

MINUTES OF THE CITY COUNCIL / SUCCESSOR AGENCY / HOUSING AUTHORITY
OF THE CITY OF STANTON
JOINT REGULAR MEETING FEBRUARY 23, 2021

1. CALL TO ORDER / CLOSED SESSION

The City Council / Successor Agency / Housing Authority meeting was called to order at 6:00 p.m. by Mayor / Chairman Shawver.

2. ROLL CALL

Present: Council/Agency/Authority Member Van, Mayor Pro Tem/Vice Chairman Taylor, and Mayor/Chairman Shawver.

Absent: None.

Excused: Council/Agency/Authority Member Ramirez and Council/Agency/Authority Member Warren.

3. PUBLIC COMMENT ON CLOSED SESSION ITEMS None.

4. CLOSED SESSION

The members of the Stanton City Council/Stanton Housing Authority of the City of Stanton proceeded to closed session at 6:01 p.m. for discussion regarding:

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

Number of Potential Cases: 1

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

The meetings were called to order at 6:31 p.m. by Mayor / Chairman Shawver.

The City Attorney / Agency Counsel reported that the Stanton City Council / Successor Agency / Housing Authority met in closed session from 6:01 to 6:23 p.m.

The City Attorney / Agency Counsel reported that there was no reportable action.

6. ROLL CALL

Present: Council/Agency/Authority Member Van, Mayor Pro Tem/Vice Chairman Taylor, and Mayor/Chairman Shawver.

Absent: None.

Excused: Council/Agency/Authority Member Ramirez and Council/Agency/Authority Member Warren.

7. PLEDGE OF ALLEGIANCE

Led by Mr. Jarad L. Hildenbrand, City Manager.

8. SPECIAL PRESENTATIONS AND AWARDS None.

City Clerk, Ms. Patricia A. Vazquez requested authority of the Mayor and City Council to hear New Business Item 12A out of order. The Mayor and City Council authorized the request.

12A. CITY COUNCIL APPOINTMENTS TO FILL FOUR VACANCIES ON THE STANTON PARKS, RECREATION AND COMMUNITY SERVICES COMMISSION FOR TERMS COINCIDING WITH THE CITY COUNCIL ELECTION

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

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

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

2. The City Council conducted interviews with the following Parks, Recreation and Community Services Commission applicants; and
 - Mr. Tien Do
 - Ms. Dezi Ledesma
 - Mr. DeWayne A. Normand
 - Ms. Nhung Bach Thuy Pham
 - Mr. John Warren

3. The City Council made appointments to fill seats #3-Ramirez, #4-Warren, #5-Van, and #6-Mayor's Appointment on the Stanton Parks, Recreation and Community Services Commission as follows:

Seat #3 (Ramirez):

Motion/Second: Shawver/Taylor

ROLL CALL VOTE:	Council Member Ramirez	EXCUSED
	Council Member Van	AYE
	Council Member Warren	EXCUSED
	Mayor Pro Tem Taylor	AYE
	Mayor Shawver	AYE

Motion unanimously carried:

Mr. John Warren was appointed to fill Seat #3 (Ramirez) on the Stanton Parks, Recreation and Community Services Commission.

Seat #4 (Warren):

Motion/Second: Taylor/Shawver

ROLL CALL VOTE:	Council Member Ramirez	EXCUSED
	Council Member Van	AYE
	Council Member Warren	EXCUSED
	Mayor Pro Tem Taylor	AYE
	Mayor Shawver	AYE

Motion unanimously carried:

Mr. DeWayne A. Normand was appointed to fill Seat #4 (Warren) on the Stanton Parks, Recreation and Community Services Commission.

Seat #5 (Van):

Motion/Second: Van/Shawver

ROLL CALL VOTE:	Council Member Ramirez	EXCUSED
	Council Member Van	AYE
	Council Member Warren	EXCUSED
	Mayor Pro Tem Taylor	AYE
	Mayor Shawver	AYE

Motion unanimously carried:

Ms. Dezi Ledesma was appointed to fill Seat #5 (Van) on the Stanton Parks, Recreation and Community Services Commission.

