



**CITY OF NEWPORT BEACH  
CITY COUNCIL AGENDA**

**JUNE 8, 2021**

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

**STUDY SESSION - 4:00 P.M. (PUBLIC WELCOME)  
CLOSED SESSION FOLLOWS STUDY SESSION  
REGULAR MEETING - 6:00 P.M.**

**BRAD AVERY, Mayor  
KEVIN MULDOON, Mayor Pro Tem  
NOAH BLOM, Council Member  
JOY BRENNER, Council Member  
DIANE B. DIXON, Council Member  
DUFFY DUFFIELD, Council Member  
WILL O'NEILL, 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. 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](mailto:cityclerk@newportbeachca.gov). To give the City Council adequate time to review your questions and comments, please submit your written comments by Monday, June 7, 2021, at 5:00 p.m.
2. You can attend and participate in the meeting by going to the City Council Chambers or the Civic Center Community Room for overflow (both locations have limited occupancy due to social distancing) located at 100 Civic Center Drive where the meeting will be broadcasted, and you can address the City Council.
3. You can connect with a computer by joining through Zoom. Click the link below to register for the meeting using a valid email address. You will receive a confirmation email allowing you to join the meeting.  
[https://zoom.us/webinar/register/WN\\_Xt9L\\_sgzQNCuipI0smZOIA](https://zoom.us/webinar/register/WN_Xt9L_sgzQNCuipI0smZOIA)

• If Zoom is not already installed on your computer, click “Download & Run Zoom” on the launch page and press “Run” when prompted by your browser. If Zoom has previously been installed on your computer, please allow a few moments for the application to launch automatically.

- Select “Join Audio via Computer.”

• The virtual conference room will open. If you receive a message reading, "Please wait for the host to start this meeting," remain in the room until the meeting begins.

• During Public Comments, use the "raise hand" function located in the participants' window and wait for City staff to announce your name and unmute your line when it is your turn to speak. Comments are limited to 3 minutes, or as otherwise directed.

4. Or you may connect by Phone/Audio Only by calling: 1-669-900-9128. The meeting ID is 913 8967 7212 #. During Public Comments, press \*9 to add yourself to the queue and wait for City staff to announce your name/phone number and press \*6 to unmute your line when it is your turn to speak. Comments are limited to 3 minutes, or as otherwise directed.

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](mailto: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.

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**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](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 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](mailto:cityclerk@newportbeachca.gov)).

I. **ROLL CALL - 4:00 p.m.**

II. **CURRENT BUSINESS**

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

**SS2. Review of the Draft Housing Element**

Based on input from the last Study Session, staff will provide a progress report and seek further input on the affordable and market rate housing allocations in the draft Housing Element.

[Draft Housing Element Update Presentation](#)

[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 LABOR NEGOTIATORS**

**(Government Code § 54957.6)**

**Agency Designated Representatives:** Grace K. Leung, City Manager, Carol Jacobs, Assistant City Manager, Barbara Salvini, Human Resources Director, and Charles Sakai, Esq., Negotiators.

**Employee Organizations:** Association of Newport Beach Ocean Lifeguards (ANBOL) and Newport Beach Police Association (NBPA).

**B. CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

**(Government Code § 54956.8): 1 Matter**

**Properties:** 3300 Newport Boulevard, Newport Beach, CA 92663 and 475 32nd St, Newport Beach, CA 92663.

**Agency Negotiators:** Seimone Jurjis, Community Development Director.

**Negotiating Parties:** Robert D. Olson, President of Olson Real Estate Group, Inc. the Manager of Lido House, LLC, a California limited liability company.

**Under Negotiation:** Instruction to negotiator regarding price and terms of payment. The City Council will not be considering the sale of either property and will only be discussing a leasehold interest in the properties.

