



Tom Kisela  
City Manager

Mike Vigliotta  
City Attorney

Pamela Coleman  
City Clerk

# AGENDA

## City Council February 13, 2024

### 6:00 PM Regular Session

**City Council Chamber**  
**300 E. Chapman Avenue**  
**Orange, CA 92866**

DAN SLATER  
Mayor

ARIANNA BARRIOS  
Mayor pro tem, District 1

JON DUMITRU  
Councilmember, District 2

KATHY TAVOULARIS  
Councilmember, District 3

DENIS BILODEAU  
Councilmember, District 4

ANA GUTIERREZ  
Councilmember, District 5

JOHN GYLLENHAMMER  
Councilmember, District 6

The City of Orange City Council welcomes you to this meeting and encourages your participation. Regular City Council meetings are held on the second and fourth Tuesday of each month at 6:00 p.m.

#### Agenda Information

The agenda contains a brief general description of each item to be considered. The City Council may take legislative action deemed appropriate with respect to the item and is not limited to the recommended action indicated in staff reports or the agenda. The agenda and supporting documentation is available after 4:00 p.m. on the Thursday prior to the Council meeting on the City's website at [www.cityoforange.org](http://www.cityoforange.org), at the City Clerk's Office located at 300 E. Chapman Avenue, and at the Main Public Library located at 407 E. Chapman Avenue. Written materials relating to an item on the agenda that are provided to the City Council after agenda packet distribution and within 72 hours before Council is to consider the item will be made available for public inspection in the City Clerk's Office during normal business hours; at the City Council meeting; and made available on the City's website.

#### Public Participation

Regular meetings are televised live on Spectrum Cable Channel 3 and AT&T U-verse Channel 99, and streamed live and on-demand on the City's website at [www.cityoforange.org](http://www.cityoforange.org).

Pursuant to Government Code Section 54954.3, members of the public may address the City Council on any agenda item before or during Council's consideration of the item, and on any other matters within the City Council's jurisdiction by using any of the following methods:

##### 1) In-Person

To speak on an item on the agenda, complete a speaker card indicating your name, address, and identify the agenda item number or subject matter you wish to address. The card should be given to the City Clerk prior to the start of the meeting. General comments are received during the "Public Comments" section at the beginning of the Regular Session. No action may be taken on off-agenda items unless authorized by law. Public Comments are limited to three (3) minutes per speaker unless a different time limit is announced. It is requested that you state your name for the record, then proceed to address the City Council. All speakers shall observe civility, decorum, and good behavior.

*(Continued on page 2)*

**2) Written Public Comments via eComment**

Members of the public can submit their written comments electronically for City Council consideration by using the eComment feature on the Agenda page of the City's website at [www.cityoforange.org](http://www.cityoforange.org). To ensure distribution to the City Council prior to consideration of the agenda, we encourage the public to submit written comments by 3:00 p.m. the day of the meeting. All written comments will be provided to the Council for consideration and posted on the City's website after the meeting.

**3) Public Comments via recorded voicemail message**

Finally, the public can record their comments by calling (714) 744-2234 no later than 5:00 p.m. the day of the meeting. Recorded messages will not be played at the meeting, but will be provided to the Council.

In accordance with Ordinance No. 10-01, any person making personal, impertinent, slanderous or profane remarks or who becomes boisterous while addressing the Council shall be called to order by the Mayor. If such conduct continues, the Mayor may order the person barred from addressing the City Council further during that meeting, unless permission to continue is granted by a majority vote of the Council.

Please contact the City Clerk's Office at (714) 744-5500 with any questions.

ADA Requirements: In compliance with the Americans with Disabilities Act, if you need accommodations to participate in this meeting, please contact the City Clerk's office at (714) 744-5500. Notification at least 48 hours in advance of meeting will enable the City to make arrangements to assure accessibility to this meeting.

