

CITY OF DANA POINT

**CITY COUNCIL
REGULAR
MEETING**



**JANUARY 25, 2006
5:00 P.M.**

AGENDA

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

Next City Council Ordinance No. 06-01

CALL TO ORDER

ROLL CALL OF CITY COUNCIL MEMBERS:

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

CLOSED SESSION

- 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), (3 cases)

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

RECONVENE CITY COUNCIL MEETING

PLEDGE OF ALLEGIANCE

INVOCATION

PRESENTATIONS AND PROCLAMATIONS

Business of the Year – Dana Wharf Sportfishing

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 herein except those that are removed for separate action, which will be read separately.

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 11, 2006](#)

RECOMMENDED ACTION: That the City Council approve the minutes.

3. [PLANNING COMMISSION MEETING MINUTES, DECEMBER 21, 2005](#)

RECOMMENDED ACTION: That the City Council receive and file.

4. [PLANNING COMMISSION ACTIONS, MEETING OF JANUARY 18, 2006](#)

RECOMMENDED ACTION: That the City Council receive and file.

5. [YOUTH BOARD MEETING MINUTES, MINUTES OF JANUARY 5, 2006](#)

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. CLAIMS AND DEMANDS

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

8. [CITY TREASURER'S REPORT, DECEMBER 2005](#)

RECOMMENDED ACTION: That the City Council receive and file the City Treasurer's Report for the month of December, 2005.

9. [CITY COUNCIL POLICIES](#)

RECOMMENDED ACTION: That the City Council conduct a second reading and adopt an ordinance to reflect revisions to Council Policy No. 302 – Appointment of Commissioners:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, AMENDING SECTIONS 2.06.060 AND 2.06.070 OF THE MUNICIPAL CODE REGARDING THE TERMS OF BOARD AND COMMISSION MEMBERS

10. LEGISLATIVE ADVOCACY AGREEMENT – MADDOX GOVERNMENT RELATIONS

RECOMMENDED ACTION: That the City Council authorize the City Manager to execute an agreement with Maddox Government Relations for legislative services in Sacramento; and approve transfer of funds from the Reserve for Service Enhancement Fund for the cost of services through Fiscal Year 2006-07.

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

11. REVOCAION OF THE APPROVAL OF VARIANCE V03-23 AND SITE DEVELOPMENT PERMIT SDP03-52(M) AT 34111 STREET OF THE BLUE LANTERN (Continued from the meeting of January 11, 2006)

RECOMMENDED ACTION: That the City Council review the Petitioner’s justifications for revocation and hold a Public Hearing to consider revocation of the previously approved application for a Variance and Site Development Permit for a new, single family dwelling.

12. MAJOR ANTENNA USE PERMIT AUP04-01, EXCEPTIONAL CASE APPROVAL ECA04-01, AND VARIANCE V04-15

RECOMMENDED ACTION: That the City Council conduct a Public Hearing and review the applicant’s supplemental information regarding analysis of alternative sites for the proposed antennas and approve Major Antenna Use Permit AUP04-01, Exceptional Case Approval ECA04-01, and Variance V04-15 at the proposed water tank location.

UNFINISHED BUSINESS

There is no Unfinished Business.

NEW BUSINESS

13. COMMUNITY EMERGENCY RESPONSE TEAM

RECOMMENDED ACTION: That the City Council consider approving the Emergency and Support Services Community Emergency Response Team (CERT) Program.

PUBLIC COMMENTS (Continued)

STAFF REPORTS

(City Manager Doug Chotkevys)

(City Attorney Patrick Muñoz)

COUNCIL REPORTS

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.

(Mayor Anderson)

ADJOURNMENT

The next Regular Meeting of the City Council will be February 8, 2006 at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.

CERTIFICATION

I, Elizabeth Ehring, 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, January 20, 2006, at 5:00 p.m.

ELIZABETH EHRING, 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.