[Correspondence](#)

V. **RECESS**

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

VII. **ROLL CALL**

VIII. **CLOSED SESSION REPORT**

IX. **INVOCATION – Rabbi David Young, Congregation B'nai Tzedek, Fountain Valley**

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 AND ORAL REPORTS FROM CITY COUNCIL ON COMMITTEE ACTIVITIES**

XIII. **MATTERS WHICH COUNCIL MEMBERS HAVE ASKED TO BE PLACED ON A FUTURE AGENDA**

- **Direct the Park, Beaches and Recreation Commission to agendize an Ocean Boulevard Bluff Walk presentation from the resident community group who proposes to enhance the walkways and viewpoints with an emphasis on the pedestrian experience, and forward a recommendation to the City Council on an action plan for their consideration [Brenner]**

[Correspondence](#)

XIV. **PUBLIC COMMENTS ON CONSENT CALENDAR**

*This is the time in which Council Members may pull items from the CONSENT CALENDAR for discussion (ITEMS 1 - 15). 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.*

**XV. CONSENT CALENDAR**

**READING OF MINUTES AND ORDINANCES**

**1. Minutes for the May 25, 2021 Special Joint Meeting of the City Council and Finance Committee and the May 25, 2021 City Council Regular Meeting**

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

[Joint Special Meeting Minutes](#)

[Regular Meeting Minutes](#)

[Correspondence](#)

[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 INTRODUCTION**

**3. Ordinance No. 2021-13: Amending Exhibit A of Section 3.36.030 of the Newport Beach Municipal Code Relating to Cost Recovery to Update Library Photocopying Fees**

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) Waive full reading, direct the City Clerk to read by title only, introduce Ordinance No. 2021-13, *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*, and pass to second reading on June 22, 2021.

[Staff Report](#)

[Attachment A - Ordinance No. 2021-13](#)

[Written Comments](#)

**ORDINANCE FOR ADOPTION****4. Ordinance No. 2021-12 and Resolution No. 2021-47: Eliminating the Balboa Village Area Benefit District and Directing All Unprogrammed Funds Returned to the General Fund**

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) Conduct second reading and adopt Ordinance No. 2021-12, *An Ordinance of the City Council of the City of Newport Beach, California, Amending Section 12.44.029 (Area Benefit District Reserve) of Chapter 12.44 (Stopping, Standing and Parking Restrictions) of Title 12 (Vehicles and Traffic) of the Newport Beach Municipal Code to Eliminate the Balboa Village Area Benefit District*; and

c) Adopt Resolution No. 2021-47, *A Resolution of the City Council of the City of Newport Beach, California, Repealing City Council Resolution No. 2014-101 to Eliminate the Balboa Village Area Benefit District Fund and Direct All Unprogrammed Funds to be Returned to the General Fund*.

[Staff Report](#)

[Attachment A - Ordinance No. 2021-12](#)

[Attachment B - Resolution No. 2021-47](#)

[Written Comments](#)

**RESOLUTIONS FOR ADOPTION****5. Resolution No. 2021-48: Annual Measure M2 Eligibility Submittal**

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 the Measure M2 Seven-Year Capital Improvement Program (CIP);

c) Adopt Resolution No. 2021-48, *A Resolution of the City Council of the City of Newport Beach, California, Concerning the Status and Update of the Circulation Element, Mitigation Fee Program, and Pavement Management Plan for the Measure M2 Program*; and

d) Direct staff to submit all necessary material to OCTA to satisfy the FY 2021-22 Measure M2 annual eligibility requirements.

[Staff Report](#)

[Attachment A - Seven-Year Capital Improvement Program](#)

[Attachment B - Resolution No. 2021-48](#)

[Attachment C - Pavement Management Plan](#)

[Attachment D - Mitigation Fee Program - Fair Share Fee Schedule](#)

**6. Resolution No. 2021-49: Adoption of Fiscal Year 2021-22 Appropriations Limit**

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. 2021-49, *A Resolution of the City Council of the City of Newport Beach, California, Determining and Establishing an Appropriations Limit for Fiscal Year 2021-22 in Accordance with Article XIII B of the California Constitution and Government Code Section 7910*, in the amount of \$218,535,203.

[Staff Report](#)

[Attachment A - Resolution No. 2021-49](#)

**7. Resolution Nos. 2021-50 and 2021-51: Proposed Assessment District No. 124 (Central Balboa Island) - Approval of Preliminary Engineers Report and Notice of Intent to Form Underground Utility District**

a) Adopt Resolution No. 2021-50, *A Resolution of the City Council of the City of Newport Beach, California, Declaring its Intention to take Proceedings Pursuant to the Municipal Improvement Act of 1913 and to Issue Bonds Pursuant to the Improvement Bond Act of 1915, and Make Certain Findings and Determinations in Connection Therewith, all Relating to the Formation of Assessment District No. 124*; and

b) Adopt Resolution No. 2021-51, *A Resolution of the City Council of the City of Newport Beach, California, Preliminarily Approving the Assessment Engineer's Report and Fixing the Time and Place of the Public Hearing for Assessment District No. 124*.

