

MINUTES - DRAFT

City of Orange

City Council

March 26, 2024

The City Council of the City of Orange, California convened on Tuesday, March 26, 2024, at 5:00 p.m. in a Regular Meeting in the Council Chamber, 300 E. Chapman Avenue, Orange, California.

5:00 PM CLOSED SESSION

1. CALL TO ORDER

Mayor Slater called Closed Session to order at 5:05 p.m.

1.1 ROLL CALL

Present: Barrios, Dumitru, Tavoularis, Bilodeau, Gyllenhammer, and Slater
Absent: Gutierrez

Councilmember Tavoularis joined Closed Session at 5:07 p.m.

2. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

None

3. RECESS TO CLOSED SESSION

The City Council recessed to Closed Session at 5:06 p.m. with all Members present, except Councilmember Tavoularis who joined Closed Session at 5:07 p.m., to discuss the following:

a. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9. (One potential case)

b. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(a) & (d)(1) – One case
Name of Case: Californians for Homeownership, Inc. v. City of Orange
Orange County Superior Court Case No. 20-2024-01382115

4. CLOSED SESSION REPORT

None

5. ADJOURNMENT

Closed Session was adjourned at 5:40 p.m.

6:00 PM REGULAR SESSION**1. OPENING/CALL TO ORDER**

Mayor Slater called the meeting to order at 6:04 p.m.

1.1 INVOCATION

Given by Pastor Rob Curington from Orange Villa Bible Church.

1.2 PLEDGE OF ALLEGIANCE

Led by Councilmember Kathy Tavoularis.

1.3 ROLL CALL

Present: Barrios, Dumitru, Tavoularis, Bilodeau, Gyllenhammer, and Slater

Absent: Gutierrez

1.4 PRESENTATIONS/ANNOUNCEMENTS

Friends of the Orange Public Library Presentation to the Orange Public Library.

Added Presentation

Proclamation honoring Orange Blossoms.

1.5 REPORT ON CLOSED SESSION ACTIONS

None

2. PUBLIC COMMENTS

With Council concurrence, Mayor Slater announced public comments would be limited to two minutes per speaker.

Public Speakers:

John Baker spoke about contractors that misclassify labor.

The following raised concerns with a proposed family shelter on Hewes St.: Arlene Padgett, Rhonda, Tom Meiss, Bob Turner, Jeffrey Beavers, Harry Mear, Kevin Smith, Gloria Nieva, Sivana Halevy, Marc Lebanoff, Tom Hughes, Jill English, and Dan Tafoya.

Regina Mundekis spoke about the City's need to create more revenue.

Written Public Comment

Janice Brownfield emailed about the consequences of pollution.

3. CONSENT CALENDAR

All items on the Consent Calendar are considered routine and are enacted by one motion approving the recommended action listed on the Agenda. Any member of the City Council, staff, or the public may request an item be removed from the Consent Calendar for discussion or separate action. Unless otherwise specified in the request to remove an item from the Consent Calendar, all items removed shall be considered immediately following action on the remaining items on the Consent Calendar.

3.1. Waive reading in full of all ordinances on the Agenda.

ACTION: Approved.

3.2. Approval of minutes of the City of Orange City Council Special Meeting held on March 11, 2024; and Regular Meeting held on March 12, 2024.

ACTION: Approved minutes as presented.

3.3. Agreement with Willdan Engineering for on-call building services.

ACTION: Approved the agreement with Willdan Engineering in the amount of \$200,000 for on-call building services; and authorized the Mayor and City Clerk to execute on behalf of the City.

3.4. Second Amendment to Agreement with Amber Gregg, Inc. for Planning consulting services.

ACTION: Approved the amendment to agreement with Amber Gregg, Inc. for planning consultant services; and authorized the Mayor and City Clerk to execute on behalf of the City.

3.5. Appropriation of \$77,592.10 in revenue from Recreation Classes and User Group Maintenance Fees.

ACTION: 1) Accepted into the City’s General Fund revenue budget \$77,592.10 in recreation class revenue and user group maintenance fees to:

100.7001.46540.00000	Recreation Classes	\$54,055.40
100.7022.42480.00000	User Group Maintenance Fees	\$23,536.70

2) Authorized the General Fund appropriation of \$61,375.48 to:

100.7011.51670.00000	Other Prof. & Consulting Services	\$37,838.78
100.7022.51424.00000	User Group Maintenance	\$23,536.70

3.6. Appropriation of \$36,000 in designated donation funding received from the Friends of Orange Public Library.

ACTION: 1) Accepted into the City’s revenue budget \$36,000 in donation funds from the Friends of Orange Public Library to:

100.2001.48390.19990	General Fund	Donations
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2) Authorized the appropriation of \$36,000 to Friends of Orange Public Library:

100.2001.53301.19990	General Fund	Library Books	\$20,800
100.2001.53340.19990	General Fund	Craft Supplies	\$3,000
100.2004.51423.19990	General Fund	Maint/Contracts	\$6,500
100.2016.53340.19990	General Fund	Craft Supplies	\$4,200
100.2017.53340.19990	General Fund	Craft Supplies	\$1,500

3.7. First Amendment to Contract with Pavement Coatings Co. for Annual Slurry Seal at Various Locations, Fiscal Year 2023-2024 (Bid No. 23-24.03; SP-4259).

