

MINUTES OF THE CITY COUNCIL / SUCCESSOR AGENCY / HOUSING AUTHORITY
OF THE CITY OF STANTON
REGULAR JOINT MEETING JANUARY 13, 2015

1. CALL TO ORDER / CLOSED SESSION

The Stanton Successor Agency meeting was called to order at 6:00 p.m. by Mayor Ethans.

2. ROLL CALL

Present: Agency Member Ramirez, Agency Member Shawver, Agency Member Warren, Vice Chairman Donahue and Chairman Ethans

Absent: None.

Excused: None.

3. PUBLIC COMMENT ON CLOSED SESSION ITEMS None.

4. CLOSED SESSION

The members of the Stanton City Council of the City of Stanton proceeded to closed session at 6:00 p.m. for discussions regarding:

**4A. CONFERENCE WITH REAL PROPERTY NEGOTIATOR
(Pursuant to Government Code Section 54956.8)**

Property: Generally located at the Northeast corner of Beach Boulevard and Orangewood Avenue in the City of Stanton, California consisting of eleven (11) contiguous and adjacent parcels (APNs 131-691-49, 131-691-50, 131-691-51, 131-691-58, 131-691-59, 131-691-60, 131-691-61, 131-691-62, 131-691-63, 131-691-64, and 131-691-65)

Negotiating Parties: James A. Box, Executive Director, Successor Agency to the Redevelopment Agency for the City of Stanton, Owner

Under Negotiation: Instruction to negotiator will concern price and terms of payment.

5. CALL TO ORDER / REGULAR CITY COUNCIL / SUCCESSOR AGENCY / STANTON HOUSING AUTHORITY MEETING

The meetings were called to order at 6:31 p.m. by Mayor/Chairman Ethans.

6. ROLL CALL

Present: Council/Authority Member Ramirez, Council/Authority Member Shawver, Agency/Authority Member Warren, Vice Chairman Donahue and Chairman Ethans.

Absent: None.

Excused: None.

7. PLEDGE OF ALLEGIANCE

Led by Lt. Jim England, Chief of Police Services.

8. SPECIAL PRESENTATIONS AND AWARDS

1. Presentation of Certificate of Recognition honoring John Doogan as Veteran of the Month for the month of January 2015 in the City Of Stanton.
2. Mayor Ethans declared every Thursday to be Red Shirt Thursday in the City of Stanton to visually demonstrate support in the community for United States service members.
3. Presentation by Commander Tim Moy, Orange County Sherriff's Department, introduced Lieutenant Jim England as Chief of Police Services for the City of Stanton.
 - The City Council welcomed Lt. England as Chief of Police and thanked him for his prior service to the community as a Deputy.
 - Lt. England expressed his appreciation for being able to serve in the City of Stanton once again.
 - Council Member Shawver expressed gratitude to Lt. Noel Dela Llana for his service as the prior Chief of Police.

9. CONSENT CALENDAR

Motion/Second: Ramirez/Warren
Motion unanimously carried by the following vote:

AYES: 5 (Donahue, Ethans, Ramirez, Shawver and Warren)
NOES: None
ABSENT: None
ABSTAIN: None

The City Council/Agency Board/Authority Board unanimously approved the following Consent Calendar items:

CONSENT CALENDAR

9A. MOTION TO APPROVE THE READING BY TITLE OF ALL ORDINANCES AND RESOLUTIONS. SAID ORDINANCES AND RESOLUTIONS THAT APPEAR ON THE PUBLIC AGENDA SHALL BE READ BY TITLE ONLY AND FURTHER READING WAIVED

The City Council/Agency Board waived reading of Ordinances and Resolutions.

9B. APPROVAL OF WARRANTS

City Council approved demand warrants dated, December 3, December 11, December 18, 2014 and January 13, 2015, in the amount of \$1,230,557.59.

9C. APPROVAL OF MINUTES

The City Council/Agency/Authority Board approved Minutes of Special Joint Meeting – December 8, 2014.

