
**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
APRIL 11, 2005**

CALL TO ORDER

The Regular Meeting of the City Council of the City of Dana Point, California, was called to order by Mayor Rayfield at 5:02 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
Russell Chilton, Council Member
Diane L. Harkey, Council Member
James V. Lacy, Council Member

STAFF PRESENT: Douglas Chotkevys, City Manager; Patrick Muñoz, City Attorney; Sharie Apodaca, Interim City Clerk/Director of Administrative Services; Cathy Catlett, Assistant City Clerk; Jennifer Gilbert, Management Analyst; Kyle Butterwick, Director of Community Development; John Tilton, City Architect/Planning Manager; Kurth Nelson, Planning Consultant; Brad Fowler, Director of Public Works/City Engineer; Matt Sinacori, Deputy City Engineer; Mark Billings, Chief of Police; Shanna Wolf, Management Analyst.

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), (3 cases)
- B. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION, Government Code § 54956.9 (c), (1 case)
- C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Government Code § 54956.9 (a), (4 cases)
 - 1. Name of Case: City of Dana Point v. Warren & Does 1-50, Orange County Superior Court Case No. 04CC07344
 - 2. Name of Case: Diedrich Coffee, Inc. v. City of Dana Point, et al, Orange County Superior Court Case No. 05CC03529
 - 3. Name of Case: Robert Traphagen and Bonny Pitkin v. the City of Dana Point, Superior Court of the State of California, County of Orange – Central District, Case No. 04CC00676

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4. Name of Case: James Seitz v. the City of Dana Point & Does 1-10,
Superior Court of the State of California, County of
Orange - Central District, Case No. 04CC00691

Mayor Rayfield recessed the meeting into a Closed Session at 5:05 p.m. pursuant to Government Code Section 54956 et. seq.

RECONVENE CITY COUNCIL MEETING

Mayor Rayfield reconvened the meeting at 6:07 p.m. All Council Members were present.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Harkey.

INVOCATION

The Invocation was led by Kris DiLeo, Minister of Support Ministries, South Shores Church.

PRESENTATIONS AND PROCLAMATIONS

Business of the Month

Management Analyst Shanna Wolf gave a power point presentation of Jack's Restaurant and Bar. Mayor Rayfield introduced owners Jack and Sharon Loconsolo and presented them with a Certificate of Recognition.

Recognition of Festival of Whales Parade Sponsors

Mayor Rayfield introduced Festival of Whales sponsors Jim Miller of The Coffee Importers, Kim Tilly of the Dana Point Harbor Association and Donna Kalez of Dana Wharf Sportfishing and presented them with recognition plaques.

CONSENT CALENDAR

Council Member Lacy removed Item 12 and a member of the public removed Item 17 from the Consent Calendar.

IT WAS MOVED BY COUNCIL MEMBER HARKEY, SECONDED BY COUNCIL MEMBER CHILTON, THAT THE RECOMMENDATIONS BE ACCEPTED FOR ALL ITEMS LISTED ON THE CONSENT CALENDAR WITH THE EXCEPTION OF ITEMS 12 AND 17.

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The motion carried by the following vote:

AYES: Council Members Chilton, Harkey, Lacy,
Mayor Pro Tem Anderson and Mayor Rayfield
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. THERE WERE NO ORDINANCES.

2. REGULAR MEETING MINUTES, MARCH 23, 2005

APPROVED THE MINUTES.

3. ADJOURNED REGULAR MEETING MINUTES, MARCH 30, 2005

APPROVED THE MINUTES.

4. PLANNING COMMISSION MEETING MINUTES, MEETING OF MARCH 2, 2005

RECEIVED AND FILED.

5. PLANNING COMMISSION ACTIONS, MEETING OF APRIL 6, 2005

RECEIVED AND FILED.

6. YOUTH BOARD MINUTES, MEETING OF MARCH 3, 2005

RECEIVED AND FILED.

7. MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR

RECEIVED AND FILED.

8. TREASURER'S REPORT, FEBRUARY 2005

RECEIVED AND FILED THE TREASURER'S REPORT FOR THE MONTH OF FEBRUARY, 2005.

