



Publisher's

Empowerment

This issue of Irvine Community News & Views is packed with news - and tools for empowerment - for our ICNV readers.

Well, it's official: The State Auditor is now investigating the City of Irvine and the roles played by Councilmembers Christina Shea and Jeff Lalloway as members of the Council's so-called "Audit Subcommittee." Did the Shea-Lalloway Subcommittee oversee a true "audit" of the Great Park, or did it instead engage in a political witch hunt disguised as an audit - abusing its power and misusing over \$1.5 million in City funds for partisan political purposes? We're covering the story on pages 1 and 2.

Page 3 is another important story tracking the progress of the Living Wage Initiative campaign and, on pages 4 through 6, empowering our readers to actually sign the initiative and become part of the Living Wage Initiative campaign.

You can sign and circulate the actual Irvine Living Wage Initiative Petition. See instructions on page 4.

The article on page 13 - which I wrote - asks the provocative question: Does Irvine Have a Censorship Problem? Sad to say, it does. Again, Councilmember Christina Shea seems to be at the center of things, disrespecting freedom of speech, freedom of the press, Irvine businesses, and the people of Irvine. This is a very troubling development for our entire Irvine community.

Please read my column on Censorship & the First Amendment on page 12.

Finally, pages 14-15 — ICNV's Open Forum/Community Voices section - will help bring you up to date on the Portola High School toxics scandal... and what you can do about it.

Franklin J. Lunding . Publisher and Caitor www.IrvineCommunityNews.org

Turnabout: State Auditor To Perspective Investigate Great Park "Audit"

State Investigation to Focus on Shea-Lalloway "Audit Subcommittee"

The Irvine City Council's "Audit Subcommittee," which was established nearly three years ago to oversee a "forensic audit" of the Great Park, is now itself under investigation by the California State Auditor, Elaine M. Howle. The State Auditor's investigation is focused on allegations that the Subcommittee abused its power and misused public funds.

In February of 2013, a newly-elected Irvine City Council majority created a Subcommittee" two-member "Audit consisting of City Councilmembers Christina Shea and Jeff Lalloway - to oversee a "comprehensive audit" of the Great Park's design contracts, construction, and day-to-day operations during the period 2005 to 2012.

Shea-Lalloway Subcommittee Operates in Secret

The Audit Subcommittee was given \$250,000 — an amount more than three times the cost of any previous City audit with the promise that its "comprehensive forensic audit" of the Great Park would be completed in six months.

That never happened. Instead, the Subcommittee spent more than two years





Councilmembers Christina Shea and Jeff Lalloway. The State Auditor is investigating abuse of power and misuse of public funds by the Audit Subcommittee.

hiring and firing lawyers and accountants, issuing subpoenas, demanding thousands of documents from businesses and individuals, and instructing its legal counsel to selectively conduct and release depositions to the press. At one point, Councilmember

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October 2015

Shea likened the Subcommittee's work to that of a "grand jury," which is empowered to

operate secretly rather than under the normal

\$250,000, the Shea-Lalloway Subcommittee

returned to the Council time and again for

more funds. With the enthusiastic support

of Mayor Steven Choi, the Subcommittee's

spending ballooned to \$1.5 million, 6 times

A Publicly Funded

Political Witch Hunt

relentlessly climbing toward \$2 million -

not a single instance of unaccounted for

funds or unauthorized expenditures has been

found in the Great Park design, construction

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News & Views has its office at: 4199 Campus Drive, Suite 550, Irvina CA 92612.

Phone (949) 725-2950

Email: Info@IrvineCommunityNews.org.

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EXECUTIVE STAFF

FRANKLIN J. LUNDING

Publisher & Editor-In-Chief

KEN E. SMITH

Online Publisher & Marketing Director

KERRIE MAHAN

Chief Operations Officer & Calendar Editor

LOGISTICS, DISTRIBUTION & ADVERTISING

JOEL SMITH, MARY EDMONDS,

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STAFF WRITERS & CONTRIBUTORS

MARY EDMONDS, CHERYL HONIG,

CAROLYN INMON, STEVE LAYTON,

HARRIS KERSHNAR

HARVEY LISS, JOEL SMITH,

and operations from 2005 - 2012.

While the City spending continues -

After spending all of its budgeted

City rules of transparency.

its original budget.

Serving the Villages and Neighborhoods of Irvine

WE WOULD

October 2015

LIVING WAGE INITIATIVE GETS OFF TO FAST START

Labor Day, September 7th. Speaking to a crowded room of 70 volunteers, Luis Living Wage initiative campaign!"

Alemán said. He was referring to the initiative petition, now in circulation, that would empower Irvine citizens to vote in 2016 to restore Irvine's Living Wage Ordinance.

For eight years, since its enactment by a progressive City Council in 2007, Irvine's Living Wage law guaranteed that hundreds of the City's contract service workers landscape workers, maintenance workers, child care workers and janitors - would be paid a Living Wage that this year stood at \$11 per hour.

minimum wage).

Serving the Villages and Neighborhoods of Irvine

repeal the law, they effectively cut the City's Beth Krom and former Councilmember and minimum wage for contract service workers current Planning Commissioner Mary Ann and in-person, not online.

Gaido — scores of petitioners are

the nuts-and-bolts tactical phase, restoration campaign. KNV

among friends, in their neighborhoods, at parks and recreation facilities and wherever old-fashioned way, one signature at a time

Page 3

An important new element in this "on the streets" with their petitions, grassroots effort is the participation of They're seeking the signatures the faith-based community. As reported of more than 10,000 registered by Rev. Paul Tellström of Irvine United Irvine voters to qualify the Living Congregational Church and Rabbi Jonathan Wage restoration initiative for Klein, Executive Director of Clergy and the November, 2016 City election Laity United for Economic Justice (CLUE), dozens of religious leaders are committed to While the Labor Day launch activating their congregations to live out the of the initiative included uplifting commanding words of Scripture - uplifting messages, the campaign is now in the poor by participating in the Living Wage



Alemán, Chair of the Irvine Living Wage Coalition initiative campaign, exulted in the turnout. "What a great crowd - more than twice the number we expected. And what better day than Labor Day to kick-off Irvine's

"Together, we're about to make history,"

When the Council's current majority — Mayor Steven Choi and Councilmembers

Restoring Irvine's Living Wage Ordinance will lift the families of hundreds of Irvine's contract service workers out of poverty.

MUCH PREFER YOU NOT CALIFORNIA OPEN SOINT LEGISLATIVE THIS CAN. AUDIT COMMITTEE GREAT PARK AUDIT GAN OF WORMS

assert that, from the beginning, the Shea-Lalloway Audit Subcommittee wasn't Shea-Lalloway Audit Subcommittee's work overseeing an audit at all, but was instead conducting a publicly-funded political witch

hunt masquerading as an audit.

The Subcommittee effectively admitted as much when Hagen, Streiff, Newton & Oshiro (HSNO), the Newport Beach accounting firm hired by Shea and Lalloway and the Shea-Lalloway Audit Subcommittee on a no-bid, sole-source contract, withdrew its earlier reports and stated that its work for the Subcommittee was never intended to be an actual audit conducted in accordance open-meeting laws. with professional auditing standards.

State Board of Accountancy for violations of professional accounting standards that are upcoming City elections. in place to ensure that audits are not driven by politics and politicians, but instead are Audit Subcommittee wielded its power to independent, accurate and objective.

