



Thomas R. Hatch
Interim City Manager

Gary A. Sheatz
City Attorney

Pamela Coleman
City Clerk

AGENDA

City Council March 08, 2022

5:00 PM Closed Session
6:00 PM Regular Session

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

MARK A. MURPHY
Mayor

KIMBERLEE NICHOLS
Mayor pro tem

CHIP MONACO
Councilmember

ARIANNA BARRIOS
Councilmember, District 1

JON DUMITRU
Councilmember, District 2

KATHY TAVOULARIS
Councilmember, District 3

ANA GUTIERREZ
Councilmember, District 5

The City of Orange City Council welcomes you to this meeting and encourages your participation. Regular City Council meetings are held on the second 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, 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 it 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.

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 and address, and identifying 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 email or eComment

Members of the public can submit their written comments electronically for City Council consideration by emailing them to CCpubliccomment@cityoforange.org with the subject line "Public Comment Item # (insert the item number relevant to the comment)" or "Public Comment Non-agenda Item" for general public comments. The public can also submit written comments on the City's eComment page. Please visit the City's website at www.cityoforange.org, click Current City Council Agenda, then click the eComment link for this meeting. To ensure distribution to the City Council prior to consideration of the agenda, we encourage the public to submit comments by 3:00 p.m. the day of the meeting. All public comments will be provided to the Council, posted on the City's website, and compiled as part of the record.

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 and the caller's position will be summarized in the minutes.

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.

5:00 PM CLOSED SESSION**1. ROLL CALL****2. PUBLIC COMMENTS ON CLOSED SESSION ITEMS**

At this time, members of the public may address the Council on Closed Session items only. Public Comments are limited to three (3) minutes per speaker.

3. RECESS TO CLOSED SESSION**a. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Pursuant to Government Code Section 54956.9(a) & (d)(1) - Four cases

- 1) Name of case: Phyllis Schneider, et al. v. City of Orange
Orange County Superior Court Case No. 30-2021-01234143
- 2) Name of case: Jorge Martin Gomez Sanchez v. City of Orange
Orange County Superior Court Case No. 30-2021-01224015
- 3) Name of Case: Paula Acken, et al. v. City of Orange
Orange County Superior Court Case No. 30-2021-01207319
- 4) Name of Case: Mary's Kitchen, et al. v. City of Orange
United States District Court Case No. 8:21-cv-01483-JVS-KES

4. CLOSED SESSION REPORT**5. ADJOURNMENT**

The City Council will adjourn to the 6:00 p.m. Regular Session in the Council Chamber.

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

Ric Olsen, The Beacon Church

1.2 PLEDGE OF ALLEGIANCE

Councilmember Kathy Tavoularis

1.3 ROLL CALL**1.4 PRESENTATIONS/ANNOUNCEMENTS**

Proclamation recognizing Ed Howard and the Orange Elks Lodge Drug Awareness Program

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

2021 Community Partnership Recognition

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 February 3, 11, 17, and 25, 2022.**Recommended Action:**

Approve.

Attachments: [Staff Report](#)

- 3.3. **Approval of meeting minutes of the City Council of the City of Orange for the January 29, 2022, Adjourned Regular Meeting; and February 8, 2022, Regular Meeting.**

Recommended Action:

Approve minutes as presented.

Attachments: [Staff Report](#)

[January 29, 2022, Adjourned Regular Meeting minutes](#)

[February 8, 2022, Regular Meeting minutes](#)

- 3.4. **Investment Oversight Committee report for the period ending February 28, 2022.**

Recommended Action:

Receive and file.

Attachments: [Staff Report](#)

[Monthly Treasurer's Report for October, November, and December 2021](#)

[Investment Report Period Ending January 31, 2022](#)

- 3.5. **Agreement with We the Creative for production of the City's quarterly publication, Our Orange.**

Recommended Action:

Approve agreement with We the Creative in the amount not-to-exceed \$311,203.70 for production of twelve issues of Our Orange; and authorize the Mayor and City Clerk to execute on behalf of the City.

