

EXHIBIT K

RESOLUTION NO. 09- 30

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CENTRO ADOPTING FINAL ENVIRONMENTAL IMPACT REPORT NO. 05-02 (SCH#2006081076) WITH MITIGATION MONITORING AND REPORTING PROGRAM FOR CHANGE OF ZONE 05-02 AND MILLER BURSON TENTATIVE SUBDIVISION MAP

WHEREAS, pursuant to the California Environmental Quality Act (CEQA) and the CEQA Guidelines of 1970, as amended, a Final Environmental Impact Report and Mitigation Monitoring Reporting Program with mitigation measures and monitoring program is appropriate for the above named project; and

WHEREAS, the City Council of the City of El Centro (hereafter "City Council") hereby certifies that Final Environmental Impact Report No. 05-02 (hereafter "FEIR") and finds that the FEIR was completed in compliance with CEQA, that the FEIR was presented to the City Council, and that the City Council reviewed and considered the information contained in the FEIR prior to approving the above named project, and that the FEIR reflects the City of El Centro's independent judgment and analysis; and

WHEREAS, on the basis of the whole record, the City Council finds that the implementation of the project will not have a significant unavoidable impact on the environment with the implementation of the mitigation measures proposed in the FEIR in that changes or alterations have been required in or incorporated into the above named project which avoid or lessen the significant environmental effects identified in the FEIR; and

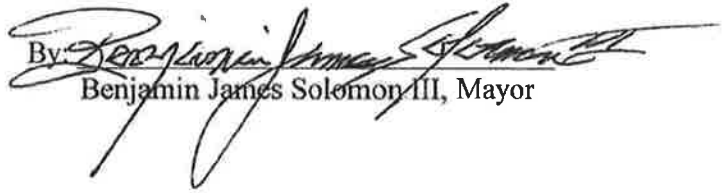
WHEREAS, the City Clerk and the Director of Planning & Zoning located at 1275 W. Main Street, El Cento, California, are the custodians of the records or material which constitute the record of proceedings upon which the City Council's decision is based in this matter.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EL CENTRO, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

1. That the above and foregoing is true, correct and adopted.
2. That the Final Environmental Impact Report with Mitigation Monitoring and Reporting Program, a copy of which is on file in the Office of the City Clerk, for the above named project is hereby adopted.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of El Centro, California, held on the 6th day of May, 2009.

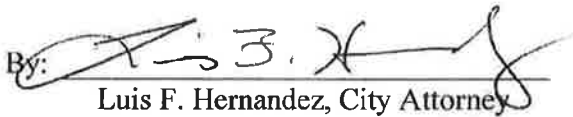
CITY OF EL CENTRO

By: 
Benjamin James Solomon III, Mayor

ATTEST:

By: 
L. Diane Caldwell, City Clerk

APPROVED AS TO FORM:
Office of the City Attorney

By: 
Luis F. Hernandez, City Attorney

STATE OF CALIFORNIA)
COUNTY OF IMPERIAL) ss
CITY OF EL CENTRO)

I, L. Diane Caldwell, City Clerk of the City of El Centro, California, do hereby certify that the foregoing Resolution No. 09- 30 was duly and regularly adopted at a regular meeting of the City Council of the City of El Centro, California, held on the 6th day of May, 2009.

AYES: Silva, Viegas-Walker, Solomon, Sanders, Edney
NOES: None
ABSENT: None
ABSTAINED: None

By: 
L. Diane Caldwell, City Clerk

STATE OF CALIFORNIA)
COUNTY OF IMPERIAL)§
CITY OF EL CENTRO)

I, L. Diane Caldwell, City Clerk of the City of El Centro, California do hereby certify that the foregoing is a true and correct copy of Resolution No. 09-30 which was duly and regularly adopted at a regular meeting of the City Council of the City of El Centro held on the 6th day of May, 2009 by the following vote:


AYES: Silva, Viegas-Walker, Solomon, Sanders, Edney

NOES: None

ABSENT: None

ABSTAINED: None

(SEAL)



L. DIANE CALDWELL, CMC,
EL CENTRO CITY CLERK