



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

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

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*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 June 6, 2023 at 5:01 p.m. in the San Clemente City Council Chambers, located at 910 Calle Negocio, 2nd Floor, San Clemente.

**PRESENT:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**STAFF PRESENT:** Andy Hall, City Manager; Elizabeth Mitchell, City Attorney; Laura Campagnolo, City Clerk; Megan Jimenez, Deputy City Clerk

### **CLOSED SESSION**

Motion by Mayor Pro Tem Knoblock, second by Councilmember Enmeier, CARRIED 5-0, to recess at 5:02 p.m. to Closed Session to discuss the following:

#### 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, et al.

Riverside Superior Court Consolidated Case No.: RIC 1800232

CA Court of Appeal Case No.: E078045 (Fourth Appellate District, Division 2)

Case Name: City of San Clemente v. Emergency Shelter Coalition, et al.  
Orange County Superior Court Case Number: 2020-01153535-CU-EI-CXC

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

Closed Session concluded at 5:58 p.m.

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**BUSINESS MEETING**

The business meeting reconvened at 6:03 p.m., with all Councilmembers present.

**INVOCATION**

Reverend Jesse Lund, Pastor, San Clemente Presbyterian Church gave the invocation.

**PLEDGE OF ALLEGIANCE**

Councilmember Loeffler led the Pledge of Allegiance.

**1. Special Presentations****A. Groundswell (Formerly Orange County Human Relations) Annual Report**

Sue Reese, Advisory Board Member, presented the Groundswell annual report.

**B. Presentation of Commendation - Patricia Hurtado**

Amanda Q recognized Patricia Hurtado for her heroic actions on May 26, 2023.

Mayor Duncan presented a commendation to Patricia Hurtado in recognition of her heroic act at the San Clemente Pier on May 26, 2023.

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

Cord Bauer, San Clemente, spoke on the illegal activity at North Beach and the need for additional enforcement.

Lisa Edone commented on the City's mission statement as it relates to safety; spoke on safety concerns in the City.

Decline, San Clemente, requested that the City eliminate Coastal Commission oversight and assume responsibility for approvals as other neighboring cities have.

Cameron Cosgrove, San Clemente, recognized Council for hiring four additional deputies; opined that the City should utilize park rangers to address low priority safety issues at North Beach.

Suzie Whitelaw, Save our Beaches San Clemente, opined that the Coastal Zone Administrator position should not be tasked with overseeing the Local Coastal Program.

Joe Janis, San Clemente, spoke on the increase in crime in the T-Zone; opined that private security should be approved for a trial period.

Lois McNicoll expressed concern about the incident at the pier with the Marines and local youth on May 26, 2023; opined that the City needs to hire private

security to address safety concerns.

Wayne Eggleston, San Clemente, expressed concerns regarding the incident with Marines and local youth on May 26, 2023; opined that the incident has damaged the City's reputation and relationship with the Marines.

Darryl McFann, San Clemente, expressed concerns with the incident at the pier with Marines and local youth on May 26, 2023; opined that the City should utilize private security to address safety concerns.

Clive Makinson-Sanders, San Clemente, commented on juveniles congregating in Trafalgar Canyon and participating in illegal activity; noted the potential danger to the residents.

Jill Watson, San Clemente, commented on the incident between Marines and local youth at the Pier on May 26, 2023; opined that San Clemente needs to hire private security.

Amanda Q expressed concerns that witnesses to the incident at the pier between Marines and a large group of local kids, were not able to provide a statement to San Clemente Police Services due to English not being their primary language; opined that the City should hire a private security firm; suggested that the City consider hiring a lobbyist for sand replenishment in lieu of hiring a Coastal Zone Administrator.

Concerned Resident opined that Council's priorities should be safety for the residents as well as sand replenishment for San Clemente beaches.

Tom Garrett spoke in support of private security; voiced concern with the impact of crime to the residents.

Angelo Pasciuti commented on the incident on May 26, 2023 between Marines and local youth; opined that there should be a Marine liaison to work with the Marines and the community to repair division.

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

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

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

**4. Consideration of agenda items requiring immediate action**

None.

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

City Attorney Mitchell announced that the following action was taken in Closed Session:

Council gave direction; no reportable action concerning:

Case Name: City of San Clemente v. Foothill/Eastern Transportation Corridor Agency, et al.

