Daily Pilot

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Costa Mesa's Jimmy Vivar sees a bright future ahead

The 25-year-old who has impaired eyesight is getting ready for the Blind Children's Learning Center walk.

BY MATT SZABO

Vivar means "to live" in Spanish, and Jimmy Vivar has done plenty of living in his quartercentury on this Earth.

Vivar, a Costa Mesa resident, was born with an degenerative eyesight condition called Retinitis pigmentosa. He has very little sight, a field of vision that's like a pinhole, and extreme difficulty seeing at night. He usually walks with a cane.

"Sometimes people ask for percentages," Vivar said. "I don't exactly know what the percentage of vision would be, but I do have problems with peripheral vision. Playing sports or Frisbee would be hard, seeing things from further away and coming close into my field of vision.

"Being able to navigate new areas is also difficult. Figuring out how deep a set of stairs are, or in a new place, where a fire hydrant might be, for example. And if there's a white fire hydrant and a white building behind it, I'll probably miss that."

Still, Vivar has not let his vision difficulties define him. He graduated from Early College High School in the Newport Mesa Unified School District in 2014. Four years later, he graduated from Loyola Marymount University with a degree in civil engineering.

Vivar, 25, currently works for the Los Angeles Department of Transportation as a transportation engineering associate, reviewing potential projects and developments in the city. He's set to take his professional licensing exam later this month.

Vivar is an alumnus of the Blind Children's Learning Center, starting in the Santa Ana-



Raul Roa | Staff Photographer

JIMMY VIVAR, who suffers from degenerative retinitis pigmentosa, will participate in the Blind Children's Learning Center's Destination Independence Walk. He will try to walk at least a 5K around the park to raise funds for the center, based in Santa Ana, which supports kids from around Orange County.

Laguna repeals language code

Members vote to abolish a section of the ordinance that called for criminalization of the use of certain speech at council meetings.

BY ANDREW TURNER

Laguna Beach has repealed a section of its municipal code that called for the criminalization of the use of certain speech at City Council meetings.

The Laguna Beach City Council unanimously approved the motion to repeal the section in question Tuesday night, albeit not without some anticipated fireworks. The timing of the ordinance review was questioned by some due to its proximity to the censure of Councilman Peter Blake last month.

Phil Kohn, the city attorney, said the agenda item was brought forward because the provision of the code being discussed was deemed to have been rendered invalid and unenforceable by statutes and federal court of appeal cases that had come along since its adoption in 1953.

along since its adoption in 1953. Responding to a question from Councilman George Weiss about how enforcement would be levied for the use of foul language going forward, Kohn said, "The key feature of this municipal code provision is that it makes the use of certain language criminal.

"It does not say that it is not otherwise redressable through other means, and in the case of the city, it is redressable through the rules of decorum and the civility policy, which apply not only to public officials, but to members of the public, as well."

Anne Caenn, the president of Village Laguna, opened the public comment portion of the discussion by expressing her surprise at the repeal.

"Coming on the heels of the Councilman Blake censure raises questions about why, after almost 70 years, council is now considering a repeal," Caenn said. "Perhaps instead of a repeal, a revision of this municipal code should be considered."

based organization's summer camp program in 2003. Now, he prepares to take a walk to benefit the BCLC.

The Blind Children's Learning Center is having its annual 5K Destination Independence Walk in a relay format this year, to encourage social distancing during the coronavirus pandemic.

The nonprofit organization,

which helps children throughout Orange County, hopes to raise \$150,000 at the fundraising event. It will be held at Mater Dei High School on April 18.

People can also participate remotely. Vivar said he plans to participate in the walk from Fairview Park, close to his house in Costa Mesa. He might not stop at 5K. He said he could walk up to 10 miles, down the Santa Ana River trail to the Pacific Ocean and back.

"Once things are able to open up again and resume, I'd be more than happy to go back to the center as well and speak if they want me to, talk to the kids and encourage them," Vivar said. "I want them to know that they shouldn't let their eye conditions hold them back on what they want to do in life."

Vivar, who lives at home with his parents Aaron and Maria, is happy to give back to the place that helped him all the way Resident Michele Monda took issue with the section of the municipal code coming up for review by itself, requesting that all city ordinances be



Scott Smeltzer | Staff Photographer

COSTA MESA officials agreed to lift an eviction ban on commercial properties and apply nearly \$14.2 million in federal American Rescue Plan funding toward civic cuts sustained during the pandemic.

