



**CITY OF NEWPORT BEACH  
CITY COUNCIL AGENDA**

**STUDY SESSION AND REGULAR MEETING**

**AUGUST 14, 2018**

**COUNCIL CHAMBERS - 100 CIVIC CENTER DRIVE, NEWPORT BEACH, CA 92660**

**STUDY SESSION - 3:45 P.M. (PUBLIC WELCOME)  
CLOSED SESSION FOLLOWS STUDY SESSION  
REGULAR MEETING - 7:00 P.M.**

**DUFFY DUFFIELD, Mayor  
WILL O'NEILL, Mayor Pro Tem  
BRAD AVERY, Council Member  
DIANE B. DIXON, Council Member  
JEFF HERDMAN, Council Member  
KEVIN MULDOON, Council Member  
SCOTT PEOTTER, Council Member**

**DAVE KIFF, City Manager  
AARON HARP, City Attorney  
LEILANI BROWN, City Clerk  
CAROL JACOBS, Assistant City Manager**

**NOTICE REGARDING PRESENTATIONS REQUIRING USE OF CITY EQUIPMENT**

Any presentation requiring the use of the City of Newport Beach's equipment must be submitted to the City Clerk 24 hours prior to the scheduled City Council meeting.

**PUBLIC HEARINGS**

If in the future, you wish to challenge in court any of the matters on this agenda for which a public hearing is to be conducted, you may be limited to raising only those issues which you (or someone else) raised orally at the public hearing or in written correspondence received by the City at or before the hearing.

**NOTICE TO THE PUBLIC**

The City provides a yellow sign-in card for those wishing to address the City Council to assist in the preparation of the minutes. The cards are available in the lobby of the Council Chambers. Speakers are not required to submit a card as a condition to addressing the City Council. If you do fill out the card, please place it in the box at the podium. Any times listed in this agenda are provided as a courtesy and the actual item may be heard either before or after the time given.

This agenda was prepared by the City Clerk and staff reports are available at the City Clerk's Office located at 100 Civic Center Drive (Bay E, 2nd Floor). Staff reports or other written documentation have been prepared or organized with respect to each item of business listed on the agenda. If you have any questions or require copies of any of the staff reports or other documentation regarding any item of business on the agenda, please contact City Clerk staff at 949-644-3005. Agendas, minutes and staff reports are also available on the City's webpage at [newportbeachca.gov/agendas](http://newportbeachca.gov/agendas).

The City of Newport Beach's goal is to comply with the Americans with Disabilities Act (ADA) in all respects. If, as an attendee or a participant at this meeting, you will need special assistance beyond what is normally provided, we will attempt to accommodate you in every reasonable manner. Please contact Leilani Brown, City Clerk, prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible (949-644-3005 or [cityclerk@newportbeachca.gov](mailto:cityclerk@newportbeachca.gov)).

**NEWPORT BEACH CITY COUNCIL AGENDA  
COUNCIL CHAMBERS - 100 CIVIC CENTER DRIVE, NEWPORT BEACH, CA  
92660**

**AUGUST 14, 2018  
STUDY SESSION - 3:45 P.M. (PUBLIC WELCOME)  
CLOSED SESSION FOLLOWS STUDY SESSION  
REGULAR MEETING - 7:00 P.M.**

**I. ROLL CALL - 3:45 p.m.**

**II. CURRENT BUSINESS**

**SS1. Clarification of Items on the Consent Calendar**

**SS2. Literacy Awareness Day**

**SS3. Presentation of Check from the Friends of the Library**

**SS4. Newport Heights Traffic Study**

Public Works staff has worked with the community in and around Newport Heights to envision ways that the neighborhood there could become even more pedestrian and bike-friendly. This agenda item asks for the City Council's and community's input on proposed measures to accomplish that.

[Insider's Guide](#)

**SS5. Shared Mobility Devices - Bird Scooters, Lime Bikes, and More**

With the arrival of shared mobility devices like "Bird" scooters in Newport Beach, staff seeks direction from the City Council as to how staff should address commercial activities like electric scooters or shared bikes that predominantly use the public right-of-way (such as sidewalks) for the pickup and drop-off of the devices. An item on the evening's agenda could, if the City Council wishes, formalize the direction by the City Council given at this Study Session.

