



MISSION VIEJO
HOMEOWNERS' ASSOCIATION, INC.
4255 S. BUCKLEY ROAD. #110
AURORA. CO 80013-2951



<http://www.missionviejohoa.org>

PRESS RELEASE

Date: November 19, 2009

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Mission Viejo Library's Broken Agreement

AURORA, CO – At the November 17, 2009 Mission Viejo HOA Board of Director's Meeting, attended by many residents, the Board decided to retain an attorney to seek a halt against the City's proposed action to close the Mission Viejo Library. The HOA believes the City of Aurora is in breach of a 1973 agreement the City made with the Mission Viejo Company that obligates the City to furnish library services for 50 years at this location.

The agreement which is specific to the property on which the library now stands is very clear, under part 7 it states, "The City, for itself, its successors, and assigns, hereby agrees to furnish library services to the citizens of Aurora for so long as the Property is used as a library, the minimum of which such will be for fifty (50) years." There are other attachments to this agreement that had ending dates that have expired but those attachments

were related to specific covenant restrictions and the City's ability to build the library. It is the HOA's opinion that these attachments do not invalidate the primary agreement.

The Mission Viejo community will be especially impacted if our facility which is the second most used library in the City with over 220,292 customers* is closed completely. The HOA believes that closing the library completely may also make it cost prohibitive to re-open the library in the future. It would also negatively affect Mission Viejo 's residential property values.

The HOA continues to strive for a non-judicial resolution to this issue, but the HOA is prepared to take this issue to court if necessary. The Board and the community feel that the City is obligated to abide by this agreement. The HOA holds no other intentions but to keep the library open and serviceable to our community and the surrounding area at-large

We understand that the City is under great financial difficulties, yet we feel that perhaps the City could reduce the operational costs in others departments, utilize concessionaires to defray costs or find other sources of cost savings to fund this library's services. The City's own Aurora's Citizen's Advisory Budget Committee recommend to the City Council in September of this year that the City could adjust the City's budget to not impact the City's library services. Our goal is to keep Mission Viejo, the second busiest library, and a community center piece, OPEN and SERVICEABLE based on the 1973 agreement signed by Aurora Mayor Paul Beck.

If you would like to contribute to our legal defense please feel free to make a contribution to our HOA. We are an all-volunteer, self-managed nonprofit organization. The legal defense for our actions with the library is

completely un-budgeted and our resources are extremely small (we have currently approximately \$3,000 in our operating accounts). The HOA welcomes contributions to help defray our legal costs. All funds received will be kept in a separate legal account specific to this library issue.

Check our web site at <http://www.missionviejohoa.org> if you would like to view a copy of the agreement or to make an on-line contribution (via PayPal). You may also send a check to: the Mission Viejo Homeowners' Association Inc., 4255 S. Buckley Road, #110Aurora, CO80013-2951 Thank You!

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Background: The purpose of this Mission Viejo HOA is to unite the unit owners of the Mission Viejo subdivisions in Aurora, Colorado; to encourage civic improvements within said area, to encourage community activities including, but not by way of limitation, the beautification, maintenance, and general appearance of vacant and improved lots, streets, parkways, entrances, open and recreational areas situated within the area and used in common by its residents; enhance the safety of Mission Viejo; facilitate enforcement of any and all building restrictions, protective covenants, and to otherwise act in the interests of the members of the Association. The Mission Viejo Homeowners' Association Inc. proudly celebrates 2007 as the 35th anniversary year for the community. For more information please visit us at www.missionviejohoa.org.