

San Clemente, California
December 17, 1980

Regular meeting of the City Council of the City of San Clemente, California, Council Chambers, Civic Center Building, 100 Avenida Presidio, Wednesday, December 17, 1980, at 7:00 P.M., Mayor Karoline Koester presiding.

PLEDGE OF ALLEGIANCE AND INVOCATION

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Koester. Invocation was given by Mayor Koester.

ROLL CALL

PRESENT: Council Members - KORSEN, LIMBERG, MECHAM, AND KOESTER
ABSENT: Council Members - LANE

Also Present: George A. Carvalho, City Manager; Max L. Berg, City Clerk; Roger Grable, City Attorney; Edward Putz, Public Works Director-City Engineer; and Lawrence J. Lawson, Building and Planning Director

CONSENT CALENDAR

UPON MOTION OF COUNCILMAN LIMBERG, SECONDED BY COUNCILMAN MECHAM, AND UNANIMOUSLY CARRIED, the following Consent Calendar items were approved, each as indicated below.

City Council Minutes

Minutes of 10-22-80 and 10-30-80. -- Approved as presented and reading in full thereof waived.

Planning Commission Minutes

Minutes of 12-2-80. -- Received and filed.

Traffic and Parking Commission Minutes

Minutes of 12-4-80. -- Received and filed.

Parks and Recreation Commission Minutes

Minutes of 11-25-80. -- Received and filed.

Zoning Administrator Minutes

Minutes of 12-9-80. -- Received and filed.

Design Review Committee Minutes

Minutes of 12-2-80. -- Received and filed.

General Plan Review Committee Minutes

Minutes of 11-24-80. -- Received and filed.

Cultural Heritage Board Minutes

Minutes of 11-11-80. -- Received and filed.

Departmental Activities Report

Departmental Activities Report for month of November, 1980. -- Received and filed.

Subject: 79 - Resolution No. 87-80 Rescinding Resolution No. 106-78
Which Requested Termination of Social Security Coverage.

IN RE: Report from City Manager advising that between November 24 and December 2, 1980 an election was conducted to determine if our employees wished to terminate Social Security coverage; and that 96 voted to withdraw and 102 voted to remain. -- Introduced, passed, and adopted RESOLUTION NO. 87-80, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, RESCINDING RESOLUTION NO. 106-78 WHICH REQUESTED TERMINATION OF SOCIAL SECURITY COVERAGE.

Subject: 32 - Request for Dance Permit.

IN RE: Request of Robert Rox for a dance permit to hold a dance concert at the Boys' and Girls' Club on Saturday, January 24, 1981. -- Approved request, subject to requirements of the Police and Fire Departments.

Subject: 96 - Resolution No. 88-80 Approving the Application for Grant Funds Under the Solid Waste Management Act of 1980.

IN RE: Report from Parks Superintendent and City Manager advising that Senate Bill 261 has been modified for the recipients of the litter program grants and that a new resolution is needed in order to continue with this program. -- Introduced, passed, and adopted RESOLUTION NO. 88-80, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPROVING THE APPLICATION FOR GRANT FUNDS UNDER THE SOLID WASTE MANAGEMENT ACT OF 1980.

Subject: 100 - Acceptance of Work - Avenida De La Paz Street Reconstruction, Project No. 17-80.

IN RE: Report from Public Works Director-City Engineer and City Manager advising that all work has been satisfactorily completed by the contractor, Girffith Company, on the Avenida De La Paz Street Reconstruction, Project 17-80. -- Accepted the work and authorized filing of Notice of Completion.

Subject: 105 - Communication from Charles K. Honsberger re Street Lights in "Coast" Development.

IN RE: Report from Public Works Director-City Engineer and City Manager advising that following a meeting with Charles Honsberger regarding request of the Coast Homeowners Association for energizing street lights in portion of Tract 9272, SDG&E has been authorized to energize the remainder of the lights as requested by the homeowners. -- Received and filed.