***REMINDER: Please silence all electronic devices while City Council is in session.***

**6:00 PM REGULAR SESSION****1. OPENING/CALL TO ORDER****1.1 INVOCATION**

Sr. Mary Sweeney, Sisters of St. Joseph of Orange

**1.2 PLEDGE OF ALLEGIANCE**

Councilmember Ana Gutierrez

**1.3 ROLL CALL****1.4 PRESENTATIONS/ANNOUNCEMENTS**

Orange High School Student Liaison Nancy Albano

Rancho Santiago Community College Update

Chapman University Leatherby Center for Entrepreneurship Presentation

**1.5 REPORT ON CLOSED SESSION ACTIONS****2. PUBLIC COMMENTS**

At this time, members of the public may address the Council on matters not listed on the agenda within the subject matter jurisdiction of the City Council, provided that NO action may be taken on off-agenda items unless authorized by law. Public Comments are limited to three (3) minutes per speaker.

**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.****Recommended Action:**

Approve.

**Attachments:** [Staff Report](#)

**3.2. Confirmation of warrant registers dated January 4, 11, 18, and 25, 2024.****Recommended Action:**

Approve as presented.

- Attachments:**     [Staff Report](#)  
[January 04, 2024 Warrant Writing Register](#)  
[January 11, 2024 Warrant Writing Register](#)  
[January 18, 2024 Warrant Writing Register](#)  
[January 25, 2024 Warrant Writing Register](#)

**3.3. Approval of minutes of the City of Orange City Council Regular Meetings held on January 9 and 23, 2024.**

**Recommended Action:**

Approve minutes as presented.

- Attachments:**     [Staff Report](#)  
[January 9, 2024, Regular Meeting minutes](#)  
[January 23, 2024, Regular Meeting minutes](#)

**3.4. Monthly Treasurer’s Reports for October, November, and December 2023.**

**Recommended Action:**

Receive and file.

- Attachments:**     [Staff Report](#)  
[Investment Report for the Period Ending December 31, 2023](#)  
[Monthly Statement for October 2023](#)  
[Monthly Statement for November 2023](#)  
[Monthly Statement for December 2023](#)  
[Significant Monthly Transactions July - December 2023](#)

**3.5. Seventh Amendment to Agreement with Granicus LLC, a Minnesota Limited Liability Company, for one-year of subscription renewal.**

**Recommended Action:**

Approve the Seventh Amendment to Master Subscription Agreement with Granicus, LLC for a one-year renewal of annual subscriptions in the amount of \$117,555.79; and authorize the Mayor and City Clerk to execute the agreement on behalf of the City.

- Attachments:**     [Staff Report](#)  
[Seventh Amendment to Master Subscription Agreement with Granicus, LLC](#)

**3.6. Appropriation of \$25,790.72 in Senior Mobility Program funds.**

**Recommended Action:**

Authorize the appropriation of \$25,790.72 from the Traffic Improvement-Measure M2 unreserved fund balance to:

263.7041.51780.30151	Sr. Transportation 20-21	\$	643.15
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263.7041.51780.30175	Sr. Transportation 21-22	\$ 789.36
263.7041.51780.30191	Sr. Transportation 22-23	\$24,358.21

**Attachments:**     [Staff Report](#)

- 3.7. Approval of plans and specifications for Annual Pavement Maintenance at Various Locations, Fiscal Year 2023-2024; authorization to advertise for bids; and finding of California Environmental Quality Act exemption.**

**Recommended Action:**

1. Approve the plans and specifications and authorize advertising for Bid No. 23-24 (SP-4261).
2. Find that the proposed project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) per State CEQA Guidelines 15301 (Class 1(c) - Existing Facilities).
3. Authorize the following budget transfer:  
From: 263.5011.56330.30167, Measure M2 Katella Avenue Street Rehabilitation \$123,594  
To: 263.5011.56330.13120, Measure M2 Pavement Management Program \$123,594

**Attachments:**     [Staff Report](#)  
                          [Location Maps](#)

- 3.8. Rejection of all bids received for City of Orange Corporation Yard Renovation Project, Phase I; and authorization to re-advertise for bids.**

**Recommended Action:**

Reject all bids received for City of Orange Corporation Yard Renovation Project - Phase I, Bid No. 23-24.14; and direct staff to re-advertise for bids.

