

Daily Pilot

FRIDAY, JUNE 25, 2021 /// Now including Coastline Pilot and Huntington Beach Independent /// dailypilot.com

NMUSD trustees select interim head

Hank Bangser will serve as a bridge between outgoing Supt. Russell Lee-Sung and a new district leader.

BY SARA CARDINE

Having acquired an interim superintendent to temporarily replace outgoing leader Russell Lee-Sung in a unanimous vote Tuesday, Newport-Mesa Unified School District trustees are heading into a national search for a permanent replacement and are seeking community input.



Hank Bangser

Board President Karen Yelsey said Thursday officials are working with California-based consulting firm Leadership Associates to gather feedback from a wide range of district stakeholders through virtual small group meetings and by circulating an online survey to district residents through June 30.

The survey, offered in English and Spanish, asks respondents to identify strengths and challenges the new candidate may face at Newport-Mesa Unified and share more about the traits and experiences they would like to see in a leader.

"We want to go out and get input from as many people in the community as possible — anybody and everybody," Yelsey said Thursday. "Then, we'll have a summary that will kind of give us what other people feel we should

See *Interim*, page A2

ALSO FROM THE DAILY PILOT:



Courtesy of Mike Spera

PACKARD CLASSIC CAR SHOW COMING TO NEWPORT BEACH
PAGE A2

HUNTINGTON BEACH CHAMBER OF COMMERCE HOSTS VIRTUAL GOVERNMENT AFFAIRS BRIEFING PAGE A4



Scott Smeltzer | Staff Photographer

THE NEWPORT BEACH Public Works department this week posted a removal notice on a flagpole by the Balboa Pier that may sit on state-owned beach land. Some residents, and one city official, however, are fighting to keep it. Neighbors say the pole has likely been there for about 70 years.

Balboa Peninsula flags may soon be decommissioned

A longstanding Newport Beach flagpole was tagged for removal Friday by code enforcers, who say it encroaches on public land.

BY SARA CARDINE

A civic conundrum is unfolding in Newport Beach's Balboa Peninsula just in time for Independence Day, as the city's code enforcement team considers removing a flagpole with a long but somewhat mysterious provenance for encroaching onto publicly owned land.

Officers responding to a complaint arrived Tuesday to a row of homes along the oceanfront Newport-Balboa Bike Trail, where the U.S. and California state flags flapped freely atop a flagpole mounted into a sandy beach berm.

Neighbors say the pole has likely been there since around the time the nearby houses were built in the 1950s.

"The flagpole's been here for 70 years, be-

fore I even existed," said Kelly Brown, who rents a property nearby and has become a caretaker of the structure, hoisting fresh standards when old ones become wind ravaged and tattered.

"I work from home," Brown continued. "Every day I sit here, stare at the ocean, look at these flags and do my business."

But city officials say the pole's placement on public land poses a problem. That's why one code enforcer during Tuesday's visit, after placing inquiries about ownership, tagged the pole for removal. A notice announced it would be torn down Friday.

Angry locals, who say the flags not only pay homage to patriots and veterans but provide a perfect photo op for tourists visiting the

See *Flags*, page A4



KELLY BROWN holds a removal notice posted Tuesday on a flagpole near her Balboa Peninsula home. After neighbors spoke out in defense of the pole, city officials "paused" the planned removal to do more research.

H.B. police confiscate \$3.5M in drugs, 2 arrested

BY LILLY NGUYEN

About \$3.5 million in drugs are now off the streets, following the arrest of two individuals suspected of drug trafficking by the Huntington Beach Police Department earlier this month.

The department said in a statement released Thursday that Huntington Beach police were conducting an investigation of a large drug trafficking organization based in Mexico.

Officers learned of drug pickups throughout Southern California, including parts of Orange, San Bernardino and Riverside counties.

Investigators determined the traffickers were shipping large amounts of drugs across state lines and into the state of New



York.

The investigation took place over the last 30 days and is currently ongoing, according to the police. Details on the suspects, including names, ages and cities of origin, have been withheld by law enforcement officials.

Jennifer Carey, a spokeswoman for the department, said the

HUNTINGTON BEACH police said they were conducting an investigation of a large drug trafficking organization based in Mexico.

Courtesy of HBPD

arrests occurred between June 7 and 9.