Subject: 92 - Request of Garden Club to use the Community Center for the 30th Annual Flower Show on April 24, 25, and 26, 1981, at a flat fee of \$252.

IN RE: Communication from Parks and Recreation Commission recommending approval of a flat fee of \$252 for the three days of April 24, 25, and 26, 1981 for the 30th Annual Flower Show. -- Concurred with the Parks and Recreation Commission's recommendation, and approved a flat fee of \$252 for the three requested days.

Subject: 105 - Tentative Parcel Map No. 80-843 (Tait & Associates, Inc.).

IN RE: Communication from Planning Commission recommending approval of Tentative Parcel Map No. 80-843, being the request of Tait & Associates, Inc. for a one-lot subdivision for condominium purposes at 217 Avenida Marquita, legal description being Lot 9, Block 17, Tract No. 793, said approval subject to 8 conditions of the Subdivision Committee plus one additional condition. -- Set for public hearing on 1-7-81.

Subject: 105 - Tentative Parcel Map No. 80-844 (Assured Development Co.).

IN RE: Communication from Planning Commission recommending approval of Tentative Parcel Map No. 80-844, being the request of Assured Development Co. for a one-lot subdivision to convert an existing duplex into two condominium units at 117 Capistrano Lane, legal description being Lot 27, Block 6, Tract 785, said approval subject to 10 conditions of the Subdivision Committee. -- Set for public hearing on 1-7-81.

CONSENT CALENDAR (Items removed for separate action)

Subject: 77 - Alternative Arrangements for Coastal Management of Beach Erosion.

IN RE: Report from City Manager advising that San Clemente is losing its beach sand; that the San Diego Region's Council of Governments, Beach Erosion Subcommittee, has requested San Clemente provide input into developing an institutional arrangement to deal with the beach erosion project.

Inquiry was made as to what type of comments Staff was looking for and the Marine Safety Director commented that it was more a matter of acknowledging the City's concern as to the stability of our beach sands, and reviewed reasons for loss of beach sand over the last few years.

Councilman Limberg noted that the beach serves a regional purpose and that we should get help from Orange County and others. The City Manager advised that at this time the City is not certain as to the advisability of forming a regional agency or some kind of district and what this would mean to San Clemente; and it is recommended that the Marine Safety Director continue to monitor the situation, participate in meetings, and as more information is received Staff will advise the Council and at some future point will ask whether the City should participate.

Following further discussion, IT WAS MOVED BY COUNCILMAN LIMBERG, SECONDED BY COUNCILMAN MECHAM, AND UNANIMOUSLY CARRIED to approve the Staff recommendation.

Subject: 77 - Conversion of the Lighting System at Bonito Canyon Park from an Automatic System to a Manual Switch and Reducing the Hours of Lighting to 9:00 P.M. during this time of year.

IN RE: Communication from Parks and Recreation Commission recommending that the light system on the tennis courts be cut back to 9:00 P.M. particularly during this season and recommending that a manual switch be installed.

Staff responded to questions concerning manual versus automatic switch, AND IT WAS MOVED BY COUNCILMAN LIMBERG, SECONDED BY COUNCILMAN MECHAM, AND UNANIMOUSLY CARRIED to concur with the Parks and Recreation Commission's recommendation.

PAYING OF THE BILLS

IT WAS MOVED BY COUNCILMAN MECHAM, SECONDED BY COUNCILMAN KORSEN, AND UNANIMOUSLY CARRIED that Warrants No. 10013 through No. 10037, 10041 through 10043, and No. 4627 through No. 4904, as audited by the Council be paid.

Total demands approved for payment for the period ending December 16, 1980	\$614,351.64
Ratification of Payroll Warrant No. 10027 for period November 24, 1980 through December 7, 1980	<u>\$121,634.69</u>
TOTAL WARRANT REGISTER	<u>\$735,986.33</u>

UNFINISHED BUSINESS

Subject: 109 - Addition of the San Onofre Nuclear Generating Station
Evacuation Annex to the City's Emergency Operations Plan.

