

# CITY OF DANA POINT

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## CITY COUNCIL REGULAR MEETING



**TUESDAY  
JANUARY 17, 2017  
5:00 P.M.**

## **ACTION AGENDA**

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

Next City Council Ordinance No. 17-01

## **CALL TO ORDER**

The Regular Meeting of the City Council of the City of Dana Point, California, was called to order by Mayor Lewis at 5:06 p.m. in the City Council Chambers, 33282 Golden Lantern, Dana Point.

## **ROLL CALL OF CITY COUNCIL MEMBERS:**

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

## **CLOSED SESSION**

City Attorney Munoz indicated that there was a need for Closed Session discussion and stated that there was also a need to eliminate one item under Anticipated Litigation Government Code § 54956.9 (d1).

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, SIGNIFICANT EXPOSURE TO LITIGATION, Government Code § 54956.9 (d1), (3 cases)

B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Government Code § 54956.9 (a), (1 case)

City of Dana Point v. Headlands Reserve LLC, Sanford Edward, et al (Orange County Superior Court Case No. 30-2016-00872051)

C. PUBLIC EMPLOYEE PERFORMANCE EVALUATION, Government Code § 54957

Title: City Attorney

Mayor Lewis recessed the meeting into a Closed Session at 5:07 p.m. pursuant to Government Code Section 54956 et seq.

## **RECONVENE CITY COUNCIL MEETING – CALL TO ORDER**

Mayor Lewis reconvened the meeting at 6:23 p.m. All Council Members were present.

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; Matthew Schneider, Planning Manager; Brian McClure, Deputy Director of Community Services and Parks; Matthew Sinacori, Deputy Director of Public Works and Engineering; Kelly Reenders, Economic Development Manager, Jeff Rosaler, Parks Manager, and Bobbi Ogan, Deputy City Clerk.

## **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 Chaplain Morrie Hansen of VFW Post 9934.

## **PRESENTATIONS AND PROCLAMATIONS**

Business of the Month – Kenny’s Music Store  
VFW Voice of Democracy

## **CONSENT CALENDAR**

Mayor Lewis announced that Item 12 would not be heard due to the withdrawal of the appeal.

Council Member Viczorek removed Item 6, and members of the public removed Items 4 and 9 from the Consent Calendar.

IT WAS MOVED BY COUNCIL MEMBER MULLER, SECONDED BY COUNCIL MEMBER TOMLINSON, THAT THE RECOMMENDATIONS BE ACCEPTED FOR ALL ITEMS ON THE CONSENT CALENDAR WITH THE EXCEPTION OF ITEMS 4, 6, AND 9.

The motion carried by the following vote:

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

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, DECEMBER 6, 2016**

APPROVED THE MINUTES.

**3. ADJOURNED REGULAR MEETING MINUTES, DECEMBER 15, 2016**

APPROVED THE MINUTES.

**4. PLANNING COMMISSION MEETING MINUTES, NOVEMBER 14, 2016**

A member of the public removed this item from the Consent Calendar.

IT WAS MOVED BY MAYOR PRO TEM WYATT, SECONDED BY COUNCIL MEMBER TOMLINSON, THAT THE CITY COUNCIL RECEIVE AND FILE THE MINUTES.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

**5. YOUTH BOARD MEETING MINUTES, NOVEMBER 3, 2016**

RECEIVED AND FILED.

**6. FINANCIAL REVIEW COMMITTEE MEETING MINUTES, SEPTEMBER 23, 2015**

Council Member Viczorek removed this item from the Consent Calendar.

IT WAS MOVED BY COUNCIL MEMBER VICZOREK, SECONDED BY COUNCIL MEMBER MULLER, THAT THE CITY COUNCIL NOT RECEIVE AND FILE THE MINUTES.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

Council Member Muller stated that Item 14 should be removed from Council consideration since that item was affected by the minutes.

**7. MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR**

RECEIVED AND FILED.

**8. CITY TREASURER'S REPORT, NOVEMBER 2016**

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

**9. CLAIMS AND DEMANDS**

A member of the public removed Item 9 from the Consent Calendar.

IT WAS MOVED BY MAYOR PRO TEM WYATT, SECONDED BY COUNCIL MEMBER MULLER, THAT THE CITY COUNCIL RECEIVE AND FILE THE CLAIMS AND DEMANDS.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

**10. DANA POINT TOURISM BUSINESS IMPROVEMENT DISTRICT/VISIT DANA POINT QUARTERLY REPORT FOR OCTOBER – DECEMBER 2016**

RECEIVED AND FILED THIS REPORT.

**11. MONTHLY FINANCIAL ACTIVITY REPORT, OCTOBER AND NOVEMBER 2016**

RECEIVED AND FILED THE MONTHLY FINANCIAL ACTIVITY REPORT FOR OCTOBER AND NOVEMBER 2016.

