

Regular meeting of the City Council of the City of San Clemente, California, Council Chambers, Civic Center Building, Wednesday, August 21, 1968, 7:30 P.M., Mayor Wade F. 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 August 7, 1968, having been previously presented to the members of the Council, IT WAS MOVED BY COUNCILMAN NORTHRUP, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED that said minutes be approved as presented, and the reading in full thereof waived.

WRITTEN COMMUNICATIONS

- 59 - Request for City to Initiate Proceedings to Bring the Proposed Hospital Site into Tri-Cities Municipal Water District; and Survey How to Provide Sewage Facilities.

Letter from the SOUTH COAST COMMUNITY HOSPITAL, re the 20 acres offered by the O'Neill family in furtherance of the master plan for a system of associated hospitals to serve the South Coast area, requesting the City initiate procedures to bring said parcel into the Tri-Cities Municipal Water District; and also to make a survey to determine how to provide the necessary sewage facilities.

Discussion ensued on the fact that the aforementioned area is within City Annexation No. 11, approved in 1963, which annexed 3,309 acres of land owned by Mission Viejo and Roy Visbeek; said land area not falling within either the Tri-Cities Municipal Water District or the Metropolitan Water District. The City Manager stated that Resolution No. 150 adopted by Tri-Cities would determine terms and conditions, and what steps should be taken. Upon question, Mr. Carr acknowledged that consideration would be given by the City Staff regarding possible costs involved in furnishing pipe and sewage lines.

Following comment by Mayor Lower that at the proper time the matter would be sent to the Planning Commission, IT WAS MOVED BY COUNCILMAN NORTHRUP, SECONDED BY COUNCILMAN EVANS, AND UNANIMOUSLY CARRIED that the City initiate a request to the Tri-Cities Municipal Water District to advise of terms and conditions necessary for the annexation into the Water District of the area comprising Annexation No. 11.

IT WAS THEN MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED that a study be made by the City Staff as to the necessary sewage facilities.

- 73 - Request for Permission to Hold Annual Family Fiesta (Our Lady of Fatima Catholic Church).

Letter from the OUR LADY OF FATIMA CATHOLIC CHURCH requesting permission to hold their Annual Family Fiesta on August 22 through August 25.

The City Clerk advised that ordinarily an exempt license for the Fiesta would be handled administratively, but due to the fact that the Church has brought in a Carnival this year, approval is required by the Council in compliance with the Business License Code, which also establishes a fee of \$10 a day per carnival type ride or space, but not including booths leased and operated solely by Church members and personnel. It was acknowledged that this same procedure applied to the La Cristianita Fiesta.

S. G. Tiberi, Fiesta Chairman, addressed the Council explaining that they were unaware of such license fees when the Contract was signed and requested waiver of fees since the Contract requires that the Church is to pay all fees involved for the Carnival equipment.

Upon question, the City Attorney ruled that legally the fees could not be waived.

Donald Quincy, concessionaire owner of the Monarch Pacific Shows, commented that he was leasing his equipment and operators to the Church and that there has been only one other city that has not waived the required fee.

Following consideration of limiting the hours of operation of such rides, IT WAS MOVED BY COUNCILMAN CHILTON, SECONDED BY COUNCILMAN O'KEEFE, AND UNANIMOUSLY CARRIED that the request be granted in accordance with the License Ordinance of the City of San Clemente, and with not later than 12 midnight closing time.

The Clerk advised of a memorandum from the Fire Chief objecting to issuance of license until such time as a large stack of newspapers being collected in a paper drive is removed from the parking lot of the church, as it would constitute a definite fire hazard under conditions of a carnival operation. Mr. Tiberi assured the Council that the papers would be removed the following morning.

99 - Request to Post Directional Sign (The Lutheran Church of Our Saviour).

Letter from THE LUTHERAN CHURCH OF OUR SAVIOUR requesting permission to post a directional sign on City property at the intersection of East San Pablo and South El Camino Real, pursuant to the provisions of the City Sign Ordinance. A drawing was submitted with the letter giving a description of the sign and showing the method of installation and the proposed location.