[Insider's Guide](#)

**III. PUBLIC COMMENTS**

*The City provides a yellow sign-in card to assist in the preparation of the minutes. The completion of the card is not required in order to address the City Council. If the optional sign-in card has been completed, it should be placed in the box provided at the podium.*

*The City Council of Newport Beach welcomes and encourages community participation. Public comments are invited on agenda and non-agenda items, are generally limited to three (3) minutes. The City Council has the discretion to extend or shorten the time limit on agenda or non-agenda items.*

**IV. CLOSED SESSION - After Study Session - Council Chambers Conference Room**

**A. CONFERENCE WITH LEGAL COUNSEL**

**EXISTING LITIGATION**

**(Government Code § 54956.9(d)(1)): 2 matters**

*Ashley Langley, Jennifer Langley v. County of Orange, et al.  
United States District Court, Central District*

Case No. 8:16-cv-00538-AB-FFM

*Nada Purkarevic v. City of Newport Beach*

Orange County Superior Court, Central Justice Center

Case No. 30-2017-00961642-CU-PO-CJC

**B. CONFERENCE WITH LEGAL COUNSEL  
ANTICIPATED LITIGATION - INITIATION OF LITIGATION  
(Government Code § 54956.9(d)(4)): 1 matter**

**C. CONFERENCE WITH LABOR NEGOTIATORS  
(Government Code § 54957.6): 1 matter**

**Agency Designated Representatives:** Dave Kiff, City Manager, Carol Jacobs, Assistant City Manager, Barbara Salvini, Human Resources Director, and Peter Brown; Labor Negotiators.

**Employee Organizations:** Newport Beach Lifeguard Management Association (NBLMA); Newport Beach City Employees Association (NBCEA); Newport Beach Firefighters Association (NBFA); Newport Beach Fire Management Association (NBFMA); Newport Beach Police Association (NBPA); Newport Beach Police Management Association (NBPMA); Newport Beach Professional and Technical Employees Association (NBPTEA); Newport Beach Employees League (NBEL); Part Time Employees Association of Newport Beach (PTEANB); and Association of Newport Beach Ocean Lifeguards (ANBOL).

**D. PUBLIC EMPLOYEE APPOINTMENT  
(Government Code § 54957(b)(1)): 1 matter**

**Title:** City Manager. The City Council will consider all matters authorized by Government Code Section 54957(b)(1) related to the appointment of a new City Manager. A new City Manager may be appointed at this meeting. It is not uncommon for an appointment to become effective at a future date, such as the date set forth in the open session item for the new City Manager's employment agreement.

**E. CONFERENCE WITH LABOR NEGOTIATOR  
(Government Code § 54957.6 (a)): 1 matter**

**Agency Designated Representative:** Marshall "Duffy" Duffield, Mayor

**Unrepresented Employee:** City Manager

**V. RECESS**

**VI. RECONVENE AT 7:00 P.M. FOR REGULAR MEETING**

**VII. ROLL CALL**

**VIII. CLOSED SESSION REPORT**

**IX. INVOCATION - Pastor Megan Hutchinson, St. Andrews Presbyterian Church**

**X. PLEDGE OF ALLEGIANCE**

**XI. NOTICE TO THE PUBLIC**

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*The City Council of Newport Beach welcomes and encourages community participation. Public comments are generally limited to three (3) minutes per person to allow everyone to speak. Written comments are encouraged as well. The City Council has the discretion to extend or shorten the time limit on agenda or non-agenda items. As a courtesy, please turn cell phones off or set them in the silent mode.*

**XII. CITY COUNCIL ANNOUNCEMENTS (NON-DISCUSSION ITEM)**

**XIII. PUBLIC COMMENTS ON CONSENT CALENDAR**

*This is the time in which Council Members may pull items from the CONSENT CALENDAR for discussion (ITEMS 1 - 19). Public comments are also invited on Consent Calendar items. Speakers must limit comments to three (3) minutes. Before speaking, please state your name for the record. If any item is removed from the Consent Calendar by a Council Member, members of the public are invited to speak on each item for up to three (3) minutes per item.*

*All matters listed under CONSENT CALENDAR are considered to be routine and will all be enacted by one motion in the form listed below. Council Members have received detailed staff reports on each of the items recommending an action. There will be no separate discussion of these items prior to the time the City Council votes on the motion unless members of the City Council request specific items to be discussed and/or removed from the Consent Calendar for separate action.*

**XIV. CONSENT CALENDAR**

**READING OF MINUTES AND ORDINANCES**

**1. Minutes for the July 23, 2018 City Council Special Meeting, July 24, 2018 City Council Meeting, and July 30, 2018 City Council Special Meeting**

Waive reading of subject minutes, approve as written, and order filed.

[Minutes](#)

[Written Comments](#)

**2. Reading of Ordinances**

Waive reading in full of all ordinances under consideration, and direct the City Clerk to read by title only.