C.M. makes plans for post-pandemic future

BY SARA CARDINE

Citing an ebbing coronavirus pandemic, Costa Mesa city officials decided this week to end a temporary eviction ban on commercial properties and apply nearly \$14.2 million in federal American Rescue Plan funding toward civic cuts sustained in the past year.

The Costa Mesa City Council approved an urgency ordinance that would repeal a commercial renter protection put in place on April 21 to assist tenants unable to pay rent due to the impacts of the coronavirus, including the ongoing closure of businesses throughout the pandemic.

The ordinance would take effect immediately and give commercial tenants a 120-day grace period to pay back rent incurred up to April 2021. Landlords of such properties could move to evict nonpaying tenants who become delinquent on or after May 1.

City Manager Lori Ann Farrell Harrison said her office had heard from landlords and property owners hoping to resume collecting rent on commercial properties after a long drought.

"We do believe with the [state's impending] reopening on June 15 we're starting to see some improvements in the economy and the reopening of businesses that would allow for most tenants to be able to make those commercial payments," she said.

See **Future**, page A2

C.M. Police Chief Glass will retire after 26 years with department

BY SARA CARDINE

Costa Mesa Police Chief Bryan Glass — who has logged 26 years of service with the department, including 18 months at its helm — announced Wednesday he will retire from his post in September.

In a release issued by the city, the chief remarked on the privilege of leading the Costa Mesa Police Department through the rigors of 2020, calling it "a year like no other" that saw not only a nationwide pandemic but a string of Black Lives Matter rallies that sometimes called for a defunding of police units.

"I'm grateful for the support I have received from the community, City Council, city manager, city staff and my family," he said in the release.

"I am proud to serve with the members of the Costa Mesa Police Department and the department's success is a result of their professionalism, resilience, hard work and dedication."

Glass, who turns 50 in September, plans to remain at the department until Sept. 2.

During his tenure, Glass emphasized the importance of community policing and engaging with members of the public by fostering collaborations and partnerships.

He also led the effort to improve infrastructure systems within the department, including the rollout of a new in-car video system, body-worn officer cameras and overseeing a project involving new mobile data comput-



COSTA MESA Police Chief Bryan Glass, 49, announced Wednesday he will retire from the department in September after 26 years of service and nearly two years at the helm.

Courtesy of the Costa Mesa Police Department

Services' Area 2 command and the Professional Standards Bureau. For a time, he served as SWAT commander.

Though the hard work may have been its own reward, Glass' dedication to the department paid off in 2015, when he was promoted to captain overseeing the Investigative Services, Records & Evidence and Telecommunications bureaus.

Three years into his service at that level, he was named captain of the Field Operations Division, which placed him in charge of patrol services, field operations administration, traffic safety and the department's SWAT team.

Appointed to the position of chief by Costa Mesa City Manager

See Chief, page A2

First hired by CMPD in October 1995, Glass graduated from the Orange County Sheriff's Regional Training Academy five months later.

As an officer, he worked a variety of assignments, working in patrol services, SWAT, the gang unit and serving as a narcotics and vice detective, among others.

He rose through the ranks, becoming a sergeant and later being tapped as the chief's adjutant and a press information officer for the department.

In 2010 he was promoted to lieutenant, where he was first assigned to work in field operations administration.

This was followed by assignments overseeing the Telecommunications Bureau, Patrol

See Vivar, page A2

be to come up with some-

thing that would be not

from the [19]50s, but from this year, that addresses this

Blake appeared to take

exception to the repeal be-

ing used as an opportunity

to revisit the censure, say-ing he was "becoming the

punching bag" again for the

"Let's face it," Blake said.

"This is politics. It's cancel

culture. It's Village Laguna's attempt to suppress me. It's

not going anywhere. You

can censure me. You can do

whatever you want. Noth-

ing's going to change. It's

going to get 10 times worse.

andrew.turner@latimes.com

cause city employees took it

upon themselves to really

be a bastion of hope for our

took money out of their

pockets during a pandemic.

I think there's nothing bet-

ter to do than to give them

back the money they gave

us during these hard times."

