

MINUTES OF THE CITY COUNCIL OF THE CITY OF STANTON  
REGULAR MEETING NOVEMBER 14, 2017

1. **CLOSED SESSION** None.

2. **CALL TO ORDER CITY COUNCIL MEETING**

The meeting was called to order at 6:30 p.m. by Mayor Warren.

3. **PLEDGE OF ALLEGIANCE**

Led by Mr. John Warren, Parks and Recreation Commissioner.

4. **ROLL CALL**

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

Absent: None.

Excused: None.

5. **SPECIAL PRESENTATIONS AND AWARDS** None.

6. **CONSENT CALENDAR**

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

The City Council/Agency Board/Authority Board approved the following Consent Calendar items:

**CONSENT CALENDAR**

6A. **MOTION TO APPROVE THE READING BY TITLE OF ALL ORDINANCES AND RESOLUTIONS. SAID ORDINANCES AND RESOLUTIONS THAT APPEAR ON THE PUBLIC AGENDA SHALL BE READ BY TITLE ONLY AND FURTHER READING WAIVED**

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

**6B. APPROVAL OF WARRANTS**

The City Council approved demand warrants dated October 19, 2017, October 26, 2017, and November 2, 2017 in the amount of \$3,133,114.09.

**6C. 2018 LEGISLATIVE PLATFORM**

Consideration of a legislative platform to establish guiding principles and policy statements that will allow city staff to address legislative and regulatory issues in a timely manner, without precluding the consideration of additional legislative and budget issues that may arise during the legislative session.

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. Adopted the Legislative Platform; and
3. Authorized the City Manager and Mayor to provide support or opposition for legislation in compliance with the Legislative Platform.

**6D. AWARD OF A PROFESSIONAL SERVICES AGREEMENT FOR THE DESIGN OF THE 2017 CITYWIDE OVERLAY PROJECT TO TAIT & ASSOCIATES**

The 2017 Citywide Overlay Project will improve infrastructure throughout the City of Stanton. Staff recommends that the firm TAIT & Associates be retained for the design services of this project.

1. The City Council approved a Professional Services Agreement with TAIT & Associates for design support and development of plans for the Citywide Overlay Project the maximum contract sum of \$91,360; and
2. Authorized the City Manager to bind the City of Stanton and TAIT & Associates in a contract to provide these services; and
3. 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.

**6E. APPROVE AND ADOPT AN ANNUAL EXPENDITURE REPORT TO ORANGE COUNTY TRANSPORTATION AUTHORITY (OCTA) TO ACCOUNT FOR M2 FUNDS, DEVELOPER/TRAFFIC IMPACT FEES, AND FUNDS EXPENDED BY THE CITY TO SATISFY MAINTENANCE OF EFFORT REQUIREMENTS**

The Measure M2 ordinance requires local agencies to adopt and submit an expenditure report to the Orange County Transportation Authority each year. The expenditure report has been prepared and is being presented to Council for adoption and submission to the OCTA.

1. The City Council finds that this item is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonable foreseeable indirect physical change in the environment) and 15060 (c)(3) (the activity is not a project as defined in Section 15378 of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly; and
2. Adopted Resolution No. 2017-46 approving the 2016-17 Measure M2 expenditure report and directed staff to submit the report to the OCTA, entitled:

**"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STANTON CONCERNING THE MEASURE M2 EXPENDITURE REPORT FOR THE CITY OF STANTON".**

**6F. RESOLUTION 2017-45 APPROVING AN APPLICATION FOR FUNDING UNDER THE COMPETITIVE MEASURE M2 REGIONAL TRANSPORTATION SIGNAL SYNCHRONIZATION PROGRAM**

The City of Anaheim is proposing to synchronize the Katella Avenue corridor from the 605 on ramp in the City of Los Alamitos to Jamboree Road in the City of Orange. The Cities of Los Alamitos, Cypress, Stanton, Garden Grove, Orange, and Villa Park are intending to join the City of Anaheim in submitting a joint grant application to OCTA to obtain funding for the project.

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. Adopted Resolution No. 2017-45 approving the submittal of the application for the Katella Avenue Traffic Signal Synchronization Project, entitled:

**"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, APPROVING THE SUBMITTAL OF AN APPLICATION FOR FUNDING UNDER THE COMPETITIVE MEASURE M2 REGIONAL TRANSPORTATION SIGNAL SYNCHRONIZATION PROGRAM"; and**

3. Approved the City of Anaheim to act as the lead agency in the project.

**END OF CONSENT CALENDAR**

7. PUBLIC HEARINGS

7A. PROPOSED ORDINANCE TO AMEND THE CITY'S ZONING CODE TO ESTABLISH NEW REGULATIONS RELATING TO POLITICAL SIGNS AND TEMPORARY NONCOMMERCIAL SIGNS

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

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

The public hearing was opened.

