

MINUTES OF THE CITY COUNCIL / SUCCESSOR AGENCY / HOUSING AUTHORITY
OF THE CITY OF STANTON
JOINT REGULAR MEETING JANUARY 12, 2016

1. **CLOSED SESSION** None.

2. **CALL TO ORDER**

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

3. **ROLL CALL**

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

Absent: None.

Excused: None.

4. **PLEDGE OF ALLEGIANCE**

Led by Patricia A. Vazquez, City Clerk.

5. **SPECIAL PRESENTATIONS AND AWARDS**

1. Mayor Brian Donahue began the 60th Anniversary kick-off celebration by introducing the official proclamation for the City of Stanton; and
 - Community Services Director Julie S. Roman introduced and recognized members of the 60th Anniversary committee; and
 - Community Services Director Julie S. Roman presented the 60th Anniversary logo and street banners; and
 - Community Services Director Julie S. Roman introduced the 60th Anniversary monthly recognition program, in which the City will be recognizing one Stanton business and one Stanton volunteer each month during the 2016 60th Anniversary celebration year; and
 - Community Services Director Julie S. Roman announced the various events that will be held throughout the year celebrating the City's 60th Anniversary; and

- Mayor Brian Donahue introduced dignitaries in attendance, who presented the City with certificates of recognition in honor of the City's 60th Anniversary:
 - Presentation of certificate of recognition by Peter Kim, representative, office of Diane L. Harkey, Board of Equalization.
 - Presentation of certificate of recognition by Jeremy Tran, District Representative, office of Supervisor Michelle Steel.
 - Presentation of certificate of recognition by Andrew Awad, Field Representative, office of Assemblywoman Young Kim.
 - Presentation of certificate of recognition by Chris Gaarder, District Representative, office of Senator Bob Huff.
 - Presentation of certificate of recognition and Congressional Record certificate by Irantzu Pujadas, District Representative, office of Alan Lowenthal.

 - Mayor Brian Donahue closed the 60th kick-off celebration and requested all attendees join City Council for a reception immediately following the City Council meeting.
2. Presentation of Certificate of Recognition honoring CR&R Waste and Recycling Services as Business of the Month for the month of January 2016 in the City of Stanton.
- David Ronnenberg, President, CR&R Waste and Recycling Services, spoke a few words about CR&R and expressed his gratitude to the City on being recognized as Business of the Month for January, 2016.
 - Presentation of Certificate of Recognition by Jeremy Tran, Field Representative, Supervisor Michelle Steel's office to CR&R Waste and Recycling Services as Business of the Month for the month of January 2016 in the City of Stanton.
 - Presentation of Certificate of Recognition by Andrew Awad, Field Representative, Assemblywoman Young Kim's office to CR&R Waste and Recycling Services as Business of the Month for the month of January 2016 in the City of Stanton.
 - Council Member Shawver spoke regarding CR&R and expressed his gratitude to CR&R for their contributions to the City throughout the years.
3. Presentation of Certificate of Recognition honoring Mr. David J. Hennek as Volunteer of the Month for the month of January 2016 in the City of Stanton.
- David J. Hennek spoke a few words about himself and expressed his gratitude to the City on being recognized as Volunteer of the Month for January, 2016.
 - Presentation of Certificate of Recognition by Andrew Awad, Field Representative, Assemblywoman Young Kim's office to Mr. David J. Hennek as Volunteer of the Month for the month of January 2016 in the City of Stanton.
 - Presentation of Certificate of Recognition by Jeremy Tran, Field Representative, Supervisor Michelle Steel's office to Mr. David J. Hennek as Volunteer of the Month for the month of January 2016 in the City of Stanton.

6. CONSENT CALENDAR

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

AYES: 5 (Donahue, Ethans, Ramirez, Shawver, Warren)
NOES: None
ABSENT: None
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/Authority Board waived reading of Ordinances and Resolutions.

6B. APPROVAL OF WARRANTS

The City Council approved demand warrants dated December 3, December 9, December 16, December 17, and December 23, 2015, in the amount of \$3,295,171.98.

6C. APPROVAL OF MINUTES

The City Council/Agency/Authority Board approved Minutes of Regular Joint Meeting – December 8, 2015.

6D. NOVEMBER 2015 INVESTMENT REPORT

The Investment Report as of November 30, 2015 has been prepared in accordance with the City's Investment Policy and California Government Code Section 53646.

1. The City Council found 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. Received and filed the Investment Report for the month of November 2015.

6E. NOVEMBER 2015 INVESTMENT REPORT (SUCCESSOR AGENCY)

The Investment Report as of November 30, 2015 has been prepared in accordance with the City's Investment Policy and California Government Code Section 53646.

1. The Successor Agency found 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. Received and filed the Investment Report for the month of November 2015.

6F. 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 found 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. Confirmed the Mayor's appointments; and
3. Approved FPPC Form 806 and authorized the City Clerk to post the form on the City's website.

