

San Clemente, California
October 2, 1968

Regular meeting of the City Council of the City of San Clemente, California, Council Chambers, Civic Center Building, Wednesday, October 2, 1968, 7:30 P.M., Mayor pro tem Stanley C. Northrup presiding.

PLEDGE OF ALLEGIANCE AND INVOCATION

Pledge of Allegiance to the Flag of the United States of America was led by the Mayor pro tem. Invocation was given by Mayor pro tem Northrup.

ROLL CALL

PRESENT: Councilmen - CHILTON, EVANS, O'KEEFE, AND NORTHRUP
ABSENT: Councilmen - LOWER

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 September 18, 1968 and the Adjourned Regular Meeting of September 25, 1968, having been previously presented to the members of the Council, IT WAS MOVED BY COUNCILMAN CHILTON, SECONDED BY COUNCILMAN O'KEEFE, AND UNANIMOUSLY CARRIED that said minutes be approved as presented, and the reading in full thereof waived.

WRITTEN COMMUNICATIONS

22 - Proposed Airport Land Use Commission.

Letter and Resolution from CITY OF NEWPORT BEACH requesting the Orange County Board of Supervisors to appoint an Airport Land Use Commission which would give cities a forum in which to express their views on the development and operations of airports within the County.

Following comment by Councilman O'Keefe that with the already established County Airport Commission and Planning Commission there is no need for another Commission, IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED that the communications be received and filed.

73 - Request from Veterans of Foreign Wars Post 3801 of San Juan Capistrano to Hold a Public Dance at the Moose Lodge.

Letter from VETERANS OF FOREIGN WARS POST 3801 OF SAN JUAN CAPISTRANO requesting permission to hold a public dance at the Moose Lodge on November 9, 1968.

The City Manager advised that it was the recommendation of the Police Department that in the event permission is granted that a stipulation be made that no alcoholic beverages be offered for sale or consumed within the physical confines of the dance where minors as well as adults are allowed.

Due consideration being given, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED that the request be granted on normal conditions and with the additional condition that no alcoholic beverages be sold in any area not segregated from the section where minors may be present.

92 - Proposed Fishing Barge Operation at San Clemente.

Letter from MRS. MARY SINGLETON enclosing a clipping concerning barge fishing along the California Coast and urging a barge operation at San Clemente.

Favorable comments were expressed concerning such a barge operating off San Clemente which could be operated by either the City or private enterprise, and IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN EVANS, AND UNANIMOUSLY CARRIED to refer the matter to the Parks & Recreation Commission.

43 - Letter of Commendation to the City.

Letter from HAROLD MEYER expressing appreciation and general commendation to the Council and City Departments for the many things provided in the City.

Following comment that the City welcomed such an unsolicited letter, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN EVANS, AND UNANIMOUSLY CARRIED that the letter be accepted and filed with appreciation.

54 - Request from Storer Cable TV, Inc. for Reinstatement of Use Permit with the City of San Juan Capistrano.

Memorandum from the PLANNING COMMISSION recommending that Storer Cable TV, Inc., be allowed to reapply to the City of San Juan Capistrano for reinstatement of use permit for antenna site at City Reservoir #6.

Associate Planner Schulte explained the posted plan for the proposed rebuilding of the antenna system on the area leased from the City at Reservoir #6, which is located within the City limits of San Juan Capistrano.

Discussion and questions ensued and it was noted that the Harbor Estates Homeowners Association had no objections to the proposed 20 foot high structure and antenna bars. IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN O'KEEFE, AND UNANIMOUSLY CARRIED to approve the recommendation of the Planning Commission.

27 - Proposed Improvement District Requested by Noah Cheatum.

The City Clerk presented a communication from NOAH AND JANE CHEATUM, received too late for the Agenda, petitioning the City to initiate under the 1911 Act an improvement district to allow the improvement of an alley on the rear of Lots 8, 9, 10, & 11, in Tract No. 3172, all of said Lots owned by Mr. & Mrs. Cheatum.

A plot plan was posted and questions ensued regarding the status of the small portions of Lots 10 & 11 which would be left beyond the proposed alley at the rear of said Lots. Reference was then made by the City Engineer to the original approval of Minor Subdivision No. 12-65 which conditioned that the 20 foot alley be dedicated to the City.

Discussion ensued whether the alley should be public or private, and the City Manager suggested that perhaps the Council might wish to review the files on the original Minor Subdivision as processed by the Planning Commission and City Council. IT WAS THEN MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED that the matter be held over to the next meeting.

ORAL COMMUNICATIONS

The Mayor pro tem called for Oral Communications and there were none.

UNFINISHED BUSINESS

68 - Opposition to Proposal that County Build and Equip Fire Stations for Municipalities in Orange County.

Further consideration was given to the Resolution from the City of Buena Park expressing opposition to the proposal that the County of Orange build and equip a fire station for any municipality in the County from the County General Fund.

Further letters and Resolutions were presented from the Cities of Anaheim and Brea expressing similar opposition.

