

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

Wednesday, February 17, 2010
Regular Session - 6:00 p.m.

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

- 1. CALL TO ORDER**
Mayor Salmon 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 6:00 p.m.
- 2. COUNCIL ROLL CALL**
Present at Roll Call were Vice Mayor Allen, Councilmembers Fudge and Goble, Mayor Salmon and Councilmember Scholar.
- 3. PLEDGE OF ALLEGIANCE**
Assistant Town Manager Johnson led the pledge of allegiance.
- 4. PRESENTATION(S)/PROCLAMATION(S)**
 - 4.1 Presentation on the Windsor Parks Spring Clean to be held on Saturday, April 24, 2010**
Brandon Philpott gave a PowerPoint presentation on the Windsor Parks Spring Clean event and encouraged the Windsor community to participate.
- 5. ANNOUNCEMENTS**
 - a. Upcoming Town Events
Mayor Salmon and Councilmembers announced upcoming events.

Parks and Recreation Director Legge and Parks and Recreation Commission Chair Holman announced the departmental name change of Community Services to Parks and Recreation Department.
 - b. One Cool Green Thing
None.

6. CONFLICT OF INTEREST DECLARATION

None.

7. CHANGES TO THE AGENDA

Vice Mayor Allen requested that Item 9.5 (Plan for Additional Bike Racks Downtown) be pulled from the Consent Calendar for discussion immediately after the approval of the Consent Calendar items.

8. CITIZEN PUBLIC COMMENT

None.

9. CONSENT CALENDAR

Councilmember Goble moved to approve the following Consent items. Vice Mayor Allen seconded the motion. The motion passed by a 5/0 vote on all items except Item 9.5 (Plan for Additional Bike Racks Downtown) which was considered immediately after the approval of the Consent Calendar.

9.1 Check Register No. 424

5/0 vote. By motion, approve disbursements in the amount of \$2,159,448.44.

9.2 Approval of Minutes

5/0 vote. By motion, approved the minutes of the regular meeting of January 20, 2010 and Special Joint Town Council and Planning Commission workshop of January 26, 2010.

9.3 Windsor Assessment District Annual Proceedings for Fiscal Year 2010-11

5/0 vote on the following Resolutions:

- a. Adopted Resolution No. 2612-10 appointing the Engineer of Work and directing preparation and filing of the Annual Engineer's Report for the Windsor Landscaping and Lighting Assessment District for Fiscal Year 2010/2011, pursuant to the Landscaping and Lighting Act of 1972.
- b. Adopted Resolution No. 2613-10 appointing the Engineer of Work and directing preparation and filing of the Annual Engineer's Report for the Windsor Landscaping and Lighting Assessment District No. 2 for Fiscal Year 2010/2011, pursuant to the Landscaping and Lighting Act of 1972.
- c. Adopted Resolution No. 2614-10 appointing the Engineer of Work and directing preparation and filing of the Annual Engineer's Report for the Windsor 1982 Act Benefit Assessment District for Fiscal Year 2010/2011, pursuant to the Benefit Assessment Act of 1982.

- 9.4 Acceptance of Hampton Inn & Suites Pedestrian Bridge, now known as the Windsor Creek Pedestrian Bridge, 8937 Brooks Road South**
5/0 vote. Adopted Resolution No. 2615-10 accepting the Windsor Creek Bridge improvements, the final phase of the Hampton Inn and Suites Subdivision, located at 8937 Brooks Road South.
- 9.5 Plan for Additional Bike Racks Downtown**
This item was considered immediately after Item 9.7.
- 9.6 Award a Construction Contract for the Old Redwood Highway Pedestrian Linkages Project**
5/0 vote. Adopted Resolution No. 2616-10 awarding and approving a construction contract to Ghilotti Bros. Inc. for the construction of the Old Redwood Highway Pedestrian Linkages Project in the amount of \$193,754.00 and authorizing the Town Manager to execute the construction contract and any required construction change orders up to the authorized project budget on behalf of the Town.
- 9.7 Adopt a Resolution Approving a Professional Services Agreement for Information Technology Services**
5/0 vote. Adopted Resolution No. 2617-10 approving a professional services agreement with Portola Systems in the amount of \$440,000 to provide information technology services from July 1, 2009 through June 30, 2011 and authorizing the Town Manager to execute the agreement on behalf of the Town.

At this time, Item 9.5 was considered.

- 9.5 Plan for Additional Bike Racks Downtown**
Vice Mayor Allen explained the reasons why he pulled this item for discussion.

