

CITY OF SAN CLEMENTE
Tuesday, March 21, 2023 5:00 PM
City Council
Regular Meeting Minutes



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

5:00 p.m. - Closed Session
6:00 p.m. - Business Meeting

Mayor Duncan
Mayor Pro Tem Knoblock
Councilmember Cabral
Councilmember Enmeier
Councilmember James

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 Regular Meeting of the San Clemente City Council was called to order by Mayor Duncan on March 21, 2023 at 5:00 p.m. in the San Clemente City Council Chambers, located at 910 Calle Negocio, 2nd Floor, San Clemente.

PRESENT: Cabral, Enmeier, James, Knoblock and Mayor Duncan

STAFF PRESENT: Andy Hall, City Manager; Scott Smith, City Attorney; Laura Campagnolo, City Clerk; Megan Jimenez, Deputy City Clerk

CLOSED SESSION

Brad Malamud, San Juan Capistrano, opined that the claim was incorrectly linked to the agenda; commented on the merits of the case and sound study at San Gorgonio Park.

Concerned resident, San Clemente, displayed a photograph and opined on California Environmental Quality Act (CEQA) concerning the installation of pickleball at San Gorgonio Park. A hard copy of the photograph is on file with the City Clerk.

AQ expressed concerns regarding the installation of pickleball at San Gorgonio Park; opined that it was retaliatory to attach the claim to the agenda.

Motion by Councilmember James, second by Mayor Pro Tem Knoblock, to recess to Closed Session at 5:09 p.m. to discuss the following:

- A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
 - Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2)
 - Number of Cases: 2

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

Pickleball

Councilmember James, with the support of Councilmember Cabral and Mayor Pro Tem Knoblock, requested the City Manager to provide short term solutions concerning alternative pickleball courts at the April 4, 2023 City Council meeting.

BUSINESS MEETING**INVOCATION**

Fr. Benjamin Tran, Our Lady of Fatima Catholic Church, gave the invocation.

PLEDGE OF ALLEGIANCE

San Clemente High School Boys Varsity Soccer team member led the Pledge of Allegiance.

1. Special Presentations**A. FEBRUARY UPDATE ON THE HOMELESS ISSUE**

Deputy Community Development Director Atamian narrated a PowerPoint presentation entitled "Community and Engagement Monthly Report - February 2023" and responded to Council inquiries. A hard copy of the presentation is on file with the City Clerk.

Councilmember Enmeier narrated a PowerPoint presentation entitled "The Unhoused San Clemente" concerning the Homeless Subcommittee Round Table meeting. A hard copy of the presentation is on file with the City Clerk.

San Clemente Police Services Captain Christian provided background to Council concerning Martin v. Boise.

Public comments and discussion on this item were moved to after Oral Communications Part 1. A summary of the action taken is below.

Rick Loeffler commented on Martin v. Boise as it relates to enforcement.

Lois McNicoll, San Clemente, urged Council to take action on the homeless issue.

Donna Vidrine, San Clemente, urged Council to take action on an emergency temporary shelter to be used during inclement weather.

Shelley Moore encouraged Council to enforce the laws.

Michelle Brooks, San Clemente, opined that the County should have a homeless shelter on County land; urged Council to enforce laws.

Darryl McFann, San Clemente, opined on the Homeless Round Table meeting and the impact of the homeless on North Beach.

AQ spoke on homeless issues in San Clemente and the impact on the residents.

Kathy Esfahani, San Clemente, opined that a punitive approach to homelessness is ineffective; urged Council to partner with a non-profit organization and open a shelter.

Sahl Martin, San Clemente, displayed photographs of homeless issues in North Beach. A hard copy of the photographs are on file with the City Clerk.

Motion by Councilmember James, second by Councilmember Cabral, CARRIED 5-0, to hold a Special Meeting on March 27, 2023 at 7:00 p.m. to consider a contract award with Gatekeepers Security providing private security services to address the homeless issues within the City.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

Motion by Councilmember Enmeier, second by Mayor Duncan to direct City staff to provide long term and short term action plan(s) to address homelessness in San Clemente. THIS MOTION WAS TABLED (see substitute motion below).

