/or electronic devices be turned off or placed on silent mode while the meeting is in session. Thank you for your cooperation

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, CONTACT THE CITY CLERK AT (714) 379-9222. NOTIFICATION BY 9:00 A.M. ON TUESDAY, APRIL 21, 2015 WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ENSURE ACCESSIBILITY TO THIS MEETING.

Supporting, descriptive documentation for agenda items, including staff reports, is available for review in the City Clerk's Office and on the City web site at www.ci.stanton.ca.us.

1. **CLOSED SESSION** None.

2. **CALL TO ORDER**

3. **PLEDGE OF ALLEGIANCE**

4. **ROLL CALL** Council Member Ramirez
 Council Member Shawver
 Council Member Warren
 Mayor Pro Tem Donahue
 Mayor Ethans

5. NEW BUSINESS

5A. LEGISLATIVE ADVOCACY: OPPOSE ASSEMBLY BILL 1217 (DALY)

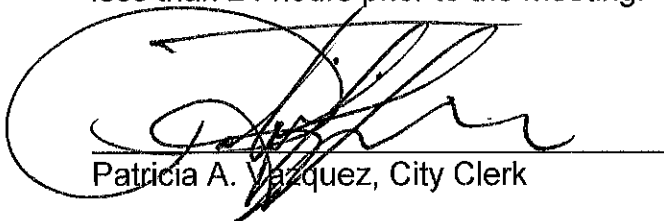
AB 1217 (Daly) would revise the make-up of the Orange County Fire Authority (OCFA) by requiring that the Board of Directors consist of 13 members: 10 representing cities and 3 members of the County Board of Supervisors. Currently each City selects a member of their City Council to serve on the Board. OCFA is organized under a locally adopted joint powers authority and AB 1217 would impair that agreement by imposing a State legislative change on the local JPA.

RECOMMENDED ACTION:

1. City Council declare that the project is not subject to the California Environmental Quality Act ("CEQA") pursuant to Section 15378(b)(5)(Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment); and
2. Oppose AB 1217; and
3. Authorize the City's representative to the OCFA Board of Directors to communicate opposition to AB 1217 to that Board; and
4. Authorize the Mayor to communicate the City position on the bill as appropriate.

6. ADJOURNMENT

I hereby certify under penalty of perjury under the laws of the State of California, the foregoing agenda was posted at the Post Office, Stanton Community Services Center and City Hall, not less than 24 hours prior to the meeting. Dated this 20th day of April, 2015.



Patricia A. Vazquez, City Clerk

CITY OF STANTON

REPORT TO THE CITY COUNCIL

TO: Honorable Mayor and Members of the City Council

DATE: April 21, 2015

SUBJECT: **LEGISLATIVE ADVOCACY: OPPOSE ASSEMBLY BILL 1217 (DALY)**

REPORT IN BRIEF:

AB 1217 (Daly) would revise the make-up of the Orange County Fire Authority (OCFA) by requiring that the Board of Directors consist of 13 members: 10 representing cities and 3 members of the County Board of Supervisors. Currently each City selects a member of their City Council to serve on the Board. OCFA is organized under a locally adopted joint powers authority and AB 1217 would impair that agreement by imposing a State legislative change on the local JPA.

RECOMMENDED ACTION:

1. City Council find that this item is not subject to California Environmental Quality Act ("CEQA") pursuant to Sections 15378(b)(5)(Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment); and
2. Oppose AB 1217; and
3. Authorize the City's representative to the OCFA Board of Directors to communicate opposition to AB 1217 to that Board; and
4. Authorize the Mayor to communicate the City position on the bill as appropriate.

BACKGROUND:

Under the Joint Powers Agreement that created the Orange County Fire Authority (OCFA), each member city selects a representative to sit on the Board of Directors of the organization. Assembly Bill 1217 (Daly) would revise the make-up of the Orange County Fire Authority (OCFA) and require the Board of Directors to consist of 13 members: 10 representing cities and 3 members of the County Board of Supervisors.

