

CITY COUNCIL RESOLUTION NO. 88-11

REDEVELOPMENT AGENCY RESOLUTION NO. 11-17

A JOINT RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND AND THE MEMBERS OF THE RICHMOND COMMUNITY REDEVELOPMENT AGENCY BOARD APPROVING THE ACQUISITION OF EASEMENTS AND RIGHT OF ENTRY FOR THE OFFICER BRADLEY A. MOODY MEMORIAL UNDERPASS PROJECT

WHEREAS, the City Council of the City of Richmond (the "City Council") adopted the Amended and Restated Redevelopment Plan for the Richmond Merged Project Area, adopted by Ordinance No. 17-10 N.S., dated May 4, 2010 (the "Redevelopment Plan"). The Redevelopment Plan sets forth a plan for redevelopment of the Merged Project Area (the "Project Area"); and

WHEREAS, the Richmond Community Redevelopment Agency (the "Agency") is responsible for administering the Redevelopment Plan to cause the redevelopment of the Project Area, including installation of public improvements consistent with the Redevelopment Plan; and

WHEREAS, access to the South Shoreline area of the Project Area is impeded by lengthy trains traveling at low speed across closely-spaced grade crossings and such conditions are not expected to improve; and

WHEREAS, the Agency commissioned a feasibility study for high-priority grade crossings and Marina Bay Parkway was demonstrated by the feasibility study and through a community process to be the preferred location to improve access to the South Richmond Shoreline area; and

WHEREAS, pursuant to Health and Safety Code Section 33445, and upon making certain findings, the Agency may pay for all of the costs associated with the installation and construction of publicly owned improvements either within or without the Project Area, including the design and construction of a railroad grade separation in place of the existing grade crossing on Marina Bay Parkway between Meeker Avenue and Regatta Boulevard, referred to as the Officer Bradley A. Moody Memorial Underpass Project (the "Project"); and

WHEREAS, the Project will benefit the Project Area and the immediate neighborhoods around Marina Bay Parkway by assisting in the elimination of blight by improving circulation and public safety; and

WHEREAS, the Agency budgeted the necessary funds for the Project in the Fiscal Year 2011-2012 budget line item "Officer Bradley A. Moody Memorial Underpass" and there are no other reasonable means of financing the Project available; and

WHEREAS, the relocation of utilities to service the Project Area is required as part of the Project; and

WHEREAS, the Project and the associated relocation of utilities conforms with the City of Richmond General Plan; and

WHEREAS, by the agenda report accompanying this resolution and incorporated into this resolution by this reference (the "Agenda Report"), the City Council and Agency Board has been provided with additional information upon which the findings and actions set forth in this resolution are based.

NOW, THEREFORE, BE IT RESOLVED, that the City Council and Agency find the above recitals are true and correct.

BE IT FURTHER RESOLVED, that the City Council and Agency hereby authorize the expenditure of up to \$81,250.00 identified in its approved FY 2011-2012 budget for the Project for the acquisition of easements and right of entry for the Project.

BE IT FURTHER RESOLVED, that this Resolution approves, authorizes and directs the City Manager and Agency Executive Director, as applicable, to execute the grants of easements and right of entry agreements required for the Project and to make minor amendments thereto.

I certify that the foregoing **Joint Redevelopment Agency Resolution No. 11-17 and Richmond City Council Resolution No. 88-11** was passed and adopted by the Richmond Community Redevelopment Agency of the City of Richmond and the City Council of the City of Richmond at a joint meeting held on October 18, 2011, by the following vote:

AYES: Boardmembers/Councilmembers Beckles, Booze, Ritterman, Rogers, Vice Chairperson Butt, and Chairperson McLaughlin.

NOES: None.

ABSTENTIONS: None.

ABSENT: Boardmember/Councilmember Bates.

DIANE HOLMES
Clerk of the Richmond Community
Redevelopment Agency/City of Richmond

(SEAL)

Approved:

GAYLE McLAUGHLIN
Agency Chairperson/Mayor

Approved as to form:

RANDY RIDDLE
Agency Attorney/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. 11-17 and 88-11**, finally passed and adopted by the Richmond Community Redevelopment Agency and the Richmond City Council at a joint meeting held on October 18, 2011.