

# CITY OF SAN CLEMENTE

## City Council Minutes

### Regular Meeting – May 5, 1999

A Regular Meeting of the San Clemente City Council was called to order on May 5, 1999 at 7:00 p.m. in the Council Chambers, located at 100 Avenida Presidio, San Clemente, California.

**PRESENT** DAHL, DIEHL, EGGLESTON, RITSCHER, MAYOR BERG

**ABSENT** NONE

**STAFF PRESENT** Mike Parness, City Manager; Jeff Oderman, City Attorney; Myrna Erway, City Clerk; Joanne Baade, Deputy City Clerk.

### **INVOCATION**

Rev. Steve Petty, St. Andrew's by the Sea United Methodist Church, gave the invocation.

### **PLEDGE OF ALLEGIANCE**

Councilmember Eggleston led the Pledge of Allegiance.

### 1. **SPECIAL PRESENTATIONS**

#### A. **Certificate of Recognition – San Clemente High School Cheerleaders and Coaches**

Mayor Berg presented Certificates of Recognition to members of the San Clemente High School cheerleading squad, as well as coaches Melinda Forest and Ingrid Dahl and Judy Bailey, Advisor, winners of the Varsity Division at the Disneyland West Coast Championships.

#### B. **Veterans Appreciation Month Proclamation**

Mayor Berg presented a proclamation to Joseph Deas declaring the month of May as Veterans Appreciation Month.

**C. Senior Center Awareness Week Proclamation**

Mayor Berg presented a proclamation to Cathy Lee, Director of the San Clemente Seaside Center, declaring May 9-15, 1999 as Senior Center Awareness Week.

2. MOTION BY COUNCILMEMBER DIEHL, SECOND BY COUNCILMEMBER DAHL, CARRIED 5-0, to waive reading in full of all Resolutions and Ordinances.

3. **PUBLIC HEARINGS**

**A. Local Coastal Program Certification**

Public Hearing to consider amending the Coastal Implementation Plan to incorporate the California Coastal Commission suggested modifications to certify the City of San Clemente Local Coastal Program.

Community Development Director Holloway explained that a memorandum from Staff, dated May 4, 1999, has been placed on the dais that addresses a letter received from Bill Hart, of DeRail the Trail, concerning the Local Coastal Plan; requested that Council decide whether to consider the Local Coastal Program Certification this evening or continue the issue in light of the recent arrival of DeRail the Trail's recommended modification.

Mayor Berg opened the Public Hearing.

Bill Hart, DeRail the Trail, voiced concern that one section of the Local Coastal Plan is inconsistent with the Coastal Commission's enforcement effort to require OCTA to obtain a Coastal Development Permit for work that legally requires a CDP; stated he drafted a modification to Section 17.20.50(5), Roadway/Transportation Maintenance, of the City's Implementation Plan which has been refined by Staff; recommended that Council proceed with the Local Coastal Program Certification this evening.

Associate Planner Pechous provided a general overview of the Local Coastal Program Certification, which would transfer permit authority over the Coastal Zone in San Clemente to the City; summarized the recommended modification to Section 17.20.50(5), Roadway/Transportation Maintenance, of the City's Implementation Plan; stated that Staff is recommending that Section 17.20.50(5) be modified to read as follows:

"The ongoing repair or maintenance activities of the City, state agencies, and public utilities (such as railroads) involving shoreline works protecting transportation roadways are exempt from Coastal Development Permit review unless activity involves work on the beach, or in an ESHA, or the activity has been determined by the Coastal Commission to require a Coastal Development Permit in order to mitigate any adverse impacts on coastal resources, including scenic resources. Activities in this category that are exempt from the requirement to obtain a Coastal Development Permit are ~~The provisions of this section shall not be applicable to those activities specifically described in the "Repair, Maintenance and Utility Hook-Ups" document, adopted by the California Coastal Commission September 5, 1998."~~

*Note: The above verbiage varies from the Staff Recommendation contained in the memorandum dated May 4, 1999 and reflects Staff's most-recent recommendation.*

Associate Planner Pechous noted that the Coastal Commission hearing will not take place until August 1999 and hence a continuance of the matter this evening will not negatively affect the process.

MOTION BY COUNCILMEMBER DIEHL, SECOND BY COUNCILMEMBER EGGLESTON, CARRIED 5-0, to continue the Public Hearing on the Local Coastal Program Certification to the Council Meeting of May 19, 1999.