Riverside Superior Court Consolidated Case No.: RIC 1800232

CA Court of Appeal Case No.: E078045 (Fourth Appellate District, Division 2)

Council gave direction; no reportable action concerning:

Case Name: City of San Clemente v. Emergency Shelter Coalition, et al.

Orange County Superior Court Case Number:  
2020-01153535-CU-EI-CXC

**6. Staff Communications**

Economic Development Officer Lightfoot provided an update to Council concerning the Trolley as it relates to grant funding with the Orange County Transportation Authority; provided Council with an update concerning development projects within the City including the Miramar Project and the hotel proposal, The Gallery.

Public Works Director/City Engineer Koger narrated a PowePoint presentation entitled "Casa Romantica Landslide" and provided an update to Council on mitigation efforts concerning the landslide at Casa Romantica.

**Reorganization of Agenda**

Council agreed to move item 10C - Temporary Modification of Beach Hours in Accordance with section 12.32.140 of the San Clemente Municipal Code and Consideration of Urgency Ordinance related to the same and item 8A - Adoption of the Fiscal Year 2023-24 Budget before the Consent Calendar is considered.

For Item 10C please reference page 17 of these minutes for a summary of action.

For Item 8A please reference page 13 of these minutes for a summary of action.

**7. Consent Calendar**

City Manager Hall requested that Council continue item 7I - Renewed Measure M2 Annual Funding Eligibility - Fiscal Year 2023-2024 and item 7N - Adoption of Resolution No. 23-30, Approving a License Agreement with Abound Food Care for Emergency Meal Storage.

Motion by Councilmember Cabral, second by Councilmember Enmeier, CARRIED 5-0, to continue items 7I - Renewed Measure M2 Annual Funding Eligibility - Fiscal Year 2023-2024 and item 7N - Adoption of Resolution No. 23-30, Approving a License Agreement with Abound Food Care for Emergency Meal Storage.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

Motion by Councilmember Loeffler, second by Mayor Duncan, CARRIED 5-0, to reconsider items 7I - Renewed Measure M2 Annual Funding Eligibility - Fiscal Year 2023-2024 and item 7N - Adoption of Resolution No. 23-30, Approving a License Agreement with Abound Food Care for Emergency Meal Storage.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

Council removed items 7G, 7I and 7N from the Consent Calendar for discussion.

**A. City Council Minutes**

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

- (1) APPROVE THE CITY COUNCIL REGULAR MEETING MINUTES OF MAY 16, 2023.
- (2) APPROVE THE CITY COUNCIL ADJOURNED REGULAR MEETING MINUTES OF MAY 23, 2023.
- (3) APPROVE THE CITY COUNCIL SPECIAL MEETING MINUTES OF MAY 23, 2023.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

**B. Commission/Committee Minutes**

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

- (1) GOLF COURSE COMMITTEE REGULAR MEETING MINUTES OF NOVEMBER 3, 2022.
- (2) GOLF COURSE COMMITTEE REGULAR MEETING MINUTES OF FEBRUARY 2, 2023.
- (3) BEACHES, PARKS AND RECREATION COMMISSION REGULAR MEETING MINUTES OF DECEMBER 13, 2022.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

**C. Warrant Register**

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

- (1) APPROVE WIRE TRANSFER NOS. 2843 THROUGH 2848 AND WARRANT NOS. 588048 THROUGH 588192, PAID ON 5-5-23, IN THE AMOUNT OF \$2,991,701.41
  - (2) APPROVE WIRE TRANSFER NOS. 2849 THROUGH 2850 AND WARRANT NOS. 588193 THROUGH 588368, PAID ON 5-12-23, IN THE AMOUNT OF \$1,406,943.35
  - (3) APPROVE WIRE TRANSFER NOS. 2851 THROUGH 2854 AND WARRANT NOS. 588369 THROUGH 588517, PAID ON 5-19-23, IN THE AMOUNT OF \$1,049,245.17
  - (4) APPROVE WARRANT NOS. 588518 THROUGH 588702, PAID ON 5-26-23, IN THE AMOUNT OF \$3,385,987.12
- TOTAL WARRANT REGISTER \$8,833,877.05

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None



**Payroll Register**

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

APPROVE AUTOMATIC DEPOSIT ADVISES 85465 THROUGH 85752, FOR THE PERIOD 4-17-23 THROUGH 4-30-23, PAID ON 5-5-23, IN THE AMOUNT OF \$459,187.26