**ORDINANCE FOR ADOPTION**

**3. Second Reading of Ordinance No. 2018-13 Amending Exhibit A to Newport Beach Municipal Code Section 3.36.030 Related to Cost Recovery**

a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly; and

b) Conduct second reading and adopt Ordinance No. 2018-13, *An Ordinance of the City Council of the City of Newport Beach, California, Amending Exhibit A to Newport Beach Municipal Code Section 3.36.030 Related to Cost Recovery.*

[Staff Report](#)

[Attachment A - Ordinance No. 2018-13](#)

**RESOLUTIONS FOR ADOPTION**

**4. Resolution Setting a Second City Council Meeting for August 28, 2018**

a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly; and

b) Adopt Resolution No. 2018-57, *A Resolution of the City Council of the City of Newport Beach, California, Setting a Second Regular City Council Meeting for the Month of August.*

[Staff Report](#)

[Attachment A - Resolution No. 2018-57](#)

[Written Comments](#)

**5. City Council “L” Policies Update 2018 Regarding Public Works/Traffic/Utilities**

a) Determine that the action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because it will not result in a physical change to the environment, directly or indirectly;

b) Approve the changes to the City Council “L” Policies recommended by the Planning Commission; and

c) Adopt Resolution No. 2018-58, *A Resolution of the City Council of Newport Beach, California, Adopting Revised City Council “L” Policies Regarding Public Works/Traffic/Utilities.*

[Staff Report](#)

[Attachment A - List of City Council L Policies](#)

[Attachment B - Resolution No. 2018-58](#)

[Attachment C - Summary of Changes](#)

[Attachment D - L Policies \(redline\)](#)

[Written Comments](#)

**6. Approval of the 2017 Urban Areas Security Initiative Grant Program Transfer Agreement with the City of Santa Ana**

a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly; and

b) Adopt Resolution No. 2018-59, *A Resolution of the City Council of the City of Newport Beach, California, Approving the Agreement for Transfer or Purchase of Equipment/Services or for Reimbursement of Training Costs for Fiscal Year 2017 Urban Areas Security Initiative (UASI) between the City of Newport Beach and the City of Santa Ana.*

[Staff Report](#)

[Attachment A - Resolution No. 2018-59](#)

[Written Comments](#)

**7. Adopt Resolution No. 2018-60 Amending the Staffing Structure of One Position in the Public Works Department**

a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly;

b) Change the staffing structure in Public Works Department by eliminating one (1) Engineering Technician position and reallocating one (1) Records Specialist position; and

c) Adopt Resolution No. 2018-60, *A Resolution of the City Council of the City of Newport Beach, California, Amending the Staffing Structure in the Public Works Department.*

[Staff Report](#)

[Attachment A - Resolution No. 2018-60](#)

**8. Resolution No. 2018-61: Adopting a Memorandum of Understanding with the Newport Beach Fire Management Association (NBFMA)**

a) Determine that the action is exempt from the California Environmental Quality Act (CEQA) pursuant to §§15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because it will not result in a physical change to the environment, directly or indirectly; and

b) Adopt Resolution No. 2018-61, *A Resolution of the City Council of the City of Newport Beach, California, Adopting a Memorandum of Understanding Between the City of Newport Beach and the Newport Beach Fire Management Association and Associated Salary Schedule.*

[Staff Report](#)

[Attachment A - Resolution No. 2018-61](#)

[Attachment B - Exhibit A to Attachment A \(MOU\)](#)

[Attachment C - Cost of Agreement](#)

**9. Resolution Establishing Off-Street Parking Zone 32, Located at 2807 Newport Boulevard**

- a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly; and
- b) Adopt Resolution No. 2018-62, *A Resolution of the City Council of the City of Newport Beach, California, Establishing an Off-Street Paid Parking Zone for the Fire Station Lot at 2807 Newport Boulevard.*

[Staff Report](#)

[Attachment A - Map](#)

[Attachment B - Resolution No. 2018-62](#)

**10. Park Avenue Bridge Replacement Project - Notice of Completion for Contract No. 6155 (15R20)**

- a) Approve an additional construction contract change amendment for John S. Meek Company, Inc. in the amount of \$231,788.98 (3.7% of the original contract) to cover the additional construction costs beyond the original 10 percent contingency;
- b) Accept the completed work and authorize the City Clerk to file a Notice of Completion for the project. A Mitigated Negative Declaration (MND) was adopted by the City Council on November 24, 2014;
- c) Authorize the City Clerk to release the Labor and Materials Bond 65 days after the Notice of Completion has been recorded in accordance with applicable portions of the Civil Code; and
- d) Release Faithful Performance Bond one (1) year after acceptance by the City Council.

