



**CITY OF NEWPORT BEACH
CITY COUNCIL AGENDA**

**NOVEMBER 30, 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 - 7:00 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**

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).

NEWPORT BEACH CITY COUNCIL AGENDA
COUNCIL CHAMBERS - 100 CIVIC CENTER DRIVE, NEWPORT BEACH, CA
92660
NOVEMBER 30, 2021
STUDY SESSION - 4:00 P.M. (PUBLIC WELCOME)
CLOSED SESSION FOLLOWS STUDY SESSION
REGULAR MEETING - 7:00 P.M.

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

II. CURRENT BUSINESS

SS1. Clarification of Items on the Consent Calendar

SS2. Certificate of Recognition to Jeffrey Herkins of Boy Scout Troop 106

SS3. Water Conservation Ordinance Update

Staff will present an overview of the City's existing water conservation ordinance, Newport Beach Municipal Code Section 14.16. An update to the code is needed because of new State requirements and in preparation for likely drought scenarios. Prior to assembling the updated ordinance, staff would like to receive feedback on concepts and principles.

SS4. Discussions Relative to SB 9 and SB 10

With the recent adoption of State Senate Bills 9 and 10, staff will present on how those bills will allow for higher densities specifically in Single-Family (R1) Zones and the overall impact to the City.

[Written Comments](#)

SS5. Parking Code Update

Staff will present the results of the first phase of a comprehensive review of the City's parking code with recommendations on parking ratio changes to assist businesses.

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)): 1 matter

In Re: National Prescription Opiate Litigation

United States District Court, Northern District of Ohio, Case No. 1:17-MD-2804

[Written Comments](#)

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

Agency Designated Representatives: Grace K. Leung, City Manager, and Barbara Salvini, Human Resources Director, Negotiators.

Employee Organizations: Part Time Employees Association of Newport Beach (PTEANB), Newport Beach Professional and Technical Employees Association (NBPTEA), Newport Beach City Employees Association (NBCEA), Association of Newport Beach Ocean Lifeguards (ANBOL), and Key & Management - unrepresented employees

**C. CONFERENCE WITH LABOR NEGOTIATORS
(Government Code § 54957.6): 3 matters**

Agency Designated Representatives: Brad Avery, Mayor; and Kevin Muldoon, Mayor Pro Tem

Unrepresented Employees: Grace K. Leung, City Manager, Aaron C. Harp, City Attorney, and Leilani I. Brown, City Clerk

V. RECESS

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

VII. ROLL CALL

VIII. CLOSED SESSION REPORT

IX. INVOCATION - Pastor Josh Hahne, Redeemer 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 AND ORAL REPORTS FROM CITY COUNCIL ON COMMITTEE ACTIVITIES

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 - 23). 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 November 16, 2021 City Council Special Meeting and Regular Meeting

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

[Special Meeting Minutes](#)

[Regular Meeting 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 INTRODUCTION

3. Ordinance No. 2021-26: Amending the LCP Implementation Plan Related to Corrections, Clarifications, and Inconsistencies (PA2019-055)

a) Find this project statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to Section 21065 of CEQA and State CEQA Guidelines Sections 15060(c)(2), 15060(c)(3) and 15378. The proposed action is also exempt pursuant to State CEQA Guidelines Section 15061(b)(3) because it has no potential to have a significant effect on the environment; and

b) Waive full reading, direct the City Clerk to read by title only, introduce Ordinance No. 2021-26, *An Ordinance of the City Council of the City of Newport Beach, California, Amending*

Title 21 (Local Coastal Program Implementation Plan) of the Newport Beach Municipal Code and Adopting Local Coastal Program Amendment No. LC2019-001 Correcting and Clarifying Provisions Related to Minimum Lot Size and Dimension, Overlays and Public Hearing Notice Requirements (PA2019-055), and pass to second reading on December 14, 2021.

