



**CITY OF NEWPORT BEACH
CITY COUNCIL AGENDA**

STUDY SESSION AND REGULAR MEETING

JUNE 23, 2020

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

STUDY SESSION - 5:00 P.M. (PUBLIC WELCOME)

REGULAR MEETING - 6:00 P.M.

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

**GRACE K. LEUNG, City Manager
AARON C. HARP, City Attorney
LEILANI I. BROWN, City Clerk
CAROL JACOBS, Assistant City Manager**

SPECIAL NOTICE REGARDING COVID-19

On March 4, 2020, Governor Newsom proclaimed a State of Emergency in California as a result of the threat of COVID-19. On March 12, 2020, Governor Newsom issued Executive Order N-25-20, which allows Council Members to attend City Council meetings telephonically. Please be advised that to minimize the spread of COVID-19, some, or all, of the Newport Beach City Council Members may attend this meeting telephonically.

Also, please be advised that on March 17, 2020, Governor Newsom issued Executive Order N-29-20, which allows for the public to participate in any meeting of the City Council telephonically or by other electronic means. Given the health risks associated with COVID-19, the City of Newport Beach has decided to not have City Council Chambers open to the public for this meeting. As a member of the public, if you would like to participate in this meeting, you can participate via the following options:

1. You can submit your questions and comments in writing for City Council consideration by sending them to the City Clerk at cityclerk@newportbeachca.gov. To give the City Council adequate time to review your questions and comments, please submit your written comments by Monday, June 22, 2020, at 5:00 p.m.
2. In addition, members of the public can participate in this meeting telephonically. Specifically, the meeting will be viewable on NBTV and live streamed on the City's website. If you are watching the meeting on NBTV or via the live stream, during the meeting, phone numbers for the public to call and to comment on specific agenda items will be posted on the screen. When you call, you will be placed on hold until it is your turn to speak. Please note that only twenty (20) people can remain on hold at a time. If you call in to speak on an item and the line is busy, please call back after a few moments. The City will ensure that it allows enough time per item for everyone to call in to comment.

Please know that it is important for the City to allow public participation at this meeting. If you are unable to participate in the meeting via the process set forth above, please contact the City Clerk at (949-644-3005 or cityclerk@newportbeachca.gov) and she will attempt to accommodate you. While the City does not expect there to be any changes to the above process for participating in this meeting, if there is a change, the City will post the information as soon as possible to the City's website.

The City of Newport Beach thanks you in advance for continuing to take precautions to prevent the spread of the COVID-19 virus.

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

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 in the City Council Chambers lobby located at 100 Civic Center Drive. Staff reports or other written documentation have been prepared or organized with respect to the items 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 and staff reports are also available on the City's webpage at 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 City Clerk Leilani Brown 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).

I. **ROLL CALL - 5:00 p.m.**

II. **CURRENT BUSINESS**

SS1. Clarification of Items on the Consent Calendar

SS2. Proclamation Recognizing Corona del Mar High School Principal Kathy Scott

SS3. Review of the Junior Lifeguard Program [949-270-8165]

City staff will discuss the program details and modifications of the 2020 summer Junior Lifeguard program. Modifications include locations, staffing adjustments, and increased costs associated with COVID-19 safety enhancements.

SS4. Residential Refuse Collection and Disposal Discussion [949-270-8175]

Staff will present an overview of the City's Solid Waste Collection and Disposal program with a more detailed discussion on new State Law regulatory requirements and their implications that will require changes in how the City collects and processes residential solid waste in the near future.

III. **PUBLIC COMMENTS [949-270-8165]**

The City Council of Newport Beach welcomes and encourages community participation. Public comments are invited on items listed on the agenda and non-agenda items. Speakers must limit comments 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.

IV. **RECESS**

V. **RECONVENE AT 6:00 P.M. FOR REGULAR MEETING**

VI. **ROLL CALL**

VII. **INVOCATION**

VIII. **PLEDGE OF ALLEGIANCE**

IX. **NOTICE TO THE PUBLIC**

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.

