

RESOLUTION NO. 2670-10

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR
ACCEPTING THE FISCAL YEAR 2008-09 ANNUAL REPORT OF
DEVELOPER DEPOSITS (AB 1600 REPORT)**

WHEREAS, the Town of Windsor imposes fees to mitigate the impact of development pursuant to Government Code sections 66000 et seq.; and

WHEREAS, said fees collected are deposited into a special and separate capital facilities account for each type of improvement funded by development fees; and

WHEREAS, the Town maintains separate funds for traffic mitigation, park development, drainage mitigation, public facilities, fire mitigation, water capital and water reclamation capital fees; and

WHEREAS, the Town is required within 180 days after the last day of each fiscal year to make available to the public information for the fiscal year regarding these fees under Government Code section 66006; and

WHEREAS, Town is required to make certain findings with respect to portions of the accounts remaining unexpended; and

**NOW, THEREFORE, THE TOWN COUNCIL OF THE TOWN OF WINDSOR
DOES RESOLVE AS FOLLOWS:**

Section 1. Findings. The Town Council of the Town of Windsor hereby finds and adopts as follows:

- A. In accordance with Government Code section 66006, the Town has conducted an annual review of its mitigation fees and programs and the Town Council has reviewed the annual report on developers' funds, a copy of which is attached hereto as Exhibit A.
- B. The funds have been and shall be used for the purposes stated in said reports and are necessary to mitigate impacts resulting from development in the Town and further finds that there is a reasonable relationship between the use of the fees and type of development project upon which the fee is imposed.
- C. The Town Council hereby approves, accepts and adopts the annual report attached hereto as Exhibit A.

Section 2. Effective Date. The resolution shall take effect immediately upon adoption.

Section 3. Severability. If any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Resolution.

The Town Council hereby declares that it would have passed this Resolution and each section, subsection, phrase or clause thereof irrespective of the fact that any one or more sections, subsections, phrases or clauses be declared unconstitutional on their face or as applied.

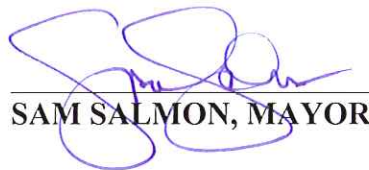
PASSED, APPROVED AND ADOPTED this 21st day of April 2010, by the following vote:

**AYES: COUNCILMEMBERS ALLEN, FUDGE, GOBLE, SCHOLAR AND
MAYOR SALMON**

NOES: NONE

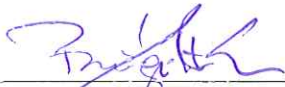
ABSTAIN: NONE

ABSENT: NONE



SAM SALMON, MAYOR

ATTEST:



BRIGITTE GRAHAM, DEPUTY TOWN CLERK

Attachments:
Exhibit A

Annual Report on Developers' Funds Per GC 66000
 Analysis of Changes in Fund Balance / Working Capital
 July 1, 2008 - June 30, 2009

Beginning Balance 07/01/08
 per 2007/08 Developer Report
 Adjusted beginning balance after
 2007/08 year end audit

	TRAFFIC MITIGATION	PARK DEVELOPMENT	DRAINAGE MITIGATION	FIRE MITIGATION	WATER CAPITAL	WATER RECLAMATION CAPITAL	PUBLIC FACILITIES
	\$494,738	\$4,796,835	\$7,342,580	\$659,015	\$5,675,759	\$6,924,120	\$1,404,925
	\$494,739	\$4,796,834	\$7,342,578	\$635,225	\$5,566,806	\$6,598,834	\$1,404,923
REVENUE							
Fees	157,130	32,208	47,503	41,941	259,001	142,612	12,020
Interest	68,304	148,392	261,168	88	303,884	171,441	38,980
Other	425,141	289,465	0	0	0	24,446	0
	650,574	470,065	308,671	42,029	562,885	338,499	51,000
EXPENDITURES							
Administration/Debt Service	192,463	126,761	138,021	1,369	168,551	170,946	(9,952)
Public Works (Capital Projects)	371,060	732,045	335,158	246,861	29,976	206,151	0
Transfers-Out	0	0	0	0	115,999 *	1,051,223 **	242,480 ***
	563,523	858,806	473,180	248,229	314,527	1,428,320	232,528
Excess of Revenue Over/(Under) Expenditures	87,052	(388,742)	(164,508)	(206,200)	248,359	(1,099,821)	(181,528)
Ending Balance 06/30/09	\$581,791	\$4,408,092	\$7,178,070	\$429,025	\$5,815,155	\$5,509,013	\$1,223,395

The Town of Windsor approves the establishment of the Fire Mitigation Fee for both the Windsor and Rincon Valley F.P.D.s, yet does not collect or administer the Rincon Valley F.P.D. capital projects. In the future, it is possible to use these funds to pay a portion of the Fire Station Debt and to reimburse the Fire District for general fund dollars that were used to construct the station at Old Redwood Highway and Hombrce.

The Public Facilities Fee was established by resolution # 917-00 to finance municipal public facilities to reduce impact caused by future development. Improvements include, but are not limited to, expansion and construction of Town office space and police vehicles necessary to meet Town standards.

* The Water Capital Fund transferred \$115,999 to the Water Operating Fund for capital purchases.

** The Water Reclamation Capital Fund transferred \$1,051,223 to the Water Reclamation Operating Fund for capital purchases.