Substitute motion by Mayor Pro Tem Knoblock, second by Councilmember James, CARRIED 3-2 (Councilmember Enmeier and Mayor Duncan voting noe), to table the motion to direct staff to provide long term and short term action plan to address homelessness in the City until the Homeless Subcommittee has completed its work and reported back to Council with recommendations.

AYE: Cabral, James and Knoblock

NOE: Enmeier and Mayor Duncan

B. PRESENTATION OF PROCLAMATION - AMERICAN RED CROSS MONTH

Mayor Duncan presented a Proclamation to David Engwall, Vice Board Chair of the American Red Cross, proclaiming March 2023 as American Red Cross Month.

C. PRESENTATION OF COMMENDATION - SAN CLEMENTE HIGH SCHOOL BOYS VARSITY SOCCER TEAM

Mayor Duncan presented a Commendation to the San Clemente High School Boys Varsity Soccer Team in honor of winning the CIF Title.

D. **2023 WYLAND NATIONAL MAYOR'S CHALLENGE FOR WATER CONSERVATION**

Water Conservation Analyst Beach narrated a PowerPoint presentation entitled "Wyland National Mayor's Challenge for Water Conservation" and responded to Council inquiries. A hard copy of the presentation is on file with the City Clerk.

Motion by Councilmember James, second by Mayor Pro Tem Knoblock, to approve, and authorize the Mayor or his designee to, execute, the online letter of support for, and the City's participation in, the National Mayor's Challenge.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

2. **Oral Communications (Part 1)**

Brad Malamud opined on the Toll Road appeal and recommended that Council settle the suit; recommended that Council adopt a most favored nations clause in all legal services contracts; commented on Mayor Duncan's travel to the Mayor's Conference in Washington D.C.

Rick Loeffler, President and CEO of the Friends of the Beaches and Parks Foundation, requested that Council agendaize a presentation from the Friends of the Beaches and Parks Foundation on the work they perform in the community; spoke on the need to increase the stipend for Council.

Ken Poczekaj, North Beach Community Association, presented Council with photographs; expressed concerns regarding homeless activity in North Beach. A hard copy of the photographs are on file with the City Clerk.

Rey Harju narrated a PowerPoint presentation concerning the North Beach Community Association; suggested solutions for Council in addressing issues related to homelessness. A hard copy of the presentation is on file with the City Clerk.

AQ narrated a PowerPoint presentation entitled "Partisan Press Conference" related to the landslide at the 1500 Block of Buena Vista. A hard copy of the presentation is on file with the City Clerk.

Presentation by the Friends of San Clemente Beaches and Parks

Motion by Councilmember Cabral, second by Councilmember James, CARRIED 5-0, to agendaize a Special Presentation by the Friends of San Clemente Beaches and Parks Foundation at the April 4, 2023 City Council meeting.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

Incident Command System

Councilmember James, with the support of Council, requested that the City's Incident Command System (ICS) be evaluated; provide Council with an after action report on Buena Vista landslide.

3. Motion waiving reading in full of all Resolutions and Ordinances

Motion by Mayor Pro Tem Knoblock, second by Councilmember James, CARRIED 5-0, to waive reading in full of all Resolutions and Ordinances.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

4. Consideration of agenda items requiring immediate action

None.

5. Closed Session Report - City Attorney

No reportable action was taken in Closed Session.

6. Consent Calendar

The following Items have been removed from the Consent Calendar for discussion: 6A(1), 6F and 6L

B. Commission/Committee Minutes

Motion by Councilmember James, second by Councilmember Enmeier, CARRIED 5-0, to receive and file the following:

- (1) PLANNING COMMISSION REGULAR MEETING MINUTES OF MARCH 8, 2023.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

C. Warrant Register

Motion by Councilmember James, second by Councilmember Enmeier, CARRIED 5-0, to:

- (1) APPROVE WIRE TRANSFER NOS.
2810 THROUGH 2813 AND WARRANT NOS.
586714 THROUGH 586892, PAID ON
3-3-23, IN THE AMOUNT OF \$4,565,865.58

- (2) APPROVE WIRE TRANSFER NOS.
2814 THROUGH 2817 AND WARRANT NOS.
586893 THROUGH 587004, PAID ON
3-10-23, IN THE AMOUNT OF \$2,671,864.29

