

# Daily Pilot

SATURDAY, SEPTEMBER 2, 2023 /// dailypilot.com

## Costa Mesa to consider paying center

City has sent wild animals to the Wetlands & Wildlife Care Center for treatment but hasn't paid for its services.

BY SARA CARDINE

For years, volunteers at the Wetlands & Wildlife Care Center have been treating injured or ill wildlife brought into the Huntington Beach facility by animal control officers, residents and others from Costa Mesa without receiving any reimbursement.

More than 450 wild mammals and birds came into the center in 2022 requiring food, boarding, medical care, rehabilitation and release at a cost of about \$125 per animal. Yet the city historically paid nothing for services rendered.

But all that could soon change, as officials consider entering into a professional services agreement with the nonprofit care center that would provide \$57,000 annually, with an additional 10% contingency for a higher census or unforeseen costs.

The Costa Mesa City Council will be asked to vote on the matter in its regular meeting Tuesday, roughly five months after local resident Sue Lester, a volunteer at the wildlife center, raised it during an April 4 council meeting.

Since then, both Lester and Center Executive Director Debbie McGuire have met with officials at the Costa Mesa Police Department, which oversees the city's animal control services, and city staff to discuss the work being done by one of just a few wildlife nonprofits in Orange County.

"The police department has been absolutely phenomenal in learning the process of what the wildlife center does, asking questions and really trying to get up to speed on what it is that happens

See **Paying**, page A2

## ALSO FROM THE DAILY PILOT:



James Carbone

**HIGH SCHOOL ROUNDUP: COSTA MESA FOOTBALL PICKS UP FIRST WIN** PAGE A3



Courtesy of Viet Film Fest

A STILL FROM "Good Chips," a short film that will be shown at the Viet Film Fest, which is celebrating its 20th year.

## Viet Film Fest to celebrate 20 years with launch party

**"The whole goal is to bring the [Los Angeles] entertainment community and the O.C. entertainment community together."**

— Kenneth Nguyen

BY LILLY NGUYEN

When Viet Film Fest started in 2003, there were only enough Vietnamese films — both from the diaspora and from Vietnam itself — to hold the festival every other year. By 2013, there was a catalog long enough to change to an annual event, and this year, the festival marks its 20th anniversary with several offerings.

To kick off the 2023 festival, the Vietnamese American Arts & Letters Assn. has partnered with podcast host Kenneth Nguyen

for a launch party at the Circle OC — a nightclub on Warner Avenue in Huntington Beach, the city where last year the festival's in-person screenings were held at the Bella Terra.

The party, which Nguyen says is more akin to a mixer than a party, will begin at 8 p.m. on Sept. 16 and include the official reveal of the festival's set list and its nominees for Best Feature, Best Short, Best Actor, Best Actress, the Inspiration Award and the Spotlight Award. The celebration is ex-

See **Fest**, page A4

## Packed Huntington Beach council agenda includes possible censure of a member

Tuesday's meeting agenda includes item seeking to censure Natalie Moser for Aug. 1 comments on the dais to Mayor Pro Tem Gracey Van Der Mark.

BY MATT SZABO

Huntington Beach City Councilwoman Natalie Moser could be censured by her colleagues on Tuesday night in City Hall.

The agenda item is one of 35 on the docket, beginning at 6 p.m., as the first council meeting in more than a month could again go into the early morning hours.

Mayor Tony Strickland and Councilmen Pat Burns and Casey McKeon brought forward the agenda item for the censure of Moser. It stems from an exchange she had with Mayor Pro Tem Gracey Van Der Mark near

the end of the Aug. 1 meeting.

During a discussion on the city's Declaration of Policy of Human Dignity, Moser questioned Van Der Mark's ability to serve on an ad hoc committee related to the policy given past allegations that she was a Holocaust denier and had associations with the far-right Proud Boys group.

Van Der Mark addressed the issue during City Council public comments in May 2018 and again to the Daily Pilot in an interview on Aug. 3. She said that a since-deleted YouTube playlist had antisemitic videos sent to

See **Agenda**, page A3



File Photo

**HUNTINGTON BEACH** City Council member Natalie Moser, shown during an LGBTQ+ demonstration at the Huntington Beach Pier in May.



Don Leach | Staff Photographer

**THE NEW** Family Resource Center on the first day of school at Laguna Beach High on Aug. 24.

## Laguna Beach Unified set to provide support services for families

BY ANDREW TURNER

The Laguna Beach Unified School District plans to back students outside of the classroom by providing support services through its family resource center, located at 733 St. Ann's Drive, across from Laguna Beach High School.

