



4:00 p.m. - Closed Session
6:00 p.m. - Business Meeting

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

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.

CALIFORNIA ENVIRONMENTAL QUALITY ACT

The California Environmental Quality Act ("CEQA") is the state law that requires the City to evaluate and document the potential environmental consequences of discretionary decision. (See, California Public Resources Code Sections 21000-21189.3; and the "CEQA Guidelines" at California Code of Regulations Title 14, Division 6, Chapter 3, Sections 15000-15387). For each item that requires a CEQA determination by the City Council, there is a reference to that determination on this agenda, and more information regarding the CEQA analysis is included in the documents that accompany this agenda. To the extent that City staff determines that particular items are not subject to CEQA, there will be no indication of a CEQA action on this agenda.

CLOSED SESSION (4:00 P.M.)**A. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to Government Code section 54956.9(a)(d)(2)

Number of Cases: 2

1. Facts and Circumstances per Government Code section 54956.9(e)(2): Allegations under the California Voting Rights Act of 2001.
2. Facts and Circumstances per Government Code section 54956.9(e)(1): Facts and circumstances that might result in litigation against the City that the City believes are not yet known to a potential plaintiff or plaintiffs.

B. 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

C. CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION

Whether to initiate litigation pursuant to Government Code section 54956.9(d)(4)

Number of Cases: 1

Case Name: *Socal Recovery, LLC, et al. v. City of Costa Mesa, et al.*
United States Court of Appeals for the Ninth Circuit Docket No.: 20-55820

D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Discussion concerning real property transactions in compliance with Government Code section

54956.8 regarding:

1. Real Property Negotiations: APN 678-163-01
Property: 1.1-acre undeveloped area west of Courtney's Sandcastle Playground of Vista Hermosa Sports Park
City Negotiators: Andy Hall, City Manager and Samantha Wylie, Director of Beaches, Parks and Recreation
Negotiating Parties: Salty Turf
Under Negotiation: Price and terms
2. Real Property Negotiations: APN 679-152-03, APN 678-163-01 and part of APN 678-163-01

Property: 2.7-acre undeveloped area on the west side of Vista Hermosa Park, 3.3-acre undeveloped lot at the southeast corner of Avenida Vista Hermosa and Camino Vera Cruz, and 2.3-acre undeveloped area at the southwest Avenida Vista Hermosa and La Pata

City Negotiators: Andy Hall, City Manager, Cecilia Gallardo Daly, Community Development Director and Jonathan Lightfoot, Economic Development Officer

Negotiating Parties: Orange County Fire Authority

Under Negotiation: Price and terms

3. Real Property Negotiations: APN 690-012-01

Property: The parking lot located at 100 Avenida Presidio, San Clemente, CA 92672

City Negotiators: Andy Hall, City Manager

Negotiating Parties: Sysco Corporation

Under Negotiation: Price and terms

BUSINESS MEETING (6:00 P.M.)

CALL TO ORDER

INVOCATION – Pastor John Randall, Calvary South Orange County

PLEDGE OF ALLEGIANCE

ROLL CALL

1. Special Presentations

A. Recognition of Out-Going Commission and Committee Members

Presentation of City tiles to the following out-going members of the City's Commissions and Committees:

Golf Course Committee

Dick Veale

Public Safety Committee

Charlie Hightower

Beaches, Parks and Recreation Commission

Jorine Campopiano

Teri Rousseau

Amelia-Mae Weinstein

Human Affairs Committee

Michelle Brooks

Aaron Washington

B. Presentation of Commendation(s) - Sawyer Lindblad and Crosby Colapinto - US Open of Surfing

Presentation of Commendation(s) to San Clemente Residents Sawyer Lindblad and Crosby Colapinto for their victory(s) at the US Open of Surfing in Huntington Beach.

C. World Surf League at Trestles

Presentation by Economic Development Officer Lightfoot concerning the World Surf League event at Trestles.

2. 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. 10. 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. Under the Ralph M. Brown Act, the City Council cannot act on items raised during public comment but may respond briefly to statements made or questions posed, request clarification or refer the item to staff.

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

4. Consideration of agenda items requiring immediate action

Any items agenda items will be considered under New Business, unless otherwise determined by a majority vote of the City Council.

