



CITY OF SAN CLEMENTE

ADJOURNED REGULAR

CITY COUNCIL

AGENDA

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

June 13, 2016
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...

5:00 P.M. CLOSED SESSION

A CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Existing litigation pursuant to Government Code section 54956.9(d)(1)

Number of Cases: 11

Case Name: Brault v. City of San Clemente

Case Number: OCSC 30-2016-00843347-CL-MC-CJC

Case Name: Memorial Health Services, et al. v. City of San Clemente

Case Number: OCSC 30-2016-00845211 CU-WM-CJC

Case Name: Michael Schumacher v. City of San Clemente

Case Number: OCSC 30-2014-00729000-CU-PA-CJC

Case Name: City of San Clemente v Sobertec LLC (1)

Case Number: 30-2015-00805227

Case Name: City of San Clemente v Sobertec LLC (2)

Case Number: 30-2015-00805234

Case Name: City of San Clemente v 449 Recovery, Inc.

Case Number: 30-2015-00805270

Case Name: City of San Clemente v A Mission For Michael, Inc.

Case Number: 30-2015-00806046

Case Name: City of San Clemente v William W. Martin, PHD

Case Number: 30-2015-00806055

Closed Session items continued on following page

Case Name: City of San Clemente v Coast To Coast Referral Center, Inc.
Case Number: 30-2015-00806052

Case Name: City of San Clemente v. Dual Diagnosis Treatment Center, Inc.
Case Number: OCSC 30-2015-00805214

Case Name: Dual Diagnosis Treatment Center, Inc. v. City of San Clemente
Case Number: USDC 8:15-cv-01611CJC-JCG

- B. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION**
Initiation of Litigation Pursuant to Government Code Section 54956.9(d)(4)
Number of Potential Cases: 4

6:00 P.M. BUSINESS MEETING

CALL TO ORDER

INVOCATION – Robin Margraf, M.A., Our Lady of Fatima Catholic Church

PLEDGE OF ALLEGIANCE

ROLL CALL

1. Special Presentations.

A. Municipal Water District of Orange County Presentation of Water Conservation Award to the City

Presentation of a Water Conservation Award by Director Susan Hinman of the Municipal Water District of Orange County to the City of San Clemente.

B. Pacific Coast Highway Corridor Study

Presentation by Andrea West, Orange County Transportation Authority, concerning the results of the Pacific Coast Highway Corridor Study.

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**
 1. [Approve the Minutes of the Special and Regular City Council Meeting of May 3, 2016.](#)
 2. [Approve the Minutes of the Adjourned Regular City Council Meeting of May 17, 2016.](#)

 - B. **Receive and file:**
 1. [Minutes of the Coastal Advisory Committee Regular Meeting of March 10, 2016.](#)
 2. [Minutes of the Regular Zoning Administrator Meeting of May 18, 2016.](#)
 3. [Minutes of the Regular Planning Commission Meeting of May 18, 2016.](#)

C. **Warrant Register**

Wire Transfers Nos. 1509 through 1512
paid on 5/13/16 and Warrant
Nos. 532660 through 532839
paid on 5/13/2016, in the amount of \$1,765,456.55

Wire Transfer No. 1513 and
Warrant Nos. 532840 through 533043
paid on 5/20/2016, in the amount of \$1,141,838.93

Wire Transfer No. 1514 through 1518 and
Warrant Nos. 533044 through 533199
paid on 5/27/2016, in the amount of \$2,920,046.02

TOTAL WARRANT REGISTER ...\$ 5,827,341.50

Payroll Register

Warrant Nos. 489 through 493 and
Automatic Deposit Advises 32087 through 32401
for the period of 4/25/2016 through 5/8/2016,
paid on 5/13/2016, in the amount of \$ 395,465.03

Warrant Nos. 494 through 497 and
Automatic Deposit Advises 32402 through 32717
for the period of 5/9/2016 through 5/22/2016,
paid on 5/27/2016, in the amount of \$ 400,593.63

TOTAL WARRANT REGISTER\$ 796,058.66

D. **Contract Amendment – As-Needed Geotechnical Services** Page 6-D-1

Staff Recommendation

Approve, and authorize the Mayor to execute, Amendment No. 1 to Contract AC-672, by and between the City of San Clemente and LGC Geotechnical, Inc., providing for as-needed geotechnical services. This contract amendment increases the contract amount from \$25,000 to \$125,000, an increase of \$100,000, and extends the term of the agreement to June 30, 2018.

