
**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
DECEMBER 4, 2007**

CALL TO ORDER

The Regular Meeting of the City Council of the City of Dana Point, California, was called to order by Mayor Harkey at 5:00 p.m. in the Dana Point City Council Chamber, 33282 Golden Lantern, Suite 210, Dana Point.

ROLL CALL OF CITY COUNCIL MEMBERS:

Present: Diane L. Harkey, Mayor
Lisa A. Bartlett, Mayor Pro Tem
Lara Anderson, Council Member
Joel Bishop, Council Member
Steven H. Weinberg, Council Member

STAFF PRESENT: Patrick Muñoz, City Attorney; Kathy Ward, City Clerk; Michael Killebrew, Administrative Services Director; Kyle Butterwick, Director of Community Development; Brad Fowler, Director of Public Works/City Engineer; Matthew Sinacori, City Engineer; Lt. Mark Levy, Chief of Police; Christy Teague, Economic Development Manager; Lynn Kelly, Management Analyst; Mike Rose, Emergency & Support Services Manager; Kevin Evans, Director of Community Services & Parks; Brian McClure, Parks Manager; Mark Sutton, Building Official; Bobbi Ogan, Deputy City Clerk, Windy Robles, City Clerk Specialist; Christine Musial, Records Assistant; Shelley Velez, Personnel Analyst; Andy Glass, Accounting Manager; DyAnne Weamire, and Jackie Littler, Executive Secretary.

CLOSED SESSION

City Attorney Muñoz indicated there was a need for a Closed Session as follows:

A. CONFERENCE WITH LABOR NEGOTIATOR, Government Code § 54957.6

Agency Designated Representatives: City Manager
Unrepresented and Represented Employees: All positions in City

B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Government Code § 54956.9 (a), (1 case)

Name of Case: Craig Daniel, Carol Daniel, Chris Neria and Stacy Neria v. the City of Dana Point, Superior Court of the State of California, County of Orange – Central District, Case No. #06CC10395

5:02 P.M. RECESS OF CITY COUNCIL MEETING UNTIL 6:00 P.M.

6:00 P.M. RECONVENE CITY COUNCIL MEETING

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PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Weinberg.

INVOCATION

The Invocation was led by Father Steve Sallot of St. Edwards Church.

CLOSED SESSION ANNOUNCEMENT

City Attorney Muñoz reported that the City had settled the liability claim. He clarified that the settlement decision was not a Council decision; it was negotiated and arranged by the City's insurance carriers. He stated that the City has a "per occurrence" policy which means that the City would have adequate insurance to cover itself and protect the assets of the community from future incidents. He added that the City joins other Cities and pools its resources and the pool's assets were not in jeopardy in any way.

PRESENTATIONS AND PROCLAMATIONS

Business of the Month - St. Regis Monarch Beach Resort and Spa

Management Analyst Kelly provided a PowerPoint presentation. She stated that the St. Regis had recently received a Triple A 5 Diamond Award and a Mobil Travel Guide 5 Star Award making the St. Regis the only resort in California and Arizona to receive both awards. Among other awards they were also named on *Conde Nast's* 50 Top Spas list and Top 100 Golf Courses. Mayor Harkey presented a Certificate of Recognition to the General Manager of the St. Regis Monarch Beach Resort and Spa, Johnny So for being the featured Business of the Month for December.

Deputy of the Year

Chief of Police, Lt. Levy and Captain Ron White introduced Deputy John Good, his wife Allison and daughter Megan. Lt. Levy stated that the Deputy of the Year honor is given to the Deputy who not only responds to particular crises valiantly, but maintains a great attitude while performing mundane tasks with care and professionalism day in and day out. He added that this award is voted on by the Deputy's peers. He added that Deputy Good has been with the Orange County Sheriff's Department for over thirteen years. He has spent six of those years here in Dana Point where currently he is a member of the City's Community Service Unit and the alternate School Resource Officer. Mayor Harkey presented Deputy Good with a Certificate of Recognition and expressed heart felt thanks for his service to the community.

