



AGENDA
CITY COUNCIL/SUCCESSOR AGENCY/STANTON HOUSING AUTHORITY
JOINT REGULAR MEETING
STANTON CITY HALL, 7800 KATELLA AVENUE, STANTON, CA
TUESDAY, JULY 10, 2018 - 6:30 P.M.

In compliance with the Americans With Disabilities Act, if you need special assistance to participate in this meeting, please contact the Office of the City Clerk at (714) 890-4245. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to this meeting.

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- 1. CLOSED SESSION (6:00 PM)**
- 2. ROLL CALL**
 - Council Member Donahue
 - Council Member Ethans
 - Council Member Warren
 - Mayor Pro Tem Ramirez
 - Mayor Shawver
- 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 – EXISTING LITIGATION

Existing litigation pursuant to Government Code section 54956.9(d)(1)

Number of cases: 1

Orange County Catholic Worker et al v. Orange County et al, United States District Court, Central District of California Case Number: 8:18-cv-00155-DOC-JDE

4B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

(Pursuant to Government Code Section 54957.6)

Title: City Manager

4C. 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

6. ROLL CALL Agency/Authority Member Donahue

Agency/Authority Member Ethans

Agency/Authority Member Warren

Vice Chairman Ramirez

Chairman Shawver

7. PLEDGE OF ALLEGIANCE

8. SPECIAL PRESENTATIONS AND AWARDS

- Presentation of the 2018 Homeless Census Report.

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 June 21, 2018 and June 27, 2018, in the amount of \$1,837,310.09.

9C. APPROVAL OF MINUTES

1. City Council approve Minutes of Special Meeting – February 27, 2018; and
2. City Council/Agency/Authority Board approve Minutes of Joint Regular Meeting – February 27, 2018; and
3. City Council approve Minutes of Special Meeting – June 29, 2018.

9D. AUTHORIZATION FOR MAYOR DAVID J. SHAWVER AND COUNCIL MEMBER CAROL WARREN TO ATTEND THE LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE

The League of California Cities Annual Conference is scheduled for September 12-14, 2018 in Long Beach. In order to vote at the Annual Conference / Annual Business Meeting, City Council must designate a voting delegate and/or voting delegate alternate. Additionally, pursuant to the City of Stanton Travel and Reimbursement policy, a Council Member must receive City Council approval prior to a trip, if the trip will exceed \$500.00.

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. Approve Mayor David J. Shawver and Council Member Carol Warren to attend the League of California Cities Annual Conference, scheduled for September 12-14, 2018 in Long Beach; and
3. Designate Mayor David J. Shawver as the voting delegate and Council Member Carol Warren as the voting delegate - alternate.

9E. AUTHORIZATION FOR THE CITY MANAGER TO EXECUTE A GRANT OF EASEMENT AT 10502 ROSE STREET TO SOUTHERN CALIFORNIA EDISON FOR ELECTRICAL SYSTEMS

The city-initiated widening of Cerritos Avenue from Rose Street to Flower Avenue will require several Southern California Edison (SCE) poles to be relocated. One of the relocated poles will need a new overhead easement for the supporting guy wire. A Grant of Easement to SCE for the Redevelopment Agency-owned property at 10502 Rose Street has been prepared by SCE for the Agency to approve.

RECOMMENDED ACTION:

1. City Council declare 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. Authorize the City Manager to execute a Grant of Easement to SCE for the maintenance of electrical facilities above 10502 Rose Street.

END OF CONSENT CALENDAR

10. PUBLIC HEARINGS None.

11. UNFINISHED BUSINESS None.

12. NEW BUSINESS

12A. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, AMENDING CHAPTER 14 OF THE STANTON MUNICIPAL CODE BY ADDING SECTION 14.04.075 RELATING TO PROHIBITING SMOKING IN CITY PARKS

The Community Services Department's mission is to enhance the quality of life of residents. In that effort and in joining with hundreds of other California cities and counties, this ordinance will implement reasonable restrictions regarding the location and manner of smoking in recreational areas.

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. Introduce Ordinance No. 1081, entitled:

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, AMENDING CHAPTER 14 OF THE STANTON MUNICIPAL CODE BY ADDING SECTION 14.04.075 RELATING TO PROHIBITING SMOKING IN CITY PARKS;" and

3. Set said ordinance for second reading and adoption at the July 24, 2018 regular City Council meeting.

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

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:

- None

15D. CITY COUNCIL INITIATED ITEM — DISCUSSION REGARDING THE CREATION OF AN ORDINANCE PERTAINING TO THE PARKING OF RECREATIONAL AND OVERSIZED VEHICLES

At the June 26, 2018 City Council meeting, Mayor Shawver requested that this item be agendized for discussion.

RECOMMENDED ACTION:

City Council provide direction to staff.

15E. STANTON HISTORICAL SOCIETY

At the request of Mayor Shawver, this report provides information on the process of establishing a Stanton Historical Society.

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. Receive and file report.

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

17. ITEMS FROM CITY MANAGER/EXECUTIVE DIRECTOR

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.

18. ADJOURNMENT

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 5th day of July, 2018.

s/ Patricia A. Vazquez, City Clerk/Secretary

**CITY OF STANTON
ACCOUNTS PAYABLE REGISTER**

June 21, 2018		\$1,378,428.31
June 27, 2018		\$458,881.78

\$1,837,310.09

Demands listed on the attached registers conform to the City of Stanton Annual Budget as approved by the City Council.

[Signature]
City Manager

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

[Signature]
Assistant City Manager

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MINUTES OF THE CITY COUNCIL OF THE CITY OF STANTON SPECIAL MEETING FEBRUARY 27, 2018

1. **CLOSED SESSION** None.

2. **CALL TO ORDER**

The meeting was called to order at 5:00 p.m. by Mayor Shawver.

3. **PLEDGE OF ALLEGIANCE**

Led by Council Member Donahue.

4. **ROLL CALL**

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

Absent: None.

Excused: None.

SPECIAL ORDERS OF THE DAY

5. **NEW BUSINESS**

5A. **MID-YEAR BUDGET REVIEW FY 2017-18**

This report provides a status report on the FY 2017-18 budget and recommended changes based on the first six months of the fiscal year.

Staff report by Mr. Stephen M. Parker, Assistant City Manager.

The City Council questioned staff regarding the Recognized Obligation Payment Schedule, recoupable costs for staff time pertaining to issuance of various permits, transient occupancy tax, recoupable litigation costs, and Orange County Fire Authority costs.

