



**AGENDA**  
**CITY COUNCIL/SUCCESSOR AGENCY/STANTON HOUSING AUTHORITY**  
**JOINT REGULAR MEETING**  
**STANTON CITY HALL, 7800 KATELLA AVENUE, STANTON, CA**  
**TUESDAY, FEBRUARY 28, 2017 - 6:30 P.M.**

*As a courtesy to those in attendance, the City of Stanton respectfully requests that all cell phones, pagers and/or electronic devices be turned off or placed on silent mode while the meeting is in session. Thank you for your cooperation.*

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, CONTACT THE CITY CLERK AT (714) 379-9222. NOTIFICATION BY 9:00 A.M. ON MONDAY, FEBRUARY 27, 2017 WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ENSURE ACCESSIBILITY TO THIS MEETING.

*Supporting, descriptive documentation for agenda items, including staff reports, is available for review in the City Clerk's Office and on the City web site at [www.ci.stanton.ca.us](http://www.ci.stanton.ca.us).*

1. **CLOSED SESSION (6:00 PM)**
2. **ROLL CALL**
  - Council Member Donahue
  - Council Member Ethans
  - Council Member Ramirez
  - Mayor Pro Tem Shawver
  - Mayor Warren
3. **PUBLIC COMMENT ON CLOSED SESSION ITEMS**

*Closed Session may convene to consider matters of purchase / sale of real property (G.C. §54956.8), pending litigation (G.C. §54956.9(a)), potential litigation (G.C. §54956.9(b)) or personnel items (G.C. §54957.6). Records not available for public inspection.*

**4. CLOSED SESSION**

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

Number of Potential Cases: 1

**4B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**  
**Existing litigation pursuant to Government Code section 54956.9(d)(1)**  
**Number of cases: 2**

City of Stanton vs. Green Tree Remedy et al, Orange County Superior Court Case  
Number: 30-2015-00813225-CU-JR-CJC

City of Stanton vs. GZ Café, Orange County Superior Court Case Number: 30-2016-  
00836298-CU-JR-CJC

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

**6. ROLL CALL** Agency/Authority Member Donahue  
Agency/Authority Member Ethans  
Agency/Authority Member Ramirez  
Vice Chairman Shawver  
Chairperson Warren

**7. PLEDGE OF ALLEGIANCE**

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

**9. CONSENT CALENDAR**

All items on the Consent Calendar may be acted on simultaneously, unless a  
Council/Board Member requests separate discussion and/or action.

## **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**

#### **RECOMMENDED ACTION:**

City Council/Agency Board/Authority Board waive reading of Ordinances and Resolutions.

### **9B. APPROVAL OF WARRANTS**

City Council approve demand warrants dated February 8, 2017 and February 16, 2017, in the amount of \$282,108.62.

### **9C. APPROVAL OF MINUTES**

- City Council/Agency/Authority Board approve Minutes of Adjourned Meeting – February 14, 2017; and
- City Council/Agency/Authority Board approve Minutes of Joint Regular Meeting – February 14, 2017.

### **9D. JANUARY 2017 INVESTMENT REPORT**

The Investment Report as of January 31, 2017 has been prepared in accordance with the City's Investment Policy and California Government Code Section 53646.

#### **RECOMMENDED ACTION:**

1. City Council find 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. Receive and file the Investment Report for the month of January 2017.

**9E. JANUARY 2017 INVESTMENT REPORT (SUCCESSOR AGENCY)**

The Investment Report as of January 31, 2017 has been prepared in accordance with the City's Investment Policy and California Government Code Section 53646.

**RECOMMENDED ACTION:**

1. Successor Agency find 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. Receive and file the Investment Report for the month of January 2017.

**9F. JANUARY 2017 INVESTMENT REPORT (HOUSING AUTHORITY)**

The Investment Report as of January 31, 2017 has been prepared in accordance with the City's Investment Policy and California Government Code Section 53646.

**RECOMMENDED ACTION:**

1. Housing Authority find 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. Receive and file the Investment Report for the month of January 2017.

**9G. DESIGNATION OF VOTING DELEGATE AND/OR ALTERNATE FOR THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS (SCAG) 2017 REGIONAL CONFERENCE GENERAL ASSEMBLY**

The Southern California Association of Governments (SCAG) Regional Conference General Assembly will be held on May 4 – 5, 2017 at the JW Marriot Desert Springs Resort & Spa in Palm Desert, California. Each year, SCAG's member cities select a Delegate and/or Alternate to represent their City to participate at this Annual Meeting.

**RECOMMENDED ACTION:**

1. City Council find 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. Appoint Council Member David J. Shawver to attend and serve as the City's Voting Delegate for the Southern California Association of Governments (SCAG) Regional Conference General Assembly.

**9H. EMERGENCY MANAGEMENT PERFORMANCE GRANT**

The Orange County Sheriff's Department was awarded the Emergency Management Performance Grant (EMPG) FY16-17, from the California Governor's Office of Emergency Services (CalOES). Included in this grant is a sub award for the City in the amount of \$6,172.00. The EMPG grant is intended to assist local agencies in executing the Orange County OA's Emergency Operations Plan (EOP). The grant performance period is July 1, 2016 through June 30, 2017.

**RECOMMENDED ACTION:**

1. City Council declare 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. Approve the attached County of Orange Governing Body Resolution Form and Addendum authorizing the City Manager to execute the agreement and other documents required by the County of Orange for participation in the EMPG program on behalf of the City Council.

**END OF CONSENT CALENDAR**

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Any writings or documents provided to a majority of the City Council/Successor Agency/Stanton Housing Authority regarding any item on this agenda will be made available for public inspection at the Public Counter at City Hall located at 7800 Katella Avenue, Stanton CA, during normal business hours and online at [www.ci.stanton.ca.us](http://www.ci.stanton.ca.us).

**10. PUBLIC HEARINGS           None.**

**11. UNFINISHED BUSINESS           None.**

**12. NEW BUSINESS           None.**

**13. ORAL COMMUNICATIONS - PUBLIC**

At this time members of the public may address the City Council/Successor Agency/Stanton Housing Authority regarding any items within the subject matter jurisdiction of the City Council/Successor Agency/Stanton Housing Authority, provided that NO action may be taken on non-agenda items.

- Members of the public wishing to address the Council/Agency/Authority during Oral Communications-Public or on a particular item are requested to fill out a REQUEST TO SPEAK form and submit it to the City Clerk. Request to speak forms must be turned in prior to Oral Communications-Public.
- When the Mayor/Chairman calls you to the microphone, please state your Name, slowly and clearly, for the record. A speaker's comments shall be limited to a three (3) minute aggregate time period on Oral Communications and Agenda Items. Speakers are then to return to their seats and no further comments will be permitted.
- Remarks from those seated or standing in the back of chambers will not be permitted. All those wishing to speak including Council/Agency/Authority and Staff need to be recognized by the Mayor/Chairman before speaking.

**14. WRITTEN COMMUNICATIONS           None.**

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

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

At this time Council/Agency/Authority Members may report on items not specifically described on the agenda which are of interest to the community provided no discussion or action may be taken except to provide staff direction to report back or to place the item on a future agenda.

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

At this time Council/Agency/Authority Members may place an item on a future agenda.

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

At this time Council/Agency/Authority Members may place an item on a future study session agenda.

Currently Scheduled:

- **March 14, 2017 (5:00 p.m.)**  
Strategic Plan Update and Review
- **April 11, 2017 (5:00 p.m.)**  
Discussion Regarding Cyber Security and Fireworks

**15D. CITY COUNCIL INITIATED ITEM — DISCUSSION REGARDING THE POSSIBILITY OF INSTALLING A SECURITY CAMERA SYSTEM AT STANTON CENTRAL PARK**

At the February 14, 2017 City Council meeting, Mayor Pro Tem David J. Shawver requested that this item be agendaized for discussion.

**RECOMMENDED ACTION:**

City Council provide direction to staff.

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

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

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

At this time the Orange County Sheriff's Department will provide the City Council with an update on their current operations.

**18. ADJOURNMENT** to March 14, 2017 at 5:00 p.m. for a City Council Study Session.

I hereby certify under penalty of perjury under the laws of the State of California, the foregoing agenda was posted at the Post Office, Stanton Community Services Center and City Hall, not less than 72 hours prior to the meeting. Dated this 23<sup>rd</sup> day of February, 2017.

s/ Patricia A. Vazquez, City Clerk/Secretary

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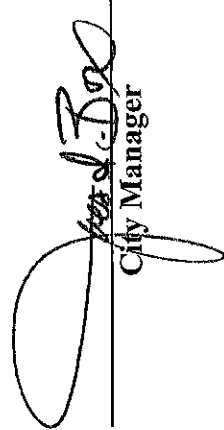


**CITY OF STANTON  
ACCOUNTS PAYABLE REGISTER**

February 8, 2017	\$137,709.34
February 16, 2017	\$144,399.28

\$282,108.62
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Demands listed on the attached registers conform to the City of Stanton Annual Budget as approved by the City Council.

  
\_\_\_\_\_  
City Manager

Demands listed on the attached registers are accurate and funds are available for payment thereof.

  
\_\_\_\_\_  
Administrative Services Director

# DRAFT

## MINUTES OF THE CITY COUNCIL OF THE CITY OF STANTON ADJOURNED MEETING FEBRUARY 14, 2017

1. **CLOSED SESSION** None.

2. **CALL TO ORDER**

The meeting was called to order at 4:03 p.m. by Mayor Warren.

3. **PLEDGE OF ALLEGIANCE**

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

4. **ROLL CALL**

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

Absent: None.

Excused: None.

### SPECIAL ORDERS OF THE DAY

5. **NEW BUSINESS**

5A. **TINA / PACIFIC DEVELOPMENT PROJECT UPDATE**

Presentation by Ms. Kelly Hart, Community Development Director, Stanton providing updates and information regarding the Tina / Pacific Development Project.

Presentation by Ms. Kelly Hart, Community Development Director.

Presentation by Ms. Liane Takano, Related Companies

Presentation by Mr. Greg Smith, RSG, Inc.

The City Council inquired about the City's agreement with Related Companies, restricted low-mod housing funds, if staff has reached out to other developers, if staff received advice from outside sources, relocation and acquisition, cost for relocation and acquisition, and parking.

The City Council received and filed the reports.

## DRAFT

6. **ADJOURNMENT** Motion/Second: Warren/  
Motion carried at 5:15 p.m.

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MAYOR

ATTEST:

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CITY CLERK

# **DRAFT**

## **MINUTES OF THE CITY COUNCIL / SUCCESSOR AGENCY / HOUSING AUTHORITY OF THE CITY OF STANTON JOINT REGULAR MEETING FEBRUARY 14, 2017**

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

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

### **2. ROLL CALL**

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

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-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 6:31 p.m. by Mayor/Chairperson Warren.

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.

## **DRAFT**

### **6. ROLL CALL**

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

Absent: None.

Excused: None.

### **7. PLEDGE OF ALLEGIANCE**

Led by Mayor Pro Tem David J. Shawver in honor of military individuals who have served and who are currently serving our Country.

### **8. SPECIAL PRESENTATIONS AND AWARDS**

**8A.** The City Council presented a Certificate of Recognition honoring the Monthly Spotlight award recipients: The Stanton Community Foundation and its Board of Directors for their positive impact on the Stanton community.

- The City Council expressed their gratitude to the Stanton Community Foundation and its Board of Directors for their dedicated and outstanding service to the residents of the City of Stanton.

At the request of special guest Christopher Aguilera, Representative, Assemblywoman Sharon Quirk-Silva's office:

- Mr. Aguilera presented a certificate of recognition to the Stanton Community Foundation.
- Mr. Aguilera presented certificates of recognition to the Stanton Community Foundation board members.

## **DRAFT**

### **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 January 19, 2017, January 26, 2017, and February 2, 2017, in the amount of \$352,205.27.

#### **9C. APPROVAL OF MINUTES**

- The City Council/Agency/Authority Board approved Minutes of Adjourned Meeting – January 24, 2017; and
- The City Council/Agency/Authority Board approved Minutes of Joint Regular Meeting – January 24, 2017.

