

San Clemente, California
April 3, 1968

Regular meeting of the City Council of the City of San Clemente, California, Council Chambers, Civic Center Building, Wednesday, April 3, 1968, 7:30 P.M., Mayor Howard Massie presiding.

PLEDGE OF ALLEGIANCE AND INVOCATION

PRESENT: Councilmen - CHILTON, LOWER, NORTHRUP, O'KEEFE, AND MASSIE
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 March 20, 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.

PUBLIC HEARINGS

99 - Sign Exception No. 05-68 - Gulf Oil Corporation

The Clerk announced that the hour of 7:30 P.M. having arrived, this was the time and place fixed by the City Council for Public Hearing to consider and review action of the Planning Commission in granting Sign Exception No. 05-68 to General Maintenance Corporation for Gulf Oil Corporation for a pole sign which exceeds the allowable sign area for a pole sign by 42.63 square feet each face. On a portion of Lots 13 & 14, Tract No. 1127, also described as Parcel 1 of RST 3492, more commonly described as 590 Camino de Estrella, in a C-1 District.

The Clerk announced that notice of Hearing had been posted and published as required by law and affidavits showing such compliance are on file in the Clerk's office.

The Clerk then advised the Council of a telephone call from Gulf Oil Corporation received late this date requesting permission to withdraw their application to Sign Exception No. 05-68 previously approved by the Planning Commission. Ed Dabbs, representing Gulf Oil Corporation then presented a letter of withdrawal.

Councilman Chilton questioned their right to withdraw once a Hearing is being held. Discussion ensued between the Councilman and City Attorney who ruled that the applicant has the right to withdraw their application. IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN LOWER to accept the withdrawal of the application for Sign Exception No. 05-68. Upon determination that such a MOTION was not in order until the Hearing is closed, the MOTION was withdrawn for the purpose of closing the Hearing. The Mayor then declared the Hearing closed.

Councilman Chilton commented that by permitting withdrawal, the applicants would be put in a preferential position and could erect a sign on their building larger in sign area than the pole sign requested, based on the front footage of the lot.

Following further discussion, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN LOWER to accept the withdrawal by the Applicant of their request for Sign Exception No. 05-68. The MOTION WAS CARRIED with Councilman Chilton voting "NO".

WRITTEN COMMUNICATIONS

72 - Request Council Proclaim "California Mosquito Control Week"

Letter from the ORANGE COUNTY MOSQUITO ABATEMENT DISTRICT requesting that the City Council proclaim July 14-20, 1968, as "California Mosquito Control Week".

Following discussion, IT WAS MOVED BY COUNCILMAN LOWER, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED that the City Council proclaim July 14-20, 1968, as "California Mosquito Control Week".

86 - Request Council Declare and Call Attention to Month of April as "Civic Beauty Month"

Letter and Resolution from the ORANGE COUNTY MEMORIAL GARDEN CENTER requesting

4/3/68

that the City Council take whatever action is considered appropriate to declare, and call to the attention of the public, the month of April as "Civic Beauty Month".

Discussion ensued on the advisability of coinciding the City's Annual Clean-up Week, usually held in the month of May, with the County's "Civic Beauty Month" in April. The City Manager commented that administratively a rescheduling could be accomplished if so instructed.

IT WAS MOVED BY COUNCILMAN CHILTON, SECONDED BY COUNCILMAN NORTHRUP, AND UNANIMOUSLY CARRIED that the City take necessary action to coincide its Annual Clean-up Week and similarly proclaim April as "Civic Beauty Month".

77 - Suggestions for Redesign of Pier Entrance

Letter from MR. & MRS. OLIVER C. POSTER suggesting as part of the redesigning of the Pier entrance that there be an elimination of any congregating area for undesirable elements, and suggesting erection of an income bearing parking facility.

IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED to postpone the communication to later on the Agenda, at which time various proposals and suggestions for pier entrance beautification will be considered.

56 - Widening of Camino Capistrano as it Affects Bay Cliff Village

Letter from BAY CLIFF VILLAGE, BOARD OF GOVERNORS - EAST & NORTH, advising that there would be no protest to the widening of Camino Capistrano if the City would underground the utilities on the south side of Bay Cliff with no assessment to the property owners, and transplant the trees which may be saved.

The Mayor advised of his recent visit and tour of Baycliff Village and explained the desires of the residents to preserve the attractiveness of their area; and his promised support to do all that is possible to underground the utilities.