X. **CITY COUNCIL ANNOUNCEMENTS AND ORAL REPORTS FROM CITY COUNCIL ON COMMITTEE ACTIVITIES**

XI. PUBLIC COMMENTS ON CONSENT CALENDAR [949-270-8175]

This is the time in which Council Members may pull items from the CONSENT CALENDAR for discussion (ITEMS 1 - 16). 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.

XII. CONSENT CALENDAR

READING OF MINUTES AND ORDINANCES

1. Minutes for the June 1, 2020 Special Meeting and June 9, 2020 City Council 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.

ORDINANCES FOR ADOPTION

3. Ordinance No. 2020-10: 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. 2020-10, *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. 2020-10](#)

[Written Comments](#)

RESOLUTIONS FOR ADOPTION

4. Resolution No. 2020-60: Adoption of Fiscal Year 2020-21 Appropriations Limit

a) Determine that the action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15050(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. 2020-60, *A Resolution of the City Council of the City of Newport Beach, California, Determining and Establishing an Appropriations Limit for Fiscal Year 2020-21 in Accordance with Article XIII B of the California Constitution and Government Code Section 7910*, in the amount of \$209,205,320.

[Staff Report](#)

[Attachment A - Resolution No. 2020-60](#)

5. Resolution No. 2020-61: Supporting the Orange County Board of Supervisors' Determination that Houses of Worship are Essential Services and Supporting In-Person Religious Assemblies

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. 2020-61, *A Resolution of the City Council of the City of Newport Beach, California, Supporting the Orange County Board of Supervisors' Determination that Houses of Worship are Essential Services and Supporting In-Person Religious Assemblies*.

[Staff Report](#)

[Attachment A - Resolution No. 2020-61](#)

[Attachment B - OCBOS Resolution No. 20-051](#)

[Written Comments](#)

6. Resolution No. 2020-62: Recognition of Hoag Memorial Hospital Presbyterian

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. 2020-62, *A Resolution of the City Council of the City of Newport Beach, California, Supporting and Commending Hoag Hospital for Going the Extra Mile to Care for, Educate and Protect the Residents of Newport Beach and Orange County During the COVID-19 Outbreak and Supporting Hoag's Effort to Become Independent of Providence Health*.

[Staff Report](#)

[Attachment A - Resolution No. 2020-62](#)

CONTRACTS AND AGREEMENTS

7. Amendment No. One to Maintenance and Repairs Services Agreement with Zebron Contracting, Inc. for Sewer Manhole Lining 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 Amendment No. One to the Maintenance/Repairs Services Agreement with Zebron Contracting, Inc. for as-needed sewer manhole lining services, which extends the contract term for two additional years and increases the contract compensation by \$150,000, and authorize the Mayor and City Clerk to execute the Agreement.

[Staff Report](#)

[Attachment A - Amendment No. One](#)

8. Amendment No. One to Professional Services Agreement with Sampson Oil Company for Oil Well Management 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; and

b) Approve Amendment No. One to the Professional Services Agreement with Sampson Oil Company for Oil Well Management Services, which extends the contract for two additional years to July 31, 2022 and increase the total not-to-exceed contract amount by \$1,578,768, and authorize the Mayor and City Clerk to execute the Agreement.

[Staff Report](#)

[Attachment A - Amendment No. One](#)

9. Old Newport Boulevard and West Coast Highway Modifications - Amendment No. Five to Professional Services Agreement with Kreuzer Consulting Group (Contract No. 5244)

a) Find the requirement for environmental review under the California Environmental Quality Act ("CEQA) is satisfied by Caltrans preparation and filing of an Initial Study and Negative Declaration in accordance with CEQA and the CEQA guidelines. The IS/ND concludes that no significant impact on the environment would occur when following Caltrans standards and conditions and no mitigation measures are necessary. Caltrans adopted the IS/ND in February 2017;

b) Approve Amendment No. Five to Kreuzer Consulting Group's PSA, to add \$139,129.00 to the current contract for a total not-to-exceed amount of \$669,938.00, extend contract to June 30, 2023; and

c) Authorize the Mayor and City Clerk to execute the amendment.