9. CLAIMS AND DEMANDS

RECEIVED AND FILED THE CLAIMS AND DEMANDS.

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- 10. ESTABLISHMENT OF THE DANA POINT UTILITY UNDERGROUNDING SUBCOMMITTEE** *[STRATEGIC PLAN: EVALUATE LAND USE ISSUES TO ENSURE THAT THE GOALS, POLICIES, AND PROGRAMS OF THE GENERAL PLAN REFLECT THE COMMUNITY'S VISION AND MISSION]*

(1) ADOPTED **RESOLUTION NO. 05-04-11-01**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, ESTABLISHING A DANA POINT UTILITY UNDERGROUNDING SUBCOMMITTEE;

(2) ACKNOWLEDGED THE BUDGET OUTLINED IN THE FISCAL IMPACT SECTION THAT DESCRIBES THE STAFFING NEEDS AND RESOURCES FOR THE UTILITY UNDERGROUNDING SUBCOMMITTEE; AND (3) APPROVED THE APPLICATION AND DIRECT STAFF TO ADVERTISE FOR INTERESTED RESIDENT INVOLVEMENT AS IT RELATES TO SERVING ON THE SUBCOMMITTEE.

- 11. INTRODUCE AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA AMENDING THE DANA POINT MUNICIPAL CODE CODIFYING SPEED LIMITS** *[STRATEGIC PLAN: ACHIEVE TOTAL EXCELLENCE IN MUNICIPAL SERVICES AND CITY ADMINISTRATION/PLANNING WITH EXCELLENT CUSTOMER SERVICE AND COST-EFFECTIVENESS]*

INTRODUCED AND HELD FIRST READING BY TITLE ONLY, OF AN ORDINANCE OF THE CITY OF DANA POINT ENTITLED:

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA AMENDING THE DANA POINT MUNICIPAL CODE, CHAPTER 12.16.010, ESTABLISHING SPEED LIMITS IN THE CITY OF DANA POINT PURSUANT TO THE CALIFORNIA VEHICLE CODE.

- 12. OPPOSITION BY RESOLUTION TO AB 991 REGARDING MOSQUITO ABATEMENT AND VECTOR CONTROL DISTRICTS** *[STRATEGIC PLAN: ACHIEVE TOTAL EXCELLENCE IN MUNICIPAL SERVICES AND CITY ADMINISTRATION/PLANNING WITH EXCELLENT CUSTOMER SERVICE AND COST-EFFECTIVENESS]*

This item was removed from the Consent Calendar by Council Member Lacy.

City Manager Chotkevys presented the staff report.

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IT WAS MOVED BY MAYOR PRO TEM ANDERSON, SECONDED BY COUNCIL MEMBER HARKEY, TO ADOPT **RESOLUTION NO. 05-04-11-03**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, OPPOSING AB 991 (DeVore) REGARDING MOSQUITO ABATEMENT AND VECTOR CONTROL DISTRICTS.

The motion carried by the following vote:

AYES: Council Members Chilton, Harkey, Lacy,
Mayor Pro Tem Anderson and Mayor Rayfield
NOES: None
ABSENT: None

- 13. AMENDMENT TO AGREEMENT BETWEEN ALL CITY MANAGEMENT SERVICES, INC. AND THE CITY OF DANA POINT FOR PROVIDING SCHOOL CROSSING GUARD SERVICES [STRATEGIC PLAN: ACHIEVE TOTAL EXCELLENCE IN MUNICIPAL SERVICES AND CITY ADMINISTRATION/PLANNING WITH EXCELLENT CUSTOMER SERVICE AND COST-EFFECTIVENESS]**

AUTHORIZED THE CITY MANAGER TO APPROVE THE AMENDMENT TO THE AGREEMENT BETWEEN ALL CITY MANAGEMENT SERVICES, INC. AND THE CITY OF DANA POINT FOR PROVIDING SCHOOL CROSSING GUARD SERVICES FOR FISCAL YEAR 2005-2006.