*** The Public Facilities Fund transferred at total of \$242,480 to the Debt Service Fund, Water Reclamation Operating Fund and Water Operating Fund for debt service.

**Annual Report on Developers' Funds Per GC 66000
Expenditures By Project**

FY 2008-09

TRAFFIC MITIGATION (210)

Project planning, design, engineering and support	192,463
Arata Lane Interchange	40,324
Mitchell Shiloh Conde Lane	330,735
Total	<u>\$563,523</u>

PARK DEVELOPMENT (220)

Project planning, design, engineering and support	126,761
Hembree/Cunningham House Renovation	292,451
Community Gardens	2,669
Hiram E. Lewis Park	65,436
Keiser Park Master Plan	371,489
Total	<u>\$858,806</u>

DRAINAGE MITIGATION (230)

Project planning, design, engineering and support	138,021
Mitchell Shiloh Conde Lane	335,158
Total	<u>\$473,180</u>

FIRE MITIGATION (240)

Project planning, design, engineering and support	1,369
Fire Truck	246,861
Total	<u>\$248,229</u>

WATER CAPITAL (460)

Project planning, design, engineering and support	284,550
Off River Water Supply	17,173
Public Works Vehicles	0
Water Master Plan Update	12,803
Total	<u>\$314,527</u>

WATER RECLAMATION CAPITAL (430)

Project planning, design, engineering and support	1,222,169
Keiser Park Master Plan	12,280
ALWZ Cooperative Agreement	3,971
Geysers Pipeline Connection	73,503
Eastside Road Storage Project	695
Photovoltaic Improvements	111,657
Public Works Vehicles & Equipment	579
Shone Farm Reservoir	3,466
Total	<u>\$1,428,320</u>

PUBLIC FACILITIES (190)

Project planning, design, engineering and support	232,528
Total	<u>\$232,528</u>

It is anticipated that uncompleted projects will be completed by the end of the 2009-14 Capital Improvement Program period.

Annual Report on Developers' Funds Per GC 66000
Planned Usage of Developer Impact Fees As Per Ordinances Establishing The Impact Fees

	<u>FY 2008-09</u>
TRAFFIC MITIGATION (210)	
Ending Balance at 06/30/09	\$581,791
Project planning, design, engineering and support (including transfers)	1,627,676
Arata Lane Interchange	168,585
Traffic Signal at Windsor River Road & Bell	144,000
Shiloh Road Improvements	550,000
Highway 101 and Arata Lane Northbound On-Ramp	360,000
Mitchell/Shiloh/Conde Lane	265,320
Total	<u>\$3,115,581</u>
PARK DEVELOPMENT (220)	
Ending Balance at 06/30/09	\$4,408,092
Project planning, design, engineering and support	1,017,737
Ball Field Analysis	9,403
Community Gardens	17,369
Foothill Regional Park Improvements	134,453
Keiser Park Master Plan/Expansion/Construction	4,141,530
Hiram Lewis Park	7,128
Total	<u>\$5,327,620</u>
DRAINAGE MITIGATION (230)	
Ending Balance at 06/30/09	\$7,178,070
Project planning, design, engineering and support	1,380,702
Drainage Master Plan Update	400,000
Mitchell Shiloh Conde Lane	242,373
Shiloh Road Bridge at Pruitt Creek	1,370,000
Starr Creek - Starr Road to Keiser Park	705,000
Starr Creek Trib 5 - South of Arata Lane	300,000
East Windsor Creek - Treatment Plant to NWPRR	1,870,000
East Windsor Creek Bypass - Bell Road to Conde Lane	570,000
Other Miscellaneous Drainage Projects	350,000
Total	<u>\$7,188,075</u>
FIRE MITIGATION (240)	
Ending Balance at 06/30/09	\$429,025
Transfer of funds to Town: repayment of principal and interest on Station 2	4,288,306
Anticipated capital expenditures	0
Total	<u>\$4,288,306</u>
WATER CAPITAL (460)	
Ending Balance at 06/30/09	\$5,815,165
Project planning, design, engineering and support (including transfers)	1,309,720
Misc Public Works Vehicles	200,500
Off River Water Supply	2,484,000
Water Master Plan CEQA Review	100,000
Water Master Plan Update	13,583
Other Miscellaneous Water Projects	1,750,000
Total	<u>\$5,857,803</u>

Annual Report on Developers' Funds Per GC 66000
Planned Usage of Developer Impact Fees As Per Ordinances Establishing The Impact Fees

WATER RECLAMATION CAPITAL (430)

Ending Balance at 06/30/09		\$5,509,013
Project planning, design, engineering and support (including transfers)	4,028,169	
ALWZ Cooperative Agreement	7,668	
Eastside Road Storage Project	114,644	
Geysers Pipeline Pumpstation	2,551,191	
Keiser Park Master Plan/Expansion/Construction	1,563,015	
Sewer Master Plan Update	100,000	
Shiloh Road Improvements	170,000	
Shone Farm Reservoir	23,138	
Total	<u>\$8,557,825</u>	

PUBLIC FACILITIES (190)

Ending Balance at 06/30/09		\$1,223,395
Project planning, design, engineering and support (including transfers)	1,225,934	
Streetscape Improvement Program	25,000	
Equipment Acquisition	4,000	
Vehicle Acquisition	45,000	
Civic Center Expansion	50,000	
Total	<u>\$1,349,934</u>	