

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

**Wednesday, June 2, 2010
Regular Session - 6:00 p.m.**

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

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.

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 6:08 p.m.

2. **COUNCIL ROLL CALL**

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

Vice Mayor Allen was absent.

3. **PLEDGE OF ALLEGIANCE**

Town Engineer/Public Works Director Burt led the Pledge of Allegiance.

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

- 4.1 Proclamation proclaiming the week of June 6-12, 2010 as, "Garden Week in the Town of Windsor."**

Mayor Salmon read a proclamation declaring the week of June 6-12, 2010 as, "Garden Week in the Town of Windsor" and presented it to Thomas Eddy.

Thomas Eddy, Member of the Windsor Garden Club, thanked Council and Town staff for recognizing the value of gardening in the Town.

5. **ANNOUNCEMENTS**

a. **Upcoming Town Events**

Mayor Salmon and Councilmembers announced various upcoming events.

Glenda Castelli, Windsor Farmers Market, announced the partnering of the Windsor Farmer's Market with the kick off party for Garden week on Sunday, June 6, 2010.

b. **One Cool Green Thing**

Councilmembers reported on eco-friendly alternatives.

6. **CONFLICT OF INTEREST DECLARATION**

Councilmember Fudge referred to Item 11.4 (Hembree Village) and declared that she confirmed with the Town Attorney that she did not have a potential conflict on this item.

7. **CHANGES TO THE AGENDA**

None.

8. **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.

Amy (last name not provided) discussed the need for movie subtitles for the hearing impaired during the Tuesday Night Kid Movie Series.

Parents of hearing impaired girls requested that movie subtitles be placed back on the *Tuesday Night Movies* for the benefit of people that are affected by hearing impairments.

Town Manager Mullan noted that the Tuesday Night Kid Movie Series are not sponsored by the Town. He deferred the comments to the Old Downtown Windsor Merchants Association for a response.

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

Councilmember Goble moved to approve the following Consent Calendar items. Councilmember Fudge seconded the motion. The motion to adopt all items except, Item 9.2 (Approval of Minutes) passed by a 4/0/1 vote (Vice Mayor Allen was absent). The motion to pass Item 9.2 (Approval of Minutes) passed by a 3/0/2 vote (Vice Mayor Allen was absent and Councilmember Scholar abstained).

9.1 Check Register No. 431

By motion, approve disbursements in the amount of \$981,634.07.

4/0/1 vote (Vice Mayor Allen was absent). By motion, approved disbursements in the amount of \$981,634.07.

9.2 Approval of Minutes

By motion, approve the minutes of the special joint Town Council and Planning Commission meeting of May 19, 2010 and the regular meeting of May 19, 2010.

3/0/2 vote (Vice Mayor Allen was absent and Councilmember Scholar abstained). By motion, approved the minutes of the special joint Town Council and Planning Commission meeting and the regular meeting of May 19, 2010.

9.3 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.

4/0/1 vote (Vice Mayor Allen was absent). Adopted Resolution No. 2698-10 establishing a ticket and/or pass distribution policy for the Town of Windsor.

9.4 Adopt Investment Policy for Fiscal Year 2010-11

Adopt a resolution approving the Town of Windsor's Investment Policy for Fiscal Year 2010-11.

4/0/1 vote (Vice Mayor Allen was absent). Adopted Resolution No. 2699-10 approving the Town of Windsor's Investment Policy for Fiscal Year 2010-11.

**9.5 Acceptance of Public Improvements for Parcel Map 07-05, 9815 Tolleson Lane
Adopt a resolution accepting the public improvements for Parcel Map 07-05, located at 9815 Tolleson Lane.**

4/0/1 vote (Vice Mayor Allen was absent). Adopted Resolution No. 2700-10 accepting the public improvements for Parcel Map 07-05, located at 9815 Tolleson Lane.

**9.6 Subdivision Improvement Agreement Extension for Evans/Drew Industrial Subdivision Phase 1, located at 900 Mitchell Lane (00-21)
Adopt a resolution approving a three (3) year extension to the Subdivision Improvement Agreement for Evans/Drew Industrial Subdivision Phase I, and authorizing the Town Manager to execute said agreement extension on behalf of the Town.**

4/0/1 vote (Vice Mayor Allen was absent). Adopted Resolution No. 2701-10 approving a three (3) year extension to the Subdivision Improvement Agreement for Evans/Drew Industrial Subdivision Phase I, and authorizing the Town Manager to execute said agreement extension on behalf of the Town.