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

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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. Reviewed the 2017-18 Mid-Year Budget; and
3. Approved Budget Adjustment No. 2018-22; and
4. Adopted Resolution No. 2018-09 amending the Position Classification Manual, entitled:

**"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STANTON,
CALIFORNIA, AMENDING THE POSITION CLASSIFICATION MANUAL".**

8. **ADJOURNMENT** Motion/Second: Shawver/
Motion carried at 5:52 p.m.

MAYOR

ATTEST:

CITY CLERK

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MINUTES OF THE CITY COUNCIL / SUCCESSOR AGENCY / HOUSING AUTHORITY OF THE CITY OF STANTON JOINT REGULAR MEETING FEBRUARY 27, 2018

1. CALL TO ORDER / CLOSED SESSION

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

2. ROLL CALL

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

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: 4

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 6:31 p.m. by Chairman Shawver.

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.

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6. ROLL CALL

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

Absent: None.

Excused: None.

7. PLEDGE OF ALLEGIANCE

Led by Division Chief Dave Steffen, Orange County Fire Authority.

8. SPECIAL PRESENTATIONS AND AWARDS

- Presentation by Specialist Jose Ramos, Sunburst Youth Academy, sharing their mission with the City Council and providing information on their current operations.
 - Presentation by Ms. Adrian Caballo, graduate of Sunburst Youth Academy, sharing her life story and journey with the City Council.
- Presentation of City Tile of Recognition honoring Division Chief Dave Steffen, Orange County Fire Authority.
 - The City Council expressed their gratitude to outgoing Division Chief Dave Steffen for his efforts throughout the years and congratulated him on his retirement.
 - Division Chief Dave Steffen expressed his gratitude to the City and City Council Members.

9. 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:

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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 February 1, 2018, February 8, 2018, and February 15, 2018, in the amount of \$1,816,562.14.

9C. JANUARY 2017 INVESTMENT REPORT

The Investment Report as of January 31, 2018 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 January 2018.

9D. JANUARY 2018 INVESTMENT REPORT (SUCCESSOR AGENCY)

The Investment Report as of January 31, 2018 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 January 2018.

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9E. JANUARY 2018 INVESTMENT REPORT (HOUSING AUTHORITY)

The Investment Report as of January 31, 2018 has been prepared in accordance with the City's Investment Policy and California Government Code Section 53646.

1. The Stanton 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 January 2018.

9F. EXTENSION OF CONTRACT TO JOHN L. HUNTER AND ASSOCIATES, INC. TO PROVIDE PROFESSIONAL CONSULTING SERVICES RELATED TO NPDES AND FOG PROGRAMS

The City maintains several environmental programs including the National Pollutant Discharge Elimination System (NPDES) and Fats, Oils, & Grease (FOG). Since October 23, 2007, John L. Hunter and Associates has been providing consulting services to the City for these two programs. Staff recommends that their contract be extended for an additional three years at the same budget and hourly rates.

1. The City Council declared that the project is exempt under the California Environmental Quality Act, Section 15378(b)(5), organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment; and
2. Approved a contract extension to John L. Hunter for consulting services relating to NPDES and FOG programs until June 30, 2021.

9G. GENERAL PLAN ANNUAL PROGRESS FOR CALENDAR YEAR 2017

The attached General Plan Annual Progress Report for Calendar Year 2017 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.

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9H. AWARD OF A CONTRACT FOR THE DALE AVENUE AND CHANTICLEER ROAD TRAFFIC SIGNAL PROJECT

The construction bids for the Dale Avenue and Chanticleer Road 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 five (5) bids received, staff determined that the construction bid submitted by PTM General Engineering Services, Inc. to be the lowest responsible bid at \$144,144.00. PTM is the contractor who recently completed the new signal installation at Beach Boulevard and Village Center Drive. Staff recommends the City Council award the contract for the proposed services to PTM General Engineering Services, Inc.

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 Dale Avenue and Chanticleer Road Traffic Signal Project to PTM General Engineering Services, Inc. for the amount of \$144,144.00; and
3. Authorized the City Manager to bind the City of Stanton and PTM General Engineering Services, Inc. in a contract for the Dale Avenue and Chanticleer Road Traffic Signal Project; and
4. Authorized the City Manager to approve contract changes, not to exceed 10-percent.

9I. ACCEPTANCE OF THE THUNDERBIRD LANE SEWER AND STREET IMPROVEMENT PROJECT BY THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA

The Thunderbird Lane Sewer and Street Improvement Project has been completed in accordance with the plans and specifications. The final construction cost for the project was \$566,433.77. The City Engineer, in his judgment, certifies that the work was satisfactorily completed as of February 15, 2018 and recommends that the City Council accept the completed work performed on this project.

The construction contract for the Thunderbird Lane Sewer and Street Improvement Project is for \$517,700.00. Change orders approved at staff level did not exceed the 10% maximum authorized at the time of award; at 9.41%. Additional costs aroused in the final stages of the project in the total of \$64,942.17. The change order was due to unforeseen conditions and additional quantities for asphalt restoration.

1. The City Council declared this project categorically exempt under the California Environmental Quality Act, Class 1, and Section 15301c; and
2. Accepted the completion of improvements for the Thunderbird Lane Sewer and Street Improvement Project, as certified by the City Engineer, and affixed the date of February 15, 2018 as the date of completion of all work on this project; and

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3. Approved the final construction contract amount of \$566,433.77 with Beador Construction Company, Inc.; and
4. Directed the City Clerk within ten (10) days from the date of acceptance to file the Notice of Completion with the County Recorder of the County of Orange; and
5. 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 Beador Construction Company, Inc. in the amount of \$28,321.69.

9J. LICENSE AGREEMENT BETWEEN SOUTHERN CALIFORNIA EDISON COMPANY AND THE CITY OF STANTON FOR STANTON PARK

In order to continue the License Agreement for Stanton Park (Assessor's Parcel Numbers 131-091-19 and 131-091-29), between Southern California Edison and the City of Stanton, it is necessary to approve the agreement for a term of 5 (five) years commencing July 1, 2018 and ending on June 30, 2023.

The City will pay Southern California Edison Company the sum of Five Thousand Seven hundred and Eighty Five 58/100 Dollars (\$5,785.58) for the term of the contract.

1. The City Council declared that the project is exempt from the California Environmental Quality Act ("CEQA") under Section 15061(b)(3) as the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA; and
2. Approved the Agreement: 9.1976 Stanton Park between Southern California Edison and the City of Stanton in order to continue leasing Assessor's Parcel Numbers 131-091-19 and 131-091-29 (Stanton Park) for a five (5) year period commencing July 1, 2018 and ending June 30, 2023; and
3. Authorized the City Manager to sign Agreement: 9.1976 Stanton Park between Southern California Edison and the City of Stanton.

