Daily Pilot

SATURDAY, NOVEMBER 21, 2020 /// Now including Coastline Pilot and Huntington Beach Independent /// dailypilot.com

Laguna secondary students' return delayed

The school district does not expect high school and middle school students back on campus until at least January.

BY ANDREW TURNER

The Laguna Beach Unified School District does not expect to be able to open its secondary schools until at least January following Orange County's move back to the purple tier.

Orange County was one of 28 counties to revert to the most restrictive tier regarding reopening with relation to transmission of the coronavirus on Monday.

District Supt. Dr. Jason Viloria said in his report at the district's school board meeting on Thursday that preliminary conversations with the Orange County Health Care Agency did not yield a concrete timeline for when the district would be able to open its secondary school sites.

"Very surprised and taken aback Monday when we received news that the entire framework as we knew it was going to be changed," Viloria said.

He added that the earliest that secondary students could go back

See Laguna, page A3

Leisa Winston hired as H.B. **City School** District chief



Raul Roa | Staff Photographer

A HUNTINGTON BEACH Police Parking Control officer exits his truck on Friday. A new curfew order asks residents to stay at home from 10 p.m. to 5 a.m.

O.C. police focus on education for compliance with curfew order

BY LILLY NGUYEN, MATT SZABO, **ANDREW TURNER, SARA CARDINE**

As coronavirus cases surge across California, state officials announced Thursday that they would be implementing a mandatory, overnight stay-at-home order just days after Gov. Gavin Newsom announced a rollback of dozens of counties into the purple, "widespread" tier.

The order affects about 94% of Californians that are currently living within the most restrictive tier in the state's reopening plans, including Orange County. It prohibits most nonessential activities and asks residents to stay at home between 10 p.m. and 5 a.m.

It will go into effect Saturday and will be in place through Dec. 21, but state health officials said it may be extended or revised.

State officials said that activities between the hours of 10 p.m. and 5 a.m. are typically nonessential and more likely related to social activities and gatherings, adding that they have "a higher likelihood of leading to reduced inhibition and reduced likelihood for adherence to safety measures like wearing a face covering and maintaining physical distance.'

Many of the restrictions imposed by the order reflect the stay-at-home order in March, which still allows Californians to go buy groceries, pick up restaurant takeout orders, visit doctors and other healthcare or essential service providers.

California hit a new single-day record on Thursday with 13,422 new COVID-19 cases reported. On Friday, Orange County reported 1.169 new cases

So who will be policing the state's overnight curfew? Orange County police departments said Friday that they would largely be continuing with existing practices. Departments said they have largely seen voluntary compliance.

Orange County Sheriff Don Barnes said Friday in a statement that deputies would not

BY MATT SZABO

Leisa Winston has been hired as superintendent of the Huntington Beach City School District, the district announced Thursday.

Winston will take over for interim Supt. Greg Magnuson starting



on Jan. 4, pending contract negotiations and final board of trustees approval on Dec. 15. She is cur-

rently the deputy

superintendent

of human re-

sources and in-

Leisa Winston

structional services for the Laguna Beach Unified School District, a position she has held since July 2019. Before that, she spent nearly six years as Laguna Beach's assistant superintendent of human resources and public communications.

"I'm really excited to work with the board and community," Win-

See Winston, page A2

Costa Mesa mask mandate offender cited at local grocery store, charged with obstruction

BY SARA CARDINE

Four months after the city of Costa Mesa began warning citizens anyone caught without a a law some in the community criticized for its lack of enforcement — an unmasked individual has been punished.

Costa Mesa Police Department spokeswoman Roxi Fyad confirmed a man was arrested Tuesday on suspicion of violating the city's municipal code and obstructing a police officer. Both offenses are considered misdemeanors.

The man reportedly entered a grocery store on the 1800 block Newport Boulevard at around 8:30 p.m. without a face mask, in violation of the store's policy and a citywide order issued in March by City Manager Lori Ann Farrell



Kevin Chang | Staff Photographer

A SIGN on Fair Drive in Costa Mesa warns residents of a \$100 fine being imposed upon people caught in public without a face mask.

Harrison, acting as the city's director of emergency services during the pandemic.

We were called to the loca-

tion," Fyad said Friday, indicating someone at the grocery store contacted authorities. "The person was uncooperative and con-

frontational with officers - there was no chance of him putting on a mask or leaving the store, de-spite the officers' repeated requests for him to comply."