- TOTAL WARRANT REGISTER \$7,237,729.87
- AYE:** Cabral, Enmeier, James, Knoblock and Mayor Duncan
- NOE:** None

Payroll Register

Motion by Councilmember James, second by Councilmember Enmeier, CARRIED 5-0, to:

- APPROVE WARRANT NO. 899, AUTOMATIC
DEPOSIT ADVISES 84321 THROUGH 84610,
FOR THE PERIOD 2-20-23 THROUGH 3-5-23,
PAID ON 3-10-22, IN THE AMOUNT OF \$448,178.19

- TOTAL PAYROLL REGISTER \$448,178.19
- AYE:** Cabral, Enmeier, James, Knoblock and Mayor Duncan
- NOE:** None

D. NOTICE OF COMPLETION - TREE AND PALM PLANTING ON CALLE DEL CERRO AND AVENIDA VISTA MONTANA

Motion by Councilmember Cabral, second by Councilmember James, CARRIED 3-0-2 (Mayor Pro Tem Knoblock and Councilmember Enmeier abstaining), to:

1. Accept the Tree and Palm Plantings on Calle Del Cerro and Avenida Vista Montanta, from the contractor, Marina Landscape, Inc., Project No. 12306.

2. Authorize the Public Works Director/City Engineer to execute and record the Notice of Completion for the Tree and Palm Plantings on Calle Del Cerro and Avenida Vista Montana.

3. Authorize the City Clerk to release the Payment Bond 35 days from the recordation of the Notice of Completion upon verification with the Maintenance Services Division that no liens have been levied against the contractor, Marina Landscape, Inc.

4. Authorize the City Clerk to release the Performance Bond.

- AYE:** Cabral, James and Mayor Duncan
- NOE:** None
- ABSTAIN:** Enmeier and Knoblock

E. ORDINANCE 1749 (SECOND READING) - CITY MANAGER AUTHORITY TO DISPOSE OF CLAIMS AGAINST THE CITY

Motion by Councilmember James, second by Councilmember Enmeier, CARRIED 5-0, to adopt Ordinance No. 1749 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING SECTION 2.08.090 OF THE SAN CLEMENTE MUNICIPAL CODE RELATING TO THE CITY MANAGER'S AUTHORITY TO DISPOSE OF CLAIMS AGAINST THE CITY.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

G. NOTICE OF COMPLETION - FY 2023 PAVEMENT PRESERVATION PROGRAM

Motion by Councilmember James, second by Councilmember Enmeier, CARRIED 5-0, to:

1. Accept the FY 2023 Pavement Preservation Program from the contractor, Palp Inc. DBA Excel Paving Company, CIP Project No. 23303.
2. Authorize the Public Works Director/City Engineer to execute and record the Notice of Completion for the FY 2023 Pavement Preservation Program.
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, Palp, Inc. DBA Excel Paving Company.
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.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

H. **FINANCIAL ASSISTANCE APPLICATION TO THE STATE WATER RESOURCES CONTROL BOARD FOR THE WATER RECYCLING FUNDING PROGRAM**

Motion by Councilmember James, second by Councilmember Enmeier, CARRIED 5-0, to adopt Resolution No. 23-08 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AUTHORIZING A FINANCIAL ASSISTANCE APPLICATION TO THE STATE WATER RESOURCES CONTROL BOARD FOR THE RECYCLED WATER QUALITY IMPROVEMENT PROJECT AT THE CITY OF SAN CLEMENTES WATER RECLAMATION PLANT.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

I. **2022 GENERAL PLAN ANNUAL PROGRESS REPORT**

Motion by Councilmember James, second by Councilmember Enmeier, CARRIED 5-0, to:

1. Adopt Resolution No. 23-06 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ACCEPTING THE GENERAL PLAN 2022 ANNUAL PROGRESS REPORT.

