

MINUTES OF THE CITY COUNCIL / SUCCESSOR AGENCY / HOUSING AUTHORITY
OF THE CITY OF STANTON
JOINT REGULAR MEETING NOVEMBER 10, 2015

1. CALL TO ORDER / CLOSED SESSION

The City Council meeting was called to order at 6:00 p.m. by Mayor Ethans.

2. ROLL CALL

Present: Council Member Ramirez, Council Member Shawver, Council Member Warren, Mayor Pro Tem Donahue, and Mayor 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 discussion regarding:

**4A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Pursuant to Government Code Section 54956.9(a))**

Musa Madain vs. City of Stanton, Orange County Superior Court Case Number: 30-2012-00582698 (Consolidated with OCSC Case No. 30-2009-00119013)

**4B. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Government Code Section 54956.9 (d)
(2)**

Number of Potential Cases: 1

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

The meetings were called to order at 6:30 p.m. by Mayor/Chairman Ethans.

6. ROLL CALL

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

Absent: None.

Excused: None.

7. PLEDGE OF ALLEGIANCE

Led by Mayor Alexander A. Ethans.

The City Attorney reported that the Stanton City Council met in closed session from 6:00 to 6:30 p.m.

The City Attorney reported that there was no reportable action.

8. SPECIAL PRESENTATIONS AND AWARDS

1. Presentation of Certificate of Recognition honoring Mr. C. Ivan Ashbaugh as Veteran of the Month for the month of November 2015.
2. The City Council introduced the following new businesses to the community:
 - Farrah Group, located at 8381 Katella Avenue, Unit F; and
 - Beverly Services, located at 8381 Katella Avenue, Unit F; and
 - Olive Tree Mortuary, located at 8381 Katella Avenue, Unit F; and
 - Wholesale Affordable Manufactured Homes, LLC, located at 12331 Beach Boulevard; and
 - ABC Auto Center, located at 8418 Katella Avenue; and
 - Performance Tax & Business Services, Inc., located at 12668 Hoover Street; and
 - AT&A Tax and Accounting Service Inc., located at 12235 Beach Boulevard; and
 - Sabotage Shoes, located at 10565 Beach Boulevard.
3. The City Council announced that the Shop Stanton Program quarterly raffle winner was Ms. Ivy Heilman and presented Ms. Heilman with two tickets to the Cirque de Soleil (Kurios: Cabinet of Curiosities).

9. CONSENT CALENDAR

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

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

The City Council/Agency Board/Authority Board 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

The City Council approved demand warrants dated October 22 and October 29, 2015, in the amount of \$1,283,890.45.

9C. APPROVAL OF MINUTES

The City Council/Agency/Authority Board approved Minutes of Regular Joint Meeting – October 27, 2015.

9D. INVESTMENT IN THE LOCAL AGENCY INVESTMENT FUND (SUCCESSOR AGENCY)

A resolution is necessary to authorize the Successor Agency to the Stanton Redevelopment Agency to open a Local Agency Investment Fund (LAIF) account.

1. The Successor Agency finds 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 director 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. SA 2015-08 authorizing the Successor Agency to open accounts with the State of California's Local Agency Investment Fund.

9E. APPROVAL OF CONTRACT WITH ALL CITY MANAGEMENT SERVICES TO PROVIDE CROSSING GUARD SERVICES

Effective July 1, 2015, the City Council reinstated crossing guards in the budget due to funding from Measure GG. Written quotes were received from three potential vendors, and All City Management Services, Inc. is the recommended vendor.

1. The City Council declared that this item is not subject to California Environmental Quality Act ("CEQA") pursuant to Section 15061(b)(3) as the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA; and
2. Authorized the City Manager to sign a three-year contract with All City Management Services, Inc. in the amount of \$79,170 for crossing guard services.

END OF CONSENT CALENDAR

10. PUBLIC HEARINGS

10A. A PUBLIC HEARING TO CONSIDER AN AMENDMENT TO THE ZONING CODE AZC15-01 TO ESTABLISH NEW LAND USE REGULATIONS FOR DONATION COLLECTION BOXES

Based on a recent decision by the Sixth Circuit Court of Appeal, which concluded that donation collection boxes are a form of protected free speech, Staff is recommending adoption of Ordinance No. 1042, which would once again allow for the placement of collection boxes in the City, but with land use controls and within a regulatory framework.

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 unanimously carried:

1. The City Council conducted a public hearing; and
2. Declared that the project is exempt from the California Environmental Quality Act ("CEQA") under Section 15061(b)(3) as the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA; and
3. Introduced Ordinance No. 1042, entitled:

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA DELETING CHAPTER 5.46, ADDING CHAPTER 20.435, AND AMENDING CHAPTERS 20.215, 20.220, 20.700, AND 20.710 OF THE STANTON MUNICIPAL CODE REGARDING DONATION COLLECTION BOXES"; and
4. Set said ordinance for adoption at the regular City Council meeting of November 24, 2015.

11. UNFINISHED BUSINESS None.

12. NEW BUSINESS

12A. OPTIONS FOR THE CONSTRUCTION OF TRAFFIC CONTROL DEVICES ADJACENT TO STANTON CENTRAL PARK

The City Council has requested options for traffic control devices on Western Avenue due to the construction of Stanton Central Park. Various options are presented in this report.