Fyad did not wish to release the individual's name, age or city of residence due to the nature of the incident but did confirm that, to her knowledge, this was the first police citation of an individual pertaining to Costa Mesa's mask order.

Costa Mesa police officials clarified, however, that the department has worked alongside the city's code enforcement team responding to calls for service regarding local businesses that may be in violation of COVID-19 mandates, and citations for failure to wear masks have been issued in some cases.

See Mask, page A2

Newport Beach councilman wants to save Christmas Boat Parade

BY LILLY NGUYEN

Councilman Kevin Muldoon is trying to save Christmas - well, trying to save the Newport Beach Christmas Boat Parade, at least.

The parade, which would have been in its 112th iteration this year, was canceled on Wednesday by the Newport Beach Chamber of Commerce.

Organizers pointed to the rise in cases of the coronavirus and the recent shift of Orange County along with nearly 40 other counties in the state - to the purple, "widespread" tier.

Chamber Chief Executive Officer and President Steven Rosansky said Friday that the decision to cancel came down to public safety.

"We always said we would move forward with the planning of the parade with the understanding that we would reevalu-

COLORFUL Duffy boat moves along the route during the 111th Newport

Beach Christmas Boat Parade in 2019.



ate the decison as we got closer to the event," Rosansky said. "With the recent spike in the coronavirus numbers and Gov. [Gavin] Newsom's actions this week, we no longer felt we could justify holding a five-day event that brings hundreds of thousands of people into the city from all over Southern California.'

Rosansky said it would have

been impossible to ensure visitors were wearing masks or facial coverings and abiding by social distancing mandates in places where people could possibly gather to view the parade in Newport Harbor, such as on Balboa Island, Balboa Village and the public docks around the harbor.



Photos by Don Leach | Staff Photographer

See **Parade**, page A2 **A FISHING VESSEL** moves along the route during the 2019 parade.

THE DAILY COMMUTER PUZZLE

By Jacqueline E. Mathews

ACROSS

1 Fido's foot 4 _ in; inundated by 9 20th-century U.S. president 13 Not bananas 14 Black-and-tan dog, for short 15 Wahine's dance 16 Toy that flies 17 Exhausted from toil 19 Once _ blue moon 20 Liberates 21 Small hills 22 Astronaut John

24 Compadre 25 Thread holders 27 Where to lay your head 30 "Ripley's Believe It _!" 31 Fast-food side 33 Burst 35 Given free _; unrestricted 36 Not as many 37 on; incite 38 Suffix for giant or lion 39 Pines & palms 40 Actor/comedian Milton 41 Gazed 43 Wanting too much _ of; toss 44 Get 45 Frock 46 African nation 49 Milkshake insert 51 La Toya, to Janet 54 Unruly 56 Dryer residue 57 Rainbow shapes 58 Horse homes 59 At _; immediately 60 Nickname for Elizabeth 61 Great Mountains; southeastern U.S. range 62 Syllable of disgust

DOWN



SUDOKU

By The Mepham Group

Complete the grid so each row, column and 3-by-3 box (in bold borders) contains every digit, 1 to 9. For strategies on how to solve Sudoku, visit sudoku.org.uk.

		1		5		9		
5			9		1			2
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	6		1			4		
3				2				7
		8			6		2	
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8			7		5			9
		3		8		5		

For answers to the crossword and Sudoku puzzles, see page A3.

1 Kidney stone 9 Feeling of excitement symptom 2 Bad guy in a 10 Arctic seabirds novel 11 Hightail it 3 Itty-bitty 12 Small amounts 4 Decorates 13 Word before 5 Made on a loom pole or lift 6 Busy as 18 Grad exams, 7 Titles for knights perhaps 8 Chop down 20 Stetson

material 23 Crazy as a _ 24 Wharf 25 Feeling offended 26 Push down hard 27 Bakery display 28 Persecuting 29 "Who _ have thunk it? 31 Give a meal to 32 Emerson's monogram 34 _ on; victimize 36 Savage, for one 37 Candy store chain 39 Dry run 40 Make beer 42 James of "Gunsmoke" 43 Like pastureland 45 Under the influence 46 Snatch 47 "It's all downhill from 48 Letters 49 "The King and I" setting 50 Barcelona bull 52 _ along; move very slowly 53 Sault _. Marie 55 Abbr. on a birth announcement 56 Gehrig or Ferrigno

Tribune Media Services

AROUND TOWN

Free Thanksgiving meal event in Orange County

The Community Action Partnership of Orange County and several community partners are coming together to ease the hardship brought on by the coronavirus pandemic on Thanksgiving Day.

