

CITY OF SAN CLEMENTE
Tuesday, October 15, 2024
City Council
Special and Regular Meeting Minutes



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

5:30 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 Special and Regular Meeting of the San Clemente City Council was called to order by Mayor Cabral on October 15, 2024 at 5:30 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

* Councilmember Knoblock arrived at 5:39 p.m.

STAFF PRESENT: Andy Hall, City Manager; Elizabeth Mitchell, City Attorney; Laura Campagnolo, City Clerk; Megan Jimenez, Deputy City Clerk

CLOSED SESSION

Motion by Councilmember Loeffler, second by Mayor Pro Tem Enmeier, CARRIED 4-0 (Councilmember Knoblock Absent) to recess to Closed Session at 5:32 p.m. to discuss the following:

A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

1. Real Property Negotiations: 690-552-06 Property: A 0.8-acre area of the Richard T. Steed Memorial Park property at the intersection of Avenida La Pata and Calle Extremo, currently established as the Baron Von Willard Dog Park

City Negotiators: Andy Hall, City Manager and Samantha Wylie, Director of Beaches, Parks and Recreation

Negotiating Parties: David Browning, Orange County Mountain Bike Association Under Negotiation: Price and terms

AYE: Duncan, Enmeier, Loeffler and Mayor Cabral

NOE: None

ABSENT: Knoblock

Closed Session concluded at 5:58 p.m.

BUSINESS MEETING

The business meeting reconvened at 6:00 p.m. with all Councilmembers present.

INVOCATION

Pastor Jim Wilke, Calvary South OC, gave the invocation.

PLEDGE OF ALLEGIANCE

Mayor Cabral led the Pledge of Allegiance

1. Special Presentations

A. Breast Cancer Awareness Month

City Clerk Campagnolo acknowledged Breast Cancer Awareness Month and urged residents to prioritize their health by scheduling an appointment for early detection.

2. Council Member Reports

Councilmember Loeffler:

- Spoke on the success of the Friends of San Clemente Beaches Parks and Recreation Carnival Colossal.

Mayor Pro Tem Enmeier:

- Attended Bring Back our Beaches San Clemente Community Event on October 5, 2024 at Stance World Headquarters concerning Measure BB.
- Attended the Marine Corps Evening Colors Ceremony on October 9, 2024 in celebration of the 82nd Anniversary of Camp Pendleton.
- Attended the Carnival Colossal, commented on the success of the event.
- Attended the Family Assistance Ministries Hunger Walk on October 13, 2024.

Councilmember Duncan:

- Participated in “Principal for a Day” at Marblehead Elementary School on October 3, 2024.

Mayor Cabral:

- Reported that he spoke with San Clemente Homeowners Associations concerning Measure BB.
- Participated in “Principal for a Day” at San Clemente High School on October 3, 2024.
- Attended the Ribbon Cutting at Casa Romantica on October 4, 2024.
- Met with an international group of mayors.
- Acknowledged the success of Carnival Colossal.
- Acknowledged an event held by the Exchange Club.

- Acknowledged the City Employee Golf Tournament.
- Participated in television interviews concerning sand placement on San Clemente beaches.
- Attended the San Onofre Nuclear Generation Station (SONGS) Community Engagement Panel on October 8, 2024.

3. Oral Communications (Part 1)

Joe Wilson, San Clemente, commented on the need for sand replenishment for San Clemente beaches; spoke in support of Measure BB.

Gary Walsh, San Clemente, commented on the continual need for sand placement on San Clemente beaches as it relates to funding; spoke in support of Measure BB.

Cameron Cosgrove, San Clemente, commented on misconceptions related to Measure BB.

Lisa Gant, San Clemente, spoke in support of Ballot Measure BB; commented on potential financial impacts on residents.

Julian Husbands, San Clemente, commented on the need for additional sand placement on San Clemente beaches; spoke in support of Measure BB.

Suzie Whitelaw narrated a PowerPoint presentation concerning sand placement on San Clemente beaches. A hard copy of the presentation is on file with the City Clerk.

Donna Vidrine, San Clemente, urged the City Council to implement cold weather solutions for the homeless in San Clemente.

