

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

**Wednesday, June 3, 2009**

**Closed Session- 5:30 p.m.**  
**Windsor Civic Center, Wild Oak Conference Room**  
**9291 Old Redwood Highway, Building 400**  
**Windsor, CA 95492**

**Regular Session - 6:00 p.m.**  
**Civic Center Council Chambers**  
**9291 Old Redwood Highway, Building 400**  
**Windsor, CA 95492**

**CLOSED SESSION**

**1. CALL TO ORDER**

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 5:33 p.m.

**2. COUNCIL ROLL CALL**

Present at Roll Call were Councilmembers Allen, Mayor Goble, and Vice Mayor Salmon.

It was noted for the record that Councilmembers Fudge and Scholar would be arriving late.

**3. CITIZEN PUBLIC COMMENT**

Councilmember Fudge arrived at 5:35 p.m.

Michele Anderson, Accounts Payable Clerk and Treasurer of AFSCME Local 3910, read into the record and distributed copies of a letter on behalf of Jan Tolbert, Building Inspector II, regarding the layoff and abolishment of the Building Inspector II position. (A copy of the letter submitted is on file in the Town Clerk's Office.)

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

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

Councilmember Scholar arrived at 5:39 p.m. and joined the Closed Session.

**4.1 CONFERENCE WITH LEGAL COUNSEL:**

Conference with Labor Negotiators pursuant to Government Code Section 54957.6

Agency Negotiator: Town Manager or his Designee; Employee Organizations: Town of Windsor Employees' Association – AFSCME Local 3910, Town of Windsor Supervisory Employees Group – AFSCME Local 829, and Town of Windsor Management Employees Group.

**5. REPORT OUT OF CLOSED SESSION**

The Closed Session adjourned at 6:21 p.m. and the regular meeting reconvened with all members present. Mayor Goble reported that there is nothing to report from the Closed Session, however, the Council may reconvene the Closed Session following the conclusion of tonight's Regular Meeting.

**REGULAR SESSION**

**6. PLEDGE OF ALLEGIANCE**

Vice Mayor Salmon led the Pledge of Allegiance.

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

**7.1 Presentation on the Russian River Watershed Association (RRWA) Student Video Contest Winners on Water Conservation**

Senior Engineer Scott and Brad Sherwood from the Sonoma County Water Agency displayed videos of the students that won the RRWA water conservation contest.

**8. ANNOUNCEMENTS**

a. Upcoming Town Events

Councilmember Fudge announced that Rear Admiral Sparks recently passed away. She noted that he and his family donated the funds for the construction of the Town Green stage and made many contributions to Windsor.

Mayor Goble and Councilmembers announced various upcoming Town events.

b. One Cool Green Thing

Vice Mayor Salmon reported on how he decreased his water usage.

**9. CONFLICT OF INTEREST DECLARATION**

Councilmember Scholar abstained on Item 12.4 (Approval of a Service Agreement for Backflow Testing Services) because she has a residential well that requires backflow testing.

Mayor Goble abstained on Item 12.6 (Authorize Professional Services Agreement with RMC Water and Environment for Grant Application and Bid Support Services for the Off-River Water Supply – Well Replacement Project) as she has a very remote affiliation to the subcontractor on this project.

**10. CHANGES TO THE AGENDA**

Town Manager Mullan highlighted corrections to the Keiser Park Phase 1 bid resolution (Item 12.5).

**11. CITIZEN PUBLIC COMMENT**

Julie Adamson, Windsor resident, raised several questions and concerns regarding Items 12.3 (Treasurer's Quarterly Investment Report for the quarter ended March 31, 2009), 12.4 (Approval of a Service Agreement for Backflow Testing Services), 12.5 (Keiser Park Phase I – Award of Construction Contract) and 12.6 (Professional Services Agreement with RMC Water and Environment for Grant Application and Bid Support Services for the Off-River Water Supply – Well Replacement Project).

Andrea Kasen and Ryan Benjamin, representing Blood Bank of the Redwoods, spoke on the 4<sup>th</sup> annual Mayors challenge that is being held in July and involves all of the Sonoma County cities. They encouraged the Windsor community to donate blood.

Russell Ernst, Windsor resident, spoke on behalf of the Sonoma County Conservation Action. Mr. Ernst distributed and referenced a letter from various organizations raising concerns with the Sonoma County Comprehensive Transportation Plan related to greenhouse gas emission impacts and the Draft Environmental Impact Report. (Copies of the letter are on file in the Town Clerk's Office and Planning Department.)