Investigation Work Plan

Meanwhile, acting on detailed written complaints by State Assemblymember Subcommittee. Lorena Gonzalez of San Diego and others, on August 25th the State Legislature's expected six-month investigation includes voted 8 to 1 to approve State Auditor Elaine \$251,240. It is expected that personnel from Howle's recommendation to conduct a thorough review of the Irvine City Council's in the investigation. ICNV

This has led a number of observers to Audit Subcommittee. The State Auditor's approved work plan includes reviewing the

A CAN OF WORMS. For months,

Irvine's two-member Great Park

Audit Subcommittee, composed of

Councilmembers Christina Shea and

Jeff Lalloway, worked to block the

Legislature's Joint Legislative Audit

Committee (JLAC) and the State Auditor

from investigating how they managed

to spend more than \$1.5 million in

State and local funds on an audit of the

Great Park. Only Councilmember Beth

Krom has welcomed the State Auditor's

review of the Shea-Lalloway Audit

Subcommittee. In Krom's words, "If

Councilmembers Shea and Lalloway are

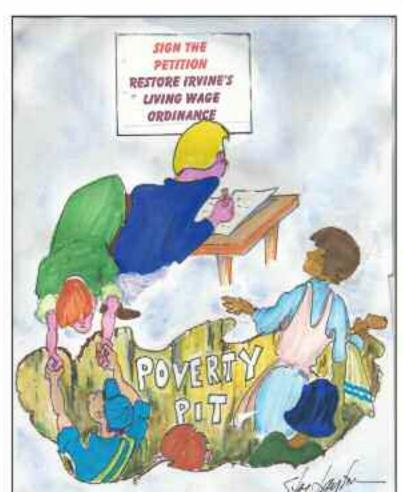
proud of their work, they should welcome

the opportunity to have it reviewed

objectively by the State Auditor."

- · Determine whether the process for selecting accountants and attorneys involved with the Great Park audit complied with applicable laws, regulations, and policies.
- Determine whether the City Council properly used government subpoena power and conducted its work in a transparent and open manner, and in compliance with State
- Determine whether the Shea-Lalloway For more than a year now, HSNO has Audit Subcommittee timed public release been under investigation by the California of their reports and depositions for political purposes - to influence the outcome of
 - Determine whether the Shea-Lalloway retaliate against political opponents and Great Park contractors who complained about the Subcommittee.
 - Determine whether State and City funds were improperly used by the Audit

The State Auditor's work plan for the Joint Legislative Audit Committee (JLAC) 2,284 hours of work at a budgeted cost of the Attorney General's office will be assisting





Volunteers Becky and Riley Newman wear the campaign message: Restore The Irvine Living Wage.

WANT TO GET INVOLVED? Go to: www.IrvineLivingWage.org

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IRVINE LIVING WAGE INITIATIVE ... CALL TO ACTION!

October 2015

On June 9, 2015, despite strong citizen opposition, the City Council voted to cut Irvine's own minimum wage known as the Irvine Living Wage - from nearly \$11 per hour to just \$9 per hour (which is the State minimum wage). This will hurt hundreds of City workers and their families mostly janitors and housekeepers, maintenance workers, and landscape workers. These are the City contract service workers who keep our City clean and beautiful.

The Council majority's mean-spirited action has diminished Irvine's reputation as an innovative City that values forward-thinking policies and respects the workers who serve our citizens. While other cities across the country are raising their minimum hourly wage, Irvine is America's only major city to repeal its Living Wage. The Mayor and City Council are taking Irvine in the wrong direction.

When the City Council is out of step with the community, the initiative process allows the residents to speak for themselves and take constructive, corrective action. Irvine is a nice community with nice people who understand that those who work for us are entitled to a decent day's pay for a decent day's work.

This initiative, if placed on the 2016 ballot with the signatures of more than 10,000 Irvine voters, will enable Irvine voters to restore the Irvine Living Wage Ordinance, word-for-word. By using the initiative process, we can once again show the true spirit of Irvine. Please join us in this important Living Wage campaign.

HERE'S HOW YOU CAN HELP... GO TO **OUR WEBSITE TO VOLUNTEER OR MAKE A DONATION TO SUPPORT** THIS HISTORIC EFFORT.

www. IrvineLivingWage.org

Irvine Living Wage Coalition • 17614 Rosa Drew Lane, #7A, Irvine, CA 92612

Empower Yourself!

Printed on the next page is an actual Irvine Living Wage Initiative petition for your use — to sign and to circulate and to mail in, so we can qualify the initiative for the 2016 City ballot.

The petition includes spaces for the signatures of up to 4 Irvine registered voters.

- If you haven't already signed the Irvine Living Wage petition, you can sign now in the first signature block. (Use a black or blue pen.) You must be registered to vote in Irvine.
- Get two or three other Irvine registered voters to sign, using signature blocks 2, 3, and 4.
- Since you are the official Circulator, you must fill out the Declaration of Circulator at the bottom of the petition. Be sure to fill in all blank spaces, printing and signing your name, address, etc., legibly.
- Cut or tear off the entire petition (making sure not to tear the petition) and mail it to:

Luis Aleman, Chair **Irvine Living Wage Coalition** 17614 Rosa Drew Lane, #7A Irvine, CA 92612

Please put your return address on the envelope when you mail in your petition.

Thank you for helping us restore Irvine's Living Wage!

400

INFITATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS The City Attorney has prepared the following title and summary of the chief purpose and points of the proposed measure:

AN INITIATIVE MEASURE ESTABLISHING AN EMPLOYEE WAGE AND BENEFITS REQUIREMENT FOR CERTAIN CITY OF IRVINE CONTRACTORS.

This initiative, if adopted by a majority of the Irvine electorate voting on the matter, would establish an employee wage and benefits requirement for certain City of Irvine contractors. The requirement would apply to: 1) all contractors who enter into new, amended, renewed or extended service contracts with the City of Irvine to provide services to the City with an estimated value of \$100,000.00 or more for any consecutive 12 month period; and 2) all subcontractors retained by a contractor to perform any or all of the functions covered by the contract. All contractors subject to the requirements of the initiative would be required to pay their "covered employees" an hourly rate, comparable health benefits, and paid time off (such as vacation, sick, holiday, and jury duty) as set by the most current City Council Resolution establishing compensation policy for City employees. The hourly rate shall be the minimum hourly rate of all salary classifications. "Covered employees" include: 1) any employee whose services fulfill the contractor's contractual obligations for contracts with the City that are subject to the initiative; and 2) any other employee of the contractor who performs a majority of his or her services within Orange County. An additional rate, entitled the "benefit factor rate", is added to the hourly rate if comparable health benefits are not offered by the contractor to the covered employee, "Benefit factor rate" means the rate established by the City as the estimated cost of health benefits paid to a covered employee. If the contractor does not provide comparable benefits equal to or exceeding this rate to the covered employee, the benefit factor rate is added to the wage rate to arrive at the total hourly rate that must be paid to the covered employee. The City will provide notice of current wage and benefit factor rates. Contractors are responsible for monitoring and updating payroll records to accommodate rate changes where applicable. The City Council may grant whole or partial exceptions to these requirements. The City Council may grant an exception with a majority vote if it determines that imposition of the requirement violates state or federal law. The City Council may grant an exception with a four-fifths vote if it determines that an emergency or other extraordinary circumstances justify an exception. Contractors are responsible for notifying and requiring compliance from subcontractors and are prohibited from retaliating or discriminating against any employee who makes a complaint to the City asserting rights under these requirements. The City's Director of Administrative Services is responsible for the review, investigation, and enforcement of these requirements and will oversee the complaint process for alleged violations. This Initiative would take effect ten days after the Irvine City Council certifies the results of the election.