**PUBLIC COMMENTS**

Stephen Wontrobowski  
Cindy Fleming  
Carol Kelly  
Penny Maynard  
Ross Teasley  
Toni Nelson

## **PUBLIC HEARINGS**

- 12. AN APPEAL OF THE PLANNING COMMISSION APPROVAL OF COASTAL DEVELOPMENT PERMIT CDP16-0018 TO DEMOLISH AN EXISTING SINGLE-FAMILY RESIDENCE AND CONSTRUCT A NEW TWO-STORY, SINGLE-FAMILY RESIDENCE AND MINOR SITE DEVELOPMENT PERMIT SDP16-0038(M) TO ALLOW INCREASED HEIGHT FOR RETAINING WALLS ON A LOT WITHIN THE COASTAL ZONE LOCATED AT 32687 SEA ISLAND DRIVE**

THIS ITEM WAS NOT HEARD AS THE APPEAL HAD BEEN WITHDRAWN.

## **UNFINISHED BUSINESS**

There were no Unfinished Business items.

## **NEW BUSINESS**

- 13. DOHENY VILLAGE PLAN UPDATE**

IT WAS MOVED BY COUNCIL MEMBER TOMLINSON, SECONDED BY MAYOR PRO TEM WYATT, THAT THE CITY COUNCIL RECEIVE AND FILE THIS REPORT.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

- 14. ANNUAL REVIEW OF THE INVESTMENT POLICY**

THIS ITEM WAS REMOVED FROM COUNCIL CONSIDERATION AND WILL RETURN ON A FUTURE AGENDA.

- 15. AWARD OF A CONTRACT FOR THE CONSTRUCTION OF THE ANNUAL RESIDENTIAL ROADWAY RESURFACING PROJECT FY16/17**

IT WAS MOVED BY MAYOR LEWIS, SECONDED BY COUNCIL MEMBER MULLER, THAT THE CITY COUNCIL APPROVE THE CONSTRUCTION CONTRACT DOCUMENTS REQUIRED FOR THE "ANNUAL RESIDENTIAL ROADWAY RESURFACING PROJECT FY 16/17" WITH THE INCLUSION OF LANGUAGE WHICH STATES THAT THE WORK SHALL ISSUE A CHANGE ORDER UNDER THE PROCEDURES DESCRIBED IN THIS CONTRACT BUT NOT-TO-EXCEED \$442,442.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY MAYOR PRO TEM WYATT, SECONDED BY COUNCIL MEMBER TOMLINSON, THAT THE CITY COUNCIL APPROVE THE AWARD OF A CONTRACT TO ALL AMERICAN ASPHALT FOR CONSTRUCTION OF THE ANNUAL RESIDENTIAL ROADWAY RESURFACING PROJECT FY 16/17 AND AUTHORIZE THE CITY MANAGER OR HIS DESIGNEE TO SIGN AND ADMINISTER THE SUBJECT CONTRACT AND APPROVE ADDITIONAL PAYMENT FOR CHANGE ORDERS, CONTINGENCIES, MANAGEMENT SERVICES, SOILS AND MATERIAL TESTING, SURVEYING, AND CONSTRUCTION DESIGN SUPPORT FOR THE PROJECT AS NOTED IN THE FISCAL IMPACT SECTION.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY MAYOR LEWIS, SECONDED BY MAYOR PRO TEM WYATT, THAT THE CITY COUNCIL AUTHORIZE ADDITIONAL SURVEYING SERVICES PER THE AS-NEEDED CONSULTANT SERVICES AGREEMENT WITH DAVID EVANS AND ASSOCIATES PER THE FISCAL IMPACT SECTION.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY MAYOR LEWIS, SECONDED BY MAYOR PRO TEM WYATT, THAT THE CITY COUNCIL AUTHORIZE ADDITIONAL MATERIALS INSPECTION AND TESTING SERVICES PER THE AS-NEEDED CONSULTANT SERVICES AGREEMENTS WITH GMU GEOTECHNICAL AND COASTAL GEOTECHNICAL FOR GEOTECHNICAL ENGINEERING AND MATERIALS TESTING PER THE FISCAL IMPACT SECTION.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY COUNCIL MEMBER TOMLINSON, SECONDED BY COUNCIL MEMBER MULLER, THAT THE CITY COUNCIL AUTHORIZE THE REDUCTION OF THE EXPENDITURE BUDGET BY \$498,360 FOR CIP #1281.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY COUNCIL MEMBER MULLER, SECONDED BY COUNCIL MEMBER TOMLINSON, THAT THE CITY COUNCIL ESTABLISH A NEW \$150,000 BUDGET FOR A LANDSCAPING RENOVATION/BEAUTIFICATION PROJECT ALONG CAMINO CAPISTRANO IN DOHENY VILLAGE NEXT TO THE PORTION OF STREET BEING RESURFACED ALONG THE I-5 FREEWAY, AND EFFECT FUNDING AS FURTHER DESCRIBED IN THE FISCAL IMPACT SECTION.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

