
**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
OCTOBER 21, 2008**

CALL TO ORDER

The Regular Meeting of the City Council of the City of Dana Point, California, was called to order by City Clerk Ward at 5:00 p.m. in the Dana Point City Council Chamber, 33282 Golden Lantern, Suite 210, Dana Point. City Clerk Ward announced that the meeting was adjourned to 6:00 p.m. due to a lack of quorum.

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 Bishop at 6:00 p.m. at the Dana Point City Council Chamber, 33282 Golden Lantern, Suite 210, Dana Point.

ROLL CALL OF CITY COUNCIL MEMBERS:

Present: Council Member Lara Anderson
Council Member Steven Weinberg
Mayor Pro Tem Lisa A. Bartlett
Mayor Joel Bishop
Absent: Council Member Diane L. Harkey

STAFF PRESENT: Douglas C. Chotkevys, City Manager; Patrick Munoz, City Attorney; Kathy M. Ward, City Clerk; Mike Rose, Emergency Services Manager; Michael Killebrew, Director of Administrative Services; Lt. Mark Levy, Chief of Police Services; Kyle Butterwick, Director of Community Development; Brad Fowler, Director of Public Works and Engineering; Christy Teague, Economic Development Manager; Kevin Evans, Director of Community Services and Parks; Jackie Littler, Executive Secretary; DyAnne Weamire, Administrative Secretary; and Bobbi Ogan, Deputy City Clerk.

CLOSED SESSION

There were no Closed Session items.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jack Loconsolo.

INVOCATION

The Invocation was provided by Pastor David Mattson of Gloria Dei Lutheran Church.

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PRESENTATIONS AND PROCLAMATIONS

The Mayor presented Jack Loconsolo with a Certificate of Recognition for the work that he has done to benefit the 5th Marine Regiment Support Group. Among the many things that he has done he has donated hundreds of pounds of coffee that have been sent to our Marines in Iraq and Afghanistan as well as has been very generous with his time and resources.

CONSENT CALENDAR

Mayor Pro Tem Bartlett removed Item 13, Council Member Weinberg removed Item 14, and Council Member Anderson removed Item 15. Staff removed Item 15 from City Council consideration to be brought back for the second reading at the next meeting. Council Member Anderson stated that she wanted to vote on the issue tonight.

IT WAS MOVED BY MAYOR JOEL BISHOP, SECONDED BY COUNCIL MEMBER STEVEN WEINBERG, TO CONTINUE ITEM 15 TO THE NEXT MEETING.

The motion carried by the following vote:

AYES: Council Member Steven Weinberg, Mayor Pro Tem Lisa A. Bartlett, and Mayor Joel Bishop

NOES: Council Member Lara Anderson

ABSENT: Council Member Diane L. Harkey

IT WAS MOVED BY COUNCIL MEMBER LARA ANDERSON, SECONDED BY COUNCIL MEMBER STEVEN WEINBERG, THAT THE RECOMMENDATIONS BE ACCEPTED FOR ALL ITEMS LISTED ON THE CONSENT CALENDAR WITH THE EXCEPTION OF ITEM NUMBERS 13, 14, AND 15.

The motion carried by the following vote:

AYES: Council Member Lara Anderson, Council Member Steven Weinberg, Mayor Pro Tem Lisa A. Bartlett, and Mayor Joel Bishop

NOES: None

ABSENT: Council Member Diane L. Harkey

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.

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2. REGULAR MEETING MINUTES, OCTOBER 7, 2008

APPROVED THE MINUTES.

3. PLANNING COMMISSION ACTIONS, MEETING OF OCTOBER 14, 2008

RECEIVED AND FILED.

4. YOUTH BOARD MEETING MINUTES, SEPTEMBER 18, 2008

RECEIVED AND FILED.

**5. LIBRARY TASK FORCE SUBCOMMITTEE MEETING MINUTES,
APRIL 2, 2007**

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. ADOPTION OF RESOLUTION APPROVING FINAL PARCEL MAP NO. 2004-260 FOR A ONE-LOT SUBDIVISION FOR CONDOMINIUM PURPOSES AT 33762 ORILLA ROAD, THE REQUIRED LANDSCAPE, IRRIGATION AND MAINTENANCE AGREEMENT, AND THE ACCOMPANYING SUBDIVISION IMPROVEMENT AGREEMENT

Adopted **Resolution 08-10-21-01** entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, APPROVING FINAL PARCEL MAP NO. 2004-260 FOR A ONE-LOT SUBDIVISION FOR CONDOMINIUM PURPOSES AT 33762 ORILLA ROAD, THE REQUIRED LANDSCAPE, IRRIGATION AND MAINTENANCE AGREEMENT, AND THE ACCOMPANYING SUBDIVISION IMPROVEMENT AGREEMENT.

