

MINUTES OF THE CITY COUNCIL / SUCCESSOR AGENCY / HOUSING AUTHORITY
OF THE CITY OF STANTON
JOINT REGULAR MEETING JULY 26, 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 Attorney

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

The meetings were called to order at 6:31 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 Ms. Patricia A. Vazquez, City Clerk.

8. SPECIAL PRESENTATIONS AND AWARDS

8A. Presentation by Jason Ward, Community Services Coordinator; providing the City Council with information on the Summer GRIP and Camp Stanton programming.

9. CONSENT CALENDAR

Item 9G was pulled from the consent calendar for separate discussion.

Motion/Second: Ramirez/Shawver
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 July 7, 2016 and July 13, 2016, in the amount of \$808,650.75.

9C. APPROVAL OF MINUTES

1. The City Council/Agency/Authority Board approved Minutes of Regular Joint Meeting – July 12, 2016; and
2. The City Council approved Minutes of Special Meeting – July 14, 2016.

9D. ACCEPTANCE OF THE BEACH BOULEVARD AND VILLAGE CENTER DRIVE TRAFFIC SIGNAL IMPROVEMENT PROJECT BY THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA

The Beach Boulevard and Village Center Drive Traffic Signal Improvement Project has been completed in accordance with the plans and specifications. The final construction cost for the project was \$410,337.20. The City Engineer, in his judgment, certifies that the work was satisfactorily completed as of July 26, 2016 and recommends that the City Council accept the completed work performed on this project.

The construction contract for the Beach Boulevard and Village Center Drive Traffic Signal Improvement is for \$388,888.00. Change orders approved at staff level are well under the 10% maximum authorized at the time of award; at 4.6%. In October 13, 2015 City Council approved Change Order Numbers 006 and 007 in the additive amount of \$31,495.16 in order to improve the final product by extending the paving limits. Additional costs aroused in the final stages of the project in the total of \$7,831.04. Therefore, Staff requests that the Council authorize the final change order in the total additive amount of \$7,831.04.

1. The City Council declared this project categorically exempt under the California Environmental Quality Act, Class 1, and section 15301; and
2. Approved Change Order 008 in the total additive amount of \$7,831.04 to PTM General Engineering Services, Inc. for the Beach Boulevard and Village Center Drive Traffic Signal Improvement; and
3. Authorized the Mayor to execute Change Order No. 008; and
4. Accepted the completion of the construction of Beach Boulevard and Village Center Drive Traffic Signal Improvement Project; and
5. Approved the final construction contract amount of \$388,888.00 with PTM Engineering Services, Inc.; and
6. Directed the City Clerk within ten (10) days from the date of acceptance to file the Notice of Completion with the County Recorder of the County of Orange; and
7. Directed City staff, upon expiration of the thirty-five (35) days from the filing of the "Notice of Completion," to make the retention payment to PTM Engineering Services, Inc. in the amount of \$22,308.41.

9E. JUNE 2016 INVESTMENT REPORT

The Investment Report as of June 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 June 2016.

9F. JUNE 2016 INVESTMENT REPORT (SUCCESSOR AGENCY)

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

1. The Successor Agency 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 June 2016.

9H. AWARD OF CONTRACT FOR CONSTRUCTION INSPECTION SERVICES FOR THE KERMORE LANE RECONSTRUCTION PROJECT BY THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA

Staff solicited Proposals to provide Construction Inspection Services for the Kermore Lane Reconstruction Project. Staff found that Civil Source was the most qualified firm to provide these services.

The cost for completing the Construction Inspection Services is \$42,400.

1. The City Council finds that this action is not a project per CEQA; and
2. Awarded a professional service contract to Civil Source to provide construction inspection services for the duration of the Kermore Lane Reconstruction Project for a maximum contract amount of \$42,400; and
3. Authorized the City Manager to bind the City of Stanton and Civil Source in a contract to provide construction inspection services; and
4. Approved budget adjustment number 2017-03 establishing appropriations necessary for the Kermore Lane Reconstruction Project.

END OF CONSENT CALENDAR

9G. AUTHORIZATION FOR COUNCIL MEMBER RIGOBERTO A. RAMIREZ, COUNCIL MEMBER DAVID J. SHAWVER, AND MAYOR PRO TEM CAROL WARREN TO ATTEND THE LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE

Pursuant to the City of Stanton Travel and Reimbursement policy, a Council Member must receive City Council approval prior to a trip, if the trip will exceed \$500.00.