The City Manager, upon question, stated that no estimate of the cost of undergrounding has been made and that he was not sure if funds could be allotted from gas tax monies for such undergrounding.

IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED to gratefully acknowledge receipt and refer the communication to the City Staff for possible inclusion in the improvement plans now being prepared for the widening of Camino Capistrano.

73 - Request to Suspend Banner for Forthcoming Production, and a Blanket Approval for Banner Suspension

Letter from the SAN CLEMENTE COMMUNITY THEATRE requesting that a banner, erected and removed by City forces, be suspended at the upper part of the first block of Avenida Del Mar for 4 weeks or at least 3 weeks beginning April 12; and again requesting a blanket approval for future banner suspension.

Upon question, Helen Bunting, President, advised that their group would be producing 4 to 6 shows a year for a period of 3 weekends each and the usual location for suspending their banner is not used by anyone else.

Following comment by the City Clerk that the organization had filed with the City the necessary certificate of insurance liability as required, IT WAS MOVED BY COUNCILMAN CHILTON, SECONDED BY COUNCILMAN LOWER, AND UNANIMOUSLY CARRIED to approve the granting of this specific request for a 4 week period, but to deny the request for blanket approval for future banner suspension.

74 - Request for removal of parking meters from specified locations on 200 block of Avenida Del Mar

Petition containing 150 signatures from the SAN CLEMENTE WOMAN'S CLUB requesting removal of the parking meters in the vicinity of the Community Clubhouse.

Petition containing 65 signatures from STEWART RYAN, Minart's Beauty Salon, et al, requesting removal of the parking meters on the west end of the 200 block of Avenida Del Mar.

IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY MAYOR MASSIE, AND UNANIMOUSLY CARRIED to advance the item under the City Manager's Report relating to the same subject.

Pursuant to a recent referral to the Traffic Engineer regarding a San Clemente Garden Club petition containing 35 names requesting the removal of parking meters on Avenida Del Mar in the vicinity of the Community Clubhouse, the City Manager advised that the Traffic Engineer finds that in his judgement there is no justification for their removal as the time limit by law is for 2 hours with or without meters.

Following Council discussion and comments by Stewart Ryan and Mrs. Burke Cochran, President of San Clemente Woman's Club, reiterating their opposition to the parking meters, IT WAS MOVED BY COUNCILMAN NORTHRUP, SECONDED BY COUNCILMAN O'KEEFE that the meters be removed opposite the O-A (Community Clubhouse area) and R-3 zones, leaving the meter posts up so a check can be made through the summer.

It was pointed out that an amending Ordinance would be required to eliminate the meters if the motion passed.

Suggesting that use of the proposed parking stickers could help eliminate the inconvenience for those opposing parking meters, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN LOWER to table the request for 3 months and review at that time to determine if the problem has been solved by parking stickers. The MOTION FAILED TO CARRY with Councilmen Chilton and Northrup, and Mayor Massie voting "NO".

Further discussion ensued on the possibility of hooding said meters with the City Attorney ruling that such hooding might be permitted if a special occasion could be determined. The City Manager also suggested that such meters would be removed during the period of introduction, adoption and effective date of the Ordinance.

The ORIGINAL MOTION WAS THEN CALLED AND CARRIED with Councilmen Lower and O'Keefe voting "NO".

73 - Request for Use of Shore Colony Clubhouse for Beach Ministry Program

Letter from REV. MAXIE D. DUNNAM referring to a previous request and formally requesting use of the Shore Colony Clubhouse for the period of April 7-14, 1968, for a Beach Ministry program.

The Mayor reviewed the previous request, supposedly on behalf of five churches at the meeting of 3-6-68, and questioned Rev. Paul Oas regarding subsequent reports in the newspaper that two of the churches were opposed. Rev. Oas explained that while they were not opposed, the matter was reported in the newspapers before their congregations had formally acted; and that there are now three Ministers actively involved: Rev. Maxie D. Dunnam, St. Andrew's by the Sea Methodist Church; Rev. James E. Miley, Christ the Shepherd Lutheran Church; and his own church, Lutheran Church of Our Savior. He further explained that the tentative plans include a well-known speaker with the ability to administer to the youth in relating their problems to Christian life, God, and Community.

