

San Clemente, California
June 19, 1968

Regular meeting of the City Council of the City of San Clemente, California, Council Chambers, Civic Center Building, Wednesday, June 19, 1968, 7:30 P.M., Mayor Wade Lower presiding.

PLEDGE OF ALLEGIANCE AND INVOCATION

Pledge of Allegiance to the Flag of the United States of America was led by Councilman Chilton. Invocation was given by Councilman Northrup.

ROLL CALL

PRESENT: Councilmen - CHILTON, EVANS, NORTHRUP, O'KEEFE, AND LOWER
ABSENT: Councilmen - NONE

Also Present: Kenneth E. Carr, City Manager; Max L. Berg, City Clerk;
and Carl S. Kegley, City Attorney.

APPROVAL OF THE MINUTES

Minutes of the regular meeting of June 5, 1968, having been previously presented to the members of the Council, IT WAS MOVED BY COUNCILMAN NORTHRUP, SECONDED BY COUNCILMAN CHILTON that said minutes be approved as presented, and the reading in full thereof waived.

Councilman O'Keefe questioned the wording in the second sentence at the top of Page 2, stating that he did not receive a written copy of the Animal Control Ordinance without the amendments, only the original copy with the amendments, and IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON that the MOTION be amended that the minutes be amended to reflect the fact that the Ordinance was not presented without amendments, but merely read without amendments.

Following discussion and upon question, the City Attorney stated that there is a need to specify what did happen. The MOTION TO AMEND WAS CALLED AND CARRIED with Councilman Northrup voting "NO." The ORIGINAL MOTION AS AMENDED WAS THEN CALLED AND WAS CARRIED with Councilmen Chilton and Northrup voting "NO."

The Clerk requested clarification as to exact wording changes and the City Attorney suggested that the corrected sentence should read "The Ordinance was then presented with amendments to the County Ordinance, but read without any amendments and - - -."

WRITTEN COMMUNICATIONS

56 - County Master Plan of Arterial Highways - Amendment No. 107.

Memorandum from the PLANNING COMMISSION advising of their agreement with the changes in arterial highway designations as proposed in County Amendment No. 107 to the County Master Plan of Arterial Highways.

The City Engineer posted and explained the basic changes involved, concluding that said changes are compatible to the City's Master Plan of Streets and Highways.

Due consideration being given, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED to accept the findings of the Planning Commission.

62 - Endorsement of California Judicial Merit Plan
(Senate Constitutional Amendment 2)

Letter and enclosures from the CALIFORNIA JUDICIAL MERIT PLAN COMMITTEE, William F. Bramstedt, Chairman, requesting endorsement of the California Judicial Merit Plan for judicial appointments (Senate Constitutional Amendment 2).

Following explanation and comments from Councilmen O'Keefe and Chilton on the merits of the plan which removes said appointment of Judges from the area of political patronage, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED to endorse the California Judicial Merit Plan for Judicial appointments.

69 - Orange County Community Action Council, Inc.

Letter and enclosures from the ORANGE COUNTY BOARD OF SUPERVISORS advising of their designation of the Orange County Community Action Council, Inc. as the community action agency for Orange County; and informing that a lack of any response within 30 days as to whether the City does or does not wish to be included in the program, would be treated as an acceptance of the recognition and agreement to be included in the proposed program.

Discussion and debate ensued relative to whether this would require use of County as well as Federal Funds, and whether it would be better to become a member and have proper representation or not join and leave it to others. Councilman Chilton expressed his views and opinions in strong opposition to the Office of Economic Opportunity and its program.

Following a MOTION by Councilman O'Keefe to postpone consideration of this matter for further study which DIED FOR LACK OF A SECOND, IT WAS THEN MOVED BY COUNCILMAN CHILTON, SECONDED BY COUNCILMAN EVANS, AND CARRIED that the City of San Clemente 'opt out' of the OEO provision. Councilman O'Keefe ABSTAINED, on the basis that there had not been sufficient time to study the matter and the placing of the problem in the hands of parties other than this elected body was abandoning our responsibility to others.