Police said the two suspects were arrested after a period of surveillance of multiple identified locations. One suspect was arrested in Compton and was found to be in possession of about two kilograms of cocaine. That suspect was arrested on

suspicion of possession with the intent to sell, while the second was arrested on suspicion of transporting and possession with the intent to sell.

The second suspect was stopped in San Bernardino County with the help of California Highway Patrol officers and found to be in possession of about 138 kilograms of cocaine and heroin; 12 pounds of methamphetamine and over 1,000 fentanyl pills.

Carey said in an email Thursday that both suspects were booked in their respective counties of arrest. One is released on bail, while the other was released pending charges being filed.

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Laguna Beach enters escrow to buy Ti Amo property for \$2.7M

BY ANDREW TURNER

Laguna Beach has entered into escrow on the former Ti Amo Ristorante property at 31727 Coast Highway for \$2.7 million.

The acquisition would be made for civic use, and one such possibility that received attention at the City Council meeting on June 15 was that the land could be used to build a new fire station in South Laguna.

The council opted to move forward with the process, hiring Rincon Consultants Inc. at a cost of \$89,199 for a study that would look at potential uses of the property and create the associated environmental analysis. The city has three months to do its due diligence on the acquisition.

A staff report noted the city could use the land to replace Fire Station No. 4, located at 31646 2nd

Ave. The city had been looking at a pair of parcels of land located along Coast Highway at Catalina Avenue, and it offered \$1.7 million for those parcels. That offer was withdrawn.

"This is an adequate site," Mayor Bob Whalen said of the former restaurant property. "It's probably not a perfect site, but I'm not sure there is a perfect site down there. I think we should move ahead with the study, preserve our option to close. If we end up finding a better site than this one, we can always sell this parcel to a subsequent purchaser."

Eight residents weighed in on the discussion, with only one of them speaking in favor of the purchase. Residents' concerns included the loss of a potential commercial spot in South Laguna

See *Property*, page A4



Don Leach | Staff Photographer

LAGUNA BEACH is looking to acquire the Ti Amo Ristorante property for civic uses. If the acquisition is successful, the city could look to convert the property into a new fire station location in South Laguna.

Packard classic car show coming to Newport Beach

BY MATT SZABO

The Packard luxury car brand, manufactured in Detroit until 1956, had a slogan that spoke to its reputation: "Ask the man who owns one."

Well, plenty of men who own some variation of the classic car will be in Newport Beach this weekend.

The Packards International Motor Car Club will be hosting a free All-Packard Car Show and Parts Exchange on Saturday from 8 a.m. until noon, at the Hyatt Regency Newport Beach hotel.

Packards International Vice President Robert Escalante, a Newport Beach resident, said up to 55 Packards will be on display.

"Our people come from all walks of life, and they've always respected Packard as the American Rolls Royce," Escalante said. "A lot of these folks, their grandfathers or their fathers raised them in a Packard ... and they're wanting that life back. I think that's really the culmination of what keeps this show on the road."

Escalante is the owner of Custom Auto Service restoration shop in Santa Ana, where the Packards International headquarters is based. Cathy Hull, the



Courtesy of Louis J. Horvitz

THIS 1941 Packard 160 Convertible, shown on Rodeo Drive in Beverly Hills, is owned by Louis J. Horvitz, Emmy-winning director for television shows such as the Academy Awards and the Grammy Awards.

nonprofit social club's secretary and treasurer, said more than 100 club members are expected this weekend for a membership

meeting that includes the car show.

Hull, who lives in Costa Mesa, said there will be a members

only meet-and-greet at Custom Auto Service on Friday evening. Santa Ana Mayor Vicente Sarmiento is scheduled to at-

tend. The club will have a luncheon at the Hyatt Regency on Saturday, which will feature special guest speaker and classic car enthusiast Aaron Weiss, the co-founder of the San Marino Motor Classic. An awards ceremony will be held that night, and the weekend concludes with a Sunday morning cruise to Las Brisas restaurant in Laguna Beach.

"It's just a chance to get together," Hull said. "We haven't seen each other in over a year because of the pandemic."

As for the car show, which is open to the public, Escalante said to expect Packards from the 1920s to the 1950s, of all different types and colors.

He added that he is very excited for the weekend's events.

"They made a million Packards, and there's only like a 10% survival rate," he said. "With just 100,000 of these cars floating around the world, you can imagine how many cars that leaves per state."

For more information on the Packards International Motor Car Club, visit the club website or call (714) 541-8431.

