



STAFF REPORT CITY COUNCIL

DATE: December 20, 2016

TO: Honorable Mayor and City Councilmembers

FROM: Christopher L. Foss, City Manager

SUBJECT: Annual Report of Developer Impact Fee Funds Deposits: Pursuant to Government Code Sections 66002, 66006 and 66008 (AB 1600)
Prepared by: Lisa Hisatomi Assistant Administrative Services Director

EXECUTIVE SUMMARY:

State law requires the City to review and report on an annual basis the status of Development fees collected to finance public improvements. The report covers activity which occurred in these funds during Fiscal Year 2015-16. The analysis has determined that all funds held for more than five years are necessary to complete identified projects.

STAFF RECOMMENDATION:

Accept the annual report of developer impact fee funds for the year ended June 30, 2016, and adopt the **Resolution** Making Findings Regarding Unexpended Traffic Mitigation Contributions for Fiscal Year 2015-16.

FINANCIAL IMPACT:

The financial impacts and accounting for the Development Fees are discussed as part of the Staff Report.

DESCRIPTION:

Cities are authorized under State Law to require development applicants to contribute fees toward off-site public improvements, which are needed as a result of the new development. Annually, the City is required to disclose the status of funds held for this purpose. The report provides information covering the period from July 1, 2015 through June 30, 2016 (Attachment 1).

Requirements of Law

The law requires the City to review, on an annual basis, the status of development fees collected. The law provides for a report to be made available within 180 days from the end of the Fiscal Year. In addition, Government Code Section 66006(b)(2) requires the report to be included on the City Council meeting agenda at a public meeting not less

than 15 days after the information was made available. In the event that any fees remain unexpended for more than five years, the City Council must adopt a Resolution making certain findings related to the continued need for the funds to complete the improvements. In the event that findings are not made to support the retention of the funds, the unexpended fees must be returned to the current owners of the subject property.

Major Components of Report

The Fiscal Year 2015-16 Annual Report of Developer Funds is shown in Attachment 1. The law requires disclosure of numerous details with respect to activity in these accounts. This includes: beginning and ending balances; collections for the year; expenditures for the year; interest earned; and any refunds. For the purpose of this report the City is providing information on the following funds:

FUNDS ACCOUNTED FOR IN REPORT (ATTACHMENT 1)

- Eastern Dublin Traffic Impact Fees
- Downtown Traffic Impact Fees
- Public Facilities Impact Fees (Includes Park Dedication Fees)
- Fire Impact Fees
- Tri Valley Transportation Development Fees
- Category 3 Regional Traffic Impact Fees
- Pass Through Fees: (Freeway Interchange Fees / BART Garage)
- Dublin - Contra Costa County Traffic Impact Mitigation Fees

Details of activity for each of the fees are displayed in the Annual Report (Attachment 1). The following is a high level summary of the activity for the year including the beginning and ending balances:

ANNUAL REPORT OF DEVELOPER FEES BY CATEGORY (7/1/2015 - 6/30/2016)

IMPACT FEE CATEGORY	Beginning Balance (7/1/2015)	Additions: Fees Collected; Interest Revenue	Expenses: Project Costs; Interest; Loan Repayments; Pass-Through	Ending Balance (6/30/2016)
Public Facility Fees	\$33,664,321.86	\$15,437,734.20	(\$22,939,086.43)	\$26,162,969.63
Fire Impact Fees – Advance Owed to General Fund	(\$470,606.51)	\$390,512.77	(\$579.39)	(\$80,673.13)
Traffic Impact Fees	\$17,260,168.45	\$4,627,097.82	(\$2,079,897.27)	\$19,807,369.00
TOTAL	\$50,453,883.80	\$20,455,344.79	(\$25,019,563.09)	\$45,889,665.50

It is important to note that these fees are restricted and can only be used for the capital-related purposes for which they have been collected. Given the multi-year nature of the

capital projects to be financed it is expected that funds will be accumulated and used based on the construction timing. During Fiscal Year 2015-16, the net balance of all funds reported decreased by approximately \$4.56 million which was largely attributable to Public Facility Fee and Traffic Impact Fee funds collected, utilization of Public Facility Fee to fund the construction of Emerald Glen Park Recreation and Aquatic Complex and Fallon Sports Park. The ending combined balance of \$45.9 million is net of negative balances. A detailed accounting for each of the major categories is shown in the schedules included in Attachment 1.

