

# CITY OF DANA POINT

## CITY COUNCIL REGULAR MEETING



TUESDAY  
JANUARY 19, 2021  
5:00 P.M.

## MINUTES

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

Next City Council Ordinance No. 21-01

### CALL TO ORDER

The Regular Meeting of the City Council of the City of Dana Point, California, was called to order by Mayor Jamey M. Federico at 5:00 p.m. in the City Council Chambers, 33282 Golden Lantern, Dana Point. All Council Members were present.

### 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 (Teleconference)

### CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, SIGNIFICANT EXPOSURE TO LITIGATION, Government Code § 54956.9 (d)(2), (1 case)

Mayor Jamey M. Federico recessed the meeting into a Closed Session at 5:02 p.m. pursuant to Government Code Section 54957.

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

### RECONVENE CITY COUNCIL MEETING

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

STAFF PRESENT: Michael A. Killebrew, City Manager, Kelly Reenders, Assistant City Manager; Patrick Munoz, City Attorney; Capt. Kirsten Monteleone, Kathy Ward, City Clerk; Brenda Wisneski, Community Development Director; Matt Sinacori, Public Works Director and City Engineer; Robert Sedita, General Services Director; Jaimie To, Management Analyst; and Shayna Sharke, Deputy City Clerk.

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## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Pro Tem Joseph L. Muller.

## INVOCATION

There was no Invocation.

## PRESENTATIONS AND PROCLAMATIONS

### Certificate of Recognition for Tom Whitman Volunteers in Police Services (VIP)

Mayor Jamey M. Federico thanked Tom Whitman for his 12 years of service as a VIP and presented him with a certificate of recognition and City tile.

Captain Kirsten Monteleone thanked Tom Whitman for his 2,800 hours of service over 12 years and presented him with a commemorative sign.

### Volunteer of the Quarter - Jack Loconsolo, Jack's Restaurant

Mayor Jamey M. Federico presented a Certificate of Recognition announcing Jack Loconsolo as Volunteer of the Quarter and thanked him for his service to the community.

## READING OF ORDINANCE TITLES

There were no Ordinance titles.

## CONSENT CALENDAR

Item 8 was pulled by staff.

IT WAS MOVED BY MAYOR JAMEY M. FEDERICO, SECONDED BY COUNCIL MEMBER RICHARD A. VICZOREK, THAT THE RECOMMENDATIONS BE ACCEPTED FOR ALL ITEMS ON THE CONSENT CALENDAR, WITH THE EXCEPTION OF ITEM 8.

The motion carried by the following vote:

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

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 1, 2020**

APPROVED THE MEETING MINUTES.

**3. SPECIAL MEETING MINUTES, DECEMBER 21, 2020**

APPROVED THE MEETING MINUTES.

**4. PLANNING COMMISSION MEETING MINUTES, NOVEMBER 9, 2020**

APPROVED THE MEETING MINUTES.

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

RECEIVED AND FILED.

**6. CITY TREASURER'S REPORT, NOVEMBER 2020**

RECEIVED AND FILED THE CITY TREASURER'S REPORT, NOVEMBER 2020.

**7. CLAIMS AND DEMANDS**

RECEIVED AND FILED THE CLAIMS AND DEMANDS.

**8. DANA POINT POLICE SERVICES MONTHLY REPORT.**

Item 8 was pulled by staff.

Captain Kirsten Monteleone provided a staff report which included information regarding crimes within the Strands Beach Parking Lot and Community.

Discussion ensued.

THE CITY COUNCIL RECEIVED AND FILED THE POLICE SERVICES MONTHLY REPORT.

**9. DEVELOPMENT UPDATE**

RECEIVED AND FILED THE DEVELOPMENT UPDATE.

**10. 2021 CITY COUNCIL MEETING SCHEDULE**

APPROVED THE 2021 CITY COUNCIL MEETING SCHEDULE.

**11. RECRUITMENTS FOR THE PLANNING COMMISSION, FINANCIAL REVIEW COMMITTEE, TRAFFIC IMPROVEMENT SUBCOMMITTEE AND OCEAN WATER QUALITY SUBCOMMITTEE**

DIRECTED STAFF TO PROCEED WITH THE RECRUITMENT/APPOINTMENT OF MEMBER(S) ON THE PLANNING COMMISSION, FINANCIAL REVIEW COMMITTEE, TRAFFIC IMPROVEMENT SUBCOMMITTEE, AND OCEAN WATER QUALITY SUBCOMMITTEE.

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

ADOPTED RESOLUTION 21-01-29-01 ENTITLED:

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, DESIGNATING CITY'S AUTHORIZED AGENTS FOR STATE AND FEDERAL FINANCIAL ASSISTANCE AND APPROVE CAL OES RESOLUTION FORM 130.**

**13. LETTER OF SUPPORT OF CALIFORNIA SENATE BILL 60, FINE INCREASE FOR SHORT-TERM RENTAL ORDINANCE VIOLATIONS**

AUTHORIZED THE MAYOR TO SEND A LETTER IN SUPPORT OF SENATE BILL (S.B.) 60 ON BEHALF OF THE CITY COUNCIL.

**PUBLIC COMMENTS**

There were no Public Comments.

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

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

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

Council Member Richard A. Viczorek stated that he will turn in his list of meetings attended to the City Clerk.