Attachments: [Staff Report](#)

[Proposal Abstract Summary - Our Orange](#)

[Professional Services Agreement with We the Creative](#)

- 3.6. **Agreement with Joseph C. Truxaw and Associates, Inc. for land surveying services.**

Recommended Action:

Approve the agreement with Joseph C. Truxaw and Associates, Inc. in the amount of \$23,805 for land surveying services; and authorize the Mayor and City Clerk to execute on behalf of the City.

Attachments: [Staff Report](#)

[Location Map](#)

[Professional Services Agreement with Joseph C. Truxaw & Associates](#)

3.7. Agreement with Park Consulting Group, Inc. for Enterprise Land Management System Procurement Services.

Recommended Action:

Approve professional services agreement with Park Consulting Group, Inc. in the amount not to exceed \$57,500 for Land Management System Procurement Services, and authorize the Mayor and City Clerk to execute on behalf of the City.

Attachments: [Staff Report](#)
 [Professional Services Agreement with PCG](#)

3.8. Agreement with L.A. Consulting, Inc. for evaluation of maintenance and operational practices.

Recommended Action:

Approve the agreement with L.A. Consulting in the amount of \$47,655 for evaluation services for maintenance and operational practices, and authorize the Mayor and City Clerk to execute on behalf of the City.

Attachments: [Staff Report](#)
 [Agreement with L.A. Consulting, Inc.](#)

3.9. First Amendment to Agreement with Azarvand's Building Department Services LLC for Building and Safety plan review services.

Recommended Action:

1. Approve a First Amendment to Professional Services Agreement with Azarvand's Building Department Services LLC, in the amount of \$60,000; and authorize the Mayor and City Clerk to execute on behalf of the City.
2. Authorize the appropriation of \$60,000 from the General Fund to expenditure account number 100.5013.51670.00000, Other Professional & Consulting Services.

Attachments: [Staff Report](#)
 [First Amendment](#)

3.10. First Amendment to Agreement with Yunex, LLC for On-Call Signal and Lighting Emergency Repair Services.

Recommended Action:

Approve the First Amendment to Agreement with Yunex, LLC for On-Call Signal and Lighting Emergency Repair Services, and authorize the Mayor and City Clerk to execute on behalf of the City.

Attachments: [Staff Report](#)
 [First Amendment](#)
 [Agreement with Siemens Mobility, Inc.](#)
 [Transfer to Yunex, LLC](#)

3.11. Second Amendment to Agreement with Sagecrest Planning and Environmental for planning staffing services.

Recommended Action:

Approve the second amendment to agreement with Sagecrest Planning and Environmental for planning staff services; and authorize the Mayor and City Clerk to execute on behalf of the City.

Attachments: [Staff Report](#)
 [Second Amendment to Agreement with Sagecrest Planning and Environmental](#)

3.12. Second Amendment to Agreement with Michael Baker International for Community Development, HOME Investments and Partnerships Program, and special grant administration consulting services.

Recommended Action:

Approve the Second Amendment to agreement with Michael Baker International, Inc. for Community Development Block Grant, HOME Investments and Partnerships Program, and general grant administration consulting services, and authorize the Mayor and City Clerk to execute on behalf of the City.

Attachments: [Staff Report](#)
 [Second Amendment to Agreement with Michael Baker International, Inc.](#)

3.13. Second Amendment to Agreement with Iteris, Inc. for Traffic Engineering Services for Tustin Avenue/Rose Drive Corridor Regional Traffic Signal Synchronization Program Project.

Recommended Action:

Approve the second amendment to agreement with Iteris, Inc. for Traffic Engineering Services in an additional amount of \$872,430; and authorize the Mayor and City Clerk to execute on behalf of the City.

