

COUNCIL RESOLUTION NO. 96-62

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES APPROVING AND AUTHORIZING EXECUTION OF A FIRST IMPLEMENTATION AGREEMENT TO OWNER PARTICIPATION AGREEMENT BETWEEN THE REDEVELOPMENT AGENCY OF THE CITY OF EL PASO DE ROBLES AND JOHN ROUSH

WHEREAS, the Redevelopment Agency of the City of El Paso de Robles (the "Agency") is carrying out the Redevelopment Plan (the "Redevelopment Plan") for the Paso Robles Redevelopment Project (the "Redevelopment Project"); and

WHEREAS, the Agency and John Roush (the "Participant") have heretofore entered into an Owner Participation Agreement, dated November 30, 1995, (the "OPA") pursuant to which the Participant agreed to develop and construct a theatre complex (the "Theatre Complex") within the boundaries of the Redevelopment Project; and

WHEREAS, in furtherance of the OPA, the City has or is in the process of considering taking necessary actions to cause the abandonment of a portion of the 11th Street and Railroad Street rights-of-way to enable the Participant to undertake the development of the Theatre Complex pursuant to the OPA; and

WHEREAS, the Agency and the Participant now desire to make certain modifications to the OPA in light of current conditions and the further planning and decisions of the parties;

NOW, THEREFORE, THE REDEVELOPMENT AGENCY OF THE CITY OF EL PASO DE ROBLES DOES HEREBY RESOLVE that the First Implementation Agreement to Owner Participation Agreement by and between the Agency and the Participant is hereby approved substantially in the form on file with the Agency Secretary, and the Agency is authorized to execute the First Implementation Agreement, subject to such minor, technical and clarifying changes as the Executive Director and Agency Counsel shall determine are necessary or appropriate. The City Manager is hereby authorized and directed to do all acts and execute any documents which may be necessary or appropriate to carry out the purposes and authority of this Resolution, including without limitation any actions necessary to cooperate with the Agency and obtain on behalf of the City the dedication back to the City of certain rights-of-way upon the termination, if any, of the OPA, as provided for under the OPA, as amended.

PASSED AND ADOPTED by the City Council of the City of El Paso de Robles, this
21st day of May, 1996 by the following vote:

AYES: Heggarty, Iversen, Martin, Picanco, and Macklin
NOES: None
ABSENT: None


Walter J. Macklin, Mayor

ATTEST:


Richard J. Ramirez, City Manager/Clerk