



CITY OF NEWPORT BEACH PARKS, BEACHES AND RECREATION COMMISSION AGENDA

Council Chambers - 100 Civic Center Drive, Newport Beach, CA 92660

Tuesday, February 2, 2016 - 6:00 PM

Parks, Beaches and Recreation Commission Members:

Walt Howald, Chair
Marie Marston, Vice Chair
Tom Anderson, Commissioner
Ron Cole, Commissioner
Roy Englebrecht, Commissioner
Kathy Hamilton, Commissioner
Laird Hayes, Commissioner

Staff Members:

Laura Detweiler, Recreation & Senior Services Director
Mike Pisani, Municipal Operations Director
Sean Levin, Recreation & Senior Services Deputy Director
Dan Sereno, Landscape Manager
Teri Craig, Administrative Support Specialist

The Parks, Beaches and Recreation Commission is subject to the Ralph M. Brown Act. Among other things, the Brown Act requires that the Parks, Beaches and Recreation Commission 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 Commission and items not on the agenda but are within the subject matter jurisdiction of the Parks, Beaches and Recreation Commission. The Chair 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") The City of Newport Beach's goal is 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, we will attempt to accommodate you in every reasonable manner. Please contact the Recreation Department 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) 644-3158 or recreation@newportbeachca.gov.

NOTICE REGARDING PRESENTATIONS REQUIRING USE OF CITY EQUIPMENT

Any presentation requiring the use of the City of Newport Beach's equipment must be submitted to the Recreation Department 24 hours prior to the scheduled meeting.

- I. **CONVENE MEETING OF THE PARKS BEACHES & RECREATION COMMISSION TO ORDER.**
- II. **ROLL CALL**
- III. **PUBLIC COMMENTS ON CONSENT CALENDAR**

Public comments are invited on agenda items. Speakers must limit comments to three (3) minutes. The City provides a yellow sign-in card to assist in the preparation of the minutes. Before speaking, we invite, but do not require, you to state your name for the record. The PB&R Commission has the discretion to extend or shorten the speakers' time limit on 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.

IV. CONSENT CALENDAR

All matters listed under CONSENT CALENDAR IV-A through IV-F are considered to be routine and will all be enacted by one motion in the form listed below. The PB&R Commission Members have received detailed staff reports on each of the items recommending an action. There will be no separate discussion of these items prior to the time the PB&R Commission votes on the motion unless members of the Commission request specific items to be discussed and/or removed from the Consent Calendar for separate action. Members of the public who wish to discuss a Consent Calendar item should come forward to the lectern upon invitation by the Chair.

A. Minutes of the November 3, 2015 PB&R Commission

Waive reading of subject minutes, approve and order filed.

[ITEM IV-A \(DRAFT MINUTES\)](#)

B. Parks & Operations Division Activity Report.

Receive/file Activity Report.

[ITEM IV-B \(PARKS & TREES ACTIVITY\)](#)

C. Recreation & Seniors Services Activity Report.

Receive/file Activity Report of past and upcoming projects and events.

[ITEM IV-C \(RSS ACTIVITY REPORT\)](#)

D. Tree Donation - Castaways Park

Approve tree donation by Linda Beimfohr at Castaways Park for Alan T. Beimfohr.

[ITEM IV-D \(TREE DONATION - CASTAWAYS\)](#)

E. Bench Donation - Mariners Park

Approve bench donation by Lizzy McNeill at Mariners Park for Allister McNeill.

[ITEM IV-E \(BENCH DONATION MARINERS PARK\)](#)

F. Bench Donation - Mariners Park

Approve bench donation by Jim Stowell at Mariners Park for Zach Cornwell.

[ITEM IV-F \(BENCH DONATION MARINERS PARK\)](#)

V. CURRENT BUSINESS

A. Drought Update - Powerpoint Presentation

For Information only.

B. Follow-Up to Denial of Tree Removal Request - 901 Chestnut Place

Consider staff's recommendation to deny request of Dan & Katherine Heinflied to remove one City Eucalyptus tree at 901 Chesnut Place.

[ITEM V-B \(TREE REMOVAL DENIAL\)](#)

C. Request by the Newport Harbor Baseball Association (NHBA) to Install One Bullpen at Mariners Park on Baseball Field #1.

That the PB&R Commission consider staff's recommendation to approve the request by Newport Harbor Baseball Association (NHBA) to install one (1) bullpen at Mariners Park on baseball field #1, a dedicatory plaque donated by NHBA consistent with Council Policy B-17, and waive the 10% maintenance fee for the bullpen area. Installation would be contingent upon NHBA obtaining all necessary City of Newport Beach Community Development Department permits prior to construction.

[ITEM V-C \(NHBA BULLPEN AT MARINERS PARK\)](#)

VI ANNOUNCEMENTS / FUTURE AGENDA ITEMS

PB&R Commission / staff announcements / Ad Hoc Committee updates or matters which members would like placed on a future agenda for discussion, action or report (non-discussion item).

VII. PUBLIC COMMENTS ON NON-AGENDA ITEMS

Public comments are invited on non-agenda items generally considered to be within the subject matter jurisdiction of the PB&R Commission. Speakers must limit comments to three (3) minutes. Before speaking, we invite, but do not require, you to state your name for the record. The PB&R Commission 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.

VIII. ADJOURNMENT

CITY OF NEWPORT BEACH

Parks, Beaches & Recreation Commission Regular Meeting November 3, 2015 – 6:00 PM

1) CONVENE MEETING OF THE PARKS BEACHES & RECREATION COMMISSION TO ORDER – 6:01 PM

2) ROLL CALL

Present: Walt Howald, Chair
Marie Marston, Vice Chair
Tom Anderson
Ron Cole
Roy Englebrecht
Laird Hayes

Absent: Kathy Hamilton

Staff: Laura Detweiler, Recreation & Senior Services Director
Mike Pisani, Municipal Operations Director - Maintenance
Dan Sereno, Landscape Manager
Sean Levin, Recreation & Senior Services Deputy Director
Matt Dingwall, Recreation Supervisor
Teri Craig, Administrative Support Specialist

3) COMMUNITY SERVICE AWARD - DARREN BRILHART

Recreation Supervisor Matt Dingwall spoke regarding Darren Brillhart's work and efforts in putting together a major, yearly surfing event for the City for the past 27 years.

Chair Howald presented Darren Brillhart with the *Community Service Award* in acknowledgement and appreciation of his efforts.

Mr. Brillhart provided information regarding the history of the surf contest including the addition of a pro element to same, and thanked the City for the honor.

4) NOTICE TO THE PUBLIC

5) CONSENT CALENDAR

A. Minutes of the October 6, 2015 meeting.

Recommendation: Waive reading of subject minutes, approve and order filed.

B. Pulled by Chair Howald

C. Recreation & Seniors Services Activity Report.

Recommendation: Receive/file Activity Report of past and upcoming projects and events.

D. Tree Donation - Ensign View Park

Recommendation: Approve tree donation by Arbor Real Estate at Ensign View Park.

E. Pulled by Chair Howald

Chair Howald opened the public comments; seeing none, the public comments were closed

Motion by Commissioner Englebrecht, second by Vice Chair Marston, to accept Consent Calendar Items No. 5A, 5C and 5D. Motion carries unanimously, with Commissioner Hamilton, absent.

B. Parks & Operations Division Activity Report.

Recommendation: Receive/file Activity Report.

Chair Howald referenced the removal of 42 City trees, 33 of which were on Poppy Avenue. Staff affirmed Chair Howald's statement noting that within the course of the year, the City plans to plant 500 trees.

Discussion followed regarding special circumstances relative to the removal of trees on Poppy.

Director Pisani provided an update on the Poppy Avenue tree removal project, including an upcoming community meeting and the inclusion of a reforestation plan and removal of sidewalks to allow for wider parkways. Examples of potential replacement trees will be provided and the community will have the opportunity to comment on same. An update will be provided to the PB&R Commission at a future meeting, after the plan is better-defined. The original trees on Poppy Avenue have been removed and addressed the next steps.

E. Tree Donation - Grant Howald Park

Recommendation: Approve tree donation in memory of Geri Mooney by Gael Mooney at Grant Howald Park.

Chair Howald asked regarding staff to provide a brief history of the person for which a tree is dedicated. Staff stated that it will be provided, going forward.

Chair Howald opened the public comments.

Jim Mosher commented on the donor's request to plant two specific species of trees. He reported that the Commission is being asked to approve a different species and questioned the rationale.

Manager Sereno explained that Park Supervisor Paul Ramirez is in charge of the donation program and reported that the species that were requested did not fit in well with the location. He added that the African Tulip tree was suggested and accepted by the donor and will fit in better with the location. The matter was discussed with the donor, who accepted the suggestion.

Chair Howald closed the public comments.

Motion by Commissioner Cole, second by Commissioner Hayes, to approve Consent Calendar Items No. 5B and 5E. Motion carries unanimously, with Commissioner Hamilton, absent.

6) CURRENT / NEW BUSINESS – Staff Report

A. Tree Removal Denial - 901 Chestnut Place

Recommendation: Consider staff's recommendation to deny request of Dan & Katherine Heinfeld to remove one City Eucalyptus tree at 901 Chestnut Place.

Director Pisani provided details of the staff report addressing location, value and age of the existing tree, a prior claim for damages caused by the tree by the applicants, subsequent actions by City staff, the City's G-1 policy, and conditions under which trees may be removed. He commented on City actions to mitigate damage from the specific tree, an arborist report submitted by the applicant, staff findings and recommendations.

Discussion followed regarding additional stress placed on trees by excess trimming, conflicting claims between the applicant's arborist and staff, the possibility of getting an independent arborist to evaluate the tree, expiration of the applicant's original claim, the need to comply with the G-1 policy, the City's liability in terms of trees causing damages to private property and the need for additional information regarding the specific tree.

Chair Howald requested a report from staff, at a future meeting, regarding the City's claim process.

Chair Howald opened the public comments.

Dan Heinfeld, applicant, provided a brief PowerPoint presentation addressing his prior claim for damages and trimming of the tree. He referenced his application for removal of the tree, actions related to his original claim before expiration of the claim, trimming and pruning, and listed his expectations regarding the tree. Additionally, he addressed the damage caused by the tree including heavy debris drop and concerns about the health of the tree. He referenced letters from neighbors in support of his request.

Alexandra Montgomery spoke in opposition to removing the tree.

Jim Mosher agreed that the Commission should weigh in on retaining a healthy tree rather than removing it. He commented on noticing problems including notification of the HOA and on the City's liability when a City tree causes private property damage. Additionally, he suggested that the City provide comments from the Risk Manager relative to the City's liability.

Chair Howald closed the public comments.

Discussion followed regarding a prior action relative to a fatal accident on Irvine Boulevard, the removal of other City trees and the latest pruning of the tree.

Mr. Heinfield stated that in 2011, other trees in the area were trimmed but the subject tree was not.

Ensuing discussion pertained to dealing with structural damage versus the tree being a nuisance, and having the City arborist evaluate the tree.

Discussion followed regarding the process for obtaining an independent arborist, the tree valuation process and no requirement for noticing homeowner associations on removal of standard trees.

Motion by Commissioner Marston, second by Commissioner Cole, to continue item to allow for the evaluation of the subject tree by an independent arborist. Motion carries by the following roll call vote:

Ayes: Commissioner Cole, Commissioner Englebrecht, Chair Howald,
Nays: Commissioner Anderson and Hayes,
Absent: Commissioner Hamilton, absent.

B. Special Tree Removal - 431 Santa Ana Avenue

Recommendation: Consider staff's recommendation to remove one Special City Eucalyptus - Neighborhood tree from Joseph Smith at 431 Santa Ana Avenue; if approved tree will not be replaced at this location, instead a 36" box tree will be planted elsewhere in the community.

Manager Sereno provided details of the staff report addressing location, existing conditions, tree maintenance, damage of the trees by Southern California Edison over the years and staff findings. He corrected the staff report noting that staff is recommending a tree replacement, but not at the subject site.

Discussion followed regarding Southern California Edison pruning of specific trees.

Chair Howald opened the public comments; Seeing none, the public comments were closed.

Motion by Commissioner Hayes, second by Commissioner Anderson, to remove one Special City Eucalyptus - Neighborhood tree from Joseph Smith at 431 Santa Ana

Avenue; if approved tree will not be replaced at this location, instead a 36" box tree will be planted elsewhere in the community. Motion carries by the following vote:

Ayes: Commissioner Anderson, Commissioner Cole, Commissioner Englebrecht,
Commissioner Hayes, Commissioner Howald, Commissioner Marston

Absent: Commissioner Hamilton, absent.

C. Special Tree Removal - 1700 Starlight Circle

Recommendation: Consider staff's recommendation to remove one Special City Eucalyptus Tree - Neighborhood tree located at 1700 Starlight Circle; if approved tree will be replaced with same type and location.

Landscape Manager Sereno presented details of the staff report addressing location, details of the request, existing conditions, sidewalk damage, challenges to making the necessary improvements without removing the tree, findings and recommendations. He added that staff recommends replacement with the same species and involvement of the appropriate property owner.

Chair Howald opened the public comments.

Jim Mosher expressed confusion regarding whether a replacement tree will be planted at the same location or a different one. He then asked whether a new, smaller tree will be planted in the same place after improvements are made.

Manager Sereno explained that the tree to be removed will be replaced with another tree at the same location and another tree will be planted at 1700 Starlight Circle, of the same variety.

Chair Howald closed the public comments.

Motion by Commissioner Englebrecht, second by Commissioner Marston, to remove one Special City Eucalyptus Tree - Neighborhood tree located at 1700 Starlight Circle; tree will be replaced with same species type and at same location. Motion carries by the following vote:

Ayes: Commissioner Cole, Commissioner Englebrecht, Commissioner Hayes,
Commissioner Howald, Commissioner Marston

Abstain: Commissioner Anderson, abstaining

Absent: Commissioner Hamilton, absent.

D. Relocation Bench Donation - Buena Vista Blvd & West Edgewater Avenue

Recommendation: Consider request of Paul McDonough to relocate an existing bench from the corner of Lindo Avenue at West Edgewater Blvd. to the end of Buena Vista Blvd at West Edgewater Avenue; if approved Paul McDonough will incur the costs of relocating bench and plaque.

Director Pisani presented details of the staff report. He addressed the request, relocation of an existing bench, willingness of the applicant to fund the relocation of the bench and notification of adjacent residents and original donor of the bench.

Discussion followed regarding staff recommendations, why the original location was chosen, related policies, accessibility issues with the new location and the potential of roots of the nearby tree damaging it or the bench.

Chair Howald opened the public comments.

Lisa Scorziell referenced a handout that she submitted for distribution and spoke in opposition to relocating the bench. She reported that Mr. McDonough is not the real party of interest nor the actual homeowner and lacks standing for this request. She stated she is the homeowner adjacent to the proposed relocation site and expressed concerns with reduced privacy. In terms of Mr. McDonough's claim that relocating the bench will provide for a better view, she noted that this claim is subjective and his opinion. Additionally, she stated that the original donor and others feel that the current location is best. Currently there is a view of the park and the water and the movement of the bench would provide only a view of the water. She reported that the bench was there when the applicant moved to the property and that relocating it would reduce her privacy. She reported that the functionality of the bench would be lessened with its removal and addressed public access and additional public benches in the area. She urged the Commission to deny the public bench relocation request and submitted two signed letters from nearby property owners in opposition to the proposed project.

Mr. Scorziell addressed the locations of other benches on Edgewater. He added that roots from the nearby tree will affect access to the bench and reduce accessibility to the nearby park.

Paul McDonough thanked the Commission and staff and deferred to the property owner of the home.

Carolyn Stockton, property owner at 350 Buena Vista, reported that when she moved in that there was no bench at that location. When the case was originally heard, there was no noticing done nor impact studies. She referenced to Council Policy G-5 which was in effect at the time and reported that noticing was never done. She expressed concerns with impacts to her privacy.

