

CITY OF DANA POINT

CITY COUNCIL REGULAR MEETING



TUESDAY
FEBRUARY 20, 2018
5:00 P.M.

MINUTES

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

TELECONFERENCE

Best Western Plus Coeur d'Alene Inn, 506 West Appleway Avenue, Room 144, Coeur d'Alene, Idaho 83814

Next City Council Ordinance No. 18-03

CALL TO ORDER

The Regular Meeting of the City Council of the City of Dana Point, California, was called to order by Mayor Viczorek at 5:00 p.m. in the City Council Chambers, 33282 Golden Lantern, Dana Point.

ROLL CALL OF CITY COUNCIL MEMBERS:

Richard A. Viczorek, Mayor
Joseph L. Muller, Mayor Pro Tem
Debra Lewis, Council Member
John A. Tomlinson, Council Member (*Teleconferencing*)
Paul N Wyatt, Council Member

CLOSED SESSION

City Attorney Munoz indicated that there was a need for Closed Session as follows:

- A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION, Government Code § 54957
Title: City Attorney
- B. UNLICENSED RESIDENTIAL RECOVERY FACILITIES UPDATE
 - a. CONFERENCE WITH LEGAL COUNCIL – EXISTING LITIGATION, Government Code Section 54956.9 (a) (6 cases)
 - i. City v. New Method Wellness, Inc., NMW Beds, LLC, and Pacific View Sober Living LLC, Orange County Superior Court Case No. 30-2017-00904169
 - ii. City v. Capo by the Sea, LLC, Orange County Superior Court Case No. 30-2016-00859426
 - iii. City of Dana Point v. 12 South Recovery; Marie Fike, LLC. Orange County Superior Court Case No. 30-2018-09666539
 - iv. City Of Dana Point v. Sovereign Health, Orange County Superior Court Case No. 30-2018-0966557

- v. City Of Dana Point v. Donna's House, LLC, Orange County Superior Court Case No. 30-2018-09666527
- vi. City Of Dana Point v. Ocean Hills Recovery, Inc., Orange County Superior Court Case No. 30-2018-09666532

C. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, SIGNIFICANT EXPOSURE TO LITIGATION, Government Code § 54956.9 (d1), (1 case)

Mayor Viczorek 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 Viczorek reconvened the meeting at 6:01 p.m. All Council Members were present with Council Member Tomlison teleconferencing.

STAFF PRESENT: Mark Denny, City Manager; Patrick Munoz, City Attorney; Mike Killebrew, Assistant City Manager; Kathy Ward, City Clerk; Mike Rose, Director of General Services; Lt. Russ Chilton; Ursula Luna-Reynosa, Director of Community Development; Matthew Sinacori, Director of Public Works and Engineering; Matthew Schneider, Planning Manager; and Bobbi Ogan, Deputy City Clerk.

CLOSED SESSION ANNOUNCEMENT

City Attorney Munoz reported that on a motion made by Mayor Pro Tem Muller and seconded by Council Member Wyatt, that the Council voted to release what would otherwise be a privileged document which was a document prepared in connection with the City Attorney's review. He added that the document is being copied and will be available to the public. He added that part of that document contains a memorandum which contains attorney/client privilege information and that the Council was not waiving their privilege so parts of that document have been redacted.

Mayor Viczorek stated that the City Council had not finished their Closed Session discussion and would be recessing into Closed Session after the agenda was completed.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Lewis.

INVOCATION

The Invocation was provided by OCFA chaplain Jeff Hetschel.

PRESENTATIONS AND PROCLAMATIONS

VFWS Post 9934 Reserve Firefighter of the Year

Mayor Viczorek introduced Reserve Firefighter Robert Martinez. VFW Commander Wayne Yost presented Robert Martinez with a Certificate and a check for being selected the VFW Reserve Firefighter of the Year. Commander Yost stated that Firefighter Martinez was both the Post and the Southern

California Firefighter of the Year. Mayor Viczorek presented Robert with a Certificate of Recognition on behalf of the City Council for his honor.

VFW Post 9934 Firefighter of the Year

VFW Commander Wayne Yost presented Chief Bill Lockhart with a Certificate and a check for Chief Cliff Bramlette being selected the VFW Firefighter of the Year. Commander Yost stated that Firefighter Martinez was both the Post and the Southern California Firefighter of the Year. Mayor Viczorek presented Chief Lockhart with a Certificate of Recognition for Chief Bramlette on behalf of the City Council for the honor.

