MINUTES OF THE CITY COUNCIL / SUCCESSOR AGENCY / HOUSING AUTHORITY OF THE CITY OF STANTON JOINT REGULAR MEETING NOVEMBER 12, 2019

1. CALL TO ORDER / CLOSED SESSION

The City Council / Housing Authority meeting was called to order at 6:00 p.m. by Mayor Pro Tem/Vice Chairman Ramirez.

2. ROLL CALL

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

Absent: None.

Excused: Mayor/Chairman Shawver.

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 6:00 p.m. for discussion regarding:

4A. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Pursuant to Government Code Section 54956.8)

8830 Tina Way, Stanton, CA (APN 126-481-01) Property: 8840 Tina Way, Stanton, CA (APN 126-481-02) 8850 Tina Way, Stanton, CA (APN 126-481-03) 8860 Tina Way, Stanton, CA (APN 126-481-04) 8870 Tina Way, Stanton, CA (APN 126-481-05) 8880 Tina Way, Stanton, CA (APN 126-481-06) 8900 Tina Way, Stanton, CA (APN 126-481-08) 8910 Tina Way, Stanton, CA (APN 126-481-09) 8920 Tina Way, Stanton, CA (APN 126-481-10) 8921 Pacific Avenue, Stanton, CA (APN 126-481-21) 8961 Pacific Avenue, Stanton, CA (APN 126-481-17) 8971 Pacific Avenue, Stanton, CA (APN 126-481-16) 8890 Pacific Avenue, Stanton, CA (APN 126-482-07) 8900 Pacific Avenue, Stanton, CA (APN 126-482-08) 8960 Pacific Avenue, Stanton, CA (APN 126-482-14) Negotiating Parties: Jarad L. Hildenbrand, City Manager, City of Stanton Trachy Family Trust, Owner Steven W. Reiss Trust, Owner Jennie Trust, Owner Trang Trust. Owner Binh Ngoc Nguyen and Phuong Thi Pham, Owner Triple Star Company, LLC, Owner 8900 Tina Way, Owner Zichuan Li and Ying Zheng, Owner Binh Ngoc Nguyen and Phuong Thi Pham, Owner Sky Nauven, Owner Binh Ngoc Nguyen and Phuong Thi Pham, Owner Steven W. Reiss Trust, Owner Ngoc Trieu and Andy Pham, Owner Pacific Wu Investments, LLC, Owner David M. Cook and Daphne Chakran, Owner

Under Negotiation: Instruction to negotiator will concern price and terms of payment.

4B. 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

Mayor/Chairman Shawver arrived at 6:00 PM.

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.

6. ROLL CALL

Present: Agency Member Taylor, Agency Member Van, Agency Member Warren, Vice Chairman Ramirez, and Chairman Shawver.

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Absent: None.

Excused: None.

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PLEDGE OF ALLEGIANCE

Led by Ms. Amy Stonich, Contract City Planner.

8. SPECIAL PRESENTATIONS AND AWARDS

Mayor Shawver presented a proclamation and proclaimed November 10, 2019 through November 16, 2019 to be National Nurse Practitioner Week in the City of Stanton.

9. CONSENT CALENDAR

Council Member Warren requested to pull and table consent calendar item 9F for discussion at a future City Council meeting.

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

AYES: 5 (Ramirez, Shawver, Taylor, Van, and Warren) NOES: None ABSTAIN: None ABSENT: None

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

CONSENT CALENDAR

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

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

9B. APPROVAL OF WARRANTS

- 1. The City Council approved demand warrants dated October 16, 2019 and October 24, 2019, in the amount of \$439,249.00; and
- 2. The City Council approved demand warrants dated October 30, 2019 and November 6, 2019, in the amount of \$1,605,938.29.

9C. APPROVAL OF MINUTES

- 1. The City Council approved Minutes of Special Meeting October 8, 2019; and
- 2. The City Council/Agency/Authority Board approved Minutes of Regular Joint Meeting October 8, 2019; and
- 3. The City Council/Agency/Authority Board approved Minutes of Regular Joint Meeting October 22, 2019.

