

# CITY OF SAN CLEMENTE

## City Council Minutes

Regular Meeting - May 15, 1991

A Regular Meeting of the San Clemente City Council was called to order on May 15, 1991 at 7:00 p.m. in the Council Chambers, 100 Avenida Presidio, San Clemente, California by Mayor Diehl.

**PRESENT**                    ANDERSON, BENEDICT, HAGGARD, LORCH, MAYOR DIEHL

**ABSENT**                    NONE

**STAFF PRESENT**    Michael Parness, City Manager; Jeff Oderman, City Attorney; James Holloway, Community Development Director; Myrna Erway, City Clerk; William Cameron, City Engineer; Joanne Baade, Deputy City Clerk.

### **INVOCATION**

Mayor Diehl gave the invocation.

### **PLEDGE OF ALLEGIANCE**

Mayor Diehl led the Pledge of Allegiance.

### 1.    **SPECIAL PRESENTATION**

#### A.    **Buddy Poppy Day Proclamation**

Mayor Diehl read a proclamation declaring May 20-27, 1991 as Buddy Poppy Days and presented the proclamation to Commander Pat Stevens and Senior Vice Commander Bob Christoph of the Veterans of Foreign Wars.

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

3. **PUBLIC HEARINGS**

None.

4. **CONSENT CALENDAR**

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY MAYOR PRO TEM ANDERSON, CARRIED 5-0, to approve the Consent Calendar with the removal of Items D, E, J, K, L and O.

A. **City Council Minutes**

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY MAYOR PRO TEM ANDERSON, CARRIED 5-0, to approve the City Council minutes of April 17, 1991 and April 24, 1991.

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

- (1) Community Design Commission minutes of March 12, 1991 and April 9, 1991.
- (2) Planning Commission minutes of April 16, 1991.

C. **Warrant Register**

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY MAYOR PRO TEM ANDERSON, CARRIED 5-0, to approve Warrant Nos. 101151 through 101383 (Handwrites 101145-101148) (Voids 101149-101150) for the period 4-22-91 through 4-26-91 in the amount of \$1,370,271.43; approve Warrant Nos. 101390 through 101510 (Voids 101384-101389) for the period 4-29-91 through 5-3-91 in the amount of \$862,841.03; for a total Warrant Register of \$2,233,112.46.

**Payroll Register**

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY MAYOR PRO TEM ANDERSON, CARRIED 5-0, to approve Payroll Warrant Nos. 64231 through 64595 (Voids 64228-64230) for the period 4-15-91 through 4-28-91 in the amount of \$331,328.71; for a total Payroll Register of \$331,328.71.

F. **Bid Award - Fourth of July Fireworks Display**

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY MAYOR PRO TEM ANDERSON, CARRIED 5-0, to accept the bid of Pyro-Spectaculars, in the amount of \$7,000, to conduct a fireworks display on the Fourth of July, and authorize the Mayor to execute City Contract #C88-18 by and between the City of San Clemente and Pyro Spectaculars, Inc. for the fireworks display.

G. **Award of Contract - Community Center Lower Multi-Purpose Room Rehabilitation, Project No. 2-91**

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY MAYOR PRO TEM ANDERSON, CARRIED 5-0, to approve, and authorize the Mayor to execute, City Contract #C91-18 by and between the City of San Clemente and California Repair and Remodel Contractors, for the rehabilitation of the Community Center Lower Multi-Purpose Room, Project No. 2-91, at the bid price of \$14,260.00.

H. **Storm Drain Easement - Lot 48, Block 1, Tract 785**

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY MAYOR PRO TEM ANDERSON, CARRIED 5-0, to:

1. Accept the storm drain easement dedication from Robert B. Kilmurray for Lot 48, Block 1, Tract 785 along Trafalgar Canyon. (Deed #296)
2. Authorize the City Clerk to file the Easement Deed with the Orange County Recorder's Office.