VFW Post 9934 Deputy of the Year

Chief of Police Services Chilton introduced Investigator Dwayne Chapple. VFW Commander Wayne Yost presented Dwayne Chapple with a Certificate and a check for being selected the VFW Deputy of the Year. He announced that in addition to being selected the Post Deputy of the Year, but the Southern California Deputy of the Year and the State Deputy of the Year. Mayor Viczorek presented Dwayne with a Certificate of Recognition for his honor.

CONSENT CALENDAR

A Council Member Lewis removed Items 2, 11, 16, 17, and 18 and Council Member Wyatt removed Item 15 from the Consent Calendar.

IT WAS MOVED BY MAYOR VICZOREK, SECONDED BY MAYOR PRO TEM MULLER, THAT THE RECOMMENDATIONS BE ACCEPTED FOR ALL ITEMS ON THE CONSENT CALENDAR WITH THE EXCEPTION OF ITEMS 2, 11, 15, 16, 17 AND 18.

The motion carried by the following vote:

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

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, FEBRUARY 6, 2018

Council Member Lewis removed this item from the Consent Calendar.

Brief discussion ensued.

IT WAS MOVED BY MAYOR VICZOREK, SECONDED BY MAYOR PRO TEM MULLER, THAT THE CITY COUNCIL APPROVE THE MINUTES WITH THE AMENDMENT.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

3. SPECIAL MEETING STRATEGIC PLAN WORKSHOP MINUTES, JANUARY 31, 2018

APPROVED THE MINUTES.

4. PLANNING COMMISSION MEETING MINUTES, JANUARY 22, 2018

RECEIVED AND FILED.

5. YOUTH BOARD MEETING MINUTES, DECEMBER 7, 2017

RECEIVED AND FILED.

6. YOUTH BOARD MEETING MINUTES, JANUARY 11, 2018

RECEIVED AND FILED.

7. ARTS & CULTURE COMMISSION MINUTES, SEPTEMBER 20, 2017

RECEIVED AND FILED.

8. ARTS & CULTURE COMMISSION MINUTES, NOVEMBER 15, 2017

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. DANA POINT POLICE SERVICES MONTHLY REPORT

Council Member Lewis removed this item from the Consent Calendar.

Lt. Chilton provided a PowerPoint presentation.

Brief discussion ensued.

IT WAS MOVED BY MAYOR VICZOREK, SECONDED BY MAYOR PRO TEM MULLER, THAT THE CITY COUNCIL RECEIVE AND FILE THE REPORT.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

12. ADOPTION OF A RESOLUTION APPROVING A NOTICE OF COMPLETION OF THE ANNUAL SLURRY SEAL PROGRAM FY 17/18

ADOPTED RESOLUTION 18-02-20-01 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 ENTITLED "ANNUAL SLURRY SEAL PROJECT FY 17/18", and

AUTHORIZED ALL REMAINING FUNDS IN THE ANNUAL SLURRY SEAL PROJECT FY 17/18 TO BE TRANSFERRED TO THE CAPITAL IMPROVEMENT PROGRAM FUND BALANCE.

13. 2018 WEED ABATEMENT PROGRAM

ADOPT RESOLUTION 18-02-20-02 ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, DECLARING WEEDS A PUBLIC NUISANCE AND INITIATING ABATEMENT PROCEEDINGS.

14. AWARD OF CONTRACT FOR THE 4TH OF JULY AERIAL FIREWORKS DISPLAY

AUTHORIZED THE CITY MANAGER TO EXECUTE A CONTRACT WITH GARDEN SATE FIREWORKS, INC. TO INCLUDE FIREWORKS AND BARGE SERVICES.

15. QUARTERLY FINANCIAL REPORT, DECEMBER 2017

Council Member Wyatt removed this item from the Consent Calendar.

Discussion ensued.

IT WAS MOVED BY MAYOR VICZOREK, SECONDED BY MAYOR PRO TEM MULLER, THAT THE CITY COUNCIL RECEIVE AND FILE THE CITY FINANCIAL REPORT AND MANAGEMENT DISCUSSION FOR THE QUARTER ENDED DECEMBER 31, 2017.