- 14. SECOND READING AND ADOPTION OF AN ORDINANCE AMENDING SECTION 3.13 OF THE DANA POINT MUNICIPAL CODE PERTAINING TO FORMAL AND INFORMAL BID PROCEDURES FOR PUBLIC CONTRACTS [STRATEGIC PLAN: ACHIEVE TOTAL EXCELLENCE IN MUNICIPAL SERVICES AND CITY ADMINISTRATION/PLANNING WITH EXCELLENT CUSTOMER SERVICE AND COST-EFFECTIVENESS]**

ADOPTED **ORDINANCE NO. 05-01**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA AMENDING THE DANA POINT MUNICIPAL CODE, CHAPTER 3.13, FOR THE PURPOSE OF ALLOWING THE CITY TO FURTHER UTILIZE INFORMAL BIDDING PROCEDURES AND CITY WORK FORCES PURSUANT TO THE CALIFORNIA UNIFORM CONSTRUCTION COST ACCOUNTING ACT.

- 15. APPROVE AMENDMENT TO EMPLOYMENT CONTRACT FOR CITY MANAGER [STRATEGIC PLAN: ACHIEVE TOTAL EXCELLENCE IN MUNICIPAL SERVICES AND CITY ADMINISTRATION/PLANNING WITH EXCELLENT CUSTOMER SERVICE AND COST-EFFECTIVENESS]**

APPROVED THE CONTRACT AMENDMENT.

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- 16. AMENDMENT OF CLASS SPECIFICATION FOR EXISTING EMERGENCY SERVICES COORDINATOR POSITION** *[STRATEGIC PLAN: ACHIEVE TOTAL EXCELLENCE IN MUNICIPAL SERVICES AND CITY ADMINISTRATION/PLANNING WITH EXCELLENT CUSTOMER SERVICE AND COST-EFFECTIVENESS]*

IN ORDER TO FACILITATE THE ENHANCEMENT AND RECENTLY APPROVED REORGANIZATION OF THE EMERGENCY AND SUPPORT SERVICES DIVISION, ADOPTED **RESOLUTION NO. 05-04-11-02**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, AMENDING THE SALARY RANGE AND CLASS SPECIFICATION FOR THE BUDGETED POSITION OF EMERGENCY SERVICES COORDINATOR.

- 17. ESTABLISHMENT OF THE DANA POINT LIBRARY AND SEA TERRACE PARK SUBCOMMITTEE** *[STRATEGIC PLAN: MAINTAIN, MODERNIZE AND BEAUTIFY THE CITY'S INFRASTRUCTURE AND NEIGHBORHOODS]*

This item was removed from the Consent Calendar by a member of the public.

City Manager Chotkevys presented the staff report.

Linda Breme, Dana Point, spoke in support of the establishment of the subcommittee.

IT WAS MOVED BY COUNCIL MEMBER HARKEY, SECONDED BY COUNCIL MEMBER CHILTON, TO (1) ADOPT **RESOLUTION NO. 05-04-11-04**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, ESTABLISHING A DANA POINT LIBRARY AND SEA TERRACE PARK SUBCOMMITTEE; AND

(2) AUTHORIZE THE TRANSFER OF FUNDS FROM THE RESERVE FOR SERVICE ENHANCEMENT ACCOUNT TO THE CITY COUNCIL PROFESSIONAL SERVICES ACCOUNT FOR LEGAL EXPENSES AND OTHER COSTS ASSOCIATED WITH THE NEW SUBCOMMITTEE'S OPERATIONS.

The motion carried by the following vote:

AYES: Council Members Chilton, Harkey, Lacy,
Mayor Pro Tem Anderson and Mayor Rayfield
NOES: None
ABSENT: None

ORAL REPORTS

There were no Oral Reports.

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PUBLIC COMMENTS

Mayor Rayfield opened the meeting for public comments.

Robert Traphagen, Dana Point, Treasurer and Co-Founder of the Committee to Take Back Dana Point, spoke regarding the recent election and of special interest money.

Norm Jackes, Dana Point, spoke regarding the recent election and the DeCarli project.

Jack Hamilton, Dana Point, spoke regarding litigation he is involved with, thanked the Council for mediation efforts and noted the need for a tentative settlement within the next week or his settlement offer will be withdrawn.

