

CITY OF DANA POINT
AGENDA REPORT

Reviewed By:	
DH	X
CM	X
CA	

DATE: JULY 16, 2013

TO: CITY MANAGER/CITY COUNCIL

FROM: KATHY M. WARD, CITY CLERK

SUBJECT: ARTS AND CULTURE COMMISSION APPOINTMENTS

RECOMMENDED ACTION:

That the City Council approve the recommended appointments to the Arts and Culture Commission by Council Member Schoeffel.

ISSUE:

The terms of two Arts and Culture Commission members (Vice Chair Judith Nowland and Commissioner Matthew Miller) expired on the last day of June, 2013.

BACKGROUND:

At the Council meeting of April 16, 2013, the City Council asked Staff to proceed with the recruitment and asked that all of the current Arts and Culture Commissioners submit applications. A listing of all current Commissioners and their terms is provided at Supporting Document C.

Staff advertised the notice for the two expiring terms twice during the recruitment period that began on April 25 through May 24, 2013. Staff received ten (10) applications by the closing date; five (5) of which were current Commissioners.

At the June 18th Council meeting, staff provided Council with a summary report on the accomplishments of the Commission. Council recommended that the Commission meet on a quarterly basis or as needed and appointed Council Member Schoeffel to review the applications and provide recommendations for appointment to the City Council.

At the Arts and Culture Commission on June 19th, Commissioner Matthew Miller withdrew his application from the process. Due to this circumstance and with the Mayor's concurrence, Council Member Schoeffel asked Staff to proceed with another two week recruitment which began June 28 through July 12, 2013. Two more applications were received by the July 12th closing date. All applications were provided to Council Member Schoeffel for his review.

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Since the final day of the recruitment was after the agenda is released to the Council and the public, staff is providing this report at the Council meeting on Tuesday, July 16th with Council Member Schoeffel's recommendations for appointment.

Council Member Schoeffel recommends the following appointments to the Arts and Culture Commission with the following terms:

<u>Commissioner</u>	<u>Expiration Date</u>
Nancy Jenkins	6/30/15
Judith Nowland	6/30/17
Janie Raub	6/30/15
Berenika Schmitz	6/30/17
Karin Schnell	6/30/15

FISCAL IMPACT:

There is no fiscal impact to this agenda item.

ACTION DOCUMENTS:

None.

SUPPORTING DOCUMENTS:

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A. <u>Ordinance 11-04</u>	3
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C. <u>Arts and Culture Commission Fact Sheet</u>	9

SUPPORTING DOCUMENT A

ORDINANCE NO. 11-04

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, AMENDING CHAPTER 2.06 BOARDS AND COMMISSIONS OF THE DANA POINT MUNICIPAL CODE FOR TERMS OF COMMISSIONS OTHER THAN THE PLANNING COMMISSION AND YOUTH BOARD.

WHEREAS, the City of Dana Point ("City") has determined that Chapter 2.06 Boards and Commissions of the Dana Point Municipal Code needs to be amended to change terms of Commissions other than the Planning Commission and Youth Board.

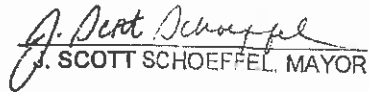
THE CITY COUNCIL OF THE CITY OF DANA POINT DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Section 2.06.060 of the Dana Point Municipal Code is hereby amended to read in its entirety as follows:

2.06.060 TERM.

- (a) The term of each board or commission member, other than the Youth Board members, shall be four (4) years with staggered terms.
- (b) The term of the Youth Board members shall be one (1) year and shall expire on the last day of August. Once appointed to the Youth Board, each board member may serve up to a maximum of two (2) terms. Once completing a maximum of two (2) terms as a Youth Board member, board members may continue to serve as a member at large.
- (c) Planning Commissioner terms shall expire on the last day of March of the designated year or until such time as the City Council appoints a successor. The terms of all commissions and board members not otherwise specifically addressed in this section, shall expire on June 30th of the designated year or until such time as the Council appoints a successor.

PASSED, APPROVED, AND ADOPTED this 12th day of SEPTEMBER, 2011.


J. SCOTT SCHOEFFEL, MAYOR

ATTEST:


KATHY M. WARD, CITY CLERK

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Amending Terms for Commissions
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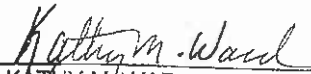
STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF DANA POINT)

I, KATHY WARD, City Clerk of the City of Dana Point, California, do hereby certify that the foregoing Ordinance No. 11- 04 was duly introduced at a regular meeting of the City Council on the 25th day of July, 2011, and was duly adopted and passed at a regular meeting of the City Council on the 12th day of September, 2011, by the following vote, to wit:

AYES: Council Members Bartlett, Brough, Weinberg, Mayor Pro Tem Anderson, and Mayor Schoeffel

NOES: None

ABSENT: None


KATHY M/WARD, CITY CLERK

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STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss. AFFIDAVIT OF POSTING
CITY OF DANA POINT)

Kathy M. Ward, City Clerk, being first duly sworn, deposes, and says:

That she is the duly appointed and qualified City Clerk of the City of Dana Point;