END OF CONSENT CALENDAR

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10. PUBLIC HEARINGS

10A. FISCAL YEARS 2018-2019 & 2019-2020 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION FOR FUNDING

On December 7, 2017, the Orange County Community Resources Department released a Request for Proposals (RFP) for Fiscal Years 2018-2019 & 2019-2020 Community Development Block Grant projects related to housing rehabilitation projects. In response to the RFP, staff is proposing to reinstate the housing rehabilitation grant programs. As part of the application process, the City Council must review and authorize the application submittals and conduct a public hearing.

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: Warren/Ethans
Motion unanimously carried by the following vote:

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

1. The City Council conducted a public hearing; and
2. 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; and
3. Reviewed and approved the proposed project and funding for the Fiscal Years 2018-2019 & 2019-2020 Community Development Block Grant Program; and
4. Directed staff to submit fiscal years 2018-2019 & 2019-2020 Community Development Block Grant application package to the County of Orange Community Resources Department; and
5. Approved Resolution No. 2018-08 authorizing the City Manager to execute the agreement, contract and other documents required by the Orange County Community Resources Department for participation in the CDBG program on behalf of the City Council, entitled:

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"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION AND THE EXECUTION OF A GRANT AGREEMENT AND ANY AMENDMENTS THERETO TO SECURE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FROM THE ORANGE COUNTY COMMUNITY RESOURCES DEPARTMENT."

11. UNFINISHED BUSINESS

11A. APPROVAL OF ORDINANCE NO. 1076

This Ordinance was introduced at the regular City Council meeting of February 13, 2018.

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

Motion/Second: Donahue/Ethans

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

Motion unanimously carried:

1. The City Clerk read the title of Ordinance No. 1076, entitled:

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA AMENDING SECTION 2.56.075 OF THE MUNICIPAL CODE PERTAINING TO LOCAL VENDOR PREFERENCES"; and

2. The City Council find that this Ordinance is exempt from the California Environmental Quality Act ("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. Adopted Ordinance No. 1076.

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11B. APPROVAL OF ORDINANCE NO. 1077

This Ordinance was introduced at the regular City Council meeting of February 13, 2018.

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

Motion/Second: Ramirez/Warren

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

Motion unanimously carried:

1. The City Clerk read the title of Ordinance No. 1077, entitled:

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, MAKING FINDINGS THAT THE DEVELOPMENT AT 8232 LAMPSON AVENUE IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF STANTON AND STANTONLAMPSON 2017, LLC FOR CERTAIN REAL PROPERTY LOCATED AT 8232 LAMPSON AVENUE, WITHIN THE CITY OF STANTON PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 65864 ET SEQ."; and

2. The City Council find that this Ordinance is exempt from the California Environmental Quality Act ("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. Adopted Ordinance No. 1077.

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12. NEW BUSINESS

12A. ASSISTANT CITY MANAGER EMPLOYMENT AGREEMENT

For consideration is the employment agreement with Stephen M. Parker for Assistant City Manager.

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

Motion/Second: Ramirez/Warren

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 City Manager to execute the employment agreement on behalf of the City with Mr. Stephen M. Parker.

13. ORAL COMMUNICATIONS – PUBLIC

Mr. Jon Dumitri, Orange County Fire Authority (OCFA) Employee, spoke regarding the OCFA's intention to downsize the 9-1-1 Center, which could potentially jeopardize public safety and requests the City Council's support and also asks that the City contact the Association of California Cities and other organizations and lobby on their behalf to not downsize the 9-1-1 Center.

14. WRITTEN COMMUNICATIONS None.

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

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

- Council Member Warren reported on her attendance at the Orange County Fire Authority's Best and Bravest Awards Dinner, which was held on February 23, 2018.
- Mayor Pro Tem Ramirez reported on his attendance at an Orange County Cities Roundtable, hosted by Orange County Supervisor Michelle Steel.
- Mayor Shawver reported on his meeting with Farmers & Merchants Bank.
- Mayor Shawver reported on the Cypress College Foundation Americana Awards recipients Ms. Frances Daigle and Mr. Clifford Ronnenberg.

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

- Council Member Warren requested to agendaize discussion regarding the acquisition of an abandoned section of road in Stanton for historical preservation.
- Council Member Ethans requested an update on the preservation efforts of the Bauman's Market site.
- Mayor Pro Tem Ramirez requested to agendaize discussion regarding fines/reward pertaining to the use of illegal fireworks.

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

Currently Scheduled:

- None.

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

None.

DRAFT

17. ITEMS FROM CITY MANAGER/EXECUTIVE DIRECTOR

- City Manager James A. Box provided the City Council with an update pertaining to the Orange County Fire Authority's Fire Division Chief recruitment process.

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: Shawver/ Motion carried at 7:15 p.m.

MAYOR/CHAIRMAN

ATTEST:

CITY CLERK/SECRETARY

DRAFT

MINUTES OF THE CITY COUNCIL OF THE CITY OF STANTON SPECIAL MEETING JUNE 29, 2018

1. CALL TO ORDER / CLOSED SESSION

The meeting was called to order at 9:00 a.m. by Mayor Pro Tem Ramirez.

2. ROLL CALL

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

Absent: Mayor Shawver.

Excused: None.

3. PLEDGE OF ALLEGIANCE

Led by Mayor Pro Tem Ramirez.

4. PUBLIC COMMENT ON CLOSED SESSION ITEMS None.

5. CLOSED SESSION

The members of the Stanton City Council of the City of Stanton proceeded to closed session at 9:00 a.m. for discussion regarding:

5A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Pursuant to Government Code Section 54957.6)

Title: City Manager

Mayor Shawver arrived at 9:04 a.m.

Council Member Ethans departed at 10:00 a.m.

The City Attorney reported that the Stanton City Council met in closed session from 9:00 a.m. to 10:38 a.m.

The City Attorney reported that there was no reportable action.

DRAFT

6. **ADJOURNMENT** Motion/Second: Shawver/
Motion carried at 10:38 a.m.

MAYOR

ATTEST:

CITY CLERK



1400 K Street, Suite 400 • Sacramento,
California 95814
Phone: 916.658.8200 Fax: 916.658.8240
www.cacities.org

Council Action Advised by July 31, 2018

May 17, 2018

TO: Mayors, City Managers and City Clerks

**RE: DESIGNATION OF VOTING DELEGATES AND ALTERNATES
League of California Cities Annual Conference – September 12 - 14, Long Beach**

The League's 2018 Annual Conference is scheduled for September 12 – 14 in Long Beach. An important part of the Annual Conference is the Annual Business Meeting (during General Assembly), scheduled for 12:30 p.m. on Friday, September 14, at the Long Beach Convention Center. At this meeting, the League membership considers and takes action on resolutions that establish League policy.

