

MINUTES OF THE CITY COUNCIL OF THE CITY OF STANTON
REGULAR MEETING MARCH 13, 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: 5

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 / REGULAR CITY COUNCIL MEETING

The meeting was called to order at 6:32 p.m. by Mayor 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.

6. PLEDGE OF ALLEGIANCE

Led by Lieutenant Nate L. Wilson, Orange County Sheriff's Department.

7. SPECIAL PRESENTATIONS AND AWARDS

- Dr. Frank Donavan, Magnolia School District Superintendent and Ms. Dawn R. Breese, Principal presented the City with a certificate of appreciation expressing their gratitude to the City for its generosity to the young scholars, their families, and faculty/staff of Robert M. Pyles Elementary School and for the City's support of the Robert M. Pyles STEM Academy.
- Dr. Frank Donavan, Magnolia School District Superintendent and Ms. Dawn R. Breese, Principal presented the City with a letter of appreciation, expressing their gratitude to Mr. Allan Rigg, Public Works Director / City Engineer, the City Council, and the City for its generous support and efforts in improving safety in their neighboring streets and parking areas.
- Lieutenant Sean A. Howell, Orange County Sheriff's Department, introduced the City's new Chief of Police Lieutenant Nate L. Wilson to the City Council.
 - Lieutenant Nate L. Wilson made a brief introduction about himself to the City Council.

8. CONSENT CALENDAR

Mayor Shawver requested to pull item 8D from the Consent Calendar for separate discussion.

Motion/Second: Ethans/Warren

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

8A. 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.

8B. APPROVAL OF WARRANTS

The City Council approved demand warrants dated February 22, 2018 and March 1, 2018, in the amount of \$1,195,390.38.

8C. PARTICIPATION IN THE BEACH BOULEVARD COALITION

A Resolution of support and authorization to participate in the Beach Boulevard Coalition.

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 Resolution No. 2018-10 authorizing participation in the Beach Boulevard Coalition.

END OF CONSENT CALENDAR

8D. APPROVAL OF CITY MANAGER AND ASSISTANT CITY MANAGER TO ADD CASH MANAGEMENT SERVICES WITH BANK OF THE WEST

Staff desires to upgrade to Positive Pay services with Bank of the West. In order to do so, Bank of the West requires the Authorization and Agreement for Cash Management Services to be approved by resolution of the City Council. The attached resolution identifies the City Manager and Assistant City Manager as employees of the City authorized to add cash management services with Bank of the West.

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

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 these items are not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378(b)(4) 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. 2018-11, entitled:

"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, APPROVING THE CITY MANAGER AND ASSISTANT CITY MANAGER TO ADD CASH MANAGEMENT SERVICES WITH BANK OF THE WEST."

9. **PUBLIC HEARINGS** None.
10. **UNFINISHED BUSINESS** None.

11. NEW BUSINESS

11A. INTRODUCTION OF ORDINANCE AUTHORIZING ADOPTION OF NEW OR INCREASED SEWER SERVICE FEES BY RESOLUTION

On March 1, 1988, the City of Stanton assumed operation and maintenance of sanitary sewer system improvements within its jurisdictional boundary under Orange County Reorganization No. 88.

To this point the City has collected a Sewer User Fee on the property tax roll in accordance with California Health and Safety Code Section 5471. Effective January 1, 2017 Section 5471 was amended to allow for adoption of new or increased service fees for sewer by resolution. This ordinance would authorize the City to collect any future fee or charges for sewer by resolution instead of by ordinance.

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

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 Council declared that the proposed ordinance is exempt from the California Environmental Quality Act ("CEQA") review under Public Resources Code section 21080(b)(8) and State CEQA Guidelines section 15273; and
2. Introduced Ordinance No. 1079 entitled:

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, AUTHORIZING ADOPTION OF NEW OR INCREASED SEWER SERVICE FEES BY RESOLUTION, AND TAKING CERTAIN OTHER ACTIONS RELATING THERETO"; and
3. Set said ordinance for adoption at the regular City Council meeting of March 27, 2018.

11B. AWARD OF CONTRACT FOR CONSTRUCTION OF THE COMMUNITY CENTER AND CIVIC CENTER ACCESSIBILITY IMPROVEMENT PROJECT TO C.S. LEGACY CONSTRUCTION, INC. BY THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA

The bids for the construction of the Community Center and Civic Center Accessibility Improvement Project were opened March 5, 2018. Based on the post-bid analysis of the four (4) bids received, staff recommends the bid submitted by C.S. Legacy Construction, Inc. to be the lowest responsive and responsible bid at \$1,179,072.