[Staff Report](#)

[Attachment A - Location Map](#)

[Attachment B - Amendment No. 5](#)

10. 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 and authorize the Mayor to execute the Agreement on behalf of the City.

[Staff Report](#)

[Attachment A - Agreement](#)

11. Approval of COVID-19 Economic Relief Funding Support for the Balboa Village Merchants Association

- 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 the Balboa Village Merchant Association Fiscal Year 2019-20 Annual Report, Fiscal Year 2020-21 Proposed Projects and Budget, Profit and Loss Statement for FY 2019-20 and balance sheet of current assets;
- c) Authorize the City Manager to allocate \$40,000 in COVID-19 Economic Relief Funding Support to the BVMA in Fiscal Year 2020-21; and
- d) Authorize the City Manager to execute a grant agreement with the BVMA for Fiscal Year 2020-21.

[Staff Report](#)

[Attachment A - BVMA COVID-19 Economic Recovery Marketing Plan](#)

12. Approval of COVID-19 Economic Relief Funding Support for the Balboa Island Merchants Association, Inc.

- 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 the Balboa Island Merchants Association, Inc. (BIMAI) Fiscal Year 2019-20 Annual Report, Fiscal Year 2020-21 Proposed Projects and Budget, Profit and Loss Statement for FY 2019-20 and balance sheet of current assets;
- c) Authorize the City Manager to allocate \$20,000 in COVID-19 Economic Relief Funding Support to BIMAI in Fiscal Year 2020-21; and
- d) Authorize the City Manager to execute a grant agreement with BIMAI for Fiscal Year 2020-21.

[Staff Report](#)

[Attachment A - BIMAI COVID-19 Economic Recovery Marketing Plan](#)

[Written Comments](#)

13. Mutual Termination of Cooperative Agreement between the City of Newport Beach and The Regents of the University of California for the Marina Park Community Boating Program

- 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) Recommend the City waive the right to one (1) year prior written notice of termination to terminate the Agreement which shall take effect June 30, 2020;
- c) Authorize the purchase of six (6) 2011 Waterline J-22 boats in the amount of \$120,000 from the Regents of the University of California for continued use in the Marina Park Boating Program; and
- d) Approve Budget Amendment No. 020-051 appropriating \$35,062 in additional revenue from account 0107023-521427, \$57,228 reduction in expenditure appropriations in account 0107023-811046, and \$92,290 in increased expenditure appropriations in Marina Park salary and benefit accounts.

[Staff Report](#)

[Attachment A - Cooperative Agreement](#)

[Attachment B - Budget Amendment](#)

14. Temporary Employment Agreement for a Principal Planner

- a) Determine the action is not subject to the California Environmental Quality Act ("CEQA") pursuant to Section 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 Community Development Director and City Clerk to execute the Temporary Employment Agreement with retired employee Rosalinh Ung to temporarily fill the Principal Planner position.

[Staff Report](#)

[Attachment A - Temporary Employment Agreement](#)

MISCELLANEOUS

15. Planning Commission Agenda for the June 18, 2020 Meeting

Receive and file.

[Planning Commission Action Report](#)

[Planning Commission Agenda](#)

[Written Comments](#)

16. Grants and Donations Report for the Quarter Ending March 31, 2020

- a) Determine 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 this action will not result in a physical change to the environment, directly; and
- b) Receive and file.

[Staff Report](#)

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

XIII. ITEMS REMOVED FROM THE CONSENT CALENDAR [949-270-8165]

XIV. PUBLIC COMMENTS ON NON-AGENDA ITEMS [949-270-8175]

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.