In order to vote at the Annual Business Meeting, your city council must designate a voting delegate. Your city may also appoint up to two alternate voting delegates, one of whom may vote in the event that the designated voting delegate is unable to serve in that capacity.

Please complete the attached Voting Delegate form and return it to the League's office no later than Friday, August 31, 2018. This will allow us time to establish voting delegate/alternate records prior to the conference.

Please note the following procedures are intended to ensure the integrity of the voting process at the Annual Business Meeting.

- **Action by Council Required.** Consistent with League bylaws, a city's voting delegate and up to two alternates must be designated by the city council. When completing the attached Voting Delegate form, please attach either a copy of the council resolution that reflects the council action taken, or have your city clerk or mayor sign the form affirming that the names provided are those selected by the city council. Please note that designating the voting delegate and alternates must be done by city council action and cannot be accomplished by individual action of the mayor or city manager alone.
- **Conference Registration Required.** The voting delegate and alternates must be registered to attend the conference. They need not register for the entire conference; they may register for Friday only. To register for the conference, please go to our website: www.cacities.org. In order to cast a vote, at least one voter must be present at the

Business Meeting and in possession of the voting delegate card. Voting delegates and alternates need to pick up their conference badges before signing in and picking up the voting delegate card at the Voting Delegate Desk. This will enable them to receive the special sticker on their name badges that will admit them into the voting area during the Business Meeting.

- **Transferring Voting Card to Non-Designated Individuals Not Allowed.** The voting delegate card may be transferred freely between the voting delegate and alternates, but *only* between the voting delegate and alternates. If the voting delegate and alternates find themselves unable to attend the Business Meeting, they may *not* transfer the voting card to another city official.
- **Seating Protocol during General Assembly.** At the Business Meeting, individuals with the voting card will sit in a separate area. Admission to this area will be limited to those individuals with a special sticker on their name badge identifying them as a voting delegate or alternate. If the voting delegate and alternates wish to sit together, they must sign in at the Voting Delegate Desk and obtain the special sticker on their badges.

The Voting Delegate Desk, located in the conference registration area of the Sacramento Convention Center, will be open at the following times: Wednesday, September 12, 8:00 a.m. – 6:00 p.m.; Thursday, September 13, 7:00 a.m. – 4:00 p.m.; and Friday, September 14, 7:30 a.m. – 11:30 a.m.. The Voting Delegate Desk will also be open at the Business Meeting on Friday, but will be closed during roll calls and voting.

The voting procedures that will be used at the conference are attached to this memo. Please share these procedures and this memo with your council and especially with the individuals that your council designates as your city's voting delegate and alternates.

Once again, thank you for completing the voting delegate and alternate form and returning it to the League's office by Friday, August 31. If you have questions, please call Kayla Curry at (916) 658-8254.

Attachments:

- Annual Conference Voting Procedures
- Voting Delegate/Alternate Form

Annual Conference Voting Procedures

1. **One City One Vote.** Each member city has a right to cast one vote on matters pertaining to League policy.
2. **Designating a City Voting Representative.** Prior to the Annual Conference, each city council may designate a voting delegate and up to two alternates; these individuals are identified on the Voting Delegate Form provided to the League Credentials Committee.
3. **Registering with the Credentials Committee.** The voting delegate, or alternates, may pick up the city's voting card at the Voting Delegate Desk in the conference registration area. Voting delegates and alternates must sign in at the Voting Delegate Desk. Here they will receive a special sticker on their name badge and thus be admitted to the voting area at the Business Meeting.
4. **Signing Initiated Resolution Petitions.** Only those individuals who are voting delegates (or alternates), and who have picked up their city's voting card by providing a signature to the Credentials Committee at the Voting Delegate Desk, may sign petitions to initiate a resolution.
5. **Voting.** To cast the city's vote, a city official must have in his or her possession the city's voting card and be registered with the Credentials Committee. The voting card may be transferred freely between the voting delegate and alternates, but may not be transferred to another city official who is neither a voting delegate or alternate.
6. **Voting Area at Business Meeting.** At the Business Meeting, individuals with a voting card will sit in a designated area. Admission will be limited to those individuals with a special sticker on their name badge identifying them as a voting delegate or alternate.
7. **Resolving Disputes.** In case of dispute, the Credentials Committee will determine the validity of signatures on petitioned resolutions and the right of a city official to vote at the Business Meeting.

CITY OF STANTON

REPORT TO THE CITY COUNCIL

TO: Honorable Mayor and City Council

DATE: July 10, 2018

SUBJECT: AUTHORIZATION FOR THE CITY MANAGER TO EXECUTE A GRANT OF EASEMENT AT 10502 ROSE STREET TO SOUTHERN CALIFORNIA EDISON FOR ELECTRICAL SYSTEMS

REPORT IN BRIEF:

The city-initiated widening of Cerritos Avenue from Rose Street to Flower Avenue will require several Southern California Edison (SCE) poles to be relocated. One of the relocated poles will need a new overhead easement for the supporting guy wire. A Grant of Easement to SCE for the Redevelopment Agency-owned property at 10502 Rose Street has been prepared by SCE for the Agency to approve.

RECOMMENDED ACTION:

1. City Council declare 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. Authorize the City Manager to execute a Grant of Easement to SCE for the maintenance of electrical facilities above 10502 Rose Street.

BACKGROUND:

Southern California Edison currently owns and operates electrical transmission mains along Cerritos Avenue. The Cerritos Widening Improvement Project consists of widening the south portion of Cerritos Avenue from Rose Street to Flower Avenue that has yet to be developed. This project will construct ramps and sidewalk that are to code. SCE will be forced to relocate existing facilities 5 feet from the right-of-way as is the standard throughout our city. One of the SCE poles will need an overhead 5.00 foot wide easement due to the design and load carried by that pole. As such a Grant of Easement needs to be given by the property owner (RDA) to SCE for the location of the new facilities.

ANALYSIS/JUSTIFICATION:

SCE requires a grant of easement in order to relocate wiring above 10502 Rose Street.

FISCAL IMPACT:

None.

ENVIRONMENTAL IMPACT:

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

PUBLIC NOTIFICATION:

Notifications through normal agenda process.


STRATEGIC PLAN OBJECTIVE ADDRESSED:

3 - Provide a quality infrastructure.