IN RE: Report from Fire Protection Director and City Manager advising that a San Onofre evacuation annex has been prepared and that the document complies with all of the requirements set down in Nuclear Regulatory Commission document NUREG-0654, and that standard operating procedures need to be developed to supplement the annex.

The Fire Protection Director reviewed the proposed evacuation plan and there followed a lengthy question and answer period. Main points discussed during review of the plan were whether the City has the resources and manpower to safely evacuate the population in case of a nuclear accident; the extensive time and effort that has gone into preparing an evacuation plan using the best state of the art known at this time; the economic impact of the evacuation annex and the extent to which the Edison Co. will fund certain costs; and miscellaneous questions and responses related to the plan.

Also during the discussion Terry Brothers, traffic consultant with Wilbur Smith & Associates who prepared the traffic circulation study for the plan, responded to various questions and in answer to whether a "panic factor" was considered, stated it was assumed that people will follow instructions by traffic control officers and by the news media; however, they calculated time estimates based on almost a worst-case situation assuming there would be twice as many cars on the road as would normally be expected; that various scenarios were studied including only one lane on Coast Highway being available or even the entire highway being blocked off at the time of the incident.

Robert Dietch, Edison Company vice president, stated that in addition to the \$50,000 pledged, the utility company is willing to stand behind any unfunded need that the City can show is linked solely to the existence of the nuclear plant; and further noted that alternate State and Federal sources of funding are available for the City's instrumentation and material needs.

It was suggested that more time was needed to study the plan; and every effort made to assure that implementation of this evacuation plan provides safety for the citizens, and IT WAS THEN MOVED BY COUNCILMAN MECHAM, SECONDED BY MAYOR KOESTER, AND UNANIMOUSLY CARRIED to continue the matter to the meeting of 1-7-81.

Mayor Koester requested that any information on the Rancho Seco plant would be appreciated.

Subject: 105 - Estrella Properties, Tracts 10417, 10533, and 10595.

IN RE: Further consideration by Council as to whether or not the Planning Commission and City Council had considered the Hillside Grading Ordinance on these tracts when they first came before the City for approval; and whether or not these tracts do in fact comply with the Hillside Grading Ordinance.

IT WAS MOVED BY COUNCILMAN MECHAM, SECONDED BY COUNCILMAN KORSEN, AND UNANIMOUSLY CARRIED to continue the matter to the meeting of 1-7-81 to allow the City Attorney and Building & Planning Director time to complete a report for the City Council.

Subject: 105 - Tentative Tract No. 10909 (Title Insurance & Trust Company).

IN RE: Further consideration of communication from Planning Commission recommending approval of Tentative Tract No. 10909, being the request of Title Insurance & Trust Company to create 16 R-1-B-1 lots south of Calle Ariana on property commonly known as the Nixon Estate (Cotton Point), said approval subject to 18 conditions of the Subdivision Committee.

The City Clerk advised that the applicant had telephoned today to request that the matter be continued to the meeting of 1-7-81, AND IT WAS MOVED BY COUNCILMAN LIMBERG, SECONDED BY COUNCILMAN MECHAM, AND UNANIMOUSLY CARRIED that the matter be continued to the meeting of 1-7-81.

Subject: 105 - Question of Reversion to Acreage - Tract No. 8575.

IN RE: Further consideration of the question of whether the real property included within Tract No. 8575 shall be reverted to acreage pursuant to Government Code Section 66499.11, et seq., said tract being that particular piece of property consisting of approximately 188.6 acres lying northwesterly of Camino de los Mares and southwesterly of Calle Agua.

IT WAS MOVED BY COUNCILMAN MECHAM, SECONDED BY COUNCILMAN KORSEN, AND UNANIMOUSLY CARRIED to continue the matter to the meeting of 1-7-81 to allow the City Attorney and Building & Planning Director time to complete a report for the City Council.