9D. NOVEMBER 2014 INVESTMENT REPORT

The Investment Report as of November 30, 2014 has been prepared in accordance with the City's Investment Policy and California Government Code Section 53646.

The City Council received and filed the Investment Report for the month of November 2014.

9E. NOVEMBER 2014 INVESTMENT REPORT (SUCCESSOR AGENCY)

The Investment Report as of November 30, 2014 has been prepared in accordance with the City's Investment Policy and California Government Code Section 53646.

The Successor Agency received and filed the Investment Report for the month of November 2014.

9F. MAYOR'S APPOINTMENTS OF COUNCIL MEMBERS AS REPRESENTATIVES TO VARIOUS BOARDS, COMMISSIONS, COMMITTEES AND AGENCIES

Traditionally, Council Members have been appointed by the Mayor to serve on numerous outside committees, boards, commissions and agencies. Each appointee is responsible for representing the City and voting on behalf of the City Council. The Mayor has conducted a review and has selected appointees, as detailed in Attachment 1. With the exception of the Orange County Fire Authority ("OCFA") appointment, which is required to be made by Resolution, the Mayor may otherwise make appointments to each committee, board, commission or agency by nomination and Minute Order confirmation. In addition, the Fair Political Practices Commission ("FPPC") regulations require the adoption and posting of Form 806, Agency Report of Public Official Appointments, in order for individual Council Members to participate in a City Council vote that would result in him or her serving in a position that provides compensation of \$250 or more in any 12-month period.

1. The City Council confirmed the Mayor's appointments; and
2. Approved the FPPC Form 806 and authorized the City Clerk to post the form on the City's website.

9G. APPROVAL OF RESOLUTION NO. 2015-03

Considered approval of Resolution No. 2015-03 entitled:

"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA AUTHORIZING THE CITY MANAGER TO ACCEPT THE ALLOCATION OF FUNDS FROM THE BOARD OF STATE AND COMMUNITY CORRECTIONS THROUGH THE CALIFORNIA GANG REDUCTION INTERVENTION PARTNERSHIP (CAL GRIP) PROGRAM AND TO EXECUTE GRANT AGREEMENTS AND ANY AMENDMENTS THERETO TO SECURE SUCH CAL GRIP GRANT FUNDING FROM THE BOARD OF STATE AND COMMUNITY CORRECTIONS."

City Council approved Resolution No. 2015-03.

9H. AWARD OF CONSTRUCTION CONTRACT FOR THE LEXINGTON LIFT STATION REMOVAL PROJECT BY THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA

The bid for the Lexington Sewer Lift Station Removal Project was opened on December 18, 2014. Based on the post-bid analysis of the single bid received, staff recommends the bid submitted by S.E. Nelson Construction, Inc. to be responsible and responsive.

The cost for completing the Lexington Sewer Lift Station Removal Project is estimated at \$61,513.00, which includes a 10-percent contingency.

1. City Council approved the plans and specifications for the Lexington Sewer Lift Station Removal Project; and
2. Awarded a construction contract for the Lexington Sewer Lift Station Removal Project to the lowest responsible bidder, S.E. Nelson Construction, Inc., for the amount of \$55,913.00; and
3. Authorized the City Manager to bind the City of Stanton and S.E. Nelson Construction, Inc. in a contract for the construction of the Lexington Lift Station Removal Project; and
4. Declared this project to be categorically exempt under the California Environmental Quality Act, Class 1, Section 15301c; and
5. Authorized the City Manager to approve contract changes, not to exceed 10-percent.

9I. BOARD OF EQUALIZATION AGREEMENTS

In order for the State Board of Equalization (BOE) to administer and enforce the transactions and use tax (Measure GG) for the City, agreements authorizing the BOE to carry out the provisions of the Revenue and Taxation Code and the Ordinance need to be approved by City Council.