Firefighter of the Year and Reserve Firefighter of the Year

Battalion Chief Steve Whittaker and Division Chief Rick Robinson introduced Jeff Hughes and his daughter Jensen. Battalion Chief Whittaker stated that Jeff was currently serving as a Fire Apparatus Engineer out of Station #59 in San Clemente. He added that Jeff has been a member of the Fire Authority for the past twenty-two years and has made many contributions to the Fire Authority above and beyond his regular duties including making himself an expert at ladder truck operations, co-written an apparatus manual, peer fitness trainer, and had recently successfully competed for the position of Fire Captain and is waiting for the next opportunity for a promotion. Mayor Harkey presented Jeff Hughes with a Certificate of Recognition for his selection as the Career Firefighter of the Year.

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Battalion Chief Steve Whittaker and Division Chief Rick Robinson introduced Brodie Lefebvre, his wife Anna, and his children Ada, Brodie Jr., Elka, and Olia. Battalion Chief Whittaker stated that reserve firefighters are members of the community, who volunteer their time, are trained to be a firefighter in addition to maintaining a regular career and family life. He added that reserve firefighters help respond to incidents and help augment the career firefighters and help them perform their duties. He announced that Brodie had recently been hired as a full time Fire Authority dispatcher. Mayor Harkey presented Brodie Lefebvre with a Certificate of Recognition for his selection as the Reserve Firefighter of the Year.

Orange County Fire Authority Presentation – Chief Chip Prather

Video footage from the Santiago wild fire was shown. Chief Prather recognized Mike Rose, Emergency Services Manager and Todd Devoe, Emergency Services Coordinator and the CERT Team for their support during the recent wild fire. He stated that the CERT Team had provided support at the OCFA base camp and performed many important duties, including serving meals two times a day to two thousand people, keeping track of the firefighter's time worked; they passed out much needed supplies to the firefighters, and basically did whatever was asked of them. He thanked the City Council for their support of the Santiago fire effort and for the contribution that the City's CERT Team had made.

CONSENT CALENDAR

Mayor Harkey removed Items No. 15 and 16 and Staff removed Items No. 2 and 10 from the Consent Calendar.

IT WAS MOVED BY COUNCIL MEMBER ANDERSON, SECONDED BY COUNCIL MEMBER BISHOP, THAT THE RECOMMENDATIONS BE ACCEPTED FOR THE BALANCE OF THE CONSENT CALENDAR.

The motion carried by the following vote:

AYES: Council Members Anderson, Bishop, Weinberg, Mayor Pro Tem Bartlett and Mayor Harkey

NOES: None

ABSENT: None

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

APPROVED THE READING BY TITLE ONLY OF ALL ORDINANCES ON THE CONSENT CALENDAR AND THAT FURTHER READING OF SUCH ORDINANCES BE WAIVED.

2. REGULAR MEETING MINUTES, NOVEMBER 6, 2007

Staff removed this item from the Consent Calendar.

IT WAS MOVED BY COUNCIL MEMBER ANDERSON, SECONDED BY COUNCIL MEMBER WEINBERG, THAT THE MINUTES BE APPROVED AS AMENDED.

The motion carried by the following vote:

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AYES: Council Members Anderson, Bishop, Weinberg, Mayor Pro Tem Bartlett and Mayor Harkey

NOES: None

ABSENT: None

3. PLANNING COMMISSION MEETING MINUTES, OCTOBER 23, 2007

RECEIVED AND FILED.

4. PLANNING COMMISSION MEETING MINUTES, NOVEMBER 13, 2007

RECEIVED AND FILED.

5. PLANNING COMMISSION ACTIONS, MEETING OF NOVEMBER 27, 2007

RECEIVED AND FILED.

6. YOUTH BOARD MEETING MINUTES, NOVEMBER 1, 2007

RECEIVED AND FILED.

7. MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR

RECEIVED AND FILED.

8. CITY TREASURER'S REPORT, OCTOBER 2007

RECEIVED AND FILED THE CITY TREASURER'S REPORT FOR THE MONTH OF OCTOBER 2007

9. CLAIMS AND DEMANDS

RECEIVED AND FILED THE CLAIMS AND DEMANDS.

