

MINUTES OF THE CITY COUNCIL / SUCCESSOR AGENCY / HOUSING AUTHORITY
OF THE CITY OF STANTON
REGULAR JOINT MEETING FEBRUARY 24, 2015

1. **CLOSED SESSION** None.

2. **CALL TO ORDER**

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

3. **ROLL CALL**

Present: Council/Agency/Authority Member Shawver, Council/Agency/Authority Member Warren, Mayor Pro Tem/Vice Chairman Donahue and Mayor/Chairman Ethans

Absent: None.

Excused: Council/Agency/Authority Member Ramirez.

4. **PLEDGE OF ALLEGIANCE**

Led by Parks and Recreation Commissioner Edith Keller.

5. **SPECIAL PRESENTATIONS AND AWARDS** None.

6. **CONSENT CALENDAR**

Council Member Shawver pulled item 6G from the Consent Calendar for separate discussion.

Motion/Second: Shawver/Donahue

Motion to approve the balance of the Consent Calendar passed by the following vote:

AYES: 4 (Donahue, Ethans, Shawver and Warren)

NOES: None

ABSENT: 1 (Ramirez)

ABSTAIN: None

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

CONSENT CALENDAR

6A. 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.

6B. APPROVAL OF WARRANTS

City Council approved demand warrants dated February 5, February 12, and February 24, 2015, in the amount of \$192,809.20.

6C. APPROVAL OF MINUTES

1. City Council/Agency/Authority Board approved Minutes of Regular Joint Meeting – February 10, 2015; and
2. City Council approved Minutes of Special Meeting – February 17, 2015.

6D. JANUARY 2015 INVESTMENT REPORT

The Investment Report as of January 31, 2015 has been prepared in accordance with the City's Investment Policy and California Government Code Section 53646.

City Council received and filed the Investment Report for the month of January 2015.

6E. JANUARY 2015 INVESTMENT REPORT (SUCCESSOR AGENCY)

The Investment Report as of January 31, 2015 has been prepared in accordance with the City's Investment Policy and California Government Code Section 53646.

Successor Agency received and filed the Investment Report for the month of January 2015.

6F. AWARD OF CONTRACT FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES FOR THE THUNDERBIRD LANE SEWER AND STREET IMPROVEMENTS PROJECT BY THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA

Staff solicited Proposals to provide Construction Management and Inspection Services for the Thunderbird Lane Sewer and Street Improvements Project. The cost for completing the Construction Management and Inspection Services is \$39,600.

1. City Council found that this action is not a project per CEQA; and
2. Awarded a professional service contract to AKM Consulting Engineers to provide construction management and inspection services for the duration of the Thunderbird Lane Sewer and Street Improvements Project for a maximum contract amount of \$39,600; and
3. Authorized the City Manager to bind the City of Stanton and AKM Consulting Engineers in a contract to provide construction management and inspection services.

END OF CONSENT CALENDAR

6G. STANTON CENTRAL PARK – APPROVAL OF FEE INCREASE TO DAVID VOLZ DESIGN LANDSCAPE ARCHITECTS, INC.

David Volz Design Landscape Architects, Inc. (“David Volz Design”) has requested a fee increase for \$39,000 due to costs they have incurred due to the stoppage of work on the project.

Council Member Shawver inquired as to whether or not additional justification was presented for the increase in fees. City Engineer Allan Rigg explained that while no breakdown or analysis was presented by the consultant, an increase of fees incurred due to the stoppage of work on a project of this size was not an unreasonable request in consideration of comparable projects in neighboring cities.

Motion/Second: Donahue/Warren
Motion passed by the following vote:

AYES: 4 (Donahue, Ethans, Shawver and Warren)
NOES: None
ABSENT: 1 (Ramirez)
ABSTAIN: None

Motion carried:

- 1.) City Council tabled this item as presented; and
- 2.) Directed staff to return with additional information justifying the increase, including but not limited to: the balance of monies still owed to the consultant for this project, a breakdown of the need for an increase in fees, and an itemization of what work remains to be completed by the consultant for this project for consideration.

7. PUBLIC HEARINGS

7A. PUBLIC HEARING PURSUANT TO HEALTH AND SAFETY CODE SECTIONS 34330 AND 34312.3 REGARDING THE SALE OF LAND LOCATED AT THE NORTHEAST CORNER OF BEACH BOULEVARD AND CATHERINE AVENUE, STANTON CALIFORNIA AND CONSIDERATION OF THE RELATED PURCHASE AND SALE AGREEMENT WITH USS CAL BUILDERS

The Authority Board had previously directed staff to negotiate the sale of properties located at the northeast corner of Beach Boulevard and Catherine Avenue. A purchase and sales agreement, subject to Authority Board approval, has been accepted by USS Cal Builders.

The public hearing was opened.

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

Motion/Second: Shawver/Warren

ROLL CALL VOTE: Council Member Ramirez ABSENT
Council Member Shawver AYE
Council Member Warren AYE
Mayor Pro Tem Donahue AYE
Mayor Ethans AYE

Motion carried:

1. The Housing Authority Board declared that the project is not subject to the California Environmental Quality Act ("CEQA") pursuant to Section 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. Approved the sale of the properties identified by APN Nos. 131-483-01, 02 and 03 for a total of \$1,400,000.00; and
3. Authorized the Executive Director to execute the necessary documents to close escrow.

7B. REVIEW OF CITY REGULATIONS AND PROCESSES RELATED TO THE SALE OF FOURTH OF JULY FIREWORKS

Staff is recommending amendments to Chapter 17.04 of the Stanton Municipal Code related to the sale of safe and sane fireworks to better represent best management practices. Staff is also recommending a reduction in fees for licensees to reflect the City's true cost of administering the program.