ORAL COMMUNICATIONS32 - Petition for Revocation of Business License for "The Mind Garden."

William Walker, San Clemente resident and businessman, presented a petition circulated over the last 48 hours containing 720 signatures urging the revocation of Business License No. 19052, issued to Virginia Colwell, owner, and Cyndi Wild, manager, for the gift boutique shop called "The Mind Garden" at 204 South Ola Vista. Mr. Walker presented lengthy remarks to the effect that the business activities carried on at the premises are detrimental to the health, education, and welfare of the citizens; that such a shop contributes to delinquency; attracts the "hippie" element which is detrimental to residents and business; that certain posters and literature which he entered in evidence are obscene and flaunt love of God and Country and respect for Law and Order and while such evidence may not be covered by any laws, it should be covered by "common sense."

The Mayor expressed appreciation for citizen interest in this matter and suggested that it should also be taken to the State level for proper legislation. Mayor Lower also advised that the matter is under investigation which will continue with a report at the next meeting.

There ensued lengthy discussion and comments from the audience which are briefly summarized as follows: Cyndi Wild spoke in defense of their business, that they have broken no laws, and that she would gladly take the posters in question to the District Attorney for his approval; Earl Miller voiced admiration for Miss Wild and her business efforts, and criticized the adults in the audience for their action; John Harkins, who stated he found the shop to be clean and saw nothing wrong; Charles Hunt less concerned with the posters, but questioning the intent and purpose of the selling of 12 varieties of cigarette papers.

Upon question by Mike Bunker, the City Clerk explained the procedures followed in the issuance of a business license and payment of tax thereto which is a revenue measure only. The City Attorney then advised that in accordance with rulings in such cases by the Supreme Court, one of the tests is, what are the "contemporary community standards."

IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED that the City Attorney prepare a Memorandum of Law on the legal ramifications of the matters brought up tonight, and a report from the Police Department and the City Staff, to be brought back to the next regular meeting.

UNFINISHED BUSINESS98 - Request for Waiver of Sidewalk Requirements.

Further consideration was given to the request of J. W. Wiechowski for waiver

of sidewalk requirements (Municipal Code Section 31-9) at 420 Avenida Salvador (Lot 48, Tract No. 4941).

Tom Tullius, general contractor, again reiterated the topographic problems and utility obstructions within the sidewalk area and the impracticability of such a requirement.

Upon question, the City Engineer stated that in order to follow the intent of the present Ordinance he would recommend that the sidewalk installation be required in this instance. Discussion ensued regarding future development of the above area when Avenida Salvador is extended; the fact that sidewalk was required in this block in a recent action; and the possibility of Mr. Wiechowski posting a bond to insure the installation of a sidewalk at some future date. Mr. Wiechowski countered that he was planning to plant extensive landscaping which he would not wish to dig up at some future time.

IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN NORTHRUP that the request be granted. The MOTION FAILED TO CARRY with Councilmen Chilton and O'Keefe, and Mayor Lower voting "NO."

Following further consideration, IT WAS THEN MOVED BY COUNCILMAN CHILTON, SECONDED BY COUNCILMAN O'KEEFE, AND CARRIED that the request for sidewalk waiver be denied. Councilmen Evans and Northrup voted "NO."

42 - Claim for Damages (Protective Association of Governmental Employees).

Further consideration was given to the claim for alleged injury to reputation and ability to obtain members and donations to carry out purposes of claimant filed by the Protective Association of Governmental Employees, 505 E. Commonwealth Avenue, Fullerton, in the amount of \$25,000, and for estimated prospective damages in the amount of \$25,000.

The City Attorney recommended that the claim be denied and referred to the City's insurance carrier, noting that most of the Cities in the County have been served with such papers.

Upon question as to whether the claim could just be denied and not referred to the insurance carrier, Councilman O'Keefe suggested that the City Attorney peruse the insurance policy to determine whether such action would jeopardize our insurance coverage.

IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND CARRIED that unless the City Attorney advises that our insurance coverage would be jeopardized by not referring to the City's insurance carrier, that we merely deny this claim without further action. Councilman Northrup voted "NO."

