



# CITY OF NEWPORT BEACH CHARTER UPDATE COMMISSION AGENDA

Tuesday, February 2, 2010

2:00 p.m. to 4:30 p.m.

Council Chambers Conference Room - 3300 Newport Boulevard

## *Commission Members:*

Marian Bergeson, Chair

Rush Hill

Richard Luehrs

Dennis O'Neil

Karen Rhyne

Larry Tucker

Paul Watkins

## *Non-Voting Council Liaisons:*

Mayor Pro Tem Michael F. Henn

Mayor Keith D. Curry (alternate)

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### I. ROLL CALL

### II. WELCOME AND INTRODUCTIONS

### III. CHARTER UPDATE COMMISSION PURPOSE AND PROVISIONS TO BE REVIEWED

Review City Council's statement of purpose for the Commission and review list of Charter provisions which the Council wishes the Commission to review and provide recommendations on. Discuss whether there are other Charter provisions that should be reviewed.

- Attachment A: Commission Purpose
- Attachment B: List of Provisions

### IV. COMMISSION WORK PLAN

Review attached draft work plan; finalize meeting dates.

- Attachment C: Draft Work Plan

### V. PURPOSE OF A CITY CHARTER AND BACKGROUND RELATIVE TO NEWPORT BEACH BECOMING A CHARTER CITY

Review purpose of a City Charter and the specific background of City of Newport Beach Charter.

- Attachment D: Charter Background

The Charter Update Commission is subject to the Ralph M. Brown Act. Among other things, the Brown Act requires that the Commission's agenda be posted at least 72 hours in advance of each meeting and that the public be allowed to comment on agenda items before the Commission and items not on the agenda but are within the subject matter jurisdiction of the Commission. The Commission may limit public comments to a reasonable amount of time, generally either three (3) or five (5) minutes per person. Speakers are encouraged to identify themselves for the minutes.

*Please note:* The Commission staff may audiotape or videotape the meetings to assist in the preparation of the minutes. Any writings or documents provided to a majority of the Commission regarding any item on this agenda will be made available for public inspection in the City Clerk's Office located at 3300 Newport Boulevard during normal business hours. In addition, such writings and documents will be posted on the City's website at [www.newportbeachca.gov](http://www.newportbeachca.gov).

**VI. CHARTER SECTION DISCUSSIONS**

1. **VARIOUS CHARTER SECTIONS – GENDER REFERENCES.** Recommend to the City Council that Charter Sections 500, 501, 502, 503, 504, 602, 603, 605, 606, 607, 608, 609, 610, 611 and 704 be changed to reflect gender neutral language.
  - Attachment E: Staff Report
2. **CHARTER SECTION 414 – PUBLICATION OF ORDINANCES.** Recommend to the City Council that Charter Section 414 be removed and follow Government Code Section 36933.
  - Attachment F: Staff Report
3. **CHARTER SECTION 419 – PUBLICATION OF LEGAL NOTICES.** Recommend to the City Council that Charter Section 419 be removed and handle legal advertising as a contract or purchase agreement.
  - Attachment G: Staff Report
4. **CHARTER SECTION 501 – CITY MANAGER RESIDENCY REQUIREMENT.** Recommend to the City Council that Charter Section 501 be repealed due to its inconsistency with the California Constitution and to allow the City Council to determine in each recruitment the appropriate distance from City Hall that a particular City Manager may live.
  - Attachment H: Staff Report
5. **CHARTER SECTION 1005 – TIMING OF APPOINTMENT OF REDISTRICTING COMMITTEE.** Recommend to the City Council that Charter Section 1005 be amended so that it requires that the City Council appoint a committee to study and report on the advisability of redistricting the City every ten years after the completion of the national census and not every four years as presently provided.
  - Attachment I: Staff Report

**VII. PUBLIC COMMENTS**

- VIII. ADJOURNMENT – Adjourn to Tuesday, February 16, 2010, at 2:00 p.m. in the Council Chambers Conference Room.**