Upon question as to a recommendation, the City Manager commented that he was on record as being opposed to the use of dedicated public right-of-way for private purposes. Following brief discussion, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED that the request be granted.

66 - Resolution No. 73-68 Approving Additions and Deletions to the Select Street System.

Memorandum from the PLANNING COMMISSION recommending the proposed additions and deletions to the Select Street System be approved, provided that there is no substantial conflict with the Master Plan as presented by Mr. Breivogel, Planning Consultant

The map was posted and it was explained that there was one slight deviation from the Master Plan as prepared by Mr. Breivogel concerning the connection between Via Socorro and Avenida Pico, but that both the Master Plan and Select Street System are basically for guidance and subject to changes as may be required. The City Engineer recommended adoption of a Resolution approving the additions and deletions as submitted.

Upon motion of Councilman O'Keefe, seconded by Councilman Chilton, RESOLUTION NO. 73-68, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, RECOMMENDING SELECT STREET SYSTEM ADDITIONS AND DELETIONS, 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

105 - Minor Subdivision No. 01-68 (Ralph A. Jensen).

Memorandum from the PLANNING COMMISSION recommending approval of Minor Subdivision No. 01-68, to divide Lots 6, 7, & 8, Block 3, Tract No. 785, (except the southwesterly 10 feet of Lot 8) into two building sites.

The parcel map was posted and following discussion, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED to accept the recommendation of the Planning Commission and to approve Minor Subdivision No. 01-68.

105 - Minor Subdivision No. 02-68 (Kenneth H. Root).

Memorandum from the PLANNING COMMISSION recommending approval of Minor Subdivision No. 02-68, to divide Lots 57 & 58, Tract No. 2312 and a portion of Block 11, Tract No. 852, into two parcels.

Following posting of a plot plan and brief comments re the area involved, IT WAS MOVED BY COUNCILMAN CHILTON, SECONDED BY COUNCILMAN NORTHRUP to accept the recommendation of the Planning Commission and approve Minor Subdivision No. 02-68.

In explanation, Associate Planner Schulte stated that the applicant's request for a split was in order to sell the existing house on Parcel 2 and still retain Parcel 1. Consideration was then given to the possibility that Parcel 1 could be sold without knowledge to the purchaser that a storm drain problem exists thus making the lot unbuildable until the installation of a pipe up the canyon either by the property owner or the Flood Control District.

IT WAS THEN MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON TO AMEND THE MOTION to include the condition that the owner record a statement to be drawn up by the City Staff or City Attorney to the effect that the lot does not constitute a legal building site until such time as appropriate flood control improvements are made upon the lot. The MOTION TO AMEND WAS CALLED AND UNANIMOUSLY CARRIED. The ORIGINAL MOTION AS AMENDED WAS THEN CALLED AND CARRIED with Councilman Northrup voting "NO".

92 - Request for City Removal of Weeds and Approval to Plant and Maintain Geraniums by Applicant.

Letter from MR. & MRS. ELMER ZIMMER requesting removal of weeds by the City and approval for them to plant and maintain geraniums on property across from 917 through 923 Avenida Presidio.

Discussion ensued as to whether Mr. & Mrs. Zimmer were referring to proposed planting of the 5 feet of parkway or the vacant parcel of private property over which the City has no jurisdiction. IT WAS THEREFORE MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED that the City Staff find out exactly what property they are referring to, and report back at the next meeting.

76 - Request to Again Remove Two-Hour Parking in Front of 247 Avenida Del Mar (C. E. Sherrod).

Letter from CLINTON E. SHERROD advising the Council that two-hour parking signs are again installed in front of his apartment house at 247 Avenida Del Mar which is contrary to action taken by the Council on 1-5-67, granting his request for elimination of such two-hour parking.

The City Manager advised that had the letter been referred to him first, it would not have been necessary to place it on the Council Agenda. The Mayor thereupon directed that the matter be referred to the City Manager.

96 - Proposed Site for Sewage Treatment Plant Properly Zoned and Suitable.

Memorandum from the PLANNING COMMISSION advising the Council that the B.Y.U. site is suitable and properly zoned for a sewage treatment plant and would not be in conflict with the General Plan.

