

CITY OF DANA POINT

CITY COUNCIL REGULAR MEETING



**TUESDAY
APRIL 6, 2021
5:00 P.M.**

MINUTES

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

Next City Council Ordinance No. 21-02

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 (Absent)
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), (1 case)
- B. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION, Government Code § 54956.9 (d)(4), (1 case) – Support of City of Duarte's Petition for Review
- C. THREAT TO PUBLIC SERVICES OR FACILITIES – Government Code § 54957 (a): Consultation with Director of Emergency Services, Director of General Services

Mayor Jamey M. Federico recessed the meeting into a Closed Session at 5:01 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 except for Mayor Pro Tem Joseph L. Muller (absent).

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

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Richard A Viczorek..

INVOCATION

There was no Invocation.

PRESENTATIONS AND PROCLAMATIONS

Congressman Mike Levin – American Rescue Plan (via teleconference)

Congressman Mike Levin provided a presentation regarding the American Rescue Plan via teleconference.

READING OF ORDINANCE TITLES

There were no Ordinance Titles.

CONSENT CALENDAR

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.

The motion carried by the following vote:

AYES: Council Member Mike Frost, Council Member Richard A. Viczorek, Council Member Michael Villar, and Mayor Jamey M. Federico

NOES: None

ABSENT: Mayor Pro Tem Joseph L. Muller

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, MARCH 16, 2021

APPROVED THE MEETING MINUTES.

3. PLANNING COMMISSION MEETING MINUTES, FEBRUARY 22, 2021

RECEIVED AND FILED.

4. YOUTH BOARD MEETING MINUTES, DECEMBER 17, 2020

RECEIVED AND FILED.

5. YOUTH BOARD MEETING MINUTES, FEBRUARY 18, 2021

RECEIVED AND FILED.

6. MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR

RECEIVED AND FILED.

7. CITY TREASURER'S REPORT, FEBRUARY 2021

RECEIVED AND FILED THE CITY TREASURER'S REPORT FOR THE MONTH OF FEBRUARY, 2021.

8. CLAIMS AND DEMANDS

RECEIVED AND FILED THE CLAIMS AND DEMANDS.

PUBLIC COMMENTS

There were no Public Comments.

PUBLIC HEARINGS

There were no Public Hearings.

UNFINISHED BUSINESS

9. DANA POINT TROLLEY PROGRAM UPDATE

Matt Sinacori, Public Works Director and City Engineer, provided a PowerPoint presentation.

Discussion ensued.

IT WAS MOVED BY COUNCIL MEMBER MICHAEL VILLAR, SECONDED BY COUNCIL MEMBER MIKE FROST, THAT THE CITY COUNCIL:

1) APPROVE THE REESTABLISHMENT OF THE DANA POINT TROLLEY PROGRAM OPERATION FOR SUMMER 2021; AND

2) AUTHORIZE THE OPERATION OF THE DANA POINT TROLLEY PROGRAM ON WEEKENDS (FRIDAY, SATURDAY, AND SUNDAY) FROM FRIDAY, MAY 28, 2021 (MEMORIAL DAY WEEKEND INCLUDING MEMORIAL DAY) TO JUNE 20, 2021 DURING THE HOURS NOTED IN THIS REPORT; AND

3) AUTHORIZE THE OPERATION OF THE DANA POINT TROLLEY PROGRAM SEVEN DAY PER WEEK (NORMAL SERVICE) FROM JUNE 25, 2021 TO SEPTEMBER 6, 2021 (LABOR DAY) DURING THE HOURS NOTED IN THIS REPORT; AND

4) ADOPT A RESOLUTION ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, APPROVING A REQUEST TO PURSUE A DELAY OF PROJECT AWARD FROM THE ORANGE COUNTY TRANSPORTATION AUTHORITY (OCTA) FOR THE DANA POINT TROLLEY CONTINUITY PROGRAM – 2020 PROJECT V COMMUNITY-BASED TRANSIT CIRCULATORS; AND

5) IN ADDITION TO THE FOUR SAFETY PROTOCOLS LISTED IN THE STAFF REPORT, ADD SEATED RIDERS AND WINDOWS OPEN AT ALL TIMES.

Discussion ensued.

