

RESOLUTION NO. 2825-11

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR
ACCEPTING THE FISCAL YEAR 2009-10 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 August 2011, by the following vote:

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

NOES: NONE

ABSTAIN: NONE

ABSENT: VICE MAYOR FUDGE



STEVE ALLEN, 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, 2009 - June 30, 2010

	#210	#220	#230	#240	#460	#430	#190
	TRAFFIC MITIGATION	PARK DEVELOPMENT	DRAINAGE MITIGATION	FIRE MITIGATION	WATER CAPITAL	WATER RECLAMATION CAPITAL	PUBLIC FACILITIES
Beginning Balance 07/01/09	\$581,791	\$4,408,092	\$7,178,070	\$429,025	\$5,815,165	\$5,509,013	\$1,223,395
per 2008/09 Developer Report							
Adjusted beginning balance after	\$581,792	\$4,408,094	\$7,178,070	\$429,025	\$4,188,135	\$4,563,102	\$1,223,394
2008/09 year end audit							
REVENUE							
Fees	69,725	7,808	16,840	6,850	61,634	160,438	6,220
Interest	32,159	64,171	139,623	42	201,968	79,280	20,428
Other	2,536	1,506	2,790	0	277,792	27,262	0
	104,420	73,485	159,252	6,892	541,394	266,980	26,648
EXPENDITURES							
Administration/Debt Service	144,962	178,087	592,143	0	101,328	106,772	3,425
Public Works (Capital Projects)	145,758	1,807,061	24,163	0	0	-22,669	0
Transfers-Out	0	0	0	0	818,624*	1,901,429**	242,878***
	290,720	1,985,148	616,307	0	919,952	1,985,532	246,303
Excess of Revenue Over/(Under)	(186,300)	(1,911,663)	(457,054)	6,892	(378,558)	(1,718,552)	(219,655)
Expenditures							
Ending Balance 06/30/10	\$395,492	\$2,496,431	\$6,721,016	\$435,917	\$3,809,577	\$2,844,550	\$1,003,740
Adjusted ending balance after	\$395,490	\$2,496,431	\$6,721,015	\$435,918	\$5,405,442	\$2,632,071	\$1,003,737
2009/10 year end audit							

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. 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.

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 Water Capital Fund transferred \$818,624 to the Water Operating Fund for capital purchases.

** The Water Reclamation Capital Fund transferred \$1,901,429 to the Water Reclamation Operating Fund for capital purchases.

*** The Public Facilities Fund transferred at total of \$242,878 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 2009-10

TRAFFIC MITIGATION (210)

Project planning, design, engineering and support	144,962
Arata Lane Interchange	110,610
Mitchell Shiloh Conde Lane	35,148
Total	<u><u>\$290,720</u></u>

PARK DEVELOPMENT (220)

Project planning, design, engineering and support	178,087
Community Gardens	16,945
Keiser Park Master Plan	1,790,116
Total	<u><u>\$1,985,148</u></u>

DRAINAGE MITIGATION (230)

Project planning, design, engineering and support	592,143
Mitchell Shiloh Conde Lane	24,163
Total	<u><u>\$616,307</u></u>

FIRE MITIGATION (240)

Project planning, design, engineering and support	0
	0
Total	<u><u>\$0</u></u>

WATER CAPITAL (460)

Project planning, design, engineering and support	919,952
Off River Water Supply	(1)
Water Master Plan Update	1
Total	<u><u>919,952</u></u>

WATER RECLAMATION CAPITAL (430)

Project planning, design, engineering and support	2,008,201
Keiser Park Master Plan	(0)
Airport Service Area Disposal	(22,669)
Geysers Pipeline Connection	0
Eastside Road Storage Project	(0)
Total	<u><u>1,985,532</u></u>

PUBLIC FACILITIES (190)

Project planning, design, engineering and support	246,303
Total	<u><u>246,303</u></u>

It is anticipated that uncompleted projects will be completed by the end of the 2009-14 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

	<u>FY 2009-10</u>
TRAFFIC MITIGATION (210)	
Ending Balance at 06/30/10	\$395,492
Project planning, design, engineering and support (including transfers)	1,590,249
Arata Lane Interchange	77,974
Traffic Signal at Windsor River Road & Bell	144,000
Shiloh Road Improvements	595,658
Highway 101 and Araqta Lane Northbound On-Ramp	360,000
Mitchell/Shiloh/Conde Lane	30,672
Total	<u><u>\$2,798,554</u></u>
PARK DEVELOPMENT (220)	
Ending Balance at 06/30/10	\$2,496,431
Project planning, design, engineering and support	884,083
Ball Field Analysis	9,408
Community Gardens	424
Foothill Regional Park Improvements	134,453
Keiser Park Master Plan/Expansion/Construction	2,351,414
Total	<u><u>\$3,379,782</u></u>
DRAINAGE MITIGATION (230)	
Ending Balance at 06/30/10	\$6,721,016
Project planning, design, engineering and support	1,411,683
Drainage Master Plan Update	400,000
Mitchell Shiloh Conde Lane	18,710
Shiloh Road Bridge at Pruitt Creek	1,370,000
Starr Creek - Starr Road to Keiser Park	705,000
Starr Creek Trib 5 - South of Arata Lane	600,000
East Windsor Creek - Treatment Plant to NWPRR	1,870,000
East Windsor Creek Bypass - Bell Road to Conde Lane	570,000
Shiloh Road Improvements	58,498
Other Miscellaneous Drainage Projects	0
Total	<u><u>\$7,003,891</u></u>
FIRE MITIGATION (240)	
Ending Balance at 06/30/10	\$435,917
Transfer of funds to Town: repayment of principal and interest on Station 2	4,908,106
Anticipated capital expenditures	0
Total	<u><u>\$4,908,106</u></u>
WATER CAPITAL (460)	
Ending Balance at 06/30/10	\$3,809,577
Project planning, design, engineering and support (including transfers)	1,241,785
Misc Public Works Vehicles	35,000
Off River Water Supply	1,892,448
Water Master Plan CEQA Review	546,329
Water Master Plan Update	10,492
Construct Shiloh Road Improvements	1,070
New 2 Million Gallon Storage Tank	817,500
North Windsor Supply Well (Formerly Hiram Lewis Park)	634,200
New Well at Russian River Well Field	535,205
Construct Pipeline to new Storage Tank	761,600
Construct Parallel Pipe, Russian River Well Field	204,000
Other Miscellaneous Water Projects	0
Total	<u><u>\$6,679,629</u></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 (430)

Ending Balance at 06/30/10		\$2,844,550
Project planning, design, engineering and support (including transfers)	3,235,849	
ALWZ Cooperative Agreement	7,668	
Eastside Road Storage Project	58,961	
Airport Service Area Disposal	98,669	
Geysers Pipeline Pumpstation	2,042,477	
Keiser Park Master Plan/Expansion/Construction	895,807	
Sewer Master Plan Update	100,000	
Shiloh Road Improvements	181,770	
Shone Farm Reservoir	673	
Total	<u>\$6,621,873</u>	

PUBLIC FACILITIES (190)

Ending Balance at 06/30/10		\$1,003,740
Project planning, design, engineering and support (including transfers)	1,223,056	
Streetscape Improvement Program	12,500	
Equipment Acquisition	4,000	
Vehicle Acquisition	45,000	
Civic Center Expansion	50,000	
Total	<u>\$1,334,556</u>	