Mary Jeffries, Dana Point, spoke regarding City involved litigation.

Patrick Evans, Huntington Beach, representing the Dana Point Marina Mobile Home Estates, spoke regarding the closure of the park and future plans for the property.

Bob Theel, Dana Point, spoke regarding the Building Height Task Force and suggested the City Architect be involved in this study.

Mayor Rayfield declared a recess at 6:50 p.m. and reconvened the meeting at 7:02 p.m. All Council Members were present.

PUBLIC HEARINGS

- 18. APPEAL OF PLANNING COMMISSION APPROVAL OF TENTATIVE TRACT MAP TTM 16620 AND SITE DEVELOPMENT PERMIT SDP04-32 AND A CORRESPONDING MITIGATED NEGATIVE DECLARATION AT 35392 CAMINO CAPISTRANO [STRATEGIC PLAN: EVALUATE LAND USE ISSUES TO ENSURE THAT THE GOALS, POLICIES, AND PROGRAMS OF THE GENERAL PLAN REFLECT THE COMMUNITY'S VISION AND MISSION] (NOTE: THIS PUBLIC HEARING WAS CONTINUED FROM MARCH 23, 2005 CITY COUNCIL MEETING)**

City Attorney Muñoz presented the staff report.

Mayor Rayfield noted the Public Hearing had been continued from the March 23, 2005 City Council meeting and remained open.

Mary Jeffries, Dana Point, spoke regarding the need for affordable housing.

Patrick Evans, Huntington Beach, representing appellant Robert Traphagen, spoke regarding the reasons for the appeal being filed.

Craig Foster, applicant, declined to speak.

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Hearing no further requests to speak from the public, Mayor Rayfield closed the Public Hearing.

IT WAS MOVED BY COUNCIL MEMBER LACY, SECONDED BY COUNCIL MEMBER CHILTON, TO DENY THE APPEAL AND UPHOLD THE PLANNING COMMISSION APPROVAL OF TENTATIVE TRACT MAP TTM 16620 AND SITE DEVELOPMENT PERMIT SDP04-32 AND A CORRESPONDING MITIGATED NEGATIVE DECLARATION BY ADOPTING THE FOLLOWING RESOLUTIONS:

RESOLUTION NO. 05-04-11-05, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, DENYING THE APPEAL AND UPHOLDING THE PLANNING COMMISSION'S APPROVAL OF TENTATIVE TRACT MAP TTM 16620 TO ALLOW A 6-LOT SUBDIVISION ON A ONE (1) ACRE PARCEL AND SITE DEVELOPMENT PERMIT SDP04-32 ALLOWING THE DEVELOPMENT OF A SINGLE-FAMILY RESIDENCE ON EACH OF THE SIX NEW LOTS AT 35392 CAMINO CAPISTRANO;

-AND-

RESOLUTION NO. 05-04-11-06, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, DENYING THE APPEAL AND UPHOLDING THE PLANNING COMMISSION'S ADOPTION OF A MITIGATED NEGATIVE DECLARATION FOR TENTATIVE TRACT MAP TTM 16620 AND SITE DEVELOPMENT PERMIT SDP04-32.

The motion carried by the following vote:

AYES: Council Members Chilton, Harkey, Lacy,
Mayor Pro Tem Anderson and Mayor Rayfield
NOES: None
ABSENT: None

UNFINISHED BUSINESS

- 19. PLANNING COMMISSION APPOINTMENTS** [STRATEGIC PLAN: ACHIEVE TOTAL EXCELLENCE IN MUNICIPAL SERVICES AND CITY ADMINISTRATION/PLANNING WITH EXCELLENT CUSTOMER SERVICE AND COST-EFFECTIVENESS]

City Manager Chotkevys presented the staff report.

Council Member Lacy stated he had listened to the audio tapes of the March 30, 2005 City Council meeting he had not attended where Planning Commission applicants had been interviewed.

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Dick Mackaig, Dana Point, spoke regarding the important direction of the new Council majority with regard to appointments of new Planning Commissioners.

