

CITY OF DANA POINT

**CITY COUNCIL
REGULAR
MEETING**



**TUESDAY
JUNE 2, 2015
5:00 P.M.**

MINUTES

Location: Dana Point Community Center Gym, 34052 Del Obispo, Dana Point, California 92629

Next City Council Ordinance No. 15-03

CALL TO ORDER

The Regular Meeting of the City Council of the City of Dana Point, California, was called to order by Mayor Olvera at 5:01 p.m. in the Community Center Gym, 34052 Del Obispo, Dana Point.

ROLL CALL OF CITY COUNCIL MEMBERS:

Carlos N. Olvera, Mayor
John A. Tomlinson, Mayor Pro Tem (*Arrived at 5:05 p.m.*)
Joseph L. Muller, Council Member
J. Scott Schoeffel, Council Member (*Arrived at 5:10 p.m.*)
Richard A. Viczorek, Council Member

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 (d1), (2 cases)
- B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION, Government Code § 54957

Title: City Manager

Mayor Olvera 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 Olvera reconvened the meeting at 6:35 p.m. All Council Members were present.

STAFF PRESENT: Douglas C. Chotkevys, City Manager; Patrick Munoz, City Attorney; John Ramirez, Assistant City Attorney; Kathy Ward, City Clerk; Mike Rose, Director of Disaster Preparedness; Lt. Russ

Chilton; Ursula Luna-Reynosa, Director of Community Development; Brad Fowler, Director of Public Works and Engineering; Mark Sutton, Building Official; Kevin Evans, Director of Community Services and Parks; Saima Qureshy, Senior Planner, Beverly Brion, Accounting Supervisor; Kate Lasso, Management Analyst; Robert Sedita, Management Analyst; 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 Council Member Schoeffel.

INVOCATION

The Invocation was provided by Pastor Jens Christy of Capo Beach Church.

PRESENTATIONS AND PROCLAMATIONS

There were no Presentations or Proclamations.

CONSENT CALENDAR

Mayor Olvera removed Item 10 from the Consent Calendar.

IT WAS MOVED BY COUNCIL MEMBER SCHOEFFEL, SECONDED BY COUNCIL MEMBER MULLER, THAT THE RECOMMENDATIONS BE ACCEPTED FOR ALL ITEMS ON THE CONSENT CALENDAR WITH THE EXCEPTION OF ITEM 10.

The motion carried by the following vote:

AYES: Council Member Joseph L. Muller, Council Member J. Scott Schoeffel, Council Member Richard A. Viczorek, Mayor Pro Tem John A. Tomlinson and Mayor Carlos N. Olvera

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, MAY 5, 2015

APPROVED THE MINUTES.

3. PLANNING COMMISSION MEETING MINUTES, APRIL 27, 2015

RECEIVED AND FILED.

4. MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR

RECEIVED AND FILED.

5. CITY TREASURER'S REPORT, APRIL 2015

RECEIVED AND FILED THE CITY TREASURER'S REPORT FOR THE MONTH OF APRIL 2015.

6. CLAIMS AND DEMANDS

RECEIVED AND FILED THE CLAIMS AND DEMANDS.

7. SALT CREEK OZONE TREATMENT FACILITY 5TH AMENDMENT TO AGREEMENT WITH SOUTH COAST WATER DISTRICT FOR FACILITY OPERATION AND MAINTENANCE

ACCEPTED THE 5TH AMENDMENT TO THE AGREEMENT FOR THE FACILITY OPERATION AND MAINTENANCE BETWEEN SOUTH COAST WATER DISTRICT AND THE CITY OF DANA POINT; AND AUTHORIZED THE CITY MANAGER OR HIS DESIGNEE TO SIGN THE AGREEMENT.

