

A G E N D A

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

Wednesday, September 16, 2009

Closed Session- 5:30 p.m.

**Windsor Civic Center, Wild Oak Conference Room
9291 Old Redwood Highway, Building 400
Windsor, CA 95492**

Regular Meeting – Immediately following Closed Session

Regular Session - 6:00 p.m.

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

(For further information please call Town Hall: 838-1000)

In compliance with the Americans with Disabilities Act, if you need special assistance to attend or participate in a Town Council meeting, please contact the Town Clerk's office at 838-5311. Notification at least 48 hours prior to the meeting will assist Town staff in assuring that reasonable accommodations are made to provide accessibility to the meeting.

As a public service to the community, Town Council meetings are televised on Cable Channel 27.

Town Council Agenda staff reports are now available on the Town's web site (www.townofwindsor.com). If an Agenda item has not been highlighted, no written report is available. (Please note that some of these reports may be large documents requiring a long loading time.)

SB 343 - Documents related to Open Session Agendas

Any writings or documents provided to a majority of the Town Council/Redevelopment Agency/Windsor Water District regarding any item on this agenda after the posting of this agenda and not otherwise exempt from disclosure, will be made available for public review in the Town Clerk's Office located at 9291 Old Redwood Highway, Building 400, Windsor, during normal business hours, and on the Town's website at www.townofwindsor.com.

If the supplemental materials are made available to the members of the Town Council/Redevelopment Agency/Windsor Water District at the meeting, a copy will be available for public review at the Civic Center Council Chambers located at 9291 Old Redwood Highway, Building 400, Windsor, CA 95492.

These writings will be made available in appropriate alternative formats upon request by a person with a disability, as required by the Americans with Disabilities Act.

Announcement – Please turn off all pagers, cellular telephones and all other communication devices upon entering the Council Chambers because of electrical interference with the sound recording and TV projection systems.

CLOSED SESSION- 5:30 p.m.

1. **CALL TO ORDER**
Call 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.
2. **COUNCIL ROLL CALL**
3. **CITIZEN PUBLIC COMMENT** (Only comments or statements concerning the Agenda item listed below are allowed.)
4. **ANNOUNCEMENT OF CLOSED SESSION TOPIC/ ADJOURNMENT TO CLOSED SESSION**
- 4.1 **CONFERENCE WITH LEGAL COUNSEL:
Initiation of Litigation (Government Code Section 54956.9)
(one potential case)**
5. **REPORT OUT OF CLOSED SESSION**

REGULAR SESSION – 6:00 p.m.

6. **PLEDGE OF ALLEGIANCE**
7. **PRESENTATION(S)/PROCLAMATION(S)**
- 7.1 **Award of Sponsorship Certificates for Summer Nights on the Green and Earth Day**
8. **ANNOUNCEMENTS**
 - a. Upcoming Town Events
 - b. One Cool Green Thing
9. **CONFLICT OF INTEREST DECLARATION**
10. **CHANGES TO THE AGENDA**
11. **CITIZEN PUBLIC COMMENT**

Any citizen wishing to speak to the Council on any Consent Calendar item or any item *not listed* on the agenda may do so at this time. Pursuant to the Brown Act, the Council is not allowed to consider issues or take action on any item not listed on the agenda during this period. Each Citizen Public Comment is normally restricted to three (3) minutes in length and must be spoken into the microphone from the podium.

If you wish to speak on a Consent Calendar item, please notify the Mayor during Citizen Public Comment.

12. CONSENT CALENDAR

Consent Calendar items are viewed as routine in nature or require little or no further discussion by the Council, public or applicant.

12.1 [Check Register No. 416](#)

By motion, approve disbursements in the amount of \$620,140.87.

12.2 [Approval of Minutes](#)

By motion, approve the minutes of the regular meeting of September 2, 2009.

12.3 [Adoption of Ordinance Amendment clarifying the process for designation of an Acting Town Manager during any temporary absence or disability of the Town Manager](#)

Adopt, by title only, an ordinance amending Title 1, Chapter 4 (Officers and Employees), Article 1 (Town Manager), Section 1-4-115 (Acting Town Manager) to clarify the process for designation of an Acting Town Manager during any temporary absence or disability of the Town Manager.

12.4 [Resolution Adopting the Town of Windsor Tickets and/or Passes Distribution Policy](#)

Adopt a resolution establishing a ticket and/or pass distribution policy for the Town of Windsor.

12.5 [Memorandum of Understanding \(MOU\) regarding Used Oil Block Grant Funding](#)

Adopt a resolution approving a Memorandum of Understanding (MOU) between the Town of Windsor and the Sonoma County Waste Management Agency (Agency) for the Agency's Application for and Administration of Used Oil Block Grant Funding; and authorize the Town Manager to execute the MOU on behalf of the Town.

