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**CITY OF DANA POINT, CALIFORNIA  
CITY COUNCIL ADJOURNED REGULAR MEETING MINUTES  
NOVEMBER 20, 2006**

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**CALL TO ORDER**

The Regular Meeting of the City Council of the City of Dana Point, California, was called to order by Acting City Clerk Ward at 5:00 p.m. at the Dana Point Community Center, 34052 Del Obispo, Dana Point. Acting City Clerk Ward announced that the meeting was adjourned to 6:00 p.m. due to a lack of quorum.

**CLOSED SESSION**

There were no Closed Session items.

**RECONVENE CITY COUNCIL MEETING – CALL TO ORDER**

The Regular Meeting of the City Council of the City of Dana Point, California, was called to order by Mayor Anderson at 6:05 p.m. at the Dana Point Community Center, 34052 Del Obispo, Dana Point.

**ROLL CALL**

PRESENT: Lara Anderson, Mayor  
Russell Chilton, Mayor Pro Tem  
Diane L. Harkey, Council Member

ABSENT: James V. Lacy, Council Member  
Wayne Rayfield, Council Member

STAFF PRESENT: Douglas Chotkevys, City Manager; Patrick Muñoz, City Attorney; Sharie Apodaca, Director of Administrative Services; Kathy Ward, Acting City Clerk; Cathy Catlett, Assistant City Clerk; Kyle Butterwick, Director of Community Development; Kurth Nelson, Associate Planner; Erica Williams, Senior Planner; Brad Fowler, Director of Public Works; Matt Sinacori, City Engineer; Sgt. Mark Long, acting Chief of Police Services; Jackie Littler, Acting Executive Secretary.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Mayor Pro Tem Russ Chilton.

**INVOCATION**

The Invocation was led by Reverend Paul Peck.

**PRESENTATIONS AND PROCLAMATIONS**

Business of the Month for December – Captain Dave's Dolphin Safari

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Director of Administrative Services Apodaca gave a PowerPoint presentation of Captain Dave's Dolphin Safari. Mayor Anderson presented a Certificate of Recognition to Captain Dave Anderson and his wife, family and employees. They also produced a DVD "*Wild Dolphins and Whales of Southern California*".

Presentation to Chris Cardenas, Video Technician

Mayor Anderson presented a Certificate of Recognition to Chris Cardenas for his efforts as the cameraman for our City Council meetings.

**CONSENT CALENDAR**

Council Member Harkey recused herself from Item No. 15 due to a possible economic conflict of interest. City Manager Chothevys requested that Item No. 15 be continued to the December 13, 2006 City Council meeting due to a lack of quorum.

Council Member Harkey removed Item Nos. 2,9,12, and 16 from the Consent Calendar.

IT WAS MOVED BY COUNCIL MEMBER HARKEY, SECONDED BY MAYOR PRO TEM CHILTON, THAT THE RECOMMENDATIONS BE ACCEPTED FOR ALL ITEMS LISTED ON THE CONSENT CALENDAR WITH THE EXCEPTION OF ITEM NOS. 2, 9, 12, AND 16, AND WITH ITEM NO. 15 CONTINUED TO THE DECEMBER 13, 2006 MEETING.

The motion carried by the following vote:

AYES: Council Members Harkey, Mayor Pro Tem Chilton and Mayor Anderson  
NOES: None  
ABSENT: Council Members Lacy and Rayfield  
ABSTAIN: 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 8, 2006**

Council Member Harkey removed this item from the Consent Calendar.

BY CONSENSUS, THE COUNCIL APPROVED THIS ITEM TO BE CONTINUED TO THE DECEMBER 13, 2006 CITY COUNCIL MEETING.

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**3. PLANNING COMMISSION MEETING MINUTES, NOVEMBER 1, 2006**

RECEIVED AND FILED.

**4. PLANNING COMMISSION ACTIONS, MEETING OF NOVEMBER 15, 2006**

RECEIVED AND FILED.

**5. YOUTH BOARD MEETING MINUTES, NOVEMBER 2, 2006**

RECEIVED AND FILED.

**6. MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR**

RECEIVED AND FILED.

**7. CLAIMS AND DEMANDS**

RECEIVED AND FILED THE CLAIMS AND DEMANDS.