2. Direct staff to submit the 2022 Annual Progress Report to the State as required by law.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

J. **GRANT FUNDING APPLICATION TO THE BUREAU OF RECLAMATION'S WATERSMART WATER RECYCLING AND DESALINATION PLANNING PROGRAM**

Motion by Councilmember James, second by Councilmember Enmeier, CARRIED 5-0, to adopt Resolution No. 23-07 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AUTHORIZING AN APPLICATION FOR GRANT FUNDING BY THE BUREAU OF RECLAMATION'S WATERSMART WATER RECYCLING AND DESALINATION PLANNING PROGRAM FOR THE RECYCLED WATER EXPANSION PROJECT- PLANNING PHASE.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

K. CONTRACT AMENDMENT - "ON-CALL GRANT FUNDING ASSISTANCE" CONSULTING SERVICES

Motion by Councilmember James, second by Councilmember Enmeier, CARRIED 5-0, to approve, and authorize the Public Works Director/City Engineer to execute, Amendment No. 1 to Contract No. AC-1090, by and between the City of San Clemente and Engineering Solutions Services, providing for On-Call Grant Funding Assistance consulting services. This amendment increases the contract amount from \$48,000 to \$98,000 (an increase of \$50,000).

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

M. CONTRACT AWARD - ADVANCED MAINTENANCE AND SUPPORT FOR PERMITTING AND LICENSING SOFTWARE

Motion by Councilmember James, second by Councilmember Enmeier, CARRIED 5-0, to approve, and authorize the City Manager to execute, Contract No. C23-12, by and between the City of San Clemente and ClientFirst Technology Consulting, providing for Permitting and Licensing System Advanced Maintenance and Support Services, in an amount not to exceed \$24,500.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

N. ESTABLISHMENT OF WEED ABATEMENT PROGRAM FOR 2023

Motion by Councilmember James, second by Councilmember Enmeier, CARRIED 5-0, to adopt Resolution No. 23-09 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, PURSUANT TO SECTIONS 39561 AND 39562 OF THE CALIFORNIA GOVERNMENT CODE DECLARING WEEDS, RUBBISH, REFUSE, AND DIRT UPON STREETS, SIDEWALKS, PARKWAYS, AND PRIVATE PROPERTY TO BE PUBLIC NUISANCES AND PROVIDING FOR THE ABATEMENT THEREOF.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

ITEMS REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION

A. City Council Minutes

Donna Vidrine, San Clemente, commented on the City Council direction for item 9(A) - Implementation of Emergency Actions to Assist Unsheltered Individuals During Times of Inclement Weather. Provided a copy of her comments from March 7, 2023, a hard copy is on file with the City Clerk.

Motion by Councilmember James, second by Councilmember Cabral, CARRIED 5-0, to:

- (1) APPROVE THE CITY COUNCIL REGULAR MEETING MINUTES OF MARCH 7, 2023.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

F. CONTRACT AMENDMENT - AVENIDA PICO CLASS 1 BIKE/PEDESTRIAN PATH PHASE 1, AND AVENIDA PICO WIDENING I-5 TO FRONTERA

AQ commented on the Avenida Pico bike lane and potential impacts to the current street configuration.

Assistant City Engineer Ponsen reviewed the contents of the Administrative Report dated March 21, 2023 and on file with the City Clerk and responded to Council inquiries.

Motion by Councilmember Cabral, second by Mayor Pro Tem Knoblock, CARRIED 5-0, to approve, and authorize the City Manager to execute, Amendment No. 1 to Contract No. C20-69, by and between the City of San Clemente and Stantec, providing for additional evaluation and design services for the Avenida Pico Class 1 Bike/Pedestrian Path and Class 2 Bike Lane. This amendment increases the contract amount from \$367,403 to \$383,903 (an increase of \$16,500) and extends the contract term to December 31, 2023.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

L. **CONTRACT AMENDMENT - AS-NEEDED BUILDING PLAN CHECK SERVICES**

Building Official Holden reviewed the contents of the Administrative Report and responded to Council inquiries.

AQ expressed concerns regarding the contract extension.

Motion by Councilmember Cabral, second by Councilmember James, CARRIED 5-0, to approve, and authorize the City Manager to execute, Amendment No. 6 to Contract AC-826, by and between the City of San Clemente and West Coast Code Consultants, providing as-needed plan check services. This amendment increases the contract amount from \$385,000 to \$485,000 (an increase of \$100,000).