10. STORMWATER NPDES PERMIT ANNUAL REPORT SUMMARY AND GOALS

Staff removed this item from the Consent Calendar.

Director of Public Works Fowler provided a PowerPoint presentation which detailed the City's significant accomplishments over the past year.

Mayor Harkey announced Wayne Rayfield's recent appointment to the San Diego Regional Water Quality Board. She asked him to come and speak at the podium.

Wayne Rayfield, Dana Point, stated that the appointments to the Board were made by Governor Schwarzenegger last week. He added that clean ocean water is one of his passions and that he appreciates the opportunity to serve on the Board to continue that work.

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Mayor Harkey reported that the permits that have come before the Board in December had been put off due to the lack of a quorum. She thanked Wayne Rayfield for his efforts.

IT WAS MOVED BY COUNCIL MEMBER BISHOP, SECONDED BY MAYOR PRO TEM BARTLETT, THAT THE CITY COUNCIL RECEIVE AND FILE THE SUBJECT WATER QUALITY REPORT AND SUPPORT PRUDENT PROGRAM GOALS AND ENHANCEMENTS SO THAT THE CITY CAN CONTINUE TO BE A LEADER IN INNOVATIVE SOLUTIONS TO PROTECT OUR OCEAN AND EARTH.

The motion carried by the following vote:

AYES: Council Members Anderson, Bishop, Weinberg, Mayor Pro Tem Bartlett and Mayor Harkey

NOES: None

ABSENT: None

11. CITY HALL LANDSCAPE IMPROVEMENTS

RECEIVED AND FILED THE AGENDA REPORT REGARDING THE LANDSCAPE IMPROVEMENTS SURROUNDING CITY HALL. THE ENHANCEMENTS WILL COINCIDE WITH THE ON-GOING FACILITY'S IMPROVEMENTS.

12. ANNUAL REVIEW OF INVESTMENT POLICY

APPROVED THE CITY'S STATEMENT OF SAFEKEEPING AND INVESTMENT OF PUBLIC FUNDS POLICY (INVESTMENT POLICY), AS PROPOSED BY THE CITY'S INVESTMENT REVIEW COMMITTEE.

13. ADOPTION BY REFERENCE THE CALIFORNIA CODES OF REGULATIONS TITLE 24, PARTS 1-12, KNOWN AND DESIGNATED AS THE 2007 EDITION OF THE CALIFORNIA BUILDING CODE, 2007 EDITION OF THE CALIFORNIA ELECTRICAL CODE, 2007 EDITION OF THE CALIFORNIA PLUMBING CODE, 2007 EDITION OF THE CALIFORNIA MECHANICAL CODE, 2007 EDITION OF THE CALIFORNIA ADMINISTRATIVE CODE, 2007 EDITION OF THE CALIFORNIA REFERENCE STANDARDS CODE, 2007 EDITION OF THE CALIFORNIA ENERGY CODE, 2007 EDITION OF THE CALIFORNIA ELEVATOR SAFETY CONSTRUCTION CODE, 2007 EDITION OF THE CALIFORNIA HISTORICAL BUILDING CODE, 2007 EDITION OF THE CALIFORNIA EXISTING BUILDING CODE AND THE 2007 EDITION OF THE CALIFORNIA FIRE CODE, MAKING AMENDMENTS THERETO, AND RELATED ACTIONS. (0800-05)

APPROVED SECOND READING AND ADOPTED **ORDINANCE NO. 07-09** ENTITLED:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, AMENDING CHAPTERS 8.02, 8.14, 8.16, 8.20, 8.24, 8.28 AND ADDING CHAPTERS 8.30, 8.32, 8.34, 8.36, 8.38, AND 8.40 OF TITLE 8 OF THE DANA POINT MUNICIPAL CODE ADOPTING BY REFERENCE THE CALIFORNIA CODES OF REGULATIONS TITLE 24,