APPROVE WARRANT NO. 902, AUTOMATIC DEPOSIT ADVISES 85753 THROUGH 86051, FOR THE PERIOD 5-1-23 THROUGH 5-14-23, PAID ON 5-19-23, IN THE AMOUNT OF \$471,974.43

TOTAL PAYROLL REGISTER \$931,161.69

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

**D. CONTRACT AWARD - FY 2023 AS-NEEDED PAVEMENT REPAIRS (TRACT 852)**

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

Adopt Resolution No. 23-32, which will:

1. Find the FY 2023 As-Needed Pavement Repairs (Tract 852), Project No. 23306 categorically exempt from the California Environmental Quality Act (CEQA) under Class 2 (Replacement or Reconstruction, 14 CCR section 15302) of the State CEQA Guidelines.
2. Award the FY 2023 As-Needed Pavement Repairs (Tract 852), Project No. 23306, contract to ONXY Paving Company, Inc.
3. Authorize the Public Works Director/City Engineer to execute, Contract No. C23-25, by and between the City of San Clemente and ONYX Paving Company, Inc., providing for the FY 2023 As-Needed Pavement Repairs (Tract 852), in the amount of \$515,000.
4. Authorize the budget transfer of \$690,000 from Account No. 042-848-45300-000-13326 FY 2023 Alley Pavement Rehabilitation, to Account No. 042-848-43420-000-23306 FY 2023 As-Needed Pavement Repairs (Tract 852).

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

**E. NOTICE OF COMPLETION - FY 2023 STREET IMPROVEMENT PROGRAM AND FY 2023 ARTERIAL STREET PAVEMENT MAINTENANCE**

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

Adopt Resolution No. 23-33, which will:

1. Accept the FY 2023 Street Improvement Program and FY 2023 Arterial Street Pavement Maintenance, CIP Project Nos. 13327 and 13320 with the striping modifications as listed in Attachment 4 of the Administrative Report dated June 6, 2023, from the contractor, Roy Allan Slurry Seal, Inc.
2. Authorize the Public Works Director/City Engineer to execute and record the Notice of Completion for FY 2023 Street Improvement Program and FY 2023 Arterial Street Pavement Maintenance.
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, Roy Allan Slurry Seal, Inc.
4. Authorize the City Clerk to release the Performance Bond upon receipt of Warranty Bond in the amount of 25% of the construction cost.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

**F. NOTICE OF COMPLETION - WATER RECLAMATION PLANT (WRP) ELECTRICAL SYSTEMS REPLACEMENT PHASE I PLANT MAIN DISTRIBUTION PANEL (PMD)**

Motion by Councilmember Enmeier, second by Mayor Pro Tem Knoblock, to:

Adopt Resolution No. 23-34, which will:

1. Accept the Water Reclamation Plant (WRP) Electrical Systems Replacement Phase I Plant Main Distribution Panel (PMD), Project No. 16205, from the contractor, Global Power Group, Inc.
2. Authorize the Utilities Director to execute, and the City Clerk to record, the Notice of Completion for WRP Electrical Systems Replacement Phase I PMD.
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 the Contractor, Global Power Group, 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.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

**H. CONTRACT AMENDMENT - MANAGED SECURITY SERVICES**

Motion by Councilmember Enmeier, second by Mayor Pro Tem Knoblock, to:

Adopt Resolution No. 23-36, which will:

Authorize the City Manager to execute, Amendment No. 1 to Contract No. C20-21, by and between the City of San Clemente and Savant Solutions, Inc., providing for the Arctic Wolf Networks Managed Detection and Response and Managed Risk Services. This amendment increases the contract amount from \$181,945 to \$300,658, an increase of \$118,713.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

**J. ESTABLISHING APPROPRIATIONS LIMIT FOR FISCAL YEAR (FY) 2023-24 (GANN LIMIT)**

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

Adopt Resolution No. 23-40, which will:

Establish an appropriation limit pursuant to Article XIIB of the California Constitution.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

**K. DESIGNATE FISCAL YEAR (FY) 2023-2024 STREET REHABILITATION PROJECTS PURSUANT TO SENATE BILL 1 (SB1) THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017**

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

Adopt Resolution No. 23-41, which will:

Adopt a list of projects for Fiscal Year 2023-24 funded by Senate Bill 1 (SB1): The Road Repair and Accountability Act of 2017.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