NOTICE OF INTENTION TO CIRCULATE PETITION

Notice to hereby given by the persons whose names access hereon of their intention to circulate the periods within the City of France for the purpose of qualiforms for the ballot an instative entitled. Restore the City of Irvine Living Wage Initiative A statement of the reasons of the proposed action as contemplated in the petition in follows. On June 9, 2015, despite strong critizen opposition, the City Council voted to cut fryme's own usu wage — known us the Irvine Living Wage — from nearly 511 per hour (\$10.87) to just 59 per hour (which is the State maximum wage). This will hard bandwide of Ciry workers and their families — mostly nce workers, and heafscape workers. These are the City contract service workers who keep our City closs and beautiful. (Mayor Steven Clos and Councilmembers Jeff Lalloway, Christina Shea and Lyan Schott voted to repeal levine's Living Wage, Councilmenter Beth Krom voted against repeal.) By repealing the Irvine Living Wage Ordinance, which operated successfully for 5 years, the Mayor and City Council effectively not as much as \$4,000 per year from the annual earnings of our City's lowest paid contract employees, causing many to fall below the poverty line. The Council action to repeal livine's Living Stige Orderance is contrary to the values of our consummity, including the values of our bismess community. Not one fusiness leader testified in support of the Council majority's mean-spirited action has duminshed Irvine's reputation as an innovative City that values forward-thinking policies and respects the workers who serve our citizens. While other cities across the country are raising their minimum hourly wage, Irvine is America's only major city to repeal its Living Wage. The Mayor and City Council are taking Irvine in the wrong direction. This initiative, placed on the 2016 ballot with the signatures of more than 10,000 Irvine voters, will enable Irvine voters to reinstate our City's Living Wage by restoring the Irvine Living Wage Ortinance, word-for-ward. When the City Council is out of step with the community, the unitative process allows the residents to speak for themselves and take constructive corrective action. Irvine is a nice commury with nice people who undesstand that those who work for us are entitled to a decent day's pay for a decent day's work. By using the autiative process, as citizens we can remstate the Living Wage Ordinance and once again show the true spirit of living

45/ Mary Ann Grido 5071 Berrein Lin, Irvine, CA 92601 55 Beth Krein 7, Banyan Tree Lane, Irvine, CA 92611 S. Lius Aleman 17614 Bissa Drive Lin, 87A, Irvine, CA 92612

NOTICE TO THE PUBLIC: THIS PETITION MAY BE CIRCULATED BY A PAID SIGNATURE GATHERER OR A VOLUNTEER. YOU HAVE THE RIGHT TO ASK.

ALL SIGNERS OF THIS PETITION MUST BE REGISTERED VOTERS OF THE CITY OF IRVINE

Official Use Only USE PEN ONLY - PLEASE PRINT ALL INFORMATION EXCEPT SIGNATURE Print Your Name Pletidence Address ONLY Signature as Registered To Vote Print Your Name Fleeidence Address ONLY Signature as Registered To Vote Zip Print Your Name Residence Address ONL'S Signature as Registered To Vote Zio Print Your Name Signature as Registered To Vote

DECLARATION OF CIRCULATOR

To be completed in circulator's own hand after above signatures have been obtained. Use blue or black ink pen A circulator may sign this petition if registered as an Irvine voter. Volunteer circulators return petitions, even with one signature, to:

		the Selection of Street, a. o. t.	e person whose name it purports to be. All signatures	on this petition t	section were obt	ained between	Month: Doy, West
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L decline (cortify)	under penalty of perju	ry under the laws of the	State of California that the information in this Dec	laration is true	and cornet.		
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Page 2

INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS The City Attorney has prepared the following title and summary of the chief purpose and points of the proposed measure:

AN INITIATIVE MEASURE ESTABLISHING AN EMPLOYEE WAGE AND BENEFITS REQUIREMENT FOR CERTAIN CITY OF IRVINE CONTRACTORS,

This initiative, if adopted by a majority of the Irvine electorate voting on the matter, would establish an employee wage and benefits requirement for certain City of Irvine contractors. The requirement would apply to: 1) all contractors who enter into new, amended, renewed or extended service contracts with the City of Irvine to provide services to the City with an estimated value of \$100,000.00 or more for any consecutive 12 month period; and 2) all subcontractors retained by a contractor to perform any or all of the functions covered by the contract. All contractors subject to the requirements of the initiative would be required to pay their "covered employees" an hourly rate, comparable health benefits, and paid time off (such as vacation, sick, holiday, and jury duty) as set by the most current City Council Resolution establishing compensation policy for City employees. The hourly rate shall be the minimum hourly rate of all salary classifications. "Covered employees" include: 1) any employee whose services fulfill the contractor's contractual obligations for contracts with the City that are subject to the initiative; and 2) any other employee of the contractor who performs a majority of his or her services within Orange County. An additional rate, entitled the "benefit factor rate", is added to the hourly rate if comparable health benefits are not offered by the contractor to the covered employee. "Benefit factor rate" means the rate established by the City as the estimated cost of health benefits paid to a covered employee. If the contractor does not provide comparable benefits equal to or exceeding this rate to the covered employee, the benefit factor rate is added to the wage rate to arrive at the total hourly rate that must be paid to the covered employee. The City will provide notice of current wage and benefit factor rates. Contractors are responsible for monitoring and updating payroll records to accommodate rate changes where applicable. The City Council may grant whole or partial exceptions to these requirements. The City Council may grant an exception with a majority vote if it determines that imposition of the requirement violates state or federal law. The City Council may grant an exception with a four-fifths vote if it determines that an emergency or other extraordinary circumstances justify an exception. Contractors are responsible for notifying and requiring compliance from subcontractors and are prohibited from retaliating or discriminating against any employee who makes a complaint to the City asserting rights under these requirements. The City's Director of Administrative Services is responsible for the review, investigation, and enforcement of these requirements and will oversee the complaint process for alleged violations. This Initiative would take effect ten days after the Irvine City Council certifies the results of the election.

We the signers of this petition, registered and qualified voters and residents of the City of Irvine, companing not less than 10 per cent of the registered voters of the city, hereby propose a measure as set forth herein and request that the proposed measure be submitted to a vote of the people at the earliest regular or special election for which this petition qualifies pursuant to the California Elections code. The tent of the proposed measure is set forth below.

