

KHFFJ KMMW
9/11/07

(RA-2008-28)

REDEVELOPMENT AGENCY OF

THE CITY OF SAN DIEGO

RESOLUTION NUMBER R- 04196

DATE OF FINAL PASSAGE SEP 20 2007

RESOLUTION OF THE REDEVELOPMENT AGENCY OF
THE CITY OF SAN DIEGO APPROVING A SETTLEMENT IN
THE CASE OF REDEVELOPMENT AGENCY OF THE CITY
OF SAN DIEGO V. CHEVRON U.S.A., INC. AND
AUTHORIZING EXECUTION OF A SETTLEMENT
AGREEMENT IN CONNECTION THEREWITH.

WHEREAS, on March 20, 2006, a complaint was filed by the Redevelopment Agency of the City of San Diego [Agency] against Chevron U.S.A., Inc. [Chevron] to recover environmental clean up costs associated with the remediation of real property purchased by the Agency upon which a gas station operated by Standard Oil of California [now Chevron] was once located and which was the cause for the hazardous contamination of said real property; and

WHEREAS, after a year of litigation, the parties through the course of settlement discussions have agreed to resolve the litigation in a manner by which Chevron will pay to the Agency approximately \$1,245,500 for clean up costs associated with the remediation of said real property, plus making additional contributions towards groundwater treatment and reimbursement of regulatory agency oversight fees, all as more fully set forth in the attached Settlement Agreement marked as Exhibit "A" to this resolution and incorporated herein in its entirety as if fully set forth; NOW, THEREFORE,

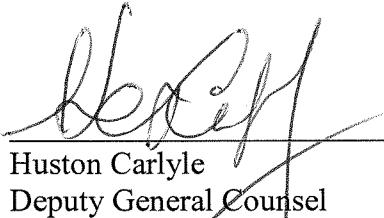
BE IT RESOLVED, by the Redevelopment Agency of the City of San Diego as follows:

1. That the Settlement Agreement attached to this resolution as Exhibit "A" is hereby approved.

2. That the Executive Director, or his authorized designee, is hereby authorized to execute said Settlement Agreement on behalf of the Redevelopment Agency of the City of San Diego.

3. That entering into this Settlement Agreement is not a "project" and is therefore exempt from CEQA pursuant to State CEQA Guidelines Section 15060(c)(3).


APPROVED: MICHAEL J. AGUIRRE, General Counsel

By 
Huston Carlyle
Deputy General Counsel

HC:cfq
08/29/07
Orig.Dept: RA
MMS#5245

I hereby certify that the foregoing Resolution was passed by the Redevelopment Agency of the City of San Diego, at its meeting of SEP 11 2007.

REDEVELOPMENT AGENCY

By 
Jeannette Santos, Deputy Secretary

Approved: 9-20-07
(date)


JERRY SANDERS, Executive Director

Vetoed: _____
(date)

JERRY SANDERS, Executive Director

Passed by the Redevelopment Agency of The City of San Diego on SEP 11 2007, by the following vote:

Agency Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

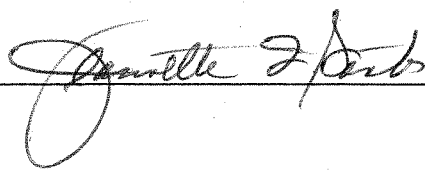
Date of final passage SEP 20 2007

AUTHENTICATED BY:

JERRY SANDERS
Executive Director of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND
Secretary of The City of San Diego, California.

By , Deputy

Office of the Redevelopment Agency, San Diego, California
Resolution Number R- 04196