

MINUTES OF THE CITY COUNCIL / SUCCESSOR AGENCY / HOUSING AUTHORITY
OF THE CITY OF STANTON
JOINT REGULAR MEETING APRIL 25, 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: 3

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

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

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

The meetings were called to order at 6:32 p.m. by 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.

6. ROLL CALL

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

Absent: None.

Excused: None.

7. PLEDGE OF ALLEGIANCE

Led by Ms. Kelly Hart, Community and Economic Development Director.

8. SPECIAL PRESENTATIONS AND AWARDS

Presentation by Mr. Derek Kirk, Director of Community Engagement, North Orange County Chamber, sharing their mission with the City Council and providing information on their current operations.

9. CONSENT CALENDAR

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

Mayor Pro Tem Shawver abstained from Consent Calendar item 9C.

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 April 6, 2017 and April 13, 2017, in the amount of \$279,849.04.

9C. APPROVAL OF MINUTES

The City Council approved Minutes of Adjourned Meeting – April 11, 2017.

9D. RESOLUTION INITIATING PROCEEDINGS AND ORDERING THE ENGINEER TO PREPARE AND TO FILE A REPORT FOR THE STANTON LIGHTING AND LANDSCAPING DISTRICT NO. 1

As part of the annual update to the Lighting and Landscaping District No. 1, certain procedural resolutions must be adopted by the City Council. The proposed resolution orders the Engineer's report for the 2017-2018 update.

1. The City Council finds that this item is not subject to California Environmental Quality Act ("CEQA") pursuant to Section 15378(b)(4); and
2. Adopted Resolution No. 2017-12 initiating proceedings and ordering the Engineer's report for the fiscal year 2017-2018 update, entitled:

"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, INITIATING PROCEEDINGS FOR THE ANNUAL ASSESSMENTS FOR THE STANTON LIGHTING AND LANDSCAPING DISTRICT NO. 1 FOR THE FISCAL YEAR BEGINNING JULY 1, 2017 AND ENDING JUNE 30, 2018; AND ORDERING THE ENGINEER TO PREPARE AND FILE A REPORT IN ACCORDANCE THEREWITH."

9E. EXTENSION OF CONTRACT TO GREAT SCOTT TREE SERVICE, INC. TO PROVIDE PROFESSIONAL SERVICES RELATED TO CITYWIDE TREE TRIMMING AND REMOVAL SERVICES

A contract was awarded to Great Scott Tree Service, Inc. at the October 8, 2013 City Council meeting to provide Citywide Tree Trimming and Removal Services. On August 25, 2015 a ten (10) month extension was granted to the original contract in order to have the contract period coincide with the City's fiscal year. This eased tracking of the contract's budget and purchase orders. The contract was renewed for an additional twelve (12) months on May 10, 2016 for the period of July 1, 2016 to June 30, 2017. The current contract expires on June 30, 2017 and staff recommends an additional extension for the period of July 1, 2017 to June 30, 2018.

1. The City Council declared that the project is categorically exempt under the California Environmental Quality Act, Class 1, Section 15301(h) as maintenance of existing landscaping; and
2. Approved a contract extension to the firm of Great Scott Tree Service, Inc. for citywide tree trimming and removal services for the third (3) of four (4) allowable contract renewals at identical unit prices for the contract sum of \$53,304 annually.

9F. MARCH 2017 INVESTMENT REPORT

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

1. The City Council finds that this item is not subject to California Environmental Quality Act ("CEQA") pursuant to Sections 15378(b)(5) (Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment); and
2. Received and filed the Investment Report for the month of March 2017.

9G. MARCH 2017 INVESTMENT REPORT (SUCCESSOR AGENCY)

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

1. The Successor Agency finds that this item is not subject to California Environmental Quality Act ("CEQA") pursuant to Sections 15378(b)(5) (Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment); and
2. Received and filed the Investment Report for the month of March 2017.

