

CITY OF SAN CLEMENTE

City Council Minutes

Regular Meeting - June 3, 2003

A Regular Meeting of the San Clemente City Council was called to order on June 3, 2003 at 6:00 p.m. in the Council Chambers, located at 100 Avenida Presidio, San Clemente, California.

MEETING RECESSED – LACK OF CLOSED SESSION

The agendaized Closed Session to discuss public employee (City Manager) appointment, pursuant to Government Code Section 54957(b)(1), was deemed unnecessary. Consequently, City Clerk Erway recessed the meeting to 7:00 p.m.

MEETING CONVENED

Council convened at 7:03 p.m., with all members present.

PRESENT ANDERSON, DAHL, EGGLESTON, RITSCHER, MAYOR
DOREY

ABSENT NONE

STAFF PRESENT William O. Talley, City Manager; Jeff Oderman, City
Attorney; Myrna Erway, City Clerk; Joanne M. Baade, Deputy
City Clerk

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INVOCATION

Rabbi Michael Churgel, Temple Beth El, gave the invocation.

PLEDGE OF ALLEGIANCE

Councilmember Anderson led the Pledge of Allegiance.

1. **SPECIAL PRESENTATIONS**

A. **Monthly Financial Report**

Assistant City Manager Gudgeirsson presented the Monthly Financial Report and requested that Council advise as to whether it wishes to receive this information on a monthly basis.

B. **Commendation - Captain Fred Lisanti**

Mayor Dorey presented a commendation to Fred Lisanti, former Chief of Police Services, in recognition of his promotion to Captain.

2. MOTION BY COUNCILMEMBER ANDERSON, SECOND BY COUNCILMEMBER DAHL, CARRIED 5-0, to waive reading in full of all Resolutions and Ordinances.

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

None.

4. **CONSENT CALENDAR**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to approve the Consent Calendar with the removal of Item M.

A. **City Council Minutes**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to approve the City Council minutes of April 30, 2003, May 12, 2003 and May 16, 2003.

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

- (1) Planning Commission minutes of May 21, 2003. *Note: Council approved the revised set of minutes that were placed on the dais.*
- (2) Zoning Administrator meeting minutes of May 27, 2003.

C. **Warrant Register**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to approve Handwrite Nos. 748922 through 748923, Wire Transfers Nos. 189 through 190 and Warrant Nos. 748924 through 749112 for the period 5-5-03 through 5-9-03 in the amount of \$748,147.44; approve Warrant Nos. 749113 through 749261 for the period 5-12-03 through 5-16-03 in the amount of \$529,389.30; for a total Warrant Register of \$1,277,536.74.

Payroll Register

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to approve Warrant Nos. 311764 through 311846 and Automatic Deposit Advises 125465 through 125639 for the period 4-28-03 through 5-11-03 in the amount of \$257,640.08; for a total Payroll Register of \$257,640.08.

D. **Appropriations Limit for FY 2003-04**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to:

1. Approve selection of the following annual adjustment factors:
 - a. Population increase for the City of San Clemente.
 - b. Increase in California per-capita personal income.
2. Adopt Resolution No. 03-47 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ESTABLISHING AN APPROPRIATIONS LIMIT PURSUANT TO ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION.

E. **Establishment of Required RDA Findings and Adoption of City Agreement for Fiscal Year 2003-04**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to adopt Resolution No. 03-48 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPROVING AN AGREEMENT WITH THE SAN CLEMENTE REDEVELOPMENT AGENCY RELATING TO THE AGENCY'S 2003-04 CAPITAL IMPROVEMENT PROGRAM BUDGET.

F. **Contract Award - Water and Sewer Systems Asset Management Study Project Nos. 12606 and 13502 and Sewer System Regulatory Compliance (CMOM) Readiness Review (Project No. 33200)**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to:

1. Approve, and authorize the Mayor to execute, Contract C03-25 by and between the City of San Clemente and Brown and Caldwell, providing for the Water and Sewer Systems Asset Management Study (Project Nos. 12606 and 13502) and Sewer System Regulatory Compliance (CMOM) Readiness Review, Project No. 33200, in the amount of \$196,270.
2. Authorize the City Engineer to amend Contract C03-25 as needed, up to a maximum of \$25,000.
3. Approve an appropriation of \$35,770 from Account 054-471-43690-000-33200 Sewer Fund, Administration, Other Professional Services for the CMOM Readiness Review.