12.6 [Resolution Declaring Emergency Repairs for Pond 5](#)

Adopt a resolution recognizing that the seepage at Pond 5 has created an emergency and authorizing the Town Manager to order any action required by the emergency and to procure the necessary equipment, services, and supplies, without giving notice for bids to award contracts, to repair Pond 5 at the Town's Water Reclamation Facility. This action will require an affirmative four fifths vote by the Town Council.

12.7 Approval of a Professional Services Agreement for Design and Construction Administration of Pond 5 Repairs and Approval of a Budget Amendment for Performance of the Repairs

1. Adopt a resolution authorizing the Town Manager to execute a Professional Services Agreement with Brelje & Race Consulting Engineers for design and construction administration, including geotechnical services, of a construction contract to repair Pond 5 at the Town's Wastewater Treatment Facility, in an amount not to exceed \$98,200.00.
2. Adopt a resolution amending the FY 2009-10 Budget to appropriate \$350,000.00 from the unappropriated balance of the Water Reclamation Fund for these professional services and for the performance of the repairs.

12.8 Adopt a Resolution Amending the 2009-10 Budget to Appropriate Additional Funds to the Conde Lane Hembree Lane Pavement Maintenance Project

Adopt a resolution amending the FY 2009-10 Budget to appropriate additional funds in the amount of \$23,000.00 in Gas Tax Funds to the Conde Lane / Hembree Lane Pavement Maintenance Project.

12.9 Adoption of Resolution Accepting the Preliminary Plan

Adopt a resolution accepting the Preliminary Plan, establishing 2009/10 as the base year for allocation of taxes from the area proposed to be added to Windsor Redevelopment Project, authorizing staff to notify the various required entities of the intent to amend the Redevelopment Plan, and authorizing preparation of the Preliminary Report.

12.10 First Amendment to the Agreement with RMC Water and Environment for General Engineering Services

Adopt a resolution authorizing the Town Manager to execute a First Amendment to the Agreement with RMC Water and Environment for General Engineering Services in the amount of \$28,137.00.

12.11 Resolution Declaring an Emergency for Water Main Repair within Windsor Creek

Adopt a resolution declaring an emergency due to a water main break within Windsor Creek and authorizing the Town Manager to order any action required by the emergency and to procure the necessary equipment, services, and supplies, without giving notice for bids to award contracts, to repair or replace the water main. This action will require an affirmative four-fifths vote by the Town Council.

13. PUBLIC HEARING

Public Hearing items will begin at the time shown, or as close thereafter as possible, to allow for completion of the item.

13.1 Overlook Subdivision – Appeal by Valerie Hirsch

Adopt a resolution which denies the appeal by Valerie Hirsch and thereby upholds the decision of the Planning Commission to approve a tentative map for the 12 lot Overlook Subdivision as requested by Phil Richardson.

13.2 Bell Village LP Request for Priority Development Area Waiver

Adopt a resolution which 1) designates 25 acres located at 9290 Old Redwood Highway as a Priority Development Area and 2) Grants a Waiver of certain provisions of the Growth Control Ordinance to the Bell Village Project.

14. REGULAR CALENDAR

Those matters requiring discussion and/or action by the Council will be heard at this time. Regular Calendar items will be taken up and acted upon separately.

14.1 Agreement for Services with Windsor Chamber of Commerce

Adopt a resolution approving a professional services agreement with the Windsor Chamber of Commerce for services related to the operation of the Visitors' Center and marketing and promotions for Fiscal Year 2009-2010 and authorizing the Town Manager to execute the amendment on behalf of the Town.

14.2 Council discussion of the Sonoma County Transportation Authority 2009 Comprehensive Transportation Plan and DEIR with direction to Council representatives to Sonoma County Transportation Authority (SCTA)

Provide direction to Councilmembers representing the Town to the SCTA Board of Directors on the certification of the EIR and approval of the 2009 Comprehensive Transportation Plan.

14.3 Discussion of Proposed Changes to Sonoma County Water Agency Water Supply Project and Policy

Discuss the potential impacts of the proposed changes in Sonoma County Water Agency (SCWA) Regional Water Supply Project and Policy, and provide direction to the Town's Water Advisory Committee and Technical Advisory Committee Representatives.

14.4 Authorize the Mayor to support an appointment by the Board of Directors of the Mayors' and Councilmembers' Association to the North Coast Rail Authority

Authorize the Mayor to support an appointment to the North Coast Rail Authority by the Board of Directors of the Mayors' and Councilmembers' Association at their October 8, 2009 meeting.

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

16.2 Reports on Meetings/Conferences

16.3 Requests for Future Council Agenda Items

17. TOWN MANAGER'S REPORT

**17.1 [Update on the Federal and State Stimulus Plan Efforts for the
Town of Windsor](#)**

18. ADJOURNMENT

Adjourn to the next regular Council meeting scheduled for Wednesday, October 7, 2009, in the Civic Center Council Chambers located at 9291 Old Redwood Highway, Building 400 in Windsor.