

MINUTES - DRAFT

City of Orange

City Council

March 11, 2025

The City Council of the City of Orange, California convened on Tuesday, March 11, 2025, 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 5:02 p.m.

1.1 ROLL CALL

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

Absent: Bilodeau

Councilmember Dumitru joined Closed Session at 5:05 p.m.

2. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

None

3. RECESS TO CLOSED SESSION

The City Council recessed to Closed Session at 5:03 p.m. with all Members present, except Councilmember Dumitru who joined Closed Session at 5:05 p.m. and Councilmember Bilodeau who was absent, to discuss the following:

a. PUBLIC EMPLOYMENT

Pursuant to Government Code Section 54957(b)1

Title: City Manager

b. PUBLIC EMPLOYMENT

Pursuant to Government Code Section 54957(b)1

Title: City Attorney

c. 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)

4. CLOSED SESSION REPORT

None

5. ADJOURNMENT

Closed Session was adjourned at 5:50 p.m.

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

Mayor Slater called the meeting to order at 6:02 p.m.

1.1 INVOCATION

Given by Reverend Dr. Timothy Klinkenberg from St. John's Lutheran Church.

1.2 PLEDGE OF ALLEGIANCE

Led by Councilmember Ana Gutierrez.

1.3 ROLL CALL

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

Absent: Bilodeau

1.4 PRESENTATIONS/ANNOUNCEMENTS

El Modena High School Student Liaison Ximena Quijano Espinoza provided Council with a brief update on school happenings.

Orange High School Student Liaison Nadia Flores provided Council with a brief update on school happenings.

1.5 REPORT ON CLOSED SESSION ACTIONS

None

2. PUBLIC COMMENTSPublic Speakers:

John Nelson commented on the street sweeping fee structure.

Greg Arrowsmith spoke about his meetings with City staff.

Cesar Grijalva spoke about maintenance issues with a tree at Handy Park.

Brandy Romero discussed a New York Life Women's Month event.

Written Public Comment

Janice Brownfield emailed about the importance of recycling organic waste.

Martha Torres submitted an eComment informing Council of the services Fair Housing Foundation provides residents.

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. Confirmation of accounts payable warrant registers dated February 6, 13, 20, and 27, 2025 and payroll check warrants dated January 31, 2025 and February 14, 2025.

ACTION: Ratified the accompanying registers.

3.3. Approval of minutes of the City of Orange City Council Regular Meeting held on February 11, 2025.

ACTION: Approved minutes as presented.

3.4. Agreement with HASA, Inc. for maintenance of Hart Park Pools; Bid No. 24-25.10.

ACTION: Approved the four-year agreement with HASA, Inc. in the amount of \$223,222.80 for maintenance of the Hart Park pools; and authorized the Mayor and City Clerk to execute on behalf of the City.

3.5. Agreement with Protel Communications, Inc. DBA ProTelesis for telephone service support.

ACTION: Approved the agreement with Protel Communications, Inc. DBA ProTelesis in the amount of \$198,660.12 for telephone service support; and authorized the Mayor and City Clerk to execute on behalf of the City.

3.6. License agreement for the use of public parking lots by the Rotary Club of Orange Plaza during the Orange Plaza Rotary Club Car Show.

A speaker card was submitted for Item 3.6; therefore, the item was removed from the Consent Calendar for separate consideration.

Public Speaker:

Tracey Curtis spoke in support of approval and requested the Mayor serve as a judge in the upcoming car show.

ACTION: A motion was made by Councilmember Gutierrez, seconded by Councilmember Gyllenhammer, to approve the license agreement with the Rotary Club of Orange Plaza to sell parking spaces at the Main Branch Library lot and West City Hall lot during the annual car show on April 13, 2025; and authorize the City Manager and City Clerk to execute on behalf of the City. The motion carried by the following vote:

Ayes: Barrios, Dumitru, Gutierrez, Tavoularis, Gyllenhammer, and Slater

Noes: None

Absent: Bilodeau

3.7. Accept U.S. Department of Justice, Office of Community Policing Services, Fiscal Year 2023-2024 Technology and Equipment Program grant in the amount of \$825,000 (Award No. 15JCOPS-24-GG-02118-TECP).

ACTION: 1) Approved grant agreement with the U.S. Department of Justice in the amount of \$825,000 for the Technology and Equipment Program and authorize the City Manager to execute on behalf of the City.