G. **Revised Street Sweeping Parking Restrictions in Neighborhood Pride Program (NPP) and Other Areas**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to adopt Resolution No. 03-49 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING MASTER TRAFFIC RESOLUTION NO. 1846, AMENDING "RESTRICTED PARKING AREAS" ON ALL STREETS WITHIN THE NEIGHBORHOOD PRIDE PROGRAM BOUNDARIES AND CALLE CAMPANA, CALLE CANASTA, CALLE DEL COMERCIO AND AVENIDA MAGDALENA.

H. **Contract Retention Reduction - Avenida Vista Hermosa/I-5 Interchange, Project Nos. 12155 and 10902**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to approve the Contract Retention Reduction to a fixed amount of \$300,000 for work performed on the Avenida Vista Hermosa/I-5 Interchange, Projects 12155 and 10902.

I. **Measure M Annual Funding Eligibility - Fiscal Year 2003-04**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to:

1. Approve the Seven-Year Capital Improvement Program.
2. Authorize the City Engineer to certify the City's Pavement Management Plan.
3. Authorize Staff to submit Measure M funding eligibility requirements on behalf of the City of San Clemente in order to continue to receive Measure M funds.

J. **Reclassification and Classification Changes Submitted in the FY 2003-04 Budget, Amendment to the Former Salary Plan Resolution, Adoption of Revised Salary Schedules and Creation/Modification of Job Classification for Street Sweeper Operator**

City Clerk Erway noted that a revised Administrative Report has been placed on the dais, which correctly reflects that the title of the proposed position is "Street Sweeper Operator."

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to:

1. Adopt the classification and reclassification changes submitted in the budget.
2. Adopt Resolution No. 03-50 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING RESOLUTION NO. 97-09, ADOPTING REVISED SALARY SCHEDULES AND CREATING A JOB SPECIFICATION FOR STREET SWEEPER OPERATOR.

K. **South Orange County Wastewater Authority (SOCWA) Fiscal Year 2003-04 Budget**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to approve the South Orange County Wastewater Authority's (SOCWA's) final budgets for FY 2003-04.

L. **Acceptance of Sewer and Domestic Water Improvements and Release of Improvement Bonds for Tract 15561, Compass Pointe, from CP at Forster Ranch, L.P.**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to adopt Resolution No. 03-51 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ACCEPTING SEWER AND DOMESTIC WATER IMPROVEMENTS AND AUTHORIZING THE RELEASE OF BONDS FOR TRACT 15561, COMPASS POINTE, FROM CP AT FORSTER RANCH, L.P.

N. **Contract Award - Exterior Painting of the Ole Hanson Beach Club and Walls Around Pool Area**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to approve, and authorize the Mayor to execute, Contract C03-26 by and between the City of San Clemente and B.E.N. Maintenance, Inc., providing for painting of the exterior of the Ole Hanson Beach Club facility and walls around the pool area (Project 13004), in the amount of \$24,750.

O. **Contract Amendment - Maintenance of Avenida Vista Hermosa Freeway Interchange Landscape Improvements**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to approve, and authorize the Mayor to execute, Amendment No. 1 to Contract C94-21 by and between the City of San Clemente and TruGreen Landcare, providing for the landscape maintenance of the Vista Hermosa Interchange project for a period of two years, from July 1, 2003 until June 30, 2005, in an amount not to exceed \$21,864.

P. **Records Destruction**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to adopt Resolution No. 03-52 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.

Q. **Contract Award - 248 W. Avenida Palizada Storm Drain Improvements and Avenida Cabrillo Storm Drain Detention Basin**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to:

1. Approve the plans and specifications for the 248 West Avenida Palizada Storm Drain Improvements, Project No. 10805, and Avenida Cabrillo Storm Drain Detention Basin, Project No. 13804.
2. Approve, and authorize the Mayor to execute, Contract C03-27 by and between the City of San Clemente and David T. Wasden, Inc., providing for construction of the 248 West Avenida Palizada Storm Drain Improvements, Project No. 10805, and Avenida Cabrillo Storm Drain Detention Basin, Project No. 13804, in the amount of \$732,871, **contingent upon the City receiving the necessary easements.**
3. Approve a supplemental appropriation of \$39,330 to Account 059-533-45300-000-10805, Storm Drain Utility Depreciation Reserve, Improvements Other Than Buildings, for the 248 West Avenida Palizada Storm Drain Improvements, Project No. 10805.
4. Approve a supplemental appropriation of \$368,000 to Account 059-533-45300-000-13804, Storm Drain Utility Depreciation Reserve, Improvements Other Than Buildings, for the Avenida Cabrillo Storm Drain Improvements, Project No. 13804.

