



CITY OF SAN CLEMENTE

REGULAR CITY COUNCIL

MEETING AGENDA

San Clemente Community Center Auditorium
100 N. Calle Seville
San Clemente, California
www.san-clemente.org

December 7, 2021
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 Community Center Auditorium and deposit it in the speaker box.
- 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 invited by the Mayor, please step to the podium, and if you wish, state your name and the City in which you reside, and make 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. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Existing litigation pursuant to Government Code section 54956.9(d)(1)
Number of Cases: 3

Case Name: City of San Clemente v. Foothill/Eastern Transportation Corridor Agency and County of Orange
Case Number: OCSC 30-2017-00934703-CU-PT-CXC

Case Name: Housing is a Human Right v. the County of Orange and City of San Clemente
Case Number: 30-2019-01098573-CU-WM-CJC

Case Name: Laura Ferguson v. City of San Clemente, et al.
Case Number: OCSC 30-2021-01221022-CU-WM-CJC

B. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION

Initiation of litigation pursuant to Government Code section 54956.9(d)(4)
Number of potential cases: 1

C. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2)
Number of potential cases: 1
(Correspondence regarding potential claims is linked to agenda.)

BUSINESS MEETING (6:00 P.M.)

CALL TO ORDER

INVOCATION - Mark Ambrose, Lead Pastor, Pacific Coast Church

PLEDGE OF ALLEGIANCE

ROLL CALL

A. **ELECTION OF MAYOR AND MAYOR PRO TEMPORE**

Election of Mayor and Mayor Pro Tempore

The City Clerk will conduct the election for Mayor. The newly elected Mayor will then assume the Mayor's seat and will conduct the election for Mayor Pro Tempore.

1. **Special Presentations.**

A. **Video Holiday Performance by the San Clemente High School Madrigals**

Video holiday performance by the San Clemente High School Madrigals, under the direction of Alex Schultz.

B. **Update on Homeless Issue**

C. **Fiscal State of the City – Fiscal Year Ending June 30, 2021** Pages 1C-1 through 1C-6

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. Speakers may address Council once during either Oral Communications Part 1 or Part 2. 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 invited by the Mayor, please step to the podium, and if you wish, 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**

Staff Recommendation

- (1) [Approve the minutes of the Regular City Council Meeting of November 16, 2021.](#)

B. **Commission/Committee Minutes**

Staff Recommendation

Receive and file the following:

- (1) [Planning Commission Regular Study Session minutes of July 21, 2021.](#)
- (2) [Planning Commission Regular Meeting minutes of July 21, 2021.](#)
- (3) [Design Review Subcommittee Regular Meeting minutes of August 11, 2021.](#)
- (4) [Design Review Subcommittee Regular Meeting minutes of August 25, 2021.](#)
- (5) [Design Review Subcommittee Regular Meeting minutes of September 15, 2021.](#)
- (6) [Planning Commission Regular Study Session minutes of November 3, 2021.](#)
- (7) [Planning Commission Regular Meeting minutes of November 3, 2021.](#)

C. **Warrant Register**

Approve Wire Transfers Nos. 2548 through 2551 and Warrant Nos. 577410 through 577560, paid on 11-19-21, in the amount of.....\$ 1,097,166.69

Approve Wire Transfers Nos. 2552 through 2553 and Warrant Nos. 577561 through 577676, paid on 11-26-21, in the amount of.....\$ 2,324,949.17

TOTAL WARRANT REGISTER.....\$ 3,422,115.86

Payroll Register

Automatic Deposit Advises 75092 through 75344, for the period 11-1-21 through 11-14-21, paid on 11-19-21, in the amount of.....\$ 442,122.30

TOTAL PAYROLL REGISTER.....\$ 442,122.30

D. **Notice of Completion – Purchase and Installation of Storm Drain Trash Capture Devices in the Eastern Pico Corridor Project Area** Pages 6D-1 through 6D-7

Staff Recommendation

1. Accept the Purchase and Installation of Storm Drain Trash Capture Devices in the Eastern Pico Corridor Project Area, Project No. 20804, from the contractor, G2 Construction, Inc. (Contract No. C21-17)
2. Authorize the Mayor to execute, and the City Clerk to record, the Notice of Completion for the Purchase and Installation of Storm Drain Trash Capture Devices in the Eastern Pico Corridor Project Area, Project No. 20804.
3. Authorize the City Clerk to release the Payment Bond 35 days from the recordation of the Notice of Completion upon verification with the Utilities Department that no liens have been levied against G2 Construction, Inc.
4. Authorize the City Clerk to release the Performance Bond upon receipt of a Warranty Bond in the amount of 5% of the construction cost.

