

CITY OF SAN CLEMENTE Tuesday,
November 15, 2022 City Council
Special Meeting Agenda
5:00 p.m. - Regular Business Meeting



910 Calle Negocio
2nd Floor
San Clemente, California
www.san-clemente.org
Council Chambers

Mayor James
Mayor Pro Tem Duncan
Councilmember Ferguson
Councilmember Knoblock
Councilmember Ward

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 turn it in to the City Clerk or Deputy City Clerk.
- Persons wishing to address Council concerning an agenda 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-agenda item 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.

REGULAR BUSINESS MEETING 5:00 P.M.**CALL TO ORDER**

INVOCATION – Katie Nichol, Stake Communication Director, Church of Jesus Christ of Latter-Day Saints

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 (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. 12. 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 CITY COUNCIL SPECIAL MEETING MINUTES OF OCTOBER 26, 2022.](#)**
- (2) **[APPROVE THE CITY COUNCIL REGULAR MEETING MINUTES OF NOVEMBER 1, 2022.](#)**

B. Commission/Committee Minutes

Staff Recommendation:

Receive and file the following:

- (1) BEACHES, PARKS AND RECREATION COMMISSION REGULAR MEETING MINUTES OF AUGUST 9, 2022.
- (2) GOLF COURSE COMMITTEE REGULAR MEETING MINUTES OF AUGUST 4, 2022.
- (3) ZONING ADMINISTRATOR REGULAR MEETING MINUTES OF NOVEMBER 3, 2022.
- (4) PLANNING COMMISSION REGULAR MEETING MINUTES OF NOVEMBER 2, 2022.

C. Warrant Register

- (1) APPROVE WIRE TRANSFER NOS. 2738 THROUGH 2745 AND WARRANT NOS. 584491 THROUGH 584641, PAID ON 11-4-22, IN THE AMOUNT OF \$2,430,579.40

TOTAL WARRANT REGISTER.....\$ 2,430,579.40

Payroll Register

Warrant No. 888 and Automatic Deposit Advises 81916 through 82190, for the period 10-17-22 through 10-30-22, paid on 11-4-22, in the amount of.....\$ 424,772.45

TOTAL PAYROLL REGISTER... \$ 424,772.45

D. ORDINANCE NO. 1737 (SECOND READING) - 654 CAMINO DE LOS MARES - SENIOR HOUSING AND MEDICAL OFFICE

Staff Recommendation

Adopt Ordinance No. 1737 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA APPROVING AND ADOPTING AN ADDENDUM TO THE SAN CLEMENTE HOUSING AND SAFETY ELEMENTS UPDATE PEIR UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, AND APPROVING GENERAL PLAN AMENDMENT (GPA) 22-097, ZONING AMENDMENT (ZA) 22-098, AND DEVELOPMENT AGREEMENT FOR A MIXED-USE PROJECT WITH 250 FOR-RENT SENIOR RESIDENTIAL UNITS AND A 7,500 SQUARE FOOT MEDICAL OFFICE; TO SUBDIVIDE ONE LOT INTO TWO LOTS; TO REZONE THE PROPERTY FROM REGIONAL MEDICAL FACILITIES 1 (RMF1) TO

COMMUNITY COMMERCIAL 4 (CC4); AND TO CHANGE THE GENERAL PLAN DESIGNATION FROM RMF TO CC, LOCATED AT 654 CAMINO DE LOS MARES.

E. CONTRACT AWARD - RICHARD T. STEED MEMORIAL PARK PICKLEBALL DESIGN

Staff Recommendation

Approve, and authorize the Public Works Director/City Engineer to execute, Contract No. C22-67, by and between the City of San Clemente and RJM Design Group, Inc., providing for engineering design services for the Richard T. Steed Memorial Park pickleball courts, in the amount of \$404,550.

F. CONTRACT AWARD - WATER RECLAMATION PLANT (WRP) SLUICE GATES REPLACEMENT (PHASE 2)

Staff Recommendation

1. Approve the plans and specifications for the WRP Gates Replacement (Project No. 2), CIP Project No. 26212.
2. Approve, and authorize the Public Works Director/City Engineer to execute, Contract No. C22-68, by and between the City of San Clemente and Jennette Company, Inc., providing for WRP Sluice Gate Replacement (Project No. 2), in the amount of \$193,000.

5. Reports

A. Commissions and Committees

B. City Manager

C. City Attorney

D. Council Members

Orange County Fire Authority Community Education Outreach (Ward)

E. Council Subcommittee Updates

6. Closed Session Report - City Attorney

7. Special Presentations

A. Flying Leatherneck Historical Foundation

Presentation by Michael Aguilar, Brigadier General, United States Marine Corps (Retired), concerning the Flying Leatherneck Historical Foundation.