**L. RECORDS DESTRUCTION**

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

Adopt Resolution No. 23-42, which will:

Authorize the destruction of certain City records as outlined in Attachment 2 of the Administrative Report dated June 6, 2023, and on file with the City Clerk.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

**M. NOTICE OF COMPLETION - SIDEWALK IMPROVEMENTS FOR AVENIDA CABRILLO (CDBG)**

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

Adopt Resolution No. 23-43, which will:

1. Accept the Sidewalk Improvements for Avenida Cabrillo (CDBG), Project No. 10317 from the contractor, LC Paving and Sealing, Inc.

2. Authorize the Public Works Director/City Engineer to execute and record the Notice of Completion for Sidewalk Improvements for Avenida Cabrillo (CDBG).

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, LC Paving and Sealing, Inc.

4. Authorize the City Clerk to release the Performance Bond upon receipt of Warranty Bond in the amount of 25% of the construction cost.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

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**ITEMS REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION****G. NOTICE OF COMPLETION - THE T-STREET PEDESTRIAN OVERPASS CONCRETE REHABILITATION AND CONTRACT AWARD - REMAINDER OF THE REPAIR WORK FOR THE T-STREET PEDESTRIAN OVERPASS CONCRETE REHABILITATION**

Public Works Director/City Engineer Koger responded to Council inquiries.

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

Adopt Resolution No. 23-35, which will:

1. Accept the completed portion of the work performed for the T-Street Pedestrian Overpass Concrete Rehabilitation, CIP Project No. 23804, from the contractor, Skyline Services, Inc.
2. Authorize the Public Works Director/City Engineer to execute and record the Notice of Completion for the completed portion of the work performed for the T-Street Pedestrian Overpass Concrete Rehabilitation.
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, Skyline Services, Inc.
4. Authorize the City Manager to execute, Contract No. C23-26, by and between the City of San Clemente and Harbor Coating and Restoration, Inc., providing for the construction of the remainder of the work for the T-Street Overpass Concrete Rehabilitation, in the amount of \$51,000, plus a 10% project contingency of \$7,650.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

I. **RENEWED MEASURE M2 ANNUAL FUNDING ELIGIBILITY - FISCAL YEAR 2023-2024**

Amanda Q narrated a PowerPoint presentation entitled "Measure M2 Funds". A hard copy of the presentation is on file with the City Clerk.

Motion by Councilmember Enmeier, second by Councilmember Cabral, CARRIED 5-0, to continue this item to the June 20, 2023 Regular City Council meeting.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

N. **ADOPTION OF RESOLUTION NO. 23-30, APPROVING A LICENSE AGREEMENT WITH ABOUND FOOD CARE FOR EMERGENCY MEAL STORAGE**

Mike Learakos, Abound Food Care, spoke on the emergency meal program and potential benefits to the City; notified Council of the deadline of July 1, 2023 for grant funds and responded to Council inquiries.

Nick Berkuta, San Clemente, spoke on the potential benefits of the Abound Food Care program for the City and its residents.

Amanda Q commented on the stability of the food storage site; expressed concerns regarding the shelf life of the meals.

Motion by Councilmember Enmeier, second by Councilmember Loeffler, CARRIED 4-1 (Councilmember Cabral voting noe), to:

Adopt Resolution 23-30, which will:

1. Authorize the City Manager to execute, Contract No. 23-22, a License Agreement, by and between the City of San Clemente and Abound Food Care, allowing for use of space in a material storage yard at the City's Water Reclamation Plant located at 30 Avenida Pico to place and operate one solar powered cold storage unit with solar panels.

2. Modify section E of the License Agreement to read as follows:

Licensee will be solely responsible for managing and distributing the meals pursuant to its own policies and procedures, which are subject to City's approval, and City will have no liability, or role in managing or maintaining the Storage Container or Program; and

3. Modify section 3.1.1 of the License Agreement to read as follows:

Place, access, operate, repair and maintain one solar powered cold storage unit, with dimensions of approximately 40' x 8' x 10' with solar panel extensions, to store ready-to-heat-and-eat meals ("Storage Container") as part of the Emergency Nutritious Food Management Program ("Program") on the City Property, for the purpose of providing meals to community members in times of disaster. Licensee will be solely responsible for managing and distributing the meals pursuant to its own policies and procedures, with City having no liability, or role in managing or maintaining the Storage Container or Program. Notwithstanding the foregoing, Licensee shall consult with City regarding its policies and procedures for managing and distributing the meals, which shall be subject to the City's approval.

