

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, November 19, 2008

9291 Old Redwood Highway, Building 400
Windsor, CA 95492

Regular Session - 6:00 p.m.

1. CALL TO ORDER

Vice Mayor Goble 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 5:36 p.m.

2. COUNCIL ROLL CALL

Present at Roll Call were Councilmembers Allen, Goble, Parker, and Salmon. Mayor Fudge would be arriving late.

3. CITIZEN PUBLIC COMMENT - None.

4. ANNOUNCEMENT OF CLOSED SESSION TOPIC/ ADJOURNMENT TO CLOSED SESSION

Mayor Fudge announced the following Closed Session topic and Council adjourned to a Closed Session in the Wild Oak Conference Room at 5:37 p.m.

4.1 CONFERENCE WITH LEGAL COUNSEL:

Initiation of Litigation (Government Code Section 54956.9) (one potential case).

5. REPORT OUT OF CLOSED SESSION

The Closed Session adjourned and the regular meeting reconvened with all members present except Mayor Fudge. No action was taken during Closed Session.

REGULAR SESSION

Mayor Fudge arrived at 6:08 p.m.

6. PLEDGE OF ALLEGIANCE

Councilmember- Elect Cheryl Scholar led the Pledge of Allegiance.

Joint Town Council, Redevelopment Agency and Windsor Water District Minutes
Wednesday, November 19, 2008

7. PRESENTATION(S)/PROCLAMATION(S)

7.1. Presentation of a plaque to the Town Employee of the Quarter Michele Anderson, Accounts Payable Technician

Mayor Fudge presented a plaque to Town Employee of the Quarter Michele Anderson, Accounts Payable Technician, and a check in the amount of \$100 from the Council's Benevolent Fund.

7.2 Sonoma County Hot Air Balloon Classic Award of Grants

Steve Henrickson, SCHABC, presented beneficiary checks to various organizations.

8. ANNOUNCEMENTS

a) Upcoming Town Events

Mayor Fudge and Councilmembers announced various upcoming events.

b) One Cool Green Thing

Mayor Fudge reported on an eco-friendly alternative.

9. CONFLICT OF INTEREST DECLARATION - None.

10. CHANGES TO THE AGENDA

Item 12.3 was moved to the Town Council meeting of December 3, 2008 to meet proper noticing requirements; Item 12.7 was moved to the Regular Calendar; and, Item 14.1 was pulled from the agenda.

11. CITIZEN PUBLIC COMMENT

Edward Corley, Windsor resident, spoke on Item 14.2 (Senior Center and Pool Use Policy) regarding his concerns associated with the proposed Pool Use Policy and distributed a letter that addressed these concerns.

David Culley, representing the Windsor BID, discussed and asked Council to support their funding request for Street Closures for the Classic Car Show on Duvander Lane.

Ramona Beltran, Windsor resident, spoke regarding Item 13.3 (Shiloh Sustainable Village) regarding concerns associated with potential glare onto their property.

12. CONSENT CALENDAR

Councilmember Parker moved to adopt the Consent Calendar items. Vice Mayor Goble seconded the motion. The motion passed by a 5/0 vote on all items except Items 12.3 (Ordinance adding Chapter 4, "Storm Water Quality," to Title IX of the Town of Windsor Municipal Code), which was moved to the December 3, 2008 meeting and Item 12.7 (Cunningham House Stabilization Study), which was pulled from the Consent Calendar for discussion.

12.1 Check Register No. 396

5/0 vote. By motion, approved disbursements in the amount of \$1,414,129.40.