8. FY 2015-16 LAW ENFORCEMENT SERVICES AGREEMENT

APPROVED THE LAW ENFORCEMENT SERVICES AGREEMENT WITH THE COUNTY OF ORANGE FOR LAW ENFORCEMENT SERVICES FOR THE 2015-2016 FISCAL YEAR AND AUTHORIZED THE CITY MANAGER TO EXECUTE THE AGREEMENT.

9. CONTRACT AMENDMENT FOR THE ENVIRONMENTAL SERVICES PROVIDED BY LSA ASSOCIATES FOR THE SOUTH SHORES CHURCH PROJECT'S ENVIRONMENTAL IMPACT REPORT

AUTHORIZED THE CITY MANAGER TO EXECUTE A CONTRACT AMENDMENT TO THE CONSULTANT SERVICES AGREEMENT WITH LSA ASSOCIATES.

10. INTRODUCTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT CALIFORNIA, AMENDING CHAPTER 14.01.610 TO ADDRESS LANDSCAPE REQUIREMENTS WITHIN PUBLIC RIGHT-OF-WAY AREAS

Mayor Olvera removed this item from the Consent Calendar.

City Manager Chotkevys provided a staff report.

Mayor Olvera asked if South Coast Water District had a plan to provide recycled water to Capistrano Beach.

Director of Public Works Fowler replied that South Coast Water District was currently looking at a master plan update and where it would make sense to run. He stated that they may or may not include Capistrano Beach depending on the cost analysis. He added that the City has asked for the water district to look at providing reclaimed water in other areas of the City as well.

City Manager Chotkevys added that it would be weeks if not months to save the turf.

Mayor Olvera asked if recycled water was cheaper than potable water.

Director Fowler replied yes.

Council Member Viczorek asked what the reason for the change in the Ordinance was.

Director Fowler replied that with the drought the City needs to offer options to the residents. He stated that many people may choose to leave the parkway, but they will need to maintain it.

Council Member Viczorek asked if the property owners did not already have a requirement to maintain their lawn.

Director Fowler replied yes that is the intent and that the City would like to ensure that the property values are maintained.

Council Member Viczorek felt that requiring the homeowner to make a choice does not seem to be a good position and is unfair. He stated that he could not support the Ordinance as written.

City Manager Chotkevys reported that South Coast Water District was offering incentives to property owners and that it was the City's hope that people would look towards drought tolerant landscaping and using hand watering as opposed to irrigating with sprinklers or a drip system.

Mayor Olvera stated that he agreed with Council Member Viczorek.

IT WAS MOVED BY COUNCIL MEMBER SCHOEFFEL, SECONDED BY MAYOR PRO TEM TOMLINSON, THAT THE CITY COUNCIL INTRODUCE AND HOLD FIRST READING OF AN ORDINANCE TO AMEND CHAPTER 14.01.610 ENTITLED:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, AMENDING CHAPTER 14.01.610 TO ADDRESS LANDSCAPE REQUIREMENTS WITHIN PUBLIC RIGHT-OF-WAY PARKWAY AREAS.

The motion carried by the following vote:

AYES: Council Member J. Scott Schoeffel, Mayor Pro Tem John A. Tomlinson and Mayor Carlos N. Olvera

NOES: Council Member Joseph L. Muller and Council Member Richard A. Viczorek

ABSENT: None

PUBLIC COMMENTS

Dan Daley, Dana Point, announced that June was Alzheimer's Awareness Month and asked that people wear purple during the month. He stated that Alzheimer's was the fourth leading cause of death. He invited everyone to an informational meeting being held on Wednesday, June 10th at St. Timothy's at 9:30 a.m. or 6:30 p.m. He added that for more information please go to www.alz.org or call 800-272-3900.

Bryan Noakes, Capistrano Beach, spoke regarding his concerns with sober living homes changing over to detox homes.

City Manager Chotkevys stated that detox homes were licensed and scrutinized by the County and the State. He added that City staff was monitoring this issue.