Public Works Director Burt and Town Attorney Rudnansky responded to questions regarding various Consent Calendar items.

**12.1 Check Register No. 409**

**5/0 vote.** By motion, approved disbursements in the amount of \$1,452,208.14.

**12.2 Approval of Minutes**

**5/0 vote.** By motion, approved the minutes of the Special meeting of May 14, 2009 and the regular meeting of May 20, 2009.

**12.3 Receive and file the Treasurer's Quarterly Investment Report for the quarter ended March 31, 2009**

**5/0 vote.** By motion, received and filed the Treasurer's Quarterly Investment Report for the quarter ended March 31, 2009.

**12.4 Approval of a Service Agreement for Backflow Testing Services**

**4/0/1 vote (Councilmember Scholar abstained).** Adopted Resolution No. 2470-09 authorizing the Town Manager to execute a Services Agreement for testing and repair of Commercial/Residential/Irrigation Backflow Preventers with R.H. & Sons Water Services, for a term of two (2) years in the not to exceed amount of One Hundred Twenty Thousand Dollars (\$120,000) per year.

**12.5 Keiser Park Phase I – Award of Construction Contract**

**5/0 vote. Adopted the following resolutions:**

1. Adopted Resolution No. 2471-09 amending the FY 2008-09 budget to appropriate Park Development funds for the Keiser Park Phase I Project.
2. Adopted Resolution No. 2472-09, as modified, authorizing the Town Manager to award, a contract to the apparent lowest bidder, North Bay Construction Inc, for the construction of Keiser Park Phase I project in the amount not to exceed \$5,807,637 and authorizing the Town Manager to execute the contract and any required change orders up to \$6,678,783 (15% contingency), conditioned upon the Town's receipt of the required project environmental permits.

**12.6 Authorize Professional Services Agreement with RMC Water and Environment for Grant Application and Bid Support Services for the Off-River Water Supply – Well Replacement Project**

**4/0/1 vote (Mayor Goble abstained). Adopted the following resolutions:**

1. Adopted Resolution No. 2473-09 authorizing the Town Manager to execute a professional services agreement with RMC Water and Environment for Professional Services for grant application and bid support services for the Off-River Water Supply – Well Replacement Project in an amount not to exceed \$90,000.00.
2. Adopted Resolution No. 2474-09 amending the FY 2008/09 budget to appropriate funds in the amount of \$45,000.00 for the Off-River Water Supply Project from the un-appropriated funds in the Water Repair and Replacement Fund.

**13. PUBLIC HEARING - NONE**

**14. REGULAR CALENDAR**

**14.1 Funding requests by the Old Downtown Windsor Business Association for Town Green rental fees and by the Windsor High School Boosters Club for traffic control services associated with fireworks at Windsor High School on July 3, 2009**  
Community Services Manager Morandi reported on this item.

Mayor Goble called for comments from the audience.

Bill Fallis, President of Old Downtown Windsor Business Association (WBA), thanked Council for its consideration and members of the community for its contributions to fund the 3<sup>rd</sup> of July fireworks.

Katie Straley, Secretary to Boosters, thanked staff and members of the community for their contributions.

Ty Marestein, Mary's Pizza Shack Manager, discussed their efforts in organizing the fund raiser for the July 3<sup>rd</sup> fireworks event.

David Khan, Windsor resident, noted the need for volunteers.

Mayor Goble closed the comment period.

Councilmember Allen moved to approve the following items. Councilmember Fudge seconded the motion. The motion passed by a 5/0 vote.

1. Approved a funding request from the Old Downtown Windsor Business Association in the amount of \$2,200 for fees associated with the rental of the Town Green on July 3, 2009.
2. Approved an allocation of \$4,500 to offset the cost of Police and Public Works Department personnel to control traffic associated the July 3, 2009 fireworks at Windsor High School and authorizing the Town Manager to execute an agreement with the Windsor High School Boosters Club as the lead organizers of the event.

**14.2 Adoption of 2009-11 Operating Budget and 2009-14 Capital Improvement Program**  
Administrative Services Director McAdler reported on this item.