Judy Fremer, Dana Point, requested consideration of further changes in the make up of the Planning Commission.

Glenn Brumage, Capistrano Beach, expressed concern of Capistrano Beach residents regarding actions of the Planning Commission and requested appointment of a Capistrano Beach resident to the Commission.

Jack Hamilton, Dana Point, suggested appointment of all Planning Commissioners occur every two years immediately following each City Council election.

Mary Jeffries, Dana Point, requested a change in some members of the Planning Commission.

Linda Brame, Dana Point, noted that Planning Commissioners should represent the City Council point of view.

Clifford Anderson, Dana Point, stated it was time to make changes on the Planning Commission in order for the City to move forward.

Anna Bryson, Dana Point, encouraged new, creative thinking on the Planning Commission.

IT WAS MOVED BY COUNCIL MEMBER CHILTON, SECONDED BY MAYOR PRO TEM ANDERSON, TO REAPPOINT NORM DENTON AND SCOTT SCHOEFFEL TO THE DANA POINT PLANNING COMMISSION, AND TO APPOINT LIZ ANDERSON FITZGERALD AND LISA BARTLETT AS THE TWO ALTERNATES TO THE PLANNING COMMISSION.

Substitute Motion made by Council Member Harkey to authorize five independent votes, one for each existing Planning Commissioner, with the structure of the language for each vote to be "The Council wishes to reaffirm support for Planning Commissioner _____ (insert name)" and with the votes cast in the order as follows: Schoeffel, Denton, Weinberg, O'Connor and Powers, died for lack of a second.

The **original** motion carried by the following vote:

AYES: Council Members Chilton, Harkey, Lacy,
Mayor Pro Tem Anderson and Mayor Rayfield
NOES: None
ABSENT: None

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Mayor Rayfield declared a recess at 8:15 p.m. and reconvened the meeting at 8:28 p.m. All Council Members were present.

20. ESTABLISHMENT OF THE TOWN CENTER SUBCOMMITTEE [STRATEGIC PLAN: EVALUATE LAND USE ISSUES TO ENSURE THAT THE GOALS, POLICIES, AND PROGRAMS OF THE GENERAL PLAN REFLECT THE COMMUNITY'S VISION AND MISSION]

City Manager Chotkevys presented the staff report.

City Manager Chotkevys advised that Council Member Harkey had identified a potential conflict of interest in the Town Center area due to property which she has ownership interest in. Council Member Harkey has requested advice from the Fair Political Practices Commission (FPPC) for determination if a conflict exists. As that advice letter has not yet been received, it is requested that the City Council take action to adopt a resolution to create the subcommittee and authorize staff to advertise and accept applications for appointment to serve as members on the subcommittee while awaiting receipt of the advice letter to determine if Council Member Harkey can participate.

IT WAS MOVED BY COUNCIL MEMBER LACY, SECONDED BY MAYOR PRO TEM ANDERSON, TO (1) ADOPT **RESOLUTION NO. 05-04-11-07**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, ESTABLISHING A DANA POINT TOWN CENTER SUBCOMMITTEE; AND

(2) DIRECT THE CITY CLERK TO ADVERTISE FOR THE POSITIONS. APPOINTMENT OF CITY COUNCIL REPRESENTATIVES TO THE SUBCOMMITTEE AND DETERMINATION OF THE NUMBER OF PUBLIC MEMBERS TO BE DETERMINED AT A LATER DATE.

The motion carried by the following vote:

AYES:	Council Members Chilton, Harkey, Lacy, Mayor Pro Tem Anderson and Mayor Rayfield
NOES:	None
ABSENT:	None

NEW BUSINESS

There was no New Business.

STAFF REPORTS

City Manager Chotkevys made no report.

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City Attorney Muñoz reported that as a board member of the Raise Foundation, a child abuse prevention organization, he would be distributing Blue Ribbon pins to the City Council to wear in recognition of Child Abuse Prevention Month/Blue Ribbon Month during the month of April. Mr. Muñoz also noted the Foundation had awarded Dana Point resident Pam Alexander their annual Blue Ribbon Award, given to an individual demonstrating a passion towards child abuse prevention in the County of Orange.