For clarification, it was suggested that the City Clerk forward a copy of the Council "action" form only to the City's insurance carrier.

42 - Claim for Damages (Donald P. Brown).

Further consideration was given to the claim for alleged injury to reputation, loss of employment, and ability to carry out the purpose of his business and loss of business filed by Donald P. Brown, P. O. Box 3939, Anaheim, in the amount of \$100,000, and for estimated prospective damages in the amount of \$200,000.

Due consideration being given, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND CARRIED that unless the City Attorney advises that our insurance coverage would be jeopardized by not referring to the City's insurance carrier, that we merely deny this claim without further action. Councilman Northrup voted "NO."

As in the previous claim, the Clerk advised that he would only send a copy of the Council's "action" form to the City's insurance carrier.

REPORTS & MISCELLANEOUS ITEMS

99 - Suggested Additional Speed Limit Signs Nearer Pier Entrance.

Councilman Northrup suggested installation of additional speed limit signs in the immediate vicinity of the Pier entrance.

The City Manager advised that the suggestion will be studied and the necessary signs installed if found advisable.

99 - Suggested Replacement of Pedestrian Walk Sign.

Councilman Evans commented on the poor condition of the pedestrian walk signs at the corner of Avenida Del Mar and El Camino Real and suggested they be replaced.

81 - Appointment of Two Planning Commissioners.

The Council having considered candidates for the two Planning Commission positions to be filled by 7-1-68, Mayor Lower recommended that Howard E. Williams be reappointed for a four year term.

IT WAS MOVED BY COUNCILMAN CHILTON, SECONDED BY COUNCILMAN EVANS, AND UNANIMOUSLY CARRIED to concur with the recommendation of the Mayor for the reappointment of Howard E. Williams as Planning Commissioner for a four year term.

Mayor Lower also recommended that Ray McCaslin be appointed as a Planning Commissioner for a four year term and IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED to concur with the recommendation of the Mayor for the appointment of Ray McCaslin as Planning Commissioner for a four year term.

32 - License Tax Case (Boggs, Bloomfield & Hoyos).

The City Attorney advised that the Court has taken under submission the license tax case - City vs. Boggs, Bloomfield, and Hoyos - and the Judge will possibly make his ruling on Friday, June 21, 1968. If the decision is in favor of the City, then the defendants will be arrested and their attorney has been so notified.

Regarding the pending Upham landslide suit, the City Attorney reported that depositions have been recently taken.

96 - Expanded Sewage Treatment Facilities.

The City Manager brought up the matter of expanded sewage treatment facilities in San Clemente and introduced Dennis A. O'Leary, Executive Officer of the San Diego Regional Water Quality Control Board, who addressed the Council and extended an invitation for Council attendance and for the Mayor to welcome the members of the Board at their next Regional Board meeting to be held in the Council Chambers on July 23, 1968, at 1:30 P.M. Mr. O'Leary commended the City for its progress thus far in resolving sewage problems, but urged moving into the construction phase as soon as possible.

Upon question by Councilman O'Keefe concerning a recent ocean current study by local high school students which indicated possible drift of effluent into Dana Point Harbor, Mr. O'Leary commended them on their interest and encouraged the study to continue, but pointed out the very stringent requirements for sewage treatment and outfall disposal. Also discussed were the effects, if any, on marine ecology.

The City Manager then presented David B. Haight, Assistant to the President, Brigham Young University, who expressed their desire to cooperate with the City in every way in attempting to solve the disposal problems and proposing the moving of the present plant situated on 18 acres and exchanging said City land, based on evaluation figures, for similar acreage owned by them in the vicinity of the Flood Control channel located westerly of Los Molinos, and also certain lands in the vicinity of the High School on Avenida Pico for use as a possible City corporation and equipment yard. Mr. Haight also indicated their willingness to pay off the outstanding sewage disposal bonds approximating \$500,000 if the plant would be abandoned.