**AYE:** Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** Cabral

## 8. Public Hearings

### A. ADOPTION OF THE FISCAL YEAR 2023-24 BUDGET

Public Hearing to consider adoption of the City of San Clemente's proposed budget for Fiscal Year 2023-24.

Mayor Duncan opened the Public Hearing.

Financial Services Officer Rahn narrated a PowerPoint presentation entitled "City of San Clemente Budget Public Hearing Fiscal Year 2023-24", and responded to Council inquiries. A hard copy of the presentation is on file with the City Clerk.

Utilities Director Rebensdorf responded to Council inquiries.

City Manager Hall responded to Council inquiries.

Amanda Q narrated a PowerPoint presentation entitled "San Clemente Budget". A hard copy of the presentation is on file with the City Clerk.

Cord Bauer opined that the City needs additional deputies; referenced the number of deputies per 10,000 residents.

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

Following discussion, Mayor Duncan re-opened the Public Hearing.

Police Services Captain Christian responded to Council inquiries

Concerned Resident questioned why Mayor Pro Tem Knoblock is adverse to temporary private security; opined that public speakers are not treated equally.

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

Motion by Councilmember Cabral, second by Councilmember Loeffler, to allocate \$700,000 for private security from the general fund and prepare a contract for consideration at the June 20, 2023 City Council meeting for a one-year term.

Following discussion an amendment to the motion was made as follows:

Motion by Councilmember Cabral, second by Councilmember Loeffler, CARRIED 4-1 (Mayor Duncan voting noe), to allocate \$350,000 for private security from the general fund to prepare a contract for consideration at the June 20, 2023 City Council meeting for a six-month term.

**AYE:** Cabral, Enmeier, Knoblock and Loeffler

**NOE:** Mayor Duncan

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

Adopt Resolution No. 23-44, which will:

1. Approve the budget at the fund level for the City of San Clemente for the 2023-24 Fiscal Year and the commitment of fund balance.

2. Encompass the amendment made by the previous motion for private security.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

## 9. Unfinished Business

### A. UPDATE ON THE PLAN TO MOVE TEMPORARY PICKLEBALL COURTS FROM SAN GORGONIO PARK TO RICHARD T. STEED MEMORIAL PARK AND APPROVAL OF A CONSTRUCTION CONTRACT WITH KOMPAN, INC

Public Works Director/City Engineer Koger and Beaches, Parks and Recreation Director Wylie reviewed the contents of the Administrative Report and responded to Council inquiries.

Concerned Resident spoke in support of the contract award; opined that Council should require a completion date for the contract.



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Susan Ambrose spoke in support of the project; opined the contract should have a completion date.

Amanda Q spoke in support of a completion clause in the contract as well as pickleball courts closure at San Gorgonio Park upon completion of temporary pickleball courts at Richard T. Steed Memorial Park.

Motion by Councilmember Cabral, second by Mayor Pro Tem Knoblock, to:

Adopt Resolution No. 23-47, which will:

1. Affirm City Council's intention to move the temporary pickleball court facility at San Gorgonio Park as quickly as possible to Richard T. Steed Memorial Park.
2. Award a construction contract to build eight temporary pickleball courts at Steed Park to Kompan, Inc., for an amount not to exceed \$1,215,817.04, plus a 10% contingency.
3. Authorize and direct the City Manager to execute such a contract in a form approved by the City Attorney.
4. Authorize and direct staff to close the pickleball courts at San Gorgonio Park as soon as construction of the temporary facility at Steed Park is completed or November 7, 2023, whichever occurs first.

Substitute motion by Mayor Duncan, second by Councilmember Enmeier, FAILED 2-3 (Councilmember Cabral, Councilmember Loeffler and Mayor Pro Tem Knoblock voting noe), to:

Adopt Resolution No. 23-47, which will:

1. Affirm City Council's intention to move the temporary pickleball court facility at San Gorgonio Park as quickly as possible to Richard T. Steed Memorial Park.
2. Award a construction contract to build eight temporary pickleball courts at Steed Park to Kompan, Inc., for an amount not to exceed \$1,215,817.04, plus a 10% contingency.
3. Authorize and direct the City Manager to execute such a contract in a form approved by the City Attorney.
4. Authorize and direct staff to close the pickleball courts at San Gorgonio Park as soon as construction of the temporary facility at Steed Park is completed.