## **DRAFT**

### **9D. GENERAL PLAN ANNUAL PROGRESS REPORT FOR CALENDAR YEAR 2016**

The attached General Plan Annual Progress Report for Calendar Year 2016 for the City of Stanton is being presented to the City Council for review as required by State Law.

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. Received and filed General Plan Annual Progress Report, and authorized submittal to the Governor's Office of Planning and Research and the State Housing and Community Development Department.

### **9E. REJECTION OF ALL BIDS FOR STREET SWEEPING SERVICES BY THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA**

Staff is requesting that the City Council reject all bids for street sweeping services as the City will be extending the contract with the current provider.

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)(5) – Organizational or administrative activities of governments that will not result in direct or indirect physical change in the environment; and
2. Rejected all bids for street sweeping services.

## **DRAFT**

### **9F. ACCEPTANCE OF THE KERMORE LANE RECONSTRUCTION PROJECT BY THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA**

The Kermore Lane Reconstruction Project has been completed in accordance with the plans and specifications. The final construction cost for the project was \$492,467.55. The City Engineer, in his judgment, certifies that the work was satisfactorily completed as of January 30, 2017 and recommends that the City Council accept the completed work performed on this project.

The construction contract for the Kermore Lane Reconstruction Project is for \$424,407.00. Change orders approved at staff level exceeded the 10% maximum authorized at the time of award; at 16.04%. Additional costs aroused in the final stages of the project in the total of \$25,619.85. Therefore, Staff requests that the Council authorize the final change order in the total additive amount of \$21,876.44 and add additional funds of \$3,743.41. This change order was to alleviate access issues at driveways and for worked caused by delays due to utility companies. The additional funds will cover the cost for line item quantities that exceed the initial estimate throughout the project.

1. The City Council declared this project categorically exempt under the California Environmental Quality Act, Class 1, and Section 15301c; and
2. Approved Change Order No. 006 and additional funds in the total additive amount of \$25,619.85 to Excel Paving Company for the Kermore Lane Reconstruction Project; and
3. Authorized the Mayor to execute Change Order No. 006 and appropriate additional funds; and
4. Accepted the completion of improvements for the Kermore Lane Reconstruction Project, as certified by the City Engineer, and affixed the date of January 30, 2017 as the date of completion of all work on this project; and
5. Approved the final construction contract amount of \$492,467.55 with Excel Paving Company; and
6. Directed the City Clerk within ten (10) days from the date of acceptance to file the Notice of Completion (Attachment) 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 Excel Paving Company in the amount of \$24,623.38.

### **END OF CONSENT CALENDAR**



## **DRAFT**

### **10. PUBLIC HEARINGS**

#### **10A. PUBLIC HEARING TO CONSIDER AN AMENDMENT TO PRECISE PLAN OF DEVELOPMENT PPD-766 TO ALLOW FOR THE REDUCTION IN THE OVERALL HEIGHT AND NUMBER OF STORIES OF THE STRUCTURE AND MODIFICATION TO THE FLOOR PLANS FOR THE PROPERTY LOCATED AT 12282 BEACH BLVD. IN THE SOUTH GATEWAY MIXED-USE OVERLAY ZONE**

In June 2016, the City Council approved a development proposal for the construction of a five-story mixed-use structure for the property located at 12282 Beach Blvd. Subsequently, the applicant determined the project would need to be reduced in size to be more financially feasible. The modifications are being presented to Council for consideration.

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

The public hearing was opened.

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

Motion/Second: Shawver/Ramirez

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 conducted a public hearing; and
2. Declared that the amendment is consistent with the approved Mitigated Negative Declaration (SCH#2016031086) for the original project; and
3. Adopted Resolution No. 2017-05 approving the amendment to Precise Plan of Development PPD-766, entitled:

**"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA APPROVING AN AMENDMENT TO PRECISE PLAN OF DEVELOPMENT PPD-766 FOR THE CONSTRUCTION OF THREE-STORY MIXED USE BUILDING, INCLUDING A PUBLIC PLAZA, AND ROOF TOP TERRACES FOR THE PROPERTY LOCATED AT 12282 BEACH BLVD. IN THE SGMX (SOUTH GATEWAY MIXED USE) OVERLAY ZONE."**

# DRAFT

## 11. UNFINISHED BUSINESS

### 11A. UPDATE ON PARKING SOLUTIONS

During the June 28, 2016 City Council meeting, staff presented a list of actions that could be taken by the City to help alleviate the parking issues prevalent throughout the City. This report is to provide Council with an update on actions taken, and continuing efforts to address this issue.

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

The City Council questioned staff regarding meetings with "stake holders", the use of the Union Pacific property for public parking, the proposed parking system on the Flower Avenue property, and resident carpooling.

Mr. Greg Witz, Stanton property owner, spoke regarding City parking issues and solutions.

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

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. The City Council directed staff to provide a more detailed report regarding "shifting lanes" on Cerritos Avenue for presentation at a future meeting.

## DRAFT

### 12. NEW BUSINESS

#### 12A. COUNCIL APPOINTMENTS TO FILL TWO VACANCIES ON THE STANTON PARKS AND RECREATION COMMISSION AND TWO VACANCIES ON THE STANTON PLANNING COMMISSION FOR TERM COINCIDING WITH THE COUNCIL ELECTION

The Council Member holding the seat corresponding to that numbered seat on the Parks and Recreation Commission and Planning Commission shall be responsible for appointment of one Commissioner (who shall be a qualified elector of the City), with majority approval of the City Council. The terms of office shall coincide with the term of office of the Council Member or Mayor who made the appointment. Section 2.06.030 of the Stanton Municipal Code requires the submission of applications and interviews prior to appointment to any position. Section 2.06.030 also provides that the City Council, by majority vote, may waive to the requirement interview persons previously appointed by the City Council and who are requesting re-appointment to another term.

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

The City Council conducted interviews with the following Stanton Parks and Recreation Commission and Stanton Planning Commission applicants:

- Ms. Beverly Henry (*Parks and Recreation Commission*)
- Ms. Jenny Lacayo (*Parks and Recreation Commission*)
- Mr. Gary Taylor (*Planning Commission*)
- Mr. Joel Greer (*Planning Commission*)

#### Parks and Recreation Commission:

Motion/Second: Ethans/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 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. The City Council appointed Ms. Beverly Henry to fill seat #4 (Council Member Ethans) on the Stanton Parks and Recreation Commission.

## DRAFT

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 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. The City Council appointed Ms. Jenny Lacayo to fill seat #5 (Mayor Warren) on the Stanton Parks and Recreation Commission.

### **Planning Commission:**

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

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. The City Council appointed Mr. Joel Greer to fill seat #4 (Council Member Ethans) on the Stanton Planning Commission.

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

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. The City Council appointed Mr. Gary Taylor to fill seat #5 (Mayor Warren) on the Stanton Planning Commission.

## **DRAFT**

### **12B. REVIEW OF THE CONCEPTUAL DESIGN FOR A POCKET PARK AT THE SOUTHWEST CORNER OF ORANGEWOOD AND BEACH**

Staff recommends the City Council review the conceptual design for a pocket park at the southwest corner of Orangewood and Beach and to provide direction to staff regarding the design.

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

Presentation by Mr. Tony Ignacio, Designer, ENV Forms.

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)(5) – Organizational or administrative activities of governments that will not result in direct or indirect physical change in the environment; and
2. Reviewed the conceptual design of the pocket park at the southwest corner of Orangewood and Beach; and
3. Directed staff to incorporate the City's former motto "Crossroads to Vacationland" into the pocket park design, research ideas to keep/preserve the existing onsite Stanton monument sign for historical purposes, consider the use of permeable pavers where possible, increase the height of the "STANTON" letters or place the letters on a pedestal for safety purposes, and consider installing fencing around the park.

### **12C. REVIEW OF CONCEPTUAL DESIGN AND COST ESTIMATES FOR THE ENHANCEMENT OF THE CITY HALL PLAZA, FACADE, AND LANDSCAPING**

The City Council has previously expressed concerns about the condition of the plaza adjacent to City Hall. The area has not been modified since the construction of City Hall in 1993 and the concrete has been significantly damaged by the trees within the plaza. The damage to the concrete has created displacements to the concrete that can no longer be addressed through grinding and patching.

Staff submitted for and has been awarded a CDBG grant in the amount of \$212,167 to address the accessibility issues in the Plaza area. It would seem appropriate to also include landscaping and building façade enhancements to complement the concrete work.

The alignment of the roadway and island in front of City Hall on Cedar would also be reviewed for potential modifications.

Staff has engaged David Volz Architects to prepare a preliminary plan for the Council's review and direction.

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

Presentation by Mr. David Voltz, Designer, David Voltz Design.

## DRAFT

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 the conceptual design presented, researching funding sources, phasing, and report findings to the City Council at a future meeting.

**12D. AN INTERIM URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, IN ACCORDANCE WITH GOVERNMENT CODE SECTION 36937, A MORATORIUM TO TEMPORARILY PROHIBIT THE ESTABLISHMENT OF ANY AREA OF PERMIT PARKING FOR TWELVE (12) MONTHS PENDING STUDY AND ADOPTION OF REGULATORY STANDARDS**

This ordinance proposes a moratorium for the establishment of new permit parking areas so that staff may study and propose new regulatory standards. The City needs to evaluate permit parking due to immediate health, safety, and welfare issues. Requests for permit parking are often prompted by residents' complaints of overflow parking, which allegedly results in excessive litter, vehicle break-ins, thefts, and other crime. Moreover, last year, the California Attorney General issued an opinion on the application of the Vehicle Code to permit parking. The proposed moratorium would also allow staff time to study the implications of the opinion and draft new regulations and guidelines to be in compliance with the opinion.

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

Mr. Greg Witz, Stanton property owner, spoke in opposition to the interim urgency ordinance, requested that the City provide his tenants with a total of ten temporary parking permits during the length of the moratorium, address neighborhood issues/concerns, and provide an immediate or temporary parking solution.

Motion/Second: Donahue/Ethans

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

Motion unanimously carried:

## DRAFT

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. Moreover, this Ordinance is statutorily exempt from further CEQA review under Section 15262 (feasibility and planning studies); and
2. Adopted Interim Urgency Ordinance No. 1062, entitled:

**"AN INTERIM URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, IN ACCORDANCE WITH GOVERNMENT CODE SECTION 36937, A TEMPORARY MORATORIUM PROHIBITING THE ESTABLISHMENT OF ANY AREA OF PERMIT PARKING FOR TWELVE (12) MONTHS PENDING STUDY AND ADOPTION OF REGULATORY STANDARDS."**

13. ORAL COMMUNICATIONS – PUBLIC                      None.
14. WRITTEN COMMUNICATIONS                      None.
15. MAYOR/CHAIRMAN/COUNCIL/AGENCY/AUTHORITY INITIATED BUSINESS
- 15A. COMMITTEE REPORTS/COUNCIL/AGENCY/AUTHORITY ANNOUNCEMENTS  
  
None.
- 15B. COUNCIL/AGENCY/AUTHORITY INITIATED ITEMS FOR A FUTURE COUNCIL MEETING
  - Mayor Pro Tem Shawver requested to agendize discussion regarding the possibility of installing a security camera system in Stanton Central Park.
- 15C. COUNCIL/AGENCY/AUTHORITY INITIATED ITEMS FOR A FUTURE STUDY SESSION

Currently Scheduled:

- **February 28, 2017 (5:00 p.m.)**  
Mid Year Budget Review
- **March 14, 2017 (5:00 p.m.)**  
Strategic Plan Update and Review
- **April 11, 2017 (5:00 p.m.)**  
Discussion Regarding Cyber Security and Fireworks

## **DRAFT**

### **15D. CITY COUNCIL INITIATED ITEM — DISCUSSION REGARDING THE POSSIBILITY OF THE RETURN OF A STANTON FARMER'S MARKET**

At the January 24, 2017 City Council meeting, Council Member Ethans requested that this item be agendaized for discussion.

