

# CITY OF DANA POINT

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**CITY COUNCIL  
SPECIAL  
MEETING**



**JULY 30, 2013  
6:00 P.M.**

## **AGENDA**

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

### **CALL TO ORDER**

### **ROLL CALL OF CITY COUNCIL MEMBERS**

Steven H. Weinberg, Mayor  
Lisa A. Bartlett, Mayor Pro Tem  
William P. Brough, Council Member  
Carlos N. Olvera, Council Member  
J. Scott Schoeffel, Council Member

### **PLEDGE OF ALLEGIANCE**

### **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 on the Consent Calendar and that further reading of such ordinances be waived.

#### **2. [APPROVAL OF AN AMENDMENT TO FY 2013-14 MEASURE M2 RESOLUTION](#)**

RECOMMENDED ACTION: That the City Council adopt an amendment to the FY 2013-14 Measure M2 Resolution No. 13-06-04-01 originally adopted on June 4, 2013 by 1) adopting an amended Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, TO AMEND RESOLUTION NO 13-06-04-01 REAFFIRMING CONFORMANCE OF THE CIRCULATION ELEMENT, THE MITIGATION FEE PROGRAM AND THE LOCAL SIGNAL SYNCHRONIZATION PLAN AND ADOPTION OF THE SEVEN YEAR CAPITAL

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IMPROVEMENT PROGRAM FOR FY14 THROUGH FY 20 AS REQUIRED BY THE OCTA RENEWED MEASURE M (M2) PROGRAM; and

2) authorize the Director of Public Works and Engineering Services to forward the amended Resolution to the Orange County Transportation Authority.

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

## **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 fifteen minutes for the Public Comments portion of the agenda. 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.

## **NEW BUSINESS**

3. [\*\*RESOLUTION OF INTENTION TO DISPOSE OF 26351 AND 26315 VIA CANON AND MAKE THE NECESSARY FINDINGS PURSUANT TO GOVERNMENT CODE § 38501-38510 AND SET A PUBLIC HEARING FOR SEPTEMBER 17, 2013\*\*](#)

RECOMMENDED ACTION: That the City Council adopt the attached Resolution of Intention to dispose of 26351 and 26315 Via Canon (the "Property") and set a Public Hearing for September 17, 2013 pursuant to Government Code § 38503 entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, DECLARING ITS INTENT TO DISPOSE OF 26351 AND 26315 VIA CANON AND MAKING THE NECESSARY FINDINGS PURSUANT TO GOVERNMENT CODE § 38501-38510 AND SETTING A PUBLIC HEARING FOR SEPTEMBER 17, 2013.

## **CLOSED SESSION**

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, SIGNIFICANT EXPOSURE TO LITIGATION, Government Code § 54956.9 (d2), (1 case)

## **ADJOURNMENT**

The next Regular Meeting of the City Council will be September 17, 2013 (or as needed) at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.

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## CERTIFICATION

I, Kathy M. Ward, 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, the Dana Point Post Office, the Capistrano Beach Post Office and the Dana Point Library by July 26, 2013, at 6:00 p.m.; and, was delivered and/or noticed accepted by telephone/fax/email not less than twenty-four hours before the hour of 6:00 p.m. on the 26<sup>th</sup> day of July, 2013 to:

Steven Weinberg, Mayor  
Lisa A. Bartlett Mayor Pro Tem  
William P. Brough, Council Member  
Carlos N. Olvera, Council Member  
J. Scott Schoeffel, Council Member  
The Dana Point News  
The Dana Point Times  
The Los Angeles Times  
The Orange County Register  
San Clemente Daily Sun Post  
KSBR Radio  
City News Center  
Cox Cable

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Kathy Ward, City Clerk

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Date

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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.