
**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
FEBRUARY 16, 2016**

CALL TO ORDER

The Regular Meeting of the City Council of the City of Dana Point, California, was called to order by Mayor Tomlinson at 5:01 p.m. in the City Council Chambers, 33282 Golden Lantern, Dana Point.

ROLL CALL OF CITY COUNCIL MEMBERS:

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

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

City Attorney Munoz reported that a correction to Closed Session was needed to be made on Item B; that there was only one case for discussion.

Mayor Tomlinson 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 Tomlinson reconvened the meeting at 6:10 p.m. All Council Members were present.

STAFF PRESENT: Douglas C. Chotkevys, City Manager; Patrick Munoz, City Attorney; 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

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
FEBRUARY 16, 2016**

Services and Parks; John Tilton, City Architect; Brian McClure, Parks Manager; Rachel Johnson, Assistant Administrative Analyst; DyAnne Weamire, Senior Administrative Assistant; Jackie Littler, Executive Assistant; Bobbi Ogan, Deputy City Clerk; and Gail Enriquez, City Clerk Specialist.

CLOSED SESSION ANNOUNCEMENT

City Attorney Munoz stated that he had nothing to report.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Dana P. Knotts, resident of Capistrano Beach.

INVOCATION

The Invocation was provided by Morrie Hansen from the VFW Post 9934.

PRESENTATIONS AND PROCLAMATIONS

Business of the Month - Harbor Grill

Assistant Administrative Analyst Johnson provided PowerPoint presentation. She reported that Harbor Grill was opened by John Hicks in the spring of 1984 and that son, Keegan Hicks took over in 2006 when John retired. She stated that the Harbor Grill employs up to 45 people depending on the time of year. She added that they serve lunch, dinner and a champagne breakfast on Sundays. She stated that Harbor Grill believes in investing in the community and that they support Dana Hills High School, Mission Hospital Foundation, Fish For Life, Assistance League of Saddleback Valley and the Dana Point Symphony. Mayor Tomlinson presented a Certificate of Recognition to Keegan and John Hicks for the Harbor Grill being named the Business of the Month, February 2016. Heather Johnston, CEO of the Dana Point Chamber of Commerce also presented a certificate to the Hicks' for their honor and thanked the Harbor Grill for being members of the Chamber for 32 years.

Employee of the Month - Kim Cholodenko

Council Member Schoeffel introduced Kim. He stated that he has worked with CASA since being appointed to the Board in 2012. He stated that CASA was one of the few "no kill" shelters in the state and that the City was lucky to have Kim. Council Member Schoeffel presented Kim with a Certificate of Recognition for being selected the Employee of the Month, February 2016. Board of Supervisor Lisa Bartlett thanked Kim for all of the work she does and for her partnership with the shelter in Santa Ana. She presented Kim with a Certificate of Recognition from the County of Orange.

City Manager Chotkevys also thanked Kim for what she does for the Community.

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
FEBRUARY 16, 2016**

Library Presentation - Lisa Bartlett, Chairwoman of the Orange County Board of Supervisors

Supervisor Bartlett presented a certificate to Council Member Olvera in appreciation of the City funding Sunday hours at the Dana Point Library.

VFW Law Enforcement Officer of the Year

Mayor Pro Tem Viczorek introduced Deputy Christopher Eiben. He stated that Deputy Eiben joined the Sheriff's Department in 2007 and that he had received recognition from MADD in 2014 for an excess of 25 DUI requests. He added that Deputy Eiben had just completed his Field Officer Training. VFW Post 9934 Commander Phil Jimenez present Deputy Eiben a Certificate of Recognition and a check for his selection of Law Enforcement Officer of the Year. Mayor Pro Tem Viczorek also presented Deputy Eiben with a Certificate of Recognition on behalf of the City.

VFW Firefighter of the Year

Mayor Pro Tem Viczorek introduced Captain Aaron Clark. He stated that Captain Clark has received the Medal of Valor and was hand-picked to assist in the testing for Firefighter Captains. Commander Phil Jimenez presented Captain Clark with a Certificate and a check for being selected VFW Firefighter of the Year. Mayor Pro Tem Viczorek also presented Captain Clark with a Certificate of Recognition on behalf of the City.