In the organization's 34th annual Thanksgiving Day event, a drive-through food distribution is expected to provide Thanksgiving meals and additional groceries for about 7,000 cars.

The food giveaway is set to take place from 9 a.m. to noon on Thursday at the Honda Center, located at 2695 E. Katella Avenue in Anaheim.

The food will be handed out off Douglass Road, and participants should follow signs providing directions.

Additional partners for the food distribution include OC Food Bank - a program of CAP OC, Second Harvest Food Bank of Orange County, Waste Not OC, Wells Fargo, We Give Thanks, Inc., the Honda Center and the Anaheim Ducks.

The food to be provided includes approximately 1,300 turkeys, 7,000 pies and 175,000 pounds of packaged food.

Newport Dunes to light up the bay on Nov. 27

The Newport Dunes Waterfront Resort's 30th annual Lighting of the Bay is on Nov. 27.

The event will continue through the holiday season. Lights will go on every night until to Jan. 1. The public is invited to view the lights, whether it be from their cars or strolling along the beachfront promenade. Parking rates will apply.

The resort is also offering residents the

MASK

Continued from page A1

Requiring facial coverings in public was one of several orders issued during a local coronavirus emergency declared March 12 by Farrell Harri-

State and local codes grant governors and city managers, respectively, the authority to issue emergency orders intended to have the force and effect of law.

Provisions of Costa Mesa's municipal code related to disaster relief state it is a misdemeanor offense to "do any act forbidden by any lawful rule or regulation issued pur-

PARADE

Continued from page A1

The parade typically generates an estimated \$7 million to \$10 million in revenue, according to studies done by Newport opportunity to purchase trees at its holiday tree lot, starting Sunday.

Blind Children's center embarks on three-year training partnership

Santa Ana-based Blind Children's Learning Center recently announced it will partner with California Deafblind Services in a three-year collaboration to receive training that will assist Orange County youth who live with blindness and deafness. About 132 deaf-blind children countywide have been identified.

Participants in the training will learn how to recognize and differentiate specific conditions and disorders faced by those in the deaf-blind community and learn about risk factors associated with various disability, among other topics.

Angie Rowe, president and executive director of Blind Children's Learning Center said she was honored to partner with the San Francisco-based organization.

"Both of our agencies care greatly about making life for those with visual impairments and who are deaf-blind the best it can possibly be," she said in a release. "Thanks to this partnership, we will be able to continue teaching, educating, and providing the necessary resources for our children to have the brightest possible future."

Founded in 1962, Blind Children's Learning Center operates programs focused on early intervention, therapy services, youth outreach and school readiness for children with visual impairments and their families.

See Around Town, page A3

block and street provided coincide with Mother's Market, where protesters staged an Aug. 15 antimask rally.

During that rally two women entered the store without face coverings and would not leave,

Costa Mesa police reported on Twitter following the incident. Fyad confirmed Friday the two individuals were arrested, not for their refusal to wear masks but for tres-

passing. "We were required to make the arrest at the request of store security," she said of the Aug. 15 incident.

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parade alive using increased safety measures, and I'm hopeful that the city can assist in the operations and public safety support that we give every year for this historic event," Muldoon said.

Muldoon said he felt it



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Rosansky said a typical year usually sees 80 to 90 boats registered, though other unregistered boats often tag along at the end. This year's was initially supposed to be streamed virtually Dec. 16 to 20.

"It was for the protection of Newport Beach residents as well as visitors," Rosansky said.

Rosansky said that the chamber has received a number of phone calls, emails and social media posts about the parade's cancellation.

Most have been supportive, but some ex-

WINSTON

Continued from page A1 ston said. "Huntington Beach City is a really

highly regarded school district with quality schools. They already have remarkable student achievement, so I'm just excited to start working with the staff, community and the board to really get a sense of what their vi-



saw similar responses from the public on social media but also saw residents mobilizing to try and keep the event alive.

suant to this title, if such

act is of such a nature as to

give or be likely to give as-

sistance to the enemy or to

imperil the lives or proper-

ty of inhabitants of this

city, or to prevent, hinder

or delay the defense or

City officials embarked

on a social media cam-

paign in July with posts

reading "Don't face a fine.

Wear a mask," and "No

Several residents criti-

cized the law's toothless-

ness on social media,

posting photos of bared

faces and inviting police to

did not name the grocery

store where Tuesday's ar-

rest occurred, but the

"I think that the thread

that runs through all the

responses is disappoint-

ment that the parade is

not happening this year,"

Muldoon said that he

pressed frustration.