The motion carried by the following vote:

AYES: Council Member Debra Lewis, Council Member John A. Tomlinson, Council Member Paul N Wyatt, Mayor Pro Tem Joseph L. Muller, and Mayor Richard A. Viczorek
NOES: None
ABSENT: None

16. DEVELOPMENT UPDATE

Council Member Lewis removed this item from the Consent Calendar.

Planning Manager Schneider provided a staff report.

Discussion ensued.

IT WAS MOVED BY MAYOR VICZOREK, SECONDED BY MAYOR PRO TEM MULLER, THAT THE CITY COUNCIL RECEIVE AND FILE THE REPORT.

The motion carried by the following vote:

AYES: Council Member Debra Lewis, Council Member John A. Tomlinson, Council Member Paul N Wyatt, Mayor Pro Tem Joseph L. Muller, and Mayor Richard A. Viczorek
NOES: None
ABSENT: None

17. CITY TREASURER'S REPORTS

Council Member Lewis removed this item from the Consent Calendar.

Discussion ensued.

IT WAS MOVED BY MAYOR VICZOREK, SECONDED BY MAYOR PRO TEM MULLER, THAT THE CITY COUNCIL RECEIVE AND FILE THE REVISED CITY TREASURER'S REPORTS FOR THE MONTHS OF JULY 2017 THROUGH DECEMBER 2017.

The motion carried by the following vote:

AYES: Council Member Debra Lewis, Council Member John A. Tomlinson, Council Member Paul N Wyatt, Mayor Pro Tem Joseph L. Muller, and Mayor Richard A. Viczorek
NOES: None
ABSENT: None

18. AWARD OF CONTRACT FOR CITY-WIDE CUSTODIAL SERVICES

Council Member Lewis removed this item from the Consent Calendar.

IT WAS MOVED BY MAYOR VICZOREK, SECONDED BY MAYOR PRO TEM MULLER TO AWARD A CONTRACT TO SYSTEM4 SOUTHERN CALIFORNIA AND AUTHORIZE THE CITY MANAGE TO EXECUTE THE CONTRACT.

Discussion ensued.

A SUBSTITUTE MOTION WAS MADE BY COUNCIL MEMBER LEWIS, SECONDED BY COUNCIL MEMBER WYATT TO DIRECT STAFF TO MAKE THE AMENDMENTS TO THE CONTRACT AND BRING IT BACK TO COUNCIL FOR APPROVAL.

Discussion ensued.

A SUBSTITUTE MOTION WAS MADE BY MAYOR VICZOREK, SECONDED BY MAYOR PRO TEM MULLER TO AWARD THE CONTRACT WITH THE CHANGES AS SPECIFIED BY THE COUNCIL.

Discussion ensued and Mayor Pro Tem Muller withdrew his second.

A SUBSTITUTE MOTION WAS MADE BY MAYOR PRO TEM MULLER, SECONDED BY COUNCIL MEMBER WYATT, THAT THE CITY COUNCIL DIRECT STAFF TO MAKE THE AMENDMENTS TO THE CONTRACT AND RETURN TO COUNCIL FOR APPROVAL ON MARCH 6, 2018.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

19. ADOPTION OF A RESOLUTION DESIGNATING CITY'S AGENT FOR FEDERAL AND STATE FINANCIAL ASSISTANCE

ADOPTED RESOLUTION 18-02-20-03 ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, DESIGNATING CITY'S AGENT FOR FEDERAL AND STATE FINANCIAL ASSISTANCE.

PUBLIC COMMENTS

Andrea Swayne, San Clemente, announced that the 47th Annual Festival of Whales was about to embark on March 3, 4, 10, and 11 kicking off with a parade down Pacific Coast Highway.

Jenene Rudder, Dana Point, asked the Council to adopt an Ordinance regarding the proliferation of sober living homes.

Kimberly Hernandez, Dana Point, spoke regarding homeless people who are also victims of criminals.

Megan Somaw, San Juan Capistrano, spoke regarding the public safety concerns she had regarding the decision the Board of Directors has made regarding shift work for dispatchers at OCFA.

Jim Kelly, Dana Point, spoke regarding the proposal to change the Financial Review Committee.

Michelle Baca, Dana Point, spoke regarding fearing for her safety in the City and felt that residential recover facilities were a problem here.