Mr. McDonough addressed lack of privacy, after-hour violations, and alcohol consumption and noted that the area is not supervised. He added that if staff's recommended relocation is not satisfactory, there are alternative locations, on the peninsula, for the bench.

Ms. Stockton opined that the view is better from the proposed location and asked that the Commission approve the request.

Tom Kupfrian stated that his wife's family donated the bench, referenced a letter submitted by her and asked that the Commission maintain the bench where it is currently located. He added that it had been a special place for his wife's sister, Cora, and commented on the loss of view of the park if the bench is relocated.

In response to Chair Howald's inquiry, Mrs. Kupfrian reported that the bench was donated in 2002 and noted that neighbors had been in attendance when the matter was originally heard, and reported there were no objections at that time.

Mary Fletcher reported that moving the bench will add a burden to the homeowner near the new location. She spoke in opposition to relocating the bench.

Jim Mosher addressed the current and proposed locations and commented on the original subdivision of the area. He reported that the map presented by staff is out of date, addressed the public area and commented on Council's actions regarding same without involving the PB&R Commission.

Chair Howald closed the public comments.

Discussion followed regarding the park and current view, loss of park view with the relocation of the bench, whether it is a City park, maintenance and the length of time the bench has been in its present location.

Motion by Commissioner Englebrecht, second by Commissioner Cole, to deny the request of Paul McDonough to relocate the existing bench from the corner of Lindo Avenue at West Edgewater Boulevard to the end of Buena Vista Boulevard at West Edgewater Avenue. Motion carries by the following vote:

Ayes: Commissioner Anderson, Commissioner Cole, Commissioner Englebrecht,
Commissioner Hayes, Commissioner Howald, Commissioner Marston
Absent: Commissioner Hamilton, absent.

**7) PARKS, BEACHES & RECREATION COMMISSION / STAFF
ANNOUNCEMENTS, AD HOC UPDATES OR MATTERS WHICH
MEMBERS WOULD LIKE PLACED ON A FUTURE AGENDA FOR
DISCUSSION, ACTION OR REPORT (NON-DISCUSSION ITEM)**

Director Detweiler provided a summary of promotions, and lateral transfers to the Recreation Department in relation to the opening of Marina Park. She addressed the Movies-in-the-Park events, and reminded the Commission of the Marina Park Grand Opening on December 5, 2015, at 10 a.m.

Chair Howald commented on the Coral tree at Ensign and Director Pisani reported that a replacement tree was planted yesterday as the original replacement tree was damaged upon delivery. There were no additional costs, and he noted that the City appreciates the community for donating it.

Discussion ensued regarding the City not meeting its water conservation goals and the Commissioner questioned staff about the grass in front of City Hall and parks.

Director Pisani reported that the grass in front of the Civic Center was damaged during an event and will be reseeded later in the year. He addressed cuts in irrigation in specific areas of the City.

Discussion followed regarding City parks that use reclaimed water.

Chair Howald requested an update on the City's water-conservation efforts, on a future agenda.

Commissioner Hayes commended the City for the landscaping work on Dover Drive.

8) PUBLIC COMMENTS ON NON-AGENDA ITEMS - None

9) ADJOURNMENT – 7:45 PM

Submitted by: _____
Teri Craig, Admin Assistant

Approved by: _____
Walt Howald, Chair

DRAFT



== CITY OF ==

NEWPORT BEACH

PB&R Commission Staff Report

Agenda Item No. **IV-B**
February 2, 2016

TO: Parks, Beaches & Recreation Commission

FROM: Municipal Operations Department
Mike Pisani, Municipal Operations Department Director
949 644-3055, mpisani@newportbeachca.gov

TITLE: October, November, and December Activities Report – Parks and Trees, and Beach Maintenance Divisions

PARKS MAINTENANCE:

Parks Enhancements

Last year, the Landscape Division re-landscaped Cliff Drive Park with drought tolerant plants. These plants have thrived since their installation. Recently, this park received four new picnic tables which were donated in memory of loved ones. With these added amenities, area residents and visitors will be enjoying the park for years to come.



In November, Park Maintenance crewmembers replaced high water use turf with drought tolerant plants at Galaxy Park. Park Maintenance staff will continue to identify additional projects throughout the City where the transition to drought-friendly vegetation will provide the greatest benefit to the community.



Newport Boulevard

The Landscape Division recently completed a landscape project on Newport Boulevard just south of the City's border at Industrial Way, adjacent to the City's Corporate Yard. The project consisted of removing plant material, such as large Acacia shrubs. Where possible, some of the shrubs were lifted and shaped into tree-forms. In the near future, the barren areas will be planted with a drought-tolerant groundcover.

Before



After



Arroyo Trail Clean Up

Last month, the Landscape Division completed an extensive clean-up and clearing of the 0.61 mile trail connecting Arroyo Park and Bonita Canyon Sports Park. Many people do not know of this trail, but it is frequently utilized by hikers and mountain bikers - the surroundings provide visitors a glimpse of a California Native Sage Scrub environment within an urban setting.



Bayside Drive Monument Sign Planting

Recently, Landscape Division staff coordinated with City contractors on an enhancement to the landscape surrounding the City monument sign at the corner of Bayside Drive and Jamboree Road. The focal monument sits directly across from the entrance to Balboa Island. The planting, which replaced dated and overgrown vegetation, utilized a drought-tolerant and colorful mix of succulents and shrubs. Moreover, plant materials were selected with consideration to the heavy shade that this planter receives due its northern exposure, as well as being under the canopy of existing Tipuana Trees. Both residents and visitors heading to Balboa Island are certain to take notice of this newly brightened corner!



TREES:

As part of the City's overall grid and annual trimming schedule, the City's tree service contractor pruned trees within the Fashion Island, Corona del Mar, and Balboa Peninsula areas. Additionally, pruning has occurred at various Ficus and Palm trees locations.

<i>Month of:</i>	<i>Trees Trimmed:</i>	<i>Trees Removed:</i>	<i>Trees Planted:</i>
October	2,347	100	12
November	1,471	74	32
December	1,797	82	22

Ensign View Park Coral Tree Planting

A new Coral tree was planted at Ensign View Park to replace the iconic Special Coral tree that failed in September. Unfortunately, during the planting of the tree on October 26 the 60" box specimen was damaged. The ceremony continued and the tree was set but not planted. On November 2, a replacement tree was planted. The ceremony was attended by Mayor Edward Selich, Council Member Tony Petros, Assistant City Manager Carol Jacobs, Municipal Operations Director Mike Pisani, Landscape Manager Dan Sereno, and City Arborist John Conway, as well as many neighbors and community members. Arbor Real Estate donated the tree and a plaque will be installed in recognition of their donation.



Emergency Tree Removal

On November 14, 2015, an emergency removal of a City Special Desert Gum tree was performed in order to protect private property and the public. The Desert Gum tree was located at 545 Hazel Drive, on the Poppy Avenue side. The tree was leaning toward the private property and was in severe decline. Great Scott Tree Services, the City's tree service provider, responded to the incident. The Landscape Division will replace the Special Tree with a Magnolia Little Gem tree.

BEACH MAINTENANCE:

High Tide and El Nino Update

Over the past two months, MOD Crews have been preparing for the predicted El Niño storms this season. Activities included building of sand berms along Balboa Pier area, and distributing sandbags to residents. To date, over 3,000 sandbags have been picked up from the Corporation Yard.



In November, crews installed 1,000 feet of wind fencing along 49 street ends on the boardwalk and around the piers to prevent windblown sand from going onto the sidewalk and entering the streets. A log boom was also installed at the Newport Aquatic Center to collect debris that flows down San Diego Creek during winter rains. Crews will remove the debris from the log boom as necessary.



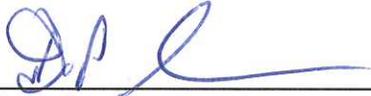
A large amount of debris from upstream locations of the Santa Ana River started accumulating on the beaches on the western end of the City, from 54th Street to the Santa Ana River jetty. MOD crews continue to clean up from the first significant steady rainfall this season.



Mid-November, Newport Beach experienced its first windstorm of the season - sustained winds of 25 MPH occurred, with gusts of 45 MPH. This caused sand along the beach to be blown onto the piers, boardwalk, streets and parking lot areas on Balboa Island and Newport Peninsula. Staff previously installed wind fencing along the boardwalk street ends and around the piers which minimized the impact of this event. Crew members removed sand and palm fronds from the area by shoveling the sand and debris into loaders and backhoes. The Beach Crew was assisted by the Concrete and the Asphalt Crews and cleanup will be completed by the end of the week.



Prepared by:



Dan Sereno, Landscape Manager
Parks and Trees Division



John Salazar, Manager
Field Maintenance Division

**Recreation & Senior Services
Monthly Activities Report**



To: Parks, Beaches & Recreation Commission

From: Sean Levin, RSS Deputy Director
Celeste Jardine-Haug, Senior Services Manager

Re: Recreation & Senior Services Department Monthly Activities Report



OASIS Annual Holiday Luncheon

Over 190 seniors celebrated the holiday season at our annual Holiday Luncheon held Friday, December 18th. A caroling group sang traditional Christmas carols followed by local band Dallas & Doll, who performed a variety of holiday hits. Lunch was provided by Age Well Services and served by 18 volunteers, including our own City Manager and Councilmember Tony Petros. The holiday luncheon is a popular event at OASIS providing an opportunity for our seniors and staff to celebrate the holidays with thanks.

Marina Park Grand Opening

The City celebrated the Grand Opening of the new Marina Park Community Center on December 5, 2015. Over 2,000 people attended and received their first glimpse of the new site with all of its amenities. The event allowed the public to meet the community center's instructors and to learn more about programs and classes. The community explored the facility and utilize the great new park and nautical themed playground. The event was a huge success.

The following week was the true initiation of the building as numerous people came in to try free sample classes. This was followed by the community having the opportunity to enjoy the new "Window to the Bay" during the Boat Parade with over 1500 people coming to the facility.



OASIS Health Brain Lecture

On January 27, OASIS hosted Dr. Tonia Vojtkofsky from Cognitive Care Solutions. She presented *Maintaining Brain Health as We Age*. There are several modifiable risks that are related to brain health and Dr. Vojtkofsky discussed various strategies to keep the brain stronger longer.

OASIS Wine and Cheese Social

OASIS hosted the Wine and Cheese Social on January 20. Guests sipped on a variety of lovely wines and treated their pallets to bites of delicious cheeses and desserts. Those attending enjoyed the entertainment provided by the talented Da Capo Players.

Newport Coast Facility Maintenance

Over the holiday break the Newport Coast Community Center received fresh interior paint, new pickleball lines, and a resurfacing of the gym floor. This time of year is generally used for maintenance and allows staff to do significant work with zero impact to users of the facility.



Beach and other agencies are doing to preserve our environment. Visitors take part in various activities such as catching plankton from the dock, using binoculars to get a glimpse of local birds, and touching marine animals including sea anemones, sea cucumbers, and sharks!

There are activities and learning opportunities for all ages. Come out to the Back Bay Science Center on Sundays and touch a leopard shark, explore plankton under a microscope, and watch an octopus change colors in front of your eyes!

Community Day is held every Sunday at the Back Bay Science Center located at 600 Shellmaker Road from 10a.m. - 2p.m. For more information, please email marineeducation@newportbeachca.gov.

OASIS Speed Dating

OASIS is hosting its first ever Speed Dating Event on Wednesday, February 17 from 5:30-8p.m. Speed dating is a fun, and lively way to meet like-minded singles one-on-one without commitment. Staff is drawing upon the experience of other Senior Centers around the country that have done this event. If you know a gentleman who would enjoy this social event please send him our way! The 15 spots for women are full but men are still needed. Participants must be 65 years of age or older. We are thrilled to share this experience with our seniors and anticipate a very exciting night.

Community Days Are So NOT Last Year!

Already this new year, numerous visitors have gone on the exciting adventure of attending Community Day. Free to the public, Community Day is a great interactive way for the Natural Resource Team to teach about protecting our environment, explain interesting facts about local wildlife, and enlightening the community about the work the City of Newport

Marina Park Classes Are Up and Running!

The first classes at Marina Park kicked off the week of January 11 with 164 people signed up! The facility has been busy with lots of happy visitors and participants. Some of our more popular classes include gymnastics, Playball, Jedi Hip Hop, How to Work Your Iphone, sailing and fitness! Look for the spring *Navigator* in your mailbox the last week of February with registration opening on March 3rd for all classes!

Marina Park Saturday Sweat Class



Stay Fit With Lap Swimming

2015 was a year dedicated to health and wellness at the Marian Bergeson Aquatic Center (MBAC). Lap swim attendance saw an increase of nearly 20% compared to 2014. Eight participants showed their dedication to staying physically fit and reached the goal of attending at least 100 lap swim sessions throughout the year. Year 2016 can be your year to incorporate this fun and healthy trend! Lap Swim is offered at the MBAC at Corona del Mar High School and runs Monday-Friday from 6-8p.m. and Saturday/Sundays from 7:30-11:30a.m.

ACE Registration Now Open

Registration opened January 18th for the winter session of the After Class Enrichment Program (ACE) and numbers are strong right out of the gate. Classes began to fill just three days after registration opened online and numbers continue to rise across all the different school sites which include Harbor View Elementary, Mariners Elementary, Newport Coast Elementary, and Newport Elementary. ACE classes allow students to sign up for a variety of recreational activities held on campus right after school dismissal. Winter classes begin February 1st.



2nd Annual Mayor's Egg Roll

The Recreation & Senior Services (RSS) Department is gearing up for the 2nd Annual Mayor's Egg Roll. This event was held for the first time last spring and brought joy to many families as hundreds of people gathered to enjoy the fun activities.

This year's Mayor's Egg Roll will be held on Saturday, March 19 on the Civic Center Green & Community Room. From 10a.m. to noon, children will enjoy sack races, a bounce house, games, face painting, train rides, and most importantly, the egg races across the lawn. RSS staff will be handing out popcorn, cotton candy, and goodie bags. Spring pictures with the civic center bunny will be provided as well! This is a fun and free family event, so mark your calendars and come out to enjoy the fun!

Senior Housing Assistance Repair Program (SHARP)

The Newport Beach SHARP Program aims to help low income seniors in need of critical home repair or modifications due to accessibility needs, safety concerns, health and wellbeing, or citation received by Code Enforcement. This program is co-sponsored with Habitat for Humanity of Orange County and funded through the City of Newport Beach affordable housing fund. For more information, please contact Jen Sisoev at 949-718-1822 or Susie DiGiovanna at 949-718-1825.

Eligibility Requirements:

- Newport Beach homeowner currently living in the home that is in need of repair
- Age 60 and older
- At or below the 50th percentile of the median income of Orange County with net assets not to exceed gross household income for 18 months
- Home repair is of critical nature
- Applicant must currently live in housing that is unsafe or otherwise in poor condition
- Applicant must be unable to perform the repairs themselves
- Applicant must be unable to afford to pay a market rate contractor to complete the repairs
- Applicant must be willing to work with Habitat for Humanity of Orange County and City staff
- Applicant must be willing to provide a nominal financial contribution to the project
- Project approval is at the discretion of program staff

Tuesday Night Topics (TNT) – Hiring a Contractor, Does Yours Measure Up?

On January 26 the Contractor's State License Board presented important information to Seniors on how to hire a contractor and not be overcharged, coerced, or scammed.

Park Patrol

Requested calls are assigned visits by staff or schedule or phone requests. Customer Contacts are the number of times they stopped and spoke to customers other than requested calls. Due to the timing of the meeting, these monthly summaries will be two months behind (i.e. in June you will receive April summary). During the months of **Oct – Dec** Park Patrol had the following number of contacts:

1. PATROL CHECKS

- 196 with Youth Sports Groups
- 772 Field related issues/checks
- 38 Park/Picnic/reservation issues/checks
- 202 Community Center issues/checks
- 433 Playground checks

2. PUBLIC CONTACTS

- 430 Education
- 38 Alcohol
- 256 Dog related

Written Warnings Issued: 2 – dog off leash; parking violation

Citations Issued – 5 – parking violations; private instruction

FACILITY RENTALS & SPECIAL EVENT PERMITS

During the period of October 16, 2015 - January 15, 2016 there were:

- 33 Picnic/Park Area Rentals
- 17 Room Rentals
- 10 Field Rentals
- 11 Gym Rentals
- 14 OASIS Classroom
- 7 OASIS Event Center
- 56 Civic Center Community Room

As of January 15, 2016 there were 436 Special Event Permits processed and issued for the year.

