

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

Wednesday, April 7, 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 6:05 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**
Councilmember Fudge led the Pledge of Allegiance.
4. **PRESENTATION(S)/PROCLAMATION(S)**
 - 4.1 **Proclamation proclaiming April 2010 as, "Child Abuse Prevention Month."**
Mayor Salmon read a proclamation proclaiming April 2010 as, "Child Abuse Prevention Month" and presented it to Robin Bowen, Executive Director of the California Parenting Institute, who discussed the importance of preventing child abuse.
 - 4.2 **Proclamation declaring April 2010 as, "Big Read, Sonoma County Month."**
Councilmember Scholar read a proclamation proclaiming April 2010 as, "Big Read, Sonoma County Month" and presented it to Nancy Dobbs, Director of KRCB and Bill Coolidge, Windsor Library Manager, who thanked Council for supporting reading and libraries.

4.3 Proclamation proclaiming April 18-24, 2010 as, "National Crime Victim's Rights Week."

Vice Mayor Allen read a proclamation proclaiming April 18-24, 2010 as, "National Crime Victim's Rights Week" and presented it to Chief Deputy Joan Risse who briefly discussed the importance of the services offered to victims.

5. ANNOUNCEMENTS

- a. Upcoming Town Events
Mayor Salmon and Councilmembers announced upcoming events.
- b. One Cool Green Thing
Mayor Salmon acknowledged receipt of a letter from North Bay Corporation regarding the 2010 Spring Clean noting that over 700 Windsor residents participated and delivered 106.26 tons of materials over the three day period.

6. CONFLICT OF INTEREST DECLARATION

Councilmember Goble declared that she will abstain on Item 9.4 (Amendment to the Existing Professional Services Agreement with Winzler and Kelly for the Management Implementation of the Town's Storm Water Management Plan) because she owns one of the buildings they reside in. She will also abstain from Item 9.5 (Subdivision Improvement Agreement Extension for The Oaks at Windsor Village) because she resides within close proximity to the project.

7. CHANGES TO THE AGENDA – None.

8. CITIZEN PUBLIC COMMENT

Laurie Shimizu, Business Owner on the Town Green, discussed her concerns associated with pedestrian safety at the intersection of McClelland and Windsor Road and the need for pedestrian safety measures.

Karen Alves, Town Green Building Coordinator, read a statement on behalf of Rosemarie Stewart who was hit by a vehicle at the intersection of McClelland and Windsor Road. She urged Council to look at that intersection to prevent further accidents.

Gordon Waltenspiel, Windsor resident, suggested the placement of a water payment box in front of Town Hall or at the corner of Duvander and Joe Rodota Drive. He submitted a photograph depicting these locations. (The information is on file in the Town Clerk's office.)

John Boyles and Thomas Freeman, Windsor residents, discussed their concerns related to the proposed Jensen Lane/Vinecrest Elementary School.

Town Manager Mullan explained that the lead agency for the proposed elementary school is the Windsor Unified School District (WUSD). Therefore, concerns should be addressed to the WUSD. However, he noted that the Town will be reviewing the Draft Environmental Impact Report (DEIR) and providing comments to the WUSD.

9. CONSENT CALENDAR

Councilmember Scholar moved to approve the following Consent items. Councilmember Goble seconded the motion. The motion passed by a 5/0 vote on all items except Item 9.2 which passed by a 4/0/1 vote (Councilmember Scholar abstained) and Item Nos. 9.4 and 9.5 which passed by a 4/0/1 vote (Councilmember Goble abstained).

9.1 Check Register No. 427

5/0 vote. By motion, approved disbursements in the amount of \$3,053,026.55.

9.2 Approval of Minutes

4/0/1 vote (Councilmember Scholar abstained). By motion, approved the minutes of the regular meeting of March 17, 2010.

9.3 Approve an Agreement with RMC Water and Environment for Program Management Services for Water and Water Reclamation Capital Programs

5/0 vote. Adopted Resolution No. 2652-10 approving an Agreement with RMC Water and Environment for an amount not to exceed \$206,789 for Program Management Services for Water and Water Reclamation Capital Programs and authorizing the Town Manager to execute said agreement on behalf of the Town.

9.4 Approve an Amendment to the Existing Professional Services Agreement with Winzler and Kelly for the Management and Implementation of the Town's Storm Water Management Plan

4/0/1 vote (Councilmember Goble abstained). Adopted Resolution No. 2653-10 approving an amendment to the existing professional services agreement with Winzler and Kelly for the management and implementation of the Town's Storm Water Management Plan for an additional amount not to exceed \$99,023 and authorizing the Town Manager to execute said agreement on behalf of the Town.

9.5 Subdivision Improvement Agreement Extension for The Oaks at Windsor Village, 6112 and 6114 Old Redwood Highway (04-48)

4/0/1 vote (Councilmember Goble abstained). Adopted Resolution No. 2654-10 approving a two (2) year extension to the Subdivision Improvement Agreement for The Oaks at Windsor Village, and authorizing the Town Manager to execute said agreement on behalf of the Town.