9D. CERTIFICATE OF COMPLETION FOR THE STANTON PLAZA COMMERCIAL BUILDING LOCATED AT 11382 BEACH BOULEVARD

The attached Certificate of Completion for the commercial building located in Stanton Plaza is being presented to the City Council for review and approval.

- 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. Adopted Resolution No. 2019-49 approving the Certificate of Completion for Stanton Plaza, entitled:

"A RESOLUTION OF CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA, APPROVING CERTIFICATE OF COMPLETION FOR THE STANTON PLAZA COMMERCIAL BUILDING LOCATED AT 11382 BEACH BOULEVARD". <u>ر. . . ب</u>

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9E. RESOLUTION AMENDING THE POSITION CLASSIFICATION MANUAL

The attached Resolution makes changes to the Position Classification Manual by adding the job classification of Human Resources/Risk Management Analyst, deleting the job classifications of Grants Administrator and Human Resources Specialist, revising the Assistant to the City Manager classification, converting a part-time Facilities Maintenance Worker I position to full-time and adding a full-time Maintenance Worker I position.

- 1. The City Council declared that this project 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 or procedure making; and
- 2. Adopted Resolution No. 2019-48 amending the Position Classification Manual, entitled:

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

9F. AWARD OF CONTRACT FOR PROFESSIONAL CROSSING GUARD SERVICES TO ALL CITY MANAGEMENT SERVICES BY THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA

Staff solicited Proposals to provide crossing guard services for the local Stanton schools. Two proposals were received and evaluated. Based on this qualifications-based selection process, staff recommends awarding the contract to All City Management Services. The cost for completing these services is a maximum amount of \$121,590.

RECOMMENDED ACTION:

- 1. City Council declare this project to be categorically exempt under the California Environmental Quality Act, Class 1, Section 15301 (c); and
- 2. Award a contract for professional crossing guard services to All City Management Services to provide crossing guard services for a maximum contract amount of \$121,590; and
- 3. Authorize the City Manager to bind the City of Stanton and All City Management Services in a three-year contract to provide professional crossing guard services.

9G. AUTHORIZATION TO PURCHASE TWO NEW HONDA PLUG-IN CLARITYS

The city has two 2012 Ford Escapes which function as "pool" cars for city staff. Both cars have experienced significant mechanical issues with one recently breaking down on the freeway. Staff would like to replace both cars with new Honda Hybrid Claritys. Funding for both vehicles is available from restricted funding from the South Coast Air Quality Management District (SCAQMD). ר ה

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- 1. The City Council declared that the purchase of two vehicles is not a project per the California Environmental Quality Act; and
- 2. Approved the purchase of two Honda Hybrid Claritys in the amount of \$31,274.32 each; and
- 3. Authorized the City Manager to execute the purchase of both vehicles.

END OF CONSENT CALENDAR

10. PUBLIC HEARINGS

10A. CONSIDERATION OF ORDINANCE NO. 1095 AMENDING THE MUNICIPAL CODE SECTION 1.10.020 REGARDING ADVERTISEMENTS OF ILLEGAL ACTIVITY; SECTION 9.16.020REGARDING PUBLIC NUISANCES; CHAPTER 9.48 REGARDING GRAFFITI; SECTION 9.94.010 REGARDING TRESSPASS; AND SECTION 10.08.010 REGARDING ON-STREET PARKING; AND ADDING CHAPTER 5.67 TO TITLE 5 OF THE STANTON MUNICIAL CODE RELATING TO TOBACCO RETAILER REGISTRATION

As part of a periodic review of the Stanton Municipal Code, a series of updates are recommended to address various issues throughout the city. The issues addressed in Ordinance No. 1095 include prohibiting the advertisement of unlawful activity, a Tobacco Retailer Registration program as well as updated provisions related to graffiti, trespassing and parking requirements.

Staff report by Mr. James J. Wren, Public Safety Services Director.

The public hearing was opened.