Those events of note for this period are:

Newport Elementary School Car Show – Oct 17, 2015, Blacktop @ Newport El, Attendance:350

Toshiba Golf Tournament – Oct 25 - Nov 1, 2015, NB Country Club, Attendance:100,000

Marina Park – Dec 5, 2015, Marina Park, Attendance:2000

Christmas Boat Parade – Dec 16-20, 2015, Newport Harbor, Attendance:1Million



Things To Do In Newport Beach:

<input type="checkbox"/>	1/22-2/21	NTAC - "Steel Magnolias" For more information visit: www.ntaconline.com
<input type="checkbox"/>	2/1-3/31	Centennial Celebration: Joan Irving Brandt - Art Display Central Library -1000 Avocado Ave
<input type="checkbox"/>	Sat. Feb 6 9-10am	My Edible Garden With Steve Hampson FREE Roger's Gardens, for more info please call 949-640-5800
<input type="checkbox"/>	Sat. Feb 6 9am-2pm	Library Used Book Sale Central Library -1000 Avocado Ave
<input type="checkbox"/>	Sat. Feb 6 1-3pm	Marine Protected Area Hike "Love on the Rocks" FREE Meets at Little Corona Lifeguard Tower
<input type="checkbox"/>	Sat. Feb 6 3:30-5:30m	Buck Gully Upper Loop Evening Hike Newport Coast Cmty Cntr lot (register at www.LetsGoOutside.org)
<input type="checkbox"/>	Mon. Feb 8 8am	Registration Opens for Youth Track Meet of Champions For more info, visit www.newportbeachca.gov/sports
<input type="checkbox"/>	Mon. Feb 15 9-11am	Buck Gully Flora + Fauna Hike FREE OASIS (register at www.LetsGoOutside.org)
<input type="checkbox"/>	Sun. Feb 21 3pm	Sunday Musicale: City of Angels Saxophone Quartet FREE Central Library -1000 Avocado Ave
<input type="checkbox"/>	Sat. Feb 27 9am-Noon	Monthly Beach Cleanup - Balboa Pier FREE For more info please email marineeducation@newportbeachca.gov
<input type="checkbox"/>		

Something to Ponder

"A problem is a chance for you to do your best." -Duke Ellington

FALL 2015 OASIS SENIOR CENTER UTILIZATION REPORT

PARTICIPANTS ATTENDING **63,601** **CUSTOMERS**

RECREATIONAL CLASSES **23,358** **CUSTOMERS**

FITNESS CENTER **18,507** **CUSTOMERS**

PERSONALIZED SERVICES PROVIDED **7,087** **CUSTOMERS**

Includes:

Blood Pressure	137	Medical Equip Rentals	76
Counseling-Persons	140	Legal Assistance	56
Eldercare	0	All Rentals	26
Employment	2	Senior Assessment(hrs)	60
HICAP	106	Telephone Reassurance	330
Housing Counseling	67	Visual Screening	0
Information and Referral	6087	Taxes (Seasonal)	0

SENIORS RECEIVING TRANSPORTATION SRVCS **2,948** **RIDERS**

Care-A-Van/Shuttle

CUSTOMERS RECEIVING NOON MEALS @ OASIS **9,191** **CUSTOMERS**

*includes meals on wheels

VOLUNTEER SERVICES PROVIDED @ OASIS **7,486** **HOURS**

Includes:	Kitchen & Home Delivered Meals
Admin	Travel Office
Gift Shop	Library
Instructors	Board of Directors
Casino Night	Rummage Sale
Special Events/Montly Meeting/Pancake Breakfast	

PARTICIPANTS IN FRIENDS OF OASIS TRAVEL **438** **CUSTOMERS**

Day Trips & Extended Trips

SPECIAL EVENTS/SCREENINGS/LECTURES **2,072** **PERSONS**

Sailing, Golf, Computer	HOAG Lectures (Various)
Friends, Big Band and Let's	UCI Lectures (Various)
Go Trippin'	Presentations (Various)
Movies	
Special Events	



== CITY OF ==

NEWPORT BEACH

PB&R Commission Staff Report

Agenda Item No. IV-D
February 2, 2016

TO: Parks, Beaches & Recreation Commission

FROM: Municipal Operations Department
Mike Pisani, Municipal Operations Director
949-644-3055, mpisani@newportbeachca.gov

TITLE: Tree Donation Request – Castaways Park

RECOMMENDATION:

Staff recommends that the Parks, Beaches and Recreation Commission approve a tree donation request for Alan T. Beimfohr at Castaways Park.

DISCUSSION:

City Council Policy B-17 establishes criteria for parks, facilities, and recreation program donations within the City. The policy is structured to establish a fair and uniform procedure for making gifts to the City, and to make the donation process easier for staff and donors.

The City has received a donation request from Linda M. Beimfohr to donate a 36" box Pine tree at Castaways Park. The cost of the donation will include the 10% maintenance fee required by Council Policy B-17. The donation request and proposed location were approved by the Municipal Operations Director.

Since the value of the donation is greater than \$1,000, the donation is eligible to receive dedicatory plaque. The submitted plaques verbiage, which complies with City Council Policy B-17, is "In Memory of Alan T. Beimfohr". Dedication information is provided as Attachment C.

NOTICING:

Linda M. Beimfohr and Council Member Duffy Duffield have received a copy of this report. The tree donation is to replace a deceased tree, not requiring noticing adjacent residents.

Submitted by:



Mike Pisani, Director
Municipal Operations Department

Attachments:

- A. Donation Request Form
- B. Tree Donation Location and photos
- C. Dedicatory Biography

ATTACHMENT A:



Gifts for Tomorrow Order Request Form



Item # Description

101 Pine tree in Upper
Castaways Park



Contact Information

Linda M. Beimfohr
Name

1218 Blue Gum Lane
Mailing Address

Newport Beach, CA 92660



(949) 515-4404
Phone

Linda M. Beimfohr
Signature

DEDICATION PLAQUE INFO

Donors may elect to provide a dedicatory plaque if the value of the donation is greater than \$1,000. Contact city staff for more information.

Yes, I am interested in dedicatory plaque for my donation.

Plaque is donated for,

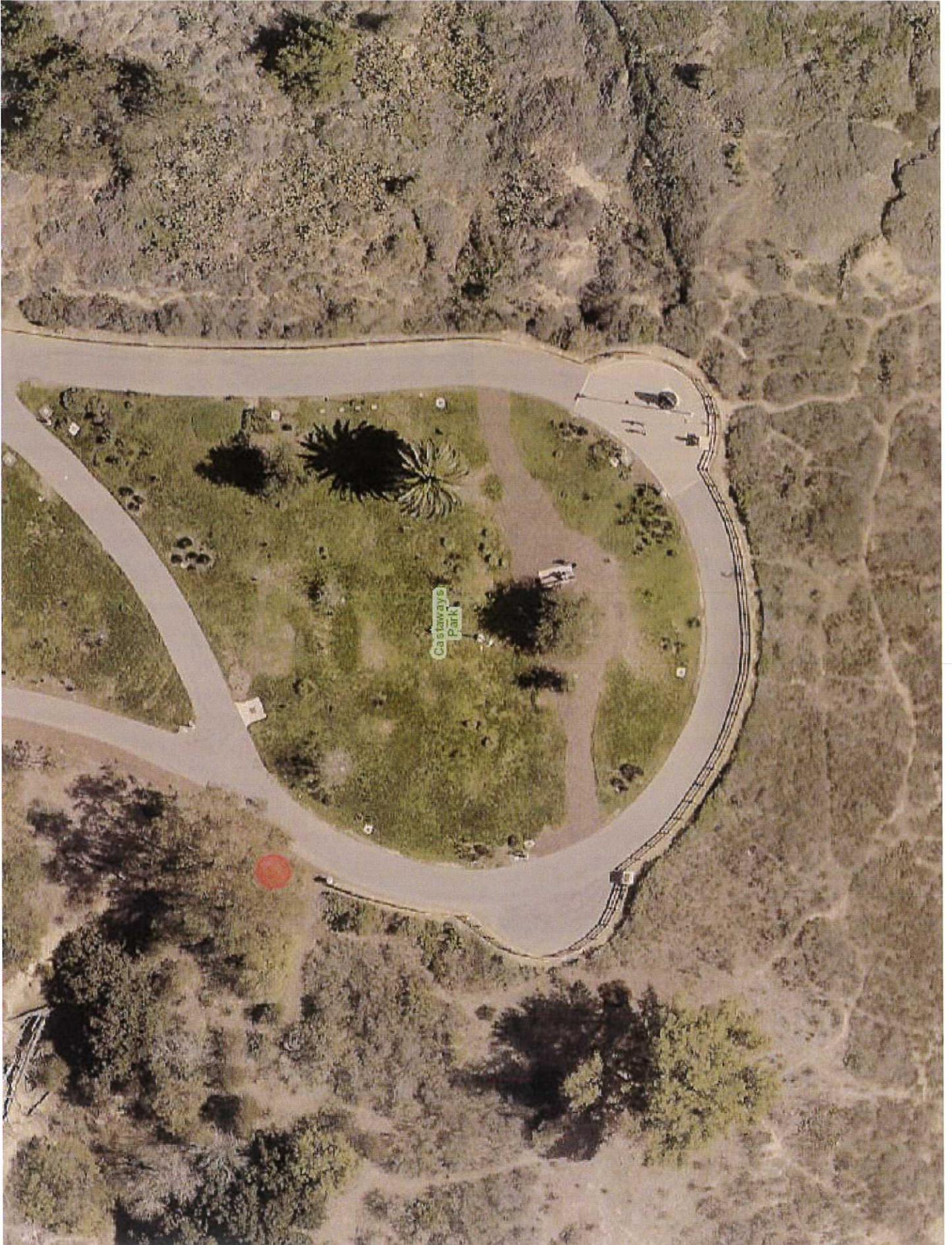
Alan T. Beimfohr

First Name

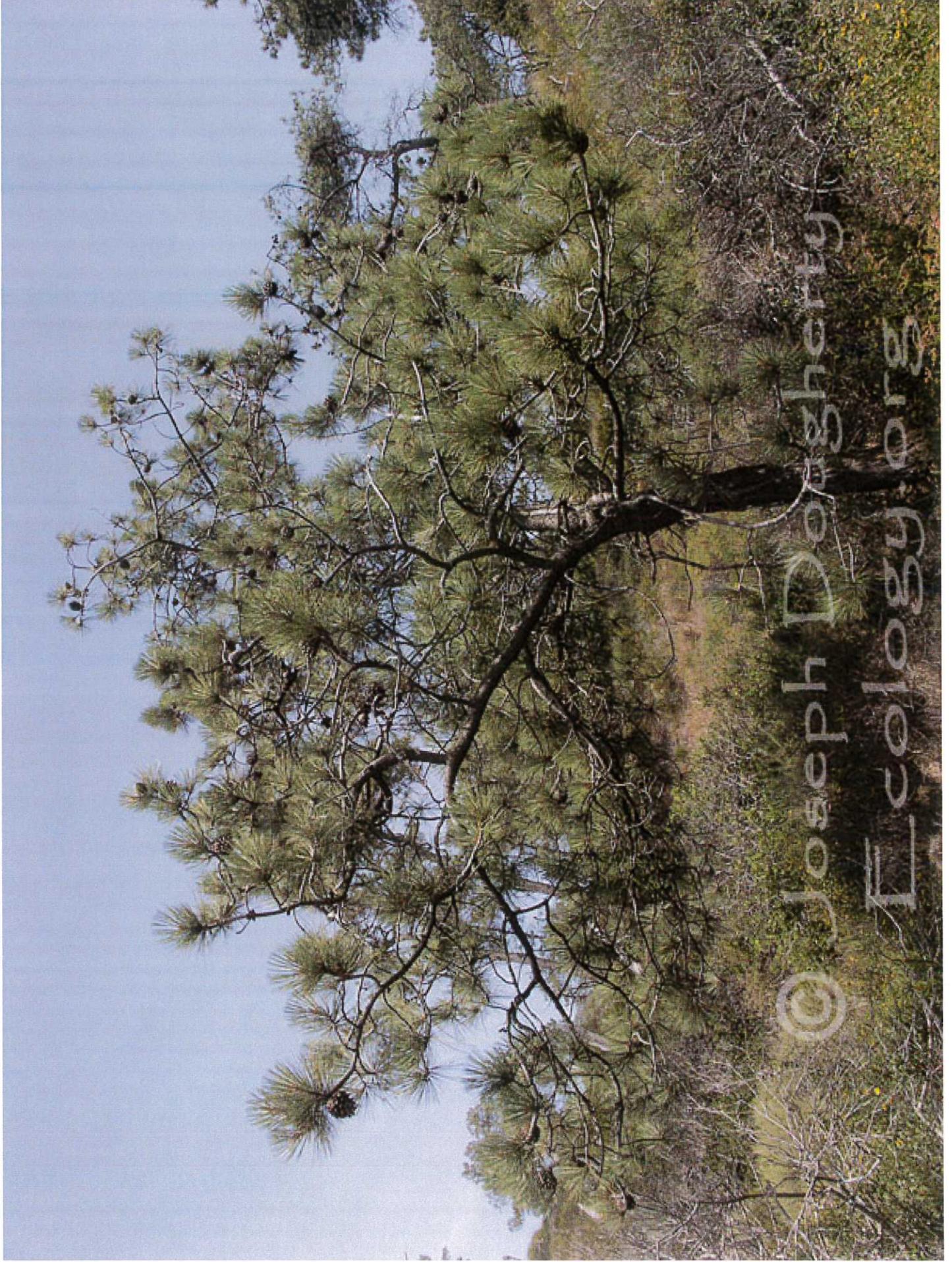
Last Name



ATTACHMENT B:







© Joseph Dougherty
Ecology.org

ATTACHMENT C:

Donation Bio (by Linda Beimfohr):

Alan Travis Beimfohr was born on January 4, 1945 in Ft. Riley, Kansas to Casper and Dorothy Beimfohr. He spent his childhood in Michigan, Arizona and Florida. After high school, he was awarded an academic scholarship to Cornell University, where he earned a Bachelor of Science degree in Operations Research and Industrial Engineering in 1966. Upon graduation, Alan accepted a job from Caterpillar Inc. in Peoria, Illinois, which subsequently brought him to Newport Beach, CA where he resided for 44 years. He left Caterpillar to join Kidder, Peabody & Co., Inc. in 1972 where he worked for 17 years, attaining the position of Vice President.

In 1988, Alan co-founded Canterbury Capital Services in Newport Beach, CA with Garth Flint, Kenneth Kreuger and D. Robinson Cluck, where he served as President and Chief Executive Officer.

Ten years later, in 1998, Alan co-founded Knightsbridge Asset Management, a portfolio management company, with John Prichard. During the following decade, Knightsbridge grew its assets under management to over \$1,000,000,000.

Alan is former President of the Cornell Alumni Association of Southern California. Additionally, Alan served on the Advisory Council to the Cornell Financial Engineering Manhattan MFE program. In 2011, the Alan T. and Linda M. Beimfohr Lecture Series was established at Cornell to recognize the importance of religious life at a non-sectarian university. Alan also served on the Investment Committee of the U.C. Irvine Foundation.

Alan and Linda attended St. Matthew's Anglican Catholic Church wherein Alan led the Architectural Committee in designing their church located on 2300 Ford Road, Newport Beach.