9.6 Adopt a Resolution Authorizing the Filing of an Application for Transportation Development Act Article 3 Funds

5/0 vote. Adopted Resolution No. 2655-10 authorizing the filing of an application with the Metropolitan Transportation Commission for the allocation of Fiscal Year 2010-11 Transportation Development Act Article 3 for the development of a safety brochure and map of bicycle facilities in the Town of Windsor.

9.7 Roles and Responsibilities of Parks and Recreation Commission

5/0 vote. Adopted Resolution No. 2656-10 rescinding Resolution No. 418-95 and amending the established Parks and Recreation Commission Roles and Responsibilities.

ADJOURNMENT TO THE SPECIAL JOINT TOWN COUNCIL AND REDEVELOPMENT AGENCY MEETING

The Council adjourned its regular meeting and Council reconvened the Special meeting as the Town Council and Windsor Redevelopment Agency at 6:43 p.m.

10. PUBLIC HEARING

10.1 Redevelopment Plan Amendment and Final EIR adoption

Assistant Town Manager Johnson reported on this item.

Mayor Salmon opened the meeting for public testimony on the following two resolutions regarding the supplement to the Report to Council:

1. A Resolution of the Redevelopment Agency, approving and adopting the Supplement to the Agency's Report to the Town Council and submitting the Supplement to the Town Council.
2. A Resolution of the Town Council acknowledging receipt of the Supplement to the Agency's Report to Town Council.

There being no public testimony on the subject resolutions, Mayor Salmon closed the public testimony period.

Mayor Salmon made a motion to adopt Resolution No. 2657-10 of the Town of Windsor Redevelopment Agency approving and adopting the Supplement to the Agency's Report to the Town Council for the proposed Fifth Amendment to the Redevelopment Plan for the Windsor Redevelopment Project and submitting said Supplement to the Town Council of the Town of Windsor. Vice Mayor Allen seconded the motion. The motion passed by a 5/0 vote.

Mayor Salmon made a motion to adopt Resolution No. 2658-10 of the Town Council of the Town of Windsor acknowledging receipt of the Supplement to the Agency's Report to the Town Council for the proposed Fifth Amendment to the Redevelopment Plan for the Windsor Redevelopment Project. Councilmember Fudge seconded the motion. The motion passed by a 5/0 vote.

At this time, Assistant Town Manager Johnson asked that Town Clerk De La O enter into the record of this joint public hearing documents pertaining to the Affidavit of Publication and Certificates of Mailing and Posting of Notice of Joint Public Hearing as Exhibits "1" through "14". (The original documents of Exhibits 1-14 are on file in the Town Clerk's office.)

At this time, Mayor Salmon opened the public hearing.

Council heard testimony from the following individuals in support of the proposed Fifth Amendment to the Redevelopment Plan for the Windsor Redevelopment project:

John Reyes, Chairman of the Board, Windsor Chamber of Commerce
Tim Sanderson, Sanderson Ford Automobile Dealership
Shawn Rodrigues, Developer
Jeff Civian, representing Bell Village
Jack Neureuter, Chief Executive Officer, Alliance Medical Center
John Lowery, Burbank Housing
Richard Mendelsohn, new owner of the Windsor Vineyards property
Gary Quackenbush, Windsor Chamber of Commerce Executive Director
Scott Johnson, Terra Partners

Doug Babcock, Windsor resident, spoke against the proposed Fifth Amendment to the Redevelopment Plan.

Mayor Salmon closed the public hearing.

Mayor Salmon noted that the Redevelopment Agency is now in session and will consider and act on the following resolutions:

1. Mayor Salmon moved to adopt Resolution No. 2659-10 of the Windsor Redevelopment Agency certifying the Final Program Environmental Impact Report prepared for the proposed Fifth Amendment to the Redevelopment Plan for the Windsor Redevelopment project. Councilmember Goble seconded the motion. The motion passed by a 5/0 vote.
2. Mayor Salmon moved to adopt Resolution No. 2660-10 of the Windsor Redevelopment Agency making certain findings in connection with the proposed Fifth Amendment to the Redevelopment Plan for the Town of Windsor Redevelopment project. Councilmember Fudge seconded the motion. The motion passed by a 5/0 vote.
3. Mayor Salmon moved to adopt Resolution No. 2661-10 of the Windsor Redevelopment Agency finding and determining that the use of monies from the low and moderate income housing fund outside the boundaries of the Windsor Redevelopment project as amended by the Fifth Amendment

will benefit the Project Area, and authorizing the expenditure of such funds. Vice Mayor Allen seconded the motion. The motion passed by a 5/0 vote.