B. Discretionary Sign Permit (DSP) 99-22 and Amendment to Sign Exception (AM SE) 90-28 – Unocal 76

Public Hearing to consider a request for approval of a discretionary sign permit, and an amendment to the conditions of approval for a previously approved sign exception permit, to allow the replacement of an existing sandblasted wood sign with an internally illuminated monument sign for the gas station located at 1201 South El Camino Real.

Associate Planner Martin reviewed the contents of the Administrative Report.

Council acknowledged the advent of new technology that enables concrete to resemble wood; noted the possibility of approving the application with the understanding that state-of-the-art technology can be utilized to improve the longevity of the sign material.

Mayor Berg opened the Public Hearing.

Eddie Vidales, Donco and Sons (Sign Contractor), explained that the proposal involves a sign that includes a wood element; commented that the wood sign that presently exists will not last long because of the salty air; estimated that signs similar to the type being proposed will last approximately 10 years in a coastal environment.

There being no others desiring to speak to this issue, the Public Hearing was closed.

MOTION BY COUNCILMEMBER DIEHL, SECOND BY COUNCILMEMBER EGGLESTON, CARRIED 5-0, to adopt Resolution No. 99-31 entitled A RESOLUTION OF THE CITY COUNCIL OF SAN CLEMENTE, CALIFORNIA, APPROVING DISCRETIONARY SIGN PERMIT (DSP) 99-22 AND AN AMENDMENT TO PREVIOUSLY APPROVED SIGN EXCEPTION (SE) 90-28, TO INSTALL A REPLACEMENT MONUMENT SIGN ON THE EXISTING GAS STATION SITE LOCATION AT 1201 SOUTH EL CAMINO REAL.

Council acknowledged that major sign changes, especially sign exceptions, should be considered by Council. Council requested, however, that Staff consider means of allowing existing signs to be replaced with state-of-the-art materials (provided the configuration and appearance of the sign remains the same) at the Staff level.

C. Weed Abatement 1999 - Order to Abate

Public Hearing to consider protests or objections to the abatement of weeds, rubbish, refuse and dirt upon streets, sidewalks, parkways and private property within the City of San Clemente.

Beaches and Parks Manager Reed reviewed the contents of the Administrative Report.

Mayor Berg opened the Public Hearing.

Robert A. Kegel, San Clemente, stated he owns a 60' x 90' lot in San Clemente; commented that he addressed Council in 1997 to voice his concern that the City charged him an excessive rate to clear his lot (i.e., \$400, which included \$170 in administrative fees); stated that he hired a private company to remove weeds from his property in 1998 for a cost of \$125; voiced concern that the City cleared the lot again in August (without permission to trespass), for which he received a bill for \$293.33, which included \$170.83 for administrative costs and \$122.50 for lot clearing; voiced concern that Mr. Oatis, the City's contractor, never informed him that there was a problem with his lot; opined that the situation does not constitute a public nuisance and that the City's standards are vague.

City Attorney Oderman clarified that the City is not required to obtain a warrant to access property to remove weeds; explained that weed abatement is a recognized exception to the warrant requirement inasmuch as it is an open area and involves a public safety issue (i.e., fire hazard); disagreed that the City's standards are vague, noting that weeds are required to be cut to 1" in height.

Beaches and Parks Manager Reed explained that administrative costs are established by dividing the cost to administer the weed abatement program by the number of lots that are cleared; commented that a second weed abatement program was undertaken in 1998; stressed that property owners are required to keep their lots clear of weeds throughout the year; stated that he does not know whether the weeds were cleared on Mr. Kegel's property because of secondary growth or because the contractor failed to cut the weeds to City standards.

Council requested that Beaches and Parks Manager Reed investigate the circumstances concerning Mr. Kegel's billing.

Council noted that Mr. Kegel's concerns relate to the 1998 weed abatement program and that the issue currently before Council relates to the 1999 weed abatement program.

There being no others desiring to speak to this issue, the Public Hearing was closed.

**MOTION BY COUNCILMEMBER DIEHL, SECOND BY COUNCILMEMBER EGGLESTON, CARRIED 5-0, to adopt Resolution No. 99-32 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ORDERING THE DIRECTOR OF BEACHES, PARKS AND RECREATION TO ABATE THE NUISANCES BY HAVING WEEDS, RUBBISH, REFUSE AND DIRT REMOVED FROM VACANT PROPERTIES WITHIN THE CITY.**

4. **CONSENT CALENDAR**

MOTION BY COUNCILMEMBER DIEHL, SECOND BY MAYOR PRO TEM RITSCHER, CARRIED 5-0, to approve the Consent Calendar with the removal of Items 4-D, 4-H, 4-J and 4-L.