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INTERIM

Continued from page A1

look for when we're interviewing."

Interviews are anticipated to start sometime around mid-August, and Yelsey said the board is hopeful that if all goes well, they could have the candidate field narrowed down to a final candidate sometime in September.

To ensure a smooth transition between Lee-Sung's anticipated Aug. 3 departure and the selection of a permanent replacement, board members in a regular meeting Tuesday approved a temporary work agreement with retired superintendent Hank Bangser.

The not-to-exceed \$48,248 contract begins on Aug. 3 and offers a daily

pay rate of \$1,200, with a \$200 daily housing allowance and workers' compensation coverage. An end date was not specified in the contract.

According to the agreement, the interim superintendent will provide a weekly work calendar charting his duties in the week ahead. Yelsey said officials anticipated Bangser would meet with Lee-Sung before the current superintendent's departure to ensure a seamless transition.

"He really is the bridge to the next superintendent," the board president clarified.

Bangser has 31 years of experience as a superintendent, most recently at Ojai Unified School District. Before that, he served as a high school principal, assistant principal and

teacher, according to a district release issued Wednesday.

The longtime educator earned a bachelor's degree in economics from Williams College and went on to earn a master's in teaching and a doctorate in educational administration from Northwestern University.

Yelsey expressed optimism that the district's good reputation would draw a good field of superintendent candidates, but said trustees have a lot of work ahead of them to identify just the right person. "We're not on summer break," she said. "We're really working hard on getting a great superintendent."

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Scott Smeltzer | Staff Photographer

NEWPORT-MESA Unified School District trustees on Tuesday named Hank Bangser interim superintendent, starting Aug. 3. Bangser has 31 years of experience as a superintendent.

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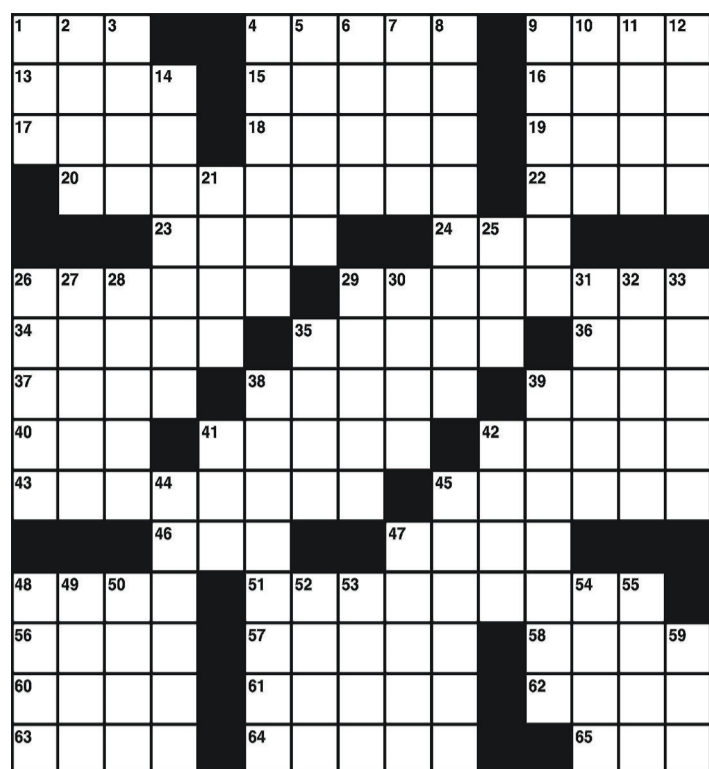
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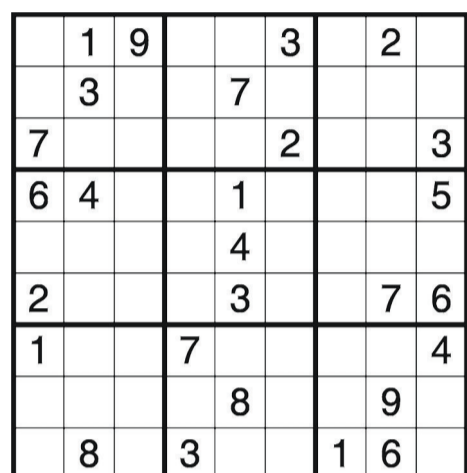
- ACROSS**
 1 Ask nosy questions
 4 Auction bid
 9 Long journey
 13 Uncouth person
 15 Leave no doubt about
 16 Auditor's goal
 17 Cooking herb
 18 Tiny skin openings
 19 TV show award
 20 Not truthful
 22 Lowest male singing voice
 23 Remove from power
 24 Gen. Robert E.



