

CITY OF DANA POINT

CITY COUNCIL REGULAR MEETING



**TUESDAY
JANUARY 15, 2019
5:00 P.M.**

MINUTES

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

Next City Council Ordinance No. 19-01

CALL TO ORDER

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

ROLL CALL OF CITY COUNCIL MEMBERS:

Joseph L. Muller, Mayor
Paul N Wyatt, Mayor Pro Tem
Jamey M. Federico, Council Member
Debra Lewis, Council Member
Richard A. Viczorek, Council Member

CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Government Code § 54956.9 (d)(1), (1 case)

Name of Case: City of DP v. Sunshine Group LLC (Seaside Inn), Orange County
Superior Court Case No. 30-2017- 00915900

- B. UNLICENSED RESIDENTIAL RECOVERY FACILITIES UPDATE
- a. CONFERENCE WITH LEGAL COUNCIL – EXISTING LITIGATION, Government Code Section 54956.9 (a) (15 cases)
1. *City of Dana Point v. Sobertec LLC*, Superior Court for the State of California, County of Orange, Case No. 30-2016-00859437.
 2. *City of Dana Point v. Capo By the Sea*, Superior Court for the State of California, County of Orange, Case No. 30-2016-008594260.
 3. *City of Dana Point v. Luminance Health Group, Inc.*, Superior Court for the State of California, County of Orange, Case No. 30-2016-00890481.
 4. *City of Dana Point v. Sunshine Behavioral Health, LLC*, Superior Court for the State of California, County of Orange, Case No. 30-2017-00904184.
 5. *City v. New Method Wellness, Inc., NMW Beds, LLC, and Pacific View Sober Living LLC*, Orange County Superior Court Case No. 30-2017-00904169.

6. *City of Dana Point v. Donna's House, LLC*, Superior Court for the State of California, County of Orange, Case No. 30-2018-00966527.
7. *City of Dana Point v. Ocean Hills Recovery Inc.*, Superior Court for the State of California, County of Orange, Case No. 30-2018-00966532.
8. *City of Dana Point v. Sovereign Health of California*, Superior Court for the State of California, County of Orange, Case No. 30-2018-00966557.
9. *City of Dana Point v. 12 South Recovery*, Superior Court for the State of California, County of Orange, Case No. 30-2018-00966539.
10. *City of Dana Point v. Mainstream Group, Inc., Snaier Z. Varkel and Francina S. Varkel, Trustees Of The Snaier Z. Varkel And Francina S. Varkel 1999 Trust, Dated March 5, 1999*, Case No. 30-2018-01011128.
11. *City of Dana Point v. Sanctuary House Recovery, Barbara Mullin*, Case No. 30-2018-01011154.
12. *City of Dana Point v. Happy Destiny Foundation, Inc.; JTK Pacific Homes, LLC*, Case No. 30-2018-01011176.
13. *City of Dana Point v. Donna's House, LLC, Michael Marriner, Jr., Katy Marriner, Ralph M. Wright, Jr., Trustee, or His Successor, Under The Ralph M. Wright, Jr. 2017 Family Trust*, Case No. 30-2018-01011653.
14. *City of Dana Point v. New Life Treatment & Addiction Center, Melody Barnett*, Case No. 30-2018-01011481.
15. *City of Dana Point v. Southern California Recovery Center, TML Holdings, LLC*, Case No. 30-2018-01012750
16. *City of Dana Point v. Able to Change Recovery, LLC, Crayton Herbert Rosemeyer, Sheye Louise Rosemeyer*, Case No. 30-2018-01009168
17. *Laguna Beach Sober Living, LLC, and Donna's House, Inc. v. City of Dana Point* (No case number at this time)

Mayor Muller recessed the meeting into a Closed Session at 5:03 p.m. pursuant to Government Code Section 54956 et seq.

30TH ANNIVERSARY RECEPTION

The Public was invited for refreshments.

RECONVENE CITY COUNCIL MEETING

Mayor Muller reconvened the meeting at 6:00 p.m. All Council Members were present.

STAFF PRESENT: Mark Denny, City Manager; Patrick Munoz, City Attorney; Mike Killebrew, Assistant City Manager; Kathy Ward, City Clerk; Lieutenant Margie Sheehan; Matthew Schneider, Director of Community Development; Matthew Sinacori, Director of Public Works and Engineering; Kelly Reenders, Economic Development Manager, Rachel Johnson, Management Analyst, and Shayna Sharke, Deputy City Clerk

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Jamey M. Federico.

