

CITY OF DANA POINT

**CITY COUNCIL
REGULAR
MEETING**



**TUESDAY
OCTOBER 6, 2015
5:00 P.M.**

ACTION AGENDA

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

Next City Council Ordinance No. 15-07

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 5:03 p.m. in the City Council Chambers, 33282 Golden Lantern, Dana Point.

ROLL CALL OF CITY COUNCIL MEMBERS:

Carlos N. Olvera, Mayor
John A. Tomlinson, Mayor Pro Tem
Joseph L. Muller, Council Member
J. Scott Schoeffel, Council Member
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), (1 case)
- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Government Code § 54956.9 (a), (1 case)
Name of Case: City of Dana Point v. California Coastal Commission, et al
Case No. 37-2010-00099827

Mayor Olvera recessed the meeting into a Closed Session at 5:04 p.m. pursuant to Government Code Section 54956 et seq.

RECONVENE CITY COUNCIL MEETING – CALL TO ORDER

Mayor Olvera reconvened the meeting at 6:06 p.m. All Council Members were present.

STAFF PRESENT: Douglas C. Chotkevys, City Manager; Patrick, City Attorney; Kathy Ward, City Clerk; Mike Rose, Director of Disaster Preparedness & Facilities; Lt. Russ Chilton; Ursula Luna-Reynosa, Director of Community Development; Brad Fowler, Director of Public Works and Engineering; John Tilton, City Architect; Mark Sutton, Building Official; Kevin Evans, Director of Community Services and Parks; Jackie Littler, Executive Secretary; DyAnne Weamire, Administrative Secretary; and Bobbi Ogan, Deputy City Clerk.

CLOSED SESSION ANNOUNCEMENT

City Attorney Munoz stated that he had nothing to report.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Viczorek.

INVOCATION

The Invocation was provided by Pastor David Mattson of Gloria Dei Lutheran Church.

PRESENTATIONS AND PROCLAMATIONS

Business of the Month – Big 5 Sporting Goods
Shop Del Prado Program Presentation and Prize Drawing
Employee of the Month – Lisa Zawaski
OCFA Fire Prevention Week Proclamation

CONSENT CALENDAR

Council Member Schoeffel asked for an abstention to be recorded for Item 15 as he had a potential conflict of interest.

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

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, SEPTEMBER 15, 2015

APPROVED THE MINUTES.

3. SPECIAL MEETING MINUTES, SEPTEMBER 23, 2015

APPROVED THE MINUTES.

4. PLANNING COMMISSION MEETING MINUTES, AUGUST 24, 2015

RECEIVED AND FILED.

5. PLANNING COMMISSION ACTIONS, MEETING OF SEPTEMBER 28, 2015

RECEIVED AND FILED.

6. TOURISM BOARD IMPROVEMENT DISTRICT MEETING MINUTES, AUGUST 4, 2015

RECEIVED AND FILED.

7. FINANCIAL REVIEW COMMITTEE ACTION MINUTES, SEPTEMBER 8, 2015

RECEIVED AND FILED.

8. TOURISM BOARD IMPROVEMENT DISTRICT MEETING MINUTES, AUGUST 21, 2015

RECEIVED AND FILED.

9. MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR

RECEIVED AND FILED.

10. CLAIMS AND DEMANDS

RECEIVED AND FILED THE CLAIMS AND DEMANDS.

11. FISCAL YEAR 2015-16 PROPOSED BUDGET ADJUSTMENTS (CARRY-OVER)

AMENDED THE FY2015-16 ("FY16") BUDGET BY AUTHORIZING THE CARRY-OVER AND RE-APPROPRIATION OF ENCUMBERED AND UNENCUMBERED FROM THE FY15 TO THE FY16; AND AUTHORIZED THE CITY MANAGER TO RATIFY AND EXECUTE THE FIRST AMENDMENT TO THE AGREEMENT BETWEEN CONVERGINT TECHNOLOGIES LLC.

12. 2015-16 SALARY RANGES FOR REPRESENTED AND NON-REPRESENTED CLASSIFICATIONS

ADOPTED RESOLUTION 15-10-06-01 ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, ESTABLISHING SALARY RANGES FOR REPRESENTED AND NON-REPRESENTED CLASSIFICATIONS; AMENDING POSITION TITLES FOR THE CITY'S SECRETARY CLASSIFICATION SERIES, AND AMENDING THE CLASS SPECIFICATION FOR SENIOR CIVIL ENGINEER; and

RESOLUTION 15-10-06-02 ENTITLED

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, ESTABLISHING SALARY RANGES FOR NON-REPRESENTED CLASSIFICATIONS.

13. APPROVAL OF CAPITAL IMPROVEMENT PROGRAM DESIGN SERVICES WITH WEST COAST CIVIL, INCORPORATED

AWARDED THE CAPITAL IMPROVEMENT PROGRAM DESIGN SERVICES CONTRACT TO WEST COAST CIVIL, INCORPORATED AND AUTHORIZE THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE CONTRACT AGREEMENT.

14. REPLACEMENT OF TELESCOPIC GYMNASIUM BLEACHERS

AUTHORIZED THE PURCHASE OF REPLACEMENT TELESCOPIC BLEACHERS FOR THE COMMUNITY CENTER GYMNASIUM AND AUTHORIZED THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE A CONTRACT WITH CALIFORNIA FACILITIES SPECIALTIES FOR THIS BUDGETED REPLACEMENT PROJECT.

15. APPROVAL OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF DANA POINT AND SOUTHERN CALIFORNIA EDISON FOR SUPPORT OF EMERGENCY PLANNING AND RESPONSE EFFORTS

Council Member Schoeffel stated that he had a potential conflict of interest and registered an abstention on this item.

APPROVED THE MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY AND SOUTHERN CALIFORNIA EDISON TO CONTINUE THE SUPPORT OF EMERGENCY PLANNING AND RESPONSE EFFORTS AND AUTHORIZED THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE MOU.

PUBLIC COMMENTS

Nancy Jenkins
Penny Maynard
Joanna Adrian
Barbara Johannes

PUBLIC HEARINGS

There were no Public Hearings.

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

COUNCIL REPORTS, INCLUDING CITY RELATED MEETINGS ATTENDED

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Olvera adjourned the meeting at 6:41 p.m. and announced that the next Regular Meeting of the City Council will be October 20, 2015, at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.