Attachments: [Staff Report](#)
 [Second Amendment](#)
 [Iteris Estimate](#)

3.14. Appropriation of \$1,000 in designated grant funding received from Tangled Bank Studios and PBS Nature.

Recommended Action:

1. Accept into the City's revenue budget \$1,000 in grant funds from Tangled Bank Studios and PBS Nature into revenue account number 100.2001.45495.30199, General Fund - #PlantWildflowers Initiative Grant.
2. Authorize the appropriation of \$1,000 into expenditure account number

100.2016.53340.30199 General Fund - #PlantWildflowers Initiative Grant.

Attachments: [Staff Report](#)

3.15. Appropriation of \$24,738 in revenue from user group sports field maintenance.

Recommended Action:

1. Accept into the City's revenue budget a \$24,738 reimbursement into account number 100.7022.42480.00000, General Fund - User Group Maintenance Fees.
2. Authorize the appropriation of \$24,738 into expenditure account number 100.7022.51424.00000, General Fund - User Group Maintenance Fees.

Attachments: [Staff Report](#)

3.16. Appropriation of \$26,000 in designated donation funding received from the Friends of the Orange Public Library.

Recommended Action:

1. Accept into the City's revenue budget a \$26,000 donation from Friends of the Orange Public Library into revenue account number 100.2001.48390.19990, General Fund - Friends of the Library.
2. Authorize the appropriation of \$26,000 to the following expenditure account numbers in the General Fund for Friends of the Orange Public Library (19990):

\$ 5,000	100.2001.53301.19990	Library Books
5,000	100.2001.55131.19990	Furniture, Machinery, and Equipment
1,000	100.2016.53340.19990	Craft Supplies
15,000	100.2016.55131.19990	Furniture, Machinery, and Equipment

Attachments: [Staff Report](#)

3.17. Appropriation of \$167,910.80 in State of California Office of Emergency Services funding received.

Recommended Action:

1. Accept into the City's revenue budget \$167,910.80 in strike team reimbursement funds from the California Office of Emergency Services (Cal-OES), into the revenue account numbers for Cal-OES reimbursements as specified in Section 6 of the staff report.
2. Authorize the appropriation of \$167,910.80 into the expenditure account number for Overtime-Safety as specified in Section 6 of the staff report.

Attachments: [Staff Report](#)

3.18. Approval of specifications for Fire Hydrant Painting Services Project, and authorization to advertise for bids.

Recommended Action:

Approve the specifications and authorize advertising for bids for the Fire Hydrant

Painting Services project; Bid No. 21-22.29.

Attachments: [Staff Report](#)
 [City of Orange Water Service Area Map](#)

3.19. Claims for Damages.

Recommended Action:

Deny the following claims and refer to City Attorney and Claims Adjuster:

1. Mercury Insurance a/s/o Artlaine Russell
2. Diana Laura Hernandez Morales
3. Maryam Golbakhsh
4. Leah Aguirre
5. Val and Sandra Trowbridge
6. Alfred Jacobs
7. Lisa Cunning and Janet Jones

Attachments: [Staff Report](#)

3.20. Final Acceptance of Bid No. 20-21.31, Well No. 28 Drilling Project; and authorization to file Notice of Completion.

Recommended Action:

Accept Well No. 28 Drilling Project as complete; and authorize staff to file Notice of Completion with the County Recorder.

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

3.21. Final Acceptance of Bid No. 20-21.02, Chapman Avenue and Flower Street Left Turn Signal Improvements - HSIPL-5073(087); and authorization to file Notice of Completion.

Recommended Action:

Accept Chapman Avenue and Flower Street Left Turn Signal Improvements - HSIPL-5073(087) as complete, and authorize staff to file Notice of Completion with the County Recorder.

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

3.22. Final Acceptance of Bid No. 21-22.01; W-703 Reservoir 4 Exterior Cathodic Protection System Installation Project; and authorization to file Notice of Completion.

Recommended Action:

Accept Reservoir 4 Exterior Cathodic Protection System Installation as complete and authorize staff to file Notice of Completion with the County Recorder.

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

- 3.23. Final Acceptance of Bid No. 20-21.01, Chapman Avenue and Feldner Road Left Turn Signal Improvements - HSIPL-5073(088); and authorization to file Notice of Completion.**

Recommended Action:

Accept Chapman Avenue and Felnder Road Left Turn Signal Improvements - HSIPL-5073(088) as complete and authorize staff to file Notice of Completion with the County Recorder.

