



CITY OF SAN CLEMENTE

REGULAR CITY COUNCIL

MEETING AGENDA

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

March 7, 2017
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.)

A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code section 54957

Title: City Attorney

B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

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

Number of Cases: 2

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

Case Number: USDC 8:16-cv-00852-DOC-JCG

Case Name: Emergency Shelter Coalition v. City of San Clemente

Case Number: OCSC 30-201400758880

BUSINESS MEETING (6:00 P.M.) – Regular Council Meeting

CALL TO ORDER

INVOCATION – James “Jim” Davis, Senior Chaplain, Orange County Sheriff’s Department

PLEDGE OF ALLEGIANCE

ROLL CALL

1. Special Presentations.

A. San Clemente Library Update

Presentation by Karen Wall, Senior Branch Librarian, concerning library events locally and countywide.

B. San Clemente High School Update

Presentation by San Clemente High School students Sara Barnes and Brigham Maready concerning campus activities.

C. San Clemente Day

Presentation by Samantha Thomas, Provisional Recreation Manager, concerning the City’s first annual San Clemente Day celebrations.

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 Adjourned Regular City Council Meeting minutes of February 21, 2017.](#)

B. **Receive and file:**

(1) [Regular Human Affairs Committee Meeting minutes of December 14, 2016.](#)

(2) [Regular Planning Commission Meeting minutes of February 22, 2017.](#)

C. **Warrant Register**

[Approve Wire Transfers Nos. 1602 through 1607, paid on 2/17/17, and Warrant Nos. 539153 through 539330, paid on 2/17/17, in the amount of.....\\$ 884,248.91](#)

[Approve Warrant Nos. 539331 through 539453, paid on 2/24/17, in the amount of.....\\$3,815,861.99](#)

TOTAL WARRANT REGISTER.....\$4,700,110.90

Payroll Register

Approve Warrant Nos. 557 through 558, and Automatic Deposit Advises 38176 through 38457, for the period 1/30/17 through 2/12/17, paid on 2/17/17, in the amount of.....\$ 404,108.25

TOTAL PAYROLL REGISTER.....\$ 404,108.25

- D. [Grant Application – California Division of Boating and Waterways \(North Beach Opportunistic Sand Replenishment Project\)](#) Pages 6-D-1 through 6-D-4

Staff Recommendation

Adopt Resolution No. 17-04 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPROVING THE APPLICATION FOR GRANT FUNDS UNDER THE CALIFORNIA DIVISION OF BOATING AND WATERWAYS PUBLIC BEACH RESTORATION PROGRAM FOR THE NORTH BEACH OPPORTUNISTIC SAND REPLENISHMENT PROJECT.

- E. [Bond Release - Marblehead Coastal Development Commercial Site Bridge \(Tract 8817\)](#) Pages 6-E-1 through 6-E-5

Staff Recommendation

Adopt Resolution No. 17-05 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AUTHORIZING THE RELEASE OF PERFORMANCE AND LABOR & MATERIAL BONDS RELATED TO THE MARBLEHEAD COASTAL DEVELOPMENT COMMERCIAL SITE BRIDGE IN TRACT 8817, SUBJECT TO RECEIPT AND APPROVAL OF A WARRANTY BOND.

- F. [Contract Amendment – Water Conservation Participation Agreement with Municipal Water District of Orange County](#) Pages 6-F-1 through 6-F-28

Staff Recommendation

Approve, and authorize the City Manager to execute, Amendment No. 1 to the Water Conservation Participation Agreement by and between the City of San Clemente and the Municipal Water District of Orange County (MWDOC).

- G. [Bid Rejection - Reservoir No. 8 Interior Coating](#) Pages 6-G-1 through 6-G-3

Staff Recommendation

Reject the public bids received on October 12, 2016 for Reservoir No. 8 Interior Coating, Project No. 15408, and direct Staff to rebid the project.