The public hearing was opened.

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

Motion/Second: Shawver/Warren

ROLL CALL VOTE:

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

Motion carried:

1. City Council 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. 1033, entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, AMENDING CHAPTER 17.04 OF THE STANTON MUNICIPAL CODE PERTAINING TO THE REGULATION OF SAFE AND SANE FIRWORKS; and

4. Adopted Resolution No. 2015-06 updating permit fees for the sale of safe and sane fireworks in the City of Stanton.

7C. ADOPTION OF RESOLUTION 2015-02 AUTHORIZING UNDERGROUND INSTALLATION OF OVERHEAD UTILITY WIRES AND RELATED FACILITIES AND ESTABLISHING SOUTHERN CALIFORNIA EDISON RULE 20A UNDERGROUND UTILITY DISTRICT ALONG BEACH BOULEVARD FROM GARDEN GROVE BOULEVARD TO LAMPSON AVENUE

A resolution is needed to establish an Underground Utility District along both sides of Beach Boulevard from Garden Grove Boulevard to Lampson Avenue.

The public hearing was opened.

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

Motion/Second: Donahue/Shawver

ROLL CALL VOTE:

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

Motion carried:

1. City Council adopted Resolution No. 2015-02 of the City Council of the City of Stanton, California, establishing Underground Utility District along both sides of Beach Boulevard from Garden Grove Boulevard to Lampson Avenue; and
2. Found that the project is exempt from CEQA per section 15302, Class 2(d), conversion of overhead electric utility distribution system facilities to underground including connection to existing overhead electric utility distribution lines where the surface is restored to the condition existing prior to the undergrounding; and
3. Authorized the City Manager to enter into necessary agreements with involved parties to facilitate the undergrounding of existing aerial utilities in Underground Utility District No.1.

8. UNFINISHED BUSINESS None.

9. NEW BUSINESS

9A. AWARD OF CONTRACT FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES FOR THE CONSTRUCTION OF STANTON CENTRAL PARK TO CIVILSOURCE, INC. BY THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA

Staff solicited proposals to provide Construction Management and Inspection Services for the construction of Stanton Central Park. Eight proposals were received and reviewed independently by four staff members. The two top-rated firms as measured by an average score of the raters were interviewed by staff. CivilSource, Inc. was chosen as the most-qualified firm. Their cost for completing the Construction Management and Inspection Services is \$297,080.

Motion/Second: Warren/Donahue

ROLL CALL VOTE:

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

Motion carried:

1. City Council found that this action is not a project per CEQA; and
2. Awarded a professional service contract to CivilSource Inc. to provide construction management and inspection services for the duration of the Stanton Central Park Project for a maximum contract amount of \$297,080; and
3. Authorized the City Manager to bind the City of Stanton and CivilSource, Inc. in a contract to provide construction management and inspection services.

10. ORAL COMMUNICATIONS – PUBLIC None.

11. WRITTEN COMMUNICATIONS None.

12. MAYOR/CHAIRMAN/COUNCIL/AGENCY/AUTHORITY INITIATED BUSINESS

12A. COMMITTEE REPORTS/COUNCIL/AGENCY/AUTHORITY ANNOUNCEMENTS

Mayor Pro Tem Donahue reminded Council about the upcoming 6th Annual Mayor's Prayer Breakfast on March 25, 2015 and invited all to attend.

Council Member Shawver reported that he would not be able to attend the Special Council Meeting scheduled for Wednesday, February 25th due to his required attendance at a hearing at the Orange County Sanitation District.

Council Member Warren reminded Council that the Cypress College Americana Awards will be taking place on Saturday, February 28, 2015 at the Disneyland Hotel Grand Ballroom.

12B. COUNCIL/AGENCY/AUTHORITY INITIATED ITEMS FOR A FUTURE COUNCIL MEETING

Council Member Shawver requested a presentation by City Attorney Elizabeth Hull to the City Council on Public Financing Authority under the new Enhanced Infrastructure Financing Districts (EIFD) law.

Council Member Shawver requested a presentation by City Engineer Allan Rigg regarding the status of the City's Capital Improvement (CIP) Projects.

12C. COUNCIL/AGENCY/AUTHORITY INITIATED ITEMS FOR A FUTURE STUDY SESSION

Interim City Clerk Luz Rodriguez announced that a Special City Council had been scheduled for Tuesday, March 10, 2015, at 5:00 p.m., immediately prior to the regular scheduled meeting to allow for a mid-year budget adjustment review.

12D. SOCIAL MEDIA POSTS AND RESPONSES AT CITY COUNCIL MEETINGS

At the January 13, 2015, City Council meeting, Council Member Warren requested a discussion on social media posts and responses at City Council meetings.

Approved by consensus:

City Council directed staff to coordinate with the PIO Committee to develop a proposed process, including but not limited to, a policy, procedures and filtering methods and return with same to a future Council meeting for consideration.

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

None.

14. ITEMS FROM CITY MANAGER/EXECUTIVE DIRECTOR

None.

14A. ORANGE COUNTY SHERIFF'S DEPARTMENT

Stanton Police Chief, Lieutenant Jim England provided the City Council with an update on their current operations.

- 15. ADJOURNMENT** Motion/Second: Ethans/
Motion carried at 7:41 p.m.



MAYOR/CHAIRMAN

ATTEST:



INTERIM CITY CLERK/INTERIM SECRETARY