R. **Contract Award - Prosecution Services**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to approve, and authorize the Mayor to execute, Contract C87-48 by and between the City of San Clemente and the County of Orange, providing for prosecution services for violations of the Municipal Code.

ITEMS REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION

M. **Notice of Completion - Phase I Construction of the Casa Romantica Cultural Arts and Education Center**

Council expressed appreciation to Community Development Director Holloway and Associate Planner Pechous for their successful efforts in connection with the Casa Romantica Cultural Arts and Education Center project.

MOTION BY COUNCILMEMBER EGGLESTON, SECOND BY MAYOR PRO TEM RITSCHER, CARRIED 5-0, to:

1. Approve, and authorize the City Clerk to record, the Notice of Completion for the Casa Romantica Phase I construction project from the contractor, Burge Corporation.
2. Direct Staff to continue to facilitate and coordinate construction of activities until a Certificate of Occupancy is achieved.

5. **PUBLIC HEARINGS**

A. **FY 2003-04 City Budget**

Public Hearing to consider adopting the City of San Clemente budget for FY 2003-04.

MOTION BY COUNCILMEMBER/RDA DIRECTOR DAHL, SECOND BY COUNCILMEMBER/RDA DIRECTOR EGGLESTON, CARRIED 5-0, to convene the San Clemente Redevelopment Agency at 7:15 p.m. to meet in joint session with the City Council.

Assistant City Manager Gudgeirsson narrated a powerpoint presentation entitled "Public Hearing and Adoption of FY 2003-04 Budget". A hard copy of Mr. Gudgeirsson's presentation is on file with the City Clerk.

City Manager Talley noted that Pall Gudgeirsson is the Assistant City Manager as well as the City's elected Treasurer; explained that the City Clerk, who is also an elected official, currently reports to Mr. Gudgeirsson; opined that it is poor policy to have one elected official report to another and further noted that the City Clerk's primary responsibilities are to work with the City Council and City Manager; recommended that Council establish the City Clerk's operation as a separate department, with the City Clerk reporting directly to the City Council and/or City Manager; noted that establishing the City Clerk as a department head would result in a higher benefits cost (i.e., slightly less than \$1,000 in automobile allowance and \$3,500 in deferred compensation).

Mayor Dorey opened the Public Hearing.

In response to Council inquiry, Associate Planner Davis indicated that 90% of the cost to operate South County Seniors' Meals on Wheels and Congregate Meal programs is funded by the federal government and noted that they are required to obtain a 10% match from the participants; explained, therefore, that she does not believe that a funding deficit exists; explained that South County Seniors has retracted its \$5,000 transportation request.

During the course of discussion, it was noted that Council could allocate funding from the Contingency Fund for South County Seniors' meal programs at a later date if South County Seniors can demonstrate a need for additional funding.

In response to Council inquiry, Lynn Wood explained that the Chamber of Commerce is requesting \$40,000 to fund specific programs that benefit the City; stated that the money would not go into the Chamber's general fund.

There being no others desiring to speak to this issue, the Public Hearing was closed.

MOTION BY COUNCILMEMBER ANDERSON, SECOND BY COUNCILMEMBER DAHL to take the following actions with the understanding that the City Clerk be established as a department head with an associated cost increase for benefits (i.e., \$1,000 for automobile allowance and \$3,500 for deferred compensation). Additionally, the \$40,000 Chamber of Commerce donation shall be conditioned upon the Chamber of Commerce agreeing to an audit by an independent auditor at the conclusion of the fiscal year, or conclusion of the expenditure of the funds, whichever is earlier, to determine that the dollars were spent on the specified programs. Additionally, the City is to work with the Chamber during the coming twelve months to determine if this is the best way to spend funds in the coming year.

1. Adopt Resolution No. 03-53 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ADOPTING AND APPROVING THE BUDGET FOR THE CITY OF SAN CLEMENTE FOR THE 2003-04 FISCAL YEAR.
2. Approve a budget adjustment of \$202,950 in revenue and expenditures within the Medical Insurance Fund for FY 2002-03.
3. Approve a budget adjustment of \$170,500 in projected revenue within the General Fund for FY 2002-03.
4. Approve budget adjustments for a total of \$137,000 in adjusted expenditures and \$67,700 in proposed expenditures within the General Fund for FY 2002-03.