Wayne Yost, Dana Point, invited residents to a formal flag retirement ceremony on February 23rd on the beach. He stated that there would be a brief opening ceremony.

PUBLIC HEARINGS

There were no Public Hearings.

UNFINISHED BUSINESS

There were no Unfinished Business items.

NEW BUSINESS

20. COUNCIL MEMBER LEWIS AND WYATT: CITY ATTORNEY CONTRACT

Mayor Viczorek stated that he wanted to discuss Items 20 and 21 together because they were similar in nature.

Discussion ensued.

IT WAS MOVED BY COUNCIL MEMBER LEWIS, SECONDED BY COUNCIL MEMBER WYATT, THAT THE CITY COUNCIL DISCUSS ITEMS 20 AND 21 SEPARATELY.

The motion carried by the following vote:

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

NOES: Mayor Richard A. Viczorek

ABSENT: None

Council Member Lewis provided a staff report.

Discussion ensued.

IT WAS MOVED BY COUNCIL MEMBER LEWIS, SECONDED BY COUNCIL MEMBER WYATT, THAT THE CITY COUNCIL DIRECT STAFF TO ISSUE REQUESTS FOR PROPOSAL FROM LICENSED CALIFORNIA LAWYERS AND LAW FIRMS TO ACT AS THE CITY'S CONTRACT CITY ATTORNEY; AND OBTAIN PROPOSALS FROM LICENSED CALIFORNIA ATTORNEYS

TO ACT AS DANA POINT'S CITY ATTORNEY AND/OR ESTABLISH AND STAFF A CITY ATTORNEY DEPARTMENT WITH THE SEALED BIDS BEING RETURNED BY THE SECOND MEETING OF MAY AND OPENED BY THE CITY COUNCIL IN CLOSED SESSION.

The motion failed by the following vote:

AYES: Council Member Debra Lewis and Council Member Paul N Wyatt

NOES: Council Member John A. Tomlinson, Mayor Pro Tem Joseph L. Muller, and Mayor Richard A. Viczorek

ABSENT: None

21. COUNCIL MEMBER LEWIS: WRITTEN REPORT FORM PURSUANT TO COUNCIL POLICY NO. 227

Council Member Lewis provided a staff report.

Mayor Viczorek opened the Public Comments.

Jim Kelly, Dana Point, spoke regarding his experience in responding to RFPs.

Jenene Rudder, Dana Point, spoke regarding the lack of teamwork amongst the Council.

Betty Hill, Capistrano Beach, spoke regarding the Headlands case that was heard before the Coastal Commission.

Mayor Viczorek closed the Public Comments.

Discussion ensued.

IT WAS MOVED BY MAYOR PRO TEM MULLER, SECONDED BY COUNCIL MEMBER LEWIS, THAT THE CITY COUNCIL REVIEW, DISCUSS, AND ADOPT A CITY ATTORNEY WRITTEN REPORT TO THE CITY COUNCIL FOR REVIEW IN CLOSED SESSION.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

Mayor Viczorek recessed the meeting at 10:02 p.m. and reconvened the meeting at 10:11 p.m.

22. COUNCIL MEMBER JOHN A. TOMLINSON: FINANCIAL REVIEW COMMITTEE CHARTER DISCUSSION

Council Member Tomlinson provided a staff report.

Mayor Viczorek opened the Public Comments.

Betty Hill, Capistrano Beach, spoke regarding the issues that the FRC has brought to the Council's attention.

Carol Kelly, Dana Point, spoke in support of maintaining the FRC as it is.

Barbara Wilson, Dana Point, read a letter on behalf of Nancy Leonard who felt that a change of the FRC would reflect the Council majority.

Brandon Day, Dana Point, spoke in favor of the recommendation as he felt that the FRC had not accomplished anything.

Sandie Iverson, Capistrano Beach, spoke on behalf of Toni Nelson who felt that changing the structure would hamper independence and be less transparent.

Jay Sowell, Dana Point, felt that a majority of the Council would take control of the FRC.

Cheryl Yocum, Dana Point, felt that the majority of the Council would vote in their own choices and asked that it is kept as a one-to-one committee appointment.

Mayor Viczorek closed the Public Comments.

