



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

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

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 November 7, 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, 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

Closed Session Item A(1)

Amanda Q narrated a PowerPoint presentation entitled "Former City Hall Land". A hard copy of the presentation is on file with the City Clerk.

Closed Session Item A(2)

Leslie Eisner, Camino Real Playhouse, commented on the importance of community theater; urged Council to approve a renovation of the Community Center to better accommodate a community theater.

Richard Hutchinson, Camino Real Playhouse, opined that a community theater is an asset; commented on potential benefits if the Camino Real Playhouse were to relocate to San Clemente.

Darrell Hill, Camino Real Playhouse, commented on the community involvement of the Camino Real Playhouse.

Amanda Q commented on the San Clemente arts culture; spoke in support of the Camino Real Playhouse moving to the Community Center.

Bob Burman, Camino Real Playhouse, commented on the relationship forged between the community and the Camino Real Playhouse.

Motion by Councilmember Cabral, second by Mayor Pro Tem Knoblock, to recess to Closed Session at 5:19 p.m. to discuss the following:

A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Discussion concerning real property transactions in compliance with Government Code section 54956.8 regarding:

1. Real Property Negotiations: APN 690-012-01
Property: 100 Avenida Presidio, San Clemente, CA 92672
City Negotiators: Andy Hall, City Manager, Cecilia Gallardo-Daly, Assistant City Manager, Jonathan Lightfoot, City Planner
Negotiating Parties: Pacific Company, Raintree Partners, Affirmed Housing
Under Negotiation: Price and terms

2. Real Property Negotiations: APN 058-111-55
Property: 100 Calle Seville, San Clemente, CA 92672
City Negotiators: Andy Hall, City Manager
Negotiating Parties: N/A
Under Negotiations: Price and terms

B. 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: City of San Clemente v. Emergency Shelter Coalition, et al.
Orange County Superior Court Case No. 30-2020-01153535-CU-EI-CXC

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

NOE: None

Closed Session concluded at 6:03 p.m.

BUSINESS MEETING

Council reconvened at 6:08 p.m. with all Councilmembers present.

INVOCATION

Pastor Karl Stuckenberg, St. Andrew's By-the-Sea, United Methodist Church gave the invocation.

PLEDGE OF ALLEGIANCE

Linda Williams led the Pledge of Allegiance.

1. Special Presentations**A. Veterans Day Recognition**

The City displayed a video in recognition of Veterans Day. The video can be viewed on the City's YouTube Channel.

City Manager Hall Recognized City Staff Troy Shenker, Petty Officer Third Class, United States Navy and Janet Batchelor, United States Marine Corps.

B. Presentation of Proclamation - Family Court Awareness Month

Mayor Duncan presented a proclamation to Christina Duffy and Meagan Taylor, Family Court Awareness Committee, declaring November as Family Court Awareness Month.

C. Presentation of Proclamation - National Nurse Practitioner Week

Mayor Duncan presented a proclamation to Kristina Fortez, setting apart November 12-18, 2023 as National Nurse Practitioner Week.

D. Presentation on Sand and Beach Nourishment Project

Coastal Zone Administrator Meyerhoff narrated a PowerPoint presentation entitled "San Clemente Beach Sand Project, Project Update" and responded to Council inquiries. A hard copy of the presentation is on file with the City Clerk.

2. Oral Communications (Part 1)

Concerned Resident, San Clemente, displayed images of the new pickleball courts at Richard T. Steed Memorial Park; acknowledged Council for relocating pickleball from San Gorgonio Park. A hard copy of the images presented are on file with the City Clerk.

Decline Name - Resident on Via San Gorgonio, San Clemente, acknowledged Council for relocating pickleball to Richard T. Steed Memorial Park; circulated an image of her home to demonstrate the proximity to the pickleball courts at San Gorgonio Park. A hard copy of the image is on file with the City Clerk.

