

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

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

**Wednesday, June 18, 2008**  
**Regular Session - 6:00 p.m.**

**1. CALL TO ORDER**

Mayor Fudge 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 6:18 p.m.

**2. COUNCIL ROLL CALL**

Present at Roll Call were Councilmembers Allen, Goble, Salmon and Mayor Fudge. Councilmember Parker was absent.

**3. PLEDGE OF ALLEGIANCE**

Joe Horrack, PG&E, led the Pledge of Allegiance.

**4. PRESENTATION(S)/PROCLAMATION(S)**

**4.1 Introduction of the New Community Services Officer Bill Mikan**

Windsor Police Chief Freitas introduced new Community Services Officer Bill Mikan and remarked on his qualifications.

**4.2 Proclamation declaring July 2008 as Parks and Recreation Month**

Mayor Fudge read proclamation declaring July 2008 as Parks and Recreation Month.

David Kahn, Parks and Recreation Commissioner, received the proclamation on behalf of the Parks and Recreation Commission.

Because of her employment with PG&E, Mayor Fudge declared that she would recuse herself from the presentation on Item 4.3 (Status Report from PG&E on the New Substation Project in Windsor) and turned over the meeting to Vice Mayor Goble.

**4.3 Status Report from Pacific Gas & Electric (PG&E) on the New Substation Project in Windsor**

Randy De Caminada, Account Services Manager, PG&E, presented Council with information regarding the history of power outages in the Windsor area, and the vital need for the new Substation in Windsor and its benefits to the Windsor community.

At this time, Mayor Fudge returned to the dais and resumed participation in the meeting.

**5. ANNOUNCEMENTS**

- a. Mayor and Councilmembers announced various upcoming events.
- b. One Cool Green Thing:
  - Allow lawns to go brown and/or turn lawns into meadows
  - Consider participation in the ClimateSmart Program administered by the Pacific Gas and Electric (PG&E) Company

**6. CONFLICT OF INTEREST DECLARATION**

Mayor Fudge recused herself from the presentation on Item 4.3 (Status Report from PG&E on the New Substation Project in Windsor) because of her employment with PG&E.

**7. CHANGES TO THE AGENDA - None.**

**8. CITIZEN PUBLIC COMMENT**

Edward Corley, Windsor resident, spoke on the poor quality of a colored brochure that was mailed to Windsor residents regarding the Town's drinking water quality.

David Kahn, Chair of the Parks and Recreation Commission, reported that the energizer bunny hot air balloon was added to the list of hot air balloons for this year's Hot Air Balloon Classic event.

**9. CONSENT CALENDAR**

Vice Mayor Goble moved to adopt the Consent Calendar items as follows.  
Councilmember Salmon seconded the motion.

**9.1 Approve Check Register No. 387**

**4/0/1 vote (Councilmember Parker was absent).** By motion, approved disbursements in the amount of \$1,758,246.86.

**9.2 Approval of Minutes**

**4/0/1 vote (Councilmember Parker was absent).** By motion, approved the minutes of the regular Town Council meetings of May 21, 2008, as revised and June 4, 2008, as revised.

- 9.3 Acceptance of Public Improvements for Vintana Unit No. 5  
8001 Windsor Road (98-31)**  
4/0/1 vote (Councilmember Parker was absent). By motion, adopted Resolution No. 2297-08 accepting the public improvements into the Town system for maintenance and designating certain intersections as stop intersections in the subdivision know as Vintana Unit No. 5.
- 9.4 Acceptance of Public Improvements for Los Amigos Self-Help Housing  
9969 Los Amigos Road (05-19)**  
4/0/1 vote (Councilmember Parker was absent). By motion, adopted Resolution No. 2298-08 accepting the public improvements into the Town system for maintenance and designating certain intersections as stop intersections in the subdivision known as Los Amigos Self-Help Housing.
- 9.5 Approve a Professional Services Agreement for the preparation of a Downtown Parking Study**  
4/0/1 vote (Councilmember Parker was absent). By motion, adopted Resolution No. 2299-08 approving an agreement with Walker Parking Consultants for the preparation of a Downtown Parking Study in an amount not to exceed \$49,600 and authorizing the Town Manager to execute it on behalf of the Town.
- 9.6 Adopt a Resolution to amend the FY 2007-08 Budget appropriating additional funds for the Abandoned Vehicle Abatement Program and the replacement of Police Vehicles and Equipment**  
4/0/1 vote (Councilmember Parker was absent). By motion, adopted Resolution No. 2300-08 approving a budget amendment #29-08 to appropriate additional funds for the Abandoned Vehicle Abatement Program and the replacement of police vehicles and equipment.
- 9.7 Adopt Animal Care and Control Service Fees and Approve Budget Amendment**  
4/0/1 vote (Councilmember Parker was absent). By motion, adopted the following resolutions:
- a. Adopted Resolution No. 2301-08 adopting fee increases for Animal Care and Control Service Fees for FY 2008-09; and
  - b. Adopted Resolution No. 2302-08 amending the 2007-08 budget to appropriate additional funds for Animal Care and Control Services.
- 9.8 Adopt a resolution authorizing the Sonoma County Community Development Commission to include the Town of Windsor in an application to the California Department of Housing and Community Development for funding for Housing Rehabilitation**  
4/0/1 vote (Councilmember Parker was absent). By motion, adopted Resolution No. 2303-08 authorizing the Sonoma County Community Development Commission (SCCSC) to include the Town of Windsor in an application for funding to the California Department of Housing and Community Development in response to the Notice of Funding Availability issued April 18, 2008 for the CalHome Program.