- E. [**Contract Amendment – Pier Structural Construction Assessment and Design**](#) Pages 6-E-1 through 6-E-2

Staff Recommendation

Approve, and authorize the Mayor to execute, Amendment No. 1 to Contract C15-77, by and between the City of San Clemente and TranSystems, providing for a Pier Structural Construction Assessment. This contract amendment increases the contract amount from \$138,134 to \$189,799, an increase of \$51,665, and provides for additional evaluation and design services for the Pier steel piles.

- F. [**Notice of Completion – Bonito Canyon Park and Marblehead Park Playground Replacement Project and Donation of Surplus Property**](#) Pages 6-F-1 through 6-F-3

Staff Recommendation

1. Accept the Bonito Canyon Park and Marblehead Park Playground Replacement Project, Project No. 12724, from the contractor, Landscape Structures, Inc.
2. Authorize the Mayor to execute, and the City Clerk to record, the Notice of Completion for the Bonito Canyon Park and Marblehead Park Playground Replacement Project.

- G. [**Notice of Completion – Water Reclamation Plant \(WRP\) Sewer Line Upsizing for Segunda Deshecha Canada M02 Treatment \(M02 Influent Force Main and Backwash Bypass Modifications\)**](#) Pages 6-G-1 through 6-G-4

Staff Recommendation

1. Accept the WRP Sewer Line Upsizing for the Segunda Deshecha Canada (M02) Treatment (M02 Influent Force Main and Backwash Bypass Modifications), City Project No. 16208, from the contractor, GCI Construction, Inc.
2. Authorize the Mayor to execute, and the City Clerk to record, the Notice of Completion for the WRP Sewer Line Upsizing for Segunda Deshecha Canada M02 Treatment (M02 Influent Force Main and Backwash Bypass Modifications).
3. Authorize the City Clerk to release the Payment Bond 35 days from the recordation of the Notice of Completion upon verification with the Engineering Division that no liens have been levied against GCI Construction, Inc.
4. Authorize the City Clerk to release the Performance Bond upon receipt of a Warranty Bond in the amount of 25% of the construction cost.

- H. [Conceptual Design – Avenida Pico Restriping](#) Pages 6-H-1 through 6-H-5

Planning Commission and Staff Recommendation

1. Approve the proposed typical cross sections for the project as provided in Attachment 2 of the Administrative Report, dated June 13, 2016.
2. Approve re-striping Avenida Pico from six lanes to four lanes with turn lanes from Avenida Vista Hermosa to east end.
3. Approve and direct staff to seek OCTA interim approval for the lane re-alignment in conformance with the Master Plan of Arterial Highway Program (MPAH).

- I. [Contract Amendment – Reservoirs 5A, 10, 12 and 14 Rehabilitation and Chemical Improvements](#) Pages 6-I-1 through 6-I-10

Staff Recommendation

1. Approve, and authorize the Mayor to execute, Amendment No. 1 to Contract C14-33, by and between the City of San Clemente and AKM Consulting Engineers, providing for a Reservoir Management Study, Reservoir Nos. 10 and 12 Rehabilitation, and Reservoir 5A and 14 Chemical Improvements, Project Nos. 31401, 14406, and 14407. This contract amendment increases the total not-to-exceed amount from \$272,358 to \$350,868, an increase of \$78,510, extends the agreement effective date to December 30, 2018, and increases the scope of services.
2. Approve a transfer of \$274,640 from Account 052-466-45300-15407 to Account 052-466-45300-16410 for Reservoirs 5A, 10, 12 and 14 Improvements.
3. Approve a transfer of \$676,740 from Account 052-466-45300-13408 to Account 052-466-45300-16410 for Reservoirs 5A, 10, 12 and 14 improvements.

- J. [Contract Award – Comprehensive Cost-of-Service Study for the City’s Water Utility](#) Pages 6-J-1 through 6-J-26

Staff Recommendation

1. Approve, and authorize the Mayor to execute, Contract 16-37 by and between the City of San Clemente and Carollo Engineers, Inc., providing for the Comprehensive Cost-of-Service Study for the City’s Water Utility, in an amount not to exceed \$87,000.
2. Approve a supplemental appropriation in the amount of \$12,000 to Other Professional Services (Account 052-461-43690) from the Water Operating Fund balance.

- K. [Grant Application - Citizens Option for Public Safety Program \(COPS\)](#) Page 6-K-1

Staff Recommendation

Approve the use of COPS grant funds for a portion of one patrol deputy position for FY 2017.