**AYE:** Enmeier and Mayor Duncan

**NOE:** Cabral, Knoblock and Loeffler

The original motion on the floor by Councilmember Cabral, second by Mayor Pro

Tem Knoblock, CARRIED 4-1 (Mayor Duncan voting noe), to:

Adopt Resolution No. 23-47, which will:

1. Affirm City Council's intention to move the temporary pickleball court facility at San Gorgonio Park as quickly as possible to Richard T. Steed Memorial Park.
2. Award a construction contract to build eight temporary pickleball courts at Steed Park to Kompan, Inc., for an amount not to exceed \$1,215,817.04, plus a 10% contingency.
3. Authorize and direct the City Manager to execute such a contract in a form approved by the City Attorney.
4. Authorize and direct staff to close the pickleball courts at San Gorgonio Park as soon as construction of the temporary facility at Steed Park is completed or November 7, 2023, whichever occurs first.

**AYE:** Cabral, Enmeier, Knoblock and Loeffler

**NOE:** Mayor Duncan

**Meeting Recessed**

Meeting recessed at 9:46 p.m., and reconvened at 9:54 p.m. with all Councilmembers present.

**10. New Business**

**A. APPROVAL OF THE LOCAL ROADWAY SAFETY PLAN (LRSP)**

Mayor Duncan opened the Public Hearing.

Assistant City Engineer Ponsen and City Traffic Engineer Kim reviewed the contents of the Administrative Report and responded to Council inquiries.

There being no one desiring to speak, Mayor Duncan closed the Public Hearing.

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

Adopt Resolution No. 23-45, which will:

1. Determine that the project is categorically exempt from the requirements of the CEQA pursuant to CEQA Guidelines Section 15306 (Class 6, Information Collection) and Section 15301 (Class 1, Existing Facilities), of the State CEQA Guidelines.

2. Approve the Local Roadway Safety Plan (LRSP).

3. Approve the LRSP for adoption as a tool to be used to address local roadway safety issues and needs, and future grant funding opportunities.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

**B. TRAFFIC CALMING ON AVENIDA PRESIDIO BETWEEN CALLE CORTEZ AND NORTH LA ESPERANZA, AND FINDING THE PROJECT CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) UNDER CLASS 1 (EXISTING FACILITIES, 14 CCR SECTION 15301) OF THE STATE CEQA GUIDELINES**

Assistant City Engineer Ponsen and Traffic Engineer Kim reviewed the contents of the Administrative Report and responded to Council inquires.

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

Adopt Resolution No. 23-46, which will:

1. Find the project categorically exempt from CEQA under Class 1 (Existing Facilities, 14 CCR section 15301) of the State CEQA Guidelines.

2. Approve installation of electronic speed feedback signs, red curb installation and removal, and edge lines as illustrated in Attachment 4 of the Administrative Report dated June 6, 2023 and on file with the City Clerk.

3. Appropriate the required funds from the Traffic Calming Project, CIP No. 39807.

4. Request Police Services to consider increasing speed enforcement near the apartment complex at 105 Avenida Presidio.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

**C. TEMPORARY MODIFICATION OF BEACH HOURS IN ACCORDANCE WITH SECTION 12.32.140 OF THE SAN CLEMENTE MUNICIPAL CODE AND CONSIDERATION OF URGENCY ORDINANCE RELATED TO SAME**

This item was considered before the Consent Calendar, please reference page 4 of these minutes for a summary of action.

Mayor Duncan opened the Public Hearing.

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

Joe Janis, San Clemente, spoke in support of the proposed 10:00 p.m. beach

closure.

Lois McNicoll spoke in support of the proposed 10:00 p.m. beach closure; opined on the need for private security to enforce the closure time.

Bernice Rivera-Giles, San Clemente, opined that the current closure time of 12:00 a.m. encourages illegal activity; opined on the need for enforcement.

Darren Rude commented on the illegal activity at T-Street; spoke in support of the proposed beach closure time of 10:00 p.m.

Tom Garrett, San Clemente, spoke in support of the proposed 10:00 p.m. beach closure

Rick Price, San Clemente, spoke in support of the proposed 10:00 p.m. beach closure; opined that the City should try private security.

