

# HARBOR COMMISSION AGENDA

City of Newport Beach  
Council Chambers – 3300 Newport Blvd.  
**Wednesday, July 8, 2009**  
**Regular Meeting – 6:00 p.m.**

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Marshall Duffield - Chairman

John Corrough  
Karen Rhyne  
Ralph Rodheim

Don Lawrenz  
Tim Collins  
Vincent Valdes

The Harbor Commissioners are citizens of Newport Beach who volunteer to serve on the Harbor Commission. They were appointed by the City Council by majority vote for 4-year terms. At the table in front are City staff members who are here to advise the Commission during the meeting. They are:

Chris Miller  
Manager, Harbor Resources

Shannon Levin  
Supervisor, Harbor Resources

Lorrie Arcese  
Specialist, Harbor Resources

## **NOTICE TO THE PUBLIC**

Regular meetings of the Harbor Commission are generally held on the second Wednesday of each month at 6:00 p.m. Staff reports or other written documentation have been prepared. The agendas, minutes and staff reports are available on the City's web site the Friday afternoon before the meeting. The address is: <http://www.city.newport-beach.ca.us>, under Agendas & Minutes, then Harbor Commission. If you have any questions or require copies of any of the staff reports or other documentation, please contact the Harbor Resources staff at (949) 644-3034.

It is the intention of the City of Newport Beach 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, the City of Newport Beach will attempt to accommodate you in every reasonable manner. Please contact Lorrie Arcese, Harbor Resources Specialist at (949) 644-3034, at least 48 hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible.

**NEWPORT BEACH HARBOR COMMISSION AGENDA**  
**3300 Newport Blvd., Newport Beach, CA**  
**Wednesday, July 8, 2009**

**CALL TO ORDER**            6:00 P.M.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL/INTRODUCTION:**

❖ *"The Commissioners sitting before you are citizens of Newport Beach who volunteer to serve on the Harbor Commission. They were appointed by the City Council at large by majority vote for 4-year terms. The following people in front of us are City staff members and are here to advise us during the meeting:"*

Chris Miller, Harbor Resources Manager  
Shannon Levin, Harbor Resources Supervisor  
Lorrie Arcese, Harbor Resources Specialist

❖ **Introduction of Vincent Valdes, newly appointed Harbor Commissioner**

**MINUTES:**            **Recommended Action:** Approve minutes from last meeting.

**ELECTION OF HARBOR COMMISSION OFFICERS**

**PUBLIC COMMENTS:** *Public comments are invited on non-agenda items generally considered to be within the subject matter jurisdiction of the Harbor Commission – Speakers must limit comments to 3-minutes. Before speaking, please state your name and address for the record.*

*ALL TESTIMONY GIVEN BEFORE THE HARBOR COMMISSION IS TAPE RECORDED. SPEAKERS MUST LIMIT REMARKS TO THREE MINUTES ON ALL ITEMS. (Red light signifies when three minutes are up; yellow light signifies that the speaker has one minute left for summation.)*

**ACTION & APPEAL ITEMS**

***ITEM #1***

**Subject:**            **Election of Officers**  
**Issue:**            The Commission will elect officers to serve for the year.  
**Discussion:**  
**Public Comments:**  
**Action:**            1. Elect Chairman  
                         2. Elect Vice-Chairman  
                         3. Elect Secretary

***ITEM #2***

**Subject:**            Newport Bay Copper Reduction Project  
**Issue:**            The Harbor Commission will hear a presentation from Ray Heimstra of Coastkeeper about the upcoming Newport Bay Copper Reduction Project.  
**Discussion:**  
**Public Comments:**  
**Action:**            Receive and File

**ITEM #3**

**Subject:** Appeal – Aerie Dock Project at 201-207 Carnation Avenue

**Issue:** Should the Aerie project applicants at 201-207 Carnation Avenue be permitted to replace the existing double U-shaped float with a dock system capable of berthing 8 vessels for residents and 1 guest side-tie? Based on the recent findings of the Harbor Commission Aerie Task Force, the applicant is appealing the Harbor Commission's April 2009 review which concluded the project does create a significant impact on navigation and recreational boating in the harbor.

**Discussion:**

**Public Comments:**

**Action:** The Harbor Commission is requested to:

1. Review the findings of the Harbor Commission Aerie Task Force and provide comments on the dock system's overall design. Harbor Resources will forward this input to the City Council who will review the entire project as a whole.

**SUB-COMMITTEE REPORTS** – Receive and file.

**HARBOR RESOURCES UPDATE** – Receive and file.

**PUBLIC COMMENTS ON SUB-COMMITTEE REPORTS OR HARBOR RESOURCES UPDATE**

**COMMISSIONER'S ANNOUNCEMENTS OR MATTERS TO BE PLACED ON FUTURE AGENDAS FOR DISCUSSION, ACTION OR REPORT**

**RECOMMENDED TOPICS FOR FUTURE AGENDAS**

**DATE AND TIME FOR NEXT MEETING:** August 12, 2009

**ADJOURNMENT**

Attachments

## **ELECTION OF OFFICERS FOR THE HARBOR COMMISSION**

The election of officers will be an action item on the agenda for the next Harbor Commission meeting on July 8. Anyone of the seven Commissioners may be elected or re-elected to any office.

When that item is on the table, the Chairman will ask for nominations for the office of Chairman. A motion may be made, "I make the motion that \_\_\_\_\_ be nominated as chairman". If the motion is seconded, the nomination is open for debate and public comments. After the close of public comments, a vote is taken and tallied. If elected, the new Chairman immediately takes over the meeting immediately. If the motion fails or if the nominee declines, a new nomination may be made and the process starts again.

The process is the same for the offices of Vice Chairman and Secretary.

**CITY OF NEWPORT BEACH  
HARBOR COMMISSION STAFF REPORT**

Agenda Item No. 3  
July 8, 2009

**TO:** HARBOR COMMISSION

**FROM:** Harbor Resources Division  
Chris Miller, Harbor Resources Manager  
(949) 644-3043 [cmiller@city.newport-beach.ca.us](mailto:cmiller@city.newport-beach.ca.us)

**SUBJECT:** Newport Bay Copper Reduction Project

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**ISSUE:**

The Harbor Commission will hear a presentation from Ray Heimstra of Coastkeeper about the upcoming Newport Bay Copper Reduction Project.

**RECOMMENDATION:**

The Harbor Commission is requested to:

1. Receive and file.

**PUBLIC NOTICE:**

This agenda item has been noticed according to the Ralph M. Brown Act (72 hours in advance of the public meetings at which the Harbor Commission considers the item). It was also posted on the City's website.

**ENVIRONMENTAL REVIEW**

The Harbor Commission's review of this agenda item does not require environmental review.  
Prepared by:

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Chris Miller  
Harbor Resources Manager