CITY OF SAN CLEMENTE Tuesday, September 3, 2024 City Council Regular Meeting Minutes



910 Calle Negocio 2nd Floor San Clemente, California www.san-clemente.org Council Chambers

5:00 p.m. - Closed Session 6:00 p.m. - Business Meeting Mayor Cabral Mayor Pro Tem Enmeier Councilmember Duncan Councilmember Knoblock Councilmember Loeffler

These minutes reflect the order in which items appeared on the meeting agenda and do not necessarily reflect the order in which items were actually considered.

A Regular Meeting of the San Clemente City Council was called to order by Mayor Cabral on September 3, 2024 at 5:01 p.m. in the San Clemente City Council Chambers, located at 910 Calle Negocio, 2nd Floor, San Clemente.

- **PRESENT:** Duncan, Enmeier, Knoblock, Loeffler and Mayor Cabral
- STAFF PRESENT: Andy Hall, City Manager; Elizabeth Mitchell, City Attorney; Laura Campagnolo, City Clerk; Megan Jimenez, Deputy City Clerk

## CLOSED SESSION

<u>Ms. Martin</u>, San Clemente, urged the City Council to accept the settlement agreement for *Ruth Martin v. City of San Clemente*, Orange County Superior Court Case No. 30-2023-01332706-CU-MC-CXC.

Motion by Mayor Pro Tem Enmeier, second by Councilmember Knoblock, CARRIED 5-0, to recess to Closed Session at 5:02 p.m. to discuss the following:

- A. CONFERENCE WITH LEGAL COUNSEL ANTICIPATED LITIGATION
  - 1. Facts and circumstances per Government Code section 54956.9(e)(2): Alleged violation of the Ralph M. Brown Act as set forth in the August 21, 2024 letter from Edward R. Kweskin.
  - 2. Facts and circumstances per Government Code section 54956.9(e)(1): Facts and circumstances that might result in litigation against the City that the City believes are not yet known to a potential plaintiff or plaintiffs.

# B. CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION

1. Case Name: Brian Dick, et al. v. City of San Clemente, et al., Orange County Superior Court Case No.:30 2024 01406991 CU WM CXC.

- Case Name: Harbor View Estates Homeowners Association v. City of San Clemente, Orange County Superior Court Case No. 30 2024 01371169 CU WM CXC.
- 3. Case Name: City of San Clemente v. Alfie Shahid, et al., Orange County Superior Court Case No. 30 2024 01381591 CU MC CJC.
- 4. Case Name: Ruth Martin v. City of San Clemente, Orange County Superior Court Case No. 30 2023 01332706 CU MC CXC.
- Case Name: Freda Philomena D'Souza v. City of San Clemente, et al., U.S. District Court, Central District of California, Case No. 8:20 CV 01863 JVS DFM.
- 6. Case Name: Peggy Burke v. City of San Clemente, et al., Orange County Superior Court Case No. 30 2023 01303894 CU PO CJC.
- 7. Case Name: Priscilla Mejia v. City of San Clemente, et al., Orange County Superior Court Case No. 30 2023 01343945 CU PO CJC.
- 8. Case Name: Kenneth Elsner v. City of San Clemente, Chad Biggs, et al., Orange County Superior Court Case No. 30 2023 01344114 CU PA CJC.
- 9. Case Name: Sarah Altuwaijri v. Capistrano Unif. School Dist., et al., Orange County Superior Court Case No. 30 2024 01406593 CU PO NJC.
- 10. Case Name: Scott Smith v. City of San Clemente, Orange County Superior Court Case No. 30 2024 01409991.
- 11. Case Name: Gene James v. City of San Clemente, Orange County Superior Court Case No. 30 2024 0143140 CU OE CJC.
- 12. Case Name: Kristen Nelson v. GC 8, LLC, et al., Orange County Superior Court Case No. 30 2023 01334251 CU OR CJC.
- AYE: Duncan, Enmeier, Knoblock, Loeffler and Mayor Cabral
- NOE: None

Closed Session concluded at 5:50 p.m.