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

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

1. Support the action of the City Manager to modify the hours of closure from 12:00 a.m. until 4:00 a.m. to 10:00 p.m. until 4:00 a.m. on City Beaches.

2. Adopt Urgency Ordinance No. 1751 entitled AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, DECLARING A PUBLIC NUISANCE; AMENDING SECTION 12.32.140 OF THE SAN CLEMENTE MUNICIPAL CODE TO CLOSE THE PUBLIC BEACHES AT 10:00 PM FOR PUBLIC HEALTH, SAFETY AND WELFARE; AND FINDING THE ORDINANCE TO BE CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) UNDER CLASS 1 (EXISTING FACILITIES, 14 CCR SECTION 15301) OF THE STATE CEQA GUIDELINES.

3. Introduce Ordinance No. 1752 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, DECLARING A PUBLIC NUISANCE; AMENDING SECTION 12.32.140 OF THE SAN CLEMENTE MUNICIPAL CODE TO CLOSE THE PUBLIC BEACHES AT 10:00 PM FOR PUBLIC HEALTH, SAFETY AND WELFARE; AND FINDING THE ORDINANCE TO BE CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) UNDER CLASS 1 (EXISTING FACILITIES, 14 CCR SECTION 15301) OF THE STATE CEQA GUIDELINES.

**AYE:** Cabral, Enmeier, Knoblock, Loeffler and Mayor Duncan

**NOE:** None

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

Aaron Washington commented on the allocation of funding for public safety; spoke on the state curfew for individuals under 18 years old.

**12. Future Agenda Items****Agenda Template**

Councilmember Enmeier, with the support of Councilmember Cabral and Councilmember Loeffler, agendized consideration of utilizing Oral Communications Part 2 as an as-needed section if Oral Communications Part 1 is longer than the allotted 30 minutes; requested clarification of the Staff Communication portions of the agenda template.

**Park Ranger Program**

Councilmember Loeffler, with the support of Mayor Pro Tem Knoblock and Mayor Duncan, agendized consideration of the Public Safety Committee evaluating and making recommendations on the Park Ranger Program.

**Amphitheater Citizens Committee**

Council agendized discussion of the Amphitheater Citizens Committee for the June 20, 2023 Regular City Council meeting, which is to be included in the previously agendized discussion of City Commissions and Committees.

**13. Reports****A. Commissions and Committees****Coastal Animal Services Authority**

Councilmember Enmeier reported on the 5-year capitol improvement program; announced a summer program where kids and adults can read to shelter dogs.

**B. Council Subcommittee Updates****Homeless Subcommittee**

Councilmember Enmeier requested that the City Manager organize a meeting with the City of Dana Point and City of San Juan Capistrano and have two councilmembers from each city along with the City Managers discuss a regional approach to homelessness in south Orange County.

**Tiny Home Tour**

Councilmember Enmeier requested that Council tour the tiny home community in Chula Vista to potentially address homelessness.

**C. Council Members**

**Leasing or Renting Shelter Beds for San Clemente Homeless**

Councilmember Loeffler requested that the Homeless Subcommittee evaluate the feasibility of the City leasing or renting shelter beds for the homeless in San Clemente.

**(1) UPDATE TO COUNCIL APPOINTEES TO REGIONAL COMMITTEES, COMMISSIONS AND BOARDS AND CITY COUNCIL SUBCOMMITTEES**

Please reference below for Council appointments to Regional Committees, Commissions and Boards and City Council Subcommittees.