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PARTS 1-12, KNOWN AND DESIGNATED AS THE 2007 EDITION OF THE CALIFORNIA BUILDING CODE, 2007 EDITION OF THE CALIFORNIA ELECTRICAL CODE, 2007 EDITION OF THE CALIFORNIA PLUMBING CODE, 2007 EDITION OF THE CALIFORNIA MECHANICAL CODE, 2007 EDITION OF THE CALIFORNIA ADMINISTRATIVE CODE, 2007 EDITION OF THE CALIFORNIA REFERENCE STANDARDS CODE, 2007 EDITION OF THE CALIFORNIA ENERGY CODE, 2007 EDITION OF THE CALIFORNIA ELEVATOR SAFETY CONSTRUCTION CODE, 2007 EDITION OF THE CALIFORNIA HISTORICAL BUILDING CODE, 2007 EDITION OF THE CALIFORNIA EXISTING BUILDING CODE AND THE 2007 EDITION OF THE CALIFORNIA FIRE CODE, MAKING AMENDMENTS THERETO, AND RELATED ACTIONS.

- 14. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT CERTIFYING THAT DANA POINT HAS THE RESOURCES TO FUND THE CITY'S SHARE OF PROJECTS SUBMITTED FOR INCLUSION IN THE FY 2008/09-2013/14 REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM (RTIP) AND AFFIRMING ITS COMMITMENT TO IMPLEMENT ALL OF THE PROJECTS SUBMITTED IN THE PROGRAM (0150-20)**

ADOPTED RESOLUTION NO. 07-12-04-01 ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT CERTIFYING THAT DANA POINT HAS THE RESOURCES TO FUND THE PROJECTS SUBMITTED FOR INCLUSION IN THE FY 2008/09 – 2013/14 TRANSPORTATION IMPROVEMENT PROGRAM AND AFFIRMING ITS COMMITMENT TO IMPLEMENT ALL OF THE PROJECTS SUBMITTED IN THE PROGRAM.

- 15. ADOPTION OF MEMORANDUM OF UNDERSTANDING WITH DANA POINT EMPLOYEES ASSOCIATION (DPEA)**

Mayor Harkey removed this item from the Consent Calendar.

IT WAS MOVED BY COUNCIL MEMBER ANDERSON, SECONDED BY COUNCIL MEMBER BISHOP, THAT THE CITY COUNCIL APPROVE THE PROPOSED MEMORANDUM OF UNDERSTANDING (MOU) WITH THE DANA POINT EMPLOYEES ASSOCIATION (DPEA) AND AUTHORIZE THE CITY MANAGER TO SIGN THE MOU.

The motion carried by the following vote:

AYES: Council Members Anderson, Bishop, Weinberg, and Mayor Pro Tem Bartlett
NOES: Mayor Harkey
ABSENT: None

- 16. EMPLOYMENT CONTRACT AMENDMENT FOR THE CITY CLERK**

Mayor Harkey removed this item from the Consent Calendar.

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IT WAS MOVED BY COUNCIL MEMBER BISHOP, SECONDED BY MAYOR PRO TEM BARTLETT, THAT THE CITY COUNCIL APPROVE AN AMENDED EMPLOYMENT AGREEMENT FOR THE DANA POINT CITY CLERK.

The motion carried by the following vote:

AYES: Council Members Anderson, Bishop, Weinberg, and Mayor Pro Tem Bartlett
NOES: Mayor Harkey
ABSENT: None

PUBLIC COMMENTS

Sandy Hill, Mission Viejo, spoke regarding the Trauma Intervention Program (TIP) and provided a brief update on what the TIP volunteers have been doing in the community. She invited the City Council to the annual TIP breakfast on January 25, 2008.

Alicia Erlinger, Dana Point, spoke about the upcoming production by The Dana Point Theater Company "The Way It Was" which is a multi-media production of Dana Point's history. The performance is scheduled for December 11th and December 12th at 7:00 p.m. at the Ocean Institute. Tickets can be purchased on-line at www.tix.com or call (800) 504-4849. She thanked the City Council for their support of The Dana Point Theater Company's inaugural year.

Brad Gross, Dana Point, reported that there was a scoping meeting scheduled for Saturday, December 8, 2007 at 11:00 a.m. at the Youth & Group Facility to receive comments on the Environmental Impact Report for the waterside of the Harbor. He stated that they would also accept comments on-line at marinaeir@dphd.ocgov.com. He directed everyone to www.dphplan.com for current and accurate information on the plan.