Marr said the move was an

important first step toward

Costa Mesa's pandemic re-

covery. "This is the beginning of a return to nor-

The funding plan was ap-

Loren

proved in a 6-0 vote, with

Gameros absent from Tues-

sara.cardine@latimes.com

Twitter: @SaraCardine

malcy," she said.

Councilman

day's meeting.

Mayor Pro Tem Andrea

"They're the ones who

Twitter: @ProfessorTurner

Mark my words."

city," Chavez said.

second time in a month.

conduct."

VIVAR

Continued from page A1

through high school. He said the BCLC assisted him with white cane mobility training as he learned life skills to help him cope with his lack of eyesight.

"Maybe better than cope, to find creative ways to live daily life despite having the disability," Vivar said.

"They've helped me become more independent, learning to advocate for myself when I have a need. I'm more confident now.'

Vivar likes to sing and play guitar, and earned a brown belt in Aikido martial arts during high school. He is fluent in Spanish and English but also learned Polish for a college class trip to Krakow, Poland, and has dabbled in Italian and French.

BCLC teacher Danette Davis could see that Vivar was motivated.

Davis worked with him in 11th and 12th grade, teaching him Braille, she said.

"He is a great guy," Davis said. "Very smart, very personable, generous, kind, all of those things. He was a hard worker.

Braille was math-oriented, and he loves math. It gives him an option. It's so good to see kids like him make it. There's so many roadblocks, and he's just done it."

More information on the BCLC Destination Independence Walk is available at blindkids.org/walk. Online registration closes

Vivar said he plans to complete the walk this weekend. If he goes farther than 5K, his father definitely won't be surprised.

"We're so proud of him, because we know the challenges he's had," Aaron Vivar said. "We've always encouraged him to do his best. If he thinks he can do it, he can do it.'

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"I showed him that

April 16.

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LAGUNA

Continued from page A1

reviewed.

"You are not even giving the appearance of trying to clean up outdated ordinances by just cherry-picking this one," Monda said. "What's the purpose of that?

Laguna Beach Mayor Bob Whalen said the subject of the municipal code section came up a few months ago. When it was determined the criminalization of "profane, vulgar or boisterous" language was unenforceable, Whalen said he asked for it to be removed from the code.

"It got in the normal queue of things to get done,

FUTURE

Continued from page A1

Newly appointed Mayor John Stephens said it seemed like a prudent time to change course.

'I'm glad we issued the eviction moratorium when we did — I think we saved some businesses there," he said. "But we're now in the orange tier, moving into the yellow tier, and it's time for businesses to pay their rent moving forward."

Officials also agreed Tuesday to use the first half of an anticipated \$28.3-million allocation from the Biden administration's \$1.9-trillion American Rescue Plan to replenish cuts to city funds sustained during the pandemic.

CHIEF

Continued from page A1

Lori Ann Farrell Harrison in 2019, Glass has worked to ensure stability and continuity within CMPD and continue to strengthen community policing.

'I'm so proud of the work Chief Glass has done during one of the most challenging times in history," Farrell Harrison said in the city's release.

"[He] has been a guiding

and it came here tonight," Whalen said. "Completely unrelated to the censure, nothing to do with it. Anybody who wants to advocate for leaving on the books a provision that's unlawful on its face, I don't understand that. I won't support it." Although the motion

passed on a 5-0 vote, Councilwoman Toni Iseman and Weiss made it clear they were unenthusiastic in casting their votes of approval. Iseman had been the target of derisive comments made by Blake prior to his being censured by the council last month.

With the council meeting in person for the first time since meetings went virtual due to the coronavirus pan-

City Finance Director Carol Molina said more than \$14 million would become available to Costa Mesa 60 days after the measure's March 11 passage, with the remaining allocation anticipated to arrive one year from that date.

Molina proposed using \$2.5 million from the initial influx of funds to relieve a deficit in the city's disaster fund and placing \$2 million into general fund reserves that were drawn down in December to fund a bridge grant program for small businesses.

Another \$4 million would be used to replenish general fund emergency reserves that were used to help close a \$10-million gap in the 2020-21 budget, city's Molina told the council

demic, a seating chart was made for the council members. Iseman expressed relief that she would not be seated next to Blake.

"I'm not the same as a result of your behavior, and I'm just hoping that from this point forward, we can come to this council and not have to worry about you," Iseman said to Blake, who participated in this week's meeting virtually. "As soon as I got here, I looked at the seating chart and I thought, 'I don't have to sit by Peter.'