Jenifer Massey, urged the City Council to implement cold weather solutions for the homeless in San Clemente.

Mike Kay, San Clemente, commented on politically motivated comments made at City Council meetings.

Lisa Edone, San Clemente, spoke in opposition to a City Council candidate in District 3; spoke in support of City Council candidate Rick Loeffler.

Lois McNicoll spoke in opposition to Measure BB due to the inclusion of the Army Corps of Engineers Sand Replenishment Project.

Michelle Brooks, San Clemente, acknowledged the responsiveness of the City Council and City staff.

Steve Lang, San Clemente, expressed his appreciation to the City Council and City staff.

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

Motion by Mayor Pro Tem Enmeier, second by Councilmember Duncan, 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 agenda items requiring immediate action

None.

6. Closed Session Report - City Attorney

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

Council gave direction; no reportable action concerning:

Real Property Negotiations: 690-552-06 Property: A 0.8-acre area of the Richard T. Steed Memorial Park property at the intersection of Avenida La Pata and Calle Extremo, currently established as the Baron Von Willard Dog Park

City Negotiators: Andy Hall, City Manager and Samantha Wylie, Director of Beaches, Parks and Recreation

Negotiating Parties: David Browning, Orange County Mountain Bike Association Under Negotiation: Price and terms

7. Staff Communications

City Manager Hall requested that the City Council consider the Consent Calendar prior to the Public Hearing and hear a brief presentation on item 11G - Contract Award- Offshore Sand Source Investigation, Accepting Related Grant Funding, Making a Supplemental Appropriation, and Finding the Project Statutorily Exempt from the California Environmental Quality Act.

Reorganization of Agenda

By City Council consensus, the City Council reorganized the agenda to consider the Consent Calendar prior to the Public Hearing. Please reference page 12 of these minutes for a summary of the action.

8. Public Hearings

8A. DE NOVO APPEAL AND PUBLIC HEARING ON PROJECT (PHP) 23-262, HOTEL CLEMENTE & LORETTA'S RESTAURANT, A REQUEST TO CONSTRUCT A 28-UNIT BOUTIQUE HOTEL AND A RESTAURANT WITH OUTDOOR SEATING, AND FINDING THE PROJECT CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

Mayor Cabral opened the Public Hearing.

The City Council made the following disclosure of ex-parte communications:

Councilmember Knoblock reported that he had no ex-parte communications; stated that he received emails concerning the proposed project.

Mayor Pro Tem Enmeier reported that he had no ex-parte communications; stated that he received emails concerning the proposed project.

Councilmember Duncan reported that he had no ex-parte communications; stated that he received emails concerning the proposed project.

Councilmember Loeffler reported that he had communications with residents from the 200 block of Avenida Granada, spoke with the appellant on an unrelated issue, attended a Planning Commission meeting where this item was discussed and received emails concerning the proposed project.

Mayor Cabral reported that he received emails and phone calls concerning the proposed project.

Contract Planner Ciampa and City Planner Lightfoot narrated a PowerPoint presentation entitled "Hotel Clemente & Loretta's Restaurant CHP23-263/DP24-258/CUP23-264/MCUP24-260" and responded to City Council inquiries. A hard copy of the presentation is on file with the City Clerk.

Michael Luna and Mike Simms, Applicants, reviewed the proposed project and responded to City Council inquiries.

Larry Culbertson spoke in opposition to the proposed project.

Harry Joseph, Carlsbad, spoke in opposition to the proposed project; expressed concerns regarding water runoff at the proposed site.

Jorge Alvarez, appellant, spoke in opposition to the proposed project.

Matt West, San Clemente, spoke in opposition to the proposed project.

Dave Litle, San Clemente, expressed concerns regarding noise and parking

impacts on residents of the proposed project.

Cheri Litle, San Clemente, expressed concerns regarding noise and parking impacts on residents of the proposed project.

Erin Brown, San Clemente, spoke in support of the proposed project.

Lois McNicoll expressed concerns regarding parking for the proposed project.

Jillian Chavez, San Clemente, spoke in support of the proposed project.