On Wednesday, Oct. 18, district officials plan to hold a ribbon-cutting ceremony for the center, which can accommodate communal gatherings and private counseling and features an outdoor space overlooking Guyer Field and the Pacific Ocean.

"By offering parents the resources they need — whether it's access to mental health counseling, parenting workshops or

community outreach programs — we're ensuring that our students come to school ready to learn," Laguna Beach school board president Jan Vickers said in a statement. "When families thrive, our schools thrive, and our entire community reaps the benefits."

District Supt. Jason Viloria packaged the availability of services together when discussing a new student well space at the high school and the districtwide family resource center on the first day of classes on Aug. 24.

"Being able to have spaces like [the student well space] and the family resource center rolled out is awesome because we're always

See **Services**, page A4



**AROUND TOWN**

**The Winery Restaurant & Wine Bar to host Maui fundraiser**

The Winery Restaurant & Wine Bar in Newport Beach announced a fundraiser later this month to benefit those affected by the recent wildfires in Maui. The fundraiser is called "Maui Strong," and those interested will be able to attend a tasting event from 2 to 5 p.m. and a dinner from 5 to 8:30 p.m. on Sunday, Sept. 17.

Proceeds raised by both events will be going to the Maui Strong Fund, which is organized by the Hawaii Community Foundation. Tickets to attend the tasting event go for \$150 a guest, and tickets for the dinner are \$175 a guest. To buy tickets, visit [thewinerynewport.com](http://thewinerynewport.com). Seats are limited.

**OC Public Libraries celebrates Library Card Sign-Up Month**

This month OC Public Libraries is celebrating Library Card Sign-Up Month with a photo campaign. New and existing library card holders can share a photo with their library cards, tag [@ocpubliclibraries](https://twitter.com/ocpubliclibraries) and be featured on their respective social media challengers.

Participants are entered to win a prize at the end of the month. As part of that campaign, Costa Mesa residents can stop by the Costa Mesa Donald Dungan Library on Wednesday, Sept. 27 from 3 to 5 p.m. to take photos with Esteban the Pea Green Crayon. Laguna Beach residents can also do this at the Laguna Beach Library from 3 to 5 p.m. on Thursday, Sept. 28.

— From staff reports

**PAYING**

Continued from page A1

there," Lester said Friday. "I'm thrilled to see there's an agreement on the agenda, and I'm hopeful the City Council will be in favor of it."

Costa Mesa currently pays the Newport Center Animal Hospital \$240,000 annually to treat domestic animals rounded up by animal control officers. The nonprofit Priceless Pets Rescue takes in domestic animals seen by the vet, at a rate of \$25 per animal.

Additionally, those entities have the ability to generate some revenue through adoption fees or owners' retrieval of lost animals.

But for orphaned, sick or injured wild birds and mammals found in Costa Mesa, the Wetlands & Wildlife Care Center, opened in 1998, is the only game in town. And the cost of doing business, like most things, has only increased in recent years, according to McGuire.

She said the center was forced to evacuate hundreds of animals to the Santa Ana Zoo after weather forecasts indicated Tropical Storm Hilary could send strong winds



File Photo

**WETLANDS & WILDLIFE** Care Center volunteer Heather Snow feeds a squirrel at the Huntington Beach facility in April. Costa Mesa officials are considering paying \$57,000 annually for animals brought in from the city.

and rainfall toward Huntington Beach. No animals were harmed, but the weather event caused roughly \$33,000 in damage to the center.

"The bright side is at least Costa Mesa is going to come forward and start supporting us," McGuire said. "Because the other option would be we'd have to close our doors, then there wouldn't be anywhere else to go."

Should the City Council approve the agreement with the care center, the nonprofit will be paid retroactively to July 1, the first

day of the current fiscal year. Lester said she'd like to discuss the option of the center's receiving compensation at least back to the start of 2023.

"I don't think that's an unreasonable ask," she added.

The Costa Mesa City Council meets Tuesday at 6 p.m. in the first-floor Council Chambers of City Hall, 77 Fair Drive. For more, visit [costame-saca.gov](http://costame-saca.gov) or call (714) 754-5000.