"The public has also taken the hits, and this has to stop. It's a remarkable coincidence that we're dealing with this [municipal code change] tonight, and maybe the reasonable thing would

Tuesday.

"Being able to use these dollars instead of general fund reserves will allow us to ensure the general fund stays full," she added.

To help restore city employees — whose collective bargaining teams agreed to 5% across-the-board employee furloughs in June to help close the budget deficit — the city proposed eliminating the cuts from April through June 2021 and providing \$2.4 million in one-time reimbursements to cover pay cuts sustained from July 1, 2020, through March 31, 2021.

Councilman Manny Chavez called the replenishment "great news" for the city and its staff.

"We are only in the budget position we're in be-

munity well over his distin-

Costa Mesa Police Department overcame a period of historic staffing vacancies and was instrumental in lobbying for two more officer positions that were incorporated into the city's

Currently, the depart-

Marine Corps, Glass had deployments in Japan, So-

malia and Africa, where he participated in Operation Restore Hope before being honorably discharged in 1995 at the rank of sergeant.

He received a bachelor's degree in social science from Chapman University and earned a master's degree in Public Administration from Cal State Long Beach.

The city will hire an executive search firm to conduct a nationwide search for Glass' replacement.

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12

You are unique

THE DAILY 11 COMMUTER 13 PUZZLE 17 18 By Jacaueline 20 21 22

light for us during some

dark and uncertain times

Costa Mesa Mayor John Stephens thanked Glass for leading the department through 2020's stormy seas while also navigating the

many fiscal challenges that arose during his time as captain. "I respect and admire Chief Glass. He's been an exemplary chief during a

very challenging time in

Costa Mesa," Stephens said

this past year as we faced multiple challenges including a once-in-a-lifetime pandemic and civil unrest."

guished career."

levels not seen since 2012.

A veteran of the U.S.

in the release. "He has served our com-

Under his leadership, the

budget this year. ment is operating at staffing



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E. Mathews ACROSS 1 Bad air **5** Fundamentals 9 June honoree 13 More pleasant 15 Be unsuccessful 16 Button alternative 17 Family tree member 18 Pauper's condition 20 Actress Arthur 21 Evergreen 23 Has confidence 24 Marinara _; spaghetti topper 26 "Mary _ a little lambÉ" 27 Like a cheapskate 29 Renowned French artist 32 Wear away 33 Sliver of glass 35 Pasture cry 37 Small horse 38 Room alcoves 39 Idaho export 40 _ T; precisely 41 Mysterious 42 Mix together 43 Solemn promise 45 Planks 46 By way of 47 Kicks out 48 Stern 51 "__ Not for Me to Say"; Johnny Mathis hit 52 Nocturnal bird 55 Realistic 58 Actor/comedian Kovacs 60 Mom's sister 61 Cast a ballot 62 Prince William's mum 63 Hoopsters from Brooklyn 64 Observed 65 Singer Campbell DOWN 1 Deliberately

ignore 2 Dig for ore



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.



For answers to the crossword and Sudoku puzzles, see page A4.

