
**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
APRIL 11, 2011**

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 Schoeffel at 6:04 p.m. at the Dana Point City Council Chamber, 33282 Golden Lantern, Suite 210, Dana Point.

ROLL CALL OF CITY COUNCIL MEMBERS:

Present: Mayor Scott Schoeffel
Mayor Pro Tem Lara Anderson
Council Member Lisa Bartlett
Council Member William Brough
Council Member Steven Weinberg
Absent: None

STAFF PRESENT: Patrick Munoz, City Attorney; Kathy Ward, City Clerk; Mike Killebrew, Assistant City Manager; Mike Rose, Director of Disaster Preparedness; Lt. Mark Levy, Police Services; Kyle Butterwick, Director of Community Development; Brad Fowler, Director of Public Works/Engineering; John Tilton, City Architect; Christy Teague, Economic Development Manager; Lynn Kelly, Management Analyst; 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 Council Member Weinberg.

INVOCATION

The Invocation was provided by Associate Pastor Sabrina Vasta from Gloria Dei Lutheran Church.

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PRESENTATIONS AND PROCLAMATIONS

Business of the Month - Renaissance Dana Point

Management Analyst Kelly provided a PowerPoint presentation on Renaissance Dana Point. She stated that Renaissance Dana Point was established in 1994. She added that the Renaissance is one of the only venues to offer live music seven nights a week from local talented artists. Mayor Schoeffel presented owners Bill Milton and Dr. Jeff Briney with a Certificate of Recognition for Renaissance Dana Point being selected the Featured Business of the Month for April 2011.

Certificates of Recognition - Outgoing Traffic and Ocean Water Quality Subcommittee Members

Mayor Schoeffel presented Certificates of Recognition to Linda Brame for her service on the Traffic Improvement Subcommittee and to Michael Kelly for his service on the Ocean Water Quality Subcommittee.

CONSENT CALENDAR

IT WAS MOVED BY MAYOR PRO TEM LARA ANDERSON, SECONDED BY COUNCIL MEMBER LISA BARTLETT, THE RECOMMENDATIONS FOR ALL ITEMS LISTED ON THE CONSENT CALENDAR.

The motion carried by the following vote:

AYES: Council Member Lisa Bartlett, Council Member William Brough, Council Member Steven Weinberg, Mayor Pro Tem Lara Anderson and Mayor Scott Schoeffel

NOES: 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, MARCH 28, 2011

APPROVED THE MINUTES.

3. PLANNING COMMISSION MEETING MINUTES, MARCH 21, 2011

RECEIVED AND FILED.

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4. PLANNING COMMISSION ACTIONS, APRIL 4, 2011

RECEIVED AND FILED.

5. MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR

RECEIVED AND FILED.

6. CLAIMS AND DEMANDS

RECEIVED AND FILED THE CLAIMS AND DEMANDS.

7. AGREEMENT WITH BEMUS LANDSCAPE, INCORPORATED FOR MAINTENANCE SERVICES

APPROVED AN AGREEMENT WITH BEMUS LANDSCAPE, INCORPORATED FOR CITY-WIDE ARTERIAL TRASH COLLECTION SERVICES AND MAINTENANCE OF LANDSCAPED AREAS ALONG STATE ROUTE 1 (PCH); AND AUTHORIZED THE CITY MANAGER TO EXECUTE THE AGREEMENT.

PUBLIC COMMENTS

Joe Snyder, Capistrano Beach, reported that the Wounded Warrior and Bring the Wall golf tournament was a success today. He stated that the next fundraiser is scheduled for May 2nd at Olamendi's. He added that tickets can be purchased at Olamendi's or Beacon Printing for \$35 per person.

Pat Fairbanks, Dana Point, thanked the City staff and City Council for everything that they have done this past month. She commended the City for sponsoring Mike Darnold who works with students at Dana Hills High School. She stated that there have been eighteen deaths and Mike has held over 200 drug interventions at the high school this year.

PUBLIC HEARINGS

There were no Public Hearing items.

UNFINISHED BUSINESS

8. 2011 WEED ABATEMENT PROGRAM, AUTHORIZATION TO ABATE WEEDS

Director Butterwick provided a staff report.

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There being no requests to speak, Mayor Schoeffel opened and closed the public comments.

Council Member Bartlett felt that the Weed Abatement program was excellent for our absentee owners and for the vacant lots. She stated that it will continue to keep our City looking good.

Council Member Weinberg stated that he would like the City or Chamber of Commerce to put together a list of landscape companies for the absentee land owners to use to keep their lots cleared.

