

CITY OF SAN CLEMENTE

City Council Minutes

Adjourned Regular Meeting – November 5, 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 November 5, 2013 at 4:00 p.m. in the Council Chambers, located at 100 Avenida Presidio, San Clemente, California, by Mayor Baker.

PRESENT BROWN, DONCHAK, EVERT*, HAMM**, MAYOR BAKER
*Left the meeting at 8:30 p.m.
**Arrived at 4:15 p.m.

ABSENT NONE

STAFF PRESENT Pall Gudgeirsson, City Manager; Jeff Goldfarb, City Attorney; Joanne Baade, City Clerk; George Aghabegians, Deputy City Clerk

PUBLIC HEARING – GENERAL PLAN (4:00 P.M.)

- 7-A. **Introduction to the Draft Centennial General Plan, Draft Environmental Impact Report, Draft Bicycle and Pedestrian Master Plan, and Draft Climate Action Plan** (Continued from the Council Meetings of September 24, 2013, October 1, 2013, October 8, 2013, and October 15, 2013)

Public Hearing concerning the Draft Centennial General Plan, Draft Environmental Impact Report, Draft Bicycle and Pedestrian Master Plan, and Draft Climate Action Plan.

Principal Planner Hook distributed a document entitled "California Coastal Commission Recommended Changes" containing recommended policy revisions prepared by Coastal Commission staff; distributed three revised maps entitled "Figure M-1 Roadway System Map", "Figure C-2 Environmentally Sensitive Habitat Areas", and "Figure NR-1 Aesthetic Resources". Hard copies of the subject document and maps are on file with the City Clerk.

Mayor Baker invited public comment relating to the Beaches, Parks and Recreation Element, but no one desired to speak.

Councilmember Hamm arrived at the meeting and assumed his seat at the dais at 4:15 p.m.

Council reviewed the Beaches, Parks, and Recreation Element by page and provided direction as follows:

General Plan Page	Issue	Council Decision
BPR-6	Council referenced BPR-3.04 that reads as follows: "Pedestrian and Bicycle Connectivity. We encourage connectivity by developing and maintaining pedestrian and bicycle trails, where appropriate, along our coastline, including designated railroad crossings for pedestrians." Council noted the lack of references to animals and suggested adding language in the Health and Wellness sections of the General Plan.	Council directed staff to add verbiage that recognizes that pets contribute to residents' quality of life and reference this fact in the Health and Wellness section of the General Plan, or other area as deemed appropriate. Further, a link to the Coastal Animal Services Authority (CASA) website is to be included in the section(s).
BPR-9	Council referenced the third sentence of the Health and Wellness introductory paragraph that reads as follows: "The City is committed to helping citizens preserve and enhance their health by helping to provide positive choices on public health issues that have become all too common in other areas."	The third sentence in the Health and Wellness introductory paragraph on BPR-9 is to be revised for clarity.
BPR-11	Council referenced Section BPR-7.02 that reads as follows: "We improve the efficiency of our facilities and programs and seek to ensure we have adequate fiscal resources for operations, maintenance and replacement before investing in new facilities."	The words "seek to" were removed from BPR-7.02.
BPR-12	Council referenced Implementation Measure 2 that reads as follows: "Work with community groups to help establish and fund a Surfing Heritage Museum."	Implementation Measure 2 is to be modified to read as follows: "Work with community groups to help establish projects that celebrate our surfing heritage."
BPR-13	Council referenced Implementation Measure 12 that reads as follows: "Continue to maintain and enhance the City's beaches and Municipal Pier and seek outside finding sources to help support these efforts."	The word "finding" in Implementation Measure 12 is to be replaced with "funding".
BPR-13	Council referenced Implementation Measure 13 that reads as follows: "Continue to enhance the beaches by the Municipal Pier and North Beach train stations to support public transit use."	Implementation Measure 13 is to be modified to read as follows: "Continue to enhance beaches and beach support facilities by the Municipal Pier and North Beach train stations, recognizing that they are gateways for visitors of San Clemente."
BPR-13	Council referenced Implementation Measure 16 that reads as follows: "Evaluate the feasibility of extending the Beach Trail."	Implementation Measure 16 is to be modified to read as follows: "Evaluate the feasibility and work toward extending the Beach Trail, north and south."