XV. CURRENT BUSINESS

17. Community Programs and Special Event Grant Recommendations for FY 2020-21 [949-270-8165]

- 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) Pursuant to City Council Policy A-12, find that the organizations listed below provide community services or programs that serve residents and are beneficial to residents' quality of life and authorize the allocation of \$54,000 of the Community Programs Grants in the following manner:

<u>Applicant</u>	<u>Recommendation</u>
Advocate for Grandparent Grandchild Connection	\$ 3,000
Balboa Island Museum and Historical Society	\$10,000
Helping Hands, Our Lady Queen of Angels	\$12,500
Newport Bay Conservancy	\$1,000
Newport Beach Historical Society	\$5,000
Newport Beach Sister Cities Association	\$2,000
Newport-Mesa Family YMCA of Orange County	\$3,000
Second Chance Orange County	\$5,000
Someone Cares Soup Kitchen	\$7,50
Youth Employment Services	\$5,000
Total	\$54,000

In addition, consider providing San Diego Blood Bank and Speak Up Newport a fee waiver for the cost of renting the Community Room for their recurring community programs (approximate value of \$13,293);

c) Waiver of Council Policy A-12 regarding \$75,000 to be expended each fiscal year for the Community Programs Grants, in favor of a reduction to \$60,000 due to current budget concerns; and

d) Pursuant to City Council Policy A-12, find that the special events listed below are meritorious community, social or athletic events that provide beneficial to residents' quality of life, and authorize the allocation of \$294,800 of the Special Event Grants in the following manner:

<u>Community & Charitable Events</u>	<u>Recommendation</u>
Annual Corona del Mar Christmas Walk	\$5,000
Annual Corona del Mar Scenic 5K	\$12,750
Annual Newport Classic Surf Contest	\$1,500
Balboa Island Carnival & Taste of Balboa	\$2,700
Balboa Island Parade	\$9,300
Balboa Island Tree Lighting and Snow Day	\$1,100
Corona del Mar Sand Castle Contest	\$650
Field of Honor	\$2,800
Gourmet by the Bay, Back Bay Bash 2020	\$1,000
Lobsterfest at Newport Beach	\$2,000
Newport Beach Garden Tour	\$500
Wooden Boat Festival	\$500
Total	\$39,800

<u>Signature Events</u>	<u>Recommendation</u>
Hoag Classic	\$15,000
Komen Orange County More than Pink Walk	\$10,000
Newport Beach Christmas Boat Parade	\$50,000
Newport Beach Film Festival	\$150,000
Newport Beach Restaurant Week Winter Event	\$9,000
Newport-Mesa Spirit Run	\$21,000
Total	\$255,000

[Staff Report](#)

[Attachment A - Council Policy A-12](#)

[Attachment B - Community Programs Grant Recommended Funding](#)

[Attachment C - Special Events Grants Recommended Funding](#)

[Attachment D - Grant Guidelines](#)

[Insider's Guide](#)

18. Resolution No. 2020-63: Underground Utility Assessment District No. 111 - Authorization of Limited Obligation Improvement Bonds [949-270-8175]

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) Adopt Resolution No. 2020-63, *A Resolution of the City Council of the City of Newport Beach, California, Authorizing the Issuance and Sale of Limited Obligation Improvements Bonds with Respect to Assessment District No. 111*; and
- c) Authorize the City Manager and or designee to take any and all actions necessary to execute and deliver any and all documents deemed necessary or advisable in consultation with the City Attorney and Bond Counsel in order to carry out the intent of this resolution, the Fiscal Agent Agreement and the Term Sheet.

