

CITY OF DANA POINT

CITY COUNCIL REGULAR MEETING



TUESDAY
May 7, 2024
5:00 P.M.

AGENDA

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

Next City Council Ordinance No. 24-02

Public comment may be provided in-person, electronically, or by mail. Comments may be submitted via mail Attn: City Clerk, 33282 Golden Lantern, Dana Point, CA 92629; or via email at comment@danapoint.org. In order to be provided to the City Council *prior* to the meeting, comments must be received by 4:00P.M. on the day of the meeting. All written comments should include the date of the meeting as well as reference to the Agenda Item number, if applicable. Written comments will not be read aloud during the meeting but will be included in the meeting record.

CALL TO ORDER

ROLL CALL OF CITY COUNCIL MEMBERS:

Jamey M. Federico, Mayor
Matthew Pagano, Mayor Pro Tem
Mike Frost, Council Member
John Gabbard, 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 – EXISTING LITIGATION, Government Code § 54956.9 (d)(1), (2 cases)
 - 1. Name of Case: Center for Natural Lands Management v City of Dana Point, Orange County Superior Court Case No: 30-2021-01219668 CU-OR-CJC
 - 2. Name of Case: Travis Mellem vs. City of Dana Point et al; OCSC Case NO 30-2024-01377025-CU-WM-CJC

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

RECONVENE CITY COUNCIL MEETING

PLEDGE OF ALLEGIANCE

PRESENTATIONS AND PROCLAMATIONS

Employee of the Quarter – Alyssa Gonzalez, Associate Planner

OCFA Drowning Awareness and Prevention

READING OF ORDINANCE TITLES

At this time, the City Clerk will read the title(s) of the ordinance(s) listed on the agenda.

CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine and all will be enacted by one roll call vote. There will be no separate discussion of these items unless members of the City Council, the public, or staff request specific items be removed from the Consent Calendar for separate action.

1. WAIVE THE READING OF ORDINANCES AND APPROVE READING BY TITLE ONLY

RECOMMENDED ACTION: That the City Council approve the reading by title only of all ordinances and that further reading of such ordinances be waived.

2. [REGULAR MEETING MINUTES, APRIL 16, 2024](#)

RECOMMENDED ACTION: That the City Council approve the minutes.

3. [PLANNING COMMISSION MEETING MINUTES, MARCH 25, 2024](#)

RECOMMENDED ACTION: That the City Council receive and file the minutes.

4. [PLANNING COMMISSION MEETING MINUTES, APRIL 8, 2024](#)

RECOMMENDED ACTION: That the City Council receive and file the minutes.

5. [QUARTERLY FINANCIAL REPORT](#)

RECOMMENDED ACTION: That the City Council receive and file the City Financial Report and Management Discussion for the quarter ended March 31, 2024.

6. TREASURER'S REPORT, MARCH 2024

RECOMMENDED ACTION: That the City Council receive and file the City Treasurer's Report for the month of March 2024.

7. CLAIMS AND DEMANDS

RECOMMENDED ACTION: That the City Council receive and file the Claims and Demands.

8. CONTRACT AGREEMENT BETWEEN ALL CITY MANAGEMENT SERVICES, INC. AND THE CITY OF DANA POINT FOR SCHOOL CROSSING GUARD SERVICES

RECOMMENDED ACTION: That the City Council authorize the City Manager, or designee, to enter into a Contract Agreement between All City Management Services, Inc. and the City of Dana Point for School Crossing Guard Services for Fiscal Year 2024-25 with an option to extend the agreement for two, one (1) year extensions.

9. SISTER CITY STUDENT EXCHANGE CHAPERONE AND SIGNING OF PARTNERSHIP AGREEMENT WITH SORRENTO, ITALY

RECOMMENDED ACTION: That the City Council:

- 1) Approve travel expenses to the City of Sorrento, Italy for one Staff member, Mayor Federico, and Council Member Gabbard; and
- 2) Authorize Staff to work with Dana Point Sister Cities International to chaperone two pre-selected Dana Hills High School students in their cultural events and activities related to the Dana Point Sister Cities and Monarch Beach Sunrise Rotary Club's Student Exchange to Sorrento, Italy.

10. ADOPTION OF A RESOLUTION APPROVING THE SENATE BILL 1 (SB-1) PROJECT LIST FOR FISCAL YEAR 24/24

RECOMMENDED ACTION: That the City Council:

- 1) Adopt a Resolution entitled:

A RESOLUTION OF THE CITY OF DANA POINT, CALIFORNIA ADOPTING A LIST OF PROJECTS FOR FISCAL YEAR 24-25 FUNDED BY SENATE BILL 1 (SB-1), THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017;

- 2) Authorize the City Manager or designee to submit all required documentation to maintain funding eligibility for FY24-25; and
- 3) Authorize the Mayor to sign the Resolution on behalf of the City.