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**THE DAILY COMMUTER PUZZLE**

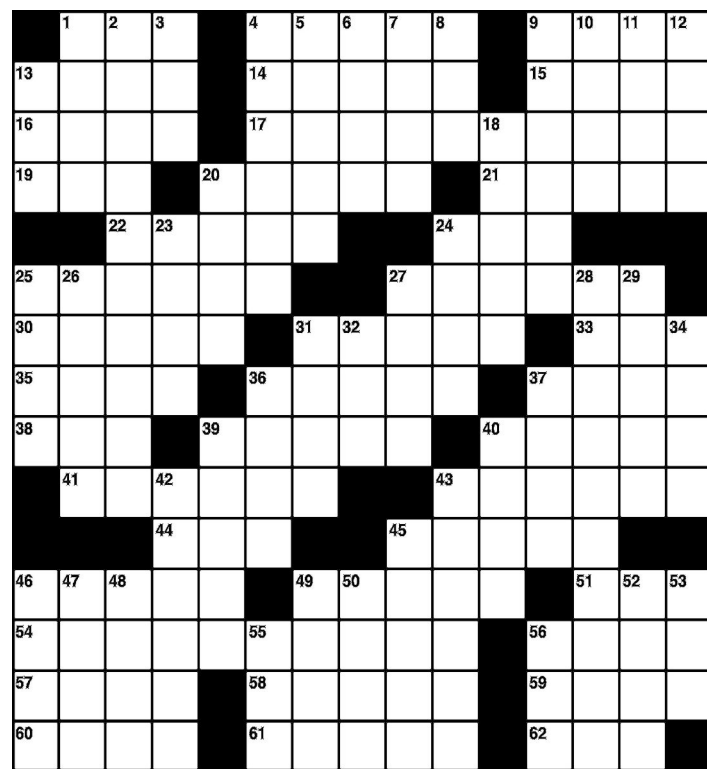
By Jacqueline E. Mathews

**ACROSS**

- 1 Junior, to Senior
- 4 Crush
- 9 Phone downloads
- 13 "Likewise!"
- 14 Three-line poem
- 15 Ooze
- 16 Softhearted
- 17 Run, as a business
- 19 Joe Frazier foe
- 20 Accumulate
- 21 Out of practice
- 22 Book leaves
- 24 Twain's Sawyer
- 25 Felt about blindly
- 27 Tendons
- 30 Stringed instruments
- 31 Canary's lunch
- 33 Polished off
- 35 Sponges off of
- 36 Check recipient
- 37 Dog bane
- 38 Chess pieces
- 39 Tour de France vehicles
- 40 Internal spies
- 41 Drags one's feet
- 43 Plump
- 44 "whiz!"
- 45 VCR insertion
- 46 Say yes
- 49 Packaging string
- 51 Stir-fry pan
- 54 Thinnest
- 56 Author Grey
- 57 Family tree member
- 58 Senator Marco
- 59 One who takes your side
- 60 Tennis court dividers
- 61 Takes a break
- 62 Wood thickness

**DOWN**

- 1 Go yachting
- 2 All-powerful
- 3 TV's "and Stacey"
- 4 Humiliated
- 5 As a wet hen
- 6 Ambitions



**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](http://sudoku.org.uk).

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

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

- 7 Does the slalom
- 8 Ancient barbarian
- 9 Suppose to be true
- 10 Animals in the house
- 11 Amanda of "The Whole Nine Yards"
- 12 Light on one's feet
- 13 Music from Jamaica
- 18 Actor Jeremy
- 20 Years and years
- 23 Ridicules
- 24 Wave

- movement
- 25 Down in the dumps
- 26 Tricks
- 27 Chocolate candy store
- 28 Carpet-lover's demand
- 29 Stainless \_; spoon material
- 31 Luxury retail store
- 32 Pupil's place
- 34 As \_ as pie
- 36 Stack
- 37 Links cry
- 39 Lose vital fluid
- 40 Apple piñata \_
- 42 GEICO employees
- 43 Speckled horses
- 45 Drop in on
- 46 As sturdy \_ oak
- 47 Adhesive
- 48 Monthly expense
- 49 Loyal
- 50 Spider creations
- 52 Merely
- 53 \_ lime pie
- 55 Slip up
- 56 Heat in the microwave

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**HIGH SCHOOL ROUNDUP**

# C.M. football picks up first win

Senior running back Brett McDonough had two rushing touchdowns, as the Costa Mesa High football team earned a 22-7 win over Loara on Thursday in a nonleague game at Glover Stadium in Anaheim.

Edward Franco, a senior running back, opened the scoring with a 10-yard run in the second quarter for Costa Mesa (1-2), which scored 22 unanswered points before conceding a rushing touchdown to Loara's Jeremy Rosero in the fourth quarter.

McDonough authored scoring runs of 22 and 50 yards, Costa Mesa coach Gary Gonzalez said.

Costa Mesa plays host to Westminster La Quinta (2-1) in a nonleague game on Friday, Sept. 8.

**Palos Verdes 14, Corona del Mar 11:** The host Sea Kings recovered a late onside kick, but their final possession ended with a turnover on downs in a low-scoring, nonleague contest at Davidson Field on Thursday night.

Boise State-bound quarterback Kaleb Annett connected with tight end Zach Giuliano on a 9-yard touchdown with just over two minutes remaining. The two-point conversion to wide receiver Russell Weir trimmed the deficit to a field-goal margin.

