

RESOLUTION NUMBER 4320 / RDA 293

**A JOINT RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF PERRIS, AND THE
REDEVELOPMENT AGENCY OF THE CITY OF
PERRIS, CALIFORNIA, APPROVING THE
DISPOSITION AND DEVELOPMENT AGREEMENT
BY AND BETWEEN THE AGENCY AND AMCAL
MULTI-HOUSING, INC.**

WHEREAS, the Redevelopment Agency of the City of Perris (“Agency”) is a public body, corporate and politic, organized and existing under the California Community Redevelopment Law (Health and Safety Code § 33000, et seq.) (“CRL”); and

WHEREAS, by previous action of the Agency and the City Council of the City of Perris (the “City Council” or “City” as appropriate) the Redevelopment Plan for the Agency’s Central/North Redevelopment Project Area was established by Ordinance number 580 of the City Council on May 31, 1983, and has been amended from time to time; and

WHEREAS, to effectuate the Redevelopment Plan, over the past several months, the Agency has negotiated a Disposition and Development Agreement (the “DDA”) with AMCAL Multi-Housing, Inc. (“Developer”); and

WHEREAS, the DDA provides for the Developer’s construction of a family housing development (“Development”) on approximately 2.78 acres of land at 832-904 S. D Street (“Site”). The Development will consist of a three-story structure with 60 residential apartments, a leasing office and a community room. The residential units will be restricted for use by low-income households, other than the one unit restricted for rent to a qualified property manager.

WHEREAS, the transaction contemplated by the DDA includes the disposition of the Site from the Agency to the Developer; and

WHEREAS, Section 33433 of the CRL requires that the Agency Board and the City Council approve the disposition of the Site by the Agency; that certain findings be made, and that a “Summary Report” and a copy of the DDA be made available for public inspection; and

WHEREAS, the Agency has prepared the required Summary Report and notice of a joint hearing of the Agency and City Council concerning the proposed DDA has been given in accordance with applicable law; and

WHEREAS, on June 29, 2010, the Agency and City Council conducted and concluded a duly noticed joint public hearing pursuant to Section 33433 of the CRL to consider the DDA.

WHEREAS, all legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, based on the evidence presented to the Agency Board and City Council, including the written staff report and oral testimony on this matter, and the DDA and Summary Report, the Agency Board of Directors and the City Council do hereby find, determine and resolve as follows:

Section 1. The above recitals are all true and correct and are hereby adopted as findings.

Section 2. The DDA is consistent with the Agency's adopted Implementation Plan for the Central/North Project Area.

Section 3. The consideration to be paid by the Developer for the Site is not less than the fair market value at the highest and best use in accordance with the Redevelopment Plan.

Section 4. The development of the Site will assist in the elimination of blight in the Project Area.

Section 5. The Agency Board of Directors and the City Council hereby approve the DDA and the instruments referenced therein, a copy of which is on file in the office of the City Clerk.

Section 6. The Agency Chair and Executive Director, and Mayor and City Manager, are authorized and directed to take such actions and execute such documents as may be necessary to implement and effect this Resolution and the DDA on behalf of the Agency and City.

Section 7. The Agency Secretary and City Clerk shall certify to the passage and adoption hereof.

ADOPTED, SIGNED AND APPROVED this 29th day of June 2010.

Mayor, Daryl R. Busch

ATTEST:

Judy L. Haughney, C.M.C., City Clerk

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss
CITY OF PERRIS)

I, Judy L. Haughney City Clerk of the City of Perris, California, do hereby certify that the foregoing Resolution Number 4320 / RDA 293 was duly and regularly adopted by the City Council of the City of Perris at a regular meeting thereof held on the 25th day of August 2009, by the following called vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:

City Clerk, Judy L. Haughney, CMC