

**RESOLUTION NO. 15-05**

**A RESOLUTION OF THE GOVERNING BODY OF THE FORT ORD REUSE AUTHORITY  
AUTHORIZING THE EXECUTIVE OFFICER OR HIS DESIGNEE(S) TO SIGN CLOSING  
DOCUMENTS PERTAINING TO THE SALE OF PRESTON PARK**

WHEREAS, the Fort Ord Reuse Authority ("FORA") and the City of Marina settled the lawsuit entitled *The City of Marina v. Fort Ord Reuse Authority, et al.* (Monterey Superior Court, Case No. M118566) ("Lawsuit") by entering into an agreement whereby FORA will sell, and the City of Marina will purchase, FORA's interest in the Preston Park Apartments ("Preston Park"); and,

WHEREAS, the FORA Board, at its January 13, 2012 meeting, authorized the Executive Officer to effect the sale of Preston Park; and,

WHEREAS, at its May 8, 2015 meeting, the Board authorized the Executive Officer to execute the settlement agreement and the purchase and sale agreement which will resolve the Lawsuit and convey FORA's interest in Preston Park to the City of Marina; and,

WHEREAS, the close of escrow for the purchase and sale of Preston Park is scheduled for September 15, 2015; and,

WHEREAS, the Executive Officer intends to effect the sale of Preston Park by executing closing documents before the close of escrow; and,

WHEREAS, should the Executive Officer be unavailable to execute the closing documents before close of escrow, the Assistant Executive Officer or the Controller may be designated to execute the documents in his place.

**NOW, THEREFORE, BE IT RESOLVED** that the governing body of the Fort Ord Reuse Authority hereby authorizes the Executive Officer and/or the Assistant Officer or the Controller, as his designees, to execute all necessary closing documents pertaining to the purchase and sale of Preston Park in order to timely close escrow.

**ADOPTED** this 11th day of September, 2015 by the Fort Ord Reuse Authority by the following roll call votes listed by name:

AYES: BEACH, EDELEN, GUNTER, LUCIUS, MORTON, O'CONNELL, OGLESBY,  
PARKER, PENDERGRASS, PHILLIPS, POTTER, RUBIO, HAFFA

NOES: NONE

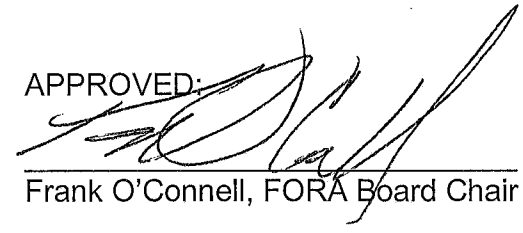
ABSTENTIONS: NONE

ABSENT: NONE

ATTEST:

  
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Michael A. Houlemard, Jr.,  
Executive Officer

APPROVED:

  
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Frank O'Connell, FORA Board Chair