Subject: 63 - Agreement for Use of Portion of City Library/Senior Citizen Facility.

IN RE: Report from Building & Planning Director and City Manager advising that the San Clemente Seniors and the City have negotiated a Use Agreement for a portion of the City Library/Seniors Multi-Use Facility wherein the seniors agree to make certain interior improvements; pay a portion of the utilities cost; provide their own furniture and equipment, and provide liability insurance on their portion of the building.

The City Attorney advised he has reviewed the proposal and that he will submit it to Council in a contract format, AND IT WAS MOVED BY COUNCILMAN LIMBERG, SECONDED BY COUNCILMAN KORSEN, AND UNANIMOUSLY CARRIED to approve an agreement with the San Clemente Seniors for use of a portion of the new City Library/Seniors Multi-Use Facility subject to review and approval of the City Attorney.

Subject: 63 - Agreement with County of Orange to Fund the Design Costs of San Clemente Senior Citizens Facility with General Revenue Sharing Funds.

IN RE: Report from Building and Planning Director and City Manager recommending approval of agreement with the County for allocation of \$5,000 of General Revenue Sharing Funds for the design costs of the San Clemente Senior Citizens Facility.

IT WAS MOVED BY COUNCILMAN LIMBERG, SECONDED BY COUNCILMAN KORSEN, AND UNANIMOUSLY CARRIED to approve the agreement and authorize execution by the Mayor and City Clerk; and appropriate \$5,000 to Account #64-782-7200-001, subject to approval of the City Attorney.

Subject: 63 - Contract Between the City and Orange County Environmental Management Agency for Housing Community Development Block Grant and Revenue Sharing Funds relating to the Community Center/Senior Citizen portion of the City Library/Seniors Multi-Use Facility.

IN RE: Report from Building & Planning Director and City Manager recommending approval of a contract for funding of the Community Center/Senior Citizen portion of the City Library/Seniors Multi-Use Facility with \$300,000 for the Senior Citizen Facility and \$2,000 for the design of the Facility.

IT WAS MOVED BY COUNCILMAN MECHAM, SECONDED BY COUNCILMAN KORSEN, AND UNANIMOUSLY CARRIED to approve the contract and authorize execution by the Mayor and City Clerk, subject to approval of the City Attorney; and appropriate \$200,000 to new Account #64-782-7200-003 and \$2,000 to new Account #64-782-7200-001.

Subject: 110 - La Cuesta Underground Utility District - Street Lights.

IN RE: Report from Public Works Director-City Engineer and City Manager recommending the Council authorize SDG&E to install utility owned and maintained street lights in conjunction with the other utility undergrounding in the La Cuesta underground district.

IT WAS MOVED BY COUNCILMAN LIMBERG, SECONDED BY COUNCILMAN MECHAM, AND UNANIMOUSLY CARRIED to authorize SDG&E to install utility owned and maintained street lights and authorize entering into the appropriate agreements with SDG&E.

Subject: 96 - Effluent Pump Station Replacement.

IN RE: Report from Public Works Director-City Engineer and City Manager reporting on the investigation of the feasibility of irrigating the San Clemente Municipal Golf Course with potable water rather than reclaimed water to eliminate the need of replacing the Effluent Pump Station located on the Golf Course and to eliminate the cost of replacing the reclaimed water pipeline from Avenida Pico to Avenida Calafia.

Staff responded to questions, AND IT WAS MOVED BY COUNCILMAN KORSEN, SECONDED BY COUNCILMAN MECHAM, AND UNANIMOUSLY CARRIED to continue the use of effluent water and direct Staff to prepare plans and specifications for replacing the Effluent Pump Station located at the San Clemente Municipal Golf Course.

Subject: 77 - Resolution No. 89-80 Waiving Formal Bid Procedure Relating to Municipal Pier Piling Replacement, Project No. 24-80.