Alan loved classical music and is former Chairman of the Board of the Philharmonic Society of Orange County. Alan was selected by the Philharmonic Board of Directors to receive its highest honor, the Golden Baton Award, for his steadfast leadership during their most challenging times. Both Alan and Linda were enthusiastic supporters of the arts in Orange County and are Esterhazy Patrons.

Alan passed away peacefully at home on April 17, 2012. Alan leaves behind his wife Linda M. Beimfohr, his three children and five grandchildren. Alan and Linda have lived at 1218 Blue Gum Lane near the Upper Castaways Park for the past 17 years. They loved walking the park as do his children and grandchildren.



NEWPORT BEACH

PB&R Commission Staff Report

Agenda Item No. IV-E
February 2, 2016

TO: Parks, Beaches & Recreation Commission

FROM: Municipal Operations Department
Mike Pisani, Municipal Operations Director
949-644-3055, mpisani@newportbeachca.gov

TITLE: Bench Donation Request – Mariners Park

RECOMMENDATION:

Staff recommends that the Parks, Beaches and Recreation Commission approve a bench donation request for Alister McNeill at Mariners Park.

DISCUSSION:

City Council Policy B-17 establishes criteria for parks, facilities, and recreation program donations within the City. The policy is structured to establish a fair and uniform procedure for making gifts to the City, and to make the donation process easier for staff and donors.

The City has received a donation request from Lizzy McNeill to donate a Santa Monica Style bench at Mariners Park. The cost of the donation will include the 10% maintenance fee required by Council Policy B-17. The donation request and proposed location were approved by the Municipal Operations Director.

Since the value of the donation is greater than \$1,000, the donation is eligible to receive dedicatory plaque. The submitted plaques verbiage, which complies with City Council Policy B-17, is "In Memory of Alister McNeill". Dedication information is provided as Attachment C.

NOTICING:

Lizzy McNeill and Council Member Duffy Duffield have received a copy of this report. The bench donation is to replace an existing bench nearing the end of its life expectancy, not requiring noticing adjacent residents.

Submitted by:



Mike Pisani, Director
Municipal Operations Department

Attachments:

- A. Donation Request Form
- B. Bench Donation Location and photos
- C. Dedicatory Biography

ATTACHMENT A:



Gifts for Tomorrow Order Request Form

Item #	Description
100	



Contact Information

Lizzy mcneill

Name

250 Detroit st

Mailing Address

San Francisco, CA

415-412-4465 94131

Phone

[Handwritten Signature]

Signature



DEDICATION PLAQUE INFO

Donors may elect to provide a dedicatory plaque if the value of the donation is greater than \$1,000.

Contact city staff for more information.

Yes, I am interested in dedicatory plaque for my donation.

Plaque is donated for,

Alister

First Name

mcneill

Last Name



ATTACHMENT B:



Mariners
Park



Existing Bench



Replacement Bench

ATTACHMENT C:

Donation Bio (by Lizzy McNeill):

My Father Alister McNeill passed away December 30, 2015. He fought a hard battle of cancer for the last 18 months. He had been part of the Newport Beach Community for 30 years. We lived down the street from Mariners Park for 20 years, and all three of us kids went to school at Mariners.

We all as a family spent many weekends, holidays, and of course, Fourth of July there.

My dad loved being a part of this community. Family was his number one. He always had a smile on his face from ear to ear. We would love to sponsor a bench in his name at Mariners Park, where his grandchildren now play.

Thank you for considering our sponsorship for a bench in his memory and honor where we can sit on "papa's" bench and watch our kids play.



== CITY OF ==

NEWPORT BEACH

PB&R Commission Staff Report

Agenda Item No. IV-F
February 2, 2016

TO: Parks, Beaches & Recreation Commission

FROM: Municipal Operations Department
Mike Pisani, Municipal Operations Director
949-644-3055, mpisani@newportbeachca.gov

TITLE: Bench Donation Request – Mariners Park

RECOMMENDATION:

Staff recommends that the Parks, Beaches and Recreation Commission approve a bench donation request for Zach Cornwell at Mariners Park.

DISCUSSION:

City Council Policy B-17 establishes criteria for parks, facilities, and recreation program donations within the City. The policy is structured to establish a fair and uniform procedure for making gifts to the City, and to make the donation process easier for staff and donors.

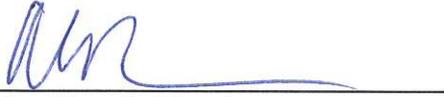
The City has received a donation request from Jim Stowell to donate a Taylor Style bench at Mariners Park. The cost of the donation will include the 10% maintenance fee required by Council Policy B-17. The donation request and proposed location were approved by the Municipal Operations, and the Recreation and Senior Services Directors.

Since the value of the donation is greater than \$1,000, the donation is eligible to receive dedicatory plaque. The submitted plaques verbiage, which complies with City Council Policy B-17, is "In Memory of Zach Cornwell". Dedication information is provided as Attachment C.

NOTICING:

Jim Stowell and Council Member Duffy Duffield have received a copy of this report. No noticing was sent to adjacent residents since the nearest resident is more than the required 300 feet for new donations.

Submitted by:

A handwritten signature in blue ink, appearing to read 'MP', is written over a horizontal line.

Mike Pisani, Director
Municipal Operations Department

Attachments:

- A. Donation Request Form
- B. Bench Donation Location and photos
- C. Dedicatory Biography

ATTACHMENT A:

Mariners Park



Gifts for Tomorrow Order Request Form

Item #	Description
	Taylor Bench



Contact Information



Jim Stowell
 Name
 2648 Westminister Pl.
 Mailing Address
 Costa Mesa CA 92627



949-283-4521
 Phone



[Handwritten Signature]
 Signature

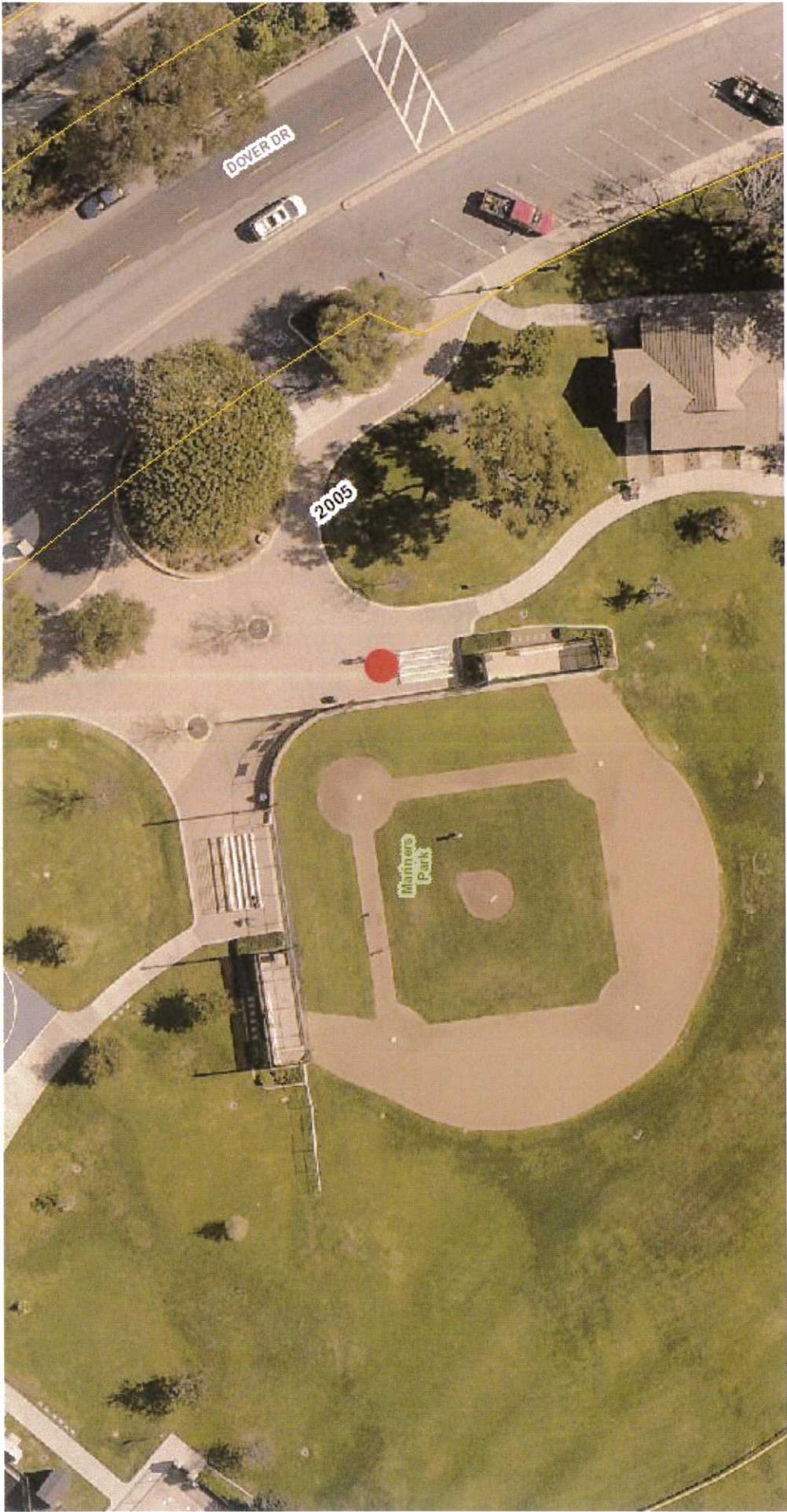
DEDICATION PLAQUE INFO

Donors may elect to provide a dedicatory plaque if the value of the donation is greater than \$1,000. Contact city staff for more information.

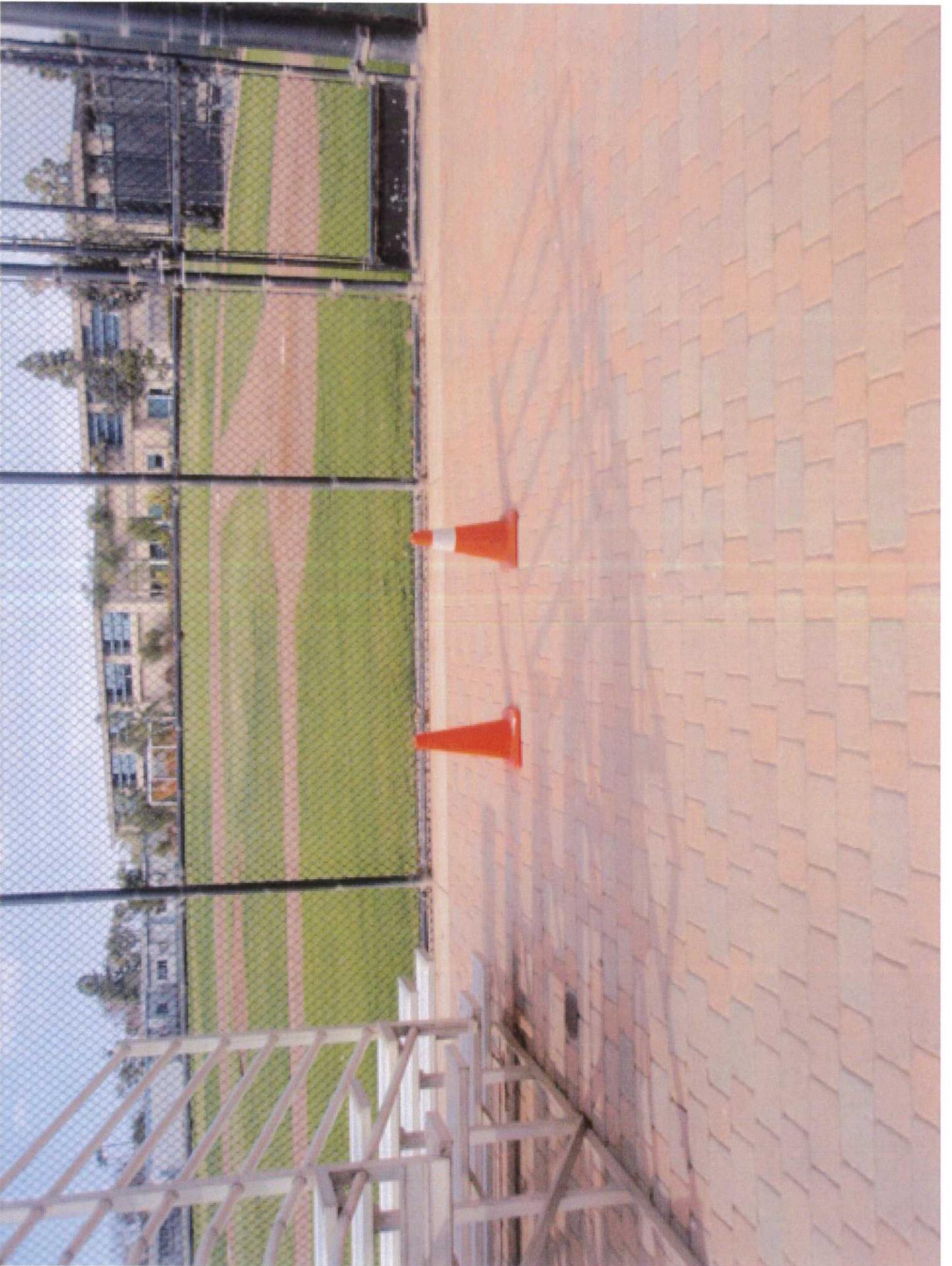
Yes, I am interested in dedicatory plaque for my donation. *see attached*

Plaque is donated for,
 Zach Cornwell
 First Name Last Name

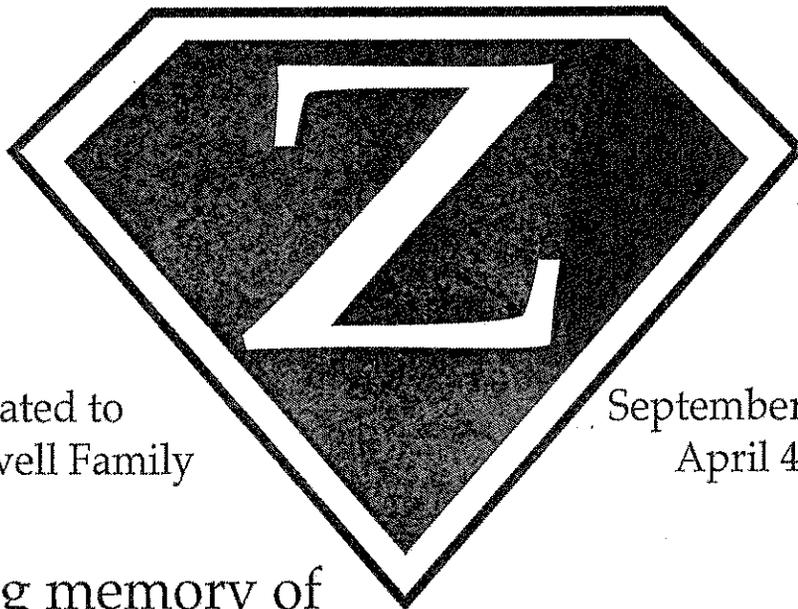
ATTACHMENT B:







CORNWELL FIELD at MARINERS PARK



Dedicated to
the Cornwell Family

September 5th 1994 -
April 4th 2015

in loving memory of

ZACH CORNWELL



ATTACHMENT C:

Donation Bio (by Jim Stowell):

A little history on why Newport Harbor Baseball Association (NHBA) is doing this dedication. Fred Cornwell is a past President of our league and was on the Board for many years. He helped build the valuable relationship with the City that we still enjoy today. Being a Civil Engineer, Fred worked closely with the City of Newport Beach to relocate Mariners Park baseball field and all us at NHBA want to show our thanks by dedicating Mariners baseball field in memory of his youngest son Zach, who passed away expectantly in April due to a blood ailment that he thought was under control. A devastating loss to the Cornwell family and to the friends and families of NHBA.

Our hope is that we can get this dedication on the February agenda and it will be approved. Our opening day is March 5th at Mariners Park and we are planning on having the entire Cornwell Family attend to honor them and remember Zach.