9.7 Approval of a Professional Services Agreement for the Preparation of the Water Master Plan Programmatic EIR, an Amendment to the RMC Program Management Professional Services Agreement and Adopt a resolution amending the FY 2009/10 Budget

4/0/1 vote (Vice Mayor Allen was absent). The following actions were taken:

- a. By motion, approve a Professional Services Agreement with Horizon Water and Environment for preparation of the Water Master Plan Programmatic EIR and authorize the Town Manager to execute said agreement for an amount not to exceed \$290,042 and any required amendments up to an additional amount of \$30,000.

Approved a Professional Services Agreement with Horizon Water and Environment for preparation of the Water Master Plan Programmatic EIR and authorize the Town Manager to execute said agreement for an amount not to exceed \$290,042 and any required amendments up to an additional amount of \$30,000.

- b. **By motion, approve an Amendment to the Professional Services Agreement with RMC Water and Environment for Program Management Services in support of the Water Master Plan EIR, and authorize the Town Manager to execute the agreement for an amount not**

to exceed \$190,000 and any required amendments up to an additional amount of \$20,000.

Approved an Amendment to the Professional Services Agreement with RMC Water and Environment for Program Management Services in support of the Water Master Plan EIR, and authorize the Town Manager to execute the agreement for an amount not to exceed \$190,000 and any required amendments up to an additional amount of \$20,000.

- c. Adopt a resolution amending the FY 2009/10 budget to appropriate funds in the amount of \$530,042.00 for the Water Master Plan CEQA Review Project from the unappropriated funds in the Water Capital Fund.

Adopted Resolution No. 2702-10 amending the FY 2009/10 budget to appropriate funds in the amount of \$530,042.00 for the Water Master Plan CEQA Review Project from the unappropriated funds in the Water Capital Fund.

**9.8 Adopt a resolution for release of purchase option for 821 Twin Oaks Lane
Adopt a resolution of the Town of Windsor Redevelopment Agency
authorizing the Executive Director to execute documents necessary to
release and reconvey interest in an option agreement for 821 Twin Oaks
Lane.**

4/0/1 vote (Vice Mayor Allen was absent). Adopted Resolution No. 2703-10 (RDA) of the Town of Windsor Redevelopment Agency authorizing the Executive Director to execute documents necessary to release and reconvey interest in an option agreement for 821 Twin Oaks Lane.

**9.9 2010-11 Appropriations Limit
Adopt a resolution adjusting appropriations limit for fiscal year 2010-11.**

4/0/1 vote (Vice Mayor Allen was absent). Adopted Resolution No. 2704-10 adjusting appropriations limit for fiscal year 2010-11.

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

**10.1 Approve Old Red Going Green Sustainable Design Assessment Team (SDAT) Final Report
Adopt a resolution approving the Old Red Going Green Sustainable Design Assessment Team (SDAT) Final Report, as a Policy Guideline for Sustainability.**

Associate Planner Cangson gave a brief overview of the project and grant application process.

Mayor Salmon opened the public hearing.

Karen Alves, Windsor resident, commented on a pedestrian crossover from Old Redwood Highway and a historical connection between the Hembree House, the cypress grove and the Old Downtown.

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

Councilmember Fudge moved to adopt Resolution No. 2705-10 approving the Old Red Going Green Sustainable Design Assessment Team (SDAT) Final Report, as a Policy Guideline for Sustainability. Councilmember Goble seconded the motion. The motion passed by a 4/0/1 vote (Vice Mayor Allen was absent).

11. 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.

11.1 July 3rd Events Status Report

- a. Receive status report on the 2010 July 3rd festivities and fundraising efforts and provide staff direction; and
- b. Adopt a resolution amending FY 2009-10 Budget (Amendment 28-10) to appropriate revenue in the amount of \$3,000 for the rental of the Town Green for the Independence Day Celebration sponsored by the Old Downtown Windsor Merchants Association and additional funds in the amount of \$26,000 for the Fireworks Show sponsored by the Town on July 3, 2010.

Recreation Division Manager Davis reported on this item.

Mayor Salmon called for comments from the audience.

Bill Fallis, Old Downtown Windsor Merchants Association, thanked members of the Windsor community who have stepped forward and donated towards the 3rd of July fireworks event.

Dennis Rutkowski, Old Downtown Windsor Merchants Association, gave Council an estimate of the funds raised up to date for the third of July fireworks event.

There being no further comments, the comment period was closed.

Councilmember Goble moved to adopt Resolution 2706-10 amending FY 2009-10 Budget (Amendment 28-10) to appropriate revenue in the amount of \$3,000 for the rental of the Town Green for the Independence Day Celebration sponsored by the Old Downtown Windsor Merchants Association and additional funds in the amount of \$26,000 for the Fireworks Show sponsored by the Town on July 3, 2010. Councilmember Scholar seconded the motion. The motion passed by a 4/0/1 vote (Vice Mayor Allen was absent).