1. City Council found that this item is not subject to California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060 (c)(3) (the activity is not a project as defined in Section 15378 of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly; and
2. Adopted Resolution No. 2015-04 authorizing the City Manager to execute agreements with the State Board of Equalization for implementation of a local transactions and use tax.

END OF CONSENT CALENDAR

10. PUBLIC HEARINGS

10A. A PUBLIC HEARING TO CONSIDER AMENDMENTS TO THE STANTON MUNICIPAL CODE AND ZONING CODE PERTAINING TO THE REGULATION OF MASSAGE ESTABLISHMENTS AS AN URGENCY ORDINANCE

Pursuant to the recently enacted State Assembly Bill 1147, the City proposes to establish new land use and licensing regulations regarding massage establishments in the City. Specifically, an urgency ordinance is proposed to amend portions of Title 5 (Business Licensing and Regulations) and Title 20 (Zoning) to immediately establish new permitting and licensing requirements, operational, sanitation, and attire regulations, and an amortization schedule for existing massage businesses to come into compliance with the new regulations.

The public hearing was opened.
No one appearing to speak, the public hearing was closed.

Motion/Second: Donahue/Warren

ROLL CALL VOTE:

Council Member Ramirez	AYE
Council Member Shawver	AYE
Council Member Warren	AYE
Mayor Pro Tem Donahue	AYE
Mayor Ethans	AYE

Motion carried:

1. City Council conducted a public hearing; and
2. Declared that the projects are exempt from CEQA under Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378 of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly); and
3. Adopted Urgency Ordinance No. 1031, entitled:

“AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, AMENDING CHAPTER 5.16, ARTICLE I (MASSAGE ESTABLISHMENTS), SECTION 20.215.020 (COMMERCIAL ZONES), SECTION 20.320.030 (OFF-STREET PARKING), SECTION 20.400.190 (MASSAGE ESTABLISHMENTS) AND SECTION 20.620.060 (NONCONFORMING USES) OF THE STANTON MUNICIPAL CODE AND DELETING CHAPTER 5.16, ARTICLE II

(MESSAGE TECHNICIANS) FROM THE STANTON MUNICIPAL CODE.”

10B. A PUBLIC HEARING TO CONSIDER AMENDMENTS TO THE STANTON MUNICIPAL CODE AND ZONING CODE PERTAINING TO THE REGULATION OF MASSAGE ESTABLISHMENTS

Pursuant to the recently enacted State Assembly Bill 1147, the City proposes to establish new land use and licensing regulations regarding massage establishments in the City. Specifically, an ordinance is proposed to amend portions of Title 5 (Business Licensing and Regulations) and Title 20 (Zoning) to establish new permitting and licensing requirements, operational, sanitation, and attire regulations, and an amortization schedule for existing massage businesses to come into compliance with the new regulations.

The public hearing was opened.
No one appearing to speak, the public hearing was closed.

Motion/Second: Donahue/Warren

ROLL CALL VOTE:

Council Member Ramirez	AYE
Council Member Shawver	AYE
Council Member Warren	AYE
Mayor Pro Tem Donahue	AYE
Mayor Ethans	AYE

Motion carried:

1. City Council conducted a public hearing; and
2. Declared that the projects are exempt from CEQA under Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378 of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly); and

3. Introduced Ordinance No. 1032, entitled:

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, AMENDING CHAPTER 5.16, ARTICLE I (MASSAGE ESTABLISHMENTS), SECTION 20.215.020 (COMMERCIAL ZONES), SECTION 20.320.030 (OFF-STREET PARKING), SECTION 20.400.190 (MASSAGE ESTABLISHMENTS) AND SECTION 20.620.060 (NONCONFORMING USES) OF THE STANTON MUNICIPAL CODE AND DELETING CHAPTER 5.16, ARTICLE II (MASSAGE TECHNICIANS) FROM THE STANTON MUNICIPAL CODES”; and

4. Set said ordinance for adoption at the regular City Council meeting of January 27, 2015.

11. **UNFINISHED BUSINESS** None.

