

# CITY OF DANA POINT

**CITY COUNCIL  
REGULAR  
MEETING**



**TUESDAY  
OCTOBER 1, 2013  
5:00 P.M.**

## **ACTION AGENDA**

**Location: City Council Chamber, 33282 Golden Lantern, Suite 210, Dana Point, California 92629**

Next City Council Ordinance No. 13-03

### **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 5:00 p.m. in the Dana Point City Council Chamber, 33282 Golden Lantern, Suite 210, Dana Point.

### **ROLL CALL OF CITY COUNCIL MEMBERS:**

Steven H. Weinberg, Mayor  
Lisa A. Bartlett, Mayor Pro Tem  
William P. Brough, Council Member (*arrived at 5:02 p.m.*)  
Carlos N. Olvera, Council Member  
J. Scott Schoeffel, Council Member (*arrived at 5:04 p.m.*)

### **CLOSED SESSION**

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

**A. CONFERENCE WITH REAL PROPERTY NEGOTIATOR, Government Code § 54956.8**

Location: 26315 and 26351 Via Canon  
Agency Negotiator: Douglas C. Chotkevys, Mike Killebrew, Ursula Luna-Reynosa  
Negotiating Parties: City of Dana Point and Brandywine Homes; Integral Communities;  
and Stonefield Development, and Lighthouse Charitable Foundation  
Under Negotiation: Price and terms of a possible agreement relating to property

**B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Government Code § 54956.9 (a), (1 case)**

Name of Case: Therese Coppi v. City of Dana Point; County of Orange – USDC  
Central District Case No. – SACV11-1813 JST (RNBx)

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Mayor Weinberg recessed the meeting into a Closed Session at 5:02 p.m. pursuant to Government Code Section 54956 et seq.

## **RECONVENE CITY COUNCIL MEETING – CALL TO ORDER**

Mayor Weinberg reconvened the meeting at 6:00 p.m. All Council Members were present.

STAFF PRESENT: Douglas C. Chotkevys, City Manager; Patrick Munoz, City Attorney; Kathy Ward, City Clerk; Mike Killebrew, Assistant City Manager; Mike Rose, Director of Disaster Preparedness; Lt. Lynn Koehmstedt; Ursula Luna-Reynosa, Director of Community Development; Brad Fowler, Director of Public Works/Engineering; Kevin Evans, Director of Community Services and Parks; Christy Teague, Economic Development Manager; John Tilton, City Architect; Jackie Littler, Executive Secretary; DyAnne Weamire, Administrative Secretary; and Bobbi Ogan, Deputy City Clerk.

## **CLOSED SESSION ANNOUNCEMENT**

City Attorney Munoz stated that he had no announcement.

## **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by OCFA Battalion Chief Karl Schmutz.

## **INVOCATION**

The Invocation was provided by OCFA Chaplain Dave Keehn.

## **PRESENTATIONS AND PROCLAMATIONS**

Business of the Month – Capo Beach Equipment Rentals  
Employee of the Month – Werner Abrajano  
OCFA – Fire Prevention Week

## **CONSENT CALENDAR**

IT WAS MOVED BY COUNCIL MEMBER BROUGH, SECONDED BY MAYOR PRO TEM BARTLETT, THAT THE RECOMMENDATIONS BE ACCEPTED FOR ALL ITEMS ON THE CONSENT CALENDAR.

The motion carried by the following vote:

AYES: Council Member William Brough, Council Member Carlos N. Olvera, Council Member Scott Schoeffel, Mayor Pro Tem Lisa Bartlett and Mayor Steven Weinberg

NOES: None

ABSENT: None

**1. WAIVE THE READING OF ORDINANCES AND APPROVE READING BY TITLE ONLY**

APPROVED THE READING BY TITLE ONLY OF ALL ORDINANCES ON THE CONSENT CALENDAR AND THAT FURTHER READING OF SUCH ORDINANCES BE WAIVED.

**2. REGULAR MEETING MINUTES, SEPTEMBER 17, 2013**

APPROVED THE MINUTES.

**3. PLANNING COMMISSION MEETING MINUTES, AUGUST 12, 2013**

RECEIVED AND FILED.

**4. PLANNING COMMISSION MEETING MINUTES, SEPTEMBER 9, 2013**

RECEIVED AND FILED.

**5. PLANNING COMMISSION ACTIONS, MEETING OF SEPTEMBER 23, 2013**

RECEIVED AND FILED.

**6. MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR**

RECEIVED AND FILED.

**7. CLAIMS AND DEMANDS**

RECEIVED AND FILED THE CLAIMS AND DEMANDS.

**PUBLIC COMMENTS**

Judy Brandmeier/Donna Rosanelli-Barnhoors  
David Pino  
Marilyn Abbinante/William Bragulla

**PUBLIC HEARINGS**

There were no Public Hearings.

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## **UNFINISHED BUSINESS**

### **8. AWARD CONTRACT TO NELSON \ NYGAARD CONSULTING ASSOCIATES AND RECEIVE AN UPDATE ON PARKING MANAGEMENT IN TOWN CENTER**

IT WAS MOVED BY COUNCIL MEMBER OLVERA, SECONDED BY COUNCIL MEMBER SCHOEFFEL, THAT THE CITY COUNCIL AUTHORIZE THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH NELSON \ NYGAARD CONSULTING ASSOCIATES IN ACCORDANCE WITH THE ATTACHED SCOPE OF WORK; AND AUTHORIZE A BUDGET ADJUSTMENT.

The motion carried by the following vote:

AYES: Council Member William Brough, Council Member Carlos N. Olvera, Council Member Scott Schoeffel, Mayor Pro Tem Lisa Bartlett and Mayor Steven Weinberg

NOES: None

ABSENT: None

## **NEW BUSINESS**

There were no New Business items.

## **PUBLIC COMMENTS (Continued)**

There were no additional Public Comments received.

## **STAFF REPORTS**

## **COUNCIL REPORTS, INCLUDING CITY RELATED MEETINGS ATTENDED**

## **ADJOURNMENT**

There being no further business before the City Council at this session, Mayor Weinberg adjourned the meeting in memory of Laguna Beach Police Officer Jon Coutchie at 6:56 p.m. He announced that the next Regular Meeting of the City Council will be October 15, 2013, at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.