Mayor Goble acknowledged receipt of the following correspondence in support of retaining the Building Inspector II position:

- 1) Letter from Patrick Imbimbo, Airport Business Center, dated June 2, 2009
- 2) E-mail from Chris Ott, Christopher's Designs, dated June 1, 2009
- 3) E-mail from John Lloyd, IBEW Local 551, dated June 2, 2009
- 4) Letter from Paul Larsen, Kadello and Larsen Architectural Design, dated June 1, 2009
- 5) E-mail from David Koch, Koch Construction Company, dated June 3, 2009
- 6) E-mail from Steve Pestell and Rogina Pestell Structural Engineers, dated June 3, 2009

(Copies of the letters and e-mails submitted are on file in the Town Clerk's Office and Building Department.)

Mayor Goble called for comments from audience.

Tim Oxford, Windsor resident, Small Building Contractor, spoke in support of retaining the Building Inspector position.

Michele Anderson, Accounts Payable Clerk and Treasurer of AFSCME Local 3910, read into the record a letter on behalf of Jan Tolbert, Building Inspector II, regarding the layoff and abolishment of the Building Inspector II position. (A copy of the letter submitted is on file in the Town Clerk's Office.)

Julie Adamson, Windsor resident, expressed concerns related to the FY 2009-11 budget.

Mayor Goble closed the comment period.

Council voted on the following resolutions as indicated below and directed staff to bring back the Mission Statement and Budget Goals for discussion in February 2010:

1. Vice Mayor Salmon moved to adopt Resolution No. 2475-09 authorizing a layoff and abolishing the Building Inspector II position. Councilmember Allen seconded the motion. The motion passed by a 5/0 vote.
2. Councilmember Allen moved to adopt Resolution No. 2476-09 adopting the appropriations limit for FY 2009-10. Councilmember Fudge seconded the motion. The motion passed by a 5/0 vote.
3. Councilmember Allen moved to adopt Resolution No. 2477-09 adopting the FY 2009-10 and FY 2010-11 Operating Budgets.

Vice Mayor Salmon noted that he will support the FY 2009-10 and FY 2010-11 Operating Budgets but will not be supporting some of the funding that is within the budgets.

Councilmember Fudge seconded the motion.

For clarification purposes, Town Manager Mullan noted that the subject resolution will include the addition of the funding for the Business Improvement Association for the July 3<sup>rd</sup> fireworks event as well as Council's contribution of \$4,500 towards the July 3<sup>rd</sup> fireworks event. These items will be included in the action adopting these budgets.

This action will also include a contingency account that will be a designation of the fund balance.

Following a brief discussion and with the concurrence of Council, Councilmember Allen amended the motion to include the above items. Councilmember Fudge seconded the amended motion. The amended motion passed by a 5/0 vote.

4. Vice Mayor Salmon moved to adopt Resolution No. 2478-09 adopting the 2009-14, Capital Improvement Program. Councilmember Allen seconded the motion. The motion passed by a 5/0 vote.
5. Acting as the Redevelopment Agency, Councilmember Allen moved to adopt Resolution No. 2479-09 adopting the Redevelopment Agency FY 2009-10 and FY 2010-11 Operating Budgets and Work Plans. Councilmember Fudge seconded the motion. The motion passed by a 5/0 vote.

**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**

Mayor Goble reported that she will not be attending the Mayors' and Councilmembers' dinner that will be held June 11, 2009.

It was noted that Councilmember Scholar will be attending the Mayors' and Councilmembers' dinner on behalf of the Town.

**16. MAYOR'S & COUNCILMEMBERS' REPORTS**

**16.1 Individual Councilmember Reports and Comments**

Councilmember Scholar reported that she will not be attending the June 17, 2009 Town Council meeting.

Councilmember Allen reported that he will not be attending the July 1, 2009 Town Council meeting.

**16.2 Reports on Meetings/Conferences**

Councilmembers reported on meetings they attended.

**16.3 Requests for Future Council Agenda Items**

Vice Mayor Salmon requested a status report on the purchasing of electrical vehicles.

**17. TOWN MANAGER'S REPORT**

**17.1 Update on the Federal and State Stimulus Plan Efforts for the  
Town of Windsor**

Town Manager Mullan gave Council a brief update on the Federal and State Stimulus Programs.

**18. ADJOURNMENT**

The meeting adjourned at 8:46 p.m., in memory of Rear Admiral Bennett S. Sparks, who recently passed away, to a regular Council meeting scheduled for Wednesday, June 17, 2009, in the Civic Center Council Chambers located at 9291 Old Redwood Highway, Building 400 in Windsor.

Approved and adopted this 1st day of July 2009.

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Maria De La O, CMC  
Town Clerk