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9. 2008 SALARY RANGES FOR REPRESENTED AND NON-REPRESENTED EMPLOYEE CLASSIFICATIONS

Adopted **Resolution 08-10-21-02** entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, ESTABLISHING SALARY RANGES FOR REPRESENTED AND NON-REPRESENTED CLASSIFICATIONS; and

AUTHORIZED A 4.0% MERIT POOL FUNDING LIMIT FOR BOTH REPRESENTED AND NON-REPRESENTED GROUPS.

10. APPROVAL OF A STRIPING PLAN FOR THE INTERSECTION OF PACIFIC COAST HIGHWAY AND VIA SUBIDA, AND AUTHORIZATION TO PROCEED WITH THE STRIPING WORK

APPROVED THE STRIPING PLAN FOR THE INTERSECTION OF PACIFIC COAST HIGHWAY AND VISA SUBIDA, AUTHORIZED STAFF TO RETAIN A CONTRACTOR AND PROCEED WITH STRIPING WORK, AND AUTHORIZED STAFF TO COLLECT FIFTY PERCENT OF THE PROJECT COST UP TO \$10,000 FROM THE POINT MONARCH HOMEOWNERS ASSOCIATION UPON COMPLETION OF THE STRIPING WORK.

11. NOTICE OF INTENT TO VACATE A PORTION OF AN EASEMENT FOR PUBLIC STREET OR ALLEY PURPOSES ADJOINING THE SOUTHERLY (REAR) PROPERTY LINE AT 25826 LAS VEGAS AVENUE (ASSESSOR PARCEL NUMBER 668-342-03)

Adopted **Resolution 08-10-21-03** entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, DECLARING ITS INTENT TO VACATE A PORTION OF AN EASEMENT FOR PUBLIC STREET OR ALLEY PURPOSES ADJOINING THE SOUTHERLY (REAR) PROPERTY LINE AT 25826 LAS VEGAS AVENUE (ASSESSOR PARCEL NUMBER 668-342-03) AS DEDICATED ON TRACT MAP NUMBER 692.

12. AUTHORIZATION TO EXECUTE A CONTRACT WITH FULL TRAFFIC MAINTENANCE INC. FOR TRAFFIC MANAGEMENT SERVICES

AUTHORIZED THE CITY MANAGER TO EXECUTE A TWO YEAR CONTRACT WITH FULL TRAFFIC MAINTENANCE, INC. AND THREE ADDITIONAL TWO YEAR OPTIONS FOR AS-NEEDED TRAFFIC MANAGEMENT SERVICES.

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13. STATUS REPORT ON THE SUNDAY EXTENDED OPERATING HOURS AT THE DANA POINT LIBRARY

City Manager Chotkevys provided a staff report.

Mayor Pro Tem Bartlett stated that she would like the City Council to continue to review the extended hours quarterly. She was concerned with the City expending \$82,000 if the library was not being utilized on Sundays and that she would like to track what the library patrons were using the library for.

City Manager Chotkevys stated that the Library has estimated that about 300 people come in every Sunday. He stated that staff will endeavor to identify the usage in greater detail for the next status report.

Council Member Anderson stated that statistics could be reported for the hours of internet usage.

Mayor Bishop reported that he has visited the library on three separate Sundays this quarter and that he had found that every computer was occupied. He felt that the library was busy on Sundays.

Council Member Weinberg felt that it was immaterial why people visit the library; it was important just that they go.

Council Member Anderson stated that there may be a cost savings for the City in the future. She added that the Library Advisory Board was reviewing the allocation formula that is used to determine how many days a library is open. She stated that there are three criteria; population, circulation, and property tax. She added that if our property tax and population holds steady and our circulation goes up, the City may qualify for the seventh day without having to pay for it.

IT WAS MOVED BY COUNCIL MEMBER STEVEN WEINBERG, SECONDED BY MAYOR PRO TEM LISA A. BARTLETT, THAT THE CITY COUNCIL RECEIVE AND FILE THE UPDATE REPORT FOR THE EXTENDED HOURS OF OPERATION OF AT THE DANA POINT LIBRARY.