Decline Name - Another Resident on Via San Gorgonio, San Clemente, read a statement on behalf of Sheila Gerrardis; spoke in opposition to the continuation of pickleball at San Gorgonio.

Jim Gilbert, commented on the new pickleball courts at Richard T. Steed Memorial Park as it relates to an expansion of the skate park; provided a hand drawn map of Richard T. Steed Memorial Park providing a suggestion for relocation of pickleball courts. The map presented is on file with the City Clerk.

Olga Reznik, San Clemente, acknowledged Council for relocating pickleball to Richard T. Steed Memorial Park; opined that noise producing activities should not be allowed in residential area parks.

Stuart Anderson, San Clemente, displayed an image announcing Homelessness 101 on November 29, 2023 from 6:00 - 8:00 p.m. at St. Andrews by-the-Sea. A hard copy of the image presented is on file with the City Clerk.

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

Nate, San Clemente, acknowledged Council for relocating pickleball to Richard T. Steed memorial Park.

Susan Ambrose read a statement on behalf of Travis Heyde concerning the transition of pickleball courts at San Gorgonio Park to tennis.

Wayne Eggleston commented on the toy drive for the 2nd Battalion 4th Marines families and upcoming Christmas Barbecue on December 8, 2023; announced the Veterans Day Ceremony at Park Semper Fi at 10:00 a.m. Saturday, November 11, 2023.

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

Motion by Mayor Pro Tem Knoblock, second by Mayor Duncan, 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:

1. Real Property Negotiations: APN 690-012-01
Property: 100 Avenida Presidio, San Clemente, CA 92672
City Negotiators: Andy Hall, City Manager, Cecilia Gallardo-Daly, Assistant City Manager, Jonathan Lightfoot, City Planner
Negotiating Parties: Pacific Company, Raintree Partners, Affirmed Housing
Under Negotiation: Price and terms
2. Real Property Negotiations: APN 058-111-55
Property: 100 Calle Seville, San Clemente, CA 92672
City Negotiators: Andy Hall, City Manager
Negotiating Parties: N/A
Under Negotiations: Price and terms

No reportable action concerning:

Case Name: City of San Clemente v. Emergency Shelter Coalition, et al.
Orange County Superior Court Case No. 30-2020-01153535-CU-EI-CXC

6. Staff Communications

Public Works Director/City Engineer Rebensdorf narrated a PowerPoint presentation concerning the repairs at Cyprus Shores. A hard copy of the presentation is on file with the City Clerk.

7. Consent Calendar

Item 7E was removed 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) APPROVAL OF THE CITY COUNCIL REGULAR MEETING MINUTES OF OCTOBER 17, 2023.
- (2) APPROVE THE CITY COUNCIL SPECIAL MEETING MINUTES OF OCTOBER 30, 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 the following:

- (1) BEACHES, PARKS AND RECREATION COMMISSION REGULAR MEETING MINUTES OF AUGUST 8, 2023.
- (2) CITIZENS AMPHITHEATER COMMITTEE REGULAR MEETING MINUTES OF AUGUST 17, 2023.
- (3) CITIZENS AMPHITHEATER COMMITTEE REGULAR MEETING MINUTES OF AUGUST 25, 2023.
- (4) BEACHES, PARKS AND RECREATION COMMISSION SPECIAL MEETING MINUTES OF AUGUST 29, 2023.
- (5) CITIZENS AMPHITHEATER COMMITTEE REGULAR MEETING MINUTES OF AUGUST 31, 2023.
- (6) HUMAN AFFAIRS COMMITTEE REGULAR MEETING MINUTES OF SEPTEMBER 12, 2023.
- (7) PLANNING COMMISSION REGULAR MEETING MINUTES OF SEPTEMBER 20, 2023.
- (8) PUBLIC SAFETY COMMITTEE REGULAR MEETING MINUTES OF SEPTEMBER 26, 2023.

(9) PLANNING COMMISSION REGULAR MEETING MINUTES OF OCTOBER 18, 2023.