IN RE: Report from Public Works Director-City Engineer and City Manager advising of the urgency for pier piling replacement and that it is advantageous to purchase the piles and accept informal bids by contractors for labor to install the piles.

IT WAS MOVED BY COUNCILMAN LIMBERG, SECONDED BY COUNCILMAN MECHAM, AND UNANIMOUSLY CARRIED to adopt a Resolution waiving formal bid procedure pursuant to Section 5-6(h) of the Municipal Code and authorize purchase of piles at an estimated cost of \$11,000 to be funded from Disaster Relief Funds in the amount of \$8,300 and the balance of \$2,700 to be authorized by the Redevelopment Agency; and solicit bids for labor to install the City furnished piles.

Upon motion of Councilman Limberg, seconded by Councilman Mecham, and unanimously carried, RESOLUTION NO. 89-80, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, DECLARING A STATE OF EMERGENCY AND WAIVING FORMAL BID PROCEDURES FOR THE REPLACEMENT OF PIER PILINGS, was regularly introduced, passed, and adopted.

In anticipation of the Council's action it was reported that informal bids were solicited from four contractors to perform the required work including and excluding the furnishing of piles and that two bids were received with John L. Meek Construction Company, Inc., submitting the lowest informal bid.

IT WAS MOVED BY COUNCILMAN LIMBERG, SECONDED BY MAYOR KOESTER to authorize John L. Meek Construction Company, Inc. to perform the required work at a cost of \$77,043.04.

During discussion on the motion, the City Manager advised that the City is having problems with location of the restaurant and is concerned about the bait and tackle shop; that the Parks & Recreation Commission needs to expedite the selection of a location for the restaurant; and that we have been advised by the State Fish & Game Department that they are holding up payment of \$114,000 due the City until we conform to their wishes in placement of the restaurant.

Eva Riley suggested that the bait and tackle shop might be located under the main lifeguard tower and felt that the Parks & Recreation Commission should give this possibility some consideration.

Following further discussion, the Mayor called for the QUESTION WHICH CARRIED UNANIMOUSLY.

WRITTEN COMMUNICATIONS

Subject: 105- Archaeological Review.

IN RE: Communication from Pacific Coast Archaeological Society, Inc. suggesting a committee be formed consisting of City Staff, developers, citizens and experts (archaeologists, etc.) before any future grading activities take place to assure preservation and protection of the sites.

Following brief discussion, IT WAS MOVED BY COUNCILMAN LIMBERG, SECONDED BY COUNCILMAN MECHAM, AND UNANIMOUSLY CARRIED that the committee not be formed at this time, but that the issue be dealt with in conjunction with the EIR and the specific project approval.

COMMUNICATIONS FROM COMMISSIONS, BOARDS, AND COMMITTEES

Subject: 67 - Proposed Amendment to Sec. 35-30 (Condominium Conversions) of the San Clemente Municipal Code.

IN RE: Communication from Planning Commission recommending adoption of amendment to Section 35-30 of the San Clemente Municipal Code relating to condominium conversions.

IN RE: Petition from residents of Villa Granada Apartments, 411 Granada, opposing condominium conversions.

Upon question, Senior Planner Michael Thiele described how the vacancy factor is proposed to be determined through the means of a vacancy survey conducted under an interagency agreement between the U. S. Postal Service and the Federal Home Loan Bank; that in the event said vacancy rate is in excess of 6%, the City shall not restrict the number of duplex and multiple dwelling units that may be converted into units of a community housing project in the forthcoming year; but in the event that said vacancy rate is 6% or less, the City shall restrict the number of duplex and multiple dwelling units for conversion into units of a community housing project in the forthcoming year to 50% of the yearly average number of duplex and multiple dwelling units constructed in the 2 years immediately preceding the vacancy certification date.

