



CITY OF SAN CLEMENTE

ADJOURNED REGULAR CITY COUNCIL MEETING AGENDA



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

July 19, 2022
4:30 p.m. – Committee Interviews
5:00 p.m. – Business Meeting I
6:00 p.m. – Closed Session
7:00 p.m. – Business Meeting II

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 turn it in 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 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.

Human Affairs Committee Interviews and Appointments (4:30 P.M.)

Staff Recommendation

Interview applicants for the Human Affairs Committee and appoint one citizen to fill a term to expire June 30, 2023 and two citizens to fill terms to expire June 30, 2024.

BUSINESS MEETING PART 1 (5:00 P.M.)

CALL TO ORDER

INVOCATION – Pastor Seth Ebel, Shoreline Community Church.

PLEDGE OF ALLEGIANCE

ROLL CALL

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

2. **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.

3. **Oral Communications (30 Minutes).** 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 Oral Communications, 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. 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.

4. **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 and Special City Council Meeting of June 7, 2022.](#)
- (2) [Approve the minutes of the Adjourned Regular Meeting of June 15, 2022.](#)
- (3) [Approve the minutes of the Adjourned Regular Meeting of June 21, 2022.](#)

B. **Commission/Committee Minutes**

Staff Recommendation

Receive and file the following:

- (1) [Planning Commission Regular Meeting minutes of April 6, 2022.](#)
- (2) [Human Affairs Committee Regular Meeting minutes of December 14, 2021.](#)
- (3) [Human Affairs Committee Special Meeting minutes of March 1, 2022.](#)
- (4) [Human Affairs Committee Regular Meeting minutes of April 12, 2022.](#)
- (5) [Golf Course Committee Regular Meeting minutes of February 3, 2022.](#)
- (6) [Beaches, Parks and Recreation Commission Regular Meeting minutes of February 8, 2022.](#)
- (7) [Zoning Administrator Regular Meeting minutes of May 19, 2022.](#)
- (8) [Zoning Administrator Special Meeting minutes of May 24, 2022.](#)

Staff recommendation continued on following page

- (9) [Planning Commission Regular Meeting minutes of June 8, 2022.](#)
- (10) [Planning Commission Regular Meeting minutes of May 18, 2022.](#)
- (11) [Design Review Subcommittee Meeting minutes of May 25, 2022.](#)
- (12) [Design Review Subcommittee Meeting minutes of June 15, 2022.](#)

C. **Warrant Register**

[Approve Wire Transfer Nos.](#)
[2662 through 2663 and Warrant Nos.](#)
[581270 through 581374, paid on](#)
[6-10-22, in the amount of.....](#) \$ 829,041.32

[Approve Wire Transfer Nos.](#)
[2664 through 2667 and Warrant Nos.](#)
[581375 through 581568, paid on](#)
[6-17-22, in the amount of.....](#) \$ 1,067,982.16

[Approve Wire Transfer Nos.](#)
[2668 through 2669 and Warrant Nos.](#)
[581569 through 581740, paid on](#)
[6-24-22, in the amount of.....](#) \$ 1,038,912.76

[Approve Wire Transfer Nos.](#)
[2670 through 2673 and Warrant Nos.](#)
[581741 through 581993, paid on](#)
[7-1-22, in the amount of.....](#) \$ 4,413,296.83

[Approve Wire Transfer Nos.](#)
[2674 through 2678 and Warrant Nos.](#)
[581994 through 582127, paid on](#)
[7-8-22, in the amount of.....](#) \$ 1,531,673.53

[Approve Wire Transfer Nos.](#)
[2679 through 2684 and Warrant Nos.](#)
[582128 through 582306, paid on](#)
[7-15-22, in the amount of.....](#) \$ 4,179,668.12

TOTAL WARRANT REGISTER.....\$ 13,060,574.72

Payroll Register

Bank Adjustment Replacement
Check 868, Automatic Deposit
Advises 78918 through 79215,
for the period 5-30-22 through
6-12-22, paid on 6-17-22,
in the amount of.....\$ 481,119.81

Warrant Nos. 869 through 872 and
Automatic Deposit Advises 79216
through 79528, for the period
6-13-22 through 6-26-22, paid
on 7-1-22, in the amount of.....\$ 471,488.51