== CITY OF ==

NEWPORT BEACH

PB&R Commission Staff Report

Agenda Item No. **V-B**
February 2, 2016

TO: Parks, Beaches & Recreation Commission

FROM: Municipal Operations Department
Mike Pisani, Municipal Operations Department Director
949 644-3055, mpisani@newportbeachca.gov

TITLE: Follow-up: Denial of Tree Removal Request – 901 Chestnut Place,
Side 1

RECOMMENDATION:

Staff recommends that the Parks, Beaches, and Recreation deny the request from Dan and Katherine Heinfeld to remove a City Eucalyptus tree at 901 Chestnut Place, Side 1.

DISCUSSION:

The November 3, 2015 Commission meeting agenda included a report to consider denying the removal request of a City Eucalyptus tree at 901 Chestnut Place. The Commission directed staff to obtain additional assessment of the tree by an outside source. Consulting Arborist Walter Warriner was hired to provide a tree risk assessment of the large Eucalyptus viminalis, and his recommendation is to retain the tree within certain conditions. Staff also recommends retaining the tree.

NOTICING:

Council Member Kevin Muldoon, and Dan and Katherine Heinfeld have received a copy of this report. Surrounding property owners were also notified of the Commission Meeting related to this item via postcard.

Submitted by:

Mike Pisani, Director
Municipal Operations Department

Attachments:

- (A) Agenda Item 6A from November 3, 2015 PB&R Commission Meeting
- (B) Report from Consulting Arborist Walter Warriner
- (C) Tree Poster (for February 2 meeting)

ATTACHMENT A:



== CITY OF ==

NEWPORT BEACH

PB&R Commission Staff Report

Agenda Item No. 6A
November 3, 2015

TO: Parks, Beaches & Recreation Commission

FROM: Municipal Operations Department
Mike Pisani, Municipal Operations Department Director
949 644-3055, mpisani@newportbeachca.gov

TITLE: Denial of Request to Remove a City Eucalyptus Trees – 901 Chestnut Place, Side 1

RECOMMENDATION:

Staff recommends that the Parks, Beaches and Recreation (PB&R) Commission consider denying the request from Dan and Katherine Heinfeld to remove a City Eucalyptus tree at 901 Chestnut Place.

DISCUSSION:

Mr. and Mrs. Heinfeld filed a claim against the City in August 2013 due to leaves in the swimming pool and stains on the patio area and in the pool. Due to failure to provide supporting documents, the statute of limitation ran out on August 8, 2015. A request to remove a City Eucalyptus viminalis (Manna Gum) tree at 901 Chestnut Place was received from Dan Heinfeld in September due to alleged private property damage.

Upon inspection of the tree the City Arborist, Landscape Manager, and Department Director denied the request for removal and recommended retaining the tree since there was no evidence of potential tree failure.

Council Policy G-1 allows interested parties to appeal staff denials of tree removals to the PB&R Commission. Consequently, Mr. and Mrs. Heinfeld have requested to appeal staff's denial of the removal of the trees adjacent to their home at 901 Chestnut Place to the Commission. The Commission may either direct the removal of the tree or uphold staff's decision to retain it.

NOTICING:

Council Member Kevin Muldoon, and Dan and Katherine Heinfeld have received a copy of this report. Additionally, surrounding property owners were notified via postcard of the Commission Meeting related to this Agenda Item.

Submitted by:



Mike Pisani, Director
Municipal Operations Department

Attachments:

- A. Tree Removal Review, Tree Inspection Reports, and photographs
- B. Map highlighting surrounding property owners notified of the Commission Meeting
- C. Tree Poster



Municipal Operations Department

September 8, 2015

TO: Deputy Operations Department Director

FROM: Landscape Manager and City Arborist

SUBJECT: *Tree Removal Request*

PROPERTY OWNER(S) INFORMATION:	Name:	Dan and Katherine Heinfeld
	Tree	901 Chestnut Place/ Side 1
	Location:	

The property owners request the removal of a City Eucalyptus tree due to alleged private property damage.

A field inspection determined a healthy tree specimen. The City has pruned the tree repeatedly upon request from Mr. Heinfeld in order to mitigate the debris into his pool and patio area.

Mr. Heinfeld filed a claim in August 2013; however, due to Mr. Heinfeld's failure to respond to the claim specialist's requests to provide supporting documents for his claim, the statute ran on this on August 8, 2015.

There is no evidence of a potential hazard or liability in accordance with the removal criteria of Policy G-1. The City tree should be retained.

Staff recommends denying the removal of the City tree.

REPLACEMENT TREE: YES NO
DESIGNATED TREE: N/A

DEPUTY OPERATIONS DIRECTOR'S COMMENTS/RECOMMENDATIONS:

Healthy tree, no hazard or liability - retain.

Signature: *[Signature]* Date: 9.11.15

RISK MANAGER'S COMMENTS/RECOMMENDATIONS:

Signature: _____ Date: _____

CITY MANAGER'S COMMENTS/RECOMMENDATIONS:

City Manager: _____ Date: _____

Attachments



Municipal Operations Department

TREE INSPECTION REPORT

Property Owner: Dan and Katherine Heinfeld
901 Chestnut Place
Newport Beach, CA 92660

Tree Location: 901 Chestnut Place / Side 1

Request: The property owners request the removal of a City Eucalyptus tree due to alleged private property damage.

Tree Species: Eucalyptus viminalis – Manna Gum

Designated Street Tree: Calodendrum capense – Cape Chestnut

Estimated Tree Value: \$17,220.00

Damage: N/A

Parkway: Concrete Brick Turf (X) Other

Comments: A field inspection determined a healthy tree specimen. The City has pruned the tree repeatedly upon request from Mr. Heinfeld in order to mitigate the debris into his pool and patio area.

Mr. Heinfeld filed a claim in August 2013; however, due to Mr. Heinfeld's failure to respond to the claim specialist's requests to provide supporting documents for his claim, the statute ran on this on August 8, 2015.

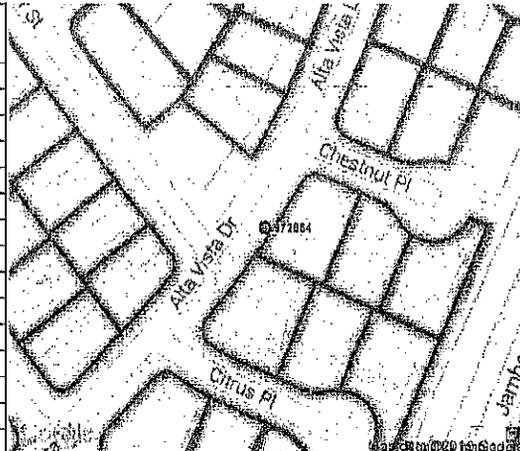
There is no evidence of a potential hazard or liability in accordance with the removal criteria of Policy G-1. The City tree should be retained.

Inspected by: John Conway **Date:** September 8, 2015
John Conway, City Arborist

Recommendation: Deny removal of the City tree.

Reviewed by: Dan P. Sereno **Date:** September 8, 2015
Dan P. Sereno, Landscape Manger

Detail	Notes	Images	Documents
Inventory Detail			
Tree ID	972864		
District	1		
Area	1		
Address	901 CHESTNUT PL		
Side/Site	Side - 1		
Alt Address	2720 ALTA VISTA DR		
Tree Species	Eucalyptus viminalis / Eucalyptus - Viminalis		
Common Name:	Manna Gum		
Size	31+		
Height	60+		
Grow Space			
Space Size			
Overhead Utility			
Sidewalk Damage			
Service Type	Grid Pruning		
Season	JAN/APR		
Estimated Value	\$17,220.00		
Next Date			



Latitude: 33.640440 Longitude: -117.870399208 (edit)

Date	Time	Person	Note	Notes
Service History				
Ref#	Date	Service	Price	
Completed	GSTS	2/21/14	Grid Pruning	48.00
Work History	WCA	5/03/11	Other (Service Request Pruning)	0.00
Work History	WCA	6/30/10	Other (Service Request Pruning)	0.00
Work History	WCA	8/05/09	Other (Prune)	0.00
Work History	WCA	7/29/08	Other (Prune)	0.00
Work History	WCA	4/26/07	Other (Grid Pruning)	0.00
Work History	WCA	3/03/04	Other (Root Prune & 12" Barrier)	0.00
Work History	WCA	7/18/03	Other (Grid Trimming)	0.00
Work History	WCA	12/16/00	Other (Grid Trimming)	0.00

This tree is one of the few *Euc. viminalis* - Manna Gum left in this town. The work record indicates we have pruned this tree repeatedly to accommodate Mr. Idemfeld's adjacent pool & patio area. However, his expectations is a debris free area even though he knew at the development of the property, the tree would stay & his pool was not comfortable placed directly under the tree. Recommend Serial & option to appeal to PBR Comm.

7-21-15

Concur

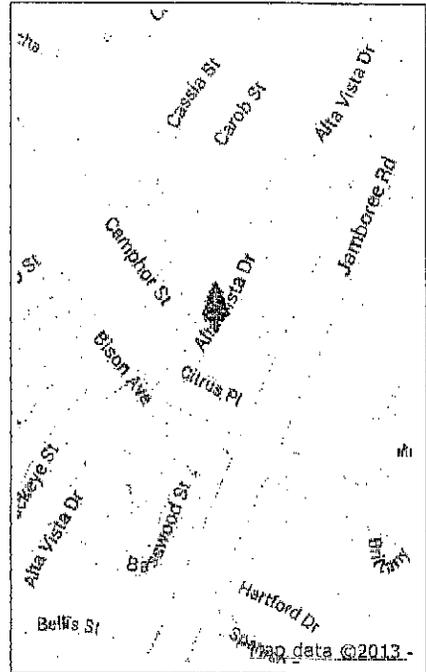
7-21-15

A: 8 - 4 - 11 - 1
 11/1/11
 J 2-7-15
 255

Show/Hide Map Print Report

Inventory Detail

Dist: 1
 Address: 901 CHESTNUT PL
 Fictitious: Yes
 Location: Side-1
 On Address: 2720 ALTA VISTA DR
 Species: *Eucalyptus viminalis*, MANNA GUM
 DBH/Height: 31+ / 60+
 Parkway Size: 14
 Utility Overhead: No
 Sidewalk Damage: No
 Recommended Maintenance: Grid Trlm
 Estimated Value \$17,220



WCA Work History

Date	Work Type	Amount	Job#
5/3/2011	Service Request Pruning	\$39.00	16792
6/30/2010	Service Request Pruning	\$39.00	16789
8/5/2009	Prune Backup - Crew	\$0.00	14394
7/29/2008	Prune Backup - Crew	\$0.00	12665
4/26/2007	Grid Pruning	\$39.00	9762
3/3/2004	Root Prune & 12" Barrier	\$7.00	6768
7/18/2003	Grid Trimming	\$39.00	6071
12/15/2000	Grid Trimming	\$39.00	3581

Other Work History

Date Work Type Crew Acct# Min



592 Superior Avenue
Newport Beach, California 92663
949 644-3055 | 949 650-0747 FAX
newportbeachca.gov/municipaloperations

September 14, 2015

Dan and Katherine Heinfeld
901 Chestnut Place
Newport Beach, CA 92660

Dear Property Owner,

On July 21, 2015, the City's Urban Forester inspected a City Eucalyptus tree adjacent to 901 Chestnut Place and determined the tree does not meet the criteria for removal as stated in the City Council Policy G-1, Retention or Removal of City Trees. The tree should be retained.

Specifically, your removal request did not meet the requirements listed under the removal criteria of Council Policy G-1, Standard City Trees, Page 6, Items A-C (see attached). According to these sections of the policy, tree(s) must have a "repeated history of damaging public or private sewers, water mains, roadways, sidewalks, curbs, walls, fences, underground utilities, or foundations based on City records or other competent and reliable authority. Water or sewer blockage that results from tree roots and causes significant public or private property damage (greater than \$500.00) shall be sufficient criterion for tree removal", or is "dead, diseased, dying, or hazardous, and presents a liability to the City," in order to be eligible for removal.

If you oppose the determination to retain the tree, you may appeal the decision to the Parks, Beaches, and Recreation Commission for further review.

It is important to emphasize that under no circumstances are City trees to be removed without City authorization. If an unauthorized tree removal should occur, the City will review all its enforcement options, including criminal prosecution and civil restitution for the value of the trees removed, which may be up to three times their value.

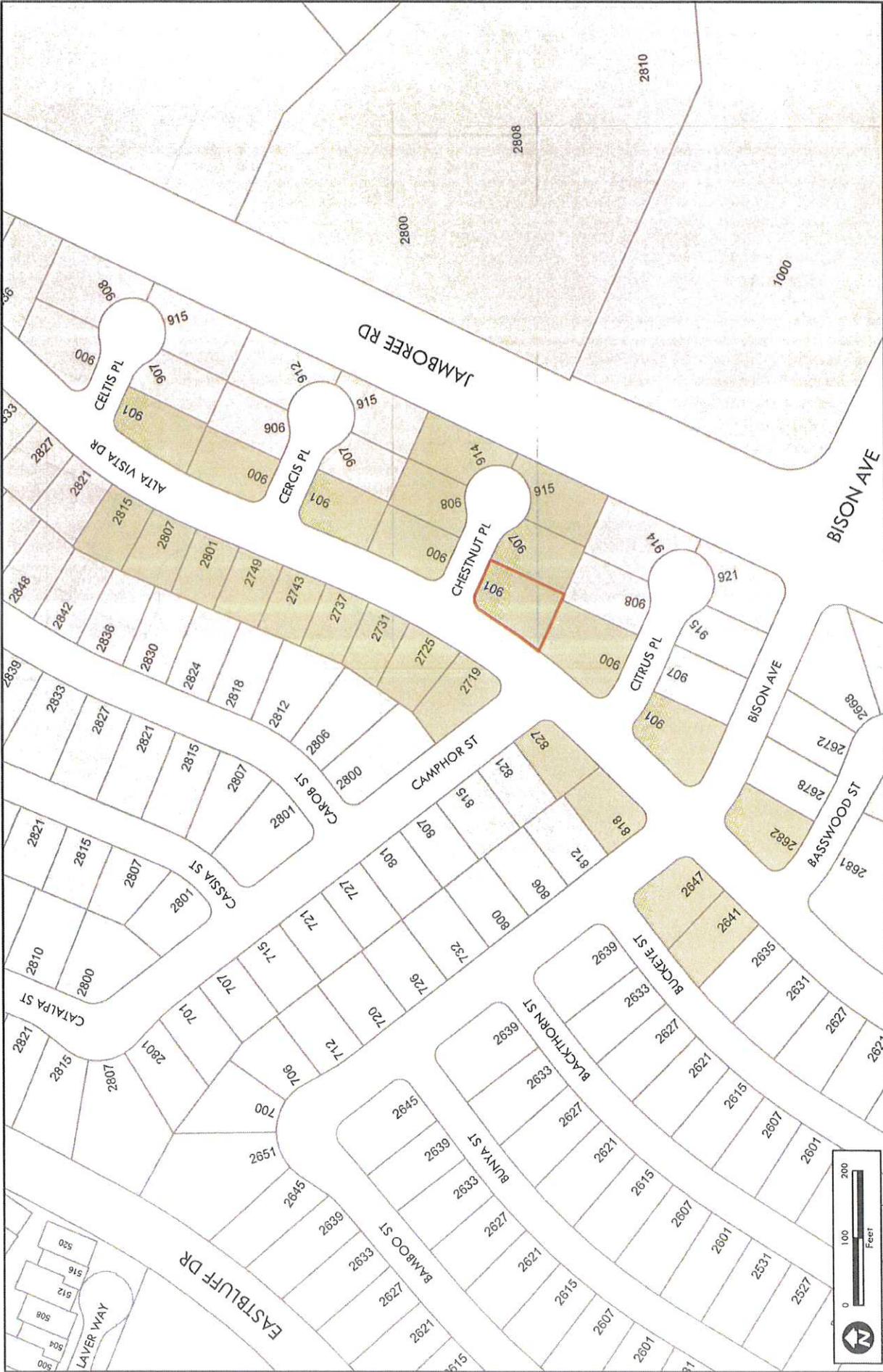
If you have any questions regarding this letter or for further direction regarding the appeal process, please contact John Conway, Urban Forester at (949) 644-3083 or email jconway@newportbeachca.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Mike Pisani".