Mr. Carr then introduced Robert White, consultant from Engineering-Science, who outlined the scope of their work for the City thus far as it pertains to the detailed preliminary design services as submitted in December, 1967, and concluded that authorization is now needed from the City to proceed with the preparation of detailed plans and specifications either to enlarge the present

plant to 4 mgd or build a 4 mgd plant on a new site. Also discussed was the possible transportation of sludge northerly to other treatment facilities.

Following general discussion, IT WAS MOVED BY COUNCILMAN NORTHROP, SECONDED BY COUNCILMAN EVANS, AND UNANIMOUSLY CARRIED to authorize the City Manager to work with B.Y.U. officials to bring forth a firm proposal for Council consideration; and further work with Engineering-Science to determine what additional information we should have from them.

77 - Bids for Project No. PR5-68 - Linda Lane
Beach Access Road and Beach Parking Area.

Referring to the awarding of a contract for the necessary labor and materials to construct PR5-68, the Linda Lane Beach Access Road and Beach Parking area in Marquita Canyon, deferred until receipt of the unresolved right-of-way Agreement with the AT&SF Railway, the City Manager reported that Agreements for Private Crossing and Lease of Land were just received this date. Terms were as follows: Lease of 39,288 square feet of right-of-way at an annual rental payment of \$3,240; the relocation of all poles and wires in the area belonging to the AT&SF Railway in the amount of \$5,602; additional sum for cost of fencing the area not known at this time; termination of said Agreement upon 30 days notice by either party; and with standard hold harmless provisions.

Discussion ensued relative to the 30 day termination clause and the fact that the Council was still interested in possibly purchasing said land from the Railway. The City Manager read a communication from the District Superintendent of AT&SF stating that he did not believe the Company had any interest in selling any of their right-of-way, but if there was strong feeling on the part of the Council the matter could be discussed further.

IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED to instruct the City Manager to proceed with negotiations for the purchase of that portion of the right-of-way from AT&SF, with an expression that there is strong feeling on the part of the Council for such purchase.

Further discussion ensued with comments from the audience relative to parking revenue from the Linda Lane parking lot vs. the annual lease rental and the possible condemnation of said right-of-way. The City Attorney stated that he did not believe you could condemn property of a public utility, but that he would investigate and render a report.

Consideration was then given to the question as to the length of time the bidder would guarantee the amount of the bid as in the case of D. C. Muralt Company, lowest responsible bidder at the bid opening on Monday, May 13, 1968. IT WAS THEN MOVED BY COUNCILMAN CHILTON, SECONDED BY COUNCILMAN O'KEEFE, AND UNANIMOUSLY CARRIED to request from D. C. Muralt Company a further extension of their bid proposal submitted on May 13, 1968, for a total of 75 days from the date of receipt.

77 - Supplemental Budget Appropriation for
Bonito Canyon Ball Field Lighting Project.

The City Manager advised of the need for a supplemental budget appropriation in the amount of \$300 for satisfactory installation of lights and completion of the Bonito Canyon Ball Field Lighting Project, thereby increasing the original appropriation approved 3-6-68 from \$4,000 to \$4,300.

IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON to approve a supplemental appropriation in the amount of \$300 for completion of the Bonito Canyon Ball Field Lighting Project. The MOTION WAS UNANIMOUSLY CARRIED upon the following stated vote, to wit:

AYES: Councilmen - CHILTON, EVANS, NORTHROP, O'KEEFE, AND LOWER
NOES: Councilmen - NONE
ABSENT: Councilmen - NONE

70 - Quit Claim of Drainage Easements to Orange County Flood Control
District in Facility No. MOOS08 (Alessandro Storm Drain).

The City Manager and City Engineer presented and explained a request from the Orange County Flood Control District for the City to Quit Claim to the District certain drainage easements in Facility No. MOOS08, commonly referred to as the Alessandro Storm Drain, said easements traversing portions of Lots 51 and 52,

Tract No. 2312, portion of Lot 6, Tract No. 2964, and portion of Lots 11 & 14, Tract No. 1666. It was explained that the District requested quit claim action in order that they could properly maintain the facility which they have constructed.