BPR-14	Council referenced Implementation Measure 20 that reads as follows: "Work with the State, Federal and County agencies to advocate strict enforcement of laws against the sale to or use of alcoholic beverages by minors."	Council directed that an Implementation Measure be added to address enforcement of laws against the sale to, or use of, tobacco products by minors.
BPR-14	Council referenced Implementation Measure 24 that reads as follows: "Establish guidelines to be followed by all City Departments to encourage healthy foods to be served at City-sponsored events, meetings, and community-wide forums."	Implementation Measure 24 is to be modified to read as follows: "Encourage healthy foods to be served at City-sponsored events, meetings, and community-wide forums."
BPR-15	Council referenced Implementation Measure 30 that reads as follows: "Seek grants to provide educational materials to local grocery stores to help improve point-of-purchase signage and marketing of fresh and healthy foods."	Implementation Measure 30 is to be deleted in its entirety.
BPR-15	Council referenced Implementation Measure 36 that reads as follows: "Cooperate with nonprofit health organizations to provide no- or low-cost health services on a regular basis."	Implementation Measure 36 is to be modified to read as follows: "Continue to cooperate with nonprofit health organizations to provide no- or low-cost health services on a regular basis."
BRP-15	Council referenced Implementation Measure 37 that reads as follows: "In collaboration with local hospitals and health service providers, the City will encourage and support measures that improve the availability of primary care and other physicians' services and emergency facilities in San Clemente."	Implementation Measure 37 is to be modified to read as follows: "In collaboration with local hospitals and health service providers, the City will support measures that improve the availability of, and access to, primary care and other physicians' services and emergency facilities in San Clemente."
BPR-15	Council referenced Implementation Measure 39 that reads as follows: "Promote community-wide Health and Wellness programs offering free evaluation and consultation to San Clemente businesses on employee wellness programs. Local collaborative partners and their volunteers will provide technical assistance to businesses on health education and employee wellness programs."	Implementation Measure 39 is to be modified to read as follows: "Encourage businesses in San Clemente to have employee wellness programs."
BPR-16	Council referenced Implementation Measure 41 that reads as follows: "City staff will work with various community organizations and local agencies to provide free or low cost health information, nutrition classes, community-wide health fairs and other health and wellness- oriented events."	The word "work" in Implementation Measure 41 is to be replaced with the word "cooperate".

BPR-16	Council referenced Implementation Measure 52 that reads as follows: "In its recreation and CIP planning efforts, we will evaluate the effects on City facilities and programs of the potential relocation of the railroad right-of-way away from the beach to the vicinity of the Interstate 5 freeway."	Implementation Measure 52 is to be deleted in its entirety.
--------	--	---

Cheryl Moe, San Clemente, requested that the word "our" be omitted from Policy 2.05 and that the word "restricting" be changed to the word "minimizing" in Policy 2.10; asserted that property development in Environmentally Sensitive Habitat Areas (ESHA) is overly restrictive; narrated a PowerPoint presentation and distributed a document outlining her concerns and proposed policy modifications. Hard copies of Ms. Moe's PowerPoint and document are on file with the City Clerk.

Susan Spencer, San Clemente, stated that she recently purchased a property that is affected by C-2.05 and C-2.10 since they may preclude her from building a home on the lot.

Sharon Custer, San Clemente, informed that she is the listing agent for the property for which Ms. Spencer is in escrow; expressed that the proposed policies relating to property development in coastal canyons are unfair; requested that development not be prohibited or overly restricted in coastal canyons.

City Planner Pechous explained that the intent of the Coastal Element is not to change current regulations for coastal development; stated that a biological survey will occur in conjunction with the City's Local Coastal Plan to ensure that ESHA's are properly designated; relayed that modified policy verbiage is being prepared and will be presented to Council at a future meeting.

MEETING RECESSED

Council recessed at 6:04 p.m. and reconvened at 6:15 p.m. with all members present.

INVOCATION

Rabbi Mendel Slavin, Chabad of San Clemente, gave the invocation.

PLEDGE OF ALLEGIANCE

Brigadier General John W. Bullard Jr., United States Marine Corps Camp Pendleton, led the Pledge of Allegiance.