SUBSTITUTE MOTION BY COUNCILMEMBER EGGLESTON, SECOND BY MAYOR DOREY, **FAILED 2-3** (COUNCILMEMBERS ANDERSON, DAHL AND MAYOR PRO TEM RITSCHEL VOTING NOE), to approve the original motion, with the deletion of funding for the Chamber of Commerce.

THE ORIGINAL MOTION WAS THEN VOTED ON AND CARRIED 3-2 (COUNCILMEMBER EGGLESTON AND MAYOR DOREY VOTING NOE).

MOTION BY RDA DIRECTOR DAHL, SECOND BY RDA DIRECTOR ANDERSON, CARRIED 5-0, to adopt Resolution No. RDA-03-02 entitled A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN CLEMENTE REDEVELOPMENT AGENCY, ADOPTING AND APPROVING THE BUDGET FOR THE SAN CLEMENTE REDEVELOPMENT AGENCY FOR THE 2003-04 FISCAL YEAR.

MOTION BY RDA DIRECTOR DAHL, SECOND BY RDA DIRECTOR RITSCHEL, CARRIED 5-0, to recess the Redevelopment Agency at 7:55 p.m.

B. **Diademare Condominiums (315 Cazador Lane) - Tentative Parcel Map 2002-105**

Public Hearing to consider a request to approve a tentative parcel map for condominium purposes, to allow individual ownership of two residential units currently under construction at 315 Cazador Lane, the legal description being Lot 46, Block 1 of Tract 785.

Councilmember Eggleston advised that he will abstain from deliberations on this item because he owns property adjacent to the subject project. Councilmember Eggleston then left the Chambers at 7:57 p.m.

Assistant Planner Cunningham reviewed the contents of the Administrative Report.

Mayor Dorey opened the Public Hearing.

In response to Council inquiry about the safety of building on a near vertical lot, Todd Schooler, Project Architect, explained that his company specializes in hillside sites.

There being no others desiring to speak to this issue, the Public Hearing was closed.

MOTION BY COUNCILMEMBER ANDERSON, SECOND BY COUNCILMEMBER DAHL, CARRIED 4-0-1 (COUNCILMEMBER EGGLESTON ABSTAINING), to adopt Resolution No. 03-54 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPROVING TENTATIVE PARCEL MAP 2002-105, DIADEMARE CONDOMINIUMS, A REQUEST FOR A ONE-LOT CONDOMINIUM SUBDIVISION AT 315 CAZADOR LANE.

Councilmember Eggleston returned to the dais at 8:01 p.m.

C. **Cotton Hill (Rottman Froman) - Tentative Tract Map 16501/Time Extension for Architectural Permit 01-172/Time Extension for Minor Exception Permit 01-173**

Public Hearing to consider a request for a time extension for a previously approved project consisting of the construction of 17 single-family homes, including a reduced setback for one street-facing garage and wall heights. The request includes consideration of a new Tentative Tract Map for the reconfiguration of existing lot lines. The project area is located at Avenida Pizarro and El Levante, the legal description being Parcel 1-10 of Lot Line Adjustment (LLA) No. 97-001, recorded as Instrument No. 01-213062 and Parcels 1-7 of LLA No. 94-017 recorded as Instrument No. 94-0432750.

Associate Planner Longenecker reviewed the contents of the Administrative Report.

Mayor Dorey opened the Public Hearing.

Maury Froman, Applicant, stated that a continuance of the subject items is being requested because of a delay in obtaining all necessary approvals; explained that they did not want to spend a significant amount of money until they knew that all necessary approvals would be granted; explained that they could not begin construction prior to the expiration of the subject approvals.

There being no others desiring to speak to this issue, the Public Hearing was closed.

MOTION BY COUNCILMEMBER EGGLESTON, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to adopt Resolution No. 03-55 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPROVING A TIME EXTENSION FOR ARCHITECTURAL PERMIT 01-172, A TIME EXTENSION FOR MINOR EXCEPTION PERMIT 01-173, AND A TENTATIVE TRACT MAP 16501, ROTTMAN FROMAN, A REQUEST TO CONSTRUCT 17 NEW RESIDENTIAL DWELLING UNITS AT EL LEVANTE, LA ESPERANZA AND AVENIDA PIZARRO.