Following pro and con discussion, IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN CHILTON that the request be approved and the Mayor and City Clerk authorized to execute the Quit Claim Deed on behalf of the City. The MOTION WAS UNANIMOUSLY CARRIED upon the following stated vote, to wit:

AYES: Councilmen - CHILTON, EVANS, NORTHRUP, O'KEEFE, AND LOWER
 NOES: Councilmen - NONE
 ABSENT: Councilmen - NONE

111 - Request for Abandonment of Portion of Right-of-Way on West Junipero.

The City Manager advised of a matter wherein an old original survey error has resulted in certain homes on West Junipero having been constructed and later discovered to be encroaching within the street right-of-way. Mr. Carr further advised that inquiry has been received as to whether the City would consider initiation of abandonment proceedings of a portion of the street right-of-way rather than by the property owners involved.

Following brief discussion and further explanation by the City Engineer, IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN O'KEEFE, AND UNANIMOUSLY CARRIED that the matter be referred to the Planning Commission for recommendation.

40 - Redemption of Civic Center Bonds.

Further consideration was given to the economical feasibility of redeeming the Civic Center Bonds.

The City Manager reviewed his memorandum to the Council dated 6-18-68, making one correction that he would favor redemption of the Bonds under Proposal No. 2, as outlined in the letter of 6-4-68 from Robert E. Schweser and Company of California, Ltd.

General and lengthy discussion ensued between the Council, General David Blakelock, Secretary of the San Clemente Building Company, the City Manager, and Finance Director Teachout as to which was the best course to follow, i.e. paying off the bonds or retaining City funds because of interest earnings and letting the Civic Center Bonds go to maturity.

Councilman O'Keefe questioned Mr. Teachout re interest earnings vs. interest costs and the possibility of buying securities with same maturity date as the San Clemente Civic Building Company Bond maturities, and suggested a cost and financial feasibility study, including San Clemente Civic Building Company administration costs.

IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN O'KEEFE, AND UNANIMOUSLY CARRIED to hold the matter over until the next meeting and set the item for study session.

30 - 1968-1969 Preliminary Budget Changes.

Referring to the 1968-1969 Preliminary Budget and suggested changes discussed in recent Budget sessions, the City Manager reviewed his memorandum of 6-3-68, outlining 12 proposed General Fund revisions and the following additional revisions as considered by the Council in their most recent Budget Session: (1) Addition of approximately \$7,500 to the Police Department Budget to include the necessary salary, uniform, etc., for a Parking Control Officer; (2) \$2,200 for development of Leslie Park; (3) \$1,200 for acquisition of land for a small neighborhood park in the Shorecliffs Tract as proposed in the Capital Improvement Program; and (4) Deletion of \$350 in the Budget of the Engineering Department for a typewriter desk and chair. The City Manager commented that the revisions together with a reasonable salary increase could be funded within the framework of the Budget with no increase in the tax rate.

Following subsequent deliberation, IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY MAYOR LOWER, AND CARRIED to incorporate the 16 items into the Budget to be brought back in form ready for adoption at the next regular meeting. Councilman Chilton voted "NO."

Discussing the need for a Study Session for further Budget consideration and the matter of Civic Center Bond redemption, it was determined to hold an Adjourned Meeting on June 26, 1968.

IT WAS THEN MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN NORTHRUP to prepare a Resolution to be brought back at the next meeting to include a 5% salary raise for all positions except for a 2½% raise for the position of Greenskeeper and not raise for the position of Automotive Mechanic Helper, and to include the addition of the position of Fireman and assignment of a salary range thereto. The MOTION WAS CARRIED upon the following stated vote, to wit:

AYES: Councilmen - EVANS, NORTHRUP, AND LOWER
 NOES: Councilmen - CHILTON AND O'KEEFE
 ABSENT: Councilmen - NONE

With reference to the "NO" votes, it was Councilman Chilton's contention that all positions should be raised by 5%, and Councilman O'Keefe commented that he felt higher increases were appropriate in some instances and lesser in others and did not believe the blanket "across the board" approach is the proper one.

