

CITY OF DANA POINT

**CITY COUNCIL
REGULAR
MEETING**



**TUESDAY
JULY 20, 2021
5:00 P.M.**

AGENDA

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

Next City Council Ordinance No. 21-03

REVISED SAFETY ALERT (EFFECTIVE AS OF MAY 4, 2021)

AS COVID-19 RELATED RESTRICTIONS EASE, THE PUBLIC WILL NOW BE ALLOWED TO ATTEND COUNCIL MEETINGS PROVIDED SOCIAL DISTANCING GUIDELINES ARE FOLLOWED. THESE GUIDELINES WILL RESULT IN VERY LIMITED OPPORTUNITIES, ON A FIRST COME BASIS, FOR THE PUBLIC TO OBSERVE THE COUNCIL MEETING FROM THE COUNCIL CHAMBER AND ADJACENT FOYER. MEMBERS OF THE PUBLIC MAY CHOOSE TO PARTICIPATE ELECTRONICALLY BY WATCHING THE MEETING LIVE ON COX CABLE CHANNEL 855 OR VIA THE CITY'S YOUTUBE CHANNEL.

PUBLIC COMMENT: PUBLIC COMMENT MAY BE PROVIDED IN PERSON, ELECTRONICALLY, OR BY MAIL. THOSE APPEARING TO COMMENT IN PERSON ARE ENCOURAGED TO WEAR FACE COVERINGS AND MAINTAIN SOCIAL DISTANCING. TEMPERATURE SCREENINGS ARE MANDATORY FOR ALL PERSONS ENTERING CITY HALL. CITY STAFF WILL BE COORDINATING ENTRY TO THE COUNCIL CHAMBERS DURING PUBLIC COMMENT AND MANAGING AVAILABLE SEATING CAPACITY THROUGHOUT THE MEETING. THEIR DIRECTIONS MUST BE FOLLOWED. ALTERNATIVELY, COMMENTS MAY BE SUBMITTED ON ANY AGENDA ITEM OR ON ANY ITEM NOT ON THE AGENDA IN WRITING VIA MAIL TO "CITY COUNCIL" 33282 GOLDEN LANTERN, DANA POINT, CA 92629 OR BY EMAIL TO COMMENT@DANAPOINT.ORG. TO BE CONSIDERED AS PART OF THE MEETING TO WHICH THIS AGENDA APPLIES AND PROVIDED TO CITY COUNCIL PRIOR TO THE MEETING, COMMENTS MUST BE RECEIVED NO LATER THAN 4:00 P.M. ON THE DAY OF THE MEETING. ALL COMMENTS, WHENEVER RECEIVED, WILL BE SHARED WITH THE CITY COUNCIL. EMAILS SHOULD INCLUDE "PUBLIC COMMENT", THE DATE OF THE MEETING IN THE SUBJECT LINE, AS WELL AS REFERENCE TO THE AGENDA ITEM NUMBER, IF APPLICABLE. MAILED COMMENTS SHOULD PROMINENTLY INCLUDE A SIMILAR REFERENCE AT THE TOP OF THE FIRST PAGE. MAILED AND EMAILED COMMENTS WILL NOT BE READ BY THE CITY CLERK DURING THE MEETING, BUT WILL BE INCLUDED IN THE RECORD.

CALL TO ORDER

ROLL CALL OF CITY COUNCIL MEMBERS:

Jamey M. Federico, Mayor
Joseph L. Muller, Mayor Pro Tem
Mike Frost, Council Member
Richard A. Viczorek, Council Member
Michael Villar, Council Member

CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, SIGNIFICANT EXPOSURE TO LITIGATION, Government Code § 54956.9 (d)(2), (3 cases)

RECESS OF CITY COUNCIL MEETING UNTIL 6:00 P.M.

RECONVENE CITY COUNCIL MEETING

PLEDGE OF ALLEGIANCE

INVOCATION

PRESENTATIONS AND PROCLAMATIONS

Orange County Housing Financial Trust Presentation – Adam Eliason
Certificates of Recognition – Gail Roseen, Administrative Assistant and Kathy Ward, City Clerk

READING OF ORDINANCE TITLES

At this time, the City Clerk will read the title(s) of the ordinance(s) listed on the agenda.

CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine and all will be enacted by one roll call vote. There will be no separate discussion of these items unless members of the City Council, the public, or staff request specific items be removed from the Consent Calendar for separate action.

1. WAIVE THE READING OF ORDINANCES AND APPROVE READING BY TITLE ONLY

RECOMMENDED ACTION: That the City Council approve the reading by title only of all ordinances and that further reading of such ordinances be waived.