I. **Quit Claim of Easement Rights - Maintenance of Storm Drain Facilities Along Trafalgar Canyon**

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY MAYOR PRO TEM ANDERSON, CARRIED 5-0, to:

1. Approve, and authorize the Mayor to execute, a Quit Claim Deed to convey all rights, titles and interests in and to the real property in the City of San Clemente within Lots 42-58, 64 in Block 1 and Lot 4 in Block A of Tract 785, Lots 3-8, 28, 29 and 31 in Block 10 of Tract 822 and portions of Lots 29 and 30 of Block G in Tract 822, also known as Trafalgar Canyon, to the Orange County Flood Control District. (Deed #297)
2. Approve, and authorize the Mayor to execute, the Easement Deed. (Deed #299)
3. Authorize the City Clerk to file the Quit Claim Deed and Easement Deed with the County Recorder.

M. **Avenida de la Estrella from Palizada to Presidio Street Rehabilitation, Project No. 1-90 - Implementation of Parkway Construction Program**

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY MAYOR PRO TEM ANDERSON, CARRIED 5-0, to:

1. Adopt Resolution No. 91-60 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, DECLARING ITS INTENTION TO ORDER THE FORMATION OF "SAN CLEMENTE ASSESSMENT DISTRICT NO. 91-1", AND TO ORDER CONSTRUCTION OF IMPROVEMENTS PURSUANT TO THE IMPROVEMENT ACT OF 1911, CHAPTER 27, AND GIVING NOTICE OF A HEARING THEREOF.
2. Direct Staff to send a "Notice to Construct" to owners of property on Avenida de la Estrella from Presidio to Palizada that have been identified as needing installation or replacement of sidewalks/driveway approaches. These property owners are listed in Exhibit "A" of the Administrative Report, dated May 6, 1991, which is on file in the City Clerk's Department.
3. Set a Public Hearing for June 5, 1991 to consider this issue.

**N. Parcel Map 89-394 (Callanan) - 254 Avenida Lobeiro**

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY MAYOR PRO TEM ANDERSON, CARRIED 5-0, to:

1. Approve Final Parcel Map 89-394.
2. Authorize the City Engineer and City Clerk to execute Parcel Map 89-394 and authorize the City Clerk to file the Final Parcel Map with the County Recorder.
3. Approve, and authorize the Mayor to execute, the Subdivision Improvement Agreement.

**ITEMS REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION**

**D. Request for Waiver of Green Fees - Boys and Girls Club**

MOTION BY COUNCILMEMBER LORCH, SECOND BY COUNCILMEMBER BENEDICT, CARRIED 5-0, to approve the request from the Boys and Girls Club for the waiver of green fees associated with the Annual Boys and Girls Club Charity Golf Tournament to be held on June 7, 1991.

**E. One-Year Final Compensation for Sworn Police Personnel**

City Manager Parness advised that Government Code Section 7507 requires that the economic impact of the proposed contract amendment be publicly announced; explained the proposed contract amendment, which represents a negotiated element of the recent contract with the Police Officers' Association, would cost approximately \$31,000 over a 12-month period.

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY MAYOR PRO TEM ANDERSON, CARRIED 4-1 (COUNCILMEMBER LORCH VOTING NOE), to adopt Resolution No. 91-59 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, DECLARING ITS INTENTION TO APPROVE AN AMENDMENT TO CONTRACT BETWEEN THE BOARD OF ADMINISTRATION OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE.

J. **Initiation of Amendments to the Subdivision Ordinance**

MOTION BY COUNCILMEMBER LORCH, SECOND BY COUNCILMEMBER BENEDICT, to direct Staff to process an amendment to the City's Subdivision Code specifying that the Development Management Team (DMT) acts as the Subdivision Committee, with the understanding that Staff be given the purview to assess the differences between the DMT's operational methods and the operational methods defined in the Code for the Subdivision Committee and to propose Code revisions where deemed appropriate.

SUBSTITUTE MOTION BY COUNCILMEMBER HAGGARD, SECOND BY MAYOR PRO TEM ANDERSON, CARRIED 5-0, to defer initiating amendments to the Subdivision Ordinance until the Hughes/Heiss Organizational Study has been received by Council.