9 Not genuine

10 Sothern &

11 Covenant

12 Primates

22 Like frost

25 Mayberry

14 Haven

19 \$1,000

Landers

3 Occurring now and then 4 Vaseline, for one 5 In flames 6 Prohibit 7 "El _"; Charlton Heston film 8 Moves like a snake

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ORDER TO SHOW	interested in this matter	County of Orange 700		aka MICHAEL TOMIN 1191596-PR-LA-CJC		1190803-PR-LA-CJC ficiaries, creditors, contingent		RAL JUSTICE CENTER	
CAUSE FOR A CHANGE	appear before this court at the hearing indicated	A copy of this Order		ficiaries, creditors, contingent		sons who may otherwise be		2017-00942214-PR-TR-CJC	
OF NAME	below to show cause, if any, why the petition	be published at least		sons who may otherwise be or estate, or both, of: MICHAEL	interested in the will K. CRITTENDEN	ll or estate, or both, of: DIANNA		CABLE INTER-VIVOS TRUST dated is restated on May 4, 1998.	
CASE NO.	for change of name should not be granted.	once each week for four		aka MICHAEL A. TOMIN, aka		PROBATE has been filed by	Notice is hereby giv	ven to the creditors and contingent	
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Michael Thomas Rozbicka-Goodheart	file a written objection that includes the reasons	printed in this county.	ORANGE.	PROBATE requests that EILEEN		e appointed as personal administer the estate of the		Santa Ana, CA 92701, and deliver 1215 of the California Probate Code a	
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LIMITED PARTNERSHIP RECORDED NOVEMBER 5, 1984 AS INSTRUMENT NO. 84 -456230 OF OFFICIAL RECORDS. PARCEL 3: A NON-EXCLUSIVE EASEMENT AND			Attorney for the Peti	tioner:	Attorney for the Pet		why the court should not grant the authority.		
RIGHT TO USE THOSE PORTIONS OF THE COMMON AREA, AS DEFINED ON SAID			GREGORY J. ANDERS KURTZ, ANDERSON 8		ROBERT J. LAMM, PO CUMMINS & WHITE,		A HEARING on the petition will be held on May 6, 2021 at 2:00 p.m. in Dept. C8		
CONDOMINIUM PLAN, AND AS DEFINED IN SAID DECLARATION OF RESTRICTIONS AND SAID DECLARATION OF ANNEXATION, AS AMENDED,		25909 PALA, STE 230)	2424 S.E. BRISTOL S	T., STE 300	located at 700 CIVIC CENTER DRIVE WEST,			
CONSISTING OF BUILDINGS AND OTHER IMPROVEMENTS, BUT EXCLUDING		MISSION VIEJO, CA 9 (949) 768 - 8 122	2091	NEWPORT BEACH, C (949) 852-1800	A 92660	SANTA ANA, CA 92701			
THEREFROM ALL CONDOMINIUM UNITS, AS CONVEYED IN DEED FROM EXECUTIVE GUILD - JOHN WAYNE AIRPORT PHASE II, A JOINT VENTURE IN THE		Published in the P	ublished in the HUNTINGTON	Published in t		(1) If you plan to appear, you must attend the hearing by video remote using the court's			
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	A CALIFORNIA LIMITED P INSTRUMENT NO. 84-45623							<u>p://www.occourts.org/media-</u> mental-health.html to appear	
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	EXATION, AS AMENDED, BUT NITS, ALL BUILDINGS AND		for-wheth	er you're seeking a artment, pet or new	home, apar	r you're seeking a tment, pet or new	assistance.		
LOCATED THEREON, AS	EXCEPTED IN DEED FROM I	EXECUTIVE GUILD - JOHN		ccupation!	oc	cupation!		he granting of the petition, you the hearing and state your	
	II, A JOINT VENTURE IN THE ARTNERSHIP TO GUILDHOUS				GUNA BEACH		objections or file w	ritten objections with the court	
CALIFORNIA LIMITED I	PARTNERSHIP RECORDED	NOVEMBER 5, 1984 AS			VITING BIDS		person or by your at	. Your appearance may be in ttorney.	