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

Motion/Second: Van/Warren

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ROLL CALL VOTE:Council Member TaylorAYECouncil Member VanAYECouncil Member WarrenAYEMayor Pro Tem RamirezAYEMayor ShawverAYE

Motion unanimously carried:

- 1. The City Council conducted a public hearing; and
- 2. Declared that the project is not subject to CEQA in accordance with Section 15061(b)(3) as the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing significant effect on the environment. Where is can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA; and
- 3. Introduced Ordinance No. 1095 including the following changes/additions: "increase feet away from any building or outdoor play area related to a school or a day care center, as defined in Health and Safety Code section 1596.76 from 300 to 500" and include the following definition/word/phrases "synthetic nicotine", entitled:

"AN ORDINANCE NO. 1095 AMENDING THE MUNICIPAL CODE SECTION 1.10.020 REGARDING ADVERTISEMENTS OF ILLEGAL ACTIVITY; SECTION 9.16.020REGARDING PUBLIC NUISANCES; CHAPTER 9.48 REGARDING GRAFFITI; SECTION 9.94.010 REGARDING TRESSPASS; AND SECTION 10.08.010 REGARDING ON-STREET PARKING; AND ADDING CHAPTER 5.67 TO TITLE 5 OF THE STANTON MUNICIAL CODE RELATING TO TOBACCO RETAILER REGISTRATION"; and

4. Set said Ordinance for adoption at the November 26, 2019 meeting.

10B. CERTIFICATION OF THE FINAL EIR FOR THE TINA-PACIFIC NEIGHBORHOOD DEVELOPMENT PLAN PROJECT, A 10.27-ACRE SITE LOCATED AT THE INTERSECTION OF MAGNOLIA AVENUE AND PACIFIC AVENUE

For the last six years, the City has been working with Related California to develop a 161-unit multi-family affordable housing development in the Tina-Pacific Neighborhood. Before City Council for consideration is the Final Environmental Impact Report (EIR) for this development plan project.

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Staff report by Ms. Amy Stonich, Contract City Planner. The public hearing was opened.

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

The City Council questioned staff regarding development phases, gardening opportunities, fencing, and requested elevations of the proposed project.

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

AYES: 5 (Ramirez, Shawver, Taylor, Van, and Warren) NOES: None ABSTAIN: None ABSENT: None

- 1. The City Council conducted a public hearing; and
- 2. Adopted Resolution No. 2019-47 A resolution certifying Environmental Impact Report (SCH#2019039134) for the Tina-Pacific Neighborhood Development Plan, entitled:

"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STANTON ADOPTING ENVIRONMENTAL FINDINGS PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT (SCH #2019039134), AND ADOPTING THE MITIGATION MONITORING AND REPORTING PROGRAM FOR THE TINA-PACIFIC NEIGHBORHOOD DEVELOPMENT PLAN PROJECT". 10C. RESOLUTION OF NECESSITY OF THE CITY COUNCIL OF THE CITY OF STANTON FOR THE ACQUISITION BY EMINENT DOMAIN, TO ACQUIRE A FEE INTEREST IN CERTAIN REAL PROPERTY GENERALLY LOCATED IN THE NORTHEAST QUADRANT OF THE CITY, TO THE WEST OF THE INTERSECTION OF MAGNOLIA AVENUE AND PACIFIC AVENUE, AND MORE SPECIFICALLY, IS A 10.27 ACRE AREA BOUNDED BY TINA WAY TO THE NORTH, MAGNOLIA AVENUE TO THE EAST, AN ALLEYWAY SOUTH OF PACIFIC TO THE SOUTH, AND SHERRILL STREET TO THE WEST, MORE PARTICULARLY DESCRIBED AS ASSESSOR PARCEL NOS. 126-481-01; 126-481-02; 126-481-03; 126-481-04; 126-481-05; 126-481-06; 126-481-08; 126-481-09; 126-481-10; 126-481-21; 126-481-17; 126-481-16; 126-482-07; 126-482-08; AND 126-482-14, FOR THE CONSTRUCTION OF A 161-UNIT MULTI-FAMILY AFFORDABLE HOUSING DEVELOPMENT, AND MAY INCLUDE A PRESCHOOL AND ADDITIONAL RECREATIONAL FACILITIES, IN THE CITY OF STANTON, ORANGE COUNTY, CALIFORNIA

The City of Stanton is considering a proposed resolution of necessity to initiate condemnation proceedings to acquire a fee interest in certain real property generally located in the northeast quadrant of the City, to the west of the intersection of Magnolia Avenue and Pacific Avenue, and more specifically, is a 10.27 acre area bounded by Tina Way to the north, Magnolia Avenue to the east, an alleyway south of Pacific to the south, and Sherrill Street to the west, more particularly described as Assessor Parcel Nos. 126-481-01; 126-481-02; 126-481-03; 126-481-04; 126-481-05; 126-481-06; 126-481-08; 126-481-09; 126-481-10; 126-481-21; 126-481-17; 126-481-16; 126-482-07; 126-482-08; and 126-482-14, for the construction of a 161-unit multi-family affordable housing development, and may include a preschool and additional recreational facilities, in Stanton, as further identified in Exhibit A attached to the Resolution of Necessity submitted herewith.