2. [REGULAR MEETING MINUTES, JUNE 15, 2021](#)

RECOMMENDED ACTION: That the City Council approve the minutes.

3. [REDISTRICTING PUBLIC WORKSHOP MINUTES, JUNE 23, 2021](#)

RECOMMENDED ACTION: That the City Council approve the minutes.

4. **[PLANNING COMMISSION MEETING MINUTES, MAY 24, 2021](#)**

RECOMMENDED ACTION: That the City Council receive and file.

5. **[PLANNING COMMISSION MEETING MINUTES, JUNE 14, 2021](#)**

RECOMMENDED ACTION: That the City Council receive and file.

6. **[YOUTH BOARD MEETING MINUTES, APRIL 15, 2021](#)**

RECOMMENDED ACTION: That the City Council receive and file.

7. **[MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR](#)**

RECOMMENDED ACTION: That the City Council receive and file.

8. **[CITY TREASURER'S REPORTS](#)**

RECOMMENDED ACTION: That the City Council receive and file the City Treasurer's Report for the months of May and June 2021.

9. **[CLAIMS AND DEMANDS](#)**

RECOMMENDED ACTION: That the City Council receive and file the Claims and Demands.

10. **[DEVELOPMENT UPDATE](#)**

RECOMMENDED ACTION: That the City Council receive and file.

11. **[PROFESSIONAL SERVICES AGREEMENT FOR INTERACTIVE VOICE RESPONSE \(IVR\) SERVICES](#)**

RECOMMENDED ACTION: That the City Council authorize the City Manager to enter into an agreement with Selectron Technologies (Selectron) to provide the City with an Interactive Voice Recognition System (IVR) for automated scheduling of inspections.

12. **[TBID ANNUAL REPORT](#)**

RECOMMENDED ACTION: That the City Council receive and file the Annual Report for the Dana Point Tourism Business Improvement District.

13. **[AWARD OF CONTRACT FOR EMERGENCY OPERATIONS CENTER FURNITURE](#)**

RECOMMENDED ACTION: That the City Council authorize the City Manager to execute a contract with InRacks Inc. for Emergency Operations Center Furniture, and approve the budget adjustment.

14. INTERVENTION SPECIALIST AGREEMENT FOR FY 2021-2022 AND FY 2022-2023

RECOMMENDED ACTION: That the City Council authorize the City Manager to:

1. Approve a contract for consultant services for the Intervention Specialist Program for FY 2021-2022 and FY 2022-2023; and
2. Approve one, one-year renewal.

15. CONSULTANT SERVICES AGREEMENT WITH GHD, INCORPORATED TO PREPARE AN UPDATE OF THE CITY'S STORM DRAIN MASTER PLAN

RECOMMENDED ACTION: That the City Council:

1. Approve a Consultant Services Agreement with GHD Inc. for preparation of a Storm Drain Master Plan Update; and
2. Fund the work effort from CIP #1332 Citywide Storm Drain Improvements Design.

PUBLIC COMMENTS

Any person wishing to address the City Council during the Public Comments section or on an Agenda item is asked to complete a "Request to Speak" form available on the table at the side of the Council Chamber. The completed form is to be submitted to the City Clerk prior to the Agenda item being called by the Mayor and prior to the individual being heard by the City Council.

In order to conduct a timely meeting, there will be a three-minute time limit per person and an overall time limit of thirty minutes for this Public Comments portion of the agenda. At the Mayor's discretion, the balance of public comments will be heard after the New Business portion of the agenda. All comments are to be directed to the City Council and shall not consist of any personal attacks. Members of the public are expected to maintain a professional, courteous decorum during their comments. State law prohibits the City Council from taking action on a specific item unless it appears on the posted Agenda.

If anyone has handouts to distribute to the City Council, please follow proper procedure and hand them to the City Clerk. The City Clerk will see that they are distributed.

PUBLIC HEARINGS

16. DISTRICT PUBLIC HEARING

RECOMMENDED ACTION: That the City Council hold a public hearing regarding the state mandated redistricting process, pursuant to Elections Code sections 21607 and 21607.1.