Senior Planner Jones and Planning Director Chamberlin discussed the purpose of the plan and responded to questions.

Vice Mayor Allen moved to accept the report identifying locations for additional bicycle parking racks Downtown and directed Town staff to proceed with funding and installation. Councilmember Fudge seconded the motion. The motion passed by 5/0 vote.

- 10. PUBLIC HEARING – None.**

11. REGULAR CALENDAR

11.1 Adoption of Resolutions Approving the Report to Town Council and Consenting to a Joint Public Hearing with the Town Council on the Fifth Amendment, and Amending Rules Governing Participation by Property Owners and the Extension of Reasonable Preferences to Business Occupants

Senior Management Analyst Kelley reported on this item.

Paul Anderson, Consultant, Keyser Marston Associates, gave an overview of the proposed amendments to the Redevelopment Plan and summarized the actions that are before Council.

Mayor Salmon opened the public comment period. There being no public testimony, Mayor Salmon closed the public comment period.

Councilmember Goble moved to adopt the following resolutions. Vice Mayor Allen seconded the motion. The motion passed by a 5/0 vote.

- a. Adopted Resolution No. 2618-10 RDA of the Town of Windsor Redevelopment Agency approving and adopting the Agency's Report to Town Council on the proposed Fifth Amendment to the Redevelopment Plan for the Windsor Redevelopment Project, submitting said Report and proposed Amendment to the Town Council of the Town of Windsor and consenting to a joint public hearing with the Town Council.
- b. Adopted Resolution No. 2619-10 RDA of the Town of Windsor Redevelopment Agency amending the Owner Participation Rules for the Windsor Redevelopment Project Area.

11.2 Adoption of a Resolution Receiving the Proposed Amended and Restated Redevelopment Plan, the Agency's Report to Town Council and Calling for a Joint Hearing with the Agency

Vice Mayor Allen moved to adopt Resolution No. 2620-10 of the Town Council of the Town of Windsor acknowledging receipt of the documents from the Town of Windsor Redevelopment Agency pertaining to the proposed Fifth Amendment to the Redevelopment Plan for the Windsor Redevelopment Project and consenting to and calling for a joint public hearing with the Agency. Councilmember Fudge seconded the motion. The motion passed by a 5/0 vote.

11.3 Skate Park Safety Regulations and Enforcement

Parks and Recreation Director Legge reported on this item.

Windsor Police Chief Freitas discussed the presence of the police and their involvement in the issuance of citations for safety violations at the skate park.

Mayor Salmon opened the public comment period.

The following speakers supported positive reinforcement of the park users complying with the skate park's safety regulations:

Melissa Trunick, Windsor resident
Ty Marestein, Director of Operations for Mary's Pizza

Leo Toccini, Concession Manager/Owner of North American Cinemas, noted that several citations issued by the Windsor Police Department were dismissed in court.

Michael Clark, Windsor resident, discussed the reasons why he requested that this matter be brought to Council.

Cindy Holman, Windsor resident, noted that the Windsor Police Department has the responsibility to enforce safety laws in the skate park. However, she asked Council to consider other alternatives such as positive reinforcement.

Mayor Salmon closed the public comment period.

After its deliberation, Council concurred that the best method of addressing safety concerns at the skate park were by positive reinforcement of the park users complying with the skate park's safety regulations.

11.4 Youth Representation on the Parks and Recreation Commission

This item was considered after Item 11.5.

11.5 Funding requests by the Old Downtown Windsor Business Association (ODWBA) and Sonoma County Independent Business Operators (SCIBO) for July 3, 2010 festivities

Parks and Recreation Director Legge reported on this item and acknowledged receipt of an e-mail from Bryan D. Bousquet, General Manager of Mirepoix and Bistro M and a letter from Dennis Rutkowski dated February 16, 2010. Copies of the e-mail and letter submitted are on file in the Town Clerk's Office and Parks and Recreation Department.

Mayor Salmon opened the public comment period.

Ty Marestein, Director of Operations for Mary's Pizza, discussed SCIBO's funding request to plan the Town Green celebration and the July 3rd fireworks.

The following speakers spoke in support of the ODWBA funding request:

Bill Fallis, Vice President of the Old Downtown Windsor Business Association

Karen Alves, Windsor resident

Gary Quackenbush, President of the Windsor Chamber

David Culley, KC's Downtown Grill

Michael Powell, Powell's Sweet Shop

Kathy Culley, KC's Downtown Grill

Margaret McCabe, Cafe Noto

Sherry Kahn, Hot Dogs on the Green and member of the Windsor Booster Club

Steve McCabe, Cafe Noto

Ty Marestein, Director of Operations for Mary's Pizza, clarified the contents of his letter in which SCIBO requests funding for the 3rd of July festivities.