6G. CONSIDERATION OF A REQUEST TO THE STANTON SUCCESSOR AGENCY TO ADD A LINE ITEM TO ROPS 16-17 A FOR APPROVAL TO EXPEND 2011 LOW/MOD HOUSING BOND PROCEEDS (HOUSING AUTHORITY)

Senate Bill 107 approved by the State Legislature in 2015, permits successor agencies to gain access to previously restricted 2011 bond proceeds. This agenda item would request that the expenditure of \$4,727,355.87 plus any accrued interest in unspent 2011 Low/Mod Bond Proceeds be placed on ROPS 2016-17 A for expenditure on the Tina/Pacific revitalization project.

1. The Authority Board 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
2. Approved the request for expenditure of \$4,727,355.87 plus any accrued interest in unspent 2011 Low/Mod Bond Proceeds be placed on ROPS 2016-17 A for expenditure on the Tina/Pacific revitalization project.

END OF CONSENT CALENDAR

- 7. PUBLIC HEARINGS** None.

8. UNFINISHED BUSINESS

8A. ISSUANCE OF REFUNDING TAX ALLOCATION BONDS (SUCCESSOR AGENCY)

When the Stanton Redevelopment Agency was dissolved there were five series of tax allocation bonds previously issued and outstanding. The Dissolution Act permits successor agencies to refinance outstanding bonds or other obligations of a former redevelopment agency under certain circumstances.

If approved, the resolution would complete the authorization begun in June 2015 for the refunding of two series of outstanding bonds issued by the former Stanton Redevelopment Agency, with an expected total savings of \$4.2 million over 20 years.

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

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

NOES: None

ABSTAIN: None

ABSENT: None

1. The Successor Agency 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 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 2016-01 entitled "A Resolution of the Successor Agency to the Stanton Redevelopment Agency Confirming the Issuance of Tax Allocation Refunding Bonds Pursuant to an Indenture of Trust, Approving Preliminary and Final Official Statements, Bond Purchase Agreement and Continuing Disclosure Certificate and Providing Other Matters Relating Thereto".

9. NEW BUSINESS

9A. CONSIDERATION OF AN URGENCY ORDINANCE TO PROHIBIT MARIJUANA DISPENSARIES, MARIJUANA MANUFACTURERS, MARIJUANA CULTIVATION, AND DELIVERY OF MARIJUANA IN THE CITY AS AN URGENCY ORDINANCE

The California legislature recently adopted legislation identified as the Medical Marijuana Regulation and Safety Act (AB 243, AB 266, and SB 643)(MMRSA) to comprehensively regulate medical marijuana (medical cannabis). The MMRSA recognizes and preserves local control to regulate or ban medical cannabis cultivation, transportation, and distribution. At present, the Stanton Municipal Code does not contain regulations of marijuana manufacturers, cultivation, and delivery. The MMRSA provides that if a city has not banned or regulated cannabis cultivation by March 1, 2016, then cultivation in that city will be subject only to state law on this issue. As such it is necessary for the City to immediately establish a marijuana cultivation ban or regulations in order to preserve the City's control of this use.

State law authorizes cities to adopt urgency ordinances that are effective immediately if the ordinance is for the "immediate preservation of the public peace, health or safety" and is approved by four-fifths vote of the City Council. (Gov. Code § 36937.) This ordinance is also being presented to the City Council as a regular, non-urgency item. The City Attorney's Office advises the City to adopt this ordinance as a non-urgency item as a best practice against any future legal challenges.

Motion/Second: Warren/Ramirez

ROLL CALL VOTE:

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

Motion unanimously carried:

1. The City Council declared that the project is not subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) (the activities will not result in a direct or reasonably foreseeable indirect physical change in the environment), 15060(c)(3) (the activities are not "projects" as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because they have no potential for resulting in physical change to the environment, directly or indirectly and 15061(b)(3) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it can be seen with certainty that it will not have a significant effect or physical change to the environment; and
2. Adopted Urgency Ordinance No. 1046, entitled:

“AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON AMENDING CHAPTER 9.38 OF THE STANTON MUNICIPAL CODE TO PROHIBIT MARIJUANA DISPENSARIES, MARIJUANA MANUFACTURERS, MARIJUANA CULTIVATION, AND DELIVERY OF MARIJUANA IN THE CITY.”

9B. CONSIDERATION OF AN ORDINANCE TO PROHIBIT MARIJUANA DISPENSARIES, MARIJUANA MANUFACTURERS, MARIJUANA CULTIVATION, AND DELIVERY OF MARIJUANA IN THE CITY

The California legislature recently adopted legislation identified as the Medical Marijuana Regulation and Safety Act (AB 243, AB 266, and SB 643) (MMRSA) to comprehensively regulate medical marijuana (medical cannabis). The MMRSA recognizes and preserves local control to regulate or ban medical cannabis cultivation, transportation, and distribution. At present the Stanton Municipal Code (“SMC”) does not contain regulations of marijuana manufacturers, cultivation, and delivery.