The City Manager advised that there has been some confusion and perhaps unnecessary alarm concerning the matter but as a result of the action initiated by Buena Park, the Board of Supervisors have directed the County Administrative Officer to make a comprehensive study of the extent that County General Funds, if they are, are being expended for fire protection purposes within either incorporated or unincorporated areas. Mr. Carr further stated that the original intent of the cities of Cypress, Los Alamitos, and La Palma was to form a County Service Area rather than use of County Funds.

Due consideration being given, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN EVANS, AND CARRIED that the matter be filed until such time as the County Administrative Officer makes his report. Councilman Chilton voted "NO".

103 - Requests for Support in Opposing "Watson Amendment" (Proposition No. 9).

Further consideration was given to the communications received from the cities

of Costa Mesa, Westminster, and Huntington Beach, and the law firm of O'Melveny & Myers requesting support in opposing the "Watson Amendment" (Proposition No. 9).

Councilman Chilton again voiced his opinions in support of said Proposition and outlined the merits of this ad valorem tax relief measure. Mayor pro tem Northrup commented that he felt a legislative body should not take action for or against since the measure will be on the ballot for the vote of the people, but that he did feel it was a very poor bill without providing any answers. Councilman O'Keefe expressed his opinion that while the Council might agree with the aims of the Watson Amendment, it was unfortunate it was not a better drafted bill, as he felt the detriments of the bill as presented outweigh the benefits. Comments in support were made from the audience by Ray Campbell. Councilman Evans concluded the discussion period with his comment that Proposition No. 9 was very incomplete and did not go far enough as to what could be done; and with regard to the opposing Proposition 1A, it was an insult to the voter and should be voted down.

IT WAS THEN MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND CARRIED to file further consideration. Councilman Evans voted "NO".

22 - Request from Newport Beach Urging Support of Board of Supervisors re "Phase I, Master Plan of Air Transportation for Orange County".

Further consideration was given to the letter and Resolution from the City of Newport Beach urging the Orange County Board of Supervisors to act favorably on certain recommendations contained in the report entitled "Phase I, Master Plan of Air Transportation for Orange County".

The City Attorney advised that at the recent meeting of the Orange County Coast Association they were informed that there will be further study on the subject as this is just the first phase of the report.

IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN CHILTON that the matter be filed. The MOTION FAILED TO CARRY with Councilmen Chilton and O'Keefe, and Mayor pro tem Northrup voting "NO".

Councilman O'Keefe again commented that the City should go on record opposing the location of an airport such as proposed on Camp Pendleton which might effect the noise level of the City. Discussion ensued between the Council, with Ian Kennedy and Ray Campbell speaking from the audience in opposition to any major airport in this area.

IT WAS THEN MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED that a communication be sent to the Board of Supervisors concerning "Phase I, Master Plan of Air Transportation for Orange County", expressing grave concern and opposition of the City of San Clemente regarding the recommendation of the proposed major airport anywhere near the boundaries of the City which could detrimentally effect the peace and comfort of the City.

REPORTS AND MISCELLANEOUS ITEMS

23 - Marty's Ambulance Service.

Councilman Chilton questioned whether the newly contracted Marty's Ambulance Service was living up to their contract with the City as he understood that the City was doing considerable ambulance work.

The City Manager advised that said Ambulance Service was diligently pursuing the establishing of a permanent location and has now secured a properly zoned location near the intersection of El Camino Real and Los Molinos and should be in their new headquarters by the first of next week.

103 - City Support of Intentions of Baycliff Village to De-Annex from Capistrano Beach County Water District.

The Mayor pro tem apprised the Council that he and the City Manager have met with the residents of Baycliff Village regarding the support of the City in their efforts to de-annex from the Capistrano Beach County Water District, and further they will also be in attendance when the matter comes before the Local Agency Formation Commission.

105 - Litigation re Tracts Nos. 5654 & 5691.

The City Attorney presented a progress report regarding the status of litigation on Tracts Nos. 5654 and 5691.

51 - Financial Statement for Fiscal Year Ending June 30, 1968.

The City Manager presented the Financial Statement for Fiscal Year ending June 30, 1968, and advised that three copies will be on file, available for public inspection, in the office of the City Clerk. IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN EVANS, AND UNANIMOUSLY CARRIED that the Financial Statement for Fiscal Year ending June 30, 1968 be received and filed.

The City Manager commented that a law requiring the publishing of annual financial statements was repealed by the 1967 legislature and unless otherwise instructed by the Council, said Statement would not be published this year.

58 - Golf Course Youth Rate and Play Analysis.

Further consideration was given to the request by Mrs. Gerald Rafkin at the meeting of 9-18-68 for reconsideration of the increase in the Junior Golf Fee from 25¢ to 50¢. The Clerk called attention to an additional letter from Mrs. Rafkin expressing negative comments on the proposed \$40 Annual Junior Golf Ticket.