PUBLIC HEARINGS

There were no Public Hearings.

UNFINISHED BUSINESS

There were no Unfinished Business items.

NEW BUSINESS

17. THE YEAR IN REVIEW AND VISION FOR 2008

Mayor Harkey provided a PowerPoint presentation which detailed the last three years of accomplishments in the City. (See attached **Exhibit 1** for details of the presentation).

Council Member Bishop stated that the PowerPoint was a good over-view and re-cap but felt that the following items also needed to be addressed:

- Housing Element Certification
- City's Website

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- PCH Medians
- Playground at Sunset Park
- Pedestrian Bridge
- Sea Terrace Park
- Skateboard Park

Council Member Weinberg stated that in addition to what Council Member Bishop had listed he would like to see the Dana Point Library open seven days a week as well as expanded in size. He added that he would also like to have the Town Center Plan approved by the California Coastal Commission with minor modifications.

Council Member Anderson stated that she would like to see the trolley service continued to link the neighboring cities and Metrolink as well as continue the Art In Public Places in other areas of the City.

Mayor Pro Tem Bartlett stated that she would like to see the momentum continued on all approved City projects. She felt that with the additional staff the City has hired that customer service will be improved for the residents. She reminded the community that the City Council had an open door policy and that input from the residents was important to enhance the day-to-day running of the City and for future planning.

Mayor Harkey spoke about the City's current reserves and explained how the money is for emergency reserves and allocated for CIP projects.

PUBLIC COMMENTS (Continued)

There were no additional Public Comments received.

CITY COUNCIL REORGANIZATION

A. COUNCIL REORGANIZATION

Mayor Pro Tem Bartlett detailed her activities with outside organizations over the past year. She stated that she would like to remain the Mayor Pro Tem and nominated Joel Bishop for Mayor.

Mayor Harkey called for the vote.

The nomination carried by the following vote:

AYES:	Council Members Anderson, Bartlett, Bishop, Harkey and Weinberg
NOES:	None
ABSENT:	None

Mayor Bishop announced that nominations for the position of Mayor Pro Tem were open.

Council Member Harkey nominated Lisa Bartlett for Mayor Pro Tem.

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Mayor Bishop called for a vote for Council Member Bartlett as Mayor Pro Tem. The nomination carried by the following vote:

AYES:	Council Members Anderson, Bartlett, Harkey, Weinberg, and Mayor Bishop
NOES:	None
ABSENT:	None

B. RECOGNITION OF OUTGOING MAYOR

Mayor Bishop thanked Council Member Harkey and presented her with a plaque for her efforts as Mayor. He stated she was an inspiration, a great leader, and confidante. He thanked her for her time as Mayor.

Council Member Harkey thanked the Council and staff. She stated that it had been an honor for her to serve as the City's Mayor over the past year and that it had been one of the highlights of her life.

Mayor Bishop stated that he was excited about the upcoming year. He asked if Council Member Weinberg could take over his duties on the Orange County Fire Authority, but that he would remain as the alternate. He added that he would like to keep office hours at City Hall and if he was unavailable, that Mayor Pro Tem Bartlett would stand in for him.

STAFF REPORTS

On behalf of the City Manager Chotkevys, Director of Administrative Services Killebrew wished everyone a happy and safe holiday.

COUNCIL REPORTS, INCLUDING CITY RELATED MEETINGS ATTENDED

Council Member Anderson reported that she had attended a meeting on November 12, 2007 for the Joint Powers Authority of Dana Point and San Clemente Animal Shelter where they had discussed adopting the County of Orange's barking dog ordinance. She stated that if we were to adopt this ordinance that there would be a large fiscal impact associated with its implementation. She added that they would continue to review this issue. She reported that animal control officers were on duty 7:00 a.m. – 7:30 p.m. Monday through Saturday, and 8:00 a.m. to 4:30 p.m. on Sunday. She encouraged residents to contact the shelter to report if they are having a problem with barking dogs.

