

Subject: Last communication from Mayor DiVirgilio regarding lease of the Community Center by HBCSD
From: Jim Prassas (jwprassas@yahoo.com)
To: ~~Michael DiVirgilio~~
Date: Wednesday, September 24, 2014 2:42 PM

On Wednesday, July 9, 2014 11:09 AM, Michael DiVirgilio <mDiVirgilio@hermosabch.org> wrote:

Hi Miyo,

Thank you for the additional inquiry. The City is not aware of any prohibition that would prevent us from entertaining requests about the Community Center from the District, or from any entity for that matter.

However, as you saw during our most recent joint meeting, neither the City nor the District are interested in considering the Community Center.

Consequently, absent a directive from the City Council, the City Attorney will not be studying this issue further.

Thank you,
Michael

Michael DiVirgilio, Mayor
City of Hermosa Beach, CA

On Jun 30, 2014, at 8:58 PM, "Jim Prassas" <jwprassas@yahoo.com> wrote:

Dear Mayor Michael DiVirgilio,

Thank you for your letter, but that is NOT the question I asked in my email of June 20, 2014. Here is my question again:

"At the joint District/City meeting held on May 28, 2014, City Attorney, Michael Jenkins stated that the Lease Agreement does not specifically provide that the City lease the Community Center to the district for "classrooms or general school purposes". I would like to know, however, if he would specify if there is any wording or provision written within the Lease Agreement/Deed that would prohibit the City from leasing the Community Center to the district for educational purposes. Is it a correct statement that the City could legally negotiate a lease agreement with the district to use the Community Center as a campus for students if requested by district administration?"

The issue as to whether or not the Community Center satisfies California state legal requirements will be a subject of debate in a possible upcoming bond campaign and should have no bearing on the legal reading of the Community Center lease agreement between the City of Hermosa Beach and Hermosa Beach City School District.