[Staff Report](#)

[Attachment A - Resolution No. 2021-50](#)

[Attachment B - Resolution No. 2021-51](#)

[Attachment C - Notice of Exemption](#)

**8. Resolution No. 2021-52: Specifying Uses for FY 2021-22 RMRA Funding from the Road Repair and Accountability Act of 2017**

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. 2021-52, *A Resolution of the City Council of the City of Newport Beach, California, Adopting a List of Projects for Fiscal Year 2021-22 Funded by SB 1, The Road Repair and Accountability Act of 2017*.

[Staff Report](#)

[Attachment A - Resolution No. 2021-52](#)

**CONTRACTS AND AGREEMENTS**

**9. Balboa Peninsula Crosswalks Improvements Project - Notice of Completion for Contract No. 7288-2 (19T11)**

- a) Accept the completed work and authorize the City Clerk to file a Notice of Completion for the project;
- 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 Civil Code; and
- c) Release Faithful Performance Bond one year after acceptance by the City Council.

[Staff Report](#)

[Attachment A - Location Map](#)

**10. Big Canyon Restoration Project - Phase 2A: Notice of Completion for Contract No. 8208-2 (20X12)**

- a) Accept the completed work and authorize the City Clerk to file a Notice of Completion for the project;
- 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 Civil Code; and
- c) Release Faithful Performance Bond one year after acceptance by the City Council.

[Staff Report](#)

[Attachment A - Location Map](#)

[Insider's Guide](#)

**11. Geotechnical and Material Testing Services - Approval of On-Call Professional Services Agreements**

- 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 four separate on-call Professional Services Agreements with GMU Geotechnical Engineering, Geocon West, Leighton Consulting and Harrington Geotechnical Engineering for geotechnical and material testing services at a not-to-exceed amount of \$300,000 per agreement, and authorize the Mayor and City Clerk to execute the agreements.

[Staff Report](#)

[Attachment A - GMU Geotechnical Agreement](#)

[Attachment B - Geocon West Agreement](#)

[Attachment C - Leighton Consulting Agreement](#)

[Attachment D - Harrington Geotechnical Agreement](#)



**12. Architectural Design Services - Approval of On-Call Professional Services Agreements**

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 four separate on-call Professional Services Agreements with BOA Architecture, IDS Group, Jeff Katz Architecture, and PBK-WLC for architectural design services at a not-to-exceed amount of \$300,000 per agreement, and authorize the Mayor and City Clerk to execute the agreements.

[Staff Report](#)

[Attachment A - BOA Architecture PSA](#)

[Attachment B - IDS Group PSA](#)

[Attachment C - Jeff Katz Architecture PSA](#)

[Attachment D - PBK - WLC PSA](#)

**13. Approval of Agreement for As-Needed Sports and Recreational Field Landscape 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 a three (3) year agreement with two (2) automatic annual extensions, with Mariposa Landscapes, Inc. for as-needed landscape maintenance of Citywide recreational fields, for a total not-to-exceed of \$1,250,000.

[Staff Report](#)

[Attachment A - Agreement](#)

**MISCELLANEOUS**

**14. Planning Commission Agenda for the June 3, 2021 Meeting**

Receive and file.

[Planning Commission Action Report](#)

[Planning Commission Agenda](#)

**15. Board and Commission Scheduled Vacancies - Confirmation of Nominees**

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) Waive the portion of City Council Policy A-2 (*Boards, Commissions & Committees*) that recommends nominating two or more candidates for each vacancy, if an insufficient number of candidates are available; and

c) Confirm the nominations made by the City Council Ad Hoc Appointments Committee:

**Board of Library Trustees** [1 vacancy]

Doug Coulter (incumbent)  
Ash Kumra

**Building and Fire Board of Appeals** [2 vacancies]

Charles Allen  
Kenneth Bondy

**City Arts Commission** [3 vacancies]

Gregory Cox  
Maureen Flanagan (incumbent)  
Barbara George  
Meghan McNulty  
Sara Salam  
Laurel Tippet

**Civil Service Board** (Council nominee) [1 vacancy]

Paul Meyer  
Edgar Oglesby

**Harbor Commission** [2 vacancies]

Scott Cunningham (incumbent)  
Kevin Kramer  
Steve Scully (incumbent)  
Jordan Wachter