Rosansky said.

Speaking Friday, Fyad

cite them.

Face Mask = \$100 Fine."

protection thereof."

Muldoon submitted a request to Newport Beach City Manager Grace Leung on Wednesday night, just hours after the announcement came out, to discuss the possibility of the city assisting the parade.

The item will not be on the council's upcoming meeting on Tuesday, but Muldoon expects council members to consider it on Dec. 8.

"There are a group of unofficial organizers working on keeping the boat

sion is for what the school district could be. It's a challenging time with everything going on, but I'm really excited about the opportunity."

Winston, 44, an Aliso Niguel resident, also has worked as an assistant superintendent in the Westminster School District and a program specialist in the Capistrano Unified School District. She holds a bachelor's degree in special education from Eastern Michigan University, a master's of education from Oakland University and a doctor of education degree from Brandman University.

This year, she was named Region 17 Personnel Administrator of the Year by the Assn. of California School Administrators.

"I think I have a unique experience in that I have overseen HR instruction and communications for school districts," Winston said. "Really, the only job I haven't done is CBO, Chief Business Official, or assistant superintendent of business. But I've worked closely with our CBO in our negotiations and things like that. So, I feel like I've had a well-

was possible for the city to help with financial resources or by helping coordinate safety measures and figuring out what days might be safer to avoid crowding.

"The parade signifies the hope we all feel at the end of the year when we celebrate Christmas and the New Year. For so many, it's been a very difficult year," he said. "Many have faced losses and depression, and I think a little bit of holiday cheer would go a long way."

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rounded experience, and I'm ready for that next step."

Magnuson was hired as interim superintendent for the Huntington Beach City School District in June, when Gregg Haulk resigned after nine years in charge.

HBCSD, which consists of six elementary schools and two middle schools, has been operating in a hybrid learning model during the coronavirus pandemic. Elementary school children went back to class on Oct. 26 on an a.m./p.m. split schedule, with middle school kids following a week later.

"The board [of trustees] wishes to extend its appreciation to Dr. Winston and each of the applicants who showed an interest in the position," the Huntington Beach City School District said in a news release.

"Trustees also want to express their gratitude to HBCSD employees, parents, students, community members and ESS search advisors for their valuable input throughout this process."

matthew.szabo @latimes.com Twitter: @mjszabo

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Thanksgiving

Second Harvest's

facility in Irvine.

meals on Thursday at

distribution

Kevin Chang

Photographer

Staff

Huntington Beach man dies after car hits tree in Westminster

A 22-year-old Huntington Beach man died Thursday morning after his car veered off the road and hit a tree in Westminster, according to the California Highway Patrol.

The man has been identified as Vince Nguyen, said Erica Arellano, supervising deputy coroner with the Orange County coroner's office.

Nguyen was driving northbound on Beach Boulevard just north of McFadden Avenue on Thursday at 6:57 a.m. when his 2004 Honda veered right, CHP Officer Duane Graham said.

"It first collided with the east curb, and from there, the vehicle continued on over the curb and collided with a tree on the driver's side," Graham said.

It is under investigation why Nguyen's vehicle veered off the road, Graham said.

- Matt Szabo

AROUND TOWN

Continued from page A2

To learn more, visit blindkids.org.

Miracles for Kids '2020 Night of Miracles' fundraiser raises \$1.8M

Irvine-based nonprofit Miracles for Kids, which offers monthly financial assistance, subsidized housing, mental health services and wellness activities to families with critically ill children, recently announced it had raised \$1.8 million at its annual Night of Miracles fundraising event.

Sponsored by Xponential Fitness and several other contributing organizations and individuals, the Oct. 10 event took place in a hybrid format of virtual and live elements that included an online silent auction and a private, socially distanced small groups in satellite gatherings.

Autumn Strier, co-founder and chief executive of Miracles for Kids said the



event was emblematic of the organization's ability to adapt to meet the needs of children in need and their families.

"Our 2020 Night of Miracles was groundbreaking in many ways, from the innovative hybrid format to the record amount raised that will ensure we meet the historic level of need we're seeing in the face of the pandemic," Strier said in a release. "I am so thankful for, and humOfficials say 100% of the funds raised

Miracles for Kids community.'

from the online auction will help families who are often forced to contend with bankruptcy, homelessness, hunger and depression as they concentrate on fighting for the lives of their children.

bled by, the support we received from the

To learn more, visit *miraclesforkids.org*. *— From staff reports*

LAGUNA

Continued from page A1

to campus in the district would be in five weeks.

