

CITY OF SAN CLEMENTE
Monday, March 27, 2023 7:00 PM
City Council
Special Meeting Minutes



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

7:00 p.m. - Closed Session
7:15 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 Special Meeting of the San Clemente City Council was called to order by Mayor Duncan on March 27, 2023 at 7:00 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; Elizabeth Mitchell, City Attorney; Laura Campagnolo, City Clerk; Megan Jimenez, Deputy City Clerk

CLOSED SESSION

Concerned resident, San Clemente, expressed concerns regarding the noticing of Closed Session Item A.

Motion by Councilmember James, second by Mayor Pro Tem Knoblock, CARRIED 5-0, to recess to Closed Session at 7:03 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:1

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

NOE: None

SPECIAL MEETING

The meeting reconvened at 7:17 p.m. with all Councilmembers present.

PLEDGE OF ALLEGIANCE

Mayor Duncan led the Pledge of Allegiance.

Closed Session Report - City Attorney

City Attorney Mitchell announced that Council took no reportable action during this evening's Closed Session.

1. Oral Communications

Brad Malamud opined that Council needs to allow the City Manager time to research vendors/contracts.

Donna Vidrine spoke on other municipalities success in addressing homelessness.

AQ opined on errors on the Aprea & Micheli staff report and contract; spoke on the emergency response to the Buena Vista landslide.

Javier Arnoni expressed concerns regarding panhandling in San Clemente; requested that the traffic engineer evaluate the traffic signal at Avenida Vista Hermosa and Via Turqueza.

Cathy Domenichini urged council to provide the Homeless Outreach Workers access to a discretionary fund for after hours emergencies.

Danean Pysz read a statement from Shawn Baker who was displaced due to flooding at her apartment and is now living in her vehicle.

Concerned resident, San Clemente, requested that City Attorney Mitchell be introduced to the citizens; acknowledged City Manager Hall for his responsiveness to citizens.

Lois McNicoll, San Clemente, opined that the County's Department of Social Services is available for assistance for the homeless; expressed concerns over allocating City resources and enabling homeless individuals.

Lisa Edone, San Clemente, express concerns regarding the number of individuals living in recreational vehicles within the City.

Dennis Grimes, San Clemente, opined on feeding homeless individuals and enabling individuals.

Jill Watson opined that not all homeless individuals are from San Clemente; opined that San Clemente doesnt have the resources to support a homeless shelter.

2. **CONTRACT AWARD - SPECIAL COUNSEL SERVICES AGREEMENT WITH BEST, BEST, AND KRIEGER (BB&K) FOR TRANSITIONAL CITY ATTORNEY SERVICES**

Brad Malamud opined that Best Best and Krieger should not charge for the transition to Burke, Williams and Sorensen; urged Council to not approve the contract.

Concerned resident, San Clemente, opined that Scott Smith and Mal Richardson were the only attorneys authorized to work for the City under the contract with Best, Best and Krieger and any other services performed by other attorneys should be refunded to the City.

AQ expressed concerns regarding the Best, Best and Krieger contract; opined that Best, Best and Krieger owes the City a refund for services not performed by Scott Smith.

City Manager Hall reviewed the contents of the Administrative Report dated March 27, 2023 and responded to Council inquiries.

Motion by Councilmember Enmeier, second by Councilmember Cabral, CARRIED 4-1 (Mayor Pro Tem voting Noe), to approve, and authorize the City Manager to execute, Contract No. C23-15, a Special Counsel Services Agreement, by and between the City of San Clemente and Best, Best & Krieger, providing for special counsel services for the City of San Clemente, effective March 27, 2023. Council directed staff to provide a report of anticipated costs concerning the transition from Best, Best and Krieger to Burke, Williams and Sorensen at the April 18, 2023 City Council meeting.

AYE: Cabral, Enmeier, James and Mayor Duncan

NOE: Knoblock

3. **CONSIDERATION OF RESOLUTION 23-10 AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT BETWEEN GATEKEEPERS SECURITY SERVICES INC. AND THE CITY OF SAN CLEMENTE FOR SECURITY SERVICES ON A TRIAL BASIS**

City Manager Hall narrated a PowerPoint presentation concerning consideration of a contract with Gatekeepers Security Services and responded to Council inquiries. A hard copy of the presentation is on file with the City Clerk.

Grant Norman, owner operator of Gatekeepers Security Services, provided an overview of services and potential benefits to the community; responded to Council inquiries.

Meeting Recessed

The meeting was recessed at 8:58 p.m., reconvened at 9:05 p.m. with all

Councilmembers present.

Rick Loeffler spoke in support of a contract with Gatekeepers Security Services.

Lisa Edone spoke in support of a contract with Gatekeepers Security Services.

Cord Bauer spoke in support of a contract with Gatekeepers Security Services.