COUNCIL REPORTS

Council Member Chilton commented on the excellent discussion regarding the Planning Commission at tonight's meeting.

Council Member Chilton encouraged members of the public to contact him with any concerns they may have.

Council Member Harkey reported she had toured two recycling plants and commented on the manual labor required to sort through recyclable items.

Council Member Harkey noted she would like the City Council to recognize Pam Alexander, recipient of the Raise Foundation Blue Ribbon Award.

Council Member Harkey spoke of the role of the City Manager and City Attorney with regard to the City Council. The City Manager and City Attorney had supported the former Council and were now supporting the current Council to the best of their ability.

Council Member Lacy noted he would like the City Council to recognize Pam Alexander, recipient of the Raise Foundation Blue Ribbon Award.

Council Member Lacy encouraged the public to communicate their concerns with City Council Members and promoted use of his blog site (www.workingfordanapoint.com/blog) to communicate with him.

Council Member Lacy noted that the Planning Commission does a fine job and that he was pleased to have appointed the best people to the Commission this evening.

Council Member Lacy reported on his attendance at the Transportation Corridors Agency (TCA) as an alternate to Mayor Pro Tem Anderson, who was on vacation. Mr. Lacy commented on the fossil collection that the TCA has collected from corridor construction sites and noted the Ocean Institute would be a good place for students to view these fossil bones.

Council Member Lacy requested agenda discussion of increasing the public nuisance fines and increasing the fee for filing an appeal of Planning Commission decisions to the City Council on the April 27, 2005, City Council agenda.

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Mayor Pro Tem Anderson reported on the Native Habitat Tour Series offered every spring by the TCA, hiking through the 2,100 acres of open space protected as part of the construction of the 241 and 73 toll roads. Tours are held on Saturdays beginning April 23rd. Flyers will be available at City Hall or on the TCA website.

Mayor Pro Tem Anderson reported on her attendance at the March 31st Healthy Transportation Network Dinner, where ways to design neighborhoods and cities as more friendly for walking and biking activities were discussed.

Mayor Pro Tem Anderson stated the Utility Undergrounding Subcommittee was moving forward and applications for citizen representation appointment to the subcommittee will be available on the City's website tomorrow.

Mayor Pro Tem Anderson noted the San Clemente/Dana Point Animal Shelter needs foster families for kittens too young to stay at the shelter and encouraged those interested to contact the shelter.

Mayor Rayfield reminded everyone of the three subcommittees approved at tonight's meeting, each of which will have public members, and encouraged interested parties in applying for appointment. Mr. Rayfield noted that the deadline for applying for appointment to the Ocean Water Quality Subcommittee would be Friday, April 15th.

Mayor Rayfield reported that the next meeting of the City Council would be held on April 27, 2005, in the Dana Point Community Center located at 34052 Del Obispo Street, Dana Point, California, where a joint meeting with the Planning Commission will be held in addition to customary City Council business.

Mayor Rayfield reminded everyone that Saturday, April 23rd is Earth Day, during which time residents may receive free mulch provided by CR&R at the Lowe's Center in Aliso Viejo.

Mayor Rayfield reported Spring Clean-Up Day would be held on Saturday, May 14th at Dana Hills High School and Palisades Elementary School.

CLOSED SESSION

Mayor Rayfield indicated there was a need for continuance of the earlier Closed Session and recessed the meeting into a Closed Session at 8:56 p.m. pursuant to Government Code Section 54956 et. seq.

RECONVENE CITY COUNCIL MEETING

Mayor Rayfield reconvened the meeting at 10:49 p.m. All Council Members were present.

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ADJOURNMENT

There being no further business before the City Council at this session, Mayor Rayfield declared the meeting adjourned at 10:50 p.m.

The next Adjourned Regular Meeting of the City Council will be April 27, 2005 at 5:00 p.m. at the Dana Point Community Center located at 34052 Del Obispo Street, Dana Point, California.

SHARIE APODACA
INTERIM CITY CLERK

APPROVED AT THE MEETING OF APRIL 27, 2005