

CITY OF SAN CLEMENTE

City Council Minutes

Adjourned Regular City Council Meeting – January 8, 2013

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.

An Adjourned Regular Meeting of the San Clemente City Council was called to order on January 8, 2013 at 5:00 p.m. in the Council Chambers, located at 100 Avenida Presidio, San Clemente, California, by Mayor Baker.

PRESENT BROWN, DONCHAK, EVERT, HAMM, MAYOR BAKER

ABSENT NONE

STAFF PRESENT George Scarborough, City Manager; Jeff Goldfarb, City Attorney; Joanne Baade, City Clerk; Anthony Mejia, Deputy City Clerk.

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CLOSED SESSION

City Attorney Goldfarb requested a Closed Session to discuss the items listed on the Closed Session agenda.

MOTION BY COUNCILMEMBER DONCHAK, SECOND BY MAYOR PRO TEM BROWN, CARRIED 5-0, to recess to Closed Session at 5:02 p.m. to discuss the following:

A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, pursuant to Government Code Section 54956.9(a):

Name of Case: Avenida San Juan Partnership v. City of San Clemente, et al., OCSC Case No. 30-2008-00101411-CU-EI-CJC

B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, pursuant to Government Code Section 54956.9(a):

Daniel Walker as Trustee for the 1997 Walker Family Trust v. City of San Clemente, Orange County Superior Court Case No. 30-2012-00591239-CU-WM-CJC

The Closed Session was conducted in the Ocean View Conference Room at City Hall. In attendance for the full Closed Session were all members of City Council, City Manager Scarborough, City Attorney Goldfarb, Assistant City Manager Gudgeirsson and City Clerk Baade.

MEETING RECONVENED

Council reconvened at 6:00 p.m., with all members present.

INVOCATION

Pastor Roger Gales, Heritage Christian Fellowship, gave the invocation.

PLEDGE OF ALLEGIANCE

Councilmember Hamm led the Pledge of Allegiance.

1. **SPECIAL PRESENTATIONS**

A. **San Clemente High School Student Report**

Matt Garritson and Gabby Meyer, student representatives of San Clemente High School, narrated a PowerPoint presentation entitled “San Clemente High School” that summarized campus activities. A hard copy of the PowerPoint presentation is on file with the City Clerk.

B. **Certificate of Recognition - Gary Greenberg**

Mayor Baker presented a Certificate of Recognition to Gary Greenberg in recognition and appreciation for his service as the interim operator of the San Clemente Municipal Golf Course restaurant from May-November 2012.

C. **Introduction of Finance Manager Judith Vincent**

Assistant City Manager Gudgeirsson introduced newly hired Finance Manager Judith Vincent.

2. **ORAL COMMUNICATIONS (PART ONE)**

Beach Parking Impact Fund (BPIF)

Brad Malamud, San Clemente, asserted that the City Attorney is withholding documents related to the Beach Parking Impact Fund (BPIF); requested that Council waive all exemptions and privileges relative to the BPIF.

In response to Council inquiry, City Attorney Goldfarb explained the importance of retaining attorney-client privilege.

3. MOTION BY COUNCILMEMBER DONCHAK, SECOND BY MAYOR PRO TEM BROWN, CARRIED 5-0, to waive reading in full of all Resolutions and Ordinances.

4. **CONSIDERATION OF AGENDIZING ITEMS REQUIRING IMMEDIATE ACTION**

None.

5. **CLOSED SESSION REPORT**

City Attorney Goldfarb stated that Council took no reportable action during this evening's Closed Session.

6. **CONSENT CALENDAR**

MOTION BY COUNCILMEMBER EVERT, SECOND BY COUNCILMEMBER DONCHAK, CARRIED 5-0, to approve the Consent Calendar.

A. **City Council Minutes**

MOTION BY COUNCILMEMBER EVERT, SECOND BY COUNCILMEMBER DONCHAK, CARRIED 5-0, to approve the minutes of the City Council Adjourned Regular Meeting of November 27, 2012.

- B. MOTION BY COUNCILMEMBER EVERT, SECOND BY COUNCILMEMBER DONCHAK, CARRIED 5-0, to receive and file the following:

(1) Design Review Subcommittee Meeting minutes of December 12, 2012.

C. **Warrant Register**

MOTION BY COUNCILMEMBER EVERT, SECOND BY COUNCILMEMBER DONCHAK, CARRIED 5-0, to approve Wire Transfer Nos. 1075 through 1079 and Warrant Nos. 504893 through 505051, for the period 12-03-12 through 12-07-12, in the amount of \$739,679.72; approve Wire Transfer Nos. 1080 through 1084 and Warrant Nos. 505052 through 505294, for the period 12-10-12 through 12-14-12, in the amount of \$2,528,158.38; for a total Warrant Register in the amount of \$3,267,838.10.

Payroll Register

MOTION BY COUNCILMEMBER EVERT, SECOND BY COUNCILMEMBER DONCHAK, CARRIED 5-0, to approve Warrant Nos. 153 through 158 and Automatic Deposit Advises 4638 through 4900, for the period 11-26-12 through 12-09-12, in the amount of \$414,849.58; approve Warrant Nos. 159 through 165 and Automatic Deposit Advises 4901 through 5180, for the period 12-10-12 through 12-23-12, in the amount of \$409,549.91; for a total Payroll Register in the amount of \$824,399.49.