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

- 3.24. Final Acceptance of Bid No. 20-21.30, Glassell Street and Collins Avenue Left Turn Signal Improvements - HSIPL-5073(084); and authorization to file Notice of Completion.**

Recommended Action:

Accept Glassell Street and Collins Avenue Left Turn Signal Improvements - HSIPL-5073(084) as complete, and authorize staff to file Notice of Completion with the County Recorder.

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

- 3.25. Award of Contract to Elegant Construction, Inc. for Fire Station 5 Bathroom Remodel; Bid No. 21-22.24 .**

Recommended Action:

Approve the contract with Elegant Construction, Inc. in the amount of \$183,339, representing an original bid amount of \$159,425, plus a 15% contingency of \$23,914 and authorize the Mayor and City Clerk to execute on behalf of the City.

Attachments: [Staff Report](#)
 [Bid Abstract](#)
 [Contract with Elegant Construction, Inc.](#)

- 3.26. Award of Contract to Beador Construction Company, Inc. for D-178; Tustin St., Katella Ave. & La Veta Ave. Water Quality Storm Drain Improvement project; Bid No. 21-22.27.**

Recommended Action:

1. Approve contract with Beador Construction Company, Inc. in the total amount of \$828,630, representing an original amount of \$753,300 plus a 10% contingency of \$75,330, for Tustin St., Katella Ave. & La Veta Ave. Water Quality Storm Drain

Improvement, and authorize the Mayor and City Clerk to execute on behalf of the City.

2. Authorize the appropriation of \$250,000 from the Sanitation and Sewer Fund unreserved fund balance to expenditure account number 220.5022.56340.20485 Sanitation and Sewer - Tustin St., Katella Ave. & La Veta Ave. Water Quality Storm Drain Improvement.

Attachments: [Staff Report](#)
[Bid Abstract](#)
[Contract with Beador Construction Company, Inc.](#)

3.27. Award of Contract to New Dynasty Construction Co. for Police Headquarters (HQ) Lobby Roof and Heating, Ventilation and Air Conditioning (HVAC) Rehabilitation; Bid No. 21-22.13

Recommended Action:

1. Approve the contract with New Dynasty Construction Co. in the total amount of \$3,822,744, representing an original amount of \$3,475,221 plus a 10% contingency of \$347,523 for Police HQ Lobby Roof and HVAC Rehabilitation, and authorize the Mayor and City Clerk to execute on behalf of the City.
2. Authorize the appropriation of \$2,500,000 from the Capital Bond Proceeds unreserved fund balance to expenditure account number 553.5028.56020.20444, Capital Bond Proceeds - Police Atrium.

Attachments: [Staff Report](#)
[Bid Abstract](#)
[Public Works Contract with New Dynasty Construction Co.](#)

3.28. Authorize purchase of Dell server maintenance from Sidepath, Inc.

Recommended Action:

Approve the purchase of Dell Server maintenance from Sidepath, Inc. in the amount of \$10,749.

Attachments: [Staff Report](#)
[Sidepath Quote No. SIDQ37569](#)

3.29. Authorize purchase of Plaza Park Protective Bollards from single source provider, Marshalls LP USA.

Recommended Action:

Approve purchase order for parts and services with Marshalls LP USA, a single source vendor, in the amount of \$150,000.

Attachments: [Staff Report](#)
[Mock Image of Plaza Bollards](#)

3.30. General Plan Annual Progress Report to the State of California.**Recommended Action:**

Receive and file the 2021 General Plan Annual Progress Report for submittal to the State.