**Parks, Beaches & Recreation Commission** [2 vacancies]

Randall Black  
Heather Ignatin (incumbent)  
Keira Kirby  
Cynthia Sender  
Sheela Voleti

**Planning Commission** [2 vacancies]

Lauren Kleiman (incumbent)  
Jonathan Langford  
Lee Lowrey (incumbent)  
Patrick McCann  
Debbie Stevens

[Staff Report](#)

[Attachment A - Board of Library Trustees Applications](#)

[Attachment B - Building and Fire Board of Appeals Applications](#)

[Attachment C - City Arts Commission Applications](#)

[Attachment D - Civil Service Board Applications](#)

[Attachment E - Harbor Commission Applications](#)

[Attachment F - Parks, Beaches & Recreation Applications](#)

[Attachment G - Planning Commission Applications](#)

[Correspondence](#)

[Written Comments](#)

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

**XVI. ITEMS REMOVED FROM THE CONSENT CALENDAR**

**XVII. 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.*

**XIX. CURRENT BUSINESS – taken out of order at the request of the Mayor**

**16. Resolution No. 2021-53: Resolution of Intention to Disestablish the Newport Beach Restaurant Association Business Improvement District and Fix the Time and Place of Public Hearing**

- 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 Proposed Plan to Dispose of the Newport Beach Restaurant Association Business Improvement District's Assets; and
- c) Adopt Resolution No. 2021-53, *A Resolution of the City Council of the City of Newport Beach, California, Declaring Its Intention to Disestablish the Newport Beach Restaurant Association Business Improvement District and Fix the Time and Place of Public Hearing.*

[Staff Report](#)

[Attachment A - Resolution No. 2021-53](#)

[Insider's Guide](#)

[Correspondence](#)

[Written Comments](#)

**XVIII. PUBLIC HEARINGS**

**17. Ordinance No. 2021-14: Disestablishing the Corona del Mar Business Improvement District**

- a) Conduct a public hearing;
- b) 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
- c) Waive full reading, direct the City Clerk to read by title only, introduce Ordinance No. 2021-14, *An Ordinance of the City Council of the City of Newport Beach, California, Repealing Ordinance No. 97-24, Ordinance No. 98-15, and Ordinance No. 99-18, and Disestablishing the Corona del Mar Business Improvement District*, and pass to second reading on June 22, 2021.

[Staff Report](#)

[Attachment A - Boundary Map](#)

[Attachment B - Resolution No. 2021-40](#)

[Attachment C - Ordinance No. 2021-14](#)

**18. Resolution Nos. 2021-54, 2021-55, and 2021-56: Public Hearing and Adoption of the 2020 Urban Water Management Plan and Water Shortage Contingency Plan**

- a) Conduct a public hearing;
- b) 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 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;
- c) Adopt Resolution No. 2021-54, *A Resolution of the City Council of the City of Newport Beach, California, Adopting the 2020 Urban Water Management Plan*;
- d) Adopt Resolution No. 2021-55, *A Resolution of the City Council of the City of Newport Beach, California, Adopting a Water Shortage Contingency Plan*;
- e) Adopt Resolution No. 2021-56, *A Resolution of the City Council of the City of Newport Beach, California, Adopting an Addendum to the 2015 Urban Water Management Plan*; and
- f) Direct staff to fulfill the notification requirements set forth by the Water Code after the Urban Water Management Plan is adopted.

[Staff Report](#)

[Attachment A - 2020 Draft UWMP Executive Summary](#)

[Attachment B - 2020 Draft WSCP](#)

[Attachment C - Addendum to the 2015 UWMP](#)

[Attachment D - Resolution No. 2021-54](#)

[Attachment E - Resolution No. 2021-55](#)

[Attachment F - Resolution No. 2021-56](#)

[Attachment G - UWMP and WSP Presentation](#)

**19. Resolution No. 2021-57: Fiscal Year 2021-22 Budget Adoption; City Budget Hearing; Recommendations from the Finance Committee; and Proposed Budget Revision Items**

- a) Conduct a public hearing on the City Manager's proposed budget for Fiscal Year 2021-22;
- b) 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;
- c) Review and approve the proposed budget revisions implementing the direction received from the City Council at the May 25, 2021 meeting and consider the Finance Committee's budget recommendations;
- d) Review and approve the City Manager's recommended list of City position classifications and their salary ranges as required by the California Public Employees' Retirement System (CalPERS) and in accordance with 2 CCR § 570.5 (a)(1);
- e) Approve Budget Amendment No. 21-045 implementing the restoration of budget reductions for the Fiscal Year 2020-21 budget as discussed with the City Council at the May 25, 2021 Study Session; and
- f) Adopt Resolution No. 2021-57, *A Resolution of the City Council of the City of Newport Beach, California, Adopting the Budget for the 2021-22 Fiscal Year*, as amended by Item (c).