Mike Pisani, Director
Municipal Operations Department

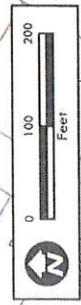
Attachment: (A) City Council Policy G-1, Retention or Removal of City Trees, page 6



901 Chestnut Pl. 

Notified Properties 

901 Chestnut Pl.



ATTACHMENT B:

Certified Urban Forester #108
Certified Arborist #WE - 407AM
Qualified Tree Risk Assessor - ISA
CA Pest Control Advisor #71479

Member
American Society of Consulting Arborists
International Society of Arboriculture
Society of Municipal Arborists
Street Tree Seminar, Inc.

**WALTER WARRINER
CONSULTING ARBORIST**

47-568 Hakuale Street
Kaneohe, HI 96744
Hawaii: (808) 439-7489
California: (310) 378-1764
EM: wwca621@aol.com

CLIENT: Dan Sereno, Landscape Manager
City of Newport Beach
100 Civic Center Drive
Newport Beach, CA 92660

PROJECT SITE: 901 Chestnut Place
Newport Beach, CA

REPORT SUBJECT: Risk Assessment of Eucalyptus Tree

DATE OF SITE VISIT: December 4, 2015

REPORT DATE: December 11, 2015

INTRODUCTION:

The City of Newport Beach has requested a tree risk assessment for the large *Eucalyptus viminalis* located in the street right-of-way adjacent to 901 Chestnut Place. The subject property is on the southeast corner of Alta Vista Drive and Chestnut Place. The subject tree is located in the parkway on the western side of the subject property directly across the street from 2719 Alta Vista Drive.

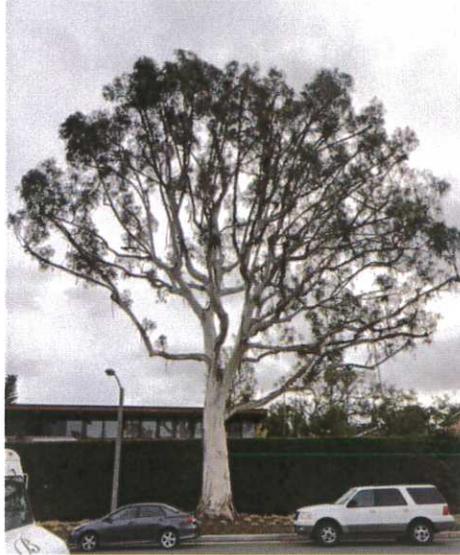


This tree risk assessment has been prompted by concerns for potential hazards that the subject street tree may present to the adjacent property 901 Chestnut Place.

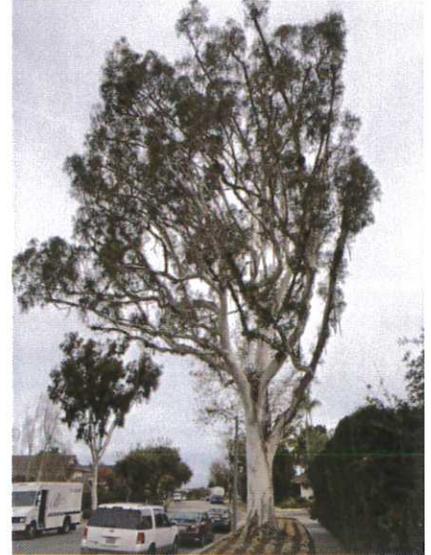
PHOTOS & DESCRIPTION OF TREE



North side of tree



West side of tree



South side of tree



North side of trunk. The dark section in the middle of the trunk shows slight decay at the exterior of the trunk. Oftentimes over spray from irrigation can lead to decay underneath the outermost layers of the tree's deciduous bark. With the elimination of the overhead spray system the tree will recover from this damage and eventually shed the old decaying bark with a new layer of bark that will not be susceptible to water damage.



South side of trunk. The ridges seen at the base of the trunk is response wood developing to counter the overall weight of the tree.



The scaffold limb shown in the photo above shows decay from a previous branch removal.



The photo above shows an old cut with an epicormic shoot attached to the outer layer of an old stubbed off branch.



The photo above shows a gall at mid-point of a main scaffold branch.



The photo above shows an old wound on a scaffold branch.



The photo at left shows the canopy of the tree from the angle of the sidewalk looking up. City pruning records indicate that the tree has been pruned 9 times in the last 15 years. Repeated pruning and loss of foliage causes the tree to respond with the shoot growth seen in the tree. This new shoot growth is susceptible to Tortoise Beetle infestation.

ASSESSMENT PROCEDURE

This tree assessment is based upon the standards and practices described within the American National Standard Institute (ANSI) A300 (Part 9) Tree Risk Assessment; a. Tree Structure Assessment - Standard Practices. Designated trees were assessed according to a ground-based, Level 2 Basic Assessment in conformance with this Standard.

The designated tree was specifically identified and confirmed by City staff, who was on-site immediately prior to the inspection. The time frame applied to estimate the likelihood of failure of the subject tree or its parts is 36 months from the date of this report.

The Level 2 inspection and assessment was conducted from various vantage points on the ground immediately adjacent to and at a distance from the subject tree. No special tools or equipment were used to conduct this assessment. Tree and site conditions that were inspected and assessed included:

- **Tree Characteristics:** Tree species was visually identified based on City tree inventory records and City staff and experience. Tree diameter was measured with a diameter tape and height was estimated based on the surrounding landscape features. Tree health was measured through observations of foliage coloration, form and density, and general growth rates. Other tree characteristics were visually inspected and assessed using visual signs and symptoms identified.
- **Root Condition:** Indications of significant root pruning, damage, decay, cavities or restrictions within the root system or root crown that is evident through observations of tree crown condition and the condition of roots visible on the ground surface.
- **Trunk Defects:** Obvious signs of significant decay, cavities, large cracks, or any other major defects that are readily visible and that may affect or represent a sign of the structural integrity of the tree.
- **Scaffold Branch/Tree Crown Defects:** Large dead branches, multiple and/or weak attachments, excessive end weight, and large broken branches hanging over targets.
- **Site Factors:** Indications of construction activity, erosion of the root area, and other action or conditions that may damage or restrict roots, or otherwise compromise the tree's structural stability. Soil types or conditions were not researched.
- **Targets:** Observations and signs of the presence of people and property within the fall zone of the trees and tree parts.

ASSESSMENT PROCEDURE

The potential for a tree or one of its parts to fail is the primary factor considered when determining tree risk. The likelihood of a tree causing damage or injury is based on that tree's potential of failing within a specified period of time, i.e. during the coming winter season, or perhaps within a year.

The likelihood of failure is categorized using the following guidelines:

Imminent: Failure has started or is most likely to occur in the near future, even if there is no significant wind or increased load. This is a rare occurrence for a tree risk assessor to encounter, and may require immediate action to protect people from harm.

Probable: Failure may be expected under normal weather conditions within the specified time period.

Possible: Failure could occur, but it is unlikely during normal weather conditions within the specified time period.

Improbable: The tree or branch is not likely to fail during normal weather conditions and may not fail in severe weather conditions within the specified time period.

The likelihood of failure and impacting a target is categorized using the following guidelines:

Very Low: The chance of a tree or one of its parts impacting a target is remote.

Low: It is not likely that a tree or one of its parts will impact a target if it falls.

Medium: In the event a tree or one of its parts were to fail it may or may not impact the target, with nearly equal possibility.

High: The failed tree or one of its parts will most likely impact the target.

Likelihood of Failure	Likelihood of Impacting a Target			
	<i>Very Low</i>	<i>Low</i>	<i>Medium</i>	<i>High</i>
Imminent	Unlikely	Somewhat likely	Likely	Very Likely
Probable	Unlikely	Unlikely	Somewhat likely	Likely
Possible	Unlikely	Unlikely	Unlikely	Somewhat likely
Improbable	Unlikely	Unlikely	Unlikely	Unlikely

The likelihood of a tree or one of its parts failing and impacting a target is categorized using the following guidelines:

Consequences are estimated based on the value of the target. The consequences depend on the part size, fall characteristics, fall distance, and any factors that may protect the risk target from harm. Consequences of the tree or one of its parts impacting a target is categorized using the following guidelines:

Negligible: Consequences are those that involve low-value property damage or disruption that can be replaced or repaired, and do not involve personal injury.

Minor: Consequences are those involving low to moderate property damage, small disruptions to traffic or a communication utility, or very minor injury.

Significant: Consequences are those that involve property damage of moderate to high value, considerable disruption, or personal injury.

Severe: Consequences are those that could involve serious personal injury or death, damage to high-value property, or disruption of important activities.

The following risk ratings are used to show the level of risk and to provide guidance for recommendations for mitigation and future inspection frequency. The priority for action is based on the risk rating and how much risk can be tolerated or accepted.

Low: When consequences are negligible and likelihood of failure is unlikely.
When consequences are minor and likelihood of failure is somewhat likely.

Moderate. When consequences are minor yet likelihood of a failure is very likely or likely.
When likelihood is somewhat likely and consequences are significant or severe.

High. When consequences are significant and likelihood of failure is very likely or likely.
When consequences are severe and likelihood is likely.

Extreme. When consequences of a tree failure are severe and the likelihood of failure is imminent.

Likelihood of Failure & Impact	Consequences			
	<i>Negligible</i>	<i>Minor</i>	<i>Significant</i>	<i>Severe</i>
Very Likely	Low	Moderate	High	Extreme
Likely	Low	Moderate	High	High
Somewhat Likely	Low	Low	Moderate	Moderate
Unlikely	Low	Low	Low	Low

The following ratings are used to determine the level of risk associated with the tree and to assist in making recommendations for mitigation.

Low: The low-risk category applies when consequences are “negligible” and likelihood is “unlikely”; or when consequences are “minor” and likelihood is “somewhat likely.”

Moderate: Moderate-risk situations are those for which consequences are “minor” and likelihood is “very likely” or “likely”; or when likelihood is “somewhat likely” and consequences are “significant” or “severe.”

High: High-risk situations are those for which consequences are “significant” and likelihood is “very likely” or “likely,” or when consequences are “severe” and likelihood is “likely.”

Extreme: The extreme-risk category applies in situations in which failure is “imminent” and there is a high likelihood of impacting the target, and the consequences of the failure are “severe.”

FINDINGS AND CONCLUSIONS

Findings and conclusions are restricted to the subject tree and site conditions that were observed at the time of inspection that would significantly influence the likelihood of failure, likelihood of impact and consequences of impact to the primary targets identified.

Tree Characteristics:

Species: *Eucalyptus viminalis*; a fast growing, large evergreen tree that has a broad columnar shaped canopy. The bark of the tree is light colored and rough in sections where it sheds its outer layer of bark in long ribbons. In coastal communities they can grow to a mature height of 80 – 100 feet with a canopy spread of 60 – 70 feet or more and a trunk diameter that can grow as wide as 5 feet or more. They grow best in an open forest setting where it does not have to compete for space with other trees. They are highly adaptable to a variety of growing conditions, but grow best in moist well-drained alluvial or sandy soils in temperate to cold moist climates where the soil surface has an organic mat. They perform best when they get between 20 – 50 inches of rain annually, however once they are established they are drought tolerant.

Trunk diameter: 47" (at 4 ½' above grade).

Canopy dimension: Height – 60' + Spread – 60' n/s by 50' e/w.

Tree Health: Tree is in a weakened state due to over pruning over an extended period of time. Continued loss of foliage is causing the tree to draw on its energy reserves stored in its root system. Without adequate foliage in the canopy, the tree cannot complete its photosynthetic process to produce the carbohydrates it needs to develop a root mass large enough to support its stature.

Live Crown Ratio: The live crown ratio of the subject trees is approximately 70%.

Crown shape Decurrent crown shape: a tree with a rounded over appearance at the top of the canopy with no main leader.

Lean: The tree does not lean. However as result of removing the portion of limbs that were growing over the house, the canopy now has a distinct sweep to the west towards Alta Vista Drive.

- Root Conditions:** Street tree setting with soil that is typical to the area.
Old sidewalk and curb repairs are evident and supported by city records.
City records show that there is a sewer line underneath Alta Vista Drive and in close proximity to the subject tree. This suggests that one of the reasons the tree has been able to attain its current size and stature is because of accessible moisture through an existing sewer line.
- Trunk defects:** Small section with indication of decay at the outer layer of the trunk. This suggests its trunk may have been exposed to overspray at one time.
The trunk was sounded with a wooden mallet for indications of internal decay. No invasive testing or other equipment was used to test for decay. Internal decay was not detected from the sounding procedure.
- Crown Class:** Dominant tree on the street that is exposed to prevailing winds.
- Canopy Structure** Eastern side of the canopy has been pruned away to provide clearance for the adjacent property owner at 901 Chestnut. This has resulted in an off balanced appearance to the canopy.
- Branch Defects:** No large dead or hanging branches were observed at the time of the inspection.
No significant multiple and weak branch attachments were observed at the time of the inspection.
Excessive end weight of scaffold and secondary branches was observed in this tree. This species of tree possesses a characteristic of fast growth with long tops and branches. This top-heavy load acts as a lever arm that increases the likelihood of failure of the branch or whole tree.
- Crown Defects:** Large gall on the east side of the upper section of the canopy.
Old wounds and splits in limb on west side of canopy.
Old stub cuts with decay and old epicormic shoot growth.
- Multiple Attachments:** The canopy is producing copious amounts of shoot growth, which is in response to the tree being pruned drastically several years in a row.
- Excess End Weight:** The canopy did not have excessive end weight at the time of the site inspection.

Site Factors: The subject tree is located in the Alta Vista Drive street right-of-way and growing in typical parkway setting.

Soil Defects: No observations of soil defects were observed. However, the turf and overhead spray irrigation system has been removed from under the tree recently and replaced with a drip emitter system and drought tolerant grass. The soils are also reported to be shallow in this area, which often results in shallow root systems.

Wind Exposure: The subject tree is exposed to the prevailing winds off the ocean as well as Santa Ana winds. Given that it is also the dominant tree in the immediate area the crown is also exposed to swirling winds that may occur during storm conditions.

Targets: The primary targets identified within the fall zone of the subject tree or one of its parts is the house at 2719 Alta Vista Drive, cars that may be parked under the tree on Alta Vista Drive, traffic on Alta Vista Drive, the sidewalk under the subject tree, people that may be walking on the sidewalk or in their cars and to a lesser degree, the hedge at 901 Chestnut Place.

The occupancy rate (within the fall zone of the tree) for the house at 2719 Alta Vista Drive is constant. This means the house is always there and cannot be moved.

The occupancy rate (within the fall zone of the tree) for cars parked on Alta Vista Drive is frequent. This means cars may be parked under or near the fall zone of the tree or one of its parts anywhere from 7 – 22 hours each day

The occupancy rate (within the fall zone of the tree) for traffic on Alta Vista Drive is rare. This means that a car traveling on Alta Vista Drive may be under the subject tree for a short time during a 24 hour period.

The occupancy rate for people near or actually within the fall zone of the subject tree is rare. This means people are near or under the tree for less than 2 hours at time on any given day.

The occupancy rate (within the fall zone of the tree) for the hedge at 901 Chestnut Place is constant. This means the hedge is always there and most likely won't be moved.

RISK CATEGORIZATION:

The immediate main concerns are weakly attached and defective branches and the epicormic shoot growth attached to larger branches with decay. It is possible that the tree or a scaffold branch could fail within the next 36 months. It is possible that the tree or one of its parts could fail within the 36 month time frame.

If the subject tree were to fail it is unlikely that it would impact the house to the west of the subject tree at 2719 Alta Vista Drive in spite of the fact that the house has constant occupancy, its location and lack of any protection factors. This is because the tree is approximately 60 feet tall and the house is 100 feet away from the tree.