Seat #6 (Mayor's Appointment):

Motion/Second: Shawver/Taylor

ROLL CALL VOTE:	Council Member Ramirez	EXCUSED
	Council Member Van	AYE
	Council Member Warren	EXCUSED
	Mayor Pro Tem Taylor	AYE
	Mayor Shawver	AYE

Motion unanimously carried:

Ms. Nhung Bach Thuy Pham was appointed to fill Seat #6 (Mayor's Appointment) on the Stanton Parks, Recreation and Community Services Commission.

9. CONSENT CALENDAR

Motion/Second: Taylor/Van

ROLL CALL VOTE:	Council/Agency/Authority Member Ramirez	EXCUSED
	Council/Agency/Authority Member Van	AYE
	Council/Agency/Authority Member Warren	EXCUSED
	Mayor Pro Tem/Vice Chairman Taylor	AYE
	Mayor/Chairman Shawver	AYE

Motion unanimously carried:

CONSENT CALENDAR

9A. MOTION TO APPROVE THE READING BY TITLE OF ALL ORDINANCES AND RESOLUTIONS. SAID ORDINANCES AND RESOLUTIONS THAT APPEAR ON THE PUBLIC AGENDA SHALL BE READ BY TITLE ONLY AND FURTHER READING WAIVED

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

9B. APPROVAL OF WARRANTS

The City Council approved demand warrants dated January 29, 2021 – February 11, 2021, in the amount of \$2,116,171.27.

9C. APPROVAL OF MINUTES

1. The City Council approved Minutes of Special Meeting – February 9, 2021; and
2. The City Council/Agency/Authority Board approved Minutes of Regular Joint Meeting – February 9, 2021.

9D. DECEMBER 2020 INVESTMENT REPORT

The Investment Report as of December 31, 2020, 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 December 2020.

9E. DECEMBER 2020 GENERAL FUND REVENUE AND EXPENDITURE REPORT AND STATUS OF CAPITAL IMPROVEMENT PROGRAM

The Revenue and Expenditure Report for the month ended December 31, 2020, has been provided to the City Manager in accordance with Stanton Municipal Code Section 2.20.080 (D) and is being provided to City Council. This report includes information for both the City's General Fund and the Housing Authority Fund. In addition, staff has provided a status of the City's Capital Improvement Projects (CIP) as of December 31, 2020.

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 General Fund and Housing Authority Fund's December 2020 Revenue and Expenditure Report and Status of Capital Improvement Projects for the month ended December 31, 2020.

9F. ACCEPTANCE OF THE FY19/20 CITY BUILDINGS ABATEMENT AND DEMOLITION PROJECT BY THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA

The FY 19/20 City Buildings Abatement and Demolition Project has been completed in accordance with the plans and specifications. The final construction cost for the project was \$95,848.00. The City Engineer, in his judgment, certifies that the work was satisfactorily completed as of February 23, 2021 and recommends that the City Council accept the completed work performed on this project.

The original construction contract cost for the FY 19/20 City Buildings Abatement and Demolition Project was for \$95,848.00.

1. The City Council declared this project categorically exempt under 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. Accepted the completion of improvements for the FY 19/20 City Buildings Abatement and Demolition Project, as certified by the City Engineer, and affixed the date of February 23, 2021 as the date of completion of all work on this project; and
3. Approved the final construction contract amount of \$95,848.00 with AMPCO Contracting, 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 Directs City staff, upon expiration of the thirty-five (35) days from the filing of the "Notice of Completion," to make the retention payment to AMPCO Contracting, Inc. in the amount of \$4,792.40.

9G. RESOLUTION AUTHORIZING STAFF TO APPLY FOR THE STATEWIDE PARK DEVELOPMENT AND COMMUNITY REVITALIZATION PROGRAM GRANT FUNDS - ROUND 4

To approve and submit an application for grant funding for the Norm Ross Sports Complex Renovation Project.

1. The City Council declared that the project is exempt from California Environmental Quality Act ("CEQA") under Section 15378(b)(4) — The creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment; and
2. Approved Resolution No. 2021-05, entitled:

“RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, APPROVING THE APPLICATION FOR STATEWIDE PARK DEVELOPMENT AND COMMUNITY REVITALIZATION PROGRAM GRANT FUNDS”; and

3. Authorized the City Manager or designee to apply for subject grants.

9H. APPROVAL OF CONTRACT WITH FLOCK SAFETY

On January 26, 2021 the City Council approved the leasing of an additional 26 cameras from Flock Safety. The attached contract memorializes this approval.

