



CITY OF

NEWPORT BEACH

City Council Staff Report

January 14, 2020
Agenda Item No. 17

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: Leilani I. Brown, City Clerk - 949-644-3005,
lbrown@newportbeachca.gov

PREPARED BY: Leilani I. Brown, City Clerk

TITLE: Confirm Appointment to the Balboa Village Advisory Committee to
Represent the Balboa Village Merchant Association Business Board

ABSTRACT:

Due to the recent resignation of Marcel Ford from the Balboa Village Advisory Committee (BVAC), the City Council may appoint a new member pursuant to City Council Policy A-2 (*Boards, Commissions and Committees*), Resolution No. 2018-80, 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) Confirm Mayor Will O'Neill's BVAC appointment of Kelly Carlson to represent the Balboa Village Merchant Association Business Board for a term that expires on December 31, 2020.

FUNDING REQUIREMENTS:

There is no fiscal impact related to this item.

DISCUSSION:

Resolution No. 2018-80 allows the Balboa Village Merchant Association Business Board one representative on BVAC. Marcel Ford resigned from his respective seat on BVAC as the representative of the Balboa Village Merchant Association Business Board. The vacated term expires on December 31, 2020.

Pursuant to the Maddy Act and City Council Policy A-2, the City Clerk prepared and posted a Notice of Unscheduled Vacancy on Thursday, October 17, 2019, and Monday, November 25, 2019, in the City Clerk's Office, at the Central Library, on the bulletin board in the City Council Chambers, and on the City's webpage; and was published in the *Daily Pilot* on Saturday, October 19, 2019, and Friday, November 29, 2019.

As per the Notice, applications were accepted by the City Clerk's Office until the position was filled. Consistent with the Maddy Act and City Council Policy A-2, the final appointment to fill the unexpired term will not be made for at least ten working days after the posting of the Notice of Unscheduled Vacancy.

One application was received from a Balboa Village Merchant Association Business Board Member and is attached hereto as Attachment A.

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 – Application