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**CITY OF DANA POINT, CALIFORNIA  
CITY COUNCIL ADJOURNED REGULAR MEETING MINUTES  
DECEMBER 14, 2016**

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**CALL TO ORDER**

The Adjourned Regular Meeting of the City Council of the City of Dana Point, California, was called to order by Mayor Schoeffel at 6:02 p.m. in the City Council Chambers, 33282 Golden Lantern, Dana Point.

**ROLL CALL OF CITY COUNCIL MEMBERS:**

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

Absent: None

STAFF PRESENT: Patrick Munoz, City Attorney; Mike Killebrew, Acting City Manager; Kathy Ward, City Clerk; Mike Rose, Director of Disaster Preparedness; Lt. Russ Chilton; Ursula Luna-Reynosa, Director of Community Development; Mark Denny, Deputy City Manager; Brian McClure, Deputy Director of Community Services and Parks; Matthew Sinacori, Deputy Director of Public Works and Engineering; Jackie Littler, Executive Assistant, DyAnne Weamire, Senior Administrative Assistant; Gail Roseen, Administrative Assistant; and Bobbi Ogan, Deputy City Clerk.

**CLOSED SESSION**

There were no Closed Session items.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by John Schoeffel, brother of Mayor Schoeffel.

**INVOCATION**

The Invocation was provided by Orange County Fire Authority Chaplain Jeff Hetschel.

**PRESENTATIONS AND PROCLAMATIONS**

There were no Presentations nor Proclamations.

**CONSENT CALENDAR**

There were no Consent Calendar items.

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**PUBLIC COMMENTS**

Kimberly Williams, Dana Point, thanked Mayor Schoeffel for everything he has done for the City and for her business.

Donna Kalez, San Clemente, thanked Mayor Schoeffel for his years of service on the City Council. She presented Mayor Schoeffel with a picture of a breaching grey whale including a lifetime pass for Dana Wharf Sportsfishing. She stated that Council Member Olvera's history of Dana Point was invaluable and that he had brought so much to the City with his wealth of knowledge. She presented Council Member Olvera with a picture and lifetime pass for Dana Wharf Sportsfishing.

Dana Yarger, Dana Point, thanked Mayor Schoeffel for his contributions to the community and to the arts.

**PUBLIC HEARINGS**

There were no Public Hearing items.

**UNFINISHED BUSINESS**

**1. RESOLUTION RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 8, 2016, DECLARING THE RESULT AND SUCH OTHER MATTERS AS PROVIDED BY LAW**

City Clerk Ward provided a staff report.

IT WAS MOVED BY COUNCIL MEMBER OLVERA, SECONDED BY MAYOR SCHOEFFEL, ADOPT **RESOLUTION 16-12-14-01** ENTITLED:

*A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 8, 2016, DECLARING THE RESULT AND SUCH OTHER MATTERS AS PROVIDED BY LAW.*

The motion carried by the following vote:

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

NOES: None

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**NEW BUSINESS**

There were no New Business items.

**RECOGNITION OF OUTGOING CITY COUNCIL MEMBERS**

The following people made presentations to J. Scott Schoeffel and Carlos N. Olvera for their service:

Sergio Prince on behalf of OC Supervisor Lisa Bartlett; Assemblyman Bill Brough and Senator Patricia Bates. Assemblyman Brough also provided a brief update of his firm term as Assembly Member; Mayor Pro Tem Tomlinson on behalf of Congressman Darrell Issa; Sheriff Sandra Hutchens; Barbie Daly, Director of Government & Legislative Affairs for the TCA; Barbara Johannes on behalf of the Dana Point Historical Society; and Bob Fowler and members of VFW Post 9934.

Mayor Pro Tem Tomlinson presented Scott with a Proclamation, City Tile and a plaque for his contributions to the arts in the City. He presented Carlos with a Proclamation, City Tile, and a plaque designating him as the City Historian.

Mayor Schoeffel presented Mayor Pro Tem Tomlinson with a plaque for his service as Mayor of the City for the past year. He thanked John for his leadership and guidance.