The Fire Impact Fee Fund is negative due to funds advanced for the construction of Station 17. As fees are collected they are used to repay borrowed funding from the General Fund, including interest.

Funds Remaining Unexpended More Than 5 Years After Being Collected

One of the provisions in the State law regulating development fees is to regularly review funds collected and held for more than five years without being expended. The law requires the City Council to make certain findings in order to continue to hold fees collected and unexpended for more than five years. The following Table summarizes the accounts with contributions which have remained unexpended for more than five years.

SUMMARY OF ACCOUNTS WITH FUNDS REMAINING UNEXPENDED FOR FIVE YEARS OR MORE AFTER THEY WERE COLLECTED

Source of Fee	Fees Unspent For More Than 5 Years as of 6/30/16	Developer Fees Unspent For Less Than 5 Years	Accumulated Interest	Total Designated As of 6/30/2016	Remaining Project Costs
<u>Mitigation Funds:</u> Central Parkway & Sybase Drive Traffic Signal	\$55,500.00	None	\$9,087.99	\$64,587.99	\$400,000.00
<u>Mitigation Funds:</u> Scarlett Drive Extension (Dublin Blvd to Dougherty Rd)	\$28,801.83	None	\$93,551.84	\$122,353.67	\$20,265,000.00

Proposed Resolution Making Necessary Findings

In order to retain fees longer than five years, certain findings must be made by the City Council. Without this action the fees would need to be refunded. All of the fees summarized in the previous section of this report have identified projects that will require the funding in the future. The funding needed includes the accumulated interest, which is expended only on the authorized projects. The City continues to allocate interest on the balances retained. Staff has identified the findings necessary as part of the attached Resolution (Attachment 2). Adoption of the Resolution allows the

City to continue to retain the fees, in order to fund the projects for which they were collected.

NOTICING REQUIREMENTS/PUBLIC OUTREACH:

Government Code Section 66006(b)(2) requires the report to be included on the City Council meeting agenda at a public meeting not less than 15 days after the information was made available. Staff previously made available to the public a draft copy of this report on Monday, December 5, 2016. In addition the Government Code Section requires that the notice of the meeting shall be mailed, at least 15 days prior to the meeting, to any interested party who files a written request with the local agency for mailed notice of the meeting. The Administrative Services Department mailed notices to interested parties who have filed requests in the past.

ATTACHMENTS:

1. Annual Report of Developer Impact Fee Funds for the Year Ended June 30, 2016
2. Resolution Making Findings Regarding Unexpended Traffic Mitigation Contributions for Fiscal Year 2015-16


Chris Foss, City Manager 12/12/2016



City of Dublin
Annual Report of Developer Impact Fee Funds Deposits
For the Year Ended June 30, 2016

CONTENTS

<u>SECTION</u>	<u>INFORMATION</u>	<u>PAGE(S)</u>
Section 1:	Table of Disclosure Requirements With Cross Reference To Government Code and Location In City of Dublin Report	1-2
Section 2:	Description Impact Fees Included In Report	3-4
Section 3:	Status of Funds <ul style="list-style-type: none">• Interfund Loans & Transfers• Specific Funds Held In Excess of 5 Years• Refunds.....	5-6
Section 4:	2015-16 Accounting of Impact Fees By Major Category <ul style="list-style-type: none">• Public Facility Impact Fees• Fire Impact Fees• Traffic Impact Fees.....	7
Section 5:	Detail By Fund - Traffic Impact Fees Contributions.....	8
Section 5A:	Detail - Traffic Impact Fees (Project Specific Mitigation) Contributions.....	9
Section 6:	Schedule of Funding For Public Improvements And Percentage Funded By Developer Fees.....	10