5. Closed Session Report - City Attorney

6. 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 AND REGULAR MEETING MINUTES OF JULY 18, 2023.](#)

B. Commission/Committee MinutesStaff Recommendation:

Receive and file the following:

- (1) [HUMAN AFFAIRS COMMITTEE REGULAR MEETING MINUTES OF JUNE 13, 2023.](#)
- (2) [INVESTMENT ADVISORY COMMITTEE SPECIAL MEETING MINUTES OF MAY 1, 2023.](#)
- (3) [PUBLIC SAFETY COMMITTEE REGULAR MEETING MINUTES OF JUNE 27, 2023.](#)
- (4) [BEACHES, PARKS AND RECREATION COMMISSION REGULAR MEETING MINUTES OF APRIL 11, 2023.](#)
- (5) [HUMAN AFFAIRS COMMITTEE MEETING MINUTES OF JULY 25, 2023.](#)
- (6) [PLANNING COMMISSION REGULAR MEETING MINUTES OF AUGUST 2, 2023.](#)
- (7) [STUDY SESSION OF THE PLANNING COMMISSION MINUTES OF AUGUST 2, 2023.](#)

C. Warrant Register

- | | | |
|-----|---|---------------------------------------|
| (1) | <u>APPROVE WIRE TRANSFER NOS. 2881 THROUGH 2886 AND WARRANT NOS. 589707 THROUGH 589907, PAID ON 7-14-23, IN THE AMOUNT OF</u> | <u>\$2,144,423.32</u> |
| (2) | <u>APPROVE WIRE TRANSFER NO. 2887 AND WARRANT NOS. 589908 THROUGH 590030, PAID ON 7-21-23, IN THE AMOUNT OF</u> | <u>\$4,584,852.70</u> |
| (3) | <u>APPROVE WIRE TRANSFER NOS. 2888 THROUGH 2894 AND WARRANT NOS. 590031 THROUGH 590275, PAID ON 7-28-23, IN THE AMOUNT OF</u> | <u>\$4,641,596.50</u> |
| | TOTAL WARRANT REGISTER | \$11,370,872.52 |

Payroll Register

AUTOMATIC DEPOSIT ADVISES 87064 THROUGH 87409, FOR THE PERIOD 6-26-23 THROUGH 7-9-23, PAID ON 7-14-23, IN THE AMOUNT OF	\$535,058.93
AUTOMATIC DEPOSIT ADVISES 87410 THROUGH 87756, FOR THE PERIOD 7-10-23 THROUGH 7-23-23, PAID ON 7-28-23, IN THE AMOUNT OF	\$541,156.21
TOTAL PAYROLL REGISTER	\$1,076,215.14

D. ORDINANCE NO. 1754 (SECOND READING) - AMENDING CHAPTER 13.29.190 SUBSECTION (D) AND (E) OF THE SAN CLEMENTE MUNICIPAL CODE RELATING TO SANITARY SEWER RATES AND FINDING THE ORDINANCE NOT SUBJECT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

Staff Recommendation

Adopt Ordinance No. 1754 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING CHAPTER 13.24.190 SUBSECTIONS (D) AND (E) OF THE SAN CLEMENTE MUNICIPAL CODE RELATING TO SANITARY SEWER RATES AND FINDING THE ORDINANCE NOT SUBJECT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

E. ORDINANCE NO. 1756 (SECOND READING) - RELATING TO THE BEACHES, PARKS AND RECREATION COMMISSION AND HUMAN AFFAIRS COMMITTEE, RESPECTIVELY, ADDING CHAPTER 2.45, ESTABLISHING AN ARTS AND CULTURE COMMITTEE

Staff Recommendation

Adopt Ordinance No. 1756 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING CHAPTERS 2.28 AND 2.40 OF THE MUNICIPAL CODE OF THE CITY OF SAN CLEMENTE, RELATING TO THE BEACHES, PARKS AND RECREATION COMMISSION AND HUMAN AFFAIRS COMMITTEE, RESPECTIVELY, AND ADDING CHAPTER 2.45 ESTABLISHING AN ARTS AND CULTURE COMMITTEE.

F. **RESPONSE TO 2022-2023 ORANGE COUNTY GRAND JURY REPORT
“WELCOME TO THE NEIGHBORHOOD: ARE CITIES RESPONSIBLY
MANAGING THE INTEGRATION OF GROUP HOMES?”**

Staff Recommendation

Adopt Resolution No. 23-77, which will approve, and authorize the Mayor to submit the response letter to the Presiding Judge of the Superior Court regarding the 2022-2023 Orange County Grand Jury report, “Welcome to the Neighborhood: Are cities responsibly managing the integration of group homes?” as recommended in the Administrative Report dated August 15, 2023, and on file with the City Clerk.