Mike Kay spoke in support of the proposed project.

Mabell Aguilar, San Clemente, expressed concerns regarding the project size, location and proximity to residences.

Merrill Wilson, San Clemente, opined on the Secretary of the Interior standards for historical buildings.

Lynn West expressed concerns regarding the project.

Meeting Recessed

The meeting recessed at 8:14 p.m. and reconvened at 8:23 p.m. with all Councilmembers present.

Jorge Alvarez, appellant, was granted additional time to speak at the discretion of the City Council; spoke in opposition to the proposed project.

Michael Luna and Mike Simms, Applicants, responded to community concerns regarding the proposed project.

Meeting Recessed

The meeting was recessed at 8:50 p.m. and reconvened at 8:53 p.m. with all City Councilmembers present.

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

Please reference page 11 for a summary of the approved motion.

Motion by Mayor Pro Tem Enmeier, second by Mayor Cabral, to:

Adopt Resolution No. 24-158, which will:

1. Find the Project categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15331 (Class 31: Historical Resource Restoration/Rehabilitation) and Section 15332 (Class 32: In-Fill Development Projects), and direct staff to file a Notice of Exemption.
2. Deny the appeal and approve with conditions Project 23-262, consisting of Cultural Heritage Permit 23-263, Development Permit 24-258, Conditional Use Permit 23-264, and Minor Conditional Use Permit 24-260, Hotel Clemente and Loretta's Restaurant, for the demolition of a duplex, rehabilitation and adaptive reuse of a historic resource at 232 Avenida Granada, construction of two new buildings to establish a 28-room boutique hotel, with a roof-top deck and architectural elements and elevator towers encroaching above the maximum height for the zoning district, and specialty restaurant with indoor and outdoor seating. The project will merge the five lots into one parcel for the development and include sale of on-site full-service alcohol, outdoor courtyard seating, indoor amplified music, valet parking service, the use of vehicle lifts, and parking demand modifications with shared parking. With modifications to the restaurant's seats allowed for the project to be increased from 100 to 130 seats.

Please reference page 9 for the action taken on this motion.

Substitute motion by Councilmember Loeffler, second by Councilmember Duncan, to:

Adopt Resolution No. 24-158, which will:

1. Find the Project categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15331 (Class 31: Historical Resource Restoration/Rehabilitation) and Section 15332 (Class 32: In-Fill Development Projects), and direct staff to file a Notice of Exemption.
2. Deny the appeal and approve with conditions Project 23-262, consisting of Cultural Heritage Permit 23-263, Development Permit 24-258, Conditional

Use Permit 23-264, and Minor Conditional Use Permit 24-260, Hotel Clemente and Loretta's Restaurant, for the demolition of a duplex, rehabilitation and adaptive reuse of a historic resource at 232 Avenida Granada, construction of two new buildings to establish a 28-room boutique hotel, with a roof-top deck and architectural elements and elevator towers encroaching above the maximum height for the zoning district, and specialty restaurant with indoor and outdoor seating. The project will merge the five lots into one parcel for the development and include sale of on-site full-service alcohol, outdoor courtyard seating, indoor amplified music, valet parking service, the use of vehicle lifts, and parking demand modifications with shared parking. With the modification to approval to have the applicant obtain 12 additional off-site parking spaces for employees and have the applicant obtain a third party historical consultant to demonstrate compliance of the Secretary of the Interior standards.

Please reference page 9 for the action taken on this motion.

*Substitute motion by Councilmember Knoblock, **DIED** due to lack of a second, to:*

Adopt Resolution No. 24-158, which will:

1. Find the Project categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15331 (Class 31: Historical Resource Restoration/Rehabilitation) and Section 15332 (Class 32: In-Fill Development Projects), and direct staff to file a Notice of Exemption.
2. Deny the appeal and approve with conditions Project 23-262, consisting of Cultural Heritage Permit 23-263, Development Permit 24-258, Conditional Use Permit 23-264, and Minor Conditional Use Permit 24-260, Hotel Clemente and Loretta's Restaurant, for the demolition of a duplex, rehabilitation and adaptive reuse of a historic resource at 232 Avenida Granada, construction of two new buildings to establish a 28-room boutique hotel, with a roof-top deck and architectural elements and elevator towers encroaching above the maximum height for the zoning district, and specialty restaurant with indoor and outdoor seating. The project will merge the five lots into one parcel for the development and include sale of on-site full-service alcohol, outdoor courtyard seating, indoor amplified music, valet parking service, the use of vehicle lifts, and parking demand modifications with shared parking. With the modification to have the applicant obtain 12 additional off-site parking spaces for employees.