**Data Available To Public December 5, 2016
Presented City Council Meeting December 20, 2016**

**SECTION 1
TABLE OF IMPACT FEE DISCLOSURE REQUIREMENTS
WITH CROSS REFERENCES**

Government Code Section	Requirement	Information Found In City Report At
	Provide the following:	
66006 (b) (A)	1. A brief description of each of the City's impact fees.	Section 2, Part A
66006 (b) (B)	2. The amount charged for the City's impact fees.	Section 2, Part B
66006 (b) (C)	3. The beginning and ending balance for the City's impact fee accounts.	Section 4 and Section 5
66006 (b) (D)	4. The amount of fees collected and interest earned.	Section 4, Section 5, And Section 5A
66006 (b) (E)	5. An identification of each public improvement on which fees were expended and the amount of the expenditures on each improvement, including the total percentage of the cost of the public improvement that was funded with fees.	Section 6
66006 (b) (F)	6. An identification of an approximate date by which the construction of the public improvement will commence if the local agency determines that sufficient funds have been collected to complete financing on an incomplete public improvement, as identified in paragraph (2) of subdivision (a) of Section 66001, and the public improvement remains incomplete.	Section 3, Part B
66006 (b) (G)	7. A description of each interfund transfer or loan made from the account or fund, including the public improvement on which the transferred or loaned fees will be expended, and, in the case of an interfund loan, the date on which the loan will be repaid, and the rate of interest that the account or fund will receive on the loan.	Section 3, Part A
66006 (b) (H)	8. The amount of refunds made pursuant to subdivision (e) of Section 66001 and any allocations pursuant to subdivision (f) of Section 66001.	Section 3, Part C

**SECTION 1
TABLE OF IMPACT FEE DISCLOSURE REQUIREMENTS
WITH CROSS REFERENCES**

Government Code Section	Requirement	Information Found In City Report At
66001 (d)	9. For the fifth year following the first deposit into the account or fund, and every five years thereafter, the City shall make all of the following findings with respect to those portions of the impact fee remaining unexpended, whether committed or uncommitted.	Section 3, Part B and attached Resolution for items a-e below.
66001 (d) (1)	a. Identify the purpose to which the fee is to be used for.	
66001 (d) (2)	b. Demonstrate a reasonable relationship between the fee and the purpose for which it is charged.	
66001 (d) (3)	c. Identify all sources and amounts of funding anticipated to complete financing in incomplete improvements.	
66001 (d) (4)	d. Designate the approximate dates on which the funding referred to in item c above is expected to be deposited into the appropriate account or fund.	
66006 (b) (1) (F)	e. When sufficient funds have been collected, the agency shall identify, within 180 days of the determination that sufficient funds have been collected, an approximate date by which the construction of the public improvements will commence.	

**SECTION 2
DESCRIPTION OF IMPACT FEES**

A. DESCRIPTION OF THE CITY’S IMPACT FEES

The City of Dublin has established the following Impact Fees and Traffic Mitigation Contributions:

- Eastern Dublin Traffic Impact Fees
- Downtown Traffic Impact Fee
- Public Facilities Impact Fees
- Park Dedication Fees
- Fire Impact Fees
- Tri Valley Transportation Development Fees
- Freeway Interchange Fees
- Dublin – Contra Costa Traffic Impact Mitigation Fees

These impact fees were established to pay for the design, development and construction of public improvement projects for: streets; public facilities; parks; fire capital expansion projects and community amenities.

B. AMOUNTS CHARGED BY THE CITY FOR IMPACT FEES AND PUBLIC IMPROVEMENTS FUNDED BY THESE FEES

The amounts charged for the impact fees noted above are dependent upon the type and size of a particular development and were based upon related studies, conducted prior to the adoption of the fees. The City Council has adopted and imposed the subject fees through the passage of the following resolutions. These fees are updated on an annual basis based upon various cost indexes described in further detail as part of the resolutions for these fees:

Impact Fee	Resolution / Ordinance
Eastern Dublin Traffic Impact Fees (Includes BART Garage Pass-Through)	Resolution 225-99 Amended by Resolution 111-04 Updated by Resolution 40-10
Downtown Traffic Impact Fee	Resolution 210-04 Amended by Resolution 47-09
Public Facility Impact Fees	Resolution 32-96 Amended by Resolutions 134-15, 45-09, 214-02 & 60-99
Park Dedication Fees	Chapter 9.28 Dublin Municipal Code Amended by Ordinance 08-15
Fire Impact Fees	Resolution 37-97 - Amended by Resolutions 208-00, 12-03, 77-05 & 46-09
Tri-Valley Transportation Development Fees	Resolution 89-98 Amended by Resolutions 85-99, 87-03 & 68-15
Pleasanton Interchange Fees	Resolution 11-96 Amended by Resolution 155-98
Dublin – Contra Costa Traffic Impact Mitigation Fees.	Resolution 74-00 and Contra Costa County Ordinance No. 2000-24

The studies and supporting documentation presented or adopted as part of the resolutions noted above identify the public improvements that those fees will be used to finance. These studies also show that there is a reasonable relationship: a.) between the fees’ use and the type

SECTION 2
DESCRIPTION OF IMPACT FEES

of development project on which the fee is imposed; and b.) between the need for the public facility and the type of development project on which the fee is imposed.