The City Manager commented that the matter had been submitted to the Planning Commission for their consideration as required by Government Code Section 65402.

IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN EVANS, AND UNANIMOUSLY CARRIED that the Commission's Memorandum be received and filed.

96 - Resolution Expressing Appreciation to City for Accomplishments and Continued Progress in Regional Sewerage Disposal Planning.

Letter and Resolution from SAN DIEGO REGIONAL WATER QUALITY CONTROL BOARD, DENNIS A. O'LEARY, expressing appreciation to the City for accomplishments to date and encouraging continued progress in regional sewerage disposal planning.

Mayor Lower commented on his attendance and that of certain other City officials

at the Regional Board Meeting in San Clemente City Hall on July 23 and IT WAS MOVED BY MAYOR LOWER, SECONDED BY COUNCILMAN EVANS, AND UNANIMOUSLY CARRIED that the letter and Resolution from the San Diego Regional Water Quality Control Board be received and filed with appreciation.

ORAL COMMUNICATIONS

108 - Suggested Relocation of Railroad Tracks and Station.

Ian Kennedy, 610 Avenida Victoria, requested consideration by the City Council, Planning Commission, and City Staff to pursue the possible relocation of the Santa Fe Railroad Tracks from the beach to the back country which would result in a beach area and beach frontage comparable to no other in the world. Mr. Kennedy commented that while this was not a new idea, he felt a "person to person" approach with landowners, Santa Fe officials, and Federal, State, and County officials would be more successful.

REPORTS & MISCELLANEOUS ITEMS

Councilman Northrup requested the City Attorney and City Manager to research a question and advise him concerning the placement and location of mail delivery boxes within a dedicated portion of street right-of-way.

35 - Chamber of Commerce Parking Study Committee.

Councilman Northrup advised the Council that the Chamber of Commerce Parking Committee, of which he was appointed a member, met last week primarily to review previous studies and explore the different methods of financing parking areas, and it appeared the consensus was that such financing should be by combined efforts of merchants, City government, and property owners.

103 - Possible County Service District Tax.

Councilman Northrup broached the possibility of forming a "County Service District" to include all unincorporated County area between San Clemente and Tustin for the purpose of supporting the City beaches which are utilized by many County residents. He further explained that following property owner petition and approval by the City Council, the matter is then presented to the Local Agency Formation Commission and Board of Supervisors for their approval, with a 50% protest of registered voters required to overrule. Upon formation of such a District, a one-time tax rate is established and the District dissolved at the end of one year. Councilman Northrup cited the case of the Los Alamitos-Rossmoor area which formed such a District for the construction of a High School swimming pool.

Discussion ensued and following various questions and comments, IT WAS MOVED BY COUNCILMAN NORTHROP, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED that the City Manager make a study as to the establishment of a "County Service District" as outlined.

86 - Triton Booster Week Proclaimed.

Councilman Evans advised the Council of Triton Booster Week - September 1 to September 7, commenting that they deserve all the support the City can give them.

IT WAS THEN MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN O'KEEFE, AND UNANIMOUSLY CARRIED to proclaim Triton Booster Week, September 1 to September 7.

77 - Property Acquisition for Neighborhood Park.

Councilman O'Keefe reminded the Council that funds were recently appropriated for property acquisition for the initial neighborhood park project utilizing playscape equipment acquired by the San Clemente Junior Woman's Club, and suggested this be one of the first items to be put on the Agenda of the new Parks and Recreation Commission.

Mayor Lower commented that the new Parking Control Officer is now on duty and the enforcement program is working out well.

73 - SCAG

Mayor Lower advised that SCAG has received over \$500,000 in grants for various studies, one of which will be to assist in the preparation of a regional airport system plan. The Mayor also called attention to a copy of Phase I report concerning a Master Plan of Air Transportation for Orange County.

77 - Appointment of Members to Park & Recreation Commission.

As previously directed the following names were submitted by the named Councilmen to serve on the newly created Parks & Recreation Commission:

Councilman Northrup	- Mr. Ian Kennedy
Councilman Evans	- Mr. Jack Berges
Councilman Chilton	- Mrs. Jack Wilkinson
Councilman O'Keefe	- Mr. DuWayne Lidke
Mayor Lower	- Mrs. Tom Mear

The Mayor noted that the aforementioned will be officially notified and a copy of Resolution No. 70-68 establishing said Commission will be transmitted to them.

