

MINUTES
JOINT TOWN COUNCIL,
REDEVELOPMENT AGENCY, AND
WINDSOR WATER DISTRICT MEETING

Civic Center Council Chambers
9291 Old Redwood Highway, Building 400
Windsor, CA 95492

May 3, 2006
Regular Session- 6:00 p.m.

1. CALL TO ORDER

Mayor Salmon called to order a meeting of the Town Council, also serving as the Board of Directors of the Windsor Redevelopment Agency and Town of Windsor Water District at 6:05 p.m.

2. TOWN COUNCIL ROLL CALL

Present at Roll Call were Councilmembers Allen, Fudge, Morehouse, Mayor Pro Tem Parker and Mayor Salmon.

3. PLEDGE OF ALLEGIANCE

Mayor Pro Tem Parker led the Pledge of Allegiance.

4. PRESENTATION(S)/PROCLAMATION(S)

Certificates of Appreciation

Certificates of Appreciation were presented to Ida Spiller, Marjorie Smith, and Reverend Dean Grotzke in recognition of their years of service to the Windsor Service Alliance.

4.1 Proclamation- National Bike Month is May 2006

Mayor Salmon read a proclamation declaring the month of May 2006 as “National Bike Month”. He presented the Proclamation to Christine Culver, Executive Director of the Sonoma County Bicycle Coalition.

4.2 Proclamation- Children’s Memorial Day (April 28, 2006)

Mayor Salmon read a proclamation declaring April 28, 2006 Children’s Memorial Day. He presented the Proclamation to Katie Sanchez of MOVES (Minimizing Occurrences of Violence in Everyday Society).

4.3 Proclamation- Affordable Housing Week (May 14 - 21, 2006)

Mayor Salmon read a proclamation declaring May 14-21, 2006 Affordable Housing Week. He presented the Proclamation to Cathy Hayes, Government Affairs Director of the North Bay Association of Realtors.

5. ANNOUNCEMENTS

The following upcoming Town events were announced:

- The Cinco de Mayo Celebration will be held on Friday, May 5, 2006 on the Town Green.
- The Windsor Day Festival and Parade will be held on Saturday, May 13, 2006.
- The Windsor Farmers Market opens on the Town Green this Sunday, May 7, 2006.

6. CONFLICT OF INTEREST DECLARATION

Councilmember Morehouse stated that she is affiliated with the Shakespeare on the Green and that her husband serves on the Board of the Boys and Girls Club. Therefore, she will be abstaining from the discussions on both items.

7. CHANGES TO THE AGENDA – NONE.

8. CITIZEN PUBLIC APPEARANCES – NONE.

9. CONSENT CALENDAR

Councilmember Morehouse moved to adopt the Consent Calendar items. Mayor Pro Tem Parker seconded the motion. The motion passed by a 5/0 vote.

9.1 Check Register No. 344

5/0 vote. By motion, approved disbursements in the amount of \$1,819,100.28.

9.2 Approval of Minutes

5/0 vote. By motion, approved the minutes of the meeting of March 29, 2006.

9.3 Treasurer's Quarterly Investment Report

5/0 vote. Received and filed the Treasurer's Quarterly Investment Report for the 3rd quarter of Fiscal-Year 2005-06.

9.4 Old Redwood Highway Palm Tree Landmark Designation

5/0 vote. Adopted Resolution No. 1883-06 designating seventeen (17) palm trees along the west side of Old Redwood Highway as Landmark Trees.

9.5 Request to Declare a 2006 Pacific Salmon Disaster

5/0 vote. Adopted Resolution No. 1884-06 requesting the Secretary of Commerce declare a 2006 Pacific Salmon Disaster, as provided for under the Magnuson-Stevens Fishery Conservation and Management Act and requesting the Secretaries of Commerce, Agriculture and Interior take immediate steps to adopt a restoration plan that is quantifiable and results oriented for the Klamath River Basin.

10. PUBLIC HEARING- NONE.

11. REGULAR CALENDAR

11.1 Old Downtown Business Directory Sign Program

Senior Planner Jones reviewed the contents of the staff report and responded to Council questions and comments.

At this time, Mayor Salmon called forward members of the public interested in commenting on this matter.

Amey Shaw, owner of L'Assiette Restaurant, spoke in support of the Old Downtown Business Directory Sign Program and discussed the need to place a temporary sign for exposure of her business.

A brief discussion was held regarding the incorporation of flower baskets displayed from light posts or sign posts into the proposed sign program.

Ken Cohan, President of Town Green Village Association, responded that several signs will be placed near planters in the Town Green and that any flower treatments would need to be basket situated for maintenance purposes.

There being no further comments, Mayor Salmon closed the public comment period.