9H. MARCH 2017 INVESTMENT REPORT (HOUSING AUTHORITY)

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

1. The Housing Authority finds that this item is not subject to California Environmental Quality Act ("CEQA") pursuant to Sections 15378(b)(5) (Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment); and
2. Received and filed the Investment Report for the month of March 2017.

END OF CONSENT CALENDAR

10. PUBLIC HEARINGS None.

11. UNFINISHED BUSINESS None.

12. NEW BUSINESS

12A. AN ORDINANCE ADOPTING PENALTIES FOR THE POSSESSION, SALE, AND DISCHARGE OF ILLEGAL OR DANGEROUS FIREWORKS IN THE CITY

The attached Ordinance adopts a new penalty schedule and citation regulations for the use, storage, sale, display and/or possession of illegal or dangerous fireworks in the City.

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

Motion/Second: Donahue/Shawver

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:

1. The City Council declared that the project is not subject to CEQA in accordance with Section 15061(b)(3) as the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA; and

2. Introduced Ordinance No. 1066, entitled:

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, AMENDING SECTIONS 17.04.075 AND 17.04.100 OF, AND ADDING SECTIONS 17.04.073 AND 17.04.110 TO CHAPTER 17.04 OF TITLE 17 OF THE STANTON MUNICIPAL CODE REGULATING PENALTIES FOR THE USE, POSSESSION, SALE, DISPLAY AND DISCHARGE OF FIREWORKS IN THE CITY OF STANTON”; and

3. Set said Ordinance for adoption at the regular City Council meeting of May 9, 2017.

12B. CITY MANAGER EMPLOYMENT AGREEMENT

On September 6, 2012, the City of Stanton and James A. Box entered into an Employment Agreement for the services of City Manager. For consideration is the new three (3) year employment agreement with James A. Box for City Manager.

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

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 finds that this item is exempt from the California Environmental Quality Act ("CEQA") under Section 15378(b)(2) – continuing administrative or maintenance activities, such as purchases for supplies, personnel-related actions, general policy and procedure making; and
2. Authorized the Mayor to approve the City Manager Employment Agreement.

12C. AWARD OF A CONTRACT FOR THE WESTERN AVENUE AND THUNDERBIRD LANE TRAFFIC SIGNAL PROJECT

The construction bids for the Western Avenue and Thunderbird Lane Traffic Signal Project consisting of installation of new traffic signal poles and mast arms, controllers, and cabinet have been reviewed by the staff. Based on post bid analysis of the seven (7) bids received, staff determined that the construction bid submitted by DBX, Inc. to be the lowest responsible bid at \$179,849.00. Staff recommends the City Council award the contract for the proposed services to DBX, Inc.

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

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

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

1. The City Council declared that the project is exempt from the California Environmental Quality Act ("CEQA") under Section 15301(c) – Existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities; and
2. Awarded a contract for the Western Avenue and Thunderbird Lane Traffic Signal Project to DBX, Inc. for the amount of \$179,849.00; and

3. Authorized the City Manager to bind the City of Stanton and DBX, Inc. in a contract for the Western Avenue and Thunderbird Lane Traffic Signal Project; and
4. Authorized the City Manager to approve contract changes, not to exceed 10-percent.