**SWEARING IN OF NEWLY ELECTED CITY COUNCIL MEMBERS**

City Clerk Ward administered the oath of office to Debra Lewis and Paul Wyatt.

**CITY COUNCIL REORGANIZATION**

City Clerk Ward called for nominations for Mayor.

Council Member Muller nominated Council Member Viczorek and Mayor Pro Tem Tomlinson nominated Councilwoman Lewis to serve as Mayor.

IT WAS MOVED BY COUNCIL MEMBER JOSEPH L. MULLER TO NOMINATE COUNCIL MEMBER VICZOREK TO SERVE AS MAYOR.

The motion failed by the following vote:

AYES: Council Member Joseph L. Muller, and Council Member Richard A. Viczorek  
NOES: Council Member Debra Lewis, Council Member Paul N Wyatt, and Mayor Pro Tem John A. Tomlinson

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IT WAS MOVED BY MAYOR PRO TEM JOHN A. TOMLINSON TO NOMINATE COUNCILWOMAN LEWIS TO SERVE AS MAYOR.

The motion carried by the following vote:

AYES: Council Member Debra Lewis, Council Member Paul N Wyatt, and Mayor Pro Tem John A. Tomlinson

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

Mayor Lewis asked for nominations for Mayor Pro Tem.

Mayor Lewis nominated Council Member Wyatt and Council Member Viczorek nominated Council Member Muller to serve as Mayor Pro Tem.

IT WAS MOVED BY MAYOR LEWIS TO NOMINATE COUNCIL MEMBER WYATT TO SERVE AS MAYOR PRO TEM.

The motion carried by the following vote:

AYES: Council Member John A. Tomlinson, Council Member Paul N Wyatt, and Mayor Debra Lewis

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

Council Member Viczorek congratulated the outgoing Council Member Olvera and Schoeffel for their service to the community.

Council Member Viczorek stated that he was disappointed over the vote for Mayor. He added that there was usually no contention over this rotation and that the split vote was concerning to him. He pledged to work with rest of Council because he was here to serve the public. He congratulated the new Mayor and Mayor Pro Tem.

Council Member Muller recognized Jordan Smith a paramedic with Orange County Fire Authority who had responded to a call that involved a staff member's wife. He asked everyone to keep the members of public safety personnel in our thoughts and prayers. He congratulated outgoing Council Member Schoeffel and thanked him for insight and guidance. He thanked Council Member Olvera for his help over the years. He congratulated the new Mayor and Mayor Pro Tem.

Council Member Tomlinson stated that the Mayor position was not a ceremonial transition. He added that he had listened and thought hard about what the people wanted. He felt it was necessary to change direction of the Council and follow the will of the people. He apologized to Council Member Viczorek and stated that it was not personal.

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Mayor Pro Tem Wyatt thanked outgoing Council Members Schoeffel and Olvera. He stated that he appreciated what they have done for the City and hoped that he could live up to their legacy. He agreed that we are one Council working for one city and stated that he looks forward to working with everyone.

Mayor Lewis thanked Carlos and Scott for their commitment to the City. She stated that the Council will work together and will all serve the City. She added that they will put residents first and preserve their quality of life. She thanked everyone for their support during her campaign.

**PUBLIC COMMENTS**

There were no additional Public Comments received.

**STAFF REPORTS**

Acting City Manager thanked Carlos and Scott for their years of service and welcomed Debra Lewis and Paul Wyatt to the dais on behalf of City staff.

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

There were no Council Reports provided.

**ADJOURNMENT**

There being no further business before the City Council at this session, Mayor Lewis adjourned the meeting at 7:33 p.m. and announced that the next Regular Meeting of the City Council will be January 17, 2017, at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.

**RECEPTION**

REFRESHMENTS WERE SERVED - THE PUBLIC WAS INVITED.

  
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KATHY M. WARD  
CITY CLERK

APPROVED AT THE MEETING OF JANUARY 17, 2017