11. APPROVAL OF TREE TRIMMING CONTRACT WITH WEST COAST ARBORISTS

RECOMMENDED ACTION: That the City Council:

- 1) Approve Staff's recommendation to use cooperative purchasing, utilizing the City of Norco's competitive bid process for tree maintenance services; and,
- 2) Award a five-year contract to West Coast Arborists for tree maintenance; and,
- 3) Authorize the City Manager, or designee, to execute the agreement.

12. FIRST AMENDMENT TO AGREEMENT WITH D.B. NEISH INC. FOR PLANNING AND ADVOCACY CONSULTING SERVICES

RECOMMENDED ACTION: That the City Council:

- 1) Ratify Professional Services Agreement and authorize the City Manager, or designee, to execute a First Amendment with D.B. Neish, Inc. for Planning and Advocacy Representation Consulting Services; and
- 2) Authorize the budget adjustment detailed in the Fiscal Impact section of this report.

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

RECOMMENDED ACTION: That the City Council adopt a Resolution 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 CALOES RESOLUTION FORM 130.

PUBLIC COMMENTS

Any person wishing to address the City Council during the Public Comments section or on an Agenda item is asked to complete a "Request to Speak" form available on the table at the side of the Council Chamber. The completed form is to be submitted to the City Clerk prior to the Agenda item being called by the Mayor and prior to the individual being heard by the City Council.

In order to conduct a timely meeting, there will be a three-minute time limit per person and an overall time limit of thirty minutes for this Public Comments portion of the agenda. At the Mayor's discretion, the balance of public comments will be heard after the New Business portion of the agenda. All comments are to be directed to the City Council and shall not consist of any personal attacks. Members of the public are expected to maintain a professional, courteous decorum during their comments. State law prohibits the City Council from taking action on a specific item unless it appears on the posted Agenda.

If anyone has handouts to distribute to the City Council, please follow proper procedure and hand them to the City Clerk. The City Clerk will see that they are distributed.

PUBLIC HEARINGS

None.

UNFINISHED BUSINESS

14. LONG-TERM FINANCIAL PLAN DISCUSSIONS

RECOMMENDED ACTION: That the City Council:

- 1) Receive and file the Long-Term Financial Plan Update FY25 – FY30; and
- 2) Adopt a Resolution Entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, ESTABLISHING SALARY RANGES FOR REPRESENTED AND NON-REPRESENTED CLASSIFICATIONS AND ADOPTING NEW JOB TITLES AND CLASS SPECIFICATIONS.

NEW BUSINESS

15. CITY COUNCIL POLICY REVIEW – DAYLIGHTING SERIES 100

RECOMMENDED ACTION: That the City Council review, discuss and provide recommendations to staff on proposed revisions to City Council Policies within the 100 Series.

PUBLIC COMMENTS (Continued)

COUNCIL REPORTS, INCLUDING CITY RELATED MEETINGS ATTENDED

The City Council may discuss, act upon or seek consensus on matters described under Council Reports only if: they are agendized with a complete written report included; or, if an item arose subsequent to the posting of the agenda and the Council determines that an emergency exists. Non-agendized items may be presented as informational only.

STAFF REPORTS

(City Manager Michael Killebrew)

(City Attorney Patrick Muñoz)

ADJOURNMENT

The next Regular Meeting of the City Council will be May 21, 2024, at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.

CERTIFICATION

I, Shayna Sharke, City Clerk of the City of Dana Point, do hereby certify that a copy of the foregoing Agenda was posted at Dana Point City Hall and www.danapoint.org by May 2 2024, at 5:30 p.m.



SHAYNA SHARKE, CITY CLERK

5/2/2024
DATE

Subscriptions to receive City Council Agendas on a regular basis are available through the City Clerk's Office. Agendas are also available on the City's website at www.danapoint.org. In addition, Agenda related materials (including materials, if any, provided to the City Council after the Agenda was posted) may be reviewed in the office of the City Clerk during regular business hours or on the website at www.danapoint.org.

PURSUANT TO THE AMERICANS WITH DISABILITIES ACT, PERSONS WITH A DISABILITY WHO REQUIRE A DISABILITY-RELATED MODIFICATION OR ACCOMMODATION IN ORDER TO PARTICIPATE IN A MEETING, INCLUDING AUXILIARY AIDS OR SERVICES, MAY REQUEST SUCH MODIFICATION OR ACCOMMODATION FROM THE CITY CLERK AT (949) 248-3500 (TELEPHONE) OR (949) 248-9920 (FACSIMILE). NOTIFICATION 48 HOURS PRIOR TO THE MEETING WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ASSURE ACCESSIBILITY TO THE MEETING.