2) Accepted into the City's Reimbursable Capital Projects (550) revenue budget \$825,000 in grant funds from the U.S. Department of Justice to:

550.4011.45495.30261 Other Grant Revenue - TEP Grant FY24

3) Authorized the appropriation of \$825,000 into Reimbursable Capital Projects (550):

550.4011.56032.30261 Equipment Additions - TEP Grant FY24

3.8. Award of Contract to CJ Concrete Construction, Inc. for Annual Concrete Replacement at Various Locations, Fiscal Year 2024-2025; Bid No. 24-25.11 (SP-4297).

ACTION: Approved the contract with CJ Concrete Construction, Inc. in the amount of \$1,193,610, representing an original amount of \$1,085,100 plus a 10% contingency of \$108,510 for Annual Concrete Replacement at Various Locations, Fiscal Year 2024-2025; and authorized the Mayor and City Clerk to execute on behalf of the City.

3.9. Purchase and installation of Mobile Data Computers and vehicle docking stations for Police patrol fleet.

ACTION: 1) Approved the purchase of 40 Mobile Data Computers and vehicle docking stations from CDCE, Inc. for a total amount of \$322,961 representing equipment and labor of \$313,961, plus a contingency of \$9,000.

2) Authorized the appropriation of \$100,000 from the Federal Asset Forfeiture (355) unreserved fund balance to:

355.4011.56032.20335 Federal Asset Forfeiture - Equipment

3.10. Annual Comprehensive Financial Report and Related Financial Reports for the Fiscal Year ended June 30, 2024.

Item 3.10 was removed from the Consent Calendar for separate consideration by Councilmember Gyllenhammer.

In response to Council's question, staff provided a brief synopsis of the audit process.

ACTION: A motion was made by Councilmember Gyllenhammer, seconded by Councilmember Tavoularis, to receive and file the following documents for the fiscal year ended June 30, 2024:

1. Annual Comprehensive Financial Report
2. Audit Communication Letter
3. Independent Accountants' Report on Agreed-Upon Procedures Applied to the Appropriations Limit Worksheets
4. Independent Accountants' Report on Agreed-Upon Procedures Applied to the Investment Portfolio
5. Air Pollution Reduction Fund Financial Statements and Independent Auditors' Report
6. Independent Auditors' Report on Internal Control Over Financial Reporting

7. Housing Successor Fund Financial Statements

The motion carried by the following vote:

Ayes: Barrios, Dumitru, Gutierrez, Tavoularis, Gyllenhammer, and Slater

Noes: None

Absent: Bilodeau

Approval of the Consent Calendar

Items 3.6 and 3.10 were removed from the Consent Calendar and heard separately. All other items were approved as recommended.

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

Ayes: Barrios, Dumitru, Gutierrez, Tavoularis, Gyllenhammer, and Slater

Noes: None

Absent: Bilodeau

END OF CONSENT CALENDAR

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4. REPORTS FROM MAYOR SLATER**4.1. Orange celebrates the U.S. Semiquincentennial**

Mayor Slater reported there is a nationwide and countywide effort to celebrate the United States' 250th Anniversary during 2026. He suggested designating Orange as an "America250 City" through America250.org, a nonpartisan initiative. Council discussed having the Park Planning and Community Events Commission coordinate with community organizations to plan events throughout the year.

A motion was made by Councilmember Tavoularis, seconded by Councilmember Barrios, to designate Orange as an America250 City and task the Park Planning and Community Events Commission to coordinate events throughout the year. The motion carried by the following vote:

Ayes: Barrios, Dumitru, Gutierrez, Tavoularis, Gyllenhammer, and Slater

Noes: None

Absent: Bilodeau

4.2. Other Reports from Mayor Slater

Mayor Slater also reported that he was contacted by the Chair of the Outreach and Excursions Committee for the Los Angeles Fleet Week. They have invited Orange to be the Orange County host city for this year's Fleet Week scheduled for May 21-26, 2025. The City would hold a welcome ceremony in front of City Hall on Thursday, May 22.

5. REPORTS FROM COUNCILMEMBERS

None

6. AB 1234 REPORTS

None

7. REPORTS FROM CITY MANAGER

7.1. Parking Enforcement Program Review and Update

Interim Police Chief Dan Adams provided a brief update.

