

RESOLUTION NO. 2010-565

Adopted by the Sacramento City Council

September 28, 2010

WILLOWCREEK FEE DISTRICT – REPAYMENT OF FUNDS

BACKGROUND

- A. In 2004, the City constructed the West River Drive and Orchard Lane Traffic Roundabout using a \$150,000 contribution for a traffic signal from the Willowcreek Fee District. Since then, staff with concurrence from the City Attorney's Office has determined that the \$150,000 should have been used instead to construct a traffic signal at the intersection of Barandas Drive and Orchard Lane.
- B. When the Willowcreek Finance Plan/Nexus Study was completed in 1997, Barandas Drive and West River Drive had not yet been named and were referred to as Road A and Road B respectively. The Environmental Impact Report (EIR) required that a traffic signal be constructed at the intersection of Road A (now Barandas Drive) and River Plaza Drive (now Orchard Lane). The Willowcreek Finance Plan/Nexus Study stated that \$150,000 be set aside to construct the signal required in the EIR. The Willowcreek Finance Plan/Nexus Study however, incorrectly called for the new signal to be constructed at the intersection of Road B and River Plaza Drive.
- C. The City Attorney's Office has reviewed all the documents and determined that funding in the Fee District was set aside for the Barandas Drive/Orchard Lane and not West River Drive/Orchard Lane and that repayment of funds must be completed. The amount of the repayment including interest is \$177,174 and will be paid back with local transportation funds within the New Traffic Signals Project (S15074300).

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. The FY10/11 Capital Improvement Program is amended by approving the repayment of Willowcreek Fee District Funds (Fund 3008) by an interfund transfer from the New Traffic Signals Project (S15074300) to the Willowcreek Fee District Project (I22206000) in the amount of \$177,174 (\$150,000 Fund 2001 and \$27,174 Fund 2007).

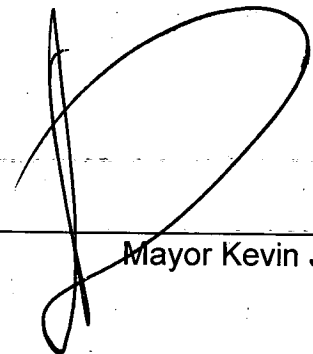
Adopted by the City of Sacramento City Council on September 28, 2010 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Mayor Johnson.

Noes: None.

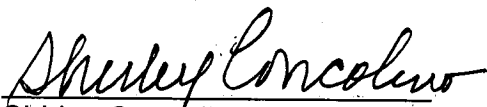
Abstain: None.

Absent: None.



Mayor Kevin Johnson

Attest:



Shirley Concolino, City Clerk