D. **Reorganization of Certain Positions within the Utilities Division and Reestablishment of the Classification of Park Planner**

MOTION BY COUNCILMEMBER EVERT, SECOND BY COUNCILMEMBER DONCHAK, CARRIED 5-0, to:

1. Approve the elimination of a Distribution/Collection Systems Operator I position; approve the creation of a SCADA Technician classification at Grade 58 (\$5,976-\$7,264/month) and associated job description, and authorize one position; reestablish the Park Planner classification at Grade 57 (\$5,830-\$7,078/month).
2. Adopt Resolution No. 13-01 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ADOPTING A REVISED SALARY SCHEDULE AND NEW CLASSIFICATION AND AMENDING RESOLUTION NO. 12-55 AND ANY OTHER RESOLUTIONS IN CONFLICT THEREWITH.

E. Lease Agreement - North Beach Passenger Service Bike/Train Facility

MOTION BY COUNCILMEMBER EVERT, SECOND BY COUNCILMEMBER DONCHAK, CARRIED 5-0, to approve, and authorize the Mayor to execute, Contract C10-24, a lease agreement by and between the City of San Clemente and Pete Van Nuys, providing for the lease of the North Beach Passenger Service Building for use as a bicycle rental station, for a term of January 1, 2013 through January 1, 2015.

ITEMS REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION

None.

7. **PUBLIC HEARINGS**

None.

8. **UNFINISHED BUSINESS**

A. **Ole Hanson Beach Club Rehabilitation Concept Plans**

Report from the Beaches, Parks and Recreation Director concerning the concept plans for the rehabilitation of the Ole Hanson Beach Club.

Beaches, Parks and Recreation Director Heider and Recreation Manager Passow narrated a PowerPoint presentation entitled "Ole Hanson Beach Club Repair and Rehabilitation" and responded to Council inquiries. A hard copy of the subject presentation, dated January 8, 2013, is on file with the City Clerk.

In response to Council inquiries, Christopher Smith and Stephen Farneth, Architectural Resource Group (ARG), spoke on the possibility of restoring certain windows, creating an entry view of the pool, relocating the 2nd floor restroom, creating openings in the existing pool wall, and extending the pool deck.

Marc Schroeder, San Clemente, displayed slides depicting an historical residence in Del Mar, California, which he helped to restore; recommended that focus be given to repairing structural issues; provided suggestions relative to remodeling of the beach club. Hard copies of Mr. Schroeder's photos are on file with the City Clerk.

Larry Culbertson, President of the San Clemente Historical Society, voiced support for the repair and rehabilitation of the beach club; urged that no modifications be made to the exterior of the building.

Cheryl Moe, San Clemente, summarized and displayed alternative design options; spoke on the possibility of creating an entry view of the pool and better use of long corridors. Hard copies of Ms. Moe's design options are on file with the City Clerk.

Ricardo Nicol, San Clemente, conveyed that the beach club should have a sense of arrival, including an entry view of the pool; suggested that the interior of the building should reflect the beauty of the exterior.

George Gregory, San Clemente, conveyed support for constructing a pool equipment room and installing an elevator on the exterior of the building; stressed the importance for ensuring that the beach club remains functional for use.

Georgette Korsen, San Clemente, spoke on the importance of preserving and restoring historical features of the Ole Hanson Beach Club.

Luis Alvarez, owner of Guicho's Eatery, conveyed that he prefers that the catering kitchen be located near the 2nd floor multi-purpose room. In response to Council inquiry, Mr. Alvarez stated that the existing catering space is adequate for events.

During the course of discussion, individual Councilmember(s) provided the following suggestions for a possible remodel of the Ole Hanson Beach Club. The below statements do not necessarily reflect Council consensus:

- Improve the building entry, including an entry view of the pool.
- Resize and relocate the catering kitchen.
- Relocate the pool equipment, with consideration of a new building or relocation within the interior of the existing building.
- Modify the exterior wall to insert Plexiglas or iron railing walls.
- Install double doors from the club room to the pool deck.
- Improve the appearance of the exterior stairwell gate.
- Install dressing rooms in the women's locker room.
- Create a patio area between the ocean side of the building and slope.
- Additional consideration should be given to phasing of the project.

It was noted that the project should return to Council in conjunction with the CIP process. Council requested that Staff inform Council about costs incurred for the City's Aquatics Center.

9. **NEW BUSINESS**

None.

10. **ORAL COMMUNICATIONS (PART TWO)**

None.

11. **REPORTS**

A. **Commissions and Committees**

None.

B. **City Manager**

None.

C. **City Attorney**

None.

D. **Council Members**

None.

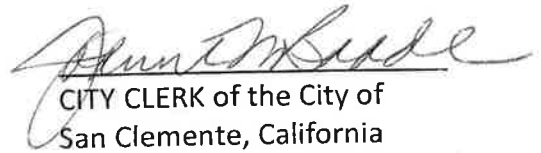
12. **RESOLUTIONS/ORDINANCES**


None.

13. ADJOURNMENT

MOTION BY COUNCILMEMBER DONCHAK, SECOND BY MAYOR PRO TEM BROWN, CARRIED 5-0, to adjourn at 7:53 p.m., to an Adjourned Regular Council Meeting to be held on Tuesday, January 22, 2013 in the Council Chambers, located at 100 Avenida Presidio, San Clemente, California. Closed Session items will be discussed at 5:00 p.m. The General Session will commence at 6:00 p.m.

NOTE: Council previously rescheduled its Regular Meeting of January 15, 2013 to January 22, 2013.


CITY CLERK of the City of
San Clemente, California


MAYOR of the City of
San Clemente, California