

CITY OF SAN CLEMENTE

City Council Minutes

Special Meeting – March 30, 2020

These minutes reflect the order in which items appeared on the meeting agenda and do not necessarily reflect the order in which items were actually considered.

A Special San Clemente City Council meeting was called to order on March 30, 2020 at 5:04 p.m. by Mayor Bane. This meeting was conducted via teleconference.

PRESENT HAMM, FERGUSON, JAMES*, WARD, MAYOR BANE
*Dialed in at 5:06 p.m.

ABSENT None.

STAFF PRESENT Robert Dunek, Interim City Manager; Scott Smith, City Attorney; Erik Sund, Assistant City Manager; Laura Campagnolo, Deputy City Clerk

1. **CLOSED SESSION**

In response to Council inquiry, City Attorney Smith confirmed that the agendaized description of this evening's Closed Session adequately covers the issues to be discussed in Closed Session and complies with the Brown Act.

MOTION BY COUNCILMEMBER HAMM, SECOND BY MAYOR BANE, CARRIED 4-0 (COUNCILMEMBER JAMES ABSENT), to recess to Closed Session at 5:07 p.m. to discuss the following:

- A. **THREAT TO PUBLIC SERVICES**
Pursuant to Government Code Section 54957
Consultation with City Manager and City Attorney

Public Meeting Reconvened

Council reconvened in open session at 6:10 p.m. with all members participating.

Closed Session Report

City Attorney Smith reported during this evening's Closed Session, Council took action to add text to the Resolution that will be discussed under Agenda Item 3-A. Additionally, City Attorney Smith announced that Council agreed to a potential amendment to the Settlement Agreement with Memorial Care; advised that Mayor Bane recused himself from the portion of the Closed Session relating to the Memorial Care issue because the law firm with which he is employed represents Memorial Care.

2. MOTION BY MAYOR BANE, SECOND BY COUNCILMEMBER WARD, CARRIED 5-0, to waive reading in full of all Resolutions and Ordinances.

3. **PUBLIC SESSION**

- A. **Consideration of A Resolution of the City Council of the City of San Clemente, California, Supplementing the City Council's Proclamation of a Local Emergency Regarding Novel Coronavirus (COVID-19)**

Deputy City Clerk Campagnolo read emails received from the public as follows:

Maura Mikulec, Capistrano Beach, urged that efforts be undertaken to protect the homeless population from the spread of COVID-19. A hard copy of Ms. Mikulec's email, dated March 30, 2020, is on file with the City Clerk.

Jacky Trani, San Clemente, urged Council to utilize emergency funding granted by Governor Newsom to provide shelter for homeless individuals. A hard copy of Ms. Trani's email, dated March 30, 2020, is on file with the City Clerk.

Lisa and Rick Zimmerman, Owners of kith & kin boutique, inquired whether the City is doing anything to aid small businesses during the COVID-19 crisis. A hard copy of the Zimmermans' email, dated March 30, 2020 is on file with the City Clerk.

Vonne Barnes, San Clemente, urged Council to contact all governmental agencies to expedite the opening of San Clemente Hospital. A hard copy of Ms. Barnes' email, dated March 30, 2020 is on file with the City Clerk.

During the ensuing discussion, Council and Staff responded to public inquiries relative to the following: 1) the County's plans to shelter homeless persons who are COVID-19 positive as well as those who are at-risk for COVID-19; and 2) resources available to assist small businesses during the pandemic.

Council requested that Staff prepare a Press Release to inform residents that San Clemente is a general law city and, as such, is duty bound to follow the laws of California, including direction being provided by the County Health Officer concerning COVID-19.

City Attorney Smith reviewed the contents of the Administrative Report and responded to Council inquiries.

MOTION BY MAYOR BANE, SECOND BY MAYOR PRO TEM FERGUSON, CARRIED 5-0, to adopt Resolution No. 20-24 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, SUPPLEMENTING ITS PROCLAMATION OF A LOCAL EMERGENCY REGARDING NOVEL CORONAVIRUS (COVID-19), with the direction that the following verbiage be added to Section 4:

"Mobile testing for COVID-19 for residents with priority to 92673 and 92672 zip codes is permitted in the Regional Medical Facilities 1 (RMF1) Zone for the duration of this local emergency."

RECESS TO CLOSED SESSION

MOTION BY MAYOR BANE, SECOND BY COUNCILMEMBER HAMM, CARRIED 5-0, to recess to Closed Session at 6:42 p.m. to discuss the following:

THREAT TO PUBLIC SERVICES

Pursuant to Government Code Section 54957
Consultation with City Manager and City Attorney

PUBLIC MEETING RECONVENED

Council reconvened in open session at 7:15 p.m., with all members present via teleconference.

4. **ADJOURNMENT**

MOTION BY COUNCILMEMBER HAMM, SECOND BY COUNCILMEMBER WARD, CARRIED 5-0, to adjourn at 7:15 p.m. The next Regular Council Meeting will be held via teleconference on Tuesday, April 7, 2020. The Closed Session will be conducted at 5:00 p.m. and the Regular Business Meeting will commence at 6:00 p.m.

CITY CLERK of the City of
San Clemente, California

MAYOR of the City of
San Clemente, California