

**RESOLUTION NO. 28-06**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND APPROVING AN AMENDMENT TO THE AGREEMENT TO NEGOTIATE EXCLUSIVELY BY AND AMONG THE CITY OF RICHMOND, THE RICHMOND COMMUNITY REDEVELOPMENT AGENCY, AND RICHMOND CIVIC CENTER PARTNERS LLC IN CONNECTION WITH THE CIVIC CENTER PROJECT.**

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WHEREAS, the City of Richmond (the "City") has determined to renovate its former City Hall and certain other buildings located in the area of the City known as the Civic Center, including the possible construction of new municipal buildings thereon, and is presently working with a developer selected by the City to pursue such projects; and

WHEREAS, the City has entered into an Agreement to Negotiate Exclusively, dated as of November 15, 2005 (the "ANE") among the City, the Richmond Community Redevelopment Agency and Richmond Civic Center Partners LLC ("RCCP") to further the process of developing the Civic Center; and

WHEREAS, the City Council has reviewed various design and scope alternatives for the first phase of the Civic Center project and now desires to approve the scope of such first phase described in Exhibit A, attached hereto and incorporated herein (the "Phase One Scope") and to direct staff to proceed to negotiate the City Hall Agreement (as defined in the ANE) to accomplish such first phase of the project; and

WHEREAS, in order to accommodate additional planning and design costs required in connection with the City's proposed changes to the scope of the City Hall Agreement, the parties desire to increase the amount of reimbursable costs to RCCP in connection with the City Hall Agreement to \$250,000; and

WHEREAS, the First Amendment to the ANE, dated March 28, 2006 (the "ANE Amendment") has been filed with the Clerk and presented at this meeting;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RICHMOND HEREBY RESOLVES, AS FOLLOWS:

Section 1. The City Council hereby selects the Phase One Scope of the Civic Center project and directs staff to proceed to negotiate the City Hall Agreement for such phase as provided in the ANE (as amended) and to bring such agreement back to this Council for approval at the earliest practical opportunity.

Section 2. The City Council hereby approves the ANE Amendment and directs the City Manager to execute and deliver the ANE Amendment in substantially the form on file with the Clerk.

Section 3. This resolution shall take effect immediately upon its passage.

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I hereby certify that the foregoing resolution of the City Council of the City of Richmond, California, duly passed and adopted at a joint meeting of the Redevelopment Agency thereof held on March 28, 2006 by the following vote:

AYES:	Councilmembers, Bates, Butt, Griffin, Marquez, McLaughlin, Rogers, Thurmond, Viramontes, and Mayor Anderson
NOES:	None
ABSTENTIONS:	None
ABSENT:	None

SANDRA L. THOMPSON  
Acting Clerk of the City of Richmond

(SEAL)

APPROVED:

IRMA L. ANDERSON  
Mayor

APPROVED AS TO FORM:

JOHN EASTMAN  
City Attorney

State of California            }  
County of Contra Costa       : ss.  
City of Richmond             }

I certify that the foregoing is a true copy of Resolution No. 28-06, finally passed and adopted by the Council of the City of Richmond at a joint meeting held on March 28, 2006, and published in accordance with law.