Mayor Shawver opened the hearing.

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Mayor Shawver requested that counsel explain the nature and scope of the hearing.

• Ms. Esther Lim, Best, Best & Krieger explained the nature and scope of the hearing to the City Council.

Mayor Shawver called upon the City Clerk for proof of mailing of a notice of hearing.

• Ms. Patricia A. Vazquez, City Clerk confirmed and provided for the record that a notice of this hearing had been sent to the affected property owners.

Mayor Shawver called upon staff for a report on how the real property to be acquired relates to the City's purposes.

• Ms. Amy Stonich, Contract City Planner provided the City Council with a report explain the project.

Mayor Shawver called for the City Clerk to note all written objections, protests, and requests to be heard which have been filed, received, read and considered.

• Ms. Patricia A. Vazquez, City Clerk reported that the City received one written objection and one notice on intent to attend the hearing.

Mayor Shawver called upon all persons with an interest in the property who wished to be heard.

There were no interested persons in attendance.

Mayor Shawver called upon all other persons who wished to be heard.

• There were no interested persons in attendance.

Mayor Shawver closed the hearing.

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

AYES: 5 (Ramirez, Shawver, Taylor, Van, and Warren) NOES: None ABSTAIN: None ABSENT: None

- 1. The City Council conducted a public hearing; and
- 2. Declared that the action is a project exempt from the California Environmental Quality Act ("CEQA") under sections 15060(c)(3) and 15378(b); and
- 3. Approved Resolution No. 2019-50, making certain findings pursuant section 37350.5 of the California Government Code, adopting the resolution of necessity to initiate condemnation proceedings to acquire a fee interest in certain real property generally located in the northeast quadrant of the City, to the west of the intersection of Magnolia Avenue and Pacific Avenue, and more specifically, is a 10.27 acre site bounded by Tina way to the north, Magnolia Avenue to the east, an alleyway south of Pacific to the south, and Sherrill Street to the west, more particularly described as Assessor Parcel Nos. 126-481-01; 126-481-02; 126-481-03; 126-481-04; 126-481-05; 126-481-06; 126-481-08; 126-481-09; 126-481-10; 126-481-21; 126-481-17; 126-481-16; 126-482-07; 126-482-08; and 126-482-14, for the construction of a 161-unit multi-family affordable housing development, and may also include a preschool and additional recreational facilities, in the City of Stanton, California, entitled:

"RESOLUTION OF NECESSITY OF THE CITY COUNCIL OF THE CITY OF STANTON FOR THE ACQUISITION BY EMINENT

DOMAIN OF A FEE INTEREST IN CERTAIN REAL PROPERTY GENERALLY LOCATED IN THE NORTHEAST QUADRANT OF THE CITY, TO THE WEST OF THE INTERSECTION OF MAGNOLIA AVENUE AND PACIFIC AVENUE, AND MORE SPECIFICALLY, THE 10.27 ACRE AREA BOUNDED BY TINA WAY TO THE NORTH, MAGNOLIA AVENUE TO THE EAST, AN ALLEYWAY SOUTH OF PACIFIC TO THE SOUTH, AND SHERRILL STREET TO THE WEST, MORE PARTICULARLY DESCRIBED AS ASSESSOR PARCEL NOS. 126-481-01; 126-481-02; 126-481-03; 126-481-04; 126-481-05; 126-481-06; 126-481-08; 126-481-09; 126-481-10; 126-481-21; 126-481-17; 126-481-16; 126-482-07; 126-482-08; 126-482-14, FOR THE CONSTRUCTION OF A 161-UNIT MULTI-FAMILY AFFORDABLE HOUSING DEVELOPMENT, AND MAY INCLUDE A PRESCHOOL AND ADDITIONAL RECREATIONAL FACILITIES, IN THE CITY OF STANTON, ORANGE COUNTY, CALIFORNIA"; and

4. Authorized legal counsel to initiate eminent domain proceedings to acquire the property described herein, as necessary for the Project, as detailed in the resolution.

