



CITY OF NEWPORT BEACH WATER QUALITY/COASTAL TIDELANDS COMMITTEE AGENDA

Crystal Cove Conference Room, Building D, 2nd Floor

Thursday, November 7, 2019 - 3:00 PM

Water Quality/Coastal Tidelands Committee Members:

Council Member Jeff Herdman Chair
Council Member Duffy Duffield, Vice Chair
Dennis Baker, Member
Carl Cassidy, Member
Louis Denger, Member
Fred Galluccio, Member
Lawrence Houston, Member
Richard McNeil, Member
George Robertson, Member

Staff Members:

John Kappeler, Senior Engineer
Karen Gallagher, Administrative Assistant

The Water Quality/Coastal Tidelands Committee meeting is subject to the Ralph M. Brown Act. Among other things, the Brown Act requires that the Water Quality/Coastal Tidelands Committee agenda be posted at least seventy-two (72) hours in advance of each regular meeting and that the public be allowed to comment on agenda items before the Committee and items not on the agenda but are within the subject matter jurisdiction of the Water Quality/Coastal Tidelands Committee. The Chair may limit public comments to a reasonable amount of time, generally three (3) minutes per person.

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 John Kappeler, Water Quality Enforcement Manager, at least forty-eight (48) hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible at (949) 644-3218 or jkappeler@newportbeachca.gov.

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 Public Works Department 24 hours prior to the scheduled meeting.

- 1) **CALL MEETING TO ORDER**
- 2) **ROLL CALL AND INTRODUCTIONS**
- 3) **PUBLIC COMMENTS ON AGENDA ITEMS (5 min)**
Public comments are invited on agenda items. Speakers must limit comments to five minutes. Before speaking, we invite, but do not require, you to state your name for the record. The Committee has the discretion to extend or shorten the speakers' time limit on agenda items, provided the time limit adjustment is applied equally to all speakers. As a courtesy, please turn cell phones off or set them in the silent mode.
- 4) **REVIEW AND APPROVAL OF MINUTES (5 min)**

[Meeting Minutes - October 3, 2019](#)
- 5) **CURRENT BUSINESS (50 Min)**

(a) **Committee Goals/Objectives (John Kappeler/Bob Stein) (5 min) Review and status update on the committee's goals and objectives.**

Recommendation: Committee Discussion

(b) **City of Newport Beach 2019 Water Rate Study (Mark Vukojevic) (15 min) Presentation on the City of Newport Beach's 2019 Water Rate Study.**

Recommendation: Committee Discussion/Comments

(c) **Lower Newport Harbor Channel Dredging and Confined Aquatic Disposal Construction (Chris Miller) (15 min) Presentation and update on the Lower Newport Harbor Dredging and Sediment Disposal Plan.**

Recommendation: Committee Discussion

(d) **Disposable Food Service Ware Ordinance (Fred Galluccio/Hoiyin Ip) (15 min) Presentation on proposed Municipal Code revisions.**

Recommendation: Committee Discussion/Comments

6) ON-GOING BUSINESS (10 min)

(a) **Bay and Ocean Bacteriological Test Results (John Kappeler) (10 min) Review and discussion of recent water quality test results within Newport Bay and along the ocean shoreline.**

Recommendation: Receive and File

7) COMMITTEE ANNOUNCEMENTS OR MATTERS WHICH MEMBERS WOULD LIKE PLACED ON A FUTURE AGENDA FOR DISCUSSION, ACTION OR REPORT (NON-DISCUSSION ITEM) (10 min)

(a) **Big Canyon Creek Water Testing (December 2019)**

(b) **City of Newport Beach Water and Sewer Master Plans (December 2019)**

(c) **City of Newport Beach Eel Grass (December 2019)**

(d) **Shellfish Monitoring (January 2020)**

(e) **Orange County Sanitation District Micro-Plastics (January 2020)**

(f) **Santa Ana Delhi Diversion Project Field Trip (February 2020)**

(g) **Vessel greywater discharge limitations (Winter 2020)**

(h) **City of Newport Beach Sustainability Plan (Winter 2020)**

(i) **Public Education Plan - Phase II (Winter 2020)**

8) **PUBLIC COMMENTS ON NON-AGENDA ITEMS (5 min)**

Public comments are invited on non-agenda items generally considered to be within the subject matter jurisdiction of the Committee. Speakers must limit comments to three minutes. Before speaking, we invite, but do not require, you to state your name for the record. The Committee has the discretion to extend or shorten the speakers' time limit on non-agenda items, provided the time limit adjustment is applied equally to all speakers. As a courtesy, please turn cell phones off or set them in the silent mode.

