

**RESOLUTION NO. 45-06**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA APPROVING A FIRST AMENDMENT TO LAND DISPOSITION AGREEMENT AMONG THE CITY OF RICHMOND, THE RICHMOND COMMUNITY REDEVELOPMENT AGENCY AND TOLL BROS., INC. IN CONNECTION WITH THE TERMINAL ONE PROPERTY**

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WHEREAS , Article II, Section 1, of the Richmond City Charter gives the City broad authority to dispose of its property; and

WHEREAS, The City Council of the City of Richmond (City), the Richmond Community Redevelopment Agency (Agency) and Toll Bros., Inc., a Pennsylvania Corporation (Developer) entered into that certain Land Disposition Agreement, dated as of October 31, 2003 (the "*LDA*"); and

WHEREAS, The City, Agency, and Developer wish to amend the LDA to provide for an extension of the time of the Outside Closing Date to October 1,2006; and

WHEREAS, Pursuant to Section 10.23 of the LDA the Parties agree that Outside Closing Date, referenced in Section 4.5 of the LDA and as Step 29 on Exhibit D of the LDA will be extended to September 1, 2006.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Richmond authorize the City Manager to execute the First Amendment to the Land Disposition Agreement with Toll Bros., Inc., in order to finalize development plans.

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I certify that the foregoing Resolution was passed and adopted by the Richmond City Council at a joint meeting of the Redevelopment Agency held on June 20, 2006, by the following vote:

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

DIANE HOLMES  
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. 45-06, finally passed and adopted by the Council of the City of Richmond at a joint meeting of the Redevelopment Agency held on June 20, 2006.