**8. AWARD OF CONTRACT FOR AUDITING SERVICES**

AWARDED A CONTRACT FOR AUDIT SERVICES TO THE ACCOUNTING FIRM ROGERS, ANDERSON, MALODY AND SCOTT, LLP, COVERING THE FISCAL YEARS ENDING JUNE 30, 2007, 2008, AND 2009, AND AUTHORIZED THE CITY MANAGER TO EXECUTE THE CONTRACT ON THE CITY'S BEHALF.

**9. CITY COUNCIL POLICY UPDATES**

Council Member Harkey removed this item from the Consent Calendar. Council Member Harkey asked the City Attorney for clarification of requirements for Council Member's reportable items. Concerning Council Reports, Council Member Harkey stated her concerns with the three minute limitation.

IT WAS MOVED BY COUNCIL MEMBER HARKEY, SECONDED BY MAYOR PRO TEM CHILTON, TO APPROVE AND ADOPT THE FOLLOWING:

- A. ETHICS TRAINING POLICY NO. 221 (AB1234)
- B. TRAVEL EXPENSE REIMBURSEMENT POLICY NO. 222 (AB1234)
- C. REVISIONS TO CITY COUNCIL POLICY NO. 216 – CITY COUNCIL AGENDA FORMAT

WITH A MODIFICATION OF CITY COUNCIL POLICY NO. 216, ITEM B, REMOVING THE SENTENCE "COUNCIL REPORTS SHALL BE LIMITED TO THREE MINUTES PER COUNCIL MEMBER."

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The motion carried by the following vote:

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

**10. INTRODUCTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, AMENDING SECTIONS 14.01.220 AND 14.01.500 OF THE MUNICIPAL CODE TO ADDRESS RECENT UPDATES TO STATE AND FEDERAL STANDARDS APPLYING TO WORK IN PUBLIC STREETS**

INTRODUCED AND HELD THE FIRST READING OF AN ORDINANCE ENTITLED:

*AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, AMENDING SECTIONS 14.01.220 AND 14.01.500 OF THE MUNICIPAL CODE TO ADDRESS RECENT UPDATES TO STATE AND FEDERAL STANDARDS APPLYING TO WORK IN PUBLIC STREETS.*

**11. CITIZEN CORP GRANT FOR COMMUNITY EMERGENCY RESPONSE TEAM (CERT) PROGRAM**

AUTHORIZED THE ACCEPTANCE OF CITIZEN CORP GRANT FUNDS FOR THE PURCHASE OF SPECIFIED EQUIPMENT TO SUPPORT THE DANA POINT CERT PROGRAM.

**12. DANA HILLS HIGH SCHOOL TURF TO SURF WATERSHED MONITORING PROGRAM**

Council Member Harkey removed this item from the Consent Calendar. City Manager Chotkevys provided a staff report.

Council Member Harkey was concerned about this program competing with other programs and the lack of accountability. Mayor Anderson asked staff to research if the City of Laguna Niguel is providing a contribution to this program. Director of Public Works Fowler asked that this item be continued to the December 13, 2006 City Council meeting.

IT WAS MOVED BY COUNCIL MEMBER HARKEY, SECONDED BY MAYOR PRO TEM CHILTON, TO CONTINUE THIS ITEM TO DECEMBER 13, 2006 CITY COUNCIL MEETING.

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The motion carried by the following vote:

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

**13. HEALTH AND WELFARE BENEFITS FOR ELECTED/APPOINTED CITY OFFICIALS**

A. INTRODUCED AND APPROVED FIRST READING OF AN ORDINANCE ENTITLED:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, AMENDING CHAPTERS 2.04 AND 2.06 OF THE DANA POINT MUNICIPAL CODE PERTAINING TO THE HEALTH AND WELFARE BENEFITS FOR CITY COUNCIL AND PLANNING COMMISSION MEMBERS

B. APPROVED REVISIONS TO CITY COUNCIL POLICY NO. 209 – HEALTH BENEFITS FOR CITY COUNCIL MEMBERS.

**14. SECOND READING OF ANTI-LITTERING ORDINANCE**

ADOPTED AND HELD SECOND READING OF **ORDINANCE NO. 06- 10** ENTITLED:

*AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA ADDIING CHAPTER 6.45 OF THE MUNICIAL CODE ENTITLED THE "ANTI-LITTERING ORDINANCE."*

**15. SECOND READING OF TWO SEPARATE ORDINANCES; ONE ORDINANCE AMENDS THE ZONING MAP FOR 35200 DEL REY AND THE OTHER ORDINANCE PERTAINS TO PARKING ENFORCEMENT ALONG DEL REY. THE SITE IS CURRENTLY ZONED BOTH COMMUNITY FACILITIES (CF) AND SINGLE FAMILY RESIDENTIAL (RSF 7) AND IS LOCATED AT THE TERMINUS OF DEL REY, A PRIVATE STREET, WITHIN CAPISTRANO BEACH AND ADDRESSED AS 35200 & 35322 DEL REY.**

Council Member Harkey recused herself due to a possible economic conflict of interest.