The format for the bids included a "Base Bid A" for the Community Center and Civic Center Accessibility Improvement Project, a "Base Bid B" for the Library Center Improvements and one additional item termed as "Bid Additive" for the overhead shade structures.

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

Motion/Second: Ethans/Donahue

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. Approved the plans and specifications for the construction of the Community Center and Civic Center Accessibility Improvement Project; and
3. Awarded a construction contract for the construction of the Community Center and Civic Center Accessibility Improvement Project to the lowest responsive and responsible bidder, C.S. Legacy Construction, Inc.; and
4. Authorized the City Manager to bind the City of Stanton and C.S. Legacy Construction, Inc. in a contract for the construction of the Community Center and Civic Center Accessibility Improvement Project; and
5. Authorized the City Manager to approve contract changes, not to exceed 10-percent; and
6. Directed Staff to process an easement for public Right-Of-Way purposes of the City Hall Plaza Area; and
7. Approved Budget Adjustment No. 2018-23 to appropriate \$102,082.40 to account 305-1600-710145, the City Hall Plaza Improvement account in the Capital Project Fund for this project.

12. **ORAL COMMUNICATIONS – PUBLIC** None.

13. **WRITTEN COMMUNICATIONS** None.

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

14A. **COMMITTEE REPORTS/COUNCIL/AGENCY/AUTHORITY ANNOUNCEMENTS**

- Mr. James A. Box, City Manager reported that Stanton Central Park has been selected by the California Park & Recreation Society's as a top five Parks in Orange County to visit.
- Kelly Hart, Community and Economic Development Director reported on the City's third Wake Up Stanton event, which was held on March 13, 2018.

14B. **COUNCIL/AGENCY/AUTHORITY INITIATED ITEMS FOR A FUTURE COUNCIL MEETING**

- Council Member Warren requested to agendize discussion regarding the creation of a Stanton Women of Distinction Awards Program similar to the program that Assemblywoman Sharon Quirk-Silva currently runs.
- Mayor Shawver requested to agendize discussion regarding a Stanton central transportation destination in conjunction with the Orange County Transportation Authority.
- Mayor Shawver requested to agendize discussion regarding the creation of a Mayor's Fitness Challenge similar to the program that the State Governor currently runs.

14C. **COUNCIL/AGENCY/AUTHORITY INITIATED ITEMS FOR A FUTURE STUDY SESSION**

Currently Scheduled: None.

14D. **HISTORICAL SOCIETY**

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

Staff report by Ms. Julie Roman, Community Services Director.

The City Council questioned staff regarding non-profits, board of directors, Historical Societies being completely independent of the City, City having no fiscal responsibility, City supporting this type of venture, Mills Act, staff time, community involvement, and utilizing the City's website to tally community interest.

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 the report; and
3. Directed staff to solicit community interest in the creation and participation in a Stanton Historical Society and to return to the City Council with staff findings within four months.

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

None.

16. ITEMS FROM CITY MANAGER/EXECUTIVE DIRECTOR

None.

Mr. James A. Box, City Manager pulled item 16A from the agenda for a report in brief at a future City Council meeting.

~~16A. ORANGE COUNTY FIRE AUTHORITY~~

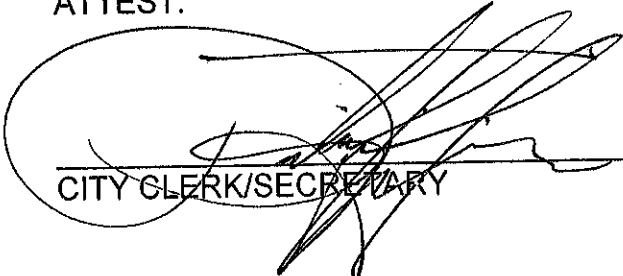
~~At this time the Orange County Fire Authority will provide the City Council with an update on their current operations.~~

- 17. ADJOURNMENT** Motion/Second: Shawver/
Motion carried at 7:33 p.m.



MAYOR/CHAIRMAN

ATTEST:



CITY CLERK/SECRETARY