ANALYSIS/JUSTIFICATION:

OCFA is organized under a locally adopted joint powers authority. AB 1217 would impair that agreement by imposing a State legislative change on the local JPA. The most likely result of a lower number of Board members would be less representation for smaller communities such as Stanton. While the argument of supporters is that the new structure is the same as that in place for the Orange County Transportation Authority, the provision of fire, rescue and emergency services to local communities is substantially different than the provision of transportation planning and transit services. Even absent this substantive difference, it is a violation of local control for the State Legislature to impose a structure on a local joint powers agency different from that which they have chosen for themselves.

The Association of California Cities-Orange County and League of California Cities have not taken a position on this bill as of this time, however it is on the agenda for an upcoming League meeting. The OCFA has asked for input from individual cities prior to taking the bill to their Board for a position. Several Orange County cities will therefore be taking up the issue in the coming weeks to provide that feedback to the Board.

FISCAL IMPACT:

None

ENVIRONMENTAL IMPACT:

Not applicable.

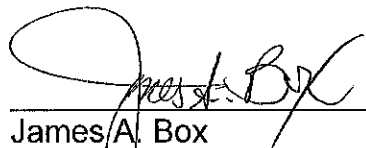
PUBLIC NOTIFICATION:

Through the regular agenda process.

STRATEGIC PLAN OBJECTIVE ADDRESSED:

Maintain and promote a responsive, high quality and transparent government.

Approved by:



James A. Box
City Manager

Attachment: AB 1217

BILL NUMBER: AB 1217 INTRODUCED
BILL TEXT

INTRODUCED BY Assembly Member Daly

FEBRUARY 27, 2015

An act to add Section 6538 to the Government Code, relating to joint powers.

LEGISLATIVE COUNSEL'S DIGEST

AB 1217, as introduced, Daly. Orange County Fire Authority.

Existing law authorizes 2 or more public agencies, by agreement, to form a joint powers authority to exercise any power common to the contracting parties, as specified. Existing law authorizes the agreement to set forth the manner by which the joint powers authority will be governed. Existing law authorizes the board of supervisors of any county to contract with any local agency within the county or with the state for services relating to the prevention and suppression of fires.

This bill would, as of January 1, 2018, require the Board of Directors of the Orange County Fire Authority, a joint powers agency, to consist of 13 members, each serving a term of 2 years. The bill would create the Orange County Fire Authority City Selection Committee to select 10 of those board members from cities that contract with the authority for fire protection services, as specified. The bill would additionally require 3 of the members of the Board of Directors of the Orange County Fire Authority to be members of the board of supervisors of the County of Orange.

This bill would make legislative findings and declarations as to the necessity of a special statute for the Orange County Fire Authority.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 6538 is added to the Government Code, to read:

6538. (a) Notwithstanding any other law and notwithstanding the provisions of the joint powers agreement governing the Orange County Fire Authority, on and after January 1, 2018, the Board of Directors of the Orange County Fire Authority shall be composed of 13 members, as follows:

(1) (A) (i) One member from each of the five supervisorial districts of the County of Orange, elected by the Orange County Fire Authority City Selection Committee on a population weighted voting basis.

(ii) One member from each of the five supervisorial districts of the County of Orange, elected by the Orange County Fire Authority City Selection Committee on a "one city, one vote" basis.

(B) A city that is within more than one supervisorial district shall be considered part of the district where the highest percentage of the city's population resides. Under this circumstance, the entire city's population shall be used for population-weighted voting

purposes.

(C) Members elected pursuant to this paragraph shall be a mayor or a city council member of a city within the County of Orange, and shall serve for a term of two years. A member elected pursuant to this paragraph whose term on the city council or as mayor ends shall also cease to serve as a member of the board.

(D) The Orange County Fire Authority City Selection Committee shall consist of either the mayor or a member of the city council of each city that contracts with the Orange County Fire Authority for fire protection services.

(2) Three members of the board of supervisors of the County of Orange, selected by the board of supervisors, to serve a term of two years.

(b) Any member of the board serving as of the effective date of this section shall continue to serve until January 1, 2018, or until the expiration of his or her term, whichever is sooner.

SEC. 2. The Legislature finds and declares that a special law is necessary and that a general law cannot be made applicable within the meaning of Section 16 of Article IV of the California Constitution because of the challenges faced as a result of the current governance structure of the Orange County Fire Authority.