[Staff Report](#)

[Attachment A - Ordinance No. 2021-26](#)

[Attachment B - 7-28-20 Staff Report](#)

[Attachment C - Resolution No. 2020-72](#)

[Attachment D - Coastal Commission Approval Letter](#)

ORDINANCES FOR ADOPTION

4. Ordinance No. 2021-24: Amendment to the Newport Place Planned Community (PC-11) (PA2021-147)

a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15303 of the CEQA Guidelines because it has no potential to have a significant effect on the environment; and

b) Conduct second reading and adopt Ordinance No. 2021-24, *An Ordinance of the City Council of the City of Newport Beach, California, Approving an Amendment to the Newport Place Planned Community (PC-11) No. PD2021-001 to Change the Land Use Designation from "Restaurant Site 1" to "General Commercial Site 8" for the Property Located at 4241 MacArthur Boulevard (PA2021-147).*

[Staff Report](#)

[Attachment A - Ordinance No. 2021-24](#)

5. Ordinance No. 2021-25: Solid Waste and Divertible Material Container and Bulky Item Requirements

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. 2021-25, *An Ordinance of the City Council of the City of Newport Beach, California, Amending Chapter 6.04 (Garbage, Refuse, Cuttings), Chapter 6.06 (State Mandated Municipal Solid Waste Diversion Programs), and Chapter 14.17 (Water-Efficient Landscaping) of the Newport Beach Municipal Code Necessary to Implement Senate Bill 1383 (Short-Lived Climate Pollutant Reduction Act of 2016) State Mandates.*

[Staff Report](#)

[Attachment A - Ordinance No. 2021-25](#)

[Attachment B - NBMC 6.06 and 14.17 redlines](#)

[Attachment C - NBMC 6.04 redlines](#)

[Written Comments](#)

RESOLUTIONS FOR ADOPTION

6. Resolution No. 2021-119: Supporting the Action for Spent Fuel Now Coalition

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. 2021-119, *A Resolution of the City Council of the City of Newport Beach, California, in Support of the Action for Spent Fuel Now Coalition.*

[Staff Report](#)

[Attachment A - Resolution No. 2021-119](#)

[Attachment B - Fact Sheet](#)

7. Resolution No. 2021-120: Supporting Initiative No. 21-0016 to Amend Article XI of the California Constitution to Provide That Local Land Use and Zoning Laws Override Conflicting State Laws

a) Determine this action is exempt from environmental review under the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines, California Code of Regulations, Title 14, Division 6, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly; and

b) Adopt Resolution No. 2021-120, *A Resolution of the City Council of the City of Newport Beach, California, Expressing Support for Initiative No. 21-0016 to Amend Article XI of the California Constitution to Provide That Local Land Use and Zoning Laws Override Conflicting State Laws.*

[Staff Report](#)

[Attachment A - Resolution No. 2021-120](#)

[Written Comments](#)

8. Resolution No. 2021-121: Initiation of Zoning Code and LCP Amendments Related to Parking Regulations (PA2021-104)

a) Determine this action exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15262 (Feasibility and Planning Studies) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3; and

b) Adopt Resolution No. 2021-121, *A Resolution of the City Council of the City of Newport Beach, California, Initiating Amendments to Title 20 (Planning and Zoning) and Title 21 (Local Coastal Program Implementation Plan) of the City of Newport Beach Municipal Code Related to Parking Regulation (PA2021-104).*

[Staff Report](#)

[Attachment A - Resolution No. 2021-121](#)

[Written Comments](#)

9. Resolution No. 2021-122: Initiation of Code Amendments Related to Senate Bill No. 9 (PA2021-277)

a) Determine this action is exempt from environmental review under the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2), 15060(c)(3), and 15262 of the CEQA Guidelines, California Code of Regulations, Title 14, Division 6, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly; and

b) Adopt Resolution No. 2021-122, *A Resolution of the City Council of the City of Newport Beach, California, Initiating Amendments to the General Plan, Coastal Land Use Plan of the Local Coastal Program, and Titles 19 (Subdivisions), 20 (Planning and Zoning), and 21 (Local Coastal Program Implementation Plan) of the Newport Beach Municipal Code Related to the City's Implementation of Senate Bill No. 9 (PA2021-277).*

[Staff Report](#)

[Attachment A - Resolution No. 2021-122](#)

[Attachment B - Senate Bill No. 9](#)

[Written Comments](#)

10. Resolution No. 2021-123: Supporting a Ban on New Offshore Oil and Gas Drilling

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. 2021-123, *A Resolution of the City Council of the City of Newport Beach, California, Supporting a Ban on New Offshore Oil and Gas Drilling.*