(10) ZONING ADMINISTRATOR REGULAR MEETING MINUTES OF OCTOBER 19, 2023.

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.
2929 THROUGH 2934 AND WARRANT NOS.
591748 THROUGH 591840, PAID ON
10-6-23, IN THE AMOUNT OF | \$3,888,092.01 |
| (2) | APPROVE WIRE TRANSFER NOS.
2935 THROUGH 2937 AND WARRANT NOS.
591841 THROUGH 592006, PAID ON
10-13-23, IN THE AMOUNT OF | \$1,355,809.83 |
| (3) | APPROVE WIRE TRANSFER NOS.
2938 THROUGH 2941 AND WARRANT NOS.
592007 THROUGH 592122, PAID ON
10-20-23, IN THE AMOUNT OF | \$1,094,379.78 |
| (4) | APPROVE WIRE TRANSFER NOS.
2942 THROUGH 2943 AND WARRANT NOS.
592123 THROUGH 592337, PAID ON
10-27-23, IN THE AMOUNT OF | \$3,246,991.48 |

TOTAL WARRANT REGISTER \$9,585,273.10

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:

WARRANT NO. 916, AUTOMATIC DEPOSIT ADVISES 89093 THROUGH 89397, FOR THE PERIOD 9-18-23 THROUGH 10-1-23, PAID ON 10-6-23, IN THE AMOUNT OF	\$470,916.81
AUTOMATIC DEPOSIT ADVISES 89398 THROUGH 89693, FOR THE PERIOD 10-2-23 THROUGH 10-15-23, PAID	

ON 10-20-23, IN THE AMOUNT OF \$483,394.13

TOTAL PAYROLL REGISTER \$954,310.94

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

NOE: None

D. APPROVAL OF THE FY 2023-24 GOLF COMMITTEE WORK PLAN

Motion by Councilmember Enmeier, second by Mayor Pro Tem Knoblock, CARRIED 5-0, to adopt Resolution No. 23-123 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPROVING THE FY 2023-24 GOLF COURSE COMMITTEE WORK PLAN.

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

NOE: None

F. NOTICE OF COMPLETION - CYPRUS SHORE STORM DRAIN EMERGENCY RELOCATION

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

Adopt Resolution No. 23-125, which will:

1. Accept the Cyprus Shore Storm Drain Emergency Relocation, Project No. 12004, from the contractor, O'Connell Engineering and Construction, Inc.
2. Authorize the Public Works Director/City Engineer to execute and record the Notice of Completion for the completed Cyprus Shore Storm Drain Emergency Relocation.
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, O'Connell Engineering and Construction, Inc.

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

NOE: None

G. CONTRACT AWARD - WATER RECLAMATION PLANT (WRP) SPLITTER BOX REHABILITATION, AND FINDING THE PROJECT CATEGORICALLY EXEMPT UNDER SECTION 15301 OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT GUIDELINES

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

Adopt Resolution No. 23-126, which will:

1. Find the WRP Splitter Box Rehabilitation, CIP Project No. 14206, is categorically exempt from the California Environmental Quality Act (CEQA) under Class 1 (Existing Facilities, 14 CCR section 15301) of the State CEQA Guidelines.
2. Award the WRP Splitter Box Rehabilitation, CIP Project No. 14206, construction contract to Jennette Company, Inc. as the lowest responsible and responsive bidder.
3. Approve, and authorize the City Manager to execute, Contract No. C23-64, by and between the City of San Clemente and Jennette Company, Inc., providing for the Water Reclamation Plant Splitter Box Rehabilitation, in an amount not to exceed \$379,500, in a form substantially similar to Contract No. C23-64 (Attachment 4).
4. Approve a 19% project contingency of \$72,100.

