RESOLUTION NO. 05-39

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, SETTING ASIDE CIVIC CENTER PARK FOR A TEN YEAR PERIOD FOR FUTURE CONSTRUCTION OF A CENTRAL LIBRARY BY THE COSTA MESA FRIENDS OF THE LIBRARY.

THE CITY COUNCIL OF THE CITY OF COSTA MESA DOES HEREBY RESOLVE AS FOLLOWS:

WHEREAS, the City of Costa Mesa is the owner of that certain 2.5 acre open space/park currently know as the Civic Center Park located on the southwest corner of Vanguard Way and Fair Drive (the "Property"); and

WHEREAS, Costa Mesa's Friends of the Library ("Friends") are requesting that the Property be set aside for a ten-year period for the future construction of a Central Library and that the Friends be allowed to post a "Future Home of" sign on the Property; and

WHEREAS, the Friends have warranted that funding for the construction of the Central Library will be obtained through grants and donations and that the City of Costa Mesa will not have any responsibility for the funding of the construction; and

WHEREAS, Issues regarding the operational funding of said Library will be addressed jointly between the City of Costa Mesa and the Orange County Public Library after funding for the construction has been raised by the Friends; and

WHEREAS, the Public Services Department has indicated that, according to their records, the Property is clear of any deed restrictions or easements that would prevent the construction of a Library on the Property; and

WHEREAS, the Friends understand that appropriate environmental studies would be required and that any construction must comply with the applicable zoning ordinances.

NOW, THEREFORE, BE IT RESOLVED that the 2.5 acre property currently known as the Civic Center Park, located on the southwest corner of Vanguard Way and Fair Drive (the "Property") is hereby set aside for a period of ten years for the future construction of a central library by the Costa Mesa Friends of the Library.

BE IT FURTHER RESOLVED that the Costa Mesa Friends (the " Friends") of the Library will be solely responsible for all construction costs for said Library through grants and donations, and that a report shall be made to the City Council at the end of the third year, the fifth year and the seventh year of fundraising efforts, at which time the Council may consider any further or different action with respect to the Property.

BE IT FINALLY RESOLVED that the Friends may post "Future Home of" signs that comply with the City's sign code.

PASSED AND ADOPTED this 7th day of June, 2005.

Mayor of the City of Costa Mesa

ATTEST:

Deputy City Clerk of the City of Costa Mesa

APPROVED AS TO FORM

City Attorney