VFW Reserve Firefighter of the Year

Mayor Pro Tem Viczorek introduced Scott Mermel. He stated that Scott is a civilian and a reserve firefighter who participates in many of the City's events. Commander Phil Jimenez presented Scott with a Certificate and a check for being selected Reserve Firefighter of the Year. Mayor Pro Tem Viczorek also presented Scott with a Certificate of Recognition on behalf of the City.

VFW Patriot Pen

Audrey Kathleen Taylor read her winning essay. Wayne Yost of Post 9934 awarded Audrey a medal, a Certificate and a check for being selected the VFW Voice of Democracy Winner for 2015. Mayor Pro Tem Viczorek presented Audrey a Certificate of Recognition for her honor.

VFW Voice of Democracy

Nikki Minagar read her winning essay. Wayne Yost of Post 9934 awarded Nikki a medal, a Certificate and a check for being selected the VFW Voice of Democracy Winner for 2015. Mayor Pro Tem Viczorek presented Nikki a Certificate of Recognition for her honor.

CONSENT CALENDAR

Council Member Olvera and members of the public removed Item 8 and Council Member Olvera also removed Item 11 from the Consent Calendar.

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
FEBRUARY 16, 2016**

IT WAS MOVED BY COUNCIL MEMBER CARLOS N. OLVERA, SECONDED BY COUNCIL MEMBER J. SCOTT SCHOEFFEL, THAT THE CITY COUNCIL ACCEPT THE RECOMMENDATIONS OF ALL ITEMS ON THE CONSENT CALENDAR WITH THE EXCEPTION OF ITEMS 8 AND 11.

The motion carried by the following vote:

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

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, FEBRUARY 2, 2016

APPROVED THE MINUTES.

3. PLANNING COMMISSION MEETING MINUTES, JANUARY 25, 2016

RECEIVED AND FILED.

4. PLANNING COMMISSION ACTIONS, MEETING OF FEBRUARY 8, 2016

RECEIVED AND FILED.

5. MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR

RECEIVED AND FILED.

6. CITY TREASURER'S REPORT, JANUARY 2016

RECEIVED AND FILED THE CITY TREASURER'S REPORT FOR THE MONTH OF JANUARY 2016.

7. CLAIMS AND DEMANDS

RECEIVED AND FILED THE CLAIMS AND DEMANDS.

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
FEBRUARY 16, 2016**

8. DOHENY VILLAGE PLAN UPDATE

Council Member Olvera and members of the Public removed this item from the Consent Calendar.

Mayor Tomlinson opened the Public Comments.

Jim Reardon, San Juan Capistrano/CUSD, spoke of the district's funding issues. He stated that they see the bus yard as an asset and improvement in their future.

Amy Hanacek, Dana Point/President of the CUSD School Board, spoke of the bus yard property and stated that they want the highest and best use for the district.

Mayor Tomlinson closed the Public Comments.

City Manager Chotkevys responded that the City would be meeting with members of the board on Friday to obtain a clear sense of what CUSD wants to do with the property.

Council Member Olvera stated that he wanted to pull the item to draw attention to the work the City is doing in the Doheny Village.

IT WAS MOVED BY COUNCIL MEMBER J. SCOTT SCHOEFFEL, SECONDED BY COUNCIL MEMBER CARLOS N. OLVERA, THAT THE CITY COUNCIL RECEIVE AND FILE THE REPORT.

The motion carried by the following vote:

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

NOES: None

9. RATIFICATION OF AGREEMENT WITH DB NEISH, INC. FOR PLANNING SERVICES AND ADVOCACY REPRESENTATION/COASTAL COMMISSION LIAISON

RATIFIED THE INITIAL CONTRACT WITH DB NEISH AND AUTHORIZED THE CITY MANAGER TO APPROVE A FIRST AMENDMENT TO THAT AGREEMENT; AND, AUTHORIZED A BUDGET ADJUSTMENT PER THE FISCAL IMPACT SECTION.

