

# CITY OF DANA POINT

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**CITY COUNCIL  
REGULAR  
MEETING**



**MONDAY  
DECEMBER 13, 2010  
5:00 P.M.**

## **AGENDA**

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

Next City Council Ordinance No. 10-13

### **CALL TO ORDER**

### **ROLL CALL OF CITY COUNCIL MEMBERS:**

Steven H. Weinberg, Mayor  
Scott Schoeffel, Mayor Pro Tem  
Lara Anderson, Council Member  
Lisa A. Bartlett, Council Member  
Joel Bishop, Council Member

### **CLOSED SESSION**

There are no Closed Session items.

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

### **RECONVENE CITY COUNCIL MEETING**

### **PLEDGE OF ALLEGIANCE**

### **INVOCATION**

### **PRESENTATIONS AND PROCLAMATIONS**

December Business of the Month – Collins Holdings

### **CONSENT CALENDAR**

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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 on the agenda.

**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, NOVEMBER 22, 2010**

RECOMMENDED ACTION: That the City Council approve the minutes.

**3. PLANNING COMMISSION MEETING MINUTES, NOVEMBER 15, 2010**

RECOMMENDED ACTION: That the City Council receive and file.

**4. PLANNING COMMISSION ACTIONS, MEETING OF DECEMBER 6, 2010**

RECOMMENDED ACTION: That the City Council receive and file.

**5. YOUTH BOARD MEETING MINUTES, NOVEMBER 4, 2010**

RECOMMENDED ACTION: That the City Council receive and file.

**6. YOUTH BOARD MEETING MINUTES, NOVEMBER 18, 2010**

RECOMMENDED ACTION: That the City Council received and file.

**7. CHARITABLE GRANT SUBCOMMITTEE DRAFT ACTION MINUTES, NOVEMBER 17, 2010**

RECOMMENDED ACTION: That the City Council receive and file.

**8. TRAFFIC IMPROVEMENT SUBCOMMITTEE MINUTES, OCTOBER 20, 2010**

RECOMMENDED ACTION: That the City Council receive and file.

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

RECOMMENDED ACTION: That the City Council receive and file.

**10. CITY TREASURER'S REPORT, OCTOBER 2010**

RECOMMENDED ACTION: That the City Council receive and file the City Treasurer's Report for the month of October 2010.

11. **CLAIMS AND DEMANDS**

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

12. **CITY'S UPDATED WATER QUALITY LOCAL IMPLEMENTATION PLAN (LIP) TO COMPLY WITH NEW SAN DIEGO REGIONAL WATER QUALITY CONTROL BOARD NPDES PERMIT REQUIREMENTS (ORDER R9-2009-0002)**

RECOMMENDED ACTION: That the City Council 1) adopt a Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, ADOPTING THE UPDATED CITY OF DANA POINT LOCAL IMPLEMENTATION PLAN (LIP), A WATER QUALITY IMPLEMENTATION DOCUMENT THAT MEETS THE REQUIREMENTS OF THE SAN DIEGO REGIONAL WATER QUALITY CONTROL BOARD MUNICIPAL NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT, ORDER R9-2009-0002; and

2) authorize the Director of Public Works to incorporate further updates, as necessary to comply with the Order; and 3) authorize the updated LIP to be submitted to the San Diego Regional Water Quality Control Board by December 16, 2010.

13. **ADOPTION OF RESOLUTION APPROVING A REVISED SUBDIVISION IMPROVEMENT AGREEMENT FOR TRACT NUMBER 15924**

RECOMMENDED ACTION: That the City Council 1) adopt a Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, APPROVING A REVISED SUBDIVISION IMPROVEMENT AGREEMENT FOR TRACT NUMBER 15924; and

2) authorize the City Manager to execute the agreement; and 3) acknowledge that this agreement supersedes the previously adopted Subdivision Improvement agreement, originally approved by the City Council on April 30, 2008.

14. **CALIFORNIA SUSTAINABLE COMMUNITIES PLANNING GRANT FOR DOHENY VILLAGE PLAN**

RECOMMENDED ACTION: That the City Council receive and file the report and authorize the City Manager to sign a contract with California Strategic Growth Council for California Sustainable Communities Planning Grant for the Doheny Village Plan.

**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**

There are no Public Hearing items.

## **UNFINISHED BUSINESS**

15. [RESOLUTION RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 2, 2010, DECLARING THE RESULT AND SUCH OTHER MATTERS AS PROVIDED BY LAW](#)

RECOMMENDED ACTION: That the City Council adopt a Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 2, 2010, DECLARING THE RESULT AND SUCH OTHER MATTERS AS PROVIDED BY LAW.

## **NEW BUSINESS**

There are no New Business items.

## **RECOGNITION OF OUTGOING CITY COUNCIL MEMBERS**

- Presentation to Joel Bishop

## **SWEARING IN OF NEWLY ELECTED CITY COUNCIL MEMBERS**

**OATH OF OFFICE TO BE ADMINISTERED BY THE CITY CLERK TO:**

- Lisa Bartlett
- William P. Brough
- Steven Weinberg

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## CITY COUNCIL REORGANIZATION

- A. COUNCIL REORGANIZATION
- B. RECOGNITION OF OUTGOING MAYOR

## RECEPTION

REFRESHMENTS WILL BE SERVED – THE PUBLIC IS INVITED.

## PUBLIC COMMENTS (Continued)

## STAFF REPORTS

(City Manager Doug Chotkevys)

(City Attorney Patrick Muñoz)

## COUNCIL REPORTS, INCLUDING CITY RELATED MEETINGS ATTENDED

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.

## ADJOURNMENT

The next Regular Meeting of the City Council will be January 10, 2011, at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.

## CERTIFICATION

I, Kathy M. Ward, 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 Thursday, December 9, 2010, at 5:00 p.m.

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KATHY M. WARD, CITY CLERK

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DATE

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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.