

(RA-98-5)

REDEVELOPMENT AGENCY OF

THE CITY OF SAN DIEGO

RESOLUTION NO. 2773

ADOPTED ON AUGUST 5, 1997

RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE
CITY OF SAN DIEGO APPROVING THE SECOND
IMPLEMEN-

TATION AGREEMENT TO THE OWNER PARTICIPATION
AGREEMENT BETWEEN THE REDEVELOPMENT AGENCY OF
THE CITY OF SAN DIEGO AND CATELLUS DEVELOPMENT
CORPORATION.

WHEREAS, the Redevelopment Agency of The City of San Diego (the "Agency") is engaged in activities necessary to carry out and implement the Redevelopment Plan for the Centre City Redevelopment Project (the "Project"); and

WHEREAS, the Agency and Catellus Development Corporation ("Catellus") have heretofore entered into that certain Amended and Restated Owner Participation Agreement executed by Catellus on February 12, 1993, and by the Agency on April 9, 1993, as amended by the First Implementation Agreement to Owner Participation Agreement dated March 5, 1996 (the "Agreement"), for the development of certain property located in the Columbia Sub Area of the Centre City Redevelopment Project as described in the Agreement (the "Site"); and

WHEREAS, in order to carry out and implement such Redevelopment Plan, the Agency proposes to enter into a Second

Implementation Agreement between the Agency and Catellus revising certain terms and conditions of the Agreement with respect to the development of the Site; and

WHEREAS, Catellus has submitted to the Agency copies of the proposed Second Implementation Agreement in a form desired by Catellus; and

WHEREAS, Centre City Development Corporation, Inc., has reviewed and discussed the proposed Second Implementation Agreement and has recommended that the Agency enter into the Second Implementation Agreement; and

WHEREAS, the Agency has duly considered all terms and conditions of the proposed Second Implementation Agreement and believes that the development of the Site pursuant to the proposed Second Implementation Agreement is in the best interests of the City and the health, safety, morals, and welfare of its residents, and in accord with the public purposes and provisions of applicable State and local law and requirements; NOW, THEREFORE,

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

1. That the proposed Second Implementation Agreement and the terms and conditions thereof are hereby approved.

2. That the Executive Director of the Agency, or his designee, is hereby authorized to execute for and on behalf of the Agency the Second Implementation Agreement. A copy of the Second Implementation Agreement is on file in the office of the Secretary to the Agency as Document No. D-02773.

3. That the Executive Director of the Agency, or designee, is hereby authorized, on behalf of the Agency, to sign all documents necessary and appropriate to carry out and implement the Second Implementation Agreement and to administer the Agency's obligations, responsibilities, and duties to be performed under the Amended and Restated Owner Participation Agreement, the First Implementation Agreement, and the Second Implementation Agreement.

APPROVED: CASEY GWINN, General Counsel

By

Allisyn L. Thomas
Deputy General Counsel

ALT:lc

07/21/97

Or.Dept:CCDC

Aud.Cert:N/A

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