D. **San Clemente Pedestrian Beach Trail Master Plan, Certification of the Mitigated Negative Declaration and Approval of the License Agreement with the Orange County Transportation Authority**

Public Hearing to consider approving the San Clemente Coastal Trail Master Plan, certifying the project Mitigated Negative Declaration and approving the license agreement with the Orange County Transportation Authority with respect to the San Clemente Pedestrian Beach Trail, a 2.6 mile multi-use trail (pedestrians, mountain bikes, dogs on leashes) along the railroad right-of-way that provides access from North Beach to Calafia State Beach.

Mayor Dorey announced that she will abstain from deliberations on the subject item because of the proximity of the project to her residence, but noted that she intends to address Council as a member of the public. Mayor Dorey then stepped down from the dais at 8:07 p.m. and Mayor Pro Tem Ritschel assumed the duties of the chair.

Associate Planner Pechous narrated a powerpoint presentation entitled "San Clemente Pedestrian Beach Trail". A hard copy of Mr. Pechous' presentation is on file with the City Clerk.

Mayor Pro Tem Ritschel opened the Public Hearing.

John Dorey, member of the Railroad Corridor Safety and Education Panel and founding member of DeRail the Trail, commented that the difference between the original trail proposal and the current proposal are remarkable; stated that he is pleased with the current proposal, but has concerns with the noise level associated with at-grade crossings.

Arlene Ross, San Clemente, recommended that Council accept the recommendations and implement the project.

Kathryn Stovall Dennis, San Clemente, expressed appreciation to staff, regulatory agencies and OCTA; noted that the project is not perfect, but represents a significant advance in safety; urged Council to approve the project.

Stephanie Dorey, co-Founder and Past President of DeRail the Rail, stated that the project will enhance safety while maintaining a natural feel; voiced concern with the following aspects of the proposal: reduced number of crossings, proposed wire mesh fence, noise pollution associated with at-grade crossings, and possibility that enhanced safety conditions will result in increased train speeds.

Don Kunze, San Clemente, opined that the City should conduct public meetings concerning all proposed trails; urged approval of the subject project.

Wendy Morris stated she was a member of the Railroad Safety Corridor and Education Panel and stated that the panel worked hard to develop the consensus plan; expressed hope that the Public Utilities Commission will approve the plan, but recommended that the City not proceed with a PUC-modified version of the plan unless the revisions are determined to be palatable by the City.

Jennifer Zell, San Clemente, urged that exits be installed along the 700' boardwalk to provide a means of emergency egress.

There being no others desiring to speak to this issue, the Public Hearing was closed.

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER EGGLESTON, CARRIED 4-0-1 (MAYOR DOREY ABSTAINING), to:

1. Approve the San Clemente Pedestrian Beach Trail Master Plan.
2. Adopt Resolution No. 03-56 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, APPROVING A MITIGATED NEGATIVE DECLARATION FOR THE SAN CLEMENTE PEDESTRIAN BEACH TRAIL, PROJECT NUMBER 11410.
3. Authorize the Mayor to execute the License Agreement between the Orange County Transportation Authority (OCTA) and the City of San Clemente allowing the City to use OCTA right of way to develop and maintain the Pedestrian Beach Trail.
4. Authorize Staff to submit an application to the Coastal Commission and California Public Utilities Commission and proceed with the final design of the project.

Mayor Dorey returned to the dais at 8:58 p.m.

E. **Pacific Coast Church - Amendment to Conditional Use Permit 91-071(c)**

Public Hearing to consider a request to allow a three-year time extension for existing modular classrooms and associated improvements for an existing church located at 2651 Calle Frontera, the legal description being Parcel 1, of Parcel Map 88-141, Lot Merger 96-48.

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to continue the Public Hearing to the Council meeting of June 17, 2003.

6. **ORAL COMMUNICATIONS**

Casa Romantica Cultural Center and Gardens

Guy Varriano, Founding President of the Casa Romantica Cultural Center and Gardens, noted that an article about the Casa Romantica appears in the June 2003 edition of Orange Coast magazine; commented on the progress and success of the Casa Romantica project and expressed hope that the facility will open in July.

Water Situation on Via San Andreas

Alex Huckins, San Clemente, voiced concern with seepage water on Via San Andreas; noted that the City and County plan to expend \$800,000 to rectify bacteria problems at Poche Beach and pointed out that San Andreas is one of the sources of the problem.

