

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
JUNE 11, 2003**

CALL TO ORDER

The Regular Meeting of the City Council of the City of Dana Point, California, was called to order by Mayor Ossenmacher at 5:05 p.m. in the Dana Point City Council Chamber, 33282 Golden Lantern, Suite 210, Dana Point.

ROLL CALL

PRESENT: William L. Ossenmacher, Mayor
Joe Snyder, Mayor Pro Tem - Absent
Wayne Rayfield, Council Member
Russell Chilton, Council Member
James Lacy, Council Member - Absent

STAFF PRESENT: Douglas Chotkevys, City Manager; Todd Litfin, Assistant City Attorney; Susan A. Ramos, Director of Public Affairs/City Clerk; Cathy Catlett, Assistant City Clerk; Sheryl Lindsey, Director of Administrative Services; Genia Garcia, Acting Director of Community Development; Larry Pierce, Interim Director of Public Works and Engineering Services; Matt Sinacori, Deputy City Engineer; and Mark Billings, Chief of Police Services; Cindy Asher, Public Works Administrative Manager; Andy Glass, Accounting Manager; Kevin Evans, Recreation Manager

CLOSED SESSION

Assistant City Attorney Litfin indicated there was a need for a Closed Session as follows:

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, SIGNIFICANT EXPOSURE TO LITIGATION, Government Code § 54956.9 (b1), (1 case)

Mayor Ossenmacher recessed the meeting into a Closed Session at 5:06 p.m. pursuant to Government Code Section 54956 et. seq.

RECONVENE CITY COUNCIL MEETING

Mayor Ossenmacher reconvened the meeting at 6:00 p.m. All Council Members were present.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Lacy

INVOCATION

The Invocation was given by Mayor Pro Tem Snyder

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
JUNE 11, 2003**

INTRODUCTIONS

Based on recent changes in staff, City Manager Chotkevys introduced the City's department heads and contract staff in the Public Works Department.

CONSENT CALENDAR

Staff withdrew Item 12 from the Consent Calendar.

At the direction of Mayor Ossenmacher, the City Clerk read the title of all ordinances on the Consent Calendar.

IT WAS MOVED BY MAYOR PRO TEM SNYDER, SECONDED BY COUNCIL MEMBER RAYFIELD, THAT THE RECOMMENDATIONS BE ACCEPTED FOR ALL ITEMS LISTED ON THE CONSENT CALENDAR WITH THE EXCEPTION OF ITEM 12.

The motion carried by the following vote:

AYES: Council Members Chilton, Lacy, Rayfield, Mayor Pro Tem Snyder
and Mayor Ossenmacher
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, MAY 28, 2003

APPROVED THE MINUTES.

3. PLANNING COMMISSION MEETING MINUTES, MAY 21, 2003

RECEIVED AND FILED.

4. PLANNING COMMISSION ACTIONS, MEETING OF JUNE 4, 2003

RECEIVED AND FILED.

5. YOUTH BOARD MEETING MINUTES, MAY 1, 2003

RECEIVED AND FILED.

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
JUNE 11, 2003**

6. YOUTH BOARD MEETING MINUTES, MAY 15, 2003

RECEIVED AND FILED.

7. MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR

RECEIVED AND FILED.

8. CITY TREASURER'S REPORT, APRIL 2003

RECEIVED AND FILED THE CITY TREASURER'S REPORT FOR THE MONTH OF APRIL 2003.

9. CLAIMS AND DEMANDS

RECEIVED AND FILED THE CLAIMS AND DEMANDS.

10. AMENDMENT TO AGREEMENT BETWEEN ALL CITY MANAGEMENT SERVICES, INC. AND THE CITY OF DANA POINT FOR PROVIDING SCHOOL CROSSING GUARD SERVICES

AUTHORIZED THE CITY MANAGER TO APPROVE THE AMENDMENT TO AGREEMENT BETWEEN ALL CITY MANAGEMENT SERVICES, INC. AND THE CITY OF DANA POINT FOR PROVIDING SCHOOL CROSSING GUARD SERVICES FOR FISCAL YEAR 2003-2004.

11. ADOPTION OF A CABLE TELEVISION ORDINANCE

ADOPTED **ORDINANCE 03-12**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, RELATING TO FRANCHISES FOR CABLE COMMUNICATIONS SYSTEMS

12. APPROVAL OF AGREEMENT FOR LANDSCAPE AND IRRIGATION RELATING TO PARKWAY MAINTENANCE AT VIA VERDE AND CAMINO CAPISTRANO FOR THE DEVELOPMENT OF TRACT 16133

THIS ITEM WAS WITHDRAWN FROM THE AGENDA BY STAFF.