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
FEBRUARY 16, 2016**

10. AWARD OF CONTRACT FOR THE MAINTENANCE OF CITY RECREATIONAL FACILITIES

AWARDED A CONTRACT TO PROFESSIONAL SPORTS FIELD MAINTENANCE, INC. FOR MAINTENANCE OF CITY RECREATIONAL FACILITIES AND AUTHORIZED THE CITY MANAGER TO EXECUTE AMENDMENTS FOR UNFORESEEN WORK NOT-TO-EXCEED 20% OF THE ANNUAL AWARD.

11. AWARD OF CONTRACT FOR THE 4TH OF JULY AERIAL FIREWORKS DISPLAY AND BARGE CONTRACT

Council Member Olvera removed this item from the Consent Calendar.

City Manager Chotkevys provided a staff report.

Council Member Olvera encouraged staff to help other tug and barge companies to become qualified so that they may bid on the job.

City Manager Chotkevys replied that staff does attempt to help other companies each year.

IT WAS MOVED BY COUNCIL MEMBER CARLOS N. OLVERA, SECONDED BY MAYOR PRO TEM RICHARD A. VICZOREK, THAT THE CITY COUNCIL APPROVE THE FOLLOWING FOR THE 2016 4TH OF JULY AERIAL FIREWORKS DISPLAY: CONTRACT WITH GARDEN STATE FIREWORKS FOR THE AERIAL DISPLAY, AND CONTRACT WITH PACIFIC TUGBOAT SERVICE TO PROVIDE A TUG AND BARGE TO BE USED AS THE STAGING AREA FOR THE FIREWORKS DISPLAY, AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE AGREEMENTS.

The motion carried by the following vote:

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

NOES: None

12. ADOPTION OF A RESOLUTION APPROVING A NOTICE OF COMPLETION FOR THE CONSTRUCTION OF THE PCH/DEL PRADO STREETSCAPE IMPROVEMENT PHASE 2A PROJECT

ADOPTED RESOLUTION 16-02-16-01 ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, APPROVING A NOTICE OF COMPLETION FOR THE CONSTRUCTION OF THE PROJECT

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
FEBRUARY 16, 2016**

ENTITLED "PCH/DEL PRADO STREETScape IMPROVEMENT PHASE 2A PROJECT".

13. 2016 SPECIAL EVENTS CALENDAR

APPROVED THE SPECIAL EVENTS CALENDAR FOR 2016 AND THE RECOMMENDED VENUES; AWARDED THE STAGE AND SOUND CONTRACT TO SOUTHERN CALIFORNIA SOUND STAGE & LIGHTING CORPORATION; AND AUTHORIZED THE CITY MANAGER TO EXECUTE THE CONTRACT.

14. APPROVAL OF CONTRACT AMENDMENTS FOR ADDITIONAL AS-NEEDED REIMBURSABLE PUBLIC WORKS DEVELOPMENT ENGINEERING PLAN CHECK SERVICES

APPROVED A CONTRACT AMENDMENT WITH ATKINS NORTH AMERICA, INCORPORATED FOR ADDITIONAL AS-NEEDED REIMBURSABLE PUBLIC WORKS PLAN CHECKING SERVICES AND AUTHORIZED THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE CONTRACT AMENDMENT; APPROVED A CONTRACT AMENDMENT WITH NV5 FOR ADDITIONAL AS-NEEDED REIMBURSABLE PUBLIC WORKS PLAN CHECKING SERVICES AND AUTHORIZED THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE CONTRACT AMENDMENT; AND APPROVED A CONTRACT AMENDMENT WITH COASTAL GEOTECHNICAL FOR ADDITIONAL AS-NEEDED REIMBURSABLE PUBLIC WORKS PLAN CHECKING SERVICES AND AUTHORIZED THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE CONTRACT AMENDMENT.

PUBLIC COMMENTS

Phil Jimenez, Commander of VFW Post 9934, thanked the City for their continued support of VFW Post 9934. He reported that their post was in the top ten of the district for membership, recruitment, and maintaining members. He added that they have been named All-American for six years in a row and that they were working on their seventh.

Grant Wadman, Dana Point, spoke of a home on Rachel Circle that was currently operating as a half-way house that was applying with the City to establish another building on the lot. He expressed concern for the increased density and crime that could come along with the expansion of the home and asked that he be advised of any development approval.