COUNCIL MEMBER MICHAEL VILLAR AMENDED HIS MOTION, SECONDED BY COUNCIL MEMBER MIKE FROST, THAT THE CITY COUNCIL:

1) APPROVE THE REESTABLISHMENT OF THE DANA POINT TROLLEY PROGRAM OPERATION FOR SUMMER 2021; AND

2) AUTHORIZE THE OPERATION OF THE DANA POINT TROLLEY PROGRAM ON WEEKENDS (FRIDAY, SATURDAY, AND SUNDAY) FROM FRIDAY, MAY 28, 2021 (MEMORIAL DAY WEEKEND INCLUDING MEMORIAL DAY) TO JUNE 20, 2021 DURING THE HOURS NOTED IN THIS REPORT; AND

3) AUTHORIZE THE OPERATION OF THE DANA POINT TROLLEY PROGRAM SEVEN DAY PER WEEK (NORMAL SERVICE) FROM JUNE 25, 2021 TO SEPTEMBER 6, 2021 (LABOR DAY) DURING THE HOURS NOTED IN THIS REPORT; AND

4) ADOPT RESOLUTION NO. 21-04-06-01 ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, APPROVING A REQUEST TO PURSUE A DELAY OF PROJECT AWARD FROM THE ORANGE COUNTY TRANSPORTATION AUTHORITY (OCTA) FOR THE DANA POINT TROLLEY CONTINUITY PROGRAM – 2020 PROJECT V COMMUNITY-BASED TRANSIT CIRCULATORS.

The motion carried by the following vote:

AYES: Council Member Mike Frost, Council Member Richard A. Viczorek, Council Member Michael Villar, and Mayor Jamey M. Federico

NOES: None

ABSENT: Mayor Pro Tem Joseph L. Muller

Staff added that all safety protocols and cleaning procedures will be followed and adjustments as operating conditions warrant.

NEW BUSINESS

There were no New Business items.

COUNCIL REPORTS, INCLUDING CITY RELATED MEETINGS ATTENDED

Council Member Mike Frost stated that he will turn 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.

Council Member Michael Villar stated that he has turned in his list of meetings attended to the City Clerk. He asked the Council if an agenda item concerning Serra Siding could be added to the next City Council meeting agenda. By a vote of 4-0-1 (Mayor Pro Tem Joseph L. Muller absent), Council asked staff to add this item on the April 20th City Council agenda.

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

STAFF REPORTS

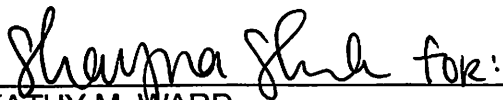
City Manager Michael A. Killebrew announced that the Governor reported removing COVID-19 colored tiers effective June 15th as long as the numbers stay positive.

City Attorney Patrick Munoz stated that he had two items to report from Closed Session:

- 1 On a motion by Mayor Jamey M. Federico, seconded by Council Member Michael Villar, Council approved by 4-0-1 vote (Mayor Pro Tem Joseph L. Muller Absent) submitting amicus letter in support of Petition for Review by Duarte and Gardena to Cal Supreme Court on case involving storm water discharges: *City of Duarte v. State Water Resources Control Board* (2021) 60 Cal.App.5th 258;
- 2 On a motion by Mayor Jamey M. Federico, seconded by Council Member Mike Frost, Council approved by 4-0-1 vote (Mayor Pro Tem Joseph L. Muller Absent) City's Operational Continuity Plan, a confidential document addressing operations in the event of an emergency, including terrorist attacks.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Jamey M. Federico adjourned the meeting at 6:40 p.m. He announced that the next Regular Meeting of the City Council will be April 20, 2021, 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 APRIL 20, 2021

Meetings attended since March 17, 2021:

Mayor Jamey M. Federico

03/04/2021 Serra Siding Stakeholders Meeting
03/09/2021 Amber Lantern Opening

03/17/2021 OCHFT Board Meeting
03/17/2021 ACC-OC board meeting
03/21/2021 Verizon Wireless
03/22/2021 Congressman Mike Levin
03/29/2021 Ribbon Cutting: Artistic Volume Lashes
04/05/2021 Meeting with CASA GM

Mayor Pro Tem Joseph L. Muller

3/18/2021 TCA
3/22/2021 OCTA
3/24/2021 OCTA
3/24/2021 TCA
3/25/2021 TCA
3/25/2021 OCFA
3/29/2021 Verizon
3/30/2021 TCA
4/01/2021 OCTA

Council Member Mike Frost

03/17/2021 South Beach Parking Lot HOA Meeting
03/23/2021 Resident Meeting
03/25/2021 ACC-OC Meeting

Council Member Richard A. Viczorek

03/18/2021 OCMVCD Board of Trustees Meeting

Council Member Michael Villar

03/18/2021 SONGS Community Engagement Panel
03/19/2021 DP Affordable Housing Group
03/24/2021 ADU Beach Road Meeting
03/31/2021 DP Affordable Housing Group