110 - Agreement with County of Orange Telecommunications System.

The City Manager presented, explained, and recommended approval of the joint Agreement between the City and County of Orange for operation of the Orange County Automatic Telecommunications System, said Agreement commencing 7-1-68 for a five-year period, but with a 30-day cancellation clause.

IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN CHILTON that the Agreement be approved and the Mayor and City Clerk authorized to execute same on behalf of the City. The MOTION WAS UNANIMOUSLY CARRIED upon the following stated vote, to wit:

AYES: Councilmen - CHILTON, EVANS, NORTHRUP, O'KEEFE, AND LOWER
 NOES: Councilmen - NONE
 ABSENT: Councilmen - NONE

33 - New On-Sale Beer License at 106 E. Escalones.

Following customary procedure, the City Manager presented notice from the Alcoholic Beverage Control Board advising of a new on-sale Beer License application for the franchise operation of "Moby Dick's" to be located at 106 E. Escalones.

There being no objection, IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY MAYOR LOWER, AND CARRIED that the notice be received and filed. Councilman O'Keefe abstained from voting as he is a legal representative of the franchise company.

Departmental Activities Report.

The City Manager drew attention to the monthly departmental activities report for May, 1968.

39 - Council Participation in Television Program.

The City Manager advised of a proposed television program with Council members participating, to be shown on Channel 3 to subscribers of the San Clemente Cable TV System. Discussion ensued on whether the Councilmen wished to film the program in color on June 24 at 9:00 A.M. at the Video Center in Hollywood, or in black and white on June 25 at 7:30 P.M., at Leisure World. It was the consensus of opinion that the program be filmed at Leisure World.

33 - Application Before Public Utilities Commission -
 Community Enterprises, Inc., dba San Clemente Stage Lines.

Referring to the recent application filed with the Public Utilities Commission by Community Enterprises, Inc., dba San Clemente Stage Lines for bus service from Camp Pendleton and San Clemente to Disneyland which was received and filed at the meeting of 6-5-68, the City Manager apprised the Council that they have filed an amendment to the application deleting service to and from San Clemente. There being no objection, the Mayor then ordered the copy of the amended application received and filed.

RESOLUTIONS76 - Additional Parking Restrictions (Camino Capistrano & El Camino Real).

The Council was advised that the Traffic Engineer, following investigation, determined the need for the elimination of two more parking spaces on Camino Capistrano near the intersection of El Camino Real to allow for a better right hand flow of traffic.

Upon motion of Councilman O'Keefe, seconded by Councilman Evans, RESOLUTION NO. 50-68, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING SECTION 23.c-6 (a) OF MASTER TRAFFIC RESOLUTION NO. 1846, ESTABLISHING CERTAIN "NO PARKING" REGULATIONS ON CAMINO CAPISTRANO, was regularly introduced, passed, and adopted upon the following stated vote, to wit:

AYES: Councilmen - CHILTON, EVANS, NORTHRUP, O'KEEFE, AND LOWER
 NOES: Councilmen - NONE
 ABSENT: Councilmen - NONE

56 - Resolution No. 51-68 Denoting No Changes to Arterial Highway Master Plan Within the City of San Clemente.

Upon motion of Councilman Evans, seconded by Mayor Lower, RESOLUTION NO. 51-68, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ADVISING THE ADVISORY COMMITTEE OF THE ORANGE COUNTY HIGHWAY FINANCING PROGRAM THAT THERE HAVE BEEN NO FURTHER CHANGES OF THE MASTER PLAN OF STREETS AND HIGHWAYS WITHIN THE CITY SINCE THE ADOPTION OF AMENDMENT NO. 5 TO THE GENERAL PLAN ON NOVEMBER 3, 1965, was regularly introduced, passed, and adopted upon the following stated vote, to wit:

AYES: Councilmen - CHILTON, EVANS, NORTHRUP, O'KEEFE, AND LOWER
 NOES: Councilmen - NONE
 ABSENT: Councilmen - NONE

ORDINANCES24 - Ordinance No. 517 - Animal Control Regulations and Licensing Pursuant to Agreement with County of Orange.