A. **City Council Minutes**

MOTION BY COUNCILMEMBER DIEHL, SECOND BY MAYOR PRO TEM RITSCHER, CARRIED 5-0, to approve the City Council minutes of April 7, 1999.

B. MOTION BY COUNCILMEMBER DIEHL, SECOND BY MAYOR PRO TEM RITSCHER, CARRIED 5-0, to receive and file:

(1) Parks and Recreation Commission minutes of March 9, 1999.

(2) Zoning Administrator meeting minutes of April 13, 1999.

(3) Planning Commission minutes of April 20, 1999.

C. **Warrant Register**

MOTION BY COUNCILMEMBER DIEHL, SECOND BY MAYOR PRO TEM RITSCHER, CARRIED 5-0, to approve Wire Transfer No. 40999 and Warrant Nos. 716498 through 716588 for the period 3-29-99 through 4-2-99 in the amount of \$597,894.95; approve Handwrite Nos. 716589 and 716752 and Warrant Nos. 716590 through 716751 for the period 4-5-99 through 4-9-99 in the amount of \$783,013.87; for a total Warrant Register of \$1,380,908.82.

**Payroll Register**

MOTION BY COUNCILMEMBER DIEHL, SECOND BY MAYOR PRO TEM RITSCHER, CARRIED 5-0, to approve Warrant Nos. 304299 through 304346 and Automatic Deposit Advises 108450 through 108591 for the period 3-22-99 through 4-4-99 in the amount of \$188,905.11; for a total Payroll Register of \$188,905.11.

E. **Master Agreement Administering Agency-State Agreement for Federal Aid Projects**

MOTION BY COUNCILMEMBER DIEHL, SECOND BY MAYOR PRO TEM RITSCHER, CARRIED 5-0, to adopt Resolution No 99-33 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPROVING THE MASTER AGREEMENT ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECTS, AGREEMENT NO. 12-5274.

F. **Municipal Pier Deck Expansion**

MOTION BY COUNCILMEMBER DIEHL, SECOND BY MAYOR PRO TEM RITSCHER, CARRIED 5-0, to:

1. Authorize the City Engineer to authorize H.E.G. Enterprises, Inc., to execute Change Order No. 1 to Contract C99-12 by and between the City of San Clemente and John S. Meek Construction, Inc., in an amount not to exceed \$45,500.
2. Authorize the City Engineer to approve additional individual change orders in an amount not to exceed \$25,000 with a cumulative amount not to exceed the contingency.
3. Approve, and authorize the Mayor to execute, Amendment No. 1 to Contract No. C99-24 relating to construction administration and inspection services for the Municipal Pier Pile and deck expansion project, Project No. 17802, with TM Engineers, Inc., increasing the maximum total project fee from \$10,000 to \$20,000.



**G. Contract Award – Avenida Cadiz, West Avenida Cordoba, and West Avenida Gaviota Street Improvement Projects**

**MOTION BY COUNCILMEMBER DIEHL, SECOND BY MAYOR PRO TEM RITSCHER, CARRIED 5-0, to:**

1. Approve the plans and specifications for the Avenida Cadiz (Project No. 19114), West Avenida Cordoba (Project No. 19117) and West Avenida Gaviota (Project No. 19118) street improvement projects.
2. Approve, and authorize the Mayor to execute, Contract No. C99-20 by and between the City of San Clemente and All American Asphalt relating to construction of the Avenida Cadiz, West Avenida Cordoba and West Avenida Gaviota street improvement projects, in the amount of \$385,092.
3. Approve a supplemental appropriation of \$160,000 to Account 042-848-45300-000-19114, Improvements Other Than Buildings, in the Street Improvement Fund for the Avenida Cadiz street improvement.
4. Approve a supplemental appropriation of \$185,000 to Account 042-848-45300-000-19117, Improvements Other Than Buildings, in the Street Improvement Fund for the West Avenida Cordoba street improvement.
5. Approve a supplemental appropriation of \$250,000 to Account 042-848-45300-000-19118, Improvements Other Than Buildings, in the Street Improvement Fund for the West Avenida Gaviota street improvement.
6. Approve a transfer of \$23,000 from Account 052-466-47092-000-19118 to Account 042-000-39240-000-19118 for the Avenida Gaviota water improvements.