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

City Council directed staff to proceed with the implementation of a Stanton Farmer's Market and to report staff's findings to the City Council at a future meeting.

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

None.

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

- City Manager James A. Box reported on the upcoming Orange County Fire Authority's "Best and Bravest Awards Dinner", which is scheduled to be held of February 17, 2017.

### **17A. ORANGE COUNTY FIRE AUTHORITY**

At this time the Orange County Fire Authority will provide the City Council with an update on their current operations.

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

- 18. ADJOURNMENT** in honor and memory of Ms. Mary Janet Hicks and to February 28, 2017 at 5:00 p.m. for a City Council Study Session.  
Motion/Second: Warren/Shawver  
Motion carried at 8:17 p.m.

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MAYOR/CHAIRPERSON

ATTEST:

---

CITY CLERK/SECRETARY



# **CITY OF STANTON**

## **REPORT TO THE CITY COUNCIL**

**TO:** Honorable Mayor and City Council

**DATE:** February 28, 2017

**SUBJECT: JANUARY 2017 INVESTMENT REPORT**

### **REPORT IN BRIEF:**

The Investment Report as of January 31, 2017 has been prepared in accordance with the City's Investment Policy and California Government Code Section 53646.

### **RECOMMENDED ACTION:**

1. City Council find 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. Receive and file the Investment Report for the month of January 2017.

### **BACKGROUND:**

The attached reports summarize the City investments and deposit balances as of January 2017. A summary of the City's investments and deposits is included as Attachment A. The details of the City's investments are shown in Attachment B. The City's cash and investment balances by fund type are presented in Attachment C.

### **ANALYSIS:**

The City's investment in the State Treasurer's Local Agency Investment Fund (LAIF) continues to be available on demand. The effective yield on LAIF for the month of January 2017 was 0.75%. The City's other investments are shown on Attachment B and have a weighted investment yield of 1.41%. Including LAIF and the City's deposit in the Bank of the West money market account, the weighted investment yield of the portfolio is 0.89%, which exceeds the benchmark LAIF return of 0.75%.

The weighted average maturity of the City's investments at January 31, 2017 is 1,010 days. Including LAIF and a money market account, it is 338 days. LAIF's average maturity at January 31, 2017 was approximately 171 days.

The City was able to exceed the LAIF benchmark return, through Chandler Asset Management's diversification of the portfolio and pushing the weighted average maturity to more than quintuple the LAIF average maturity.

**FISCAL IMPACT:**

All deposits and investments have been made in accordance with the City's 2016-17 Investment Policy. The portfolio will allow the City to meet its expenditure requirements for the next six months. Staff remains confident that the investment portfolio is currently positioned to remain secure and sufficiently liquid.

Chandler Asset Management controls the City's \$9.4 million investment portfolio. City staff continues to have control over investments in LAIF and the Bank of the West Money Market Account.

**ENVIRONMENTAL IMPACT:**

None

**LEGAL REVIEW:**

None.

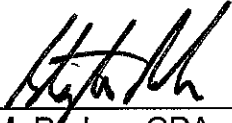
**PUBLIC NOTIFICATION:**

Through the agenda posting process.

**STRATEGIC PLAN OBJECTIVE ADDRESSED**

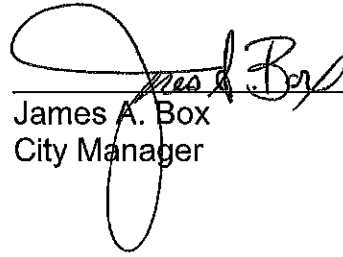
4. Ensure Fiscal Stability and Efficiency in Governance

Prepared by:



Stephen M. Parker, CPA  
Administrative Services Director/Treasurer

Approved:



James A. Box  
City Manager

**Attachments:**

- A. Investments and Deposits
- B. Investment Detail
- C. Cash and Investment Balances by Fund Type

**CITY OF STANTON, CA**  
**INVESTMENTS AND DEPOSITS**  
**January 31, 2017**

Investment Type	Issuer	Date of Maturity	Interest Rate	Par Value	Cost	% of Total	Market Value	Market Value Source
State Pool (LAIF) - City portion <sup>1</sup>	State of California	On Demand	0.75%	\$ 13,298,205	\$ 13,298,205	58.29%	\$ 13,290,543	LAIF
Investments <sup>2</sup>	Various	Various	Various	\$ 9,413,670	9,514,759	41.71%	9,367,931	US Bank
Subtotal - Investments					\$ 22,812,964	100.00%	\$ 22,658,473	
Demand Deposits/Main Checking - City portion	Bank of the West	On Demand	N/A	N/A	\$ (1,247,068)		\$ (1,247,068)	Bank of the West
Money Market Account	Bank of the West	On Demand	0.29%	\$ 5,084,252	5,084,252		5,084,252	Bank of the West
Imprest Accts & Petty Cash	Bank of the West	On Demand	N/A	N/A	107,089		107,089	Bank of the West
Tina Pacific Depository Agreement	US Bank	On Demand	0.02%	\$ -	-		-	
Subtotal - Deposits					\$ 3,944,273		\$ 3,944,273	

Total Cash Investments and Deposits <sup>3</sup>

338	0.89%
Weighted Average Maturity (days)	Weighted Average Yield

\$ 26,757,237

\$ 26,602,747

<sup>1</sup> Par Value amount represents entire LAIF balance, including City and Successor Agency portions

<sup>2</sup> Cost amount includes \$68,785 adjustment made to City's books at 6/30/16 to adjust portfolio to market value, per GASB 31

<sup>3</sup> Weighted average maturity and yield calculations include LAIF, Investments and Money Market Account

## NOTES:

The City's portfolio is in compliance with the City's 2016-17 Investment Policy.

The portfolio will allow the City to meet its expenditure requirements for the next six months.

**CITY OF STANTON  
INVESTMENTS  
January 2017**

**Attachment B**

Investment Type/ Broker	Institution	CUSIP Number	Purchase Yield	Coupon Rate	Purchase Price	Date Purchased	Date of Maturity	Next Call Date (NC=noncallable)	Par Value	Purchase Amount	Current Market Value	Percent of Portfolio	Maximum Percent
<b>State Treasurer's Pool</b>	Local Agency Investment Fund (LAIF)		0.76%				2/1/2017	NC	13,298,205	13,298,205	13,290,543	47.79%	100%
<b>Cash Equivalents</b>													
Chandler Asset Management	First American Government Obligation	31846V203							58,513	58,513	58,513	0.21%	100%
<b>Negotiable Certificates of Deposit:</b>													
First Empire Securities	CD - Goldman Sachs Bank	38143ARY3	1.85%	1.850%	100	05/09/12	05/09/17	NC	97,000	97,000	97,308		
First Empire Securities	CD - Discover Bank	254671A17	1.75%	1.750%	100	05/09/12	05/09/17	NC	100,000	100,000	100,318		
Multi-Bank Securities	CD - Sallie Mae Bank	795450PJ8	1.60%	1.600%	100	10/01/12	08/19/17	NC	100,000	100,000	100,620		
Multi-Bank Securities	CD - American Express	02587DL08	1.55%	1.550%	100	10/04/12	10/04/17	NC	248,000	248,000	248,508		
Time Value Investments	CD - HSBC	40431G3Q0	0.75%	Variable	100	10/26/12	10/26/17	NC	248,000	248,000	245,123		
First Empire Securities	CD - Everbank	29976DPY0	1.10%	1.100%	100	11/30/12	11/30/17	NC	248,000	248,000	248,432		
									1,041,000	1,041,000	1,041,309	3.74%	30%
<b>U.S. Government Agency Securities:</b>													
Chandler Asset Management	FHLB	3130ADJF2	1.65%	2.375%	103,068	11/23/15	12/13/19	NC	200,000	205,698	204,688		
Chandler Asset Management	FHLB	3133782M2	1.16%	1.500%	101,228	02/01/16	03/08/19	NC	185,000	186,930	185,561		
Chandler Asset Management	FFCB	31335EGCA1	1.06%	1.000%	100,01	10/25/16	06/03/19	NC	200,000	200,010	198,270		
Chandler Asset Management	FHLB	3130ATCV5	1.46%	1.375%	99,769	02/17/16	02/18/21	NC	210,000	208,166	206,396		
Chandler Asset Management	FHLB	313382K69	1.53%	1.750%	101,716	03/23/16	03/12/21	NC	180,000	192,005	189,314		
Chandler Asset Management	FHLB	3130A8QS5	1.28%	1.125%	99,048	08/09/16	07/14/21	NC	190,000	188,586	183,772		
Chandler Asset Management	FHLB	3130ATPV1	1.33%	1.375%	99,796	04/12/16	04/05/21	NC	200,000	200,432	194,890		
Chandler Asset Management	FHLB	3130AABG2	1.97%	1.875%	96,356	11/30/16	11/29/21	NC	100,000	99,536	99,406		
Chandler Asset Management	FHLB	3137EAE09	1.24%	1.125%	98,96	08/12/16	08/12/21	NC	200,000	198,898	192,804		
Chandler Asset Management	FHLB	3137EADM8	1.25%	1.250%	99,15	08/31/15	10/02/19	NC	190,000	188,394	188,896		
Chandler Asset Management	FNMA	3135G0E58	1.20%	1.125%	100,42	9/30/2015	10/19/2018	NC	195,000	195,014	194,856		
Chandler Asset Management	FNMA	3135G0G72	1.17%	1.125%	99,39	10/30/2015	12/14/2018	NC	195,000	200,630	194,606		
Chandler Asset Management	FNMA	3135G0J20	1.31%	1.375%	100,01	4/12/2016	2/26/2021	NC	200,000	196,758	196,758		
Chandler Asset Management	FNMA	3135G0K69	1.23%	1.250%	99,75	8/15/2016	5/6/2021	NC	200,000	200,168	194,996		
Chandler Asset Management	FNMA	3135G0D75	1.27%	1.500%	100,90	2/24/2016	6/22/2020	NC	200,000	201,962	199,260		
Chandler Asset Management	FNMA	3130A3UQ5	1.49%	1.875%	102,18	2/1/2016	12/11/2020	NC	185,000	188,349	185,657		
Chandler Asset Management	FNMA	3135G0F73	1.50%	1.500%	100,36	1/20/2016	11/30/2020	NC	190,000	190,035	188,235		
Chandler Asset Management	FNMA	3135G0H55	1.50%	1.875%	102,11	1/20/2016	12/28/2020	NC	190,000	193,366	190,948		
									3,420,000	3,433,916	3,389,323	12.34%	100%
<b>US Treasury</b>													
Chandler Asset Management	US Treasury	912828C73	0.71%	0.875%	100,47	05/29/14	04/15/17	NC	190,000	190,885	190,150		
Chandler Asset Management	US Treasury	912828VA5	1.28%	1.125%	99,86	02/01/16	04/30/20	NC	100,000	99,356	98,684		
Chandler Asset Management	US Treasury	912828N89	1.21%	1.375%	100,65	02/24/16	01/31/21	NC	200,000	201,555	197,110		
Chandler Asset Management	US Treasury	912828U00	1.68%	1.125%	97,75	12/22/15	03/31/20	NC	200,000	195,907	197,578		
Chandler Asset Management	US Treasury	912828V99	1.76%	2.125%	101,61	12/22/15	08/31/20	NC	200,000	203,790	203,376		
Chandler Asset Management	US Treasury	912828W00	1.78%	1.750%	99,84	12/22/15	10/31/20	NC	200,000	200,282	200,524		
Chandler Asset Management	US Treasury	912828TH3	1.19%	0.875%	99,89	08/29/15	07/31/19	NC	190,000	187,789	187,773		
Chandler Asset Management	US Treasury	912828UB4	1.37%	1.000%	98,48	10/29/15	11/30/19	NC	110,000	108,690	108,402		
Chandler Asset Management	US Treasury	912828ST8	1.25%	1.250%	100,16	05/28/15	04/30/19	NC	160,000	160,007	159,837		
Chandler Asset Management	US Treasury	912828L55	1.36%	1.375%	100,84	03/23/16	09/30/20	NC	190,000	190,090	188,056		
Chandler Asset Management	US Treasury	912828G53	1.96%	1.875%	99,73	12/13/2016	11/30/21	NC	175,000	174,741	174,903		
Chandler Asset Management	US Treasury	912828u81	1.93%	2.625%	100,43	1/13/2017	01/24/22	NC	200,000	200,696	200,860		
									2,115,000	2,113,062	2,107,379	7.59%	100%