[Staff Report](#)

[Attachment A - Resolution No. 2020-63](#)

[Attachment B - Location Map](#)

[Attachment C - Fiscal Agent Agreement](#)

[Attachment D - Term Sheet](#)

[Attachment E - Financing Analysis Memo](#)

[Attachment F - Good Faith Estimate](#)

19. Ordinance No. 2020-15: Amending the Newport Beach Municipal Code Restrictions for Short Term Lodging; and Emergency Ordinance No. 2020-006: Restricting the Short Term Rentals on Newport Island to a Minimum of Four Consecutive Nights [949-270-8165]

- a) Find 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) Waive full reading, direct the City Clerk to read by title only, introduce Ordinance No. 2020-15, *An Ordinance of the City Council of the City of Newport Beach, California, Amending Section 3.16.060 and Chapter 5.95 of the Newport Beach Municipal Code Relating to Short Term Lodging*, and pass to second reading on July 14, 2020; and
- c) Pursuant to City of Newport Beach Charter Section 412, waive full reading, direct the City Clerk to read by title only, and adopt Emergency Ordinance No. 2020-006, *An Emergency Ordinance of the City Council of the City of Newport Beach, California, Prohibiting the Rental of Any Lodging Unit on Newport Island for a Period of Four Consecutive Nights or Less, to Any Person Other Than a Medical Professional or Emergency Responder Coming to the City of Newport Beach to Aid with the COVID-19 Outbreak*.

[Staff Report](#)

[Attachment A - Ordinance No. 2020-15](#)

[Attachment B - NBMC 3.16.060 and 5.95 \(redline\)](#)

[Attachment C - Emergency Ordinance No. 2020-006](#)

[Correspondence](#)

[Written Comments](#)

20. Novel Coronavirus (COVID-19) Update [949-270-8175]

An oral report will be provided.

[Correspondence](#)

XVI. PUBLIC HEARINGS

21. Resolution No. 2020-64: Confirming the Levying of Assessments and Appointing the Advisory Board of Directors for the Corona del Mar Business Improvement District's Fiscal Year 2020-21 [949-270-8165]

a) Hold a public hearing regarding the renewal of the Corona del Mar Business Improvement District for Fiscal Year 2020-21.

b-1) If the protests received are less than 50 percent of the total assessment amount, adopt Resolution No. 2020-64, *A Resolution of the City Council of the City of Newport Beach, California, Confirming the Levying of Assessments for the Fiscal Year of July 1, 2020 to June 30, 2021 for the Corona del Mar Business Improvement District;*

or

b-2) If the protests received are more than 50 percent of the total assessment amount, abandon the renewal proceedings for the Corona del Mar Business Improvement District;

c) 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

d) Appoint the following Corona del Mar Business Improvement District members to serve as the Corona del Mar Business Improvement District's Advisory Board of Directors for Fiscal Year 2020-21:

BID Member

Ernie Caponera

Keith Dawson

Edward Hanley

Hamid Kianipur

Scott LaFleur

Scott Laidlaw

Jasmin Mortazavi

Andrea Sotomayor

Bernie Svalstad

Representing BID Business

Harcourts Newport Properties

Dawson & Dawson

Hanley Investment Group

76 Gas Station

Representing Café Jardin

Laidlaw Schultz Architects

Mathnasium of Newport Beach

Reborn Coffee CdM

Upland Stor King

[Staff Report](#)

[Attachment A - 6-9-20 Staff Report \(without attachments\)](#)

[Attachment B - Resolution No. 2020-64](#)

[Insider's Guide](#)

[Written Comments](#)

22. Resolution No. 2020-65: Confirming the Levying of Assessments and Appointment of the Advisory Board of Directors for the Newport Beach Restaurant Association Business Improvement District's Fiscal Year 2020-2021 [949-270-8175]

a) Hold a public hearing regarding the renewal of the Newport Beach Restaurant Association Business Improvement District for Fiscal Year 2020-21.

b-1) If the protests received are less than 50 percent of the total assessment amount, adopt Resolution No. 2020-65, *A Resolution of the City Council of the City of Newport Beach, California, Confirming the Levying of Assessment for the Fiscal Year of July 1, 2020 to June 30, 2021 for the Newport Beach Restaurant Association Business Improvement District;*

or

b-2) If the protests received are 50 percent or more of the total assessment amount, abandon the proceedings to renew the Newport Beach Restaurant Association Business Improvement District.