Motion/Second: Shawver/Warren

Motion unanimously carried by the following vote:

AYES: 5 (Donahue, Ethans, Ramirez, Shawver, and Warren)

NOES: None

ABSTAIN: None

ABSENT: None

1. The City Council declared that the consideration of traffic control devices on Western Avenue is consistent with the Initial Study/Mitigated Negative Declaration, previously reviewed and adopted for the project on June 23, 2013; and
2. Directed staff to proceed with Option 1C "Install traffic signal as proposed with traffic loops in the vicinity of the railroad crossing" and continue to work with United Pacific Railroad and CPUC to take the track out of service.

12B. ELECTIONS CODE 9212 REPORT RELATING TO THE CITY COUNCIL TERM LIMITS INITIATIVE MEASURE AND THE TRANSACTIONS AND USE TAX REPEAL INITIATIVE MEASURE

On October 13, 2015, the City Council received, filed, and accepted the Certificates as to Verification of Signatures on Petition for the two measures as valid. The two measures would limit the amount of time a City Council Member could serve in office to two terms ("Term Limits Measure") and would repeal the City's local, voter-approved transactions and use (sales) tax in its entirety ("Repeal Measure"). At the same meeting, the City Council directed staff to prepare a report, within 30 days, on the impact of the measures. The purpose of this staff report is to present a preliminary impact analysis of the Term Limits Measure and the Repeal Measure on the City's finances and its ability to provide public services. It is recommended that City Council receive and file the report and adopt the necessary resolutions to place the initiatives on the November 8, 2016 ballot.

- Debi Grand, Stanton, spoke in favor of the transactions and use tax and in opposition to the repeal efforts of the initiative measure.

Motion/Second: Donahue/Warren

Motion unanimously carried by the following vote:

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

NOES: 1 (Shawver)

ABSTAIN: None

ABSENT: None

1. The City Council declared that this item is not subject to California Environmental Quality Act ("CEQA") pursuant to Section 15061(b)(3) as the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA; and
2. Received and filed the impact report and ordered the placement of the Term Limits and Repeal Measures onto the November 8, 2016 general municipal election ballot by adopting the following Resolutions:
 - Resolution No. 2015-41 calling and giving notice of the holding of a General Municipal election on Tuesday, November 8, 2016, for the submission of a proposed ordinance establishing a two-term limit on City Council service.
 - Resolution No. 2015-42 calling and giving notice of the holding of a General Municipal election on Tuesday, November 8, 2016, for the submission of a proposed ordinance repealing the transactions and use tax in its entirety.

13. ORAL COMMUNICATIONS – PUBLIC

- Adam Ross, Regional Account Manager, Ygrene Energy Works, spoke regarding Ygrene's mission and program and requested that the City Council consider directing staff to work with and add Ygrene to its contract listing to add competition and variety to the City's residents.
- Charles Erickson, business owner, spoke regarding issues with prostitution and drugs within the area of his business and also reported on an incident involving a deputy with the Orange County Sheriff's Department.

14. WRITTEN COMMUNICATIONS None.

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

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

- Council Member Warren reported on the Grand Opening/Ribbon Cutting ceremony of the Stanton Community Garden, which was held on November 10, 2015.
- Council Member Ramirez reported on the Stanton Business Alliance Mixer, which was held on November 10, 2015 and expressed his gratitude to Kim's Piano for allowing the Stanton Business Alliance to use their facility to hold its mixer.

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

None.

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

None.

15D. CONSIDERATION OF A CR&R RATE COMPARISON STUDY

At the October 27, 2015 City Council meeting, Mayor Pro Tem Donahue requested that this item be agendaized for discussion.

Motion/Second: Shawver/Donahue

Motion unanimously carried by the following vote:

AYES: 5 (Donahue, Ethans, Ramirez, Shawver, and Warren)

NOES: None

ABSTAIN: None

ABSENT: None

1. The City Council created a sub-committee consisting of the following members: Mayor Pro Tem Donahue, Council Member Ramirez, and City Manager James A. Box; and
2. Directed the sub-committee members to proceed with research regarding CR&R rates.

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

None.

17. ITEMS FROM CITY MANAGER/EXECUTIVE DIRECTOR

- City Manager Box reported on the City's upcoming Veteran's Day Event, which is scheduled to be held on November 11, 2015.
- City Manager Box requested that City Engineer/Public Works Director Allan Rigg report on the street closures that are planned that is scheduled to take place during the City's upcoming Veteran's Day Event, which is scheduled to be held on November 11, 2015.
- Council Member Shawver requested that Community Services Director Julie S. Roman report on the City's Halloween Fun with Family and Friends event, which was held on October 24, 2015.
- Community Services Director Roman reported on the City's Halloween Fun with Family and Friends event, which was held on October 24, 2015 and expressed her gratitude to Council Member Ramirez for his family's donation of 500 pumpkins to the event.

17A. ORANGE COUNTY SHERIFF'S DEPARTMENT

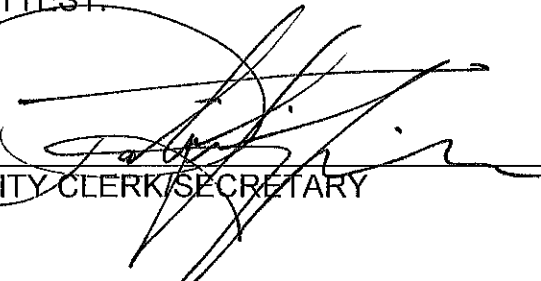
Lieutenant Jim England provided the City Council with an update on their current operations.

- 18. ADJOURNMENT** Motion/Second: Ethans/
Motion carried at 7:56 p.m.



MAYOR/CHAIRMAN

ATTEST:



CITY CLERK/SECRETARY