Mayor Pro Tem Joseph L. Muller announced that he has been appointed as Chair of the OC Parks Commission and elected Vice President of the Foothill Eastern TCA Board. He stated that soon he will agendize an assessment of mitigated space by TCA and OCTA and the possibility of shared or reassigned management between agencies and explore the possibility of opening them to the public. He also stated that has turned in his list of meetings attended to the City Clerk.

Mayor Jamey M. Federico stated that he has turned in his list of meetings attended to the City Clerk.

**PUBLIC HEARINGS**

There were no Public Hearings.

**UNFINISHED BUSINESS**

There were no Unfinished Business items.

## **NEW BUSINESS**

### **14. STRATEGIC PLAN REVIEW – PERFORMANCE MEASURES**

Assistant City Manager Kelly Reenders provided a staff report and Power Point Presentation.

Discussion ensued.

A MOTION WAS MADE BY MAYOR JAMEY M. FEDERICO, SECONDED BY MAYOR PRO TEM JOSEPH L. MULLER TO FORM A TASK FORCE COMPRISED OF TWO COUNCIL MEMBERS AND STAFF TO REVIEW AND UPDATE THE STRATEGIC PLAN IN DETAIL.

Discussion ensued.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

Mayor Jamey M. Federico volunteered to serve on the Task Force.

Mayor Pro Tem Joseph L. Muller suggested that one of the two new Council Members serve on the Task Force.

Council Member Mike Frost volunteered to serve on the Task Force. Council Member Michael Villar also volunteered to serve on the Task Force.

Mayor Jamey M. Federico stated that there cannot be three (3) Council Members on the Task Force in adherence to the Brown Act.

Council Member Michael Villar withdrew his volunteer offer.

Discussion ensued.

Mayor Jamey M. Federico and Council Member Mike Frost were confirmed as the Council Representatives.

THE STRATEGIC PLAN UPDATE WAS RECEIVED AND FILED.

### **15. LONG-TERM FINANCIAL PLAN AND INFRASTRUCTURE ASSET INVENTORY UPDATE, AND BUDGET PRIORITIES DISCUSSION**

City Manager Michael A. Killebrew provided a Power Point Presentation.

Discussion ensued.

THE CITY COUNCIL RECEIVED AND FILED THE PRESENTATION.

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

Mayor Jamey M. Federico read the recommended action and introduced a draft of the proposed appointments.

IT WAS MOVED BY MAYOR JAMEY M. FEDERICO, SECONDED BY COUNCIL MEMBER JOSEPH L. MULLER, THAT THE CITY COUNCIL ADOPT **RESOLUTION 21-01-19-02** 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**

Discussion ensued.

Council Member Michael Villar stated that he is unable to attend the South OC Watershed Management Area Partners Executive Committee meetings.

Council Member Mike Frost volunteered to serve on that South OC Watershed Management Area Partners Executive Committee.

The motion carried by the following vote:

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

NOES: None

ABSENT: None

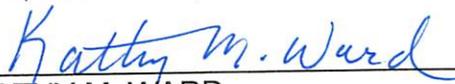
**STAFF REPORTS**

City Manager Michael A. Killebrew announced that staff has been contributing to the staffing efforts and preparation to COVID-19 Vaccine Super POD sites.

City Attorney Patrick Munoz stated that he has nothing to report.

**ADJOURNMENT**

There being no further business before the City Council at this session, Mayor Jamey M. Federico adjourned the meeting at 7:21 p.m. He announced that the next Regular Meeting of the City Council will be February 2, 2021, at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.

  
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KATHY M. WARD  
CITY CLERK  
APPROVED AT THE MEETING OF FEBRUARY 2, 2021

**Meetings attended since December 4, 2020:**

**Mayor Jamey M. Federico**

01/07/2021 OC Mayors' Conference Call  
01/08/2021 Meeting with Residents re Various Issues  
01/14/2021 City Selection Committee  
01/14/2021 Meeting with Residents re Undergrounding Utilities  
01/14/2021 OC Mayor's Conference Call

**Mayor Pro Tem Joseph L. Muller**

12/03/2020 OC Parks  
12/07/2020 OCTA  
12/07/2020 TCA  
12/09/2020 OCTA  
12/10/2020 Coastal Commission  
12/10/2020 TCA  
12/14/2020 OCTA  
12/15/2020 OC Parks  
12/29/2020 OCTA  
01/04/2021 OCTA  
01/07/2021 Resident Meeting  
01/07/2021 OC Parks  
01/07/2021 TCA  
01/11/2021 OCTA  
01/13/2021 OCTA  
01/13/2021 OCFA  
01/14/2021 TCA  
01/15/2021 League of Cities  
01/19/2021 TCA

**Council Member Mike Frost**

12/18/2020 PAL – Undergrounding Utilities Community Meeting  
01/11/2021 CPUC - Electric Tariff Rule 20 Discussion  
01/14/2021 PAL – Undergrounding Utilities Community Meeting  
01/14/2021 ACC-OC – New Officials Orientation  
01/15/2021 ACC-OC – New Officials Orientation

**Council Member Richard A. Viczorek**

12/10/2020 SJHTCA Board of Directors Meeting  
12/17/2020 OCMVCD Board of Trustees Meeting  
01/14/2021 SJHTCA Board of Directors Meeting

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**Council Member Michael Villar**

12/20/2020 District 5 Advisory Team  
01/14/2021 ACC-OC Training  
01/17/2021 District 5 Advisory Team