

RESOLUTION NO. 31-2010

Adopted April 6, 2010

AUTHORIZING EXECUTION OF A FOURTH AMENDMENT TO THE JOINT POWERS AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF GENERAL SERVICES GOVERNING THE SAN FRANCISCO STATE BUILDING AUTHORITY

BASIS FOR RESOLUTION

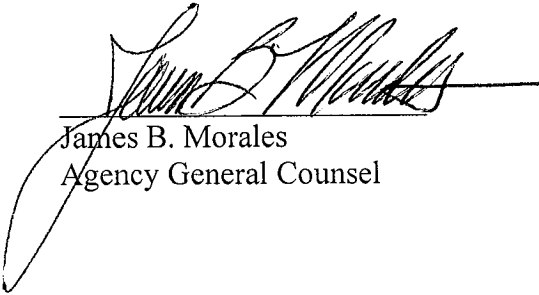
1. Pursuant to Section 6517 of the Government Code, the State of California (“State”) and the Redevelopment Agency of the City and County of San Francisco (“Agency”) entered into a Joint Exercise of Powers Agreement dated as of December 23, 1982, as amended by a First Amendment executed November 19, 1985, a Second Amendment dated as of December 21, 1993, and a Third Amendment dated as of July 1, 1998 (together, the “Agreement”) for the purpose of creating an entity, the San Francisco State Building Authority (“Authority”).
2. The Authority was originally established to finance the acquisition of land and the design, construction and financing of a State office building in the block bounded by Golden Gate Avenue, Franklin Street, McAllister Street, and Van Ness Avenue in San Francisco, all in accordance with applicable statutory authority. This site is in the former Western Addition Redevelopment Project Area A-2; the Agency owned a portion of the site that it conveyed, pursuant to a 1981 Land Disposition Agreement, to the State.
3. Pursuant to Agreement and related documents, the Authority built the present PUC building at Van Ness Avenue and McAllister Street, and subsequently undertook the historic renovation of the State building at 350 McAllister Street and built the new State office building at 455 Golden Gate Avenue.
4. California Assembly Bill 22 (Statutes 2009, Chapter 20, codified in Government Code Section 14670.13) authorizes the State to sell or lease certain state property, including the Authority’s buildings, as part of the budget agreements reached last year.
5. Consultants for the State, including bond counsel for the State Treasurer and the title company for the Department of General Services, have requested certain technical amendments to the Agreement to expedite these possible transactions and to provide more efficient closings.

6. Authorizing execution of the Fourth Amendment to the Joint Powers Agreement is an Agency administrative activity that will not cause any physical change in the environment and is not a "Project" as defined in California Environmental Quality Act ("CEQA") Guidelines Section 15378(b)(5).

RESOLUTION

ACCORDINGLY, IT IS RESOLVED by the Redevelopment Agency of the City and County of San Francisco that the Executive Director is authorized to enter into a Fourth Amendment to the Joint Exercise of Powers Agreement between the Agency and the State of California governing the San Francisco State Building Authority substantially in the form lodged with Agency General Counsel.

APPROVED AS TO FORM:



James B. Morales
Agency General Counsel