

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, SUPPORTING THE COSTA MESA COMMUNITY ATHLETIC FOUNDATION AND ITS EFFORTS TO FUND CAPITAL IMPROVEMENTS OF SPORTS FACILITIES AT ESTANCIA, COSTA MESA, AND NEWPORT HARBOR HIGH SCHOOLS

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

WHEREAS, the Costa Mesa Community Athletic Foundation (referred to herein as the Foundation) is a local non-profit organization that serves the youth of the City of Costa Mesa by providing grants to local youth sports organizations for improvements to facilities and other projects; and

WHEREAS, the City previously partnered with the Foundation to support the construction of capital improvements to the recreational facilities at Estancia High School and Costa Mesa High School; and

WHEREAS, the Costa Mesa City Council desires to continue this partnership to aid in making the City a more attractive community to families, to provide quality facilities for high school age students, and to expand recreational opportunities to all Costa Mesa residents; and

WHEREAS, as part of the Adopted Operating and Capital Improvement Budget for fiscal year 2012-2013, the City Council appropriated \$100,000 for collaboration with the Foundation, and, in a commitment to the people of Costa Mesa, expressed its desire to consider annually continuing this support as part of the budget development process for this same purpose; and

WHEREAS, the City, as a public agency, has fiduciary and legal obligations to members of the public and must govern the expenditure of any public funds with due care and consideration; and

WHEREAS, the City Council previously adopted Resolution No. 13-05 to memorialize this partnership with the Foundation and desires herein to restate its commitments and to include Newport Harbor High School to be eligible to receive funding. NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Costa Mesa that it fully supports and endorses the Foundation in its efforts to raise funds to construct capital improvements of sports facilities at Costa Mesa, Estancia, and Newport Harbor High Schools.

BE IT FURTHER RESOLVED that the City Council requires that specific terms and conditions be established regarding the use and expenditure of the public funds committed, that warranties be provided regarding the ongoing maintenance of the facilities once constructed or improved, and commitments established regarding public access to the completed facilities.

BE IT FURTHER RESOLVED that the City Council hereby authorizes the City's CEO to enter into negotiations with the Foundation and other parties as may be necessary to carry out the commitments established in this resolution and to prepare and administratively execute necessary agreements between the City and the Foundation.

BE IT FINALLY RESOLVED that Resolution No. 13-05, having been restated herein, is repealed.

PASSED AND ADOPTED this 19<sup>th</sup> day of April, 2016.

\_\_\_\_\_  
Stephen M. Mensinger, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Brenda Green, City Clerk

\_\_\_\_\_  
Thomas Duarte, City Attorney

STATE OF CALIFORNIA)  
COUNTY OF ORANGE    )       ss  
CITY OF COSTA MESA    )

I, BRENDA GREEN, City Clerk of the City of Costa Mesa, DO HEREBY CERTIFY that the above and foregoing is the original of Resolution No. 16-\_\_\_\_ and was duly passed and adopted by the City Council of the City of Costa Mesa at a regular meeting held on the 19<sup>th</sup> day of April, 2016, by the following roll call vote, to wit:

AYES:            COUNCIL MEMBERS:  
NOES:            COUNCIL MEMBERS:  
ABSENT:         COUNCIL MEMBERS:

IN WITNESS WHEREOF, I have hereby set my hand and affixed the seal of the City of Costa Mesa this 20<sup>th</sup> day of April, 2016.

\_\_\_\_\_  
Brenda Green, City Clerk

(SEAL)