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

NOE: None

H. CONTRACT AWARD - AQUATIC CENTER MAIN POOL REPLASTER

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

Adopt Resolution No. 23-127, which will:

1. Award the Aquatic Center Main Pool Replaster, CIP Project No. 12808, construction contract to Condor, Inc. as the lowest responsible and responsive bidder.
2. Approve, and authorize the City Manager to execute, Contract No. C23-65, by and between the City of San Clemente and Condor, Inc., providing for the Aquatic Center Main Pool Replaster, in an amount not to exceed \$616,000, in a form substantially similar to Contract No. C23-65 (Attachment 3).
3. Approve a 19% construction contingency of \$117,000.

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

NOE: None

ITEMS REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION

E. COMMUNITY FACILITIES DISTRICT NO. 2006-01 (MARBLEHEAD COASTAL) LOCAL AGENCY SPECIAL TAX AND BOND ACCOUNTABILITY ACT REPORT (SB 165) FOR FISCAL YEAR ENDED JUNE 30, 2023

Councilmember Cabral recused himself from this item due to living in close proximity to Community Facilities District No. 2006-01.

Motion by Mayor Pro Tem Knoblock, second by Councilmember Loeffler, CARRIED 4-0-1(Councilmember Cabral Recused) to adopt Resolution No. 23-124 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPROVING AND RECEIVING THE CITY OF SAN CLEMENTE COMMUNITY FACILITIES DISTRICT NO. 2006-1 LOCAL AGENCY SPECIAL TAX AND BOND ACCOUNTABILITY ACT COMPLIANCE REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2023.

AYE: Enmeier, Knoblock, Loeffler and Mayor Duncan

NOE: None

RECUSED: Cabral

8. Public Hearings

A. PUBLIC HEARING #6 TO ADOPT ORDINANCE NO. 1762 ADDING SECTIONS 2.04.010 THROUGH 2.04.012 TO THE SAN CLEMENTE MUNICIPAL CODE TO TRANSITION TO BY-DISTRICT ELECTIONS AND SETTING MAYORAL TERM LIMITS

Public Hearing No. 6 pursuant to Elections Code Section 10010 and Government Code Section 34886 to adopt an Ordinance establishing district-based elections for City Council effective for the November 2024 General Municipal Election.

Mayor Duncan opened the Public Hearing

City Clerk Campagnolo reviewed the contents of the administrative report and responded to Council inquiries.

Warren Vidrine, San Clemente, opined on the selection of map 109 by Council; spoke in support of maps 102 and 111.

Donna Vidrine, San Clemente, opined that Council has not represented the residents by selecting map 109; spoke in support of map 102.

Amanda Q spoke in opposition of map 109, spoke in support of map 117 or drafting a new map for consideration.

George Gregory, San Clemente, commented on map 109; opined that a Ballot Measure be presented to the voters to reduce Council terms from four years to two years.

Catherine Hall, San Clemente, spoke in opposition of map 109; supports map 102 or 111.

Shelley Moore spoke on comments made by a Talega Board member as it relates to Talega and Rancho San Clemente being in the same district; spoke on the politicization of maps and the selection thereof.

Bruce Jamieson, San Clemente, commented on the commonality of neighborhoods within districts; spoke in support of maps 102, 110 and 111.

Jarold Laidlaw commented on the districting process and motives behind district boundaries.

Wayne Eggleston, San Clemente, presented a slide requesting an amendment to the selected district map (109) to adjust the district two southern boundary to Trafalgar Canyon.

Heidi Sheldon, San Clemente, commented on the district boundaries in the Pier Bowl area.

Olga Reznik, San Clemente, spoke in opposition to districting.

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

Motion by Councilmember Cabral, second by Mayor Pro Tem Knoblock, CARRIED 3-2 (Councilmember Enmeier and Mayor Duncan voting NOE), to adopt Ordinance No. 1762 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ADDING SECTIONS 2.04.010 THROUGH 2.04.012 TO THE SAN CLEMENTE MUNICIPAL CODE, ESTABLISHING A BY-DISTRICT ELECTION PROCESS IN FOUR COUNCIL DISTRICTS WITH AN ELECTIVE OFFICE OF MAYOR PURSUANT TO CALIFORNIA ELECTIONS CODE § 10010 AND CALIFORNIA GOVERNMENT CODE §§ 34871(C) AND 34886 AND SETTING MAYORAL TERM LIMITS.