CALIFORNIA LIMITED PARTNERSHIP RECORDED NOVEMBER 5 1984 AS INSTRUMENT NO. 84-456230 OF OFFICIAL RECORDS. PARCEL 5: A NON-EXCLUSIVE EASEMENT AND RIGHT TO USE THOSE PORTIONS OF THE COMMON AREA, AS DEFINED ON SAID CONDOMINIUM PLAN, AND AS DEFINED IN SAID DECLARATION OF RESTRICTIONS AND SAID DECLARATION OF ANNEXATION, AS AMENDED, CONSISTING OF BUILDINGS AND OTHER IMPROVEMENTS, BUT EXCLUDING THEREFROM ALL CONDOMINIUM UNITS, AS CONVEYED IN DEED FROM EXECUTIVE GUILD - JOHN WAYNE AIRPORT PHASE II, A JOINT VENTURE IN THE FORM OF A CALIFORNIA GENERAL PARTNERSHIP TO GUILDHOUSE CONSULTANTS, LTD., A CALIFORNIA LIMITED PARTNERSHIP RECORDED NOVEMBER 5, 1984 AS INSTRUMENT NO. 84-456230 OF OFFICIAL RECORDS. Beneficiary Phone: (714) 986-1626 Beneficiary: Southern California Sunbelt Developers, Inc., Attn: Dan W. Baer, President, 4676 Lakeview Avenue, Suite 213, Yorba Linda, CA 92886 The property heretofore described is being sold "as is" The street address and other common designation, if any, of the real property described above is purported to be: 3151 Airway Avenue, Suite P3, Costa Mesa, CA 92626. The undersigned Trustee disclaims any liability for any incorrectness of the street address and other common designation, if any, shown herein. NOTICE TO POTENTIAL BIDDERS: If you are considering bidding on this property lien, you should understand that there are risks involved in bidding at a trustee auction. You will be bidding on a lien, not on the property itself. Placing the highest bid at a trustee auction does not automatically entitle you to free and clear ownership of the property. You should also be aware that the lien being auctioned off may be a junior lien. If you are the highest bidder at the auction, you are or may be responsible for paying off all liens senior to the lien being auctioned off, before you can receive clear title to the property. You are encouraged to investigate the existence, priority, and size of outstanding liens that may exist on this property by contacting the county recorder's office or a title insurance company, either of which may charge you a fee for this information. If you consult either of these resources, you should be aware that the same lender may hold more than one mortgage or deed of trust on the property. NOTICE TO PROPERTY OWNER: The sale date shown on this notice of sale may be postponed one or more times by the mortgagee, beneficiary, trustee, or a court, pursuant to Section 2924g. The law requires that information about trustee sale postponements be made available to you and to the public, as a courtesy to those not present at the sale. If you wish to learn whether your sale date has been postponed, and, if applicable, the rescheduled time and date for the sale of this property, you may call (800) 683-2468 or visit this Internet Web site www.servicelinkasap.com, using the file number assigned to this case 4530-40. Information about postponements that are very short in duration or that occur close in time to the scheduled sale may not immediately be reflected in the telephone information or on the Internet Web site. The best way to verify postponement information is to attend the scheduled sale. With regard to residential property - NOTICE TO TENANT: You may have a right to purchase this property after the trustee auction pursuant to Section 2924m of the California Civil Code. If you are an "eligible tenant buyer," you can purchase the property if you match the last and highest bid placed at the trustee auction. If you are an "eligible bidder," you may be able to purchase the property if you exceed the last and highest bid placed at the trustee auction. There are three steps to exercising this right of purchase. First, 48 hours after the date of the trustee sale, call (800) 683-2468, or visit this internet website www.servicelinkasap.com, using the file number assigned to this case 4530-40 to find the date on which the trustee's sale was held, the amount of the last and highest bid, and the address of the trustee. Second, you must send a written notice of intent to place a bid so that the trustee receives it no more than 15 days after the trustee's sale. Third, you must submit a bid so that the trustee receives it no more than 45 days after the trustee's sale. If you think you may qualify as an "eligible tenant buyer" or "eligible bidder," you should consider contacting an attorney or appropriate real estate professional immediately for advice regarding this potential right to purchase. Said sale will be made, but without covenant or warranty, expressed or implied, regarding title, possession, or encumbrances, to pay the remaining principal sum of the note(s) secured by said Deed of Trust, with interest thereon, as provided in said note(s), advances, if any, under the terms of the Deed of Trust, estimated fees, charges and expenses of the Trustee and of the trusts created by said Deed of Trust, to-wit: \$266,564.86 (Estimated) Accrued interest and additional advances, if any, will increase this figure prior to sale. The Beneficiary may elect to bid less than their full credit bid. The beneficiary under said Deed of Trust heretofore executed and delivered to the undersigned a written Declaration of Default and Demand for Sale, and a written Notice of Default and Election to Sell. The undersigned caused said Notice of Default and Election to Sell to be recorded in the county where the real property is located and more than three months have elapsed since such recordation. SALE LINE PHONE NUMBER: (714) 730-2727 / Web site address: www.servicelinkasap.com DATE: March 22, 2021 CHICAGO TITLE COMPANY FORECLOSURE DEPARTMENT 560 E. HOSPITALITY LANE SAN BERNARDINO, CA 92408 (909) 884-0448 Teresa M. Drake, Vice President A-4730636 04/01/2021, 04/08/2021, 04/15/2021

NOTICE INVITING BIDS FOR CONSTRUCTION OF

ZONE 2 (TOP OF THE WORLD) STREET SLURRY SEAL AND REHABILITATION (CIP NO. 21-9455)

N-1 NOTICE IS HEREBY GIVEN that sealed bids with online bid price submittal will be received by the City of Laguna Beach for furnishing all labor services, materials, tools, equipment, supplies, transportation, utilities, and all other items and facilities necessary therefore, as provided in the contract documents for the ZONE 2 (TOP OF THE WORLD) STREET SLURRY SEAL AND REHABILITATION (CIP NO. 21-9455), together with appurtenances thereto, in accordance with the specifications on file at the Office of the City Engineer of the City of Laguna Beach, located at 4 79 Ocean A venue, Laguna Beach, California.