John Lisabeth, Dana Point, stated that he shared Mr. Wadman's view about the home on Rachel Circle. He thanked the City Council for hearing the voice of the residents.

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
FEBRUARY 16, 2016**

Rich Holt, Dana Point, stated that he would like to commend the City for all of the improvements in the Town Center. He encouraged staff to continue to go forward with all the renderings that he has seen in the proposals.

Cyndi Elders, Dana Point, stated that she supported the City's current Town Center Plan.

Dana Yarger, Dana Point, thanked the City Council for their support of the library. He reported that there was a cow on display at the Dana Point Library that has been painted to look like a school bus.

Chip Parker, Dana Point, spoke regarding the support of the parking plan for 2016. Voice of the majority for Dana Point. Retired commercial developer. Thanks the Council for their continued efforts in the newer development.

Carol Kelly, Dana Point, spoke of a recent article in the Dana Point News. She felt that there has been a lot of positive change in the past 10 years and that the City should keep to the original plan for the Town Center without variances.

Georgia Theodor, Dana Point, reported that she lives in Lantern Village, owns a business in La Plaza and was on the Town Center Subcommittee. She stated that she is concerned with the 2015 Town Center Initiative and that she appreciates the submittal of the 2016 Town Center and Public Parking Improvement Initiative on the June ballot.

Michael Fox, Dana Point, commended the City's efforts and that he supports the current plan for the Town Center.

Cindy Fleming, Dana Point, stated that she supports revitalization of the Lantern Village Business District and commented on the City's parking plan. She felt that a business parking district should be formed for the area.

Gary Macrides, Dana Point, thanked the Council and staff for the 2016 Initiative that provides the voters a side-by-side comparison of the issues and the proposed changes between the two plans so that the residents could make an educated decision and vote.

Jason Check, Carlsbad, stated that he owns property in Dana Point and thanked the City Council for bringing an initiative to the ballot.

Patti Short, Dana Point, stated that since 1986 there have been three attempts at a Town Center Plan and in 2008 a plan was finally adopted. She felt that the 2015 Initiative was delaying progress. She added that there is shared parking in the Town Center currently in the building where Luxe is located. She stated that the parking is rarely used because people would prefer to park on the street. She commended the Council for putting forward and voting for the 2016 Initiative.

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
FEBRUARY 16, 2016**

Bret Johnson, Dana Point, spoke regarding parking in the City and the costs of land. He felt that all halfway houses should not be pushed out of neighborhoods because they are a necessity but maybe target the ones that are not doing business properly.

PUBLIC HEARINGS

15. CONDUCT A PUBLIC HEARING AND HOLD A SPECIAL ELECTION FOR THE CITY OF DANA POINT COMMUNITY FACILITIES DISTRICT NO. 2015-1 (DOHENY BEACH) AND ADOPT VARIOUS RESOLUTIONS AND AN ORDINANCE FORMING THE DISTRICT

City Manager Chotkevys introduced the item and Assistant City Manager Killebrew provided a PowerPoint presentation with Joe Janczyk of Empire Economics and Andrea Roess of David Taussig & Associates. Jim McMenamain provided a summary of the proposed improvements.

Staff and the consultants fielded questions from the City Council.

Mayor Tomlinson opened the Public Comments

Patrick Murphy, San Clemente, introduced himself as the landscape architect that was working on the project.

Don Russell, Capistrano Beach, stated that he was concerned that as a property owner he would have to share in the payment of the taxes.

Mayor Tomlinson closed the Public Hearing.

Council Member Olvera asked if one motion could be made for all three Resolutions.

City Attorney Munoz replied that it would be best to vote on one Resolution at a time.

Bill Marticarena, Rutan & Tucker, clarified that if the City Council does not approve the first Resolution which forms the district, then there is no need to act on the others.

Council Member Olvera made a motion to approve the first Resolution to form the CFD, seconded by Mayor Tomlinson.

Mayor Pro Tem Viczorek asked Mr. McMenamain why he needs a CFD.