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

Motion/Second: Ramirez/Donahue

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 conducted a public hearing; and
2. Finds that Ordinance No. 1050 is exempt from CEQA pursuant to Section 15061(b)(3), because there is no possibility that the proposed Ordinance will have a significant effect on the environment; and
3. Introduced Ordinance No. 1050 entitled:

**"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, AMENDING CHAPTER 20.325 OF THE STANTON MUNICIPAL CODE RELATING TO POLITICAL SIGNS AND TEMPORARY NONCOMMERCIAL SIGNS"; and**

4. Set said Ordinance for adoption at the November 28, 2017 City Council meeting.

**7B. AN ORDINANCE PERTAINING TO THE ESTABLISHMENT OF AN ART IN PUBLIC PLACES ORDINANCE**

Introduction of an Ordinance which would establish an Art in Public Places Program and Manual to further the goals of the General Plan and the Livable Beach Blvd. Mobility Plan.

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

The public hearing was opened.

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

Motion/Second: Ramirez/Donahue

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 conducted a public hearing; and
2. Declared that the project is not a project subject to CEQA pursuant to 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

3. Introduced Ordinance No. 1072, entitled:

**“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA ADDING CHAPTER 20.533 TO THE ZONING CODE PERTAINING TO THE IMPLEMENTATION OF AN ART IN PUBLIC PLACES PROGRAM”; AND**

4. Set Ordinance for adoption at the November 28, 2017 meeting.

**7C. PUBLIC HEARING NO. 4 AND 5 - TRANSITION TO DISTRICT BASED CITY COUNCIL ELECTIONS**

The City Council adopted a Resolution of Intention on July 11, 2017, initiating the process to transition to district-based elections. Subsequently, the City entered into a contract with National Demographics Corporation ("NDC") to provide demography and district map preparation services. After two Public Hearings, the public was invited to submit potential district maps based upon adopted criteria. The deadline for public map submission was October 12, 2017, after which NDC collated and prepared draft district maps, which were presented to the City Council and community to receive public comments at the third public hearing. At the third Public Hearing, held on October 23, 2017, the City Council selected one focus map (Tan) and directed NDC to prepare modified (Tan) maps using specific geographic criteria. Two modified (Tan) maps were published on November 2, 2017.

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

Presentation by Mr. Douglas Johnson, President, National Demographics Corporation.

- Mr. John Harris, Resident, spoke in favor of the City's transition to district based elections, in opposition to an at-large Mayor, and commented on the noticing process for these types of public hearings.
- Mr. Steven Sarkis, Resident, spoke in opposition of the City's transition to district based elections.

The public hearing was opened.

- Mr. Jeff Benson, commented on the differences between the proposed maps and voiced his preference for Tan v4 map.
- Ms. Alyce Van, Resident, commented on the map Tan v4 and spoke in favor of the City's noticing process/procedures.
- Mr. David Cadena, Resident, spoke in favor of the City's noticing process/procedures and encouraged the Stanton community to get involved in their community.
- Mr. Bud Heitman, Resident, spoke in opposition of the City's transition to district based elections, agreed with Mr. Cadena's comments, and expressed his gratitude to the City Council for all that they do for the City.

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

The City Council requested that the City Attorney report on the short timeframe that the City is being held to in completing the transition to district based elections.

Mr. Matthew E. Richardson, City Attorney reported that due to the high attorney fees being awarded over the past several years, the legislature in California adopted amendments to the California Voting Rights Act, that went into effect on January 1, 2017. Those amendments capped in very specific circumstances, fee exposure to \$30,000. The only way for an agency or City to gain the benefit of that cap is to transition within a 135 days period. Once the City receives a letter alleging a violation, which the City received, the City has 45 days to adopt a resolution stating its intent to transition. The City Council has also done this, once the resolution has been adopted the City Council only has 90 days within which to hold five public hearings and adopt an ordinance that transitions to district based elections. If the City Council were to go beyond those 90 days, the City would be exposed to an "unlimited" amount of attorney's fees and the \$30,000 cap would no longer be available to the City.