105 - Tract No. 5654.

The City Attorney requested an Executive Session following adjournment for the purpose of discussing pending litigation regarding Tract No. 5654.

Departmental Activities Report

The City Manager drew attention to the monthly departmental activities report for the month of July, 1968, noting that the figures are on a fiscal year to year basis. Mr. Carr also advised that he would inquire from the Lifeguard Chief what constituted miscellaneous calls.

70 - Resolution No. 74-68 Requesting Orange County Flood Control District to Provide Funding for Completion of Certain Storm Drain Projects.

The City Manager presented, explained, and recommended adoption of a Resolution requesting the Orange County Flood Control District to provide funding in fiscal year 1969-1970 to complete the installation of drain pipe and appurtenances for the Trafalgar Storm Channel (Facility No. M00S06) and Alessandro Storm Channel (Facility No. M00S08).

Upon motion of Councilman Chilton, seconded by Councilman Evans, RESOLUTION NO. 74-68, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, REQUESTING IMPROVEMENT BY ORANGE COUNTY FLOOD CONTROL DISTRICT OF CERTAIN PROJECTS CONTAINED IN ENGINEER'S REPORT DATED JANUARY 17, 1967, was regularly introduced, passed, and adopted upon the following stated vote, to wit:

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

23 - Discussion on Emergency Ambulance Service Agreement.

Referring to the direction from the Council at the last meeting and the subsequent action of the South Counties Ambulance Service in withdrawing from business in San Clemente, the City Manager advised that he had contacted ambulance services doing business in the immediate area and received proposals from Marty's Ambulance in Laguna Beach, McCabe Ambulance in Oceanside, and La Paz Ambulance in Mission Viejo area, each expressing interest in contracting with the City provided they are granted a financial subsidy, and all offered the same level of service, but differed only in the amount of requested subsidy. He noted that discussions on said proposals were held with the Police Chief, Fire Chief, and Lifeguard Chief who considered mainly the level of service offered and agreed unanimously to recommend that further negotiations be made with Marty's Ambulance on terms and conditions to be mutually agreed upon and for a subsidy in the amount of \$200 per month. IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED to so instruct the City Manager to proceed with negotiations.

For clarification, it was suggested that the term of the agreement expire on 6-30-69, with certain renewable options vested almost exclusively in the City; and that an agreement draft be brought back to the Council at the next meeting.

Ian Kennedy spoke from the audience in opposition and expressed his belief that in the interest of free enterprise, a subsidy at any level is decaying our democratic system as it was formed under the Constitution.

87 - Resolution No. 75-68 - Grant of Easement and Right-Of-Way to San Diego Gas & Electric Company Vicinity of San Mateo Substation, Yard 2, and Golf Course.

The City Manager presented, explained, and recommended approval of a grant of Easement and Right-Of-Way from the City to San Diego Gas and Electric Company for an overhead power line emanating at the San Mateo Substation in the vicinity of the skeet and trap range and traversing Yard 2 and a portion of the Golf Course to the intersection of Magdalena and Santa Margarita.

During discussion, a Company representative also explained their plans to replace several old poles in the vicinity of the clubhouse with new style poles without cross arms, including a new steel pole opposite the clubhouse which will eliminate anchorage requirements.

Upon motion of Councilman Chilton, seconded by Councilman Evans, RESOLUTION NO. 75-68, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, GRANTING A POWER LINE EASEMENT AND RIGHT-OF-WAY OVER CERTAIN CITY PROPERTY TO THE SAN DIEGO GAS AND ELECTRIC COMPANY; AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE SAID EASEMENT ON BEHALF OF THE CITY, 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

55 - Cooperative Agreement with State for Realignment of Caballeros - El Monte in Conjunction with Freeway Widening Project.

A Cooperative Agreement with the State Division of Highways for realignment of the street area referred to as "Calle de Los Caballeros - El Monte" in conjunction with the Freeway widening project was presented and explained by the City Manager.