In addition, due to the serious, negative impacts associated with the distribution, manufacture, cultivation, and delivery of marijuana, a resolution is proposed to increase the administrative citation fine amounts for marijuana-related SMC violations.

Motion/Second: Ramirez/Ethans

ROLL CALL VOTE:

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

Motion unanimously carried:

1. The City Council declared that the project is not subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) (the activities will not result in a direct or reasonably foreseeable indirect physical change in the environment), 15060(c)(3) (the activities are not “projects” as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because they have no potential for resulting in physical change to the environment, directly or indirectly and 15061(b)(3) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it can be seen with certainty that it will not have a significant effect or physical change to the environment; and
2. Introduced Ordinance No. 1047 entitled:

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON AMENDING CHAPTER 9.38 OF THE STANTON MUNICIPAL CODE TO PROHIBIT MARIJUANA DISPENSARIES, MARIJUANA MANUFACTURERS, MARIJUANA CULTIVATION, AND DELIVERY OF MARIJUANA IN THE CITY”; and

3. Approved Resolution No. 2016-01, entitled:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, ADOPTING ADMINISTRATIVE FINE AMOUNTS FOR MARIJUANA-RELATED VIOLATIONS OF THE STANTON MUNICIPAL CODE”; and

4. Set said Ordinance for adoption at the regular City Council meeting of January 26, 2016.

10. ORAL COMMUNICATIONS – PUBLIC

Sergio Stone, Stanton, spoke regarding safety issues within his neighborhood and requested the City’s assistance with these safety issues. Mr. Stone also stated that he has been impressed with City’s services that have been provided to him when contacting the city.

11. WRITTEN COMMUNICATIONS None.

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

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

- Council Member Shawver reported on the upcoming Cypress College Foundation Americana Awards, which is scheduled to be held on February 27, 2016 and announced that the 2016 Citizen of the Year for the City of Stanton is Elizabeth Ash.
 - Elizabeth Ask expressed her gratitude to the City Council and to her fellow commissioners, committee members, and other volunteers.

- Council Member Ethans requested that Pam Schoonover, Executive Director, Boys and Girls Club of Stanton report on the Boys & Girls Club Annual Harvest Celebration.
 - Pam Schoonover, Executive Director, Boys and Girls Club of Stanton reported on the Boys & Girls Club Annual Harvest Celebration, which was held on December 6, 2015.

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

Council Member Ramirez requested to agendize discussion regarding re-establishing the City’s Citizens Academy.

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

None.

12D. REVIEW OF METHODS TO INCREASE PEDESTRIAN SAFETY ALONG BEACH BOULEVARD

The City Council has requested review of how to increase the safety of pedestrians along Beach Boulevard.

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

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

1. The City Council declared that the project is exempt from the California Environmental Quality Act ("CEQA") under Section 15301(c) – Existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities; and
2. Reviewed the staff report and directed staff to present an ordinance prohibiting pedestrian crossings between signalized intersections along Beach Boulevard within the City of Stanton.

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

None.

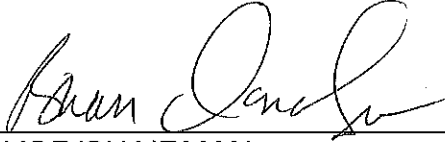
14. ITEMS FROM CITY MANAGER/EXECUTIVE DIRECTOR

1. City Manager Box congratulated Community Services Director Julie S. Roman and her staff on the completion of the 60th Anniversary calendar.
2. City Manager Box expressed his gratitude to the sponsors of the 60th Anniversary calendar.
3. Public Works Director/City Engineer Allan Rigg provided the City Council with an update regarding construction on Stanton Central Park.
4. Public Works Director/City Engineer Allan Rigg provided the City Council with an update regarding the Beach Boulevard Beautification Project.

14A. ORANGE COUNTY FIRE AUTHORITY

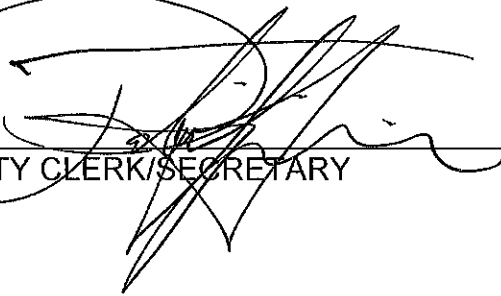
Chief Dave Steffen provided the City Council with an update on their current operations.

- 15. ADJOURNMENT** Motion/Second: Donahue/
Motion carried at 7:42 p.m.



MAYOR/CHAIRMAN

ATTEST:



CITY CLERK/SECRETARY