The City Manager presented information on the number of rounds played by Junior Golfers and the revenue therefrom for the last three fiscal years, which were not considerably different. Mr. Carr noted that the July, 1968, increase from 25¢ to 50¢ was part of the general increase, except for daily green fees, and commented that the 50¢ rate is still less than it costs to play miniature golf in San Clemente; further, that it was felt the sale of annual Junior Golf Tickets was commendable and would pose no bookkeeping problems.

It was noted in discussing possible annual ticket rates that a \$40 annual ticket, which is 1/3 of the adult ticket, is equal to 160 rounds at the former 25¢ rate, or approximately 3 rounds per week.

IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN EVANS, AND UNANIMOUSLY CARRIED to establish an Annual Ticket for Junior Golfers at the rate of \$40 per year, under the same regulations on play as currently exists for the Junior Golf Special Rate.

It was noted that a Resolution amending the present Resolution No. 67-68 will be prepared and brought back to the next meeting.

106 (76) - Traffic Engineering Recommendations.

The City Manager presented the following traffic engineering recommendations for Council consideration: (1) Three-way stop at the "T" intersection of Ola Vista and Palizada; (2) Four-way stop at the intersection of Calle Puente and Avenida Pelayo; (3) Beginning at the north City limits on El Camino Real reduce existing 50 mph speed limit to 35 mph extending to approximately Estacion; at Estacion reduce existing 35 mph to 25 mph, said 25 mph continuing south all the way to the Mendocino overcrossing; from the Mendocino overcrossing increase the existing 30 mph to 35 mph extending to the south City limits; (4) Reverse existing "No Parking" regulations on portion of Monterey Lane by allowing limited metered parking on the southeasterly side and prohibiting parking on the northwesterly side between the respective streets of Avenida Victoria and Corona Lane; and (5) Solve the Marine parking problem in Tract No. 900 by installing signs prohibiting parking between the hours of 2:00 A.M. and 5:00 A.M.

The Council debated the merits of each of the recommendations. During the discussion period Woodrow Norton, "Bowl" area apartment house owner, suggested consideration of making Monterey Lane a one-way street. It was determined that no Council action was necessary to install "No Parking 2:00 A.M. to 5:00 A.M." signs in Tract No. 900 to which the Council agreed. As to the remaining items, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN EVANS, AND UNANIMOUSLY CARRIED that all traffic engineering recommendations, except Tract No. 900 sign installation, be held over to the next meeting; further that the traffic engineer reconsider stop signs at Via Montecito and Via Montego.

56 - A.H.F.P. Project No. 459 with County of Orange (Camino Capistrano).

Referring to the discussion at the meeting of 9-25-68 on whether to contract for the preparation of plans and specifications for the Arterial Highway

Financing Project No. 459, improvement of Camino Capistrano, the City Manager presented a proposal from the South Coast Engineering Service noting that two other firms had been contacted and were willing to discuss the project, but had not submitted any definite proposal.

Discussion ensued and the City Manager advised that the proposal had been checked and the costs found to be within the realm of reasonable fees for consulting engineering services. IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY MAYOR PRO TEM NORTHROP, AND UNANIMOUSLY CARRIED to instruct the preparation of an Agreement to be brought back at the next meeting.

PAYING OF THE BILLS

IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN O'KEEFE that Warrants No. 11472 through No. 11590, as audited by the Council, be paid, including ratification of Payroll Warrant No. 11474. The MOTION WAS DECLARED CARRIED upon the following stated vote, to wit:

- AYES: Councilmen - EVANS, O'KEEFE, AND NORTHROP
- NOES: Councilmen - CHILTON
- ABSENT: Councilmen - LOWER

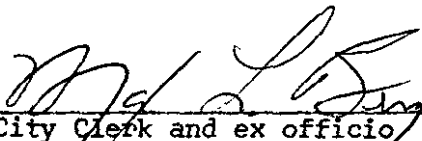
Total Demands approved for payment for the period of September 19 through October 2, 1968. \$ 92,145.33

Ratification of Payroll Warrant No. 11474, for period of September 2 through September 15, 1968 \$ 37,424.81

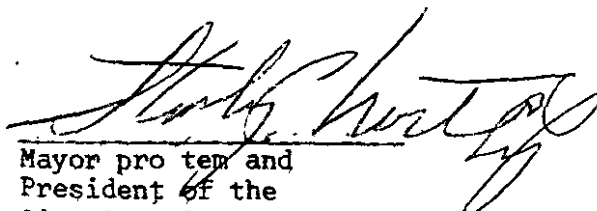
TOTAL WARRANT REGISTER . . . \$129,570.14

ADJOURNMENT

There being no further business, IT WAS MOVED BY COUNCILMAN EVANS, SECONDED BY COUNCILMAN O'KEEFE that the Council meeting be adjourned at 9:17 P.M. The MOTION WAS CARRIED with Councilman Chilton voting "NO".



 City Clerk and ex officio
 Clerk of the City Council



 Mayor pro tem and
 President of the
 City Council