

RESOLUTION NO. 2206-07

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR MAKING FINDINGS REQUIRED BY HEALTH AND SAFETY CODE SECTION 33445 FOR THE FUNDING OF THE TOWN GREEN IMPROVEMENTS PROJECT BY THE REDEVELOPMENT AGENCY OF THE TOWN OF WINDSOR

WHEREAS, the Agency Board of Directors adopted Resolution 2070-07 on June 6, 2007, which adopted the budget and work plans for the redevelopment Agency for Fiscal Years (FY) 2007-08 and 2008-09; and

WHEREAS, the agency's work plan describes the redevelopment activities, projects and programs planned to be undertaken by the Agency during FY 2007-08 and 2008-09; and

WHEREAS, the agency's work plan for FY 2007-08 and 2008-09 identified additional capital improvement projects that were necessary to include in the Implementation Plan; and

WHEREAS, on November 7, 2007, the Town of Windsor Redevelopment Agency conducted a public hearing and adopted Resolution 2170-07 which approved the amended and restated Town of Windsor Redevelopment Agency's Five-Year Implementation Plan to include among other projects and programs the Town Green Improvements Project on the Agency's list of proposed programs and expenditures; and

WHEREAS, the Town of Windsor Redevelopment Agency provides funding for certain redevelopment projects in the 2007-2012 CIP including the Town Green Improvements Project; and

WHEREAS, the Town of Windsor Redevelopment Agency proposes to fund the Town Green Improvements project by contributing a total of \$311,000 to the Project during FY 2007-08 and 2008-09 from the Redevelopments Capital projects fund; and

WHEREAS, the Town of Windsor Redevelopment Agency's Five-Year Implementation Plan contains the following redevelopment goals and objectives regarding Windsor's downtown and the Town Green Improvements Project:

Redevelopment Goals

1) Revitalize Windsor's historic downtown so that it may become an efficient and attractive center for commercial, residential, tourist, and office activity to serve a growing community.

Redevelopment Objectives

- Improve vehicular and pedestrian accessibility to the historic downtown area from both within and outside the Project Area so that the downtown area may be redeveloped for modern commercial, civic, and related uses in accordance with the Town of Windsor's General Plan.

- Provide public parks, open space, civic and community facilities in a manner that will create a focus of civic and economic activity facilitating overall development of the Project Area.

WHEREAS, pursuant to Health and Safety Code Section 33445, the Agency is authorized, with the consent of the Town Council, to pay part or all of the cost of construction of buildings and facilities that are publicly owned upon making the findings pursuant to Health and Safety Code Section 33445; and

WHEREAS, the findings required by Health and Safety Code Section 33445 is incorporated herein as a part of this resolution; and

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Windsor as follows:

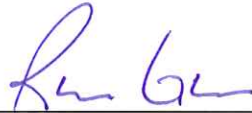
1. The Town Council hereby finds and determines pursuant to Health and Safety Code Section 33445:

- (a) That the Town Green Improvements Project is situated in the heart of Windsor's historic downtown and is of primary benefit to the Redevelopment Project Area or the immediate area in which the Redevelopment Project is located. The Town Green Improvements Project includes lighting improvements that will improve pedestrian accessibility from the Town Green to the historic downtown. Additionally, the Town Green Improvements Project will provide park amenities and community facilities including a stage for public events, pedestrian lighting for accessibility and art lighting that will create a focus for civic activity within downtown Windsor. The Town Green Improvements Project will continue to support the redevelopment goals objectives included in the implementation plan by providing an attractive center for commercial, residential, tourist and office activity that will facilitate overall development of the Project Area.
- (b) That no other reasonable means of financing the construction of the Town Green Improvements Project is available to the community. The Town of Windsor lacks the necessary financial resources including general fund revenue and or special assessments to fund the construction of the Town Green Improvements Project. The major funding source for the stage portion of the Town Green Improvements Project is private donations. None of the redevelopment funds used to construct the Town Green Improvements Project will be used to pay for employee or contractual services of any local government agency except for services directly relating to the construction of the Town Green Improvements Project; and
- (c) That the payment of funds for the Town Green Improvements Project will assist in the elimination of one or more blighting conditions inside the Redevelopment Project Area and is consistent with the Agency's Implementation Plan for the Redevelopment Project adopted pursuant to Health and Safety Code Section 33490. The Town Green is a public park that includes an Oak Grove that provides open space. The Town Green Improvements Project is intended to continue to improve public parks and open space

within the Project Area. Improvement of parks and open space was identified as a redevelopment objective necessary for the elimination of blight in the project area.

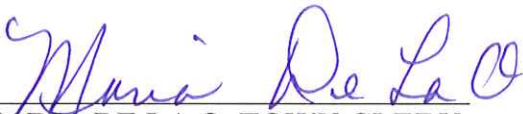
PASSED, APPROVED AND ADOPTED this 19th day of December 2007 by the following vote:

**AYES: COUNCILMEMBERS ALLEN, PARKER, SALMON AND
MAYOR PRO TEM GOBLE**
NOES: NONE
ABSTAIN: NONE
ABSENT: MAYOR FUDGE



ROBIN GOBLE, MAYOR PRO TEM

ATTEST:



MARIA DE LA O, TOWN CLERK