1. **SPECIAL PRESENTATIONS**

A. **Introduction of Brigadier General John W. Bullard Jr.**

Brigadier General John W. Bullard Jr., newly appointed Commanding General of Marine Corps Base Camp Pendleton, provided a summary of his duties as Commanding General; thanked the community for supporting the Marine Corps.

B. **Update - Interstate 5 Freeway and Pico Interchange Project**

Patricia Bates, Orange County Supervisor, and member of the Board of the Orange County Transportation Authority (OCTA), provided an update on the Interstate 5 (I-5) Freeway and Pico Interchange Project; informed that construction is scheduled to commence early next year.

Hamid Torkamanha, Project Manager, OCTA, displayed an informational video concerning the subject project; narrated a PowerPoint presentation entitled "I-5 HOV Improvements Project – Avenida Pico Interchange Replacement" and responded to Council inquiries. The subject video and hard copy of the PowerPoint are on file with the City Clerk.

C. **Graffiti Abatement Program and Task Force**

Code Compliance Supervisor Panas narrated a PowerPoint presentation entitled "Graffiti Abatement Program – A History of Graffiti"; reviewed the Graffiti Abatement Program's goals and accomplishments; introduced and acknowledged individual members of the Graffiti Task Force. A hard copy of the subject PowerPoint is on file with the City Clerk.

D. **Proclamation – Pancreatic Cancer Awareness Month**

Mayor Baker presented a proclamation to Bob Sottile, proclaiming November 2013 as Pancreatic Cancer Awareness Month in San Clemente.

E. **Presentation of Helen Putnam Award of Excellence**

Tony Cardenas, Public Affairs Regional Manager, League of California Cities, presented the 2013 Helen Putnam Award of Excellence to the City of San Clemente for the "Fun on the Run" fitness program; invited Council to attend the League of California Cities General Membership meeting.

F. **Meta Senior Housing Project Update** *(Listed on this Agenda as Item 11D(4))*

Community Development Director Holloway narrated a PowerPoint presentation entitled "Meta Senior Housing Project – Progress Update" and responded to Council inquiries. A hard copy of the subject PowerPoint is on file with the City Clerk.

2. **ORAL COMMUNICATIONS (PART 1)**

San Clemente High School Drama Department Presentation of "Pink Panther Strikes Again"

Anna Smith, San Clemente, announced that the San Clemente High School Drama Department will perform a play entitled "Pink Panther Strikes Again" from November 13 through 16, 2013; distributed an invitational flyer to Council. A hard copy of the subject flyer is on file with the City Clerk.

3. **MOTION WAIVING READING IN FULL OF ALL RESOLUTIONS AND ORDINANCES**

MOTION BY MAYOR PRO TEM BROWN, SECOND BY COUNCILMEMBER DONCHAK, 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**

This evening's Closed Session will take place later in the meeting. Please refer to Page 14 of these minutes for the Closed Session Report.

6. **CONSENT CALENDAR**

MOTION BY COUNCILMEMBER DONCHAK, SECOND BY COUNCILMEMBER EVERT, CARRIED 5-0, to approve the Consent Calendar with the removal of Items A and F.

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

(1) Planning Commission Adjourned Regular Meeting Minutes of October 16, 2013.

(2) Zoning Administrator Regular Meeting Minutes of October 16, 2013.

(3) Human Affairs Committee Regular Meeting Minutes of October 9, 2013.

C. **Warrant Register**

MOTION BY COUNCILMEMBER DONCHAK, SECOND BY COUNCILMEMBER EVERT, CARRIED 5-0, to approve Warrant Nos. 511635 through 511804 paid on 10/11/2013 in the amount of \$2,490,665.04; approve Wire Transfer Nos. 1182 through 1185 and Warrant Nos. 511805 through 511979 paid on 10/18/2013 in the amount of \$2,575,860.54; and approve Warrant Nos. 511980 through 512152 paid on 10/25/2013 in the amount of \$2,464,668.60, for a total Warrant Register of \$7,531,194.18.

Payroll Register

MOTION BY COUNCILMEMBER DONCHAK, SECOND BY COUNCILMEMBER EVERT, CARRIED 5-0, to approve Warrant Nos. 253 through 254 and Automatic Deposit Advises 11211 through 11498 for the period of 09/30/2013 through 10/13/2013 in the amount of \$411,072.24, for a total Payroll Register of \$411,072.24.