ACTION: Approved the First Amendment to Contract with Pavement Coatings Co. in the amount of \$55,923 for the additional work; and authorized the Mayor and City Clerk to execute on behalf of the City.

3.8. Notice of Completion and Acceptance for Parking Lot Pavement Rehabilitation and Resurfacing of Bike Trails and Walking Paths project.

ACTION: 1) Accepted Parking Lot Pavement Rehabilitation and Resurfacing of Bike Trails and Walking Paths as complete; and 2) Authorized City Clerk to file Notice of Completion with the Orange County Clerk-Recorder’s Office.

3.9. Second Reading and adoption of an Ordinance of the City Council of the City of Orange amending Sections 12.32.070, 12.32.080, 12.32.090, and 12.32.110 of the Orange Municipal Code related to tree removal process. Ordinance No. 04-24.

ACTION: Adopted Ordinance No. 04-24.

3.10. Authorize blanket purchase order for annual maintenance of various hardware and software from Sidepath, Inc.

ACTION: Approved blanket purchase order for annual maintenance of various hardware and software items from Sidepath, inc. for \$268,309.86.

Approval of the Consent Calendar

All items were approved as recommended.

A motion was made by Councilmember Dumitru, seconded by Councilmember Gyllenhammer, to approve the Consent Calendar as presented. The motion carried by the following vote:

- Ayes:** Barrios, Dumitru, Tavoularis, Bilodeau, Gyllenhammer, and Slater
- Noes:** None
- Absent:** Gutierrez

END OF CONSENT CALENDAR

7. ADMINISTRATIVE REPORTS

(Item 7.5 re-ordered to be heard after Consent Calendar.)

7.5. Consider the City of Orange’s current membership in the League of California Cities and provide direction to City staff.

Mayor pro tem Barrios recused herself from Item 7.5 due to a potential conflict with employment and left the dais at 6:40 p.m.

Public Speakers:

Connor Medina, League of CA Cities, urged Council to continue its membership in the League of California Cities (CalCities), and spoke about member benefits.

Marshall Goodman spoke in support of the City continuing its membership in the League.

Ali Sajjad Taj spoke in support of the City continuing its membership in the League.

Written Public Comments

Eric Nelson submitted an eComment in support of the City continuing its membership in the League.

Carla Contreras submitted an eComment in support of the City continuing its membership in the League.

Reggie Mundekis submitted an eComment in support of the City continuing its membership in the League.

During deliberation, Council discussed the cost of membership, CalCities' Board's support of Prop 1, and revisiting the City's membership next year since annual dues had already been paid in January.

Councilmember Dumitru did not support leaving the League as they advocate for legislation that affects Orange. Mayor Slater supported remaining in the League this year and revisiting next year.

Staff was directed to cancel the City's membership in the League of California Cities and request a prorated refund for the remainder of 2024; if the League did not issue a refund, staff was directed to cancel the membership at the time of renewal.

A motion was made by Councilmember Tavoularis, seconded by Councilmember Gyllenhammer, to cancel the City's League of California Cities membership. The motion carried by the following vote:

Ayes: Tavoularis, Bilodeau, and Gyllenhammer

Noes: Dumitru, and Slater

Absent: Gutierrez

Recuse: Barrios

Mayor pro tem Barrios returned to the dais at 7:12 p.m. Councilmember Tavoularis left the meeting at 7:13 p.m.

4. REPORTS FROM MAYOR SLATER

None

5. REPORTS FROM COUNCILMEMBERS

5.1. Letter of support for Santiago Canyon College's community project. (Gyllenhammer)

Councilmember Gyllenhammer requested Council sign a letter of support for Santiago Canyon College's community project. During a brief discussion, Council requested to revise the first sentence of the letter to read "...endorses the proposal requesting congressionally directed resources to Senator Padilla and Congresswoman Young Kim."

