

MINUTES OF THE CITY COUNCIL / SUCCESSOR AGENCY / HOUSING AUTHORITY  
OF THE CITY OF STANTON  
JOINT REGULAR MEETING MAY 24, 2016

**1. CALL TO ORDER / CLOSED SESSION**

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

**2. ROLL CALL**

Present: Council Member Ethans, Council Member Ramirez, Council Member Shawver, Mayor Pro Tem Warren, and Mayor Donahue.

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 6:01 p.m. for discussion regarding:

**4A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
(Pursuant to Government Code Section 54957.6)**

Title: City Manager

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

The meetings were called to order at 6:33 p.m. by Mayor/Chairman Donahue.

The City Attorney reported that the Stanton City Council met in closed session from 6:01 to 6:30 p.m.

The City Attorney reported that there was no reportable action.

**6. ROLL CALL**

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

Absent: None.

Excused: None.

**7. PLEDGE OF ALLEGIANCE**

Led by Mr. Allan Rigg, Public Works Director/City Engineer.

**8. SPECIAL PRESENTATIONS AND AWARDS** None.

**9. CONSENT CALENDAR**

Motion/Second: Ethans/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/Authority Board waived reading of Ordinances and Resolutions.

**9B. APPROVAL OF WARRANTS**

The City Council approved demand warrants dated May 5, 2016 and May 12, 2016, in the amount of \$1,043,525.62.

**9C. APPROVAL OF MINUTES**

The City Council/Agency/Authority Board approved Minutes of Regular Joint Meeting – May 10, 2016.

**9D. EXTENSION OF CONTRACT FOR TRAFFIC SIGNAL MAINTENANCE SERVICES WITH SIEMENS INDUSTRY INC. BY THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA**

A contract was awarded at the September 11, 2012 City Council meeting to provide Traffic Signal Maintenance Services for a period of three years. The contract was extended by the Council on August 25, 2015 to terminate on June 30, 2016. Staff recommends the City Council extend the contract for two years at the same unit prices.

1. The City Council declared that the project is categorically exempt under the California Environmental Quality Act, Class 1, Section 15301(b) as maintenance of existing facilities; and
2. Approved a contract extension with Siemens Industry Inc. for traffic signal maintenance services until June 30, 2018.

**9E. APPROVE SUBMITTAL OF THE RENEWED MEASURE M ELIGIBILITY PACKAGE AND ITS COMPONENTS AND ADOPTION OF RESOLUTION NO. 2016-14 BY THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA**

The Orange County Transportation Authority (OCTA) requires that local jurisdictions comply with a variety of requirements to remain eligible to receive renewed Measure M2 funding. The proposed action will approve the submittal of items to keep the City eligible to receive annual fairshare and competitive grant funds. The Public Works Department has prepared all the requested documents and is prepared to submit them to OCTA upon approval by the City Council.

1. The City Council finds the submittal, adoption, and resolution exempt from CEQA per Section 15378(b)(5) [Project does not include]: organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment; and
2. Adopted the Measure M Seven Year Capital Improvement Program (CIP) for fiscal years 2015-16 through 2021-22; and
3. Adopted Resolution No. 2016-14 attesting that no reduction of lanes has been made on any MPAH arterial within the City of Stanton, that the City's Circulation Element is in conformance with the Master Plan of Arterial Highways, and that the existing Mitigation Fee Program is adequate; and
4. Authorized the submittal of the Maintenance of Effort Reporting Form and supporting documentation for the City of Stanton to OCTA, and directed the Director of Administrative Services to certify this form; and

5. Directed the City Engineer to file the adopted CIP and the Measure M eligibility documents with OCTA in compliance with the requirements of OCTA Ordinance No. 3. The eligibility submittal consists of:
  - a. Measure M Seven-Year Capital Improvement Program.
  - b. The Maintenance of Effort Reporting Form.
  - c. Pavement Management Program.
  - d. Resolution 2015-17 for the MPAH Consistency and Circulation Element.
  - e. Mitigation Fee Program and Nexus Study.
  - f. The Land Use Element of the City's General Plan.
  - g. Measure M Eligibility Checklist.
  - h. CMP Monitoring Checklist.