INVOCATION

The Invocation was provided by Associate Pastor Jens Christy of Capo Beach Church.

CLOSED SESSION ANNOUNCEMENT

City Attorney Munoz provided a slideshow presentation updating the Council on court cases and regulations on sober living homes. [CLICK HERE](#) to access a PDF version of the slide show presentation.

PRESENTATIONS AND PROCLAMATIONS

Barbara Johannes, Dana Point Historical Society President, introduced the Dana Point Historical Society Board and presented a proclamation to the City of Dana Point in honor of the City's 30th anniversary of incorporation. She invited the public to view the stock certificate for the first business in Dana Point which is currently on display at the Dana Point Historical Society Museum.

CONSENT CALENDAR

Members of the public removed Items 7, 9, and 11 from the Consent Calendar. Mayor Pro Tem Wyatt removed Item 8.

IT WAS MOVED BY MAYOR MULLER, SECONDED BY COUNCIL MEMBER VICZOREK, THAT THE RECOMMENDATIONS BE ACCEPTED FOR ALL ITEMS ON THE CONSENT CALENDAR WITH THE EXCEPTION OF ITEMS 7, 8, 9, AND 11.

The motion carried by the following vote:

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

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 AND THAT FURTHER READING OF SUCH ORDINANCES BE WAIVED.

2. REGULAR MEETING MINUTES, DECEMBER 4, 2018

APPROVED THE MINUTES.

3. PLANNING COMMISSION MEETING MINUTES, NOVEMBER 26, 2018

RECEIVED AND FILED.

4. PLANNING COMMISSION MINUTES, DECEMBER 3, 2018

RECEIVED AND FILED.

5. MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR

RECEIVED AND FILED.

6. CITY TREASURER'S REPORT, NOVEMBER 2018

RECEIVED AND FILED THE CITY TREASURER'S REPORT, NOVEMBER 2018.

7. CLAIMS AND DEMANDS

Buck Hill (Dana Point) removed this item from the Consent Calendar. Mr. Hill stated his concerns regarding the City Attorney budget and added that he wished to bring awareness to the City Council regarding a possible overrun of the budget.

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

The motion carried by the following vote:

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

NOES: None

ABSENT: None

8. MONTHLY FINANCIAL ACTIVITY REPORT FOR OCTOBER & NOVEMBER 2018

Mayor Pro Tem Wyatt removed this item from the Consent Calendar. He referred to page 51 of the Monthly Financial Activity Report for October & November 2018, the City Attorney budget.

IT WAS MOVED BY MAYOR PRO TEM WYATT, SECONDED BY COUNCIL MEMBER LEWIS, THAT THE COUNCIL DIRECT STAFF TO PREPARE AN ANALYSIS OF FORECAST EXPENSES FOR CITY ATTORNEY EXPENSES FOR THE REST OF THE YEAR AND SOURCES OF REVENUE WITHIN EXISTING BUDGET TO OFFSET EXPENSES.

Discussion ensued.

Mayor Muller stated that a motion is not needed and directed staff to compile the requested report.

MAYOR MULLER STATED THAT THE COUNCIL WOULD RECEIVE AND FILE THE MONTHLY FINANCIAL ACTIVITY REPORT FOR OCTOBER AND NOVEMBER 2018.

9. DANA POINT POLICE SERVICES MONTHLY REPORT

Nancy Leonard (Dana Point) removed this item from the Consent Calendar. Ms. Leonard stated that she is happy with the layout of the Police Services Monthly Report and requested that it is an item for discussion in the future, rather than on the Consent Calendar. She asked what the residents can do to help combat crime and stated that Neighborhood Watch programs should be encouraged by the Sheriff's Department and City Council.

Lieutenant Sheehan provided a Power Point Presentation.

Discussion ensued.

MAYOR MULLER STATED THAT THE COUNCIL WOULD RECEIVE AND FILE THE POLICE SERVICES MONTHLY REPORT.

10. DEVELOPMENT UPDATE

RECEIVED AND FILED THE DEVELOPMENT UPDATE.

11. COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2018

Buck Hill (Dana Point) removed this item from the Consent Calendar. Mr. Hill provided copies of page 86 of the Annual Financial Report for the Fiscal Year Ended June 30, 2018 to the Council and congratulated the City on the surplus for this fiscal year. He stated that the books are complicated and added his concerns of including the TBID in the report.

Brief discussion ensued.