Corona del Mar (2-1) hits the road to take on San Clemente (2-0) on Friday, Sept. 8. The Tritons were slated to play host to Carlsbad La Costa Canyon (2-0) on Friday night.

**GIRLS' GOLF**

**Costa Mesa 217, Katella 256:** Sydney Ngo carded a five-over-par 34 to earn medalist honors for the visiting Mustangs on Thursday in an Orange Coast League match held at Brea Creek Golf Course. Costa Mesa (1-1) will square off against Ocean View on Tuesday at Costa Mesa Country Club.

— Andrew Turner



James Carbone

**COSTA MESA'S** Brett McDonough (24), seen against Kennedy on Aug. 17, had two rushing touchdowns in a win against Loara on Thursday.

**AGENDA**

Continued from page A1

her by a colleague. She said she never watched the videos but was planning to question the content, not support it.

In 2018, however, the Anti-Defamation League wrote multiple letters questioning Van Der Mark's ability to serve as a community leader. One letter asked that Van Der Mark be removed from the Ocean View School District's Citizens Oversight Committee for Measure R due to "bigoted and hateful" comments and her participation in what the group called activities organized and led by white supremacists.

Tuesday's censure discussion was introduced because Moser took personal and disrespectful attacks at Van Der Mark, according to the agenda item.

"This type of challenge by Moser of Van Der Mark during a City Council meeting is disruptive, inappropriate, it undermines professional decorum, and is unacceptable," the item reads. "To that end, Councilwoman Moser should be censured by this City Council.



File Photo

**MAYOR PRO TEM** Gracey Van Der Mark, center, listens to public comments during a Huntington Beach City Council meeting on June 20.

While Councilwoman Moser has her First Amendment rights, so does this City Council."

Moser said to the Daily Pilot in an Aug. 3 interview that she agreed with the ADL's initial assessment, which caused her to make the comments she did from the dais.

"To me, those things are a red line, especially the Holocaust hoax piece," Moser said. "Those associations, and that history, I think it can be seen as indicative of bias that would compromise her capacity

to ensure inclusivity and respect for everyone in the community. In my mind, they undermine her suitability for the role that she was given on that ad hoc [committee], which is what I was speaking to specifically."

**CHARTER AMENDMENTS TO BE CONSIDERED**

Three possible city charter amendments will also be considered and could be sent to the voters in the statewide primary election on March 5, 2024.

The amendments were

first discussed at the Aug. 1 meeting, per the recommendations of an ad hoc committee.

Amendment No. 1 deals with local election issues, including the requiring of voter identification, more in-person voting locations and monitoring of drop boxes. It would also clarify the city attorney's role, as well as update the qualifications for city clerk, and require that alleged malfeasance by a city official be investigated by outside agencies.

Amendment No. 2 would provide that the only flags permitted on city property are the U.S., county, state, city, Armed Forces and P.O.W. flags. It would also require the city to adopt a two-year budget and move the city clerk and city treasurer positions to the gubernatorial election cycle.

Amendment No. 3 would require voter approval of any city transaction that forgives, waives or forgoes the collection of property in excess of \$100,000 per year, except acquisition of property for parks and infrastructure. It would also allow certain children's playground equipment, park-related utility structures

and public restrooms be built without limitation, and update the procedures to cancel a regular City Council meeting.

**POLICY ON HUMAN DIGNITY UPDATE PROPOSED**

The council will also consider an amended Policy on Human Dignity, which was constructed by an ad hoc committee of Van Der Mark, Burns and McKeon.

The amended document is shorter than the 2021 version, at six paragraphs.

Notably, the third paragraph reads: "The city of Huntington Beach will recognize from birth the genetic differences between male and female and respect the strengths and benefits of each. Each sex carries advantages and disadvantages that warrant separation during certain activities (i.e. sports). We encourage an environment free of hostility and discourage the erasure of either gender's separate accomplishments."

**'NO MASK AND NO VACCINE MANDATE' CITY?**

Van Der Mark introduced an item for Tuesday's meet-

ing asking that the city ban universal mask and vaccine mandates.

An exception to the rule would be those who have already tested positive for COVID-19, she wrote in the item, which seeks that Huntington Beach be declared a "no mask and no vaccine mandate" city.

Van Der Mark argues in the item that mask mandates imposed at City Hall and other parts of the city in 2020 and 2021 "unnecessarily limited the freedoms of the citizens of Huntington Beach — even those who were not around anyone who tested positive for COVID-19 or at risk of any exposure."

COVID-19 cases are on the rise in Orange County, according to data from the Orange County Health Care Agency, though hospitalizations remain relatively low.

