

CITY OF NEWPORT BEACH

Parks, Beaches & Recreation Commission
Regular Meeting
April 7, 2009 - 7pm

Convened 7:10pm

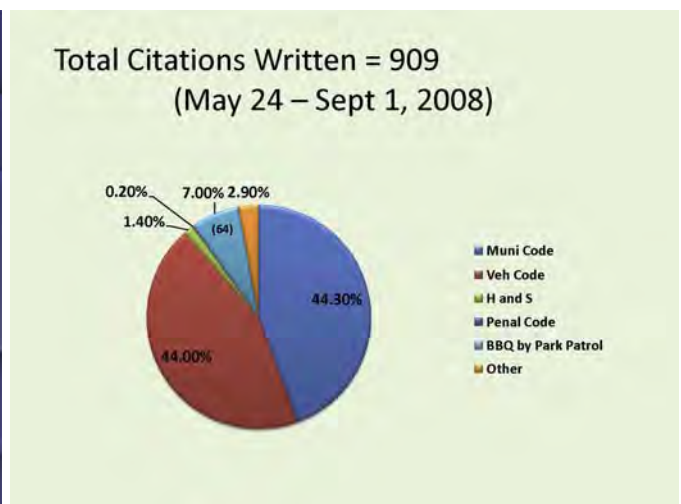
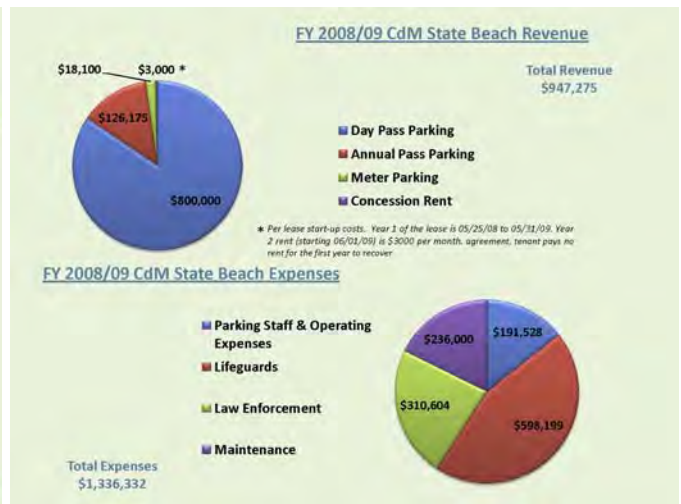
ROLL CALL

Present: Marie Marston, Chair
Tom Anderson
Tim Brown
Bill Garrett
Kathy Hamilton
Phillip Lugar
Greg Ruzicka

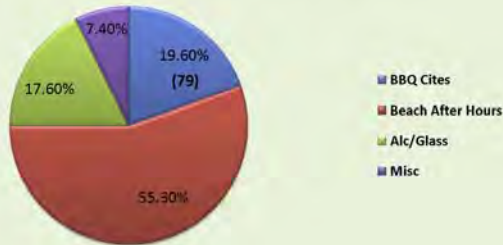
Staff: Laura Detweiler, Recreation & Senior Services Director
Mark Harmon, General Services Director
Sean Levin, Recreation Superintendent
Teri Craig, Admin Asst

CORONA DEL MAR STATE BEACH PRESENTATION

Captain Jim Kaminsky, Police Department along with Directors Detweiler and Harmon provided following PowerPoint presentation to the Commission.



Muni Code Citations Written = 403 (May 24 – Sept 1, 2008)



Total Citations Written = 909 (May 24 - Sept. 1, 2008)

Muni Code.....	403	44.30%
Vehicle Code.....	400	44.00%
Health and Safety Code (Narcotics).....	13	1.40%
Penal Code.....	2	0.20%
BBQ Cites by Park Patrol.....	64	7.00%
Other Misc.....	27	2.90%
Total.....	909	99.80%

Muni Code Citations Written = 403 (May 24 - Sept. 1, 2008)

BBQ.....	79	19.60%
After Hours on Beach.....	223	55.30%
Alcohol/glass on Beach.....	71	17.60%
Other Misc.....	30	7.40%
Total.....	403	99.90%

Total BBQ Cites for the period..... **143** **15.73% of Total**

Overtime Costs for BBQ Enforcement

- ✓ Overtime was conducted on Saturdays and Sundays from July 19 through September 1, 2008 (15 dates)
- ✓ Each overtime assignment consisted of an eight hour shift (120 Hours)
- ✓ Time and One Half rate per hour = \$71.84
- ✓ 120 Hours x \$71.84 = \$8,620.80

(Total overtime costs absorbed by Police Department Budget)



Discussion ensued regarding the need for enforcement of bbq's and the possibility of requesting additional hours for Park Patrol to provide support at the beach. Commission appointed the PBR Budget Sub-Committee to meet with staff to discuss solutions and their costs and to report back with a recommendation to the Commission at the meeting in May.

Director Detweiler introduced new Commissioner Tom Anderson.

Commissioner Anderson stated that he has lived in Newport Beach for over 22 years has a wife and two daughters. He noted that he has served on the Aviation, General Plan Update and the Centennial Committee. He went on to say that he is a youth sports advocate.

DIRECTOR COMMENTS

Director Detweiler stated that the Spring Egg Hunt went extremely well with over 3000 people in attendance. She also noted that the OASIS Groundbreaking was well attended. She stated that hazmat remediation would have to be completed before the demolition can begin.

Director Harmon stated that because his staff cleans the pits at the beach that sometimes have smoldering trash and caused a small fire in a 20 ton garbage truck at the transfer station at the City Yard.