Automatic Deposit Advises 79529
through 79834, for the period
6-27-22 through 7-10-22, paid
on 7-15-22, in the amount of.....\$ 771,157.62

TOTAL PAYROLL REGISTER.....\$ 1,723,765.94

- D. [Bid Rejection – Citywide Catch Basins Rehabilitation](#) Pages 4D-1 through 4D-2

Staff Recommendation

1. Reject all bids for the Citywide Catch Basins Rehabilitation, Project No. 21001, pursuant to Section 20166 of the Public Contract Code.
2. Authorize Staff to revise the bid package and re-bid the Citywide Catch Basins Rehabilitation Project.

- E. [Final Parcel Map 2021-188 – Artis Memory Care Facility at 2401 Calle Frontera](#) Pages 4E-1 through 4E-3

Staff Recommendation

1. Accept on behalf of the City of San Clemente, the water rights within Final Parcel Map 2021-188 as dedicated.
2. Accept on behalf of the City of San Clemente, the storm drain easement subject to the improvements being deemed complete as determined by the City Engineer.
3. Accept on behalf of the City of San Clemente, the public access and sidewalk easement as subject to the improvements being deemed complete as determined by the City Engineer.

Staff recommendation continued on following page

4. Accept on behalf of the City of San Clemente, the emergency access easements as dedicated.
5. Approve the Final Parcel Map 2021-188 as it conforms to the requirements set forth in the Subdivision Map Act and the previously approved Tentative Parcel Map.
6. Authorize the Public Works Director/City Engineer to execute the Final Parcel Map.
7. Authorize the City Clerk to execute and submit the Final Parcel Map to the County of Orange Recorder's Office for recordation.
8. Authorize the Public Works Director/City Engineer to execute a Certificate of Acceptance for the storm drain and pedestrian access sidewalk improvements.
9. Authorize the City Clerk to execute and submit the Certificate of Acceptance to the County of Orange Recorder's Office for recordation.

F. [Contract Award – Emergency Management Services](#) Pages 4F-1 through 4F-22

Staff Recommendation

Approve, and authorize the Public Works Director/City Engineer to execute, Contract No. C22-38, by and between the City of San Clemente and Jacob Green and Associates, providing for emergency management services, in the amount of \$90,000 for a 1-year agreement from July 1, 2022 through June 30, 2023.

G. [Contract Award – Pressure Washing Services in the Downtown Area](#) Pages 4G-1 through 4G-28

Staff Recommendation

Approve, and authorize the Public Works Director/City Engineer to execute, Contract No.C22-39, by and between the City of San Clemente and Powerclean, providing for pressure washing services in the downtown area, in an amount not to exceed \$64,620, for a 1-year agreement from July 1, 2022 through June 30, 2023.

- H. [Ordinance No. 1731 \(Second Reading\) – “Water Conservation Ordinance”](#) Pages 4H-1 through 4H-16

Staff Recommendation

Adopt Ordinance No. 1731 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE AMENDING CHAPTER 13.12 SECTION 13.12.010-13.12.110 OF THE MUNICIPAL CODE (“WATER CONSERVATION ORDINANCE”).

- I. [Ordinance No. 1732 \(Second Reading\) – Bicycle Repairs in Public](#) Pages 4I-1 through 4I-6

Staff Recommendation

Adopt Ordinance No. 1732 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ADDING CHAPTER 10.54 TO TITLE 10 (VEHICLES AND TRAFFIC) OF THE SAN CLEMENTE MUNICIPAL CODE RELATING TO THE PROHIBITION ON REPAIRS, SALES, AND STORAGE OF BICYCLES AND BICYCLE PARTS ON PUBLIC PROPERTY AND FINDING THE ORDINANCE NOT SUBJECT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

- J. [Contract Award – Storm Drain Improvements at 1601 Calle Las Bolas](#) Pages 4J-1 through 4J-7

Staff Recommendation

1. Approve the plans and specifications for the Storm Drain Improvements at 1601 Calle Las Bolas, Project No. 10015.
2. Approve, and authorize the Public Works Director/City Engineer to execute, Contract No. C22-40, by and between the City of San Clemente and Innovation, Inc., providing for Storm Drain Improvements at 1601 Calle Las Bolas, in the amount of \$499,460.