### **BUSINESS MEETING**

The Business Meeting reconvened at 6:01 p.m. with all City Councilmembers present.

### INVOCATION

Assistant Pastor Steve Pascoe, Calvary Chapel San Clemente, gave the invocation.

## PLEDGE OF ALLEGIANCE

San Clemente Water Polo Boys U10 Team led the Pledge of Allegiance.

### 1. Special Presentations

## A. <u>City of San Clemente Blue City Certification</u>

Ashley Pries, Chief City Liaison, Blue City Network presented a Certificate to the City in recognition of being named a Certified Blue City, Tier 2 Ocean Champion.

### B. San Clemente Water Polo Club Junior Olympics Medalists

Mayor Cabral and the City Council presented commendations to the San Clemente Water Polo Club Junior Olympics Medalists in recognition of the 10U Boys Team winning the Gold Medal and 10U Girls Team winning the Silver Medal.

## 2. Council Member Reports

### Mayor Cabral reported:

- That the California League of Cities held an election at its recent meeting and he was elected to 5th District Representative to the California League of Cities Board.
- Attended the San Clemente Chamber of Commerce ribbon cutting event for Sylvester's Italian Chophouse in North Beach on August 23, 2024.
- Attended meetings with the Army Corps of Engineers and Congressman Levin to discuss the Sand Replenishment Project.
- Met with Hoag Hospital concerning the development of a project in the City.
- Attended an emergency meeting at the San Onofre Nuclear Generating Station (SONGS) to discuss two low-level violations.
- Met with the Be Well Organization concerning their new facility in Irvine and services that will become available to the City of San Clemente to address homelessness and mental health.
- Attended the Orange County Transportation Authority (OCTA) Regional Meeting to provide input on their Coastal Rail Resiliency project.
- Met with California State Parks concerning the continuation of the lease for San Onofre State Beach and San Mateo Campground.
- Announced he attended the San Clemente High School home opener football game.
- Announced the New York Times article featuring San Clemente efforts to address homelessness in the City.
- Reported on the ongoing North Beach sand replenishment project.

### Councilmember Loeffler reported:

• Announced the upcoming Friends of San Clemente Beaches, Parks and Recreation Carnival on October 10 -13, 2024.

## Councilmember Knoblock reported:

- Attended the Family Assistance Ministries ribbon cutting at their new location on August 29, 2024.
- Attended a video conference with Manson Engineering (company contracted to perform the Army Corps of Engineering sand replenishment project) to discuss alternative means of getting sand on San Clemente Beaches on August 27, 2024.

## Mayor Pro Tem Enmeier reported:

- Attended a meeting concering E-Bike Safety on August 27, 2024.
- Attended Supervisor Foley's Elected Officials Homelessness Roundtable meeting on August 29, 2024 concerning action the County is taking to address homelessness.
- Reported that the Coastal Cities Group Leadership Committee met on August 22, 2024 to discuss California legislation as it relates to impacts on coastal communities.

## Councilmember Duncan reported:

- That the City is hosting the World Surf League (WSL) Finals at Lower Trestles on September 6 -14, 2024.
- Announced the WSL Role Model Event at Stance Headquarters with local surfers on Wednesday, September 4, 2024; encouraged the community to attend.

## 3. Oral Communications (Part 1)

Lois McNicoll spoke on comments made by Councilmember Loeffler at the August 30, 2024 Community Coffee Chat held at the Senior Center on August 30, 2024.

<u>Wayne Eggleston</u> expressed concerns on activity in the Pier Bowl; urged the City Council to take action to establish a free speech zone, address sidewalk solicitation and homelessness.

<u>Caterina Mashburn</u>, San Clemente, commented on the need for a free speech zone in the Pier Bowl; urged the City Council to address issues with amplified sound and sidewalk solicitation.

<u>Cari West</u> expressed concerns regarding homelessness at the San Clemente Pier late at night.