CONTINUED TO THE NEXT CITY COUNCIL MEETING ON DECEMBER 13 DUE TO A LACK OF QUORUM FOR THIS ITEM.

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**16. TRACTS FOR LANDSCAPE MAINTENANCE SERVICES FOR CITY PARKS AND RIGHTS-OF-WAY**

Council Member Harkey removed this item from the Consent Calendar. City Manager Chotkevys provided a staff report. Director of Public Works Fowler explained the bid opening process for this item.

IT WAS MOVED BY COUNCIL MEMBER HARKEY, SECONDED BY MAYOR PRO TEM CHILTON, TO AWARD A CONTRACT TO TRUGREEN LANDCARE FOR LANDSCAPE MAINTENANCE SERVICES FOR CITY PARKS; AWARD A CONTRACT TO TRUGREEN LANDCARE FOR LANDSCAPE MAINTENANCE SERVICES FOR CITY RIGHTS-OF-WAY; AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE CONTRACTS.

The motion carried by the following vote:

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

**17. AWARD OF CONTRACT TO ALL AMERICAN ASPHALT FOR ARTERIAL STREET PAVEMENT REPAIRS ON SELVA ROAD AND DOHENY PARK ROAD**

AWARDED A CONTRACT TO ALL AMERICAN ASPHALT FOR THE CONSTRUCTION OF THE ARTERIAL ROADWAY RESURFACING PROJECT ON THE FOLLOWING THREE STREET SECTIONS:

- a. SELVA ROAD BETWEEN PACIFIC COAST HIGHWAY AND GOLDEN LANTERN
- b. SELVA ROAD BETWEEN CALLE LA PRIMAVERA AND STONEHILL DRIVE
- c. DOHENY PARK ROAD BETWEEN 125 FEET SOUTH OF LAS VEGAS AND 615 FEET NORTH OF VICTORIA BOULEVARD

PROVIDED THAT THE CITY MANAGER OR HIS DESIGNEE MAY APPROVE ADDITIONAL PAYMENT NOT TO EXCEED TEN PERCENT OF THE AMOUNT FOR CHANGE ORDERS AND CONTINGENCIES; AUTHORIZED THE EXPENDITURES FOR VARIOUS CONSTRUCTION SUPPORT, ADMINISTRATION AND MANAGEMENT EXPENDITURES AS OUTLINED IN THE FISCAL IMPACT SECTION OF THE REPORT; AUTHORIZED THE USE OF AVAILABLE FUNDING AS OUTLINED IN THE FISCAL SECTION TO COVER THE COSTS FOR THIS PROJECT, AND DIRECT STAFF TO MAKE NECESSARY FUNDING TRANSFERS; AND AUTHORIZED THE TRANSFER OF THE TOTAL PROJECT BALANCE FROM THE ARTERIAL ROADWAY RESURFACING PROJECT – DOHENY PARK ROAD (CIP #1198) TO THE ARTERIAL ROADWAY RESURFACING PROJECT – SELVA ROAD (CIP #1197).

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**18. ANNUAL REVIEW OF CITY INVESTMENT POLICY**

RECEIVED AND FILED THE RECOMMENDATION OF THE INVESTMENT REVIEW COMMITTEE THAT THE CITY'S STATEMENT OF SAFEKEEPING AND INVESTMENT OF PUBLIC FUNDS POLICY DOES NOT WARRANT REVISIONS AT THIS TIME.

**19. EXAMINATION OF SALES TAX RECORDS**

ADOPTED **RESOLUTION NO. 06-11-20-01** ENTITLED:

*A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT AUTHORIZING EXAMINATION OF SALES, USE AND TRANSACTIONS TAX RECORDS*

**PUBLIC COMMENTS**

Mayor Anderson opened the meeting for public comments.

Judy Rice, Laguna Hills and Hemet, was concerned about the bushes that need to be trimmed between the Community Center and Denny's Restaurant, and the crosswalk from the Denny's Restaurant to the 76 gas station on the corner of Pacific Coast Highway and Del Obispo is not pedestrian friendly.