D. **Records Destruction**

MOTION BY COUNCILMEMBER DONCHAK, SECOND BY COUNCILMEMBER EVERT, CARRIED 5-0, to adopt Resolution No. 13-33 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AUTHORIZING THE DESTRUCTION OF CERTAIN CITY RECORDS AS PROVIDED BY SECTION 34090 OF THE GOVERNMENT CODE OF THE STATE OF CALIFORNIA.

E. **Local Coastal Program Planning Grant**

MOTION BY COUNCILMEMBER DONCHAK, SECOND BY COUNCILMEMBER EVERT, CARRIED 5-0, to adopt Resolution No. 13-42 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AUTHORIZING SUBMITTAL OF AN APPLICATION TO THE CALIFORNIA COASTAL COMMISSION FOR A LOCAL COASTAL PROGRAM GRANT TO ASSIST IN THE PREPARATION OF AN UPDATED COASTAL LAND USE PLAN AND COASTAL IMPLEMENTATION PLAN.

G. **Improvement Performance Bonds and Grading Sureties, Without Limitation, for Tract 16614 Altura Talega Village 4E Development, WL Homes LLC**

MOTION BY COUNCILMEMBER DONCHAK, SECOND BY COUNCILMEMBER EVERT, CARRIED 5-0, to adopt Resolution No. 13-43 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AUTHORIZING THE RELEASE OF IMPROVEMENT BONDS, WITHOUT LIMITATION, FOR TRACT 16614, WL HOMES LLC.

H. **Contract Award – Via Ballena Storm Drain Relocation, Project No. 13016**

MOTION BY COUNCILMEMBER DONCHAK, SECOND BY COUNCILMEMBER EVERT, CARRIED 5-0, to approve, and authorize the Mayor to execute, Contract No. C13-50, by and between the City of San Clemente and VA Consulting, Inc., providing for the relocation of the Via Ballena Storm Drain, Project No. 13016, in the amount of \$67,638.

I. **Contract Amendment – Interstate 5/Avenida Vista Hermosa Right-of-Way Closeout**

MOTION BY COUNCILMEMBER DONCHAK, SECOND BY COUNCILMEMBER EVERT, CARRIED 5-0, to approve, and authorize the Mayor to execute, the Second Amendment to Contract No. C13-49, by and between the City of San Clemente and RBF Consulting, providing for right-of-way closeout services for the Interstate 5/Avenida Vista Hermosa Interchange, City Project No. 12155. This Amendment will increase the contract amount to a maximum of \$110,225 (an increase not to exceed \$63,800).

J. **Street Art – Phase 3 of Utility Box Art Program**

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

1. Approve Phase 3 of the Utility Box Art Program, Street Art.
2. Transfer \$6,450 to fund Phase 3 of the program from the Council Contingency Reserve Account 001-203-44900-000-00000 to Account 001-441-45900-000-32802.

ITEMS REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION

A. **City Council Minutes**

Council commended staff for the comprehensiveness of the September 24, 2013 and October 8, 2013 Council Meeting minutes.

MOTION BY MAYOR BAKER, SECOND BY COUNCILMEMBER DONCHAK, CARRIED 5-0, to approve the City Council Adjourned Regular Meeting Minutes of September 24, 2013 and October 8, 2013.

F. **Contract Change Order - In-Pavement Crosswalk Lights on El Camino Real at Avenida Cabrillo and Avenida Granada**

Following clarifications, MOTION BY MAYOR BAKER, SECOND BY COUNCILMEMBER HAMM, CARRIED 5-0, to:

1. Make a finding that an emergency condition exists at two existing crosswalks on El Camino Real at Avenida Cabrillo and Avenida Granada due to failed in-pavement warning lights. The situation requires immediate action to replace the failed lighted warning system to ensure proper function to warn oncoming vehicles of pedestrians in these crosswalks when the system is actuated by pedestrians crossing the street. This safety concern and need for timely repair is magnified by the upcoming end of Daylight Saving Time which will reduce visibility with an earlier onset of darkness.
2. Approve a supplemental appropriation in the amount of \$45,400 from the Gas Tax Undesignated Fund balance to Account 012-861-45300-000-13307 (Avenida Pico/El Camino Real Signal Synchronization, Project No. 13307).
3. Ratify the construction contract change order, approved by the City Manager, with Select Electric, Inc. in the amount of \$45,400 to replace the existing in-pavement lights at the El Camino Real crosswalks at Avenida Cabrillo and Avenida Granada.