If the subject tree were to drop a large scaffold limb it is unlikely that it would impact the house at 2719 Alta Vista Drive or at 901 Chestnut Place due to the distance between the houses and the tree and the probable fall direction of a limb failure.

If the subject tree were to fail or drop a large scaffold limb it is somewhat likely that the tree or one of its parts could impact a vehicle parked within the fall zone of the subject tree due to the occupancy rate of vehicles parked in the area and the close proximity to the subject tree.

If the subject tree were to fail or drop a large scaffold limb it is unlikely that the tree or one of its part would hit a person in a vehicle, a person walking on the sidewalk, or a vehicle that is traveling under the tree at the time of failure because the occupancy rate of people actually in the parked car or traveling under the tree is only occasional.

If the subject tree were to fail it is unlikely that the tree would hit the house at 901 Chestnut Place because of location of the house and its proximity to the tree and the probable fall direction of the house.

If the subject tree were to drop a large scaffold limb it is somewhat likely that a part of the subject tree could fall and impact the hedge or yard of the house at 901 Chestnut Place.

The consequences of the impact of an entire tree failure to the house at 2719 Alta Vista Drive is minor. In spite of the distance between the tree and the house, if the tree were to fail, branches from the failed tree could break upon impact with the ground and ricochet into the house causing damage to the house or front yard landscape. The consequences of an impact of a branch failure from the subject tree to the house at 2719 Alta Vista Drive is rated to be negligible because of the distance between the house and the tree and the probable fall direction of a limb failure.

The consequences of an impact from the subject tree or one of its parts to a vehicle parked underneath or within the fall zone of the tree is rated to be significant because of the size of the part combined with the fall distance and the subsequent damage incurred.

The consequences of an impact from the subject tree or one of its parts to a person that might be underneath or within the fall zone of the tree is rated to be severe because of the size of the part combined with the fall distance and the subsequent damage or injuries that could be incurred.

CONCLUSIONS

The risk rating of a tree part failing, impacting a target and causing significant injury or damage within the next 36 months is **Low**. The risk rating of the entire tree failing, impacting a target and causing significant injury or damage within the next 36 months is **Moderate**.

The subject tree is in fair health and has a fair structure. The balance of the canopy has been offset due to a previous pruning treatment that was made to clear the canopy away from the property at 901 Chestnut Place. Although there are defects in the canopy and the structure is currently one sided, those defects and canopy structure can be mitigated through specific pruning treatments.

The repeated pruning treatments have resulted in the loss of most of the tree's foliage. This has caused stress. Over pruned trees are more susceptible to insect infestation. The tree's response to the repeated pruning is to produce as much leaf surface it can in order to replace the lost foliage. The new foliage is an attractant to leaf eating insects like the Tortoise Beetle that feeds on the new foliage.

The tree has a sound trunk base with indications of good response growth at the base to add support to its structure. The turf and overhead irrigation system has been removed and replaced with surface drip irrigation and low water usage plants. This reduces the potential for decay at the trunk base and allows the tree an opportunity to continue developing a sound trunk base.

Overall the tree's health and condition is consistent with other mature street trees found in a mature urban forest such as Newport Beach's urban forest. There will always be a level of risk associated with trees and when maintaining large mature trees such as the subject tree, it is important to take appropriate steps to manage that risk. Proper maintenance, routine inspections and adequate irrigation can reduce those risks as the trees are being cultivated, but will not eliminate them entirely.

RECOMMENDATIONS

Based on the findings and conclusions of this tree assessment it is recommended that the subject tree be retained under the following conditions:

1. That the tree be structurally pruned to remove the defective limbs.
2. That the tree not be pruned for at least 3 years. The subsequent pruning treatment should adhere to the International Society of Arboriculture's adopted pruning standards that recommends no more than 20 – 25% of the live foliage be removed.
3. That the tree be inspected annually to determine if there is any change in its structural condition or health.

Respectfully submitted,



Walter Warriner
Consulting Arborist

Assessment Limitations and Further Information

This report, its findings and recommendations are submitted with the following understanding:

- Arborists are specialists in tree management and care who use their education, knowledge, training and experience to inspect and assess tree health and condition, and identify measures that reduce risk of personal injury or property damage from trees exhibiting defects.
- This assessment is based upon the information provided by the Client, and Walter Warriner Consulting Arborist's education, knowledge, training, experience and diligent field investigation. Arborists cannot detect every condition that could possibly lead to the structural failure or decline in the health of a tree. Trees are living organisms that fail in ways that are not fully understood and cannot always be predicted. Conditions are often hidden within trees and/or below ground. Arborists cannot guarantee that a tree will be healthy or safe under all circumstances, or for a specified period of time. Likewise, remedial treatments, like any medicine, cannot be guaranteed.
- This assessment is based on predictions of tree behavior during normal weather conditions and the condition of the tree at the time of the field inspection. Normal weather conditions are defined as wind less than 46 mph (40kts) in speed and rainfall that does not saturate the soil and destabilize the tree root system. Changes to tree or site conditions after completion of the tree and site inspection that are caused by severe weather, construction, accidents, insects, disease or other agents may change the structural integrity of a tree or tree part and increase risk. These types of future changes in condition and their impact on the tree cannot be reasonably predicted during a risk assessment.
- This assessment is restricted to the designated tree(s) and did not assess any other nearby trees that may present potential hazards to people or property.
- Recommendations for risk reduction treatments may involve considerations beyond the scope of the arborist's services such as cost, public sensitivity, property management considerations, and other issues. This assessment did not consider these factors, but focused on the structural integrity of this tree and its relative risk to the public at the time of this inspection and during normal weather conditions.
- Trees can be managed, but they cannot be controlled. To live, work and play near trees is to accept some degree of risk. The only way to eliminate risk from trees is to remove trees, but this is not recommended unless recommended by a qualified Arborist because it also eliminates the multitude of benefits provided by trees.
- Clients may choose to accept or disregard the recommendation of the arborist, or to seek additional advice.

ATTACHMENT C:

CITY OF NEWPORT BEACH

**THE PARKS, BEACHES AND RECREATION COMMISSION
WILL CONSIDER DENYING A REQUEST FOR**



**THE REMOVAL OF THIS TREE
AT THE February 2, 2016 (6:00PM) MEETING
AT THE CIVIC CENTER
COUNCIL CHAMBERS
100 CIVIC CENTER DRIVE
NEWPORT BEACH CA 92660**

CITY STAFF RECOMMENDS RETAINING THE TREE.

**FOR ANY QUESTIONS PLEASE CALL
THE MUNICIPAL OPERATIONS DEPARTMENT
AT (949) 644-3055**

CITY OF NEWPORT BEACH

**THE PARKS, BEACHES AND RECREATION COMMISSION
WILL CONSIDER DENYING A REQUEST FOR**



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**FOR ANY QUESTIONS PLEASE CALL
THE MUNICIPAL OPERATIONS DEPARTMENT
AT (949) 644-3055**



== CITY OF ==

NEWPORT BEACH

PB&R Commission Staff Report

Item V-C
February 2, 2016

TO: Parks, Beaches & Recreation Commission

FROM: Recreation & Senior Services Department
Laura Detweiler, Recreation Director
949-644-3157, LDetweiler@newportbeachca.gov

PREPARED BY: Justin Schmillen, Recreation Manager
949-644-3160, JSchmillen@newportbeachca.gov

TITLE: Request by Newport Harbor Baseball Association to Install One Bullpen at Mariners Park on Baseball Field #1

RECOMMENDATION:

That the PB&R Commission consider staff's recommendation to approve the request by Newport Harbor Baseball Association (NHBA) to install one (1) bullpen at Mariners Park on baseball field #1, a dedicatory plaque donated by NHBA consistent with Council Policy B-17, and waive the 10% maintenance fee for the bullpen area. Installation would be contingent upon NHBA obtaining all necessary City of Newport Beach Community Development Department permits prior to construction.

FUNDING REQUIREMENTS:

Project is to be fully funded by NHBA, including but not limited to installation, materials and subsequent damages from the project. No fiscal impact to the General Fund. NHBA will be responsible for the maintenance of the bullpen area and therefore waiver of the 10% maintenance fee is recommended.

DISCUSSION:

The NHBA is a 100% volunteer youth serving organization that serves the west side of Newport Beach and the east side of Costa Mesa. The league is comprised of over 400 Newport Beach resident participants.

The NHBA has requested to install a bullpen area with two warm up mounds along the first base side of baseball field #1 at Mariners Park (Attachment A). The proposed bullpen would be a 50' x 6' area consisting of brick dust, two mounds with pitching rubbers, two home plates and fencing on three sides. The entire project will be funded by NHBA with estimated costs at \$10,000.

The bullpen construction will extend 6-foot high fencing from the first base side dugout fencing for the entire length of the bullpen area (approximately 50 feet). Fencing

(approximately 6 feet long) would extend off of the 50 foot section behind the pitcher's mounds and plates. The fourth side of the bullpen area would remain open for accessibility. All fencing will match the existing backstop fencing. No permanent structures will exist within this footprint. Only the existing sod in the area would be removed and replaced by brick dust.

During games, pitchers and catchers currently warm up in the proposed bullpen area but require an additional "spotter" to protect them from foul balls and overthrows. The addition of the bullpen would not only provide a safer area for pitchers warming up, but also for coaches and spectators to view games when the bullpen is not in use. The addition of the bullpen would also allow:

- More players to practice pitching off a mound at one time
- Minimize damage and maintenance costs to the game day mound
- Reduce wear on turf from warming up in unspecified pitching areas

This configuration would not impede on the current passive use of the park or other recreational activities. This includes any conflict with the existing soccer field layout as confirmed by AYSO Region 97, who uses Mariners Park as one of their home fields. Use of the bullpen will be open to the public and limited daylight hours, as Mariners Park does not have athletic field lights.

Recreation & Senior Services and Municipal Operations staff met on site to discuss the preliminary layout and concept with the NHBA in October of 2015. If approved, construction would begin the first week of February and completed by March 1, 2016. The NHBA's Opening Day program at Mariners Park and first games are scheduled to start the first weekend in March.

ACKNOWLEDGEMENT:

In acknowledgement of the project, NHBA is requesting a dedicatory plaque in the name of the Cornwell Family to honor the life of their son Zach and the many years of dedicated service of the Cornwell Family to the community. Fred Cornwell served on the NHBA board for over a decade and was key in working with the City to create many improvements in both the fields and the field allocation system as a whole for all sports leagues. Fred was a vital participant in the design of the Sunset Ridge Park baseball field and in working with the City to gain Coastal Commission approval of the park. Fred continued to volunteer his time years after his sons were no longer participating in the league to see the project through completion.

The dedicatory plaque, which will be provided by NHBA, will be consistent with Council Policy B-17.

NOTICING:

The agenda item has been noticed according to the Brown Act (72 hours in advance of the meeting at which the Commission considers the item). Residents within 300 feet of Mariners Park were noticed.

- Attachments:
- A. Letter from Newport Harbor Baseball Association dated December 1, 2015.
 - B. Overhead photo showing approximate location of bullpen and existing soccer field overlay
 - C. Site plan, floor plan and footing plan for proposed bullpen
 - D. Council Policy B-17 — Park Facilities and Recreation Program Donations

December 1, 2015

Justin Schmillen, Recreation Manager
Recreation and Senior Services Department
City of Newport Beach

RE: Addition of Bullpens at Mariners Park, Field 1

Dear Mr. Schmillen,

Newport Harbor Baseball Association (NHBA) would like to install a bullpen area with two warm up pitching mounds at Mariners Park Field #1 on the first base side. Currently there is no formal area for pitchers to warm up.

We have over 400 Newport Beach baseball players/managers/coaches/residents in our program. Our goal is to provide a safe environment and to enhance the baseball experience for our players and spectators. We feel the addition of the bullpen will support our goal. The current situation does not provide a safe environment for the players to practice or warm prior to and during games.

Currently pitchers are warmed up in the grassy areas on both the first base and third base sides of the field. There is no protection for players or spectators behind the pitcher or catcher. On the third base side spectators and other park visitors are exposed as they walk the path to access the restroom. On the first base side, it is common for spectators to sit and observe the game in lawn chairs along the right field line. The bullpen area would remedy this situation. We are suggesting the dual bullpen area on the first base side of the field due to space availability, managing the cost and minimizing the impact to the overall use of the park. Additionally the bullpen area will minimize the use and damage to the field's game mound and reduce our maintenance costs.

Enclosed with this letter are overhead photos with approximate dimensions detailing the location of the bullpens. Official plans for the bullpens are currently in development with a licensed architect.

We expect construction to start first week of February and be complete by March 1, 2015. Our Opening Day program is scheduled for the first weekend in March at Mariners Park with an official opening day game on the Mariners #1 field.

If you have any additional question, please let me know.

Sincerely,

/s/

Karl Post
NHBA Board Member

Cc: Sean Pence – NHBA President

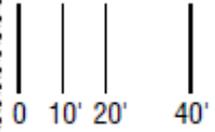
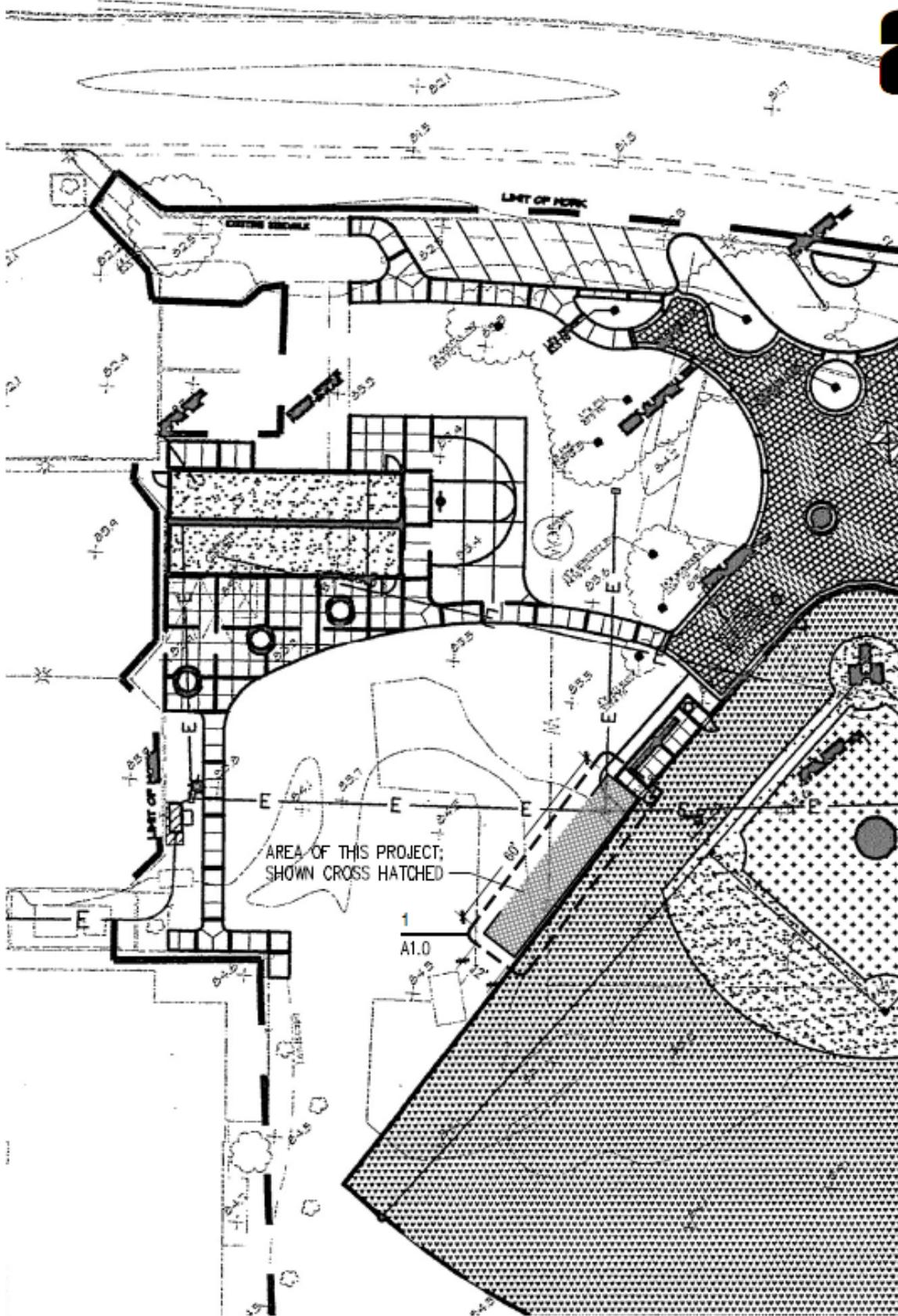