That in compliance with State Laws of the State of California, ORDINANCE NO. 11-04 being:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, AMENDING CHAPTER 2.06 BOARDS AND COMMISSIONS OF THE DANA POINT MUNICIPAL CODE FOR TERMS OF COMMISSIONS OTHER THAN THE PLANNING COMMISSION AND YOUTH BOARD

was published in summary in the Dana Point News newspaper on the 4th day of August, 2011, and the 22nd day of September, 2011, and, in further compliance with City Resolution No. 91-10-08-1, on the 28th day of July, 2011, and the 15th day of September, 2011, was caused to be posted in four (4) public places in the City of Dana Point, to wit:

Dana Point City Hall
Capistrano Beach Post Office
Dana Point Post Office
Dana Point Library


KATHY M. WARD, CITY CLERK
Dana Point, California

SUPPORTING DOCUMENT B**RESOLUTION NO. 11-07-25-01****A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF DANA POINT, CALIFORNIA, ESTABLISHING A DANA
POINT ARTS AND CULTURE COMMISSION**

WHEREAS, The City of Dana Point finds that art, community beautification and culture are a vital part of the well-being of its community, and are a reflection of the City's unique nature and personality; and,

WHEREAS, The City of Dana Point recognizes that collaborative efforts are at the core of effective, meaningful projects and the City Council is committed to the highest efforts in collaboration and communication between the City, its residents, and the arts community; and,

WHEREAS, The City of Dana Point recognizes that art has value and significance in its own right, and speaks to the community's values; and,

WHEREAS, The City of Dana Point finds that City resources dedicated to art, beautification and culture will result in significant and important value to the community, and that such investments will contribute to the unique character of the City, its economic vitality, ability to attract tourists and the distinctive image of Dana Point as a vibrant community; and,

WHEREAS, Per Dana Point Municipal Code 2.06 Section 010, the City Council may establish by resolution such other boards and commissions as it deems necessary; and,

WHEREAS, The City Council would like to establish an Arts and Culture Commission to serve as an advisory body to the City Council on matters pertaining to artistic, aesthetic and cultural aspects of the City.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. Establishment of Commission

Subject to Chapter 2.06 of the Dana Point Municipal code, there is hereby created a Commission which shall be known as the "Dana Point Arts and Culture Commission."

SECTION 2. Meetings

Arts and Culture Commission meetings shall be open to the public and Notice of same published in such a manner and form as is required by appropriate State Law and the Dana Point Municipal Code.

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Establishing Arts & Culture Commission
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SECTION 3. Staff Assistance

The City Manager will allocate adequate necessary technical and clerical assistance to the Arts and Culture Commission subject to the City's priorities and workload. Currently, the City Council has identified that the Director of Community Services and Parks will staff the Commission.

SECTION 4. Duties of the Commission

The duties of the Dana Point Arts and Culture Commission shall be as follows:

- A. Per Dana Point Municipal Code Title 9 Zoning, Chapter 9.05 General Development Standards, Section 240 "Art in Public Places" program, serve as the reviewing and advisory body to the Planning Commission on public art components of development projects;
- B. Act in an advisory capacity to the City Council in matters pertaining to artistic, aesthetic and cultural aspects of the City;
- C. Recommend to the City Council the adoption of such rules and regulations as it may deem necessary for the administration and preservation of fine arts, performing arts, historical, aesthetic and cultural aspects of the community;
- D. On behalf of the City actively encourage programs for the cultural enrichment of the community;
- E. Perform such other duties relating to the Arts and Culture as the City Council may require.

SECTION 5. The Commission shall meet on an as-needed basis, at the discretion of the Director of Community Services and Parks and consultation with the Chairman, but no more often than once per month.

SECTION 6. Membership shall consist of five Dana Point residents who will be appointed by City Council.

SECTION 7. The term for each commission member shall be four years, except for the initial staggering of terms. In the first term, the Council will select three (3) members with terms expiring on June 30, 2015 and two (2) members with terms expiring on June 30, 2013.

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Establishing Arts & Culture Commission
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PASSED, APPROVED, AND ADOPTED by the City Council of the City of Dana Point at its regular adjourned meeting held on the 25th day of July, 2011.


J. SCOTT SCHOEFFEL, MAYOR

ATTEST:


KATHY M. WARD, CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF DANA POINT)

I, KATHY M. WARD, City Clerk of the City of Dana Point, California, DO HEREBY CERTIFY that the foregoing is a true and correct copy of Resolution No. 11-07-25-01 adopted by the City Council of the City of Dana Point, California, at a regular meeting thereof held on the 25th day of July, 2011 by the following vote:

- AYES: Council Members Bartlett, Brough, Weinberg, Mayor Pro Tem Anderson, and Mayor Schoeffel
- NOES: None
- ABSTAIN: None


KATHY M. WARD, CITY CLERK

Supporting Document C

**City of Dana Point
Arts and Culture
Commission**

<u>Commissioner:</u>	<u>Term Expiration Date:</u>
<input type="checkbox"/> Nancy Jenkins	6/30/15
<input type="checkbox"/> Matthew Miller	6/30/13
<input type="checkbox"/> Judith Nowland	6/30/13
<input type="checkbox"/> Karin Schnell	6/30/15
<input type="checkbox"/> Alan Wickstrom	6/30/15

As of June 18, 2013, Commission meetings will be quarterly or as needed.