- 12.2 Approval of Minutes**
5/0 vote. By motion, approved the minutes of the Special joint meeting with the Windsor Unified School Board of Trustees on October 29, 2008.
- 12.3 Adoption of an Ordinance adding Chapter 4, “Storm Water Quality,” to Title IX of the Town of Windsor Municipal Code**
This Item was moved to the Town Council meeting of December 3, 2008 to meet proper noticing requirements.
- 12.4 Acceptance of Public Improvements for Shiloh Oaks Subdivision
790 Shiloh Road and 340 Standard Avenue**
5/0 vote. Adopted Resolution No. 2384-08, accepting the public improvements for the Shiloh Oaks Subdivision located at 790 Shiloh Road and 340 Standard Avenue.
- 12.5 Approval of Parcel Map No. 07-22, 850 Mitchell Lane**
5/0 vote.
- a) Adopted Resolution No. 2385-08, approving and accepting Parcel Map No. 07-22, 850 Mitchell Lane and accepting certain offers of dedication; and authorize the Town Manager to sign a Landscape and Lighting Agreement; and authorize the Town Manager to sign a Subdivision Improvement Agreement in accordance with the Subdivision Map Act and the Town of Windsor Subdivision Ordinance.
 - b) Adopted Resolution No. 2386-05, summarily vacating a temporary access easement that has been superseded by relocation and determined to be excess in accordance with Section 8333 of the Streets and Highway Code.
- 12.6 Acceptance of Work for the Hembree House Renovation Project**
5/0 vote. Adopted Resolution No. 2387-08, accepting the contract work performed by R & C Construction for the Hembree House Renovation Project and directing the Town Clerk to record a Notice of Completion.
- 12.7 Cunningham House Stabilization Study**
This item was considered after Item 14.3.
- 12.8 Acceptance of Public Improvements for Pallino Subdivision
1405 Mitchell Lane (05-22)**
5/0 vote. Adopted Resolution No. 2388-08, accepting the Pallino subdivision public improvements into the Town system for maintenance and designating Pallino Court at Mitchell Lane a one-way stop intersection.
- 12.9 Acceptance of Public Improvements for the Windsor Creek Bypass Channel and East Windsor Creek Widening**
5/0 vote. Adopted Resolution No. 2389-08 accepting the public improvements of the Windsor Creek Bypass Channel and East Windsor Creek Widening into the Town’s system for maintenance.

12.10 Authorize a Professional Services Agreement with Brelje and Race Consulting Engineers for Utility Engineering Services

5/0 vote. Adopted Resolution No. 2390-08, authorizing the Town Manager to execute a Professional Services Agreement with Brelje and Race Consulting Engineers for utility engineering services, in an amount not to exceed \$80,000.

12.11 Adopt a Resolution for a Professional Services Agreement with Carl Euphrat

5/0 vote. Adopted Resolution No. 2391-08, authorizing the Town Manager to execute a professional services agreement for Engineering Services with Carl Euphrat in an amount not to exceed \$74,000.00.

13. PUBLIC HEARING

13.1 Adopt a Resolution Updating the Traffic Impact Fee and Rescinding Resolution No. 985-01

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

Mayor Fudge opened the public hearing.

During the public testimony period, the following individuals spoke in opposition to the Traffic Impact Fees:

Mike Fitzpatrick, Windsor resident, submitted letter addressing his concerns
Pat Imbimbo, Airport Business Center, submitted letter addressing his concerns

Copies of letters submitted by the previous speakers are on file in the Town Clerk's office and Public Works Department.

Mayor Fudge closed the public hearing.

Vice Mayor Goble moved to adopt Resolution No. 2392-08, as modified, accepting the Updated Traffic Impact Fee Report and setting the Traffic Impact Fees for development within the Town of Windsor and to rescind Resolution No. 985-01. Councilmember Salmon seconded the motion. The motion passed by a 5/0 vote.

13.2 Annual Growth Control Report and Establish 2008 Annual Allocations

Associate Planner Cangson reported on this item.

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

On a motion by Vice Mayor Goble, seconded by Councilmember Salmon, and by a 5/0 vote, Council took the following actions:

- 1) Reviewed and accepted the 2008 Annual Growth Control Report.
- 2) Adopted Resolution No. 2393-08, setting allocations for the year 2009.

13.3 Shiloh Sustainable Village final approval: Tentative Map, Use Permit, Design Review, Allocation Agreement, authorize the Town Manager to execute affordable housing agreement and impact fee deferral

Senior Planner Thompson reported on this item.