That timeframe accounts for three weeks for the county to return to the red tier and an additional two weeks of the county maintaining numbers consistent with the metrics for that less restrictive tier.

The wait continues for Laguna Beach High School Thurston Middle and School students to return to in-classroom learning, which was set to occur on Nov. 23.

The district reopened its elementary schools on Oct. 5.

Peggy Wolff, the outgoing president of the board, also addressed the subject prior to moving onto items on the agenda.

"I personally am sad and disappointed that our secondary schools are not able to reopen on Monday," Wolff said. "The change in rules was swift and fast. One hour we were opening, and within one hour we were not.

"The board did support opening at the trimester break, and we do not have the ability to have a crystal ball and see what was coming up ahead of us. I think all our plans were in place. We have some of the strongest, safest plans with our cohorts.'

District officials said that previous guidance had indicated that its secondary schools would be able to reopen even if the county had

may now be made on any day and more than once a week. As the meeting moved

into items on the agenda, the reopening of secondary schools, by and large, was the subject that the public wanted to talk about. Although the agenda for

the board meeting had been posted on Friday in advance of the state's tier assignment announcement, there would be, as one attendee called it, no ignoring "the 800-pound elephant in the room.'

Some parents were unwilling to accept the frequent citation of the Brown Act from members of the board as sufficient reason to not discuss school reopening.

The Brown Act precludes action or discussion from taking place on items that were not part of the posted agenda.

"I think the Brown Act is an act that ... I would argue that it applies under normal circumstances," Roddy Teeple said in the online meeting. "We clearly have an urgent issue which is the well-being of not just these children but this communi-

"I would argue that the need for the special and emergency meeting, given the news that just came down, would be a requirement of this body, and to not do so would be negligent in the face of the urgency of this issue to this community, the health and well-being of this community."

The Orange County day. In total, the county has had 1,540 deaths due to the virus and faced a cumulative case count of 68.336.

There are currently 333 hospitalizations because of the virus, with 102 of those patients receiving care in intensive care units.

The county reported 14,542 tests for the virus within the last day, which brings the total number of administered tests to 1,314,639. The healthcare estimates that agency 57,556 patients in the county have recovered from infection with the virus.

Patti Compton said that a surge in cases that caused the county to backtrack to the purple tier was not unforeseen.

She called for accountability for the school board and administration concerning why secondary students in Laguna Beach still face mandatory distance learning.

"The change to this more restrictive tier was not unanticipated," Compton said.

"It didn't come out of nowhere. We all thought this was going to happen. We all anticipated this, and this is why we were advocating for our children to get back to school earlier so we would be able to stay in school at this time."

Deputy Supt. Leisa Winston will be leaving the district to become the new superintendent of the Huntington Beach City School District, and she was offered congratulations by many in the board meeting. "It's a real testimony that I know that you'll do a great job in Huntington Beach." Here are the latest cumu-

lative coronavirus case COVID-19 counts and deaths for select cities in **Orange County:**

323 deaths

335 deaths Beach: • Huntington

• Costa Mesa: 2,324

• Irvine: 2,299 cases; 14 deaths

cases; 26 deaths

cases; 21 deaths

cases; deaths

by age group, followed by

• 0 to 17: 5,330 cases; one

four deaths

deaths

deaths • 45 to 54: 11,035 cases; 119 deaths

212 deaths

• 75 to 84: 2,216 cases;

334 deaths • 85 and older: 1,704 cases; 504 deaths

Updated figures are posted daily at occovid19 .ochealthinfo.com/corona virus-in-oc.

For information on getting tested, visit occovid19 .ochealthinfo.com/covid-19testing.

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Black Friday Special:

• Santa Ana: 13,092 cases;

• Anaheim: 11.636 cases:

2,982 cases; 87 deaths

cases; 45 deaths

• Newport Beach: 1,377

• Fountain Valley: 707

• Laguna Beach: 284 fewer than five

Here are the case counts

deaths: death

• 18 to 24: 10,158 cases;

• 25 to 34: 14,629 cases; 21

• 35 to 44: 10,863 cases; 41

• 55 to 64: 8,200 cases;

• 65 to 74: 4,153 cases; 304 deaths

bounced back to the purple tier on Tuesday.