K. **Shorecliffs Mobile Home Park - TPM 90-266 - Setting of Public Hearing to Reconsider Condition of Approval**

Following confirmation that a Public Hearing is necessary to modify Condition No. 6 of TPM 90-266 (Shorecliffs Mobile Home Park), MOTION BY COUNCILMEMBER BENEDICT, SECOND BY COUNCILMEMBER HAGGARD, CARRIED 5-0, to approve Council reconsideration of a portion of Condition No. 6, relating to landscaping within Tentative Parcel Map 90-266 (Shorecliffs Mobile Home Park), and direct Staff to set a Public Hearing on this matter for the June 5, 1991 Council meeting.

L. **Underground Utility District within Avenida de la Estrella Area - Setting of Public Hearing**

Councilmember Lorch voiced concern that the subject improvement may need to be re-done at a future date in light of plans to realign Avenida Presidio with Avenida Victoria and the need for a wider intersection at Avenida de la Estrella and Avenida Palizada. Staff agreed to prepare a report for the June 5, 1991 Public Hearing that addresses future planned improvements as they relate to the proposed Underground Utility District.

MOTION BY COUNCILMEMBER LORCH, SECOND BY COUNCILMEMBER HAGGARD, CARRIED 5-0, to set a Public Hearing for June 5, 1991 to consider the formation of an Underground Utility District within the Avenida de la Estrella area. The district boundaries would include Avenida de la Estrella from the driveway to Mission Valley Bank north of Avenida Palizada, south to Avenida Presidio. The boundary would also include Avenida Presidio from South El Camino Real to La Esperanza.

O. **Utility Easement - Lot 22, Tract 12254 (Searidge)**

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

1. Accept the utility easement dedication within Lot 22 of Tract 12254 from James L. and Sue Ann Glover. (Deed #298)
2. Authorize the City Clerk to file the Easement Deed with the Orange County Recorder..

5. ORAL COMMUNICATIONS20/20 Recycling Center - Albertson's Market

Myrna Bjurstrom, 101 W. Marquita, Co-Manager of Pacific Shores Apartments, voiced concern with the 20/20 Recycling Center, located in the Albertson's Market parking lot; stated the recycling center results in noise, double parking due to loading/unloading, unpleasant odors, litter and transients; stated former managers of the Pacific Shores Apartments have talked to the manager of Albertson's to no avail.

Kenneth Bjurstrom, 101 W. Marquita, Co-Manager of Pacific Shores Apartments, stated that tenants are relocating as a result of disturbances caused by the 20/20 Recycling Center.

Larry Mitchiner, Owner of Pacific Shores Apartments, concurred with the comments raised by the Managers of Pacific Shores Apartments; questioned the propriety of a business being conducted in the Albertson's parking lot.

Mayor Diehl explained that the State has mandated that recycling centers shall be associated with grocery stores; suggested that the Pacific Shores Apartments' representative(s) speak with the manager of Albertson's relative to the problems being encountered; advised that Staff will meet with the Pacific Shores Apartments' representatives to attempt to resolve the situation.



6. **UNFINISHED BUSINESS**

A. **Centralized Computer System - Acceptance of Proposal**

Report from the Finance Director concerning acceptance of the proposal for a centralized computer system from Creative Computer Solutions (CCS).

Finance Director Porter provided an overview of the proposal, focusing on the background of the issue and the Request for Proposal process.

Dennis Vlasich, Kerry Consulting Group, explained an assessment of the City's technological needs was prepared by Ernst and Young and that Kerry Consulting Group was retained to develop a Request for Proposal which reflects the City's needs; reviewed the RFP specifications, focusing on required, desired and optional sub-systems, and the process utilized in evaluating the vendor proposals; stated that of the six legally-responsive bids received, Creative Computer Solutions, Inc. scored second in terms of responsibility points, scored first in terms of functionality points, and scored first in terms of price; stated the proposal of CCS is being recommended to Council as a result of an objective systematic process that involved the Staff who will work with the system; concurred with Staff that Creative Computer Solutions' proposal for a centralized computer system should be accepted; answered Council inquiries relative to the PIC operating system.

