



NEWPORT BEACH

City Council Staff Report

November 30, 2021
Agenda Item No. 27

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

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TITLE: Appointment to Fill the Unscheduled Vacancy on the Civil Service Board

ABSTRACT:

Due to the resignation of Robyn Grant from the Civil Service Board, the City Council has the opportunity to fill the vacant position pursuant to City Council Policy A-2 (*Boards, Commissions and Committees*), City Charter Sections 702, 705, 710, and the Maddy Act.

RECOMMENDATION:

- 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.

DISCUSSION:

Effective October 5, 2021, Robyn Grant resigned from her position on the Civil Service Board. Pursuant to City Charter Section 710, Ms. Grant was an appointee from a list of nominees provided by the employees in the Classified Service (Police and Fire associations). Her term was scheduled to expire on June 30, 2024.

Pursuant to City Charter Sections 702 and 705, and City Council Policy A-2, the City Council's appointee to the Civil Service Board will serve the balance of Ms. Grant's unexpired term.

Pursuant to the Maddy Act and City Council Policy A-2 (*Boards, Commissions and Committees*), the City Clerk prepared and posted a Notice of Unscheduled Vacancy on Tuesday, October 12, 2021, in the City Clerk's Office, on the bulletin board in the City Council Chambers, and on the City's webpage, and published the Notice in the *Daily Pilot* on Saturday, October 16, 2021.

As provided in the Notice, applications were accepted by the City Clerk's Office until 5:30 p.m. on Friday, November 12, 2021. Pursuant to Charter Section 710, on Monday, November 15, 2021, the three applications received were forwarded to the Police and Fire associations for their review. The associations ranked their nominations for City Council consideration as follows: 1) Edgar Oglesby, 2) Laura Cowie or 3) Brian Moore.

Copies of the applications are included as Attachment A.

Appointment Process

Pursuant to Council Policy A-2, appointment to the Civil Service Board will take place in the following manner:

- A. The City Council will vote on the appointment simultaneously. The voting will be by paper ballot and the City Clerk will tabulate and announce the results, including the vote tally.
- B. Each member of the City Council will cast one vote on the paper ballot. In order to be appointed, the nominee must receive at least four votes.

FISCAL IMPACT:

There is no fiscal impact related to this item.

ENVIRONMENTAL REVIEW:

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

NOTICING:

The agenda item has been noticed according to the Brown Act (72 hours in advance of the meeting at which the City Council considers the item).

ATTACHMENT:

Attachment A – Applications