Prepared by:


Giovani Santamaria
Engineering Intern

Reviewed by:


Allan Rigg, PE AICP
Public Works Director

Approved by:


James A. Box
City Manager

ATTACHMENTS:

- 1) Request for easement for SCE from Spectrum Land Services
- 2) Grant of Easement



June 7, 2018

City of Stanton
Allan Riggs
7800 Katella Avenue
Stanton, CA 90680

10502 Rose Street

Edison Project Location ~~7861 Corral Avenue~~ – Stanton
Edison Work Order TD1280816

Thank you!

Dear Allan,

Southern California Edison has retained Spectrum Land Services to acquire rights of way for installation of Edison's electric distribution facilities. Edison has been requested to furnish electric service to the above referenced project location.

You will find enclosed an original and one copy of a Grant of Easement. Please have the original Grant of Easement executed by the appropriate Grantor(s), have the signatures notarized by a notary public, and return the document to my attention. Please note that the notary public must spell out each name exactly as they appear on each signature line and the notary stamps must be clear and legible to be accepted for recording by the County Recorder's Office. The copy of the easement is for your files.

Please be advised that failure to promptly return the signed and properly notarized easement to this office will delay the scheduling of the facility installations.

Thank you for your cooperation in this matter. If you have any questions, or need additional information, please call me at (714) 568-1800 ext. 236 or email me at LSolis@spectrumland.com.

Sincerely,

Lisa R. Solís

Enclosures

RECORDING REQUESTED BY



SOUTHERN CALIFORNIA
EDISON

An EDISON INTERNATIONAL Company

WHEN RECORDED MAIL TO

SOUTHERN CALIFORNIA EDISON COMPANY

2 INNOVATION WAY, 2ND FLOOR
POMONA, CA 91768

Attn: Title and Valuation

SPACE ABOVE THIS LINE FOR RECORDER'S USE

SCE Doc. No.

**GRANT OF
EASEMENT**

DOCUMENTARY TRANSFER TAX \$ <u>NONE</u> VALUE AND CONSIDERATION LESS THAN \$100.00)	DISTRICT Fullerton	SERVICE ORDER TD1280816	SERIAL NO.	MAP SIZE
SCE Company SIG. OF DECLARANT OR AGENT DETERMINING TAX FIRM NAME	FIM 52-8C APN 079-334-19	APPROVED: REAL PROPERTIES DEPARTMENT	BY SLS/GB	DATE 6/4/18

CITY OF STANTON, a Municipal Corporation of the State of California (hereinafter referred to as "Grantor"), hereby grants to SOUTHERN CALIFORNIA EDISON COMPANY, a corporation, its successors and assigns (hereinafter referred to as "Grantee"), an easement and right of way to construct, use, maintain, operate, alter, add to, repair, replace, reconstruct, inspect and remove at any time and from time to time overhead electrical supply systems and communication systems (hereinafter referred to as "systems"), consisting of poles, guy wires and anchors, crossarms, wires and other appurtenant fixtures and/or equipment necessary or useful, for distributing electrical energy and for transmitting intelligence, data and/or communications (eg. through fiber optic cable), in, on, over, along and across that certain real property in the County of Orange, State of California, described as follows:

A 5.00 FOOT WIDE STRIP OF LAND LYING WITHIN LOT 12, BLOCK 12, STANTON TOWNSITE, AS PER MAP FILED IN BOOK 8, PAGE 11 OF MISCELLANEOUS MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, THE CENTERLINE OF SAID STRIP IS DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE EASTERLY LINE OF SAID LOT 12 WITH THE SOUTHERLY LINE OF CERRITOS AVENUE, 80.00 FEET WIDE; THENCE ALONG SAID SOUTHERLY LINE, NORTH 89°47'00" WEST 11.00 FEET TO THE **TRUE POINT OF BEGINNING**; THENCE SOUTH 20°06'38" EAST 31.99 FEET TO THE SOUTHEASTERLY CORNER OF SAID LOT 12.

THE SIDELINES OF SAID STRIP ARE TO BE PROLONGED OR SHORTENED TO TERMINATE NORTHWESTERLY IN SAID SOUTHERLY LINE AND SOUTHEASTERLY IN THE EASTERLY AND SOUTHERLY LINES OF SAID LOT 12.

This legal description was prepared pursuant to Sec. 8730(c) of the Business & Professions Code.

Grantor further grants, bargains, sells and conveys unto the Grantee the right of assignment, in whole or in part, to others, without limitation, and the right to apportion or divide in whatever manner Grantee deems desirable, any one or more, or all, of the easements and rights, including but not limited to all rights of access and ingress and egress granted to the Grantee by this Grant of Easement.

Grantor hereby also grants to Grantee, its successors and assigns, and its and their contractors, agents and employees, the right of free access to said systems and every part thereof, at all times, for the purpose of exercising the rights herein granted, and the right to clear and to keep clear the above described real property, free from explosives, buildings, equipment, brush, combustible material and any and all other obstructions of any kind, and the right to trim or remove any tree or shrub which, in the opinion of Grantee, may endanger said systems, or any part thereof, or interfere with the exercise of the rights herein granted.

EXECUTED this _____ day of _____, 20_____.

GRANTOR

CITY OF STANTON, a Municipal Corporation of the
State of California

Signature

Print Name

Title

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of _____)

County of _____)

On _____ before me, _____, Notary Public, personally appeared

_____, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____ (Seal)

EXECUTED this _____ day of _____, 20_____.

GRANTEE

SOUTHERN CALIFORNIA EDISON COMPANY, a
corporation

Signature

Print Name

Title

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of _____)

County of _____)

On _____ before me, _____, Notary Public, personally appeared

_____, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____ (Seal)

THIS MAP WAS PREPARED FOR ORANGE COUNTY ASSESSOR DEPT. PURPOSES ONLY. THE ASSESSOR MAKES NO GUARANTEE AS TO ITS ACCURACY NOR ASSUMES ANY LIABILITY FOR OTHER USES. NOT TO BE REPRODUCED. ALL RIGHTS RESERVED. © COPYRIGHT ORANGE COUNTY ASSESSOR 2003

126-42

126-43

126-56

1" = 100'