11.2 Overview of the Impacts of Recent Sustainability Legislation on Future Development in Windsor

- a. Adopt a resolution of the Town Council of the Town of Windsor supporting the California Air Resources Board's Leadership in developing and implementing strategies for meeting California's greenhouse gas reduction targets and in promoting emission reductions from motor vehicles.
- b. Authorize the Mayor to sign a letter to the Chair of the California Air Resources Board for Strong Global Warming Regulations.
- c. Provide direction to staff on the mandated requirements of State sustainability laws.

Planning Director Chamberlin reported on this item.

Mayor Salmon called for comments from the audience. None were forthcoming.

On a motion by Councilmember Goble, seconded by Councilmember Fudge, and by a 4/0/1 vote (Vice Mayor Allen was absent), Council took the following actions:

- 1) Adopted Resolution No. 2707-10 supporting the California Air Resources Board's Leadership in developing and implementing strategies for meeting California's greenhouse gas reduction targets and in promoting emission reductions from motor vehicles.
- 2) Authorized the Mayor to sign a letter to the Chair of the California Air Resources Board for Strong Global Warming Regulations.

11.3 Carbon Limits and Energy for American Renewal (CLEAR) Act Adopt a resolution in support of the CLEAR Act.

Senior Planner Thompson reported on this item.

Mike Sandler, Climate Protection Campaign, gave a presentation on the CLEAR Act cap and dividend currently pending legislation and asked Council to support the resolution.

Mayor Salmon called for comments from the audience. None were forthcoming.

Councilmember Fudge discussed the reasons why she requested that this item be agendaized.

Councilmember Fudge moved to adopt Resolution No. 2708-10 supporting the CLEAR Act. Councilmember Scholar seconded the motion. The motion passed by a 4/0/1 vote (Vice Mayor Allen was absent).

Item 11.5 (Appointment to the Parks and Recreation Commission) was considered in advance of Item 11.4 (Hembree Village Request for Formation of a Sub-Committee).

11.4 Hembree Village Request for Formation of a Sub-Committee Provide direction on the request of the applicants of the Hembree Village project to form a Sub-Committee for Project Design and Layout.

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

Mayor Salmon called for comments from the audience. None were forthcoming.

Council did not support the formation of a subcommittee for the project design and layout of the Hembree Village project.

11.5 Appointment to the Parks and Recreation Commission At the nomination of Mayor Salmon, make an appointment to fill a Parks and Recreation vacancy for an unexpired term ending December 31, 2010.

Mayor Salmon appointed Rene Meza to the Parks and Recreation Commission for a term ending December 31, 2010.

11.6 Appointment by the Mayors' and Councilmembers' Association City Selection Committee for an Alternate Member to the Local Agency Formation Commission (LAFCO) and Consideration of Revision to Mayors' and Councilmembers' Association By-Laws Authorize the Mayor to support the selection of an alternate member to the Local Agency Formation Commission (LAFCO) and provide direction on revisions to the Mayors' and Councilmembers' Association By-Laws that will be considered at the Mayors' and Councilmembers' Association June

10, 2010 meeting in Rohnert Park.

Mayor Salmon reported on this item and delegated the meeting attendance to Vice Mayor Allen.

Council, by consensus, supported the appointment of Vice Mayor Allen as the alternate member on the Local Agency Formation Commission (LAFCO).

It was noted that this appointment will be made by the Mayors' and Councilmembers' Association at its June 10, 2010 meeting.

12. FEDERAL, STATE OR LOCAL LEGISLATION Discussion and/or action on proposed legislation or issues.

12.1 League of California Cities 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

13.2 Reports on Meetings/Conferences

13.3 Reports from Councilmembers on activities of miscellaneous agencies.

- a. Discussion of and direction to Windsor representative on continued funding by Sonoma County cities of Regional Climate Protection Agency (RCPA) activities.

Based on its discussion, Council indicated that the Town of Windsor is willing to pay Windsor's share of the funding but is not willing to subsidize for those cities that are not paying their share. It was noted that if Windsor's share is increased because other cities are not paying their share, then this item will return to Council for further discussion.

13.4 Requests for Future Council Agenda Items

None.

14. TOWN MANAGER'S REPORT (No Written Report)

Town Manager Mullan asked Councilmembers to sign up to staff the "*Town Hall on the Green*" during the concerts which will commence on June 17, 2010.

15. ADJOURNMENT

Adjourn to the next regular Council meeting scheduled for Wednesday, June 16, 2010, in the Civic Center Council Chambers located at 9291 Old Redwood Highway, Building 400 in Windsor.

The meeting adjourned at 8:15 pm to the next regular Council meeting scheduled for Wednesday, June 16, 2010, in the Civic Center Council Chambers located at 9291 Old Redwood Highway, Building 400 in Windsor.

Maria De La O, CMC
Town Clerk