Following discussion, IT WAS MOVED BY COUNCILMAN MECHAM, SECONDED BY COUNCILMAN KORSEN, AND UNANIMOUSLY CARRIED to concur with the Planning Commission's recommendation except that the second sentence of Section 35-30.1(b) (relating to in lieu certificates) shall be deleted; that Section 35-30.2(f) be reworded so as to eliminate the City as an authorized body to enforce the terms of the covenants, conditions, and restrictions; and that the matter be referred to the City Attorney to prepare the Ordinance in final form.

With reference to the petition received from the residents of Villa Granada apartments, IT WAS THEN MOVED BY COUNCILMAN MECHAM, SECONDED BY COUNCILMAN LIMBERG, AND CARRIED to receive and file the petition. Mayor Koester voted "NO".

Subject: 99 - Proposed Sign Ordinance Revision (City of San Clemente).

IN RE: Communication from Planning Commission returning the revised Sign Ordinance to the Council subject to four listed understandings.

IT WAS MOVED BY COUNCILMAN MECHAM, SECONDED BY COUNCILMAN KORSEN to adopt the revised Sign Ordinance with deletion of Section 28-21 "Freeway Oriented Business Sign District."

Discussion is summarized as follows: Councilman Mecham stated that the City should not apply different standards to freeway oriented signs, but instead should treat all pole signs alike; that due to the fact that the Planning Commission has been unable to produce an alternative the City should apply the 15 foot height restriction city wide, and the 2-6 year period for taking down non-complying signs does not start for two years therefore the Planning Commission would have ample time to propose an alternative way of dealing with freeway oriented businesses.

Councilman Limberg noted that the sign ordinance was a very delicate issue which resulted from months of hard work; that the freeway oriented businesses depend on the pole signs for their livelihood and he has confidence in the Planning Commission's stated intentions of exploring all possible alternatives.

Mayor Koester agreed with the Planning Commission's recommendation stating that it was gratifying to see the community work together with the Planning Commission providing a compromise law which would be a great plus for the entire City; and that the people who were opposed to it were willing to make a compromise.

Councilman Korsen inquired as to the status of the freeway cluster signs, and the City Attorney indicated there may be legal problems due to State outdoor advertising regulations and that there may be new legislative developments on freeway signage.

A SUBSTITUTE MOTION WAS MOVED BY MAYOR KOESTER, SECONDED BY COUNCILMAN LIMBERG, AND UNANIMOUSLY CARRIED to adopt the proposed Sign Ordinance Revision in its entirety as presented by the Planning Commission.

In closing comments, Councilman Mecham urged the City to move ahead in pursuing freeway sign alternatives and not give tall freeway signs an open-ended reprieve; that he preferred adopting a citywide 15 foot height limit and then add a freeway provision later instead of having to go back later and take something out of the ordinance.

Councilman Korsen and Limberg asked Staff with the cooperation from the Chamber of Commerce to implement and strongly enforce the new law. The Building & Planning Director advised he will assign a staff member to inventory all signs, determine whether they comply and set up an enforcement procedure; that merchants whose signs comply will be given a sticker which they can place on the sign or on a window as proof of compliance, then in the future years the City can tell if a sign was erected illegally.

Subject: 31 - Spanish Design Guidelines.

IN RE: Communication from Cultural Heritage Board advising that the Board has developed a set of guidelines expressly for owners and architects interested in renovating the town's older buildings or constructing new ones in Spanish style, and requesting approval of the project and allocation of \$500 for printing costs.

IT WAS MOVED BY COUNCILMAN MECHAM, SECONDED BY COUNCILMAN KORSEN, AND UNANIMOUSLY CARRIED to refer the Spanish guidelines to the Design Review Committee and for them to meet with the Cultural Heritage Board to reconcile the suggested guidelines with existing pier bowl Spanish guidelines.

Subject: 105 - Request for Modification of Street Lighting Standards - Tract No. 10225 (Cyprus West).

IN RE: Communication from Planning Commission recommending approval of request for a waiver of the street lighting standards as required by the City's Subdivision Ordinance and for the installation of an alternate street lighting system in Tract No. 10225 in accordance with a plan submitted by the firm of Wood Lighting, subject to three conditions.