Motion/Second: Donahue/Ramirez

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 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. Conducted the fourth and fifth of five (5) required public hearings related to the creation of geographic voting districts and the drawing of district boundaries; and
3. Selected the map Tan v4 as the final preferred district boundary map; and
4. Introduced Ordinance No. 1073, entitled:

**"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, ESTABLISHING FOUR CITY COUNCIL DISTRICTS FOR A BY-DISTRICT ELECTORAL SYSTEM AND CERTAIN RELATED MATTERS"; and**

5. Set Ordinance for adoption at the November 28, 2017, regular City Council meeting; and
6. Approved Resolution No. 2017-47, entitled:

**"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA ADOPTING A MAP OF FOUR CITY COUNCIL DISTRICTS FOR A BY-DISTRICT ELECTORAL SYSTEM".**

Motion/Second: Ramirez/Donahue

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 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. Determined the sequence of district based elections as follows:
  - Election Year 2018: District 1, District 3, and Mayor
  - Election Year 2020: District 2 and District 4

## 8. UNFINISHED BUSINESS

### 8A. APPROVAL OF ORDINANCE NO. 1071

This Ordinance was introduced at the regular City Council meeting of October 24, 2017.

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

Motion/Second: Ramirez/Donahue

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. City Clerk read the title of Ordinance No. 1071, entitled:

**"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA AMENDING SECTION 20.205.040, SECTION 20.210.010, TABLE 2-2 OF SECTION 20.210.020, TABLE 3-6 OF SECTION 20.320.030, SECTION 20.400.330, SECTION 20.410.020, SECTION 20.410.030, SECTION 20.410.050, AND SECTION 20.700.900 OF TITLE 20 OF THE STANTON MUNICIPAL CODE REGULATING ACCESSORY DWELLING UNITS"; and**



2. The City Council finds that this Ordinance is exempt from the California Environmental Quality Act ("CEQA") under Section 15282(h) as the actions of this Ordinance are taken to implement the provisions of State Government Code 65852.2 as set forth in Section 21080.17 of the Public Resources Code; and
3. Adopted Ordinance No. 1071.

9. **NEW BUSINESS**                      None.

10. **ORAL COMMUNICATIONS - PUBLIC**

- Mr. John Harris, Resident, spoke regarding his concerns with the timing in which the Planning Commission meeting minutes are being completed and posted.

11. **WRITTEN COMMUNICATIONS**                      None.

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

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

- Council Member Donahue reported on the Stanton Community Foundation 4<sup>th</sup> Annual Charity Shootout event, which was held on November 2, 2017.
- Council Member Ramirez questioned if the City tests the water quality for bacteria such as legionnaires at Stanton Central Park.
- Council Member Ramirez reported on the Veteran's Day Celebration event, which was held on November 11, 2017 and requested that the City re-enforce the barriers in the public area at future events.
- Council Member Ethans reported on the Orange County Vector Control District's West Nile Virus and Zika Virus alerts and cases within the City and County of Orange.
- Council Member Ramirez reported that the City has held 55/56 Neighborhood Meetings within the last few years and extended an invitation to residents to allow the City to utilize their yards and community centers as a meeting location for future Neighborhood Meetings.
- Mayor Pro Tem Shawver reported on Harry's Cafe 22<sup>nd</sup> Annual Thanksgiving Dinner for those in need of a hot meal on Thanksgiving Day, which will be held at the Harry's Cafe located on Katella Avenue, Stanton, CA 90680.
- Mayor Pro Tem Shawver reported on the upcoming El Capitan District Scouts event at Park Ave., which is scheduled to be held on November 30, 2017.

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

None.

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

None.


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

None.

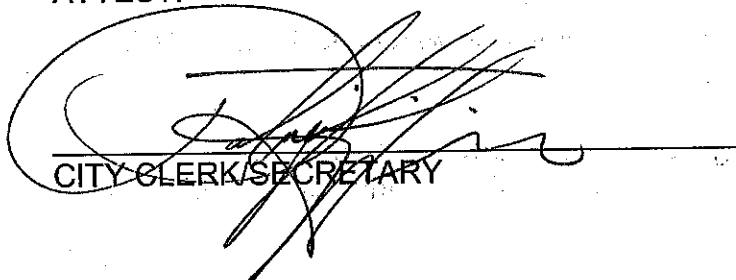
**14. ITEMS FROM CITY MANAGER/EXECUTIVE DIRECTOR**

Ms. Julie S. Roman, Community Services Director reported that Assemblywoman Sharon Quirk-Silva's office will be hosting a turkey giveaway at the Stanton Community Services Center on November 16, 2017.

**15. ADJOURNMENT** Motion/Second: Warren  
Motion carried at 7:29 p.m.

  
MAYOR/CHAIRPERSON

ATTEST:

  
CITY CLERK/SECRETARY