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

Adopt Resolution No. 24-158, which will:

1. Find the Project categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15331 (Class 31: Historical Resource Restoration/Rehabilitation) and Section 15332 (Class 32: In-Fill Development Projects), and direct staff to file a Notice of Exemption.
2. Deny the appeal and approve with conditions Project 23-262, consisting of Cultural Heritage Permit 23-263, Development Permit 24-258, Conditional Use Permit 23-264, and Minor Conditional Use Permit 24-260, Hotel Clemente and Loretta's Restaurant, for the demolition of a duplex, rehabilitation and adaptive reuse of a historic resource at 232 Avenida Granada, construction of two new buildings to establish a 28-room boutique hotel, with a roof-top deck and architectural elements and elevator towers encroaching above the maximum height for the zoning district, and specialty restaurant with indoor and outdoor seating. The project will merge the five lots into one parcel for the development and include sale of on-site full-service alcohol, outdoor courtyard seating, indoor amplified music, valet parking service, the use of vehicle lifts, and parking demand modifications with shared parking. With the modification to approval to have the applicant obtain 12 additional off-site parking spaces for employees and have the applicant obtain a third party historical consultant to demonstrate compliance of the Secretary of the Interior Standards.

AYE: Duncan and Loeffler

NOE: Enmeier, Knoblock and Mayor Cabral

Motion by Mayor Pro Tem Enmeier, second by Mayor Cabral, was **WITHDRAWN**, the withdrawn motion is as follows:

Adopt Resolution No. 24-158, which will:

1. Find the Project categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15331 (Class 31: Historical Resource Restoration/Rehabilitation) and Section 15332 (Class 32: In-Fill Development Projects), and direct staff to file a Notice of Exemption.

2. Deny the appeal and approve with conditions Project 23-262, consisting of Cultural Heritage Permit 23-263, Development Permit 24-258, Conditional Use Permit 23-264, and Minor Conditional Use Permit 24-260, Hotel Clemente and Loretta's Restaurant, for the demolition of a duplex, rehabilitation and adaptive reuse of a historic resource at 232 Avenida Granada, construction of two new buildings to establish a 28-room boutique hotel, with a roof-top deck and architectural elements and elevator towers encroaching above the maximum height for the zoning district, and specialty restaurant with indoor and outdoor seating. The project will merge the five lots into one parcel for the development and include sale of on-site full-service alcohol, outdoor courtyard seating, indoor amplified music, valet parking service, the use of vehicle lifts, and parking demand modifications with shared parking. With modifications to the restaurants seats to be increased from 100 to 130 seats and addition of the multimodal fee.

*Motion by Mayor Pro Tem Enmeier, second by Mayor Cabral, **FAILED 2-3** (Councilmember Duncan, Councilmember Loeffler and Councilmember Knoblock voting NOE), to:*

Adopt Resolution No. 24-158, which will:

1. Find the Project categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15331 (Class 31: Historical Resource Restoration/Rehabilitation) and Section 15332 (Class 32: In-Fill Development Projects), and direct staff to file a Notice of Exemption.
2. Deny the appeal and approve with conditions Project 23-262, consisting of Cultural Heritage Permit 23-263, Development Permit 24-258, Conditional Use Permit 23-264, and Minor Conditional Use Permit 24-260, Hotel Clemente and Loretta's Restaurant, for the demolition of a duplex, rehabilitation and adaptive reuse of a historic resource at 232 Avenida Granada, construction of two new buildings to establish a 28-room boutique hotel, with a roof-top deck and architectural elements and elevator towers encroaching above the maximum height for the zoning district, and specialty restaurant with indoor and outdoor seating. The project will merge the five lots into one parcel for the development and include sale of on-site full-service alcohol, outdoor courtyard seating, indoor amplified music, valet parking service, the use of vehicle lifts, and parking demand modifications with shared parking. With the addition of allowing the applicant to buy back an additional 30 restaurant seats (for a maximum of 130) and allow for the addition of utilizing the multimodal fee in

addition to the off-site lease to address parking needs for the increased capacity.

