

RESOLUTION NO. 2406-08

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR
ACCEPTING THE FISCAL YEAR 2007-08 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 sections 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, 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 under Government Code section 66006; and

WHEREAS, Town is required to make certain findings with respect to portions of the accounts remaining unexpended; and

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 finds and adopts as follows:

- A. In accordance with Government Code section 66006, the Town has conducted an annual review of its mitigation fees and programs and the Town Council has reviewed the annual report on developers' funds, a copy of which is attached hereto as Exhibit A.
- B. The funds have been and shall be used for the purposes stated in said reports and are necessary to mitigate impacts resulting from development in the Town and further finds that there is 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 approves, accepts and adopts the annual report attached hereto as Exhibit A.

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 2008, by the following vote:

**AYES: COUNCILMEMBERS FUDGE, SALMON, SCHOLAR AND
MAYOR GOBLE**
NOES: NONE
ABSTAIN: NONE
ABSENT: COUNCILMEMBER ALLEN



ROBIN R. GOBLE, 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

	TRAFFIC MITIGATION	PARK DEVELOPMENT	DRAINAGE MITIGATION	FIRE MITIGATION	WATER CAPITAL	WATER RECLAMATION CAPITAL	PUBLIC FACILITIES
Beginning Balance 07/01/07 per 2006/07 Developer Report	\$2,407,151	\$4,929,750	\$9,519,751	\$1,148,877	\$5,959,756	\$9,879,634	\$1,496,030
Adjusted beginning balance after 2006/07 year end audit	\$2,408,451	\$4,930,452	\$9,521,363	\$1,148,875	\$5,660,891	\$8,785,743	\$1,496,032
REVENUE							
Fees	403,251	213,279	219,634	62,091	130,641	1,124,950	77,981
Interest	119,177	252,593	455,208	534	442,303	381,403	72,547
Other	570	9,525	0	0	76	25,479	
	<u>522,998</u>	<u>475,397</u>	<u>674,842</u>	<u>62,625</u>	<u>573,020</u>	<u>1,531,832</u>	<u>150,528</u>
EXPENDITURES							
Administration/Debt Service	158,960	114,889	121,891	0	111,845	157,968	0
Public Works	2,277,751	494,106	2,731,735	552,485	352,232	2,603,123	0
Transfers-Out	0	0	0	0	94,075	632,363	241,635 ***
	<u>2,436,711</u>	<u>608,994</u>	<u>2,853,626</u>	<u>552,485</u>	<u>558,152</u>	<u>3,393,454</u>	<u>241,635</u>
Excess of Revenue Over/(Under) Expenditures	(1,913,713)	(133,597)	(2,178,783)	(489,860)	14,868	(1,861,623)	(91,107)
Ending Balance 06/30/08	\$494,738	\$4,796,835	\$7,342,580	\$659,015	\$5,675,759	\$6,924,120	\$1,404,925

The Town of Windsor 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. The Public Facilities Fee was established by resolution # 917-00 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 necessary to meet Town standards.

*** The Public Facilities Fund transferred at total of \$241,635 to the Debt Service Fund, Water Reclamation Operating Fund and Water Operating Fund for debt service.

**Annual Report on Developers' Funds Per GC 66000
Expenditures By Project**

FY 2007-08

TRAFFIC MITIGATION

Project planning, design, engineering and support	158,960
Arata Lane Interchange	38,350
Mitchell Shiloh Conde Lane	2,239,401
Total	<u><u>\$2,436,711</u></u>

PARK DEVELOPMENT

Project planning, design, engineering and support	114,889
Hembree/Cunningham House Renovation	219,735
Ball Field Analysis	1,594
Hiram E. Lewis Park	98,355
Keiser Park Master Plan	174,422
Total	<u><u>\$608,994</u></u>

DRAINAGE MITIGATION

Project planning, design, engineering and support	121,891
Windsor/East W Crk-WR to TP *	689,589
Mitchell Shiloh Conde Lane	2,042,146
Total	<u><u>\$2,853,626</u></u>

FIRE MITIGATION

Fire Truck	552,485
Total	<u><u>\$552,485</u></u>

WATER CAPITAL

Project planning, design, engineering and support	205,920
Off River Water Supply	46,277
Public Works Vehicles	49,846
Water Master Plan Update	256,109
Total	<u><u>\$558,152</u></u>