I. Contract Award – Boys and Girls Club Sewer Line Rehabilitation

MOTION BY COUNCILMEMBER DIEHL, SECOND BY MAYOR PRO TEM RITSCHER, CARRIED 5-0, to:

1. Approve the plans and specifications for the Boys and Girls Club Sewer Line Rehabilitation, Project No. 19603.
2. Approve, and authorize the Mayor to execute, Contract No. C99-22 by and between the City of San Clemente and U-Liner West, a division of ZZ Liner, Inc., relating to the Boys and Girls Club Sewer Line Rehabilitation, in the amount of \$35,392.
3. Authorize the City Engineer to approve a contract change order in the amount of \$8,821 for the rehabilitation of 188 feet of sewer main on Monterey Lane.

K. Contract Award – Audit of City Financial Records, Single Audit of Federal Grants, Redevelopment Agency Audit, and Audit of Coastal Animal Services Authority

MOTION BY COUNCILMEMBER DIEHL, SECOND BY MAYOR PRO TEM RITSCHER, CARRIED 5-0, to approve, and authorize the Mayor to execute, Contract No. C99-23 by and between the City of San Clemente, San Clemente Redevelopment Agency, Coastal Animal Services Authority and Conrad & Associates, relating to various audit services for a two-year period. The contract cost for FY 1998-99 shall not exceed \$24,010; the contract cost for FY 1999-00 shall not exceed \$24,611.

ITEMS REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION

D. Update of the Citywide Market Study

Following clarifications, MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER DIEHL, CARRIED 5-0, to approve, and authorize the Mayor to execute, Contract No. C99-19 by and between the City of San Clemente and The Natelson Company, providing for an update to the Citywide Market Study, for an amount not to exceed \$12,000.

H. **Contract Award – Traffic Signal Modifications at the Intersections of El Camino Real and Avenida Pico and at El Camino Real and Calle de los Molinos**

Following clarification, MOTION BY MAYOR PRO TEM RITSCHER, SECOND BY COUNCILMEMBER DIEHL, CARRIED 5-0, to:

1. Approve, and authorize the Mayor to execute, Contract No. C99-21 by and between the City of San Clemente and Peek Traffic/Signal Maintenance, relating to traffic signal modifications at the intersections of El Camino Real and Avenida Pico and at El Camino Real and Calle de los Molinos, in the amount of \$57,125.
2. Approve a supplemental appropriation of \$12,000 to Account 020-419-45300, Improvements Other Than Buildings, in the RCFPP for El Camino Real/Pico Traffic Signals.
3. Approve a transfer of \$12,000 to Account 001-611-45500, General Machinery and Equipment Capital Outlay, from Account 012-861-45300 in the Gas Tax Fund for El Camino Real/Los Molinos Traffic Signals.

J. **Offer of Dedication – Vehicular Access Rights Along Lot 2 in Tract 5951 (San Clemente Hospital, Inc.) on Camino de los Mares**

Following clarification, MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER DIEHL, CARRIED 5-0, to:

1. Accept the Offer of Dedication of vehicular access rights along Lot 2 in Tract 5951 (San Clemente Hospital, Inc.) on Camino de los Mares.
2. Authorize the City Clerk to submit the Offer of Dedication of vehicular access rights to the Orange County Recorder's Office for recordation.

L. Underground Utility Assessment District No. 99-1

Nida Brown, San Clemente, stated she resides on Calle de los Alamos and is anxious about the proposed assessment; questioned and received clarification that a Public Meeting on the issue will be held on June 17, 1999, and a Public Hearing will be held on July 7, 1999; requested to be mailed a copy of the assessment.

Bill Hart, resident of Calle de los Alamos, urged that Council authorize the ballot procedure to commence so that residents can voice their preferences.

Jim Grace, San Clemente, stated that this is the third time an Assessment District has been considered for the subject area, noting that the first time it was proposed, the cost would have been \$3,000 per property, but is now \$17,000 per property; expressed hope that the District will come to fruition at this time.

Wayne McMurray, San Clemente, opined that this is the time to underground the utilities; suggested that property values will be enhanced above the cost of the undergrounding.