AYE: Enmeier and Mayor Cabral

NOE: Duncan, Knoblock and Loeffler

Motion by Councilmember Knoblock, second by Mayor Cabral, CARRIED 3-2 (Councilmember Loeffler and Councilmember Duncan voting NOE), to:

Adopt Resolution No. 24-158, which will:

1. Find the Project categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15331 (Class 31: Historical Resource Restoration/Rehabilitation) and Section 15332 (Class 32: In-Fill Development Projects), and direct staff to file a Notice of Exemption.
2. Deny the appeal and approve with conditions Project 23-262, consisting of Cultural Heritage Permit 23-263, Development Permit 24-258, Conditional Use Permit 23-264, and Minor Conditional Use Permit 24-260, Hotel Clemente and Loretta's Restaurant, for the demolition of a duplex, rehabilitation and adaptive reuse of a historic resource at 232 Avenida Granada, construction of two new buildings to establish a 28-room boutique hotel, with a roof-top deck and architectural elements and elevator towers encroaching above the maximum height for the zoning district, and specialty restaurant with indoor and outdoor seating. The project will merge the five lots into one parcel for the development and include sale of on-site full-service alcohol, outdoor courtyard seating, indoor amplified music, valet parking service, the use of vehicle lifts, and parking demand modifications with shared parking, with the modification to have the applicant obtain 12 additional off-site parking spaces for employees.

AYE: Enmeier, Knoblock and Mayor Cabral

NOE: Duncan and Loeffler

9. Unfinished Business**9A. UPDATE ON SIDEWALK VENDING ENFORCEMENT**

Community Development Director Atamian reviewed the contents of the Administrative Report and responded to City Council inquiries.

Motion by Council consensus, CARRIED 5-0, to receive and file the Administrative Report dated October 15, 2024 and on file with the City Clerk.

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

NOE: None

10. New Business

None.

11. Consent Calendar

The Consent Calendar was considered earlier in the meeting, for a summary of action please reference page 4 of these minutes.

Item 11G was removed from the Consent Calendar for discussion.

A. City Council Minutes

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

- (1) APPROVE THE CITY COUNCIL REGULAR MEETING MINUTES OF OCTOBER 15, 2024.

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

NOE: None

B. Commission/Committee Minutes

Motion by Councilmember Knoblock, second by Councilmember Loeffler, CARRIED 5-0, to receive and file the following:

- (1) PLANNING COMMISSION ADJOURNED REGULAR MEETING OF SEPTEMBER 18, 2024.
- (2) ZONING ADMINISTRATOR REGULAR MEETING MINUTES OF SEPTEMBER 19, 2024.
- (3) ZONING ADMINISTRATOR REGULAR MEETING MINUTES OF OCTOBER 3, 2024.

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

NOE: None

C. Warrant Register

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

- (1) APPROVE WIRE TRANSFER NOS.
3122 THROUGH 3123 AND WARRANT NOS.
599627 THROUGH 599787, PAID ON
9-27-24, IN THE AMOUNT OF \$1,870,089.10

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

NOE: None

Payroll Register

None.

11D. CONTRACT AWARD - PEDESTRIAN AUDIBLE WARNING SYSTEM (PAWS) REHABILITATION, AUTHORIZING A 10% PROJECT CONTINGENCY, AND FINDING THE PROJECT CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

Lois McNicoll opined that this project should be funded through Measure BB.