**PUBLIC HEARINGS**

**20. APPEAL OF THE PLANNING COMMISSION'S APPROVAL OF COASTAL DEVELOPMENT PERMIT CDP05-20 AND SITE DEVELOPMENT PERMIT SDP05-58(M) FOR A NEW SINGLE-FAMILY DWELLING AT 24332 SANTA CLARA AVENUE**

Director of Community Development Butterwick provided a brief staff report. Associate Planner Nelson provided a PowerPoint presentation on this project highlighting the conceptual grading plan. This project met the required development standards and does not require any variances.

The applicant was required to submit a preliminary geotechnical report which has been reviewed by Zeiser Kling, the City's third party geotechnical consultant. This project has been conditionally approved by Zeiser Kling.

Mayor Anderson opened the Public Hearing.

The appellant, Mr. Tim McFadden, a neighbor to the applicant, provided the City Council and staff with handouts outlining his concerns and provided an overview of the documents.

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In previous correspondence to the Planning Commission, Mr. McFadden, outlined his concerns in three areas: measurement of the coastal bluff edge, foundation design/caissons of the proposed dwelling, and his opposition to the fill credit used to measure the building height. Mr. McFadden compared the process of this project with his personal housing project.

Chuck Krolikowski, Irvine, representing the applicant Susan Morrison, responded to Mr. McFadden's comments and provided a PowerPoint presentation of the project as approved by the Planning Commission. Mr. Krolikowski spoke about the differences between Mr. McFadden's project and Ms. Morrison's project. Ms. Morrison's plans include moving her house 12 feet beyond the setback area.

Mr. Shelton Stringer, Geotechnical Engineer for the Morrison project, spoke about the geotechnical analysis of this project.

For the rebuttal, Mr. McFadden spoke about the measurement of the setback and core samples.

Ms. Morrison, responded saying that she has built a number of new homes so she understands the process. She wants to be a good neighbor and that's why she moved her house back an additional 12 feet.

Mayor Anderson closed the Public Hearing.

Staff responded to questions from Council Member Harkey concerning the size of the proposed home, caissons, sump pumps, and foundation. Staff confirmed that the same team of planners and Zeiser Kling, the City's third party geotechnical consultant, reviewed the plans for both Mr. McFadden's home and Ms. Morrison's home. Matt Rogers of Zeiser Kling explained the differences between the two projects.

IT WAS MOVED BY COUNCIL MEMBER HARKEY, SECONDED BY MAYOR PRO TEM CHILTON, TO ADOPT **RESOLUTION NO. 06-11-20-02** OF THE CITY OF DANA POINT AS FOLLOWS:

*A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, DENYING THE APPEAL AND UPHOLDING THE PLANNING COMMISSION'S APPROVAL OF COASTAL DEVELOPMENT PERMIT CDP05-20 TO ALLOW THE DEMOLITION OF AN EXISTING SINGLE-FAMILY DWELLING AND THE CONSTRUCTION OF A NEW SINGLE-FAMILY DWELLING ON A COASTAL BLUFF LOT AND MINOR SITE DEVELOPMENT PERMIT SDP05-58(M) TO ALLOW BUILDING HEIGHT TO BE MEASURED ATOP OF NOT MORE THAN 30" OF FILL IN THE RESIDENTIAL SINGLE FAMILY 7 (RSF 7) AT 24332 SANTA CLARA AVENUE.*

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The motion carried by the following vote:

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

Mayor Anderson recessed the meeting at 7:30 p.m. and reconvened the meeting at 7:35 p.m. Mayor Anderson, Mayor Pro Tem Chilton and Council Member Harkey were present.

**21. DOG FUN ZONES PROJECT**

Director of Community Development Butterwick provided a brief staff report. Senior Planner Williams provided an overview of this project. There are five parks that have Dog Fun Zones: Creekside, Sea Terrace, Sea Canyon, Crystal Cove, and Heritage Park. The parks range from 2000 square feet to 1.5 acres in size. The Dog Fun Zones are open from 6:00 a.m. – dusk. Staff completed an environmental analysis which concluded that the Dog Fun Zones are exempt from California Environmental Quality Act requirements.

Mayor Anderson opened the Public Hearing.

Kristin Kennedy, Dana Point, spoke in favor of the Dog Fun Zones, she visits Crystal Cove Park two or three times a day.

Rose Solodko, Dana Point, spoke in opposition to the Dog Fun Zone at Crystal Cove Park, and it is next to her backyard and can be noisy and unpleasant as a homeowner. She also was concerned as she did not receive a notice about this item.