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# Daily Pilot

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## FEST

Continued from page A1

pected to conclude at around midnight. It's open to the general public, though Nguyen noted the nightclub has an 800-person capacity. Tickets are available at [eventbrite.com/ehviet-film-fest-launch-party-presented-by-vaala-x-the-vietnamese-podcast-tickets-687016263137](https://eventbrite.com/ehviet-film-fest-launch-party-presented-by-vaala-x-the-vietnamese-podcast-tickets-687016263137). Organizers hope to bring out as much of the creative community as possible.

Viet Film Fest organizer Ysa Le said Nguyen reached out to the festival through a mutual friend in May to collaborate. Nguyen said he's held a big party every year for the last three years for Vietnamese Lunar New Year — Tet.

"I am collaborating with the film festival to do this. I am in charge of hosting and calling and inviting all of my guests and the people that I know in my circles. The whole goal is to bring the [Los Angeles] entertainment community and the O.C. entertainment community together," Nguyen said.

"We want to do this event annually, so that we can get the Vietnamese community in Southern California and the U.S. to galvanize behind moving the needle for representation," he said.

As it was in 2022, the Viet Film Fest will largely be presented online but will include in-person screenings at the Frida Cinema in Santa Ana on Oct. 6 and 7. The festival will open with



Courtesy of Viet Film Fest

**A STILL TAKEN** from the feature film "Good Morning & Good Night," which will screen at the Viet Film Fest this year. It is director Chi Cong's directorial debut.

a screening of "The Spectacular Adventure of Little Prodigy" on Oct. 6 and close with a screening of "The Accidental Getaway Driver," which will make its Orange County and Los Angeles premiere.

The film was principally filmed around Orange County and is based on the real life story of Vietnamese cab driver Long Hoang Ma, who was kidnapped and held hostage by three escaped Orange County inmates in 2016.

"Our mission and [Nguyen's] goals align. He is all about interviewing filmmakers and artists of Vietnamese descent and diaspora," Le said. "He's doing what we want to do too — highlighting the achievements of the artists. We joined forces, and I think

we can extend our network and get more visibility for our artists and filmmakers."

With respect to the on-going Writers Guild of America and SAG-AFTRA strikes, organizers stated that they are not sponsored by any companies targeted by strikers and released a statement in solidarity with both unions on Aug. 10.

"Viet Film Fest [organizers] express our solidarity with WGA, SAG-AFTRA and our community of creatives. Writers and actors unequivocally deserve a living wage, and actors deserve the absolute right to own their likeness, without compromise or exception," the statement reads.

"For over 30 years, VAALA has uplifted artists in screen, literature, music, theater, and visual arts in

the Vietnamese creative community. Through 20 years of Viet Film Fest, VAALA has strived to spotlight and highlight those in both the independent and international spaces. Given our work and the history of Vietnamese people and the Vietnamese diaspora, we understand how important artists are in telling our stories, our experiences, and, most of all, our history. There is no film and television industry without the valuable contributions of writers and actors."

For more information on the festival and its 11 features and 44 short films, visit [vietfilmfest.com](http://vietfilmfest.com). The event begins Sept. 30 and continues through Oct. 15.

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### PUBLIC HEARING NOTICE

RESOLUTION NO. 2023-46

#### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWPORT BEACH, CALIFORNIA, DECLARING ITS INTENTION TO CONDUCT A PUBLIC HEARING TO CONSIDER GRANTING A NON-EXCLUSIVE COMMERCIAL SOLID WASTE AND DIVERTIBLE MATERIALS HANDLING FRANCHISE

**WHEREAS**, the City Council of the City of Newport Beach ("City") finds and determines that the collection of municipal solid waste and divertible materials, including recyclable materials, food scraps, green waste, wood waste, construction and demolition debris, and all other materials that can be diverted from landfill disposal (collectively "Commercial Solid Waste") generated within the City is a vital public service;

**WHEREAS**, the City Council further finds and determines that the collection, transportation, storage, and disposal of municipal solid waste and the collection, transportation, processing, and diversion of processable municipal solid waste and divertible materials ("Commercial Franchise Services") is a matter of great public concern because improper control of such matters subjects the City to potential liability, damages and penalties, and may create a public nuisance, air pollution, fire hazard, infestation and other problems affecting the public health, safety and welfare;

**WHEREAS**, the non-exclusive franchises for the use of public streets to provide Commercial Franchise Services promotes the public health, safety and welfare by providing permanence and stability among those businesses wishing to provide such service and accountability to the City for compliance with current and future state mandates;

**WHEREAS**, on October 22, 2019, the City Council approved a new model franchise agreement in compliance with state law ("2020 Franchise"), that expires in the year 2027;