7. **PUBLIC HEARINGS**

- A. **Introduction to the Draft Centennial General Plan, Draft Environmental Impact Report, Draft Bicycle and Pedestrian Master Plan, and Draft Climate Action Plan** (Continued from the Council Meetings of September 24, 2013, October 1, 2013, October 8, 2013, and October 15, 2013)

Note: This agenda item was considered at 4:00 p.m. Please refer to Page 1 of these minutes for a summary of that discussion.

- B. **North Beach Rooftop Grill and Bar – 1509 N. El Camino Real – Conditional Use Permit 12-362/Cultural Heritage Permit 12-363/Discretionary Sign Permit 13-082/Minor Exception Permit 13-084/Outdoor Dining Permit 13-085**

Continued Public Hearing to consider an appeal of a Planning Commission denial of a conversion of a one-story commercial building into a restaurant with an open roof top bar and grill with a full range of alcohol, live and amplified music/sound, an off-site parking agreement, parking waivers for outdoor seating, and to consider approving a new sign package for the site. The project is located at 1509 North El Camino Real within the C2/MU-3 Zoning Designation. The legal description is Lot 9, of Block 2, of Tract 795, Assessor's Parcel Number 057-170-31.

Community Development Director Holloway relayed the Applicant's request to continue the Public Hearing to the Council Meeting of December 3, 2013.

Council conveyed the importance of the applicant resolving parking issues associated with the project.

Mayor Baker opened the Public Hearing, however, no one desired to speak at this time.

MOTION BY COUNCILMEMBER DONCHAK, SECOND BY COUNCILMEMBER EVERT, CARRIED 5-0, to continue the Public Hearing to the Council meeting of December 3, 2013.

8. **UNFINISHED BUSINESS**

None.

9. **NEW BUSINESS**

A. **Ordinance Introduction – Various Building Code Regulations and Local Amendments**

Report from the Community Development Director concerning various building construction code amendments.

Building Official Jorgensen narrated a PowerPoint presentation entitled "Introduction of Ordinance to Adopt Building Construction Codes" and responded to Council inquiries. A hard copy of the subject PowerPoint is on file with the City Clerk.

MOTION BY MAYOR PRO TEM BROWN, SECOND BY COUNCILMEMBER DONCHAK, CARRIED 5-0, to:

1. Introduce Ordinance No. 1572 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING CHAPTERS 15.08, 15.12, 15.16, 15.20, 15.21, AND 15.22 OF TITLE 15 OF THE SAN CLEMENTE MUNICIPAL CODE ADOPTING BUILDING REGULATIONS.
2. Adopt Resolution No. 13-44 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, SETTING FORTH FINDINGS WITH RESPECT TO LOCAL CONDITIONS WITHIN THE CITY OF SAN CLEMENTE WHICH MAKE CERTAIN MODIFICATIONS AND CHANGES TO THE CALIFORNIA BUILDING CODE, THE CALIFORNIA PLUMBING CODE, THE CALIFORNIA MECHANICAL CODE, THE CALIFORNIA ELECTRICAL CODE, THE CALIFORNIA RESIDENTIAL CODE, AND THE CALIFORNIA GREEN BUILDING STANDARDS CODE REASONABLY NECESSARY FOR VARIOUS OCCUPANCIES.

B. **Ordinance Introduction – Fire Code Regulations and Local Amendments**

Report from the Community Development Director concerning various fire code amendments.

Lori Smith, Deputy Fire Marshal, Orange County Fire Authority, reviewed the contents of the Administrative Report and responded to Council inquiries.

MOTION BY MAYOR PRO TEM BROWN, SECOND BY COUNCILMEMBER DONCHAK, CARRIED 5-0, to:

1. Introduce Ordinance No. 1573 entitled AN ORDINANCE OF THE CITY COUNCIL OF SAN CLEMENTE AMENDING CHAPTER 8.16 OF THE SAN CLEMENTE MUNICIPAL CODE AND ADOPTING FIRE CODE REGULATIONS FOR THE CITY OF SAN CLEMENTE.
2. Adopt Resolution No. 13-45 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, SETTING FORTH FINDINGS WITH RESPECT TO LOCAL CONDITIONS WITHIN THE CITY OF SAN CLEMENTE WHICH MAKE CERTAIN MODIFICATIONS AND CHANGES TO THE CALIFORNIA FIRE CODE NECESSARY FOR VARIOUS OCCUPANCIES.

