

CITY OF DANA POINT

**CITY COUNCIL
ADJOURNED
REGULAR
MEETING**



**FRIDAY
FEBRUARY 4, 2011
2:00 P.M.**

AGENDA

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

Next City Council Ordinance No. 11-02

CALL TO ORDER

ROLL CALL OF CITY COUNCIL MEMBERS:

Scott Schoeffel, Mayor
Lara Anderson, Mayor Pro Tem
Lisa A. Bartlett, Council Member
William P. Brough, Council Member
Steven H. Weinberg, Council Member

CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Government Code § 54956.9 (a), Name of cases/OCSC case numbers: City of Dana Point v. Holistic Health - 30-201000352106; City of Dana Point v. Beach Cities Collective – 30-201000352103; City of Dana Point v. The Point Alternative Care - 30-201000352093; Holistic Health v. City of Dana Point - 30-2011 00445008; Beach Cities Collective v. City of Dana Point - 30-2011-00444134-CU-MC-CJC

RECESS OF CITY COUNCIL MEETING

RECONVENE CITY COUNCIL MEETING

PLEDGE OF ALLEGIANCE

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.

NEW BUSINESS

1. **CONSIDERATION OF HIRING INDEPENDENT HEARING OFFICER TO CONDUCT APPEAL HEARINGS;**
2. [APPEAL BY BEACH CITIES COLLECTIVE OF THE DECISIONS OF THE BUILDING OFFICIAL DATED JANUARY 11, 2011;](#)
3. [APPEAL BY HOLISTIC HEALTH AND GARRISON WILLIAMS OF THE DECISIONS OF THE BUILDING OFFICIAL DATED JANUARY 11, 2011;](#) and
4. [APPEAL BY THE POINT ALTERNATIVE CARE AND KATHY LYNN RAY OF THE DECISIONS OF THE BUILDING OFFICIAL DATED JANUARY 11, 2011 \(WITHDRAWN BY APPELLANTS\)](#)

PUBLIC COMMENTS (Continued)

ADJOURNMENT

The next Regular Meeting of the City Council will be February 14, 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 Tuesday, February 1, 2011, at 2:00 p.m.

KATHY M. WARD, CITY CLERK

DATE

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may be reviewed in the office of the City Clerk during regular business hours or on the 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.