



# CITY OF NEWPORT BEACH CHARTER UPDATE COMMISSION AGENDA

Council Chambers - 3300 Newport Boulevard  
Tuesday, March 2, 2010 - 2:00 p.m.

## *Commission Members:*

Marian Bergeson, Chairwoman  
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. APPROVAL OF FEBRUARY 16, 2010 MEETING MINUTES

1. Waive reading of subject minutes, approve as written, and order filed.
  - Attachment A: Draft Minutes

### III. CHARTER SECTION DISCUSSIONS (COUNCIL-APPROVED PROVISIONS)

2. **CHARTER SECTION 420 – RESTRICTIONS ON LONG-TERM CONTRACTS AND LEASES.** Recommend to the City Council that Charter Section 420 be amended in order to extend any contract or lease term to 30 years from 25 years (Alternative 1).
  - Attachment B: Staff Report
3. **CHARTER SECTION 1107 – TAX LIMITS.** Recommend that the Charter Update Commission leave Charter Section 1107 unchanged since it is currently consistent with the California Constitution.
  - Attachment C: Staff Report

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).

4. **ARTICLE XIII OF THE CHARTER – FRANCHISE PROCEDURES.** Recommend to the City Council that Article XIII of the Charter be amended in order to streamline franchising procedures (Alternative 1).
  - Attachment D: Staff Report
5. **CHARTER SECTION 1404 – MISDEMEANOR PENALTIES.** Recommend to the City Council that Charter Section 1404 be updated to allow for flexibility in the establishment of misdemeanor penalties (Alternative 1).
  - Attachment E: Staff Report

**IV. COMMISSION WORK PLAN**

6. Receive an update on modifications to the Commission’s Work Plan authorized by the City Council and upcoming Commission topics for consideration.

**V. PUBLIC COMMENTS**

- VI. **ADJOURNMENT – Adjourn to Tuesday, March 16, 2010, at 2:00 p.m. in the Council Chambers.**