Staff report by Ms. Patricia A. Vazquez, City Clerk.

Motion/Second: Warren/Ethans

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 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. Approved Council Member David J. Shawver and Mayor Pro Tem Carol Warren to attend the League of California Cities annual conference, scheduled for October 5 - 7, 2016 in the City of Long Beach; and
3. Designated Mayor Pro Tem Carol Warren as the voting delegate and Council Member David J. Shawver as the voting delegate alternate.

10. PUBLIC HEARINGS

10A. PROPOSED ORDINANCE TO AMEND THE CITY'S ZONING CODE TO ESTABLISH NEW REGULATIONS RELATING TO POLITICAL SIGNS AND TEMPORARY NONCOMMERCIAL SIGNS

The Council previously directed staff to amend the City's sign ordinances to comply with a 2015 United States Supreme Court ruling. This staff report proposes an ordinance to revise the City's sign ordinances, including allowing a certain number of temporary noncommercial signs to be displayed on private property during an election period.

Staff report by Ms. Kelly Hart, Community Development Director.

The public hearing was opened.

- Mr. Nicholas Dibs - spoke in opposition to the proposed changes to the City's zoning code to establish new regulations relating to political signs and temporary noncommercial signs.

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

Motion/Second: Shawver/Warren

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

Motion carried:

1. The City Council conducted a public hearing; and
2. Tabled this item for discussion at a future City Council meeting.

11. UNFINISHED BUSINESS

11A. DISCUSSION AND UPDATE ON REMOVAL OF RED CURBING AND OVERNIGHT PARKING RESTRICTIONS

During the June 28, 2016 meeting of the City Council, Council reviewed various possibilities for removing red curb and adding parking spaces on City streets. Staff has performed further investigation and would like to receive Council direction on two locations and to provide status updates on the others.

- Mr. Matthew E. Richardson, City Attorney announced that due to a conflict of interest the City Council will initiate a drawing of names of those who are within the proximity of the subject area that is to be discussed (potential changes to the road on Cerritos from Knott to Western).
- Council Member Ethans, Council Member Ramirez and Council Member Shawver, stated that they had a conflict of interest due to the proximity of their residences to the subject area that is to be discussed (potential changes to the road on Cerritos from Knott to Western).
- Mr. Matthew E. Richardson, City Attorney asked Ms. Patricia A. Vazquez, City Clerk to pull a name from the box containing the three names of each Council Member. Council Member Ethans was selected to remain in the Chambers and at the dais for the purpose of creating a quorum. Council Member Ramirez recused himself from the dais and the council chamber, Council Member Shawver recused himself from the dais and remained in the audience. Council Member Ethans remained in the council chambers and at the dais.

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

Motion/Second:

Failed due to a lack of a motion.

Recommended action to remove red curbing - required to eliminate the center turn lane on Cerritos from Knott to Western failed due to a lack of a motion.

Motion/Second: Ethans/Warren

Motion unanimously carried by the following vote:

AYES: 3 (Donahue, Ethans, and Warren)

NOES: None

ABSTAIN: 2 (Ramirez and Shawver)

ABSENT: None

1. The City Council declared that the project is not subject to 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. Directed staff to proceed with the removal of red curbing at the following location:
 - North side of Lampson West of Beach Boulevard.

Council Member Ramirez returned to the council chamber and dais and Council Member Shawver returned to the dais.

11B. REVIEW OF SOUTHERN CALIFORNIA EDISON VALUATION STUDY OF STREETLIGHTS IN STANTON, AND REVIEW OF PROGRAM FOR SOUTHERN CALIFORNIA EDISON TO RETROFIT ALL STREETLIGHTS IN STANTON WITH LED HARDWARE/BULBS

On May 26, 2015, the City Council directed staff to work with Southern California Edison (SCE) to prepare a valuation study of the streetlights in the City. The purpose would be to prepare for the potential acquisition of the streetlights by the City. The report has been completed on April 20, 2016 and is attached for the City Council's review.

When the SCE representatives presented the valuation report to staff, they provided information on a potential upcoming program that would allow cities to ask SCE to retrofit existing streetlights with LED fixtures and bulbs. This program was approved by the State in June of this year. As an alternative to purchasing the streetlights, the City could ask SCE to perform these retrofits at no initial capital cost and a net savings annually.