1. The City Council declared this action is not a project per CEQA; and
2. Approved the contract with Flock Safety for 26 Automatic License Plate Readings cameras.

9I. APPROVE WAIVING PENALTIES FOR 2021 BUSINESS LICENSES IN RESPONSE TO THE COVID-19 CRISIS

City business licenses are valid for one calendar year (from January 1 through December 31). Each year all businesses are required to renew their business licenses annually by January 31st of the new calendar year. Businesses who had a business license in 2020 were required to submit their business license renewal form and pay their required fees by January 31, 2021. Section 5.04.350 of the City's Municipal Code assesses a 10% penalty for each month the business license fee is not paid until such fee and accumulated penalty is paid, provided that the accumulated penalty does not exceed the amount of the license fee that is due. In addition, to business license renewals, penalties are assessed for businesses that fail to obtain a business license prior to opening for business. Staff is requesting City Council approval to waive all penalty assessments for all 2021 business licenses in response to the COVID-19 pandemic.

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. Approved waiving all penalties for all 2021 business licenses.

END OF CONSENT CALENDAR

10. PUBLIC HEARINGS None.

11. UNFINISHED BUSINESS None.

12. NEW BUSINESS

This item was heard out of order.

~~**12A. CITY COUNCIL APPOINTMENTS TO FILL FOUR VACANCIES ON THE STANTON PARKS, RECREATION AND COMMUNITY SERVICES COMMISSION FOR TERMS COINCIDING WITH THE CITY COUNCIL ELECTION**~~

12B. ADOPTION OF RESOLUTION NO. 2021-04 APPROVING THE THIRD AMENDMENT TO THE AMENDED AND RESTATED EXCLUSIVE FRANCHISE AGREEMENT WITH CR&R, WHICH PROVIDES FOR CHANGES IN CART SERVICE AND CHARGES FOR RESIDENTIAL AND COMMERCIAL CUSTOMERS

On February 9, 2021 the City Council approved the addition of a recyclable cart to residential service and changes in the residential and commercial rates. This contract amendment includes these changes.

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

Motion/Second: Shawver/Taylor

ROLL CALL VOTE:	Council Member Ramirez	EXCUSED
	Council Member Van	AYE
	Council Member Warren	EXCUSED
	Mayor Pro Tem Taylor	AYE
	Mayor Shawver	AYE

Motion unanimously carried:

1. The City Council declared that the project is categorically exempt from the California Environmental Quality Act (“CEQA”) under Section 15308 – Action by regulatory agencies for protection of the environment; and
2. Adopted Resolution Number 2021-04 approving the Third Amendment to the Amended and Restated Exclusive Franchise Agreement for an Integrated Waste Management System with CR&R to provide for the Separate Collection/Disposal of Organic Materials, entitled:

“RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, APPROVING THE THIRD AMENDMENT TO THE AMENDED AND RESTATED EXCLUSIVE FRANCHISE AGREEMENT FOR AN INTEGRATED WASTE MANAGEMENT SYSTEM”.

13. ORAL COMMUNICATIONS – PUBLIC None.

14. WRITTEN COMMUNICATIONS None.

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

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

The City Council expressed their gratitude and appreciation to the applicants who have applied for the City’s open commission seats and asked that the applicants stay involved and consider participation within our city via future commission openings, special events, and City programming.

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

None.

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

None.

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

None.

17. ITEMS FROM CITY MANAGER/EXECUTIVE DIRECTOR

Mr. Jarad L. Hildenbrand, City Manager reported on the upcoming Town Center Specific Plan Phase II outreach.

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

- Captain Cruz Alday provided the City Council with an update on their current operations.

18. ADJOURNMENT in honor and memory of Mr. Rigoberto Ramirez, Sr.
Motion/Second: Shawver/
Motion carried at 8:13 p.m.

MAYOR/CHAIRMAN

ATTEST:

CITY CLERK/SECRETARY