Restore the City of Irvine Living Wage Initiative

The People of the City of Irvine do ordain as follows: Sec. 2-6 101 - Title and purpose A. The division shall be known and may be cited as the "Restore the City of Irvine Laving Wage Institutive." B. The purpose of this division is to improve the quality of services to beneficiance of City-contracted services and to ensure that employees of City service contractors earn an hourly wase that is sufficient to live with dignity and to achieve economic self sufficiency. The City contracts with many businesses and organizations to provide services to the public. Such public expenditures should in accordance with a community economic standard that permits workers to live above the poverty level. C. This division is intended to protect the public health, safety and welfare. It advances this intend by requiring that public funds be expended in such a manner as to facility individual self-relunce by employees of City contractors. A. As a charter city, the City has the power to set compensation and terms of employees as an exercise of its manuripal powers. B. The City awards contracts to private firms and other businesses to provide services to the public and to City government. C. The use of City funds to create living wage jobs will decrease poverty, increase, commune income, inviging to community businesses and reduce the need for toopsyer-funded social service programs. D. When City funds are used to contract for services, such contracts should demonstrate an effort to promote an employment envaroument that enhances the general quality of life within the community and maximizes the productive effect of the City's limited resources. E. The City's use of contractors that do not provide health maximize to their employees can result in imposing the cost of their medical care on the county, state and federal governments. F Employees are more lakely to be healthy if their employers provide reasonable health insurance to their and their dependents. G. The purposes of this division shall be applicable. (a) Benefit factor rate means the rate established by the City to be the estimated cost of health benefits paid to a covered employee. If the Contractor does not provide comparable benefits equal to or exceeding this rate to the covered employee. the benefit factor rate must be added to the living wage rate to arrive at the total hourly rate that must be paid to the covered employer. (b) City means the City of Irvine and all City agencies, department and offices, including but not limited to the Irvine Redevelopment Agency and the Orange County Great Park Corporation. (c) Contractor menns any person or business that enters into a new service contract or any service contract with the City that is amended, renewed or extended after the effective date of this drysion except for those bads. REP's and contracts that were in the process at the time this division becomes effective. For the purposes of this division, the term "Contractor" skall include all subcontractors retained by a Contractor to perform any or all of the functions covered by the contract. (d) Covered employee means. (1) Any employee whose serusces fulfill the Contractor's contractor's contractor with the City that are subject to this division, and (2) Any other employee of the Contractor who performs a majority of his or her services within Orange County Additionally, bean fide volunteers shall not be considered "covered employees." (e) Health benefits means medical and dental benefits offered by the Contractor to its employees in which the employee pays at least the current benefit factor rate on behalf of its covered employees. Sec. 2-6-104. - Application of this Division Every contractor that enters into a contract with the City to provide services with an estimated value of \$ 100,000 00 or more for any consecutive 12-month period shall comply with the requirements of this division. As a condition of the contract, the Contractor shall notify the City in writing if the aggregate value analysis outracts with the City is \$ 100,000.00 or more. Sec. 2-6-105. - Dubes of Purchasing Agent. The Purchasing Agent shall be responsible for ensuring that the requirements of this division are incorporated in all contoics. bud documents, request for proposals (RFP's) and requests for qualification (RFQ's) that may be subject to this division to ensure proper implementation of all requirements. In addition, the Porchesing Agent shall be exponsible for developing and implementing rules and regulations for the effective administration of all requirements set forth in this division. See: 3-6-106 - Compensation required to be paid to contractor's employees. A. All contractors subject to the requirements of this division shall pay its covered employees an boarly rate comparable health benefits and paid time off (such as vacation, suck, holiday, and pay duty) as set by the most current City Council Resolution establishing compensation policy for employees. The hourly rate shall be the minusum bourly rate of all sulary classifications. An additional rate, defined as the benefit factor rate, shall be added to the hourly rate if comparable health benefits are not offered by the contractor to the covered employee. B. Begaming July 1, 2007, the City shall provide notice to all covered Contractors by posting corrent hving wage and benefit factor rates on the City's web site in the bids and RFP's purchasing section. In general, rates are subject to change each July, however, Contractors are responsible for mountoring and updating payroll secords to accommodate rate changes when applicable. Its addition, Contractors are essponsible for nonity and ensuring compliance with these requirements by subcontractors retained by Contractor to perform any or all of the functions covered by the contract. C. A Declaration of Compliance most be signed by an authorized agent of the Contractor and will serve as part of the contract and/or amendments. D. In the event that collective bargaining agreements and/or prevailing wage requirements are higher than the current living wage rates as set forth in this division, collective bargaining and/or prevailing wage rates must be paid to covered employees. Sec. 2.6: 107. Exceptions. A. The City Council, by majority vote, may grant a whole or partial exception to the requirements of this division to a contractor at the time of award of the contract of the City. Council determines that imposition of the requirements of this division would violate state or federal laws. A contractor that desires such a determination by the City Council shall, at the time it infomits its proposal to the City, provide the City with a written request that it desares examption from the requestments of this division, and a reference to the specific state or federal laws, if applicable, that would be vuolated if the City amproved the equirements of this division on the contractor. B. The City Council, by a four-fifths sete, may grant a whole or partial exception to the requirements of this division to a contractor at the time of award of the contract if the City Council determines that the existence of an entergency or other extraordinary circumstances (such as the creation of training positions that will enable employees to advance into permanent living wage jobs or better) justifies an exception from the requirements of this division. Exemptions pursuant to this subsection are disfavored and shall be granted only when a balancing of competing interests weighs clearly in favor of granting an exemption, in the sole and absolute discretion of the City Council. If an exemption is to be granted, a partial exemption is favored over a whole exemption, and limits on the doration of the exemption are favored as well. ier: 2-6-100 Duties of director of administrative services. A. The Director of Administrative Services, or his or her designee, shall have the authority to perform the following acts for purposes of accomplishing the intent of this decision and as deemed necessary or appropriate in the Director's indigment. (1) Review, investigate and/or maintain records of complaints alleging that the Contractor has violated the requirements of this devision. (2) Perform random audits of the Contractor's subcontractor's ments of this division, the Director of Administrative Services shall famish the Contractor with a winter recognition and acknowledgement of such compliance. Ser. 3-6-109. Contractor posting requirements. A. A contractor subject to the requirements of this division, a sample of which is provided as part of the contract documents. The contractor is responsible for notifying and requiring compliance from any subcontractors retained by Contractor, to perform any or all functions covered by the contract B. A contractor subject to the requirements of this devision shall post in a conspicuous place, as required by state and federal laws for other notices to employees, a notice of potential Federal Earned Income Tax Credit (EITC) eligibility for covered employees. Sec. 2-6-110. - Retabation and discrimination prohibited. No contractor shall discharge, reduce the commation of or otherwise discriminate or retaliate against any of its employees for making a complaint to the City, asserting the employee's rights or assisting another employee in making a complaint or asserting his or er rights under this devision. Sec. 2-6-111. Complaint process for violations. A. Any covered employee may ledge a written complaint with the Director of Administrative Services or his/her designee that a contractor or subcontractor has violated the requirements of this division. B. Upon receipt of such a complaint, the Director of Administrative Services, or his her designee, shall review and investigate at his her discretion, the complaint and determine if the contractor should be issued a preliminary notice of violation, which shall also centain the contractor is required to undertake, and/or the remedies that are being imposed. If the contractor does not file a innely and sufficient appeal to the preliminary notice of violation, it shall become final and conclusive. C. If a contractor receives a notice of violation, the contractor may request Director of Administrative Services, or liss/her designee, to dispute the violation and/or convective measures and/or remedies required. The request for an appeal bearing shall be filled with the City Clerk within 15 days of the date the Director of Administrative Services issued the preliminary notice of violation, and shall contain the reasons why the contractor believes that a violation does not exist and/or that the corrective measures are not appropriate. The Director of Administrative Services or his/her designee shall conduct the appeal hearing within 45 days of receipt of the appeal request. Within 15 days of the conclusion of the appeal hearing, the Director of Administrative Services shall assue hasher limitings and final decision with respect to the appeals hearing. D. A contractor may appeal the final decision of the Director of Administrative Services to the city council by filing a written notice of appeal within 15 days of the date the Director's final written decision. The City Council shall conduct a hearing on the appeal within 45 days of the receipt of the appeal request and either uphold, overturn or modify the Director's final decision. Sec. 2-6-113. Remedies of City for violations.

A. The City may impose any or all of the following corrective measures and/or remedies against a contractor for violations of this division: (1) Order the contractor to comply with all regulations of this section within 60 days. (2) Order payment to covered employees to compensate the employees up to the compensation level required by this division. (3) Suspend payment for and/or suspend or rancel contracts between the City and the contractor (4) Render the contractor meligible to enter may contracts with the City for a period of three years or until all restriction to covered employees has been paid, whichever is longer. B. In addition to the above our rective measures und/or remedies, the City shall be entitled to seek any and all other equitable and legal rights it may have under federal, state and local laws, including without limitations injunctive relief, for purposes of enforcing the remedies set forth above. Sec. 2-6-113. Remedies of covered employees for violations. A. A covered employee shall have the right to seek the following remedies against a contractor violating the provisions of this division in a court of competent jurisdiction: (1) Restitution to compensate the employee for all amounts that should have been paid to the employee pursuant to this division. (2) Residualized attorney's fees and costs (3) Any and all other legal and equitable under Federal; State, and local laws.

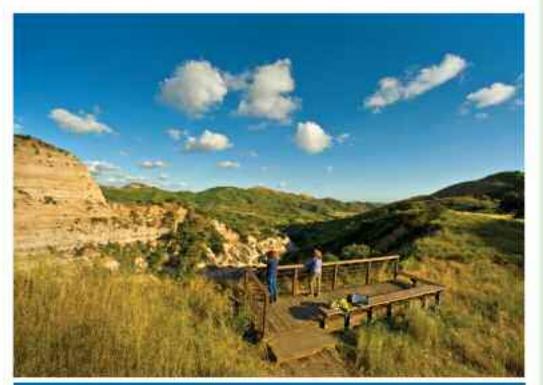
Page 1

October 2015

AROUND TOWN

Page 7

LET'S GO OUTSIDE - NORTH & SOUTH





Hikes to "The Sinks" in OC Parks' Limestone Canyon Nature Preserve (top photo) are regularly scheduled from the Portola Staging Area in the northern part of Irvine. Irvine's southern open space offers wonderful hiking opportunities in Bommer Canyon (lower photo). Visit www.LetsGoOutside.org/activities for a list of upcoming programs.