IT WAS MOVED BY COUNCIL MEMBER TOMLINSON, SECONDED BY MAYOR PRO TEM MULLER, THAT THE CITY COUNCIL PLACE AN ITEM ON THE MARCH 6TH, 2018, CITY COUNCIL AGENDA TO REVIEW AND POSSIBLY AMEND THE CITY'S FINANCIAL REVIEW COMMITTEE CHARTER AS ESTABLISHED BY RESOLUTION 17-03-07-01.

Discussion ensued.

COUNCIL MEMBER LEWIS MADE A SUBSTITUTE MOTION, SECONDED BY COUNCIL MEMBER WYATT, THAT THE CITY COUNCIL AMEND THE CITY'S FINANCIAL REVIEW COMMITTEE CHARTER AS ESTABLISHED BY RESOLUTION 17-03-7-01 TO INCLUDE A STANDING AGENDA FOR FINANCIAL REVIEW THAT ONE MEMBER WOULD BRING A REPORT TO THE COUNCIL AND TO ALLOW THE FRC MEMBERS TO ADD EXHIBITS TO THEIR MINUTES.

The motion failed by the following vote:

AYES: Council Member Debra Lewis and Council Member Paul N Wyatt

NOES: Council Member John A. Tomlinson, Mayor Pro Tem Joseph L. Muller, and Mayor Richard A. Viczorek

ABSENT: None

IT WAS MOVED BY COUNCIL MEMBER TOMLINSON, SECONDED BY MAYOR PRO TEM MULLER, THAT THE CITY COUNCIL PLACE AN ITEM ON THE MARCH 6TH, 2018, CITY COUNCIL AGENDA TO REVIEW AND POSSIBLY AMEND THE CITY'S FINANCIAL REVIEW COMMITTEE CHARTER AS ESTABLISHED BY RESOLUTION 17-03-07-01.

The motion carried by the following vote:

AYES: Council Member John A. Tomlinson, Mayor Pro Tem Joseph L. Muller, and Mayor Richard A. Viczorek

NOES: Council Member Debra Lewis and Council Member Paul N Wyatt

ABSENT: None

23. POTENTIAL TRANSFER TO BY-DISTRICT CITY COUNCIL ELECTIONS

City Attorney Munoz provided a staff report and a PowerPoint presentation.

Mayor Viczorek opened the Public Comments.

Brandon Day, Dana Point, agreed that the City Council had to do this.

Buck Hill, Capistrano Beach, had questions regarding dates and how this would affect the November election.

Mayor Viczorek closed the Public Comments.

Discussion ensued.

IT WAS MOVED BY MAYOR PRO TEM MULLER, SECONDED BY COUNCIL MEMBER TOMLINSON, THAT THE CITY COUNCIL HOLD A PUBLIC MEETING TO ADOPT RESOLUTION 18-02-20-04, A RESOLUTION OF INTENTION PURSUANT TO ELECTION CODE SECTION 10010(E)(3)(A), TO CONSIDER THE TRANSITION FROM AN AT-LARGE TO DISTRICT-BASED ELECTIONS ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, EXPRESSING THE CITY COUNCIL'S INTENTION, PURSUANT TO ELECTIONS CODE SECTION 10010(e)(3)(A), TO CONSIDER INITIATING PROCEDURES FOR ESTABLISHING AND IMPLEMENTING BY-DISTRICT ELECTIONS FOR CITY COUNCIL MEMBERS.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

MAYOR VICZOREK ANNOUNCED THAT DUE TO THE LATE HOUR THE REMAINING ITEMS (ITEMS 24, 25, 26, AND 27) ON THE AGENDA WOULD BE CARRIED OVER TO THE MARCH 6, 2018 CITY COUNCIL MEETING. IN ADDITION, THE REMAINING ITEMS FOR CLOSED SESSION DISCUSSION WOULD ALSO BE CARRIED OVER.

24. COUNCIL MEMBER LEWIS: ROBERT'S RULES OF ORDER

RECOMMENDED ACTION: That the City Council clarify that Robert's Rules of Order apply to City Council meetings and agree upon Webster's New World Robert's Rules of Order Simplified and Applied as a source of reference.

PUBLIC COMMENTS (Continued)

There were no additional Public Comments received.

STAFF REPORTS

There were no Staff Reports.

COUNCIL REPORTS, INCLUDING CITY RELATED MEETINGS ATTENDED

Council Member Lewis stated that she would turn in her list of meetings attended to the City Clerk.

