



CITY OF NEWPORT BEACH TIDELANDS MANAGEMENT COMMITTEE AGENDA

Civic Center Community Room - 100 Civic Center Drive,
Newport Beach, CA 92660

July 17, 2014 - 4:00 PM

Tidelands Management Committee - Council Members:

Mike Henn - Chair Nancy Gardner Ed Selich

Citizens Advisory Panel:

Linda Beimfohr Paul Blank John Corrough
Jamshed Dastur John Keating Don Lawrenz

Staff Members:

Dave Kiff Michael Torres
Chris Miller Shannon Levin

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- (1) **CALL MEETING TO ORDER - Welcome and Introductions**
 - (2) **ROLL CALL**
 - (3) **PUBLIC COMMENTS**

Public comments are invited on agenda and non-agenda items generally considered to be within the subject matter jurisdiction of the Finance Committee. Speakers must limit comments to 3 minutes. Before speaking, we invite, but do not require, you to state your name for the record. The Finance Committee has the discretion to extend or shorten the speakers' time limit on agenda or non-agenda items, provided the time limit adjustment is applied equally to all speakers. As a courtesy, please turn cell phones off or set them in the silent mode.

- (4) **APPROVAL OF MINUTES**

May 29, 2014

- (5) **ON-GOING BUSINESS**

A. **ANNOUNCEMENT**

Vacancy of Citizens Advisory Panel position. Application period open until July 24.

B. **Recap of Harbor Commission Agenda Action Items during Previous Three Months**

Receive and file attached report. Provide comment as needed.

C. **Tidelands Capital Plan**

Receive and file Plan. Provide comments as needed.

- (6) **CURRENT BUSINESS**

A. **California Coastal Commission Draft Sea Level Rise Policy Guidance – Staff Update**

Staff will update the Committee on the status of the Coastal Commission's report.

B. **Mariner's Mile Walkway – Review of Conceptual Plans from 2004**

Staff will review the conceptual plan developed in 2004 concerning the pedestrian walkway along the waterfront in the Mariner's Mile area.

C. **General Discussion of Derelict Vessels, Moorings and Related Topics**

Staff will present an overview of the moorings in Newport Harbor including derelict vessels, mooring management, live-aboards and more.

D. Public Pier Improvements

Staff will review the improvements currently underway for most of the public piers.

(7) ROUNDTABLE OR ADDITIONAL PUBLIC COMMENTS

(8) COMMITTEE ANNOUNCEMENTS OR MATTERS WHICH MEMBERS WOULD LIKE PLACED ON A FUTURE AGENDA FOR DISCUSSION, ACTION OR REPORT (NON-DISCUSSION ITEM)

A. Balboa Island Bulkheads - Update

(9) DATE AND TIME FOR NEXT MEETING:

To be determined.

(10) ADJOURNMENT

This Tidelands Management Committee is subject to the Ralph M. Brown Act. Among other things, the Brown Act requires that the Tidelands Management Committee's agenda be posted at least seventy-two (72) hours in advance of each regular meeting and that the public be allowed to comment on agenda items before the Tidelands Management Committee and items not on the agenda but are within the subject matter jurisdiction of the Tidelands Management Committee. The Tidelands Management Committee may limit public comments to a reasonable amount of time, generally three (3) minutes per person.

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. If requested, this agenda will be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Please contact the City Clerk's Office at least forty-eight (48) hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible at (949) 644-3005 or cityclerk@newportbeachca.gov.



NEWPORT BEACH

ITEM TITLE: May 29, 2014

ATTACHMENTS:

Description

[May 29, 2014 Draft Meeting Minutes](#)