AYE: Cabral, Knoblock and Loeffler

NOE: Enmeier and Mayor Duncan

Reorganization of Agenda

Motion by Councilmember Enmeier, second by Mayor Pro Tem Knoblock, CARRIED 5-0, to consider item 8F - Master Plan Amendment - San Geronio Park and Finding the Amendment Categorically Exempt from the California Environmental Quality Act ahead of 8B. Please reference page 14 for a summary of action.

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

NOE: None

Meeting Recessed

The meeting recessed at 8:10 p.m. and reconvened at 8:14 p.m. with all Councilmembers present.

B. CONTINUATION OF PUBLIC HEARING - COMMERCIAL AND RECREATIONAL VEHICLE PARKING ORDINANCE

A Public Hearing for the City Council to consider a recommendation of the Public Safety Committee to adopt a proposed ordinance to amend various provisions of 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. This ordinance is exempt from the California Environmental Quality Act ("CEQA") because the amendments do not constitute a "project" as defined by the State CEQA Guidelines (Cal. Code Regs., Title 14, § 15000 et seq.).

Motion by Mayor Pro Tem Knoblock, second by Councilmember Cabral, CARRIED 5-0, to continue the Public Hearing to the Regular City Council meeting of December 5, 2023.

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

NOE: None

C. CONSIDERATION OF A MILLS ACT CONTRACT, HISTORIC PROPERTY PRESERVATION AGREEMENT 23-204, FOR THE RESIDENTIAL PROPERTY AT 166 WEST AVENIDA ALESSANDRO AND FINDING THE PROJECT IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

A request to consider a Mills Act agreement between the City and the owners of a historic private single-family residence at 166 West Avenida Alessandro. Staff recommends that the project be found categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15331 (Class 31: Historic Resource Restoration/Rehabilitation).

Mayor Duncan opened the Public Hearing.

Assistant Planner Carrillo and Community Development Technician Morales narrated a PowerPoint Presentation entitled "Historic Property Preservation Agreements" and responded to Council inquiries. A hard copy of the presentation is on file with the City Clerk.

The applicants, Scott and Jessye Thompson, commented on the Historical Property Preservation Agreement and responded to Council inquiries.

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

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

Adopt Resolution No. 23-128, which will:

1. Find the project categorically exempt from the California Environmental Quality Act (CEQA) under Class 1 (Existing Facilities, 14 CCR Section 15301) and Class 31 (Historical Resource Restoration/Rehabilitation, 14 CCR Section 15331) of the State CEQA Guidelines.

2. Authorize the City Manager to execute the associated Mills Act contract, Historic Property Preservation Agreement 23-204.

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

NOE: None

D. CONSIDERATION OF A MILLS ACT CONTRACT, HISTORIC PROPERTY PRESERVATION AGREEMENT 23-240, FOR THE RESIDENTIAL PROPERTY AT 233 AVENIDA SANTA BARBARA AND FINDING THE PROJECT CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

A request to consider a Mills Act agreement between the City and the owners of a historic private single-family residence at 233 Avenida Santa Barbara. Staff recommends that the project be found categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15331 (Class 31: Historic Resource Restoration/Rehabilitation).

Mayor Duncan opened the Public Hearing.

Assistant Planner Carrillo and Community Development Technician Morales narrated a PowerPoint presentation entitled "Historic Property Preservation Agreement (HPPA) 23-240: 233 Avenida Santa Barbara" and responded to Council inquiries. A hard copy of the presentation is on file with the City Clerk.

The applicant, Paul Parsons, commented on the Historic Property Preservation Agreement and responded to Council inquiries.