**SECTION 3
STATUS OF FUNDS**

A. INTERFUND LOANS AND TRANSFERS OF IMPACT FEES

No inter-fund loans or transfers of impact fees were granted to other funds during Fiscal Year 2015-16. The Fire Impact Fee Fund received an advance / loan from the General Fund in both Fiscal Year 2003-04 and Fiscal Year 2004-05. Collections of Fire Impact Fees are being used to repay the advance. Interest accrues at the rate equal to the City's return on its investment portfolio.

B. ANALYSIS OF FEES LEVIED AGAINST DEVELOPMENT PROJECTS IN ACCORDANCE WITH SEC. 66001 OF THE (CGC) AND UNSPENT AFTER 5 YEARS

The purpose of the review was to identify monies that have been collected and held for a period of more than five years and to make appropriate disclosures.

The City of Dublin has analyzed the balance of monies held, at the beginning of Fiscal Year 2015-16 (July 1, 2015). The balances were evaluated based on "developer fees collected" separate from interest revenue. As of July 1, 2015 there were three projects involving the use of Traffic Mitigation Contributions, which have developer fees that continued to be held for more than five years. The Projects are included in the adopted City of Dublin Five Year Capital Improvement Program 2016–2021. In accordance with State Law, the City Council has previously adopted Resolution #190-15 on December 15, 2015 declaring the need to continue to maintain the funds. Based on expenditures during Fiscal Year 2015-16, as of June 30, 2016, there are two projects that have developer funds collected and held for more than five years. Details related to the projects which have funds held for more than five years are identified below:

1. CENTRAL PARKWAY & SYBASE DRIVE TRAFFIC SIGNAL

Mitigation Source	Unspent Developer Fees Held More Than 5 Years	Remaining Project Costs (Estimate)
Central Parkway & Sybase Drive Traffic Signal	\$55,500	\$400,000

Description of Project This project will install a traffic signal at the existing intersection of Central Parkway and Sybase Drive. Mitigation fees were paid to partially fund the intersection improvements as a condition of approval of the Sybase Corporate Headquarters Facility, Planning Commission Resolution No. 00-23. The construction of the improvement is pending the development of the adjacent vacant parcel.

Source of Funding Traffic Mitigation Contribution

Approximate Project Completion Date A precise completion date for the project has not been established. It is currently expected that it will be a date outside the current 5 Year CIP planning horizon.

**SECTION 3
STATUS OF FUNDS**

2. SCARLETT DR & IRON HORSE TRAIL EXTENSION - DUBLIN BLVD – DOUGHERTY ROAD (Future Project)

Mitigation Source	Unspent Developer Fees Held More Than 5 Years	Remaining Project Costs As Identified in CIP
Scarlett Dr. & Iron Horse Trail Extension – Dublin Blvd / Dougherty Rd	\$28,801.83	\$20,265,000

Description of Project This project would provide an extension of Scarlett Drive and relocate and enhance a portion of the Iron Horse Trail. The roadway element is a connection between Dougherty Road and Dublin Boulevard (within the former Southern Pacific Railroad Right-of-Way).

Source of Funding Dublin Crossing Development Agreement Transportation Fees, Traffic Mitigation Contributions, Category 2 Eastern Dublin TIF Fees.

Approximate Project Completion Dates A precise completion date for the project has not been established. It is currently expected that it will be a date outside the current 5 Year CIP planning horizon. It is anticipated that the developer of the Dublin Crossing project will construct the project in accordance with the Development Agreement between the City of Dublin and the developer.

C. REFUNDS

No refunds were made during Fiscal Year 2015-16.

