

**RESOLUTION NO. 7499**

**CITY OF SOUTH GATE  
LOS ANGELES COUNTY, CALIFORNIA**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH GATE TRANSFERRING THE OFF-SITE INFRASTRUCTURE IMPROVEMENT OBLIGATIONS OF ATLANTIC-FIRESTONE, LLC AS IDENTIFIED IN THE 2008 ENVIRONMENTAL IMPACT REPORT AND SUBSEQUENT 2011 ENVIRONMENTAL IMPACT REPORT ADDENDUM FOR THE AZALEA PROJECT TO THE CITY OF SOUTH GATE IN CONNECTION WITH THE INFRASTRUCTURE FINANCING AND FEE WAIVER AGREEMENT AND JOINT ESCROW INSTRUCTIONS BETWEEN ATLANTIC-FIRESTONE, LLC AND THE CITY OF SOUTH GATE**

**WHEREAS**, the City of South Gate, a California municipal corporation, previously approved the 2008 Environmental Impact Report ("EIR") and Subsequent 2011 Environmental Impact Report Addendum ("Addendum") for the azalea Project, which EIR and Addendum contained certain off-site infrastructure and project-related obligations of the Developer of the azalea Project that will provide, among other things, a seamless physical improvements transition with the City's Firestone Boulevard/Atlantic Avenue Intersection Improvement Project; and

**WHEREAS**, on March 27, 2012 the City Council of the City of South Gate adopted Resolution No. 7482 finding, among other things, a significant public benefit were the City to construct off-site public infrastructure improvements in support of the commercial retail center known as the azalea Project, and in so doing would provide for the health, safety and welfare of the community; and

**WHEREAS**, concurrently with this Resolution, the City Council of the City of South Gate is considering a Resolution to approve and adopt the Infrastructure Financing and Fee Waiver Agreement and Joint Escrow Instructions, which Agreement would, among other things, require the City of South Gate to assume the off-site infrastructure improvements that would otherwise have been the obligation of the Developer of the azalea Project;

**NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF SOUTH GATE DOES HEREBY RESOLVE AS FOLLOWS:**

**SECTION 1.** The City Council of the City of South Gate finds that the Recitations set forth above are true and accurate and are incorporated into this Resolution.

**SECTION 2.** The City Council of the City of South Gate further finds that, consistent with the public benefit findings contained in Resolution No. 7482, the City's assumption of the off-site infrastructure improvements for the azalea Project provides a significant public benefit, acts to induce the development of the azalea Project, and provides for the health, safety and welfare of the community by making such a commitment and undertaking such activities.

**SECTION 3.** The City Council of the City of South Gate does hereby adopt and APPROVE the City's assumption of the planning and construction of the off-site infrastructure improvements for the azalea Project as contained in the Infrastructure Financing and Fee Waiver Agreement and Joint Escrow Instructions as presented for City Council consideration concurrently with this Resolution.

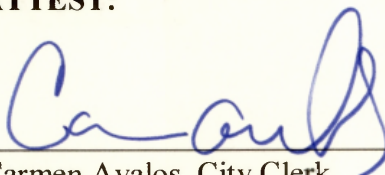
**SECTION 4.** The City Clerk shall certify the adoption of this Resolution, which shall be effective upon its adoption.

**PASSED, APPROVED and ADOPTED** this 29th day of May, 2012.

**CITY OF SOUTH GATE:**


  
\_\_\_\_\_  
Gil Hurtado, Vice Mayor

**ATTEST:**

  
\_\_\_\_\_  
Carmen Avalos, City Clerk

(SEAL)

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Raul F. Salinas, City Attorney

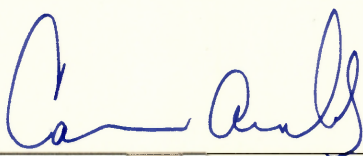
**RESOLUTION CERTIFICATION PAGE**

**STATE OF CALIFORNIA            )**  
**COUNTY OF LOS ANGELES    )     SS**  
**CITY OF SOUTH GATE         )**

I, Carmen Avalos, City Clerk of the City of South Gate, California, hereby certify that the whole number of Members of the City Council of said City is five; that Resolution No. 7499 was adopted by the City Council at their Special Meeting held on May 29, 2012, by the following vote:

Ayes:            Council Members:   Hurtado, Morales and Davila  
Noes:           Council Members:   Gonzalez  
Absent:         Council Members:   De Witt  
Abstain:        Council Members:   None

Witness my hand and the seal of said City on May 31, 2012.



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Carmen Avalos, City Clerk  
City of South Gate, California