MOTION BY COUNCILMEMBER DIEHL, SECOND BY COUNCILMEMBER DAHL, CARRIED 5-0, to:

1. Adopt Resolution No. 99-34 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, DECLARING ITS INTENTION TO ORDER THE CONSTRUCTION OF CERTAIN IMPROVEMENTS AND TO FORM UNDERGROUND UTILITY ASSESSMENT DISTRICT NO. 99-1.
2. Adopt Resolution No. 99-35 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, PRELIMINARILY ADOPTING, CONFIRMING AND APPROVING THE ENGINEER'S REPORT AND APPOINTING THE TIME AND PLACE FOR HEARING PROTESTS TO IMPROVEMENTS IN PROPOSED UNDERGROUND UTILITY ASSESSMENT DISTRICT NO. 99-1.
3. Establish June 17, 1999 at 7:00 p.m. in the Council Chambers as the date and time for a public meeting on the question of the formation of the District.
4. Establish July 7, 1999 at 7:00 p.m. as the date and time for a Public Hearing.

5. ORAL COMMUNICATIONS

Classic Auto Show – Request for Presentation of Mayor’s Trophy

Ron Runolfson and Dave Anderson explained that the Downtown Business Association is promoting the Classic Auto Show that will take place this year on June 13, 1999; requested that Council begin a tradition of presenting a Mayor’s Trophy to its favorite car.

Parking Citation – Metrolink Station

Mary Tranckino, San Clemente, stated that she, along with two other people, inserted dollars into the parking machine at the Metrolink Station, but failed to receive a receipt; voiced concern that she subsequently received a \$35 citation, even though she had inserted money into the machine; requested that the City rescind the citation and implement measures to prevent this situation from happening in the future.

Staff responded that the machine keeps a record of transactions regardless of whether a receipt is produced; agreed to verify the accuracy of Ms. Tranckino’s statement and to void the citation if payment was made; noted that people may purchase annual parking passes.

MEETING RECESSED

Council recessed at 8:35 p.m. and reconvened at 8:47 p.m., with all members present.

6. **UNFINISHED BUSINESS**

A. **Code Amendment – Number and Capacity of Required Trash Receptacles for Residential Dwellings**

Report from the Public Works/Economic Development Director concerning the possibility of amending Section 8.28 of the Code of the City of San Clemente relating to the number of required receptacles for residential dwellings.

Utilities Director Bressan reviewed the contents of the Administrative Report.

MOTION BY MAYOR PRO TEM RITSCHER, SECOND BY COUNCILMEMBER EGGLESTON, CARRIED 5-0, to introduce Ordinance No. 1221 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING SECTION 8.28.020 OF THE SAN CLEMENTE MUNICIPAL CODE RELATING TO THE NUMBER AND CAPACITY OF REQUIRED RECEPTACLES FOR RESIDENTIAL DWELLINGS.

7. **NEW BUSINESS**

None.

8. **REPORTS**

A. **Commissions and Committees**

(1) **Commission/Committee Vacancies**

MOTION BY COUNCILMEMBER DIEHL, SECOND BY MAYOR PRO TEM RITSCHER, CARRIED 5-0, to establish June 28, 1999 and June 30, 1999 at 6:00 p.m. as the date and time to interview and make appointments to fill 19 Commission/Committee vacancies on the Planning Commission, Golf Course Committee, Parks and Recreation Commission, Human Affairs Committee, Investment Advisory Committee and the Rancho Mission Viejo Land Conservancy.

B. City Manager

(1) NEW AGENDA ITEM - Investigation and Removal of Contaminated Soil at the Main Pump Station

City Engineer Cameron reviewed the contents of the Administrative Report, dated May 5, 1999, which is on file with the City Clerk.

MOTION BY COUNCILMEMBER DIEHL, SECOND BY COUNCILMEMBER DAHL, CARRIED 5-0, to add the following item to the agenda since there is a need to take immediate action and the need for action came to the attention of the City subsequent to the agenda being posted:

Consideration of authorizing the City Engineer to execute contracts or change orders relating to the investigation and removal of contaminated soil at the Main Pump Station.

MOTION BY COUNCILMEMBER DIEHL, SECOND BY COUNCILMEMBER DAHL, CARRIED 5-0, to authorize the City Engineer to execute contracts or change orders relating to the investigation and removal of contaminated soil at the Main Pump Station, Project No. 17605, in an amount not to exceed \$87,000. Council requested that Staff remain diligent in keeping costs to a minimum.

C. City Attorney

(1) Closed Session

City Attorney Oderman requested a Closed Session to discuss the following:

CONFERENCE WITH LEGAL COUNSEL -  
ANTICIPATED LITIGATION

Significant exposure to litigation, pursuant to Government Code Section 54956.9(b): One Potential Case.

