

**RESOLUTION NO. 2717-10**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR  
APPROVING THE ANNUAL ENGINEER'S REPORT, CONFIRMING THE  
ASSESSMENT DIAGRAM AND THE ANNUAL ASSESSMENT AMOUNTS, AND  
AUTHORIZING THE LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL  
YEAR 2010-11 FOR THE WINDSOR LANDSCAPING AND LIGHTING SPECIAL  
ASSESSMENT DISTRICT (LLAD-1)  
(PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972)**

**WHEREAS**, the Town Council of the Town of Windsor intends to levy and collect assessments within the Windsor Landscaping and Lighting Assessment District (LLAD-1) during FY 2010-11, the area of land to be assessed being located in the Town of Windsor, Sonoma County; and

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

**WHEREAS**, pursuant to Section 22622 of the Streets and Highways Code, on February 17, 2010, the Town Council adopted a resolution appointing Coastland Civil Engineering as the Engineer of Work for the Landscaping and Lighting Special Assessment District (LLAD-1), directing the preparation and filing of the annual Engineer's Report and describing the potential changes for FY 2010-11; and

**WHEREAS**, the Engineer of Work prepared and filed the annual Engineer's Report with the Town Clerk as required by the Landscaping and Lighting Act of 1972; and

**WHEREAS**, on May 19, 2010, the Town Council adopted a Resolution of Intention to levy and collect annual assessments during FY 2010-11, preliminarily approved the annual Engineer's Report for FY 2010-11 as filed and set the times and dates of the public information meeting and public hearing pursuant to section 22624 of the Streets and Highways Code; and

**WHEREAS**, for FY 2010-11 the annual assessments to levy and collect in Zones 1, 2, 3, 4, 5 and 6 are proposed to stay the same as levied and collected during FY 2009-10; and

**WHEREAS**, any parcels that were previously in Zone 2 (street lights) that are annexed into the Windsor Landscaping and Lighting Assessment District No. 2 (LLAD-2) for street lights are to be removed from the Landscaping and Lighting Special Assessment District (LLAD-1), Zone 2; and

**WHEREAS**, for FY 2010-11 there are no annexations proposed to the Assessment District; and

**WHEREAS**, notice of the public protest hearing was given by publication in accordance with the Landscaping and Lighting Act of 1972; and

**WHEREAS**, on July 7, 2010, the Town Council conducted a public hearing and gave every interested person an opportunity to make a protest to the annual Engineer's Report either in writing or orally, and the Town Council has considered each protest; and

**WHEREAS**, as in previous years, publicly owned property will not be assessed during FY 2010-11 since it has been determined these properties receive no special benefit from the Landscaping and Lighting Special Assessment District (LLAD-1).

**NOW THEREFORE BE IT RESOLVED** that the Town Council of the Town of Windsor hereby:

1. Approves the annual FY 2010-11 Engineer's Report as prepared and filed.
2. Approves the detachment of parcels from Zone 2 that are being annexed into the Landscaping and Lighting Assessment District No. 2 (LLAD-2) for street lights; and
3. Confirms the assessment diagram and the annual assessments as set forth in the annual Engineer's Report and authorizes the levy and collection of assessments as set forth in the said report for FY 2010-11 for each of the following Zones:
  - Zone 1 – Parks
  - Zone 2 – Street Lights
  - Zone 3 – Street Landscaping
  - Zone 4 – Bluebird & Starr View Street Lights
  - Zone 5 - Shadetree Drive Park
  - Zone 6 – Senior Center
4. Adopts this resolution pursuant to Section 22631 of the Street and Highways Code.

**PASSED, APPROVED AND ADOPTED** this 7th day of July 2010, by the following vote:

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

**NOES: NONE**

**ABSTAIN: NONE**

**ABSENT: NONE**

  
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**SAM SALMON, MAYOR**

**ATTEST:**

  
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**BRIGITTE GRAHAM, DEPUTY TOWN CLERK**