N-2 DATE OF OPENING BIDS: Bid prices for each line item of the Schedule of Work must be entered and all other required documents for the bid proposal packet (pages B-1 through B-12, B-15 through B-23) must be uploaded to the PlanetBids system in accordance with the instructions beginning on page B-13 no later than 5:00 p.m. on April 20, 2021. No late bids will be accepted. No other method of bid submittal will be accepted.

N-3 DESCRIPTION OF THE WORK: In general, the work comprises of mobilization, clearing & grubbing, sawcut, removal and reconstruction of asphalt concrete (A.C.) pavement, grind and overlay, removal and replacement of A.C. berms and curbs, weed killing and crack sealing, application of Type I slurry seal, traffic control, storm water pollution prevention, pavement striping and markings, utility adjustments, and other miscellaneous improvements as required to complete the contemplated scope of work in the Top of the World neighborhood and on upper Park Avenue and Temple Hills Drive in the City of Laguna Beach.

N-4 AWARD OF CONTRACT: (a) The City reserves the right after opening bids to reject any or all bids, to waive any informality (non-responsiveness) in a bid, or to make award to the lowest responsive, responsible bidder and reject all other bids, as it may best serve the interest of the City. (b) As a condition of award, the successful bidder will be required to submit payment and performance bonds and insurance

N-5 COMPLETION OF WORK AND LIQUIDATED DAMAGES: All work is to be completed in a total of 45 (forty-five) working days, excluding holidays, from the date specified in the Notice to Proceed, which is anticipated to be June 14, 2021. Slurry work to be completed by August 16, 2021. Liquidated damages shall be \$2,000 per calendar day

N-6 CONTRACTOR'S LICENSE CLASSIFICATION: The Contractor shall possess a valid Class A, General Engineering, or C-12, Earthwork and Paving Contractor License at the time of submitting bids, in accordance with provisions of Chapter 9, Division III of the California Business and Profession's Code.

N-7 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 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 1770-1781 inclusive

N-8 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

N-9 OBTAINING OR INSPECTING CONTRACT DOCUMENTS: Contract Documents, in digital Adobe Acrobat (.PDF) format, are available at the City of Laguna Beach's website at http://lagunabeachcity.net/cityhal/pw/bidinfo/default.htm. Click on the "<u>Click here to access the City of Laguna Beach PlanetBids portal</u>". If you are not currently registered with the City of Laguna Beach, please click on the "New Vendor Registration" button and then complete the electronic supplier registration process, including selecting Category Code(s) describing the goods and/or services you provide, as well as entering your Contractors State License information. After registering your firm, click on the "Bid Opportunities" button to view and download the Bid Documents. Interested firms must be registered on the City's website and download the Bid Documents in order to submit a bid. Firms must also check the website periodically for addenda information as failure to download any and all addenda will result in bid disqualification.

N-10 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, 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

BY ORDER OF THE CITY OF LAGUNA BEACH

By: Mark Asth Mark Trestik, City Engineer

Date: March 30, 2021

Published: Daily Pilot April 1, 2021 April 8, 2021

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IF YOU ARE A CREDITOR or contingent creditor of the decedent, you must file your claim with the court and mail a copy to the personal representative appointed by the court within the later of either (1) four months from the date of first issuance of letters to a general personal representative, as defined in section 58(b) of the California Probate Code, or (2) 60 days from the date of mailing or personal delivery to you of a notice under section 9052 of the California Probate Code. Other California statutes and legal authority may affect your rights as a creditor. You may want to consult with an attorney knowledgeable in California law.

YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a Request for Special Notice (form DE-154) of the filing of an inventory and appraisal of estate assets or of any petition or account as provided in Probate Code section 1250. A Request for Special Notice form is available from the court clerk.