A motion was made by Mayor pro tem Barrios, seconded by Councilmember Gyllenhammer, to approve signing the letter of support as revised. The motion carried by the following vote:

Ayes: Barrios, Dumitru, Bilodeau, Gyllenhammer, and Slater
Noes: None
Absent: Tavoularis, and Gutierrez

6. AB 1234 REPORTS

None

7. ADMINISTRATIVE REPORTS

7.1. Orange Police Department 2023 Crime Report/General Overview.

Police Chief Dan Adams presented the 2023 Orange Police Department Annual Report.

The report was received and filed.

7.2. Agreement with Insight Public Sector, Inc. for Flock Safety cameras, web-based software, and services for the Police Department.

A motion was made by Councilmember Dumitru, seconded by Mayor pro tem Barrios, to:

1) Approve the agreement with Insight Public Sector Inc. in the amount of \$411,980, representing a lease and installation cost of \$399,980, plus a 3% contingency of \$12,000, for Flock Safety cameras, web-based software, and services; and authorize the Mayor and City Clerk to execute on behalf of the City.

2) Authorize the appropriation of \$399,980 from Capital Bond Proceeds (553) unreserved fund balance to expenditure account number 553.4011.56033.20549, Capital Bond Proceeds - Flock Safety cameras.

3) Authorize the appropriation of \$12,000 from the Federal Asset Forfeiture (355) unreserved fund balance to expenditure account number 355.4011.55131.00000, Federal Asset Forfeiture - Equipment Additions.

The motion carried by the following vote:

Ayes: Barrios, Dumitru, Bilodeau, Gyllenhammer, and Slater
Noes: None
Absent: Tavoularis, and Gutierrez

7.3. Acceptance of funds allocated by the State of California under Senate Bill 104 to the City for support of the Hub Resource Center. Resolution No. 11534.

A motion was made by Councilmember Dumitru, seconded by Mayor pro tem Barrios, to:

1) Adopt Resolution No. 11534. A Resolution of the City Council of the City of Orange acknowledging the receipt of funds allocated by the State of California under Senate Bill 104 to the City for support of the HUB Resource Center.

2) Accept into the City's revenue budget \$3,000,000 in grant funds from the Budget Act of 2023 to:

312.6001.45290.30206 SB2-Building Homes & Jobs Act State Grant Funding HRC

The motion carried by the following vote:

Ayes: Barrios, Dumitru, Bilodeau, Gyllenhammer, and Slater
Noes: None
Absent: Tavoularis, and Gutierrez

7.4. Memorandum of Understanding with Anaheim Transportation Network for microtransit services.

Public Speaker:

Jack Carlisle spoke in support of approving the agreement.

Mayor pro tem Barrios made a motion to approve the item as recommended. Councilmember Dumitru requested to amend the motion to include that no additional City funds would be used for this project without prior Council approval. Mayor pro tem Barrios accepted the amendment.

An amended motion was made by Mayor pro tem Barrios, seconded by Councilmember Dumitru, to:

1) Approve the agreement with Anaheim Transportation Network in the amount of \$100,000 for microtransit services with no additional City funds allocated to this project without prior Council approval; and authorize the Mayor and City Clerk to execute on behalf of the City.

2) Authorize the following budget transfer of \$100,000:

From: 952.9810.56020.20247 NW & SW Merged 2003 Taxable Bonds SAORA Capital

To: 952.9810.51780.00000 NW & SW Merged 2003 Taxable Bonds Other Contractual Services

The motion carried by the following vote:

Ayes: Barrios, Dumitru, Bilodeau, Gyllenhammer, and Slater

Noes: None

Absent: Tavoularis, and Gutierrez

7.5. Consider the City of Orange's current membership in the League of California Cities and provide direction to City staff.

Item 7.5 was previously re-ordered to be heard after the Consent Calendar.

8. REPORTS FROM CITY MANAGER

None

9. LEGAL AFFAIRS

9.1. Introduction and First Reading of Ordinance No. 06-24 containing administrative updates to various sections of Titles 1 and 2 of the Orange Municipal Code.

A motion was made by Councilmember Bilodeau, seconded by Councilmember Dumitru, to introduce and conduct First Reading of Ordinance No. 06-24. An Ordinance of the City Council of the City of Orange amending various sections in Titles 1 and 2 of the Orange Municipal Code to delete outdated language, update references to conform with current law and code provisions, and achieve internal consistency. The motion carried by the following vote:

Ayes: Barrios, Dumitru, Bilodeau, Gyllenhammer, and Slater

Noes: None

Absent: Tavoularis, and Gutierrez

10. ADJOURNMENT

There being no further business, the meeting was adjourned at 8:36 p.m.

The next Regular City Council meeting will be held on Tuesday, April 9, 2024, at 6:00 p.m., in the Council Chamber, with Closed Session beginning at 5:00 p.m., if necessary.

PAMELA COLEMAN
CITY CLERK

DANIEL R. SLATER
MAYOR

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