

**RESOLUTION NO. 114-13**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND  
ACCEPTING AND APPROVING THE USE OF SETTLEMENT FUNDS  
RESULTING FROM AN AGREEMENT BETWEEN THE BAY  
CONSERVATION AND DEVELOPMENT COMMISSION, FORD POINT,  
LLC AND THE CITY OF RICHMOND**

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**WHEREAS**, the City of Richmond (City) has entered into an agreement with the San Francisco Bay Conservation and Development Commission (BCDC) and Ford Point LLC to settle standardized fines under BCDC's regulations for which Ford Point agreed to pay Fifty Thousand dollars (\$50,000) to the San Francisco Bay Trail Project; and

**WHEREAS**, under the agreement the fifty thousand dollars (\$50,000) must be used for public access improvements to the bay trail within the City of Richmond and such improvements are designed, constructed, and maintained in collaboration with the Trails for Richmond Action Committee (TRAC); and

**WHEREAS**, the San Francisco Bay Trail Project, Association of Bay Area Governments shall receive and disburse the settlement funds according to specific criteria; and

**WHEREAS**, the City of Richmond has proposed the utilization of said funds to support the construction costs of the new public restroom at Marina Green Park adjacent to the bay trail; and

**WHEREAS**, the City of Richmond has received concurrence from BCDC, TRAC and the San Francisco Bay Trail Project supporting the utilization of these funds on the construction of the new public restroom in the Marina Green Park adjacent to the bay trail.

**NOW, THEREFORE, BE IT RESOLVED**, that the Council of the City of Richmond hereby accepts the settlement funds and appropriates the funds to the Marina Bay Restroom Project located within the approved FY13-14 Public Works Capital Improvement Budget:

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I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a regular meeting thereof held December 17, 2013, by the following vote:

AYES: Councilmembers Butt, Beckles, Myrick, Rogers, Vice Mayor Boozé, and Mayor McLaughlin

NOES: None.

ABSTENTIONS: None.

ABSENT: Councilmember Bates.

DIANE HOLMES  
\_\_\_\_\_  
CLERK OF THE CITY OF RICHMOND  
(SEAL)

Approved:

GAYLE MCLAUGHLIN  
Mayor

Approved as to form:

BRUCE GOODMILLER  
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. 114-13, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on December 17, 2013.