Michael Fox, Capistrano Beach, spoke on behalf of the Dana Point Chamber of Commerce. He asked the City Council to make the revitalization of Doheny Village a priority.

PUBLIC HEARINGS

11. **HEARING ON THE APPEAL OF PLANNING COMMISSION DECISION APPROVING COASTAL DEVELOPMENT PERMIT CDP04-11, CONDITIONAL USE PERMIT CUP04-21 AND SITE DEVELOPMENT PERMIT SDP04-31 FOR THE DEMOLITION OF THREE EXISTING BUILDINGS AND CONSTRUCTION OF FOUR NEW BUILDINGS AND A TWO LEVEL, PARTIALLY SUBTERRANEAN PARKING STRUCTURE ON A 6-ACRE SITE FOR SOUTH SHORES CHURCH, LOCATED AT 32712 CROWN VALLEY PARKWAY. CONSIDERATION OF A SHARED PARKING PROGRAM AND PARKING MANAGEMENT PLAN IS INCLUDED IN CONJUNCTION WITH THE PROPOSED DEVELOPMENT. A FINAL ENVIRONMENTAL IMPACT REPORT (FEIR) HAS BEEN PREPARED TO ADDRESS POTENTIAL ENVIRONMENTAL IMPACT ASSOCIATED WITH THE PROJECT.**

City Manager Chotkevys introduced the item and Director of Community Development Luna-Reynosa provided a staff report. Ryan Beasley of LSA provided an overview of the EIR process.

Mayor Pro Tem Tomlinson asked about the on-site water treatment.

Ryan Beasley replied that the project includes an on-site storm water detention basin beneath a portion of the parking lot which includes treatment features. He added that the offsite water flows will be treated and released into a v-ditch.

Council Member Muller asked if the water was no longer going through the upper catch basin.

Ryan Beasley replied that the flows are diverted away from the upper basins going to a v-ditch, then to the lower basin. He stated that all of the treatment would take place on the project site.

Council Member Muller ask if there was a reason not to go through the upper basin any longer.

Ryan Beasley replied that the water quality that they are able to achieve from the on-site treatment is a greater quality than they are currently getting from the upper basin. He added that there was a requirement that all water be treated on site.

Mayor Olvera asked what other agencies had reviewed the project.

Director Luna-Reynosa replied that the County of Orange, Fish & Wildlife were the two agencies that had provided comments.

City Manager stated that the project was also provided to the California Coastal Commission, the Regional Water Quality Board, and a variety of public agencies that would have an interest in the project.

Mr. Beasley added that the document was sent to the surrounding cities as well.

Mayor Olvera asked if CEQA covered the construction timeframe.

Assistant City Attorney Ramirez replied that CEQA analyzes both operational impact and short term impacts. He stated that the EIR had deemed the construction impacts to be less than significant and that no mitigation was required.

Mayor Olvera asked when the project was approved by the Planning Commission.

Director Luna-Reynosa replied on March 30, 2015.

Mayor Olvera asked if the City had received correspondence from the appellant and has the City responded.

Director Luna-Reynosa replied that there has been some correspondence received from the appellant and that staff has responded to some of the queries per the advice of our legal counsel.

Mayor Olvera opened the Public Hearing.

Todd Glenn (Co-Appellant) stated his reasons for appealing the project included the following:

- LSA did not review or respond adequately to the stakeholder's concerns;
- The appropriate public resource trustee and regulatory agencies were not notified, fully informed, nor updated; and
- The cumulative impacts were not mitigated below the level of potentially significant negative impacts per CEQA.

In addition, he felt that the City should be requiring indemnification and/or bonding for the project. He asked for the footprint of the project be reduced five percent and for the administration and parking structure be moved fifteen feet further away from Monarch Bay Villas. He felt that the parking structure reduction would mitigate noise, air quality, thermal heating and lighting impacts on the Monarch Bay Villa side. He stated that the protracted build-out delays were burdensome on the surrounding homeowners.

