



CITY OF SAN CLEMENTE

ADJOURNED REGULAR CITY COUNCIL

MEETING AGENDA

City Council Chambers
San Clemente Civic Center
100 Avenida Presidio
San Clemente, California
www.san-clemente.org

January 8, 2013
5:00 p.m. - Closed Session
6:00 p.m. - Business Meeting

Information concerning City Council Meeting protocols and procedures is contained at the end of this agenda.

RULES FOR ADDRESSING COUNCIL

- Members of the public may address the City Council on matters within the jurisdiction of the City of San Clemente.
- If you wish to address Council, please complete one of the blue speaker cards located at the entrance to the Council Chambers and submit it to the City Clerk or Deputy City Clerk.
- Persons wishing to address Council concerning an **agendized** item will be invited to address Council during the time that Council is considering that particular agenda item. Persons wishing to address Council concerning a **non-agendized** issue will be invited to address Council during the "Oral Communications" portion of the meeting.
- When the Mayor calls your name, please step to the podium, state your name and your city of residence, and then give your presentation. Please limit your presentation to three minutes.

MISSION STATEMENT

The City of San Clemente, in partnership with the community we serve, will foster a tradition dedicated to:

Maintaining a safe, healthy atmosphere in which to live, work and play;

Guiding development to ensure responsible growth while preserving and enhancing our village character, unique environment and natural amenities;

Providing for the City's long-term stability through promotion of economic vitality and diversity...

Resulting in a balanced community committed to protecting what is valued today while meeting tomorrow's needs.

CLOSED SESSION (5:00 P.M.) If there are no Closed Session items, the City Clerk will recess the meeting to 6:00 p.m.

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, pursuant to Government Code Section 54956.9(a):

Name of Case: Avenida San Juan Partnership v. City of San Clemente, et al., OCSC Case No. 30-2008-00101411-CU-EI-CJC

- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, pursuant to Government Code Section 54956.9(a):

Daniel Walker as Trustee for the 1997 Walker Family Trust v. City of San Clemente, Orange County Superior Court Case No. 30-2012-00591239-CU-WM-CJC

BUSINESS MEETING (6:00 P.M.)

CALL TO ORDER

INVOCATION - Pastor Roger Gales, Heritage Christian Fellowship

PLEDGE OF ALLEGIANCE

ROLL CALL

1. **Special Presentations.**

A. **San Clemente High School Student Report**

Report from Matt Garritson and Gabby Meyer, student representatives of San Clemente High School, concerning campus activities.

B. **Certificate of Recognition - Gary Greenberg**

Presentation of a Certificate of Recognition to Gary Greenberg in recognition and appreciation for his service as the interim operator of the San Clemente Municipal Golf Course restaurant from May-November 2012.

2. **Oral Communications (Part 1).** Members of the audience who wish to address Council on matters that are within the jurisdiction of the City of San Clemente, but not separately listed on the agenda, may do so during the Oral Communications portion of the meeting. A total time limitation of 30 minutes is allocated for Oral Communications Part 1, with each speaker being allotted 3 minutes in which to give his or her presentation. Speaker order is determined by the order in which speaker cards are provided to the City Clerk or Deputy City Clerk at the meeting. Speakers that cannot be accommodated during Oral Communications Part 1 will be invited to address Council during Oral Communications Part 2, which appears on this agenda as Item No. 10. When the Mayor calls your name, please step to the podium, state your name and the City in which you reside, and make your presentation. Subject to very limited exceptions, Council is not permitted to discuss or take action on items that do not appear on the agenda.

3. **Motion waiving reading in full of all Resolutions and Ordinances.**

4. **Consideration of agendizing items requiring immediate action.** Any items agendized will be considered under New Business, unless otherwise determined by a majority vote of the City Council.

5. **Closed Session Report - City Attorney.**

6. **Consent Calendar.** All items listed on the Consent Calendar are considered to be routine and will be enacted by one motion without discussion unless Council, Staff, or the public requests removal of an item for separate discussion and action.

A. **City Council Minutes**

Approve the minutes of the City Council Adjourned Regular Meeting of November 27, 2012.

B. Receive and file:

(1) Design Review Subcommittee Meeting minutes of December 12, 2012.

C. **Warrant Register**

Approve Wire Transfer Nos. 1075 through 1079 and Warrant Nos. 504893 through 505051, for the period 12-03-12 through 12-07-12, in the amount of\$ 739,679.72

Approve Wire Transfer Nos. 1080 through 1084 and Warrant Nos. 505052 through 505294, for the period 12-10-12 through 12-14-12, in the amount of\$ 2,528,158.38

TOTAL WARRANT REGISTER.....\$ 3,267,838.10

Payroll Register

Approve Warrant Nos. 153 through 158 and Automatic Deposit Advises 4638 through 4900, for the period 11-26-12 through 12-09-12, in the amount of\$ 414,849.58

Approve Warrant Nos. 159 through 165 and Automatic Deposit Advises 4901 through 5180, for the period 12-10-12 through 12-23-12, in the amount of\$ 409,549.91

TOTAL PAYROLL REGISTER.....\$ 824,399.49

D. **Reorganization of Certain Positions within the Utilities Division and Reestablishment of the Classification of Park Planner** - Pages 6-D-1 through 6-D-16

1. Approve the elimination of a Distribution/Collection Systems Operator I position; approve the creation of a SCADA Technician classification at Grade 58 (\$5,976-\$7,264/month) and associated job description, and authorize one position; reestablish the Park Planner classification at Grade 57 (\$5,830-\$7,078/month).
2. Adopt Resolution No. 13-01 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ADOPTING A REVISED SALARY SCHEDULE AND NEW CLASSIFICATION AND AMENDING RESOLUTION NO. 12-55 AND ANY OTHER RESOLUTIONS IN CONFLICT THEREWITH.