SUDOKU

By The Mephram 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.

- network
 2 Highway
 3 Cartoon bear
 4 Take a stand against
 5 Back's opposite
 6 Golfer's shout
 7 First lady's namesakes

- 8 Fidgety
 9 Long-time
 "Jeopardy!" host
 10 Actress
 Downey
 11 American _;
 ND's state trees
 12 Janitor's ringful
 14 Did a

- shoemaker's job
 21 Shacks
 25 Consume
 26 Slap
 27 In _;
 fashionable
 28 _ so often;
 occasionally
 29 Discovered
 30 Uncommon
 31 Makes smooth
 32 In _; stunned
 33 Comfortable
 35 Lion's cry
 38 Liberate & Elton John
 39 Las Vegas team
 41 _ 180; turn around
 42 Percussion instrument
 44 In need of repair
 45 Snail's tentacle
 47 Woodwind
 48 Prefix for enemy or angel
 49 Bulb flower
 50 Slimy residue
 52 Cruel
 53 Sit for an artist
 54 Taboo item
 55 Work hard
 59 Floral delivery service

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Legal Notices

Legal Notices

NOTICE OF PETITION TO ADMINISTER ESTATE OF: GREGORY SAM DOXAKIS, aka GREGORY S. DOXAKIS, aka GREGORY DOXAKIS 30-2021-01205502-PR-LA-CJC

To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of: **GREGORY SAM DOXAKIS, aka GREGORY S. DOXAKIS, aka GREGORY DOXAKIS.** A PETITION FOR PROBATE has been filed by **LISA LEE** in the Superior Court of California, County of ORANGE. THE PETITION FOR PROBATE requests that **LISA LEE** be appointed as personal representative to administer the estate of the decedent. THE PETITION requests authority to administer the estate under the Independent Administration of Estates Act. (This authority will allow the personal representative to take many actions without obtaining court approval. Before taking certain very important actions, however, the personal representative will be required to give notice to interested persons unless they have waived notice or consented to the proposed action.) The independent administration authority will be granted unless an interested person files an objection to the petition and shows good cause why the court should not grant the authority. A HEARING on the petition will be held on July 29, 2021 at 2:00 p.m. in Dept. C8 located at 700 CIVIC CENTER DRIVE WEST, SANTA ANA, CA 92701 (1) If you plan to appear, you must attend the hearing by video remote using the court's designated video platform; (2) Go to the Court's website at <http://www.occourts.org/media-relations/probate-mental-health.html> to appear for probate hearings and for remote hearing instructions; (3) If you have difficulty connecting to your remote hearing, call 657-622-8278 for assistance. IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney. 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: STANLEY A. HUTCHINSON LAW OFFICE OF STANLEY A. HUTCHINSON 18837 BROOKHURST ST., STE 104 FOUNTAIN VALLEY, CA 92708 Published in the Published in the ORANGE COAST DAILY PILOT: 6/18, 6/24 & 6/25/2021 BSC 220124

CITY OF COSTA MESA SUMMARY OF ADOPTED ORDINANCE NO. 2021-09 NOTICE IS HEREBY GIVEN that on June 15, 2021, the City Council adopted Ordinance No. 2021-09.

ORDINANCE NO. 2021-09 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA AMENDING SECTION 9-29.5 OF ARTICLE 5 (ADMINISTRATION, APPLICATION AND PROCEDURES) OF CHAPTER I (BUSINESS TAX) AND SECTIONS 9-116, 9-119, 9-120 & 9-121 OF CHAPTER II (REGULATION OF CERTAIN BUSINESSES) AND CHAPTER VI (MARIJUANA BUSINESS PERMITS) OF TITLE 9 (LICENSES AND BUSINESS REGULATIONS) TO ESTABLISH THE TAX RATE, OPERATING REQUIREMENTS AND STANDARDS FOR CANNABIS USES, INCLUDING RETAIL CANNABIS STOREFRONT AND NON-STOREFRONT USES TO IMPLEMENT THE CITY OF COSTA MESA RETAIL CANNABIS TAX AND REGULATION MEASURE (MEASURE Q)
 I, BRENDA GREEN, City Clerk of the City of Costa Mesa, DO HEREBY CERTIFY that the above and foregoing Ordinance No. 2021-09 was duly passed and adopted at a regular meeting of the City Council held on June 15, 2021, by the following roll call vote, to wit:
 AYES: COUNCILMEMBERS: CHAVEZ, GAMEROS, HARLAN, HARPER, REYNOLDS, MARR, STEPHENS
 NOES: COUNCILMEMBERS: NONE
 ABSENT: COUNCILMEMBERS: NONE
 I hereby certify that the summary of the adopted ordinance was published in the Daily Pilot on Friday, June 25, 2021.
 Brenda Green, City Clerk, City of Costa Mesa