[Staff Report](#)

[Attachment A - Location Map](#)

[Insider's Guide](#)

**CONTRACTS AND AGREEMENTS**

**11. Newport Beach Sand Replenishment Maintenance - Notice of Completion for Contract No. 8309-1 (17H04)**

- a) Accept the completed work and authorize the City Clerk to file a Notice of Completion for the project. The County of Orange processed Addendum IP-15-359 as part of Environmental Impact Report No. 583 for the necessary environmental clearances and regulatory permitting for the project;
- b) Authorize City Clerk to release Labor & Materials Bond 65 days after Notice of Completion has been recorded in accordance with applicable portions of the Civil Code; and
- c) Release Faithful Performance Bond one (1) year after acceptance by the City Council.

[Staff Report](#)

[Attachment A - Location Map](#)

[Insider's Guide](#)

**12. Newport Elementary Playfield Reconstruction - Notice of Completion for Contract No. 8150-2 (17P15)**

a) Accept the completed work and authorize the City Clerk to file a Notice of Completion for the project. On February 27, 2018, the project was found to be exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15332;

b) Authorize the City Clerk to release the Labor & Materials Bond 65 days after the Notice of Completion has been recorded in accordance with applicable portions of the Civil Code; and

c) Release Faithful Performance Bond one (1) year after acceptance by the City Council.

[Staff Report](#)

[Attachment A - Location Map](#)

[Insider's Guide](#)

**14. Grand Canal Dredging Project - Phase 2 - Reject All Bids - Contract No. 8171-2 (16H12)**

a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Class 4 Section 15304(g) (Maintenance dredging where the spoil is deposited in a spoil area authorized by all applicable state and federal regulatory agencies) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly;

b) Reject all bids received for Contract No. 8171-2; and

c) Direct staff to review, re-scope and re-advertise at a later time.

[Staff Report](#)

[Attachment A - Location Map](#)

[Insider's Guide](#)

**13. Peninsula Park Improvements - Notice of Completion for Contract No. 7226-2 (16R12)**

a) Accept the completed work and authorize the City Clerk to file a Notice of Completion for the project. On March 27, 2018, City Council found this project exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15332 (in-fill development projects) because it has no potential to have a significant effect on the environment;

b) Authorize the City Clerk to release the Labor and Materials Bond 65 days after the Notice of Completion has been recorded in accordance with applicable portions of the Civil Code; and

c) Release Faithful Performance Bond one (1) year after acceptance by the City Council.



[Staff Report](#)

[Attachment A - Location Map](#)

**15. Approval of On-Call Maintenance/Repair Services Agreements and Amendments for Various Harbor Maintenance Services**

- a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly;
- b) Approve an On-Call Maintenance and Repair Services Agreement with John S. Meek Company, Inc. for a total not-to-exceed amount of \$150,000.00;
- c) Approve an On-Call Maintenance and Repair Services Agreement with Newport Dredging Company, Inc. dba South Mooring Company for a total not-to-exceed amount of \$200,000.00;
- d) Approve amendments to On-Call Agreements with both Swift Slip Dock & Pier Builders, Inc., and Associated Pacific Constructors, adding \$30,000.00 to each contract for total not-to-exceed amounts of \$150,000.00 each; and
- e) Authorize the Mayor and City Clerk to execute all agreements and amendments.

[Staff Report](#)

[Attachment A - Newport Dredging Co. dba South Mooring Company Agreement](#)

[Attachment B - John S. Meek Company Inc. Agreement](#)

[Attachment C - Swift Slip Dock & Pier Builders Amendment One](#)

[Attachment D - Associated Pacific Amendment One](#)

**16. School Resource Officer Program Agreement**

- a) Determine that the action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c) (2) and 15060(c) (3) of the CEQA Guidelines because it will not result in a physical change to the environment, directly or indirectly; and
- b) Approve the Agreement between the City of Newport Beach and NMUSD to participate in the School Resource Officer Program ("Agreement"), and authorize the Mayor to execute the Agreement on behalf of the City.

[Staff Report](#)

[Attachment A - Agreement with Benefit Analysis](#)

[Insider's Guide](#)

**17. Donation Agreement with Crystal Cove Conservancy for Cottage Restoration**

- a) Find this action is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c) (3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly; and

b) Authorize the City Manager to execute the proposed Agreement between the City and the Crystal Cove Conservancy to assist the Conservancy with Phase III cottage restoration efforts by providing \$50,000 to the Conservancy (solely for infrastructure and restoration purposes) for each of five (5) years.