Roger Butow (Appellant) stated that neither LSA nor the City has ever identified the lower basin as a wetlands and added that all impacts were not disclosed. He felt that the upper basin should remain in place. He asked for a five percent reduction of the footprint and improvements to the BMPs. He stated that they had made every attempt to negotiate with the church.

G.G. Kohlhagen (Applicant) shared the merits of alternative revised plan #2 which included an increased setback from the shared property line of more than the required ten feet, additional tree planting, reduced grading by almost half with the use of caissons, no retaining walls, the building sizes have been reduced and pulled back from Crown Valley. He stated that the

construction phasing was needed to enable to the church to continue their ministries during the improvements.

Pastor Tyler Guy, Dana Point, stated that the church has been open at this location since 1962 and that there was a real need for improvements of the church facilities. He asked the City Council for their approval.

Chuck Prince, Dana Point, felt that simply upgrading the church's classrooms would not be a good use of money. He stated that the church plan was code compliant and did not require any Variances.

Cami Marchand, Mission Viejo, spoke regarding the need for the expansion of the church facilities.

Alex Morgenstern, Aliso Viejo, spoke regarding the many groups that the church assists and described his Eagle Scout project to provide the church an outdoor flag pole.

Nancy Wallace, Dana Point, felt that the improvements to the church facilities should be encouraged and asked for the City Council's approval.

Josette Hatter, Dana Point, stated that she would support a smaller, safer project that was completed in six years.

Linda Enochs, Dana Point, stated that she did not support the project due to the length of time for the construction that would affect the surrounding homeowners. She asked for a sound barrier where the playground is proposed because the canyon will carry the sound and for the lighting to be enclosed as a hood would not be sufficient.

Tom Knudson, Dana Point, stated that the destabilizing of the hillside was a concern as was additional traffic.

Mark McGuire (Attorney representing South Shores Church), stated that the lower basin was created by the Point Monarch project. He felt that the project would provide better water quality dues to the treatments. He added that the upper basin was only meant to be temporary.

Roger Butow (Appellant) stated that his question was not answered about the lower basin and added that Monarch Bay Villas does not provide water run off as indicated.

Marck McGuire (Attorney representing South Shores Church) spoke regarding the water quality management plan.

Mayor Olvera closed the Public Hearing.

Mayor Olvera stated that it felt as if there had been compromise made with the alternative plan.

Council Member Schoeffel stated that it was difficult to deny if the applicant meets all of the requirements. He added that the project was reduced in size and conforms to the Code. He felt

that the phasing plan was intelligent and made sense. He stated that he was satisfied with the EIR and moved to approve the project.

Council Member Viczorek stated that he would second the motion. He felt that the property owner was doing everything within the law, was in compliance with CEQA and that the project should be approved.

Council Member Muller stated that he agreed with his colleagues. He felt that the applicant had done everything to comply and that he would support approval of the project.

Mayor Pro Tem Tomlinson felt that the components of drainage were well addressed.

IT WAS MOVED BY COUNCIL MEMBER SCHOEFFEL SECONDED BY COUNCIL MEMBER VICZOREK, THAT THE CITY COUNCIL CONDUCT A PUBLIC HEARING AND ADOPT **RESOLUTION NO. 15-06-02-01** CERTIFYING FINAL ENVIRONMENTAL IMPACT REPORT (EIR SCH#2009041129) AND ADOPTION OF FINDINGS OF FACT ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, UPHOLDING THE PLANNING COMMISSION'S DECISION TO CERTIFY THE FINAL ENVIRONMENTAL IMPACT REPORT (EIR SCH#2009041129) FOR COASTAL DEVELOPMENT CDP04-11, CONDITIONAL USE PERMIT CUP04-21 AND SITE DEVELOPMENT PERMIT SDP04-31; AND ADOPTION OF FINDINGS OF FACT FOR SOUTH SHORES CHURCH MASTER PLAN PROJECT LOCATED AT 32712 CROWN VALLEY PARKWAY.