G. **CONSIDERATION OF OPPOSITION TO SENATE BILL 423 (WIENER)
BY-RIGHT HOUSING APPROVALS: MULTIFAMILY HOUSING
DEVELOPMENTS: SB 35 (CHAPTER 366, STATUTES OF 2017) AND
ASSEMBLY BILL 309 (LEE) SOCIAL HOUSING PROGRAM**

Staff Recommendation

Authorize the Mayor to execute, and staff to submit, letters in opposition to Senate Bill 423 and Assembly Bill 309.

H. **CONSIDERATION TO APPROVE AN INCREASE TO THE CONTINGENCY
FOR THE STORM DRAIN IMPROVEMENTS AT 1601 CALLE LAS BOLAS**

Staff Recommendation

Adopt Resolution No. 23-78, which will:

1. Approve an increase to the project contingency in the amount of \$79,030 for the Storm Drain Improvements at 1601 Calle Las Bolas, CIP Project No. 10015.
2. Approve transfer of \$38,311 funding from the Sewer Depreciation Reserve Fund to Account No. 033-834-45300-000-10015, Las Bolas Storm Drain Improvements, for the emergency repairs to the 8-inch sewer main performed during the Project.
3. Approve an additional \$25,000 for the construction management and inspection services for the Storm Drain Improvements at Called Las Bolas.

I. **CONSIDERATION OF APPROVAL OF FINAL PARCEL MAP 2021-160, 162 AVENIDA FLORENCIA, LECOMPTÉ DUPLEX CONDOMINIUM SUBDIVISION**

Staff Recommendation

Adopt Resolution No. 23-79, which will:

1. Approve the Final Parcel Map 2021-160 as it conforms to the requirements set forth in the Subdivision Map Act and the previously approved Tentative Parcel Map.
2. Accept on behalf of the City of San Clemente the water rights as dedicated.
3. Authorize and direct the Public Works Director/City Engineer to execute the Final Parcel Map.
4. Authorize and direct the City Clerk to execute and submit the Final Parcel Map for recordation with the County of Orange Recorder's Office.

J. **CONTRACT AWARD - MARINE SAFETY HEADQUARTER BUILDING CONCRETE REPAIRS**

Staff Recommendation

Adopt Resolution No. 23-80, which will:

1. Award the Marine Safety Headquarters Building concrete Repairs Project, CIP Project No. 24805, to ACE Capital Engineering, Inc. as the lowest responsible and responsive bidder.
2. Approve, and authorize the City Manager to execute, Contract No. C23-42, by and between the City of San Clemente and ACE Capital Engineering, Inc., providing for the Marine Safety Headquarters Building Concrete Repairs Project, in an amount not to exceed \$97,241 plus an 18% project contingency of \$17,500, in a form substantially similar to Contract No. C23-42 (Attachment 4).

K. CONTRACT AWARD - MONTALVO AND RIVIERA PEDESTRIAN BRIDGES COATING REPLACEMENT

Staff Recommendation

Adopt Resolution No. 23-81, which will:

1. Award the Montalvo and Riviera Pedestrian Bridges Coating Replacement Project, CIP Project No. 23802, contract to Applied Restoration, Inc.
2. Approve, and authorize the City Manager to execute, Contract No. C23-43, by and between the City of San Clemente and Applied Restoration, Inc., providing for the Montalvo and Riviera Pedestrian Bridges Coating Replacement, in an amount of not to exceed \$386,933 plus a 15% contingency of \$57,510, in a form substantially similar to Contract No. C23-43 (Attachment 3).

L. CONTRACT AMENDMENT - SENIOR MOBILITY PROGRAM

Staff Recommendation

Adopt Resolution No. 23-82, which will approve, and authorize the City Manager to execute, Amendment No. 2 to Contract No. C18-37, by and between the City of San Clemente and California Yellow Cab, providing for a month-to-month contract extension for the Senior Mobility Program.

M. CONSIDERATION OF RATIFYING A SECOND EMERGENCY CONTRACT FOR GEOTECHNICAL DESIGN AND CONSULTING, CONSTRUCTION OVERSIGHT, TESTING AND INSPECTION SERVICES AS WELL AS SUBCONTRACTED WORK TO INCLUDE SURVEYING AND CIVIL SITE DESIGN AT CASA ROMANTICA

Staff Recommendation

Adopt Resolution No. 23-83, which will ratify an Emergency Professional Consultant Services Agreement, Contract No. C23-44, by and between the City of San Clemente and LGC Geotechnical Inc., providing for geotechnical design and consulting, construction oversight, testing and inspection as well as the subcontracted work to include surveying and civil site design to be performed at Casa Romantica, in an amount not to exceed \$783,560 for up to 12 months.