D. RETIREMENT OF IMPACT FEE OBLIGATIONS

During Fiscal Year 2015-16, payments were made to retire Impact Fee Credit Obligations as follows:

	Fee Type	Amount
Payments to holders of Impact Fee Credits that had converted to Rights to Reimbursement	Eastern Dublin Traffic Impact Fee – Category 1	\$300,000.00
	Eastern Dublin Traffic Impact Fee – Category 2	\$24,018.00
Reimbursement pursuant to the construction agreement for the Tassajara Interchange. (Alameda County Surplus Property Authority)	Eastern Dublin Traffic Impact Fee – Category 1	\$98,279.28
Reduction In Advance Assumed By Alameda County Surplus Property Authority (Original Advance Was made by BART For East Dublin Station Access)	Eastern Dublin Traffic Impact Fee – Category 2	\$75,000.00
TOTAL		\$497,297.28

SECTION 4
CITY OF DUBLIN CAPITAL IMPACT FEE REPORT
FEES BY MAJOR CATEGORY (Activity July 1, 2015 - June 30, 2016)

	<u>PUBLIC FACILITY FEES</u> Funds 4101-4111 (Includes Park Dedication Fees)	<u>FIRE FACILITY IMPACT FEES</u> Fund 4201	<u>TRAFFIC IMPACT FEES (ALL CATEGORIES)</u> Funds 4301-4313 Detail In Schedule 5	<u>GRAND TOTAL</u>
Ending Available 6/30/2015	\$33,664,321.86	(\$470,606.51)	\$17,260,168.45	\$50,453,883.80
Fees Collected: 7/1/2015-6/30/2016	15,091,481.92	390,512.77	4,454,485.05	19,936,479.74
Interest 7/1/2015 - 6/30/2016	346,252.28	-	172,612.77	518,865.05
Less 2015-16 Expenditures				
Project Expenditures	(22,939,086.43)		(1,097,157.95)	(24,036,244.38)
Interest on Loan from General Fund for Construction of Fire Stations		(579.39)		(579.39)
Retirement of Impact Fee Obligations			(497,297.28)	(497,297.28)
Refunds Per CGC 66001(e)/(f)				-
Pass Through Funds (See Schedule 5)			(485,442.04)	(485,442.04)
Ending Balance 6/30/2016	<u>\$26,162,969.63</u>	<u>(\$80,673.13)</u>	<u>\$19,807,369.00</u>	<u>\$45,889,665.50</u>

SECTION 5
CITY OF DUBLIN CAPITAL IMPACT FEE REPORT
BREAKDOWN OF TRAFFIC IMPACT FEE FUNDS (Activity July 1, 2015 - June 30, 2016)

LOCAL TRAFFIC IMPACT FEES				
	CATEGORY 1	CATEGORY 2	DOWNTOWN TRAFFIC IMPACT FEE	SUB-TOTAL "A" TRAFFIC IMPACT FEES
	Fund #4301	Fund # 4302	Fund # 4304	
Ending Available 6/30/2015	\$7,298,528.13	\$3,997,879.15	\$1,038,786.22	\$12,335,193.50
Fees Collected: 7/1/2015-6/30/2016	1,228,491.04	458,149.70	799,867.24	2,486,507.98
Interest 7/1/2015 - 6/30/2016	70,601.39	38,351.88	14,407.14	123,360.41
(Less: 2015-16 Expenditures)				
Traffic Improvements	(5,431.21)		(326,924.62)	(332,355.83)
Retirement of Impact Fee Obligations	(398,279.28)	(99,018.00)		(497,297.28)
Refunds Per CGC 66001(e)/(f)				-
Ending Balance 6/30/2016	<u>\$8,193,910.07</u>	<u>\$4,395,362.73</u>	<u>\$1,526,135.98</u>	<u>\$14,115,408.78</u>

REGIONAL/MITIGATION TRAFFIC IMPACT FEES					
	CATEGORY 3 LOCAL REGIONAL FEES	DUBLIN - CONTRA COSTA COUNTY MITIGATION	TRI-VALLEY TRANSPORTATION DEVELOPMENT FEE	SPECIFIC PROJECT MITIGATION FUND (See 5A for Breakdown)	SUB-TOTAL "B" OTHER FEES
	Fund # 4303	Fund # 4305	Fund # 4306	Fund # 4309	
Ending Available 6/30/2015	\$401,122.21	\$2,470,191.79	\$1,528,743.96	\$524,916.99	\$4,924,974.95
Fees Collected: 7/1/2015-6/30/2016	-	957,165.24	505,129.79	20,240.00	1,482,535.03
Interest 7/1/2015 - 6/30/2016	3,655.17	23,786.66	18,925.57	2,884.96	49,252.36
(Less: 2015-16 Expenditures)					
Traffic Improvements	-	(625,480.76)	-	(139,321.36)	(764,802.12)
Retirement of Impact Fee Obligations	-	-	-		
Ending Balance 6/30/2016	<u>\$404,777.38</u>	<u>\$2,825,662.93</u>	<u>\$2,052,799.32</u>	<u>\$408,720.59</u>	<u>\$5,691,960.22</u>

