
**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL SPECIAL MEETING MINUTES
JUNE 15, 2005**

CALL TO ORDER

The Special Meeting of the City Council of the City of Dana Point, California, was called to order by Mayor Rayfield at 5:10 p.m. in the Dana Point City Council Chamber, 33282 Golden Lantern, Suite 210, Dana Point.

ROLL CALL

PRESENT: Wayne Rayfield, Mayor
Lara Anderson, Mayor Pro Tem
Diane L. Harkey, Council Member
James V. Lacy, Council Member

ABSENT: Russell Chilton, Council Member

STAFF PRESENT: Douglas Chotkevys, City Manager; Patrick Muñoz, City Attorney; Sharie Apodaca, Interim City Clerk/Director of Administrative Services; Kyle Butterwick, Director of Community Development

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Harkey.

CLOSED SESSION

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

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, SIGNIFICANT EXPOSURE TO LITIGATION, Government Code § 54956.9 (b1), (1 case)
- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Government Code § 54956.9 (a), (1 case)

Name of Case: Surfrider Foundation and Sierra Club v. California Coastal Commission, Headlands Reserve, LLC and City of Dana Point, Superior Court of San Francisco County Case No. CPF05505023

City Attorney Muñoz announced an item which came to his attention based upon information obtained in court today.

The Council voted 4-0-1, Council Member Chilton absent, to add the following closed session item to the agenda tonight based on the need for immediate action and that the need to take action came to the attention of the Council after the posting of the agenda.

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

Name of Case: Headlands Reserve LLC and MH Sherman Co. v. City of Dana Point, et al, Orange County Superior Court Case No. 798758, Court of Appeals Case No. G024366.

Mayor Rayfield recessed the meeting into a Closed Session at 5:13 p.m. pursuant to Government Code Section 54956 et. seq.

RECONVENE CITY COUNCIL MEETING

Mayor Rayfield reconvened the meeting at 5:29 p.m. All Council Members were present, with the exception of Council Member Chilton.

STAFF REPORTS

There were no Staff Reports.

COUNCIL REPORTS

There were no Council Reports.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Rayfield declared the meeting adjourned at 5:30 p.m.

The next Regular Meeting of the City Council will be June 22, 2005 at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.

SHARIE APODACA
INTERIM CITY CLERK

APPROVED AT THE MEETING OF JULY 13, 2005