Where tier assignments had previously come out on

Health Care Agency reported three deaths due to COVID-19, the disease caused by the virus, and Tuesday, those assessments 1,169 new infections on Fri-

another district wants our employees," board member James Kelly said of Winston. "That shows what a great job they did for us, so

CROSSWORD AND SUDOKU ANSWERS

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CURFEW

Continued from page A1

be dispatched or respond to calls for service to enforce compliance with face coverings, social gatherings and stay-at-home orders only.

Deputies will respond to calls on potential criminal behavior and for the protection of life and property.

"Let me be clear — this is a matter of personal responsibility and not a matter of law enforcement," Barnes said.

"Orange County residents have been diligent over the last eight months in striking a balance between protecting ourselves from COVID-19 and doing what is necessary to continue to live our lives.

Barnes' statement mirrors that of the Sacramento County Sheriff's Office, which also stated Thursday that it would not be enforcing compliance with any health or emergency orders related to "curfews, staying at home, Thanksgiving or other social gatherings inside or outside the home, maximum occupancy or mask mandates.³



Raul Roa | Staff Photographer

AN OFFICER sits in his SUV at the corner of PCH and Main Street in Huntington Beach.

"Collectively, we must do everything we can to protect our friends, families and our communities,' Barnes said. "I continue to wear a face covering and practice social distancing. I encourage others to continue to do so because it will prevent the spread of COVID-19.'

In nearby Los Angeles County, Sheriff Alex Villanueva said that deputies would be focusing on education and voluntary compliance with criminal enforcement as a last resort ---a way of thinking that is reflected in local police departments throughout Or-

ange County. Newport Beach Police Department spokeswoman Heather Rangel said that officers would continue with

education, which has resulted in voluntary compliance with state and county mandates.

Fountain Valley Lt. Jarrod Frahm said that the department would also be doing the same.

Frahm said officers would continue responding to calls for service as it relates to violations of state and country mandates, but that the emphasis would be on educating.

This is also the case in Laguna Beach.

Lt. Jim Cota said in an email, "With respect to the Governor's order, we will seek to educate the public first and foremost. Enforcement options are available, if necessary, but our priority right now is education first and seeking compliance with our community."

In Costa Mesa, the department issued a statement Thursday night that said it would be continuing current practices to respond to calls.

"In the past, we have been met with cooperation and voluntary compliance after responding to those calls for service. It is important that we all do our part to keep the numbers of COVID from rising so that we can reopen our economy, keep businesses operating and schools and city amenities open," the statement read.

Interim Huntington Beach Police Chief Julian Harvey said Friday that the department would be enforcing the overnight stayat-home order if necessary, though education of community members and business owners is the first priority.

educate, educate, "It's educate," Harvey said. "We're going to ask for compliance, and we're going to hopefully get compliance. But we are prepared, in the hopefully very rare occurrences where we don't get compliance, to take enforcement action. That could take a lot of forms. It could be documenting the incident with a report. Again, I hope we don't get to that. We hope, with education and conversation, we will get compliance."

Harvey said at this point, the pervasiveness of the virus is clear, as is the need to take safety measures to interrupt it.

"This can't happen without the cooperation of the community, which we fully expect to get," he said.

That includes abiding by the curfew and the other mandates — the closure of businesses, outside dining only. Unless and until everyone steps up, we're going to be struggling with this virus."