Director of Community Development Butterwick indicated that there was an interest list of residents that were contacted, a notice was provided in the local newspaper, City Hall, Library, the Post Offices and a notice was physically attached at each of the five Dog Fun Zones.

Paula Becker, Dana Point, spoke in favor of the Dog Fun Zones and believes they provide safety in the parks. Ms. Becker read a statement from Rick Gilliland, General Manager of the San Clemente/Dana Point Animal Shelter, who is in favor of the Dog Fun Zones. The data shows that there have been fewer citations issued for unrestrained dogs in the parks where the Dog Fun Zones are located.

Mike Nunziata, Dana Point, has lived in Dana Point for 33 years and spoke in favor of the Dog Fun Zones.

Margie Black, Dana Point, spoke in favor of the Dog Fun Zones and would like to see the one at Creekside Park improved.

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Drew Reynolds, Dana Point, spoke in favor of the Dog Fun Zones and read a letter from Joan Scaratino who also was in favor of the Dog Fun Zones.

Kristen Reynolds, Dana Point, spoke in favor of the Dog Fun Zones for six reasons: provides for well exercised dogs, responsible dog ownership, allows dogs/owners to socialize, promotes public health and safety, provides a great place to introduce children and a safe environment.

Tammy Miller, Dana Point, thanked the Council for the Dog Fun Zones and appreciates all the wonder people she has met.

David Kristjanson, thanked the Council and spoke in favor of the Dog Fun Zones.

Steve Bosheff, Dana Point, concurred with the comments made in favor of the Dog Fun Zones.

Wendy Sugg, Dana Point, spoke in favor of the Dog Fun Zones which provide an excellent opportunity to exercise her dogs.

Julie Lippert, Dana Point, thanked the Council and spoke in favor of the Dog Fun Zones. They have improved the quality of community life in her neighborhood.

Jim Kenreich, Dana Point, has lived in Dana Point since 1979 and spoke in favor of the Dog Fun Zones.

Doug Gilkey, Dana Point, spoke in favor of the Dog Fun Zones and has visited all of the parks.

Mayor Anderson closed the Public Hearing.

Council Member Harkey indicated that generally speaking she supports the Dog Fun Zones, but would like to improve the Dog Fun Zones in Creekside and Crystal Cove Parks. She was concerned that the Dog Fun Zone in Crystal Cove Park was too close to the residents.

Mayor Anderson suggested that narrowing the Dog Fun Zone at Crystal Cove Park would help the residents and also noted that Crystal Cove Park is the only Dog Fun Zone Park near Lantern Village.

City Manager suggested that staff work with the neighbors to mitigate the concerns with the Dog Fun Zone at Crystal Cove Park.

IT WAS MOVED BY MAYOR PRO TEM CHILTON, SECONDED BY MAYOR ANDERSON, TO DIRECT THE CITY MANAGER TO IMPLEMENT THE EXISTING DOG FUN ZONES PILOT PROGRAM AS A PERMANENT ACTIVITY WITHIN FIVE (5) OF THE CITY'S EXISTING PARKS, DIRECTED THE CITY

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MANAGER TO REVIEW CRYSTAL COVE PARK FOR POTENTIAL MITIGATION AND REPORT BACK TO THE COUNCIL IN 90 DAYS, AND PROVIDE IMMEDIATE IMPROVEMENTS AT CREEKSIDE PARK.

The motion carried by the following vote:

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

**UNFINISHED BUSINESS**

**22. INTRODUCTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA AMENDING CHAPTER 5.20 OF THE DANA POINT MUNICIPAL CODE ENTITLED "MASSAGE REGULATIONS"**

City Manager Chotkevys provided a staff report

The Mayor opened this item for Public Comments.

Jill Quam, San Juan Capistrano, has reviewed the ordinance, believes it is well written and will be acceptable for both sides.

Michael Hempen, San Clemente, lead therapist at The Ritz-Carlton, has worked with staff on this ordinance and feels this is a fair and reasonable ordinance.

Staff confirmed that the existing massage therapists would be grandfathered-in and would not have to take the tests.

IT WAS MOVED BY MAYOR ANDERSON, SECONDED BY MAYOR PRO TEM CHILTON, TO APPROVE THE READING BY TITLE ONLY OF ALL ORDINANCES AND THAT FURTHER READING OF SUCH ORDINANCES BE WAIVED.