Jim McMenamain replied that the CFD was not needed, but it was the preferred method of financing.

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
FEBRUARY 16, 2016**

Mayor Tomlinson stated that it would be the choice of the future buyers whether they purchase property and participate in the CFD.

Jim McMenamin fielded more questions from the City Council.

Mayor Pro Tem Viczorek stated that based on the information provided tonight, he was having difficulty approving the CFD. He added that one of the main reasons was brought up by Council Member Olvera regarding the benefit that would be paid to the school district. He stated that whether there is a CFD or not the residents of the development will be paying for the infrastructure through the increased sale of the units.

Council Member Muller stated that he was all for private property rights, but he felt the need to protect the residents and not levy new taxes. He added that Mayor Pro Tem Viczorek made a good point that the money was supposed to benefit those paying it.

Mayor Tomlinson felt that the park will be a great amenity in the City and is a direct tangible benefit for the residents to enjoy by the establishment of the CFD.

Council Member Olvera stated that if this is approved he will be watching to see where the school district spends the money and he will keep people informed.

IT WAS MOVED BY COUNCIL MEMBER CARLOS N. OLVERA, SECONDED BY MAYOR JOHN A. TOMLINSON, THAT THE CITY COUNCIL APPROVE AND ADOPT A RESOLUTION ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, AUTHORIZING FORMATION OF THE CITY OF DANA POINT COMMUNITY FACILITIES DISTRICT NO. 2015-1 (DOHENY BEACH), AUTHORIZING THE LEVY OF A SPECIAL TAX THEREIN, APPROVING AGREEMENTS, PRELIMINARILY ESTABLISHING AN APPROPRIATIONS LIMIT THEREFOR AND SUBMITTING LEVY OF THE SPECIAL TAX AND THE ESTABLISHMENT OF THE APPROPRIATIONS LIMIT TO THE QUALIFIED ELECTORS THEREOF.

The motion failed by the following vote:

AYES: Mayor John A. Tomlinson, and Council Member Carlos N. Olvera

NOES: Council Member Joseph L. Muller, Council Member J. Scott Schoeffel, and Mayor Pro Tem Richard A. Viczorek

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
FEBRUARY 16, 2016**

UNFINISHED BUSINESS

There were no Unfinished Business items.

NEW BUSINESS

16. PLANNING COMMISSION VACANCY – LIZ CLAUS

City Manager Chotkevys provided a staff report.

Council Member Schoeffel stated that he would move to accept her resignation. He felt that Liz had served honorably.

Mayor Tomlinson stated that he agreed with Council Member Schoeffel that the Council should accept her resignation and thank her for her years of service to the community.

IT WAS MOVED BY COUNCIL MEMBER J. SCOTT SCHOEFFEL, SECONDED BY MAYOR JOHN A. TOMLINSON, THAT THE CITY COUNCIL ACCEPT THE LETTER OF RESIGNATION FROM PLANNING COMMISSIONER LIZ CLAUS.

The motion carried by the following vote:

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

NOES: None

Council Member Tomlinson stated that it has been over a year since the last recruitment and felt that the notice should be posted publicly.

Council Member Olvera asked based on staff's workload, and with the absence of a Commissioner, is time of the essence.

Director Luna-Reynosa replied that a split vote would constitute an automatic denial of a project. She stated that it would be her preference to fill the position as soon as possible.

Council Member Schoeffel stated that five Commissioners were needed and that he would recommend advertising for the vacancy. He made a motion to direct staff to advertise the vacancy. The motion died for lack of second.

Council Member Olvera suggested that the Council use the list from the last recruitment.

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
FEBRUARY 16, 2016**

Council Member Muller asked if that was not what Council Member Schoeffel had said.

Council Member Schoeffel replied that he said to use the last list and notice the public for others who may want to apply.

IT WAS MOVED BY COUNCIL MEMBER J. SCOTT SCHOEFFEL, SECONDED BY COUNCIL MEMBER JOSEPH L. MULLER, DIRECT STAFF TO ADVERTISE THE OPENING FOR 30 DAYS AS WELL AS CONTACT THOSE WHO HAD APPLIED FOR THE POSITION IN THE LAST RECRUITMENT.