Motion/Second: Warren/Shawver
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 determined that in accordance with the requirements of the California Environmental Quality Act, the action would not be deemed to be a project per Section 15378(b)(4): ["Project" does not include] The creation of a government funding mechanism or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment; and
2. Directed staff to proceed with requesting proposals from vendors researching the costs and benefits of purchasing the streetlights from Southern California Edison.

12. NEW BUSINESS

12A. CONSIDERATION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, AMENDING CHAPTER 5.04 OF TITLE 5 OF THE STANTON MUNICIPAL CODE RELATING TO BUSINESS LICENSES AND REGULATIONS

The Council previously directed staff to amend the City's Business Licenses and Regulations Ordinance to require business license applicants to, among other things, verify that the applicant or business had not previously been convicted of illegal activity in other jurisdictions that relate to the proposed business. The proposed ordinance requires business license applicants to verify the applicant and business' past conduct in other jurisdictions and provides a procedure to deny or revoke business licenses if certain requirements are not met. Moreover, the proposed ordinance cleans up several provisions of Chapter 5.04.

Staff report by Mr. Matthew E. Richardson, City Attorney.

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 considered proposed Ordinance No. 1056 entitled:

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, AMENDING CHAPTER 5.04 OF TITLE 5 OF THE STANTON MUNICIPAL CODE RELATING TO BUSINESS LICENSES AND REGULATIONS”; and

2. Finds that Ordinance No. 1056 is exempt from CEQA pursuant to Section 15061(b)(3), because there is no possibility that the proposed Ordinance will have a significant effect on the environment; and

3. Conducted the first reading of Ordinance No. 1056 entitled:

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, AMENDING CHAPTER 5.04 OF TITLE 5 OF THE STANTON MUNICIPAL CODE RELATING TO BUSINESS LICENSES AND REGULATIONS”; and

4. Set said ordinance for adoption at the regular City Council meeting of August 9, 2016 meeting.

13. ORAL COMMUNICATIONS – PUBLIC

- Mr. Bob Lewis, Stanton, spoke regarding his concerns with fireworks and the potential fire hazard from the discharge of those aforementioned fireworks.
- Presentation by Ms. Emily France, Southern California Gas Company, sharing their mission with the City Council and providing information on their current operations.

14. WRITTEN COMMUNICATIONS None.

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

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

Council Member Ethans reported on the Orange County Vector Control District's West Nile virus and Zika virus alerts and cases within the City.

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

Council Member Ramirez requested to agendaize discussion regarding increasing the fine amount for the discharge of illegal fireworks.

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

None.

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

None.

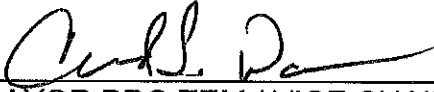
17. ITEMS FROM CITY MANAGER/EXECUTIVE DIRECTOR

- Ms. Julie S. Roman, Community Services Director spoke regarding the upcoming National Night Out event, which is scheduled to be held on August 3, 2016 at Stanton Central Park.
- Ms. Julie S. Roman, Community Services Director spoke regarding the upcoming Movies in the Park event, which is scheduled to be held on July 29, 2016 at Stanton Central Park.

17A. ORANGE COUNTY SHERIFF'S DEPARTMENT

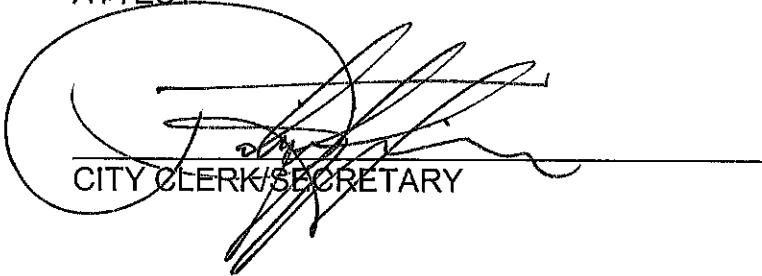
Lieutenant Sean Howell provided the City Council with an update on their current operations.

- 18. ADJOURNMENT** Motion/Second: Donahue/
Motion carried at 8:06 p.m.



MAYOR PRO TEM / VICE CHAIRPERSON

ATTEST:



CITY CLERK/SECRETARY

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