<u>Frank Villavazo</u>, San Clemente, commented on noise issues and aggressive behavior by individuals in the Pier Bowl as it relates to impacts to his business,

San Clemente Cove Resort.

<u>Diane Marino</u>, San Clemente, expressed safety concerns regarding the prohibition of turning left onto Santa Clara from Avenida Vista Montana.

<u>Aaron Washington</u>, San Clemente, recognized the City for placing flags on the San Clemente Pier in memory of the 13 United States service members who lost their lives on August 26, 2021 at Hamid Karzai International Airport's Abbey Gate in Kabul, Afghanistan.

### 4. Motion waiving reading in full of all Resolutions and Ordinances

Motion by Mayor Pro Tem Enmeier, second by Mayor Cabral, CARRIED 5-0, to waive reading in full of all Resolutions and Ordinances.

AYE: Duncan, Enmeier, Knoblock, Loeffler and Mayor Cabral

NOE: None

### 5. Consideration of agendizing items requiring immediate action

None.

### 6. Closed Session Report - City Attorney

City Attorney Mitchell announced that the following action was taken in Closed Session:

Direction given, no reportable action concerning:

- 1. Facts and circumstances per Government Code section 54956.9(e)(2): Alleged violation of the Ralph M. Brown Act as set forth in the August 21, 2024 letter from Edward R. Kweskin.
- 2. Facts and circumstances per Government Code section 54956.9(e)(1): Facts and circumstances that might result in litigation against the City that the City believes are not yet known to a potential plaintiff or plaintiffs.

No reportable action concerning:

- 1. Case Name: *Brian Dick, et al. v. City of San Clemente, et al.*, Orange County Superior Court Case No.:30-2024-01406991-CU-WM-CXC.
- 2. Case Name: Harbor View Estates Homeowners Association v. City of San Clemente, Orange County Superior Court Case No. 30-2024-01371169 -CU-WM-CXC.

Direction given, no reportable action concerning:

4. Case Name: *Ruth Martin v. City of San Clemente*, Orange County Superior Court Case No. 30-2023-01332706-CU-MC-CXC.

No reportable action concerning:

11. Case Name: *Gene James v. City of San Clemente*, Orange County Superior Court Case No. 30-2024-0143140-CU-OE-CJC.

### 7. Staff Communications

None.

### 8. Public Hearings

## 8A. <u>CONSIDERATION OF A RESOLUTION REVISING AMBULANCE</u> <u>TRANSPORT FEE RATE AND ADOPTION SCHEDULE</u>

Mayor Cabral opened the Public Hearing.

Finance Manager Rahn reviewed the contents of the Administrative Report and responded to City Council inquiries.

There being no one desiring to speak, Mayor Cabral closed the Public Hearing.

Motion by Councilmember Duncan, second by Councilmember Loeffler, CARRIED 5-0, to adopt Resolution No. 24-136 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ADOPTING A REVISED AMBULANCE TRANSPORT FEE RATE AND ADOPTION SCHEDULE AND REPEALING RESOLUTION NO. 16-31, AS IT RELATES TO AMBULANCE TRANSPORT FEES.

AYE: Duncan, Enmeier, Knoblock, Loeffler and Mayor Cabral

## 8B. <u>CONTINUANCE OF NO ACTION ON CONDITIONAL PERMIT 1021 RELATED</u> <u>TO THE PROPERTY LOCATED AT 616 DEL DIOS, ASSESSOR'S PARCEL</u> <u>NUMBER 690-552-05</u>

Mayor Cabral opened the Public Hearing.

There being no one desiring to speak, Mayor Cabral closed the Public Hearing.

Motion by Councilmember Knoblock, second by Mayor Pro Tem Enmeier, CARRIED 5-0, to continue the abeyance of the revocation of Conditional Permit 1021 until November 19, 2024, which would maintain the status quo until that date.

AYE: Duncan, Enmeier, Knoblock, Loeffler and Mayor Cabral

NOE: None

#### 9. Unfinished Business

None.