WATER RECLAMATION CAPITAL

Project planning, design, engineering and support	790,331
ALWZ Cooperative Agreement	73,326
Geysers Pipeline Connection	57,088
Eastside Road Storage Project	1,698,108
Photovoltaic Improvements	186,180
Public Works Vehicles & Equipment	94,898
Shone Farm Reservoir	493,524
Total	<u><u>\$3,393,454</u></u>

PUBLIC FACILITIES

Project planning, design, engineering and support	241,635
Total	<u><u>\$241,635</u></u>

* The project was completed by 6/30/08.

It is anticipated that uncompleted projects will be completed by the end of the 2007-12 Capital Improvement Program period.

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

TRAFFIC MITIGATION

Estimated Balance at 06/30/08		\$494,738
Project planning, design, engineering and support	1,154,888	
Arata Lane Interchange	204,384	
Mitchell Shiloh Conde Lane	4,250,823	
Total	<u>\$5,610,095</u>	

PARK DEVELOPMENT

Estimated Balance at 06/30/08		\$4,796,835
Project planning, design, engineering and support	782,593	
Ball Field Analysis	9,403	
Foothill Regional Park Improvements	134,453	
Hembree & Cunningham Houses Renovation	305,821	
Keiser Park Master Plan/Expansion/Construction	4,188,257	
Hiram Lewis Park Restroom	9,376	
Reimbursement Agreement WUSD	65,435	
Total	<u>\$5,495,338</u>	

DRAINAGE MITIGATION

Estimated Balance at 06/30/08		\$7,342,580
Project planning, design, engineering and support	2,788,690	
Drainage Master Plan Update	250,000	
Mitchell Shiloh Conde Lane	562,823	
Starr Creek - Starr Road to Keiser Park	1,310,000	
Windsor Creek Bridge Replacement at Windsor Road	131,992	
Other Miscellaneous Drainage Projects	2,300,000	
Total	<u>\$7,343,505</u>	

FIRE MITIGATION

Estimated Balance at 06/30/08		\$659,015
Trsfr of funds to Town: repayment of principal and interest on Station 2	1,845,676	
Mobile Data Computer	5,418	
Fire Truck	246,861	
Total	<u>\$2,097,955</u>	

WATER CAPITAL

Estimated Balance at 06/30/08		\$5,675,759
Project planning, design, engineering and support	2,016,152	
Corporation Yard Expansion	3,050,000	
Lakewood Tank #3	1,980,000	
Misc Public Works Equipment	3,000	
Misc Public Works Vehicles	181,669	
Off River Water Supply	5,343,723	
Pleasant Ave Transmission Main	2,783,000	
Russian River Well Field Expansion	750,000	
Urban Water Management Plan	100,000	
Water Master Plan Update	24,203	
Total	<u>\$16,231,747</u>	

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

WATER RECLAMATION CAPITAL

Estimated Balance at 06/30/08		\$6,924,120
Project planning, design, engineering and support	5,045,890	
ALWZ Cooperative Agreement	823,887	
AWT Filter Retrofit	882,280	
Corporation Yard Expansion	3,050,000	
Eastside Road Storage Project	574,858	
Energy Efficiency Plant Upgrade	1,100,000	
Geysers Pipeline Connection	152,200	
Keiser Park Master Plan/Expansion/Construction	1,600,000	
Misc Public Works Equipment	35,845	
Misc Public Works Vehicles	331,248	
Mitchell Shiloh Conde Lane	300,000	
Photovoltaic Improvements	146,206	
Reclamation Master Plan Update	500,000	
Recycled Water Expansion - Shiloh Road	2,100,000	
Shone Farm Reservoir	2,588,512	
West Trunk Sewer - Keiser Park	590,000	
West Trunk Sewer	704,000	
Total	<u><u>\$20,524,926</u></u>	

PUBLIC FACILITIES

Estimated Balance at 06/30/08		\$1,404,925
Project planning, design, engineering and support	500	
Other miscellaneous public building projects	1,703,977	
Total	<u><u>\$1,704,477</u></u>	