The motion carried by the following vote:

AYES: Council Member Lara Anderson, Council Member Steven Weinberg, Mayor Pro Tem Lisa A. Bartlett, and Mayor Joel Bishop

NOES: None

ABSENT: Council Member Diane L. Harkey

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14. CITY COUNCIL AND PLANNING COMMISSION MEETING DATES

City Manager Chotkevys provided staff report.

Council Member Weinberg stated that if moving the Council meetings were moving to Mondays, he felt that the Planning Commission meetings should be moved to Mondays also.

Mayor Bishop stated that he was contacted by a Planning Commissioner that would also like the meetings moved.

City Manager Chotkevys asked Director Butterwick what the consensus was of the Planning Commissioners when he last discussed the meeting days.

Director Butterwick replied that he had shared the proposed schedule with the Planning Commission last week and they indicated that they were fine with keeping their meetings on Tuesdays. He stated that when he had spoken to them previously there was one Commissioner who was concerned with moving the meetings to Mondays.

IT WAS MOVED BY COUNCIL MEMBER LARA ANDERSON, SECONDED BY COUNCIL MEMBER STEVEN WEINBERG, THAT THE CITY COUNCIL CONTINUE THIS ITEM TO THE NEXT REGULAR MEETING TO ALLOW STAFF TIME TO CONSULT WITH THE PLANNING COMMISSIONERS .

The motion carried by the following vote:

AYES: Council Member Lara Anderson, Council Member Steven Weinberg, Mayor Pro Tem Lisa A. Bartlett, and Mayor Joel Bishop

NOES: None

ABSENT: Council Member Diane L. Harkey

15. CITY COUNCIL MEMBERS' AND PLANNING COMMISSION MEMBERS' STIPEND AND BENEFITS

THIS ITEM HAS BEEN CONTINUED TO THE NEXT REGULAR CITY COUNCIL MEETING OF NOVEMBER 18, 2008.

16. FORMATION OF A 501(C)3 PUBLIC BENEFIT CORPORATION (FOUNDATION) FOR PURPOSES OF RAISING FUNDS FOR THE EXPANSION OF THE DANA POINT LIBRARY

AUTHORIZED AND SUPPORTS THE ESTABLISHMENT OF A 501 (C) 3 NON-PROFIT ORGANIZATION CALLED THE DANA POINT LIBRARY FOUNDATION

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FOR THE PURPOSE OF SECURING MONEY FOR EXPANDING LIBRARY FACILITIES IN DANA POINT.

17. AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE NEXT PHASE OF CITY HALL RENOVATION

AUTHORIZED STAFF TO ADVERTISE FOR BIDS FOR THE NEXT PHASE OF CITY HALL RENOVATION.

PUBLIC COMMENTS

John Chaffetz, Dana Point, spoke regarding the Council Forum that was held at the Civic Association last Friday night.

Wayne Rayfield, Dana Point, spoke regarding the caring business people in Dana Point and thanked the Council for honoring Jack.

Richard Gardner, Capistrano Beach, spoke regarding the number of political signs that are being displayed for those running for the Water District. He felt that the City should not be addressing the alley vacations until the Specific Plan for Doheny Village has been adopted.

Ingrid McGuire, Dana Point, spoke regarding the upcoming General Election and the interest that residents have taken. She mentioned that many of the candidates for the water district have not attended their meetings.

PUBLIC HEARINGS

There were no Public Hearings.

UNFINISHED BUSINESS

18. INFORMATION TECHNOLOGY MASTER PLAN CONSULTANT PROFESSIONAL SERVICES AGREEMENT

City Manager Chotkevys introduced the item and Director Killebrew provided a staff report.

Mayor Pro Tem Bartlett asked about the reduction in the original bid; would the City be responsible for the public outreach.

Director Killebrew replied that the City was not planning to create a community group to address the City's IT infrastructure and felt that the RFP could have been written more clearly. He stated that the elimination of the need for public outreach was the reason for the reduction in CRG's original bid.

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City Manager stated that an IT Master Plan is typically a blueprint of the infrastructure and provides the IT capability. He added that he anticipates that the City will be provided with other tools for the public to use via the website.

Mayor Bishop opened the Public Comments.