- K. [Lease Amendment – Parking Lot Lease at 175 Ave. Cabrillo](#) Pages 4K-1 through 4K-10

Staff Recommendation

Approve, and authorize the City Manager to execute, Amendment No. 1 to Contract No. C07-22, a Parking Lot Lease Agreement, by and between the City of San Clemente and Cynthia Taylor Carrick, William Dowling Taylor and Marjorie Taylor Boughton, to increase the monthly lease rate to \$500 per month, an increase of \$150 per month.

L. [Ratification of Emergency Purchases and Supplemental Funding for Cyprus Shore Pump Station Emergency Operation and Cyprus Shore Storm Drain Emergency Relocation](#) Pages 4L-1 through 4L-46

Staff Recommendation

1. Make a finding that an emergency continues to exist 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 is required to incur delays attributed to the typical engineering design and public competitive bid process.
2. Approve a supplemental appropriation in the amount of \$357,225 to Account No. 054-476-45300-000-12209 from the Sewer Fund Depreciation Reserve.
3. Ratify a change order with O’Connell Engineering and Construction, Inc., on a time and materials basis in the amount of \$255,000 for the Cyprus Shore Emergency Pump Station Bypass Operation, Project No. 12209.
4. Approve a supplemental appropriation in the amount of \$98,412 from the Storm Drain Fund Depreciation to Account No. 059-553-45300-000-12004.
5. Ratify emergency Contract No. C22-41, approved by the City Manager, by and between the City of San Clemente and AKM Consulting Engineers, providing for design services for Cyprus Shore Storm Drain Emergency Relocation, in the amount not to exceed \$98,412.

M. [Update the Measure M2 Seven-Year Capital Improvement Program for Fiscal Years 2022-23 Through 2028-29](#) Pages 4M-1 through 4M-20

Staff Recommendation

Approve the Updated Measure M2 Seven-Year Capital Improvement Program list of projects for Fiscal Years 2022-2023 through 2028-2029.

N. [Mural on Public Property – North Beach Concession/Restroom Building](#) Pages 4N-1 through 4N-10

Staff, Beaches, Parks and Recreation Commission, and the Design Review Subcommittee Recommendation

1. Waive the 30-day public notice posting requirement to facilitate an expedited mural installation process.

Staff recommendation continued on following page

2. Approve the “Character Counts” mural proposed by the San Clemente Sunrise Rotary and San Clemente High School Interact Club to be installed on the south wall of the North Beach concession and restroom building.

O. **Contract Amendment – As Needed Building Permit Technical Services**
Pages 4O-1 through 4O-24

Staff Recommendation

Approve, and authorize the City Manager to execute, Amendment No. 1 to Contract No. AC-1038, by and between the City of San Clemente and 4Leaf Inc, Consultants, providing for as-needed permit technician services. This amendment increases the contract amount to \$125,000 (an increase of \$75,000) and extends the contract to June 30, 2025.

P. **Notice of Completion – Shorecliffs Golf Course Storm Drain Repair**
Pages 4P-1 through 4P-32

Staff Recommendation

1. Accept the Shorecliffs Golf Course Storm Drain Repair, from the contractor, Cheloletty Engineering, CIP Project No. 12609.
2. Authorize the Public Works Director/City Engineer to execute and record, the Notice of Completion for Shorecliffs Golf Course Storm Drain Repair, located north of Avenida Vaquero.
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 the contractor, Cheloletty Engineering.

Q. **Notice of Completion – Emergency Shoring of the Mariposa Beach Trail Pedestrian Bridge** Pages 4Q-1 through 4Q-6

Staff Recommendation

1. Accept the Emergency Shoring of the Mariposa Beach Trail Pedestrian Bridge, from the contractor, Jilk Heavy Construction, Inc., CIP Project No. 11810.
2. Authorize the Public Works Director/City Engineer to execute and record, the Notice of Completion for the Emergency Shoring of the Mariposa Beach Trail Pedestrian Bridge.
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 the contractor, Jilk Heavy Construction, Inc.