The Mayor inquired if there would be any bussing of people from other areas and Rev. Oas answered in the negative, stating that only those who congregate on the beach would be involved.

Councilman Chilton commented that he was a firm believer in the separation of Church and State, and that the use of public buildings when the Churches already had more than adequate facilities, would be setting a precedent.

IT WAS MOVED BY COUNCILMAN LOWER, SECONDED BY COUNCILMAN O'KEEFE that the request be granted for the week of April 7th. The MOTION WAS CARRIED with Councilman Chilton voting "NO".

32 - Request to operate a sound truck publicizing an "Easter Concert"

Letter from LEONARD VALORE, Director of Activities at San Clemente High School, et al, requesting permission to operate a sound truck through San Clemente over a designated route on April 8-10, 1968, from 12 Noon to 2:00 P.M., to publicize an "Easter Concert" sponsored by the Associated Student Body of San Clemente High School.

It was pointed out that no license fee would be required since request was by a non profit organization, but that approval of an exempt permit was at the discretion of the Council. Discussion ensued regarding the route proposed to be traveled and Council comments were made objecting to the operation of the sound while driving through residential areas. Corey Evans, Associated

Student Body President, responded and advised that they would operate the sound system only in the beach areas.

IT WAS MOVED BY COUNCILMAN NORTHRUP, SECONDED BY COUNCILMAN LOWER, AND UNANIMOUSLY CARRIED that the request be granted for the operation of the sound truck in the beach areas only and not in the immediate residential areas.

53 - Request for City permission and assistance for Ninth Annual Independence Day Program

Letter from the SAN CLEMENTE VETERANS FIREWORKS COMMITTEE requesting City permission and assistance in holding the Ninth Annual Independence Day Program at the Pier on July 4, 1968.

Following comment by the City Manager that the City is in the position to render the assistance as requested, IT WAS MOVED BY COUNCILMAN CHILTON, SECONDED BY COUNCILMAN LOWER, AND UNANIMOUSLY CARRIED that the request be granted.

35 - Report of Expenditures for First Quarter of 1968.

Letter from the CHAMBER OF COMMERCE submitting report of expenditures for the first quarter of 1968 from the grant provided to the Chamber by the City.

IT WAS MOVED BY COUNCILMAN LOWER, SECONDED BY COUNCILMAN NORTHRUP, AND UNANIMOUSLY CARRIED that the report be accepted and filed.

73 - Report and Recommendations for Community Improvements for Incorporation into Capital Improvement Program

Letter from SAN CLEMENTE COORDINATING COUNCIL submitting a report and recommendations for community improvements to be incorporated in the Capital Improvement Program, and listing the recommendations on a priority basis as to immediate and long range goals of the community.

IT WAS MOVED BY MAYOR MASSIE, SECONDED BY COUNCILMAN CHILTON AND UNANIMOUSLY CARRIED that the Report be received and referred to the City Manager, with a letter of appreciation for their good work to be sent to the organization.

A letter was then presented to the Council by Bertha Henry from the SAN CLEMENTE-CAPISTRANO VALLEY BOARD OF REALTORS expressing their interest in the Capital Improvement Plan of the City and advising of the feeling of their membership that the improvement of the Pier entrance should be given top consideration, followed by a general clean-up and beautification of City lots and streets.

Due consideration being given, IT WAS MOVED BY COUNCILMAN LOWER, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED that the letter be received and filed.

117 - Possible Zoning Ordinance Amendment to Provide Single Story R-1 Zoning in Appropriate Areas.

Memorandum from the PLANNING COMMISSION advising that unless further requested by the Council, they will take no further action on the referral from the Council concerning a possible Zoning Ordinance amendment to provide for single story R-1 zoning in appropriate areas, and citing reasons why such zoning would be inadvisable.

IT WAS MOVED BY COUNCILMAN LOWER, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED that the Memorandum be received and filed with no further action required.

97 - Abandonment No. 01-68 - Request by Humble Oil & Refining Company for Abandonment of Sewer Line Easement

Memorandum from the PLANNING COMMISSION recommending that Abandonment No. 01-68 of sewer line easement 10 feet in width, crossing Lots 40, 41, 42, 43, 47, and 48 of Tract No. 960, as requested by Humble Oil & Refining Company, be approved, with the condition that all costs of abandonment be borne by applicant and further noting that a \$2,000 cash deposit is on file with the City to cover the cost of replacing the existing line.

