

CITY OF DANA POINT

**CITY COUNCIL
SPECIAL
MEETING**



**JULY 22, 2013
6:00 P.M.**

ROOM B

MINUTES

**Location: Dana Point Community Center, 34052 Del Obispo, Room B, Dana Point, California
92629**

CALL TO ORDER

The Regular Meeting of the City Council of the City of Dana Point, California, was called to order by Mayor Weinberg at 6:03 p.m. in the Dana Point Community Center, 34052 Del Obispo, Room B, Dana Point.

ROLL CALL OF CITY COUNCIL MEMBERS

Steven H. Weinberg, Mayor
Lisa A. Bartlett, Mayor Pro Tem
William P. Brough, Council Member
Carlos N. Olvera, Council Member
J. Scott Schoeffel, Council Member

STAFF PRESENT: Douglas C. Chotkevys, City Manager; Patrick Munoz, City Attorney; Kathy Ward, City Clerk; Mike Killebrew, Assistant City Manager; Jackie Littler, Executive Secretary; DyAnne Weamire, Administrative Secretary; and Bobbi Ogan, Deputy City Clerk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Weinberg.

PUBLIC COMMENTS

Paul Gavin, San Juan Capistrano, presented a painting that he is finishing in honor of the City's 25th Anniversary. He stated that it was his hope that the painting could be displayed at City Hall when he had completed it.

UNFINISHED BUSINESS

1. **ADOPTION OF A RESOLUTION APPROVING A JOINT PARTICIPATION AGREEMENT WITH SOUTH COAST WATER DISTRICT (SCWD) FOR REIMBURSEMENT OF COSTS TO SCWD TO CONSTRUCT THE CITY'S STORM DRAIN IMPROVEMENTS AS PART OF THE TOWN CENTER PHASE 1 PROJECT**

There being no requests to speak on this item, Mayor Weinberg opened and closed the public comments.

Council Member Brough asked for clarification on the \$225,000 and whether it would cover Pacific Coast Highway and Del Prado.

City Manager Chotkevys replied that there would be no other costs.

IT WAS MOVED BY COUNCIL MEMBER BROUGH, SECONDED BY COUNCIL MEMBER SCHOEFFEL, THAT THE CITY COUNCIL ADOPT **RESOLUTION 13-07-22-01** ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, APPROVING A JOINT PARTICIPATION AGREEMENT BETWEEN THE CITY OF DANA POINT AND THE SOUTH COAST WATER DISTRICT FOR THE REIMBURSEMENT OF COSTS TO SCWD TO CONSTRUCT THE CITY'S STORM DRAIN IMPROVEMENTS AS PART OF THE TOWN CENTER PHASE 1 PROJECT;

AUTHORIZE THE CITY MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZE A BUDGET APPROPRIATION IN IN ACCORDANCE WITH THE FISCAL SECTION; AND AUTHORIZE THE CITY MANAGER TO PROVIDE THE CONSTRUCTION DEPOSIT AMOUNT TO SCWD (INCLUDES BASE BID PLUS A FIFTEEN PERCENT CONTINGENCY) AS INDICATED IN THE AGREEMENT.

The motion carried by the following vote:

AYES: Council Member Brough, Council Member Olvera, Council Member Schoeffel, Mayor Pro Tem Bartlett and Mayor Weinberg

NOES: None

ABSENT: None

CLOSED SESSION

City Attorney Munoz indicated that there was a need for a Closed Session as follows:

- A. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION; SIGNIFICANT EXPOSURE TO LITIGATION, Government Code § 54956.9 (b1), (1 case)**

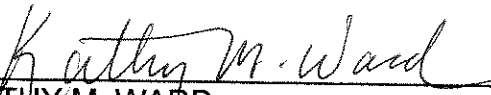
Mayor Weinberg recessed the meeting into a Closed Session at 6:08 p.m. pursuant to Government Code Section 54956 et seq.

CLOSED SESSION ANNOUNCEMENT

City Attorney Munoz stated that he had no announcement.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Weinberg declared the meeting adjourned at 7:48 p.m. and announced that the next Regular Meeting of the City Council will be September 17, 2013 (or as needed), at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.



KATHY M. WARD
CITY CLERK

APPROVED AT THE MEETING OF SEPTEMBER 17, 2013