IT WAS MOVED BY COUNCILMAN MECHAM, SECONDED BY COUNCILMAN LIMBERG, to require lighting substructures to be installed in accordance with City requirements and standards; but allow variance from City standards for light poles and fixtures.

Boyd Ames, Jr., representing the developer, reviewed the reasons for requesting the waiver, and noted that it would be in the CC&R's of the homeowners association that in the event the City would take over the lighting for maintenance that the street lighting would be brought up to City standards.

Staff responded to questions as to the reason for requiring lighting substructures to be installed, and following further discussion the Mayor called for the QUESTION WHICH CARRIED UNANIMOUSLY.

URGENT MATTERS

The Mayor called for urgent matters and there was none.

ITEMS FROM CITY ATTORNEY

Subject: 37 - Resolution No. 90-80 Appointing Interim Legal Representatives of the City.

IN RE: Resolution designating interim City Attorney and Staff.

Upon motion of Councilman Limberg, seconded by Councilman Mecham, and unanimously carried, RESOLUTION NO. 90-80, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPOINTING INTERIM LEGAL REPRESENTATIVES OF THE CITY, was regularly introduced, passed, and adopted.

Subject: 105 - Resolution No. 91-80 Approving Tentative Tract No. 11300 Filed by Assured Development Co.

IN RE: Resolution formally approving Tract No. 11300.

Upon motion of Councilman Limberg, seconded by Councilman Mecham, and unanimously carried, RESOLUTION NO. 91-80, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPROVING TENTATIVE TRACT NO. 11300 FILED BY ASSURED DEVELOPMENT CO. was regularly introduced, passed, and adopted.

ITEMS FROM COUNCIL MEMBERS

Councilman Limberg requested an Executive Session to discuss a matter of litigation.

Councilman Mecham requested an Executive Session to discuss a personnel matter.

Councilman Korsen inquired whether it might be possible to use the concession at the foot of the pier for an interim solution to accommodate the bait and tackle shop.

Councilman Korsen stated that during the campaign one item that frequently was discussed was the unsightly condition of the appearance of the City, and suggested that an Ad Hoc Beautification Committee be appointed which could solicit the help of citizens to come up with some constructive ideas as to making the City more aesthetic and seeking volunteers to clean up the City and perhaps help in the trash problem. He also noted that one of the Council candidates, Ed Beyer, said he would be willing to chair such a committee.

Mayor Koester inquired as to when a copy of the financial statement for the year ending June 30, 1980 would be available, and the City Manager advised that as soon as the audit report is received from the auditors he will make it available to Council, and that he expects it any time.

NEW BUSINESS

Subject: 65 - Proposed Formation of Lighting Maintenance District.

IN RE: Report from Public Works Director-City Engineer and City Manager advising that since the City's Lighting Maintenance District has been severely underfunded as a result of Proposition 13, it is recommended a Lighting District be formed under the 1972 Act which requires hiring an assessment engineer and legal counsel and setting a schedule for the necessary work.

IT WAS MOVED BY COUNCILMAN LIMBERG, SECONDED BY COUNCILMAN MECHAM, AND UNANIMOUSLY CARRIED to approve the advance of \$22,500 from the General Fund to a reimbursable account to be reimbursed from funds generated by the proposed district; approve contract with Berryman and Stephenson, Inc. for assessment engineering service and authorize execution by Mayor and City Clerk, subject to approval of the City Attorney.

Subject: 27(119)-Pier Bowl Street Assessment District

IN RE: Report from Public Works Director-City Engineer and City Manager reporting that five engineering firms were contacted and four firms interviewed to provide consulting engineering services for the proposed Pier Bowl Street Assessment District.