1. **The meeting was called to order at 3:30 p.m. by Council Member Henn.**
 2. **Roll Call:** Council Members: Chair Mike Henn, Nancy Gardner, Ed Selich.
Citizen Advisory Members: John Corrough, Jamshed Dastur, Jack Keating, Jeff Herdman, Linda Beimfohr and Paul Blank
 3. **Public Comments on Non-Agenda Items**
None.
 4. **Minutes for April 23, 2014.** Jim Mosher commented that the seawall discussion should be properly memorialized to show the progression from step to step as time moves on.
 5. **On-Going Business**
 - A. ***Draft Seawall Policy – Discussion.*** Staff presented information on the Balboa Island seawall project planning process including reviewing the proposed tide gate and seawall improvements.
The proposed tide gate could be an inflatable or wicket gate that could protect the waterfront properties in the Harbor, however, the Peninsula may be susceptible still. Raising the height of first story floors remains the best option. Advantages and disadvantages of the tide gate were discussed including maintenance and total cost. Gardner mentioned that she and the Attorney’s Office have brought up the issue to the League of California Cities and the California Coastal Commission (“CCC”). Additionally the tide gate requires full investment whereas seawall repair and replacement can be done in a more piecemeal fashion. Dastur commented that a tide gate may take up to ten years to construct. Henn requested waiting five years before conducting a tide gate study.
Staff conducted outreach to Balboa Island residents and is soliciting feedback through the summer. Some discussion over materials, concrete vs. steel sheet pile, ensued. The Ferry landing continues to be an issue. A few options were also discussed concerning access to the City’s public piers on the island. Questions from the Balboa Island resident’s meeting included topics on funding and payment options, such as an assessment district.
 6. **Roundtable or Additional Public Comments**
None.
 7. **Committee Announcements / Future Agenda Items**
 - CCC Sea Level Rise Policy Update
 - Balboa Marina/TIC Update
 - Mariner’s Mile Walkway
 - Eelgrass Mitigation
 - Derelict Vessels
 8. Date and Time for Next Meeting: July 17, 4:00 pm.
 9. **Adjournment.**
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The agenda for May 29, 2014 Regular Meeting was posted on 5/22/14 at 10:03AM on the Civic Center Electronic Bulletin Board and Binder, and 5/22/14 at 9:56AM on the City’s website.



NEWPORT BEACH

ITEM TITLE: Recap of Harbor Commission Agenda Action Items during Previous Three Months

ITEM SUMMARY: Receive and file attached report. Provide comment as needed.

ATTACHMENTS:

Description

[Memo to TMC - Review of HC Items](#)



CITY OF NEWPORT BEACH

Public Works Department

Harbor Resources Division

MEMORANDUM

TO: Tidelands Management Committee
FROM: Chris Miller, Harbor Resources Manager *CM*
DATE: July 17, 2014
RE: **Quarterly Review of Harbor Commission Action Items**

The Harbor Commission took action on the following agenda items during the previous three months. Detailed meeting Minutes are available here:
<http://www.newportbeachca.gov/index.aspx?page=2201>

April 2014

1. Balboa Island – Base Flood Elevation and Sea Wall Height

Chief Building Official, Seimone Jurgis, gave a presentation on the Base Flood Elevation and the sea wall height as it pertains to FEMA's requirements for Balboa Island.

Action: The Commission received and filed the report.

2. Harbor Commission 2013-14 Goals and Objectives - Update

The Harbor Commission provided an update of the Commission's 2013-14 Goals and Objectives.

Action: The Commission received and filed the report.

3. Water Taxi Ad Hoc Committee Update

Commissioner West provided an update of the Ad Hoc Water Taxi Committee, and solicited input from the public and the Harbor Commission.

Action: The Commission received and filed the report.

4. Multiple Vessel Mooring System Ad Hoc Committee Update

Commissioner Avery provided an update of the Ad Hoc Multiple Vessel Mooring System Committee, and solicited input from the public and the Harbor Commission.

Action: The Commission received and filed the report.



CITY OF NEWPORT BEACH

Public Works Department

Harbor Resources Division

May 2014

1. Lower Castaways Park – Conceptual Review

The Harbor Commission subcommittee reviewed the current status of the Lower Castaways Park project. The subcommittee also asked the Commission to recommend that the conceptual project be forwarded to the City Council for Review.

Action: The Harbor Commission recommended that the conceptual plans for the Lower Castaways project be forwarded to the City Council for further review.

2. Multiple Vessel Mooring System Ad Hoc Committee Update and Review of Draft Report

Commissioner Avery presented a draft report for the proposed pilot Multiple Vessel Mooring System, and asked the Commission to recommend that the draft report be forwarded to the City Council for review.

Action: The Harbor Commission recommended that the draft report for the pilot Multiple Vessel Mooring System be forwarded to the City Council for further review.

3. Water Taxi Ad Hoc Committee Update

Commission West provided an update of the Water Taxi Ad Hoc Committee's progress, and solicited input from the public and the Harbor Commission.

Action: The Commission received and filed the report.

4. Harbor Lines and Vessel Overhang Subcommittee Update

Commissioner Rhyne provided an update of the Harbor Lines and Vessel Overhang subcommittee, and sought input and direction from the Harbor Commission.

