

RESOLUTION NO. 2936-12

**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 2012-13 FOR THE WINDSOR LANDSCAPING AND LIGHTING
SPECIAL ASSESSMENT DISTRICT
(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 Special Assessment District (LLAD-1) during FY 2012-13, 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 March 7, 2012, the Town Council adopted a resolution appointing Coastland Civil Engineering as the Engineer of Work for LLAD-1, directing the preparation and filing of the annual Engineer's Report and describing the potential changes for FY 2012-13; 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 2, 2012, the Town Council adopted a Resolution of Intention to levy and collect annual assessments during FY 2012-13, preliminarily approved the annual Engineer's Report for FY 2012-13 as filed and set the time and date of the public hearing pursuant to section 22624 of the Streets and Highways Code; and

WHEREAS, Budget Amendment 09-12 revised the approved budget contributions for the Water Reclamation Fund and the General Fund, these contribution changes have been reflected in the Engineer's Report for FY 2012-13; and

WHEREAS, for FY 2012-13 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 2011-12; 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 June 20, 2012, 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 2012-13 since it has been determined these properties receive no special benefit from the Landscaping and Lighting Special Assessment District (LLAD-1); and

WHEREAS, this resolution is adopted in accordance with Section 22631 of the Street and Highways Code.

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

1. Approves the annual FY 2012-13 Engineer's Report as prepared and filed.
2. 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 said report for FY 2012-13 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
3. Adopts this resolution pursuant to Section 22631 of the Street and Highways Code.

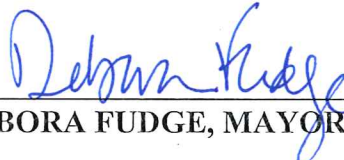
PASSED, APPROVED AND ADOPTED this 20th day of June 2012 by the following vote:

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

NOES: NONE

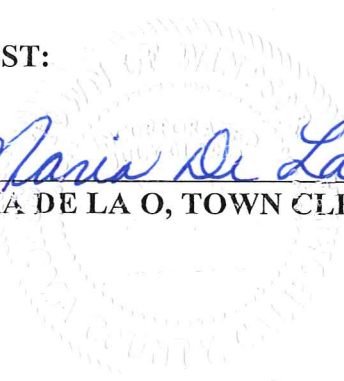

ABSTAIN: NONE

ABSENT: NONE



DEBORA FUDGE, MAYOR

ATTEST:

MARIA DE LA O, TOWN CLERK