

RESOLUTION NO. 2016-50

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWPORT BEACH, CALIFORNIA, AMENDING THE TERM AND RESPONSIBILITIES OF THE BALBOA VILLAGE ADVISORY COMMITTEE

WHEREAS, on September 25, 2012, the City Council adopted Resolution No. 2012-85 creating the Balboa Village Advisory Committee (Committee) to oversee the timely implementation of recommendations provided in the Balboa Village Implementation Plan (Implementation Plan);

WHEREAS, on July 9, 2013, the City Council adopted Resolution No. 2013-58 amending the membership of the Committee;

WHEREAS, the Committee is made up of seven (7) members consisting of two (2) City Council members, one of which shall represent District 1, one (1) Balboa Village Business Merchants Association Board Member, one (1) representative of ExplorOcean, one (1) representative of the Balboa Peninsula Point Homeowners Association, one (1) representative of the Central Newport Beach Community Association, and one (1) at large member;

WHEREAS, the Committee has overseen the successful implementation of several of the recommendations of the Implementation Plan; however, continued guidance from the Committee and public involvement is needed to complete this effort;

WHEREAS, in 2014, the City Council established the Balboa Village Area Benefit District (also referred to as the "Parking Benefit District"), which receives revenue from parking fees for the purposes of enhancing or supplementing services in Balboa Village; and

WHEREAS, the Committee's responsibilities include providing recommendations to the City Council regarding allocation of funding from the Parking Benefit District, but a governing board is also referenced with the same responsibility.

NOW, THEREFORE, the City Council of the City of Newport Beach resolves as follows:

SECTION 1. Extend the term of the Committee to December 31, 2018, and confirm that the Committee is the sole entity responsible for providing recommendations to the City Council regarding funding for Balboa Village projects derived from the Parking Benefit District and other sources.

SECTION 2. The City Council approves the revised description of the Committee, which is attached as Exhibit A, and incorporated herein by reference.

SECTION 3. The City Council hereby repeals Resolution No. 2012-85 and Resolution No. 2013-58.

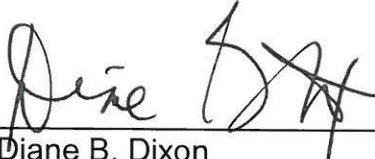
SECTION 4. The recitals provided above are true and correct and incorporated into the operative part of this resolution.

SECTION 5. The City Council finds the adoption of this resolution and the amendment of the Committee 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.

SECTION 6. If any section, subsection, sentence, clause or phrase of this resolution is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this resolution. The City Council hereby declares that it would have passed this resolution, and each section, subsection, sentence, clause or phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

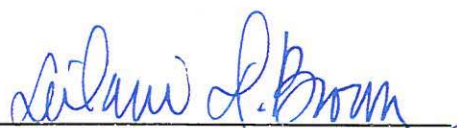
SECTION 7. This resolution shall take effect immediately upon its adoption by the City Council, and the City Clerk shall certify the vote adopting the resolution.

ADOPTED this 12th day of April, 2016.



Diane B. Dixon
Mayor

ATTEST:



Leilani I. Brown
City Clerk



Exhibit A

BALBOA VILLAGE ADVISORY COMMITTEE

AUTHORIZATION: Established by Resolution No. 2012-85 adopted on September 25, 2012. Amended by Resolution No. 2013-58 adopted on July 9, 2013. Amended by Resolution No. 2016-50 adopted on April 12, 2016.

MEMBERSHIP: Two members of the City Council, one of whom shall represent Councilman District 1, who shall Chair the Committee.

One Balboa Village Merchant Association Business Board member.

One representative of ExplorOcean.

One representative of the Balboa Peninsula Point Homeowners Association.

One representative of the Central Newport Beach Community Association.

One representative selected at-large.

All appointments are made by the Mayor and ratified by the City Council.

City staff support shall come from the Community Development Department, Public Works Department, and others as needed.

TERM: Term ends December 31, 2018.

MEETS: The Committee shall meet regularly with the schedule determined by the Committee.

PURPOSE & RESPONSIBILITIES:

- A. Oversee the timely implementation of recommendations provided in the Balboa Village Implementation Plan approved by the City Council, including the establishment of appropriate priorities consistent with City Council directives.
- B. Provide recommendations to the City Council regarding: 1) the adoption of specific programs or projects consistent with the Implementation Plan; and 2) allocation of funding for Balboa Village projects derived from a proposed Parking Benefit District and other sources.
- C. Provide recommendations to the City Council regarding the addition, modification, or elimination of revitalization strategies.
- D. Such other matters as directed by the City Council.

STATE OF CALIFORNIA
COUNTY OF ORANGE
CITY OF NEWPORT BEACH

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I, Leilani I. Brown, City Clerk of the City of Newport Beach, California, do hereby certify that the whole number of members of the City Council is seven; that the foregoing resolution, being Resolution No. 2016-50 was duly and regularly introduced before and adopted by the City Council of said City at a regular meeting of said Council, duly and regularly held on the 12th day of April, 2016, and that the same was so passed and adopted by the following vote, to wit:

AYES: Council Member Peotter, Council Member Duffield, Council Member Selich,
Council Member Curry, Council Member Petros, Mayor Pro Tem Muldoon, Mayor Dixon
NAYS: None

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the official seal of said City this 13th day of April, 2016.



Leilani I. Brown, MMC
City Clerk
Newport Beach, California

(Seal)

