

**RESOLUTION NO. 2707****A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOLEDAD  
AUTHORIZING REIMBURSEMENT OF IMPACT FEES  
AND PAYMENT OF CONSTRUCTION COSTS  
UNDERTAKEN ON CITY'S BEHALF**

**WHEREAS**, on or about September 18, 1996, the City Council of the City of Soledad adopted a Mitigated Negative Declaration, approved Conditional Use Permit No. 95-13, and approved specific financial concessions/incentives for the Community Housing Improvement Systems & Planning Association, Inc., ("CHISPA") San Vicente Townhomes Project; and

**WHEREAS**, in 1997, (CHISPA joined with Kaufman & Broad Multi-Family Housing Group, Inc., and established a new limited partnership, Soledad Housing Investors, L.P. ("Investors") for purposes of development of the Project; and

**WHEREAS**, as a result of the aforesaid approvals, and the terms of an Improvement Agreement, investors were compelled to pay impact fees related to water, sewer and storm improvements and/or maintenance, and were also required to construct certain water, sewer and storm improvements; and

**WHEREAS**, it was anticipated by both City and CHISPA/Investors that CHISPA/Investors would be entitled to reimbursement for over sizing or extension of certain water, sewer and storm improvements, as well as payment for those improvements constructed specifically at City's request; and

**WHEREAS**, City and Investors have now agreed to the terms and amount of all reimbursements and/or payments related to water, sewer and storm improvements.

**NOW, THEREFORE**, the City Council of the City of Soledad hereby resolves as follows:

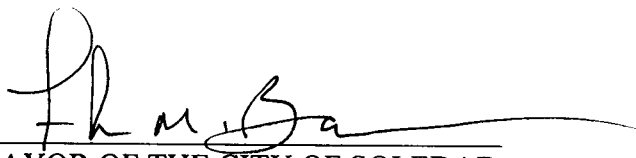
1. The City Manager is directed to make all reimbursements and payments for improvement installation to CHISPA, including a direct payment of from the City's Storm Drain Impact Fee Fund, in the amounts set forth on the chart prepared by the City Engineer and attached hereto as "Exhibit A."
2. The reimbursement and payment authorized by this resolution is subject to two conditions:
  - A. Investors must provide City with written direction, signed by all partners of the Limited Partnership, as to whom the reimbursement and payment should be made.
  - B. Any reimbursement and payment shall be offset by full payment for outstanding Invoices for City-rendered services provided to the Project, as determined and agreed upon by City and Investors.

**PASSED AND ADOPTED** by the City Council of the City of Soledad at a regular meeting duly held on the 16th day of September, 1998, by the following vote:

AYES, and in favor thereof, Councilmembers: Ben Jimenez, Jr., Fred Ledesma, Richard Ortiz, Mayor Pro Tem Gary Gerbrandt, Mayor Fabian Barrera

NOES, Councilmembers: None

ABSENT, Councilmembers: None

  
MAYOR OF THE CITY OF SOLEDAD

ATTEST:

  
CITY CLERK OF THE CITY OF SOLEDAD

MAY-01-98 FRI 09:40  
04/20/1998 11:05

MEYERS, NAVE, RIBACK & SILV.  
4088423662

FAX NO. 510 351 4481  
HANNA & BRUNETTI

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CHISPA Impact Fee Summary

**San Vicente Townhomes  
Impact Fee Fund Balances**

	CHISPA Credit	Impact Fees
<b>Water</b>		
Impact Fees Paid		105,850.00
Master Plan Water Line on San Vicente Rd.	(50,130.00)	
City Additions (lateral, etc.)	(3,780.00)	
<b>Impact Fee Balance Due</b>	<b>(53,910.00)</b>	51,940.00 To Wells, Pumps, etc.
<b>Sanitary Sewer</b>		
Impact Fees Paid		98,800.00
City Oversize Costs	(65,626.11)	
City Additions (lateral, etc.)	(12,374.00)	
<b>Impact Fee Balance Due</b>	<b>(78,000.11)</b>	20,788.89 To Capacity
<b>Storm Drain</b>		
Impact Fees Paid	(56,882.50)	
<b>Impact Fee Balance Due</b>	<b>(56,882.50)</b>	Impact Fee Overcharge
<b>Storm Drain</b>		
Impact Fees		10,068.50
Infrastructure Cost	(72,602.00)	
<b>Impact Fee Balance Due</b>	<b>(62,533.50)</b>	Storm Drain Reimbursement

All numbers shown in **BOLD**  
to be reimbursed to CHISPA

CHISPA4.XLS

Exhibit "A"

**RESOLUTION NO. 2707-A**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
SOLEDAD CANCELING THE REGULAR MEETING  
OF JANUARY 6, 1999**

**WHEREAS**, City Hall will be closed Friday, January 1, 1999 for the New Year's Day holiday when staff would normally prepare the City Council/Redevelopment Agency agenda for the January 6, 1999 City Council meeting; and

**WHEREAS**, the New Year's Day holiday conflicts with the preparation of the agenda for the January 6, 1999 City Council/Redevelopment Agency meeting.

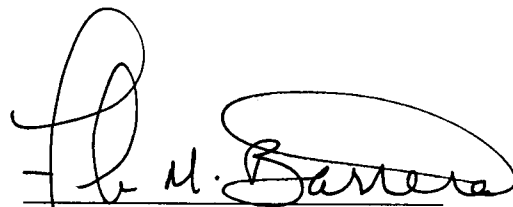
**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SOLEDAD DOES HEREBY RESOLVE** to cancel its regular City Council/Redevelopment Agency meeting of January 6, 1999.

**PASSED AND ADOPTED** by the City Council of the City of Soledad at a regular meeting duly held on the 21st, day of October, 1998, by the following vote:

**AYES**, and in favor thereof, Councilmembers: Ben Jimenez, Jr., Richard Ortiz, Mayor Pro Tem Gary Gerbrandt, Mayor Fabian Barrera

**NOES**, Councilmembers: None

**ABSENT**, Councilmembers: Fred Ledesma

  
FABIAN M. BARRERA, Mayor

ATTEST:

  
BELINDA ESPINOSA, City Clerk