- E. [Contract Amendment – Crossing Guards at Avenida Vista Hermosa/Outlets at San Clemente](#) Pages 6E-1 through 6E-9

Staff Recommendation

Approve, and authorize the City Manager to execute, Amendment No. 2 to Contract C06-40, by and between the City of San Clemente and All City Management Services, providing for two additional crossing guards at Avenida Vista Hermosa/Outlets at San Clemente. This Amendment increases the maximum contact amount from \$162,028.80 to \$178,106.40, an increase of \$16,077.60.

- F. [Notice of Completion – Traffic Signal Installation at Camino Vera Cruz/Costa and Traffic Signal Modification at Camino Vera Cruz/Sarmentoso and FY 2020 Traffic Signal Cabinet and Pedestal Replacements](#) Pages 6F-1 through 6F-6

Staff Recommendation

1. Accept the Traffic Signal Installation at Camino Vera Cruz/Costa and Traffic Signal Modification at Camino Vera Cruz/Sarmentoso; and FY 2020 Traffic Signal Cabinet and Pedestal Replacements, Project Nos. 17347 and 10815 from the contractor, Select Electric, Inc. (Contract No. C20-35)
2. Authorize the Mayor to execute, and the City Clerk to record, the Notice of Completion for the Traffic Signal Installation at Camino Vera Cruz/Costa and Traffic Signal Modification at Camino Vera Cruz/Sarmentoso; and FY 2020 Traffic Signal Cabinet and Pedestal Replacements.
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 Select Electric, 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.

- G. [City of San Clemente Fiscal Year 2020-2021, Measure M2 Expenditure Report](#) Pages 6G-1 through 6G-8

Staff Recommendation

Adopt Resolution No. 21-48 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, TO ADOPT THE FISCAL YEAR 2020-2021 MEASURE M2 EXPENDITURE REPORT FOR THE CITY OF SAN CLEMENTE.

H. [Proposed Parking Prohibitions on N. El Camino Real and W. Avenida Santiago](#) Pages 6H-1 through 6H-16

Staff Recommendation

1. Prohibit parking on the south side of El Camino Real, east of Avenida Palizada for an additional 40 feet.
2. Prohibit parking on a) Avenida Santiago on the west side of a property's driveway exit located at 1010 South El Camino Real for a distance of 10 feet; b) Avenida Santiago from the southwest curb return of El Camino Real westerly 40 feet.
3. Adopt Resolution No. 21-49, entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING MASTER TRAFFIC RESOLUTION NO. 1846, ESTABLISHING 'NO PARKING AREAS' ON NORTH EL CAMINO REAL AND AVENIDA SANTIAGO.

I. [Contract Award – Work Uniform Rental, Carpet Mats, Shop Towels and Laundry Service](#) Pages 6I-1 through 6I-19

Staff Recommendation

Approve, and authorize the Public Works Director to execute, Contract C21-55, by and between the City of San Clemente and Prudential Overall Supply, in an amount not to exceed \$65,195.85 for a term of January 3, 2022 through June 30, 2025.

J. [Ratification of Emergency Purchases and Supplemental Funding for Cyprus Shore Pump Station Emergency Operation and Cyprus Shore Storm Drain Emergency Relocation](#) Pages 6J-1 through 6J-13

Staff Recommendation

1. Make a finding that an emergency exists due to the potential failure of an existing sewer pump station and storm drain system and that the situation requires immediate action to prevent or mitigate impairment to property and public services, that might otherwise occur if required to incur delays attributed to the typical engineering design and public competitive bidding process.
2. Declare that the public interest and necessity demand the immediate expenditure of public funds to safeguard public health.
3. Approve a supplemental appropriation in the amount of \$236,000 to Account 054-476-45300-000-12209 from the Sewer Fund Depreciation Reserve.