[Staff Report](#)

[Attachment A - Resolution No. 2021-123](#)

[Correspondence](#)

[Written Comments](#)

11. Resolution No. 2021-124: Repealing Resolution No. 2021-32 and Designating a Portion of 31st Street in Cannery Village as a One-Way Street

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. 2021-124, *A Resolution of the City Council of the City of Newport Beach, California, Repealing City Council Resolution No. 2021-32 and Designating a Portion of 31st Street in Cannery Village as a One-Way Street.*

[Staff Report](#)

[Attachment A - Map](#)

[Attachment B - Resolution No. 2021-32](#)

[Attachment C - Resolution No. 2021-124](#)

[Attachment D - Letter](#)

[Written Comments](#)

12. Resolution No. 2021-125: Authorizing the Project List Submittal for Coronavirus Response and Relief Supplemental Appropriations Act of 2021 Funding Through the Orange County Transportation Authority 2021 Pavement Management Relief Funding Program

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. 2021-125, *A Resolution of the City Council of the City of Newport Beach, California, Certifying that the City of Newport Beach has Authorized the Project List Submittal for Coronavirus Response and Relief Supplemental Appropriations Act of 2021 Funding Through the Orange County Transportation Authority 2021 Pavement Management Relief Funding Program.*

[Staff Report](#)

[Attachment A - Resolution No. 2021-125](#)

CONTRACTS AND AGREEMENTS

13. Arches Diversion Projects - Notice of Completion for Contract No. 8279-2 (16X11)

- 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](#)

14. FY 2021-22 Streetlight Improvement Project (Harbor View Hills) - Award of Contract No. 7661-3 (22V02)

- a) Find this project exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15302(c) (replacement of existing utility facilities involving negligible expansion of capacity) of the CEQA Guidelines, because this project has no potential to have a significant effect on the environment;
- b) Approve the project drawings and specifications;
- c) Award Contract No. 7661-3 to Calpromax for the total bid price of \$768,665 (base bid), and authorize the Mayor and City Clerk to execute the contract; and
- d) Establish and encumber a \$76,900 (approximately 10 percent) contingency amount to cover the cost of unforeseen work not included in the original contract.

[Staff Report](#)

[Attachment A - Location Map](#)

15. Balboa Boulevard Median Improvements (19R11) - Award of Contract No. 7629-2

- a) Find this project exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301, Class 1 (maintenance of existing public facilities involving negligible or no expansion of use), of the CEQA Guidelines, because this project has no potential to have a significant effect on the environment;
- b) Approve the project plans and specifications;
- c) Award Contract No. 7629-2 to Green Giant Landscape, Inc. for the total bid price of \$1,488,767, and authorize the Mayor and City Clerk to execute the contract; and
- d) Establish a contingency of \$150,000 (approximately 10 percent of the total bid) to cover the cost of unforeseen work not included in the original contract.

[Staff Report](#)

[Attachment A - Location Map](#)

16. East Coast Highway and Marguerite Avenue Pavement Rehabilitation (21R12) - Award of Contract No. 7807-2

- a) Find this project exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15302(c) Class 2, (reconstruction of existing facility involving negligible or no expansion of capacity) of the CEQA Guidelines, because this project has no potential to have a significant effect on the environment;
- b) Approve the project plans and specifications;
- c) Award Contract No. 7807-2 to All American Asphalt for the total bid price of \$3,363,056, and authorize the Mayor and City Clerk to execute the contract; and
- d) Establish a contingency of \$337,000 (approximately 10 percent of total bid) to cover the cost of unforeseen work not included in the original contract.

[Staff Report](#)

[Attachment A - Location Map](#)

17. Approval and Award of Maintenance/Repair Services Agreement with Merchants Landscape Services, Inc. for Landscape Maintenance of Parks and 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;
- b) Approve a one-year Maintenance/Repair Services Agreement with four automatic one-year extensions with Merchants for the Landscape Maintenance of Parks and Facilities, at a base cost of \$1,950,000 per year with an allowance of \$600,000 for additional as-needed services; and
- c) Authorize the Mayor and City Clerk to execute the agreement.