17. 2021 WEED ABATEMENT PROGRAM

1. RECOMMENDED ACTION: That the City Council conduct a Public Hearing on the Weed Abatement Cost Report and thereafter, adopt the attached Resolution confirming the cost report and providing for the collection on the regular tax bill entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, CONFIRMING THE COST OF ABATEMENT AND PROVIDING FOR THE COLLECTION ON THE REGULAR TAX BILL

18. **DOHENY VILLAGE ZONING CODE UPDATE GENERAL PLAN AMENDMENT 20-0001, ZONE TEXT AMENDMENT 20-0001, ZONE CHANGE 20-0001, AND LOCAL COASTAL PROGRAM AMENDMENT 20-0001**

RECOMMENDED ACTION: That the City Council:

- 1) Conduct a Public Hearing; and
- 2) Introduce for first reading the following Ordinances entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, APPROVING GENERAL PLAN AMENDMENT GPA20-0001, WHICH AMENDS THE GENERAL PLAN LAND USE ELEMENT BY MODIFYING THE LAND USE DESIGNATION OF "COMMERCIAL/RESIDENTIAL" AND CREATING NEW LAND USE DESIGNATIONS OF "COMMERCIAL/MAIN STREET" AND "COMMERCIAL/INDUSTRIAL" WITH CHANGES TO LAND USE DESIGNATIONS, DEVELOPMENT INTENSITY, AND RESIDENTIAL DENSITY STANDARDS, AND SUBMISSION OF GPA 20-0001 AS LOCAL COASTAL PROGRAM AMENDMENT LCPA 20-0001 FOR APPROVAL AND CERTIFICATION BY THE CALIFORNIA COASTAL COMMISSION; and

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, APPROVING ZONE TEXT AMENDMENT ZTA20-0001 AND ZONE CHANGE ZC20-0001 TO ESTABLISH CHAPTER 9.14 DOHENY VILLAGE DISTRICTS OF THE ZONING ORDINANCE AND TO CHANGE THE ZONING DISTRICT DESIGNATIONS OF THE PROJECT AREA, AND SUBMISSION AS PART OF LOCAL COASTAL PROGRAM AMENDMENT LCPA 20-0001 FOR APPROVAL AND CERTIFICATION BY THE CALIFORNIA COASTAL.

- 3) Adopt the following Resolutions:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, ADOPTING FINAL ENVIRONMENTAL IMPACT REPORT SCH# 2020030428 FOR THE GENERAL PLAN AMENDMENT GPA20-0001, ZONE TEXT AMENDMENT ZTA20-0001, ZONE CHANGE ZC20-0001, AND LOCAL COASTAL PLAN AMENDMENT LCPA20-0001; and

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, REGARDING LOCAL COASTAL PROGRAM AMENDMENT LCPA20-0001 REQUESTING CERTIFICATION BY THE CALIFORNIA COASTAL COMMISSION.

- 4) Authorize the City Manager to execute the contract amendment for Michael Baker International – First Amendment for Preparation of Environmental Impact Report.

UNFINISHED BUSINESS

19. SERRA SIDING PROJECT

RECOMMENDED ACTION: That the City Council receive and file the attached information and a presentation from Metrolink/OCTA.

NEW BUSINESS

There was no New Business.

PUBLIC COMMENTS (Continued)

COUNCIL REPORTS, INCLUDING CITY RELATED MEETINGS ATTENDED

The City Council may discuss, act upon or seek consensus on matters described under Council Reports only if: they are agendized with a complete written report included; or, if an item arose subsequent to the posting of the agenda and the Council determines that an emergency exists. Non-agendized items may be presented as informational only.

STAFF REPORTS

(City Manager Michael Killebrew)

(City Attorney Patrick Muñoz)

ADJOURNMENT

The next Regular Meeting of the City Council will be September 7, 2021, at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.

CERTIFICATION

I, Kathy M. Ward, City Clerk of the City of Dana Point, do hereby certify that a copy of the foregoing Agenda was posted at Dana Point City Hall, the Dana Point Post Office, and the Capistrano Beach Post Office, and Dana Point Library by Thursday, July 15, 2021, at 5:30 p.m.



KATHY M. WARD, CITY CLERK

7/15/2021

DATE

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PURSUANT TO THE AMERICANS WITH DISABILITIES ACT, PERSONS WITH A DISABILITY WHO REQUIRE A DISABILITY-RELATED MODIFICATION OR ACCOMMODATION IN ORDER TO PARTICIPATE IN A MEETING, INCLUDING AUXILIARY AIDS OR SERVICES, MAY REQUEST SUCH MODIFICATION OR ACCOMMODATION FROM THE CITY CLERK AT (949) 248-3500 (TELEPHONE) OR (949) 248-9920 (FACSIMILE). NOTIFICATION 48 HOURS PRIOR TO THE MEETING WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ASSURE ACCESSIBILITY TO THE MEETING.