Richard Gardner, Capistrano Beach, spoke regarding CityGIS and the opportunity to work with South Coast Water District. He wanted to ensure that the City works with the water district to share the information.

Mayor Bishop closed the Public Comments.

IT WAS MOVED BY COUNCIL MEMBER STEVEN WEINBERG, SECONDED BY MAYOR PRO TEM LISA A. BARTLETT, THAT THE CITY COUNCIL AUTHORIZE THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH CIVIC RESOURCE GROUP (CRG) TO DEVELOP THE CITY'S INFORMATION TECHNOLOGY (IT) MASTER PLAN.

The motion carried by the following vote:

AYES: Council Member Lara Anderson, Council Member Steven Weinberg, Mayor Pro Tem Lisa A. Bartlett, and Mayor Joel Bishop

NOES: None

ABSENT: Council Member Diane L. Harkey

NEW BUSINESS

There was no New Business.

PUBLIC COMMENTS

There were no additional Public Comments.

STAFF REPORTS

There were no Staff Reports.

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COUNCIL REPORTS, INCLUDING CITY RELATED MEETINGS ATTENDED

Council Member Anderson reported that she had attended the following:

October 8 - Dana Point Library Advisory Board meeting
October 11 - attended City picnic

She announced the following upcoming events:

October 25 - October Harvest BBQ fundraiser for the Dana Point Woman's Club at the Dana Point Community House.
October 23-25 - SOSCA will be putting on a play "The Crucible"
October 30 - Dana Hills High School after school carnival and pep rally
October 31 - Dana Hills High School Homecoming Game

She stated that she had heard that voter turn out was expected to be 74-78% for the upcoming election. She encouraged people to send in their Vote-By-Mail ballots rather than turning it in at a polling place since it is likely to be very busy.

She stated that she had wished that the Council had taken action on the stipend tonight as she feels that the issue had taken up enough of the Council's time.

Mayor Pro Tem Bartlett reported that she had attended the following:

Several TCA meetings

September 16 - League of Cities breakfast meeting where Senator Tom Harmon was the guest speaker. She stated that they had received an update on the State budget. She added that the budget had been signed but revenues were projected with a 7% increase and the State was falling well short. Last month alone the State had an 800 Million revenue shortfall and that the chances are that the Governor will call for a special legislative session and may ask for a cut in spending programs to local governments so the cities could very well be affected. That evening she attended a Chamber mixer at Mahe, a new restaurant in Dana Point Harbor

She announced the following upcoming events:

October 25 - DHHS clean up day from 7:30 a.m. - 2:30 p.m.
October 30 - Marco Forester Middle School Community Celebration for its 40th anniversary
October 31 - Have a happy and safe Halloween. Be sure to set your clocks back one hour for daylight savings beginning on November 2.

She concluded her Council Comments in memory of her grandmother who passed away on Sunday. She was 101 years old and a wonderful person.

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Council Member Weinberg reported that he had provided his meetings to the City Clerk (Exhibit 1). He encouraged everyone to vote on November 4th.

Mayor Bishop stated that the next City Council meeting had been cancelled and the Council Chambers will be used for a polling place. He reported the following:

Clean Up Day is a great opportunity to bring in a number of items such as; old furniture, televisions, computers, printers, fax machines, copies, green waste, all accepted for free. Goodwill Industries will be on site to accept items for donation.

He spoke about the new City of Dana Point Maintenance Improvement Guide. The guides provide the information on who to call for different issues in the City.

He announced that the County of Orange was recruiting for the Grand Jury. Apply between now and January 9th on-line at www.ocgrandjury.org. He stated that all of his meetings have been turned into the City Clerk (Exhibit 1).

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Bishop declared the meeting adjourned at 6:59 p.m. and announced that the next Regular Meeting of the City Council will be November 18, 2008, at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.

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Exhibit 1

Joel Bishop
Meetings Attended
October 7-21, 2008

10/09/08	Toured Premier Auto Group Facilities
10/09/08	Attended the Ocean Institute's Board of Director's Reception
10/11/08	Spoke at the National Aging in Place Resource Expo
10/15/08	Addressed the Sunrise Rotary on the Town Center Plan
10/16/08	Attended the SCMC Foundation Board Meeting
10/18/08	Attended and presented a proclamation to the Augie's Quest Event

Steven Weinberg
Meetings Attended
Since October 8, 2008

10/08/08	OCFA Budget Meeting
10/16/08	Chamber After Hours meeting at Mahe