

CITY OF DANA POINT

CITY COUNCIL REGULAR MEETING



**WEDNESDAY
October 11, 2006
5:00 P.M.**

AGENDA

Location: City of Dana Point Community Center, 34052 Del Obispo, Dana Point, California 92629

Next City Council Ordinance No. 06-09

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

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

RECONVENE CITY COUNCIL MEETING

PLEDGE OF ALLEGIANCE

INVOCATION

PRESENTATIONS AND PROCLAMATIONS

Business of the Month

CERT Recognition

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, SEPTEMBER 27, 2006

RECOMMENDED ACTION: That the City Council approve the minutes.

3. PLANNING COMMISSION MEETING MINUTES, SEPTEMBER 6, 2006

RECOMMENDED ACTION: That the City Council receive and file.

4. PLANNING COMMISSION ACTIONS, MEETING OF SEPTEMBER 26, 2006

RECOMMENDED ACTION: That the City Council receive and file.

5. PLANNING COMMISSION ACTIONS, MEETING OF OCTOBER 4, 2006

RECOMMENDED ACTION: That the City Council receive and file.

6. YOUTH BOARD MEETING MINUTES, SEPTEMBER 21, 2006

RECOMMENDED ACTION: That the City Council receive and file.

7. MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR

RECOMMENDED ACTION: That the City Council receive and file.

8. CITY TREASURER'S REPORT, AUGUST 2006

RECOMMENDED ACTION: That the City Council receive and file the City Treasurer's Report for the month of August 2006.

9. CLAIMS AND DEMANDS

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

10. SECOND READING OF ORDINANCE APPROVING DENSITY BONUS PROGRAM

RECOMMENDED ACTION: That the City Council conduct a second reading and adopt the Ordinance of the City of Dana Point entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA,
AMENDING THE MUNICIPAL CODE TO ESTABLISH A DENSITY BONUS PROGRAM

11. [ADOPTION OF A RESOLUTION APPROVING A PLANTING MAINTENANCE AGREEMENT WITH THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION \(CALTRANS\) FOR PROPERTY ALONG CALLE PALOMA](#)

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, APPROVING A STATE HIGHWAY PLANTING MAINTENANCE AGREEMENT

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

12. [AN APPEAL OF A PLANNING COMMISSION DECISION AFFIRMING A DETERMINATION OF THE DIRECTOR OF COMMUNITY DEVELOPMENT REGARDING CONSTRUCTION OF A NEW SINGLE-FAMILY DWELLING AT 34111 STREET OF THE BLUE LANTERN](#)

RECOMMENDED ACTION: That the City Council conduct a public hearing and adopt a resolution entitled:

A RESOLUTION OF THE CITY OF DANA POINT, CALIFORNIA, DENYING THE APPEAL OF A PLANNING COMMISSION DECISION AFFIRMING A DETERMINATION OF THE DIRECTOR OF COMMUNITY DEVELOPMENT THAT THE CONSTRUCTION PLANS FOR THE NEW SINGLE-FAMILY DWELLING AT 34111 STREET OF THE BLUE LANTERN ARE IN SUBSTANTIAL CONFORMANCE WITH APPROVED PLANS FOR SITE DEVELOPMENT PERMIT SDP03-52M AND VARIANCE V03-23 FOR PROPERTY LOCATED AT 34111 STREET OF THE BLUE LANTERN (APN 682-245-12)

UNFINISHED BUSINESS

There is no Unfinished Business.

NEW BUSINESS

There is no New Business.

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.

ADJOURNMENT

The next Regular Meeting of the City Council will be October 25, 2006 at 5:00 p.m. in the Dana Point Community Center located at 34052 Del Obispo, Dana Point, California.

CERTIFICATION

I, Kathy M. Ward, Acting 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 Community Center by Friday, October 6, 2006, at 5:00 p.m. Agendas will not be posted at the Dana Point Library from October 13, 2006 through November 3, 2006 due to closure for renovations.

KATHY M. WARD, ACTING 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.