Councilmember Fudge moved to adopt Resolution No. 1885-06 approving the Old Downtown Business Directory Sign Program and authorizing the Town Manager to negotiate and execute an agreement with the Town Green Village Association to erect and maintain a series of multiple tenant directory signs. Councilmember Allen seconded the motion. The motion passed by a 5/0 vote.

11.2 Not-for-Profit Organization Funding Requests

Acting Community Services Director Kelley reported on this item and responded to Council's questions.

At this time, Mayor Salmon called for comments from the agencies requesting funding.

Human Resources Projects

Shirley Zane, CEO, Council on Aging

President of Circuit Rider Productions

Nicole Renee, Marriage Family Therapist, Circuit Rider Productions

Chris Hauth, President, Windsor Boys and Girls Club

Promotional Projects and Special Projects

Patty Winn, President, Kiwanis Club of Windsor

Gary Howell, Director of the Windsor Chamber of Commerce

Glenda Castelli, Manager, Windsor Certified Farmers Market

Lucille Hynes, Sonoma County Hot Air Balloon Classic (SCHABC)

Steven David Martin, Executive Artistic Director of the Shakespeare on the Green

Chris Messina, Promotions Committee Chair, Old Downtown Business Improvement District (BID)
Unidentified Member of the Windsor Arts Council
David Ringstrom, Windsor Co-Operative Nursery School
Julian Cohen, President, Alliance for Contemporary Art
Lisa Archimo, Alliance for Contemporary Art
Julie Cohan, Executive Director of Tomorrow's Leaders of Today

There were no further comments from members of the agencies or audience.

Councilmember Morehouse did not participate in the discussion or direction regarding the funding for the Boys and Girls Club, Theatre on the Green and Tomorrow's Leaders Today.

Following discussion, Council (with the exception of Councilmember Morehouse) concurred to recommend funding requests for the Human Resources Projects in the amount of \$72,200.

Councilmember Morehouse explained why she does not support the Town Council funding not-for-profit, Human Resources programs.

Council concurred to recommend funding requests for Promotional projects in the amount of \$14,500.

Council, with the exception of Councilmember Morehouse who abstained on the discussion pertaining to the funding requests for Theatre on the Green and Tomorrow's Leaders Today, concurred to recommend funding requests for Special Projects in the amount of \$60,655.

Council directed staff to bring back for its consideration a budget amendment in the amount of \$39,152, as the Community Services budget has \$72,112 budgeted for Human Services projects and \$36,091 for Promotion and Special projects for FY 2006-071.

Council recessed from 8:36 until 8:47 p.m. and reconvened with all members present.

11.3 Bids for Preschool/ Affordable Housing Project

Acting Community Services Director Kelley discussed why staff is recommending that the bids for the Town of Windsor pre-school/affordable housing project be rejected. He noted that staff will continue to work with the project architect to identify potential reductions in the cost of the project.

At this time, Mayor Salmon called forward members of the public interested in commenting on this matter.

The following speakers addressed the Council in support of the proposed preschool/affordable housing project. Some of the comments made by the speakers related to the need for a Head Start program for families in Windsor, and a permanent facility for the Windsor Preschool programs.

Amelia Licento representing the Head Start Program

Tamara Hewlit, Windsor resident, Parent Commissioner for First Five Sonoma County Program, spoke in support of the facility.

Ms. Hewlit read a statement on behalf of Laura Rosenthal, Windsor parent, whose four year old attends the Windsor Preschool Program and has benefited from these programs

Roger Hull, Windsor Service Alliance and the Jacob's Ladder Windsor

Katie Sanchez of MOVES

There were no further comments from the audience.

Councilmember Fudge moved to adopt Resolution No. 1886-06 rejecting all bids for construction of the Town of Windsor Preschool/Affordable Housing Project; and gave direction to staff to study potential cost-reduction measures (value engineer), explore additional funding opportunities (grants) and re-bid the project at such other future date as may be in the interests of the Town. Mayor Pro Tem Parker seconded the motion. The motion passed by a 5/0 vote.

11.4 Report on the Town's Upcoming Emergency Preparedness Event

Windsor Police Chief Steve Freitas reported that the Windsor Police Department will be sponsoring a disaster preparedness public outreach event in conjunction with the Windsor Day Parade. This event will be held on Saturday, May 13, 2006.

11.5 Consideration of Ballot Measure to Increase Transient Occupancy Tax Rate

Administrative Services Director McAdler reviewed the actions that Council could take on this matter.

Concerns were raised regarding the impact this measure could have on the Fire District's scheduled ballot measure to increase funding for its operations and personnel on the same ballot.