CITY OF STANTON  
INVESTMENTS  
January 2017

Attachment B

Investment Type/ Broker	Institution	CUSIP Number	Purchase Yield	Coupon Rate	Purchase Price	Date Purchased	Date of Maturity	Next Call Date (NC=noncallable)	Par Value	Purchase Amount	Current Market Value	Percent of Portfolio	Maximum Percent
<b>Medium-Term Corporate Notes:</b>													
Chandler Asset Management	Wells Fargo Corp Note	949748FD7	1.26%	2.100%	102.67	01/24/14	05/08/17	NC	150,000	154,005	150,350		
Chandler Asset Management	Bank of Tokyo Mitsubishi NY Discount Cl	06538BQ63	1.05%	1.030%	99.63	10/26/2016	3/6/2017	NC	190,000	189,293	189,846		
Chandler Asset Management	US Bancorp MTN	91158HBD5	1.16%	1.650%	101.58	02/03/14	05/15/17	4/15/2017	150,000	152,369	150,188		
Chandler Asset Management	Qualcomm Inc	747525AG8	1.45%	1.400%	99.87	06/28/15	05/18/18	NC	135,000	134,787	134,865		
Chandler Asset Management	Oracle Corp	68383XAX3	1.28%	2.250%	103.16	08/11/16	10/08/19	NC	125,000	126,559	126,744		
Chandler Asset Management	Apple Inc	037833BQ2	1.71%	1.010%	100.87	02/16/16	02/22/19	NC	115,000	114,980	115,283		
Chandler Asset Management	Berkshire Hathaway	08464ACK5	1.33%	1.300%	99.96	08/08/16	08/15/19	NC	55,000	54,947	54,409		
Chandler Asset Management	Berkshire Hathaway	084670BQ0	1.54%	2.200%	102.76	08/16/16	03/15/21	2/15/2021	100,000	102,896	99,996		
Chandler Asset Management	Praxair Inc	74005PBH6	1.21%	1.250%	100.08	10/03/16	11/07/18	NC	125,000	124,541	125,100		
Chandler Asset Management	Visa Inc	92828CAB8	1.49%	2.200%	102.56	09/01/16	12/14/20	NC	150,000	154,404	150,668		
Chandler Asset Management	Microsoft Corp	594918B28	1.58%	1.550%	99.87	08/08/16	07/08/21	7/8/2021	85,000	84,899	82,277		
Chandler Asset Management	Paccor Financial Corp	69371RN/4	1.66%	1.650%	99.99	08/11/16	08/11/21	NC	125,000	124,810	120,389		
Chandler Asset Management	Exxon Mobil Corp	30231GAV4	2.18%	2.222%	101.77	02/29/16	03/01/21	2/1/2021	125,000	126,465	125,140		
Chandler Asset Management	JP Morgan Note	48126EAA5	1.63%	2.000%	101.28	01/24/14	08/15/17	NC	150,000	151,925	150,531		
Chandler Asset Management	Bank of New York	06408HCU1	1.85%	2.200%	100.56	02/01/16	05/15/19	4/15/2019	115,000	116,290	115,804		
Chandler Asset Management	John Deere Capital Corp	24422ETL3	2.66%	2.650%	100.26	01/03/17	01/06/22	NC	130,000	129,963	130,338		
Chandler Asset Management	US Bancorp	91158HHP8	2.66%	2.625%	100.37	01/19/17	01/24/22	NC	60,000	59,887	60,224		
									2,085,000	2,105,773	2,081,407	7.57%	30%
<b>Asset-Backed Securities:</b>													
Chandler Asset Management	Toyota Auto Receivables 2015A	89236WAC2	1.44%	1.12%	99.99	03/04/15	02/15/19	NC	62,760	62,751	62,726		
Chandler Asset Management	Toyota Auto Receivables Owner 2016-D	89231LA23	1.07%	1.06%	99.99	10/04/16	05/15/19	NC	80,000	79,994	79,994		
Chandler Asset Management	Toyota Motor Credit Corp	89236TDE2	1.45%	1.40%	99.88	05/17/16	05/20/19	NC	125,000	124,825	123,830		
Chandler Asset Management	Nissan Auto Receivables	66478WAB1	1.06%	1.07%	99.89	08/02/16	05/15/19	NC	60,000	59,998	59,906		
Chandler Asset Management	State St Corp	85747TAV5	1.89%	1.95%	99.49	05/23/16	05/19/21	NC	125,000	124,784	122,470		
Chandler Asset Management	Toyota Auto Receivables Owner 2015-C	89231TAB6	0.93%	0.92%	99.99	08/26/15	02/15/18	NC	9,844	9,843	9,842		
Chandler Asset Management	Honda Auto Receivables	43813NAC0	1.05%	1.04%	100.01	05/13/15	02/21/19	NC	86,537	86,523	86,436		
Chandler Asset Management	Honda Auto Receivables	43814NAB1	1.02%	1.01%	99.88	02/16/16	06/18/18	NC	51,971	51,966	51,947		
Chandler Asset Management	Toyota Auto Receivables 2014A	89231MAC9	0.89%	0.87%	99.98	03/11/14	12/15/17	NC	5,162	5,161	5,161		
Chandler Asset Management	John Deere Owner Trust	47787VAC5	0.93%	0.92%	99.98	04/02/14	04/16/18	NC	20,459	20,456	20,451		
Chandler Asset Management	Honda Auto Receivables	43814HAC2	0.89%	0.88%	99.98	08/20/14	06/15/18	NC	25,027	25,022	25,009		
Chandler Asset Management	John Deere Owner Trust	47787TAD6	1.07%	99.98%	99.78	09/03/14	11/15/18	NC	42,397	42,388	42,379		
									694,157	693,711	690,000	2.49%	10%

Subtotal Investments  
Prior Year Adjustment GASB 31  
Investments Held With US Bank

LAIF

Total Investments

Money Market Acct

Total Money Market, LAIF Depository Account and Investments

1.41%  
Weighted  
Average  
Yield

0.29%

0.89%  
Weighted  
Average  
Yield

incl LAIF, investments  
depository account  
and money market

1,010  
days  
WAM

1/1/2017

338  
days  
WAM

27,796,127

27,828,431

27,742,725

100.00%

18.27%

5,084,252

22,658,473

13,298,205

22,812,964

13,298,205

9,514,759

68,785

9,445,974

9,367,931

0

**CITY OF STANTON**  
**CASH AND INVESTMENT BALANCES BY FUND TYPE**  
**January 31, 2017**

<b>Fund Type</b>	<b>Cash and Investments</b>	<b>Totals</b>
<b>General Fund:</b>		
Pooled	\$ (2,551,635)	
Other Accounts *	14,706,101	\$ 12,154,466
<b>Special Revenue, Capital Projects and Enterprise Funds:</b>		
Gas Tax	1,589,094	
Measure M	1,332,156	
Fire Emergency Services	(116,564)	
Lighting & Median Maint.	1,825,567	
Sewer Maintenance	3,507,236	
Other	4,265,460	12,402,949
<b>Internal Service Funds</b>		1,502,629
<b>Trust Funds</b>		697,193
<b>Total Cash and Investment Balances</b>		<b>\$ 26,757,237</b>

\* Money Market, Imprest Accounts, Petty Cash and Investments

# **CITY OF STANTON**

## **REPORT TO THE SUCCESSOR AGENCY TO THE STANTON REDEVELOPMENT AGENCY**

**TO:** Honorable Chair and Members of the Successor Agency

**DATE:** February 28, 2017

**SUBJECT: JANUARY 2017 INVESTMENT REPORT (SUCCESSOR AGENCY)**

### **REPORT IN BRIEF:**

The Investment Report as of January 31, 2017 has been prepared in accordance with the City's Investment Policy and California Government Code Section 53646.

### **RECOMMENDED ACTION:**

1. Successor Agency find 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. Receive and file the Investment Report for the month of January 2017.

### **BACKGROUND:**

The attached reports summarize the Successor Agency investments and deposit balances as of January 2017. A summary of the Agency's investments and deposits is included as Attachment A. The Agency's cash balances by fund are presented in Attachment B.

### **ANALYSIS:**

The Agency's investment in the State Treasurer's Local Agency Investment Fund (LAIF) continues to be available on demand. The effective yield on LAIF for the month of January 2017 was 0.75%.

The Agency recently refunded the Tax Allocation Bonds for 2011A and B as well as a portion of the 2010 series with series 2016C & D bonds. The Agency's investments are shown on Attachment A and have a weighted investment yield of 0.45%, as so much of the portfolio is liquid, which is well below the benchmark LAIF return of 0.75%.



With a completely liquid portfolio, the weighted average maturity of the Agency's investments at January 31, 2017 is 1 day. LAIF's average maturity at January 31, 2017 is approximately 171 days.

**FISCAL IMPACT:**

All deposits and investments have been made in accordance with the City's 2016-17 Investment Policy.

The portfolio will allow the Agency to meet its expenditure requirements for the next six months.

**ENVIRONMENTAL IMPACT:**

None

**LEGAL REVIEW:**

None.

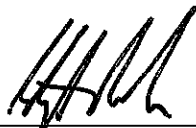
**PUBLIC NOTIFICATION:**

Through the agenda posting process.

**STRATEGIC PLAN OBJECTIVE ADDRESSED:**

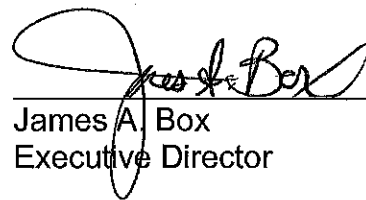
4. Ensure Fiscal Stability and Efficiency in Governance

Prepared by:



Stephen M. Parker, CPA  
Administrative Services Director/Treasurer

Approved by:



James A. Box  
Executive Director

**Attachments:**

- A. Investments and Deposits
- B. Cash Balances by Fund

**SUCCESSOR AGENCY TO THE STANTON REDEVELOPMENT AGENCY  
INVESTMENTS AND DEPOSITS  
January 31, 2017**

Investment Type	Institution	Issuer/ Broker	Date of Maturity	Interest Rate	Par Value	Cost	Market Value	MV Source
State Treasurer's Pool - SA portion	Local Agency Investment Fund (LAIF)	State of California	On Demand	0.75%	\$ 8,066,304	\$ 8,066,304	\$ 8,068,508	LAIF
Imprest Account - SA portion	Bank of the West	Bank of the West	On Demand	N/A	(756,435)	(756,435)	(756,435)	Bank of the West
Clawback - Demand Deposits/Money Market Account	Bank of the West Money Market	Bank of the West	On Demand	0.29%	9,138,692	9,138,692	9,138,692	Bank of the West

Total Cash Investments and Deposits

**\$ 16,448,561    \$ 16,450,764**

Bond Funds Held by Trustees:

Investment Type	Institution	Issuer/ Broker	CUSIP Number	Date of Maturity	Interest Rate	Par Value	Cost	Market Value	MV Source
<b>2010 Tax Allocation Bonds (Tax-Exempt)</b>									
Principal:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$8.65	\$8.65	\$8.65	US Bank
Interest:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$15.21	\$15.21	\$15.21	US Bank
Special Fund:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$51.95	\$51.95	\$51.95	US Bank
Reserve Account:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$1,135,121.95	\$1,135,121.95	\$1,135,121.95	US Bank

Total 2010 Tax Allocation Bonds (Tax-Exempt)

