



AGENDA REPORT

CITY OF SAN CLEMENTE

CITY COUNCIL MEETING

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

Meeting Date: November 7, 2023

Agenda Item: 10D

Department: City Clerk

Prepared By Laura Campagnolo, City Clerk

Subject:

CODE AMENDMENT TO INCREASE THE COASTAL ADVISORY COMMITTEE FROM FIVE TO SEVEN MEMBERS

Fiscal Impact:

Yes. The fiscal impact would be an additional \$660 annually for two additional Committee members paid at a rate of \$55.00 per meeting.

Summary:

At a Special Meeting on October 30, 2023, Council interviewed four qualified candidates, and appointed one candidate to fill the open position on the Coastal Advisory Committee. During the course of discussion, Council agreed to a proposed code amendment to consider increasing the Coastal Advisory Committee from five to seven members.

Additionally, Council expressed interest in adding the three qualified candidates that were interviewed, but not selected, to an eligibility list, which could be used to appoint two additional Coastal Advisory Committee members, should Council adopt the proposed Ordinance.

If the proposed Ordinance is introduced at tonight's meeting, a second reading of the Ordinance will be on the agenda for December 5, 2023. If the Council desires, Staff could return to the December 5, 2023 City Council meeting with an agenda report that includes an eligibility list made of the three applicants that were interviewed on October 30, 2023, but not selected for the Committee at that time. Council could then select two of the three qualified candidates to fill the vacant seats on the Committee, once the Ordinance becomes effective January 4, 2024. Alternatively, the Council could direct staff to readvertise for the additional openings.

Council Options:

- Introduce and conduct the first reading of Ordinance No. 1768, increasing the Coastal Advisory Committee from five to seven members.
- Direct Staff to return to Council with additional information.
- Direct Staff to return to Council with an eligibility list of the three qualified applicants that were interviewed on October 30, 2023 for Council to select two if the Ordinance is adopted.
- Direct Staff to readvertise to fill the two new positions on the Coastal Advisory Committee if the Ordinance is adopted.

- Take no action.

Environmental Review/Analysis:

This is not a “project” under the California Environmental Quality Act.

Recommended Actions:

Staff Recommendation

1. Introduce Ordinance No. 1768 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING SECTION 2.29.010 OF THE MUNICIPAL CODE OF THE CITY OF SAN CLEMENTE TO CHANGE THE COASTAL ADVISORY COMMITTEE FROM A FIVE MEMBER COMMITTEE TO A SEVEN MEMBER COMMITTEE.
2. Direct Staff to return to the December 5, 2023 City Council meeting with a report that allows Council to select two candidates from an eligibility list consisting of the remaining candidates from the October 30, 2023 interviews, if the Ordinance is adopted at that meeting.

Attachment:

Ordinance No. 1768

Notification:

None.

ORDINANCE NO. 1768

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING SECTION 2.29.010 OF THE MUNICIPAL CODE OF THE CITY OF SAN CLEMENTE TO CHANGE THE COASTAL ADVISORY COMMITTEE FROM A FIVE MEMBER COMMITTEE TO A SEVEN MEMBER COMMITTEE

WHEREAS, increasing the number of Coastal Advisory Committee members from five to seven members Would enhance performance and improve efficiency related to Coastal Issues the City is currently facing and is in the best interests of the City and the public.

NOW, THEREFORE, the City Council of the City of San Clemente, California, hereby ordains as follows:

Section 1: Section 2.29.010 of the San Clemente Municipal Code, relating to the Coastal Advisory Committee, is hereby modified to read in its entirety as set forth in Exhibit A attached hereto (~~strikeouts~~ indicate deletions and underlines indicate additions).

Section 2: If any section, subsection, subdivision, paragraph, sentence, clause or phrase added by this Ordinance, or any part thereof, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more subsections, subdivisions, paragraphs, sentences, clauses or phrases are declared unconstitutional, invalid or ineffective.

Section 3. The revision to Section 2.29.010 of the San Clemente Municipal Code as set forth in Exhibit A of this Ordinance shall become effective on January 4, 2024.

Section 4. The City Clerk shall certify to the adoption of this ordinance and cause it, or a summary thereof, to be published once within fifteen (15) days of adoption in a newspaper of general circulation printed and published within the City of San Clemente, and shall post a certified copy of this ordinance, including the vote for and against the same, in the Office of the City Clerk in accordance with California Government Code Section 36933.

APPROVED AND ADOPTED this _____ day of _____, _____.

ATTEST:

City Clerk of the City of
San Clemente, California

Mayor of the City of
San Clemente, California

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss.
CITY OF SAN CLEMENTE)

I, LAURA CAMPAGNOLO, City Clerk of the City of San Clemente, California, hereby certify that Ordinance No. 1768, having been regularly introduced at the meeting of _____, was again introduced, the reading in full thereof unanimously waived, and duly passed and adopted at a regular meeting of the City Council held on the _____ day of _____, _____. This ordinance has been published pursuant to law and was adopted by the following vote:

AYES:

NOES:

ABSENT:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of San Clemente, California, this _____ day of _____, _____.

CITY CLERK of the City of
San Clemente, California

Approved as to Form:

Elizabeth A. Mitchell, City Attorney

EXHIBIT A

2.29.010 - Establishment of the Coastal Advisory Committee; composition; appointment of members.

The newly established Coastal Advisory Committee shall consist of ~~five (5)~~ seven (7) San Clemente citizens appointed by the City Council.