Action: The Harbor Commission received and filed the report from the Harbor Lines and Vessel Overhang subcommittee, and recommended the subcommittee report their findings to the City Council at a later date.

June 2014

1. General Discussion of Moorings and Related Topics

Staff will present an overview of the moorings in Newport Harbor, including mooring management, derelict vessels, live-aboards and more.

Action: The Commission received and filed the report.

2. Water Taxi Ad Hoc Committee Update

Commissioner West provided an update of the Ad Hoc Water Taxi Committee, and solicited input from the public and the Harbor Commission.

Action: The Commission received and filed the report.



CITY OF NEWPORT BEACH

Public Works Department

Harbor Resources Division

3. Multiple Vessel Mooring System Ad Hoc Committee Update

Commissioner Avery provided an update of the Ad Hoc Multiple Vessel Mooring System Committee's presentation to Council on June 10, and solicited input from the public and the Harbor Commission.

Action: The Commission received and filed the report.

4. Grand Canal Update

Staff will present a brief overview of the upcoming projects in the Grand Canal (dredging, seawalls, bridge replacement).

Action: The Commission received and filed the report.



NEWPORT BEACH

ITEM TITLE: Tidelands Capital Plan

ITEM SUMMARY: Receive and file Plan. Provide comments as needed.

ATTACHMENTS:

Description

[5 Year Tidelands Capital Plan](#)

5 YEAR TIDELANDS CAPITAL PLAN

Updated July 2, 2014

Fiscal Year Ending	Project	Funding Source				HAMP GOAL	Harbor & Bay Element GOAL
		Harbor CAP Fund 240 - Estimate	Harbor CAP Fund 240 - Actual	Tidelands MAINT Fund 230 - Estimate	Tidelands MAINT Fund 230 - Actual		
2012	Rhine Channel Dredging	4,235,829	4,069,102			3	8,11,13
2012	Lower Bay Dredging Phase I	2,500,000	2,779,649			1,2,3	8,11,13
2012	Linda Isle City/County Dredging	-	30,730				
2012	Harbor Dredging	-	222				
2012	19th Street Tide Valve Replacement			-	7,538	¹	
2012	Balboa Island Bulkhead Assessment			-	188,798		
2012	Balboa Marina - New Public Dock			-	31		
2012	BYB Mooring Support Service Improvements			-	3,243		
2012	Balboa Yacht Basin (BYB) Facility Improvements			-	10,417		
2012	China Cove / Balboa Island Sand Management			-	19,450		
2012	Eel Grass Management			-	6,404		
2012	Ocean Pier Maintenance			-	101,075		
2012	Pearl Avenue South Bay Front Tidal Structures			-	9,230		
2012	RGP-54 Permit			-	76,135		
2012	Sediment Clean Up - Rhine Channel /Private Docks			-	56,676	¹	
	2012 Funding Totals	\$ 6,735,829	\$ 6,879,703	-	\$ 478,996		
2013	Lower Bay Dredging Phase II	2,300,000	2,419,576			1,2,3	8,11,13
2013	Rhine Channel Dredging	-	124,531				
2013	Balboa Island Bulkhead Assessment			500,000	142,329	2	1,6,9,13
2013	Balboa Marina - New Public Dock			125,000	1,448	¹ 1,2	1,2,5,6
2013	Balboa Yacht Basin (BYB) Facility Improvements			74,585	58,850	1,2	1,2,3,4,6
2013	Bay Beach Sand Management			300,000	34,186	1,3	1,5,6,9
2013	BYB Mooring Support Service Improvements			25,000	-	1,2	1,5,6
2013	Eelgrass Survey - Lower Harbor Shoreline			50,000	26,163	2,3	1,2,5,8,9
2013	Eelgrass Management			-	29,616		
2013	Mooring Field Realignment			25,000	-	1,2	1,2,5,6
2013	Tidegate Retrofit and Upgrades			700,000	147,655	2	8
2013	19th Street Tide Valve Replacement			-	85,453	¹	
2013	Vessel Waste Pumpout Station Replacement			20,000	14,935	¹ 1,2,3	1,2,6,8
2013	RGP-54 Permit			-	51,171	1	1,2,6,9,13
	2013 Funding Totals	\$ 2,300,000	\$ 2,544,107	\$ 1,819,585	\$ 591,805		
	Funding Totals	\$ 9,035,829	\$ 9,423,810	\$ 1,819,585	\$ 1,070,801		

- Notes:
1. Project funding from multiple sources. This amount represents Tidelands funding only.
 2. Does not include \$1.5 million in expenditures for County of Orange portion of dredging work.