- R. [Notice of Completion – Jim Johnson Memorial Sports Park Errant Ball Nets](#) Pages 4R-1 through 4R-5

Staff Recommendation

1. Accept the Jim Johnson Memorial Sports Park Errant Ball Nets, from the contractor, Judge Netting, Inc., CIP Project No. 12108.
2. Authorize the Public Works Director/City Engineer to execute and record, the Notice of Completion for the Jim Johnson Memorial Sports Park Errant Ball Nets.
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 the contractor, Judge Netting, Inc.

- S. [Contract Award – La Pata Sewer Lift Station Rehabilitation](#) Pages 4S-1 through 4S-7

Staff Recommendation

1. Approve the plans and specifications for the La Pata Sewer Lift Station Rehabilitation, CIP Project No. 20201.
2. Approve a supplemental appropriation in the amount of \$31,000 from the Sewer Depreciation Reserve Fund to Account No. 054-476-43470-000-20201.
3. Approve, and authorize the Public Works Director/City Engineer to execute, Contract No. C22-43, by and between the City of San Clemente and Jennette Company, Inc., providing for the La Pata Sewer Lift Station Rehabilitation, in the amount of \$90,745.

- T. [Construction Contingency Increase for the Calle Real Waterline Improvements](#) Pages 4T-1 through 4T-5

Staff Recommendation

Approve a \$100,000 increase in construction contingency for the Calle Real Water Line Improvements, CIP Project No. 19516.

- U. [Proposed Parking Changes on Avenida Del Mar](#) Pages 4U-1 through 4U-6

Staff Recommendation

1. Create two metered Public Parking spaces on Avenida Del Mar approximately 41 feet north of the northeast curb return at Acebo Lane.
2. Prohibit Parking on Avenida Del Mar, east side, from the northeast curb return at Acebo Lane in a northerly direction for a distance of 41 feet.
3. Prohibit Parking on Avenida Del Mar, east side, from a point 77 feet northeast of the curb return at Acebo Lane, thence northerly 8 feet.
4. Adopt Resolution No. 22-31, 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 AVENIDA DEL MAR.

- V. [Contract Award – School Crossing Guard Services](#) Pages 4V-1 through 4V-85

Staff Recommendation

1. Approve, and authorize the City Manager to execute, Contract No. C22-44, by and between the City of San Clemente and All City Management Services, Inc., providing for school crossing guard services in an amount not to exceed \$263,695 for Fiscal Year 2022-23 and \$271,636 for Fiscal Year 2023-24.
2. Approve a supplemental appropriation of \$90,195 from the General Fund undesignated fund balance to Account No. 001-218-43624-000-00000.
3. Authorize the Public Works Director/City Engineer to approve annual increases to the proposed contract amount not to exceed the Consumer Price Index adjustment per Exhibit A of Contract No. C22-44.
4. Authorize the City Manager to execute two 1-year extensions with All City Management Services, Inc. for an amount not to exceed \$305,627 plus CPI increases per Fiscal Year based on successful demonstration of contract performance.

- W. [Contract Award – Fiscal Year 2023 Street Improvement Program and Fiscal Year 2023 Arterial Street Pavement Maintenance](#) Pages 4W-1 through 4W-9

Staff Recommendation

1. Approve the plans and specifications for Fiscal Year 2023 Street Improvement Program and Fiscal Year 2023 Arterial Street Pavement Maintenance, Project Nos. 13327 and 13320.
2. Approve, and authorize the Public Works Director/City Engineer to execute, Contract No. C22-45, by and between the City of San Clemente and Roy Allan Slurry Seal, Inc., providing for Fiscal Year 2023 Street Improvement Program and Fiscal Year 2023 Arterial Street Pavement Maintenance, in the amount of 2,930,365.