Upon motion of Councilman Evans, seconded by Councilman Northrup, ORDINANCE NO. 517, BEING AN ORDINANCE OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ADOPTING BY REFERENCE ORANGE COUNTY ORDINANCE NO. 2159 AND AMENDMENTS THERETO, WHICH RELATE TO ANIMAL CONTROL, WELFARE, LICENSE AND HEALTH REQUIREMENTS; PROVIDING A FEE SCHEDULE FOR SERVICES AT ORANGE COUNTY ANIMAL SHELTER; PROVIDING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; AND AMENDING CHAPTER 17 OF THE CODE OF THE CITY OF SAN CLEMENTE, having been regularly introduced at the meeting of 6-5-68, was again introduced, read in full, duly passed and adopted upon the following stated vote, to wit:

AYES: Councilmen - EVANS, NORTHRUP, AND LOWER
 NOES: Councilmen - CHILTON AND O'KEEFE
 ABSENT: Councilmen - NONE

36 - Ordinance No. 518 Relating to Appointment Powers of the City Manager.

Upon motion of Councilman Northrup, seconded by Councilman Evans, ORDINANCE NO. 518, BEING AN ORDINANCE OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING SECTION 3-12 (b) OF THE CODE OF THE CITY OF SAN CLEMENTE RELATING TO APPOINTMENT POWERS OF THE CITY MANAGER, having been regularly introduced at the meeting of 6-5-68, was again introduced, the reading in full unanimously waived, duly passed and adopted upon the following stated vote, to wit:

AYES: Councilmen - CHILTON, EVANS, NORTHRUP, O'KEEFE, AND LOWER
 NOES: Councilmen - NONE
 ABSENT: Councilmen - NONE

24 - Ordinance No. 519 - Establishing Certain Animal Control Regulations in Addition to the County Animal Control Ordinance.

Ordinance No. 519 failed for introduction by title only for lack of a 4/5ths vote and was read in full. Upon motion of Councilman Evans, seconded by Councilman Northrup, ORDINANCE NO. 519, BEING AN ORDINANCE OF THE CITY OF

SAN CLEMENTE, CALIFORNIA, AMENDING CHAPTER 17 OF THE CODE OF THE CITY OF SAN CLEMENTE, BY ADDING THERETO SECTION 17-2 ESTABLISHING CERTAIN ANIMAL CONTROL REGULATIONS WHICH ARE IN ADDITION TO THE COUNTY ANIMAL CONTROL ORDINANCE, was regularly introduced, and read in full, upon the following stated vote, to wit:

AYES: Councilmen - EVANS, NORTHRUP, O'KEEFE, AND LOWER
NOES: Councilmen - CHILTON
ABSENT: Councilmen - NONE

117 - Ordinance No. 520 - Amending "The San Clemente City Zoning Ordinance"-
Zoning Ordinance Amendment No. 02-68.

As previously directed and upon motion of Councilman Evans, seconded by Councilman O'Keefe, ORDINANCE NO. 520, BEING AN ORDINANCE OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING SECTIONS 4.4 AND 5.16 OF ORDINANCE NO. 397, KNOWN AS "THE SAN CLEMENTE CITY ZONING ORDINANCE," BY ADDING, "SINGLE FAMILY DWELLING" AND "DUPLEX" TO THE USES ALLOWED IN THE R-3-G GARDEN APARTMENT DISTRICT, AND AMENDING THE LOT SIZE OF SAID R-3-G GARDEN APARTMENT DISTRICT FROM 6,000' TO 7,500'; ALSO AMENDING THE FENCE HEIGHT REQUIREMENT FOR SWIMMING POOLS FROM SIX FEET TO FIVE FEET, was regularly introduced, and the reading in full thereof waived, upon the following stated vote, to wit:

AYES: Councilmen - CHILTON, EVANS, NORTHRUP, O'KEEFE, AND LOWER
NOES: Councilmen - NONE
ABSENT: Councilmen - NONE

