

CITY OF DANA POINT

CITY COUNCIL REGULAR MEETING



**TUESDAY
JUNE 17, 2025
5:00 P.M.**

AGENDA

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

Next City Council Ordinance No. 25-09

Public comment may be provided in-person, electronically, or by mail. Comments may be submitted via mail: City Clerk, 33282 Golden Lantern, Dana Point, CA 92629; or via email at comment@danapoint.org. To be provided to the City Council *prior* to the meeting, comments must be received by 4:00 P.M. on the day of the meeting. 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 are considered a public record and will be included in the meeting record.

CALL TO ORDER

ROLL CALL OF CITY COUNCIL MEMBERS:

Matthew Pagano, Mayor
John Gabbard, Mayor Pro Tem
Jamey M. Federico, Council Member
Mike Frost, Council Member
Michael Villar, Council Member

CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL - LITIGATION STRATEGY REVIEW INCLUDING POTENTIAL DISCUSSION OF ANTICIPATED LITIGATION, SIGNIFICANT EXPOSURE TO LITIGATION, Government Code § 54956.9 (d)(2), (1 case) AND THE FOLLOWING EXISTING LITIGATION, Government Code 54956.9 (d)(1), (9 cases)
- a. City of Dana Point v. Sunshine Group LLC (Seaside Inn), Orange County Superior Court Case No. 30-2017- 00915900
 - b. Concerned Residents of Dana Point vs. City of Dana Point, Orange County Superior Court Case No. 2019- 01117892
 - c. Center For Natural Lands Management v City of Dana Point, Orange County Superior Court Case No: 30-2021-01219668

- d. Mitchell Carr vs. City of Dana Point, et al., Orange County Superior Court Case No 30-2018-00970749
 - e. City of Dana Point v. Paul Frederic Meyers, Trustee of the Meyers Family Trust, Orange County Superior Court Case No: 30-2022-01301502
 - f. ST Apartments vs. City of Dana Point; Orange County Superior Court Case No 30-2024-01397922
 - g. City of Dana Point v. Mazzy Development Center dba Mission Recovery, LLC, et al, Orange County Superior Court Case No. 30-2025-01468977
 - h. California Housing Defense Fund, et al, v City of Dana Point, Orange County Superior Court Case No 30-2025-01483327
 - i. Travis Mellem v. City of Dana Point, Orange County Superior Court Case No 30-2025-01476752
- B. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION, Government Code § 54956.9 (d)(4), (1 case)
- a. 34616 Via Catalina
- C. PUBLIC EMPLOYEE PERFORMANCE EVALUATION, Government Code § 54957

Title: City Attorney
Title: City Manager

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

RECONVENE CITY COUNCIL MEETING

PLEDGE OF ALLEGIANCE

PRESENTATIONS AND PROCLAMATIONS

Employee of the Quarter: Jaimie To, Economic Development and Housing Manager
Holly Martino, Executive Assistant

Exodus Cry

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, JUNE 3, 2025](#)

RECOMMENDED ACTION: That the City Council approve the minutes.

3. [PLANNING COMMISSION MEETING MINUTES, MAY 12, 2025](#)

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

4. [CLAIMS AND DEMANDS](#)

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

5. [DEVELOPMENT UPDATE](#)

RECOMMENDED ACTION: That the City Council receive and file the Development Update.

6. [INTERVENTION SPECIALIST AGREEMENT](#)

RECOMMENDED ACTION: That the City Council authorize the City Manager, or designee, to execute a contract with Mike Darnold for the Intervention Specialist Program at Dana Hills High School, with the option to extend for up to three additional one-year terms with annual Consumer Price Index adjustments.

7. [SECOND READING AND ADOPTION OF AN ORDINANCE AMENDING DANA POINT MUNICIPAL CODE TITLE 5, BUSINESS REGULATIONS AND CHAPTER 4.02 TO DEFINE ELECTRIC BIKES OR SCOOTERS](#)

RECOMMENDED ACTION: That the City Council hold a second reading and adopt an Ordinance entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA,
AMENDING DANA POINT MUNICIPAL CODE TITLE 5, BUSINESS REGULATIONS AND
CHAPTER 4.02 TO DEFINE ELECTRIC BIKES OR SCOOTERS

8. **ADOPTION OF A RESOLUTION APPROVING THE SENATE BILL 1 (SB-1) PROJECT LIST FOR FISCAL YEAR 25/26**

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 25/26 FUNDED BY SENATE BILL 1 (SB-1), THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017

2) Authorize the City Manager or his designee to submit all required documentation to maintain funding eligibility for FY25/26.

3) Authorize the Mayor to sign the Resolution on behalf of the City.

9. **FOURTH AMENDMENT OF PROFESSIONAL SERVICES AGREEMENT WITH LSA ASSOCIATES, INC. FOR ENVIRONMENTAL REVIEW OF THE DANA POINT HARBOR HOTELS PROJECT**

RECOMMENDED ACTION: That the City Council authorize the City Manager to execute a fourth amendment to the professional services agreement, with LSA Associates, Inc.

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 the proper procedure and hand them to the City Clerk. The City Clerk will see that they are distributed.

PUBLIC HEARINGS

None.

UNFINISHED BUSINESS

10. STRATEGIC PLAN UPDATE ADOPTION

RECOMMENDED ACTION: That the City Council approve the update to the City of Dana Point Strategic Plan.

NEW BUSINESS

11. LETTER OF OPPOSITION TO THE CALIFORNIA ENERGY COMMISSION OPPOSING THE PROPOSED COMPASS ENERGY STORAGE PROJECT

RECOMMENDED ACTION: That the City Council authorize the Mayor to send a letter of opposition to the California Energy Commission regarding the Compass Energy Storage Project on behalf of the City Council

12. FIRE RISK REDUCTION COMMUNITIES LIST APPLICATION FOR 2026 LIST

RECOMMENDED ACTION: That the City Council authorize the City Manager to submit an application to be added to the State of California's Fire Risk Reduction Community List (FRRCL).

13. CONSIDERATION OF AMENDMENT TO THE CITY MANAGER EMPLOYMENT AGREEMENT

RECOMMENDED ACTION: That the City Council:

- 1) Approve and authorize the Mayor to sign the Sixth Amendment to the City Manager Employment Agreement; 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

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)

UPCOMING EVENTS

- June 20 Movies in the Park: Sing – Sea Terrace Park
- June 21 Farmers Market – La Plaza
- June 21-22 Doheny Surf and Art Festival
- June 27 Movies in the Park: Despicable Me 4 – Del Obispo Ballfield
- June 28 Farmers Market – La Plaza
- June 28 Redo Vinyl Market – Community Center

ADJOURNMENT

The next Regular Meeting of the City Council will be July 1, 2025, 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 June 12, 2025, at 5:30 p.m.



SHAYNA SHARKE, CITY CLERK

6/12/2025
DATE

Agendas are 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.