The motion carried by the following vote:

AYES: Council Member Joseph L. Muller, Council Member J. Scott Schoeffel, Council Member Richard A. Viczorek, Mayor Pro Tem John A. Tomlinson and Mayor Carlos N. Olvera

NOES: None

ABSENT: None

IT WAS MOVED BY COUNCIL MEMBER SCHOEFFEL SECONDED BY COUNCIL MEMBER VICZOREK, THAT THE CITY COUNCIL UPHOLD THE PLANNING COMMISSION'S APPROVAL AND ADOPT **RESOLUTION NO. 15-06-02-02** APPROVING COASTAL DEVELOPMENT PERMIT CDP04-11, CONDITIONAL USE PERMIT CUP04-21 AND SITE DEVELOPMENT PERMIT SDP04-31 ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, UPHOLDING THE PLANNING COMMISSION'S APPROVAL OF COASTAL DEVELOPMENT PERMIT CDP-04-11, CONDITIONAL USE PERMIT CUP04-21 AND SITE DEVELOPMENT PERMIT SDP04-31 FOR SOUTH SHORES CHURCH MASTER PLAN PROJECT LOCATED AT 32712 CROWN VALLEY PARKWAY AND ADOPTION OF THE MITIGATION MONITORING AND REPORTING PROGRAM.

The motion carried by the following vote:

AYES: Council Member Joseph L. Muller, Council Member J. Scott Schoeffel, Council Member Richard A. Viczorek, Mayor Pro Tem John A. Tomlinson and Mayor Carlos N. Olvera
NOES: None
ABSENT: None

Mayor Olvera recessed the meeting at 8:46 p.m. and reconvened the meeting at 8:57 p.m.

12. PUBLIC HEARING AND RESOLUTION TO ADOPT THE PROPOSED OPERATING AND CAPITAL IMPROVEMENT BUDGETS FOR FISCAL YEARS 2015-2016 AND 2016-2017; RESOLUTION TO ESTABLISH THE APPROPRIATIONS LIMIT FOR FISCAL YEAR 2015-2016; AND RESOLUTION TO ADOPT THE POSITION TITLE, SALARY RANGE, AND CLASS SPECIFICATIONS FOR ASSISTANT ADMINISTRATIVE ANALYST

City Manager Chotkevys provided a staff report and Assistant City Manager Killebrew provided an overview of the proposed budget.

Council Member Schoeffel asked how much of the City's total budget percentage was from transient occupancy tax.

Assistant City Manager Killebrew replied 32 to 33 percent.

Council Member Schoeffel asked what the next highest revenue category was.

Assistant City Manager Killebrew replied property taxes at 50 percent.

Council Member Schoeffel asked how long it would take to replace 10 Million dollars based on the projected \$350,000 estimated savings per year.

Assistant City Manager Killebrew replied that it would take 25 years.

Mayor Olvera asked what the role of the VIP program was.

Lt. Chilton replied that the VIPs work on many different levels in the City including Code Enforcement, parking enforcement, community events, as well as vacation checks.

Mayor Olvera asked how the staff was going to be able to accommodate all of the projects in the budget.

City Manager Chotkevys replied that it would take a combination of full time staff and contract staff.

Mayor Olvera asked for clarification on the statement that staff will return to the Council for specifics.

City Manager Chotkevys replied that this was a funding plan and a program of services for the City. He stated that staff will have to return to Council for direction on the projects proposed.

Mayor Olvera asked what the difference was between slurry seal and asphalt.

Director Fowler replied that roadways typically have a 35 year life. He reported that after year seven and fourteen years a slurry seal would be done; at year 21 an overlay would be needed, then another slurry seal at year 28; at year 35 the City would start over with a

completely new street. He added that slurry seals were used so the City does not have to do the more expensive overlay as often.