#### 10. New Business

## 10A. <u>CONSIDERATION OF A RESOLUTION AWARDING SPORTS PARTNERSHIP</u> <u>STATUS FOR THE FALL/WINTER PRIMARY SEASON SPORTS</u>

Beaches, Parks and Recreation Director Wylie reviewed the contents of the Administrative Report and responded to City Council inquiries.

Motion by Mayor Pro Tem Enmeier, second by Councilmember Loeffler, CARRIED 5-0, to:

Adopt Resolution No. 24-137, which will:

- 1. Grant Tier I Recreational Sports Partnership Status to American Youth Soccer Organization Region 111 for a one year term.
- 2. Grant Tier I Recreational Sports Partnership Status to Elite Soccer League for a three year term.
- 3. Grant Tier I Recreational Sports Partnership Status to South Coast Youth Football for a three year term.
- 4. Approve, and authorize the Beaches, Parks & Recreation Director to execute, Contract No. C24-49, Recreation Sports Partnership Agreement, by and between the City of San Clemente and American Youth Soccer Organization Region 111, Tier I Recreational Sports Partnership Status, for a one year term with an option to re qualify for a Tier I after year 1 of the Agreement.

Regular Meeting Minutes

- Approve, and authorize the Beaches, Parks & Recreation Director to execute, Contract No. C24-50, Recreation Sports Partnership Agreement, by and between the City of San Clemente and Elite Soccer League, Tier I Recreational Sports Partnership Status, for a three year term.
- Approve, and authorize the Beaches, Parks & Recreation Director to execute, Contract No. C24-51, Recreation Sports Partnership Agreement, by and between the City of San Clemente and South Coast Youth Football, Tier II Recreational Sports Partnership Status, for a three year term.

AYE: Duncan, Enmeier, Knoblock, Loeffler and Mayor Cabral

NOE: None

## 10B. <u>CONSIDERATION OF RESOLUTION AWARDING AQUATICS PARTNERSHIP</u> <u>STATUS</u>

Beaches, Parks and Recreation Director Wylie reviewed the contents of the Administrative Report and responded to City Council inquiries.

<u>Ellie Servais</u>, San Clemente, spoke in support of San Clemente Water Polo team having Senior Partner status; commented on the positive impacts of the San Clemente Water Polo team on the youth in the community.

Logan Powell, San Clemente, spoke in support of the partnership agreement with the City.

Motion by Councilmember Knoblock, second by Councilmember Loeffler, CARRIED 5-0, to:

Adopt Resolution No. 24-138, which will:

- 1. Establish general guidelines for the allocation and management of municipal pools concerning the partnerships.
- 2. Approve an exception to Aquatics Partnership Policy to allow for the San Clemente Aquatic Team to maintain its Senior Partner status granted in 2022 for an additional two years, expiring in December 2025.
- Approve, and authorize the Beaches, Parks & Recreation Director to execute, a Senior Partnership Agreement (Contract No. C24-52), by and between the City of San Clemente and the San Clemente Water Polo Club, for a term of one year.
- AYE: Duncan, Enmeier, Knoblock, Loeffler and Mayor Cabral
- NOE: None

## 10C. <u>CONSIDERATION OF PUBLIC ART INSTALLATION - SAN CLEMENTE</u> <u>LIFEGUARD MONUMENT AND FINDING THE PROJECT CATEGORICALLY</u> <u>EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT UNDER</u> <u>CLASS 3</u>

Beaches, Parks and Recreation Director Wylie narrated a PowerPoint presentation entitled "Consideration of Public Art Installation - San Clemente Lifeguard Monument" and responded to City Council inquiries. A hard copy of the presentation is on file with the City Clerk.

<u>Greg Hulsizer</u> narrated a PowerPoint presentation entitled "San Clemente Lifeguard & Junior Guard Foundation Community Touchstone Sculpture Proposal". A hard copy of the presentation is on file with the City Clerk.

<u>Rick Delanty</u>, San Clemente, displayed a photograph of the proposed statue sculptor, Bill Limebrook's work. Hard copies of the photograph are on file with the City Clerk.

