

## **MINUTES**

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

**Wednesday, November 4, 2009  
Regular Session - 6:00 p.m.**

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

**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 6:04 p.m.

**2. COUNCIL ROLL CALL**

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

**3. PLEDGE OF ALLEGIANCE**

Dianne Graner led the Pledge of Allegiance.

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

**4.1 Windsor Library Presentation**

Dianne Graner, Windsor Library, gave a presentation on the Library's activities and programs.

**5. ANNOUNCEMENTS**

**a. Upcoming Town Events**

Mayor Goble and Councilmembers announced upcoming events.

**b. One Cool Green Thing**

Councilmember Scholar reported that the Windsor Unified School District made a commitment to implement projects that would reduce energy consumption by approximately 17% starting in January of 2010.

**6. CONFLICT OF INTEREST DECLARATION – None.**

**7. CHANGES TO THE AGENDA – None.**

**8. CITIZEN PUBLIC COMMENT – None.**

**9. CONSENT CALENDAR**

Councilmember Allen moved to adopt the following Consent Calendar items. Vice Mayor Salmon seconded the motion. The motion passed by a 5/0 vote on all items.

**9.1 Check Register No. 419**

**5/0 vote.** By motion, approved disbursements in the amount of \$1,999,067.12.

**9.2 Approval of Minutes**

**5/0 vote.** By motion, approved the minutes of the regular meeting of October 21, 2009.

**9.3 Amendment to Agreement for Bridge Modification between the Town of Windsor and Shiloh Oaks Company, LLC**

**5/0 vote.** Adopted Resolution No. 2564-09 approving and authorizing the Town Manager to execute an amendment to the Agreement for Bridge Modification between the Town of Windsor and Shiloh Oaks Company, LLC.

**9.4 Adopt a Resolution Approving a Service Agreement for Cross Connection Specialist Services**

**5/0 vote.** Adopted Resolution No. 2565-09 authorizing the Town Manager to execute a Services Agreement for Cross Connection Specialist Services with CheckRite Backflow Services Inc, for a term of Four (4) years in the not to exceed amount of \$303,300.00 and authorizing the Town Manager to execute on behalf of the Town.

**9.5 Agreement for Services with Sonoma County Tourism Bureau**

**5/0 vote.** By motion, approved a professional services agreement with the Sonoma County Tourism Bureau in an amount not to exceed \$37,500 for marketing and promotion services during the Fiscal Year 2009-2010 and authorizing the Town Manager to execute the agreement on behalf of the Town.

**10. PUBLIC HEARING**

**10.1 Zoning Ordinance Amendments Related to Personal Services, Restricted**

Associate Planner Cangson reported on this item.

Planning Director Chamberlin referenced a phone call from the Sonoma County Tax Payers Association in support of Bail Bond businesses and two calls from existing Bail Bond Companies also in support of these types of businesses. He also referenced calls from Tanning Salon businesses supporting the removal these types of businesses from the restricted category. He clarified that existing businesses will not be affected by the proposed amendment to the Zoning Ordinance.

Mayor Goble opened the public hearing.

The following speakers spoke in support of removing Tanning Salons and Spas from the Personal Services, Restricted category and to permit them in all commercial zoning districts:

Laura Barnhouse, Windsor resident  
Julie Durkey, Tanning Parlor Owner

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

Councilmember Allen moved to introduce, by title only, an Ordinance amending Chapter 27.20, Chapter 27.34, and Chapter 27.60, of the Zoning Ordinance related to restricted personal services as amended to include the following:

1. Personal Services, Restricted require a Minor User Permit in the “GC”, “CC”, and “SC” zoning districts.
2. Remove Tanning Salons and Spas from the Personal Services, Restricted category and permit them in all commercial zoning districts and add definitions for Tanning Salons and Spas.

Councilmember Fudge seconded the motion. The motion passed by a 4/1 vote (Vice Mayor Salmon opposed).

## **10.2 Annual Growth Control Report and Establish 2009 Annual Allocations**

Planning Director Chamberlin and Associate Planner Cangson reported on this item.

Assistant Town Engineer Daida responded to Council’s questions related to water rationing.

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

Vice Mayor Salmon discussed the reasons why he does not support the Hembree Village project.

Based on their discussion, Council took the following actions:

1. Councilmember Scholar moved to accept the 2009 Annual Growth Control Report. Councilmember Fudge seconded the motion. The motion passed by a 5/0 vote.
2. Councilmember Allen moved to adopt Resolution No. 2566-09 Setting Allocations for the Year 2010. Councilmember Fudge seconded the motion. The motion passed by a 4/1 vote (Vice Mayor Salmon opposed).
3. Councilmember Allen moved to adopt Resolution No. 2567-09 Reserving Allocations for 2011-2014. Councilmember Fudge seconded the motion. The motion passed by 4/1 vote. (Vice Mayor Salmon opposed).

4. Councilmember Fudge moved to adopt Resolution No. 2568-09 Establishing Criteria and Procedures for Processing Waivers in a Priority Development Area. Councilmember Scholar seconded the motion. The motion passed by a 5/0 vote.

## **11. REGULAR CALENDAR**

### **11.1 2010 Cinco de Mayo Celebration and Windsor Day Parade**

Community Services Director Legge reported on this item.