**9F. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, PRELIMINARILY APPROVING THE ENGINEER'S REPORT FOR THE ANNUAL LEVY OF ASSESSMENTS FOR STANTON LIGHTING AND LANDSCAPING DISTRICT NO. 1 FOR FISCAL YEAR 2016-2017**

On April 12, 2016, the City Council adopted Resolution No. 2016-10, initiating proceedings for the annual levy of assessments and ordered the Engineer to prepare a report in accordance with Section 22565 et seq. of the State of California Streets and Highways Code. The Engineer has filed a report with the City Clerk in compliance with Council direction. The proposed resolution would preliminarily approve the report.

1. The City Council 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 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(b)(4) 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. 2016-15, preliminarily approving the Engineer's Report for the annual levy of assessments for Stanton Lighting and Landscaping District No. 1 for fiscal year 2016-2017.

**9G. RESOLUTION OF THE CITY COUNCIL DECLARING ITS INTENTION TO LEVY AND COLLECT THE ANNUAL ASSESSMENTS FOR IMPROVEMENT, MAINTENANCE AND SERVICING OF LIGHTING AND LANDSCAPING WITHIN THE BOUNDARIES OF THE TERRITORY INCLUDED IN THE STANTON LIGHTING AND LANDSCAPING DISTRICT NO. 1 FOR FISCAL YEAR 2016-2017 PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 AND APPOINTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO**

On April 12, 2016, the City Council adopted Resolution No. 2016-10, initiating proceedings for the annual levy of assessments and ordered the Engineer to prepare a report in accordance with Section 22565 et seq. of the State of California Streets and Highways Code. The Engineer has filed a report with the City Clerk in compliance with Council direction. The proposed resolution would declare the Council's intention to levy and collect the assessments and set the required public hearing for Tuesday, June 14, 2016.

1. The City Council 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 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(b)(4) 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. 2016-16, declaring its intention to levy and collect the annual assessments pursuant to the Landscaping and Lighting Act of 1972; and
3. Scheduled the public hearing for June 14, 2016, to consider the annual assessments.

**9H. APRIL 2016 INVESTMENT REPORT**

The Investment Report as of April 30, 2016 has been prepared in accordance with the City's Investment Policy and California Government Code Section 53646.

1. The City Council finds 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 April 2016.

**9I. APRIL 2016 INVESTMENT REPORT (SUCCESSOR AGENCY)**

The Investment Report as of April 30, 2016 has been prepared in accordance with the City's Investment Policy and California Government Code Section 53646.

1. The Agency Board finds 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 April 2016.

**9J. SELECTION OF FIREWORKS LICENSEES FOR 2016**

Staff is requesting that the City Council select the licensees for 2016 fireworks sales.

1. The City Council 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 fireworks licenses for 2016 fireworks sales for the following groups: Knights of Columbus #6095, Stanton Lighthouse Church, Boys & Girls Club of Stanton, Kiwanis Club of Greater Stanton, XClaimed Ministries, Stanton Baseball Little League, and Iglesia De Cristo Ministerios Manantial De Vida.

**9K. CONSIDERATION OF A COOPERATION AGREEMENT WITH STANTON ENERGY RELIABILITY CENTER, LLC**

Stanton Energy Reliability Center, LLC ("SERC") requests that the City enter into a "cooperation agreement" with the power plant developer. Later this year, the developer intends to submit an application to the California Energy Commission ("CEC") to construct a battery- and gas turbine-operated thermal power plant on two parcels located at 10711 Dale Avenue and 8230 Pacific Street. The CEC's power plant permitting process takes the place of, and is "*in lieu*" of the City's permitting process. As such, SERC requests that the City cooperate with SERC in the CEC permitting process by, among other things, attending public hearings and workshops on SERC's application and providing the CEC with comments, when necessary. In exchange, SERC proposes to provide the City with certain public benefits.