Mayor Salmon noted that the Town Council is now in session and will consider and act on the following resolutions:

1. Mayor Salmon moved to adopt Resolution No. 2662-10 of the Town Council of the Town of Windsor making findings based upon consideration of the Final Environmental Impact Report prepared for the proposed Fifth Amendment to the Redevelopment Plan for the Windsor Redevelopment project. Councilmember Goble seconded the motion. The motion passed by a 5/0 vote.
2. Mayor Salmon moved to adopt Resolution No. 2663-10 of the Town Council of the Town of Windsor finding and determining that the use of monies from the low and moderate income housing fund outside the boundaries of the Windsor Redevelopment project as amended by the proposed Fifth Amendment will benefit the Project Area and authorizing the expenditure of such funds. Councilmember Scholar seconded the motion. The motion passed by a 5/0 vote.
3. Mayor Salmon moved to adopt Resolution No. 2664-10 of the Town Council of the Town of Windsor electing to receive a portion of the tax increments allocated from the Windsor Redevelopment project as amended by the proposed Fifth Amendment pursuant to Health and Safety Code Sections 33607.5 and 33607.7. Councilmember Fudge seconded the motion. The motion passed by a 5/0 vote.
4. Mayor Salmon moved to adopt Resolution No. 2665-10 of the Town Council of the Town of Windsor electing to receive that portion of the tax increments from the Fifth Amendment Area attributable to tax rate increases imposed for the benefit of the Town of Windsor after the adoption of the proposed Fifth Amendment to the Redevelopment Plan for the Windsor Redevelopment project pursuant to Health and Safety Code Section 33676. Vice Mayor Allen seconded the motion. The motion passed by a 5/0 vote.
5. Mayor Salmon moved to introduce, by title only, an ordinance of the Town Council of the Town of Windsor amending Ordinances Nos. 3378, 94-95, 97-93, 2004-177, 2009-255 and approving and adopting the Fifth Amendment to the Redevelopment Plan for the Windsor Redevelopment project. Councilmember Scholar seconded the motion. The motion passed by a 5/0 vote.

ADJOURNMENT OF SPECIAL MEETING/RECONVENE REGULAR TOWN COUNCIL MEETING

The Special meeting adjourned at 7:22 p.m. and the regular Town Council, Windsor Redevelopment Agency and Windsor Water District Meeting reconvened at 7:39 p.m. with all members present.

11. REGULAR CALENDAR

11.1 Presentation on the Santa Rosa Plain Groundwater Assessment Report Town Engineer and Public Works Director Burt reported on this item.

Jay Jasperse, Sonoma County Water Agency, provided Council with a brief background on the technical studies of the project.

Gina Bartlett discussed the findings and recommendations of the Santa Rosa Plain Groundwater Assessment Report and summarized the 2010 work plan.

Mayor Salmon opened the public comment period. No comments were forthcoming.

Council received a presentation on the Santa Rosa Plain Groundwater Assessment Report. No action was taken.

11.2 Confirmation of Town Council attendees at the Association of Bay Area Government's (ABAG) Spring and Fall General Assembly that will be held on April 22, 2010

It was noted that Mayor Salmon will be attending the ABAG's Spring General Assembly on April 22, 2010.

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**
- d. Appointments by the Sonoma County Mayors' and Councilmembers' Association City Selection Committee on April 8, 2010 -
Authorize the Mayor to support appointments to the Local Agency Formation Commission (LAFCO) and Airport Land Use Commission (ALUC) that will be made by the Mayors' City Selection Committee at its April 8, 2010 meeting in Santa Rosa.**

By Council majority, Mayor Salmon was directed to support the appointment of Vice Mayor Allen to LAFCO and the appointment of City of Santa Rosa Councilmember John Sawyer to ALUC.

13. MAYOR'S & COUNCILMEMBERS' REPORTS

13.1 Individual Councilmember Reports and Comments

Councilmember Scholar requested the addition of a proclamation declaring May 15-16, 2010 as *350 Garden Challenge Weekend*.

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

- a. Council review and comments on WUSD DEIR for the proposed new School off Vinecrest Road.

14. TOWN MANAGER'S REPORT

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 TOPIC/ ADJOURNMENT TO CLOSED SESSION

Mayor Salmon announced the following Closed Session topics and Council adjourned to a Closed Session in the Wild Oak Conference Room at 9:00 p.m.

15.1 PUBLIC EMPLOYMENT

a. Title: Town Manager's Performance Evaluation

Consideration of Town Manager's Performance Review pursuant to Government Code Section 54957.

16. REPORT OUT OF CLOSED SESSION

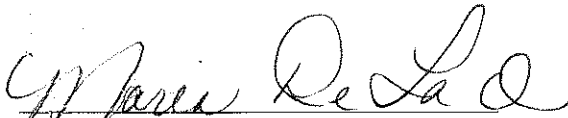
The closed session adjourned and the regular meeting reconvened with all members present.

Mayor Salmon announced that the Town Council has completed the Town Manager's Annual Performance Review and is pleased with the results, and continues to have confidence in the leadership and direction of the Town.

17. ADJOURNMENT

The meeting adjourned at 10:00 p.m. to the next regular Council meeting scheduled for Wednesday, April 21, 2010, in the Civic Center Council Chambers located at 9291 Old Redwood Highway, Building 400 in Windsor.

Approved and adopted this 21st day of April 2010.



Maria De-La O, CMC
Town Clerk