Ed Kweskin, San Clemente, made recommendations to Council concerning homeless issues.

Brad Malamud opined that the contract should be tabled to grant the City Manager the opportunity to work towards a solution and/or alternatives to address ordinance violations.

Jenifer Massey spoke in opposition to the contract with Gatekeepers Security Services; made recommendations to Council to address homeless issues.

Cathy Domenichini expressed concerns regarding the direction to staff by Council concerning the security contract, scope and cost; opined that additional bids should be obtained to evaluate a cost/scope comparison.

Julie Crandall, Disability Rights of California, spoke in opposition of the contract with Gatekeepers Security Services.

Mike Dobbles, San Clemente, spoke in support of the contract with Gatekeepers Security Services.

Darryl McFann spoke in support of the contract with Gatekeepers Security Services.

Kathy Esfahani spoke in opposition of the contract with Gatekeepers Security Services.

Donna Vidrine, San Clemente, spoke in opposition of the contract with Gatekeepers Security Services.

Dennis Kamp, San Clemente, expressed concerns regarding inconsistencies in the proposal and resolution.

Reverend Juli Patten, Christ Lutheran Church, spoke in opposition to the contract with Gatekeepers Security Services.

Rick Price, San Clemente, spoke in support of the contract with Gatekeepers Security Services.

Michelle Alexander, San Clemente, spoke in support of the contract with Gatekeepers Security Services.

Sara Martin, San Clemente, spoke in support of the contract with Gatekeepers Security Services.

Sahl Martin, San Clemente, spoke in support of the contract with Gatekeepers Security Services.

Ryan Gunn, San Clemente, spoke in support of the contract with Gatekeepers Security Services.

Corrine Van Dyk spoke in opposition of the contract with Gatekeepers Security Services.

Bill Hopkins spoke in support of the contract with Gatekeepers Security Services.

Herb Yengo expressed concerns regarding criminal activity in North Beach; expressed support for additional deputy's.

Bridget Callanan, San Clemente, spoke in opposition to the contract with Gatekeepers Security Service.

Michelle Brooks, San Clemente, spoke in support of the contract with Gatekeepers Security Services.

Tawni Burns, San Clemente, expressed concerns regarding liability to the City if Council approves the contract with Gatekeepers Security Services; supports contract with Gatekeepers Security Services.

Rey Harju, San Clemente, spoke in support of the contract with Gatekeepers Security Services.

Shelley Moore spoke in support of the contract with Gatekeepers Security Services.

Jill Watson, San Clemente, spoke in support of the contract with Gatekeepers Security Services.

AQ spoke in support of the contract with Gatekeepers Security Services.

Motion by Councilmember Cabral, second by Councilmember James, to adopt Resolution No. 23-10 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO PREPARE AND EXECUTE A CONTRACT BETWEEN GATEKEEPERS SECURITY SERVICES INC. AND THE CITY OF SAN CLEMENTE FOR SECURITY SERVICES ON A TRIAL BASIS.

THIS MOTION WAS TABLED (see substitute motion below).

Substitute motion by Councilmember Enmeier, second by Mayor Duncan, to direct City staff to report back to Council with multiple security options to find the best fit for San Clemente.

Substitute motion by Mayor Pro Tem Knoblock, second by Councilmember Enmeier, to direct the City Manager to analyze the public safety issues and determine the necessary resources to address issues in North Beach/Del Mar and, if the City Manager deems necessary, issue a Request for Proposal for security services, and provide a report at the April 18, 2023 City Council meeting with the recommendation.

Councilmember Enmeier withdrew his substitute motion to direct City staff to report back to Council with multiple security options to find the best fit for San Clemente.

Motion by Mayor Pro Tem Knoblock, second by Mayor Duncan, CARRIED 5-0, to allow Captain Christian, Chief of San Clemente Police Services, to respond to Council inquiries.

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

NOE: None

Continue Meeting Past 11:00 P.M.

Motion by Mayor Pro Tem Knoblock, second by Councilmember James, CARRIED 5-0, to continue the meeting past 11:00 p.m.

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

NOE: None

The substitute motion was voted on, a summary of action is as follows:

Substitute motion by Mayor Pro Tem Knoblock, second by Councilmember Enmeier, CARRIED 3-2 (Councilmember Cabral and Councilmember James voting Noe) to direct the City Manager to analyze the public safety issues and determine the necessary resources to address issues in North Beach/Del Mar and, if the City Manager deems necessary, issue a Request for Proposal for security services, and provide a report at the April 18, 2023 City Council meeting with the recommendation.

AYE: Enmeier, Knoblock and Mayor Duncan

NOE: Cabral and James

4. Adjournment

Motion by Councilmember Enmeier, second by Mayor Pro Tem Knoblock, CARRIED 5-0, to adjourn at 11:08 p.m. 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