Council Member Wyatt stated he had turned in his list of meetings attended to the City Clerk including a list of his takeaways from the meetings on homelessness.

Mayor Pro Tem Muller stated that the board will be discussing the change to the 24-hour shift at the meeting on March 15. He reported that a new path for the 241/I5 extension has been created based on the public's input. He added that he had turned in his list of meetings attended to the City Clerk.

Mayor Viczorek stated he has turned in his list of meetings attended to the City Clerk.

25. COUNCILMEMBER LEWIS: RECEIVE STAFF REPORT ON STATUS OF CITY OPEN DATA/OPEN GOVERNMENT INITIATIVE

26. MAYOR VICZOREK: RECEIVE STAFF REPORT ON STATUS OF HOMELESS TASK FORCE WORK PLAN

27. MAYOR PRO TEM MULLER: DISCUSS SHORT TERM RENTALS

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Viczorek adjourned the meeting at 12:07 a.m. and announced that the next Regular Meeting of the City Council will be March 6, 2018, 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 MARCH 6, 2018

Meetings attended since February 6, 2018:

Mayor Richard A. Viczorek

February 9 South Orange County Elected Officials Discussion on Ending Homelessness
February 13 Strategic Plan Workshop
February 13 Dana Point community Forum on Homelessness
February 14 ocean Institute Board of Directors meeting
February 15 OCMVCD Board of Trustees meeting
February 15 ACC-OC Homelessness meeting
February 20 Emergency Disaster Council meeting

Mayor Pro Tem Joseph L. Muller

February 8 TCA
February 8 Omega Events
February 13 Strategic Planning Workshop
February 14 OCFA
February 15 TCA
February 16 Mayor Brown San Clemente
February 20 Niguel Shores Mens Club

Council Member Debra Lewis

February 7 Council member Steve Swartz, San Clemente
February 7 Association of California Cities - Orange County, Residential Recovery Facilities
February 7 Task Force
February 8 Meeting with Resident Short Term Rental
February 8 Niguel Shores Women's Club
February 9 United Way Forum on Homelessness
February 12 Steve Sandborg Development
February 12 Planning Commission - Story Pole Ordinance
February 13 City Council Strategic Planning
February 13 City Homeless Forum

Council Member Paul N Wyatt

February 8 Illumination Foundation - Panel on Homelessness; Are We Doing Enough
February 9 Discussion with South OC Elected Leadership – Solutions to End Homelessness
February 13 Dana Point Community Forum on Homelessness
February 14 Ocean Institute Board Meeting
February 15 ACC-OC Homelessness Partnership Dinner

Report on Key Takeaways from meetings on Homelessness

In the two weeks since our last Council Meeting, I've attended four more meetings on homelessness. This report documents some of my key takeaways from these meetings.
Andree Bailey, head of a public-private partnership to end homelessness in Orlando, Florida:

-
- Homeless has become so prevalent that it cannot be hidden, and it will ultimately decimate a city's economy if it is not ended.
 - Homelessness is best viewed as an infrastructure issue that is expensive and complex to solve. Think of it as building a new freeway across the county – it will take that kind of partnerships and determination.
 - Throwing money at the problem without accountability will fail and will be a terrible waste of money and delay the solution.

Dana Point Community Forum on Homelessness

- The Doheny Feed creates a public nuisance that the City needs to take the lead in ending. Excuses are not acceptable. If we don't have the legal right to force it to end, then work with the sponsors to find an acceptable alternative – but lead.
- Don't hesitate to call the police if you are concerned about a homeless person. The police will work jointly with the City's Care Coordinator to assess the situation. Every contact made by the Care Coordinator with the homeless is useful.

ACC-OC Homelessness Partnership Dinner

The Mayors and City Managers from all thirty-four Orange County cities were invited to this dinner along with key staff and elected officials from the County. Thirty-one of the cities were represented. The intent of this meeting was to ask all the cities in Orange County to commit to:

- A coordinated regional solution
- Collaborate on the design of a regional solution
- Help Susan Price, Orange County Director of Care Coordination for the Homeless, build out her system
- Invite Orange County Mental Health to present a world-class solution
- Lead the effort to permit, site and help finance two thousand, seven hundred units of permanent supportive housing.

And a closing statement from Andree Bailey worth taking to heart: "When you stop making excuses and evaluate who you are, you will solve this problem".