1. The City Council declared that the project is statutorily exempt from the California Environmental Quality Act ("CEQA") under Section 21080(b)(6) because the proposed thermal power plant project will be the subject of an environmental impact report, negative declaration, or other document, which will be prepared by the California Energy Commission pursuant to a regulatory program certified pursuant to Section 21080.5; and
4. Approved the Cooperation Agreement between the City and the Stanton Energy Reliability Center, LLC.

**END OF CONSENT CALENDAR**

**10. PUBLIC HEARINGS**       None.

**11. UNFINISHED BUSINESS**       None.

12. NEW BUSINESS

12A. APPROVAL OF ORDINANCE NO. 1051 SETTING REGULATIONS FOR THE USE OF PUBLIC SKATE PARKS

This item is before the City Council to consider adding the proposed ordinance setting regulations for the use of public skate parks and determine the hours of operation for Stanton Central Park's Skate Park.

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 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. Introduced Ordinance No. 1051, entitled:  
  

**"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, ADDING CHAPTER 14.08 TO TITLE 14 OF THE STANTON MUNICIPAL CODE REGARDING REGULATIONS FOR THE USE OF PUBLIC SKATE PARKS"; and**
3. Set said Ordinance for adoption at the regular City Council meeting of June 14, 2016; and
4. Directed staff to proceed with Option No. 2 as the hours of operation for Stanton Central Park Skate Park.

**Option 2:**

**School Year:**

Monday – Friday	2 - 8 p.m.
Saturday & Sunday	9 a.m. - 5 p.m.

**Summer Winter, Spring Breaks:**

Monday – Friday	10 a.m. - 8 p.m.
Saturday & Sunday	9 a.m. - 5 p.m.



**13. ORAL COMMUNICATIONS – PUBLIC** None.

**14. WRITTEN COMMUNICATIONS** None.

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

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

Mayor Donahue reported on the 15<sup>th</sup> Annual Spring Car Show and Kids Fair, which is held on May 14, 2016.

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

None.

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

None.

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

None.

**17. ITEMS FROM CITY MANAGER/EXECUTIVE DIRECTOR**

City Manager James A. Box reported on his attendance at the International Council of Shopping Centers (ICSC) Recon global convention, which was held on May 22-25, 2016.

**17A. ORANGE COUNTY SHERIFF'S DEPARTMENT**

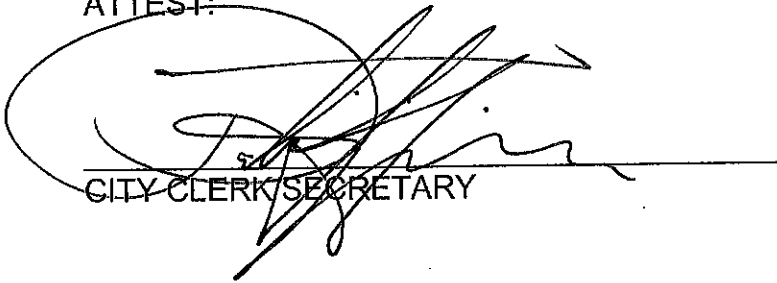
- Lieutenant Sean Howell provided the City Council with an update on their current operations.
- Lieutenant Sean Howell reported on his participation in a 630-mile, four-day bicycle ride from Sacramento, organized to honor peace officers who've lost their lives in the line of duty and to raise money for families of those fallen officers.

18. **ADJOURNMENT** in memory and honor of Mr. Jerry McCloskey.  
Motion/Second: Donahue/  
Motion carried at 6:59 p.m.



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MAYOR/CHAIRMAN

ATTEST:



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CITY CLERK/SECRETARY