**MOTION BY COUNCILMEMBER HAGGARD, SECOND BY MAYOR PRO TEM ANDERSON**, to accept the proposal submitted by Creative Computer Solutions, Inc. for a centralized computer system and authorize Staff to negotiate a contract which will be submitted to Council for approval. (City Contract #C91-19)

**MOTION TO AMEND BY COUNCILMEMBER LORCH, SECOND BY COUNCILMEMBER BENEDICT** to direct that a public access computer terminal and a computer terminal for use by Council, Commission and Committee members be incorporated in the negotiation process. Following discussion, Councilmember Benedict withdrew his second and the motion died.

MOTION TO AMEND BY COUNCILMEMBER LORCH, SECOND BY COUNCILMEMBER HAGGARD to incorporate consideration of a public access terminal into the Computer Five-Year Action Plan as soon as practical. Following discussion, the Motion was withdrawn.

THE ORIGINAL MOTION CARRIED 5-0.

City Manager Parness suggested that Councilmembers submit their written suggestions relative to data processing and automation to Staff to enable the Computer Administrative Team to consider those ideas and report back to Council as part of the Computer Five-Year Action Plan.

MOTION BY COUNCILMEMBER LORCH, SECOND BY MAYOR PRO TEM ANDERSON, **FAILED 2-3** (Councilmembers Benedict, Haggard and Mayor Diehl voting no), to authorize Councilmember Lorch to make telephone contact with users of the computer systems which were considered by the City, particularly organizations utilizing the computer system from Creative Computer Solutions, and to authorize him to visit sites where the systems are currently in operation, at a maximum cost of \$500, in the event issues are identified.

7. **NEW BUSINESS**

A. **Draft 7-Year Capital Improvement Program for the Congestion Management Program**

Report from the Community Development Director concerning the Draft 7-Year Capital Improvement Program (CIP) for the Congestion Management Program.

Traffic Engineer Hindiyeh reviewed the contents of the Administrative Report; explained the Congestion Management Program currently includes only highways and super streets, however, the City may include arterial roads that would serve as regional roads within Orange County.

It was agreed that Councilmembers will submit their comments on the Draft 7-Year Capital Improvement Program for the Congestion Management Program to Staff in writing.

Council authorized Staff to submit the Draft 7-Year Capital Improvement Program for the Congestion Management Program to the County. The Final 7-Year Capital Improvement Program is to be presented to Council for approval.

**B. Condominium Conversion Regulations**

Report from the Community Development Director concerning repealing the Municipal Code section relating to determining multi-family residential vacancy rates, establishing an interim policy to restrict the number of multi-family dwelling units which may be converted to condominiums during 1991, and directing Staff to evaluate alternative housing vacancy rate sources and initiate a Municipal Code Amendment.

Assistant Planner Delcamp reviewed the contents of the Administrative Report.

**MOTION BY MAYOR PRO TEM ANDERSON, SECOND BY COUNCILMEMBER BENEDICT, CARRIED 5-0, to:**

1. Introduce Ordinance No. 1052 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, REPEALING SUBSECTION (a)(1) OF SECTION 35-30 OF THE CODE OF THE CITY OF SAN CLEMENTE RELATING TO DETERMINING MULTI-FAMILY RESIDENTIAL VACANCY RATES.
2. Adopt Resolution No. 91-61 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ADOPTING AN INTERIM POLICY TO RESTRICT THE NUMBER OF MULTI-FAMILY DWELLING UNITS WHICH MAY BE CONVERTED TO CONDOMINIUMS TO SIXTEEN FOR CALENDAR YEAR 1991.
3. Direct Staff to:
  - a) Further evaluate alternative housing vacancy rate sources, and the possible need for a different vacancy rate trigger factor.
  - b) Proceed in initiating an amendment to Section 35-30 of the San Clemente Municipal Code and present the draft Code amendment to the Planning Commission in June for its review, and in July to the City Council for adoption.