- L. [2016-2017 Strategic Implementation Program – Centennial General Plan](#) Pages 6-L-1 through 6-L-12

Staff Recommendation

Adopt Resolution No. 16-38 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPROVING THE 2016-2017 STRATEGIC IMPLEMENTATION PROGRAM FOR THE CENTENNIAL PLAN.

- M. [Bicycle Corridor Improvement Program Project and Pacific Coast Bicycle Route Signage](#) Pages 6-M-1 through 6-M-27

Staff Recommendation

1. Approve the revised Cooperative Agreement No. C-5-3811 with the Orange County Transportation Authority (OCTA), eliminating the bicycle racks and including sharrows in the project scope. (City Contract C16-33)
2. Approve Option 1 of the San Clemente Bike Route signage with QR coding sign up to 11 inches.

- N. [Contract Award – Maintenance of Three New Marblehead Parks](#) Pages 6-N-1 through 6-N-76

Staff Recommendation

1. Approve, and authorize the Mayor to execute, Contract C16-34, by and between the City of San Clemente and E. Stewart & Associates, providing for park maintenance at three new Marblehead Coastal Parks: Pico Park, Vista Del Sol Park and Canyon View Park, for the period of June 14, 2016 through June 30, 2018, for a not-to-exceed total amount of \$66,469, for the 25-month contract period.
2. Approve, and authorize the Mayor to execute, Contract C16-35, by and between the City of San Clemente and E. Stewart & Associates, providing for restroom cleaning at three new Marblehead Coastal Parks: Pico Park, Vista Del Sol Park and Canyon View Park, for the period of June 14, 2016 through June 30, 2018, for a not-to-exceed total amount of \$23,031, for the 25-month contract period.
3. Approve, and authorize the Mayor to execute, Amendment No. 1 to Contract C15-49, by and between the City of San Clemente and Lippert Building Company, providing for playground inspection and maintenance of playground equipment for the period of June 14, 2016 through June 30, 2018, from \$162,000 to \$204,183, an increase of \$42,183, for the 25-month period.

- O. [San Clemente Ocean Festival Partnership Agreement](#) Pages 6-0-1 through 6-0-26

Staff and Beaches, Parks and Recreation Commission Recommendation

Direct the City Attorney to draft a Partnership Agreement by and between the City of San Clemente and the San Clemente Ocean Festival, incorporating the event details contained in the Administrative Report, dated June 13, 2016, that is on file with the City Clerk.

- P. [Funding Authorization - Orange County Fire Authority Drowning Prevention Campaign](#) Pages 6-P-1 through 6-P-3

Staff Recommendation

Approve a transfer of \$5,000 from Account 001-203-44900, City Council Contingency Reserve, to Account 001-226-43890, Fire Services – Other Contractual Services, as a contribution to the Orange County Task Force on Drowning Prevention.

- Q. [Appropriations Limit for Fiscal Year 2017](#) Pages 6-Q-1 through 6-Q-6

Staff Recommendation

1. Approve selection of the following annual adjustment factors:
 - a. Population increase for the County of Orange
 - b. Increase in California per capita personal income
2. Adopt Resolution No. 16-39 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ESTABLISHING AN APPROPRIATIONS LIMIT PURSUANT TO ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION.

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.

- A. [101 Avenida Calafia \(Raya's Paradise\) - Conditional Use Permit 15-071/Site Plan Permit 15-072/Architectural Permit 15-073/Abandonment Permit 16-122/Interpretation Permit 16-147](#) Pages 7-A-1 through 7-A-77

Public Hearing to consider a request to construct a 40-unit congregate care/assisted living facility at 101 Avenida Calafia.

Planning Commission Recommendation

Adopt Resolution No. 16-43 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, TO APPROVE CONDITIONAL USE PERMIT 15-071, SITE PLAN PERMIT 15-072, ARCHITECTURAL PERMIT 15-073, ABANDONMENT PERMIT 16-122, AND INTERPRETATION 16-147, RAYA'S PARADISE, A REQUEST TO CONSIDER THE CONSTRUCTION OF A 40 UNIT CONGREGATE CARE/ASSISTED LIVING FACILITY AT 101 AVENIDA CALAFIA.

B. [Urban Water Management Plan](#) Pages 7-B-1 through 7-B-4

Public Hearing to consider providing water for municipal purposes to more than 3,000 customers or supplying more than 3,000 acre-feet of water annually to prepare, adopt and file an Urban Water Management Plan (UWMP) with the California Department of Water Resources (DWR) every five years in the year ending in zero and five. The 2015 UWMP updates are due to DWR by July 1, 2016.