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

Adopt Resolution No. 24-159, which will:

1. Determine that the project is categorically exempt from the California Environmental Quality Act under Class 2 (Replacement or Reconstruction, 14 CCR 15302), Section 15302 of the state CEQA Guidelines.
2. Award a professional consultant services agreement to Pacific Railway Enterprises, Inc. for the Pedestrian Audible Warning System Rehabilitation, CIP Project No. 25505.
3. Approve, and authorize the City Manager to execute, Contract No. C24-58, by and between the City of San Clemente and Pacific Railway Enterprises, Inc., providing for the Pedestrian Audible Warning System Rehabilitation, in an amount not to exceed \$248,481, in a form substantially similar to Contract No. C24-58 (Attachment 2).
4. Approve a 10% project contingency.

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

NOE: None

11E. CONTRACT AWARD - PICO/PRESIDIO DIP REPLACEMENT, APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$140,000 FROM THE WATER FUND DEPRECIATION RESERVE, AND FINDING THE PROJECT CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

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

Adopt Resolution No. 24-160, which will:

1. Find the Pico/Presidio DIP Replacement Project Repairs, Project No. 13411, categorically exempt from the California Environmental Quality Act (CEQA) under Class 2 (Replacement or Reconstruction, 14 CCR section 15302) of the State CEQA Guidelines.
2. Approve a supplemental appropriation of \$140,000 from the Water Fund Depreciation Reserve into Account No. 052-466-45300-000-13411.
3. Award a contract to Diamond Construction & Design, as the lowest responsible and responsive bidder, for the Pico/Presidio DIP Replacement Project Repairs, Project No. 13411.
4. Approve, and authorize the City Manager to execute, Contract No. C24-59, by and between the City of San Clemente and Diamond Construction & Design, providing for the Pico/Presidio DIP Replacement project, in an amount not to exceed \$1,189,310 in a form substantially similar to Contract No. 24-59 (Attachment 2).
5. Approve a 15% construction contingency of \$178,397 for this project.

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

NOE: None

11F. CONTRACT AWARD - AVENIDA MONTALVO CANYON AND TRAIL IMPROVEMENTS HABITAT RESTORATION, CIP PROJECT NOS. 22001 & 16004 AND FINDING THE PROJECT CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

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

Adopt Resolution No. 24-161, which will

1. Award a contract to Habitat Restoration Science, Inc., as the lowest responsible and responsive bidder, for the Avenida Montalvo Canyon and Trail Improvement Habitat Restoration, CIP Project Nos. 22001 & 16004

2. Approve, and authorize the City Manager to execute, Contract No. C24-60, by and between the City of San Clemente and Habitat Restoration Science, Inc., providing for the Avenida Montalvo Canyon and Trail Improvement Habitat Restoration, in an amount not to exceed \$223,299 in a form substantially similar to Contract No. 24-60 (Attachment 2).
3. Approve a 15% construction contingency of \$33,495 for this Project.
4. Find the Avenida Montalvo Canyon and Trail Improvement Habitat Restoration, CIP Project Nos. 22001 & 16004, categorically exempt from the CEQA under Class 2 (Replacement or Reconstruction, 14 CCR section 15302) of the State CEQA Guidelines.

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

NOE: None

11H. CONSIDERATION OF A RESOLUTION APPROVING THE PUBLIC SAFETY COMMITTEE'S FISCAL YEAR 2024-2025 WORK PLAN, AND DETERMINING THAT THE WORK PLAN ACTIVITIES ARE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

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

Adopt Resolution No. 24-163, which will:

1. Determine that the FY 2024-25 Work Plan Items are exempt from the California Environmental Quality Act (CEQA) pursuant to Guidelines Sections 15060(c)(2) and 15378.
2. Approve the FY 2024-25 Work Plan as presented by the Public Safety Committee.
3. Appropriate \$18,500 from the General Fund to Account No. 001-451-43890 -for the Human Trafficking project (\$3,500) and the Neighborhood Watch program project (\$15,000), as outlined in the Work Plan.