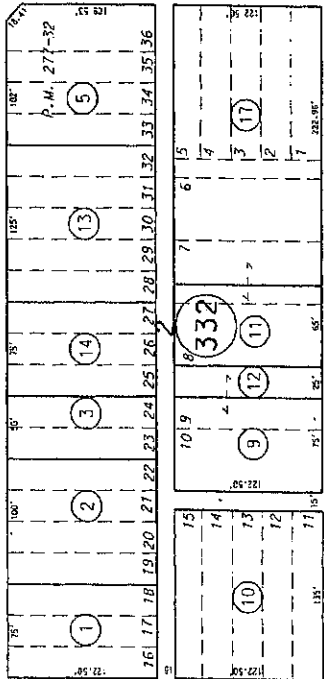
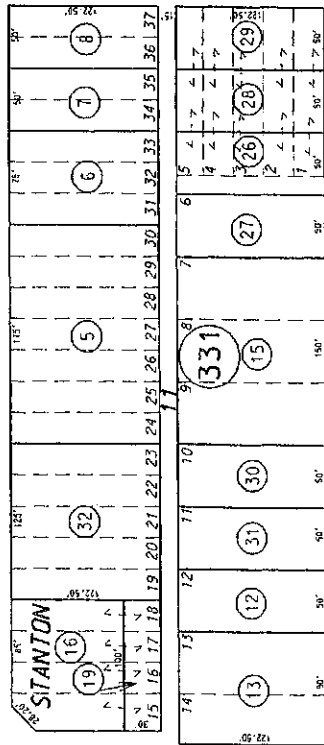
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E 1/4 SEC. COR.
23-4-11

BEACH

BLVD.

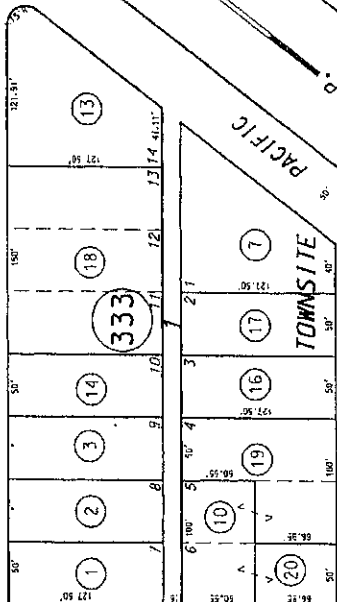
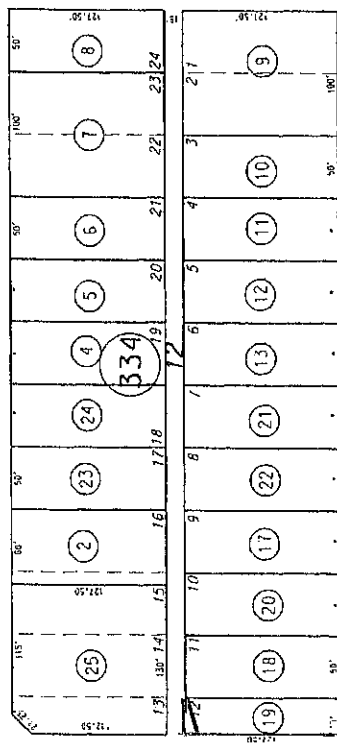
(STANTON)



FLOWER

AVENUE

STREET



CERRITOS

MAIN

ROSE

AVENUE

STREET

SANDWICH WAY

93

MARCH 1951

STANTON TOWNSITE M.M. 8-11

NOTE - ASSESSOR'S BLOCK & PARCEL NUMBERS SHOWN IN CIRCLES
ASSESSOR'S MAP BOOK 079 PAGE 33 COUNTY OF ORANGE

CITY OF STANTON

REPORT TO THE CITY COUNCIL

TO: Honorable Mayor and Members of the City Council

DATE: July 10, 2018

SUBJECT: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, AMENDING CHAPTER 14 OF THE STANTON MUNICIPAL CODE BY ADDING SECTION 14.04.075 RELATING TO PROHIBITING SMOKING IN CITY PARKS

REPORT IN BRIEF:

The Community Services Department's mission is to enhance the quality of life of residents. In that effort and in joining with hundreds of other California cities and counties, this ordinance will implement reasonable restrictions regarding the location and manner of smoking in recreational areas.

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. Introduce Ordinance No. 1081, entitled:

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, AMENDING CHAPTER 14 OF THE STANTON MUNICIPAL CODE BY ADDING SECTION 14.04.075 RELATING TO PROHIBITING SMOKING IN CITY PARKS;" and
3. Set said ordinance for second reading and adoption at the July 24, 2018 regular City Council meeting.

BACKGROUND:

The U.S. Surgeon General declared that there is no risk-free level of exposure to secondhand smoke, meaning that even small amounts of smoke have the potential to

cause disease and death. Secondhand smoke is a human carcinogen and has long term risks to persons exposed to it. These risks include asthma attacks, respiratory symptoms such as coughing and shortness of breath, and respiratory infections such as bronchitis and pneumonia. Furthermore, the California Air Resource Board named secondhand smoke as a toxic air contaminant. About 4 in 10 nonsmokers in the U.S. continue to be exposed to secondhand smoke, with 54% of children (aged 3-11 years) and 47% of youth (aged 12-19) exposed to secondhand smoke.

Additionally, tobacco litter makes up almost 34% of all litter in outdoor recreation areas. Cigarette butts are the most littered item in the world and are not biodegradable. Cigarettes contain more than 7,000 chemicals, including arsenic and formaldehyde, which can leach into the environment and contaminate water. They pose a risk starting fires and threatening the safety of parks and residents.

In 2003, California passed a law that created smoke-free policies for playgrounds at public parks to protect children from secondhand smoke. California state law only restricts smoking within 25 feet of playgrounds, but municipalities are specifically authorized to pass stronger laws to prohibit smoking within any recreation areas. Currently, over 200 cities and counties in California have implemented a complete ban of smoking in their parks.

ANALYSIS/JUSTIFICATION:

In February of 2017, American on Track presented a proposal to the Youth Committee on making the City's parks smoke-free. The Committee continued to work with the organization to survey the public, collect tobacco litter in the parks, and develop their findings to Council.

The Committee has been discussing this item in their monthly meetings since February 2017. On June 19, 2017, the Committee adopted a motion to recommend that the City draft an ordinance that bans smoking in all parks in Stanton. The Committee reviewed data provided by America on Track including statistics on health dangers from smoking and City residents' view on smoking in parks. On May 9, 2018, the Community Services Department met with America on Track to further discuss their recommendation of proposing a Smoke-Free Parks ordinance to the City to prohibit smoking in parks and recreational facilities, and provide the recommendation to the City Attorney to draft an ordinance.

Between the months of October 2015 and April 2018, America on Track conducted 1,015 surveys throughout the City. The organization found that 95% of respondents support making all City parks smoke-free and 75% reported that smoking and/or litter is a problem at the parks. Out of the 1,015 respondents, 75% were Stanton residents and 75% reported visiting a park at least once a month, and 44% reporting at least weekly attendance. Furthermore, the organization collected 2,706 cigarette butts from all 6 of Stanton's parks within 2.5 hours.