Upon question, Associate Planner Schulte advised the Council that the line is not needed at present, and that according to the City Engineer at such time as there is a need for sewer service, the cash deposit should be sufficient to cover any expenses incurred in relocation.

Edwin Smith, representing the Applicant for the Abandonment, presented a legal description which will be required in preparation of abandonment proceedings.

IT WAS THEN MOVED BY MAYOR MASSIE, SECONDED BY COUNCILMAN LOWER, AND UNANIMOUSLY CARRIED to refer the matter to the City Attorney for preparation of the Resolution of Intention to Abandon to be brought back at the next regular meeting.

During brief discussion it was determined that there would be no additional fee by the City Attorney and that such preparation of proceedings was considered as a part of his regular duties.

112 - Use Permit No. 04-68 for Further Improvement of Existing 9-Hole Golf Course

Memorandum from the PLANNING COMMISSION advising of their consideration to date of Use Permit No. 04-68, being a request from Henry C. Foster to permit the further improvement of an existing 9-hole golf course by the addition of approximately 300 apartment units, over a period of 2 years, said public golf course to become a private facility, located at 625 Camino de los Mares in a "U" (Unclassified) District; and referring said matter to the Council for review and comments, to then be returned to the Commission for final action.

Councilman O'Keefe explained that he would refrain from entering into the discussions or voting on this matter as he has acted as an Attorney for Mr. Foster on some occasions.

Lengthy discussion and debate ensued between the Council, applicant Henry Foster, City Engineer, and City Attorney pertaining to the planned stage of development; size and type of apartments to be built; what City services would be necessary; whether or not private streets should be permitted in the development; the type of construction standards to be followed; and the applicable fees to be charged for sewer, water, drainage, business license and minor filing fees.

A MOTION by Councilman Chilton to refer Use Permit No. 04-68 back to the Planning Commission with the 13 conditions remaining intact, and the addition of a 14th condition that 1 or more access ways to the property be required, and that applicable fees be charged DIED FOR LACK OF A SECOND.

Joe Williams, operator of the Golf Course, addressed the Council describing the garden-like atmosphere and privacy they wished to maintain in the development, and objecting to any requirement that the streets be public and built to City standard width.

Following subsequent deliberations, IT WAS MOVED BY MAYOR MASSIE, SECONDED BY COUNCILMAN NORTHRUP to refer the matter back to the Planning Commission with the feeling of general acceptance; details to be worked out in the Planning Commission hearings; with all applicable fees to be charged; the streets to be private but built to City standards as to density; and water and sewers to be put in to City standards.

IT WAS THEN MOVED BY COUNCILMAN NORTHRUP, SECONDED BY COUNCILMAN LOWER TO AMEND THE MOTION to delete that the streets be private. The MOTION TO AMEND WAS CALLED AND CARRIED with Councilman O'Keefe ABSTAINING.

The ORIGINAL MOTION, AS AMENDED, WAS THEN CALLED AND WAS CARRIED with Councilman O'Keefe ABSTAINING.

ORAL COMMUNICATIONS

The Mayor called for Oral Communications and there were none.

UNFINISHED BUSINESS

77 - Consideration of Various Proposals and Suggestions for Pier Entrance Beautification

Consideration was given to the various proposals and suggestions for the beautification of the Pier entrance, as submitted by interested persons in response to invited public competition.

The City Manager posted the plans and/or sketches received, citing that there were a total of eleven including those by the Engineering Department.

Comments concerning the advisability of initiating discussions with Railroad officials as to the possibility of widening or changing the underpass and improving the station were made by Ian Kennedy, and Mrs. James Kilpatrick restated the recommendation from the Coordinating Council pertaining to the

beautification of the Pier entrance. Mrs. Oliver Foster, referring to her letter earlier on the Agenda and deferred to this item, further suggested putting flower boxes along the entrance stairs as a temporary measure to discourage loitering of undesirable elements.

IT WAS MOVED BY MAYOR MASSIE, SECONDED BY COUNCILMAN LOWER, AND UNANIMOUSLY CARRIED to acknowledge receipt of the various proposals and the letter from Mr. & Mrs. Oliver Foster with appreciation, with such to be filed for further study.

The Mayor then set a Study Session for Wednesday, April 24, at 7:30 P.M. for the purpose of further study of the proposals for beautification of the Pier entrance.