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LEGAL NOTICE

LAGUNA BEACH PLANNING COMMISSION

THE LAGUNA BEACH PLANNING COMMISSION will hold a telephonic and virtual Public Meeting to consider: Zoning Ordinance Amendment 20-7713 and Local Coastal Program Amendment 20-7714 to amend portions of the Laguna Beach Municipal Code pertaining to the regulation of wireless telecommunications facilities within the public rights-of-way. The Planning Commission will receive an introduction to the draft ordinance on December 2nd, and final recommendations to the City Council will be collected at a subsequent hearing. SAID PUBLIC MEETING to be held: Wednesday. December 2, 2020. at 6:00 p.m. Draft documents related to the local coastal program amendment are available for review at the Laguna Beach City Hall. For additional information, contact Anthony Viera, Associate Planner, at (949) 497-0398 or email to aviera@lagunabeachcity.net. The draft ordinance will be available on the City's website at: www.lagunabeachcity.net. The application may be examined on the City's website at the following link (available the Saturday before the public hearing): http://www.lagunabeachcity.net/cityhall/citygov/cityclerk/mam.htm. Click on the Planning Commission Agenda (located to the right of the Planning Commission hearing date/time) under the Upcoming Events section and then click on the specific agenda item. The Council Chambers will not be open to the public. However, comments may be made via teleconferencing during the Public Hearing, or in writing/email. It is recommended that written correspondence be delivered/emailed to City Hall preferably at least 2 days before the hearing. Comments may be made via teleconferencing during the Public Hearing from a computer, iPad or smart phone via Zoom URL: https://lagunabeachcity.zoom. us/j/99405314155 or join by phone by calling (669) 900-9128 and enter Webinar ID: 99405314155. A Local Coastal Program Amendment is required because all amendments to the City's certified Local Coastal Plan Implementation Program require Coastal Commission approval. The proposed Municipal Code and Local Coastal Program Amendment have been determined to be an exempted project pursuant to State CEQA Guidelines Sections 15060(c)(2) and 15061(b) (3) in that the proposed amendments are not anticipated to result in a direct or reasonably foreseeable indirect physical change in the environment, nor will the proposed changes have the potential for causing a significant effect on the environment. Additionally, Public Resources Code Section 21080.5, a provision of the California Environmental Act (CEQA), and Section 15265(c) of the State CEQA Guidelines shift the burden of CEQA compliance to the California Coastal Commission in connection with preparation or amendment to a Local Coastal Program (LCP). The Coastal Commission's LCP review and approval procedures have been found to be functionally equivalent to the environmental review process. Marc Wiener, AICP, Director of Community Development

CONTRACTOR'S LICENSE CLASSIFICATION: The Contractor shall possess a valid Class B, General Building Contractor, or C-39, Roofing Contractor, Contractor License at the time of submitting bids, in accordance with provisions of Chapter 9, Division III of the California Business and Professions Code.

of the California Business and Professions Code. **WAGE RATE REQUIREMENTS:** In accordance with the provisions of Sections 1773.2 of the California Labor Code, copies of the general prevailing rate of per diem wages as determined by the State Director of Industrial Relations are available on the Internet at the World Wide Web site of the State Department of Industrial Relations at <u>www.dir.ca.gov</u> under Statistics and Research. It shall be mandatory upon the contractor to whom the contract is awarded and upon any subcontractor under him to pay not less than said specified rates to all workers employed A-2 by them in the execution of the contract. All parties to the contract shall be governed by all provisions of the California Labor Code relating to prevailing wage rates; Sections Labor Code relating to prevailing wage rates; Sections 1770-1781 inclusive.

RETAINAGE FROM PAYMENTS: The Contractor may elect to receive 100 percent of payments due under the Contract Documents from time to time, without retention of any portion of the payments by the City, by depositing securities of equivalent value with the City in accordance with the provisions of Section 22300 of the Public Contract Code.

OBTAINING OR INSPECTING CONTRACT DOCUMENTS: Contract Documents, in digital Adobe Acrobat (.PDF) format, are available at the City of Laguna Beach's website at the City of Acroalt (.PDF) format, are available at the City of Laguna Beach's website at http://lagunabeachcity.net/cityhall/pw/bidinfo/default.ht m. Once at this site, click on the "Click here to access the City of Laguna Beach PlanetBids portal". If you are not currently registered with PlanetBids for the City of Laguna Beach, please click on the "hew Vendor Registration" button, then complete the electronic supplier registeration process. Interested firms must be registered in order to submit a bid. Firms must also check the website periodically for addenda information as failure to acknowledge any and all addenda will result in bid dissualification. result in bid disqualification.

REGISTRATION WITH THE DEPARTMENT OF INDUSTRIAL RELATIONS: No contractor or subcontractor may be listed on a bid proposal for a public works project (submitted on or after March 1, public works project (submitted on or after March 1, 2015) unless registered with the Department of Industrial Relations pursuant to Labor Code section 1725.5 [with limited exceptions from this requirement for bid purposes only under Labor Code section 1771.1 (a)]. No contractor or subcontractor may be awarded a contract for public work on a public works project (awarded on or after April 1, 2015) unless registered with the Department of Industrial Relations pursuant to Labor Code section 1725.5. This project is subject to compliance monitoring and enforcement by the Department of Industrial Relations.

ESTIMATE OF PROBABLE COST: The estimate of probable cost for the project is \$200,000. PROJECT REPRESENTATIVE: All communications relative to this project shall be directed to Reza Jafari, Deputy Director of Public Works at

rjafari@lagunabeachcity.net. Deadline inquiries is 5:00 pm on December 4, 2020. Deadline for all

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environment.