**16. ADOPTION OF A RESOLUTION APPROVING A NOTICE OF COMPLETION FOR THE CONSTRUCTION OF THE DEL OBISPO STREET ARTERIAL ROADWAY RESURFACING PROJECT FY15/16**

IT WAS MOVED BY COUNCIL MEMBER TOMLINSON, SECONDED BY COUNCIL MEMBER MULLER, THAT THE CITY COUNCIL ADOPT **RESOLUTION 17-01-17-01** 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 "DEL OBISPO STREET ARTERIAL ROADWAY RESURFACING PROJECT FY15/16".*

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY COUNCIL MEMBER TOMLINSON, SECONDED BY COUNCIL MEMBER MULLER, THAT THE CITY COUNCIL TRANSFER \$173,320 IN UNEXPENDED GAS TAX FUNDING IN CIP #1282 TO THE GAS TAX FUND (FUND 02) FOR FUTURE COUNCIL APPROVED PROJECTS.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

**17. RECRUITMENTS FOR THE PLANNING COMMISSION AND TRAFFIC IMPROVEMENT SUBCOMMITTEE**

IT WAS MOVED BY COUNCIL MEMBER MULLER, SECONDED BY COUNCIL MEMBER TOMLINSON, THAT THE CITY COUNCIL DIRECT STAFF TO PROCEED WITH THE RECRUITMENT/APPOINTMENT OF PLANNING COMMISSION MEMBERS AND TRAFFIC IMPROVEMENT SUBCOMMITTEE MEMBERS.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

**18. REPORT ON 2016 CITY PROSECUTOR AND CODE ENFORCEMENT ACTIVITIES**

IT WAS MOVED BY MAYOR PRO TEM WYATT, SECONDED BY COUNCIL MEMBER TOMLINSON, THAT THE CITY COUNCIL RECEIVE AND FILE THIS UPDATE OF CITY PROSECUTOR AND CODE ENFORCEMENT ACTIVITIES.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

**19. CITY COUNCIL APPOINTED REPRESENTATIVES AND CITY COMMISSIONS, COMMITTEES, SUBCOMMITTEES AND TASK FORCES**

IT WAS MOVED BY MAYOR LEWIS, SECONDED BY MAYOR PRO TEM WYATT, THAT THE CITY COUNCIL APPROVE THE MAYOR AND MAYOR PRO TEM TO REMAIN THE REPRESENTATIVES ON THE COMMITTEES THAT THEY ARE LISTED.



The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY MAYOR LEWIS, SECONDED BY MAYOR PRO TEM WYATT, THAT THE CITY COUNCIL APPOINT COUNCIL MEMBER TOMLINSON TO SERVE AS THE CITY'S REPRESENTATIVE ON THE ANIMAL SERVICES SUBCOMMITTEE.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY MAYOR LEWIS, SECONDED BY MAYOR PRO TEM WYATT, THAT THE CITY COUNCIL REAFFIRM COUNCIL MEMBER VICZOREK AS THE CITY'S REPRESENTATIVE ON THE CALIFORNIA JOINT POWERS AUTHORITY AND APPOINT COUNCIL MEMBER TOMLINSON TO SERVE AS THE ALTERNATE.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY MAYOR LEWIS, SECONDED BY COUNCIL MEMBER TOMLINSON, THAT THE CITY COUNCIL APPOINT MAYOR LEWIS AND REAFFIRM COUNCIL MEMBER MULLER TO SERVE AS THE CITY'S REPRESENTATIVES ON THE CAPISTRANO UNIFIED SCHOOL DISTRICT COMMITTEE.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY COUNCIL MEMBER VICZOREK, SECONDED BY COUNCIL MEMBER TOMLINSON, THAT THE CITY COUNCIL REAFFIRM COUNCIL MEMBER MULLER AS THE