PASS-THROUGH	
FREEWAY INTERCHANGE & BART GARAGE	GRAND TOTAL TRAFFIC FEES (Pass-Through+ "A" + "B")
Ending Available 6/30/2015	\$17,260,168.45
Fees Collected: 7/1/2015-6/30/2016	4,454,485.05
Interest 7/1/2015 - 6/30/2016	172,612.77
(Less: 2015-16 Expenditures)	
Traffic Improvements	(1,097,157.95)
Retirement of Impact Fee Obligations	(497,297.28)
Refunds Per CGC 66001(e)/(f)	
BART Garage Reimbursements to ACSPA	(374,648.35)
Freeway Interchange Reimbursements - City of Pleasanton	(110,793.69)
Ending Balance 6/30/2016	<u>* \$19,807,369.00</u>

* Note "Pass-Through" Balance excludes Year-End Interest accrual recorded as a liability.

SECTION 5A
CITY OF DUBLIN CAPITAL IMPACT FEE REPORT 2015-16
DETAIL OF TRAFFIC MITIGATION CONTRIBUTIONS (From July 1, 2015 - June 30, 2016)

CIP PROJECT #	4309.41003 Scarlett Extension Dougherty/Dublin Blvd 096840 (prior System)	4309.41004 Parallel Rd St. Patrick Way st0494	4309.41008 Dublin Blvd. Sierra Dougherty st1012
Ending Available 6/30/2015	\$121,691.96	\$37,762.63	\$301,223.71
Fees Collected: 7/1/2015-6/30/2016			
Interest 7/1/2015 - 6/30/2016	661.71	205.34	1,637.93
Less 2015-16 Expenditures		(33,666.23)	(105,655.13)
Refunds Per CGC 66001(e)/(f)			
Ending Balance 6/30/2016	\$122,353.67	\$4,301.74	\$197,206.51

CIP PROJECT #	4309.41009 Sybase Traffic Signal Not Yet Assigned	4309.41016 Dougherty & AVB Traffic Not Yet Assigned	GRAND TOTAL
Ending Available 6/30/2015	\$64,238.69		\$524,916.99
Fees Collected: 7/1/2015-6/30/2016	-	20,240.00	20,240.00
Interest 7/1/2015 - 6/30/2016	349.30	30.68	2,884.96
Less 2015-16 Expenditures			(139,321.36)
Refunds Per CGC 66001(e)/(f)			-
Ending Balance 6/30/2016	\$64,587.99	\$20,270.68	\$408,720.59

SECTION 6
CITY OF DUBLIN IMPACT FEE REPORT
SCHEDULE OF FUNDING FOR PUBLIC IMPROVEMENTS & PERCENTAGE DEVELOPER FEES
LISTING OF ACCOUNTS WITH ACTIVITY JULY 1, 2015 to JUNE 30, 2016