Mayor Pro Tem Tomlinson asked how Council would adjust the budget to include money for the Doheny Village project.

City Manager Chotkevys replied that staff would return to Council with a budget appropriation or transfer if needed.

Mayor Pro Tem Tomlinson asked if the proposed substation at City Hall will help increase the response time in Doheny Village.

City Manager Chotkevys replied that the deputies already have a presence in Doheny Village and Capistrano Beach.

Mayor Pro Tem Tomlinson agreed that having a substation at City Hall would save a lot of travel time for the deputies and their briefings being community specific will be helpful.

Council Member Muller asked when the Council could expect to see an Economic Development Plan.

City Manager Chotkevys replied that staff was looking for the right fit for the City to take on the position full time.

Council Member Muller asked how the City will be able to evaluate how successful the person is.

City Manager Chotkevys replied that the items on the Planning Commission agenda, ribbon cuttings, and other events would be indicators of their success.

Council Member Viczorek asked what will be the best way to deploy forces in Capistrano Beach.

Lt. Chilton replied that it is a matter of priorities and the first is to get the deputies to City Hall where there will be better deployment. He added that there is more involved in opening a substation in Capistrano Beach than what people realize.

Mayor Olvera opened the Public Hearing.

Buck Hill, Dana Point, spoke regarding the City's reserves and felt that the City Council had not been given the complete picture to make good decisions on the budget.

Keith Fullenwider, Capistrano Beach, spoke of the frustration with trying to work with the County to have improvements made in Capistrano Beach over the years. He added that they expected the incorporation of Capistrano Beach into Dana Point would have helped achieve those improvements.

Ann Romano, Capistrano Beach, asked for Council support of a Doheny Village Plan.

Ziad Mahsi, San Clemente, spoke regarding the lack of improvements being made in Doheny Village.

Patricia O'Keefe, Capistrano Beach, spoke regarding the lack of funding identified in the budget for Doheny Village improvements.

Robert Chavez, Capistrano Beach, encouraged the City Council to look at providing improvements as well as more Sheriff Deputy presence in Doheny Village.

Toni Nelson, Capistrano Beach, felt that an established timeline for improvements to be made in Doheny Village was needed. She asked for budget to provide cleaning, landscaping and more lighting as well as a satellite Orange County Sheriff Department office in Capistrano Beach. She also asked for the creation of reserve funds for Doheny Village revitalization.

Sandie Iverson, Capistrano Beach, spoke regarding the money that had been spent on the bocce ball court and the arch in the Lantern District which could have been used to clean up Capistrano Beach.

Larry Robinson, Capistrano Beach, spoke of the frustration over the lack of action in Capistrano Beach.

Kathy Samuel, Dana Point, spoke of the need to improve the Capistrano Beach area.

Mayor Olvera closed the Public Hearing.

Council Member Schoeffel asked how much of the proposed budget was allocated to Doheny Village.

Assistant City Manager Killebrew replied that the budget was not established geographically, but that there are a number of outlays identified in the budget going towards Capistrano Beach.

City Manager Chotkevys stated that items in the budget included a reclaimed water line and bike way improvements. He stated that with Council direction that the budget could increase.

Assistant City Manager Killebrew added that there was also a holiday lighting and banner program being proposed.

Director Fowler stated that for years now a significant portion of the Capital Improvement Street Program goes towards Capistrano Beach due to drainage issues.

Council Member Schoeffel asked where money would come from in the budget for Capistrano Beach in the two year budget.

Assistant City Manager Killebrew replied that we could use the Out of Fund Balance.

Director Fowler added that the first street improvement program will cost 2.7 Million and that the second street improvement program will cost 3.4 Million.

Council Member Schoeffel asked how much room was there in the budget to make an adjustment if that was the Council consensus after discussing the Doheny Village at the next meeting.

Assistant City Manager Killebrew replied that it would depend on the Council's priorities.