13. ORAL COMMUNICATIONS – PUBLIC

- Mr. Jeffery L. Benson spoke in opposition to the closing of Green Tree Remedy, his request for a special election, the City's business license program, business taxes, the nuisances with City motels/hotels, 99 Bottles and Cocktails (Bar), massage parlors, strip clubs, and meth labs.
- Mr. David Feiner spoke in opposition to the closing and banning of marijuana dispensaries within the City limits.
- Mr. Anthony Dituri spoke in opposition to the closing of Green Tree Remedy and the banning of marijuana dispensaries within the City limits.
- Ms. Emily Hemingway spoke in opposition to the closing of Green Tree Remedy, the banning of marijuana dispensaries within the City limits, and the stigma of marijuana use.
- Mr. Dale Jung spoke in opposition to the closing of Green Tree Remedy and the banning of marijuana dispensaries within the City limits.
- Mr. Chris O'Brien spoke in opposition to the closing and banning of marijuana dispensaries within the City limits and stated that he believes that marijuana sales should be regulated to avoid trafficking.
- Mr. Kristoffer Leuandouski spoke regarding his support of medical marijuana and the need of medical marijuana by suffering veterans and disabled persons.
- Mr. Brain Jensen, resident, spoke in opposition to the disbanding of the City's permit parking program in his neighborhood.
- Mr. Hector Moreno spoke in opposition to the closing of Green Tree Remedy.

14. **WRITTEN COMMUNICATIONS** None.

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

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

- Council Member Donahue reported on the 4th Annual Stanton Community Foundation Supply Our Schools Grants in which 34 teachers will be awarded a combined total of \$19,387 to purchase supplies for their classrooms.
- Council Member Ramirez expressed his gratitude to the Community Enhancement Deputy and Citynet for their engagement with the homeless initiative and helping 74 persons/families off the streets.
- Council Member Ethans reported on the upcoming grand opening of the Stanton Farmer's Market event, which is scheduled to be held on April 27, 2017 at Stanton Central Park.

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

Council Member Ramirez reported on speeding reports/issues through the neighborhood near Hollenbeck Park and requested to agendaize discussion regarding the installation of speed bumps near Hollenbeck Park.

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

None.

15D. **CITY COUNCIL INITIATED ITEM — DISCUSSION REGARDING THE POSSIBILITY OF UTILIZING AN APP CALLED SHOTSPOTTER ("MOBILE APP FOR ANYTIME ANYWHERE ACCESS TO GUNFIRE ALERTS")**

At the March 28, 2017 City Council meeting, Mayor Pro Tem David J. Shawver requested that this item be agendaized for discussion.

Report by Mayor Pro Tem Shawver.

The City Council discussed testing the system in collaboration with the Orange County Sheriff's Department, addressing community concerns, which cities are currently utilizing the "shotspotter" app, the ability for the app to track the discharge of illegal fireworks, and cost.

The City Council directed staff to proceed with researching implementation of the Shotspotter App, provide a cost analysis, and to report staff's findings to the City Council at a future meeting.

15E. CITY COUNCIL INITIATED ITEM — DISCUSSION REGARDING THE POSSIBILITY OF UTILIZING A GRAFFITI REPORTING APP

At the March 28, 2017 City Council meeting, Mayor Pro Tem David J. Shawver requested that this item be agendaized for discussion.

Report by Mayor Pro Tem Shawver.

The City Council discussed the ease of use of the system, faster response times for the City's residents, and costs.

Mr. Allan Rigg, Public Works Director / City Engineer reported that the City currently has a beta tested app that city staff is currently utilizing in house and also reported on the additional software needed to complete the app for resident testing, should the City decide to proceed with implementation of a graffiti app.

Mayor Warren requested a report on the security measures within the graffiti app software to ensure that the app is safe for staff and residents.

The City Council directed staff to proceed with researching implementation of a Graffiti App, provide a cost analysis, 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

None.

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.

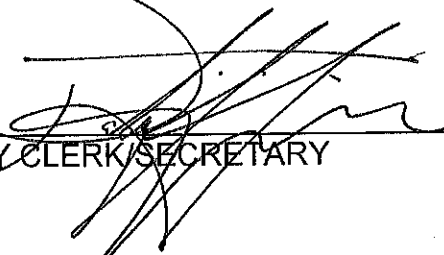
- Lieutenant Sean A. Howell provided the City Council with an update on their current operations.

18. **ADJOURNMENT** Motion/Second: Warren/
Motion carried at 7:21 p.m.



MAYOR/CHAIRPERSON

ATTEST:



CITY CLERK/SECRETARY