Staff Recommendation continued on following page

4. Approve a supplemental appropriation in the amount of \$155,000 to Account 059-553-45300-000-12004 from the Storm Drain Fund Depreciation Reserve.
5. Authorize the City Manager to approve a change order with O'Connell Engineering and Construction, Inc. on a time-and-materials basis for up to \$168,000 for Cyprus Shore Emergency Pump Station Bypass Operation, Project No 12209.
6. Ratify a purchase with Envirocon Systems for storm drain pipe and fittings in the amount of \$120,000 for Cyprus Shore Storm Drain Emergency Relocation, Project No 12004.
7. Ratify Contract No. C21-56, by and between the City of San Clemente and Sancon Technologies, Inc., providing for the Cyprus Shore Storm Drain Emergency Relocation, Project No 12004, in the amount of \$57,280.

K. [Contract Amendments - Exclusive Sales/Lease Listing Agreements for City Properties at 100 Avenida Presidio and Avenida Vista Hermosa/La Pata](#) Pages 6K-1 through 6K-8

Staff Recommendation

1. Approve, and authorize the City Manager to execute, Amendment No. 3 to Contract No. C19-49, by and between the City of San Clemente and CBRE, Inc., an exclusive sales/lease listing agreement for the City properties at the southwest corner of Avenida Vista Hermosa and Avenida La Pata and 100 Avenida Presidio, to extend the agreement until December 19, 2023.
2. Approve, and authorize the City Manager to execute, Amendment No. 2 to Contract No. C19-83, by and between the City of San Clemente and CBRE, Inc., providing for the sale/lease of City-owned property at the southwest corner of Avenida Vista Hermosa and Avenida La Pata, to extend the agreement until December 19, 2023.

L. [Contract Amendment - Legal Services](#) Page 6L-1

Staff Recommendation

Approve, and authorize the City Manager to execute, Amendment No. 2 to Contract C19-43, by and between the City of San Clemente and O'Melveny & Myers LLP, relating to legal services. This Amendment increases the maximum contract amount from \$150,000 to \$200,000, an increase of \$50,000.

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.

- A. [Appeals of Minor Conditional Use Permit 21-006, Shared Parking and Beer and Wine Service for the Buona Forchetta Restaurant Project Located at 1014 S. El Camino Real](#) Pages 7A-1 through 7A-133

Public Hearing to consider appeals by the project applicant and a resident concerning the Zoning Administrator's approval of Minor Conditional Use Permit 21-006, for the Buona Forchetta restaurant project's shared parking and beer and wine service. The project is located at 1014 S. El Camino Real. The City Council will consider the appeal as a de novo hearing, and shall not be limited to the issues raised in the appeals, but rather shall be entitled to review new evidence and to consider all elements of the appealed action.

Zoning Administrator and Staff Recommendation

Adopt Resolution No. 21-50 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPROVING MINOR CONDITIONAL USE PERMIT 21-006 BUONA FORCHETTA SHARED PARKING AND ON-SITE BEER AND WINE SERVICE, TO ALLOW SHARED PARKING AT A MIXED USE DEVELOPMENT, TO SUPPORT A RESTAURANT WITH 32 INDOOR SEATS AND INDOOR AND OUTDOOR BEER AND WINE SERVICE FOR THE RESTAURANT, LOCATED AT 1014 S. EL CAMINO REAL, AND TO REMOVE CONDITION NO. 50 OF CITY COUNCIL RESOLUTION NO. 15-52.

- B. [Coastal Resiliency Plan](#) Pages 7B-1 through 7B-91

Public Hearing to consider adoption of the City's Coastal Resiliency Plan.

Staff Recommendation

1. Adopt Resolution No. 21-51 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, TO ADOPT THE COASTAL RESILIENCY PLAN AND AUTHORIZE THE SUBMITTAL OF THE COASTAL RESILIENCY PLAN TO THE CALIFORNIA COASTAL COMMISSION TO RECEIVE AND FILE AS A FINAL LOCAL COASTAL PROGRAM PLANNING GRANT DELIVERABLE.
2. Adopt Resolution No. 21-52 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AUTHORIZING SUBMITTAL OF AN APPLICATION TO THE CALIFORNIA COASTAL COMMISSION FOR A LOCAL COASTAL PROGRAM GRANT TO SUPPORT COASTAL RESILIENCY PLAN IMPLEMENTATION.

8. **Unfinished Business.**

None.

9. **New Business.**

A. **[Code Amendment - Waste Discharge Pretreatment and Source Control Program](#)** Pages 9A-1 through 9A-134

Report from the Utilities Director concerning the possibility of amending the Code of the City of San Clemente as it relates to the Waste Discharge Pretreatment and Source Control program.