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

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

Adopt Resolution No. 23-129, which will:

1. Find the project categorically exempt from the California Environmental Quality Act (CEQA) under Class 31 (Historical Resource Restoration/Rehabilitation, 14 CCR Section 15331) of the State CEQA Guidelines.
2. Authorize the City Manager to execute the associated Mills Act contract, Historic Property Preservation Agreement 23-240.

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

NOE: None

E. INTRODUCTION (FIRST READING) OF AN ORDINANCE PROHIBITING BICYCLES AND ELECTRIC BICYCLES AT THE MUNICIPAL GOLF COURSE

Public Hearing to consider a municipal code amendment to prohibit the use of electric bicycles upon the San Clemente Municipal Golf Course, property located at 150 Avenida Magdalena, San Clemente, CA 92672.

Mayor Duncan opened the Public Hearing.

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

Madison Wiedeman spoke in support of Ordinance 1764.

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

Motion by Councilmember Enmeier, second by Councilmember Cabral, CARRIED 5-0, to introduce Ordinance No. 1764 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING SECTION 12.28.020 OF THE SAN CLEMENTE MUNICIPAL CODE RELATING TO THE PROHIBITION OF BICYCLES, INCLUDING ELECTRIC BICYCLES CLASS 1 AND CLASS 2, ON THE SAN CLEMENTE MUNICIPAL GOLF COURSE.

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

NOE: None

F. MASTER PLAN AMENDMENT - SAN GORGONIO PARK AND FINDING THE AMENDMENT CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

This item was considered earlier in the meeting, please reference page 11 for a summary of action.

Public Hearing to consider an amendment to the San Gorgonio Park Master Plan to discontinue the use of the pickleball courts and reestablish the use for tennis at the park property, located at 2916 Via San Gorgonio, San Clemente, CA 92672.

Mayor Duncan opened the Public Hearing.

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

Linda Williams, San Clemente, spoke in appreciation of the new pickleball courts at Richard T. Steed Memorial Park; opined that if courts were to remain open at San Gorgonio, a reservation system be utilized.

Lisa MacLean, San Clemente, spoke in support of keeping the San Gorgonio Park pickleball courts open.

Judith Bethe, San Clemente, spoke in support of transitioning the pickleball courts at San Gorgonio Park to tennis courts.

Shannon O'Toole, San Clemente, spoke in support of keeping the pickleball courts at San Gorgonio Park until additional pickleball courts can be built at Richard T. Steed Memorial Park.

Gigi Harris, USA Pickleball Ambassador, spoke in support of the closure of pickleball courts at San Gorgonio Park; urged Council to prioritize additional pickleball courts at Richard T. Steed Memorial Park.

Olga Reznik, San Clemente, spoke in support of the Master Plan Amendment to return the courts to tennis at San Gorgonio Park.

Olivia Welch, San Clemente, spoke in support of the pickleball courts remaining open at San Gorgonio Park.

Christopher Welch, San Clemente, spoke in support of the pickleball courts remaining open at San Gorgonio Park.

Don Ohlig, San Clemente, commented on traffic and noise impacts at San Gorgonio Park; spoke in support of the pickleball courts remaining open at San Gorgonio Park.

Moranda Fielding, San Clemente, spoke in support of the San Gorgonio Park pickleball courts remaining open.

Jenn Joy, San Clemente, spoke in support of the San Gorgonio Park pickleball courts remaining open.

Steve Bates, reviewed the document he distributed to Council concerning data he collected concerning park use. A hard copy is on file with the City Clerk.

John Mourer, San Clemente, spoke in support of the San Gorgonio Park pickleball courts remaining open.

Heather Brown, San Clemente, spoke in support of the San Gorgonio Park pickleball courts remaining open.

John Tilton, San Clemente, spoke in support of the San Gorgonio Park pickleball courts remaining open for beginner players.

Allison Shick, San Clemente, commented on the high demand for pickleball courts; spoke in support of the San Gorgonio Park pickleball courts remaining open.