110 - Applications to F.C.C. for Radio Station

In regard to certain pending applications before the F.C.C. for a permit for a radio station in San Clemente, letters were presented from South Coast Broadcasting Company and El Camino Broadcasting Corporation, each submitting copies of various documents which have been filed with the F.C.C.

There ensued a lengthy discussion and debate between members of the Council, Leon Hyzen and Charles Jobbins of South Coast Broadcasting Company, and Frank Domenichini and Kirk Munroe of El Camino Broadcasting Corporation. Main points of discussion centered around the circumstances and events of certain affidavits obtained from four members of the Council as to antenna tower site availability on City property and whether or not any misrepresentations were made to the Council.

Following the extensive discussion period and after due consideration, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED to state that the San Clemente City Council meeting in regular session, has not heretofore officially considered any application for use of City owned property to establish a broadcasting antenna for El Camino Broadcasting Corporation or South Coast Broadcasting Company.

Following further discussion, IT WAS THEN MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN LOWER AND UNANIMOUSLY CARRIED that a letter be directed to the F.C.C. indicating that the City Council of San Clemente looks with favor towards the establishment of an FM radio broadcasting station in the City of San Clemente but wishes to express complete neutrality with respect to the two applications presently on file with the F.C.C.

REPORTS AND MISCELLANEOUS ITEMS

73 - Community Service Project of the Paraphernalia Club

Councilman Northrup commented on the recent project of the Paraphernalia Club, a San Clemente High School service group, in cleaning up the Pier parking lot and adjacent area. The Council concurred that a letter of commendation and appreciation be sent, praising the students for their efforts.

93 - Debris and Stagnant Water Conditions in Marquita Canyon

Councilman Northrup called attention to a condition reported to him of debris and stagnant water in the upper part of the Marquita Canyon and requested that the Staff investigate the possibility of cleaning the area and report back their findings.

Councilman Lower reported that SCAG has urged support of AB 1166 which would initiate an airport study to include 10 counties, and suggested that Council members indicate such support through Legislative representatives for this area.

49 - Support of Saddleback Junior College Bond Election

Councilman Chilton urged the Council go on record in support of the Saddleback Junior College Bond Election. Upon motion of Councilman Chilton, seconded by Councilman Lower, RESOLUTION NO. 19-68, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, SUPPORTING THE \$9.5 MILLION BOND ISSUE OF THE SADDLEBACK JUNIOR COLLEGE DISTRICT, was regularly introduced, passed, and adopted upon the following stated vote, to wit:

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

77 - Proposed Location for Art Museum

Pursuant to the possible use of property in San Clemente for the proposed Art Museum by Hunts Food Company, Councilman O'Keefe apprised the Council that he had met with a Director of the Company who indicated that various sites are being considered and it will be some time before any decision is made; further, that he invited them to call for a tour of possible site locations when the time comes for them to make a decision.

68 - Harbor, Beaches, and Parks Committee Report

Councilman O'Keefe apprised the Council that the recently revised Harbor, Beaches, & Parks Committee has had several meetings and are recommending that the Harbor, Beaches, and Parks District be reorganized and maintained as a non-taxing district with funds to be derived from the County, and with representation to be similar to the present structure of the Mosquito Abatement District. He further noted that this recommendation will be presented at the next League of Cities Executive meeting.

The Mayor gave a progress report on the clean-up of the Bahia Stadium and the installation of lights at Bonito Canyon Park by public spirited citizens and commended them for their actions.

The Mayor reported on a recent visit and inspection of a new type plane at the Capistrano Airport and the possibility that in the future a Metroport may be established with planes carrying cargo and passengers. He further commented that it is in the best interest of the City to support the Airport and its activities.

44 - Extension of Lease San Clemente Lodge No. 2068, B.P.O. Elks for Skeet and Trap Range

As previously directed, the City Attorney presented an extension and renewal of Lease to San Clemente Lodge No. 2068, B.P.O. Elks for the Skeet and Trap Range concession, said Lease extended to April 1, 1969.

IT WAS MOVED BY COUNCILMAN LOWER, SECONDED BY COUNCILMAN O'KEEFE that the Lease Extension 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, LOWER, NORTHRUP, O'KEEFE, AND MASSIE
 NOES: Councilmen - NONE
 ABSENT: Councilmen - NONE

105 - Subdivision Agreement for Tract No. 3980 - Resolution No. 20-68

The City Attorney presented a status report on his unsuccessful attempt to enforce works of improvement under the Performance Bond and Subdivision Agreement in regard to Tract No. 3980 and recommended acceptance of the Tract. The Clerk then read a memorandum from the City Engineer, dated 4-2-68, outlining the existing conditions within said Tract and also recommending acceptance of the works of improvement under the existing circumstances.

