

**RESOLUTION NO. 3279-16**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR  
AMENDING THE FISCAL YEAR 2015-16 BUDGET TO APPROPRIATE FUNDS IN  
THE GENERAL FUND FOR THE INSTALLATION OF TWO NEW IRRIGATION  
WATER SERVICE CONNECTIONS ON VINECREST ROAD TO SUPPLY  
IRRIGATION TO STREETSAPES IN WINDSOR LANDSCAPING AND LIGHTING  
SPECIAL ASSESSMENT DISTRICT**

**WHEREAS**, the Windsor Town staff have identified two issues that require corrective action regarding the Foothills of Windsor Homeowners Association (HOA) and the Windsor Landscaping and Lighting Special Assessment District (LLAD-1); and

**WHEREAS**, it was determined that common area parcels owned by the HOA were being supplied water for irrigation from a metered connection paid for by the LLAD-1, and supplemented by the General Fund; and

**WHEREAS**, this is a change from the HOA's historic use of an on-site private well for irrigation in this area; and

**WHEREAS**, it was additionally determined that Town staff was providing landscape maintenance services for portions of HOA parcels and other private residential parcels that are adjacent to Foothill Drive, which fall outside the scope of responsibility for the LLAD-1; and

**WHEREAS**, to resolve these issues, the Town initiated communication with the Commonwealth Property Management and HOA Board of Directors in November 2015; and

**WHEREAS**, following written correspondence, Town staff took the following measures:

- The LLAD-1 maintenance services provided by the Town Parks Staff on HOA owned common area parcels as recorded in the Foothill Oak Unit 1 subdivision map immediately ceased. All future irrigation, maintenance and repair of these areas is the sole responsibility of the HOA;
- Town staff permanently disconnected and capped the irrigation lateral lines which serve Town-owned parcels and that tie into HOA irrigation meter; and
- As of December 15, 2015 the existing HOA irrigation meter was transferred to the HOA as the customer on record. Any subsequent water use through this meter is being billed to the HOA; and
- Two new irrigation service connections (with meters) will need to be installed before summer when water is needed for the streetscapes on Vinecrest Road.

**WHEREAS**, these steps were necessary for the proper billing of water and to isolate the LLAD-1 irrigation system from those portions owned and maintained by the HOA; and

**WHEREAS**, the impact of these corrective actions to the fiscal year 2015-16 budget is estimated at \$41,260 and will be funded by the General Fund unappropriated fund balance; and

WHEREAS, this expense is recoverable through the proper billing of irrigation water to the HOA and from reduced maintenance expenses incurred by the LLAD-1.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Windsor approves amending the fiscal year 2015-16 budget for the irrigation water service connections on Vinecrest Road as follows:

**Section I – Increase in Appropriations:**

150-00-93-000-4452-303 Landscaping and Lighting Special Assessment District \$41,260

**Purpose: To cover the cost of amendment**

**Section II – Source of Funding**

General Fund Unappropriated Fund Balance \$41,260

**Impact: Decreases the fund balance.**

**PASSED, APPROVED AND ADOPTED** this 20th day of April 2016, by the following vote:

**AYES: COUNCILMEMBERS FOPPOLI, OKREPKIE, SALMON,  
VICE MAYOR FUDGE, AND MAYOR MILLAN**

**NOES: NONE**

**ABSTAIN: NONE**

**ABSENT: NONE**

  
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MARK MILLAN, MAYOR

**ATTEST:**

  
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MARIA DE LA O, TOWN CLERK