The Committee's final decision was that encouraging proper health practices and enhancing the quality of life is the mission of the Community Services Department, and therefore it would be appropriate to ban smoking in all City parks. By passing an ordinance to create smoke-free parks, the City will take an important step to encourage healthy behaviors and make parks places where people can expect to be free from secondhand smoke.

The regulations of this ordinance are intended solely to address the smoking hazards. Doing so will further the City's interest in protecting public health, safety and general welfare by increasing the safety and health of its residents. All legal prerequisites prior to the adoption of this Ordinance have occurred.

FISCAL IMPACT:

None. Signage indicating the City's new regulation will be able to be added within the City's existing park maintenance budget.

ENVIRONMENTAL IMPACT:

Not applicable.


LEGAL REVIEW:

None.

PUBLIC NOTIFICATION:

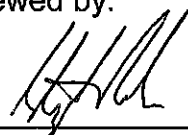
Through the normal agenda process.

Prepared by:



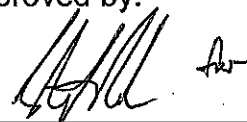
Ashley Cain
Community Services Supervisor

Reviewed by:



Stephen M. Parker
Assistant City Manager

Approved by:



James A. Box
City Manager

Attachment:

Ordinance No. 1081

ORDINANCE NO. 1081

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, AMENDING CHAPTER 14 OF THE STANTON MUNICIPAL CODE BY ADDING SECTION 14.04.075 RELATING TO PROHIBITING SMOKING IN PARKS

WHEREAS, tobacco use causes death and diseases and continues to be an urgent public health challenge; and

WHEREAS, U.S. Surgeon General has declared that there is no risk-free level of exposure to secondhand smoke; and

WHEREAS, exposure to secondhand smoke has negative health impacts, and exposure to secondhand smoke occurs at significant levels outdoors; and

WHEREAS, exposure to secondhand smoke contains toxic chemicals and causes death and disease; and

WHEREAS, tobacco-free laws have proven to be the only effective way of eliminating secondhand smoke exposure; and

WHEREAS, laws restricting electronic smoking devices use also have benefits to the public; and

WHEREAS, cigarette butts are a major and persistent source of litter and pose a health threat to young children and animals; and

WHEREAS, eliminating smoking in parks helps reduce secondhand smoke exposure, encourage tobacco-free lifestyles for residents and visitors, and reduces litter and fire risk; and

WHEREAS, subdivision (a) of Section 7597 of the California Government Code prohibits smoking in public buildings and extends the smoking ban to an outdoor area within twenty feet of a main exit, entrance, or operable window of public buildings; and

WHEREAS, subdivision (b) of Section 7597 of the California Government Code authorizes cities to enact bans on smoking that are more restrictive than those provided for in subdivision (a); and

WHEREAS, Section 104495 of the California Health & Safety Code prohibits smoking within a certain distance of playground or tot lot sandbox areas; and

WHEREAS, Section 104495 of the California Health & Safety Code authorizes cities to enact bans on smoking that are more restrictive than those provided for in Section 104995; and

WHEREAS, as of June 2016, more than 356 municipalities in California have restricted smoking in at least some recreation areas beyond state law; and

WHEREAS, the Youth Committee finds that secondhand smoke in the City has an impact on parks and recreational facilities; and

WHEREAS, the Youth Committee finds that the safety and health of the general public is promoted by recognizing the danger of secondhand smoke and prohibits smoking tobacco products within parks and recreation facilities; and

WHEREAS, prohibiting smoking in the City's parks and adjacent public areas will ensure that outdoor spaces are more conducive to healthy living and promote a healthier environment.

THE CITY COUNCIL OF THE CITY OF STANTON DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. The City Council hereby finds that the fact, findings and conclusions set forth above are true and correct.

SECTION 2. Section 14.04.075. The City Council hereby adds Section 14.04.075 to Chapter 14.04 of Title 14 of the City of Stanton Municipal Code to read as follows:

"Section 14.04.075 Smoking prohibited.

A. Purpose. The purpose of this section is to prohibit the smoking of tobacco products and other substances within the boundaries of any public park, playground, and outdoor recreational area.

B. Definitions.

"Electronic Smoking Device" means an electronic and/or battery-operated device that can be used to deliver an inhaled dose of nicotine, or any other substance, including any component, part, or accessory of such a device, whether or not sold separately. "Electronic Smoking Device" includes any such device, whether manufactured, distributed, marketed, or sold as an electronic cigarette, an electronic cigar, an electronic cigarillo, an electronic pipe, an electronic hookah, or any other product name or descriptor.

"Park" means any public park or recreation or playground areas, or building or facility thereon within the City of Stanton, owned or maintained by the City as a public park or recreation or playground area, whether or not such area(s) have been formally dedicated to such purpose.

"Recreational area" means any area that is publicly or privately owned, controlled, or used by the City and open to the public for recreational purposes, regardless of any fee or age requirement, including, but not limited to, parks, picnic areas, playgrounds, gardens, athletic fields, trails, bike paths, sports facilities, skateboard parks, stadiums, and other open spaces.

"Smoke" means the gases, particles, or vapors released into the air as a result of combustion, electrical ignition, or vaporization, when the apparent or usual purpose of the combustion, electrical ignition, or vaporization is human inhalation of the byproducts, except when the combusting or vaporizing material contains no tobacco, nicotine, marijuana, cannabis, cocaine, or heroin *and* the purpose of inhalation is solely olfactory, such as, for example, smoke from incense. The term "Smoke" includes, but is not limited to, tobacco smoke, Electronic Smoking Device vapors, marijuana or cannabis smoke, crack cocaine or heroin smoke.

"Smoking" means the release of gases, particles, or vapors into the air as the result of combustion electrical ignition, or vaporization and/or inhaling, exhaling, burning, or carrying any lighted, heated, or ignited cigar, cigarette, cigarillo, pipe, hookah, Electronic Smoking Device, or any plant product, including but not limited to tobacco and marijuana, intended for human inhalation.

"Tobacco Product" means:

1. Any product containing, made, or derived from tobacco or nicotine that is intended for human consumption, whether smoked, heated, chewed, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any other means, including, but not limited to cigarettes, cigars, little cigars, chewing tobacco, pipe tobacco, snuff; and
2. Any Electronic Smoking Device.
3. Notwithstanding any provision of subsections (1) and (2) to the contrary, "Tobacco Product" includes any component, part, or accessory of a Tobacco Product, whether or not sold separately. "Tobacco Product" does not include any product that has been approved by the United States Food and Drug Administration for sale as a tobacco cessation product or for other therapeutic purposes where such product is marketed and sold solely for such an approved purpose."