<u>Jim Kempton</u> commented on the community support for the San Clemente Lifeguard Monument.

Motion by Councilmember Duncan, second by Mayor Pro Tem Enmeier, to:

Adopt Resolution No. 24-139, which will:

- 1. Find the project categorically exempt from the California Environmental Quality Act ("CEQA") under Class 3, Section 15303 of the state CEQA Guidelines (14 CCR 15303).
- 2. Conditionally approve the installation of the San Clemente Lifeguard monument in the Parque Del Mar/Pier Bowl area, noted in Exhibit A, subject to the approval of or waiver from the California Coastal Commission and entry into an installation and maintenance agreement with the San Clemente Lifeguard and Junior Lifeguard Foundation.
- 3. Direct staff to proceed with an application to the California Coastal Commission.
- 4. Direct and authorize the City Manager to negotiate and execute an installation and maintenance agreement with the San Clemente Lifeguard and Junior Lifeguard Foundation in a form approved by the City Attorney that provides for the installation and ongoing care and maintenance of the monument to be provided by the San Clemente Lifeguard and Junior Lifeguard Foundation at no cost to the City.

**Substitute motion** by Councilmember Knoblock, second by Mayor Cabral, **FAILED 2-3** (Council members Duncan, Enmeier and Loeffler voting NOE) to:

Adopt Resolution No. 24-139, which will:

- 1. Find the project categorically exempt from the California Environmental Quality Act ("CEQA") under Class 3, Section 15303 of the state CEQA Guidelines (14 CCR 15303).
- 2. Conditionally approve the installation of the San Clemente Lifeguard monument in the Parque Del Mar/Pier Bowl area, noted in Exhibit A, subject to the approval of or waiver from the California Coastal Commission and entry into an installation and maintenance agreement with the San Clemente Lifeguard and Junior Lifeguard Foundation.
- 3. Direct staff to proceed with an application to the California Coastal Commission.
- 4. Direct and authorize the City Manager to negotiate and execute an installation and maintenance agreement with the San Clemente Lifeguard and Junior Lifeguard Foundation in a form approved by the City Attorney that provides for the installation and ongoing care and maintenance of the monument to be provided by the San Clemente Lifeguard and Junior Lifeguard Foundation at no cost to the City.
- 5. With additional language included in the agreement establishing an initial five-year term for development of the Lifeguard Monument; addition of a required annual report to be presented to the City Council concerning the progress of the Lifeguard Monument project; a provision that the City Council would reserve the right to extend the term of development at a later date as determined by the progress of the Lifeguard Monument.

AYE: Knoblock and Mayor Cabral

**NOE:** Duncan, Enmeier and Loeffler

The original motion by Councilmember Duncan, second by Mayor Pro Tem Enmeier, CARRIED 5-0, to:

Adopt Resolution No. 24-139, which will:

- 1. Find the project categorically exempt from the California Environmental Quality Act ("CEQA") under Class 3, Section 15303 of the state CEQA Guidelines (14 CCR 15303).
- 2. Conditionally approve the installation of the San Clemente Lifeguard monument in the Parque Del Mar/Pier Bowl area, noted in Exhibit A, subject to the approval of or waiver from the California Coastal Commission and entry into an installation and maintenance agreement with the San Clemente

Lifeguard and Junior Lifeguard Foundation.

- 3. Direct staff to proceed with an application to the California Coastal Commission.
- 4. Direct and authorize the City Manager to negotiate and execute an installation and maintenance agreement with the San Clemente Lifeguard and Junior Lifeguard Foundation in a form approved by the City Attorney that provides for the installation and ongoing care and maintenance of the monument to be provided by the San Clemente Lifeguard and Junior Lifeguard Foundation at no cost to the City.
- AYE: Duncan, Enmeier, Knoblock, Loeffler and Mayor Cabral

NOE: None

### 11. Consent Calendar

### A. <u>City Council Minutes</u>

Motion by Councilmember Knoblock, second by Mayor Pro Tem Enmeier, CARRIED 5-0, to:

(1) APPROVE THE CITY COUNCIL REGULAR MEETING MINUTES OF AUGUST 20, 2024.