Staff Recommendation

1. Adopt Resolution No. 16-40 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ADOPTING THE URBAN WATER MANAGEMENT PLAN PURSUANT TO AB 797.
2. Direct Staff to file the City of San Clemente 2015 Urban Water Management Plan with the California Department of Water Resources by July 1, 2016.

C. [Organics Waste Recycling Program](#) Page 7-C-1

Public Hearing to consider proposed increases to solid waste collection service rates for annual inflation adjustments for increased labor, vehicle and facility operation and maintenance costs, and increased landfill disposal charges.

Staff Recommendation

Approve, and authorize the Mayor to execute, Amendment No. 1 to Contract C87-62, a franchise agreement by and between the City of San Clemente and CR&R, Inc., to implement an organics waste collection program, change the annual price adjustment approach and clarify solid waste container sizes.

- D. [Repeal of Ordinance No. 1605 – Temporary Moratorium on Permitting or Establishment in Residential Zones of Sober Living Homes and Large Alcoholism or Drug Abuse Recovery or Treatment Facilities](#)
Pages 7-D-1 through 7-D-8

Public Hearing to consider repealing Ordinance No. 1605, which extended a temporary moratorium on permitting or establishment in residential zones of (1) sober living homes and (2) large alcoholism or drug abuse recovery or treatment facilities, subject to reasonable accommodation, to allow time for consideration of appropriate amendments to the City Municipal Code.

Staff Recommendation

Adopt Urgency Ordinance No. 1628 entitled AN URGENCY ORDINANCE OF THE CITY OF SAN CLEMENTE REPEALING ORDINANCE NO. 1605, WHICH EXTENDED A TEMPORARY MORATORIUM ON PERMITTING OR ESTABLISHMENT IN RESIDENTIAL ZONES OF (1) SOBER LIVING HOMES AND (2) LARGE ALCOHOLISM OR DRUG ABUSE RECOVERY OR TREATMENT FACILITIES, SUBJECT TO REASONABLE ACCOMMODATION, TO ALLOW TIME FOR CONSIDERATION OF APPROPRIATE AMENDMENTS TO THE CITY MUNICIPAL CODE.

8. **Unfinished Business.**

None.

9. **New Business.**

- A. [General Municipal Election – November 8, 2016 \(Election for Two Members of the City Council, One City Clerk, One City Treasurer, and Ballot Measure Relating to Increasing the Transient Occupancy Tax \(“TOT”\) and Clarifying the Definition of “Hotels” that are Subject to the Tax](#) Pages 9-A-1 through 9-A-31

Report from the City Clerk concerning the November 8, 2016 General Municipal Election.

Staff Recommendation

1. Adopt Resolution No. 16-32 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2016, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES, AND FOR THE SUBMISSION TO THE VOTERS A QUESTION RELATING TO INCREASING THE TRANSIENT OCCUPANCY TAX (“TOT”) AND CLARIFYING THE DEFINITION OF “HOTELS” THAT ARE SUBJECT TO THE TAX.
2. Adopt Resolution No. 16-33 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF ORANGE TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 8, 2016, WITH THE GENERAL ELECTION TO BE HELD ON THAT DATE PURSUANT TO SECTION 10403 OF THE ELECTIONS CODE.
3. Adopt Resolution No. 16-34 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATE STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON NOVEMBER 8, 2016.
4. Determine whether to adopt the following optional resolution:

Resolution No. 16-35 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, PROVIDING FOR THE CONDUCT OF A SPECIAL RUNOFF ELECTION FOR ELECTIVE OFFICES IN THE EVENT OF A TIE VOTE AT ANY MUNICIPAL ELECTION.

Staff recommendation continued on next page

5. Determine if Council wishes to authorize its membership, or individual members of its membership, to submit an argument(s) relating to the measure to increase the transient occupancy tax ("TOT") and clarify the definition of "hotels" that are subject to the tax. Then adopt Resolution 5(a) if Council wishes to direct the City Attorney to prepare an Impartial Analysis to be printed in the Sample Ballot, or Resolution 5(b) if an Impartial Analysis is not desired:

- (a) Resolution No. 16-36 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENTS REGARDING A CITY MEASURE CONCERNING THE POSSIBILITY OF INCREASING THE TRANSIENT OCCUPANCY TAX ("TOT") AND CLARIFYING THE DEFINITION OF "HOTELS" THAT ARE SUBJECT TO THE TAX, TO BE SUBMITTED TO CITY VOTERS AT A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 8, 2016 AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS.