MAYOR MULLER STATED THAT THE COUNCIL WOULD RECEIVE AND FILE COMPREHENSIVE FINANCIAL REPORT ("CAFR") FOR THE YEAR ENDED JUNE 30, 2018.

12. CITY COUNCIL ANNUAL MEETING SCHEDULE

APPROVED THE 2019 CITY COUNCIL MEETING SCHEDULE.

13. AWARD OF CONTRACT FOR THE CONSTRUCTION OF THE ANNUAL SLURRY SEAL FY18/19

1) APPROVED AWARD OF A CONTRACT TO AMERICAN ASPHALT SOUTH, INCORPORATED FOR CONSTRUCTION OF THE ANNUAL SLURRY SEAL PROJECT FY 18/19, AND AUTHORIZED THE CITY MANAGER OR HIS DESIGNEE TO SIGN AND ADMINISTER THE SUBJECT CONTRACT AND APPROVE ADDITIONAL PAYMENT FOR CHANGE ORDERS, CONTINGENCIES, MANAGEMENT SERVICES, AND SOILS AND MATERIAL TESTING, AND CONSTRUCTION DESIGN SUPPORT FOR THE PROJECT; AND,

2) AUTHORIZED MATERIALS INSPECTION AND TESTING SERVICES WITH GMU GEOTECHNICAL, AND AUTHORIZED STAFF TO PROCESS THE ASSOCIATED SHORT FORM CONTRACT AGREEMENT; AND

3) AUTHORIZED THE FUNDING TRANSFER AS NOTED.

14. RECRUITMENTS FOR THE PLANNING COMMISSION AND TRAFFIC IMPROVEMENT SUBCOMMITTEE

DIRECTED STAFF TO PROCEED WITH THE RECRUITMENT/APPOINTMENT OF PLANNING COMMISSION MEMBERS AND TRAFFIC IMPROVEMENT SUBCOMMITTEE MEMBERS.

PUBLIC COMMENTS

Carol Wilson (Dana Point) provided a picture showing a view from Bonjour Café of a vacant lot containing weeds. She asked the City Council to adopt an ordinance establishing a weed abatement program for commercial properties.

Mayor Muller confirmed that the current weed abatement ordinance does include commercial property and directed staff to address Ms. Wilson's concerns at this particular lot.

Robin Ganahl (Tustin, Climate Action Campaign) encouraged the Council to consider working with neighboring cities and share a cost for a feasibility study for Community Choice Energy. She provided letters of support from other agencies that have partnered with the organization.

Denise Erkeneff (Dana Point, Surfrider Foundation/South Orange County Climate Action Alliance) spoke regarding future SB100 mandates and spoke in favor of the Community Choice Energy program. She invited the public to a workshop at the Dana Point Tennis Center on March 7th.

Barbara Borkowski (Dana Point) spoke in favor of the Community Choice program.

Julian Joshua (Dana Point) spoke regarding City Council Policy 201. He stated that the intention of placing Item #24 on the agenda was not clear. He asked Mayor Muller to clarify and move the item to a future meeting date. He also spoke regarding the sober living home case that was won by the City of Costa Mesa and urged council to adopt an ordinance similar to theirs.

Karen Smith (Dana Point) spoke regarding climate concerns.

Larry Kramer (San Juan Capistrano) spoke on behalf of the Citizens Climate Lobby and invited the public to a meeting at St. Andrew's by the Sea in San Clemente on the 2nd Saturday of each month. He stated that the organization will also have a booth at the Festival of Whales on March 3rd at Ocean Awareness Day. He left information with the City Clerk.

COUNCIL REPORTS, INCLUDING CITY RELATED MEETINGS ATTENDED

Council Member Federico stated that he attended a SCAG Economic Summit, a New Elected Officials Orientation with ACC-OC, and a meeting with the management for the Beachwood Mobile Home Park.

Council Member Lewis stated that she will be travelling to Washington DC to speak to our Congressional Representatives on January 27th – 29th. She will also be meeting with Congressman Levin.

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

Mayor Pro Tem Wyatt stated that he has turned in his list of meetings to the City Clerk. He added that he will be participating in the Homelessness Point in Time Count that will occur on January 23rd. He invited everyone to check out everyonecountsoc.org for more information.

Mayor Muller stated that he has turned in his list of meetings attended to the City Clerk. He added that he is proud to serve on the OCTA and congratulated the new Chair, Tim Shaw and Vice Chair, Steve Jones. Additionally, Mayor Muller addressed a policy objectives meeting that he will be attending with the League of Cities Revenue Taxation Policy Committee. He stated that Assemblyman Weiner is proposing legislation that would attack local control ordinances that will be addressed and fought at the Committee's meeting in Sacramento.