**Attachments:**     [Staff Report](#)  
                          [Bid Abstract](#)

- 3.9. Final Acceptance of Garage Door Replacement at the Corporation Yard and Fire Stations 3, 5, and 6; and authorization to file Notice of Completion.**

**Recommended Action:**

Accept Garage Door Replacement at the Corporation Yard and Fire Stations 3, 5, and 6 (Bid No. 22-23.31, SP-4249) as complete; and authorize staff to file a Notice of Completion with the County Recorder.

**Attachments:**     [Staff Report](#)  
                          [Notice of Completion and Acceptance](#)

**3.10. Authorize the purchase of four 2024 Ford Explorers from the National Auto Fleet Group for the Orange Police and Public Works Departments using a Cooperative Purchasing Agreement.**

**Recommended Action:**

Approve the purchase of four 2024 Ford Explorers from National Auto Fleet Group in the amount of \$157,166.

**Attachments:**     [Staff Report](#)

**3.11. Approval of amended Financial Reserve Policy. Resolution No. 11528.**

**Recommended Action:**

Adopt Resolution No. 11528. A Resolution of the City Council of the City of Orange establishing a Financial Reserve Policy and Pension Funding Policy.

**Attachments:**     [Staff Report](#)  
                              [Resolution No. 11528](#)

**3.12. Revision of City’s Employer-Employee Relations Rules and Regulations. Resolution No. 11529.**

**Recommended Action:**

Adopt Resolution No. 11529. A Resolution of the City Council of the City of Orange rescinding Resolution Nos. 3611, 4115, and 4125 and updating Employer-Employee Relations Rules and Regulations in accordance with the requirements of Chapter 10, Division 4, Title 1 of the Government Code of the State of California.

**Attachments:**     [Staff Report](#)  
                              [Resolution No. 11529](#)

**END OF CONSENT CALENDAR**

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**4. REPORTS FROM MAYOR SLATER**

**5. REPORTS FROM COUNCILMEMBERS**

An opportunity for Councilmembers to make a brief announcement, report, or request. No action(s) will be taken pursuant to Government Code Section 54954.2(a)(3).

**5.1. Highlight Local Business (Gutierrez)**

**6. AB 1234 REPORTS**

This is the time for all AB 1234 reports required pursuant to Government Code Section 53232.3(d) on meetings and conferences attended at the City's expense.

## 7. REPORTS FROM BOARDS, COMMITTEES, AND COMMISSIONS

### 7.1. Resignation of Carol Fox from the Design Review Committee.

**Recommended Action:**

Accept the resignation of Committee Member Fox effective March 7, 2024; and direct the City Clerk to post a Notice of Vacancy no earlier than February 16, 2024, and no later than March 27, 2024, pursuant to the Maddy Act.

**Attachments:**     [Staff Report](#)  
                          [Letter of Resignation](#)

### 7.2. Appointments to the Santiago Creek Commission.

**Recommended Action:**

Confirm Mayor Slater's recommendation to appoint Pamela Galera, David Hillman, and Susan Tillou to a term ending June 30, 2027; and Addison Adams, Robert Baca, Michael Knight, and Brendon Moeller to a term ending June 30, 2028.

**Attachments:**     [Staff Report](#)

## 8. ADMINISTRATIVE REPORTS

### 8.1. Agreements between the City and Milan REI X, LLC to extend certain statutes of limitation to further evaluate non-residential uses for the "Brandman site" and the "Creekside Village site."