- X. [Contract Amendment – Approve Second Option Year Extension for Maintenance Services Contracts](#) Pages 4X-1 through 4X-66

Staff Recommendation

1. Approve, and authorize the City Manager to execute, Amendment No. 2 to Contract No. C18-40, by and between the City of San Clemente and Professional Sports Field Maintenance Inc. (PSFM), providing for infields and track maintenance in the amount of \$447,880, for the period of July 1, 2022 through June 30, 2023.
2. Approve, and authorize the City Manager to execute, Amendment No. 2 to Contract No. C18-41, by and between the City of San Clemente and Animal Pest Management, providing for landscape rodent control, in the amount of \$40,950, for the period of July 1, 2022 through June 30, 2023.
3. Approve, and authorize the City Manager to execute, Amendment No. 2 to Contract No. C18-43, by and between the City of San Clemente and Colts Landscape, Inc., providing for landscape maintenance of City Parks/Properties west of I-5, in the amount of \$551,713, for the period of July 1, 2022 through June 30, 2023.
4. Approve, and authorize the City Manager to execute, Amendment No. 2 to Contract No. C18-47, by and between the City of San Clemente and Greentech Landscape, Inc., providing for water facilities landscape maintenance, in the amount of \$42,500, for the period of July 1, 2022 through June 30, 2023.

- Y. [Proposed Tax Liens – 2020-21 Weed Abatement and 2018-21 Storm Drain/Clean Ocean Charges](#) Pages 4Y-1 through 4Y-11

Staff Recommendation

1. Adopt Resolution No. 22-32 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, REQUESTING THE ORANGE COUNTY AUDITOR-CONTROLLER TO ADD UNPAID WEED ABATEMENT ASSESSMENTS TO THE FY 2022-23 TAX ROLLS.
2. Adopt Resolution No. 22-33 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, REQUESTING THE ORANGE COUNTY AUDITOR-CONTROLLER TO ADD DELINQUENT STORM DRAIN AND CLEAN OCEAN FEES TO THE FY 2022-23 TAX ROLLS.
3. Direct City Finance Staff to file the resolutions with the Orange County Auditor-Controller, thereby placing a lien on the affected properties in order to collect revenue owed to the City.

- Z. [Contract Amendment – Contract Planning Services](#) Pages 4Z-1 through 4Z-23

Staff Recommendation

Approve, and authorize the City Manager to execute, Amendment No. 2 to Contract AC-1031, by and between the City of San Clemente and CSG Consultants, providing for contract planning services. This Amendment increases the contract amount from \$130,000 to \$190,000 (an increase of \$60,000).

- AA. [PierPride Picnic Table Donation at End of Pier Concession](#) Pages 4AA-1 through 4AA-3

Staff Recommendation

Approve the installation of and accept a donation through C.A.R.E. Program from PierPride Foundation for a picnic table located at the end of the pier concession stand or provide further direction.

- BB. [Agreement Amendment – Coastal Animal Services Association Joint Powers Agreement](#) Pages 4BB-1 through 4BB-24

Staff Recommendation

Approve, and authorize the Mayor to execute, the amended and restated agreement (Contract No. C19-75) by and between the City of San Clemente and the City of Dana Point for the Coastal Animal Services Joint Powers Agreement.

5. **Reports. (If the Reports section is not completed by 6:00 p.m., it will be continued at the end of Business Meeting Part 2.)**

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

- 1. [Designation of Voting Delegate and Alternate\(s\) to Represent San Clemente at the League of California Cities Annual Business Meeting](#) Pages 5D-1 through 5D-5

Staff Recommendation

Determine whether or not to appoint a voting delegate to represent the City at the Annual Business Meeting of the League of California Cities Annual Conference on September 9, 2022, and also determine whether or not to appoint an alternate(s) to vote on the City's behalf in the event the voting delegate is unable to vote at the Annual Business Meeting.

- E. **Council Subcommittee Updates**

CLOSED SESSION (6:00 P.M.)

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Existing litigation pursuant to Government Code section 54956.9(d)(1)
Number of Cases: 2

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

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

B. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8
Property: Capacity in Trampas Canyon Reservoir, Rancho Mission Viejo, California
Agency Negotiator: Erik Sund, David Rebensdorf
Negotiating Parties: City of San Clemente and Santa Margarita Water District
Under Negotiation: Price and terms of payment

Closed session continued on following page

C. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8

Property: 2.2 acre section of and 80 acre parcel on the southwest corner of Avenida La Pata and Vista Hermosa, Assessor's Parcel Number 678-163-01

Agency Negotiators: City Manager

Negotiating Parties: City of San Clemente, PMB, LLC, Brandywine Acquisitions Group, LLC, Storageworks, Inc. and/or their authorized agent(s)

Under Negotiation: Price and terms of payment re unsolicited offers

BUSINESS MEETING PART 2 (7:00 P.M.)