- 9.9 Approve Amended Ordinance Related to the Prohibition of Smoking 4/0/1 vote (Councilmember Parker was absent).** By motion adopted, by title only, Ordinance No. 2008-238 amending Title 3, Chapter 20, "Prohibition of Smoking" and Section 110 (h) defining "Recreational Area" of the Windsor Municipal Code.

**10. PUBLIC HEARING**

- 10.1 Brooks Road Hotel, Restaurant and Office-Retail Buildings (Hampton Inn and Suites) – Modifications of Conditions of Approval and Approval of Subdivision Improvement and Occupancy Agreement**

Public Works and Town Engineer Burt reported on this item.

It was noted for the record that two e-mails were received regarding concerns associated with the proposed new bridge extension of Los Amigos Road from George Brown, Nidua Brown, and Rick Brown dated June 18, 2008 and Stan Shusda dated June 18, 2008.

Mayor Fudge opened the public hearing.

Mike Fitzpatrick, Windsor resident, distributed a packet of information to the Council related to his concerns associated with the approval process for the Los Amigos Road Bridge configuration and also submitted a petition containing several signatures of Windsor residents requesting that the Council reject the proposed change to the Los Amigos Road Bridge and keep the configuration as originally approved by the Planning Commission.

There being no further public testimony, Mayor Fudge closed the public hearing.

Assistant Town Attorney Pianca requested that staff provide an overview of the consistency of this action with the Town of Windsor General Plan as well as consideration of any traffic impacts.

Associate Planner Cangson discussed how the project was found to be consistent with the Town of Windsor General Plan and that the knuckle design did not result in any significant effects because it did not change traffic patterns in the areas being considered and there were no significant increases in vehicle admissions.

Assistant Town Attorney Pianca suggested the addition of two WHEREAS recital clauses to the resolution that is modifying the conditions of approval for the Brooks Road Hotel, Restaurant, and office-retail building as follows:

- 1) WHEREAS, based on the staff presentation and the agenda report, including references to the General Plan maps showing circulation, the Council finds the modification consistent with the General Plan.
- 2) WHEREAS, based on staff presentation and description of the addendum, Council finds the modification does not raise significant environmental concerns.

After deliberation, the following resolutions were adopted as follows:

- a. Vice Mayor Goble moved to adopt Resolution No. 2304-08 modifying the conditions of approval for the Brooks Road hotel, restaurant and office-retail buildings at 9150 Brooks Road South (File No. MNS/UP 00-52) to incorporate a roadway knuckle to accomplish the realignment of Los Amigos Road, as previously modified. Councilmember Allen seconded the motion. The motion passed by a 4/0/1 vote (Councilmember Parker was absent).
- b. Councilmember Allen moved to adopt Resolution No. 2305-08 approving and authorizing the Town Manager to finalize, execute, and implement a Subdivision Improvement and Occupancy Agreement for the Hampton Inn and Suites substantially similar to the draft agreement on file with the Town Clerk's Office. Councilmember Salmon seconded the motion. The motion passed by a 4/0/1 vote (Councilmember Parker was absent).

**10.2 Introduction of Ordinance to Establish Time Limit Parking Zones, Curb Markings and other Traffic Controls**

Town Engineer and Public Works Director Burtt briefly reported on this item.

Mayor Fudge acknowledged receipt of correspondence received from Hal Beck, Windsor Chamber of Commerce, dated June 17, 2008 and Carra S. Clampitt, Town Green Village Association, dated June 18, 2008 in support of adoption of Ordinance B.

Mayor Fudge opened the public hearing.

There being no public testimony, Mayor Fudge closed the public hearing.