Leo Toccini, Concession Manager/Owner of North American Cinemas, spoke in support of SCIBO's funding request and noted that both groups could work together to put on this event.

Mayor Salmon closed the public comment period.

Council directed that mediation be conducted among the Old Downtown Windsor Business Association and Sonoma County Independent Business Operators for the July 3, 2010 festivities and report back to Council at the March 17, 2010 meeting.

11.4 Youth Representation on the Parks and Recreation Commission

Recreation Manager Davis reported on this item.

Mayor Salmon opened the public comment period. There being no public testimony, Mayor Salmon closed the public comment period.

By consensus, Council approved the composition of the Parks and Recreation Commission to include two youth representatives. The youth representatives will be selected by the Windsor High School, and shall maintain at least a 2.5 GPA. These appointments will be evaluated at the end of the year and will be brought back to Council.

11.6 Request by the Old Downtown Windsor Business Association to reconsider Council action to grant the Windsor Lions Club exclusive rights to operate an alcohol concession

Parks and Recreation Director Legge reported on this item.

Mayor Salmon opened the public comment period.

The following people spoke on this matter:

Bill Fallis, Vice President of the Old Downtown Windsor Business Association

Bill Verdi, Promoter for Movie Nights on the Green

Gary Quackenbush, President of the Windsor Chamber

Ken Moulton, Windsor resident

Lucille Hines, Windsor Lions Club

Ted Marshall, Windsor Lions Club

Mayor Salmon closed the public comment period.

Council maintained its original decision to allow the Windsor Lions Club exclusive use of the east pavilion for selling beer and wine. Staff was directed to work with the Old Downtown Windsor Business Association and Windsor Chamber to alternate the use of the center pavilion for selling beer and wine. Staff will follow-up with Windsor Rotary to sell margaritas on the bosque.

11.7 Consider Town Council Position on Renaming Black Mountain

Councilmember Fudge explained why she requested that this item be agendaized.

Gary Wilson, family owns the north side of Black Mountain, discussed the reasons why they asked Council to oppose the name change.

David Gilbreth, Attorney in Napa, gave a history of the Black Mountain name and asked Council to support the preservation of the heritage and history of Black Mountain by writing a letter opposing the name change.

After its deliberation, a majority of the Councilmembers voiced their support to oppose the renaming of Black Mountain and preserve its heritage while some Councilmembers were uncomfortable about voting on a matter that is outside the Town's jurisdiction.

Councilmember Fudge moved to oppose the renaming of Black Mountain, thereby, preserving the heritage of the name of Black Mountain and directed staff to send a letter to the U.S. Geographic Names Committee signed by the Mayor. Councilmember Scholar seconded the motion. The motion passed by a 3/2 vote (Vice Mayor Allen and Councilmember Goble abstained).

12. FEDERAL, STATE OR LOCAL LEGISLATION

a. Discussion and/or action on proposed legislation or issues

12.1 League of California Cities

a. Discussion and/or action on activities or information provided by the League of California Cities

- 12.2 Sonoma County Mayors' and Councilmembers' Association Update**
- a. Legislative Committee Update
 - b. Discussion of Upcoming Association Meeting Agendas or Issues
 - c. Miscellaneous Issues

13. MAYOR'S & COUNCILMEMBERS' REPORTS

13.1 Individual Councilmember Reports and Comments

Councilmembers briefly reported on items that are of interest to Council.

13.2 Reports on Meetings/Conferences

Mayor Salmon, Councilmembers Goble and Scholar reported on their attendance at the 9th Annual New Partners for Smart Growth Conference that was held February 4-6, 2010 in Seattle Washington.

Councilmembers Fudge, Goble and Scholar reported on their attendance at the Mayors and Councilmembers' Association meeting of February 11, 2010.

13.3 Requests for Future Council Agenda Items

- a) "Complete" Streets.
- b) Sonoma County Transportation Authority's proposed \$10 VLF fee for local roads.

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

Assistant Town Manager reported on the new webcasting system being facilitated by Granicus to broadcast live Town Council meetings.

15. ADJOURNMENT

The meeting adjourned at 10:45 p.m. to a Council Special Meeting/Closed Session scheduled on February 25, 2010 at 6:00 p.m., at Bistro M, 610 McClelland Drive, Windsor.

Approved and adopted this 3rd day of March 2010.

Maria De La O, CMC
Town Clerk