D. Council Members

(1) Orange County Division – California League of Cities Issues

None.

(2) Legislative Issues

A. Letters of Support to Request Federal Funds to Create Conservation Areas in Association with the Approval of an NCCP Conservation Program for Southern Orange County

MOTION BY COUNCILMEMBER DIEHL, SECOND BY COUNCILMEMBER DAHL, CARRIED 5-0, to authorize the Mayor to execute letters of support to request Federal funds to create conservation areas in association with the approval of an NCCP Conservation Program for Southern Orange County.

(3) Orange County Fire Authority Status Update

Mayor Pro Tem Ritschel reported that a working group meeting took place two weeks ago with regard to the Equity Study; noted a second meeting is scheduled for May 14, 1999 and, if needed, an additional meeting will be held in June; stated that the working group is attempting to consolidate comments from the various cities for presentation to the OCFA Board in June or July.

(4) Coastal Animal Services Authority Status Update

Councilmember Dahl reported on animals available for adoption at the San Clemente Animal Shelter; expressed appreciation to the CASA volunteers.



(5) Transportation Corridor Agencies Status Report

Councilmember Dahl reported that a TCA walk-in service center will open in the 200 block of Avenida Del Mar on June 1, 1999; stated the mitigation efforts for San Onofre State Park have received Board approval and a \$70,000 study will be conducted on the San Mateo Campground; explained that the EIS is projected to be completed, and the Public Hearing process before the TCA is expected to commence, in early 2000.

(6) Council Member Items

1999 Cinco de Mayo Fiesta

Councilmember Diehl reported on the success of the Cinco de Mayo Fiesta which was held on Saturday, May 1, 1999 at Max Berg Plaza Park.

Fundraiser at The Heritage – George Zeleski Autographed Cartoons

Councilmember Eggleston stated that a fundraiser was held on May 1, 1999 at the Heritage Foundation to help fund new uniforms for the San Clemente High School band; noted that \$750 was raised from the sale of cartoons autographed by George Zeleski .

The Heritage – New Exhibits

Councilmember Eggleston stated that two new exhibits will open on May 15, 1999 at 1:00 p.m. at The Heritage, i.e., Pat Nixon, the First Lady and a 4' x 6' model of the Western White House.

Guidelines Relating to Council Meetings

Mayor Berg suggested the possibility of adopting a guideline whereby Council will not introduce any new agenda items after 11:00 p.m. -- unless a vote is passed to proceed with the consideration of a new item.

City Manager Parness noted that Staff will submit a report to Council for the May 19, 1999 Council Meeting relating to possible means of streamlining Council meetings.

Beach Ad Hoc Committee

Mayor Pro Tem Ritschel reported that the Beach Ad Hoc Committee conducted its beach walk from North Beach to Riviera last Friday, noting that the remaining beach areas in the City will be toured at a later date; stated the next Committee meeting will take place on May 12, 1999.

9. RESOLUTIONS/ORDINANCES

None.

MEETING RECESSED

MOTION BY COUNCILMEMBER DIEHL, SECOND BY COUNCILMEMBER DAHL, CARRIED 5-0, to recess to a meeting of the Redevelopment Agency at 9:15 p.m.

MEETING RECONVENED

Council reconvened at 9:20 p.m., with all members present.

**CLOSED SESSION**

Council recessed to Closed Session at 9:20 p.m. to discuss the following:

**CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Significant exposure to litigation, pursuant to Government Code Section 54956.9(b): One Potential Case.

The City Manager, City Attorney, Human Resources/Risk Manager and the City Clerk were in attendance.

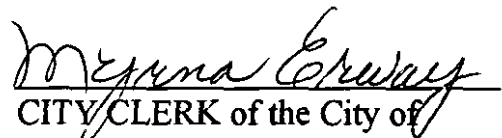
**MEETING RECONVENED**


Council reconvened at 10:10 p.m., with all members present.

**ADJOURNMENT**

There being no further business, Council adjourned at 10:10 p.m. in memory of Aaron Cornwell and Kevin Jordan, San Clemente High School students who were killed in a car accident, together with the individuals who were killed at Columbine High School in Colorado and in the Oklahoma tornadoes.

The next Regular Meeting will be held on June 2, 1999 at 7:00 p.m. in the Council Chambers, located at 100 Avenida Presidio, San Clemente, California.

  
CITY CLERK of the City of  
San Clemente, California

  
MAYOR of the City of  
San Clemente, California