

RESOLUTION NO. 2917-12

**A RESOLUTION OF THE TOWN COUNCIL
OF THE TOWN OF WINDSOR INDICATING INTENTION TO LEVY AND COLLECT
ANNUAL ASSESSMENTS, PRELIMINARILY APPROVE THE ANNUAL ENGINEER'S
REPORT FOR FISCAL YEAR 2012-13 FOR THE WINDSOR LANDSCAPING AND
LIGHTING SPECIAL ASSESSMENT DISTRICT (LLAD-1) AND SET THE DATE OF
THE PUBLIC HEARING**

(Pursuant to the Landscaping & Lighting Act of 1972)

WHEREAS, the Town Council intends to levy and collect assessments within the Windsor Landscaping and Lighting Special Assessment District during the Fiscal Year 2012-13. The area of land to be assessed is located in the Town of Windsor, Sonoma County; and

WHEREAS, an annual Engineer's Report must be prepared and filed outlining the proposed budgets, the description of the proposed improvements and/or changes, the boundaries of the assessment district, any zones therein and the proposed assessments upon assessable lots and parcels within the assessment district; and

WHEREAS, the improvements in LLAD-1 are the operation, maintenance and other incidental costs associated with the Town parks (Esposti Park, Hiram E. Lewis Park, Keiser Park, Pat Elsbree Skate Park, Windsor Soccer Park, Acorn Park, Lakewood Meadows Park, Los Robles Park, Michael A. Hall Park, Old Vineyard Park, Pleasant Oak Park, Pueblo Viejo Park, RT Mitchell Park, Robbins Park, Sutton Park, Ultimo Park and Vintage Oaks Park), landscape maintenance of the landscaping areas (Brooks Creek Linear Trail, Civic Center Complex, Intermodal Station, Town Green, Vintana Creekside Park and Trail, Windsor Community Center, Windsor/101 Off-ramp and Interchange and Windsor Boys and Girls Club Parking Lot) (together referenced as Zone 1), the streetlights within the subdivisions identified in Zone 2 of LLAD-1, the street landscaping costs of the landscaping areas within the public right-of-ways within the subdivisions in Zone 3 of LLAD-1, the streetlights for the Bluebird Meadows and Starr View Subdivisions (Zone 4), the operation and maintenance of the Shadetree Drive Oak Tree Park (Zone 5) and the operation and maintenance of the Windsor Senior Center (Zone 6); and

WHEREAS, on March 7, 2012 the Town Council adopted Resolution No. 2890-12 appointing Coastland Civil Engineering as the Engineer of Work, directing the preparation and filing of the Annual Engineer's Report, and describing the potential changes to LLAD-1 for Fiscal Year 2012-13; and

WHEREAS, Coastland Civil Engineering has prepared and filed with the Town the annual Engineer's Report as required by the Landscaping and Lighting Act of 1972; and

WHEREAS, all interested persons are referred to that annual Engineer's Report for a full and detailed description of the improvements, the boundaries of the six Zones within LLAD-1 and the proposed assessments upon assessable lots and parcels of land within LLAD-1 for Fiscal Year 2012-13; and

WHEREAS, the Fiscal Year 2012-13 Engineer's Report proposes the assessments for all Zones 1, 2, 3, 4, 5 and 6 to stay the same as assessed in Fiscal Year 2011-12; and

WHEREAS, for Fiscal Year 2012-13, 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 \$110.25 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 \$6.00 per ESD and the annual assessment for Zone 6 (Senior Center) is proposed at \$200.00 per ESD; and

WHEREAS, for FY 2012-13 no annexations are proposed to LLAD-1.

NOW, THEREFORE BE IT RESOLVED that the Town Council of the Town of Windsor hereby notices the intention to levy and collect the stated annual assessments and preliminarily approves the Engineer’s Report including the estimate of costs and expenses of operating and maintaining the said improvements and the incidental expenses in connection with each of the six zones of LLAD-1 as described in the Fiscal Year 2012-13 Engineer’s Report as filed with the Town Clerk; and

BE IT FURTHER RESOLVED that a public protest hearing will be held by the Town Council on Wednesday, June 20, 2012 at 6:00 p.m. or as soon thereafter as the matter may be heard in Building 400 of the Windsor Civic Center, 9291 Old Redwood Highway, Windsor. At the public protest hearing, the Town Council will consider changes to assessment amounts and authorization to levy and collect assessments for Fiscal Year 2012-13; and

BE IT FURTHER RESOLVED that the Town Clerk is authorized and directed to give the Notice of Hearing as required by the Landscaping and Lighting Act of 1972 for said public hearing.

BE IT FURTHER RESOLVED that this Resolution is adopted pursuant to Section 22620 of the California Streets and Highways Code.

PASSED, APPROVED AND ADOPTED this 2nd day of May 2012, by the following vote:

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



DEBORA FUDGE, MAYOR

ATTEST:



MARIA DE LA O, TOWN CLERK