IT WAS MOVED BY COUNCIL MEMBER LISA BARTLETT, SECONDED BY COUNCIL MEMBER STEVEN WEINBERG, HEAR ANY OBJECTIONS REGARDING WEED ABATEMENT AND ADOPT **RESOLUTION 11-04-11-01** ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, HEARING NO OBJECTIONS AND PROCEEDING WITH WEED ABATEMENT.

The motion carried by the following vote:

AYES: Council Member Lisa Bartlett, Council Member William Brough, Council Member Steven Weinberg, Mayor Pro Tem Lara Anderson and Mayor Scott Schoeffel

NOES: None

NEW BUSINESS

9. DISCUSSION OF POTENTIAL ARTS AND CULTURE COMMISSION

Assistant City Manager Killebrew provided a staff report.

Mayor Schoeffel opened the Public Comments.

Dave Leckness, Mayor of Mission Viejo, stated that he was excited to see Dana Point get involved in the arts.

Berenika Schmitz, Dana Point, spoke in favor of the creation of a Cultural Arts Commission.

Carlos Olvera, Dana Point, stated that he supported the idea of the creation of a Cultural Arts Commission as opposed to a Subcommittee.

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Karin Schnell, Dana Point, spoke regarding her support of the creation of a Cultural Commission.

Cecelia Lance, Dana Point, spoke regarding her support of a commission if it will do something and not just be something.

Paul Hinman, Dana Point, felt that an official Arts Commission would be able to coordinate all of the efforts that the ad hoc committees have been doing.

Alan Wickstrom, Dana Point, spoke regarding his support of a Cultural Commission. He felt that it was a great start and that the quality of life for our residents will be improved.

Nancy Jenkins, Dana Point, felt that the Art in Public Places Program would benefit from an Arts Commission.

Susan Whittaker, Dana Point, stated that she was in favor of establishing a commission. She felt that the different events bring a sense of community to Dana Point.

Alice Anderson, Dana Point, spoke in favor of the establishment of an Arts Commission and felt that it would enhance the community even more.

Richard Stein, San Juan Capistrano, stated that he is the Executive Director of Arts in Orange County which is the official local arts agency of the County of Orange. He reported that there are 17 cities that have Arts Commissions in Orange County and that they would welcome Dana Point to be the 18th. He felt that this would be an economic driver for the community and he thanked the City Council for putting this on the agenda.

Ray Beeman, Dana Point, felt that this will be an incredible thing to do for the kids and encouraged the City Council to move forward.

Jeff Schoff, San Juan Capistrano, was supportive of an Arts Commission.

Mayor Schoeffel closed the Public Comments.

Mayor Pro Tem Anderson asked why a commission versus a subcommittee and was this an issue.

Mayor Schoeffel replied that when you start communicating with outside entities as the City is beginning to do, that people understand the term commission as having equal dignity with the integral decision making of the City.

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Council Member Bartlett felt that there was a distinction between the Planning Commission and the other committees that the City has. She stated that when the people are out in the public and they are talking about an Arts Commission it would have greater stature. She felt that the City would have a greater impact and support from the community at large by establishing a formal Commission.

Council Member Brough stated that he would like to see a mission statement and what the Commission would be doing.

Council Member Weinberg asked if there was a difference on what forms had to be filed with the State if it is a Commission or a Subcommittee.

City Clerk Ward replied that Commissioners attend ethics training and that all Commissions and Subcommittees must file Form 700's.

Mayor Pro Tem Anderson stated that she was surprised that there were no objections from the public. She added that she would like to see this committee focus on a consolidation of the efforts that the City is already doing.

Council Member Weinberg felt that the goals stated in 1993 were a road map and he made a motion to accept the item.

Council Member Brough stated that some of those goals had already been completed and do not apply. He felt that some of the goals were unclear.

Council Member Bartlett stated that she would second Council Member Weinberg's motion. She added that she would direct staff to work with the Mayor to create a template and return to Council for further discussion and approval at a future Council meeting.

Council Member Brough stated that he would like to revisit the 1993 goals because there had been some progress. He added that he worries that there won't be enough money to fund everything. He felt that some events were sometimes best done in private sector with City sponsorship. He agreed that the City does need a museum because that could be a multi-purpose vehicle for performances, concerts, plays, and book readings.

IT WAS MOVED BY COUNCIL MEMBER STEVEN WEINBERG, SECONDED BY COUNCIL MEMBER LISA BARTLETT, DIRECT STAFF TO WORK WITH MAYOR SCOTT SCHOEFFEL TO CREATE A TEMPLATE FOR THE FORMATION OF AN ARTS AND CULTURE COMMISSION FOR COUNCIL DISCUSSION AND APPROVAL AT A FUTURE COUNCIL MEETING.