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

7. **Public Hearings**

A. **CONLEY HEARING ON APPEAL OF ADMINISTRATIVE ENCROACHMENT PERMIT E22-0112**

Motion by Councilmember James, second by Councilmember Cabral, CARRIED 5-0, to allow all speakers, including stakeholders, 3 minutes to address Council.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

Public Works Director/City Engineer Koger narrated a PowerPoint presentation entitled "Continuation of Conley Hearing on Appeal of Administrative Encroachment Permit Number E22-0112" and responded to Council inquiries. A hard copy of the presentation is on file with the City Clerk.

John Conley spoke in opposition to the revocation and discussed the area in question.

Mitch and Arlene Irion spoke in support of the revocation and displayed their proposed plans for the property. A hard copy of the presentation is on file with the City Clerk.

William Cunningham recommended a compromise for the two parties.

Brian Demsey narrated a PowerPoint presentation concerning the Conley landscape improvements. A hard copy of the presentation is on file with the City Clerk.

There being no others desiring to speak, Mayor Duncan closed the Public

Hearing.

Motion by Councilmember James, second by Councilmember Cabral, CARRIED 5-0, to:

1. Reverse the revocation of Administrative Encroachment Permit E22-0112.
2. Reinstate Administrative Encroachment Permit E22-0112.
3. Agendize a Resolution to ratify the decision at the April 4, 2023 City Council meeting.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

MEETING RECESSED

Meeting recessed at 8:35 p.m., and reconvened at 8:42 p.m. with all Councilmembers present.

8. Unfinished Business

A. CONTRACT AWARD - LEGISLATIVE ADVOCACY SERVICES

City Manager Hall reviewed the contents of the Administrative Report and responded to Council inquiries.

AQ narrated a PowerPoint presentation entitled "Legislative Advocacy Services" concerning the proposed contract award. A hard copy of the presentation is on file with the City Clerk.

Motion by Councilmember Cabral, second by Councilmember James, CARRIED 5-0, to approve, and authorize the City Manager to execute, Contract No. C23-13, by and between the City of San Clemente and Aprea & Micheli, providing for Legislative Advocacy Services, in the amount of \$300 per hour for the contract term of April 1, 2023 to March 31, 2025.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

9. New Business**A. POLICY AND PROCEDURE 1201-11 - CITY COUNCIL MEETING AND OPERATING PROCEDURES (PROPOSED UPDATE PURSUANT TO COUNCIL'S DIRECTION OF FEBRUARY 21, 2023, AND AN UPDATE TO THE CITY COUNCIL TRAVEL POLICIES TO IMPROVE COUNCIL COMMUNICATION AND PUBLIC TRANSPARENCY)**

AQ narrated a PowerPoint presentation entitled "Travel Expense" concerning Mayor Duncan's travel to the Mayor's Conference in Washington D.C. A hard copy of the presentation is on file with the City Clerk.

Motion by Mayor Duncan, second by Mayor Pro Tem Knoblock, CARRIED 5-0, to continue the consideration of updates to Policy and Procedure 1201-11 - City Council Meeting and Operating Procedures and include an update to the City Council Travel policies to the April 4, 2023 City Council meeting.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

Media Release Policy

Councilmember James, with the support of Mayor Duncan and Mayor Pro Tem Knoblock, agendized consideration of a policy concerning press releases and other releases to the media.

B. YOUTH SPORT PARTNERSHIP AGREEMENT RENEWALS

Beaches, Parks and Recreation Director Wylie reviewed the contents of the Administrative Report and responded to Council inquiries.

Council requested that Beaches, Parks and Recreation Director Wylie provide estimated number of players for each sport played in San Clemente.

Beaches, Parks and Recreation Director Wylie announced that in FY 2023-24 Beaches, Parks and Recreation Department will initiate a Cost of Services Study as a part of the budget approval; developing a field closure policy.

Concerned resident, presented a video of traffic conditions during scheduled athletic activities at San Gorgonio Park; expressed concerns regarding the current traffic conditions.

AQ expressed concerns regarding safety at San Gorgonio Park and how residency is established with the youth sports organizations.

Motion by Mayor Pro Tem Knoblock, second by Councilmember Enmeier, CARRIED 5-0, to:

1. Approve Platinum Partnership status to American Youth Soccer Organization

Region 111, San Clemente Little League, and South Coast Youth Football each with a one-year agreement.

2. Approve Platinum Partnership status to San Clemente Girls Softball for the spring 2023 season with an option to extend for up to one-year if residency requirements are met.