Edward Kweskin, San Clemente, spoke in support of the closure of pickleball courts at San Gorgonio; distributed a document to Council. A hard copy of the document is on file with the City Clerk.

William Vlosky, San Clemente, spoke in support of the pickleball courts remaining open at San Gorgonio Park; suggested the courts be utilized for lessons.

Marty Weinberg, USA Pickleball Ambassador, spoke in support of the closure of pickleball courts at San Gorgonio Park.

Shelley Moore opined that pickleball courts should have a rental or use fee.

Amanda Q spoke in support of the closure of pickleball courts at San Gorgonio Park.

Via San Gorgonio Resident, San Clemente, spoke in support of tennis returning to San Gorgonio Park and the closure of pickleball courts.

Another Via San Gorgonio Resident, San Clemente, spoke in support of tennis returning to San Gorgonio Park and the closure of pickleball courts.

Concerned Resident, San Clemente, narrated a video; spoke in support of the closure of pickleball courts at San Gorgonio Park. A copy of the video is on file with the City Clerk.

Jody, San Clemente, commented on the traffic impacts to the neighborhood; spoke in support of the closure of pickleball courts at San Gorgonio.

Three Point of Order cards were submitted on the grounds that this item is not to consider reopening the pickleball courts at San Gorgonio Park. Council determined that it was related and denied the Point(s) of Order.

Following discussion, motion by Councilmember Enmeier, second by Councilmember Cabral, CARRIED 4-1 (Councilmember Loeffler voting NOE) to continue the Public Hearing to November 9, 2023 at 4:30 p.m. to consider keeping court #2 as pickleball and transitioning court #1 to tennis and have staff make recommendations on open hours and conditions for play.

AYE: Cabral, Enmeier, Knoblock and Mayor Duncan

NOE: Loeffler

Meeting Recessed

The meeting recessed at 10:23 p.m., and reconvened at 10:32 p.m. with all Councilmembers preset.

9. Unfinished Business

None.

10. New Business**A. ESTABLISHMENT OF COUNCIL MEETING SCHEDULE FOR 2024 AND EARLY 2025**

City Clerk Campagnolo reviewed the contents of the Administrative Report and responded to Council inquiries.

Motion by Councilmember Cabral, second by Mayor Pro Tem Knoblock, CARRIED 5-0, to approve the following Council schedule for 2024 and early 2025:

1. Cancel the April 2, 2024 City Council meeting to align with Capistrano Unified School District's spring recess.
2. Cancel the July 2, 2024 and August 6, 2024 City Council meetings.
3. Cancel the November 5, 2024 City Council meeting.
4. Cancel the January 7, 2025 City Council meeting.

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

NOE: None

B. CODE AMENDMENTS - CHANGE LOCATION OF CITY COUNCIL MEETINGS, CHANGE OF CIVIC CENTER ADDRESS AND CHANGE THE POSTING LOCATION OF OFFICIAL CITY DOCUMENTS

City Clerk Campagnolo reviewed the contents of the Administrative Report and responded to Council inquiries.

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

1. Introduce Ordinance No. 1765 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING CHAPTER 1.04.070 OF THE MUNICIPAL CODE OF THE CITY OF SAN CLEMENTE, RELATING TO THE CIVIC CENTER LOCATED AT 910 CALLE NEGOCIO, SAN CLEMENTE, CALIFORNIA 92673.
2. Introduce Ordinance No. 1766 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING CHAPTER 1.04.080 OF THE MUNICIPAL CODE OF THE CITY OF SAN CLEMENTE, RELATING TO DESIGNATING PUBLIC PLACES FOR POSTING

OFFICIAL CITY DOCUMENTS AND REPEALING ORDINANCE NO. 93.