E. **Lease Agreement - North Beach Passenger Service Bike/Train Facility** - Pages 6-E-1 through 6-E-18

Approve, and authorize the Mayor to execute, Contract C10-24, a lease agreement by and between the City of San Clemente and Pete Van Nuys, providing for the lease of the North Beach Passenger Service Building for use as a bicycle rental station, for a term of January 1, 2013 through January 1, 2015.

7. **Public Hearings.** The Public Hearing process includes a staff presentation, a presentation by the applicant not to exceed ten (10) minutes, and public testimony (not to exceed three minutes per speaker). Following closure of the Public Hearing, the City Council will respond to questions raised during the hearing, discuss the issues, and act upon the matter by motion.

None.

8. Unfinished Business.**A. Ole Hanson Beach Club Rehabilitation Concept Plans - Pages 8-A-1 through 8-A-17**

Report from the Beaches, Parks and Recreation Director concerning the concept plans for the rehabilitation of the Ole Hanson Beach Club.

Staff Recommendation

1. Approve the Preliminary Design Report.
2. Direct Architectural Resources Group, Inc. to proceed with the final design and preparation of the construction documents based on preferred design concept Option 1, as identified in the Administrative Report, dated January 8, 2013, that is on file with the City Clerk.
3. Direct Staff to implement the project budget limit of \$2.5 million.
4. Direct Staff to return with consideration of funding additional improvements during the budget year following the opening of the Marblehead Commercial Center.

9. New Business.

None.

10. **Oral Communications (Part 2).** Members of the audience who wish to address Council on matters that are within the jurisdiction of the City of San Clemente, but not separately listed on the agenda, may do so during the Oral Communications portion of the meeting. When the Mayor calls your name, please step to the podium, state your name and the City in which you reside, and make a presentation not to exceed three minutes. Subject to very limited exceptions, Council is not permitted to discuss or take action on items that do not appear on the agenda.

11. Reports.

- A. **Commissions and Committees**
- B. **City Manager**
- C. **City Attorney**
- D. **Council Members**

12. Resolutions/Ordinances.

None.

13. Adjournment.

Adjourn to an Adjourned Regular Council Meeting to be held on Tuesday, January 22, 2013 in the Council Chambers, located at 100 Avenida Presidio, San Clemente, California. Closed Session items will be discussed at 5:00 p.m. The General Session will commence at 6:00 p.m.

NOTE: Council previously rescheduled its Regular Meeting of January 15, 2013 to January 22, 2013.

CITY COUNCIL MEETING PROCEDURES

PRESENTATION OF WRITTEN MATERIALS TO COUNCIL

In order to ensure that Councilmembers have adequate time to consider written materials concerning agenda items, it is strongly recommended that such materials be submitted to the City Clerk by noon the date preceding the Council meeting.

MEETINGS RECORDED AND TELEVISED

City Council meetings are broadcast live and are replayed periodically on Cox Communications Local Access Channel 30 (or Channel 854 for high-definition televisions). Meetings are also recorded via audio CD and DVD and retained as a City record in accordance with the City's records retention schedule.

LENGTH OF MEETINGS

At 11:00 p.m., the City Council will determine which of the remaining agenda items can be considered and acted upon at this meeting and will continue all other agenda items to a future meeting.

AMERICANS WITH DISABILITIES ACT

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) 361-8200. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to the meeting.

COMMUNICATION DEVICES

To minimize meeting distractions and sound system interference, please be sure all personal communication devices are turned off or on silent mode.

MEETING SCHEDULE

Regular Council Meetings are held on the first and third Tuesdays of each month in the Council Chambers, located at 100 Avenida Presidio, San Clemente. Closed Session items are considered at 5:00 p.m. and the Business Meeting begins at 6:00 p.m. Additional meetings of the City Council may be called as needed.

AGENDAS, ADMINISTRATIVE REPORTS AND SUPPLEMENTAL WRITTEN MATERIALS

Agendas and Administrative Reports are available for review and/or copying at the City Clerk's Office as soon as agendas are posted (a minimum of 72 hours prior to the meeting). Agendas and Administrative Reports can also be viewed at the San Clemente Library, located at 242 Avenida Del Mar, or by accessing the City's website at www.san-clemente.org. An "Inspection Copy" of agenda materials is also located at the entrance to the Council Chambers during meetings for public review. All written material distributed to a majority of the Council after the original agenda packet was distributed is available for public inspection in the City Clerk's Office, located at 100 Avenida Presidio, San Clemente, during normal business hours.

The City Clerk's Office also offers an agenda packet subscription service free of charge. If you wish to receive email copies of City Council agendas, which include hyperlinks to staff reports and other back-up material, please send an email to cityclerk@san-clemente.org or call 949-361-8200.