13. ADOPTION OF RESOLUTION ACCEPTING AN IRREVOCABLE OFFER OF DEDICATION OF AN EASEMENT FOR PUBLIC RIGHT-OF-WAY PURPOSES AT 27501 VIA SARATOGA IN CAPISTRANO BEACH

ADOPTED **RESOLUTION 03-06-11-01**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT ACCEPTING AN IRREVOCABLE OFFER OF DEDICATION AT 27501 VIA SARATOGA IN CAPISTRANO BEACH OF AN EASEMENT FOR PUBLIC RIGHT-OF-WAY PURPOSES.

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
JUNE 11, 2003**

14. ADOPTION OF RESOLUTION APPROVING PARCEL MAP 2002-184 FOR PROPERTY LOCATED AT 34901 CALLE DEL SOL

ADOPTED **RESOLUTION 03-06-11-02**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, APPROVING PARCEL MAP NO. 2002-184 FOR THE PROPERTY LOCATED AT 34901 CALLE DEL SOL.

PRESENTATIONS AND PROCLAMATIONS

CERTIFICATE OF RECOGNITION – JUDY SHADES

Mayor Ossenmacher presented a plaque to Judy Shades for her contributions and efforts in her capacity as Principal of the R. H. Dana Exceptional Needs Facility. Ms. Shades expressed gratitude to the City and the school.

CERTIFICATE OF RECOGNITION – COLENE SCHWANDT

Mayor Ossenmacher presented a plaque to Colene Schwandt for her contributions and efforts as an advocate of cultural arts and the 2003 Founders Day Honoree for her outstanding service to the Dana Point community.

Don Burnes, Dana Point, provided background and commented about Ms. Schwandt and her contributions to the cultural arts.

Ms. Schwandt expressed her gratitude.

PUBLIC COMMENTS

Mary Chesterman, Capistrano Beach, commented about the safety hazards from school traffic and parking on Via Gomez.

Joe Thompson, Capistrano Beach, reiterated safety concerns on Via Gomez due to school traffic and parking problems.

Members of the Council noted their concern. City Manager Chotkevys also noted his concern and advised that staff has been informed of the situation and will be working with the School Board to resolve the matter.

Jim Slark, Dana Point, commented on traffic problems at Selva and Stonehill and the inaccuracies of the traffic reports in that intersection.

Bob Moore, Dana Point, spoke on behalf of VFW Post 9934 regarding the recent loss of one of its members Felix de Weldon, a resident of Dana Point and a renowned sculptor and artist.

PUBLIC HEARINGS

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
JUNE 11, 2003**

15. PUBLIC HEARING FOR PRELIMINARY OPERATING AND CAPITAL IMPROVEMENT BUDGETS FOR FISCAL YEARS 2003-2004 AND 2004-2005

City Manager Chotkevys presented the staff report.

Mayor Ossenmacher opened the public hearing.

Jim Slark, Dana Point, commented about the proposed CIP median project on Selva from Stonehill to Pacific Coast Highway and questioned the City's role in changing this street when it is owned by the County and it should be a four-lane street.

George Miller, Dana Point, commented to support the proposed Salt Creek Treatment Facility project and it should not be delayed.

Terry Walsh, Dana Point, expressed support for the proposed Salt Creek Treatment Facility project noting that it should be a priority. He also expressed support for the Sea Terrace Park and asked that the City consider soliciting input from the surrounding residents for this project.

Mayor Ossenmacher read into the record three letters received from the following residents who expressed support for the proposed Sea Terrace Park project: Carl and Carol Coon, Lynn and Lou Dawson, and Dick and Linda Graham.

IT WAS MOVED BY COUNCIL MEMBER RAYFIELD, SECONDED BY COUNCIL MEMBER CHILTON TO CONTINUE THE PUBLIC HEARING TO JUNE 25, 2003 FOR DELIBERATION AND CONSIDERATION.

The motion carried by the following vote:

AYES: Council Members Chilton, Lacy, Rayfield, Mayor Pro Tem Snyder
and Mayor Ossenmacher

NOES: None

UNFINISHED BUSINESS

There was no Unfinished Business.

NEW BUSINESS

There was no New Business.

STAFF REPORTS

City Manager Doug Chotkevys - None

COUNCIL REPORTS

**CITY OF DANA POINT, CALIFORNIA
CITY COUNCIL REGULAR MEETING MINUTES
JUNE 11, 2003**

Council Member Rayfield reported that the Los Angeles County and Los Angeles Airport Authority have attempted to lobby the Department of Transportation to build an airport at El Toro. He encouraged the public to contact their state and federal representatives to let them know of their opposition to this proposal.

Council Member Chilton commented about the Neighborhood Watch Block Captains and Volunteers of Police Support programs and encouraged the public to join these groups and contribute to the community. He asked the public to contact Deputy Ron Kennedy or Deputy Matt Johnson at 248-3580 for more information.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Ossenmacher declared the meeting adjourned at 7:05 p.m.

The next Regular Meeting of the City Council will be Wednesday, June 25, 2003, at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.

SUSAN A. RAMOS, CMC
DIRECTOR OF PUBLIC AFFAIRS/CITY CLERK

APPROVED AT MEETING OF JUNE 25, 2003