B. October Update on the Homeless Issue

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.

None.

9. Unfinished Business**A. CONSIDERATION OF ESTABLISHING A POLICY FOR NIGHT SURFING AT THE SAN CLEMENTE PIER**Staff Recommendation

Take no further action on the implementation of night surfing at the San Clemente Pier.

10. New Business**A. LETTER TO THE ORANGE COUNTY BOARD OF SUPERVISORS CONCERNING ELECTION CONTRIBUTIONS BY UNIONS AND THE IMPACT OF INCREASES TO OCSD COSTS/BUDGET**

(Agendized at the November 1, 2022 City Council Meeting by Mayor James, with the support of Councilmember Ward.)

Staff Recommendation

Consider whether to issue a letter to the Orange County Board of Supervisors concerning election contributions by unions and the impact of increases to San Clemente Police Services costs/budget.

B. BICYCLE PARKING AT RIVIERA BEACH ACCESS

(Agendized at the October 18, 2022 City Council meeting by Councilmember Ward, with the support of Councilmember Knoblock and Mayor Pro Tem Duncan.)

Staff Recommendation

Include this project in the FY 2023-24 Budget as part of the Capital Improvement Program due to the costs needed for construction and possible permitting, which could be \$200,000 or higher depending on the improvements to the area.

C. **UPDATE ON PARKING VIOLATION REDUCTION AND TRAFFIC SAFETY IMPROVEMENT PLANS ON VIA SAN GORGONIO**

(Agendized by Council at the September 20, 2022 City Council Meeting)

Staff Recommendation

1. Authorize San Clemente Police Services to increase parking enforcement in and around San Gorgonio Park when patrol services are available.
2. Authorize installing "Pedestrian Crossing" warning signs and "Side Roadway" signs on Via San Gorgonio for a cost of approximately \$1,000 from the Public Works - Maintenance Division operation budget.

D. **TRAFFIC ANALYSIS FOR AVENIDA PALIZADA CORRIDOR**

(Agendized by Council at the November 1, 2022 City Council Meeting.)

Staff Recommendation

Include Traffic Operation Analysis for Traffic Signal Synchronization and Implementation in the upcoming FY 2023-24 Capital Improvement Project Budget.

E. **RESOLUTION AUTHORIZING SPECIFIED PAY GRADE CHANGES FOR HOURLY PART-TIME AQUATICS CLASSIFICATIONS AND ADOPTION OF REVISED HOURLY PART-TIME SALARY SCHEDULE**

(Agendized at the November 1, 2022 City Council Meeting by Council.)

Staff Recommendation

1. Adopt Resolution No. 22-41 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ADOPTING SPECIFIED PAY GRADE CHANGES FOR HOURLY PART-TIME AQUATICS CLASSIFICATIONS AND ADOPTION OF REVISED HOURLY PART-TIME SALARY SCHEDULE AND UPDATED JOB DESCRIPTIONS AND AMENDING RESOLUTION NO. 22-29 AND ANY OTHER RESOLUTIONS IN CONFLICT THEREWITH.
2. Authorize the City Manager to establish an hourly part-time shift premium of up to 25% of the hourly rate of pay for employees working in the classification of Pool Lifeguard, Water Safety Instructor, and Head Lifeguard.
3. Fund an additional Recreation Specialist position and approve a supplemental appropriation for an additional Recreation Specialist in the

amount of \$62,500 to account # 001-625-41010 Salaries, Regular Full Time.

4. Approve a supplemental appropriation for pay changes to pool lifeguard positions in the amount of \$107,550 to account # 001-625-41030 Salaries, Hourly Part-Time.

F. CODE AMENDMENT - PARKING RECREATIONAL VEHICLES ON CITY STREETS AND ALLEYS

Staff Recommendation

Introduce Ordinance No. 1739 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA AMENDING SECTION 10.28.230(B) OF THE SAN CLEMENTE MUNICIPAL CODE RELATING TO PARKING RECREATIONAL VEHICLES ON CITY STREETS AND ALLEYS.

11. Reports (continued from Business Meeting Part 1)

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

Orange County Fire Authority Community Education Outreach (Ward)

E. Council Subcommittee Updates

12. 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.

13. Adjournment

Adjourn to an Adjourned Regular meeting to be held on November 17, 2022 at 4:00 p.m. for the purpose of conducting interviews for the City Clerk and City Treasurer. The next Regular meeting will be held on December 6, 2022. Part 1 of the Regular 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 Council Chambers, located at 910 Calle Negocio, 2nd Floor, San Clemente.

Items to be Considered at a Future Meeting

December 6, 2022: Public Hearing - Adoption of Various Building Code Regulations and Local Amendments.

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 Council Chambers, located at 910 Calle Negocio, 2nd floor, 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 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 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>.