Larry Peltier addressed the Council referring to the problem of the existing drain on his property and underneath his home. Following lengthy discussion and explanation by the City Engineer, it was the consensus of the Council that the City could not help Mr. Peltier unless he was willing to dedicate the necessary storm drain easement. It was further suggested that he confer with the City Engineer and City Attorney to resolve the problem.

Further Council deliberation ensued and upon motion of Councilman Lower, seconded by Mayor Massie, RESOLUTION NO. 20-68, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ACCEPTING FROM SKYLINE PANORAMA, INC., DBA SOUTHWEST BUILDERS & DEVELOPERS, ALL WORKS OF IMPROVEMENT IN TRACT NO. 3980, was regularly introduced, passed, and adopted upon the following stated vote, to wit:

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

In conclusion, the City Manager commented that there would be no tree planting in the Tract because the fees have not been paid.

74 - Parking Permit Ordinance No. 514

Consideration was given to the proposed Parking Permit Ordinance prepared by the City Attorney and discussion followed with certain insertions and deletions made in the Ordinance draft. Upon motion of Councilman O'Keefe, seconded by Councilman Chilton, ORDINANCE NO. 514, AS AMENDED, BEING AN ORDINANCE OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING THE "UNIFORM TRAFFIC ORDINANCE OF THE CITY OF SAN CLEMENTE", AS ADOPTED BY REFERENCE BY ORDINANCE NO. 470, BY REDESIGNATING PRESENT SECTION 14.12 AS SECTION 14.13, AND ADDING A NEW SECTION 14.12 PROVIDING FOR THE ISSUANCE AND USE OF PARKING PERMITS, was regularly introduced by title only and the reading in full thereof waived, upon the following stated vote, to wit:

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

37 - Request by City Attorney to Attend City Attorneys' Conference

The City Attorney requested authorization to attend the League of Cities conference of the City Attorneys' on May 1-3, 1968, in Santa Barbara. Following general discussion, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN LOWER to approve on the standard accounting basis, reimbursement of necessary and reasonable expenses incurred on behalf of the City during the attendance of the City Attorney at the City Attorneys' Conference in Santa Barbara on May 1-3, 1968. The MOTION WAS CARRIED upon the following stated vote, to wit:

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

76 - Traffic Engineering Recommendation - Camino Capistrano & El Camino Real

Pursuant to the recent suggestion from Councilman O'Keefe that parking on the northwest side of Camino Capistrano be eliminated to allow for a right turn lane onto the Coast Highway, the City Manager reported that it is the recommendation of the Traffic Engineer that 2 parking spaces be eliminated.

Due consideration being given, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON, AND UNANIMOUSLY CARRIED to accept the recommendation of the Traffic Engineer for the elimination of 2 parking spaces at the intersection of Camino Capistrano and El Camino Real.

65 - Request for installation of Street Lights

With reference to a recent petition for installation of street lights on South La Esperanza, the City Manager referred to his memorandum to the Council dated 4-2-68 wherein he advised that the Improvement Act of 1911 would be the most appropriate means for installation of city-owned ornamental street lights in those tracts where such lights do not now exist. Mr. Carr pointed out that there were nine such tracts without street lighting and inquired of the Council as to what policy they wished to follow as to formation of improvement districts.

Following discussion as to the desirability of receiving a 60% petition, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON AND UNANIMOUSLY CARRIED that in present tracts without street lighting, it shall be the policy of the City Council to consider installation of street lights under the 1911 Act following submittal of appropriate petition.

90 - Rejection and Readvertisement of Bids for 1968 Model Industrial Wheel Tractor with Skiploader and Backhoe Attachments

Referring to pending bid proposals from seven manufacturers for furnishing a 1968 Model Industrial Wheel Tractor with Skiploader and Backhoe attachments, the City Manager reviewed his memorandum, dated 4-2-68, to the Council citing advantages of a diesel powered engine instead of gasoline as previously specified, and recommending rejection of bids and readvertisement with revised specifications as to tractor engine.