Councilmember Salmon moved to introduce an Ordinance (Ordinance B) amending Title I Chapter 5 Article 3 of the Municipal Code of the Town of Windsor pertaining to traffic controls permitted under the California vehicle code, time limited parking, street closures and detours for construction and special events. Councilmember Allen seconded the motion. The motion passed by a 4/0/1 (Councilmember Parker was absent).

**10.3 Eastside Road Storage Project – Draft Supplemental Environmental Impact Report (EIR) Public Hearing (Councilmember Parker was absent)**

Assistant Town Engineer Daida reported on this item and introduced Dave Richardson of RMC and Andrea Gardner of CH2M Hill.

Dave Richardson, RMC, and Andrea Gardner, CH2M Hill, discussed the project's background, why a Supplemental EIR was required and the changes in the project.

Mayor Fudge opened the public hearing.

During the public testimony period, the following speakers expressed concern regarding the Eastside Road Storage project:

Greg Young, Trenton- Healdsburg Road

Robert Hopkins, Trenton-Healdsburg Road

Hal Beck, 9001 Windsor Road

Jim McDonough, expressed concerns associated with the close proximity of the ponds to his property located at 3701 Mark West Station Road

Andy Gustafson, Consultant, representing Mr. McDonough

Some of the concerns raised by the previous speakers included:

- Impacts on habitat during construction
- Pond leaks
- Pump Station Noise
- Damage to road by the use of heavy construction equipment
- Visual impact of pump station
- Construction Schedules
- Road Closures
- Construction Noise
- Air Quality
- Visual Screening
- Request to scale back construction hours on weekends and none during holidays
- Gas emissions during construction
- Odor

Hearing no further comments, Mayor Fudge closed the public hearing.

Mayor Fudge provided comments to staff related to the Eastside Road Storage project.

Council received public testimony regarding the Eastside Road Storage Project Draft Supplemental EIR. Responses to comments received will be provided in a Supplemental Final EIR to be considered by the Town Council in September or October 2008.

## **11. REGULAR CALENDAR**

### **11.1 Approval of the Old Downtown Windsor Business Improvement District (BID) Fiscal Year 2008-2009 Annual Report and Resolution of Intention**

Senior Management Analyst Kelley reported on this item.

Mayor Fudge opened the public testimony period.

Hal Beck, Windsor Chamber, explained that the food and wine event planned on the Town Green is in progress at this time.

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

Councilmember Allen moved to take the following actions:

- a. Approved, by motion, the Old Downtown Windsor Business Improvement District (BID) Fiscal Year (FY) 2008-2009 Annual Report as filed or modified.
- b. Adopted Resolution No. 2306-08 of intention to levy an annual assessment for fiscal year 2008-2009 and to hold a public hearing on July 16, 2008.

Councilmember Salmon seconded the motion. The motion passed by a 4/0/1 vote (Councilmember Parker was absent).

## **11.2 Reintroduction of Ordinance Relating to the Provisions of Video Services by State Franchise Holders**

Assistant Town Manager Johnson briefly summarized the modifications made to the ordinance that required reintroduction.

Mayor Fudge noted that no comments from the audience were forthcoming.

Councilmember Salmon moved to reintroduce, by title only, an ordinance relating to the provision of video services provided by State franchise holders within Windsor's town limits in accordance with the Digital Infrastructure and Video Competition Act of 2006 (Assembly Bill 2987). Vice Mayor Goble seconded the motion. The motion passed by a 4/0/1 vote (Councilmember Parker was absent).

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

### **12.1 League of California Cities**

### **12.2 Sonoma County Mayors' and Councilmembers' Association Legislative Committee Update**

## **13. MAYOR'S & COUNCILMEMBERS' REPORTS**

### **13.1 Individual Councilmember Reports and Comments**

Vice Mayor Goble advised that she would not be attending the July 16, 2008 Town Council meeting.

Mayor Fudge advised that she would be arriving late to the July 16, 2008 Town Council meeting.

### **13.2 Reports on Meetings/Conferences**

Councilmembers reported on meetings they attended.

### **13.3 Requests for Future Council Agenda Items**

No items were added.

**14. TOWN MANAGER'S REPORT (NO WRITTEN REPORT)**

No reports were made.

**15. ADJOURNMENT**

Mayor Fudge adjourned the meeting at 8:41 p.m., in memory of City of Santa Rosa Mayor Bob Blanchard, to a regular Town Council meeting scheduled for Wednesday, July 16, 2008 at 6:00 p.m. in the Civic Center Council Chambers located at 9291 Old Redwood Highway, Building 400 in Windsor.

Approved and adopted this 2nd day of July 2008.

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Maria De La O, CMC  
Town Clerk