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

7. **Special Presentations.**

A. **Orange County Fire Authority Ready, Set, Go Program**

Presentation by Chief Capobianco concerning the Orange County Fire Authority's (OCFA) Ready, Set, Go program.

B. **Certificates of Recognition of Beaches, Parks and Recreation Staff**

Presentation of Certificates of Recognition in recognition of Staff accomplishments: Recreation Supervisor Melissa Muraira, Memorial Day 2022 event, Recreation Coordinator WendyAnn Fernandez, in recognition of her excellence in planning many special events San Clemente including holidays event and summer concerts; and Ocean Lifeguard Supervisor Nick Scheel for a successful water rescue that resulted in lifesaving.

C. **Permit Streamlining Implementation**

Presentation by Community Development Director Gallardo-Daly concerning the implementation of permit streamlining opportunities.

D. **Third Quarter Financial Report** Pages 7D-1 through 7D-4

Presentation by Financial Services Officer Rahn concerning the third quarter financial report.

E. **Update on Homeless Issue (May and June update)**

F. **Recognition of Pet Project Foundation Volunteer**

Presentation by Vickie McMurchie, Chairperson for the Pet Project Foundation, in recognition of Denise Zolg, President of the Pet Project Foundation, for her years of service to the animal shelter including fundraising, coordination, planning and animal care.

G. [Wall of Recognition 2021 Honorees](#) Pages 7G-1 through 7G-13

Wall of Recognition Committee Recommendation:

1. Approve the selection for the 2021 recipients, Lisa Spinelli and Don Glasgow to be honored on the Wall of Recognition.
2. Direct the Mayor to present the honorees with certificates of recognition.

8. **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.

7:30 P.M.

A. [Consideration of Adopting a Resolution and Ordinance Authorizing the City of San Clemente to Implement Community Choice Energy as a Member of the Clean Energy Alliance](#) Pages 8A-1 through 8A-122

Public Hearing to consider adopting Resolution and Ordinance authorizing the implementation of a Community Choice Aggregation Program.

Staff Recommendation

1. Introduce Ordinance No. 1734 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AUTHORIZING THE IMPLEMENTATION OF A COMMUNITY CHOICE AGGREGATION PROGRAM.
2. Adopt Resolution No. 22-30 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AUTHORIZING THE EXECUTION OF THE JOINT EXERCISE OF POWERS AGREEMENT FOR MEMBERSHIP IN THE CLEAN ANERGY ALLIANCE, A COMMUNITY JOINT POWERS AUTHORITY, with Clean Energy Alliance Joint Powers Agreement.

9. **Unfinished Business.**

None.

10. **New Business.**

- A. [Update of Legislative and Transportation Activities](#) Pages 10A-1 through 10A-39

Report from the Assistant to the City Manager concerning updates on Legislative and Transportation Activities.

Staff Recommendation

Receive and file the Administrative Report dated July 19, 2022, and on file with the City Clerk.

- B. **Consideration of Adding Oral Communications Part 2 to the City Council Meeting Agenda Template** (Agendized at the May 25, 2022 Council Meeting by Councilmember Ferguson, with the support of Councilmember Knoblock).

- C. [Code Amendment – Urgency Ordinance Enacting Local Campaign Contribution Limits and Policy Regarding Contractor Disclosure of Political Contributions](#) (Agendized at the May 25, 2022 City Council Meeting by Mayor James with the support of Council). Pages 10C-1 through 10C-27

Report from the City Clerk and City Attorney concerning enacting local campaign contribution limits and policy regarding contractor disclosure of Political Contributions.