CITY OF COSTA MESA SUMMARY OF ADOPTED ORDINANCE NO. 2021-08 NOTICE IS HEREBY GIVEN that on June 15, 2021, the City Council adopted Ordinance No. 2021-08.

ORDINANCE NO. 2021-08 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA AMENDING CHAPTER IX (SPECIAL LAND USE REGULATIONS), ARTICLE 21 (LOCATION OF MARIJUANA DISTRIBUTING, MANUFACTURING, RESEARCH AND DEVELOPMENT AND TESTING LABORATORIES), AND CHAPTER IV (CITYWIDE LAND USE MATRIX), TABLE 13-30 (LAND USE MATRIX) OF TITLE 13 (CODE AMENDMENT CO-2021-01) TO ESTABLISH THE DEVELOPMENT STANDARDS FOR CANNABIS USES, INCLUDING RETAIL CANNABIS STOREFRONT AND NON-STOREFRONT USES TO IMPLEMENT THE CITY OF COSTA MESA RETAIL CANNABIS TAX AND REGULATION MEASURE (MEASURE Q)
 I, BRENDA GREEN, City Clerk of the City of Costa Mesa, DO HEREBY CERTIFY that the above and foregoing Ordinance No. 2021-08 was duly passed and adopted at a regular meeting of the City Council held on June 15, 2021, by the following roll call vote, to wit:
 AYES: COUNCILMEMBERS: CHAVEZ, GAMEROS, HARLAN, HARPER, REYNOLDS, MARR, STEPHENS
 NOES: COUNCILMEMBERS: NONE
 ABSENT: COUNCILMEMBERS: NONE
 I hereby certify that the summary of the adopted ordinance was published in the Daily Pilot on Friday, June 25, 2021.
 Brenda Green, City Clerk, City of Costa Mesa

CITY OF COSTA MESA SUMMARY OF ADOPTED ORDINANCE NO. 2021-10 NOTICE IS HEREBY GIVEN that on June 15, 2021, the City Council adopted Ordinance No. 2021-10.

ORDINANCE NO. 2021-10 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AMENDING ORDINANCE NO. 01-06 AND APPROVING THE FIRST AMENDMENT TO THE DEVELOPMENT AGREEMENT DA-00-04 BETWEEN THE CITY OF COSTA MESA AND IRVINE COMPANY LLC AS SUCCESSOR IN INTEREST TO FSP TWO TOWN CENTER AND FIFTH STREET PROPERTIES-DS, LLC
 I, BRENDA GREEN, City Clerk of the City of Costa Mesa, DO HEREBY CERTIFY that the above and foregoing Ordinance No. 2021-10 was duly passed and adopted at a regular meeting of the City Council held on June 15, 2021, by the following roll call vote, to wit:
 AYES: COUNCILMEMBERS: CHAVEZ, GAMEROS, HARPER, REYNOLDS, MARR
 NOES: COUNCILMEMBERS: NONE
 ABSENT: COUNCILMEMBERS: NONE
 ABSTAIN: COUNCILMEMBERS: HARLAN, STEPHENS
 I hereby certify that the summary of the adopted ordinance was published in the Daily Pilot on Friday, June 25, 2021.
 Brenda Green, City Clerk, City of Costa Mesa