**WHEREAS**, the City has since received applications from new applicants that wish to perform work under the 2020 Franchise;

**WHEREAS**, pursuant to Article XIII (Franchises) of the City Charter, Chapter 12.63 (Solid Waste Management) of the Newport Beach Municipal Code ("NBMC"), and California Public Resources Code Sections 40059, 49300, and 49500 through 49523, or any successor statutes, the City is authorized to enter into non-exclusive franchise agreements for Commercial Franchise Services with private solid waste haulers;

**WHEREAS**, pursuant to City Charter Section 1301 (Resolution of Intention, Notice and Public Hearing), the City Council, prior to granting any franchise, shall pass a resolution declaring its intention to grant same, stating the name of the proposed grantee(s), the character of the franchise, and the terms and conditions upon which it is proposed to be granted; and

**WHEREAS**, such resolution shall fix and set forth the day, hour and place when and where any persons having any interest therein or any objection to the granting thereof may appear before the City Council and be heard thereon.

**NOW, THEREFORE**, the City Council of the City of Newport Beach resolves as follows:

**Section 1:** The City Council does hereby declare its intention to grant the non-exclusive franchise, subject to the following general terms and conditions ("Non-Exclusive Franchise"):

- Effective date. October 27, 2023;
- Franchise fees. Sixteen percent (16%) of gross monthly receipts. Five and one-half percent (5.5%), shall be earmarked for the purposes of indemnifying and holding the City harmless from environmental liability associated with the franchisee's operations in the City. This portion of the franchise fee shall be paid into the City's Environmental Liability Fund. One-half percent (0.5%) shall be attributable to the maintenance and implementation of the City's Source Reduction and Recycling Element;
- Term. October 27, 2023 to October 7, 2027;
- Rates. The City shall not set franchisees' bin rates;
- Indemnification. Franchisees shall indemnify and hold City harmless from penalties and damages for failure to meet state recycling requirements with respect to the portion of the Commercial Solid Waste stream collected by franchisees;
- Diversion requirements. Franchisees shall divert the minimum amounts required by state law, of all processable municipal solid waste, recyclable materials, food scraps, green waste, and construction and demolition debris collected by commercial franchisees;
- Disposal requirements. Franchisees shall dispose of Commercial Solid Waste, not otherwise diverted, in Orange County landfills pursuant to the City's waste disposal agreement with the County of Orange. City maintains the right to designate disposal facilities to be used by franchisees;
- Billing. Franchisees shall be responsible for all billing and collection for its accounts;
- Termination. Franchise shall not be revoked unless franchisee has defaulted in the performance of any obligation of the 2020 Franchise, and the Franchise may be terminated pursuant to Newport Beach Municipal Code Section 12.63.140 (Solid Waste Management - Termination);
- Application requirements. Prior to obtaining the 2020 Franchise, franchisees shall designate the specific Commercial Franchise Services for which it desires to apply and shall demonstrate competence in and compliance with the City's insurance, equipment, and diversion requirements with respect to those Commercial Franchise Services;
- Public education. Franchisees shall meet City's requirements to implement recycling, diversion, and source reduction public education activities;
- Recycling/diversion programs. Franchisees shall implement and provide recycling and diversion programs for all customers subject to California State Assembly Bills 939, 341, and 1826, Senate Bill 1383, and the California Green Building Standards Code, codified in the California Code of Regulations Title 24, Part 11, ("CALGreen");
- Hauler representative. Franchisees shall designate a representative to assist in implementing State-imposed recycling and diversion programs; and
- Compliance. Franchisees shall comply with all state, federal laws and regulations, terms and conditions of the franchise agreement, the City Charter and the NBMC.

**Section 2:** The City intends to grant the 2020 Franchise to Roberts Waste & Recycling ("Proposed Grantee"), which currently holds a 2017 Franchise and is presently licensed and permitted to conduct business in the City.

Should the Proposed Grantee be granted a 2020 Franchise, and accept such 2020 Franchise, the Proposed Grantee's 2017 Franchise shall be abandoned at such time the 2020 Franchise is granted pursuant to City Charter Section 1303.

**Section 3: The City Council shall conduct a public hearing on September 12, 2023 at 4:00 p.m., or as soon thereafter as the matter may be heard, in the City Council Chambers located at 100 Civic Center Drive, Newport Beach, California, to consider granting the Proposed Grantee the 2020 Franchise.** Persons who have an interest in or objection to the granting of the 2020 Franchise to the Proposed Grantee may appear before the City Council and be heard at that date and time.