[Staff Report](#)

[Attachment A – Proposed Agreement](#)

[Insider's Guide](#)

[Written Comments](#)

### **MISCELLANEOUS**

#### **18. Planning Commission Agenda for August 9, 2018**

Receive and file.

[Planning Commission Action Report](#)

[Planning Commission Agenda](#)

[Written Comments](#)

#### **19. Budget Amendment to Accept a Check from the Friends of the Newport Beach Library and Appropriate Funds to the Library's Fiscal Year 2018/2019 Maintenance and Operation Budget**

a) Determine that the action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because it will not result in a physical change to the environment, directly or indirectly; and

b) Approve Budget Amendment No. 19BA-004 to increase revenue estimates by \$175,000 in Account 0106052-511080 (Friends of the Library Donations) and to increase expenditure estimates by the same amount in Division 0106052 (Friends of the Library):

Increase expenditure accounts:

0106052-841052	Library Materials	\$130,000
0106052-841004	Programming	\$ 45,000

[Staff Report](#)

[Attachment A - Check](#)

[Attachment B - Budget Amendment](#)

[Insider's Guide](#)

**ACTION: MOVE AFFIRMATIVE ACTION OF THE CONSENT CALENDAR, EXCEPT FOR THOSE ITEMS REMOVED**

#### **XV. ITEMS REMOVED FROM THE CONSENT CALENDAR**

#### **XVI. PUBLIC COMMENTS ON NON-AGENDA ITEMS**

*Public comments are invited on non-agenda items generally considered to be within the subject matter jurisdiction of the City Council. Speakers must limit comments to three (3) minutes. Before speaking, please state your name for the record.*

**XVII. ORAL REPORTS FROM CITY COUNCIL ON COMMITTEE ACTIVITIES**

**XVIII. CURRENT BUSINESS**

**20. Award Contract Janitorial Services for City Facilities**

- a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly; and
- b) Approve and authorize the Mayor and City Clerk to execute the agreement for a three year period with Universal Building Maintenance, LLC, dba Allied Universal Janitorial Services, in an amount not to exceed \$2,122,018.76.

[Staff Report](#)

[Attachment A - Agreement](#)

**21. Newport Heights Neighborhood School Traffic Study**

- a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly;
- b) Receive and file the Newport Heights Neighborhood School Traffic Study; and
- c) Direct staff to implement and install the recommended improvements outlined in the Newport Heights Neighborhood School Traffic Study or as directed by the City Council.

[Staff Report](#)

[Attachment A - Newport Heights Neighborhood School Traffic Study](#)

[Correspondence](#)

[Insider's Guide](#)

**22. Discussion of Shared Mobility Devices (Electric Scooters, Bicycles and Future Technologies)**

- a) Determine that the action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because it will not result in a physical change to the environment, directly or indirectly; and
- b) Take no action, leaving current regulations in place, which prohibit the use of the public right of way for commercial business activities, except with a permit. Make a recommendation to staff that no permits shall be issued for the storage, use, or placement of shared mobility devices, including electric bicycles or scooters, within the public right of way or on city property; or
- c) Direct staff to prepare a process and/or regulations that would enable the City to issue permits for shared mobility devices and their use within public right of way and on city property. Return to the Council at a later date for discussion and adoption of a process and/or regulations; or
- d) Take another action related to shared mobility devices not stated here.

[Staff Report](#)

[Attachment A - Press Release](#)

[Correspondence](#)

[Insider's Guide](#)

**23. Appointment of a New City Manager**

- a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly;
- b) Appoint Assistant City Manager Carol Jacobs as Acting City Manager from September 1, 2018 to September 3, 2018; and
- c) Adopt Resolution No. 2018-63, *A Resolution of the City Council of the City of Newport Beach, California, Appointing a New City Manager Effective September 2, 2018 and Authorizing the Mayor to Execute the Employment Agreement Between the City of Newport Beach and the New City Manager.*

[Staff Report](#)

[Attachment A - Resolution No. 2018-63](#)

[Insider's Guide](#)

[Correspondence](#)

**XIX. MOTION FOR RECONSIDERATION**

*A motion to reconsider the vote on any action taken by the City Council at either this meeting or the previous meeting may be made only by one of the Council Members who voted with the prevailing side.*

**XX. ADJOURNMENT - In memory of Tom Larkin and Greg Brostek**

**Testimony given before the City Council is recorded.**

**The timing light will turn yellow when the speaker has one minute remaining.**

**The timing light will turn red when the speaker has 10 seconds remaining.**

**PLEASE TURN CELL PHONES OFF OR SET IN SILENT MODE.**