Photo credit: Irvine Ranch Conservancy

THE U.S. DEPARTMENT OF ENERGY SOLAR DECATHLON 2015



The U.S. Department of Energy Solar Decathlon 2015 is returning to the Orange County Great Park. Riding the success of the eight-day event with 64,000 attendees in October 2013, the Department of Energy will produce an 18-team event — with college students competing to build energy-efficient, attractive homes. The Solar Decathlon is hosted by the City of Irvine and the U.S. Dept. of Energy at the Great Park, Oct. 8-11 and Oct. 15-18, 2015. This free event will be held 11 a.m. - 7 p.m. at the Great Park. Parking is \$10; Metrolink shuttles are available from the Irvine Station.

Info: SolarDecathlon.gov





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October 2015

Serving the Villages and Neighborhoods of Irvine

Page 9

Community Calendar

October/November 2015

Saturday

HALLOWEEN HAPPENINGS...

Johnson Brothers Pumpkin Patch

The main attraction has been Fun! Free Admission! Thousands and Thousands of Pumpkins to choose rom. Pony Rides, Petting Zoo, Bounce Houses, Face Painting, and much more! Located in Irvine at 15500 Jeffrey Rd. Open 9am-9pm daily beginning Oct. 1st. Info: (949) 733-0650



Tanaka Farms Pumpkin Patch

The Pumpkin Patch provides an exciting environment for adults and children of all ages! Enjoy wagon rides, corn maze, petting zoo, and Tanaka's Pile of Pumpkins!

Also check out the harvest festival on the weekends, which includes a pumpkin cannon, food, games, ATV rides and much more! (Priced per activity) Now through Oct. 31st. 5380 University Dr.

Info: (949) 653-2100



Spooktacular Fun Days at the Great Park

Time(s): 9:00 am - 3:00 pm Location:Balloon Park Admission is Free , Pre-Registration Required Scare away hunger by bringing non-perishable food items to support local food banks. Enjoy traditional family-friendly fall activities such as a pumpkin patch, treats, games, crafts, gourmet food trucks and much more. Come in costume! Registration required for each child ages 1 month to 12 years; space is limited. Free admission and parking. Ticket Registration Required



Sunday

Certified Farmers Market. OC Great Park, Rain or shine. 10am-2pm.

Into: OCGP.org



SOLAR DECATHLON

Certified Farmers Market.

SOLAR DECATHLON

Certified Farmers Market.

Certified Farmers Market

OC Great Park. Rain or shin

10am-2pm

OCGP.org

Infa: OCGP.org

Spooktacular Fun Day.

Info & Registration:

OC Great Park. 9am-3pm.

Daylight Savings Time.

OC Great Park, Rain or

shine. 10am-2pm.

OC Great Park, Rain or

shine, 10am-2pm

Info: OCGP.org

Monday

School Age Book Club. University Park Library. 6:30pm.

Info: 949-786-4001



Tuesday

Irvine Residents with Disabilities Advisory Board Meeting. Irvine Civic Center 6pm.

Info: 949-724-6633

City Council Meeting.

Irvine City Hall, 5pm.

After Work Fitness Hike. Hicks Haul Road. 6-7:30pm.

Wednesday

Into & Registration: LetsGoOutside.org

Morning Yoga, Bommer

Canyon: Participants will hike

around a 1-mile loop, strolling

through the local meadow and

Then we will return to our yoga

mats where we will be led in 45

as the canyon slowly warms up

to 60 minutes of guided yoga,

for the day, 9:30-11am.

Info: LetsGoOutside.org

Book Club for Adults

Katle Wheeler Library.

Info: 714-669-8753

finding unity within nature.

The U.S. Department of Energy Solar Decathlon returns to the Orange County Great Park for its 2015 competition, to be held October 8-11 and October 15-18. \$10 parking fee. OC Great Park. 11am-7pm. Info: Solar Decathlon, gov

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Live Music at Eureka!

4143 Campus Drive, Each Thursday

location! 8pm. Info: 949-596-8881

night Eureka! features Live Music

at their University Town Center

Thursday



Friday

U.S. DEPARTMENT OF ENERGY SOLAR DECATRLON Ray's Review.

Knowlwood Restaurant in Old Town Irvine. An evening of live music at Knowlwood's Irvine location! 7-9:30pm Info: rstarsiak@live.com



U.S. DEPARTMENT OF ENERGY SOLAR DECATHLON



Rooten's Luggage Center! 17775 Main St. 10am. Info: 949-250-0774

Spooktacular Fun Day. OC Great Park, 9am-3pm. Info & Registration: OCGP.org



Info & Registration:



Registration required. 8:45-10pm. Info: OCGP.org

Holiday Faire At the Irvine Fine

Arts Center. 14321 Yale Avenue, Irvine (in Heritage Park).

are free.

SOLAR DECATHLON

Get travel tips from the experts at

Fall Food Drive

food, soft bedding and daily socialization.

Now Through November 20th. Help support hunger relief efforts by donating canned goods or non-perishable food items to benefit local food banks. Time: Donations accepted Thursday & Friday 10 a.m.-10 p.m. and Saturday & Sunday 9 a.m.-10 p.m.

Adoptable Pet of the Month

improve the welfare of animals by promoting their humane care

and treatment. The Center's 3.73 acre, park-like facility cares for

thousands of homeless, neglected and abused animals every year.

"Dolly" is a female, spayed, Spaniel mix, weighing 12 pounds.

For more information about Dolly and other adoptable pets, or

the IACC call 949-724-7740 or email info@irvineshelter.org

All animals in their care receive veterinary care, high-quality

one "adoptable" pet

Care Center.

from the Irvine Animal

The Irvine Animal

Care Center (IACC)

is a progressive and

animal shelter that

animal bond and

She is 3 years old.

innovative municipal

continually strives to

strengthen the human



COMING SOON... Holiday Faire At the Irvine Fine Arts Center

Friday, Nov. 6, 2015 from 5-9 pm Saturday, Nov. 7, 2015 from 9 am-4 pm Each November, the Irvine Fine Arts Center hosts the annual Holiday Faire in Heritage Park. The juried Faire showcases Southern California artists and their unique handmade items for purchase, including holiday decorations, hand-blown glass ceramics, jewelry, folk crafts, clothing, and more. 14321 Yale Avenue, Irvine (in Heritage Park). Admission: \$2 per person. Children ages

> 12 and under are free. Info: 949-724-6880





October 24th and 25th



Teen Advisory Group

Katie Wheeler Library. TAG meets on the second Monday of each month.

Snacks provided. Drop-ins. always welcome! Meets in the downstairs Community Room, 5-6pm,

Info: 714-669-8753

Homework Help. Heritage Park Library 4:30pm.

Orchard Hills Evening Hike.

evening on the Orchard Hills

Come out and enjoy the

loop trail. 6:30-8:30pm.

After Work Fitness Hike.

Hicks Haul Road

Info & Registration:

LetsGoOutside.org

6-7:30pm

Info & Registration:

LetsGoOutside.org

2

Info: 949-936-4040

20

Morning Fitness Hike Hicks Haul Road. 9-11:30am Info: LetsGoOutside.org

City Council Meeting

Short Story Book Club.

Led by Doug Brown.

Info: 949-936-4040

2:30-4:30pm

Heritage Park Library

Irvine City Hall.





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ELECTRIC SECTION

Independent Visions: Women Artists of California 1880-1940, Irvine Museum Exhibit Runs from October 3-January

21, 2016.

Holiday Toy Drive.

Visitors Center.