9) **SET NEXT MEETING DATE (5 min)**

Recommendation: December 5, 2019

10) **ADJOURNMENT**

City of Newport Beach
Water Quality/Coastal Tidelands Committee Meeting Minutes

Date: October 3, 2019
Time: 3:00 p.m.
Location: Crystal Cove Conference Room, 100 Civic Center Drive, Newport Beach, CA 92660
Meeting Minutes prepared by:

1. Call meeting to order

The meeting was called to order at 3:00 p.m. by Committee Member Baker.

2. Roll Call and Introductions

Committee Members present:

Dennis Baker
Tom Houston
Fred Galluccio
Louis Denger
George Robertson

Committee Members absent:

Council Member Jeff Herdman, Chair
Councilmember "Duffy" Duffield, Vice Chair
Carl Cassidy
Richard McNeil

Guests present:

Nancy Gardner, Orange Coast River Park
Hoiyin Ip, Sierra Club
Jim Mosher, Resident

Staff present:

John Kappeler, Senior Engineer
Karen Gallagher, Administrative Assistant
Shane Burckle, Water Conservation Coordinator
Bob Stein, Assistant Engineer Stein

3. Public Comment on Agenda Items - None

4. Review and approval of minutes

Motion. Committee Member Baker moved to approve the minutes; Committee Member Galluccio seconded; motion approved with Committee Members Baker and Robertson, abstaining.

5. Current Business (50 min)

(a) 2017/18 Committee Goals/Objectives (John Kappeler/Bob Stein) (15 min) Review and status update on the committee's 2017/18 goals and objectives.

Recommendation: Committee Discussion

Senior Engineer Kappeler provided an update on the water wheel project noting the City signed a grant with the O.C. Special Council for \$1.69 million and reported receiving one very-qualified proposal. Discussion followed regarding challenges with nationwide permitting and it was noted the permitting may have additional conditions which are currently, unclear. The City is negotiating with a consultant on a final fee. The bid went out publicly and was looked at by 130+ entities. Discussion followed regarding cushions for contingency, pressing deadlines and future hearings on this item.

- (b) Public Education Plan Phase I (Hoiyin Ip/Fred Galluccio) (20 min) Review of the Public Education Subcommittee's magnetic signage, and discussion on a public service announcement (PSA).
Recommendation: Committee Comments/Approval

Senior Engineer Kappeler presented examples of the magnetic signage incorporating previous suggestions from the Committee and including various messages from which Members of the Committee were asked to choose their top three favorites. Additionally, he presented two sizes of the magnetic sign and addressed their respective costs and their proposed placement.

Commissioner Member Baker thanked Hoiyin Ip and staff for their work on the sign. Committee member Baker also briefly mentioned the idea of a PSA and discussed efforts to get other entities involved; addressed costs; reported contacting professors at Chapman University regarding making it a student project and commented on next steps.

- (c) Disposable Food Service Ware Ordinance (Jeff Herdman) (10 min) Committee discussion relative to forming a sub-committee to research this issue.
Recommendation: Committee Discussion

Discussion followed regarding obtaining sample ordinances from the Cities of San Diego and Santa Monica and Senior Engineer Kappeler indicated Chair Herdman wanted to see if the Committee is interested in forming a sub-committee to research the item. The item was deferred to the next committee meeting in order for Chair Herdman to be present for the formation of the sub-committee.

Ms. Ip reported giving a presentation in January including commonly available and affordable alternatives and again in February. She indicated there has been support for the ordinance and suggested acting now, rather than dragging the project along.

