

RESOLUTION NO. 47-11

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND
ACCEPTING REDEVELOPMENT FUNDS FOR CERTAIN PUBLIC IMPROVEMENTS
TO THE SAN FRANCISCO BAY TRAIL AND MAKING FINDINGS AND APPROVALS
PURSUANT TO THE CALIFORNIA COMMUNITY REDEVELOPMENT LAW**

WHEREAS, the City Council of the City of Richmond (the "City Council") adopted the Amended and Restated Redevelopment Plan for Project Area No. 11-A (Harbor) (the "Project Area") adopted by Ordinance No. 29-99, dated July 13, 1999 (the "Redevelopment Plan"). The Redevelopment Plan sets forth a plan for redevelopment of the Project Area; and

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

WHEREAS, it would be beneficial to bicycle and pedestrian circulation and safety in the Project Area to make certain public improvements to the San Francisco Bay Trail as those identified in the proposed improvement plans and specifications on file with the Agency Clerk (the "Project Plans"), and the Agency desires to spend funds for the public improvements pursuant to the Project Plans ("the Public Improvements"); and

WHEREAS, the Implementation Plan adopted by the Agency specifically identifies the installation of the Public Improvements as a potential project; and

WHEREAS, installation of the Public Improvements conforms with the General Plan of the City; and

WHEREAS, the Agency expenditures for the Public Improvements will assist in the redevelopment of the Project Area and the Public Improvements are necessary to effectuate the purpose of the Redevelopment Plan; and

WHEREAS, pursuant to Health and Safety Code Section 33445, the Agency may, with the consent of the City Council, pay part or all of the cost of the Public Improvements if the City Council makes certain specified findings; and

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

WHEREAS, the Agency conducted a bid process in accordance with City policies and desires to award the contract for the construction of the Public Improvement to the lowest qualified bidder; and

WHEREAS, the Agency budgeted the necessary funds to construct the Public Improvements and such funds are authorized in the approved FY 2011-2012 budget.

NOW, THEREFORE, BE IT RESOLVED, that the City Council finds the above recitals are accurate.

BE IT FURTHER RESOLVED, that the City Council hereby finds and determines, pursuant to Health and Safety Code Section 33345, that: (a) the Public Improvements will be of benefit to the Project Area; (b) no other reasonable method of financing the Public Improvements is available to the community; (c) the Public Improvements will assist in elimination of one or more blighting conditions inside the Project Areas by improving bicycle and pedestrian circulation and safety; and (d) the Agency assistance for the Public Improvements is consistent with the Agency's current Implementation Plan.

BE IT FURTHER RESOLVED, that the City Council directs the Agency to award the bid to W.R. Forde Associates in an amount not-to-exceed \$450,000 for construction of the Public Improvements.

BE IT FURTHER RESOLVED that the City Council designates the City Clerk as the custodian of the documents and other material, including the Agenda Report and Project Plans, which constitute the record of proceedings upon which the decision herein is based. These documents may be found at the office of the Agency Clerk at the Richmond City Hall, 440 Civic Center Plaza, Richmond, California 94804.

BE IT FURTHER RESOLVED that this Resolution shall take immediate effect from and after its passage.

I hereby certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond, California at a joint Richmond City Council and Richmond Redevelopment Agency Meeting thereof held June 21, 2011, by the following vote:

- AYES: Councilmembers/Boardmembers Bates, Beckles, Booze, Ritterman, Rogers, Vice Mayor/Vice Chairperson Butt, and Mayor/Chairperson McLaughlin.
- NOES: None.
- ABSTENTIONS: None.
- ABSENT: None.

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

[SEAL]

Approved:

GAYLE MCLAUGHLIN
Mayor/Chairperson

Approved as to form:

RANDY RIDDLE
City Attorney
Agency Attorney

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

I certify that the foregoing is a true copy of **Resolution No. 47-11**, finally passed and adopted by the City Council of the City of Richmond at a joint Richmond City Council and Richmond Redevelopment Agency Meeting held on June 21, 2011.