

THE QUANG TRI VICTORY FOUNDATION'S MEMORANDUM OF UNDERSTANDING
WITH COUNCILWOMAN KIMBERLY HO CONCERNING THE CONSTRUCTION
OF QUANG TRI MONUMENT IN FREEDOM PARK

This memorandum of understanding ("MOU") is made on July 13, 2021, by the Quang Tri Victory Foundation, a California nonprofit organization ("Foundation"), with the input and acceptance by Westminster Councilwoman Kimberly Ho, ("Councilwoman Ho") after a series of confidential and candid discussions with the Foundation and, in the common desire, to build a commemoration monument at the Sid Goldstein Memorial Park, aka, Freedom Park. Councilwoman Ho and the Foundation are hereinafter collectively referred to as the Parties.

RECITALS

- A. Councilwoman Ho and the Foundation desire to construct a monument to honor the Battle of Quang Tri, and the ARVN and US soldiers who fought and died in that battle (the "Monument").
- B. In light of modern efforts to try and rewrite history, both parties acknowledge the importance of making sure the Monument is as historically accurate as possible, because it will stand as an enduring reminder of how the Republic of Vietnam soldiers ("ARVN") were able to soundly defeat a much larger North Vietnamese communist force and retake the City of Quang Tri.
- C. The Foundation has offered to pay all costs related to the design, construction and installation of the Monument. Following its construction and formal presentation of the same in an official unveiling ceremony, the Monument will be owned, controlled and maintained by City.
- D. The City council has unanimously approved the construction and placement of the Quang Tri Victory Monument on December 9, 2020, at the Sid Goldstein Memorial Park, aka, Freedom Park. With the approval of the City, the Foundation has been diligently working to plan, prepare, fundraise, and build the Monument in time for the 49th anniversary of the Retaken of the Historic Quang Tri Citadel by ARVN forces, scheduled for September 18, 2021.

NOW THEREFORE, THE PARTIES MUTUALLY RECONFIRM THEIR COMMITMENT TO THIS MONUMENT PROJECT AS FOLLOWS:

1. The recitals above are incorporated into this MOU by reference.
2. The Foundation has agreed to construct and is currently completing the construction of the Monument at the approved site, Freedom Park, since the date of approval, December 9, 2020, in a manner that seeks to emphasize its visibility and importance.
3. Foundation agrees that it will pay all costs related to the Monument's design, construction and installation. Once the Monument, which will be placed permanently at Freedom Park, has been installed and presented in a formal unveiling ceremony, it will become a City asset and will thereafter be owned, maintained and controlled by the City in its discretion.
4. In the spirit of cooperation, the Foundation has agreed to work with Councilwoman Ho to set up an independent ad-hoc community group composed of 11 members (the "Group"). The 11

members of the Group will include individuals designated by the Foundation and by Councilwoman Ho from the following groups:

- a. (7) members who are all ARVN/Republic of Vietnam Veterans. (4) of the members will be selected by the Foundation. (3) of the members will be selected by Councilwoman Ho.
 - b. (1) member of the Group shall be designated by Councilwoman Ho, and shall be a person who was a resident of Quang Tri province in Vietnam. This appointment seeks to recognize the role of the citizens of Quang Tri province, who bravely assisted ARVN forces in achieving the victory.
 - c. (1) member selected by the Foundation who is a descendant of an ARVN veteran.
 - d. (2) spiritual leaders from Southern California, to be selected by the coalition of spiritual leaders (HDLT).
 - e. The goal is to come to a mutually agreeable solution that works to the benefit of the entire community. All members of the Group must be residents of Southern California.
5. As agreed by Councilwoman Ho and the Foundation, the Group's role will be to evaluate and make recommendations on two primary issues:
- A. Review and recommend the design and/or photo of the brass bas relief, aka, the "Mo Hinh", on the front of the Monument that is most historically accurate.
 - B. Suggest which ARVN military units will be honored on the Monument.
6. The Group shall be formed and constituted within 7 calendar days after the execution of this MOU, with the assistance of the Parties and, shall present its recommendations within 14 days thereafter. The Group shall be dissolved once its recommendations are submitted, unless requested to extend its service by the Parties.

This MOU is only effective when the city council officially passes a vote to change its June 25, 2021, of suspending the Monument project indefinitely, and allowing for the same to proceed at Freedom Park.

Wherefore, by signing below the Foundation, having discussed with and, with agreement by, Councilwoman Ho, mutually acknowledge their agreement to the contents of this non-binding MOU.

Quang Tri Victory Foundation

Honorable Kimberly Ho

Han Tran (signed)

By: _____
Title: Chairman, Board of Directors

By: _____
Title: _____