IT WAS MOVED BY COUNCILMAN MECHAM, SECONDED BY MAYOR KOESTER, AND UNANIMOUSLY CARRIED to approve contract in the amount of \$101,731 with Berryman and Stephenson, Inc. and authorize execution of agreement by the Mayor and City Clerk, subject to approval of the City Attorney.

Subject: 110 (119) - Pier Bowl Underground Utility District.

IN RE: Report from Public Works Director-City Engineer and City Manager recommending a public hearing to consider the formation of an Underground Utility District encompassing Alameda Lane, Capistrano Lane, Santa Ana Lane, Coronado Lane, Elena Lane, Cazador Lane, Monterey between Ola Vista and Victoria, Avenida Del Mar between Seville and Victoria, and Avenida Victoria between Corona Lane and Del Mar.

IT WAS MOVED BY COUNCILMAN MECHAM, SECONDED BY COUNCILMAN LIMBERG, AND UNANIMOUSLY CARRIED to set the matter for public hearing on 1-21-81.

RESOLUTIONS

For Resolution No. 87-80 see under "CONSENT CALENDAR" on page 1.
For Resolution No. 88-80 see under "CONSENT CALENDAR" on page 2.
For Resolution No. 89-80 see under "UNFINISHED BUSINESS" on page 6.
For Resolution No. 90-80 see under "ITEMS FROM CITY ATTORNEY" on page 9.
For Resolution No. 91-80 see under "ITEMS FROM CITY ATTORNEY" on page 9.

ORDINANCES

Subject: 117 - Ordinance No. 794 Adopting New Zoning Ordinance.

IN RE: Ordinance No. 794 adopting new Zoning Ordinance incorporating all amendments to date (Zoning Amendment No. 80-6).

Upon motion of Councilman Mecham, seconded by Councilman Limberg, and unanimously carried, ORDINANCE NO. 794, BEING AN ORDINANCE OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ESTABLISHING REGULATIONS PERTAINING TO USES OF LAND AND USES, LOCATION, HEIGHT, BULK, SIZE AND TYPE OF BUILDING AND OPEN SPACES AROUND BUILDINGS IN CERTAIN DISTRICTS OF THE CITY, SPECIFYING SAID DISTRICTS; PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF SUCH REGULATIONS AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF; AND REPEALING ORDINANCES IN CONFLICT HERewith, having been regularly introduced at the meeting of 12-3-80, was again introduced, the reading in full thereof unanimously waived, and duly passed and adopted.

MEETING RECESSED

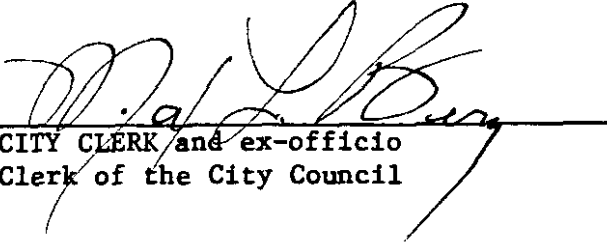
The City Council meeting was recessed to convene a meeting of the San Clemente Redevelopment Agency.

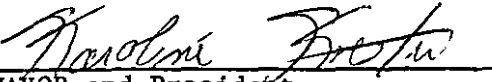
MEETING RECONVENED AND ADJOURNMENT TO EXECUTIVE SESSION

The Mayor reconvened the City Council meeting at 9:40 P.M., and IT WAS THEN MOVED BY COUNCILMAN MECHAM, SECONDED BY COUNCILMAN LIMBERG, AND UNANIMOUSLY CARRIED to adjourn to an Executive Session to discuss a matter of litigation and personnel.

MEETING RECONVENED AND ADJOURNMENT

The meeting was reconvened at 10:08 P.M., AND IT WAS THEN MOVED BY COUNCILMAN MECHAM, SECONDED BY COUNCILMAN KORSEN, AND UNANIMOUSLY CARRIED that the Council meeting be adjourned.


CITY CLERK and ex-officio
Clerk of the City Council


MAYOR and President
of the City Council