He stated that Item 5 — Reforestation Request would be pulled from the agenda tonight and would return at a future meeting.

PUBLIC COMMENTS

None

CONSENT CALENDAR

1. **Minutes of the March 3, 2009.** Receive/file March 3, 2009 minutes.
2. **Parks & Operations Division Activity Report.** Receive/file monthly Activity Report for activities and upcoming projects.
3. **Recreation & Senior Services Activity Report.** Receive/file monthly Activity Report for activities and upcoming projects.

Motion by Commissioner Ruzicka to accept items 1-3 of the consent calendar. Motion carried by acclamation.

OLD/NEW BUSINESS

4. **Castaways Park Flagpole.** Director Harmon reported that a letter had been mailed to all residents within 600 feet from the park border to approximately 28 homes. He stated that he had received one response which was very supportive.

Chair Marston opened the public discussion.

Brett Williamson stated that his home would be the closest one to the flag. He noted that he had 3 concerns:

1. That people would congregate at the flag between 11pm and 2am – he said even without the light there are people and with the light it would become more acute.
2. That the light would be a nuisance and would become an irritant within his household.
3. That the light would detract from the view. He noted that the statue is very prominent and does not need a flag with a light.

Chair Marston closed the public discussion.

Director Harmon stated that the wattage of the bulb should not project at homes and has a very subtle light.

Commissioner Brown stated that if this becomes an issue once it is installed then they should contact the Commission again.

Motion by Commissioner Garrett to direct staff to begin discussion with donors regarding possible funding, once a donor has been identified that the flagpole and light should be installed. Motion carried by acclamation.

5. **Reforestation Request.** Director Harmon stated that this item had been removed.
6. **Reforestation Request.** Director Harmon stated that at the December Commission meeting that Broadmoor Hills Community Association had requested the reforestation of 12 trees but had neglected to include this ficus tree at 2706 Lighthouse Lane. However staff does not support this opinion and therefore has submitted this tree as a separate reforestation request.

Discussion ensued regarding the health of the trees.

Chair Marston opened the public discussion

Jan Vandersloot stated that he agrees that this request probably meets the requirements of the G-1 Policy but it seems that here is a perfectly healthy tree and not causing any problems and that the only reason for removing is that it is the wrong tree in the wrong location. He went on to say that he believes that with reasoning like that could be applicable to almost any tree in the City if someone does not want the tree. He stated that the Commission will approve the removal of this only because it is connected to the already larger approved reforestation. He stated that the criteria for reforestation is too loose and urged the Commission to review the policy.

Chair Marston closed the public discussion

Director Harmon stated that the Commission has already approved the reforestation and that this should be approved as well.

Commissioner Lugar asked why this request even comes before the Commission if it is already approved before the Commission reviews it.

Commissioner Brown stated that it is the responsibility of the Commission to confirm that the requirements are met.

Motion by Commissioner Brown to approve the reforestation of one ficus tree at 2706 Lighthouse Lane. Motion carried by the following vote:

Ayes: Anderson, Brown, Garrett, Hamilton, Marston
Abstain: Lugar, Ruzicka

7. **Appeal for Tree Removal denied at 501 ½ Narcissus Avenue.** Director Harmon stated that staff had denied this request and that the owner is requesting an appeal before the Commission. He stated that staff had inspected the Cajeput tree and that it did not meet the criteria for removal in accordance with the G-1 Policy. He went on to say that the policy requires, “a repeated history of damaging public or private sewers” and is “dead, diseased, dying or hazardous and presents a liability to the City,” in order for a City tree to be eligible for removal. These findings by arborists John Conway, Dan Sereno and Kevin Pekar were forwarded to the City Manager who concurred in the determination.

Chair Marston opened the public discussion

Barbara Edwards stated that she has been having trouble with this tree and has been sending letters requesting removal since 1997 and before. She stated that the City has no records before 1997. She stated that she has had damage since 1998. Last year she had her plumber video tape the sewer lateral to find the cause.

Director Harmon stated that Urban Forester John Conway believes that the video show that the root problem is not from this particular tree but from another one farther away from this location.

Jan Vandersloot urged that the Commission reaffirm the denial of the removal of the tree. He stated that it clearly does not meet the requirements to remove and that the tree should remain as it is.

Chair Marston closed the public discussion

Motion by Commissioner Ruzicka to deny the appeal for removal of one City Cajeput parkway street tree at 501½ Narcissus Avenue. Motion carried by acclamation.

COMMITTEE REPORTS -

Parks – Commissioner Brown stated that he and Commissioners Marston & Lugar had toured the site for the future City Hall and Park. He stated that the Committee had addressed the following concerns:

- That there did not seem to be enough acreage for a dog park
- Lack of parking at the upper parcel of land
- Keeping the dog park clean and maintained
- That the lawn area be inviting and consistent with the design parameters.

RSS – Commissioner Brown stated that the residents and volleyball players at China Cove have come to a consensus regarding hours and that it is in the hands of the players to submit an application for placement of the court.

AD- Hoc

–Youth Sports Liaison – Nothing to report

–Community Services Award – Nothing to Report.

–Budget– Commissioner Garrett stated that staff had provided a presentation on the budget for the Recreation & Senior Services Department and that they would present it to the entire Commission next month.

Other

–Marina Park – Superintendent Levin stated that the EIR is currently in progress.

FUTURE AGENDA ITEMS

- Park Patrol Hours – Budget & Ordinance Change
- FY 2009/10 Recreation & senior Services Budget Presentation

ADJOURNED - 9:25pm

Submitted by: _____
Teri Craig, Admin Assistant