**\$1,135,198    \$1,135,198**

Investment Type	Institution	Issuer/ Broker	CUSIP Number	Date of Maturity	Interest Rate	Par Value	Cost	Market Value	MV Source
-----------------	-------------	----------------	--------------	------------------	---------------	-----------	------	--------------	-----------

**2011 Tax Allocation Bonds - Series A (Taxable)**

Principal:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$2.49	\$2.49	\$2.49	US Bank
Interest Fund:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$16.95	\$16.95	\$16.95	US Bank
Reserve Fund:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$76.04	\$76.04	\$76.04	US Bank
Protect Account:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$0.01	\$0.01	\$0.01	US Bank
DS Fund									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$17.53	\$17.53	\$17.53	US Bank

Total 2011 Tax Allocation Bonds - Series A (Taxable)

\$113 \$113

Investment Type	Institution	Issuer/ Broker	CUSIP Number	Date of Maturity	Interest Rate	Par Value	Cost	Market Value	MV Source
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**2011 Tax Allocation Bonds - Series B (Taxable)**

Principal:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$2.79	\$2.79	\$2.79	US Bank
Interest Fund:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$15.06	\$15.06	\$15.06	US Bank
Special Fund:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$0.00	\$0.00	\$0.00	US Bank
Bond Reserve Fund:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$118.39	\$118.39	\$118.39	US Bank
Redevelopment Account:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$117.70	\$117.70	\$117.70	US Bank
Debt Service Fund:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$16.04	\$16.04	\$16.04	US Bank

Total 2011 Tax Allocation Bonds - Series B (Taxable)

\$ 270 \$ 270

Investment Type	Institution	Issuer/ Broker	CUSIP Number	Date of Maturity	Interest Rate	Par Value	Cost	Market Value	MV Source
<b>2016 Series A and B</b>									
Debt Service Fund									
Cash Equivalents	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$633,550.98	\$633,550.98	\$633,550.98	US Bank
Interest Fund:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$1.84	\$1.84	\$1.84	US Bank
Principle Account									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$11,761.52	\$11,761.52	\$11,761.52	US Bank

Total 2016 Series A and B

\$ 645,314 \$ 645,314

Investment Type	Institution	Issuer/ Broker	CUSIP Number	Date of Maturity	Interest Rate	Par Value	Cost	Market Value	MV Source
<b>2016 Series C and D</b>									
Debt Service Fund:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$0.00	\$0.00	\$0.00	US Bank
Interest Account:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$0.00	\$0.00	\$0.00	US Bank
Principle Account:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$0.00	\$0.00	\$0.00	US Bank
Cost of Issuance Fund:									
Cash Equivalent	US Bank Money Market	US Bank	9AMMMF05B2	On Demand	0.02%	\$11,131.70	\$11,131.70	\$11,131.70	US Bank

Total 2016 Series C and D

\$ 11,132 \$ 11,132

### Total Bond Fund Investments and Deposits (3)

\$1,792,027 \$1,792,027

Notes:

- (1) - There have been no exceptions to the Investment Policy.
- (2) - The Successor Agency is able to meet its expenditure requirements for the next six months.
- (3) - Restricted Bond Funds are held by the fiscal agent.

**SUCCESSOR AGENCY TO THE STANTON REDEVELOPMENT AGENCY****POOLED CASH BALANCES BY FUND TYPE**  
**January 31, 2017**

<b>Fund</b>	<b>Cash Balance</b>
710 Project 2000 Debt Service Fund	-
711 Redevelopment Debt Service Fund	-
712 Redevelopment Obligation Retirement Fund	7,441,688
720 Low and Moderate Income Housing Fund	-
721 Housing Successor Fund	-
730 Community Redevelopment Administration Fund	-
731 Successor Agency Admin Fund	(131,819)
740 Redevelopment Project Fund	-
741 Successor Agency Project Fund	-
741 Cash DDR Clawback	9,138,692

**TOTAL CASH BALANCE****\$ 16,448,561**

# **CITY OF STANTON**

## **REPORT TO THE STANTON HOUSING AUTHORITY**

**TO:** Honorable Chair and Members of the Successor Agency

**DATE:** February 28, 2017

**SUBJECT: JANUARY 2017 INVESTMENT REPORT (HOUSING AUTHORITY)**

### **REPORT IN BRIEF:**

The Investment Report as of January 31, 2017 has been prepared in accordance with the City's Investment Policy and California Government Code Section 53646.

### **RECOMMENDED ACTION:**

1. Stanton Housing Authority find 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. Receive and file the Investment Report for the month of January 2017.

### **BACKGROUND:**

The attached reports summarize the Stanton Housing Authority investments and deposit balances as of January 2017. A summary of the Housing Authority's investments and deposits is included as Attachment A. The Housing Authority's cash balances by fund are presented in Attachment B.

### **ANALYSIS:**

The Housing Authority's investment in the State Treasurer's Local Agency Investment Fund (LAIF) continues to be available on demand. The effective yield on LAIF for the month of January 2017 was 0.75%.

The Agency's investments are shown on Attachment A and have a weighted investment yield of 0.75%, because the entire portfolio is invested in LAIF.

With investments completely in LAIF, the portfolio is completely liquid, and the weighted average maturity of the Housing Authority's investments at January 31, 2017 is 1 day. LAIF's average maturity at January 31, 2017 is approximately 171 days.

**FISCAL IMPACT:**

All deposits and investments have been made in accordance with the City's 2016-17 Investment Policy.

The portfolio will allow the Housing Authority to meet its expenditure requirements for the next six months.

**ENVIRONMENTAL IMPACT:**

None

**LEGAL REVIEW:**

None.

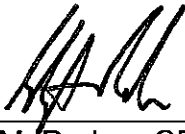
**PUBLIC NOTIFICATION:**

Through the agenda posting process.

**STRATEGIC PLAN OBJECTIVE ADDRESSED:**

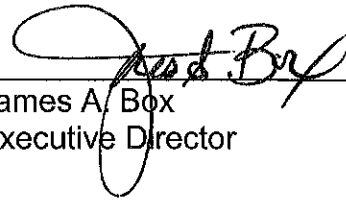
4. Ensure Fiscal Stability and Efficiency in Governance

Prepared by:



Stephen M. Parker, CPA  
Administrative Services Director/CFO

Approved by:



James A. Box  
Executive Director

**Attachments:**

- A. Investments and Deposits
- B. Cash Balances by Fund

**SUCCESSOR AGENCY TO THE STANTON REDEVELOPMENT AGENCY  
INVESTMENTS AND DEPOSITS  
January 31, 2017**

Investment Type	Institution	Issuer/ Broker	Date of Maturity	Interest Rate	Par Value	Cost	Market Value	MV Source
State Treasurer's Pool - HA portion	Local Agency Investment Fund (LAIF)	State of California	On Demand	0.75%	\$ 4,020,763	\$ 4,020,763	\$ 4,021,861	LAIF
Imprest Account - SA portion	Bank of the West	Bank of the West	On Demand	N/A	(377,056)	(377,056)	(377,056)	Bank of the West
State Treasurer's Pool - Housing Authority Account	Local Agency Investment Fund (LAIF)	State of California	On Demand	0.75%	\$ 5,265,000	\$ 5,265,000	\$ 5,266,438	LAIF

**Total Cash Investments and Deposits**

**\$ 8,908,707    \$ 8,911,244**

**Notes:**

- (1) - There have been no exceptions to the Investment Policy.  
(2) - The Housing Authority is able to meet its expenditure requirements for the next six months.



**HOUSING AUTHORITY**

**POOLED CASH BALANCES BY FUND TYPE**

**January 31, 2017**

Fund	Cash Balance
------	-----------------

285 Housing Authority Fund	8,908,707
----------------------------	-----------

**TOTAL CASH BALANCE**

**\$ 8,908,707**

# **CITY OF STANTON**

## **REPORT TO THE CITY COUNCIL**

**TO:** Honorable Mayor and City Council

**DATE:** February 28, 2017

**SUBJECT: DESIGNATION OF VOTING DELEGATE AND/OR ALTERNATE FOR THE  
SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS (SCAG)  
2017 REGIONAL CONFERENCE GENERAL ASSEMBLY**

### **REPORT IN BRIEF:**

The Southern California Association of Governments (SCAG) Regional Conference General Assembly will be held on May 4 – 5, 2017 at the JW Marriot Desert Springs Resort & Spa in Palm Desert, California. Each year, SCAG's member cities select a Delegate and/or Alternate to represent their City to participate at this Annual Meeting.

### **RECOMMENDED ACTION:**

1. City Council find 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. Appoint Council Member David J. Shawver to attend and serve as the City's Voting Delegate for the Southern California Association of Governments (SCAG) Regional Conference General Assembly.

### **BACKGROUND:**

SCAG is the nation's largest metropolitan planning organization, representing six counties, 191 cities and more than 18 million residents. SCAG undertakes a variety of planning and policy initiatives to encourage a more sustainable Southern California now and in the future.

At least once every year, SCAG convenes the General Assembly to bring together the official representatives of SCAG's membership and help set the agency's course for the coming year. The General Assembly is a forum where policy matters can be identified and addressed. A quorum of the General Assembly consists of official representation from one-third of the member cities and one-third of the member counties.

Each member county and each member city has one official representative and one alternate in the General Assembly, except the City of Los Angeles, which has three official representatives and three alternates due to its population size. Member cities and counties must communicate the names of their official representatives and alternates to SCAG within 45 days before the annual meeting of the General Assembly.

**ANALYSIS/JUSTIFICATION:**

The SCAG 2017 Regional Conference and General Assembly is scheduled for May 4, through May 5, 2017 in Palm Desert. This year's conference will address the question of how to maximize opportunities and meet the challenges of a region that is expected to add 4 million people over the next 25 years. Additionally, the 2017 Regional Conference and General Assembly presents meaningful regional coordination and networking opportunities to all participants.

In order to facilitate the conduct of business at the General Assembly Meeting, each City Council must designate a Voting Delegate and/or Alternate. Designation of the Delegate is consistent with SCAG's Bylaws. SCAG has requested notification of the delegates 45 days before the conference.

The Voting Delegate and/or Alternate must be registered to attend the conference. The City is currently a member of SCAG and therefore registration is free for any Council Member. Hotel accommodations for a one-night stay for the appointed delegate are complementary.

**FISCAL IMPACT:**

There is no cost associated with the designation of a Voting Delegate for attendance at the conference. However, cost for a one-night stay at a hotel would be \$124.00 plus taxes and applicable fees and reimbursement for travel millage would be 53.5 cents per mile.

**ENVIRONMENTAL IMPACT:**

None.

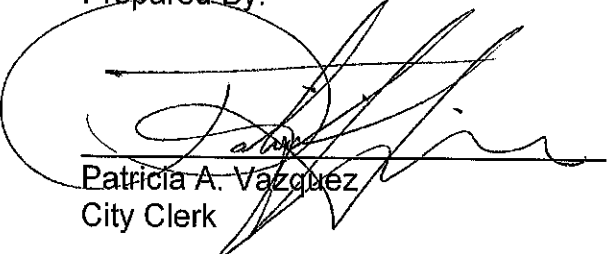
**PUBLIC NOTIFICATION:**

Through the regular agenda process.

**STRATEGIC PLAN OBJECTIVE ADDRESSED:**


Objective 6: Maintain and promote a responsive, high quality and transparent government.

Prepared By:



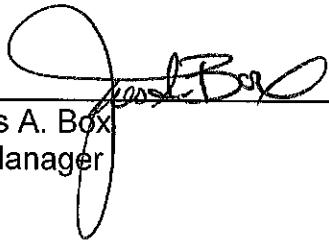
Patricia A. Vazquez  
City Clerk

Concurred by:



Stephen M. Parker  
Administrative Services Director

Approved by:



James A. Box  
City Manager

Attachments:

A. SCAG Annual Conference Brochure

## 2017 Regional Conference & General Assembly



### **About the Event**

On May 4-5, more than 1,000 local leaders from throughout Southern California will convene for SCAG's 52nd annual Regional Conference and General Assembly at the JW Marriott Desert Springs Resort & Spa in Palm Desert, CA.