All interested parties may appear and present testimony in regard to this application. If you challenge this project in court, you may be limited to raising only those issues you raised at the public hearing or in written correspondence delivered to the City, at, or prior to, the public hearing. Administrative procedures for appeals are provided in the Newport Beach Municipal Code Chapter 21.64. The application may be continued to a specific future meeting date, and if such an action occurs, additional public notice of the continuance will not be provided.

Given the Declaration of a State Emergency and Proclamation of Local Emergency related to COVID-19, we recommend that you submit your questions and comments in writing for Planning Commission consideration by sending them to the Community Development Department

PlanningCommissioners@newportbeachca.gov. To give the Planning Commission adequate time to review your questions and comments, please submit your written comments by Wednesday, December 2, 2020, at 5:00 p.m. In addition, members of the public will have the ability to participate in this meeting telephonically. Please review the Planning Commission Agenda for further instructions. The Agenda, staff report and corresponding documents will be posted to the City's website at www.newportbeachca.gov/planningcommission, by end of business day on Friday, November 27, 2020. While the City does not expect there to be any changes to the above process for participating in this meeting, if there is a change, the City will post the information as soon as possible to the City's website. The City of Newport Beach thanks you in advance for continuing to take precautions to prevent the spread of the COVID-19 virus. If you are unable to participate in the meeting via the process set forth in the agenda, please contact the Planning Division at 949-644-3200 or CDD@newportbeachca.gov and our staff will attempt to accommodate you

For questions regarding this public hearing item please contact Jaime Murillo, Principal Planner, at 949-644-3209 or jmurillo@newportbeachca.gov, 100 Civic Center Drive, Newport Beach, CA.

Project File No.:	Activity No.:						
PA2020-326	LC2020-008						
Zone:	General Plan:						
Two-Unit Residential (R-2)	Two Unit Residential (RT)						
Coastal Land Use Plan:	FILING DATE:						
Two-Unit Residential (R-2)	October 13, 2020						
Location:	Applicant:						
Newport Island	City of Newport Beach						
Lauren Kleiman, Secretary, Planning Commission, City of Newport Beach							
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the non-permitted float sections.

In addition, applicants are requesting the Harbor Commission consider several changes to the special conditions associated with the dock permit, including: elimination of current vessel length restrictions; modifications to current vessel beam restrictions; and elimination of a condition requiring work conducted on the dock structure being subject to permits with the City of Newport Beach and any other applicable agencies. For the Harbor Commission's consideration is the decision whether to support, modify or deny the applicants' request for changes to the Harbor Permit's conditions.

This action is categorically exempt under Sections 15301 (Existing Facilities) and 15321 (Enforcement Actions) of the State CEQA (California Environmental Quality Act) Guidelines.

All interested parties may appear and present testimony in regard to this proposal. If you challenge the decision of the Harbor Commission, in court, you may be limited to raising only those issues you raised at the public hearing or in written correspondence delivered to the City at, or prior to, the public hearing. Administrative procedures for appeals are provided in the Newport Beach Municipal Code Chapter 17.65. The application may be continued to a specific future meeting date, and if such an action occurs, additional public notice of the continuance will not be provided.

SPECIAL NOTICE REGARDING COVID-19:

Given the Declaration of a State Emergency and Proclamation of Local Emergency related to COVID 19, we recommend that you submit your questions and comments in writing for the Harbor Commission's consideration by sending them to the Harbormaster at kborsting@newportbeachca.gov. To give the Harbor Commission adequate time to review your questions and comments, please submit your written comments by **Tuesday,** December 8, 2020, at 5 p.m. In addition, members of the public will have the ability to participate in this meeting via the Civic Center Community Room. Please review the Harbor Commission Agenda for further instructions. The Agenda, staff report and corresponding documents will be posted to the City's website at:https://newportbeachca.gov/government/ departments/harbor/harbor-commission_, by end of business day on Friday, December 4, 2020. While the City does not expect there to be any changes to the above process for participating in this meeting, if there is a change, the City will post the information as soon as possible to the City's website. The City of Newport Beach thanks you in advance for continuing to take precautions to prevent the spread of the COVID-19 virus. If you are unable to participate in the meeting via the process set forth in the agenda, please contact the Harbor Department at 949-270-8158 or kborsting@newportbeachca.gov_and our staff will attempt to accommodate you.

For questions regarding this public hearing contact Kurt Borsting, item please Harbormaster, at 949-270-8158kborsting@newportbeachca.gov.

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