Infa: 949-724-6000

Make the season brighter

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12. Donations accepted at the

Dept. and the OC Great Park

Irvine Civic Center, Irvine Police

Info: IrvineMuseum.org

costume parade, themed activities, craft project, music, and treat bags 3:30-5p. Tickets must be

purchased IN ADVANCE. Info & Registration: 949-852-8855 Planning Commission Meeting.

Pumpkins & Spice Party.

Gymboree of Irvine, 18003 Sky

Park Circle, Bld 53, Stes JKLM

Bring children (6 mos - under 5

unique "pumpkin patch" for a

years) dressed in costume to our

Irvine City Hall. 5:30-8pm.

Info: 949-724-6000

23

30

Bouncing Bats.

bat. 5:30-7:30pm.

Toddler Storytime.

Info: 949-936-4040

Heritage Park Library 11am.

Great Glow & Flow Yoga.

OC Great Park. Yoga in a party

atmosphere \$25 admission for

Irvine Residents, Ages 16+.

Limestone Canyon Nature

Preserve. Come hear fascinating

tales of our flying mammal, the

OC Writers: Read & Critique The OC Writers; Read and Critique gathering. Great Park Gallery, 11am-1pm. Info: OCGP.org

Holiday Faire At the Irvine Fine Arts Center, 14321 Yale Ave., (in Heritage Park).\$2 per person. Ages 12 and under are free. Info: 949-724-6880

Admission: \$2 per person. Children ages 12 and under

Info: 949-724-6880

Great Park Balloon Ride Call (866) 829-3829.

For further information on calendar events go to: cityofirvine.org or call 949-724-6606.

open Thurs.-Sun., weather permitting. ___ Q =

THANK YOU TO THESE OUTSTANDING IRVINE BUSINESSES... WHERE YOU CAN PICK UP IRVINE COMMUNITY NEWS & VIEWS

Red highlighted businesses have an ad in this issue. Check it out!

Alton Square/Alton & Jeffrey Donat Star Kriser's for Your Pets-All Natural Life MOOYAH burgers-fries-shakes Ralphs

Campus Plaza/Campus & California Gatten Sushi

Gina's Pizza Hen House Grill Starbucks Vitality Bowls

Crossroads/Culver & Barranca Barefoot Bowls Floyd's Barbershop

Culver Plaza Shopping Center / Culver & Irvine Center Drive

All That Barbeque / Korean BBQ Postal Annex The Car Spa

Cypress Village Shopping Center Jeffrey & Trabuco

Albertsons Comin

Da Losa Hawaiian Grill Honey Pig

Farm Stands

Manassero Farms on Jeffrey between Irvine Valley College & Barranca Parkway Manussero Faems at the corner of Jeffrey & Walnut

> Harvard & Michelson Irvine Lanes

Harvard Place / Harvard & Main Einstein Brothers Bagels Irvine Optometry - Dr. Roth Tang. O.D.

p/Sports Nutrition Ralpha Rubio's Togo's, Great Sandwiches.

Z-Pizza Heritage Park / Walnut & Yole

Heritage Park Regional Library

Heritage Plaza / Colver & Walnut Caffé Bene Caspian Restaurant Per Supply Ralphs

Irvine Business Complex FastFrame - Irvine

Irvine Market Place Irvine Blvd & Jamboree

Northpark Plaza Shopping Center

Albertsons Champagne French Bakery Cafe

Oak Creek Shopping Center Baja Fresh Mexican Grill Duphne's Greek Cafe

Gelson's Jack's Surfboards Maizuru Sushi Bar - Japanese Restaurant Mustard Cafe Orange Theory Fitness



Old Myford Road & Irvine Blvd. Katie Wheeler Library

Old Town Tryine / Sand Canyon & 5 Fwy Denny's Restaurant

Orchard Hills Village Center / Culver and Portola

2 Osborn St. / East Yale Loop & Barranca Dr. John Pasko, DDS Dr. Ghantnekar, DDS

Parkview Center / University & Michelson

AIM Mail Centers/-PostalAnnex Dr. Sarlitt, Dr. Vo - Optometry Farm Direct Market

Maxwell's Salon of London Pho-Tasia

Quail Hill Shopping Center / Sand Canyon Johnny's Real N.Y. Pizza Natraj's Tandoori - Indian Food Starbucks

> University Park Center Culver & Michelson Ameci Pizza & Pasta Barber Shop Java Bakery Cafe Mag's Donuts & Bakery Tacon & Co.

University Town Center / Campus Drive California Gogi - Korean Gril

Center for Living Peace Eureka! Kochee Kabob House Peet's Coffee & Tea Ray's Pizza - New York Style Yushoken - Izakaya & Ramen

Walnut Village Center / Culver & Walnut

Burntzilla Curves/Jenny Craig French's Bakery Starbucks Coffee Subway Yes Cleaners

Westpark Plaza / Alton & Colver

Eighteen Eight, Fine Men's Salons SmashBurger Sprouts Farmers Market Starbucks Coffee

Woodbridge Medical Center/ Barranca & Woodbridge Square dbridge Walk-In Urgent Care

Woodbridge Village Center Champagne French Bakery Cafe Irvine Car Wash Pedego Electric Bikes

Woodbury Town Center

Treuhaft's Fine Jewelry

NIKO NIKO Sushi Rock n' Road Cyclery

If you'd like to see your business listed here, contact Mary Edmonds at: mary@irvinecommunitynews.org

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THE COUPON CONNECTION

by Cheryl Honig



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Avram Grossman

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www.e-novative.com

Hi, I'm Cheryl Honig, Advertising Coordinator for the Irvine Community News & Views. I enjoy getting to know business owners and managers in Irvine, and helping them create compelling ads that increase awareness for their products and services. Thank you to all the businesses highlighted in red on page 10 - it is a pleasure to work with you! I invite business owners to call me to discuss how we can work together to spread the word about your business throughout Irvine!

> I look forward to hearing from you! Chervl Honig • 949-284-6079 cheryl@irvinecommunitynews.org









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A Special Report to the Irvine Community

DOES IRVINE HAVE A CENSORSHIP PROBLEM? by Franklin J. Lunding*

speech and freedom of the press.

slogans, but are cherished American values right now. essential to the strength and character of our

That's why, in addition to the free speech and free press protections afforded under our Federal and State Constitutions, the Irvine City Council was in the forefront of cities in enacting a municipal Free Speech Rights Ordinance in 1990. The ordinance protects free speech rights and political activity in parks and other public places, as well as in Irvine's many shopping centers. To their credit, the Irvine Company and business owners across the City have respected and even facilitated free speech and freedom of

For more than a quarter century, Irvine's shopping centers and public spaces have been the modern equivalent of traditional town squares, where free speech is exercised, respected, and valued.

IRVINE, WE HAVE A PROBLEM!

Now comes Councilmember Christina Shea. Although she's been on the City Council dating back to 1992, Shea has apparently forgotten this history, preferring to set herself up as Irvine's

Censor-in-Chief, telling people what they should and shouldn't read, and interfering with store owners and business advertisers.

Here's what's happening. As Irvine Community News and Views continues to grow, more and more businesses - now over 100 - carry our free community newspaper, making it available to customers who seem to be happy to pick up ICNV and read about what's going on in the City. Well, Christina Shea doesn't like that. She doesn't like our newspaper. So she has enlisted a few vigilantes putting herself at the forefront - to try to intimidate business owners and advertisers. In fact, Shea bragged on her blog and Facebook that she complained to a store manager and got him to remove Irvine Community News and Views from his store.