**Section 4:** The City Council finds the adoption of this resolution is categorically exempt from the California Environmental Quality Act ("CEQA") pursuant to Sections 15301 and 15308 of the California Code of Regulations set forth in Title 14, Division 6, Chapter 3 which exempts "existing operations and facilities" and "actions by regulatory agencies for protection of the environment." Application of Sections 15301 and 15308 is appropriate because the resolution does not change nor expand existing solid waste operations and facilities within the City. This resolution is also consistent with the goals of California State Assembly Bills 939, 341, and 1826, Senate Bill 1383 and The California Solid Waste Management Act, CALGreen, as well as the objectives of the City's Source Reduction and Recycling Element.

**Section 5:** The recitals provided above are true and correct and are incorporated into the operative portion of this resolution.

**Section 6:** If any section, subsection, sentence, clause or phrase of this resolution is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this resolution. The City Council hereby declares that it would have passed this resolution, and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid or unconstitutional.

**Section 7:** Pursuant to City Charter Section 1301, this resolution shall be published in the City's official newspaper within fifteen (15) days of its adoption and at least ten (10) days prior to September 12, 2023.

**ADOPTED** this 22nd day of August, 2023.

/s/ Noah Blom, Mayor

**ATTEST:**  
/s/ Leilani I. Brown, City Clerk

**APPROVED AS TO FORM:**  
CITY ATTORNEY'S OFFICE  
/s/ Aaron C. Harp, City Attorney

## CROSSWORD AND SUDOKU ANSWERS

S	O	N	S	M	A	S	H	A	P	P	S			
S	A	M	E	H	A	I	K	U	S	E	E	P		
K	I	N	D	A	D	M	I	N	I	S	T	E	R	
A	L	I	A	M	A	S	S	T	R	O	M	S	T	Y
P	A	G	E	S	T	O	M	S	T	O	M	S	T	Y
G	R	O	P	E	D	S	I	N	E	W	S			
L	U	T	E	S	S	E	E	D	S	A	T	E		
U	S	E	S	P	A	Y	E	E	F	L	E	A		
M	E	N	B	I	K	E	S	M	O	L	E	S		
S	T	A	L	L	S	P	O	R	T	L	S			
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S	L	E	N	D	E	R	E	S	T	Z	A	N	E	
A	U	N	T	R	U	B	I	O	A	L	L	Y		
N	E	T	S	R	E	S	T	S	P	L	Y			

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



Don Leach

**LAGUNA BEACH SUPT.**  
Jason Vilorio stands at Laguna Beach High.

## SERVICES

Continued from page A1

looking for ways to be better," Vilorio said. "As a school district, we should be looking for those opportunities, and it was a natural thing for us to open a family resource center for families, and to have this space for kids, based on what we know we're hearing from them [about] what their needs are."

"It's nice to have a one-stop shop for folks to be able to pop in and access things. The same thing for kids. There's always going to be a staff member here, so if they need something, they know that they can always pop in and get help. This day and age, access to what folks need is probably the most important thing. There's so much out there that you need to have a point of contact that you can guide kids and guide families to that support."

The district spent \$489,970 on a remodel for the family resource center, district spokesperson Anakaren Ureño said. SchoolPower, a nonprofit that raises funds for Laguna Beach public schools, also helped pay for interior design and general contractor services.

"SchoolPower has been proud to partner closely with LBUSD during the creation of the family resource center and will continue to support [its] programs and services, including the parenting book club, small group workshops and direct support for families," Sarah Durand, executive director of SchoolPower, added in a release about the grand opening event. "One day, we hope it will become as natural as calling a friend to contact the family resource center when you have a question, big or small, about navigating parenthood in Laguna Beach."

[andrew.turner@latimes.com](mailto:andrew.turner@latimes.com)  
Twitter: @AndrewTurnerTCN

## MARKETPLACE

To place an ad, go to <http://timescommunityadvertising.com/>



### CITY OF NEWPORT BEACH NOTICE OF PUBLIC HEARING

**NOTICE IS HEREBY GIVEN** that on **Thursday, September 14, 2023, at 10:00 a.m.**, or soon thereafter as the matter shall be heard, a public hearing will be conducted online via Zoom. The Zoning Administrator of the City of Newport Beach will consider the following application:

**Sedrak Residence** - A Coastal Development Permit (CDP) to demolish an existing nonconforming 1,610-square-foot fourplex (4-unit dwelling) and construct a new 1,840-square-foot, three (3)-story, duplex, with two (2) carports, and two (2)-single-car garages (407-square-feet). The project also includes two (2) accessory dwelling units (ADUs) above the parking spaces consisting of 310 and 348 square feet. The four (4) garages proposed would provide conforming parking for the duplex where there is no existing parking on-site.

The project is categorically exempt under Section 15303 under Class 3 (New Construction or Conversion of Small Structures) of the State CEQA (California Environmental Quality Act) Guidelines.