PUBLIC HEARINGS

There were no Public Hearings.

UNFINISHED BUSINESS

There were no Unfinished Business items.

NEW BUSINESS

15. 2018 COMMUNITY SURVEY RESULTS

City Manager Denny introduced Adam Sonenshein with FM3.

Adam Sonenshein, FM3, presented the results of the 2018 Dana Point Community Survey. [CLICK HERE](#) to access a PDF version of the presentation.

Council Member Lewis requested that the results be broken down by district.

16. LONG TERM FINANCIAL PLAN /BUDGET PRIORITIES – WORK SHOP #1 – FACILITIES & PARKS

City Manager Denny introduced the Workshop.
Assistant City Manager Killibrew provided a Power Point Presentation.

Discussion ensued.

City Manager Denny summarized the possible additions to the plan resulting from the Council discussion: partnership with San Juan Capistrano for a skate park, City-wide signage program, Del Obispo corridor improvements, agendize existing utility policies, Doheny Village connectivity, public parking including potential post office discussion, tech and smart city infrastructure, lighted walkways and parks, and energy.

17. ESTABLISH DOHENY VILLAGE PLAN CAPITAL IMPROVEMENTS RESERVE ACCOUNT

City Manager Denny introduced the item.

Discussion ensued.

IT WAS MOVED BY COUNCIL MEMBER VICZOREK, SECONDED BY COUNCIL MEMBER FEDERICO, THAT THE CITY COUNCIL DIRECTING STAFF TO ESTABLISH A DOHENY VILLAGE PLAN CAPITAL IMPROVEMENTS RESERVE ACCOUNT IN THE CITY'S CAPITAL IMPROVEMENT FUND, AND AUTHORIZE THE TRANSFER OF PREVIOUSLY COLLECTED LANTERN DISTRICT IMPACT FEES TO THE NEW RESERVE

The motion carried by the following vote:

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

NOES: None

ABSENT: None

18. RESOLUTION TO AMEND THE MEMBERSHIP, DUTIES AND RESPONSIBILITIES OF THE CITY'S FINANCIAL REVIEW COMMITTEE

City Manager Denny stated that this item is presented tonight at Council's request and staff is available to answer any questions.

Mayor Pro Tem Wyatt questioned the decision to have Council Members serve on a standing Brown Act Committee in this capacity rather than having Council Members meet with the City Manager as needed. He questioned the benefit versus the cost.

Mayor Muller opened Public Comment.

Carol Kelly (Dana Point) spoke against amending the Financial Review Committee charter and commended the prior committee members.

Barbara Wilson (Dana Point) spoke against the proposed resolution and stated that the committee should not contain Council Members or staff.

Buck Hill (Dana Point) provided a document with budget comparisons to Council. He spoke of his history on the Financial Review Committee and spoke of concern for spending plans based on the budget and reporting.

City Manager Denny stated that Mr. Hill's statements were false. Mr. Denny referenced page 3, Supporting Document A of Item #11 and page 4 Supporting Document B of Item #11, showing a clean audit for the City's Comprehensive Financial Report proving that the budget is accurate.

Nancy Leonard (Dana Point) stated that she does not believe that a Financial Review Committee is needed adding that the City staff is already performing these services.

Mayor Muller closed Public Comment.

Discussion ensued.

IT WAS MOVED BY MAYOR MULLER, SECONDED BY COUNCIL MEMBER VICZOREK THAT THE CITY COUNCIL:

1) APPROVE AND ADOPT **RESOLUTION 19-01-15-01** ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, AMENDING THE MEMBERSHIP, DUTIES AND RESPONSIBILITIES OF THE FINANCIAL REVIEW COMMITTEE;

With an change to Section 2 stating the makeup of the membership to include the Mayor, Mayor Pro-Tem, City Manager, a member of the public selected by the City Council, and a member of the public selected by the City Manager, further, the City's independent financial auditor will serve as an ex-officio member; and

2) DIRECTED STAFF TO PROCEED WITH THE RECRUITMENT/APPOINTMENT OF THE FINANCIAL REVIEW COMMITTEE PUBLIC MEMBERS

Discussion ensued.

MAYOR PRO TEM WYATT MADE A SUBMOTION TO ADD THAT THE COMMITTEE WOULD MEET QUARTERLY TO REVIEW QUARTERLY FINANCIALS AND ASSESSED THE RELEVANCE AND ETHICACY OF CITY FINANCIAL POLICIES AND PROVIDED RECOMMENDATIONS FOR CITY COUNCIL'S CONSIDERATION.