This two-day conference will feature presentations and panel discussions addressing the question of how to maximize opportunities and meet the challenges of a region that is expected to add 4 million people over the next 25 years. This highly anticipated event brings together state and local elected officials, CEOs, business and civic leaders, transportation and environmental stakeholders, local government staff and others.

The program will feature the 2017 SCAG Sustainability Awards, which recognize exemplary projects transportation and land use projects in the region.

# **CITY OF STANTON**

## **REPORT TO CITY COUNCIL**

**TO:** Honorable Mayor and Members of the City Council

**DATE:** February 28, 2017

**SUBJECT: EMERGENCY MANAGEMENT PERFORMANCE GRANT**

### **REPORT IN BRIEF:**

The Orange County Sheriff's Department was awarded the Emergency Management Performance Grant (EMPG) FY16-17, from the California Governor's Office of Emergency Services (CalOES). Included in this grant is a sub award for the City in the amount of \$6,172.00. The EMPG grant is intended to assist local agencies in executing the Orange County OA's Emergency Operations Plan (EOP). The grant performance period is July 1, 2016 through June 30, 2017.

### **RECOMMENDED ACTION:**

1. City Council declare 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. Approve the attached County of Orange Governing Body Resolution Form and Addendum authorizing the City Manager to execute the agreement and other documents required by the County of Orange for participation in the EMPG program on behalf of the City Council.

### **BACKGROUND:**

The funds for the EMPG grant originate from CalOES and are intended to sustain and enhance all-hazards emergency management capabilities among State and Local jurisdictions.

**ANALYSIS/JUSTIFICATION:**

The funds received from the grant will offset the cost of administering the City's emergency preparation efforts. The funds will be used to purchase two 800 MHz radios and accompanying equipment for the City's EOC. The procurement of the 800 MHz radios will allow for an enhancement communication system during EOC activation.

**FISCAL IMPACT:**

The grant will offset costs in Emergency Management Contractual Services account 101-1520-608100 by \$6,172.00.

**ENVIRONMENTAL IMPACT:**

In accordance with the requirements of the CEQA, this project has been determined to be exempt under Section 15061(b)(3).

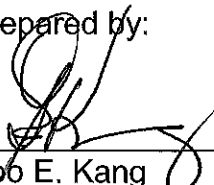
**PUBLIC NOTIFICATION:**

Through the normal agenda process.

**STRATEGIC PLAN OBJECTIVE ADDRESSES:**

1 - Provide a Safe Community.

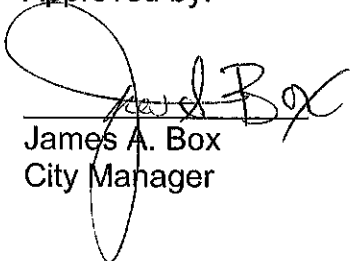
Prepared by:

  
Sob E. Kang  
Interim Community Services Director

Reviewed by:

  
Stephen Parker  
Administrative Services Director

Approved by:

  
James A. Box  
City Manager

**ATTACHMENTS:**

Notification of Application Approval  
Governing Body Resolution Form and Addendum  
Agreement to Transfer Funds for the EMPG Program  
EMPG Standard Assurances For All Cal OES Federal Grant Programs



# ORANGE COUNTY SHERIFF'S DEPARTMENT

SHERIFF-CORONER  
SANDRA HUTCHENS

November 9, 2016

Ms. Julie Roman  
7800 Katella Avenue  
Stanton CA 90680

Subject: Notification of Application Approval  
FY16 Emergency Management Performance Grant  
Subaward #2016-0010, CalOES ID: 059-00000

Dear Julie,

The California Governor's Office of Emergency Services (CalOES) has approved the County of Orange application, including the proposed project for your city in the amount of \$ 6,172. A copy of the approved Subaward is enclosed for your records.

All payment requests must be submitted on the Financial Management Forms Workbook. In addition, expenditures can only be made for items listed in the approved Subaward.

Any activities requiring an Environmental and Historic Preservation (EHP) review and approval are prohibited from expending Subaward on those activities until an EHP clearance has been obtained. Failure to adhere to this requirement will result in the de-obligation of Subaward funds.

This Subaward is subject to all policies and provisions of the Single Audit Act of 1984 and the Single Audit Act Amendments of 1996. Any funds received in excess of current needs, approved amounts, or those found owed as a result of a final inspection or audit, must be refunded to the State within 30 days upon receipt of an invoice from CalOES.

Quarterly reports must be prepared and submitted to CalOES for the duration of the performance period or until all activities are completed and the Subaward is formally closed. Failure to submit quarterly reports could result in grant reduction, suspension, or termination.

In order to comply with the Uniform Grant Guidance, the following information is being furnished to you although it may be stated elsewhere in this letter or in the documents enclosed in your Award Binder:

2644 SANTIAGO CANYON ROAD, SILVERADO, CA 92676-9719 (714) 628-7054

Integrity without compromise • Service above self • Professionalism in the performance of duty • Vigilance in safeguarding our community



**ORANGE COUNTY SHERIFF'S DEPARTMENT**

<b>Requirement</b>	<b>Response</b>
Subrecipient name	City of Stanton
Subrecipient's DUNS number	55-005-005
Federal Award Identification Number (FAIN)	95-6005900
Federal Award Date:	10/01/2015 – 09/30/2017 (obligated)
Subaward Period of Performance Start and End Date:	07/01/2016-06/30/2017
Amount of Federal Funds Obligated by this action	\$6,172
Total Amount of Federal Funds Obligated to the subrecipient	\$6,172
Total Amount of the Federal Award	\$27,897,964
Federal award project description, as required to be responsive to the Federal Funding Accountability and Transparency Act (FFATA);	The purpose of the Emergency Management Performance Grant (EMPG) Program is to provide federal funds to states to assist state, local, and tribal governments in preparing for all hazards. Funds provided under the EMPG must be used to support activities that contribute to the Operational Area's capability to prevent, prepare for, mitigate against, respond to, and recover from emergencies and disasters, whether natural or man-made.
Name of Federal awarding agency, pass-through entity, and contact information for awarding official	These funds have been awarded by the Federal Emergency Management Agency, Department of Homeland Security and passed through the California Office of Emergency Services and the County of Orange. The City should contact the Orange County Sheriff's Department Emergency Management Division at 714-628-7054 as the awarding official.
CFDA Number and Name	97.042, Emergency Management Performance Grants

**2644 SANTIAGO CANYON ROAD, SILVERADO, CA 92676-9719 (714) 628-7054**

Integrity without compromise • Service above self • Professionalism in the performance of duty • Vigilance in safeguarding our community

### ***Governing Body Resolution***

*BE IT RESOLVED BY THE* Stanton City Council

(Governing Body)

*OF THE* City of Stanton

(Name of Applicant)

*THAT*

James A. Box, City Manager

(Name or Title of Authorized Agent)

\_\_\_\_\_, OR

, OR

(Name or Title of Authorized Agent)

(Name or Title of Authorized Agent)

is hereby authorized to execute for and on behalf of the named applicant, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and subawarded through the State of California.

Passed and approved this 28th day of February, 2017

### *Certification*

I, Carol Warren, duly appointed and

(Name)

Mayor

(Title)

of the **Stanton City Council**

(Governing Body)

do hereby certify that the above is a true and correct copy of a resolution passed and approved by  
the Stanton City Council of the City of Stanton on the

(Governing Body)

(Name of Applicant)

28th \_\_\_\_\_ day of February, 2017

Mayor

(Official Position)

(Signature)

02/28/2017

(Date)

## Instruction Sheet for the Governing Body Resolution & Addendum to GBR

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### Purpose

The purpose of the Governing Body Resolution (GBR) is to appoint individuals to act on behalf of the governing body and the OA.

**Note:** Self Certifications are not accepted as a valid Governing Body Resolution. You cannot self certify that you are an authorized agent. Another Board member will need to sign the lower portion of the GBR.

---

### Authorized Agent(s)

The Governing Body Resolution allows for the appointment of individuals or positions. **For each person or position appointed by the governing body, you must submit the following information, with the resolution, to Cal OES on the applicant's letterhead:**

- |   |  |
|---|--|
| <input type="checkbox"/> Name                             | <input type="checkbox"/> Title               |
| <input type="checkbox"/> Jurisdiction                     | <input type="checkbox"/> E-Mail Address      |
| <input type="checkbox"/> Street Address (City & Zip Code) | <input type="checkbox"/> Phone & Fax Numbers |
- 

### Authorized Agent Changes

- If the Governing Body Resolution identified Authorized Agents by position and/or title, changes can be made by submitting new Authorized Agent information to Cal OES, as indicated above.
- If the Governing Body Resolution identified Authorized Agents by name, a new Resolution is needed when any changes are made. The information list above must also be submitted with the new Resolution.

1  
2 **AGREEMENT TO TRANSFER FUNDS**

3 **FOR 2016 EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM**  
4

5 **THIS AGREEMENT** is entered into this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_, which date is  
6 enumerated for purposes of reference only, by and between the COUNTY OF ORANGE, a political  
7 subdivision of the State of California, hereinafter referred to as "COUNTY," and  
8 \_\_\_\_\_, a municipal corporation, hereinafter referred to as  
9 "SUBRECIPIENT."

10 **WHEREAS**, COUNTY, acting through its Sheriff-Coroner Department, hereinafter referred to  
11 as SHERIFF, in its capacity as the lead agency for the Operational Area, has applied for, received and  
12 accepted the Emergency Management Performance Grant (hereinafter referred to as "the grant") from  
13 the California Office of Emergency Services ("CalOES").

14 **WHEREAS**, the purpose of the grant is to support comprehensive emergency management at  
15 the state, tribal and local levels and to encourage the improvement of prevention, protection, mitigation,  
16 response and recovery capabilities for all hazards, as set forth in Attachment A hereto (FY2016  
17 Emergency Management Performance Grants [EMPG] Notice of Funding Opportunity [NOFO]), which  
18 is attached hereto and incorporated herein by reference.

19 **NOW, THEREFORE, IT IS MUTUALLY AGREED AS FOLLOWS:**

20 1. COUNTY shall transfer to SUBRECIPIENT grant funds, in arrears, as necessary to  
21 reimburse SUBRECIPIENT for reasonable and permissible expenditures for the grant purposes. In  
22 order to obtain grant funds, SUBRECIPIENT shall comply with the instructions and submit to SHERIFF  
23 all required information and documentation, as set forth in Attachment B (EMPG City Financial  
24 Management Forms Workbook), which is attached hereto and incorporated herein by reference.

25 2. Throughout their useful life, grant property and equipment shall be used by  
26 SUBRECIPIENT only for grant purposes in accordance with Attachment A hereto.

27 3. SUBRECIPIENT shall exercise due care to preserve and safeguard grant property and  
28 equipment from damage or destruction and shall provide regular maintenance and such repairs for grant

1 property and equipment as are necessary, in order to keep said grant property and equipment  
2 continually in good working order.

3 4. If grant property or equipment becomes obsolete, SUBRECIPIENT shall dispose of it  
4 only in accordance with the instructions of COUNTY or the agency from which COUNTY received the  
5 grant funds.

6 5. SUBRECIPIENT shall submit to the COUNTY grant program reporting documents and  
7 information in accordance with requirements set out in the Attachment C (Emergency Management  
8 Performance Grant Program: California Supplement to the Federal Program Funding Opportunity  
9 Announcement; or, The State Guidance), which is attached hereto and incorporated herein by reference.

10 6. By executing this Agreement, SUBRECIPIENT agrees to comply with and be fully  
11 bound by this Agreement and all applicable provisions of Attachments A, B, C, and D (Standard  
12 Assurances for all CalOES Federal Grant Programs) hereto. SUBRECIPIENT shall notify COUNTY  
13 immediately upon discovery that it has not abided or no longer will abide by any applicable provision of  
14 this Agreement or Attachments A, B, C, or D hereto.