IT WAS MOVED BY COUNCILMAN CHILTON, SECONDED BY COUNCILMAN O'KEEFE AND UNANIMOUSLY CARRIED that all bids be rejected, and authority granted to readvertise, specifying a diesel engine.

96 - Discussion with B.Y.U. re Possible Relocation of Sewage Treatment Plant

The City Manager reported on the recent discussions with representatives from Brigham Young University and the Mormon Church regarding the possibility for an exchange of property and relocation of the sewage treatment plant facility. Mr. Carr further stated that an agreement is in the process of being formulated to be brought back at a later date, and any specific comments any Councilman might wish included in the negotiations would be welcomed.

30 - Municipal Pier Runway Supplemental Budget Appropriation

The City Manager requested a supplemental budgetary appropriation for the installation of an additional section to fill in the center portion of the recently installed pier runway because of certain inconvenience it has caused. Mr. Carr advised that the additional cost would be \$900.00, but that a private organization has donated \$300.00 towards the project leaving a balance of only \$600.00.

IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN CHILTON to authorize the expenditure of \$600.00 for the installation of an additional section to the Municipal Pier runway. The MOTION WAS UNANIMOUSLY CARRIED upon the following stated vote, to wit:

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

The City Manager advised that at the next regular meeting plans will be presented for consideration and approval of the Linda Lane access road and parking; and also the combination street improvement and undergrounding of utilities for the Lobeiro-Montalvo area. Mr. Carr further informed the Council of a proposed meeting with property owners in regard to the nondedicated De La Grulla alley with a possible report back at the next regular meeting.

PAYING OF THE BILLS

IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY MAYOR MASSIE that Warrants No. 9989 through No. 10114, as audited by the Council, be paid. The MOTION WAS DECLARED CARRIED upon the following stated vote, to wit:

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

Total Demands approved for payment for the
period of March 21 through April 3, 1968.....\$ 68,766.14

Ratification of Payroll Warrant No. 9989, for
period of March 4 through March 17, 1968.....\$ 30,094.54

TOTAL WARRANT REGISTER. . . . \$ 98,860.68

RESOLUTIONS

For Resolution No. 19-68 see under "REPORTS & MISCELLANEOUS ITEMS" on Page 6 .
For Resolution No. 20-68 see under "REPORTS & MISCELLANEOUS ITEMS" on Page 7 .

49 - Resolution No. 21-68 Ordering Canvass of Election Returns by City Clerk

Upon motion of Councilman Northrup, seconded by Councilman Lower, RESOLUTION NO. 21-68, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ORDERING THE CANVASS OF THE GENERAL MUNICIPAL ELECTION TO BE HELD ON THE 9TH DAY OF APRIL, 1968, TO BE MADE BY THE CITY CLERK OF THE CITY OF SAN CLEMENTE, was regularly introduced, passed, and adopted upon the following stated vote, to wit:

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

76 - Resolution No. 22-68 Establishing "No Parking" Regulations on Portion of Avenida Del Mar

In connection with Ordinance No. 511 eliminating parking meters on Avenida Del Mar from Avenida Victoria to its northwesterly terminus, and which Ordinance becomes effective this week, a Resolution was presented designating said identical area as a "No Parking" zone.

Upon motion of Mayor Massie, seconded by Councilman Chilton, RESOLUTION NO. 22-68, BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING SECTION 23.d-3 OF MASTER TRAFFIC RESOLUTION NO. 1846 BY ESTABLISHING CERTAIN "NO PARKING" REGULATIONS ON AVENIDA DEL MAR, was regularly introduced, passed, and adopted upon the following stated vote, to wit:

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

ORDINANCES

For Ordinance No. 514 see under "REPORTS & MISCELLANEOUS ITEMS" on Page 8.

ADJOURNMENT

There being no further business, IT WAS MOVED BY COUNCILMAN O'KEEFE, SECONDED BY COUNCILMAN NORTHRUP, AND UNANIMOUSLY CARRIED that the Council meeting be adjourned - at 12:15 A.M., Thursday, April 4, 1968 to 7:00 P.M., Tuesday, April 16, 1968, to comply with the Elections Code in the declaration of Election returns, the swearing in of newly elected candidates, and the appointment of a Mayor and Mayor pro tem.

Howard Massie

Mayor and President of the City Council

W. J. O'Keefe
 City Clerk and ex officio Clerk of the City Council