She stated that a petition had been received and will be investigated regarding the Dog Fun Zone at Creekside Park. She stated that the petition related to installing lights at the fun zone and running water.

She reported the following upcoming events:

- Boat parade in the Harbor.
- Winter Festival and Farmers Market, Saturday, December 8th in La Plaza Park with the tree lighting ceremony at 6:00 p.m.
- Youth Board holiday home decoration contest. The deadline is December 13th to enter.

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- Historical Society 20th Birthday celebration on Wednesday, December 5th at the Dana Point Tennis Center from 6:30 – 8:30 p.m.

She thanked everyone for another great year and wished everyone a wonderful holiday.

Council Member Weinberg spoke regarding the CERT Team. He recognized the members who were in the audience and the hours they had donated during the wild fires. He reported that the City's calendar for 2008 could be found in the lobby at City Hall.

He wished everyone a great New Year.

Council Member Harkey reported she had attended the following:

- Evening at the St. Regis for the National Republican Governor's Conference.
- Jack's Restaurant fundraising dinner on behalf of the 5th Marine Regiment.
- Ritz Carlton for a fundraiser to benefit the Capistrano Community Clinic which provides services to those who do not have medical insurance.

She reported the following events:

- Harbor EIR scoping meeting on December 8th from 11- p.m. at the Dana Point Youth and Group Facility.
- Boat Parade – December 7th, 8th, 14th, and 15th. On December 8th she will be serving as a judge.
- City holiday festival with the tree lighting ceremony on December 8th in La Plaza Park.
- Dana Point Chamber holiday luncheon on December 13th at the Ritz Carlton - \$46 per person, \$5 for parking. RSVP to the Chamber.
- OC League of California Cities – holiday legislative mixer – December 13th from 6:00 p.m. – 9:00 p.m. at the Hilton Hotel on Bristol in Costa Mesa.
- City Staff holiday lunch at the Chart House on Friday, December 14th.
- Metrolink Holiday Toy Express at 8:30 p.m. on Sunday, December 16th in San Juan Capistrano. She stated that there will be over 50,000 lights on the train. She encouraged everyone to bring a toy for the Spark of Love Toy Drive.
- Ocean Institute with MiOcean was sponsoring 5th grade students from 9:00 a.m. – 1:00 p.m. through January 2008 with Palisades School students in attendance on January 9th and 10th. RSVP by January 2nd to jwitt@ocean-institute.org.

She wished everyone a happy and blessed holiday season.

Mayor Pro Tem Bartlett announced that she had attended the following:

- November 7th – Dana Point Relay for Life kickoff meeting. She stated that she is the honorary board co-chair for the 2008 event. She added that the event was scheduled for April 19th and 20th.
- November 16th – Attended the South Coast Water District Groundwater Recover facility grand opening. She stated that once the facility is fully operational it will begin to provide about 10% of the water to the district with an increase to 20% in the future. Also attended the CR&R Material

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Recovery Facility grand opening. It is located north of Antonio Parkway on Ortega Highway and will serve as a major recycling plant for the area.

- November 17th – The Monarch Beach Sunrise Rotary served the seniors a wonderful Thanksgiving luncheon at the Senior Center in addition to delivering meals to those who were homebound.
- November 22nd – Provided the welcoming remarks for the Turkey Trot. This year the goal was exceeded and had over 11,000 registered participants with all proceeds going to the Second Harvest Food Bank.
- November 26th – Attended the thank you dinner at Jack's Restaurant for the Marines from the 5th Regiment. She stated that these young men and women will be re-deployed back to Iraq sometime between Christmas and New Years Day and people were there to show their support and gratitude.
- November 30th – Investment Review Committee meeting where the City's investment portfolio and strategy for the upcoming year was discussed. She thanked Mike Killebrew for his hard work to keep the City finances in check and investments safe and sound.
- December 3rd – Sand Dollar Guild hosted its fashion show fundraiser for the Ocean Institute. It was a fun evening with all proceeds going to the Ocean Institute.
- She stated that the City's Recreation Guide was also available in addition to the 2008 calendar.

She wished everyone a very happy, healthy, and safe holiday season.

