miocean

Letter of Commitment for Fairview Park Wetlands

This letter of commitment is being made between the Miocean Foundation and the City of Costa Mesa for the Fairview Park Wetlands and Riparian Habitat Project.

It is the intention of Miocean to direct funds toward the completion of the major water quality components of the project for a total commitment of $350,000. This will be a multi-year commitment, beginning with an initial payment of $100,000 on December 1, 2010. A subsequent payment of $100,000 will be paid at the start of construction in 2011 and the last payment of $150,000 will be provided following the completion of the Phase II construction work for the Project. Phase II primarily includes the creation of the water quality ponds and diversion of urban runoff into the wetlands.

Miocean and the City of Costa Mesa agree to the following items:

- The funds will be directed towards the project's water quality system which includes the diversion of urban runoff from the Greenville Banning Channel into wetland ponds to provide water quality treatment and ground water recharge;
- The implementation of habitat around the ponds for water quality treatment, buffers and integration to the park;
- The implementation of interpretive kiosks for public education;
- The facility will be maintained by the City of Costa Mesa;
- Miocean will be mentioned in all city-controlled community communications and outreach as a project co-sponsor;
- Miocean will bring a presentation check to a future City Council meeting for recognition (January or February 2011);
- Miocean will be invited to the groundbreaking ceremony (Spring 2011) when construction of the ponds and perimeter planting begins
- Miocean will work with the City to identify an appropriate location for permanent signage related to the project as agreed upon by both parties.

If you are in agreement with the terms of this letter, please sign and date in the spaces provided and return a copy to Miocean.

Very truly yours,

Miocean Foundation
By Patrick R. Fuscoe, P.E.
Chairman
Date: 11/17/10

Robert Staples
Fairview Park Administrator
Date: 11/18/10