NOTICE OF PETITION TO ADMINISTER ESTATE OF: HASKELL SHAPIRO 30-2021-01205686-PR-PW-CJC

To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of: **HASKELL SHAPIRO.** A PETITION FOR PROBATE has been filed by **BARRY SHAPIRO** in the Superior Court of California, County of ORANGE. THE PETITION FOR PROBATE requests that **BARRY SHAPIRO** be appointed as personal representative to administer the estate of the decedent. THE PETITION requests the decedent's will and codicils, if any, be admitted to probate. The will and any codicils are available for examination in the file kept by the court. THE PETITION requests authority to administer the estate under the Independent Administration of Estates Act. (This authority will allow the personal representative to take many actions without obtaining court approval. Before taking certain very important actions, however, the personal representative will be required to give notice to interested persons unless they have waived notice or consented to the proposed action.) The independent administration authority will be granted unless an interested person files an objection to the petition and shows good cause why the court should not grant the authority. A HEARING on the petition will be held on August 05, 2021 at 2:00 p.m. in Dept. C8 located at 700 CIVIC CENTER DRIVE WEST, SANTA ANA, CA 92701 (1) If you plan to appear, you must attend the hearing by video remote using the court's designated video platform; (2) Go to the Court's website at <http://www.occourts.org/media-relations/probate-mental-health.html> to appear for probate hearings and for remote hearing instructions; (3) If you have difficulty connecting to your remote hearing, call 657-622-8278 for assistance. IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney. 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: TRENT C. MARCUS, ESQ TRENT C. MARCUS, ALC 19900 BEACH BLVD, C-1 HUNTINGTON BEACH, CA 92648 Published in the Published in the ORANGE COAST DAILY PILOT: 6/18, 6/24 & 6/25/2021 BSC 220127

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Huntington Beach Chamber of Commerce hosts virtual government affairs briefing

BY MATT SZABO

Huntington Beach has not one, but two state senators representing it.

Tom Umberg of the 34th District represents much of the north area of Surf City. Dave Min of the 37th District represents the rest.

"That's a benefit to Huntington Beach," Umberg said. "Each of us then compete to provide the best service to that city ... In terms of representing Huntington Beach, I have to be on my game to keep up with [Min]."

Huntington Beach Chamber of Commerce members got the opportunity to pick the brains of Umberg and Min on Thursday morning when it hosted a virtual government affairs briefing featuring each of the state senators on Zoom.

Umberg, a Democrat from Santa Ana, and Min, a Democrat from Irvine, each

gave statements and answered questions on what they have been doing to help local businesses during the coronavirus pandemic and beyond. Beth Hamilton moderated the event.

Umberg, who was appointed to chair the state Senate Judiciary Committee in December, said much of his focus has been on the legal arena.

He has been working to create remote access to courthouses so witnesses wouldn't necessarily have to visit the courthouse to testify. He's also working on a bill that would allow people to lease or purchase a car electronically.

"I also have a bill to address the issue of businesses getting operational once again," he said. "One of the challenges is that some businesses had to pay governmental fees. If you had a restaurant, you had to pay your [Alcoholic Beverage Control] fee even while you were shut down ... I want to provide relief so that if you are not operational, you don't have to pay the fees that are intended for being operational."



Screencap by Matt Szabo

STATE SEN. DAVE MIN speaks during Thursday's virtual event put on by the Huntington Beach Chamber of Commerce.

Umberg added that he's also focused on the development of ocV!BE, a \$3-billion development around the Honda Center in Anaheim that is slated to open in 2024. According to analysis by national economics firm DTA, the project would create more than 10,000 construction jobs in the area, and more than 3,000 permanent jobs upon completion.

Min, a UC Irvine law professor who was elected to the state Senate last November, said he has worked hard to get up to speed. "This year was a really big learning experience," he said. "I didn't have a ton of bills. I was like the freshman trying to figure out where my locker is and where the bathrooms are."

Much of his work also has been related to the pandemic. He was a principal author of SB 87, which invested \$2.1 billion into a small business COVID-19 relief program.

"That program is still open, and more money has been added," he said. "Please reach out to my office if you suffered losses during the pandemic and you're looking to try to get some help."

Min said he is also working on a bill, along with state Sen. Andreas Borgeas (R-Fresno), that would waive and reduce penalties for small businesses that unintentionally violate different regulations. "You shouldn't have to pay these steep penalties ... if it's inadvertent," Min said. "We've heard too many stories of small businesses getting hammered for unintentional inadvertent, benign violations."

Overall, Min said he was happy with the long-term prospects of California businesses.

According to the state's May jobs report, California added 104,500 jobs in May. It was the fourth straight month that more than 100,000 jobs were added.

"We've got a lot of work to do," Min said. "We know this past year-plus was an incredibly tough time for businesses, particularly small businesses, but I think the future looks bright."