**2023 COUNCIL APPOINTED REPRESENTATIVES TO COMMITTEES, COMMISSIONS AND BOARDS**

Committee/Commission/Board	Location	Meeting Date(s)	Representative(s)	Compensation
Capistrano Unified School District Liason Committee			Duncan and Enmeier	No
Coastal Animal Services Authority (CASA)	Animal Shelter San Clemente	3 <sup>rd</sup> Monday, 5:30 p.m. Bi-monthly	Enmeier/Loeffler (All)	No
Community Engagement Panel	Varies	Quarterly (dates vary)	Cabral/Enmeier (All)	No
Conservancy (Elected/Appointed Representative to Friends of the Reserve Commission)			Knoblock/Duncan (All)  The City's "At Large" position is vacant.  The Talega HOA Representative is Laurie Gooch (term expires June 30, 2020).  The At-Large and Talega Representative positions will not be filled until CM Knoblock reports to Council with regard to the Friends' inactivity.	No
Chamber of Commerce – Economic Development	City Hall Conference Room	As Set	Cabral/Knoblock (All).  <i>Note: The Mayor will continue to attend ribbon-cutting ceremonies.</i>	No
Downtown Business Association – Economic Development		As set	Duncan/Enmeier (All).	No
Emergency Operational Area Council (Orange County)			Mayor and Mayor Pro Tem	No
Fire Authority (Orange County)	OCFA Boardroom, 1 Fire Authority Road, Irvine	4 <sup>th</sup> Thursday of every other month at 6:30 p.m.	Duncan	Yes (\$100 per meeting with maximum of \$300 per month). Special notes: This appointment must be made by resolution. Alternates were discontinued in 2015.
Historic Preservation Ad Hoc Committee	TBD	TBD	Enmeier/Loeffler (All)	No
Insurance Authority (California Joint Powers Insurance Authority)	La Palma	4 <sup>th</sup> Wednesday, 4:30 p.m.	Knoblock	Yes, \$100 per year.
Investment Advisory Committee	Ocean View Conf. Room	Quarterly, 6:00 p.m. Last Monday of the month	Cabral	No
Legislative Delegate Program - Representative to Senate District 36			Mayor and Mayor Pro Tem	No



Legislative Delegate Program - Representative to 74 <sup>th</sup> Assembly District			Mayor and Mayor Pro Tem	No
Library Task Force (Orange County)	Tustin Library	Quarterly, 4 <sup>th</sup> Thursday, 4:00 p.m.	Loeffler	No
Mayors (South Orange County Association of Mayors)	Rotating Cities	2 <sup>nd</sup> Thursday, 7:30 a.m.	Mayor	No
U.S. Marine Corps Liaison			Cabral	No
MWDOC Interaction of Elected Officials			Knoblock/Duncan (Alt.)	No
Nine South County Water Agencies (This is the name of a group that consists of nine South Orange County water agencies).	Moulton Niguel Water District Office	No regular meetings, but usually held at noon on Wednesdays (such as the fourth Wednesday of the month).	Knoblock/Duncan (Alt.)	No
SCAG General Assembly		Annual Meeting in May	Knoblock/Cabral	No
Social Service/Community Service Budget Committee			Enmeier	No
South Orange County Watershed Management Area Executive Committee			Knoblock/Rebensdorf (Alt.)	No
Vector (Orange County Mosquito and Vector Control Board)	District Office, Garden Grove	3 <sup>rd</sup> Thursday, 3:00 p.m.	Knoblock (term expires January 2024)	Yes (\$100 per month)
Wall of Recognition			Duncan	No

Subcommittee List

Name	Date	Active	Council Member Appointed	Staff Recommendation / Notes
Design Review Subcommittee	10-16-2007	YES	None; members are Planning Commissioners per SCMC 2.32.020.E	No action
Amphitheater Citizens Committee	August 2022	YES	Each Councilmember to appoint one member	Reconsider at June 20, 2023 meeting
Homeless Subcommittee	January 2023	YES	Loeffler and Enmeier	Reconsider continuing with subcommittee in June 2024

(2) VACANCY ON THE PUBLIC SAFETY COMMITTEE DUE TO THE APPOINTMENT OF RICK LOEFFLER TO CITY COUNCIL

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

1. Direct staff to advertise for the vacancy on the Public Safety Committee and solicit applications for a technical professional with a public safety background to fill the position.

2. Schedule a meeting on July 18, 2023 at 4:00 p.m. to interview applicants and appoint a member to the Public Safety Committee.

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

NOE: None

D. City Attorney

None.

E. City Manager

Announcement of Contracts Approved and Executed by the City Manager

City Manager Hall reported that the following professional services contract was executed under his authority: Duncan Engineering providing for structural engineering consulting services for the lifeguard towers replacement in the amount of \$24,050.

14. Adjournment


Motion by Councilmember Cabral, second by Councilmember Enmeier, CARRIED 5-0, to adjourn at 10:34 p.m. The next Regular Meeting will be held on June 20, 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, Knoblock, Loeffler and Mayor Duncan

NOE: None



MAYOR of the City of  
San Clemente, California

  
CITY CLERK of the City of  
San Clemente, California