[Staff Report](#)

[Attachment A - Agreement](#)

18. Newport Coast Drive and Balboa Boulevard Pavement Rehabilitation (22R14) - Approval of Professional Services Agreement with Stantec Consulting Services, Inc., Contract No. 8728-1

- 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 Professional Services Agreement with Stantec Consulting Services, Inc., of Irvine, California, for the Newport Coast Drive and Balboa Boulevard Pavement Rehabilitation project at a not-to-exceed price of \$396,214, and authorize the Mayor and City Clerk to execute the Agreement.

[Staff Report](#)

[Attachment A - Location Map Newport Coast Drive](#)

[Attachment B - Location Map Balboa Boulevard](#)

[Attachment C - Professional Services Agreement](#)

19. Final Tract Map No. 18121 for a Residential Condominium Development Located at 1501 Mesa Drive and 20462 Santa Ana Avenue

- 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) Review and approve the Subdivision Agreement for Final Tract Map No. 18121 pursuant to Section 19.36.010 of the Municipal Code, and authorize the Mayor and City Clerk to execute the Subdivision Agreement;
- c) Review and approve the required construction securities for the Final Tract No. 18121 pursuant to Section 19.36.030 of the Municipal Code, and authorize the Public Works Director to execute and release the securities; and
- d) Review and approve the Final Tract Map No. 18121 located at 1501 Mesa Drive and 20462 Santa Ana Avenue pursuant to Section 19.60.010 of the Municipal Code.

[Staff Report](#)

[Attachment A - Location Map](#)

[Attachment B - PC Resolution No. PC2019-008](#)

[Attachment C - Resolution No. 2019-73](#)

[Attachment D - Tract Map 18121](#)

[Attachment E - Subdivision Improvements Surety Bonds](#)

[Attachment F - Subdivision Agreement](#)

20. Tentative Agreement with Newport Beach Police Association (NBPA)

- 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) Receive and consider the Tentative Agreement between the City of Newport Beach and the Newport Beach Police Association.

[Staff Report](#)

[Attachment A - Tentative Agreement and Proposed MOU \(redlined\)](#)

[Attachment B - Estimated Cost of Contract](#)

21. Tentative Agreement with Newport Beach Firefighters Association (NBFA)

- 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) Receive and consider the Tentative Agreement between the City of Newport Beach and the Newport Beach Firefighters Association.

[Staff Report](#)

[Attachment A - Tentative Agreement and Proposed MOU](#)

[Attachment B - Estimated Cost of Contract](#)

MISCELLANEOUS

22. Planning Commission Action Report for the November 18, 2021 Meeting

Receive and file.

[Planning Commission Action Report](#)

23. Budget Amendment to Allocate Funding for Government Relations Consulting Services

- 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) Approve Budget Amendment No. 22-029 in the amount of \$50,000 and appropriate to the City Council's Professional Services budget to fund government relations consultant services for matters related to group residential uses.

[Staff Report](#)

[Attachment A - Budget Amendment](#)

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. PUBLIC HEARINGS

24. Resolution No. 2021-126: Central Library Lecture Hall Building - Approval of Conceptual Design and Associated Memorandum of Understanding with the Newport Beach Public Library Foundation

- a) Conduct a public hearing;
- b) Find this project exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15301 (Class 1 - Existing Facilities) and 15303 (Class 3 - New Construction or Conversion of Small Structures) of the California Code of Regulations, Title 14, Division 6, Chapter 3 and CEQA Guidelines, because this project has no potential to have a significant effect on the environment;
- c) Adopt Resolution No. 2021-126, *A Resolution of the City Council of the City of Newport Beach, California, Exempting the Library Lecture Hall Project from Development Standards in Accordance with Section 20.10.040 (Applicability of Zoning Code) of the Newport Beach Municipal Code (PA2019-123)*;
- d) Review and approve the Memorandum of Understanding (MOU) between the City of Newport Beach and the Newport Beach Public Library Foundation (NBPLF) related to fundraising for the Central Library Lecture Hall Building;
- e) Review and approve the Conceptual Design and total project cost estimate; and
- f) Direct staff to proceed with preparing and completing final Library Lecture Hall building construction documents and obtaining bids for construction.