7. **UNFINISHED BUSINESS**

None.

8. **NEW BUSINESS**

A. **Establishment of Speed Limit - Calle Altea, Calle Pedriza, Calle Frontera, Calle Del Cerro, Avenida Pico, Camino Vera Cruz and Avenida Vista Hermosa**

Report from the Public Works/Economic Development Director concerning the establishment of speed limits on Calle Altea, Calle Pedriza, Calle Frontera, Calle Del Cerro, Avenida Pico, Camino Vera Cruz and Avenida Vista Hermosa.

Principal Civil Engineer Hindiyeh reviewed the contents of the Administrative Report.

During the course of discussion, Council indicated a desire for Staff to contact the developers of the individual tracts within Talega to advise them of the process necessary to enable the City to enforce traffic laws within private tracts.

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to:

1. Approve the establishment of speed limits on Avenida Calle Altea, Calle Pedriza, Calle Frontera, Calle Del Cerro, Avenida Pico, Camino Vera Cruz and Avenida Vista Hermosa.
2. Introduce Ordinance No. 1283 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING CHAPTER 10 OF THE MUNICIPAL CODE CONCERNING SPEED ZONES ON CERTAIN CITY STREETS.

9. **REPORTS**

A. **Commissions and Committees**

None.

B. **City Manager**

(1) **Consideration of Rescheduling the Joint Council/Coastal Advisory Committee Meeting of June 18, 2003**

Council rescheduled the Joint Council/Coastal Advisory Committee meeting that was originally scheduled for June 18, 2003 to July 8, 2003 at 6:30 p.m. (location to be determined).

C. **City Attorney**

None.

D. **Council Members**

(1) **Orange County Division, California League of Cities Issues.**

None.

(2) **Council Position on Legislative Issues.**

A. **AB 586 (Koretz) - Litter & Marine Debris Reduction and Recycling Act**

MOTION BY COUNCILMEMBER ANDERSON, SECOND BY COUNCILMEMBER EGGLESTON, CARRIED 5-0, to:

1. Adopt Resolution No. 03-57 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA REGARDING THE LITTER AND MARINE DEBRIS REDUCTION AND RECYCLING ACT.
2. Authorize Staff to send letters to local legislators requesting support for AB 586 (Koretz).

(3) **Orange County Fire Authority Status Update.**

Mayor Pro Tem Ritschel presented a flyer entitled "Pool Safety and Drowning Prevention" as well as a bumper sticker that reads "Children Drown Without a Sound - Watch the Water".

(4) **San Clemente-Dana Point Animal Services Authority.**

Councilmember Dahl commended the volunteers, veterinarians and staff of the San Clemente-Dana Point Animal Services Authority; stated that he presented proclamations to Girl Scout Troops 2083 and 2017 for raising contributions of food and supplies for the shelter.

(5) **Transportation Corridor Agencies Status Report.**

None.

(6) **Rail Corridor Status Report.**

Mayor Dorey and Mayor Pro Tem Ritschel reported that the High Speed Rail Authority, at its meeting of May 27, 2003, eliminated the coastal rail alignment from consideration; noted that Caltrans agrees with the decision to eliminate the coastal alignment.

(7) **Integrated Waste Management District Report.**

None.

(8) **State Budget Issues and Potential Legislation.**

None.

(9) **Councilmember Items.**

Councilmember Eggleston explained that The Heritage has launched its drive to construct a United States Marine Corps monument in San Clemente.

10. **RESOLUTIONS/ORDINANCES**

A. **Ordinance No. 1282 (Second Reading) - Water Rates**

MOTION BY COUNCILMEMBER DAHL, SECOND BY COUNCILMEMBER ANDERSON, CARRIED 5-0, to adopt Ordinance No. 1282 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, AMENDING CHAPTER 13.04 OF THE SAN CLEMENTE MUNICIPAL CODE RELATING TO WATER RATES.

11. **ADJOURNMENT**

MOTION BY COUNCILMEMBER ANDERSON, SECOND BY COUNCILMEMBER DAHL, CARRIED 5-0, to adjourn at 9:35 p.m.

The next Regular Meeting will be held on June 17, 2003 in the Council Chambers, located at 100 Avenida Presidio, San Clemente, California. Closed Session items will be discussed at 6:00 p.m. The General Session will begin at 7:00 p.m.

CITY CLERK of the City of
San Clemente, California

MAYOR of the City of
San Clemente, California