The motion carried by the following vote:

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

IT WAS MOVED BY COUNCIL MEMBER HARKEY, SECONDED BY MAYOR PRO TEM CHILTON, TO INTRODUCE AND HOLD FIRST READING OF AN ORDINANCE ENTITLED:

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*AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, AMENDING CHAPTER 5.20 OF THE DANA POINT MUNICIPAL CODE ENTITLED "MASSAGE REGULATIONS"*

The motion carried by the following vote:

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

**NEW BUSINESS**

**23. ADOPTION OF A RESOLUTION TO MODIFY THE STREET SWEEPING SCHEDULE AND RESTRICT PARKING IN THE LANTERN VILLAGE, SANTA CLARA, AND TOWN CENTER AREAS**

Director of Public Works Fowler provided a staff report as a result of Traffic Improvement Subcommittee's recommendation concerning modification to the street sweeping schedule, and restriction of parking in Lantern Village, Santa Clara and Town Center areas. The proposal would change the posting to an alternate side, alternate day schedule. Director of Public Works Fowler also proposed to sweep the streets earlier in the Town Center area. He also proposed extending street sweeping south of the Town Center area into the Santa Clara neighborhood, which is now voluntary.

Acting Chief of Police Services Sgt. Long explained the street sweeping ticket charge of \$27.00.

Mayor Anderson opened this item for Public Comments.

Mayor Anderson read a statement from Joy Allison, Dana Point, who would like street sweeping on one day, Tuesday only.

Harvey McMefkin, Dana Point, is in favor of street sweeping, but there are areas in Dana Point that are swept but don't get ticketed.

Mayor Anderson commented that the alternate day schedule would be helpful in the Lantern Village. Council Member Harkey agreed that the alternate schedule would be an improvement.

Mayor Pro Tem Chilton thanked staff and hopes in the future, the City will enforce Citywide street sweeping.

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IT WAS MOVED BY MAYOR PRO TEM CHILTON, SECONDED BY MAYOR ANDERSON, TO APPROVE A RECOMMENDATION FROM THE TRAFFIC IMPROVEMENT SUBCOMMITTEE TO MODIFY THE STREET SWEEPING SCHEDULE IN THE LANTERN VILLAGE, SANTA CLARA, AND TOWN CENTER AREAS; AND ADOPT **RESOLUTION NO. 06-11-20-03** ENTITLED:

*A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, PROHIBITING PARKING DURING SPECIFIED HOURS ON DESIGNATED STREETS FOR STREET SWEEPING PURPOSES AND RESCINDING RESOLUTION NUMBERS 01-01-23-04 AND 91-03-12-7.*

The motion carried by the following vote:

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

**PUBLIC COMMENTS (Continued)**

There were no additional Public Comments.

**STAFF REPORTS**

City Manager Chotkevys commented that all pending issues are up-to-date.

**COUNCIL REPORTS**

Council Member Harkey spoke about the upcoming Turkey Trot. The Boat Parade of Lights in the Dana Point Harbor is on December 8, 9 and 15, 16. Council Member Harkey thanked staff for storm drains completed in Capistrano Beach. She was disappointed that the County is not going to proceed with the Olinoid circulator project in the Harbor. She also attended an South Orange County Major Investment Study Group meeting and it appears that OCTA and TCA staff are using different data for their measurements. Council Member Harkey was asked to host a meeting regarding Indian gaming coming to Orange County and would like to agendize this item at Council meeting in the near future. Council Member Harkey wished everyone a Happy Holiday.

Mayor Pro Tem Chilton wished everyone a Happy Thanksgiving.

Mayor Anderson announced that the South Orange County School of the Arts is playing the musical "Urinetown" at Dana Hills High School. On December 9<sup>th</sup>, the Pet Project Foundation is hosting Santa Claws and Paws at Aegis. For more information, call 595-8899 or [www.petprojectfoundation.org](http://www.petprojectfoundation.org). The Winter Festival is on December 9<sup>th</sup> in La Plaza Park – details are on the City's website for all the Winter Festival events, and Mayor Anderson wished everyone a Happy Thanksgiving.

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**ADJOURNMENT**

There being no further business before the City Council at this session, Mayor Anderson declared the meeting adjourned at 8:41 p.m.

The next Regular Meeting of the City Council will be December 13, 2006 at 5:00 p.m. in the Dana Point Community Center located at 34052 Del Obispo, Dana Point, California.

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KATHY M. WARD  
ACTING CITY CLERK

APPROVED AT THE MEETING OF DECEMBER 13, 2006