The motion carried by the following vote:

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

NOES: None

17. ARTS AND CULTURE COMMISSION MEETING FREQUENCY

City Manager Chotkevys provided a staff report. He suggested that the Arts and Culture Commission meet on a bi-monthly basis with the use of special meetings rule by exception.

Council Member Schoeffel stated that the intent of the Commission was to meet on a bi-monthly basis. He felt that the Commission had done a lot of great things for the City and that monthly meetings would be nice, but a special meeting could be called if needed.

Council Member Olvera stated he did not understand what the time constraints were.

Council Member Schoeffel stated that if there was a regular bi-monthly meeting and an occasional special meeting to take care of urgent business that would allow the public more time to come before the Commission.

Council Member Muller stated that there are only four events scheduled on Del Prado for the entire year. He added that bi-monthly meetings were needed to see if we can get our Arts and Culture Commission to schedule more activities to draw people into our Town Center area.

Council Member Schoeffel stated that he agreed with Council Member Muller. He added that the real power would be to have events all over town.

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
FEBRUARY 16, 2016**

Mayor Pro Tem Viczorek felt that the City was not getting enough from the Arts and Culture Commission.

City Manager Chotkevys replied that the City has plenty of events. He stated that it was important for the local business community to buy-in to have the events with the City. He added that it was not fair to expect staff to handle additional events without the addition of more staff.

IT WAS MOVED BY COUNCIL MEMBER J. SCOTT SCHOEFFEL, SECONDED BY MAYOR JOHN A. TOMLINSON, THAT THE CITY COUNCIL ALLOW THE ARTS AND CULTURE COMMISSION TO MEET ON A BI-MONTHLY BASIS WITH THE USE OF SPECIALS MEETINGS BY EXCEPTION.

The motion carried by the following vote:

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

NOES: None

PUBLIC COMMENTS

There were no additional Public Comments received.

STAFF REPORTS

City Manager Chotkevys thanked Lt. Chilton for everything that he does to attract and retain quality Deputies for the City.

COUNCIL REPORTS, INCLUDING CITY RELATED MEETINGS ATTENDED

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

Council Member Schoeffel announced that the Dana Point Symphony would begin its 5th season on Saturday, February 27th at St. Edwards Church with Brohms violin at concerto.

Council Member Muller reported that the OCFAs assigned a paramedic to the helicopter service which is allowing them to increase their calls for service. He encouraged people to stay off of the 91 freeway this weekend as it will be closed from the 71 to the 15 beginning at 9 p.m. on Friday. He stated that he would turn in his list of meetings attended to the City Clerk.

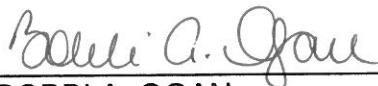
**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
FEBRUARY 16, 2016**

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

Mayor Tomlinson 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 Tomlinson adjourned the meeting at 9:49 p.m. and announced that the next Regular Meeting of the City Council will be March 1, 2016, at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.



BOBBI A. OGAN
DEPUTY CITY CLERK

APPROVED AT THE MEETING OF MARCH 1, 2016

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
FEBRUARY 16, 2016**

Meetings attended since February 2, 2016:

Mayor John A. Tomlinson

February 3 - Ribbon Cutting - Revital Fine Jewelry and Imports

Mayor Pro Tem Richard A. Viczorek

February 4 - OCFA Best & Bravest Awards Dinner

February 6 - Age Well Senior Services 2016 Captain's Ball

Council Member Joseph L. Muller

February 4 - OCFA Best & Bravest Awards Dinner

February 6 - Age Well Senior Services 2016 Captain's Ball

February 8 - TCA meet and greet

February 9 - Meeting with Ursula, Mike Killebrew, and Cindy Nelson

February 11 - TCA Board Meeting

Lunch with Heather Johnston, CEO of the Dana Point Chamber of Commerce

Council Member Carlos N. Olvera

February 3 - Ribbon Cutting - Revital Fine Jewelry and Imports

February 4 - OC Watershed Management Meeting

OCFA Best & Bravest Awards Dinner

February 5 - Orange County Economic Coalition