

San Clemente, California
January 11, 1984

Adjourned meeting of the City Council of the City of San Clemente, California, Council Chambers, Civic Center Building, 100 Avenida Presidio, Wednesday, January 11, 1984, at 7:00 P.M., Mayor G. Scott Diehl presiding.

ROLL CALL

PRESENT: Council Members - CARR, KOESTER, LIMBERG, MECHAM, AND DIEHL
ABSENT: Council Members - NONE

Also Present: George A. Carvalho, City Manager; Max L. Berg, City Clerk; Harry Weinroth, Community Development Director; and certain other Staff members present in the audience.

UNFINISHED BUSINESS

Subject: 49 - Possible Ballot Measures for April 10, 1984 General
Municipal Election.

IN RE: Consideration of possible ballot measure imposing an additional property tax for street purposes.

IN RE: City Attorney's analysis of proposed ballot measure imposing additional property tax for street purposes.

Councilman Carr noted that since it was his idea for such a ballot measure, and in light of the City Attorney's opinion that such a proposition would likely be unconstitutional, IT WAS MOVED BY COUNCILMAN CARR, SECONDED BY COUNCILMAN LIMBERG that no further consideration be given to an ad valorem property tax increase proposal for the April 10, 1984 ballot.

Following Council comments the Mayor called for the QUESTION WHICH CARRIED with Councilwoman Koester "ABSTAINING."

In view of the City Attorney's opinion that a "special tax" for special purposes is permitted under Article XIII A of the California Constitution, IT WAS MOVED BY COUNCILMAN CARR, SECONDED BY COUNCILWOMAN KOESTER, AND UNANIMOUSLY CARRIED that the administration be directed to develop a formula by which a special tax, pursuant to provisions of Article XIII A of the State Constitution, might be developed for a 2/3 voter approval in connection with street reconstruction for the June or November ballot.

URGENT MATTERS

Subject: 20 - Abatement Proceedings at 2809 South El Camino Real.

IN RE: Gary Mamian's comments regarding abatement proceedings scheduled for 1-12-84 on his property at 2809 South El Camino Real.

Discussion is summarized as follows: Mr. Mamian stated that the Council had given him an opportunity to correct all deficiencies in the plan in order to obtain a permit to continue construction and that he has done everything possible; that he has received a verbal o.k. from the Engineering and Building Divisions as to structural integrity of the building; that a meeting is scheduled for 1-17-84 before the Design Review Committee as to aesthetics of the building, such as color and materials used in construction and change in landscaping plans; that he is requesting another extension until approval from the DRC at which time he is ready to pull a building permit.

Staff advised that the Engineering Division has not approved the plans; that Mr. Mamian's attorney was advised today that we intend to abate the nuisance on Monday as per resolution adopted by City Council in August, 1983; and that Mr. Mamian is pleading tonight for an extension because of the DRC meeting of 1-17-84.

Following comments that this is the last time he would ever move to approve any further extension of the abatement, IT WAS MOVED BY COUNCILMAN CARR, SECONDED BY COUNCILMAN MECHAM to grant an extension of one week.

It was noted that if Mr. Mamian does not pull the permits on the 18th, that the City will abate the nuisance on the 19th and Mr. Mamian stated he agreed and understood; that he will pull the permits and start construction within one week; that he intends to send a crew out the day after tomorrow for certain clean up work; and noted further that the property is not for sale and never has been for sale.

Following further comments, A SUBSTITUTE MOTION WAS MOVED BY COUNCILWOMAN KOESTER, SECONDED BY MAYOR DIEHL, AND CARRIED to hold abatement proceedings by City forces in abeyance until after the City Council meeting of 1-18-84. Councilman Mecham voted "NO."

Subject. 58 - San Onofre State Beach Park Revised General Plan.

IN RE: Glenn Roy's submittal of material and information regarding the State Department of Parks and Recreation's proposed San Onofre State Beach Park revised General Plan.

Following comments and discussion IT WAS MOVED BY COUNCILMAN MECHAM, SECONDED BY COUNCILMAN CARR that the subject be agendized for the meeting of 1-18-84.

Following further comments, A SUBSTITUTE MOTION WAS MOVED BY COUNCILMAN CARR, SECONDED BY COUNCILMAN MECHAM, AND UNANIMOUSLY CARRIED that the subject be agendized for the 2-1-84 Council agenda.

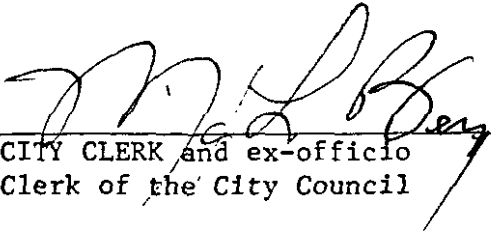
ITEMS FROM COUNCIL MEMBERS


Councilwoman Koester commended the City Manager on his diligence in working with Tri-Cities Water District in regard to the proposed Schlegel Reservoir.

Councilwoman Koester inquired as to when the financial statements would be available, and that she would appreciate information as to a date certain.

ADJOURNMENT

IT WAS MOVED BY COUNCILMAN CARR, SECONDED BY COUNCILMAN MECHAM, AND UNANIMOUSLY CARRIED that the meeting be adjourned at 7:40 P.M.


CITY CLERK and ex-officio
Clerk of the City Council


MAYOR and President
of the City Council