- C. Smoking prohibited. In addition to all places where smoking is prohibited under State or federal law, smoking shall be prohibited in all parks and recreational areas. No person shall smoke or use any tobacco product in any park or recreational area.

D. Penalties.

1. Any person who violates any provision of this section shall be guilty of an infraction pursuant to Chapter 1.10 of the Stanton Municipal Code and shall be punished by a fine not to exceed one hundred dollars.
2. The remedies provided by this section are cumulative and in addition to any other remedies available to the City at law or in equity."

SECTION 3. Severability. If any chapter, article, section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance, or the application thereof to any person, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portion of this Ordinance or its application to other persons. The City Council hereby declares that it would have adopted this Ordinance and each chapter, article, section, subsection, subdivision, sentence, clause, phrase or portion thereof, irrespective of the fact that any one or more subsections, subdivisions, sentences, clauses, phrases, or portions of the application thereof to any person, be declared invalid or unconstitutional.

SECTION 4. The City Clerk shall certify to the adoption of this Ordinance and cause same to be posted in the three (3) designated posting places within the City within fifteen (15) days after its passage.

SECTION 5. The documents and materials associated with this Ordinance that constitute the record of proceedings on which these findings are based are located at Stanton City Hall, 7800 Katella Ave., Stanton, California 90680. The City Clerk is the custodian of the record of proceedings.

SECTION 6. This ordinance shall be effective thirty days after its adoption.

[Signatures on following page]

SIGNATURE PAGE TO ORDINANCE NO. 1081

PASSED, APPROVED AND ADOPTED this 24th day of July, 2018.

DAVID J. SHAWVER, MAYOR

ATTEST:

PATRICIA VAZQUEZ, CITY CLERK

APPROVED AS TO FORM:

MATTHEW E. RICHARDSON, CITY ATTORNEY

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss.
CITY OF STANTON)

I, Patricia A. Vazquez, City Clerk of the City of Stanton, California, do hereby certify that the foregoing Ordinance No. 1081 was introduced at a regular meeting of the City Council of the City of Stanton, California, held on the 10th day of July, 2018 and was duly adopted at a regular meeting of the City Council held on the 24th day of July, 2018, by the following roll-call vote, to wit:

AYES: COUNCILMEMBERS: _____

NOES: COUNCILMEMBERS: _____

ABSENT: COUNCILMEMBERS: _____

ABSTAIN: COUNCILMEMBERS: _____

CITY CLERK, CITY OF STANTON

City Council

Item 15D

***“CITY COUNCIL INITIATED ITEM –
DISCUSSION REGARDING THE CREATION OF
AN ORDINANCE PERTAINING TO THE
PARKING OF RECREATIONAL AND
OVERSIZED VEHICLES”***

City Council Initiated Item.

(This item does not contain a staff report)

CITY OF STANTON

REPORT TO THE CITY COUNCIL

TO: Honorable Mayor and Members of the City Council

DATE: July 10, 2018

SUBJECT: STANTON HISTORICAL SOCIETY

REPORT IN BRIEF:

At the request of Mayor Shawver, this report provides information on the process of establishing a Stanton Historical Society.

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;
2. Receive and file this report.

BACKGROUND:

At the January 9, 2018 City Council meeting, Mayor Shawver requested staff research the feasibility of creating a historical society in the City of Stanton. Historical/preservation societies are defined as organizations dedicated to preserving, collecting, researching and interpreting historical information or items.

At the March 13, 2018 City Council meeting, information pertaining to other historical societies in Orange County were provided to City Council. Staff was provided direction to conduct a survey to gauge interest from the community regarding the creation and participation in a historical society.

ANALYSIS/JUSTIFICATION:

On April 18, 2018, a survey was launched and was live for over 9 weeks until June 21, 2018. The survey included the following questions:

- Would you be willing to donate items/artifacts/photos if they are deemed to be historically relevant?
- If you have specific items/artifacts/photos in mind, please list them in the space below.
- How much time would you be willing to volunteer monthly?
- If a historical society is formed, would you be interested in being one of its leaders?

City staff advertised the survey on the City's official website and social media channels, including Facebook, Instagram and Twitter, with over 3,000 collective users, the Summer 2018 edition of the Community News and Activities guide which is distributed to 17,200 residences, and the May and June editions of the City Manager's online newsletter, which is delivered to almost 500 residents.

To further promote the survey, a Facebook ad campaign was launched on April 18, 2018 and ran for 58 days, ending on June 21, 2018. During the ad's run time, 11,643 people were reached. Of those 11,643 people, 496 clicks on the survey link were recorded.

During the time the survey was active, a total of 12 responses from residents were received. The results from the survey are as follows:

- Nine said they were willing to donate items that could be deemed historically significant with old photographs being most often cited as what could be donated.
- Four residents indicated they would be willing to donate 0-4 hours a month to help operate a potential historical society. Seven residents indicated they would be willing to donate 5-10 hours per month, while one indicated they would be willing to donate 11-15 per month.
- Eight residents indicated they would be willing to serve as leaders on a potential Historical Society committee, while four indicated they would not be interested.

Looking at the information gathered, 0.03% of the City's population filled out and submitted a survey indicating interest. Also, the maximum number of hours prospective volunteers indicated they would be willing to donate toward maintaining a potential historical society is 101 hours per month. It was estimated by a volunteer for the Costa Mesa Historical Society that it takes 6,000 hours a month to preserve their museum, so the aforementioned 101 hours a month from potential Stanton volunteers falls well short of that recommendation.

Based on the number of responses received from the online survey as compared to the number of people reached, there appears to be minimal support for the pursuit of the creation and operation of a Stanton Historical Society. If residents or other parties identify an interest in establishing a historical society, the staff report provided on March 8, 2018 provides a number of suggested starting-off points for volunteers to consider.

FISCAL IMPACT:

None currently. This would be a volunteer-driven program.

ENVIRONMENTAL IMPACT:

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

LEGAL REVIEW:

None.

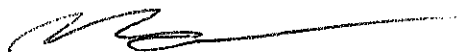
PUBLIC NOTIFICATION:

Through the normal agenda posting process.

STRATEGIC PLAN COMPONENT ADDRESSED:

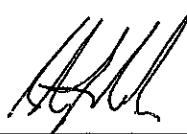
This item could be included in Strategic Plan Goal #5: Provide a High Quality of Life.

Prepared by:



Matthew Peralta
Department Assistant/Communications

Reviewed by:



Stephen M. Parker
Assistant City Manager

Approved by:



James A. Box
City Manager

Attachment:

March 8, 2018 Historical Society Staff Report