Staff Recommendation

Introduce Ordinance No. 1721 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING CHAPTER 13.28 OF THE SAN CLEMENTE MUNICIPAL CODE RELATING TO WASTE DISCHARGE PRETREATMENT AND SOURCE CONTROL PROGRAM.

B. **[Urgency Ordinance – Regulation of Urban Lot Splits and Two-Unit Projects Under SB 9](#)** (Agendized by Council at its November 16, 2021 meeting)

Report from the Community Development Director concerning possible adoption of an Urgency Ordinance to add Chapters 16.50 and 17.86 to the San Clemente Municipal Code and amend Section 17.52.020 to regulate urban lot splits and two-unit projects under SB 9 and finding the action to be exempt from CEQA.

Staff Recommendation

Adopt Urgency Ordinance No. 1723 entitled AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, ADDING CHAPTERS 16.50 AND 17.86 AND AMENDING SECTION 17.52.020 TO THE SAN CLEMENTE MUNICIPAL CODE TO REGULATE URBAN LOT SPLITS AND TWO-UNIT PROJECTS UNDER SB 9; AND FINDING THE ACTION TO BE EXEMPT FROM CEQA.

- C. [City Policy 103-6 \(Closed Circuit/IP Camera System Policy\)](#) (Agendized at the November 2, 2021 City Council meeting by Councilmember Ferguson, with the support of Councilmember Knoblock). Pages 9C-1 through 9C-4
- D. [Code Amendment - Shopping Carts and Publicly Stored Personal Property](#) Pages 9D-1 through 9D-23

Report from the City Attorney and Code Compliance concerning the possibility of adopting an Ordinance to amend the Code of the City of San Clemente relating to shopping carts and publicly stored personal property and finding the Ordinance not subject to the California Environmental Quality Act.

Staff Recommendation

1. Find that the Ordinance is not subject to the requirements of CEQA for the following reasons:
 - a. The Ordinance does not qualify as a “project” under CEQA and because the Ordinance will not result in a direct or reasonably foreseeable indirect physical change in the environment; and
 - b. The Ordinance is exempt under State CEQA Guidelines Section 15061(b)(3), the general rule exemption, because it can be seen with certainty that there is no possibility that the Ordinance will have a significant effect on the environment.
2. Introduce Ordinance No. 1722 entitled AN ORDINANCE OF THE CITY COUNCIL OF SAN CLEMENTE, CALIFORNIA AMENDING TITLES 8 AND 12 OF THE SAN CLEMENTE MUNICIPAL CODE REGARDING SHOPPING CARTS, CRITICAL INFRASTRUCTURE AND PUBLIC STORAGE OF PERSONAL PROPERTY AND FINDING THE ORDINANCE NOT SUBJECT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT
3. Repeal City Council Resolution No. 18-01.

- E. [Settlement Agreements with Distributors of Opioids, Amerisource Bergen, Cardinal Health, and McKesson, and Opioid Manufacturer Janssen \(Owned by Johnson & Johnson\)](#) Pages 9E-1 through 9E-843
[PART 2 of Agenda Report](#) [PART 3 Agenda Report](#)

Report from the City Attorney concerning the possibility of opting into settlement agreements with distributors of opioids, Amerisource Bergen, Cardinal Health, and McKesson, and Opioid Manufacturer Janssen (owned by Johnson & Johnson).

Staff Recommendation

1. Opt into settlement agreement with opioid distributors, Amerisource Bergen, Cardinal Health, and McKesson, whereby the County of Orange will receive the City's designated share of settlement funds, and direct the City Manager to execute any documents necessary to implement the action.
2. Opt into settlement agreement with opioid manufacturer, Janssen (owned by Johnson & Johnson), whereby the County of Orange will receive the City's designated share of the settlement funds, and direct the City Manager to execute any documents necessary to implement the action.

- F. [Ballot Initiative for Local Control](#) (Agendized at the November 16, 2021 City Council meeting by Mayor Pro Tem James, with the support of Councilmember Knoblock and Mayor Ward). Pages 9F-1 through 9F-14

Report from the Assistant to the City Manager concerning a ballot initiative for local control.