Mayor Goble opened the meeting for public comments.

Richard Fuller and Patty Winn, Windsor Kiwanis Club, discussed their support to separate the Cinco de Mayo celebration from the Windsor Day Parade and holding the parade on Saturday, May 8, 2010.

The following members of the Hispanic Chamber of Commerce discussed their support to hold the 2010 Cinco de Mayo celebration and Windsor Day Parade on Saturday, May 1, 2010:

Rene Meza, Windsor resident and Co-chair of the Cinco de Mayo event in Santa Rosa  
Julio Martinez, member of the Hispanic Chamber of Commerce  
Marcos Suarez, President- Elect of the Hispanic Chamber of Commerce

Roger Harris, Windsor Library and member of the Board of Directors of the Hispanic Chamber of Commerce, discussed his support for holding the 2010 Cinco de Mayo celebration on May 1, 2010 and the Windsor Day Parade on May 8, 2009.

There being no further comments, Mayor Goble closed the public testimony period.

Some Councilmembers expressed concern that if the Windsor Day Parade is held on Saturday, May 8, 2010 it will conflict with the Sonoma County Human Race event and other events.

Councilmembers discussed their support to solicit sponsorships to offset the costs of the 2010 Cinco de Mayo celebration.

At the request of Councilmember Scholar, Mayor Goble reopened the public comment period to allow additional comments from members of the public:

Richard Fuller and Patty Winn, Windsor Kiwanis Club, reiterated their support to hold the Windsor Day Parade event on Saturday, May 8, 2010 and as a separate event from the Cinco de Mayo celebration.

Julio Martinez, Hispanic Chamber of Commerce, discussed his continued support for holding both the 2010 Cinco de Mayo celebration and the Windsor Day Parade on the same day.

Roger Harris, Windsor Library and board member of the Hispanic Chamber of Commerce, urged Council not to hold the Town's 2010 Cinco de Mayo celebration on May 5<sup>th</sup> because it will conflict with Santa Rosa's event. He also commented that both events can work on the same day.

Councilmember Scholar moved to hold the Windsor Day Parade and the 2010 Cinco de Mayo celebration on Saturday, May 8, 2010. Vice Mayor Salmon seconded the motion. Following a roll call vote, the motion passed by a 3/2 vote (Councilmember Fudge and Mayor Goble opposed).

Marcos Suarez, President-Elect of the Sonoma County Hispanic Chamber of Commerce, stated that holding the 2010 Cinco de Mayo celebration after May 5<sup>th</sup> would not be productive and it would be difficult to solicit sponsorships.

Based on the new information, Vice Mayor Salmon moved to reconsider the action. Councilmember Scholar seconded the motion. The motion passed by a 5/0 vote.

Councilmember Fudge moved to hold the Cinco de Mayo celebration and the Windsor Day Parade on Saturday, May 1, 2010. Mayor Goble seconded the motion. This motion was withdrawn.

After further discussion, Council, by consensus, directed staff to meet with representatives of the Windsor Kiwanis Club and Hispanic Chamber of Commerce to explore options to hold the Windsor Day Parade and 2010 Cinco de Mayo celebration on Saturday, May 1, 2010. Staff would then report back on this matter to Council.

## **11.2 Consider General Plan Update and Sustainability Element**

Planning Director Chamberlain reported on this item.

Mayor Goble opened the public comment period. No comments were made.

Council considered and provided direction to staff on updating six of the required General Plan Elements and preparing Sustainability Elements as an optional General Plan Element.

## **11.3 Approve Storm Water Permitting Strategy, Including Low Impact Development (LID)**

Assistant Town Engineer Daida reported on this item.

Toni Bertolero, Winzler and Kelly Engineers, gave a PowerPoint presentation that focused on the background and purpose of the Urban Storm Water Mitigation Plan and the Low Impact Development (LID).

Mayor Goble opened the public comment period. No comments were made.

Council, by consensus, supported the use of the existing SUSMP regulations as a guideline on a case-by-case basis until the State issues the formal guidelines on Low Impact Development (LID) and are brought forward and considered by Council. Staff was also directed to schedule a joint meeting with the Town Council and Planning Commission to discuss these regulations.

**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**

None.

**13.2 Reports on Meetings/Conferences**

Councilmembers reported on meetings they attended which were of interest to them.

**13.3 Requests for Future Council Agenda Items – None.**

**14. TOWN MANAGER'S REPORT**

No report was made.

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

A brief update on the Federal and State Stimulus Programs was provided to Council.

**15. ANNOUNCEMENT OF CLOSED SESSION TOPICS/ ADJOURNMENT TO CLOSED SESSION**

Due to the late hour, this item was postponed to the November 18, 2009 Town Council meeting.

**15.1 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957) Title: Town Attorney**

**16. REPORT OUT OF CLOSED SESSION**

None.

**15. ADJOURNMENT**

The meeting adjourned at 10:45 p.m. to a regular meeting scheduled for Wednesday, November 18, 2009, in the Civic Center Council Chambers located at 9291 Old Redwood Highway, Building 400 in Windsor.

Approved and adopted this 18th day of November 2009.

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Maria De La O, CMC  
Town Clerk