

CITY OF DANA POINT

CITY COUNCIL REGULAR MEETING



**TUESDAY
OCTOBER 6, 2026
4:30 P.M. Closed Session
6:00 P.M. Regular Business**

AGENDA

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



STREAM LIVE: <https://www.youtube.com/@cityofdanapoint6256/streams>

COX Channel 855

PUBLIC COMMENT

Complete a Speaker Slip by 4:00 PM on Meeting Day: danapoint.org/comment

Public Comment may be provided through the following options:

COMMENT VIA ZOOM

<https://zoom.us/j/96165825101>

Meeting ID: 96165825101

PHONE

(669) 900-6833

Meeting ID:

96165825101

WRITTEN COMMENT

comment@danapoint.org

Mail to: City of Dana Point, City Clerk
33282 Golden Lantern, Dana Point, CA 92629

Next City Council Ordinance No. 26-09

To be provided to the City Council prior to the meeting, written 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.

To provide Public Comment virtually or via telephone, submit a Speaker Slip by 4:00 P.M. on the day of the meeting so staff may identify you during the public comment period. danapoint.org/comment To provide comment via Zoom visit <https://zoom.us/j/96165825101> using any web browser or through the Zoom app. To provide Public Comment by telephone, dial (669) 900-6833 and enter Meeting ID 96165825101#. Participants will be muted until they are called on for their comment time.

CALL TO ORDER

ROLL CALL OF CITY COUNCIL MEMBERS:

John Gabbard, Mayor
Mike Frost, Mayor Pro Tem
Jamey M. Federico, Council Member
Matthew Pagano, 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), (4 cases)
- A. CONFERENCE WITH LEGAL COUNSEL - LITIGATION STRATEGY REVIEW INCLUDING POTENTIAL DISCUSSION OF THE FOLLOWING EXISTING LITIGATION, Government Code § 54956.9 (d)(1), (10 cases)
- a. Concerned Residents of Dana Point vs. City of Dana Point, Orange County Superior Court Case No. 2019- 01117892
 - b. Center For Natural Lands Management v City of Dana Point Trail, Orange County Superior Court Case No. 30-2021-01219668
 - c. Mitchell Carr vs. City of Dana Point, et al., Orange County Superior Court Case No. 30-2018-00970749
 - d. City of Dana Point v. Paul Frederic Meyers, Trustee of the Meyers Family Trust, Orange County Superior Court Case No. 30-2022-01301502
 - e. ST Apartments vs. City of Dana Point; Orange County Superior Court Case No. 30-2024-01397922
 - f. California Housing Defense Fund, et al, v City of Dana Point, Orange County Superior Court Case No. 30-2025-01483327
 - g. Center For Natural Lands Management v City of Dana Point (CEQA), Orange County Superior Court Case No. 30-2025-01524239
 - h. City of Dana Point v. California Coastal Commission, Orange County Superior Court Case No. 30-2026-01558283
 - i. City of Dana Point v. SND, L.P., et al. Orange County Superior Court Case No. 30-2026-01570223
 - j. Dana Point Advocates v. City of Dana Point, Orange County Superior Case No. 30-2026-01582868-CU-WM-CXC

RECONVENE CITY COUNCIL MEETING

PLEDGE OF ALLEGIANCE

PRESENTATIONS AND PROCLAMATIONS

National Arts & Humanities Month

Volunteer of the Quarter – Jim Holden, Fish for Life

OCFA Fire Prevention Week

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. [CITY COUNCIL REGULAR MEETING MINUTES, SEPTEMBER 15, 2026](#)

RECOMMENDED ACTION: That the City Council approve the minutes.

3. [PLANNING COMMISSION MINUTES, AUGUST 24, 2026](#)

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. [TREASURER'S REPORT, AUGUST 2026](#)

RECOMMENDED ACTION: That the City Council receive and file the Treasurer's Report for August, 2026.

6. [2026-2027 DANA POINT YOUTH BOARD APPOINTMENTS](#)

RECOMMENDED ACTION: That the City Council appoint thirteen (13) Board Members and one (1) At-Large member to the Dana Point Youth Board.

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 Speaker Slip available through this link: danapoint.org/comment or on the table in the foyer. 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 time limit per-person may be reduced based on the number of comments per item. 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.

Handouts may be provided to the City Clerk so they may distribute to Council and keep for the record.

