

CITY OF DANA POINT

**CITY COUNCIL
REGULAR
MEETING**



**TUESDAY
FEBRUARY 5, 2008
5:00 P.M.**

AGENDA

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

Next City Council Ordinance No. 08-01

CALL TO ORDER

ROLL CALL OF CITY COUNCIL MEMBERS:

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

CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, SIGNIFICANT EXPOSURE TO LITIGATION, Government Code § 54956.9 (b1), (3 cases)
 - 1. Doheny House
 - 2. Makar: General Plan Amendment
 - 3. Vacation of Scenic Drive

- B. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION, Government Code § 54956.9 (c), (1 case)

NPDES Permit – San Diego Regional Water Quality Board

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

Name of Case: People vs. Richard Kay, Case No. 06SM01994

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

RECONVENE CITY COUNCIL MEETING

PLEDGE OF ALLEGIANCE

INVOCATION

PRESENTATIONS AND PROCLAMATIONS

Recognition of Dana Hills High School Boys & Girls Cross Country Teams
January Business of the Month – Harbor Grill
Orange County Human Relations Commission

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.

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

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. [REGULAR MEETING MINUTES, JANUARY 15, 2008](#)

RECOMMENDED ACTION: That the City Council approve the minutes.

3. [PLANNING COMMISSION MEETING MINUTES, DECEMBER 11, 2007](#)

RECOMMENDED ACTION: That the City Council receive and file.

4. [PLANNING COMMISSION MEETING MINUTES, JANUARY 8, 2008](#)

RECOMMENDED ACTION: That the City Council receive and file.

5. [PLANNING COMMISSION ACTIONS, MEETING OF JANUARY 22, 2008](#)

RECOMMENDED ACTION: That the City Council receive and file.

6. [MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR](#)

RECOMMENDED ACTION: That the City Council receive and file.

7. [CITY TREASURER'S REPORT, DECEMBER 2007](#)

RECOMMENDED ACTION: That the City Council receive and file the City Treasurer's Report for the month of December.

8. **CLAIMS AND DEMANDS**

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

9. [ADOPTION OF RESOLUTION APPROVING FINAL PARCEL MAP NO. 2007-101 TO ALLOW THE SUBDIVISION OF AN 11,895 SQUARE FOOT LOT INTO TWO SEPARATE LOTS OF EQUAL SIZE LOCATED IN THE RESIDENTIAL SINGLE FAMILY \(RSF 7\) ZONING DISTRICT AT 33872 GRANADA DRIVE.](#)

RECOMMENDED ACTION: That the City Council adopt a Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, APPROVING FINAL PARCEL MAP NO. 2007-101 TO ALLOW THE SUBDIVISION OF AN 11,895 SQUARE FOOT LOT INTO TWO SEPARATE LOTS OF EQUAL SIZE LOCATED IN THE RESIDENTIAL SINGLE FAMILY (RSF 7) ZONING DISTRICT AT 33872 GRANADA DRIVE.

10. [APPROVAL OF A FOURTH AMENDMENT TO RENEW THE TRAFFIC SIGNAL MAINTENANCE SERVICES AGREEMENT WITH REPUBLIC ITS, INCORPORATED.](#)

RECOMMENDED ACTION: That the City Council (1) approve the fourth amendment to renew the traffic signal maintenance services agreement with Republic ITS, Incorporated; and (2) authorize the City Manager to execute the amendment.

11. [INTRODUCTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA ADDING CHAPTER 14.20 AND SECTION 14.20.010 TO THE MUNICIPAL CODE REGARDING AUTHORIZATION TO APPROVE CITY PROJECT PLANS, STREET SIGNING AND STRIPING PLANS INCLUDING PAVEMENT MARKINGS, TRAFFIC WORK ORDER REQUESTS, TRAFFIC CONTROL PLANS, AND OTHER IMPROVEMENT PLANS.](#)

RECOMMENDED ACTION: That the City Council introduce for first reading an Ordinance entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, ADDING CHAPTER 14.20 AND SECTION 14.20.010 TO TITLE 14 (STREETS AND SIDEWALKS) OF THE DANA POINT MUNICIPAL CODE CONCERNING AUTHORIZATION TO APPROVE CITY PROJECT PLANS, STREET SIGNING AND STRIPING PLANS INCLUDING PAVEMENT MARKINGS, TRAFFIC WORK ORDER REQUESTS, TRAFFIC CONTROL PLANS, AND OTHER IMPROVEMENT PLANS.

12. REORGANIZATION – CITY CLERK’S OFFICE

RECOMMENDED ACTION: That the City Council hold second reading and adopt two Ordinances entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, AMENDING CHAPTER. 2.08 OF THE DANA POINT MUNICIPAL CODE PERTAINING TO POWERS AND DUTIES OF THE CITY MANAGER; and

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, AMENDING CHAPTER. 2.10 OF THE DANA POINT MUNICIPAL CODE PERTAINING TO THE CITY CLERK

13. RENEWAL OF CONTRACT FOR EMERGENCY AMBULANCE SERVICE

RECOMMENDED ACTION: That the City Council renew the contract for Emergency Ambulance Services for the Exclusive Operating Area #39 (Dana Point) to Herren Enterprises, Inc. dba – Doctor’s Ambulance Service and authorize the City Manager to execute all associated contract renewal documents.

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

PUBLIC HEARINGS

There are no Public Hearings.

UNFINISHED BUSINESS

There are no Unfinished Business items.

NEW BUSINESS

14. [INTRODUCTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA AMENDING SECTIONS 6.14.002, 12.08.020, AND 12.08.050 OF THE MUNICIPAL CODE TO ADDRESS COMPLAINTS OF STORAGE OF VEHICLES ON PUBLIC STREETS.](#)

RECOMMENDED ACTION: That the City Council introduce for first reading an Ordinance entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA AMENDING SECTIONS 6.12.002, 12.08.020, AND 12.08.050 OF THE MUNICIPAL CODE TO ADDRESS COMPLAINTS OF STORAGE OF VEHICLES ON PUBLIC STREETS.

PUBLIC COMMENTS (Continued)

STAFF REPORTS

(City Manager Doug Chotkevys)

(City Attorney Patrick Muñoz)

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 agendaized 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-agendaized items may be presented as informational only.

ADJOURNMENT

The next Regular Meeting of the City Council will be February 19, 2008, at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.

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 Friday, February 1, 2008, at 5:00 p.m.

KATHY M. WARD, CITY CLERK

DATE

Subscriptions to receive City Council Agendas on a regular basis are available through the City Clerk's Office. Agendas are also available on the City's 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.