Mayor Bishop stated that he had attended the St. Regis tree lighting and that he had participated in the Dana Point Turkey Trot.

ADJOURNMENT

8:10 P.M.

Mayor Bishop stated that there was a reception to honor our Sheriff Deputy and Firefighters after the meeting. He announced that the next Regular Meeting of the City Council will be January 15, 2008, at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California. This is in accordance with City of Dana Point Council Policy No. 210 which states the second meeting in December will not be held.

KATHY M. WARD
CITY CLERK

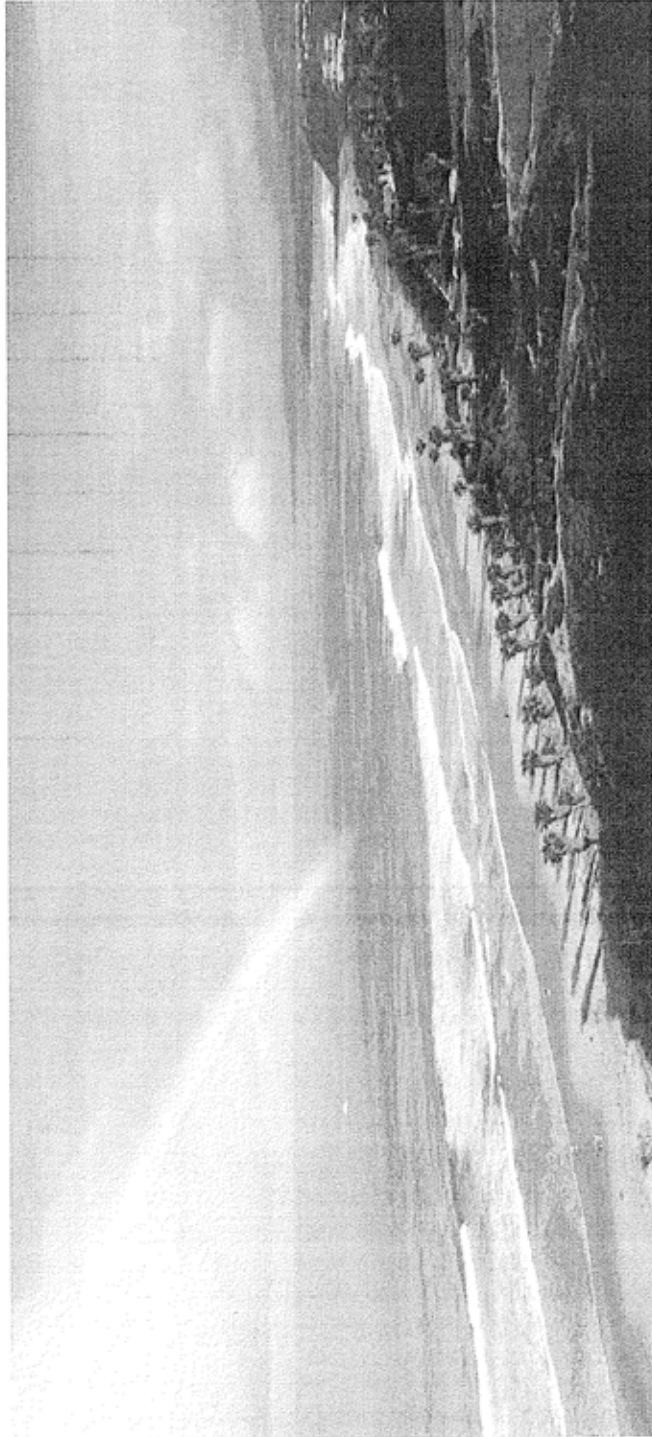
APPROVED AT THE MEETING OF JANUARY 15, 2008

EXHIBIT 1

**Three Years in Review
Mayor Diane Harkey
December 4, 2007**



Harboring the Good Life



Where we began....