PUBLIC HEARINGS

7. FIRST READING OF DANA POINT MUNICIPAL CODE UPDATE AMENDING SECTIONS RELATED TO APPEAL PROCEDURES

RECOMMENDED ACTION: That the City Council:

- 1) Open the Public Hearing; and
- 2) Introduce and hold for a first reading an Ordinance entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, AMENDING THE DANA POINT MUNICIPAL CODE SECTIONS RELATING TO APPEAL PROCEDURES: 2.04 APPEALS TO COUNCIL, 1.10 ADMINISTRATIVE CITATIONS, 2.50 JUDICIAL REVIEW, ADMINISTRATIVE MANDAMUS, STATUTE OF LIMITATIONS, 3.25 TRANSIENT OCCUPANCY TAX, 5.02 REGULATION OF STREET VENDING ACTIVITIES, 5.03 REGULATION OF SIDEWALK VENDORS, 5.20 MASSAGE REGULATIONS, 5.30 CABLE COMMUNICATIONS FRANCHISES, 5.32 ADULT-ORIENTED BUSINESSES, 5.36 CUSTOMER SERVICE AND OTHER VIDEO-RELATED MATTERS, 6.10 SOLID WASTE DISPOSAL AND ORGANIC WASTE DIVERSION, 6.12 CONSTRUCTION AND DEMOLITION DEBRIS, 6.14 NUISANCES, GENERAL, 6.15 LANDSCAPE AND MAINTENANCE OF VACANT PROPERTY IN COMMERCIAL DISTRICTS, 7.05 TENTATIVE MAPS – PROCEDURES, 7.24 FINAL MAPS – REQUIREMENTS AND PROCEDURES, 7.30 CERTIFICATE OF COMPLIANCE, 7.32 LOT LINE ADJUSTMENTS, 8.01 GRADING AND EXCAVATION CONTROL, 8.10 RELOCATED BUILDINGS CODE, 8.18 UNIFORM SWIMMING POOL, SPA AND HOT TUB CODE, 8.40 REASONABLE ACCOMODATION

UNFINISHED BUSINESS

8. LANTERN BAY PARK IMPROVEMENTS AND RIGHT OF ENTRY, CONSTRUCTION, AND DEVELOPMENT AGREEMENT WITH OCEAN CLIFFS AT DANA POINT, A JW MARRIOTT

RECOMMENDED ACTION: That the City Council:

- 1) Approve the conceptual design for the Lantern Bay Park Improvements; and
- 2) Approve the Right of Entry, Construction, and Development Agreement between the City of Dana Point and Alagem Capital Group, LLC, a Delaware limited liability company, for the Lantern Bay

Park Improvements, and authorize the City Manager to execute the agreement in a form approved by the City Attorney.

NEW BUSINESS

9. FINANCIAL REVIEW COMMITTEE RECRUITMENT

RECOMMENDED ACTION: That the City Council:

- 1) Direct Staff to proceed with the recruitment for a vacancy on the Financial Review Committee; and
- 2) Appoint two members of the City Council to a subcommittee to interview the applicants and recommend an appointment for Council approval.

10. FISCAL YEAR 2026 4TH QUARTER FINANCIAL REPORT; PROPOSED FY2027 BUDGET ADJUSTMENTS; SALARY RANGES & HEALTH PLAN FOR REPRESENTED AND NON-REPRESENTED EMPLOYEE CLASSIFICATIONS

RECOMMENDED ACTION: That the City Council:

- 1) Receive and file the unaudited FY2025-26 (FY26) Financial Report for the quarter ended June 30, 2026;
- 2) Amend the FY2026-27 ("FY27") budget by authorizing the carry-over and appropriation of encumbered and unencumbered funds from FY26 to FY27, and authorize the FY27 revenue and expenditure adjustments, as detailed in this report;
- 3) 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.

- 4) Adopt a Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, MODIFYING HEALTH BENEFIT PLAN ALLOWANCES FOR ELIGIBLE REPRESENTED AND ELIGIBLE NON-REPRESENTED CLASSIFICATIONS.

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 Kelly Reenders)
(City Attorney Patrick Muñoz)

UPCOMING EVENTS

Every Saturday - Farmer's Market and Craft Vendors - La Plaza Park

10/10/2026 Trolley Art & History Tour

10/15/2026 H2O for HOAs - Bell Tower Regional Community Center, Rancho Santa Margarita

10/24/2026 Halloween Spooktacular & Trunk or Treat – Community Center

10/27/2026 Remembering Our Fallen – Travelling Memorial for Armed Forces – Heritage Park

10/28/2026 5th Marines Welcome Home Monument Dedication – Heritage Park

ADJOURNMENT

The next Regular Meeting of the City Council will be October 20, 2026, 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 October 1, 2026, at 5:30 P.M



SHAYNA SHARKE, CITY CLERK

10/1/2026

DATE

Agendas are available on the City's website at 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 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. NOTIFICATION 48 HOURS PRIOR TO THE MEETING WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ASSURE ACCESSIBILITY TO THE MEETING.