15 7. SUBRECIPIENT agrees to indemnify, defend and save harmless COUNTY and the  
16 agency from which COUNTY received grant funds, and their elected and appointed officials, officers,  
17 agents and employees from any and all claims and losses accruing or resulting to any and all contractors,  
18 subcontractors, laborers, and any other person, firm or corporation furnishing or supplying work,  
19 services, materials or supplies in connection with SUBRECIPIENT's performance of this Agreement,  
20 including Attachments A, B, C, and D hereto, and from any and all claims and losses accruing or  
21 resulting to any person, firm, or corporation who may be injured or damaged by SUBRECIPIENT in the  
22 performance of this Agreement, including Attachments A, B, C, and D hereto.

23 8. No alteration or variation of the terms of this Agreement shall be valid unless made in  
24 writing and signed by duly authorized representatives of the parties hereto, and no oral understanding or  
25 agreement not incorporated herein shall be binding on any of the parties hereto.

26 9. SUBRECIPIENT may not assign this Agreement in whole or in part without the express  
27 written consent of COUNTY.

1           10.     SUBRECIPIENT shall provide to COUNTY all records and information requested by  
2 COUNTY for inclusion in quarterly reports and such other reports or records as COUNTY may be  
3 required to provide to the agency from which COUNTY received grant funds or other persons or  
4 agencies.

5           11.     For a period of three years after the final Federal Financial Report hereunder or until all  
6 claims related to this Agreement are finally settled, whichever is later, SUBRECIPIENT shall preserve  
7 and maintain all documents, papers and records relevant to the work performed or property or equipment  
8 acquired in accordance with this Agreement, including Attachments A, B, C, and D hereto. For the  
9 same time period, SUBRECIPIENT shall make said documents, papers and records available to  
10 COUNTY and the agency from which COUNTY received the grant funds or their duly authorized  
11 representative(s), for examination, copying, or mechanical reproduction on or off the premises of  
12 SUBRECIPIENT, upon request, during usual working hours.

13           12.     SUBRECIPIENT and COUNTY shall be subject to examination and audit by the State  
14 Auditor General with respect to this Agreement for a period of three years after the final Federal  
15 Financial Report hereunder.

16           13.     COUNTY may terminate this Agreement and be relieved of the payment of any  
17 consideration to SUBRECIPIENT if a) SUBRECIPIENT fails to perform any of the covenants  
18 contained in this Agreement, including the applicable terms of Attachments A, B, C, and D hereto, at the  
19 time and in the manner herein provided, or b) COUNTY loses funding under the grant. In the event of  
20 termination, COUNTY may proceed with the work in any manner deemed proper by COUNTY.

21           14.     SUBRECIPIENT and its agents and employees shall act in an independent capacity in  
22 the performance of this Agreement, including Attachments A, B, C, and D hereto, and shall not be  
23 considered officers, agents or employees of COUNTY or SHERIFF or of the agency from which  
24 COUNTY received grant funds.

25           15.     By signing this Agreement, SUBRECEIPIENT understands and agrees that:

- 26           a. Failure to follow grant guidance, including those detailed below, will result in  
27           ineligibility for any reimbursement under the FY16 EMPG:  
28

- 1 b. A SUBRECIPIENT representative must attend half of the Orange County Emergency  
2 Managers Organization meetings held from July 1, 2016 through June 30, 2017;  
3 c. SUBRECIPIENT must maintain National Incident Management System (NIMS)  
4 compliance;  
5 d. For any personnel whose salary is charged to the grant, that specific individual must  
6 meet the training and exercise requirements set forth in the grant guidance; and  
7 e. Only those expenditures specifically detailed in the Financial Management Forms  
8 Workbook are approved for funding; any changes must be pre-approved by the  
9 California Office of Emergency Services.

10 **IN WITNESS WHEREOF**, the parties have executed this Agreement in the County of Orange,  
11 State of California.

12 DATED: \_\_\_\_\_, 20\_\_

COUNTY OF ORANGE, a political subdivision  
of the State of California

14 By \_\_\_\_\_  
15 Sheriff-Coroner  
16 "COUNTY"

17 APPROVED AS TO FORM  
18 COUNTY COUNSEL

19 By \_\_\_\_\_  
20 Wendy J. Phillips, Senior Deputy

21 DATED: \_\_\_\_\_, 20\_\_

22 SUBRECIPIENT \_\_\_\_\_

23 By \_\_\_\_\_

24 ATTEST:

25 \_\_\_\_\_  
26 City Clerk  
27 DATED: \_\_\_\_\_



## **Standard Assurances For All Cal OES Federal Grant Programs**

**As the duly authorized representative of the Applicant, I hereby certify that the Applicant has the legal authority to apply for federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay any non-federal share of project cost) to ensure proper planning, management and completion of the project described in this application, within prescribed timelines.**

**I further acknowledge that the Applicant is responsible for reviewing and adhering to all requirements within the:**

- (a) Applicable Federal Regulations (see below);
- (b) Federal Program Notice of Funding Opportunity (NOFO);
- (c) California Supplement to the NOFO; and
- (d) Federal and State Grant Program Guidelines.

### **Federal Regulations**

Government cost principles, uniform administrative requirements and audit requirements for federal grant programs are set forth in Title 2, Part 200 of the Code of Federal Regulations (CFR) and updates are issued by the Office of Management and Budget (OMB) and can be found at <http://www.whitehouse.gov/omb/>.

**Significant state and federal grant award requirements (some of which appear in the documents listed above) are set forth below. The Applicant hereby agrees to comply with the following:**

#### **1. Proof of Authority**

The Applicant will obtain written authorization from the city council, governing board, or authorized body in support of this project. This written authorization must specify that the Applicant and the city council, governing board, or authorized body agree:

- (a) To provide all matching funds required for the grant project and that any cash match will be appropriated as required.
- (b) Any liability arising out of the performance of this agreement shall be the responsibility of the Applicant and the city council, governing board, or authorized body.
- (c) Grant funds shall not be used to supplant expenditures controlled by the city council, governing board, or authorized body.
- (d) The official executing this agreement is, in fact, authorized to do so.



This Proof of Authority must be maintained on file and readily available upon request.

**2. Period of Performance**

The Applicant will initiate work after approval of the award and complete all work within the period of performance specified in the grant.

**3. Lobbying and Political Activities**

As required by Section 1352, Title 31 of the U.S. Code (U.S.C.), for persons entering into a contract, grant, loan, or cooperative agreement from an agency or requests or receives from an agency a commitment providing for the United States to insure or guarantee a loan, the Applicant certifies that:

- (a) No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.
- (b) If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying", in accordance with its instructions.
- (c) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

The Applicant will also comply with provisions of the Hatch Act (5 U.S.C. §§ 1501-1508 and §§ 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with federal funds.

Finally, the Applicant agrees that federal funds will not be used, directly or indirectly, to support the enactment, repeal, modification or adoption of any law, regulation or policy without the express written approval from the California Governor's Office of Emergency Services (Cal OES) or the federal awarding agency.

**4. Debarment and Suspension**

As required by Executive Orders 12549 and 12689, and 2 CFR § 200.212 and codified in 2 CFR Part 180, Debarment and Suspension, the Applicant will provide protection against waste, fraud,

and abuse by debarring or suspending those persons deemed irresponsible in their dealings with the federal government. The Applicant certifies that it and its principals:

- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any federal department or agency;
- (b) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state, or local) transaction or contract under a public transaction; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
- (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state, or local) with commission of any of the offenses enumerated in paragraph (2)(b) of this certification; and
- (d) Have not within a three-year period preceding this application had one or more public transaction (federal, state, or local) terminated for cause or default.

Where the Applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

#### **5. Non-Discrimination and Equal Employment Opportunity**

The Applicant will comply with all federal statutes relating to non-discrimination. These include, but are not limited to, the following:

- (a) Title VI of the Civil Rights Act of 1964 (Public Law (P.L.) 88-352 and 42 U.S.C. § 2000d et. seq.) which prohibits discrimination on the basis of race, color, or national origin and requires that recipients of federal financial assistance take reasonable steps to provide meaningful access to persons with limited English proficiency (LEP) to their programs and services;
- (b) Title IX of the Education Amendments of 1972, (20 U.S.C. §§ 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex in any federally funded educational program or activity;
- (c) Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. § 794), which prohibits discrimination against those with disabilities or access and functional needs;
- (d) Americans with Disabilities Act (ADA) of 1990, which prohibits discrimination on the basis of disability and requires buildings and structures be accessible to those with disabilities and access and functional needs; (42 U.S.C. §§ 12101-12213.)
- (e) Age Discrimination Act of 1975, (42 U.S.C. §§ 6101-6107), which prohibits discrimination on the basis of age;
- (f) Public Health Service Act of 1912 (42 U.S.C. §§ 290 dd—2), relating to confidentiality of patient records regarding substance abuse treatment;
- (g) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. § 3601 et seq.), relating to nondiscrimination in the sale, rental or financing of housing;

- (h) Executive Order 11246, which prohibits federal contractors and federally assisted construction contractors and subcontractors, who do over \$10,000 in Government business in one year from discriminating in employment decisions on the basis of race, color, religion, sex, sexual orientation, gender identification or national origin;
- (i) Executive Order 11375, which bans discrimination on the basis of on the basis of race, color, religion, sex, sexual orientation, gender identification, or national origin in hiring and employment in both the United States federal workforce and on the part of government contractors;
- (j) California Public Contract Code § 10295.3, which prohibits discrimination based on domestic partnerships and those in same sex marriages;
- (k) Any other nondiscrimination provisions in the specific statute(s) under which application for federal assistance is being made; and
- (l) The requirements of any other nondiscrimination statute(s) which may apply to the application.

In addition to the items listed in (a) through (n), the Applicant will comply with California's Fair Employment and Housing Act (FEHA). FEHA prohibits harassment and discrimination in employment because of ancestry, race, color, religious creed (including religious dress and grooming practices), sex (which includes pregnancy, childbirth, breastfeeding and medical conditions related to pregnancy, childbirth or breastfeeding), gender, gender identity, gender expression, sexual orientation, marital status, national origin, ancestry, mental and physical disability, genetic information, medical condition, age, pregnancy, denial of medical and family care leave, or pregnancy disability leave (California Government Code §§12940, 12945, 12945.2), military and veteran status, and/or retaliation for protesting illegal discrimination related to one of these categories, or for reporting patient abuse in tax supported institutions.

## **6. Drug-Free Workplace**

As required by the Drug-Free Workplace Act of 1988 (41 U.S.C. § 701 et seq.), the Applicant certifies that it will maintain a drug-free workplace and a drug-free awareness program as outlined in the Act.

## **7. Environmental Standards**

The Applicant will comply with state and federal environmental standards, which may be prescribed pursuant to the following, as applicable:

- (a) California Environmental Quality Act (CEQA) (California Public Resources Code §§ 21000-21177), to include coordination with the city or county planning agency;
- (b) CEQA Guidelines (California Code of Regulations, Title 14, Division 6, Chapter 3, §§ 15000-15387);
- (c) Federal Clean Water Act (CWA) (33 U.S.C. § 1251 et seq.), which establishes the basic structure for regulating discharges of pollutants into the waters of the United States and regulating quality standards for surface waters;
- (d) Federal Clean Air Act of 1955 (42 U.S.C. § 7401) which regulates air emissions from stationary and mobile sources;

- (e) Institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190); Executive Order 12898 which focuses on the environmental and human health effects of federal actions on minority and low-income populations with the goal of achieving environmental protection for all communities;
- (f) Executive Order 11514 which sets forth national environmental standards.
- (g) Executive Order 11738 instituted to assure that each federal agency empowered to enter into contracts for the procurement of goods, materials, or services and each federal agency empowered to extend federal assistance by way of grant, loan, or contract shall undertake such procurement and assistance activities in a manner that will result in effective enforcement of the Clean Air Act and the Federal Water Pollution Control Act Executive Order EO 11990 which requires preservation of wetlands;
- (h) The Safe Drinking Water Act of 1974, (P.L. 93-523);
- (i) The Endangered Species Act of 1973, (P.L. 93-205);
- (j) Wild and Scenic Rivers Act of 1968 (16 U.S.C. § 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.