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The motion carried by the following vote:

AYES: Council Member Lisa Bartlett, Council Member William Brough, Council Member Steven Weinberg, Mayor Pro Tem Lara Anderson and Mayor Scott Schoeffel

NOES: None

PUBLIC COMMENTS

There were no additional Public Comments received.

STAFF REPORTS

There were no Staff Reports.

COUNCIL REPORTS, INCLUDING CITY RELATED MEETINGS ATTENDED

Council Member Brough reported that he had attended the following:

March 29 - 5th Marine Support Group Welcoming for the new Commander Colonel Turner

March 31 - Camp Pendleton for the official change of command from Colonel Buhl to Colonel Turner

April 7 - Inaugural meeting of the South Orange County Watershed Management Committee

Council Member Weinberg stated that he had turned in his list of meetings attended to the City Clerk. He reported that at the end of the month the Dana Point Grand Prix will be held. He added that the event starts off with a fundraiser on April 30th at Dana Point Yacht Club and the race on May 1st. He stated that the finish line will be on Del Prado this year. He added that for more information go to www.danapointgrandprix.com.

Council Member Bartlett reported that she had attended the following:

Several TCA and ACC-OC meetings

March 29th - Dana Point 5th Marine Regiment Support Group event for Colonel Buhl

March 31st - Orange County Sheriff Department Medal of Valor Luncheon

She announced the following upcoming events:

April 21 - State of the City Address

April 23 - Easter egg hunts in the parks

April 29-30 - California Wine Festival in Dana Point

She stated that the Ocean Institute has their "Summer Adventures" for kids. She

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encouraged anyone with children to take a look at their programs for summer activities for kids.

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

March 29 - Welcome dinner for Colonel Turner at Jack's
March 31 - Orange County Public Library Board Study Session
April 7 - Medal of Valor Luncheon

She announced the following upcoming events:


Ritz Carlton Yappy Hour 150 people showed up at the first event. Proceeds benefit the Pet Project Foundation.

April 30 - Pet Project Foundation's 18th Annual Wag a thon. Go to www.petprojectfoundation.org to register on line.

Mayor Schoeffel stated that he had turned in his list of meetings attended to the City Clerk. He reported that he spoke this morning at the 9-1-1 for Kids Charity Golf Tournament at the St. Regis. He added that there were a lot of celebrities, local, and regional elected officials who had attended. He recommended that everyone attend May 2nd fundraiser at Olamendis. He stated that Dana Point Coastal Arts will be staging their third concert this Thursday at St. Edwards at 7:00 p.m.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Schoeffel declared the meeting adjourned at 7:32 p.m. in celebration of Judy Brandmeier's birthday and announced that the next Regular Meeting of the City Council will be held on April 25, 2011, at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.



KATHY M. WARD
CITY CLERK

APPROVED AT THE MEETING OF APRIL 25, 2011

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Meetings Attended Since the March 28, 2011 City Council Meeting:

Mayor Scott Schoeffel

- March 29 - Spoke at a dinner at Jack's restaurant to welcome incoming 5th Marine Regiment Commanding Officer Colonel Roger Turner.
- March 30 - San Joaquin Hills TCA Federal Lobbying Procurement Ad Hoc Committee meeting to interview federal lobbyist candidates.
- March 31 - San Joaquin Hills TCA Federal Lobbying Procurement Ad Hoc Committee meeting to interview federal lobbyist candidates.
- April 2 - Spoke at the Laguna Niguel Chamber of Commerce "Mayor's Roast" for Laguna Niguel Mayor Gary Capata.
- April 4 - San Joaquin Hills TCA budget workshop.
- April 6 - San Joaquin Hills TCA Joint Legislative Ad Hoc Committee meeting. Attended a meeting with Laguna Cliffs Marriott personnel to prepare for State of the City address.
- April 9 - Attended a meeting to prepare for Dana Point Coastal Arts concert event.
- April 11 - Attended and spoke at opening ceremonies for "911 for Kids" charity golf tournament at the St. Regis Resort.
Attended VIP lunch for the Capistrano Valley Boys' and Girls' Club at the San Juan Capistrano Mission.

Council Member Lisa Bartlett

Attended several TCA and ACC-OC meetings

- March 29 - Attended the Dana Point 5th Marine Regiment Support Group event at Jack's Restaurant honoring Colonel Buhl and introducing Colonel Turner.
- March 31 - Attended the Camp Pendleton event with the changing of the guard from Colonel Buhl to Colonel Turner as he takes over the 5th Marine Regiment.
- April 7 - Attended the OC Sheriff Sandra Hutchens' Medal of Valor event in Irvine.

Council Member Steven Weinberg

- March 29 - 5th Marine Regiment Support Group Welcome Dinner for Col. Roger B. Turner
- April 7 - Sheriff's Advisory Council 23rd Annual Medal of Valor Luncheon