AYE: Duncan, Enmeier, Knoblock, Loeffler and Mayor Cabral

NOE: None

### B. Commission/Committee Minutes

Motion by Councilmember Knoblock, second by Mayor Pro Tem Enmeier, CARRIED 5-0, to receive and file the following:

- (1) PLANNING COMMISSION REGULAR MEETING MINUTES OF AUGUST 21, 2024.
- (2) ZONING ADMINISTRATOR REGULAR MEETING MINUTES OF AUGUST 22, 2024.
  - AYE: Duncan, Enmeier, Knoblock, Loeffler and Mayor Cabral

### C. <u>Warrant Register</u>

Motion by Councilmember Knoblock, second by Mayor Pro Tem Enmeier, CARRIED 5-0, to:

(1)	APPROVE WIRE TRANSFER NOS. 3091 THROUGH 3095 AND WARRANT NOS. 598399 THROUGH 598577, PAID ON 8-2-24, IN THE AMOUNT OF	\$1,655,721.29
(2)	APPROVE WIRE TRANSFER NOS. 3096 THROUGH 3099 AND WARRANT NOS. 598578 THROUGH 598738, PAID ON 8-9-24, IN THE AMOUNT OF	\$4,358,302.92
(3)	APPROVE WIRE TRANSFER NOS. 3100 THROUGH 3101 AND WARRANT NOS. 598739 THROUGH 598909, PAID ON 8-16-24, IN THE AMOUNT OF	\$1,031,103.05
	TOTAL WARRANT REGISTER	\$7,045,127.26

AYE: Duncan, Enmeier, Knoblock, Loeffler and Mayor Cabral

NOE: None

### Payroll Register

Motion by Councilmember Knoblock, second by Mayor Pro Tem Enmeier, CARRIED 5-0, to approve:

WARRANT NOS. 944 THROUGH 945 AND AUTOMATIC DEPOSIT ADVISES 96280 THROUGH 96672, FOR THE PERIOD 7-22-24 THROUGH 8-4-24, PAID ON 8-9-24, IN THE AMOUNT OF

TOTAL PAYROLL REGISTER

\$586,342.60

\$586,342.60

AYE: Duncan, Enmeier, Knoblock, Loeffler and Mayor Cabral

#### ITEMS REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION

## 11D. ADOPT ORDINANCE NO. 1778 (SECOND READING) - REGULATING THE OPERATION AND USE OF ELECTRIC BICYCLES AND OTHER ELECTRIC TRANSPORTATION DEVICES AND FINDING THE ORDINANCE NOT SUBJECT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

<u>Susan Ambrose</u> distributed a handout with municipal code section 12.32.130; opined that the language in Municipal Code section 12.32.130 should be incorporated into the Ordinance. A hard copy of the handout is on file with the City Clerk

Motion by Councilmember Duncan, second by Councilmember Knoblock, CARRIED 5-0, to:

- Adopt Ordinance No. 1778 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING SAN CLEMENTE MUNICIPAL CODE TITLE 10 - VEHICLES AND TRAFFIC, ADDING CHAPTER 10.62 TO ESTABLISH REGULATIONS FOR THE OPERATION AND USE OF ELECTRIC BICYCLES AND OTHER FORMS OF ELECTRIC TRANSPORTATION AND FINDING THE ORDINANCE NOT SUBJECT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.
- 2. Refer this item to the Public Safety Committee for further review and determination of whether or not an adjustment is necessary to the passenger provision of the Ordinance after a review of three months of enforcement.
- AYE: Duncan, Enmeier, Knoblock, Loeffler and Mayor Cabral

## 11E. ADOPT ORDINANCE NO. 1779 (SECOND READING) - AMENDING CHAPTERS 8.86 AND 12.18 OF THE SAN CLEMENTE MUNICIPAL CODE RELATING TO PUBLIC CAMPING AND PUBLIC STORAGE OF PERSONAL PROPERTY TO ADDRESS CHANGES IN LAW BROUGHT ABOUT BY CITY OF GRANTS PASS, OREGON V. JOHNSON, ET AL

<u>Tom Streeter</u>, San Clemente, narrated a PowerPoint presentation concerning enforcement of Ordinance 1779. A hard copy of the presentation is on file with the City Clerk.