**Recommended Action:**

1. Approve the Agreements with Milan REI X, LLC to extend statutes of limitation in order to further evaluate non-residential uses for the Brandman and Creekside Village sites, including, but not limited to, recreational and sport uses, educational institution uses, acquisition by the City or a third party, or other paths to keep these two sites open space.
2. Create an ad hoc committee of three or less council members to explore non-residential uses for the two sites.
3. Delegate authority to the City Manager, with the concurrence of the City Attorney, to execute or terminate one or both of the Agreements.

**Attachments:**     [Staff Report](#)  
                          [Tolling Agreement with Milan REI X, LLC \(Brandman site\)](#)  
                          [Tolling Agreement with Milan REI X, LLC \(Creekside Village site\)](#)

### 8.2. Declare the property located at 515 Fletcher Avenue as Surplus Right-of-Way and authorize Property Exchange with Rexford Industrial Realty, L.P. Resolution No. 11526.

**Recommended Action:**

1. Adopt Resolution No. 11526. A Resolution of the City Council of the City of Orange

finding that certain city-owned real property located at 515 Fletcher Avenue east of Glassell Street in the City of Orange is exempt surplus land pursuant to Government Code Section 54221 and finding that the foregoing action is exempt from review under the California Environmental Quality Act.

2. Approve the exchange of the declared surplus property with Rexford Industrial Realty, L.P.
3. Authorize the Mayor and City Clerk to execute the necessary documents for the disposal of the surplus property and the subsequent property exchange on behalf of the City.

**Attachments:**     [Staff Report](#)  
[Attachment 1 Resolution No. 11526](#)  
[Attachment 2 Quitclaim Deed](#)  
[Attachment 3 Grant Deed](#)  
[Attachment 4 Location Map](#)  
[Attachment 5 Aerial Photo](#)  
[Attachment 6 Assessor's Map](#)

## **9. REPORTS FROM CITY MANAGER**

### **9.1. Discussion on Safe and Sane Fireworks.**

**Recommended Action:**

Provide direction to staff.

### **9.2. Fiscal Year 2022-23 General Fund Year-End Budget Report.**

**Recommended Action:**

Receive and file.

**Attachments:**     [Staff Report](#)

## **10. PUBLIC HEARINGS**

### **10.1. Public Hearing to consider an appeal of Planning Commission approval of Conditional Use Permit No. 3210-23 for a new church and coffeehouse at 611 W. Chapman Avenue and finding of CEQA exemption.**

**Recommended Action:**

1. Conduct and close Public Hearing.
2. Adopt proposed Resolution No. 11527. A Resolution of the City Council of the City of Orange denying Appeal No. 0564-23 and approving Conditional Use Permit No. 3210-23, a request by CedarHouse, a 501(C)(3) organization for operation of a church with classes, community enrichment activities and a coffeehouse at 611 West Chapman Avenue.
3. Find the project is exempt from the California Environmental Quality Act (CEQA) under CEQA Guidelines Section 15301 (Class 1 - Existing Facilities).



**Attachments:**     [Staff Report](#)  
[Attachment 1 Proposed City Council Resolution No. 11527](#)  
[Attachment 2 Planning Commission Staff Report and Minutes dated December 4, 2023](#)  
[Attachment 3 Appeal No. 0564-23](#)  
[Attachment 4 Vicinity Map](#)

## 11. ADJOURNMENT

The next Regular City Council meeting will be held on Tuesday, February 27, 2024, at 6:00 p.m., in the Council Chamber, with Closed Session beginning at 5:00 p.m., if necessary.

I, Pamela Coleman, CMC, City Clerk for the City of Orange, do hereby declare, under penalty of perjury, that a full and correct copy of this agenda was posted pursuant to Government Code Section 54950 et. seq., at the following locations: Orange Civic Center kiosk and Orange City Clerk's Office at 300 E. Chapman Avenue, Orange Main Public Library at 407 E. Chapman Avenue, Police facility at 1107 N. Batavia Street, and uploaded to the City's website [www.cityoforange.org](http://www.cityoforange.org).

Date posted: February 8, 2024