

RESOLUTION NO. 96-06

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND APPROVING A SECOND 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 REVITALIZATION PROJECT.

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 (The "City Hall Agreement"); 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 entered into a First Amendment to the Agreement to Negotiate Exclusively, dated as of March 28, 2006, (the "First Amendment") among the City, the Richmond Community Redevelopment Agency and RCCP; and

WHEREAS, modifications to the scope and phasing of the Civic Center Project has delayed the negotiation of the City Hall Agreement; and

WHEREAS, the First Amendment to the ANE, dated March 28, 2006 has been filed with the Clerk.

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

Section 1. Section 1.2(a)(i) of the ANE is hereby amended and restated to read as follows:

“(i) For the City Hall Agreement or alternative agreement for a modified Phase One of the Civic Center Public Development Projects: November 14, 2006, subject to possible extensions as set forth below.”

Section 2. Except as expressly amended by this Amendment, all provisions of the ANE shall remain in full force and effect.

Section 3. 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 4. This resolution shall take effect immediately upon its passage.

I hereby certify that the foregoing resolution of the City Council of the City of Richmond, California duly passed and adopted at a meeting thereof held on September 12, 2006 by the following vote:

AYES: Councilmembers Bates, Butt, Griffin, Marquez, McLaughlin, Rogers, Thurmond, and Mayor Anderson

NOES: None

ABSTENTIONS: None

ABSENT: Vice-Mayor Viramontes

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. 96-06, finally passed and adopted by the Council of the City of Richmond at a meeting held on September 12, 2006.