Motion by Mayor Pro Tem Enmeier, second by Councilmember Knoblock, CARRIED 5-0, to adopt Ordinance No. 1779 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, COUNTY OF ORANGE, CALIFORNIA, AMENDING CHAPTERS 8.86 AND 12.18 OF THE SAN CLEMENTE MUNICIPAL CODE RELATING TO PUBLIC CAMPING AND PUBLIC STORAGE OF PERSONAL PROPERTY TO ADDRESS CHANGES IN LAW BROUGHT ABOUT BY CITY OF GRANTS PASS, OREGON V. JOHNSON, ET AL., 144 S.Ct. 2202 (2024) AND FINDING THE ORDINANCE NOT SUBJECT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

AYE: Duncan, Enmeier, Knoblock, Loeffler and Mayor Cabral

NOE: None

## 12. Oral Communications (Part 2)

None.

## 13. Future Agenda Items

## Overgrown Thistle in Open Space

Councilmember Duncan, with the support of the City Council, agendized for the September 17, 2024 City Council meeting consideration of options to address overgrown thistle in San Clemente open space areas in order to mitigate the resulting impacts on the community.

## Pier Bowl Enforcement - Free Speech Zone and Sidewalk Solicitation

Councilmember Loeffler, with the support of Mayor Cabral and Mayor Pro Tem Enmeier, agendized review of enforcement in the Pier Bowl area including free speech zones, amplified sound and sidewalk solicitation.

## Resident Parking Program - Max Berg Plaza Park

Councilmeber Loeffler, with the support from Mayor Cabral and Councilmember Knoblock, agendized consideration of a resident parking program near and around Max Berg Plaza Park.

### 14. Reports

### A. Commissions and Committees

## Orange County Fire Authority (OCFA) Division 3 Social Media Program

Councilmember Duncan announced that Orange County Fire Authority (OCFA) Division 3 is expanding its social media program; encouraged the community to follow OCFA Division 3 on social media to get important updates and tips.

## B. Council Subcommittee Updates

None.

## C. City Attorney

None.

## D. City Manager

## Upcoming High Level Financial Review/Budget Status Update

City Manager Hall announced that he will provide a report at the September 17, 2024 City Council meeting concerning the prioritization of projects in the City as it relates to the budget.

## City Contracts Executed Under the City Manager's Authority

City Manager Hall announced he executed the following contracts:

- 1. LGC Geotechnical providing for the Avenida Columbo Inclinometer/Geotechnical Investigation in the amount of \$43,000.
- 2. Fairbank, Maslin, Maulin, Metz & Associates providing for a resident research survey in the amount of \$36,500.
- 3. Ceto Consulting, LLC providing for analysis of financial resilience opportunities in the amount of \$21,000.
- 4. Galvin Preservation Associates, Inc. First Amendment for Environmental Consulting Services for Hotel Clemente and Loretta's Restaurant in an amount not to exceed \$21,211.60.

### 15. Adjournment

Motion by Councilmember Loeffler, second by Councilmember Knoblock, CARRIED 5-0, to adjourn in memory of Lynna Youngerman at 8:30 p.m. The next Regular Meeting will be held on September 17, 2024. Closed Session will begin at 5:00 p.m. The Business Meeting will commence at 6:00 p.m. The meeting will take place at City Hall Council Chambers, located at 910 Calle Negocio, 2nd Floor, San Clemente.

AYE: Duncan, Enmeier, Knoblock, Loeffler and Mayor Cabral

NOE: None

MAYOR of the City of San Clemente, California

CITY CLERK of the City of San Clemente, California