11. UNFINISHED BUSINESS

11A. APPROVAL OF ORDINANCE NO. 1094

This Ordinance was introduced at the regular City Council meeting of October 22, 2019.

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

Motion/Second: Taylor/Van

Council Member Taylor	AYE
Council Member Van	AYE
Council Member Warren	AYE
Mayor Pro Tem Ramirez	AYE
Mayor Shawver	AYE
	Council Member Van Council Member Warren Mayor Pro Tem Ramirez

Motion unanimously carried:

1. The City Clerk read the title of Ordinance No. 1094, entitled:

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF STANTON, CALIFORNIA AMENDING DIVISION I OF TITLE 16 OF THE STANTON MUNICIPAL CODE PERTAINING TO THE ADOPTION OF THE 2019 EDITION OF THE CALIFORNIA BUILDING STANDARDS CODE, CONSISTING OF THE CALIFORNIA BUILDING CODE, THE CALIFORNIA RESIDENTIAL CODE, THE CALIFORNIA PLUMBING CODE, THE CALIFORNIA MECHANICAL CODE, THE CALIFORNIA ELECTRICAL CODE, THE CALIFORNIA FIRE CODE, THE CALIFORNIA ADMINISTRATIVE CODE, THE CALIFORNIA GREEN BUILDING STANDARDS CODE, THE CALIFORNIA EXISTING BUILDING CODE, THE CALIFORNIA ENERGY CODE, THE CALIFORNIA HISTORICAL BUILDING CODE, AND THE CALIFORNIA REFERENCED STANDARDS CODE; THE INTERNATIONAL SWIMMING POOL AND SPA CODE; AND THE INTERNATIONAL PROPERTY MAINTENANCE CODE, WITH AMENDMENTS THERETO, AND MAKING FINDINGS IN SUPPORT THEREOF"; and

- 2. The City Council declared that Ordinance No. 1094 is not subject to CEQA in accordance with Section 15061(b)(3) as the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing significant effect on the environment. Where is can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the activity is not subject to CEQA; and
- 3. Adopted Ordinance No. 1094.

12. NEW BUSINESS

12A. COMMUNITY SERVICES DIRECTOR EMPLOYMENT AGREEMENT

For consideration is the employment agreement with Zenia Bobadilla for Community Services Director.

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

Motion/Second: Van/Taylor Motion unanimously carried by the following vote:

AYES: 5 (Ramirez, Shawver, Taylor, Van, 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 an employment agreement on behalf of the City with Ms. Zenia Bobadilla.

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13. ORAL COMMUNICATIONS – PUBLIC None.

14. WRITTEN COMMUNICATIONS

Number of written communication received: 1

The City Council received and filed the information.

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

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

- Council Member Van reported on the upcoming Stanton Community Foundation's 6th Annual Charity Shootout event, which is scheduled to be held on November 15, 2019.
- Mayor Pro Tem Ramirez reported on his attendance at the Stanton Raising Canes' Restaurant grand opening event, which was held on November 12, 2019.
- Council Member Warren reported on the upcoming Meet on Beach event, which is scheduled to be held on November 17, 2019 from 10:00 AM 2:00 PM.
- Mayor Pro Tem Ramirez requested that staff ensure that recycling facilities are properly tracking and completing required paperwork for those utilizing said recycling facilities.

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

None.

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.

• Fire Division Chief Sean Maule provided the City Council with an update on their current operations.

Mayor Shawver reported on Harry's Cafe 24th Annual Thanksgiving Dinner for those in need of a hot meal on Thanksgiving Day, which will be held at the Harry's Cafe located on Katella Avenue, Stanton, CA 90680.

18. ADJOURNMENT Motion/Second: Shawver/ Motion carried at 7:48 p.m.

hawan MAYO ATTEST: CLERK/SECRET CITY

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