



**Date:** November 16, 2015  
**To:** Mayor and City Council  
**From:** Tim Tucker, City Engineer  
Cathy Spinella, Finance Manager  
**Subject:** Fiscal Year 2014-15 AB1600 Report

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### **Recommendation**

Receive and file the AB 1600 report (Impact Mitigation Fees) for Fiscal Year ending June 30, 2015.

### **Background**

State law (California Government Code Section 66006) requires each local agency that imposes AB1600 development impact fees to prepare an annual report providing specific information about those fees. It includes requirements for accounting, spending, and annually reporting the fees and related interest earnings. The statute specifies the report include the following information:

1. Description of the type of fee.
2. The amount of each fee.
3. The beginning and ending balance of each developer fee.
4. The amount of developer fees disbursed on each project for the fiscal year.
5. The amount of developer fees collected for the fiscal year.
6. The amount of interest earned by developer fee for the fiscal year.
7. Approximate date when construction will begin on any incomplete public improvements.

Currently the City collects five impact fees and two other fees as part of subdivision approvals, as well as residential and commercial building permits. The Council allocates these funds for projects in the Capital Improvement Program.

Title 22, Section 22.55, Impact Mitigation Fees, of the Martinez Municipal Code establishes the provisions for collecting the following fees:

- Transportation Impact Fee: designed to cover the costs associated with transit, street, and bicycle/pedestrian improvements attributable to new development with the City.
- Park and Recreation Impact Fee: designed to cover the costs associated with new parks and recreation facilities required to serve future City growth, excluding cost of land acquisition.
- Cultural Facilities Impact Fee: designed to cover the costs associated with providing cultural facilities to serve future City growth.

- Police Facilities Impact Fee: cover the costs associated with facilities to accommodate additional officers required due to new growth in the City.
- Child Care Facilities in lieu fees (as required by MMC Chapter 22.49):

Title 22, Section 22.49, Impact Mitigation Fees, of the Martinez Municipal Code establishes the provisions for collecting the following fees:

- Zone 5 Drainage – upgrading the storm drain facilities within the creek watershed.
- Park In Lieu of Land Fee

The attached report shows all revenues, expenditures and balances for each development impact fee. According to AB1600, for the 5<sup>th</sup> fiscal year following the first deposit into each public improvement fund, and every 5 years thereafter, all fees collected should have an identified purpose and for inclusion in a Capital Improvement Project budget. Often, impact fees will be reprogrammed to another capital improvement project if the current project comes in under budget and the total amount of budgeted funds is not needed.

#### **Discussion**

The 2015-16 Capital Improvement budget has \$545,539 in Park In-lieu Impact fees programmed for the Waterfront Park. \$50,000 of Drainage fees are programmed for the Storm Drain GIS database. Child Care fees have been programmed in the 2016-17 Capital Improvement budget for Morello Daycare Improvements for \$50,000. The use of Park and Recreation fees will be decided later this year depending on the construction bids received for Waterfront Park. If not needed for Waterfront Park, the Council will have the option of using these fees for other park purposes. Lastly, there are several projects currently being discussed for the use of Cultural Facilities fees including the Campbell Theater and Willows Amphitheater improvements. A decision for use of these funds is expected by the end of the fiscal year.

#### **Fiscal Impact**

None.

#### **Attachment**

- Developer Impact Fees

**FISCAL YEAR ENDING 6/30/15  
DEVELOPER IMPACT FEES**

	TRAFFIC #34	PARK IN LIEU #34	CHILD CARE #34	ZONE 5 DRAINAGE #34	CULTURAL FACILITIES #34	POLICE FACILITIES #34	PARK & REC #34
ENDING BALANCE 6/30/14	528,353	643,209	44,909	117,317	460,013	50,656	326,961
FEES RECEIVED 2014/15	105,841	115,551	5,674	6,381	89,303	15,764	69,271
INTEREST EARNED 2014/15	673	1,353	95	239	990	114	709
TOTAL INCOME	106,514	116,903	5,768	6,620	90,293	15,878	69,980
PROJECT EXPENDITURES:							
Alhambra Ave/C Street Signal (C1049)	(275,000)						
Muir/Center Signal modification (C1050)	(50,000)						
Shell Ave Pedestrian/Bicycle Improv (C2008)	(42,048)						
Marina Vista/Pedestrian/Bicycle C2009	(85,000)						
Nancy Boyd/Mt View Park C5025	(50,000)						
General Plan C4000	(34,463)						
TOTAL EXPENDITURES	(486,511)	(50,000)	0	0	0	0	0
<b>UNEXPENDED BALANCE @ 6/30/15</b>	<b>\$ 148,356</b>	<b>\$ 710,112</b>	<b>\$ 50,678</b>	<b>\$ 123,937</b>	<b>\$ 550,306</b>	<b>\$ 66,534</b>	<b>\$ 396,941</b>
UNSPENT FUNDS BY YEAR:							
FY 2005/06				6,732			
FY 2006/07				26,940	15,407		
FY 2007/08		101,004	7,530	16,046	81,250		53,221
FY 2008/09		17,351	3,807	7,182	8,488		5,917
FY 2009/10		1,551	2,264	1,683	11,445		8,515
FY 2010/11		6,246	920	17,140	7,042	803	5,221
FY 2011/12		3,234	2,731	21,928	14,717	1,517	12,285
FY 2012/13		121,198	5,065	8,276	93,830	17,231	72,187
FY 2013/14	41,842	342,624	22,593	11,389	227,834	31,104	169,615
FY 2014-15	106,514	116,903	5,768	6,620	90,293	15,878	69,980
TOTAL UNSPENT BALANCE	\$ 148,356	\$ 710,112	\$ 50,678	\$ 123,937	\$ 550,306	\$ 66,534	\$ 396,941
TOTAL ALL FEES	\$ 2,046,864						