3. Introduce Ordinance No. 1767 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING CHAPTER 2.04.020 OF THE MUNICIPAL CODE OF THE CITY OF SAN CLEMENTE, RELATING TO LOCATION OF CITY COUNCIL MEETINGS AND REPEALING ORDINANCE NO. 411.

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

NOE: None

Continuation of Meeting Past 11 p.m.

Motion by Councilmember Enmeier, second by Mayor Duncan, CARRIED 5-0, to extend the meeting to 11:15 p.m.

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

NOE: None

C. INITIATION OF ZONING AMENDMENT TO SECTION 17.28.206 - TEMPORARY PARKLET DINING - TO EXTEND THE TEMPORARY PARKLET DINING PROGRAM UNTIL JULY 1, 2026 IN ACCORDANCE WITH CALIFORNIA ASSEMBLY BILL 1217

City Planner Lightfoot narrated a PowerPoint presentation entitled "Initiation: Parklets for Outdoor Dining" and responded to Council inquiries. A hard copy of the presentation is on file with the City Clerk.

Adriano Piazza, San Clemente, spoke in support of the parklet program as it relates to benefits for small businesses.

Madison Wiedeman spoke in support of the parklet program.

Motion by Councilmember Enmeier, second by Councilmember Cabral, CARRIED 5-0, to adopt Resolution 23-131 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, INITIATING A ZONING AMENDMENT TO SECTION 17.28.206 - TEMPORARY PARKLET DINING - TO EXTEND THE TEMPORARY PARKLET DINING PROGRAM UNTIL JULY 1, 2026 IN ACCORDANCE WITH CALIFORNIA ASSEMBLY BILL 1217 AND REFER CONSIDERATION OF THIS ITEM TO THE PLANNING COMMISSION.

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

NOE: None

Continuation of Meeting Past 11 p.m.

Motion by Councilmember Enmeier, second by Mayor Duncan, CARRIED 5-0, to extend the meeting to 11:30 p.m.

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

NOE: None

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

City Clerk Campagnolo reviewed the contents of the Administrative Report and responded to Council inquiries.

Motion by Councilmember Enmeier, second by Councilmember Loeffler, CARRIED 5-0, to introduce Ordinance No. 1768 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING CHAPTER 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.

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

NOE: None

Motion by Councilmember Loeffler, second by Mayor Pro Tem Knoblock, CARRIED 5-0, to 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.

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

NOE: None

11. Oral Communications (Part 2)

None.

12. Future Agenda Items**By-District Election Map**

Motion by Councilmember Enmeier, second by Councilmember Loeffler, CARRIED 5-0, to direct staff to return to the December 5, 2023 Regular City Council meeting to consider the following:

1. An amendment to map 109 which will amend the district three southern boundary to extend to Trafalgar Canyon.

2. An amendment to map 111 with Trafalgar Canyon or further south to be the

district three southern boundary, to amend the boundary of district one to include Rancho San Clemente and amend the boundary for district two to include the Reserve and Forster Highlands.

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

NOE: None

13. Reports

A. Commissions and Committees

None.

B. Council Subcommittee Updates

Homeless Subcommittee

Councilmember Enmeier reported that the homeless subcommittee met with Councilmembers from Dana Point and San Juan Capistrano to discuss homelessness.

Homelessness 101

Councilmember Enmeier reported that the Homelessness 101 meeting will be held on November 29, 2023 at St. Andrews by-the-Sea.

C. Council Members

None.

D. City Attorney

None.

E. City Manager

None.

14. Adjournment

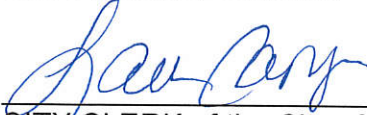
Motion by Councilmember Cabral, second by Mayor Duncan, CARRIED 5-0, to adjourn in memory of Lois Divil, City Matriarch, at 11:21 p.m. The next Regular Meeting will be held on December 5, 2023. Closed Session will begin at 5:00 p.m. The Business Meeting will commence at 6:00 p.m. The meeting will take 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