OR

- (b) Resolution No. 16-36 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENTS REGARDING A CITY MEASURE CONCERNING THE POSSIBILITY OF INCREASING THE TRANSIENT OCCUPANCY TAX ("TOT") AND CLARIFYING THE DEFINITION OF "HOTELS" THAT ARE SUBJECT TO THE TAX, TO BE SUBMITTED TO CITY VOTERS AT A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 8, 2016.

6. If Council desires to allow rebuttals to arguments filed with regard to the transient occupancy tax measure, adopt Resolution No. 16-37 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR A CITY MEASURE CONCERNING THE POSSIBILITY OF INCREASING THE TRANSIENT OCCUPANCY TAX "TOT" AND CLARIFYING THE DEFINITION OF "HOTELS" THAT ARE SUBJECT TO THE TAX, TO BE SUBMITTED TO CITY VOTERS AT A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 8, 2016.

B. [Reassessment District No. 2016-1](#) Pages 9-B-1 through 9-B-204

Report from the Assistant City Manager concerning Reassessment District 2016-1.

Staff Recommendation

1. Adopt Resolution No. 16-41 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPROVING THE REASSESSMENT REPORT AND CONFIRMING REASSESSMENTS WITHIN REASSESSMENT DISTRICT NO. 2016-1.
2. Adopt Resolution No. 16-42 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF LIMITED OBLIGATION REFUNDING BONDS FOR REASSESSMENT DISTRICT NO. 2016-1, APPROVING THE FORM OF FISCAL AGENT AGREEMENT, FIRST SUPPLEMENTAL AGREEMENT, BOND PURCHASE AGREEMENT, PRELIMINARY OFFICIAL STATEMENT, AND CONTINUING DISCLOSURE AGREEMENT, AND AUTHORIZING OTHER ACTIONS IN CONNECTION THEREWITH.

C. [Fiscal Year 2017 City Budget](#) Pages 9-C-1 through 9-C-35

Report from the Assistant City Manager concerning the Fiscal Year 2017 City Budget.

Staff Recommendation

1. Adopt Resolution No. 16-44 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ADOPTING AND APPROVING THE BUDGET AT THE FUND LEVEL FOR THE CITY OF SAN CLEMENTE FOR THE 2017 FISCAL YEAR AND THE COMMITMENT OF FUND BALANCE.
2. Adopt Resolution No. 16-45 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ADOPTING A REVISED SALARY SCHEDULE AND NEW CLASSIFICATIONS AND AMENDING RESOLUTION NO. 16-21 AND ANY OTHER RESOLUTIONS IN CONFLICT THEREWITH.

- D. [Fiscal Year 2017 City Police Services Contract](#) Pages 9-D-1 through 9-D-45

Report from the Assistant City Manager concerning the FY 2017 City Police Services Contract.

Staff Recommendation

Approve, and authorize the Mayor to execute, Contract C16-36, by and between the City of San Clemente and the County of Orange, providing for police services for the 2017 fiscal year.

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.**

- A. [Ordinance No. 1625 \(Second Reading\) – Sanitary Sewer Rates](#) Pages 12-A-1 through 12-A-4

Staff Recommendation

Adopt Ordinance No. 1625 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING CHAPTER 13.24.190, SUBSECTIONS (D) AND (E) OF THE SAN CLEMENTE MUNICIPAL CODE RELATING TO SANITARY SEWER RATES.

- B. [Ordinance No. 1626 \(Second Reading\) – Water Rates](#) Pages 12-B-1 through 12-B-8

Staff Recommendation

Adopt Ordinance No. 1626 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING SECTION 13.04.220, SUBSECTIONS (A), (B) AND (C) OF THE SAN CLEMENTE MUNICIPAL CODE RELATING TO WATER RATES.

13. **Adjournment.**

Adjourn to an Adjourned Regular Meeting to be held on June 20, 2016 at 4:00 p.m. in the Council Chambers, located at 100 Avenida Presidio, San Clemente, California for the purpose of interviewing and making appointments to various City Commissions and Committees and the Talega Representative to the Friends of the Reserve Commission.

The next Regular City Council Meeting will be held on June 21, 2016 in the Council Chambers, located at 100 Avenida Presidio, San Clemente, California. Closed Session items will be considered at 5:00 p.m. The Regular Business Meeting will commence at 6:00 p.m.

Note: Meetings of the Public Financing Authority and Successor Agency to the San Clemente Redevelopment Agency will immediately follow the San Clemente City Council meeting of June 13, 2016.

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.