Shea isn't alone. She apparently has enlisted her chief minion, a fellow named Steve Greenberg, to come to City Council meetings and tell the world that he's going to visit every business that carries our paper...and tell

Irvine is a City with a proud history of them not to. I'm pleased to report that Shea and protecting - and extending - freedom of Greenberg are failing - more and more business owners are asking for ICNV, and more of their Irvine's founders, and successive generations customers are too. These proud business owners of Irvine leaders, have understood that freedom and managers tell us that Shea or anyone else of speech and freedom of the press are not just who tries to intimidate them should knock it off

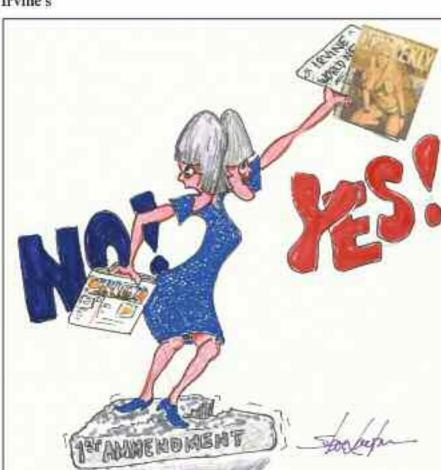
ADVERTISERS HARASSED

But there is more. It appears that Shea has gone even further. In an anonymous phone call received by one of our advertisers, the caller left a voice-mail message telling lies about our publication while urging our advertiser to stop doing business with Irvine Community News & Views. The caller sure sounded like Christina Shea to me. If it is, we need to ask ourselves: Is this the way a public official should behave?

We're a community newspaper, plain and simple. We're working hard to serve the Irvine community. If you like ICNV, great. If you don't, that's OK too. But interfering with our business relationships is wrong, and it may be illegal as well.

THE CENSORSHIP CONTAGION HITS CITY HALL

The Shea censorship contagion seems to be present at City Hall as well. For years, request to put our community newspaper many free publications have been available to alongside the Irvine World News in the City Hall



"YOU CAN'T READ THIS NEWSPAPER! YOU MUST READ THESE!"



Councilmember Christina Shea

the public in the lobby at City Hall. Included among these have been the Register's Irvine World News, a rival publication, and even OC Weekly, an apparent favorite of Shea and Mayor Steven Choi, even though it's recognized to be one of Orange County's leading purveyors of pornography.

So, imagine my surprise when a simple

lobby was met with an idiotic response from City Manager Sean Joyce and City Attorney Todd Litfin. They said Irvine Community News & Views was banned from City Hall because of its "political nature." Huh? Anybody who has read the Register's Irvine World News or OC Weekly knows that these publications - like all newspapers - have some political content. Are the City Manager and City Attorney that ignorant about free speech, free press and the City's very own Free Speech Rights Ordinance? Or are they just taking orders from Shea and other bullies on the Council?

Violators of Irvine's Free Speech Rights Ordinance may be cited by the police for their interference with freedom of speech and freedom of the press - paying a fine of up to \$500. Am I going to have to call Irvine's police to enforce the law against the City, City Council and City Attorney?

*Franklin J. Lunding is the founding Publisher and Editor of Irvine Community News & Views, A lawyer and businessman, Mr. Landing has served on the Irvine Planning Commission and, prior to that, as Chair of the Irvine Transportation Commission,



by Carolyn Inmon®

Bring Back the Buses!

SCHOOLWATCH

Last month, SchoolWatch focused on the hazardous traffic conditions at our schools - and the extraordinary efforts of Irvine Crossing Guards to keep kids safe amid the morning and afternoon chaos of cars, pedestrians and bicyclists converging on school sites.

I recently visited the IUSD website to check out the School District's messaging on transportation. Imagine my surprise when the first image that popped up was a photo of a large yellow school bus with exiting children. So why was I surprised? Because IUSD does not provide school bus service to the general population.

Like many school districts, IUSD long ago discontinued school bus transportation for most students - shifting the cost and responsibility for transporting children back onto parents. At the same time, the School District changed its policy of building small neighborhood schools - which are easy to walk to - and instead began building mega-schools such as Stonegate Elementary with more than 1,100 students and Woodbury Elementary with more than 1,000 students. Mega-schools mean more students, more cars, more danger - all of this concentrated in a 20-minute crush each morning that adds to the snarled traffic throughout the City.

The City of Irvine is in the midst of a "traffic management" study trying to figure out how to deal with the traffic mess that overdevelopment has created. Part of the study includes the solicitation of opinions and ideas offered by Irvine residents.

Well, here's an idea: Bring back the school buses! School buses are safe - a lot safer than cars. They are also reliable and efficient. In fact, just one school bus can displace dozens of cars at a school site and eliminate home-to-school trips, especially in the midst of the morning

Now that school finances are healthy once again (thanks, in part, to millions of dollars in City support for Irvine's public schools), this seems like the perfect time for City and School District officials to get together and recreate a school-bus transportation system that is worthy of our master-

*Carolyn Inmon is a retired Irvine teacher. She has taught at virtually every grade level, from K - 12, as well as community college. She served as President of the Community College Association from 2005-2007. Carolyn has recently co-authored a book with Tanya Brown, now available on Amazon. It is entitled "The Seven Characters of Abuse: Domestic Violence - Where It Starts and Where It Can End." Carolyn always welcomes your comments and ideas at: Carolyn@IrvineCommunityNews.org



WORDSWATCH

by Harris E. Kershnar*

"Each time a [person] stands up for an ideal, or acts to improve the lot of others, or strikes out against injustice, [that person] sends forth

a tiny ripple of hope ... and those ripples build a current which can sweep down the mightiest walls of oppression and resistance."

- Robert F. Kennedy

Right now, you can transform those uplifting words into tangible deeds "to improve the lot of others" by helping to Restore Irvine's Living Wage! www.IrvineLivingWage.org

*Harris E. Kershnar is a local attorney, specializing in Employment Law. He has lived in Irvine for over 30 years, and currently resides in Woodbridge.

SPORTSWATCH

by Joel Smith®

GREAT PARK SPORTS FIELDS... WHO IS TO BENEFIT?

The Orange County Great Park has the opportunity to become a venue for one of the truly outstanding sports complexes in Southern California. If you haven't been out to the Great



Joel Smith

Park recently, do yourself a favor and check out the four state-of-the-art soccer fields (two are artificial turf, two are natural grass). I guarantee you won't be disappointed.

The City designed and built these fields a few years ago. And now we hear that much more is to come with the design and construction of the long-awaited Great Park Sports Park, built by FivePoint Communities. It's supposed to have 20 soccer fields and facilities for tennis, baseball, and

While we continue to wait for the sports facilities to materialize, it's worth asking this question: Who, exactly, will be using these sports fields and other facilities? The current plan seems to be for fields and other sports facilities to be used largely for big tournaments that draw lots of out-of-town people to the area, presumably bringing money to the local

Thave a problem with this. Irvine is a community that has had tremendous success with sports, especially youth athletics. Yes, it's great that the City is finally building long-overdue fields and facilities. But why aren't we focusing on using these fields for our very own Irvine sports teams?

After all, the Great Park is in Irvine. Irvine residents and Irvine teams should have first claim to the fields. And this should include our high school teams. Let's start talking about all this before tournament madness and commercialism sets in...and Irvine kids get squeezed out.

Joel Smith is a homegrown Irvine athlete and Concordia University graduate who excelled in soccer, and now coaches in Irvine.



Steve Layton

Irvine's Cultural Riches

CULTURE CORNER

by Steve Layton

I'm pleased to be introducing CultureCorner, yet another feature in Irvine Community News & Views designed to highlight remarkable aspects of life in Irvine. Our City is blessed with an amazing array of cultural opportunities - theaters, museums, live performances, fairs and exhibits - that enrich our lives. The challenge

is to let folks know just how much is available to enjoy.

For now, I want to focus some attention on the outstanding offerings of the UCI Drama Department, beginning with mid-November's performances at the Irvine Barclay Theater of the popular, Tony Award-Winning classic musical, Man of La Mancha. This musical, a comic tragedy, follows the story of The Adventures of Don Quixote by Miguel de Cervantes y Saavedra. Of course, theater-goers will recognize its most famous song. The Impossible Dream, sung by Don Quixote.