3. Approve Gold Partnership status to Elite Soccer League with a one-year agreement.

4. Authorize the Beaches, Parks & Recreation Director to execute the sport partnership agreements for each organization.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

C. APPOINTMENT OF BURKE, WILLIAMS AND SORENSEN TO PROVIDE CITY ATTORNEY SERVICES TO THE CITY OF SAN CLEMENTE

City Attorney Smith recused himself due to a financial interest and left the dais at 9:17 p.m.

City Manager Hall reviewed the contents of the Administrative Report and responded to Council inquiries; recognized City Attorney Smith for his service to the City.

Kathy Ward, San Clemente, recognized City Attorney Smith for his service to the City.

Bob Baker, San Clemente, recognized City Attorney Smith for his service to the City.

Council recognized City Attorney Smith for his exemplary service to the City of San Clemente.

Motion by Councilmember James, second by Mayor Pro Tem Knoblock, CARRIED 5-0, to:

1. Approve, and authorize the City Manager to execute, Contract No. C23-14, by and between the City of San Clemente and Burke, Williams and Sorensen LLP, providing for legal services for the City of San Clemente.

2. Approve, and authorize the City Manager to administer an immediate work transition between Best, Best and Krieger and Burke, Williams and Sorensen LLP and to present a longer term transition plan to the City Council at a future date.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

City Attorney Smith returned to the dais at 9:32 p.m.

10. Oral Communications (Part 2)

Sara Martin commented on homeless issues at North Beach.

Concerned resident, San Clemente, opined on the impact of pickleball on the quality of life of residents living near San Gorgonio Park.

11. Reports

A. Commissions and Committees

None.

B. Council Subcommittee Updates

None.

C. Council Members

Local Vendor Preference

Councilmember James, with the support of Mayor Pro Tem Knoblock and Councilmember Enmeier, directed staff to evaluate the possibility of allowing local vendors a 10% cost preference.

Contract Alternatives

Councilmember James, with the support of Councilmember Cabral and Councilmember Enmeier, directed the City Manager to research the possibility of implementing hiring an alternative vendor when the contracted vendor has exceeded their contract amount instead of initiating an amendment with the current contractor.

Weed Abatement

Councilmember James, with the support of Councilmember Cabral and Mayor Duncan, requested to have the weed abatement program be included in the annual budget.

Council Retreat

Mayor Pro Tem Knoblock, with the support of Council, requested that a "Council Retreat" be scheduled to provide Council an opportunity to discuss non-agenda items related to the City.

AB 1078 (Jackson): Instructional Materials: removing instructional materials and curriculum diversity

Mayor Pro Tem Knoblock, with the support of Councilmember Cabral and Councilmember James, agendized consideration of adopting a Resolution in opposition to AB 1078. Mayor Pro Tem Knoblock provided a draft Resolution, a hard copy is on file with the City Clerk.

D. City Attorney

Outgoing City Attorney

City Attorney Smith expressed appreciation to Council for the opportunity to serve the Council and the City of San Clemente for the past 8 years.

E. City Manager

Announcement of Contracts Approved and Executed by the City Manager

City Manager Hall reported that the following professional services contracts were executed under his signature authority: 1) Environmental Compliance Experts, LLC providing for the Annual Hazardous Materials Business Plan Preparation and Submission for the City's Water Utilities in the amount of \$18,000. 2) Vortex Industries, LLC providing for door replacements at the Water Reclamation Plant in the amount of \$27,700.

12. Adjournment

Motion by Councilmember James, second by Mayor Duncan, CARRIED 5-0, to adjourn at 9:51 p.m. to a Special Meeting to be held on March 27, 2023, at 7:00 p.m. The meeting will take place at City Hall Council Chambers, located at 910 Calle Negocio, 2nd Floor, San Clemente.

The next Regular Meeting will be held on April 4, 2023. Closed Session will begin at 5:00 p.m. The Business Meeting will commence at 6:00 p.m. The meeting will take place at City Hall Council Chambers, located at 910 Calle Negocio, 2nd Floor, San Clemente.

AYE: Cabral, Enmeier, James, Knoblock and Mayor Duncan

NOE: None

MAYOR of the City of
San Clemente, California

CITY CLERK of the City of
San Clemente, California