



CITY COUNCIL AGENDA REPORT

MEETING DATE: May 16, 2006

ITEM NUMBER:

SUBJECT: AGREEMENT FOR TEMPORARY INSTALLATION OF THE FRIENDS OF THE COSTA MESA LIBRARIES' PORTABLE BOOKSTORE BUILDING AT MESA VERDE LIBRARY

DATE: MAY 1, 2006

FROM: CITY MANAGER'S OFFICER /ADMINISTRATION

PRESENTATION BY: ANN C. SHULTZ, LEGISLATIVE AND PUBLIC AFFAIRS MANAGER

FOR FURTHER INFORMATION CONTACT: ANN C. SHULTZ, (714) 754-5667

RECOMMENDATION:

That the City Council approve the Agreement for Temporary Installation of the Friends of Costa Mesa Libraries' Portable Bookstore Building at Mesa Verde Library.

BACKGROUND:

On July 5, 2005, the City Council considered a request from the Friends of the Costa Mesa Libraries for reimbursement of an \$850 Conditional Use Permit fee and \$7,500 to defray the costs of the purchase and relocation of a portable temporary building from Kaiser Elementary School to the grounds of Mesa Verde Library. The Friends were purchasing the building from the Newport-Mesa Unified School District for the purpose of running a bookstore.

ANALYSIS:

The Friends had been operating a bookstore from the Mesa Verde Branch Library for many years. However, they had outgrown the space. The 960 square foot portable building allowed them to expand their bookstore operation. Funds from the bookstore operation will be used for the design and construction of a Central Library on the Civic Center Park site.

On June 23, 2005, the City's Zoning Administrator approved the Friend's application for a Minor Conditional Use Permit. The fee for processing was \$805.00.

At its July 5 meeting, the City Council reviewed a request from the Friends to waive the processing fee for the permit. In addition, the Friends requested that the City donate \$7,500, the cost for relocation of the building from Kaiser Elementary School (its current location) to the Mesa Verde Library site. At that time, the City Council approved the waiver of the permit fee. In addition, they asked that staff return with options for funding the \$7,500 from the City budget.

At the August 2, 2005 meeting, the Council voted to fund the \$7,500 through the "Signs of Support" program funds and directed the City Manager or his designee to negotiate a Five Year Agreement allowing the Friends to locate the portable building to the parking lot of Mesa Verde Library (see Attachment 1). The Agreement also includes: term of relocation, removal, maintenance, insurance requirements and waiver.

FISCAL REVIEW:

No fiscal review is necessary for this item.

LEGAL REVIEW:

The City Attorney has reviewed and approved the attached Agreement between the City and the Friends.

CONCLUSION:

Staff recommends that the Council approve the Agreement.

ANN C. SHULTZ
LEGISLATIVE AND PUBLIC AFFAIRS
MANAGER

THOMAS R. HATCH
ASSISTANT CITY MANAGER

KIM HALL BARLOW
CITY ATTORNEY

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ATTACHMENTS: 1 [Agreement with Friends](#)