Director Fowler added that the first street improvement project was ready to go, but that the second project funding could be reprogrammed.

Council Member Schoeffel stated that he does not see a replenishment plan in the budget and that he would like for the City to start replenishing funds.

Council Member Muller asked how much the City came in under budget this past year.

Assistant City Manager Killebrew replied that on the expenditure side, the City had a positive 2.3 Million.

IT WAS MOVED BY MAYOR PRO TEM TOMLINSON, SECONDED BY COUNCIL MEMBER MULLER THAT THE CITY COUNCIL CONDUCT A PUBLIC HEARING TO REVIEW THE CITY OF DANA POINT PROPOSED OPERATING AND CAPITAL IMPROVEMENT BUDGETS FOR FISCAL YEARS 2015-2016 ("FY 2015") AND 2016-2017 ("FY 2016") AND ADOPT **RESOLUTION 15-06-02-03** ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA ADOPTING AN OPERATING AND CAPITAL IMPROVEMENT BUDGET FOR THE CITY OF DANA POINT FOR FISCAL YEARS 2015-2016 AND 2016-2017.

The motion carried by the following vote:

AYES: Council Member Joseph L. Muller, Council Member Richard A. Viczorek, Mayor Pro Tem John A. Tomlinson and Mayor Carlos N. Olvera

NOES: Council Member J. Scott Schoeffel

ABSENT: None

IT WAS MOVED BY COUNCIL MEMBER SCHOEFFEL, SECONDED BY COUNCIL MEMBER MULLER THAT THE CITY COUNCIL ADOPT **RESOLUTION 15-06-02-04** ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, ESTABLISHING THE APPROPRIATIONS LIMIT FOR FISCAL YEAR 2015-2016.

The motion carried by the following vote:

AYES: Council Member Joseph L. Muller, Council Member J. Scott Schoeffel, Council Member Richard A. Viczorek, Mayor Pro Tem John A. Tomlinson and Mayor Carlos N. Olvera

NOES: None

ABSENT: None

IT WAS MOVED BY COUNCIL MEMBER MULLER, SECONDED BY MAYOR PRO TEM TOMLINSON, THAT THE CITY COUNCIL ADOPT **RESOLUTION 15-06-02-05** ENTITLED:

ADOPT A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, ADOPTING THE POSITION TITLE, SALARY RANGE, AND CLASS SPECIFICATIONS FOR ASSISTANT ADMINISTRATIVE ANALYST.

The motion carried by the following vote:

AYES: Council Member Joseph L. Muller, Council Member J. Scott Schoeffel, Council Member Richard A. Viczorek, Mayor Pro Tem John A. Tomlinson and Mayor Carlos N. Olvera

NOES: None

ABSENT: None

UNFINISHED BUSINESS

There were no Unfinished Business items.

NEW BUSINESS

There were no New Business items.

PUBLIC COMMENTS (Continued)

There were no additional Public Comments received.

STAFF REPORTS

City Manager Chotkevys provided an update on AB1217. He reported that if this Bill passes, that the City would not be guaranteed a seat on the Orange County Fire Authority Board. He added that in keeping with the City Council's opposition of this Bill, the south Orange County City Managers were looking at options to the OCFA model.

COUNCIL REPORTS, INCLUDING CITY RELATED MEETINGS ATTENDED

Council Member Muller stated that AB1217 was an important issue and that if the Bill passes, the City would lose their seat on the Board of the Orange County Fire Authority. He added that the City needs to make plans in case this happens. He stated that he would turn in his list meetings attended to the City Clerk.

Council Member Schoeffel stated that he would turn in his list of meetings attended to the City Clerk.

Council Member Viczorek stated that he would turn in his list of meetings attended to the City Clerk.

Mayor Pro Tem Tomlinson stated that he would turn in his list of meetings attended to the City Clerk.