12. **NEW BUSINESS** None.

13. **ORAL COMMUNICATIONS – PUBLIC**

Janelle Bader, on behalf of the Cypress College Foundation, introduced Mr. and Mrs. Joel and Debbie Greer as the Citizen of the Year for the City of Stanton and urged the Council Members to attend the 40th Annual Americana Awards on Saturday, February 28, 2015 where they are to be honored.

Esther Friedman, Stanton, spoke regarding her observations at the City of Stanton's 2014 Holiday Celebration and requested that the City further recognize all religions at annual City holiday events.

14. **WRITTEN COMMUNICATIONS** None.

15. **MAYOR/CHAIRMAN/COUNCIL/AGENCY/AUTHORITY INITIATED BUSINESS**

15A. **COMMITTEE REPORTS/COUNCIL/AGENCY/AUTHORITY ANNOUNCEMENTS**

Mayor Ethans provided a final report on the Orange County Vector Control District's West Nile virus alerts and cases for the 2014 calendar year.

15B. **COUNCIL/AGENCY/AUTHORITY INITIATED ITEMS FOR A FUTURE COUNCIL MEETING**

Mayor Shawver requested to agendaize discussion regarding administrative citation fines assessed to massage establishments.

Council Member Warren requested to agendaize a discussion on responding to social media contacts during City Council meetings.

Council Member Warren requested to agendaize a discussion on Measure GG fund usage recognition including the development of a logo and slogan.

Council Member Ramirez requested to agendaize a discussion on possible proactive steps necessary to address the potential legalization of marijuana dispensaries in the State of California.

Mayor Ethans requested to agendaize consideration of the purchase of a table at the Cypress College Foundation's American Awards on Saturday, February 28, 2015.

Mayor Ethans requested that staff research the possibility of the City using a mobile ice rink during this year's holiday season.

Council Member Shawver requested that Item 9F be reconsidered.

Motion/Second: Shawver/Donahue
Motion unanimously carried by the following vote:

AYES: 5 (Donahue, Ethans, Ramirez, Shawver and Warren)
NOES: None
ABSENT: None
ABSTAIN: None

9F. MAYOR'S APPOINTMENTS OF COUNCIL MEMBERS AS REPRESENTATIVES TO VARIOUS BOARDS, COMMISSIONS, COMMITTEES AND AGENCIES

Council Member Shawver requested that the City of Stanton Contractual Services Committee representatives be listed as Brian Donahue and Carol Warren.

Motion/Ramirez: Shawver/Ramirez
Motion unanimously carried by the following vote:

AYES: 5 (Donahue, Ethans, Ramirez, Shawver and Warren)
NOES: None
ABSENT: None
ABSTAIN: None

15C. COUNCIL/AGENCY/AUTHORITY INITIATED ITEMS FOR A FUTURE STUDY SESSION

None.

15D. COOL CALIFORNIA CITY CHALLENGE GRANT/PROGRAM

At the request of Council the following item has been agenzized for discussion.

City Council received and filed the report and directed staff to continue its sustainable practices.

16. ITEMS FROM CITY ATTORNEY/AGENCY COUNSEL/AUTHORITY COUNSEL

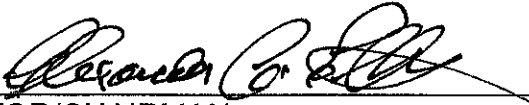
None.

17. ITEMS FROM CITY MANAGER/EXECUTIVE DIRECTOR

17A. ORANGE COUNTY FIRE AUTHORITY

Chief David Steffen provided the City Council with an update on their current operations.

18. ADJOURNMENT Motion/Second: Ethans/
Motion carried at 7:46 p.m.



MAYOR/CHAIRMAN

ATTEST:



INTERIM CITY CLERK/INTERIM SECRETARY