Mayor Fudge opened the public hearing.

Sean Rodrigues, developer and architect for the Shiloh Sustainable Village project, discussed the proposed project up to date.

Mary Stompe, Executive Director of PEP housing, spoke in support of the proposed project, noting that this organization is a partner with regard to the affordable component of the project.

Mayor Fudge closed the public hearing.

On a motion by Mayor Fudge, seconded by Councilmember Parker, and by a 5/0 vote, Council took the following actions regarding the Shiloh Sustainable Village:

- a) Adopted Resolution No. 2394-08, Approving Allocation Agreement
- b) Adopted Resolution No. 2395-08, Approving the Use Permit and Final Design
- c) Adopted Resolution No. 2396-08, Approving the Tentative Map
- d) Adopted Resolution No. 2397-08, Authorizing, the Town Manager to execute affordable housing agreement and impact fee deferral for the affordable housing units.

13.4 Consider approval of resolution to approve California Municipal Finance Authority bond issuance to assist in financing Windsor Redwoods affordable housing project

Senior Planner Thompson reported on this item.

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

Councilmember Salmon moved to adopt Resolution No. 2398-08, to approve bond issuance by the California Municipal Finance Authority for financing of the Windsor Redwoods affordable housing project. Councilmember Allen seconded the motion. The motion passed by a 5/0 vote.

14. REGULAR CALENDAR

14.1 Consideration of Exempting ARTrails participants from the Town's Business Registration Program

Item was removed from the agenda.

14.2 Approve Senior Center and Pool Use Policy

Community Services Director Legge reported on this item.

Mayor Fudge called for comments from the audience. None was forthcoming.

Councilmember Salmon moved to adopt Resolution 2399-08 approving the Senior Center Facility and Pool Use Policy. Vice Mayor Goble seconded the motion. The motion passed by a 5/0 vote.

14.3 Request for Funding Street Closures for Classic Car Show

Community Services Director Legge reported on this item.

Mayor Fudge called for comments from the audience.

The following individuals spoke in support of the funding request for street closures for the Classic Car Show:

Al Lovi, Windsor resident
Albert Carreon, Windsor resident
Al (no last name provided), Windsor resident
Keith Mendoza, Windsor resident
Fred Marshall, Windsor resident
Elmer Gonzalez

There were no further comments from the audience.

Council discussion followed, during which Council discussed the benefits of this type of event for the community.

Council, by consensus, granted a Funding Request from the Business Improvement District in the amount of \$2,289 for the administration of eight street closures for the Classic Car Show on Duvander Lane.

At this time, Item 12.7 was considered.

12.7 Cunningham House Stabilization Study

Community Services Director Legge reported on this item.

Mayor Fudge called for comments from the audience.

Steve Lehman, Windsor Historical Society, gave brief history of the Cunningham house and noted that he was available to respond to questions.

There were no further comments from the audience.

Council, by consensus, directed staff to work with Windsor Historical Society to explore various options that include using Town staff, donated materials and labor and to explore prevailing wage requirements for any work performed.

- 15. DISCUSSION AND/OR ACTION ON PENDING STATE OR FEDERAL LEGISLATION AND ACTIVITIES**
 - 15.1 League of California Cities**
 - 15.2 Sonoma County Mayors' and Councilmembers' Association Legislative Committee Update**
- 16. MAYOR'S & COUNCILMEMBERS' REPORTS**
 - 16.1 Individual Councilmember Reports and Comments**

Councilmembers briefly reported on items of interest to the Council
 - 16.2 Reports on Meetings/Conferences**

Councilmembers reported on meetings they attended.
 - 16.3 Requests for Future Council Agenda Items - None.**
- 17. TOWN MANAGER'S REPORT (NO WRITTEN REPORT.)**

No report was made.
- 18. ADJOURNMENT**

The meeting adjourned at 9:10 p.m. to a Regular meeting, scheduled for Wednesday, December 3, 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 3rd day of December 2008.

Maria De La O, CMC
Town Clerk