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FLAGS

Continued from page A1

beach, sprang into action.

"Imagine the visual of a town, on the weekend before July 4, removing the American flag," said attorney Judd Shaw, who lives near Brown. "How un-American. It's not a political flag — it's the United States flag."

Shaw and other Balboa Peninsula residents emailed members of the Newport Beach City Council

this week asking for intervention. Their pleas did not fall on deaf ears.

Councilman Noah Blom said the city needed to do some research into the history of the structure but maintained on Wednesday the flagpole would stay if he had anything to do with it.

"We're just not going to be ripping down American flags. Especially around the Fourth of July," he said. "If code enforcement has a direct problem with it, any one of the City Council members could pull it up

for consideration."

Newport Beach Community Development Director Seimone Jurjis said determining the fate of the pole may be beyond the city's reach if it sits on state-owned beach land. In that case, the California Coastal Commission would have the final say on encroachment.

He cited an earlier case, in which the landscaping of some Peninsula Point homeowners had begun to creep onto state-owned beach sand. Although Newport Beach officials attempted to work out a compromise, the commission ordered the plants to be torn out and fined offenders.

"Since we don't own the land, we don't have the coastal jurisdiction for it," Jurjis said.

Further, unpermitted structures in public areas



Scott Smeltzer | Staff Photographer

IF THE STATE owns the land of a Newport Beach flagpole, the California Coastal Commission will decide its fate.

can present liability issues to public entities.

"If a bicyclist accidentally crashed into that flagpole and someone falls and injures themselves, who's at fault in this?" Jurjis posed.

"Either the city didn't act to remove the flagpole in a timely manner, or they allowed [it] to continue. Ultimately we'll be at fault."

City spokesman John Pope confirmed Wednesday

removal of the flagpole had been "put on pause" to give the city more time to investigate the pole's origin and determine whether the land it's on belongs to the city or the state. He said the matter was brought to the city's attention by a resident but said such complaints are kept anonymous.

Brown can't imagine why anyone would have cause to complain about a flagpole that's been standing undisturbed for so long.

"I've had flags hanging there for four years and no one's ever complained. People have even come from all over the world to take pictures in front of these flags," she said.

"Whoever complained, as far as I'm concerned, karma's going to get them in the butt."