Staff Recommendation

Adopt Resolution No. 21-53 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, EXPRESSING SUPPORT FOR THE "BRAND-HUANG MENDOZA TRIPARTISAN LAND USE INITIATIVE" TO AMEND ARTICLE XI OF THE CONSTITUTION OF THE STATE OF CALIFORNIA TO MAKE ZONING AND LAND USE COMMUNITY AFFAIRS, AND NOT OF STATE INTEREST.

- G. [Letter to California Joint Powers Insurance Authority \(CJPIA\) - Acknowledging Duties Identified in the Memorandum of Coverage](#) (Agendized by Council at its meeting of November 16, 2021.) Pages 9G-1 through 9G-2

Report from the Assistant to the City Manager concerning a draft letter to be sent to the California Joint Powers Insurance Authority acknowledging the City Council's individual and collective commitment to the obligations specified in the Memorandum of Coverage.

Staff Recommendation

Consider executing the letter to the California Joint Powers Insurance Agency Authority, dated December 7, 2021, that conveys the City Council's individual and collective commitment to the obligations specified in the Memorandum of Coverage. The proposed letter is included as Attachment 1 to the Administrative Report, dated December 7, 2021.

- H. [Code Amendments and Updates to Policies and Procedures 201-2-2, 201-2-3 and 201-2-8 as they Relate to the City Manager's Authority to Approve City Contracts](#) Pages 9H-1 through 9H-20

Report from City Clerk concerning Code amendments and updates to Policies and Procedures 201-2-2, 201-2-3 and 201-2-8 as they relate to the City Manager's authority to approve City contracts.

Staff Recommendation

1. Introduce Ordinance No. 1724 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING THE CODE OF THE CITY OF SAN CLEMENTE AS IT RELATES TO THE CITY MANAGER'S AUTHORITY TO APPROVE AND EXECUTE CITY CONTRACTS.
2. Approve, and authorize the Mayor to execute, Policy and Procedure 201-2-2 (Purchasing Policies and Procedures for Public Works Projects), effective December 7, 2021.
3. Approve, and authorize the Mayor to execute, Policy and Procedure 201-2-3 (Selection of Professional Service Contracts), effective December 7, 2021.
4. Approve, and authorize the Mayor to execute, Policy and Procedure 201-2-8 (Selection of General Services Consultants and Contractors), effective December 7, 2021.

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 invited by the Mayor, please step to the podium, and if you wish, state your name and the City in which you reside, and make your 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**

(1) [Update to Council Appointees to Regional Committees, Commissions and Boards](#) Pages 11D(1)-1 through 11D(1)-5

Report from the City Clerk concerning an update to Council appointees to regional committees, commissions and boards.

Staff Recommendation

1. Update Councilmember appointments to various regional committees, commissions and boards.

2. Determine the Councilmember who will serve as the City's representative to the Orange County Fire Authority Board of Directors. If Council selects a Councilmember other than Mayor Ward (who is the City's current OCFA representative), adopt Resolution No. 21-54, entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, DESIGNATING AND APPOINTING ITS REPRESENTATIVE TO THE ORANGE COUNTY FIRE AUTHORITY'S BOARD OF DIRECTORS, with the direction that the name of the City's new Director be inserted.

12. **Resolutions/Ordinances.**

- A. [Ordinance No. 1720 \(Second Reading\) – Zoning Amendment 21-118 \(Updating Erroneous Permitted Use Table Placement and Definitions for Consistency with the General Plan and State and Federal Law\)](#) Pages 12A-1 through 12A4

Staff Recommendation

Adopt Ordinance No. 1720 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, TO APPROVE AND ADOPT AMENDMENTS TO THE CITY OF SAN CLEMENTE MUNICIPAL CODE TITLE 17, ZONING, UPDATING ERRONEOUS PERMITTED USE TABLE PLACEMENT AND DEFINITIONS FOR CONSISTENCY WITH THE GENERAL PLAN AND STATE AND FEDERAL LAW.

13. **Adjournment.**

The next Regular Council Meeting is scheduled to take place on December 21, 2021. Closed Session items will be considered at 5:00 p.m. and the Regular Business Meeting will commence at 6:00 p.m. The meeting will take place in the Community Center Auditorium, located at 100 N. Calle Seville, San Clemente.

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 available for live-stream or post meeting viewing from the City's website. Meetings are also recorded via audio CD and/or 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 Community Center Auditorium, located at 100 North Calle Seville, 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 a Regular Meeting and 24 hours prior to a Special 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 Community Center 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 910 Calle Negocio, San Clemente, during normal business hours.

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