C. **Ordinance Introduction – Property Maintenance Codes**

Report from the Community Development Director concerning various property maintenance requirements.

Code Compliance Supervisor Panas reviewed the contents of the Administrative Report and responded to Council inquiries.

MOTION BY COUNCILMEMBER HAMM, SECOND BY COUNCILMEMBER EVERT, CARRIED 5-0, to introduce Ordinance No. 1574 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING CHAPTER 15.09 OF TITLE 15 OF THE SAN CLEMENTE MUNICIPAL CODE ADOPTING PROPERTY MAINTENANCE REQUIREMENTS.

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

None.

11. **REPORTS**

A. **COMMISSIONS AND COMMITTEES**

None.

B. **CITY MANAGER**

City Manager Gudgeirsson introduced Erik Sund, newly appointed Assistant City Manager of San Clemente.

C. **CITY ATTORNEY**

None.

D. **COUNCIL MEMBERS**

(1) **California Joint Powers Insurance Authority Report**

None.

(2) **San Joaquin Hills Transportation Corridor Agency Report**

None.

(3) **Foothill Eastern Transportation Corridor Agency Report**

Mayor Baker reported that the bond rating and costs associated with the recent decision to re-finance the toll roads have not yet been determined.

(4) **Meta Senior Housing Project Update***

**This item was considered as Special Presentation 1-F. Please refer to Page 6 of these minutes for a summary of the Meta Senior Housing Project Update.*

(5) **Lobo Elementary School**

Mayor Baker reported on his attendance at the Native American museum at Lobo Elementary School; presented photographs of the artifacts that were on display. Hard copies of the subject photographs are on file with the City Clerk.

(6) Veterans Day at Park Semper Fi

Mayor Baker invited members of the public to attend a Veterans Day ceremony on November 9, 2013 at Park Semper Fi to honor all veterans; displayed a flyer of the Veterans Day event. A hard copy of the subject flyer is on file with the City Clerk.

12. RESOLUTIONS/ORDINANCES

None.

CLOSED SESSION

City Attorney Goldfarb requested a Closed Session to discuss the item 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 8:30 p.m. to discuss the following:

- A. CONFERENCE WITH LEGAL COUNSEL — ANTICIPATED LITIGATION, pursuant to Government Code Section 54956.9 (b): One potential case

Councilmember Evert left the meeting at 8:30 p.m.

In attendance for the Closed Session were all members of the City Council, with the exception of Councilmember Evert, City Manager Gudgeirsson, City Attorney Goldfarb, Assistant City Manager Sund, Building Official Jorgensen and City Clerk Baade.

COUNCIL RECONVENED

Council reconvened in Open Session at 8:49 p.m., with all members present, except Councilmember Evert.

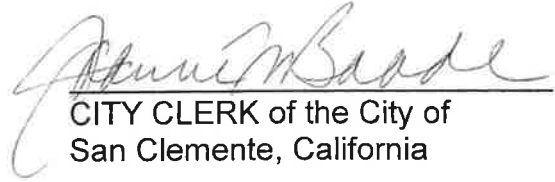
13. ADJOURNMENT

MOTION BY MAYOR PRO TEM BROWN, SECOND BY COUNCILMEMBER DONCHAK, CARRIED 4-0 (COUNCILMEMBER EVERT ABSENT), to adjourn at 8:50 p.m. to an Adjourned Regular Council Meeting to be held on November 13, 2013 at 5:00 p.m. in the Council Chambers, located at 100 Avenida Presidio, San Clemente, California, for the purpose of continuing discussions concerning the Draft Centennial General Plan, Draft Environmental Impact Report, Draft Bicycle and Pedestrian Master Plan, and Draft Climate Action Plan.

The next Regular Council Meeting will be held on November 19, 2013 in the Council Chambers, located at 100 Avenida Presidio, San Clemente, California. Closed Session items will be considered at 5:00 p.m. The business meeting will commence at 6:00 p.m.



MAYOR of the City of
San Clemente, California


CITY CLERK of the City of
San Clemente, California