Tickets are just \$22 for adults - a real bargain. To order tickets and select seats now, visit; www.arts.uci.edu/tickets

Over the past 50 years, the UCIDrama Department has steadily expanded and matured, earning both domestic and international ratings for excellence. Graduates of the UCI Drama program are appearing on Broadway, in movies, and on television. Here in Irvine, we have the opportunity to see and enjoy some wonderful actors before they become famous.

Let's do it!

Next time: More about this Winter and Spring UCI Drama offerings.

"Steve Layton and his wife, Alexandra, are 35-year residents of Irvine, having raised their three sons here. Steve is a semi-retired businessman, remaining very active in the Irvine community. He is a supporter of the UCI Drama Department, and currently serves on the Leadership Committee of the New Swan Shakespeare Festival. He is also an outstanding editorial cartoonist, as loyal readers of Irvine Community News & Views have come to appreciate.

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13



Dear Readers:

important issue that

has now reached a critical stage. We are focusing on the urgent gas testing of the entire interior of the 40-acre school site where Portola High School is now under construction.

if the toxic contaminants already discovered on all four perimeter sides of the school site - including petrochemical toxics that are known cancer-causing agents - are also present throughout the iusd.org, interior of the site. (See map - page 15.)

As things stand now, contrary to sound science and common

sense, the Irvine Unified School District (and the City) are going This month we are ahead and building the \$300 million Portola High School on the devoting our Open untested interior of the site. To date, officials at IUSD and the Forum / Community City have refused to order testing (at a relatively modest cost of Voices section (pages \$100,000) that could provide reassurance of the site's safety — or 14-15) to one very tell us of the dangers that must be addressed before Portola High School opens in September, 2016.

So far, more than 1,800 people have signed our online petition need to conduct comprehensive, independent soil testing and soil- (below) calling upon IUSD and the City to undertake independent, comprehensive testing. If you have not yet signed the Safe Schools Petition, please do so at: IrvineCommunityNews.com/safe-schools. The purpose of this long-overdue testing would be to determine Also, it would be especially helpful if you would make your views known to the IUSD Board and to Superintendent Terry Walker. Their email addresses are: paulbokota@iusd.org, laurenbrooks@ iraglasky@iusd.org. michaelparham@iusd.org. sharonwallin@iusd.org, terrywalker@iusd.org,. You may wish to "Cc:" your comments to me at: frank@IrvineCommunityNews.org.

Te call upon the Irvine School Board and the Irvine City Council to suspend construction of Portola High School (at Site A, along Irvine Boulevard) until independent, comprehensive testing for toxic contamination can be conducted at Site A, followed by remedial action to ensure that Site A is and will always be — a safe site for Irvine's next High School.

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LETTER FROM IRVINE RESIDENT TO IUSD... **IUSD's "HAPPY TALK" RESPONSE... AND THE FACTS!**

by Harvey H. Liss*

Leslie and Roger Sievers, who moved from the San Francisco Bay area to Irvine in 2013, had local experience with toxic contamination on military airbases. Roger Sievers wrote to the IUSD Board and Superintendent Walker on September 8th expressing his concern that School District officials do not seem to be taking the issue of toxic contamination on the Portola High School site seriously. He wrote:

"I wanted to express my serious concern regarding the lack of, or incomplete toxic testing that has occurred at the Portola High School construction site. Leslie and I recently moved to Irvine from the San Francisco Bay Area and have first-hand experience with toxic military sites [where] major health issues ensued.

"At Hamilton AFB in Marin County, residential housing was completed in the 1980s and a number of cancer clusters developed In Santa Clara County, housing was built on a Superfund site near Moffett NAS and illnesses and cancers are continuing to occur to this day

"Guantanamo Bay lawyers have been forced to live in housing on the base at the end of a former runway. The Miami Herald reported in July that it has found nine individuals who were diagnosed with cancer of the brain, appendix, colon and lymph nodes...

"...The tradeoff of cost to remediate vs. the cost to settle litigation after illness occurs should compel officials to move forward with testing and to remediate if needed..."

IUSD Response

Ms. Annie Brown, IUSD Public Information Officer, responded on September 11th with what I call "happy talk" about how the IUSD is committed to student safety, and IUSD procedures are based on scientific studies as well as gaining public agency approvals.

Ms. Brown goes on to state that there is "misleading" information in the community, and that there is mere "speculation" about the historical use of the site. She states: "The site, which was primarily used to grow crops for human consumption from the 1950s through 2013, has been comprehensively tested and independently reviewed."

So, What Are The Facts?

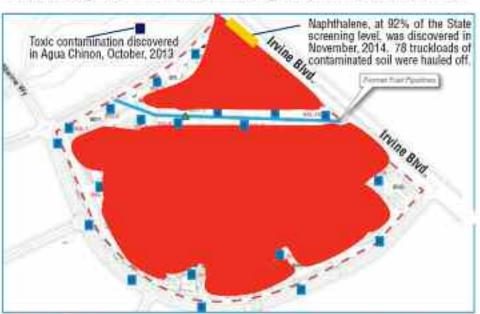
The fact is that there is no speculation about the historical use of the site. The airbase was operational during WWII and the Korean War, and the Portola High School site did not begin to be used as a farm until the 1950s. The school site is also at the end of major runways, where it was well known that toxic waste was dumped, exactly of the sort that has been found in two excavations (one about 250 feet, offsite in the Agua Chinon, and one partly onsite - the yellow rectangle area on the map to the right) and in soil-gas test wells drilled around the periphery of the site.

The fact is that a map showing soil samples taken from 51 locations covering the entire interior of the school site was often used out of context by the IUSD to support their claim that the entire high school site was comprehensively tested. What they didn't say is that those

soil samples were mostly 6-inches deep, with some 3-feet deep, and that they were tested only for agricultural contaminants, such as pesticides, as if the site was always a farm and never saw wartime military use! None was tested for the toxic, Volatile and Semi-Volatile Organic Compounds (VOCs) used as solvents and for other purposes in military operations.

The fact is that toxic VOCs were discovered in large quantities in an excavation that penetrated the school site, itself, in November of 2014 (yellow rectangle on map, below). One or more of these VOCs (Benzene, Toluene, Ethylbenzene, Xylenes, 1,2,4 Trimethylbenzene, Tetrachloroethylene, and Trichloroethylene) were detected in 14 of 19 test wells drilled around the periphery of the school site. On the map, below, the red areas were NOT tested for these toxic VOCs!

It would seem likely that these same toxic chemicals are in the untested red areas, too, and perhaps even in high concentrations. It is irresponsible and reckless to continue building and occupy Portola High School without testing the entire site for VOCs.



RED AREAS were not tested for the toxic Volatile and Semi-Volatile Organic Compounds (VOCs) detected in the soil-gas test wells drilled around the periphery of the site.

Soil-gas test wells drilled around the periphery of the site and along a pair of fuel lines.

- 1. Lab results covering the interior of the site and the NW property boundary are available in a 200-page report as Appendix E to the Preliminary Environmental Assessment filed with the CA Department of Toxic Substances Control (DTSC) as part of the site approval process, available, ironically, on the IUSD website, at: http://www.iusd.org/district_services/facilities_ planning_and_construction/documents/AppendixE_001.pdf
- 2. Lab results covering the periphery of the site are in the report; "Supplemental Site Investigation Report, High School #5 - Site A" for IUSD, July 2014, on page 15, available at: http://www.envirostor.dtsc.ca.gov/ regulators/deliverable_documents/6511533975/SSI%20Report.pdf

*Harvey H. Liss, a former Irvine Planning Commissioner, holds a Ph.D. in Applied Mechanics and is a California Licensed Civil Engineer. Dr. Liss is a longtime resident of Woodbridge, the iconic Irvine village he helped design in the 1970s. He now reports for ICNV on environmental issues.

Letters to the editor are welcome. Please include your name and ZIP code. Letters for publication must be addressed to Editor. 4199 Campus Drive, Suite 550, Irvine, CA 92612 or email Editor@frvineCommunityNews.org. Letters may be edited for publication. Unpublished letters will not be acknowledged or returned.



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