All interested parties may appear and present testimony regarding 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 or before the public hearing. The application may be continued to a specific future meeting date; if such an action occurs, additional public notice of the continuance will not be provided. Administrative procedures for appeals are provided in the Newport Beach Municipal Code Chapter 21.64. A fee is not required to appeal any final action on a coastal development permit to the Planning Commission. The project site is located within the appeal area of the coastal zone; therefore, final action by the City may be appealed to the California Coastal Commission.

The agenda, staff report, and corresponding documents will be available by end of business day on the Friday preceding the public hearing and may be reviewed at the Community Development Department Permit Center (Bay C-1st Floor), at 100 Civic Center Drive, Newport Beach, CA 92660 or the City of Newport Beach website at [www.newportbeachca.gov/zoningadministrator](http://www.newportbeachca.gov/zoningadministrator). **Please review the Zoning Administrator Agenda for Zoom participation instructions.** Individuals not able to attend the meeting may contact the Planning Division or access the City's website after the meeting to review the action on this application. All mail or written communications (including email) from the public, residents, or applicants regarding an agenda item must be submitted by 12:00 p.m. on the business day immediately before the meeting. This allows time for the Zoning Administrator to adequately consider the submitted correspondence.

For questions regarding this public hearing item please contact Melinda Whelan, Assistant Planner, at 949-644-3221, [mwhelan@newportbeachca.gov](mailto:mwhelan@newportbeachca.gov), at 100 Civic Center Drive, Newport Beach, CA 92660.

<b>Project File No.:</b> PA2023-0087	<b>Activity:</b> Coastal Development Permit
<b>Zone:</b> R-2 (Two-Unit Residential)	<b>General Plan:</b> RT (Two Unit Residential)
<b>Coastal Land Use Plan:</b> RT-E (Two Unit Residential - (30.0 - 39.9 DU/AC))	<b>Filing Date:</b> May 16, 2023
<b>Location:</b> 216 East Balboa Boulevard	<b>Applicant:</b> Jodi DiTolla



### CITY OF NEWPORT BEACH NOTICE OF PUBLIC HEARING

**NOTICE IS HEREBY GIVEN** that on **Thursday, September 14, 2023, at 10:00 a.m.**, or soon thereafter as the matter shall be heard, a public hearing will be conducted in the Corona del Mar Conference Room (Bay E-1st Floor) at 100 Civic Center Drive, Newport Beach. The Hearing Officer of the City of Newport Beach will consider the following application:

**3 ROCKY POINT ROAD** - Request for an extension of a three-year construction limit for **Building Permit No. X2018-3317** and related permits outlined in Newport Beach Municipal Code (NBMC) Section 15.02.095 (Administrative Code - Addition of Sections 105.3.3, 105.3.4, and 105.3.5). The scope of work for the permit is NEW 8,885 SF SINGLE-FAMILY DWELLING WITH ATTACHED 1,140 SF GARAGE AND 1,391 SF OF DECK. The applicant intends to request an extension until March 31, 2024, to complete the construction.

The project is categorically exempt under Section 15301 under Class 1 (Existing Facilities) of the State CEQA (California Environmental Quality Act) Guidelines.

All interested parties may appear and present testimony regarding 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 before, the public hearing. Administrative procedures for appeals are provided in the Newport Beach Municipal Code Chapter 20.64 (Appeals). The application may be continued to a specific future meeting date; if such an action occurs, additional public notice of the continuance will not be provided.

The agenda, staff report, and corresponding documents will be available by end of business day on the Friday preceding the public hearing and may be reviewed at the Community Development Department Permit Center (Bay C-1st Floor), at 100 Civic Center Drive, Newport Beach, CA 92660 or the City of Newport Beach website at [www.newportbeachca.gov/hearingofficer](http://www.newportbeachca.gov/hearingofficer). Individuals not able to attend the meeting may contact the Planning Division or access the City's website after the meeting to review the action on this application. All mail or written communications (including email) from the public, residents, or applicants regarding an agenda item must be submitted by 12:00 p.m. on the business day immediately before the meeting. This allows time for the Hearing Officer to adequately consider the submitted correspondence.

For questions regarding this public hearing item please contact Debi Schank, at 949-644-3284, at 100 Civic Center Drive, Newport Beach, CA 92660.

<b>Permit No.:</b> X2018-3317	<b>Activity:</b> Three-Year Construction Limit Extension
<b>Zone:</b> PC3 Harbor View Hills	<b>General Plan:</b> RS-D (Single Unit Residential Detached)
<b>Location:</b> 3 ROCKY POINT ROAD	<b>Applicant:</b> George Gemayel