7.2. Budget Risk and Economic Opportunities Advisory Services Presentation.

Jack Morgan introduced Shawn Stewart, Principal Risk Advisory Services, from Grant Thornton. Mr. Stewart presented the staff report and answered Council's questions regarding cost and timeline.

A motion was made by Councilmember Barrios, seconded by Councilmember Dumitru, to move forward with Grant Thornton's services using a sole source agreement. The motion carried by the following vote:

Ayes: Barrios, Dumitru, Gutierrez, Tavoularis, Gyllenhammer, and Slater

Noes: None

Absent: Bilodeau

RECESS: The City Council recessed at 7:25 p.m. and reconvened at 7:41 p.m. with all Members present, except for Councilmember Bilodeau who was absent.

8. ADMINISTRATIVE REPORTS

8.1. Memorandum of Agreement between the City of Orange and the Mabury Ranch Homeowner's Association for tree maintenance.

Entered into the record: A report prepared by the City's tree arborist relative to the condition of the trees under consideration to be maintained by the City of Orange.

Public Works Director Chris Cash provided the staff report and a brief history of tree maintenance within the Mabury Ranch Homeowner's Association. Mr. Cash reiterated the City will assume liability of all trees included in the arborist's report once the Memorandum of Agreement (MOA) is approved and fully executed.

Public Speakers:

Nathan Swanek, Mabury Ranch HOA President, spoke in support of approval.

Stephanie Tilhof spoke in opposition of removal of the Canary Island Pine trees.

Leslie Manderscheid requested a continuance to allow residents to review the MOA.

Nancy Edwards spoke in support of approval.

Cathy Clark spoke in support of approval.

Written Public Comments

Mabury Ranch HOA submitted a letter in support of approval.

The following submitted an email in support: Adam Howard and Logan Ascher.

The following submitted an email in opposition: Kelly Herbeck, Jackie Armes, and Jim Herbeck.

Jake Comer submitted an eComment requesting a continuance.

Bill Melcher submitted an eComment opposing the removal of the Canary Island Pine trees.

During discussion, it was disclosed that the HOA Board has not formerly approved the MOA at a Board meeting. City Attorney Winthers advised Council to continue the item until the Board approves the MOA.

A motion was made by Councilmember Barrios, seconded by Councilmember Dumitru, to continue Item 8.1 until the Board approves the MOA. The motion carried by the following vote:

Ayes: Barrios, Dumitru, Gutierrez, Tavoularis, Gyllenhammer, and Slater

Noes: None

Absent: Bilodeau

8.2. Review of the proposed Financial Management Policies.

Finance Director Trang Nguyen provided the staff report and answered Council's questions. Staff will return with a final policy for Council's consideration in May.

A motion was made by Councilmember Barrios, seconded by Councilmember Gyllenhammer, to accept the report and direct staff to return with a final Financial Management Policy for Council approval. The motion carried by the following vote:

Ayes: Barrios, Dumitru, Gutierrez, Tavoularis, Gyllenhammer, and Slater

Noes: None

Absent: Bilodeau

8.3. Quarterly Update for the Fiscal Year 2024-2025 Economic Development Implementation Plan.

Economic Development Manager Aaron Schulze and Recreation Services Manager Dani Milloy provided the staff report.

The report was received and filed.

9. LEGAL AFFAIRS

9.1. Introduction and First Reading of an Ordinance of the City of Orange repealing and replacing Chapter 10.10 of the Orange Municipal Code pertaining to bicycles. Ordinance No. 05-25.

Council discussed decreasing the speed limit on bike paths, enforcement, and implementing age restrictions.

A motion was made by Councilmember Dumitru, seconded by Mayor Slater, to introduce and conduct First Reading of Ordinance No. 05-25 with the following revision: decreasing speed limit to 20 mph and prohibiting Class 3 e-bikes on bike paths/trails. An Ordinance of the City Council of the City of Orange repealing and replacing Chapter 10.10 of the Orange Municipal Code pertaining to bicycles.

The motion carried by the following vote:

Ayes: Barrios, Dumitru, Gutierrez, Tavoularis, Gyllenhammer, and Slater

Noes: None

Absent: Bilodeau

10. ADJOURNMENT

There being no further business, the meeting was adjourned at 9:27 p.m.

The next Regular City Council meeting will be held on Tuesday, March 25, 2025, 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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