a0.0

site plan
scale: 1"=40'-0"

mariners 1 bullpen

mariners park
newport beach, california
92663



20 january 2016
© copyright 2016
job #1802

eric aust
architect

62 balboa cove
newport beach, california 92662
tel 949.637.5220

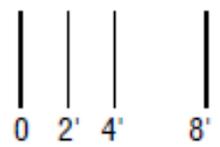
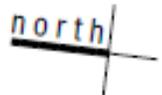
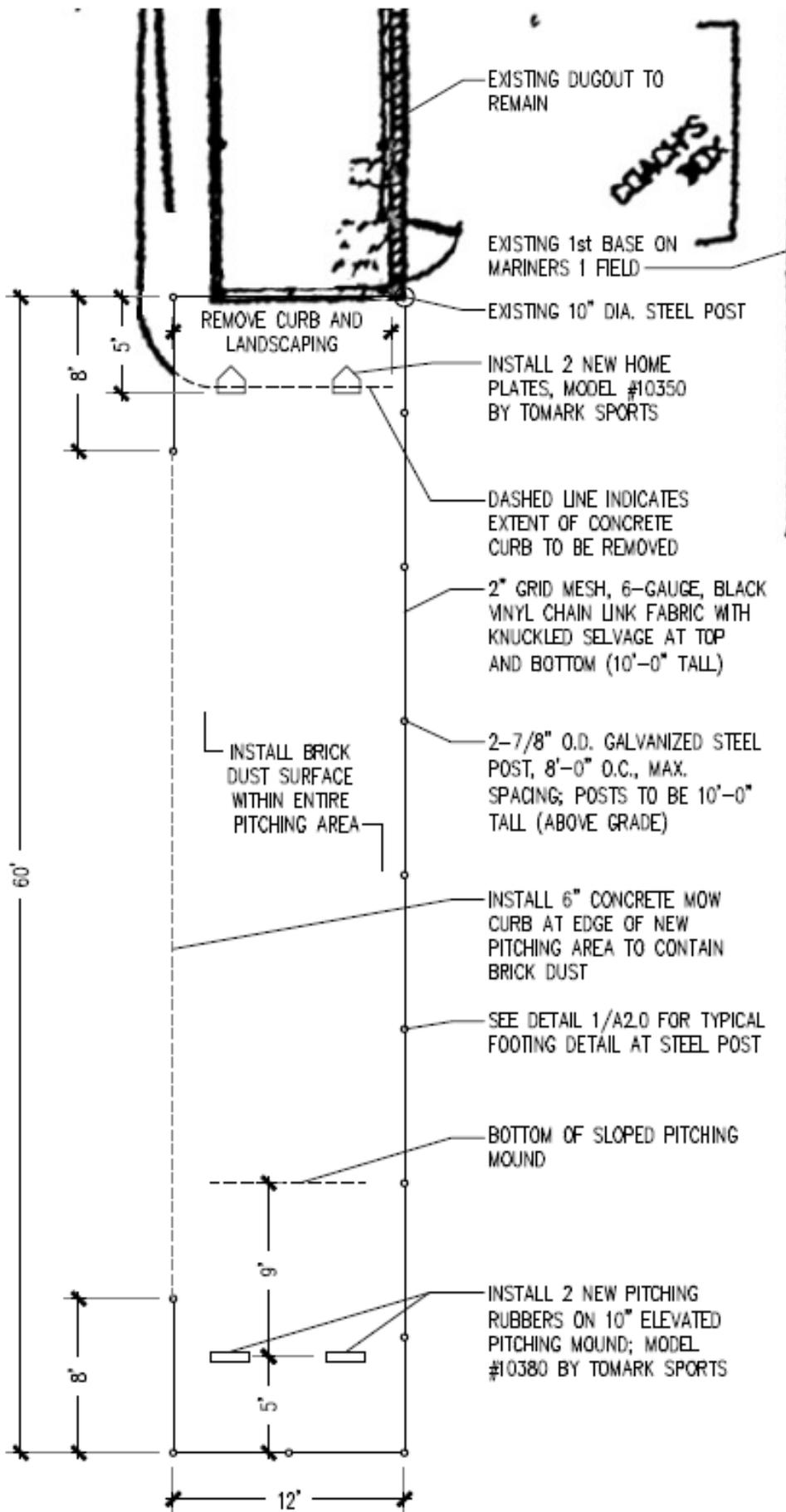
1 site plan
A0.0 SCALE: 1" = 10'-0"

a1.0

floor plan
scale: 1/8"=1'-0"

mariners 1 bullpen

mariners park
newport beach, california
92663



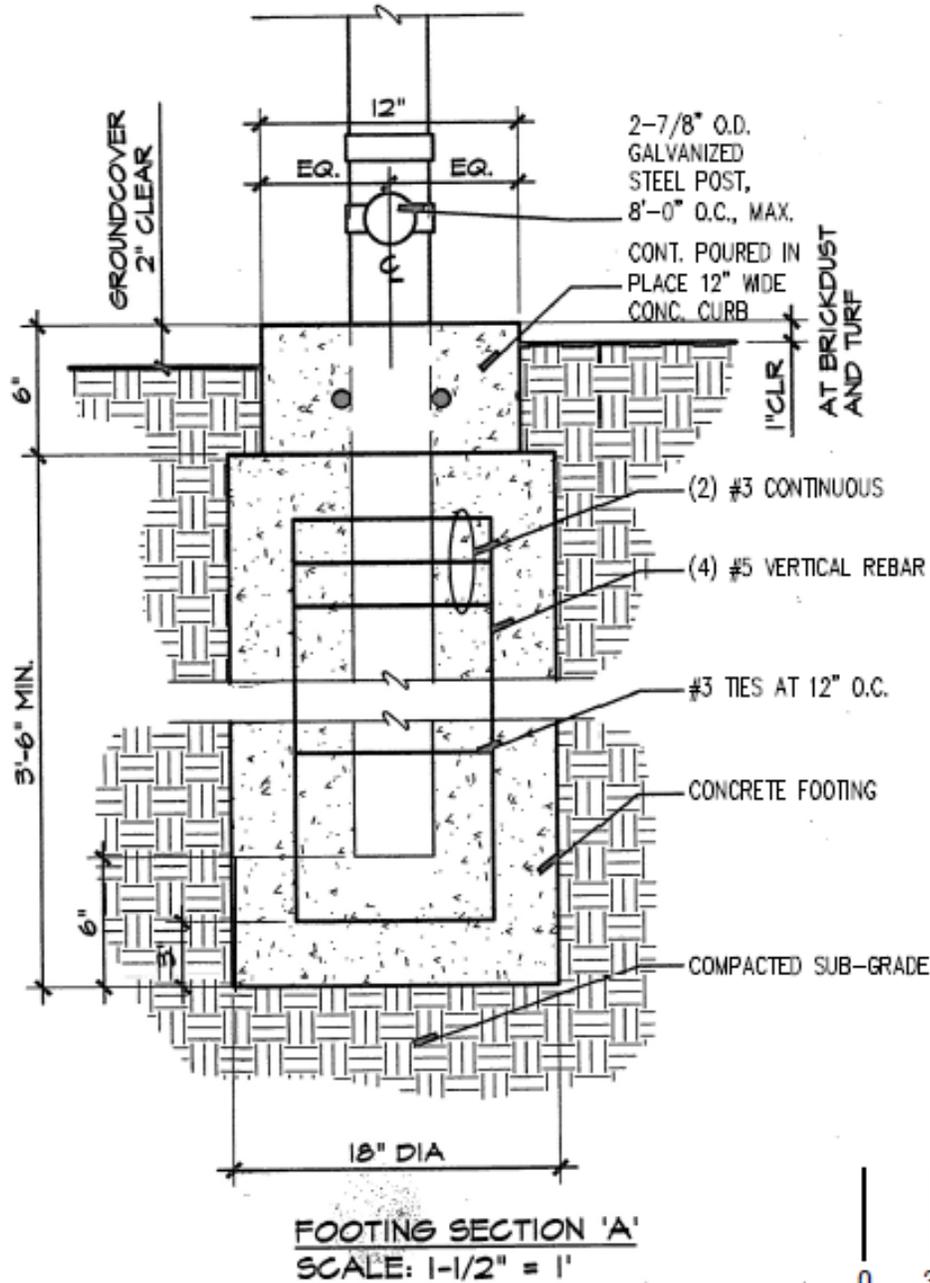
20 january 2018
© copyright 2018
job #1602

eric aust
architect

62 balboa cove
newport beach, california 92662
tel 949.857.5220

1 floor plan

A1.0 SCALE: 1/8" = 1'-0"



20 january 2016

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job #1602

eric aust
architect

82 balboa cove
newport beach, california 92662

tel 949.637.5220

1 footing detail at post, typ.

A2.0 SCALE: 1-1/2" = 1'-0"

PARKS, FACILITIES, AND RECREATION PROGRAM DONATIONS

PURPOSE

The City Council recognizes the need to promote community involvement and active participation in quality of life components throughout the community, and the need to establish a fair, equitable, and uniform procedure for which gifts may be donated to the City. This policy establishes criteria for donations to assure area compatibility, attractiveness, usefulness, and the capability to be maintained. Each donation considered for inclusion in the City park public improvement and street system will be subject to established limitations and guidelines for the particular area.

POLICY

A. Acceptance of donations of cash or tangible items

1. Based on the value of the donation, appropriate City staff will review the acceptability of any donation and determine if the benefits to be derived warrant acceptance of the donation.
2. Criteria for evaluation includes consideration of any immediate or initial expenditure required in order to accept the donation, the potential and extent of the City's obligation to maintain the donation, and the community benefit to be derived from the donation.
3. The cost of a tangible donation shall include a 10% maintenance fee paid for in full by the donor. This maintenance fee is in addition to any other fees or charges.

B. Types of Donations

Donations may be received in the form of cash, real, or personal property. Restricted donations are those donations that the donor specifies for a particular City location or purpose. Unrestricted donations are those donations that are given to the City for unspecified use.

1. Cash Gifts

- a. Donation of cash or items valued at below \$10,000 may be accepted by the City Manager. However, any donation considered a park

facility improvement that would result in an installation of a permanent fixture in the parks must be in compliance with section B-4 of this policy, *Park and Street Improvement Donations*.

- b. Donations of \$10,000 and above may be accepted by the Parks, Beaches and Recreation Commission.
- c. Gifts of funds may be designated for restricted or unrestricted use.
- d. Gifts of funds accepted by the City imply no other obligation besides using donated funds for the specified purpose.

2. Trees

Tree donations add beauty to City parks and facilities. Trees may be donated and installed at parks and parkway locations recommended by the General Services Director and approved by the Parks, Beaches and Recreation Commission. The minimum size of tree donations must be 24" boxed containers unless waived by the Commission.

- a. Tree donations are limited to specific species and limitations identified in the City Donation Catalog.

3. Benches

Bench donations may be donated and installed in different areas of placement including parks, streets, along the beachfront, within villages, commercial districts, neighborhoods, on a specific island, etc. The Parks, Beaches, and Recreation Commission, with the assistance of General Services staff, shall designate the type, style, design, and placement of City-owned benches on City property.

- a. An inventory of designated benches and available bench locations will be maintained in the City Donation Catalog.
- b. Donation requests must be submitted to the General Services Department and meet the following requirements:

- i. Bench donations along a city street, beachfront or other public right of way will require the approval of the General Services Director.
- ii. Bench donations within a commercial district will require notification of, and an endorsement from, the local business association, if applicable.
- iii. Bench donations for parks and facilities within a residential community will require notification of residents and an established homeowners association or common interest development, when applicable, within 300 feet of placement.

4. Park, Public Improvement, and Street Amenities

Other amenities such as drinking fountains, tables, and other equipment that will improve public places in parks, in and/or around public buildings, streets, walkways, and trails may be donated to the City.

- a. Other amenities that may be donated will be identified in the City Donation Catalog.
- b. Donation of public amenities valued at below \$10,000 may be accepted by the City Manager.
- c. Donation of public amenities valued \$10,000 and above may be accepted or declined by the Parks, Beaches and Recreation Commission.
- d. Donations to be installed on public sidewalks shall meet the criteria described in Policy L-15 Encroachments on Public Sidewalks and approved by the Public Works Director and General Services Director.

C. Naming Rights

Donors may receive naming rights on capital improvement projects for which any donation matches or exceeds 75% of the total budgeted cost for the area benefiting from the donation. All such donations will be submitted to the City

Council for acceptance of the donation and the name to be applied to the project in keeping with City Council Policy B-9 – *Naming of City Parks & Facilities*.

D. Sponsorships

Special Events are recognized as fundraising activities. Where donations or sponsorship of a special event will require some form of recognition, and, in order to provide recreational opportunities, corporate or organizational sponsors may be recognized by use of logos and name on event banners and signage. Signs and literature at all such special events would be at the discretion of the appropriate Department Director. The size, scale and location of corporate logos and names should not dominate the event facilities or area. Corporate logos and/or names should not be displayed in a manner that would, in any way, suggest the endorsement of the Department or the City. All signs must comply with the City's existing sign code and Council Policies B-3 and B-8.

E. Right to Decline

The City of Newport Beach reserves the right to decline any donation if, upon review, acceptance of the donation is determined to be not in the best interest of the City.

F. Special Privileges

Making a donation or co-sponsoring a special event does not entitle a sponsor/donor to any special privileges other than those stated in this policy such as recognition, plaques or displays at events, unless otherwise agreed upon and approved by the Department Director or the City Council when appropriate.

G. Gift Donation Catalog

The Recreation & Senior Services Director and General Services Director shall review and present to the Parks, Beaches & Recreation Commission periodically the City Donation Catalog containing ideas for public donations.

H. Acknowledgements

1. Letter of acceptance of donation will be sent to donor.

2. In some cases, recognition of donations may be given at Commission or Council Meetings.
3. Plaques are reserved for donations meeting the following criteria:
 - a. Donors providing donations valued at \$1,000 to less than \$4,000 may elect to provide a dedicatory plaque not exceeding 2" x 6" with a name designated by the donor preceded by one of the following: "Donated by", "Donated for", "In recognition of", or "In Memory of".
 - b. Donors providing donations valued at \$4,000 or greater may elect to provide a dedicatory plaque not exceeding 5"x7" with name, date and dedication wording not exceeding 25 words. Plaque content must be approved by the Parks, Beaches & Recreation Commission.
 - c. Donors providing donations valued at least \$1,000 that recognize individuals or organizations that have provided distinguished long term and/or significant service to the City may include a dedicatory plaque not exceeding 5"x7" with name, date and dedication wording not exceeding 25 words. Individuals can include City employees with 25 or more years of distinguished service, as determined by the PB&R Commission.
 - d. Plaques are at the expense of the donor, the City will assume ownership and maintenance of the donated item and plaque however, the City does not assume replacement costs due to vandalism or theft. Plaques will remain on a donated item during its useful life. The City reserves the right to remove and/or relocate the donated item.
 - e. Plaque information will be entered on the Gift Donation Catalog application form and ordered by the City.

Adopted - May 9, 2006
Amended - February 24, 2009
Amended - June 26, 2012

Formerly G-5