[Staff Report](#)

[Attachment A - Location Map](#)

[Attachment B - Exterior and Interior Concept](#)

[Attachment C - Resolution No. 2021-126](#)

[Attachment D - Memorandum of Understanding](#)

[Attachment E - Concept Approval](#)

[Written Comments](#)

25. Ordinance No. 2021-27: A Code Amendment Related to Tattoo Establishments (PA2020-030)

- a) Conduct a public hearing;
- b) Find this project categorically exempt from the California Environmental Quality Act (“CEQA”) pursuant to Section 15061(b)(3), the general rule that CEQA applies only to projects, which have the potential for causing a significant effect on the environment and pursuant to Section 15265(a)(1), which exempts local governments from the requirements of CEQA in connection with the adoption of a Local Coastal Program;
- c) Waive full reading, direct the City Clerk to read by title only, introduce Ordinance No. 2021-27, *An Ordinance of the City Council of the City of Newport Beach, California, Adopting Zoning Code Amendment No. CA2020-002 to Amend Title 20 (Planning and Zoning) of the Newport Beach Municipal Code Related to Tattoo Establishment Development Standards (PA2020-030)*, and pass to second reading on December 14, 2021; and
- d) Adopt Resolution No. 2021-127, *A Resolution of the City Council of the City of Newport Beach, California, to Authorize Submittal of Local Coastal Program Amendment No. LC2020-002 to the California Coastal Commission to Amend Title 21 (Local Coastal Program Implementation Plan) of the Newport Beach Municipal Code Related to the Tattoo Establishment Development Standards (PA2020-030)*.

[Staff Report](#)

[Attachment A - Ordinance No. 2021-27](#)

[Attachment B - Resolution No. 2021-127](#)

[Attachment C - 7-22-21 PC Staff Report](#)

[Attachment D - 5-6-21 PC Minutes](#)

[Attachment E - 7-22-21 PC Minutes](#)

[Attachment F - PC Resolution No. PC2021-018](#)

[Attachment G - PC Resolution No. PC2021-019](#)

[Attachment H - Strikeout Underline](#)

[Written Comments](#)

26. Ordinance No. 2021-28: A Code Amendment Related to Short-Term Lodging Citywide and on Newport Island (PA2020-048 and PA2020-326)

- a) Conduct a public hearing;
- b) Find the action statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15265(a)(1) of the California Code of Regulations, Title 14, and Chapter 3 of the Coastal Act. Section 15265(a)(1), which exempts local governments from the requirements of preparing an environmental impact report or otherwise complying with CEQA in connection with the adoption of LCP Amendments; and
- c) Waive full reading, direct the City Clerk to read by title only, introduce Ordinance No. 2021-28, *An Ordinance of the City Council of the City of Newport Beach, California, Amending Chapter 5.95 (Short Term Lodging Permit) and Title 21(Local Coastal Program Implementation Plan) of the Newport Beach Municipal Code Relating to Short Term Lodging, and Adopting Local Coastal Program Amendment No. LC2020-007 Related to Short Term Lodging and Local Coastal Program Amendment No. LC2020-008 Related to Short Term Lodging on Newport Island (PA2020-048 and PA2020-326)*, and pass to second reading on December 14, 2021.

[Staff Report](#)

[Attachment A - Ordinance No. 2021-28](#)

[Attachment B - Ordinance No. 2020-26](#)

[Attachment C - Resolution No. 2020-91](#)

[Attachment D - Resolution No. 2021-30](#)

[Attachment E - Coastal Commission Approval of LC2020-007](#)

[Attachment F - Coastal Commission Approval of LC2020-008](#)

[Attachment G - Revisions \(redline\)](#)

[Correspondence](#)

[Written Comments](#)

XVIII. CURRENT BUSINESS

27. Appointment to Fill the Unscheduled Vacancy on the Civil Service Board

- 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) Appoint 1) Edgar Oglesby, 2) Laura Cowie, or 3) Brian Moore, as ranked by the Police and Fire associations, to fill the unexpired balance of Robyn Grant's term, which expires on June 30, 2024.

[Staff Report](#)

[Attachment A - Applications](#)

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

Testimony given before the City Council is recorded.

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

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

PLEASE TURN CELL PHONES OFF OR SET IN SILENT MODE.