The Applicant shall not be: 1) in violation of any order or resolution promulgated by the State Air Resources Board or an air pollution district; 2) subject to a cease and desist order pursuant to § 13301 of the California Water Code for violation of waste discharge requirements or discharge prohibitions; or 3) determined to be in violation of federal law relating to air or water pollution.

#### **8. Audits**

For subrecipients expending \$750,000 or more in federal grant funds annually, the Applicant will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and Title 2 of the Code of Federal Regulations, Part 200, Subpart F Audit Requirements.

#### **9. Access to Records**

In accordance with 2 CFR § 200.336, the Applicant will give the awarding agency, the Comptroller General of the United States and, if appropriate, the state, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award. The Applicant will require any subrecipients, contractors, successors, transferees and assignees to acknowledge and agree to comply with this provision.

#### **10. Conflict of Interest**

The Applicant will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.

#### **11. Financial Management**

##### False Claims for Payment

The Applicant will comply with 31 U.S.C § 3729 which sets forth that no subgrantee, recipient, or subrecipient shall submit a false claim for payment, reimbursement or advance.

## **12. Reporting - Accountability**

The Applicant agrees to comply with applicable provisions of the Federal Funding Accountability and Transparency Act (FFATA) (P.L. 109-282), specifically (a) the reporting of subawards obligating \$25,000 or more in federal funds and (b) executive compensation data for first-tier subawards. This includes the provisions of FFATA, which includes requirements for executive compensation, and also requirements implementing the Act for the non-federal entity at 2 CFR part 25 Financial Assistance Use of Universal Identifier and Central Contractor Registration and 2 CFR part 170 Reporting Subaward and Executive Compensation Information.

## **13. Whistleblower Protections**

The Applicant also must comply with statutory requirements for whistleblower protections at 10 U.S.C. § 2409, 41 U.S.C. § 4712, and 10 U.S.C. § 2324, 41 U.S.C. § 4304 and § 4310.

## **14. Human Trafficking**

The Applicant will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act of 2000, as amended (22 U.S.C. § 7104) which prohibits grant award recipients or a subrecipient from: (1) engaging in trafficking in persons during the period of time that the award is in effect; (2) procuring a commercial sex act during the period of time that the award is in effect; or (3) using forced labor in the performance of the award or subawards under the award.

## **15. Labor Standards**

The Applicant will comply with the following federal labor standards:

- (a) Comply with the provisions of the Davis-Bacon Act (40 U.S.C. §§ 276a to 276a-7), as applicable, and the Copeland Act (40 U.S.C. § 3145 and 18 U.S.C. § 874) and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§ 327-333), regarding labor standards for federally-assisted construction contracts or subcontracts.
- (b) Comply with the Federal Fair Labor Standards Act (29 U.S.C. § 201 et al.) as they apply to employees of institutes of higher learning (IHE), hospitals and other non-profit organizations.

## **16. Worker's Compensation**

The Applicant must comply with provisions which require every employer to be insured to protect workers who may be injured on the job before commencing performance of the work of this Agreement, as per the workers compensation laws set forth in California Labor Code §§ 3700 et seq.

## **17. Property-Related**

If applicable to the type of project funded by this federal award, the Applicant will:

- (a) Comply with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchase.

- (b) Comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires subrecipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
- (c) Assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. § 470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §469a-1 et seq.).
- (d) Comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. § 4831 and 24 CFR Part 35) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.

#### **18. Certifications Applicable Only to Federally-Funded Construction Projects**

For all construction projects, the Applicant will:

- (a) Not dispose of, modify the use of, or change the terms of the real property title or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the federal awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with federal assistance funds to assure nondiscrimination during the useful life of the project.
- (b) Comply with the requirements of the awarding agency with regard to the drafting, review and approval of construction plans and specifications.
- (c) Provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progressive reports and such other information as may be required by the assistance awarding agency or State.

#### **19. Use of Cellular Device While Driving is Prohibited**

Applicants are required to comply with California Vehicle Code sections 23123 and 23123.5. These laws prohibit driving motor vehicle while using an electronic wireless communications device to write, send, or read a text-based communication. Drivers are also prohibited from the use of a wireless telephone without hands-free listening and talking, unless to make an emergency call to 911, law enforcement, or similar services.

#### **20. Freedom of Information Act**

The Applicant acknowledges that all information submitted in the course of applying for funding under this program, or provided in the course of an entity's grant management activities that are under Federal control, is subject to the Freedom of Information Act (FOIA), 5 U.S.C. § 552, and the California Public Rights Act, California Government Code section 6250 et seq. The Applicant should consider these laws and consult its own State and local laws and regulations regarding the release of information when reporting sensitive matters in the grant application, needs assessment, and strategic planning process.

## **EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM - PROGRAM SPECIFIC ASSURANCES / CERTIFICATIONS**

### **21. Reporting Accusations and Findings of Discrimination**

If during the past three years the recipient has been accused of discrimination on any basis the recipient must provide a list of all such proceedings, pending or completed, including outcome and copies of settlement agreements to the DHS financial assistance office and the DHS Office of Civil Rights and Civil Liberties (CRCL) by e-mail at [crcl@hq.dhs.gov](mailto:crcl@hq.dhs.gov) or by mail at U.S. Department of Homeland Security Office for Civil Rights and Civil Liberties Building 410, Mail Stop #0190 Washington, D.C. 20528.

In the event any court or administrative agency makes a finding of discrimination against the recipient, or the recipient settles a case or matter alleging such discrimination, recipients must forward a copy of the complaint and findings to the DHS financial assistance office and the CRCL office by e-mail or mail at the addresses listed above.

The United States has the right to seek judicial enforcement of these obligations.

### **21. Acknowledgment of Federal Funding from DHS and Use of DHS Seal, Logo, and Flags**

All recipients must acknowledge their use of federal funding when issuing statements, press releases, requests for proposals, bid invitations, and other documents describing projects or programs funded in whole or in part with federal funds.

All recipients must obtain permission from their financial assistance office, prior to using the DHS seal(s), logos, crests or reproductions of flags or likenesses of DHS agency officials, including use of the United States Coast Guard seal, logo, crests or reproductions of flags or likenesses of Coast Guard officials.

### **22. Activities Conducted Abroad**

All recipients must ensure that project activities carried on outside the United States are coordinated as necessary with appropriate government authorities and that appropriate licenses, permits, or approvals are obtained.

### **23. Best Practices for Collection and Use of Personally Identifiable Information (PII)**

DHS defines personally identifiable information (PII) as any information that permits the identity of an individual to be directly or indirectly inferred, including any information that is linked or linkable to that individual. All recipients who collect PII are required to have a publically-available privacy policy that describes standards on the usage and maintenance of PII they collect. Award recipients may also find as a useful resource the DHS Privacy Impact Assessments: Privacy Guidance and Privacy template respectively.

**24. Copyright**

All recipients must affix the applicable copyright notices of 17 U.S.C. §§ 401 or 402 and an acknowledgement of Government sponsorship (including award number) to any work first produced under federal financial assistance awards.

**25. Energy Policy and Conservation Act**

All recipients must comply with the requirements of 42 U.S.C. § 6201 which contain policies relating to energy efficiency that are defined in the state energy conservation plan issued in compliance with this Act.

**26. Federal Debt Status**

All recipients are required to be non-delinquent in their repayment of any federal debt. Examples of relevant debt include delinquent payroll and other taxes, audit disallowances, and benefit overpayments. See OMB Circular A-129.

**27. Fly America Act of 1974**

All Applicants must comply with Preference for U.S. Flag Air Carriers: (air carriers holding certificates under 49 U.S.C. § 41102) for international air transportation of people and property to the extent that such service is available, in accordance with the International Air Transportation Fair Competitive Practices Act of 1974 (49 U.S.C. § 40118) and the interpretative guidelines issued by the Comptroller General of the United States in the March 31, 1981, amendment to Comptroller General Decision B-138942.

**28. Hotel and Motel Fire Safety Act of 1990**

In accordance with Section 6 of the Hotel and Motel Fire Safety Act of 1990, all Applicants must ensure that all conference, meeting, convention, or training space funded in whole or in part with federal funds complies with the fire prevention and control guidelines of the Federal Fire Prevention and Control Act of 1974, as amended, 15 U.S.C. § 2225a.

**29. Non-supplanting Requirement**

All Applicants who receive awards made under programs that prohibit supplanting by law must ensure that federal funds do not replace (supplant) funds that have been budgeted for the same purpose through non-federal sources.

**30. Patents and Intellectual Property Rights**

Unless otherwise provided by law, recipients are subject to the Bayh-Dole Act, Pub. L. No. 96-517, as amended, and codified in 35 U.S.C. § 200 et seq. All recipients are subject to the specific requirements governing the development, reporting, and disposition of rights to inventions and patents resulting from financial assistance awards located at 37 C.F.R. Part 401 and the standard patent rights clause located at 37 C.F.R. § 401.14.

**31. SAFECOM**

All Applicants who receive awards made under programs that provide emergency communication equipment and its related activities must comply with the SAFECOM Guidance for Emergency



Communication Grants, including provisions on technical standards that ensure and enhance interoperable communications.

### **32. Terrorist Financing**

All Applicants must comply with Executive Order 13224 and U.S. law that prohibit transactions with, and the provisions of resources and support to, individuals and organizations associated with terrorism. It is the legal responsibility of recipients to ensure compliance with the Order and laws.

### **33. Reporting of Matters Related to Recipient Integrity and Performance**

If the total value of the Applicant's currently active grants, cooperative agreements, and procurement contracts from all federal assistance office exceeds \$10,000,000 for any period of time during the period of performance of this federal award, the Applicant must comply with the requirements set forth in the government-wide Award Term and Condition for Recipient Integrity and Performance Matters located at 2 C.F.R. Part 200, Appendix XII, the full text of which is incorporated here by reference in the terms and conditions of your award.

### **34. USA Patriot Act of 2001**

All recipients must comply with requirements of the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act (USA PATRIOT Act), which amends 18 U.S.C. §§ 175–175c.

### **IMPORTANT**

The purpose of the assurance is to obtain federal and state financial assistance, including any and all federal and state grants, loans, reimbursement, contracts, etc. The Applicant recognizes and agrees that state financial assistance will be extended based on the representations made in this assurance. This assurance is binding on the Applicant, its successors, transferees, assignees, etc. Failure to comply with any of the above assurances may result in suspension, termination, or reduction of grant funds.

All appropriate documentation, as outlined above, must be maintained on file by the Applicant and available for Cal OES or public scrutiny upon request. Failure to comply with these requirements may result in suspension of payments under the grant or termination of the grant or both and the subrecipient may be ineligible for award of any future grants if the Cal OES determines that any of the following has occurred: (1) the recipient has made false certification, or (2) violates the certification by failing to carry out the requirements as noted above.

All of the language contained within this document must be included in the award documents for all subawards at all tiers, including contracts under grants and cooperative agreements and subcontracts. All recipients are bound the Department of Homeland Security Standard Terms and Conditions 2016, Version 6.0, hereby incorporated by reference, which can be found at: <https://www.dhs.gov/sites/default/files/publications/Fiscal%20Year%202016%20DHS%20General%20Terms%20and%20Conditions.pdf>

The undersigned represents that he/she is authorized by the above named Applicant to enter into this agreement for and on behalf of the said Applicant.

Subrecipient: \_\_\_\_\_

Signature of Authorized Agent: \_\_\_\_\_

Printed Name of Authorized Agent: \_\_\_\_\_

Title: \_\_\_\_\_ Date: \_\_\_\_\_

# **City Council Item 15D**

***“CITY COUNCIL INITIATED ITEM –  
DISCUSSION REGARDING THE POSSIBILITY  
OF INSTALLING A SECURITY CAMERA  
SYSTEM AT STANTON CENTRAL PARK”***

## **City Council Initiated Item.**

***(This item does not contain a staff report)***