Recommendation Actions:

If Council desires to establish Local Campaign Contribution Limits that vary from the State's default limits, the City Clerk recommends that Council do so through adoption of the below ordinances. If Council wishes to require disclosure of contractor political contributions, the City Clerk recommends that Council adopt Policy and Procedure No. 201-15:

1. Adopt Urgency Ordinance No. 1730 entitled AN URGENCY ORDINANCE OF THE CITY OF SAN CLEMENTE ADDING SECTION 2.04.100 TO CHAPTER 2.04 (CITY COUNCIL) OF TITLE 2 (ADMINISTRATION AND PERSONNEL) OF THE SAN CLEMENTE MUNICIPAL CODE RELATING TO LOCAL ELECTION CAMPAIGN CONTRIBUTION LIMITS AND REGULATIONS, with the incorporation of campaign contribution limits of either \$500 or \$1,000 per source per election and allowing for CPI increases.
2. Introduce Ordinance No. 1735 entitled AN ORDINANCE OF THE CITY OF SAN CLEMENTE ADDING SECTION 2.04.100 TO CHAPTER 2.04 (CITY COUNCIL) OF TITLE 2 (ADMINISTRATION AND PERSONNEL) OF THE SAN CLEMENTE MUNICIPAL CODE

Staff recommendation continued on following page

RELATING TO LOCAL ELECTION CAMPAIGN CONTRIBUTION LIMITS AND REGULATIONS, with the incorporation of campaign contribution limits of either \$500 or \$1,000 per source per election and allowing for CPI increases.

3. Adopt Policy and Procedure No. 201-15 (Disclosure of Political Contributions), effective July 19, 2022.

D. [Code Amendment – Prohibiting Unlawful Possession of Catalytic Converters](#) Pages 10D-1 through 10D-6

Report from the City Attorney concerning the introduction of an ordinance prohibiting the unlawful possession of catalytic converters.

Staff Recommendation

Introduce Ordinance No. 1733 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE ADDING CHAPTER 10.54 (UNLAWFUL POSSESSION OF A CATALYTIC CONVERTER PROHIBITED) OF TITLE 10 (VEHICLES AND TRAFFIC) TO THE SAN CLEMENTE MUNICIPAL CODE ESTABLISHING REGULATIONS PROHIBITING THE UNLAWFUL POSSESSION OF CATALYTIC CONVERTERS.

E. [Consideration of a Future Amphitheater Site and Development of a Related Citizen Committee](#) (Agendized at the April 19, 2022 Council Meeting by Councilmember Ferguson, with the support of Councilmember Knoblock and Mayor James). Pages 10E-1 through 10E-5

Report from the Beaches, Parks and Recreation Director and the Economic Development Officer concerning the consideration of a future amphitheater site and development of a related citizens committee.

Staff Recommendation

City Council establish a Citizens Committee to further analyze the feasibility of an amphitheater.

F. [Lease Negotiations with Family Assistance Ministries](#) Pages 10F-1 through 10F- 5

Report from the Assistant to the City Manager concerning the lease agreement with Family Assistance Ministries at 1030 Calle Negocio.

Staff Recommendation

1. Receive and file the Administrative Report dated July 19, 2022, and on file with the City Clerk.

Staff Recommendation continued on following page

- 2. Approve, and authorize the Mayor to execute, Contract No. C12-01, a Building Lease extension, by and between the City of San Clemente and Family Assistance Ministries for a one year extension with a \$10,000 per month rental rate.

11. Reports (continued from Business Meeting Part 1).

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

12. Adjournment.

The next Regular Meeting is scheduled to take place on August 16, 2022. Part 1 of the Business Meeting will commence at 5:00 p.m. and Closed Session will begin at 6:00 p.m. Part 2 of the Business Meeting will commence at 7:00 p.m. The meeting will take place in the Community Center Auditorium, located at 100 N. Calle Seville, San Clemente.

Note: *The Regular Meeting of August 2, 2022 was previously cancelled.*

Items to be Considered at a Future Meeting

Agenda Item	Tentative Meeting Date
Review of the City's Solid Waste and Recycling Agreement	August 16, 2022

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. Part 1 of the Business Meeting will begin at 5:00 p.m. and Closed Session begins at 6:00 p.m. Part 2 of the Business Meeting will commence at 7:00 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.

The City Clerk's Department 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, register at <http://san-clemente.org/enotification>.