Following a brief discussion, Assistant Town Attorney Mike Gogna clarified that if Council's desire is to have this item go forward as a general tax (i.e. unrestricted) that this could only occur during an election when a Councilmember is standing for election. Therefore, a general tax could not come back for Council consideration until 2008. He added that if Council chose to make the tax restricted or a special tax, then a special election could be called for that purpose.

During the discussion that ensued, Mayor Salmon, Councilmembers Morehouse and Mayor Pro Tem Parker explained why they would support proceeding with a TOT increase at this time, while the rest of the Council indicated that they are not supportive of proceeding with an increase.

Councilmember Morehouse moved to direct staff to pursue placing a ballot measure on the November 2006 ballot asking Windsor voters to approve an increase in the Transient Occupancy Tax (TOT) from 8% to 12%. Mayor Pro Tem Parker seconded the motion. The motion passed by a 5/0 vote.

Mayor Pro Tem Parker moved to discuss costs associated with the hiring of a research consultant to assist with the TOT ballot measure.

Discussion ensued, at which time, Mayor Salmon gave direction to staff to return with proposals for the costs associated with the hiring of a consultant for Council consideration at a future meeting.

After further discussion, Councilmember Allen moved to adopt Resolution No. 1888-06 amending the FY 2005-07 Town Budget to appropriate funds in the amount of \$20,000 for the hiring of a research consultant to assist with the Town's TOT ballot measure. Mayor Pro Tem Parker seconded the motion. Following a roll call vote, the motion passed by a 3/2/0 vote (Mayor Salmon and Councilmember Fudge opposing).

11.6 Windsor Landscaping & Lighting Special Assessment District

Town Engineer/Public Works Director Burt reported on this item.

Mayor Pro Tem Parker moved to adopt Resolution No. 1887-06 of intention to levy and collect annual assessments, preliminarily approve the FY 2006-07 Engineer's Report for the Town of Windsor Landscaping and Lighting Special Assessment District, and set the dates for the public information meeting and public hearing. The motion was seconded by Councilmember Morehouse. The motion passed by a 5/0 vote.

11.7 Council Direction to Staff for Project Presentations

Planning Director Chamberlin reported on this item.

The following information was distributed to the Town Council on the dais immediately prior to the meeting: 1) Letter from Misha Weidman, Pegasus Venture dated May 1, 2006; and, 2) Letters from Richard Deringer, Odyssey Development Company dated April 30, and May 2, 2006. (Copies of these letters are on file in the Planning Department and Town Clerk's Office).

At this time, Mayor Salmon called forward members of the public interested in commenting on this matter.

Richard Deringer, Odyssey Development, spoke regarding the two development projects that he is representing located in the Shiloh Road Vision Plan area and the Windsor Water Works property located on Conde Lane. He expanded on his reasons for requesting to be added to the list to obtain allocations under the merit pilot program.

Scott Johnson, Terra Partners, discussed the merits of his development proposal, noting that this proposal was structured to reflect the goals and aspirations under the merit pilot program.

There were no further comments from the audience.

Following discussion, by consensus, the Council determined that Terra Partners (Coello/Johnson) and Windsor Live Work (Weidman) were eligible for the Merit Pilot Program (25 allocations) and directed staff to return with more information regarding these two projects for further Council consideration at a future meeting.

12. DISCUSSION AND/OR ACTION ON PENDING STATE OR FEDERAL LEGISLATION

12.1 League of California Cities

13. MAYOR'S & COUNCILMEMBERS' REPORTS

13.1 Sonoma County Mayors' and Councilmembers' Association Legislative Committee Update:

- **City Selection Committee Appointments to LAFCO & ALUC**

ALUC

By consensus, Council gave Mayor Salmon discretion to endorse or nominate a representative.

LAFCO

By consensus, Council supported Councilmember Allen's appointment to LAFCO.

13.2 Individual Councilmember Reports

The Mayor and members of the Council made announcements and reported on items of interest to the Council.

13.3 Reports on Meetings/Conferences

Mayor Pro Tem Parker submitted meeting attendance reports for the Spring General Assembly meeting and the Russian River Tributary Coho Rehabilitation Project Tour that he attended.

13.4 Town Hall on the Green Event

Due to the lateness of the hour, this discussion was continued to the Town Council meeting of May 17, 2006.

Mayor Pro Tem Parker directed staff to agendaize for discussion at a future meeting an item regarding the status of what action other California cities and counties have taken regarding the regulation of medical marijuana.

14. TOWN MANAGER'S REPORT

No reports were made.

15. ADJOURNMENT

The meeting adjourned at 11:10 p.m. to a special joint meeting with the Windsor Fire Protection District Board of Directors scheduled for Wednesday, May 10, 2006, in the Civic Center Council Chambers located at 9291 Old Redwood Highway, Building 400 in Windsor.

Approved and adopted this 21st day of June 2006.

Maria De La O, Town Clerk