N. CONSIDERATION OF RATIFYING A SECOND EMERGENCY CONTRACT FOR THE EMERGENCY SLOPE STABILIZATION REPAIRS AT CASA ROMANTICA

Staff Recommendation

Adopt Resolution No. 23-84, which will ratify an Emergency Construction Contract, Contract No. C23-45, by and between the City of San Clemente and Alliance Diversified Enterprises, Inc. on a time and materials basis, providing for emergency slope stabilization repairs at Casa Romantica to include construction tiebacks and grade beams as well as reconstructing the slope with geogrid reinforcement and compacted soil backfill, in an amount not to exceed \$7,760,800.

O. CONSIDERATION OF COUNCILMEMBER TRAVEL AND TRAINING EXPENSES - LEAGUE OF CALIFORNIA CITIES CONFERENCE

Staff Recommendation

Authorize an expenditure of up to \$6,200 related to three City Councilmembers' attendance at the League of California Cities conference in Sacramento, California in September 2023.

P. CONSIDERATION OF LETTER OF SUPPORT: SB 326 (EGGMAN) BEHAVIORAL HEALTH SERVICES ACT AND AB 531 (IRWIN) BEHAVIORAL HEALTH INFRASTRUCTURE BOND ACT OF 2023

Staff Recommendation

Authorize the Mayor to execute, and staff to submit, a letter in support of SB 326 and AB 531.

7. 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.

A. CONSIDERATION OF DECLARING THE INTENTION OF THE CITY OF SAN CLEMENTE TO TRANSITION FROM AT-LARGE TO DISTRICT ELECTIONS; CONSIDERATION OF CONTRACT AWARD FOR PROFESSIONAL DEMOGRAPHER SERVICES; AND FIRST PUBLIC HEARING ON COMPOSITION OF DISTRICTS

Continued Public Hearing pursuant to Elections Code Section 10010(a) (1) for the purpose of inviting and receiving public input regarding the composition of districts before and the inform the drawing of a draft map or maps of the proposed boundaries of districts. if the Council passes a resolution of intention outlining its intention to transition from at-large to district based elections under Government Code Section 34886 effective for the November 2024 General Municipal Election.

Staff Recommendation

Determine whether to transition to by-district elections and, if so:

1. Adopt Resolution No. 23-85 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, DECLARING ITS INTENTION TO TRANSITION FROM AT-LARGE TO DISTRICT-BASED ELECTIONS FOR CITY COUNCIL PURSUANT TO ELECTIONS CODE SECTION 10010 AND GOVERNMENT CODE SECTION 34886 EFFECTIVE FOR THE NOVEMBER 2024 GENERAL MUNICIPAL ELECTION.

And if Council adopts said Resolution of Intention, staff recommends that the City Council also:

2. Adopt Resolution No. 23-86, which will approve and authorize the City Manager to execute, Contract No. C23-46, by and between the City of San Clemente and National Demographics Corporation, providing for demographer services related to transitioning to by-district elections for City Council, in an amount not to exceed \$65,000.

If the Council adopts a Resolution of Intention, staff recommends that the City Council proceed with conducting the first public hearing required under the CVRA:

3. Open the public hearing, invite the public to provide input regarding the composition of the districts and close the public hearing.

B. INTRODUCTION (FIRST READING) OF AN ORDINANCE TO MODIFY THE DEFINITION OF "COMMERCIAL VEHICLE" AND FINDING THE ORDINANCE NOT SUBJECT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

Continued Public Hearing for the City Council to consider a recommendation of the Public Safety Committee to adopt a proposed ordinance to amend various provisions to Title 10, Vehicles and Traffic, of the San Clemente Municipal Code (SCMC) to modify regulations related to the parking of commercial, recreational, and oversize vehicles on public property, including streets.

Staff Recommendation

Introduce Ordinance No. 1755 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING SECTION 10.04.010(B)(1) OF THE SAN CLEMENTE MUNICIPAL CODE RELATING TO THE DEFINITION OF "COMMERCIAL VEHICLE" AND FINDING THE ORDINANCE NOT SUBJECT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

C. CONSIDERATION OF A RESOLUTION OF INTENTION AND INTRODUCTION (FIRST READING) OF AN ORDINANCE TO AUTHORIZE AN AMENDMENT TO THE CONTRACT WITH THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM (CALPERS)

Staff Recommendation

1. Adopt resolution No. 23-87 which will approve an amendment to the contract with CalPERS to replace the existing exclusions for "Ocean Lifeguards and Park Ranger" to provide for the exclusion of Ocean Lifeguard I, Ocean Lifeguard II, Park Ranger I, and Park Ranger I.
2. Introduce Ordinance No. 1757 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM.