Council considered Agenda Item 8-D(2) (Consideration of City Donation for San Clemente High School's 1991 Grad Nite) at this point in the meeting.

D. Council Members

(2) Consideration of City Donation for San Clemente High School's 1991 Grad Nite

Kay Thrasher urged that the City of San Clemente again donate to San Clemente High School's Grad Nite.

Bill Mears, 33771 Avenida Cacion, San Juan Capistrano, Chairman of the 1991 Grad Nite Celebration for San Clemente High School, stated Council authorized \$2,000 to the 1990 Grad Nite celebration; noted the purpose of Grad Nite is to provide a safe celebration for graduating seniors.

Jim Sigafos, 310 La Rambla, stated that graduation night is statistically the most dangerous night of a person's life; spoke in support of a City donation to help fund this year's Grad Nite program; noted that last year the City had police officers present at Grad Nite and urged that police be present at the 1991 Grad Nite celebration.

Melissa Thrasher, Senior Class President of San Clemente High School, spoke on the importance of ensuring a safe night for graduating seniors.

MOTION BY MAYOR DIEHL, SECOND BY COUNCILMEMBER HAGGARD to authorize a \$1,000 donation to San Clemente High School's 1991 Grad Nite, to be funded from Councilmembers' salaries for the month of June. Additionally, that police presence be provided, based on staffing availability.

SUBSTITUTE MOTION BY COUNCILMEMBER LORCH that the City contribute \$1,000 to San Clemente High School's 1991 Grad Nite. The Substitute Motion died for lack of a second.

THE ORIGINAL MOTION CARRIED 5-0.

Note: This agenda item was discussed further following the recess. See Page 13 of these minutes for a summary of that discussion.

**MEETING RECESSED**

Council recessed at 9:10 p.m. and reconvened at 9:20 p.m., with all members present.

**D. Council Members**

- (2) **Consideration of City Donation for San Clemente High School's 1991 Grad Nite** (Note: See Page 12 of these minutes for a summary of the earlier Council discussion on this item.)

MOTION BY COUNCILMEMBER LORCH, SECOND BY COUNCILMEMBER BENEDICT, to reconsider Agenda Item 8-D(2) (Consideration of City Donation for San Clemente High School's 1991 Grad Nite.) Following discussion, **THE MOTION FAILED 2-3** (MAYOR PRO TEM ANDERSON, COUNCILMEMBER HAGGARD, AND MAYOR DIEHL VOTING NOE).

**A. Commissions and Committees**

None.

**B. City Manager**

City Manager Parness requested a Closed Session to discuss 1) property negotiations concerning the property located at 700 Avenida Pico (Mo Tidemanis, Arvida Company and Jerry Thornsley, Capistrano Unified School District - Negotiators), pursuant to GC Section 54956.8; and 2) property negotiations concerning the Richard T. Steed Memorial Park lease agreement (San Clemente Sports Park, Ltd. - Jim Hilkemeyer, Jim Fredette, and Mike Dixon - Negotiators), pursuant to GC Section 54956.8.

C. City Attorney

- (1) Authorization to Rutan and Tucker to Prepare Legal Opinion to the City re Authority to Require Times Mirror to Allow OCN to be Broadcast on the Community Access Channel; Waiver of Conflict of Interest.

MOTION BY MAYOR PRO TEM ANDERSON, SECOND BY COUNCILMEMBER HAGGARD, CARRIED 5-0, to authorize Rutan and Tucker to prepare a legal opinion to the City regarding authority to require Times Mirror to allow OCN to be broadcast on the Community Access Channel and to waive a conflict of interest.

- (2) City Attorney Oderman requested a Closed Session to discuss an item of potential litigation, pursuant to GC Section 54956.9(c).

D. Council Members

- (1) Consideration of Agenda Items for Joint Council/Commissions/Committees Meeting of May 29, 1991

Council directed that the agenda for the Joint Council/Commissions/Committees meeting of May 29, 1991 include a presentation on the City's park system, including trails, bicycle paths, golf courses and open space.