[Staff Report](#)

[Attachment A - Resolution No. 2021-57](#)

[Attachment B - Position Classifications and Salary Ranges](#)

[Attachment C - Budget Amendment](#)

[Insider's Guide](#)

**20. Resolution No. 2021-58: An Extension of Emergency Temporary Use Permits Issued to Businesses Due to State COVID-19 Restrictions (PA2020-069)**

- a) Conduct a public hearing;
- b) Find this project exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301 of the CEQA Guidelines under Class 1 (Existing Facilities), because this project has no potential to have a significant effect on the environment; and
- c) Adopt Resolution No. 2021-58, *A Resolution of the City Council of the City of Newport Beach, California, Authorizing an Extension of Emergency Temporary Use Permits Issued to Commercial and Institutional Uses for the Use of Private Property, Parking Lots, Sidewalks, and Public Property in the City of Newport Beach (PA2020-069)*.

[Staff Report](#)

[Attachment A - Resolution No. 2021-58](#)

[Attachment B - Emergency Ordinance No. 2020-005](#)

[Insider's Guide](#)

**XIX. CURRENT BUSINESS**

**21. Resolution No. 2021-59: Underground Utility Assessment District No. 113 (West Balboa Island) - Award of Contract No. 7979-1 and Authorization of Limited Obligation Improvement Bonds**

- a) Acknowledge this project is exempt from the California Environmental Quality Act (CEQA) pursuant to Class 2 Section 15302 (d) (conversion of overhead electrical utility distribution lines where the surface is restored to the condition existing prior to the undergrounding) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it will not have an adverse effect on the environment;
- b) Approve the project plans and specifications;
- c) Award Contract No. 7979-1 to Hot Line Construction, Inc. for the bid amount of \$4,308,179.00 for Underground Utility Assessment District No. 113, and authorize the Mayor and City Clerk to execute the contract;
- d) Establish a contingency of \$430,000.00 (approximately 10% of total bid) to cover the cost of unforeseen work not included in the original contract;
- e) Approve Amendment to Professional Services Agreement No. 7572-3 with NV5 of Irvine, CA for an additional not-to-exceed fee of \$233,295.00 for Construction Administration and Residential Permit Support Services; and
- f) Adopt Resolution No. 2021-59, *A Resolution of the City Council of the City of Newport Beach, California, Authorizing and Providing for the Issuance of Bonds Pursuant to the Provisions of the Improvement Bond Act of 1915 for City of Newport Beach Assessment District No. 113 and Approving Certain Documents and Authorizing Certain Actions in Connection Therewith.*

[Staff Report](#)

[Attachment A - Location Map](#)

[Attachment B - Amendment to PSA with NV5](#)

[Attachment C - Resolution No. 2021-59](#)

[Attachment D - Bond Purchase Agreement](#)

[Attachment E - Preliminary Official Statement \(with Continuing Disclosure Agreement as Appendix F\)](#)

[Attachment F - Fiscal Agent Agreement](#)

[Attachment G - Memo Recommending Financing Scenario](#)

[Attachment H - Good Faith Estimates](#)

[Correspondence](#)

**22. Appointment to the Visit Newport Beach, Inc. Executive Committee**

- 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) Appoint Scott Calder, Jim Mosher, Briana Verham, or Sharon Wood to fill the scheduled vacancy on the VNB Executive Committee for a term expiring on June 13, 2025; and
- c) If Sharon Wood is reappointed and if desired, waive City Council Policy A-2 relative to serving on only one Board, Commission or Committee at a time.

[Staff Report](#)

[Attachment A - Applications](#)

[Written Comments](#)

**23. Coronavirus (COVID-19) Update**

An oral report will be provided.

**XX. 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.*

**XXI. ADJOURNMENT - In memory of Jean Wegener**

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

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