

RESOLUTION NO. 3159-14

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR
ACCEPTING THE FISCAL YEAR 2013-14 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 Section 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, pursuant to Government Code Section 66006, 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; and

WHEREAS, Town staff has prepared a report ("AB 1600 Report") that contains the information required by Government Code Section 66006, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, no interfund transfers or loans were made from any of the accounts identified in the AB 1600 Report; and

WHEREAS, there were no refunds of development impact fees collected pursuant to Government Code Section 66001(e), nor were there any allocations of unexpended revenues collected pursuant to Government Code Section 66001(f); and

WHEREAS, no interested persons have requested notice of the AB 1600 Report; consequently no notices of the availability of the AB 1600 Report were mailed; and

WHEREAS, a notice of the availability of the development fee information was posted on the Town's website more than 15 days ago.

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 resolves as follows:

- A. In accordance with Government Code Section 66006, the Town has conducted an annual review of its development impact fees and capital infrastructure programs and the Town Council has reviewed the AB 1600 Report attached hereto as Exhibit A and incorporated herein by this reference.

- B. The funds have been and shall be used for the purposes stated in the AB 1600 Report, are necessary to mitigate impacts resulting from development in the Town, and bear 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 accepts the AB 1600 Report.
- D. The AB 1600 report continues to be available for public review on the Town's website, at the Town Clerk's office and upon request.

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 17th day of December 2014, by the following vote:

**AYES: COUNCILMEMBERS FOPPOLI, FUDGE, MILLAN, SALMON AND
MAYOR OKREPKIE**
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE


BRUCE OKREPKIE, MAYOR

ATTEST:


MARIA DE LA O, TOWN CLERK

Attachments:
Exhibit A

Annual Report on Developers' Funds Per GC 66000
 Analysis of Changes in Fund Balance / Working Capital
 July 1, 2013 - June 30, 2014

	TRAFFIC MITIGATION	PARK DEVELOPMENT	DRAINAGE MITIGATION	FIRE MITIGATION	WATER CAPITAL	WATER RECLAMATION CAPITAL	PUBLIC FACILITIES
Beginning Balance 07/01/13	\$640,833	\$718,843	\$3,831,438	\$495,608	\$4,753,452	(\$1,335,560)	\$731,259
per 2012-13 Developer Report	20,544	347	109,661	220	52,858	32,261	4,070
Adjusted beginning balance after	\$640,833	\$718,843	\$3,831,438	\$495,608	\$4,753,453	(\$1,335,559)	\$731,259
2012-13 year end audit							
REVENUE							
Fees	140,774	55,908	26,131	4,872	176,203	119,978	39,847
Interest	20,544	347	109,661	220	52,858	32,261	4,070
Other	-	-	261	-	6	29,800	-
	<u>161,318</u>	<u>56,255</u>	<u>136,054</u>	<u>5,092</u>	<u>229,067</u>	<u>182,039</u>	<u>43,917</u>
EXPENDITURES							
Project planning, design, engineering and support	210,455	41,991	386,715	356,101	81,350	-	-
Public Works (Capital Projects)	10,082	27,336	18,079	-	-	-	-
Debt Service	100,610	-	-	-	334,648	1,274,758	217,900
	<u>321,147</u>	<u>69,327</u>	<u>404,794</u>	<u>356,101</u>	<u>415,998</u>	<u>1,274,758</u>	<u>217,900</u>
Excess of Revenue Over/(Under)	(159,829)	(13,072)	(268,740)	(351,010)	(186,931)	(1,092,719)	(173,983)
Expenditures							
Ending Balance 06/30/14	<u>\$481,004</u>	<u>\$705,771</u>	<u>\$3,562,698</u>	<u>\$144,599</u>	<u>\$4,566,522</u>	<u>(\$2,428,278)</u>	<u>\$557,276</u>

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

FY 2014-19

TRAFFIC MITIGATION

Ending Balance at 06/30/14		\$481,004
Project planning, design, engineering and support	1,376,460	
Loan repayment (Drainage)	999,390	
Highway 101 and Arata Lane Northbound On-Ramp	750,000	
Total	<u>\$3,125,850</u>	

PARK DEVELOPMENT

Ending Balance at 06/30/14		\$705,771
Project planning, design, engineering and support	398,112	
Robbins Park Improvement	3,378	
Playground Expansion	4,281	
Keiser Park Expansion	300,000	
Total	<u>\$705,771</u>	

DRAINAGE MITIGATION

Ending Balance at 06/30/14		\$3,562,698
Project planning, design, engineering and support	1,573,988	
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	
Total	<u>\$4,313,988</u>	

FIRE MITIGATION

Ending Balance at 06/30/14		\$144,599
Fire Engine RP5000 (final payment)	71,421	
Station Infrastructure Improvements	88,187	
Total	<u>\$159,608</u>	

WATER CAPITAL

Ending Balance at 06/30/14		\$4,566,522
Project planning, design, engineering and support	258,718	
Debt Service	425,735	
New 2 Million Gallon Storage Tank	3,929,000	
New Supply Well at Esposti Park	2,868,499	
New Supply Well at North Windsor	510,000	
New Well at Russian River Well Field	185,000	
Construct Pipeline to New Storage Tank	1,133,000	
Total	<u>\$9,309,952</u>	

WATER RECLAMATION CAPITAL

Ending Balance at 06/30/14		(\$2,428,278)
Debt Service	3,090,935	
Total	<u>\$3,090,935</u>	

PUBLIC FACILITIES

Ending Balance at 06/30/14		\$557,276
Debt Service	1,089,505	
Total	<u>\$1,089,505</u>	

AB 1600 Development Fees

Description of Fees

The AB 1600 Development Fee is used only for the construction and the expansion of infrastructure to accommodate growth, not for operating or maintenance costs. Revenue will be used to maintain infrastructure standards for seven capital types:

- Fire Mitigation
- Traffic Mitigation
- Water Capital
- Water Reclamation Capital
- Drainage Mitigation
- Public Facilities
- Park Development

Fire Mitigation AB 1600 the Town 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 Hembree.

Traffic Mitigation AB 1600 development fees are used to fund the design and construction of streets, bridges and traffic signal infrastructure improvements required to mitigate the impact of new development.

Water Capital Impact AB 1600 development fees are used to fund the design and construction of water supply, water treatment and distribution system infrastructure improvements required to mitigate the impact of new development.

Water Reclamation Impact AB 1600 development fees are used to fund the design and construction of wastewater treatment and collection infrastructure improvements required to mitigate the impact of new development.

Drainage Mitigation Impact AB 1600 development fees are used to fund the design and construction of drainage infrastructure improvements required to mitigate the impact of new development.

Public Facilities AB 1600 development fees are used 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 needed to meet Town standards.

Park Development AB 1600 development fees are used to fund the design and construction of park and park improvements required to mitigate the impact of new development.