

**RESOLUTION NO. 3293-16**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR  
APPROVING THE ANNUAL ENGINEER'S REPORT, CONFIRMING THE  
ASSESSMENT DIAGRAMS AND THE ANNUAL ASSESSMENT AMOUNTS, AND  
AUTHORIZING THE LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL  
YEAR 2016-17 FOR THE WINDSOR LANDSCAPING AND LIGHTING  
SPECIAL ASSESSMENT DISTRICT (NO. 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 Special Assessment District (LLAD-1) during Fiscal Year (FY) 2016-17, 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 2, 2016, 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 2016-17; 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 April 20, 2016, the Town Council adopted a Resolution of Intention to levy and collect annual assessments during FY 2016-17, preliminarily approved the annual Engineer's Report for FY 2016-17 as filed and set the time and date of the public hearing pursuant to section 22624 of the Streets and Highways Code; and

**WHEREAS**, for FY 2016-17 the annual assessments to levy and collect in Zones 1, 2, 3, 4 and 6 are proposed to stay the same as levied and collected during FY 2015-16; and

**WHEREAS**, for FY 2016-17 the annual assessments to levy and collect in Zone 5 is proposed to be reduced from the FY 2015-16 assessment; and

**WHEREAS**, for Fiscal Year 2016-17, the annual assessment to be levied for Zone 1 (Parks) is proposed at \$50.00 per Equivalent Single-Family Dwelling ("ESD") and the proposed full assessment is \$108.93 per ESD, the annual assessment for Zone 2 (Street Lights) is proposed at \$21.18 per ESD, the annual assessment for Zone 3 (Street Landscaping) is proposed at \$34.34 per ESD, the annual assessment for Zone 4 (Bluebird/Starr View Area Lights) is proposed at \$0.00 per

ESD, the annual assessment for Zone 5 (Shadetree Drive Oak Tree) is proposed at \$2.22 per ESD and the annual assessment for Zone 6 (Senior Center) is proposed at \$200.00 per ESD; and

**WHEREAS**, in order to keep up with inflation, the current maximum annual assessment in Zone 6 is proposed to be increased by the 2015 Bay Area Consumer Price Index (CPI) of +2.60% to \$205.20; and

**WHEREAS**, for FY 2016-17 no annexations are proposed to LLAD-1; 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 15, 2016, 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 2016-17 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 2016-17 Engineer's Report as prepared and filed.
2. Confirms the assessment diagrams 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 2016-17 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. Approves the allowance for an annual increase to the maximum assessment in Zone 6 in accordance with annual Consumer Price Index (CPI), based on the All Urban Consumers (San Francisco Area) CPI from the U. S. Department of Labor, Bureau of Labor Statistics;

4. Adopts this resolution pursuant to Section 22631 of the Street and Highways Code.

**PASSED, APPROVED AND ADOPTED this 15th day of June 2016, by the following vote:**

**AYES:** COUNCILMEMBER OKREPKE, VICE MAYOR FUDGE,  
AND MAYOR MILLAN  
**NOES:** COUNCILMEMBER SALMON  
**ABSTAIN:** NONE  
**ABSENT:** COUNCILMEMBER FOPPOLI

  
\_\_\_\_\_  
**MARK MILLAN, MAYOR**

**ATTEST:**

  
\_\_\_\_\_  
**MARIA DE LA O, TOWN CLERK**