
**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
OCTOBER 6, 2015**

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:

Present: Mayor Carlos N. Olvera
Mayor Pro Tem John A. Tomlinson
Council Member Joseph L. Muller
Council Member J. Scott Schoeffel
Council Member Richard A. Viczorek
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 (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; Rachel Johnson, Assistant Administrative Analyst; Kevin Evans, Director of Community Services and Parks; Jackie Littler, Executive Secretary; DyAnne Weamire, Administrative Secretary; and Bobbi Ogan, Deputy City Clerk.

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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

Assistant Administrative Analyst Rachel Johnson provided a PowerPoint presentation. She reported that Big 5 began as an Army/Navy surplus store but when the demand for sporting goods grew, they changed their name to Big 5 in 1963. She added that Big 5 will be celebrating their 60th anniversary this month. She stated that Big 5 on Doheny Park Road opened in 1992 and that they employ 24 staff, three assistant managers and one store manager. She added that they encourage their associates to seek more education whether it be through trade, college, or their own manager training program. She stated that the Capistrano Beach store is one of the top 10 ten performing stores out of 439 stores throughout 13 states. She added that Big 5 gives back to the community by matching any dollar donated through the store to the March of Dimes and Toys For Tots as well as the local organization "Shoe Angels" which donates shoes to 10 children every month. Mayor Olvera presented a Certificate of Recognition to manager Nick Hrdicka for Big 5 being selected the business of the month for October, 2015. Heather Johnston, CEO of the Dana Point Chamber of Commerce presented a one year free membership to the Chamber and a certificate.

Shop Del Prado Program Presentation and Prize Winner

Heather Johnston, CEO of the Dana Point Chamber of Commerce reported that this was the last month for the Shop Del Prado program. She added that over 100,000 dollars' worth of receipts had been turned in over the last nine months. Mayor Olvera drew the ticket and announced Corky and Carol Graph as the winners.

Employee of the Month

Director Fowler introduced Lisa Zawaski. He reported that Lisa began working for the City in 2004 and as the City's Water Quality Engineer she has an important role in ensuring that the oceans and beaches are kept clean as well as the first two ozone treatment plants in the nation are kept running well. He added that she works with the community on outreach regarding water quality. Mayor Olvera presented a Certificate of Recognition to Lisa for being selected as the Employee of the Month for October, 2015.

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OCFA Fire Prevention Week

Mayor Olvera presented a Proclamation identifying this week as Fire Prevention Week to OCFA Division Chief John Abel. Chief Abel stated that this year's focus was on smoke alarms with the motto "Install, Inspect, and Protect". He encouraged everyone to check their alarms to ensure working order and recommended changing them out if they were too old.

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 J. SCOTT SCHOEFFEL, SECONDED BY MAYOR PRO TEM JOHN A. TOMLINSON, TO ACCEPT THE RECOMMENDATIONS 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

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.

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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 WITH 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

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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 AUTHORIZED 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, Dana Point, announced that on Saturday, October 17th there will be an Art Walk on Del Prado from 1-4 p.m. She invited everyone to attend.

Penny Maynard, Dana Point, spoke of the two way traffic in the Town Center and stated that she was happy with what the City has done.

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Joanna Adrian, Dana Point, spoke of Lt. Chilton's coffee chats with the Capistrano Beach community. She asked for the City Council to review AB109 and recently passed Prop 47 as she felt that they would affect the City and the safety of residents.

Barbara Johannes, Dana Point, invited everyone to the 15th Annual Home Tour on Sunday, October 11th. She stated that the tour includes seven homes. She added that the home tour was a major fundraiser for the Dana Point Historical Society and thanked the City Council for their support over the past year.

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

There were no additional Public Comments received.

STAFF REPORTS

City Manager Chotkevys thanked City Engineer Matthew Sinacori for all of his efforts on the Town Center Project.

COUNCIL REPORTS, INCLUDING CITY RELATED MEETINGS ATTENDED

Council Member Schoeffel stated that he would love to see everyone on October 17th for the Art Walk and announced that he would also be performing.

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

Council Member Muller thanked Chief Abel for talking about fire prevention. He stated that there was a program to assist with those who need financial assistance to update their smoke detectors. He added that he would turn in his list of meetings attended to the City Clerk.

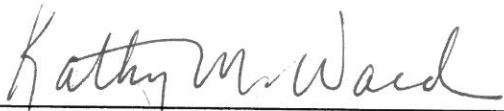
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Mayor Pro Tem Tomlinson stated that it was very important for everyone to check the date of their smoke detectors. He added that he would turn in his list of meetings attended to the City Clerk.

Mayor Olvera stated that he had attended the BBQ Championship and handed out the prizes. He added 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 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.



KATHY M. WARD
CITY CLERK

APPROVED AT THE MEETING OF OCTOBER 20, 2015

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Meetings attended since September 15, 2015:

Mayor Carlos N. Olvera

September 16	Meeting with SOWD director Green City Briefing meeting on Financial Review Board Meeting
September 17	Chamber Mixer
September 19	Relay for Life; Torch 1975
September 21	Area political meeting on San Clemente Hospital
September 23	Financial Review Committee; City Council Closed Session
September 28	Laughs for Leathernecks
September 29-October 2	League of California Cities
October 3	Fish for Life Fundraiser
October 4	Pet Project Foundation fundraiser
October 6	Niguel Men's Club speaker

Mayor Pro Tem John A. Tomlinson

September 23	Financial Review Committee Meeting
September 29-October 2	League of Cities Annual Conference

Council Member Joseph L. Muller

September 21	Laurie Davies, League of Cities
September 24	OCFA Board Meeting
September 29-October 2	League of Cities Conference
October 2	Whale Watching for BBQ Championships
October 3	State BBQ Championships

Council Member Richard A. Viczorek

September 19	Torch 1975 Inc. Awards Ceremony Gala – OC Sailing & Event Center
September 30-October 2	League of California Cities Annual Conference – San Jose
October 6	Meeting with constituent re: Harbor & IlluminOcean – Dana Point Harbor. Meeting with constituent re: Lantern District – Dana Point Harbor.