5 YEAR TIDELANDS CAPITAL PLAN

Fiscal Year Ending	Project	Funding Source				HAMP GOAL	Harbor & Bay Element GOAL
		Harbor CAP Fund 240 - Estimate	Harbor CAP Fund 240 - Actual	Tidelands MAINT Fund 230 - Estimate	Tidelands MAINT Fund 230 - Actual		
2014	Harbor Bulkhead Maintenance			446,900	181,750	2	1,6,9,13
2014	Balboa Marina - New Public Dock	125,000			77,000		
2014	Bay Beach Sand Management			364,600	216,500		
2014	BYB Mooring Support Service Improvements			25,000	25,000		
2014	Dory Fleet Facility Rehabilitation			50,000	50,000		
2014	Eelgrass Management			1,500	1,500		
2014	Eelgrass Survey - Lower Harbor Shoreline			23,400	23,400		
2014	Harbor Piers Maintenance			400,000	10,600		
2014	Mooring Field Realignment			100,000	0		
2014	Ocean Piers Maintenance			600,000	100,000		
2014	RGP-54 Permit			494,200	466,020	1	1,2,6,9,13
2014	Tidegate Retrofit and Upgrades			640,000	13,000		
2014	Vessel Waste Pumpout Station Replacement			5,000	0		
	2014 Funding Totals	\$ 125,000	\$ -	\$ 3,150,600	\$ 1,164,770		
2015	Semeniuk Slough Dredging (15K-20K CY)			2,000,000		3	2,8
2015	Newport Pier Concession Bldg (Replacement)			1,200,000			
2015	Balboa Island Bulkhead Replacement (Design)	650,000				2	1,6,9,13
2015	Central Avenue Public Pier	400,000					
2015	2015 Tidelands Maintenance Projects			2,156,830			
	2015 Funding Totals	\$ 1,050,000	\$ -	\$ 5,356,830	\$ -		
2016	Balboa Island Bulkhead Replacement (Constr.)	20,000,000					
2016	Ocean Piers Maintenance			500,000			
2016	2016 Tidelands Maintenance Projects			1,000,000			
	2016 Funding Totals	\$ 20,000,000	\$ -	\$ 1,500,000	\$ -		
2017	Grand Canal Dredging	500,000				1,2	1,2,5,6,9,13
2017	2017 Tidelands Maintenance Projects			1,500,000			
	2017 Funding Totals	\$ 500,000	\$ -	\$ 1,500,000	\$ -		
2018	Ocean Piers Maintenance			500,000			
2018	Lower Castaways Development CEQA / Design			800,000		1,2	1,2,5,6,9,13
2018	2018 Tidelands Maintenance Projects			700,000			
	2018 Funding Totals	\$ -	\$ -	\$ 2,000,000	\$ -		
	FIVE YEAR FUNDING TOTAL	\$ 21,675,000	\$ -	\$ 13,507,430	\$ 1,164,770		

Notes: 3. Includes carryovers and unspent encumbrances from prior fiscal year.

List of Future Projects Not Included in 5 Year Plan

TIDELANDS PROJECTS AFTER 5 YEARS								
Est. Project Start FY	Project	Harbor CAP Fund	Funding Source				HAMP GOAL	Harbor & Bay Element GOAL
					Tidelands MAINT Fund	Tidelands MAINT Fund		
2017	Balboa Island Seawall Replacement	TBD					1,2	1,6,9,13
2017	Potential American Legion Seawall Repairs (TBD)	TBD						
2020	Future Lower Bay Dredging /Ongoing Maintenance	TBD					1,2	8,11,13
2020	Lower Castaways Development	TBD					1	1,2,3,5,6,9
2021	West Newport Channel Dredging	TBD					1,2,3	8,11,13
2021	Mariner's Mile Walkway	TBD						
2030	Future Upper Bay Dredging	TBD					2,3	7,8

TIDELANDS PROGRAMS								
Est. Project Start FY	Project	Harbor CAP Fund	Funding Source				HAMP GOAL	Harbor & Bay Element GOAL
					Tidelands MAINT Fund	Tidelands MAINT Fund		
Ongoing	Water Quality	TBD					3	7,8
Ongoing	Habitat Restoration	TBD					3	7,8