Assistant City Manager Killebrew stated that the meetings are to be held quarterly per Section 3 of Exhibit 1.

Discussion ensued.

MAYOR PRO TEM WYATT AMENDED HIS MOTION TO STRIKE THE THIRD PARAGRAPH IN THE MEMBERSHIP AND SCOPE OF RESPONSIBILITIES SECTION.

MAYOR MULLER AND CITY COUNCIL MEMBER VICZOREK ACCEPTED THE AMENDMENT.

Discussion ensued.

The motion and amendment carried by the following vote:

AYES: Council Member Jamey M. Federico, Council Member Richard A. Viczorek, Mayor Pro Tem Paul N Wyatt, and Mayor Joseph L. Muller

NOES: Council Member Debra Lewis

ABSENT: None

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

IT WAS MOVED BY MAYOR MULLER, SECONDED BY COUNCIL MEMBER FEDERICO, THAT THE CITY COUNCIL

- 1) APPROVE APPOINTMENT OF THE CITY COUNCIL REPRESENTATIVES TO OUTSIDE AGENCIES;
- 2) APPROVE APPOINTMENTS TO CITY COMMITTEES, SUBCOMMITTEES, AND TASK FORCES;
- 3) ADOPT RESOLUTION NO. 19-01-15-02 ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, DESIGNATING AND APPOINTING ITS REPRESENTATIVE TO THE ORANGE COUNTY FIRE AUTHORITY'S BOARD OF DIRECTORS.

Mayor Pro Tem Wyatt requested that the San Onofre Community Engagement Panel and Short Term Rental Subcommittee appointments be added to the list.

City Clerk Ward agreed to add the San Onofre Community Engagement Panel, but clarified that because the Short Term Rental Subcommittee is an Ad-Hoc committee, it will have to be agendized to continue.

Discussion ensued.

The motion carried by the following vote:

AYES: Council Member Jamey M. Federico, Council Member Richard A. Viczorek, Mayor Pro Tem Paul N Wyatt, and Mayor Joseph L. Muller

NOES: None

ABSENT: None

ABSTAIN: Council Member Debra Lewis,

20. FM3 DISTRICTING SURVEY RESULTS - COUNCIL MEMBER LEWIS

Council Member Lewis provided a brief staff report. She requested that the survey results are provided to the public.

Mayor Muller directed City Manager Denny to add the survey results to the City website.

21. OCSD MATRIX STUDY BY 13 CONTRACT CITIES - COUNCIL MEMBER LEWIS

City Manager Denny reported that the consultant is making progress towards the final draft and will be provided after the draft is reviewed by the Sherriff. He stated that it will be agendized once the final report is provided to him.

22. LEADERSHIP DANA POINT: A CITIZEN'S ACADEMY - COUNCIL MEMBER LEWIS

Council Member Lewis provided a staff report.

Discussion ensued.

Mayor Muller opened Public Comment.

Nancy Leonard (Dana Point) spoke in favor of a citizen's academy program. She stated that children know very little about government and suggested that this program should be shared with the school district to bring into public schools as it is not part of the current curriculum in California.

Hoiyin Ip (Dana Point) announced that she is now a columnist for the local paper and spoke in favor of a citizen's academy program.

Mayor Muller closed Public Comment and directed staff to bring this item to the next budget workshop to discuss cost and details.

Mayor Muller cited City Council policy regarding adjourning the City Council meeting once 11:00 p.m. was reached unless 4/5 of Council agrees to continue the meeting.

IT WAS MOVED BY MAYOR MULLER, SECONDED BY COUNCIL MEMBER LEWIS TO CONTINUE THE MEETING PAST 11:00 P.M.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

23. LIMITED STREET PARKING - COUNCIL MEMBER LEWIS

Council Member Lewis provided a staff report.

Mayor Muller opened Public Comments.

Robin Valles (Lantern Village Association) stated that most of the parking issues are in front of properties that were developed prior to the City's incorporation and without the setback codes now required. She stated that many houses are in violation of City ordinances and use garages for storage and do not leave room for vehicles. Ms. Valles added that additional issues include vehicles parking on the curve of the street and vehicles parking across the sidewalk. She complimented City staff and commended them on their responsiveness and reported that a pilot program has been proposed.

Hoiyin Ip (Dana Point) proposed that the City create a CR&R insert showing the ideal Dana Point street to promote people to park off the street. She also suggested a trade in program for old cars to an electric vehicle.