PAYING OF THE BILLS

IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN O'KEEFE that Warrants No. 10584 through No. 10700, as audited by the Council, be paid. The MOTION WAS DECLARED CARRIED upon the following stated vote, to wit:


AYES: Councilmen - CHILTON, EVANS, NORTHRUP, O'KEEFE, AND LOWER
NOES: Councilmen - NONE
ABSENT: Councilmen - NONE

Total Demands approved for payment for the period of June 6 through June 19, 1968.	\$ 37,959.16
Ratification of Payroll Warrant 10589 for period of May 27 through June 9, 1968	\$ 32,448.04
TOTAL WARRANT REGISTER	<u>\$ 70,407.20</u>

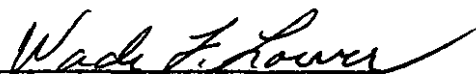
ADJOURNMENT

There being no further business, IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN NORTHRUP, AND CARRIED that the Council meeting be adjourned to a regular adjourned meeting to be held at 7:30 P.M., Wednesday, June 26, 1968, in the Conference Room, Civic Center Building, 100 Avenida Presidio, San Clemente, California. Councilman Chilton voted "NO."

The meeting was adjourned at 11:35 P.M.



City Clerk and ex officio
Clerk of the City Council



Mayor and President
of the City Council

ORDER OF ADJOURNMENT

"Regular meeting of the City Council of the City of San Clemente was held in the Council Chambers, Civic Center Building, 100 Avenida Presidio, San Clemente, California, on Wednesday, June 19, 1968, at 7:30 P.M. Mayor Wade Lower presiding.

PLEDGE OF ALLEGIANCE AND INVOCATION

Pledge of Allegiance to the Flag of the United States of America was led by Councilman Chilton. Invocation by Councilman Northrup.

ROLL CALL

PRESENT: Councilmen - CHILTON, EVANS, NORTHRUP, O'KEEFE, AND LOWER
ABSENT: Councilmen - NONE


Also Present: Kenneth E. Carr, City Manager; Max L. Berg, City Clerk;
and Carl S. Kegley, City Attorney.

(After completion of all Council business, the following motion was adopted:)

ADJOURNMENT

There being no further business, IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN NORTHRUP, AND CARRIED that the meeting be adjourned to a regular Adjourned Meeting to be held at 7:30 P.M., Wednesday, June 26, 1968, in the Mayor's Office - Conference Room, Civic Center Building, 100 Avenida Presidio, San Clemente, California. Councilman Chilton voted "NO."

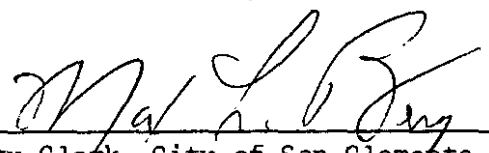
The meeting was adjourned at 11:35 P.M."



City Clerk and ex officio
Clerk of the City Council

Certified to be a true and correct copy of excerpts from the June 19, 1968 Council meeting minutes.

Dated this 20th day of June, 1968.

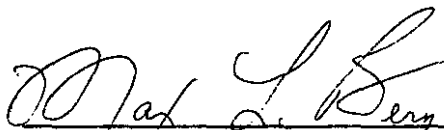


City Clerk, City of San Clemente

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF SAN CLEMENTE)

AFFIDAVIT OF POSTING
ORDER OF ADJOURNMENT
OF MEETING

I, MAX L. BERG, being first duly sworn deposes and says:
that I am the duly chosen, qualified and acting ex officio Clerk
of the City Council of the City of San Clemente; that at the
regular meeting of the City Council of the City of San Clemente
held June 19, 1968, said meeting was ordered adjourned to the
time and place specified in the Order of Adjournment ATTACHED
HERETO; that on June 20, 1968, at the hour of 10:00 A.M., I
posted a copy of said Order of Adjournment at a conspicuous
place on or near the door of the place at which said meeting of
June 19, 1968 was held.



City Clerk and ex officio Clerk
of the City Council, City of
San Clemente, California

Subscribed and sworn to
before me this 20th day
of June, 1968.



George D. Jackson