Due consideration being given, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON to enter into the Cooperative Agreement with the State Division of Highways and authorize execution of said Agreement by the Mayor and City Clerk 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

97 - Question of Exchange of Easements and Building Over a Storm Drain (Mrs. Olga Tafe).

Further consideration was given to the proposal from Mrs. Olga Tafe, property owner, that the existing storm drain easement on Lot 29, Tract No. 4947, be exchanged for an easement along the side of said lot. The City Manager presented a Staff recommendation that rather than consider the exchange of easements, the Council make a determination as to whether to permit the placement of a structure over this easement.

Discussion and debate ensued between the Council, City Engineer, City Attorney, Building Designer Richard Fast, and Mrs. Tafe regarding the depth of the drain, the remote possibility that a problem would ever develop, and the fact that the easement offered is only partial and provides no means of tying back into the existing drain. Mr. Fast suggested that further easement could be provided and Steve Michalec spoke from the audience reviewing the history of the original storm drain installation in 1961, which was performed with the intention of building over the easement.

IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN EVANS, AND UNANIMOUSLY CARRIED to hold the matter over until such time we are given an offer of complete easement, connecting back up with the existing easement.

79 - Request Permission to Attend Annual Conference  
International Association Chiefs of Police.

The City Manager presented a request from Police Chief Murray for permission to attend the Annual Conference of the International Association of Chiefs of Police in October, 1968, in Honolulu, Hawaii, with reimbursement of actual and necessary expenses not to exceed \$516.70.

IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN O'KEEFE, AND UNANIMOUSLY CARRIED to approve the request.

30 - Budget Transfers Golf Course Capital Outlays.

The City Manager advised that under Golf Course Capital Outlays (Acct. Code No. 75-113.06) the amount needed to purchase a Fairway Tractor was reduced from \$7,600 to \$4,200, and requested the budgetary transfer of the unspent balance of \$3,400 to the following accounts: (1) Add Clubhouse Carpeting (Acct. Code No. 75-113.08 & No. 75-113.09) in the amount of \$1,800, (2) Add Cash Register (Acct. Code No. 75-113.07) in the amount of \$900, and (3) Add Dump Trailer (Acct. Code No. 75-113.10) in the amount of \$700.

Due consideration being given, IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED to approve the budgetary transfers.

64 - Resolution No. 76-68 Commending City Lifeguards.

Commenting on the rough surf and high breakers the last 4 days, the City Manager praised the City Lifeguards for the outstanding and exemplary service they rendered above and beyond the call of duty, to the general public as well as the citizens of this City. Mr. Carr also cited his experience when patrolling with one of the Lifeguard units and a Code 3 call was received and he witnessed first hand how well they handled the situation.

The Council concurred that recognition should be given and upon motion of Councilman O'Keefe, seconded by Councilman Chilton, RESOLUTION NO. 76-68, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, COMMENDING THE LIFEGUARD DEPARTMENT FOR EXEMPLARY SERVICE DURING RECENT PERIOD OF DANGEROUS HIGH BREAKERS AND OCEAN CURRENTS, 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

79 - Employee Retirement Plan.

The City Manager broached the subject of the recent studies concerning a change in the Employees retirement plan which has included consideration of the State Public Employees Retirement System as one of the alternates. Mr. Carr commented that the State plan cannot be implemented without a 4/5ths vote by the Council and before proceeding further he was desirous of obtaining the consensus of the Council whether to include the State plan in further studies since he received impressions from Budget Sessions that perhaps the State plan, if proposed, might not receive the required 4/5ths vote.

Following discussion, IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN CHILTON, AND CARRIED that the State Plan be ruled out as an alternative. Councilman Evans voted "NO" and Councilman O'Keefe "ABSTAINED".