Matthew Sinacori (Director of Public Works) reported that the Council approved Annual Slurry Seal Project FY 18/19 includes moving the Selva Drive bike lane off the curb adding 60 parking spaces.

IT WAS MOVED BY COUNCIL MEMBER JAMEY FEDERICO, TO REFER THE ITEM TO THE PARKING AND CIRCULATION OVERSIGHT TASK FORCE.

Discussion ensued.

MAYOR MULLER AGREED THAT THIS ITEM WILL BE DISCUSSED AT THE NEXT PARKING AND CIRCULATION OVERSIGHT TASK FORCE MEETING ON JANUARY 30TH.

RECESS

Mayor Muller recessed the meeting at 11:26 p.m. for a brief recess.

Mayor Muller reconvened the meeting at 11:30 p.m.

24. COUNCIL POLICY 201 – ITEM ON THE AGENDA UPON WHICH A COUNCIL MEMBER WISHES ACTION

Mayor Muller introduced the item and opened Public Comment.

Carol Wilson (Dana Point) spoke in opposition of changing Policy 201 stating that preventing a Council Member from adding something to the agenda is discriminatory.

Carol Kelly (Dana Point) stated that it is important to allow Council Members to add items to the Agenda. She spoke in opposition of changing Policy 201.

Barbara Wilson (Dana Point) read a statement prepared by Toni Nelson (Dana Point) speaking in opposition of changing Policy 201.

Nancy Leonard (Dana Point) spoke in opposition of changing Policy 201 stating that a change would stifle conversation and items that are not agreed with.

Discussion ensued.

The Council unanimously concluded not to change the policy, but to improve their communication.


STAFF REPORTS

City Manager Denny announced that YouTube Live was utilized to broadcast the meeting and six (6) people were still watching the meeting.

City Attorney Munoz did not have anything to report.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Muller adjourned the meeting at 12:41 a.m. He announced that the next Regular Meeting of the City Council will be February 5, 2019, 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 FEBRUARY 5, 2019.

Meetings attended since December 5, 2018:

Mayor Joseph L. Muller

12/05/2018 Ribbon Cutting for Nikki's Café
12/10/2018 OCTA
12/13/2018 TCA
12/14/2018 Boat Parade
12/19/2018 Meeting with Placentia Council Member
12/19/2018 Meeting with Barry Ross
12/20/2018 TCA
12/27/2018 Meeting with Residents
01/03/2019 OCTA
01/07/2019 Don Barnes Swearing In
01/09/2019 OCFA
01/09/2019 Dana Point Jewelers Ribbon Cutting
01/11/2019 Meeting with Resident
01/14/2019 OCTA

Mayor Pro Tem Paul N Wyatt

12/05/2018 Ocean Institute Board Meeting
12/06/2018 Raintree Holiday Celebration
12/07/2018 Dana Point Harbor Boat Parade Judge
12/09/2018 Hanukkah Welcome to Chabad Jewish Services of Dana Point
12/11/2018 Dave Kiff, ACC-OC Acting CEO Regarding Housing Trust
12/12/2018 OC Homelessness Care Coordinator on Point-in-Time County
12/12/2018 Capistrano Unified School District Board Meeting
12/13/2018 Dana Point Volunteers in Police Services & Neighborhood Watch Holiday Party
12/15/2018 Chalk Walk Art Judge
01/10/2019 ACC-OC City Leaders Reception

Council Member Jamey M. Federico

12/05/2018 SCAG Economic Summit
12/20/2018 Meeting with Beachwood Mobile Home Park Management
01/10/2019 ACC-OC Newly Elected Orientation Training

Council Member Debra Lewis

12/05/2018 Nikki's Café, Doheny Village Ribbon Cutting
12/06/2018 Meeting with residents
12/09/2018 Historical Society Holiday Gathering
12/12/2018 Laguna Beach Council Member, Toni Iseman
12/13/2018 Volunteers in Police Services (VIPS) Holiday Party
01/08/2019 Lantern Village Association
01/09/2019 Dana Point Jewelers Ribbon Cutting
01/10/2019 Meeting with residents

01/13/2019 Meeting with residents

Council Member Richard A. Viczorek

- 12/07/2018 Boat Parade Judge
- 12/13/2018 SJHTCA Board of Directors Meeting
- 12/13/2018 VIPs Holiday Party
- 12/16/2018 Boat Parade Awards
- 12/20/2018 OCMVCD Board of Trustees Meeting