8. Unfinished Business

None.

9. New Business**A. PUBLIC SAFETY COMMITTEE REVIEW OF PARK RANGER PROGRAM ENHANCEMENTS**

(Agendized by Councilmember Loeffler, with the support of Mayor Pro Tem Knoblock and Mayor Duncan at the June 6, 2023 City Council meeting.)

Staff Recommendation

Direct the Public Safety to review and make recommendations to enhance the Park Ranger Program.

B. INTRODUCTION (FIRST READING) OF AN ORDINANCE MODIFYING THE COASTAL ADVISORY COMMITTEE'S MISSION STATEMENT

(Agendized by Council at the July 18, 2023 City Council meeting.)

Staff Recommendation

1. Introduce Ordinance No. 1758 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING SECTION 2.29.015 OF THE MUNICIPAL CODE OF THE CITY OF SAN CLEMENTE REGARDING TO THE COASTAL ADVISORY COMMITTEE'S MISSION STATEMENT.

2. Receive and file the Administrative Report, dated August 15, 2023, and on file with the City Clerk.

C. CONSIDERATION OF SETTING COMPENSATION FOR THE CITIZENS AMPHITHEATER COMMITTEE, INVESTMENT ADVISORY COMMITTEE AND PUBLIC SAFETY COMMITTEE

(Agendized by Councilmember Loeffler, with the support of Council at the July 18, 2023 City Council meeting.)

Staff Recommendation

Determine whether or not to compensate the Citizens Amphitheater Committee at the regular \$55 per meeting, not to exceed \$55 per month. If Council wishes to compensate the Citizens Amphitheater Committee along with the Investment Advisory Committee and Public Safety Committee, adopt the Resolution described in recommendation number 1. If Council wishes to compensate only the Investment Advisory Committee and Public Safety Committee, adopt the Resolution described in recommendation number 2.

1. Adopt Resolution No. 23-88 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA RELATING TO COMPENSATION PAID TO MEMBERS OF THE CITIZENS AMPHITHEATER COMMITTEE, INVESTMENT ADVISORY COMMITTEE

AND PUBLIC SAFETY COMMITTEE.

OR

2. Adopt Resolution No. 23-89 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA RELATING TO COMPENSATION PAID TO MEMBERS OF THE INVESTMENT ADVISORY COMMITTEE AND PUBLIC SAFETY COMMITTEE.

D. TRAFFIC ANALYSIS FOR AVENIDA PALIZADA CORRIDOR AT AVENIDA DE LA ESTRELLA

(Agendized by Mayor Pro Tem Knoblock, with the support of Councilmember Cabral and Councilmember Loeffler at the June 20, 2023 City Council meeting.)

Staff Recommendation

1. Direct staff to continue the processing of synchronization of the Palizada corridor with the potential for striping modifications.
2. Receive and file the Administrative Report dated August 15, 2023, and on file with the City Clerk.

E. LETTER REQUESTING THAT THE FAIRVIEW DEVELOPMENTAL CENTER BE REPURPOSED TO PROVIDE TEMPORARY AND SEMI-PERMANENT HOUSING FOR UNSHELTERED PERSONS THROUGHOUT ORANGE COUNTY TOGETHER WITH APPROPRIATE SUPPORTIVE SERVICES

(Agendized by Mayor Pro Tem Knoblock, with the support of Councilmember Cabral and Councilmember Loeffler at the July 18, 2023 City Council meeting.)

Staff Recommendation

City Council to consider the proposed letter and provide direction to staff.

10. 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. Under the Ralph M. Brown Act, the City Council cannot act on items raised during public comment but may respond briefly to statements made or questions posed, request clarification or refer the item to staff.

11. Future Agenda Items

12. Reports

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

13. Adjournment

The next Regular Council Meeting is scheduled to take place on September 5, 2023. Closed Session will begin at 5:00 p.m. and the Regular Business Meeting will begin at 6:00 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

September 14, 2023 - 5-Axel Trucks on Avenida Vista Hermosa

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. Closed Session are considered at 5:00 p.m. and the Business Meeting begins at 6:00 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, 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>.