c) 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

d) Appoint the following Newport Beach Restaurant Association Business Improvement District members to serve as the Newport Beach Restaurant Association Business Improvement District's Advisory Board of Directors for Fiscal Year 2020-21:

BID Member

Mark Bunim
Philip Crowley
Thaddeus Foret
Juan Carlos Godinez
Marin Howarth
Jordan Otterbein
Kenyon Paar
Nicole Paskerian
Eunjoo Pluenneke
Christopher Roman
Talia Samuels

Representing BID Business

Hopdoddy Burger Bar
Modo Mio Cucina Rustica
Pirozzi
Tavern House Kitchen + Bar
Arc Butcher & Baker
A Restaurant and A Market; CDM
Five Crowns
Buddha's Favorite
Balboa Lily's; Boardwalk by Balboa Lily's
Fork, Knife + Spoon
Representing Mutt Lynch's

[Staff Report](#)

[Attachment A - 6-9-20 Staff Report \(without attachments\)](#)

[Attachment B - Resolution No. 2020-65](#)

[Insider's Guide](#)

[Written Comments](#)

23. Ordinance No. 2020-16: Introduction of a Nonconforming Sign Code Amendment (PA2019-184) [949-270-8165]

- a) Conduct a public hearing;
- b) Find this project categorically exempt from the California Environmental Quality Act ("CEQA") pursuant to Section 15305 under Class 5 (Minor Alterations in Land Use Limitations) of the CEQA Guidelines, California Code of Regulations, Title 14, Division 6, Chapter 3;
- c) Waive full reading, direct the City Clerk to read by title only, introduce Ordinance No. 2020-16, *An Ordinance of the City Council of the City of Newport Beach, California, adopting Zoning Code Amendment No. CA2019-007 to Amend Section 20.42.140(A) (Nonconforming Signs) of Title 20 (Planning and Zoning) of the Newport Beach Municipal Code to Extend the Amortization of Nonconforming Signs (PA2019-184)*, and pass to second reading on July 14, 2020;
- d) Waive full reading, direct the City Clerk to read by title only, introduce Ordinance No. 2020-17, *An Ordinance of the City Council of the City of Newport Beach, California, Adopting Local Coastal Program Amendment No. LC2019-005 to Amend Section 21.30.065(E) (Removal of Nonconforming Signs) of Title 21 (Local Coastal Program Implementation Plan) of the Newport Beach Municipal Code to Extend the Amortization of Nonconforming Signs and Authorize Staff to Submit the Amendment to the California Coastal Commission (PA2019-184)*, and pass to second reading on July 14, 2020; or
- e) Adopt Resolution 2020-66, *A Resolution of the City Council of the City of Newport Beach, California, Initiating Amendments to the City of Newport Beach General Plan Natural Resources Element and the Local Coastal Program Coastal Land Use Plan Related to the Amortization of Nonconforming Signs (PA2019-184)*.

[Staff Report](#)

[Attachment A - Ordinance No. 2020-16](#)

[Attachment B - Ordinance No. 2020-17](#)

[Attachment C - Resolution No. 2020-66](#)

[Attachment D - Resolution No. 2019-92](#)

[Attachment E - 10-22-19 City Council Minutes](#)

[Attachment F - 5-7-20 Planning Commission Staff Report](#)

[Attachment G - 5-7-20 Planning Commission Minutes](#)

[Attachment H - Correspondence](#)

[Attachment I - Planning Commission Resolution No. PC2020-015](#)

[Attachment J - Planning Commission Resolution No. PC2020-016](#)

[Insider's Guide](#)

[Correspondence](#)

[Written Comments](#)

XVII. 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.

XVIII. ADJOURNMENT

Testimony given before the City Council is recorded.

PLEASE TURN CELL PHONES OFF OR SET IN SILENT MODE.