CIP #	Project Name	2015-16 Expenditures (Developer Fee Funds)	Fiscal Year 2015-16 Expenditures (Other Funds)	Total Project Expenditures (Fiscal Year)	% From Developer Fees
PUBLIC FACILITY FEES					
pk0105	Emerald Glen Park Rec. & Aquatic Complex	\$20,803,727.08		\$20,803,727.08	100%
pk0115	Dublin Crossing Community Park	12,361.30	30,263.90	42,625.20	29%
pk0216	Sean Diamond Park	155,656.05		155,656.05	100%
pk0315	Library Extension - Center for 21st Century	10,760.98		10,760.98	100%
pk0414	Fallon Sports Park - Phase II	1,523,187.43		1,523,187.43	100%
pk0514	Jordan Ranch Neighborhood Park	384,803.45		384,803.45	100%
pk0713	Shannon Park Water Play Area	6,524.60		6,524.60	100%
Ops Program	Cultural Arts Needs Assessment	42,065.54		42,065.54	N/A
TOTAL PUBLIC FACILITY FEE PROJECTS		\$22,939,086.43	\$30,263.90	\$22,969,350.33	100%
FIRE FACILITY FEES					
(No active Projects. Fees collected are used to repay funds advanced).					
TRAFFIC IMPACT FEES (Excludes "Pass -Through" Payments - BART GARAGE & INTERCHANGE FEES)					
Ops Program	TIF Administration				
	EDTIF Update (EDTIF1 Fund 4301)	\$1,042.02		\$1,042.02	
	Dept. Operating Budget Total	\$1,042.02		\$1,042.02	N/A
	Non-Departmental- Credit Pmts				
	EDTIF Cat1 (Fund 4301) Pmts reducing Credits Held	\$398,279.28		\$398,279.28	
	EDTIF (Fund 4302 - Category 2)	99,018.00		99,018.00	
	Non-Dept. Budget Total	\$497,297.28		\$497,297.28	N/A
st0494	St. Patrick Way - Regional Street to Golden Gate				
	Specific Project Mitigation Fees (41004)	\$33,666.23		\$33,666.23	
	st0494 Total	\$33,666.23		\$33,666.23	100%
st0911	Dougherty Rd Impvts Sierra Ln To N. City Limits				
	Dougherty Valley TIF (Fund 4305)	\$625,480.76	\$410,440.40	\$1,035,921.16	
	st0911 Total	\$625,480.76	\$410,440.40	\$1,035,921.16	60%
st1012	Dublin Boulevard - Sierra Court to Dougherty				
	Specific Project Mitigation Fees (41008)	\$105,655.13		\$105,655.13	
	st1012 Total	105,655.13		\$105,655.13	100%
st0815	Amador Plaza Road Bicycle & Pedestrian				
	Downtown TIF (Fund 4304)	\$326,924.62		\$326,924.62	
	st0815 Total	\$326,924.62		\$326,924.62	100%
st0116	Tassajara Road Realignment & Design				
	EDTIF-Cat 1 (Fund 4301)	\$4,389.19		\$4,389.19	
	st0815 Total	\$4,389.19		\$4,389.19	100%
TOTAL TRAFFIC IMPACT FEE PROJECTS		\$1,594,455.23	\$410,440.40	\$2,004,895.63	80%

RESOLUTION NO. XX - 16

**A RESOLUTION OF THE
CITY COUNCIL OF THE CITY OF DUBLIN**

**MAKING FINDINGS REGARDING UNEXPENDED
TRAFFIC MITIGATION CONTRIBUTIONS FOR FISCAL YEAR 2015-16**

WHEREAS, the City has collected contributions for completion of off-site public traffic improvements needed as a result of new development, which will not be expended within five years after deposit. The improvements are described in the Fiscal Year 2016-2021 Five Year Capital Improvement Program and include the improvements described below:

Source of Fee	Unexpended Developer Fees as of June 30, 2016
1. Project Specific Mitigation: Central Parkway & Sybase Drive Traffic Signal	\$55,500.00
2. Project Specific Mitigation: Scarlett Drive Extension Between Dublin Blvd and Dougherty Road (Future Project)	\$28,801.83

WHEREAS, the two fees and their associated projects described in the recital above are referred to as the "Two Traffic Improvements."

NOW, THEREFORE, BE IT RESOLVED that the City Council of City of Dublin hereby find and determine that the foregoing recitals and determinations are true and correct:

- A. The contributions which have been collected for the Two Traffic Improvements will remain unexpended after Fiscal Year 2015-16.
- B. The contributions which have been collected for the Two Traffic Improvements will remain committed for construction of the improvements identified in the adopted Capital Improvement Program.
- C. The purpose for which the contributions will be used is construction of the Two Traffic Improvements, as described above and in the 2016-2021 Capital Improvement Program.
- D. The contributions were collected to make the Two Traffic Improvements, which improvements will mitigate traffic impacts caused by the new development projects which paid the fees.
- E. The contributions which have been collected for the Two Traffic Improvements are needed for construction of the Two Traffic Improvements.

PASSED, APPROVED, AND ADOPTED this 20th day of December 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Mayor

ATTEST:

City Clerk