Council noted the possibility of featuring one Commission/Committee at each Joint Meeting to give them an opportunity to discuss suggestions, involvements and items of concern.

Council indicated a desire to receive a presentation on Measure M at a future Council meeting. Council will set a date for this presentation at a later date.

- (2) Consideration of City Donation for San Clemente High School's 1991 Grad Nite

This item was considered earlier in the meeting. See Page 12 of these minutes for a summary of that discussion.

(3) **Appointment of Council Representatives to City/Chamber of Commerce Economic Development Committee**

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY COUNCILMEMBER BENEDICT, CARRIED 5-0, to appoint the Mayor and Mayor Pro Tem to serve as Council representatives on the City/Chamber of Commerce Economic Development Committee.

(4) **Utility Easement - Lot 22, Tract 12254 (Searidge)**

Mayor Pro Tem Anderson referenced Consent Calendar Item 4-O (Utility Easement for Lot 22, Tract 12254 (Searidge)); recommended that disclosures take place in the event of lot sales in the interim period to ensure that an individual does not purchase an unbuildable lot without granting an easement to the City. Community Development Director Holloway agreed.

(5) **SB 358 (Pilot Program for Freeway Logo Signs)**

Mayor Diehl advised that the Mayor of Agoura Hills is lobbying in support of SB 358 (pilot program for freeway logo signs); noted the previous City Council favored the inclusion of logo signs on freeway signs; noted that logo signs could aid in effecting the removal of freeway-oriented pole signs.

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY MAYOR DIEHL, CARRIED 4-1 (COUNCILMEMBER LORCH VOTING NOE), to agendaize consideration of supporting SB 358 (pilot program for freeway logo signs). No specific meeting date was set.

(5) **Gas Line - El Camino Real**

Councilmember Lorch noted that the gas line installation has been stalled on El Camino Real near its intersection with Avenida San Juan and that traffic congestion is occurring in the vicinity of the El Camino Real overpass.

City Manager Parness responded that the south end of the El Camino Real gas line project terminates near Avenida San Juan and explained that similar work is occurring on the north end of the gas line project near Avenida Pico and Pacific Coast Highway; stated work at the two ends involves a longer construction process since the gas line is being connected to existing pipe and the integrity of the line is being tested; explained the work is projected to be completed by the end of May; agreed to contact the San Diego Gas and Electric Company to advise of congestion impacts that are taking place, particularly on week-ends.

In response to Council inquiry, Community Development Director Holloway agreed to provide Council with a report as to whether El Camino Real will be resurfaced following completion of the gas line project.

(6) **Cable Television Line Installations**

Councilmember Lorch noted that cable television lines were installed on Avenida San Juan approximately six months ago which resulted in the road being in a state of disrepair for approximately three weeks; requested that cable line installations be completed expeditiously so that road conditions will not be hampered in excess of two days.

(7) **Exhaust Control Equipment - New Restaurants**

In response to Council inquiry, Community Development Director Holloway agreed to prepare a tray memo as to whether sufficient exhaust control equipment is being required for new restaurants and current restaurants, if possible.



(8) Development of Marine Sanctuary Between Coastal Cities and Catalina Island

Mayor Diehl advised that Mayor Pro Tem Anderson, Marine Safety Captain Hughes and he met with the Orange County Coastal Governments' Association today concerning off-shore oil drilling; stated a letter will be prepared to solicit support for the development of a marine sanctuary between the coastal cities and Catalina Island; stated the City of Avalon, and possibly the government of Catalina, will be requested to participate in this effort.

9. RESOLUTIONS/ORDINANCES

A. Ordinance No. 1049 (Transportation Demand Management Ordinance) - Second Reading

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY COUNCILMEMBER BENEDICT, CARRIED 5-0, to adopt Ordinance No. 1049 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ADDING A NEW SECTION 5.58 TO APPENDIX "A" OF THE CODE OF THE CITY OF SAN CLEMENTE RELATING TO TRANSPORTATION DEMAND MANAGEMENT REQUIREMENTS FOR NEW DEVELOPMENT PROJECTS.

