

HAYWARD CITY COUNCIL

RESOLUTION NO. 18-

Introduced by Council Member \_\_\_\_\_

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAYWARD  
AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN  
EXCLUSIVE NEGOTIATION RIGHTS AGREEMENT BETWEEN THE CITY  
OF HAYWARD AND THE TRUE LIFE COMPANY FOR A PROPOSED  
DEVELOPMENT LOCATED AT 2300 FOOTHILL BOULEVARD

WHEREAS, the State Department of Transportation (Caltrans) purchased over 400 parcels of property in the City of Hayward for the planned construction of the 238 Bypass Freeway project, which was stopped because of a lawsuit filed by La Raza Unida of Southern Alameda County; and

WHEREAS, the City and Caltrans negotiated a Purchase and Sale Agreement for the City to acquire a portion of the properties from Caltrans, that was approved by the City Council and the California Transportation Commission (CTC) in January 2016; and

WHEREAS, the Purchase and Sale Agreement with Caltrans allows the City to buy from Caltrans ten different parcel groups for a six-year period that expires in January 2022; and

WHEREAS, the City will resell the properties to private developers pursuant to SB 470, which allows cities to sell public land for private development if the sale creates economic opportunity; and

WHEREAS, the potential sale and development of the above identified property would create and retain jobs, increasing property tax revenues to all taxing entities, contribute to affordable housing, implement a sustainable communities' strategy and a transit-related project.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward hereby authorizes and directs the City Manager to negotiate and execute an Exclusive Negotiation Rights Agreement (ENRA) with The True Life Company consistent with the terms generally outlined in the accompanying staff report, in a form approved by the City Attorney, and providing for The True Life Company payment of a \$50,000 deposit upon execution of the ENRA.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2018

ADOPTED BY THE FOLLOWING VOTE:

AYES:           COUNCIL MEMBERS:  
                  MAYOR:

NOES:           COUNCIL MEMBERS:

ABSTAIN:       COUNCIL MEMBERS:

ABSENT:        COUNCIL MEMBERS:

ATTEST: \_\_\_\_\_  
          City Clerk of the City of Hayward

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney of the City of Hayward