Attachments: [Staff Report](#)
[Attachment 1 - February 23, 2022, Planning Commission Staff Report](#)
[Attachment 2 - 2010 General Plan Vision Statement](#)
[Attachment 3 - 2022 General Plan Progress Report](#)
[Attachment 4 - Annual Housing Element Implementation Progress Report](#)

3.31. Status report regarding calendar year 2021 fire inspections of educational and selected residential occupancies in accordance with California Health and Safety Code Section 13146.4. Resolution No. 11379.**Recommended Action:**

Adopt Resolution No. 11379. A Resolution of the City Council of the City of Orange acknowledging receipt of a report made by the Orange City Fire Department regarding performance of certain required annual inspections.

Attachments: [Staff Report](#)
[Resolution No. 11379](#)
[Health and Safety Code Section 13146.2, 13146.3, 13146.4](#)

END OF CONSENT CALENDAR

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4. REPORTS FROM MAYOR MURPHY**4.1. Designation of voting delegates for the 2022 Southern California Association of Governments (SCAG) Regional Conference and General Assembly.****Recommended Action:**

Designate Councilmember Jon Dumitru as the Delegate and Councilmember Kathy Tavoularis as the Alternate Representative to the Southern California Association of Governments (SCAG) Annual General Assembly scheduled to be held on May 5, 2022.

Attachments: [Staff Report](#)

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. Library/Multi-generational Center at Grijalva Park (Nichols)

5.2. Highlight Local Business (Gutierrez & Barrios)**6. REPORTS FROM BOARDS, COMMITTEES, AND COMMISSIONS****6.1. Merging of the Investment Advisory Committee and Audit Committee.****Recommended Action:**

Merge the Investment Advisory Committee and Audit Committee into a new committee entitled the Investment and Audit Committee, and direct staff to prepare the necessary Resolutions and Ordinances to effectuate this change.

Attachments: [Staff Report](#)

7. ADMINISTRATIVE REPORTS**7.1. Agreement for Employment with City Manager Robert J. Houston.****Recommended Action:**

Approve Agreement for Employment with City Manager Robert J. Houston.

Attachments: [Staff Report](#)
[Agreement for Employment](#)

7.2. Agreement with the Orange Chamber of Commerce and Visitors Bureau for production of the Orange May Parade community event.**Recommended Action:**

Approve the agreement with Orange Chamber of Commerce and Visitors Bureau for production of Orange May Parade, and authorize the Mayor and City Clerk to execute on behalf of the City.

Attachments: [Staff Report](#)
[Agreement for production of Orange May Parade](#)

7.3. Orange Police Department 2021 Crime Report/Overview of Statistics.**Recommended Action:**

Receive and file.

Attachments: [Staff Report](#)
[2021 Annual Crime Report](#)

8. REPORTS FROM CITY MANAGER

9. LEGAL AFFAIRS

- 9.1. **A Resolution of the City Council of the City of Orange Adopting an Expense and Reimbursement Policy for City Council Members for Actual and Necessary Expenses Incurred in the Performance of their Official Duties. Resolution No. 11380.**

Recommended Action:

Adopt Resolution No. 11380. A Resolution of the City Council of the City of Orange Adopting an Expense and Reimbursement Policy for City Council Members for Actual and Necessary Expenses Incurred in the Performance of their Official Duties.

Attachments: [Staff Report](#)
[Resolutin No. 11380](#)

10. PUBLIC HEARINGS

The following item will begin no earlier than 7:00 p.m.

- 10.1. **Accept public comments regarding redistricting and consider staff's request for a continuance to a date certain to discuss possible adoption of a district map.**

Recommended Action:

1. Accept public comments regarding the redistricting maps, and;
2. Approve staff's request to continue consideration of the possible adoption of a district map to a meeting on March 22, 2022.

Attachments: [Staff Report](#)
[Map 121 and additional focus maps from February 8th meeting](#)

11. ADJOURNMENT

The City Council will adjourn to a meeting on Tuesday, March 22, 2022, at 6:00 p.m., with Closed Session beginning at 5:00 p.m., if necessary.

The next Regular City Council meeting will be held on Tuesday, April 12, 2022, 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, 407 E. Chapman Avenue, Police facility at 1107 North Batavia Street, and uploaded to the City's website www.cityoforange.org.

Date posted: March 3, 2022