

# CITY OF SAN CLEMENTE

## Redevelopment Agency Minutes

### Regular Meeting - January 5, 2010

*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 Redevelopment Agency was called to order on January 5, 2010 at 8:13 p.m. in the Council Chambers, located at 100 Avenida Presidio, San Clemente, California.

1. **ROLL CALL**

PRESENT: ANDERSON, BAKER, DONCHAK, EGGLESTON, CHAIRPERSON DAHL

ABSENT: NONE

2. **APPROVAL OF MINUTES**

MOTION BY DIRECTOR DONCHAK, SECOND BY DIRECTOR ANDERSON, CARRIED 5-0, to approve the Redevelopment Agency minutes of December 1, 2009.

3. **WARRANT REGISTER**

MOTION BY DIRECTOR DONCHAK, SECOND BY DIRECTOR ANDERSON, CARRIED 5-0, to approve the Warrant Register.

4. **CONSENT CALENDAR**

None.

5. **PUBLIC HEARINGS**

None.

6. **ORAL COMMUNICATIONS**

None.

7. **UNFINISHED BUSINESS**

None.

8. **NEW BUSINESS**

The City Council convened in Joint Session with the Redevelopment Agency at 8:13 p.m. to consider the following (which appeared on the City Council Agenda as Item 10-B)

A. **Request for Funding for Change Order to Pier Renovation Project to Provide Under-Pier Pigeon Netting**

Report from the Beaches, Parks and Recreation Director concerning a request for funding for a change order to the Pier Renovation Project to provide under-pier pigeon netting.

Beaches and Parks Manager Reed reviewed the contents of the Administrative Report and responded to Council inquiries.

Mike Dougherty, San Clemente, questioned, and received clarification, that the under-pier pigeon netting project was not competitively bid; requested that the City solicit bids for this project.

City Attorney/Agency Counsel Oderman explained that the competitive bidding process could only be waived if a determination can be made that bidding the work as a stand-alone project would not result in a cost savings. With regard to Staff's comment that the scaffolding that is in place for the pier renovation project could not be used by a different contractor to accommodate installation of the netting, Mr. Oderman stated that the additional cost that a third-party contractor would incur to install separate scaffolding could be considered in determining whether or not a competitive bid would be lower than the amount of the change order.

Ken Nielsen, San Clemente, expressed concern regarding the cost to purchase and install under-pier pigeon netting; requested that Council direct Staff to pursue other methods of pigeon control, such as sterilization food.

City Manager/RDA Executive Director Scarborough clarified that if Council/Redevelopment Agency desires to direct Staff to pursue a competitive bidding process, the project could not be completed concurrently with the Pier Renovation Project.

During the course of deliberations, the Council and Redevelopment Agency discussed 1) whether or not the pigeon netting project should be competitively bid; 2) whether or not the Council/Redevelopment Agency should approve the expenditure for the project; and 3) alternate methods of pigeon control.

Following discussion, MOTION BY COUNCILMEMBER/RDA DIRECTOR ANDERSON, SECOND BY COUNCILMEMBER/RDA DIRECTOR EGGLESTON, to direct Staff to pursue competitive bidding.

SUBSTITUTE MOTION BY MAYOR PRO TEM/RDA DIRECTOR BAKER, SECOND BY COUNCILMEMBER/RDA DIRECTOR DONCHAK, CARRIED 3-2 (COUNCILMEMBERS/RDA DIRECTORS ANDERSON AND EGGLESTON VOTING NOE), to dispense with any funding for the pier netting project.

**MEETING RECESSED**

MOTION BY DIRECTOR ANDERSON, SECOND BY DIRECTOR DONCHAK, CARRIED 5-0, to recess at 8:41 p.m.

**MEETING RECONVENED**

The Redevelopment Agency reconvened at 8:46 p.m., with all members present.

9. **ADJOURNMENT**

MOTION BY DIRECTOR DONCHAK, SECOND BY DIRECTOR ANDERSON, CARRIED 5-0, to adjourn at 8:47 p.m.

The next Regular Redevelopment Agency meeting will be held on February 2, 2010 at 6:00 p.m. in the Council Chambers, located at 100 Avenida Presidio, San Clemente.

Joanne Baade  
Secretary of the San Clemente  
Redevelopment Agency

Jim Dahl  
Chair of the San Clemente  
Redevelopment Agency