Attorney for the Petitioner: THOMAS GRAY, ESQ ATTORNEY AT LAW 101 E. LINCOLN AVE, STE 222 ANAHEIM, CA 92805-2403 (714) 535-1157 HUNTINGTON BEACH Published in the INDEPENDENT on: 3/25, 4/1 & 4/8/2021 BSC 219630



Sports THURSDAY, APRIL 8, 2021

CONTACT US

To report scores of high school and college games, or other newsworthy items from youth to pro sports, contact the Daily Pilot sports staff. Matt Szabo, Sports Reporter (714) 966-4614, *matthew.szabo@latimes.com* Andrew Turner, Sports Reporter (714) 966-4611, *andrew.turner@latimes.com*

GIRLS' SOCCER Newport Harbor blanks CdM in Battle of the Bay



Scott Smeltzer | Staff Photographer

NEWPORT HARBOR HIGH teammates hug Laine Briggs, left, after she scored a goal against Corona del Mar during the Battle of the Bay match at Newport Harbor on Tuesday.

CROSSWORD AND SUDOKU ANSWERS

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BY SHAWN MEDOW

The Battle of the Bay lived up to its name on Tuesday as Newport Harbor High School girls' soccer hosted Corona del Mar.

In a game that saw yellow cards, crunching tackles and a coach's dismissal, Newport Harbor dominated its rival CdM 3-0.

"It's why you do high school sports," Newport Harbor head coach Justin Schroeder said. "To win a rivalry game within your city, within your community, I think it's one of the pinnacles of high school sports ... I'm just glad for Newport Harbor and our seniors who probably thought they weren't going to have a season." Things got testy in the

first half when senior Avery Doherty of CdM (4-2-1), already on a yellow card for an earlier sliding challenge, collided with Antonella Russo of Newport Harbor (5-1-1) in the midfield.

Players, fans and coaches from both sides let out their opinions, and after some deliberation the center referee brandished two yellow cards to CdM assistant coach Mark Kirsch.

"It was a great tackle," Kirsch said. "I said it was one of the best tackles of the game, play through it. Then he came over and gave me a yellow. I went to sit down and he said, 'No, you have to leave.'"

One minute before, in the 37th minute, Newport Harbor sophomore Laine Briggs chested down a long ball, took a touch beyond the CdM backline and chased down her ball before striking it off the post and in to double the Sailors' lead at 2-0.

"We never want a team to feel too comfortable early," Schroeder said. "We always try to come out strong and dictate our pace and make people adjust to us."

Newport Harbor had the early possession in the match, dictating the tempo and putting pressure on the CdM backline. But the visitors saw the first good chance of the afternoon when some quick interplay at the top of the box led to a Isabella Vigeland right-footed shot that forced a diving save from Sailors goalkeeper Jessica Gardner to put the ball behind for a corner.

"We had pockets of play," CdM head coach Bryan Middleton said. "We put that in the back of the net and it's 1-0, maybe it changes the tone a little bit."

Three minutes later, Newport Harbor junior Brielle Benedict struck a shot from the left wing that rattled the crossbar. The Sailors maintained the pressure, and eight minutes later found a breakthrough.

Russo stole the ball in the center circle, moved forward before laying a perfectly weighted through ball to senior Kenna Robar, who chipped it over the sliding CdM goalkeeper for the 1-0 lead. "I felt the pressure on my back and I just picked my head up," Russo said. "I put all my faith in her, I trusted her to get it in. It was a beautiful goal."

In the 54th minute, Russo got a goal of her own. Finding herself in open space 25 yards from goal, the sophomore took a chance and fired a rocket with her right foot into the top corner to make it a 3-0 game.

"That was a brilliant shot," Middleton said. "She absolutely hammered that thing. No high school boys' keeper is going to save that thing. It was a beautiful goal."

CdM got chances of its own later in the second half from free kicks, but the Newport Harbor backline held firm. With four seniors out of Newport Harbor's five defenders and goalkeeper, experience came out on top.

"They know how to keep this game under control," Schroeder said. "We've done a very good job of limiting goals this year."

Newport Harbor will now look to take its momentum from the rivalry win into the remainder of the season, starting with a game against Marina on Thursday. Meanwhile, CdM will take on Edison on Thursday night.

"I think the rivalry brings out the feistiness that drive in every player," Russo said. "We worked as a team and we got the win that we deserved."

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and so is your taste in wine



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