

RESOLUTION NO. 2256-08

**A RESOLUTION OF THE TOWN COUNCIL
OF THE TOWN OF WINDSOR INDICATING INTENTION TO LEVY AND COLLECT
ANNUAL ASSESSMENTS, PRELIMINARILY APPROVE THE ANNUAL ENGINEER'S
REPORT FOR FISCAL YEAR 2008-09 FOR THE WINDSOR LANDSCAPING AND
LIGHTING SPECIAL ASSESSMENT DISTRICT AND SET THE DATES OF THE
PUBLIC INFORMATION MEETING AND THE PUBLIC HEARING
(Pursuant to the Landscaping & Lighting Act of 1972)**

WHEREAS, the Town Council intends to levy and collect assessments within the Windsor Landscaping and Lighting Special Assessment District during the Fiscal Year 2008-09. The area of land to be assessed is located in the Town of Windsor, Sonoma County; and

WHEREAS, an annual Engineer's Report must be prepared and filed outlining the proposed budgets and the proposed improvements and/or changes in the Assessment District in order to levy and collect assessments any following Fiscal Year; and

WHEREAS, the improvements in the Assessment District are the operation, maintenance and other incidental costs associated with the Town parks (Esposti Park, Hiram E. Lewis Park, Keiser Park, Pat Elsbree Skate Park, Windsor Soccer Park, Acorn Park, Lakewood Meadows Park, Los Robles Park, Michael A. Hall Park, Old Vineyard Park, Pleasant Oak Park, Pueblo Viejo Park, RT Mitchell Park, Robbins Park, Sutton Park, Ultimo Park and Vintage Oaks Park), landscape maintenance of the landscaping areas (Brooks Creek Linear Trail, Civic Center Complex, Intermodal Station, Town Green, Vintana Creekside Park and Trail, Windsor Community Center, Windsor/101 Off-ramp and Interchange and Windsor Boys and Girls Club Parking Lot), the streetlights within the subdivisions identified in the Assessment District, the street landscaping costs of the landscaping areas within the public right-of-ways within the subdivisions in the Assessment District, the streetlights for the Bluebird Meadows and Starr View Subdivisions, the operation and maintenance of the Shadetree Drive Oak Tree passive use park and the operation and maintenance of the Senior Center; and

WHEREAS, on January 9, 2008 the Town Council adopted a resolution appointing Coastland Civil Engineering as the Engineer of Work, directing the preparation and filing of the Annual Engineer's Report, and describing the potential changes to the Assessment District for Fiscal Year 2008-09; and

WHEREAS, Coastland Civil Engineering has prepared and filed with the Town the annual Engineer's Report as required by the Landscaping and Lighting Act of 1972; and

WHEREAS, all interested persons are referred to that annual Engineer's Report for a full and detailed description of the improvements, the boundaries of the six Zones within the Assessment District and the proposed assessments upon assessable lots and parcels of land within the Assessment District for Fiscal Year 2008-09; and

WHEREAS, the Fiscal Year 2008-09 Engineer's Report proposes the assessments for all Zones 1, 2, 3, 4, 5 and 6 to stay the same as assessed in Fiscal Year 2007-08; and

WHEREAS, for Fiscal Year 2008-09, the annual assessment for Zone 1 (Parks) is proposed at \$50.00 per Equivalent Single-Family Dwelling ("ESD"), the annual assessment for Zone 2 (Street Lights) is proposed at \$21.18 per ESD, the annual assessment for Zone 3 (Street

Landscaping) is proposed at \$34.34 per ESD, the annual assessment for Zone 4 (Bluebird/Starr View Area Lights) is proposed at \$0.00 per ESD, the annual assessment for Zone 5 (Shadetree Drive Oak Tree) is proposed at \$6.00 per ESD and the annual assessment for Zone 6 (Senior Center) is proposed at \$200.00 per ESD; and

WHEREAS, this Resolution is adopted pursuant to Section 22620 of the California Streets and Highways Code;

NOW, THEREFORE BE IT RESOLVED that the Town Council of the Town of Windsor hereby notices the intention to levy and collect the stated annual assessments and preliminarily approves the Engineer's Report including the estimate of costs and expenses of operating and maintaining the said improvements and the incidental expenses in connection with each of the six zones of the Assessment District as described in the Fiscal Year 2008-09 Engineer's Report as filed with the Town Clerk; and

BE IT FURTHER RESOLVED that an informal public information meeting regarding this Assessment District will be held by Town staff on April 28, 2008 at 5:00 p.m. in Building 400 of the Windsor Civic Center, 9291 Old Redwood Highway in Windsor and a public protest hearing will be held by the Town Council on Wednesday, May 21, 2008 at 6:00 p.m. or as soon thereafter as the matter may be heard at Windsor Civic Center, 9291 Old Redwood Highway, Windsor. At the public protest hearing, the Town Council will consider the annexation of new parcels, changes to assessment amounts and authorization to levy and collect assessments for Fiscal Year 2008-09; and

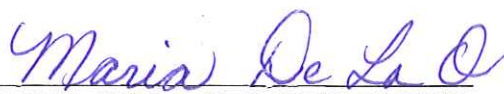
BE IT FURTHER RESOLVED that the Town Clerk is authorized and directed to give the Notice of Hearing as required by the Landscaping and Lighting Act of 1972 for said public hearing.

PASSED, APPROVED AND ADOPTED this 2nd day of April 2008 by the following vote:

AYES: COUNCILMEMBERS ALLEN, PARKER, SALMON AND
MAYOR FUDGE
NOES: NONE
ABSTAIN: NONE
ABSENT: VICE MAYOR GOBLE


DEBORA FUDGE, MAYOR

ATTEST:


MARIA DE LA O, TOWN CLERK