- When elected in 2004, I promised to:
 - find solutions to crime,
 - traffic,
 - variances to our building code and issues affecting our quality of life and neighborhoods,
 - to work on cleaning up our beaches,
 - to establish citizen committees and commissions,
 - to protect our financial resources, and
 - to preserve property rights and enhance rule of law.
- **Working together we made things happen**
 - Government – Coalition = everyone gets something – no one is completely happy

Reduced and Remained Tough on Crime

- Added key staff and placed a renewed focus on crime
 - reduced Type 1 crime (violent offenses) in the city
 - Implemented OC Sheriff program, to allow deputies to perform ICE duties upon making an arrest for crime.
 - Enacted stricter trespassing and loitering laws to allow private property owners assistance with unwanted loiterers.
 - Increased code enforcement staff, adding an officer dedicated to the Lantern Village.

Enhanced Rule of Law and Property Rights –underpinnings of successful business interaction and our Democracy

- **Reduced Variances to our Building Code**
 - citizen task force created revised and workable building restrictions, reducing the need for arbitrary rulings and greatly eliminated the need for variances.
- **Appointed 3 new members to the Planning Commission**
 - broad base of experience in law, real estate, development and community involvement.

Resolved Traffic Concerns

- Established a Citizen Traffic Commission
- Established a format for instituting traffic calming measures in neighborhoods, and a process for doing so.
- Provided additional police enforcement to control speeding on neighborhood streets.

Clean Up Beach Pollution

- Ocean Water Quality Subcommittee – Increased focus and added Federal State and County ex-officio representation
 - Salt Creek water treatment
 - \$4 million grant to study the source of pollution at Doheny Beach
 - Continued to implement diversions to direct street run-off to the sewer system
 - \$11 million storm drain and road improvement in Capistrano Beach.
- End-of-the-pipe- need for regional cooperation
- Work closely with SCWD for resolutions and Ocean Institute and Community groups for educational programs

Additional Citizen Involvement

- **Library & Sea Terrace Park Subcommittee** - included dollars in the budget to actually implement the community's suggestions.
 - Work on the 26 acre Sea Terrace Park began this year
 - Working with County to move forward on potential library expansion
- **Underground Utility Subcommittee** - established program to help communities or persons to underground their utilities
- **Grant Subcommittee** created an arms length distance between the Council and granting your tax dollars to diminish the appearance of favors for patronage
- **CERT** – training citizens for emergency assistance
- **Vacation Rental Subcommittee** – Beach Road reconciled
- **Establishing Citizen Led 5th Marine Regiment Foundation** – coordinate citywide efforts to achieve maximum involvement and results

Increased Inter and Intra-City Cooperation

- Regionalized our approach to the way the city conducts business
 - regular meetings with the South Coast Water District and have begun dialog once again with the Capistrano Unified School District (two of the largest landowners in town)
 - coordinate and maximize land use efforts
 - meet regularly with elected officials from surrounding cities to discuss ways to help each other meet our common needs with regard to recreation, transportation, and to promote the general well-being of South Orange County.
- **We also serve on a variety of Regional Boards/Groups**

Enhanced Community Activities

- Festival of Whales
- Grand Prix Bike Race
- Turkey Trot
- Senior Center
- Increased Council involvement with non-profits

2008 – approved and/or moving forward

- Town Center – Coastal Commission in February
- Harbor – application deemed complete
- Doheny House – Planning Commission 1st Quarter
- Former Mobile Home Park – under review
- Overall beautification of medians and general maintenance projects & parks in town
 - Renovation of City Hall and upgrades
 - CIP funds set aside for Pool, TC, Library, quiet zones, etc....

Current Financial Recap

- \$48M+ in cash and mandated reserves, below budget expenses and increasing revenues (without increasing taxes).
 - No loss of services or impact from recent settlement to GF
 - Expect increase in premium expense next year
 - State of California - \$8-10 B in deficit???
- New developments coming on line that “should” add to city coffers in the future
 - CIP and emergency reserves > by nearly \$5M due to budget trimming 2008-09 and below budget expenses for FYE 2007

Where do we go from here?

- Must prioritize community needs- many future demands for CIP – no guaranty of > revenues
 - Maintenance
 - Parks
 - Medians
 - Community Pool
 - Library
 - Changes to PCH and Del Prado
 - Cultural Needs
 - Via Canon
 - Sinking Ships
- Lisa, Joel, Steven