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

NOE: None

11I. CONSIDERATION OF A RESOLUTION APPROVING THE HUMAN AFFAIRS COMMITTEE FISCAL YEAR 2024-2025 WORK PLAN, AND DETERMINING THAT THE WORK PLAN ACTIVITIES ARE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

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

Adopt Resolution No. 24-164, which will:

1. Determine that the FY 2024-25 Work Plan Items are exempt from the California Environmental Quality Act (CEQA) pursuant to Guidelines Sections 15060(c)(2) and 15378.
2. Approve the FY 2024-25 Work Plan as presented by the Human Affairs Committee.
3. Appropriate \$7,050 for these five projects from the City's General Fund to Account No. 001-435-44420-000-00000 for the Fee Supplement for Underprivileged Volunteers (\$1,500), Updating Resource Registry (\$2,500), San Clemente High School Humanitarian Award and Support (\$550), and Community Resource Fair (\$2,500) projects, as outlined in the Work Plan.

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

NOE: None

11J. CONSIDERATION OF A RESOLUTION APPROVING THE COASTAL ADVISORY COMMITTEE FISCAL YEAR 2024-2025 WORK PLAN, AND DETERMINING THAT THE WORK PLAN ACTIVITIES ARE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

Motion by Councilmember Knoblock, second by Councilmember Loeffler, CARRIED 5-0, to adopt Resolution No. 24-165 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPROVING THE FY 2024-25 COASTAL ADVISORY COMMITTEE WORK PLAN AND DETERMINING THE ACTION IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

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

NOE: None

11K. CONSIDERATION OF THE FY 2024-25 GOLF COURSE COMMITTEE WORK PLAN

Motion by Councilmember Knoblock, second by Councilmember Loeffler, CARRIED 5-0, to adopt Resolution No. 24-166 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPROVING THE FY 2024-25 GOLF COURSE COMMITTEE WORK PLAN.

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

NOE: None

ITEMS REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION**11G. CONTRACT AWARD - OFFSHORE SAND SOURCE INVESTIGATION, ACCEPTING RELATED GRANT FUNDING, MAKING A SUPPLEMENTAL APPROPRIATION, AND FINDING THE PROJECT STATUTORILY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT**

City Clerk Campagnolo announced that an amendment to the proposed contract is available for public review.

Coastal Administrator Meyerhoff with Greg Hearon, Coastal Frontiers narrated a PowerPoint presentation entitled "City of San Clemente Offshore Sand Source Investigation" and responded to City Council inquiries. A hard copy of the presentation is on file with the City Clerk.

Suzie Whitelaw spoke in support of the proposed project.

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

Adopt Resolution No. 24-162, which will:

1. Find the project statutorily exempt from the California Environmental Quality Act (CEQA) under Section 15262 (Feasibility and Planning Studies) of the state CEQA Guidelines.
2. Award a professional consulting services agreement to Coastal Frontiers Corporation for offshore sand source investigation.
3. Approve, and authorize the City Manager to execute, Contract No. C24-61, by and between the City of San Clemente and Coastal Frontiers Corporation, providing for the offshore sand source investigation, in an amount not to exceed \$796,266 with an amendment to the scope of the work to represent what was presented in the PowerPoint presentation by Greg Hearon, Coastal Frontiers.
4. Accept grant revenues in the amount of \$800,000 to Account No. 001-000-

33446 (Coastal Grant Revenue).

5. Make a supplemental appropriation of \$800,000 to Account No. 001-433-43695 (Professional Studies).

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

NOE: None

12. Oral Communications (Part 2)

Tony Rubolino spoke on Councilmember Duncan's comments made while campaigning for State Assembly.

13. Future Agenda Items

None.

14. Reports

A. Commissions and Committees

Coastal Animal Services Authority (CASA)

Mayor Pro Tem Enmeier announced that the Coastal Animal Services Authority (CASA) will hold a spay and neuter special event.

B. Council Subcommittee Updates

Homeless Coalition

Councilmember Loeffler and Mayor Pro Tem Enmeier will meet and discuss a letter received from the Homeless Coalition.

C. City Attorney

None.

D. City Manager

None.

15. Adjournment

Motion by City Council consensus to adjourn at 9:50 p.m. The next Regular Meeting will be held on November 19, 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. The Regular City Council Council meeting of November 5, 2024 was previously cancelled.

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