CITY'S REPRESENTATIVE ON THE FOOTHILL/EASTERN TRANSPORTATION CORRIDOR AGENCY AND APPOINT COUNCIL MEMBER VICZOREK TO SERVE AS THE ALTERNATE IN ADDITION, APPOINT COUNCIL MEMBER VICZOREK AS THE CITY'S REPRESENTATIVE ON THE SAN JOAQUIN TRANSPORTATION CORRIDOR AGENCY AND APPOINT COUNCIL MEMBER MULLER TO SERVE AS THE ALTERNATE.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY MAYOR LEWIS, SECONDED BY COUNCIL MEMBER MULLER, THAT THE CITY COUNCIL APPOINT MAYOR LEWIS TO SERVE AS THE CITY'S REPRESENTATIVE ON THE ORANGE COUNTY COUNCIL OF GOVERNMENTS (OCCOG) AND SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS (SCAG) AND COUNCIL MEMBER MULLER TO SERVE AS THE ALTERNATE FOR BOTH.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY MAYOR LEWIS, SECONDED BY MAYOR PRO TEM WYATT, THAT THE CITY COUNCIL REAFFIRM COUNCIL MEMBER MULLER AS THE CITY'S REPRESENTATIVE TO THE ORANGE COUNTY FIRE AUTHORITY.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY MAYOR LEWIS, SECONDED BY COUNCIL MEMBER TOMLINSON, THAT THE CITY COUNCIL APPOINT MAYOR PRO TEM WYATT TO SERVE AS THE CITY'S REPRESENTATIVE ON THE ORANGE COUNTY LIBRARY ADVISORY BOARD AND COUNCIL MEMBER MULLER TO SERVE AS THE ALTERNATE.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY COUNCIL MEMBER VICZOREK, SECONDED BY MAYOR LEWIS, THAT THE CITY COUNCIL APPOINT COUNCIL MEMBER VICZOREK AS THE CITY'S REPRESENTATIVE TO THE ORANGE COUNTY MOSQUITO & VECTOR CONTROL BOARD.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY MAYOR LEWIS, SECONDED BY COUNCIL MEMBER MULLER, THAT THE CITY COUNCIL APPOINT MAYOR PRO TEM WYATT AND COUNCIL MEMBER TOMLINSON AS THE CITY'S REPRESENTATIVES TO THE SOUTH COAST WATER DISTRICT WATER AND SEWER COMMITTEE.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY MAYOR LEWIS, SECONDED BY COUNCIL MEMBER MULLER, THAT THE CITY COUNCIL APPOINT MAYOR PRO TEM WYATT TO SERVE AS THE CITY'S REPRESENTATIVE TO THE SOUTH OC WATERSHED MANAGEMENT AREA PARTNERS EXECUTIVE COMMITTEE AND REAFFIRM DEPUTY CITY MANAGER DENNY AS THE CITY'S ALTERNATE.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY MAYOR PRO TEM WYATT, SECONDED BY MAYOR LEWIS, THAT THE CITY COUNCIL ELIMINATE THE DANA POINT DESTINY AD HOC COMMITTEE.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY MAYOR LEWIS, SECONDED BY COUNCIL MEMBER MULLER, THAT THE CITY COUNCIL APPOINT MAYOR PRO TEM WYATT AS THE CITY'S REPRESENTATIVE AND COUNCIL MEMBER TOMLINSON AS THE ALTERNATE ON THE HOMELESS TASK FORCE.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY MAYOR LEWIS, SECONDED BY COUNCIL MEMBER TOMLINSON, THAT THE CITY COUNCIL APPOINT MAYOR PRO TEM WYATT AS THE CITY'S REPRESENTATIVE ON THE OCEAN WATER QUALITY SUBCOMMITTEE.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

IT WAS MOVED BY MAYOR LEWIS, SECONDED BY COUNCIL MEMBER MULLER, THAT THE CITY COUNCIL RESTRUCTURE THE FINANCE REVIEW COMMITTEE AS A FINANCIAL OVERSIGHT WATCHDOG COMMITTEE AS FOLLOWS:

- WILL BE A STANDING COMMITTEE;
- WILL CONSIST OF FIVE MEMBERS OF THE PUBLIC WHO LIVE FULL TIME IN DANA POINT;
- EACH COUNCIL MEMBER WILL APPOINT ONE MEMBER TO THE COMMITTEE;
- EACH MEMBER WILL SERVE NO LONGER THAN THE TERM OF THE COUNCIL MEMBER WHO APPOINTED THEM;
- THE COMMITTEE WILL MEET ONCE A MONTH UNLESS FOUR MEMBERS VOTE TO MEET LESS OFTEN, BUT AT LEAST ONCE A QUARTER;
- THE COMMITTEE WILL SUBMIT REPORTS TO THE CITY COUNCIL AFTER EACH MEETING; AND
- DIRECT STAFF TO RETURN TO THE NEXT CITY COUNCIL MEETING WITH A RESOLUTION ADOPTING THESE CHANGES.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

## **PUBLIC COMMENTS (Continued)**

There were no additional Public Comments received.

## **STAFF REPORTS**

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

## **ADJOURNMENT**

There being no further business before the City Council at this session, Mayor Lewis adjourned the meeting at 9:45 p.m. and announced that the next Regular Meeting of the City Council will be February 7, 2017, at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.