PAYING OF THE BILLS

IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN NORTHRUP that Warrants No. 11097 through No. 11206, as audited by the Council, be paid, including ratification of Payroll Warrant No. 11097. The MOTION WAS DECLARED CARRIED upon the following stated vote, to wit:

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

Total Demands approved for payment for the period of August 8 through August 21, 1968. . . . . \$174,295.42

Ratification of Payroll Warrant No. 11097, for period of July 22 through August 4, 1968. . . . . \$ 36,815.01

TOTAL WARRANT REGISTER. . . . . \$211,110.43

#### RESOLUTIONS

For Resolution No. 73-68 see under "WRITTEN COMMUNICATIONS" on Page 2.  
 For Resolution No. 74-68 see under "REPORTS & MISCELLANEOUS ITEMS" on Page 5.  
 For Resolution No. 75-68 see under "REPORTS & MISCELLANEOUS ITEMS" on Page 6.  
 For Resolution No. 76-68 see under "REPORTS & MISCELLANEOUS ITEMS" on Page 7.

64 - Resolution No. 77-68 - Lifeguard Agreement with the County of Orange.

Pursuant to Council Minute Action of 8-7-68, a formal Resolution was presented approving Lifeguard Agreement between the City and County of Orange.

Upon motion of Councilman Evans, seconded by Mayor Lower, RESOLUTION NO. 77-68, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPROVING LIFEGUARD AGREEMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1969, BETWEEN THE COUNTY OF ORANGE AND THE CITY OF SAN CLEMENTE, 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

#### ORDINANCES

32 - Business License Procedural Amendment - Ordinance No. 521.

The City Attorney explained and recommended certain word changes in Ordinance No. 521, amending business license application procedures as introduced at the meeting of 8-7-68. Mr. Kegley ruled that the changes were minor and clerical in nature, and that the Ordinance would not have to be reintroduced, but could be passed if the Council so desired.

The Council concurred with the changes and upon motion of Councilman Chilton, seconded by Councilman Evans, ORDINANCE NO. 521, BEING AN ORDINANCE OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING SECTIONS 8-1, 8-2, 8-4, 8-15 (c) AND (d), AND 8-16 (b) OF CHAPTER 8 "LICENSES", OF THE CODE OF THE CITY OF SAN CLEMENTE, having been regularly introduced at the meeting of 8-7-68, 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

103 - Ordinance No. 523 - Establishing 1968-1969 Tax Levy.

As previously directed, the Tax Rate Ordinance was presented and upon motion of Councilman Evans, seconded by Councilman Chilton, ORDINANCE NO. 523, BEING AN ORDINANCE OF THE CITY OF SAN CLEMENTE, CALIFORNIA, FIXING AND LEVYING A PROPERTY TAX ON ALL PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF SAN CLEMENTE FOR THE FISCAL YEAR 1968-1969, was regularly introduced by title only, the reading in full thereof 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

96 - Ordinance No. 524 - Providing for the Issuance of 1968 Sewer Bonds.

As previously directed, an Ordinance, as prepared by O'Melveny & Myers, was presented providing for the issuance of General Obligation Sewer Bonds in the amount of \$2,200,000. Edward Wells of Bartle Wells Associates advised the



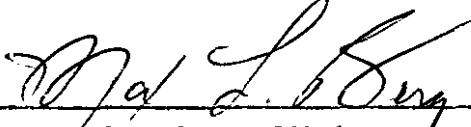
Council that he is studying the Bond Market, and announcement of the Sale has been made with a draft of the official statement to be brought back at the next Council meeting.

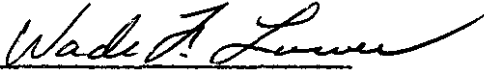
Upon motion of Councilman Chilton, seconded by Councilman Evans, ORDINANCE NO. 524, BEING AN ORDINANCE OF THE CITY OF SAN CLEMENTE, CALIFORNIA, PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION SEWER BONDS OF SAID CITY IN THE AMOUNT OF \$2,200,000, was regularly introduced, and the reading in full thereof unanimously waived, upon the following stated vote, to wit:

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

ADJOURNMENT

There being no further business, IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN O'KEEFE, AND UNANIMOUSLY CARRIED that the Council meeting be adjourned to an Executive Session, as requested by the City Attorney, for the purpose of discussing pending litigation regarding Tract No. 5654. The meeting was adjourned at 9:35 P.M.

  
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City Clerk and ex officio  
Clerk of the City Council

  
\_\_\_\_\_  
Mayor and President  
of the City Council