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MARKETPLACE

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APN: 423-172-03 TS No: CA08000064-21-1 TO No: 210111960-CA-VOI NOTICE OF TRUSTEE'S SALE (The above statement is made pursuant to CA Civil Code Section 2923.3(d)(1). The Summary will be provided to Trustor(s) and/or vested owner(s) only, pursuant to CA Civil Code Section 2923.3(d)(2).) YOU ARE IN DEFAULT UNDER A DEED OF TRUST DATED September 25, 2006. UNLESS YOU TAKE ACTION TO PROTECT YOUR PROPERTY, IT MAY BE SOLD AT A PUBLIC SALE. IF YOU NEED AN EXPLANATION OF THE NATURE OF THE PROCEEDINGS AGAINST YOU, YOU SHOULD CONTACT A LAWYER. On August 2, 2021 at 01:30 PM, at the north front entrance to the County Courthouse, 700 Civic Center Drive West, Santa Ana, CA 92701, MTC Financial Inc. dba Trustee Corps, as the duly Appointed Trustee, under and pursuant to the power of sale contained in that certain Deed of Trust recorded on October 12, 2006 as Instrument No. 2006000677498, of official records in the Office of the Recorder of Orange County, California, executed by HELEN TOAL, A WIDOW, as Trustor(s), in favor of FINANCIAL FREEDOM SENIOR FUNDING CORPORATION, A SUBSIDIARY OF INDYMAC BANK, F.S.B. as Beneficiary, WILL SELL AT PUBLIC AUCTION TO THE HIGHEST BIDDER, in lawful money of the United States, all payable at the time of sale, that certain property situated in said County, California describing the land therein as: AS MORE FULLY DESCRIBED IN SAID DEED OF TRUST 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: 433 VIA LIDO SOUD, NEWPORT BEACH, CA 92663 The undersigned Trustee disclaims any liability for any incorrectness of the street address and other common designation, if any, shown herein. Said sale will be made without covenant or warranty, express 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. The total amount of the unpaid balance of the obligations secured by the property to be sold and reasonable estimated costs, expenses and advances at the time of the initial publication of this Notice of Trustee's Sale is estimated to be \$5,059,622.27 (Estimated). However, prepayment premiums, accrued interest and advances will increase this figure prior to sale. Beneficiary's bid at said sale may include all or part of said amount. In addition to cash, the Trustee will accept a cashier's check drawn on a state or national bank, a check drawn by a state or federal credit union or a check drawn by a state or federal savings and loan association, savings association or savings bank specified in Section 5102 of the California Financial Code and authorized to do business in California, or other such funds as may be acceptable to the Trustee. In the event tender other than cash is accepted, the Trustee may withhold the issuance of the Trustee's Deed Upon Sale until funds become available to the payee or endorsee as a matter of right. The property offered for sale excludes all funds held on account by the property receiver, if applicable. If the Trustee is unable to convey title for any reason, the successful bidder's sole and exclusive remedy shall be the return of monies paid to the Trustee and the successful bidder shall have no further recourse. 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 in this Notice of Sale may be postponed one or more times by the Mortgagee, Beneficiary, Trustee, or a court, pursuant to Section 2924g of the California Civil Code. 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 In Source Logic at 702-659-7766 for information regarding the Trustee's Sale or visit the Internet Website www.insourcelogic.com for information regarding the sale of this property, using the file number assigned to this case, CA08000064-21-1. 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 Website. The best way to verify postponement information is to attend the scheduled sale. Notice to Tenant NOTICE TO TENANT FOR FORECLOSURES AFTER JANUARY 1, 2021 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, you can call 702-659-7766, or visit this internet website www.insourcelogic.com, using the file number assigned to this case CA08000064-21-1 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. Date: June 14, 2021 MTC Financial Inc. dba Trustee Corps TS No. CA08000064-21-1 17100 Gillette Ave Irvine, CA 92614 Phone: 949-252-8300 TDD: 866-660-4288 Dalaysia Ramirez, Authorized Signatory SALE INFORMATION CAN BE OBTAINED ON LINE AT www.insourcelogic.com FOR AUTOMATED SALES INFORMATION PLEASE CALL: In Source Logic AT 702-659-7766 Trustee Corps may be acting as a debt collector attempting to collect a debt. Any information obtained may be used for that purpose. Order Number 75056, Pub Dates: 6/25/2021, 7/2/2021, 7/9/2021, DAILY PILOT

THE CITY
Council hired Rincon Consultants Inc. for \$89,199 for a study that would look at potential uses of the property and create the associated environmental analysis.
Don Leach Staff Photographer



Daily Pilot

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PROPERTY

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and the adequacy of the location if it is to be converted to a fire station, as well as the cost of the agreement with the consultant.

"What are they going to study and deliver for \$89,000 that we don't have staff able to do?" resident Pat Menne said.

"I'm tired of you throwing away the money. I consider it throwing away. If I lived like this, I would have no retirement."

City staff plan to offset the cost using the money recovered from withdrawing the offer on the Catalina Avenue site.

There will also be \$1 million taken from the parking fund and \$100,000 from the future facilities fund.

The council was split on the decision to move forward and bring in the consultant for the Ti Amo property. It passed by a vote

"I'm tired of you throwing away the money. I consider it throwing away. If I lived like this, I would have no retirement."

Pat Menne
Laguna Beach resident

of 3-2, with Councilwoman Toni Iseman and Councilman George Weiss dissenting.

"There would be a separate driveway made for fire vehicle access with a dedicated light for that access for the fire trucks to come in and out of the property," City Manager Shohreh Dupuis said. "The property can be built as a two-story building, versus one story at Catalina."

Fire Chief Mike Garcia indicated the site could be functional as a fire station. He said that new fire stations are rarely built on parcels of land that are less than half an acre.

The lot size of the Ti Amo property is 9,975 square feet.

"I would rather have our apparatus depart off of a side street and not onto a main highway," Garcia said. "Coming onto a main highway like Coast Highway is problematic, will require preemptive lights to stopping."

A second motion to continue exploring the possibility of acquiring property at 5th Avenue received unanimous approval. That location is viewed as a superior site for a new fire station.

The council showed reluctance to employ eminent domain to acquire property to achieve that goal.

"The thought of eminent domain has never sat well with me," Councilman Peter Blake said. "You don't just take someone's property away."

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CROSSWORD AND SUDOKU ANSWERS

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