Commissioner Baker discussed the need to have a Council Member present to discuss the issues and form the sub-committee.

Discussion followed regarding research needing to be done before making recommendations to Council. It was noted Chair Herdman wanted to form a sub-committee.

Ms. Ip discussed including balloons and plastic bags in the ordinance.

It was noted there needs to be something specific that can be run, informally, by Council Members to get their feedback.

Motion. Committee Member Galluccio moved to form a sub-committee to research the issue of a disposable food service ware ordinance; Committee Member Robertson seconded.

Discussion followed regarding whether to consider plastic bags for dog waste as part of the ordinance and alternatives available.

The motion carried 3-2 with Committee Members Houston and Denger, opposed.

It was noted the Committee will focus on specific single-use eating utensils and not plastic bags as they are being addressed State-wide and considering the ordinance needs to be tailored to specific audiences.

Ms. Ip reported she has spoken with Council several times and believed they support her recommendations. Additionally, she discussed the possibility of the City of Irvine considering a similar ordinance.

It was noted there must be a Council Member who champions the item and formally move the matter. The item will be included in the Committee's next meeting agenda.

(d) Santa Ana Delhi Diversion Field Trip (Committee Members) (5 min) Discussion of scheduling and timing for a visit to the Santa Ana Delhi Diversion Project.

Recommendation: Committee Discussion

Discussion followed regarding waiting until the diversion is running in order to schedule a field trip to the facility. It should be running in January or February 2020. It will be placed on a future agenda for consideration.

6) On-going Business (10 min)

(a) Bay and Ocean Bacteriological Test Results (John Kappeler) (10 min) Review and discussion of recent water quality test results within Newport Bay and along the ocean shoreline.

Recommendation: Receive and File

Senior Engineer Kappeler presented details of recent Bay and Ocean Bacteriological Test results. He noted they are doing a shellfish study and taking water samples at the same time. He addressed the Sanitation District and reported Newport Beach is as clean as it can be.

Brief discussion occurred regarding a project by Orange Coast College including a building and a pedestrian bridge. Discussion followed regarding decreases in sewer spills in the City.

7) Committee Announcements on Matters which Members would like placed on a future agenda for discussion, action or report (Non-Discussion Item) (10 min)

- (a) Eel Grass Study (November 2019)
- (b) Big Canyon Creek Water Testing (November 2019)
- (c) City of Newport Beach Water and Sewer Master Plans (December 2019)
- (d) Shellfish Monitoring (January 2020)
- (e) Orange County Sanitation District Micro-Plastics (January 2020)
- (f) Vessel greywater discharge limitations (Winter 2020)
- (g) City of Newport Beach Sustainability Plan (Winter 2020)
- (h) Public Education Plan – Phase II (Winter 2020)

Senior Engineer Kappeler reported Utilities Director Mark Vukojevic will be providing a presentation on the Water and Sewer Master Plans to the Committee in November.

Other items to be included in the Committee's November agenda will include decisions on the magnetic signs and the ordinance sub-committee.

A report was requested on the General Plan and the resilience committee, but it was noted it is still in the preliminary stages.

Discussion followed regarding the possibility of having a presentation on the dredging in the Lower Bay, a Computer Aided Diagnosis (CAD) report and include dredging in relation to the Eel Grass study.

Senior Engineer Kappeler announced the messaging, "Don't Trash our Waters" was overwhelming chosen for the large magnetic signs. Discussion followed regarding referring the item to Public Works Director Dave Webb to move the item forward.

8) Public Comments on Non-Agenda Items (5 min)

Nancy Gardner referenced an article in the L.A. Times on rubber tires and impacts on water-quality and encouraged Committee Members to read it. She briefly discussed a General Plan launch event on October 26, 2019 on the City Green from 11:00 a.m. to 3:00 p.m.

9) Set Next Meeting Date (5 min)

Recommendation: November 7, 2019

10) Adjournment

The meeting was adjourned at 4:00 p.m.

Chair / Jeff Herdman