H. [Contract Award – Avenida Del Presidente Waterline Replacement](#)
Pages 6-H-1 through 6-H-4

Staff Recommendation

1. Approve the plans and specifications for the Avenida Del Presidente Waterline Replacement, Project No. 16405.
2. Approve, and authorize the Mayor to execute, Contract C17-08, by and between the City of San Clemente and Ferreira Construction, Inc., providing for the replacement of the Avenida Del Presidente Waterline, in the amount of \$608,018.

I. [Wyland National Mayor’s Challenge for Water Conservation](#) Pages 6-I-1 through 6-I-2

Staff Recommendation

Approve the City’s participation in the National Mayor’s Challenge for Water Conservation and authorize the Mayor to sign the online letter of support.

J. [Contract Amendment – Laboratory Services](#) Page 6-J-1

Staff Recommendation

1. Approve, and authorize the Mayor to execute, Amendment No. 1 to Contract C15-53, by and between the City of San Clemente and Sierra Analytical. This contract amendment increases the contract amount from \$250,000 to \$435,000, an increase of \$185,000, and extends the contract term to June 30, 2018.
2. Approve and authorize the City Manager to extend the contract for an additional twelve months for an amount not to exceed \$130,000.

K. [Contract Award – Workers’ Compensation Third Party Administration Services](#) Pages 6-K-1 through 6-K-3

Staff Recommendation

Approve, and authorize the Mayor to execute, Contract C17-09, by and between the City of San Clemente and AdminSure, Inc., providing for Workers’ Compensation Claims Administration Services, for a period of five years, for an amount not to exceed \$190,000.

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. [Ambulance Services Request for Proposals Scope of Services](#) Pages 8-A-1 through 8-A-25

Report from the Assistant City Manager concerning the scope of services for the Request for Proposals for Ambulance Services.

Staff Recommendation

Direct Staff to prepare and release a Request for Proposals (RFP) to pursue an ambulance provider to furnish the City with the services of two full-time ambulances, along with ambulance overflow services on an as-needed basis.

9. **New Business.**

- A. [Selection of San Clemente Trolley Signage and Stops](#) Pages 9-A-1 through 9-A-7

Report from the Public Works Director/City Engineer concerning the selection of San Clemente Trolley signage and stops.

Staff Recommendation

1. Approve the trolley stop signage and route, as depicted in Attachments 2 and 3 of the Administrative Report, dated March 7, 2017, and on file with the City Clerk.
2. Select either Trolley Stop A or Trolley Stop B as the trolley stop location at the San Clemente Outlets, as depicted in Attachment 4 of the Administrative Report, dated March 7, 2017, and on file with the City Clerk.

- B. [Selection of Signage for the Rideshare Beta Test Rider Program](#) Pages 9-B-1 through 9-B-9

Report from the Public Works Director/City Engineer concerning the selection of signage for the Rideshare Beta Test Rider Program.

Staff Recommendation

1. Confirm the program name of “SC Rides with Lyft”.
2. Approve the “SC Rides with Lyft” Concept 4 signage, as depicted in Attachment 2 of the Administrative Report, dated March 7, 2017, and on file with the City Clerk.

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.**

The next Regular Council Meeting will be held on March 21, 2017 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.

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 854. Meetings are also recorded via audio CD and DVD and retained as a City record in accordance with the City's records retention schedule.

USE OF ELECTRONIC VISUAL AIDS BY PUBLIC AT MEETINGS

To allow staff adequate time to confirm software compatibility, individuals wishing to utilize electronic visual aids to supplement their oral presentations at the meeting, must submit the electronic files to the City Clerk by no later than 12:00 p.m. on the day of the meeting. Only compatible electronic formats will be permitted to be used on City audio/visual computer equipment. Staff makes no guarantee that such material will be compatible, but will use its best efforts to accommodate the request.

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 Department 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 Department, located at 100 Avenida Presidio, San Clemente, during normal business hours.

The City Clerk's Department 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.