B. Ordinance No. 1050 (Beach and Pier Activities) - Second Reading

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY COUNCILMEMBER BENEDICT, CARRIED 3-2 (MAYOR PRO TEM ANDERSON AND COUNCILMEMBER LORCH VOTING NOE), to adopt Ordinance No. 1050 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING CHAPTER 18 OF THE CODE OF THE CITY OF SAN CLEMENTE RELATING TO PROHIBITED ACTIVITIES ON PUBLIC AND PRIVATE BEACHES AND THE MUNICIPAL PIER.

C. Ordinance No. 1051 (Water Craft Regulations) - Second Reading

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY COUNCILMEMBER BENEDICT, CARRIED 5-0, to adopt Ordinance No. 1051 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING THE SAN CLEMENTE MUNICIPAL CODE BY AMENDING SECTION 18-5 RELATING TO USE OF WATERCRAFT:

D. Ordinance No. 1053 - Commissions/Committees - First Reading

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY COUNCILMEMBER BENEDICT, CARRIED 5-0, to introduce Ordinance No. 1053 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING CHAPTER 2A OF THE CODE OF THE CITY OF SAN CLEMENTE RELATING TO CERTAIN COMMISSIONS AND COMMITTEES.

E. Resolution No. 91-61 - Rescinding Commission/Committee Information Now Consolidated into Municipal Code

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY MAYOR PRO TEM ANDERSON, CARRIED 5-0, to adopt Resolution No. 91-62 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, REPEALING RESOLUTION NOS. 75-69, 84-81 AND 88-86 RELATING TO CERTAIN COMMISSIONS AND COMMITTEES.

CLOSED SESSION

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY COUNCILMEMBER LORCH, CARRIED 5-0, to recess to Closed Session at 9:45 p.m. to discuss 1) property negotiations concerning the property located at 700 Avenida Pico (Mo Tidemanis, Arvida Company and Jerry Thornsley, Capistrano Unified School District - Negotiators), pursuant to GC Section 54956.8; 2) property negotiations concerning the Richard T. Steed Memorial Park lease agreement (San Clemente Sports Park, Ltd. - Jim Hilkemeyer, Jim Fredette, and Mike Dixon - Negotiators), pursuant to GC Section 54956.8; and 3) an item of potential litigation, pursuant to GC Section 54956.9(c).

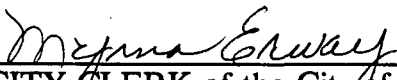
**MEETING RECONVENED**


Council reconvened at 10:55 p.m., with all members present.

**ADJOURNMENT**

MOTION BY COUNCILMEMBER HAGGARD, SECOND BY COUNCILMEMBER BENEDICT, CARRIED 5-0, to adjourn at 10:55 p.m. to a Joint Council/Commissions/Committees meeting to be held on May 29, 1991 at 7:00 p.m. in the Ole Hanson Room of the Community Center, 100 N. Seville, San Clemente, California.

The next Regular Meeting will be held on June 5, 1991 at 7:00 p.m.

  
\_\_\_\_\_  
CITY CLERK of the City of  
San Clemente, California

  
\_\_\_\_\_  
MAYOR of the City of  
San Clemente, California



CITY OF SAN CLEMENTE  
AFFIDAVIT OF POSTING ORDER  
OF ADJOURNMENT OF MEETING

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

I, MYRNA ERWAY, declare as follows:

That I am the City Clerk of the City of San Clemente; that at a Regular City Council meeting held on May 15, 1991 said meeting was adjourned to the time and place specified in the ORDER OF ADJOURNMENT attached hereto; and that on May 16, 1991 at the hour of 9:00 a.m. a copy of said order was posted at a conspicuous place near the door at which said meeting was held.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 16, 1991 at San Clemente, California.

  
MYRNA ERWAY  
City Clerk