Mayor Olvera stated that he would turn in his list of meetings attended to the City Clerk.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Olvera adjourned the meeting at 11:11 p.m. and announced that the next Regular Meeting of the City Council will be June 16, 2015, 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 JUNE 16, 2015

Meetings attended since May 5, 2015:

Mayor Carlos N. Olvera

May 6 Met with Capo Cares Group
Met with Ann Schulz applicant for Arts & Cultural Commission
May 7 South OC Mayors breakfast
Library Advisory Board
May 9 Fish For Life speaker and excursion
May 11 Met with the President of SCWD
May 12 Watershed Management Agency
May 13 Met with Director Denis Erdman SCWD
Speaker at DP Historical Society
May 15 State of the City
May 16 Doheny Blues Festival
May 19 OC Historical Commission meeting
May 20 Rotary Club
Met with San Clemente Councilwoman Donchak
Speaker Capistrano Republican Women's Federated
May 21 OC Vector Control meeting
May 25 Speaker Memorial Day
May 27 Met with Brandon Philips regarding a skate park
May 28 Ribbon cutting Donut Star

Mayor Pro Tem John A. Tomlinson

May 3 Dana Point Grand Prix
May 14 Foothill/Eastern TCA Board Meeting
May 15 State of City
May 18 – 20 ICSC
May 25 Memorial Day – Pines Park

Council Member Joseph L. Muller

May 12 Met with representatives from Capo Cares
May 15 State of the City
May 16-17 Doheny Blues Festival
May 21 Meeting with City Manager Chotkevys and Assistant Manager Mike Killebrew
May 25 Memorial Day Service
May 26 Meeting with Mayor Olvera, City Manager Chotkevys, City Attorney Munoz and South Shores Church representatives
May 28 Ribbon Cutting for Donut Star

Council Member J. Scott Schoeffel

5/5/15 Attend meeting of Dana Point Homeless Task Force.
5/6/15 Attend joint leadership meeting of the Orange County Transportation Authority/Transportation Corridor Agencies in Irvine.

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- 5/14/15 Attend San Joaquin Hills Transportation Corridor Agency Board of Directors meeting. Attend Joint Strategic Planning Ad Hoc Committee meeting for the San Joaquin Hills and Foothill Eastern Transportation Corridor Agencies.
- 5/15/15 Attend Chamber of Commerce State of the City luncheon.
- 5/16/15 Attend and perform at Sea Star Stroll charitable event at the Ocean Institute. Attend Doheny Blues Festival at Doheny Beach State Park.
- 5/17/15 Attend Doheny Blues Festival at Doheny Beach State Park.
- 5/21/15 Attend Joint Compensation Ad Hoc Committee for the San Joaquin Hills and Foothill Eastern Transportation Corridor Agencies. Attend Joint Environmental Ad Hoc Committee meeting for the San Joaquin Hills and Foothill Eastern Transportation Corridor Agencies.
- 5/25/15 Attend Memorial Day services at Pines Park in Capistrano Beach.
- 5/30/15 Attend Dana Point Symphony Orchestra performance at St. Edward the Confessor Catholic Church.
- 6/1/15 Attend meeting of Coastal Animal Services Authority Board of Directors.
- 6/1/15 Attend Senior Awards Night at Dana Hills High School and distribute personal SIMA scholarships to graduating seniors in the SOCSA program.

Council Member Richard A. Viczorek

- May 7 Meeting with a field representative from Assemblyman Brough's office – Dana Point
Meeting with constituents regarding Capistrano beach issues – City Hall
- May 13-17 Fiesta volunteer – Saint Edward the Confessor Parish School
- May 15 MCB Camp Pendleton Fisher House Dedication & Ribbon Cutting Ceremony
2015 State of the City Address – Laguna Cliffs Marriott
- May 28 VFW Post 9934 Memorial Day Service – Pines Parks
Ribbon Cutting for Donut Star – Monarch Bay Plaza