

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

**Wednesday, February 20, 2008**

**Closed Session - 5:30 p.m.**

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

**Regular Session - 6:00 p.m.**

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

**CLOSED SESSION- 5:30 p.m.**

**1. CALL TO ORDER**

Mayor Fudge 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 5:35 p.m.

**2. COUNCIL ROLL CALL**

Present at Roll Call were Councilmembers Goble, Parker, Salmon and Mayor Fudge. Councilmember Allen was absent.

**3. CITIZEN PUBLIC COMMENT – None.**

**4. ANNOUNCEMENT OF CLOSED SESSION TOPIC/ADJOURNMENT TO CLOSED SESSION**

Mayor Fudge announced the following Closed Session topic and Council adjourned to a Closed Session in Wild Oak Conference Room at 5:37 p.m.

**4.1 Conference with Legal Counsel- Anticipated Litigation (Government Code Section 54956.9(b)) Significant Exposure to Litigation (One potential case)**

**5. REPORT OUT OF CLOSED SESSION**

The Closed Session adjourned at 6:00 p.m. and the regular meeting reconvened with all members present except Councilmember Allen, as he was absent. No action was taken during Closed Session.

**REGULAR SESSION – 6:00 p.m.**

**6. PLEDGE OF ALLEGIANCE**

Administrative Services Director Jim McAdler led the Pledge of Allegiance.

**7. PRESENTATION(S)/PROCLAMATION(S) – None.**

**8. ANNOUNCEMENTS**

Mayor Fudge and Councilmembers announced various upcoming events.

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

**10. CHANGES TO THE AGENDA – None.**

**11. CITIZEN PUBLIC COMMENT**

Evan Rayner, Chief Executive Officer of the Healdsburg District Hospital, announced the opening of the Healdsburg District Hospital's Intensive Care Unit and emergency services department.

**12. CONSENT CALENDAR**

Vice Mayor Goble moved to adopt the Consent Calendar items. Councilmember Salmon seconded the motion. The motion passed by a 4/0/1 vote (Councilmember Allen was absent).

**12.1 Check Register No. 379**

**4/0/1 vote (Councilmember Allen was absent).** By motion, approved disbursements in the amount of \$1,502,585.69.

**12.2 Approval of Minutes**

The following sets of Minutes were approved as part of the Consent Calendar as follows:

The minutes of the regular Town Council meeting of December 19, 2007 were approved by a 3/0/2 vote (Councilmember Allen was absent and Mayor Fudge abstained) and as corrected. The Minutes of the Special January 9, 2008 meeting were approved by a 4/0/1 vote (Councilmember Allen was absent). The Minutes of the regular meeting of January 16, 2008 were approved by a 4/0/1 vote (Councilmember Allen was absent) and as corrected.

**12.3 Adoption of an Ordinance Amending the Municipal Code Pertaining to Commercial Vehicle Parking Prohibitions**

**4/0/1 vote (Councilmember Allen was absent).** Adopted, by title only, Ordinance No. 2008-229 amending Section 4-5-600 of the Municipal Code, prohibiting the parking of commercial vehicles.

- 12.4 Amendment to the Professional Services Agreement for the Los Amigos Road Bridge**  
**4/0/1 vote (Councilmember Allen was absent).** Adopted Resolution No. 2221-08 authorizing the Town Manager to amend the Professional Services Agreement with URS Corporation Americas for bridge review services for the Los Amigos Road Bridge in one or more increments for an additional amount not to exceed \$30,000, provided that payment for any such additional amount is received from the project developer prior to any such amendment.
- 12.5 Acceptance of Work for the Old Redwood Highway Pavement Preservation Project**  
**4/0/1 vote (Councilmember Allen was absent).** Adopted Resolution No. 2222-08 accepting the contract work performed by North Bay Construction Inc. for the construction of the Old Redwood Highway Pavement Preservation Project and directing the Town Clerk to record a Notice of Completion.
- 12.6 Re-adoption of Ordinance No. 2008-228 Designating Town Clerk as Check Signer**  
**4/0/1 vote (Councilmember Allen was absent).** Re-adopted, by title only, Ordinance No. 2008-228 amending Article 7 of Chapter 6 of Title I General Provisions Governmental Organization and Administration of the Town's Municipal Code.
- 12.7 Adopt Resolution Approving Amended Monthly Pay Incentive Schedule for Members of Supervisory Employees Group**  
**4/0/1 vote (Councilmember Allen was absent).** Adopted Resolution No. 2223-08 approving the Amended Monthly Pay Incentive Schedule for Certificates earned by members of the Supervisory Employees Group (SEG).
- 12.8 Zoning Ordinance Amendments**  
**4/0/1 vote (Councilmember Allen was absent).** Adopted, by title only, Ordinance No. 2008-230 amending Section 27.23.040 and the definitions section of the Zoning Ordinance (Affordable Housing Requirements) pertaining to percentage of income devoted to affordable housing mortgage payments from 30% to 38%.
- 12.9 Change the Title of Mayor Pro Tem to Vice Mayor**  
**4/0/1 vote (Councilmember Allen was absent).** By motion, staff recommended that the Town Council change the title of Mayor Pro Tem to Vice Mayor as an unofficial "working title."
- 12.10 Amendment to Professional Services Agreement for Construction Management and Related Services for the Mitchell Shiloh Conde Assessment District Phase 2 Project**  
**4/0/1 vote (Councilmember Allen was absent).** Adopted Resolution No. 2224-08 authorizing the Town Manager to amend the professional services agreement with PB Americas for construction management and related services for the Mitchell Shiloh Conde Assessment District Phase 2 Project in an additional amount not to exceed \$110,000.00.

### **13. PUBLIC HEARING**

#### **13.1 Amend the Zoning Ordinance to add Provisions for Compliance with the Growth Control Ordinance**

Associate Planner Cangson reported on this item.

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

Vice Mayor Goble moved to introduce, by title only, an ordinance amending the Zoning Ordinance to add provisions for compliance with the Growth Control Ordinance. Councilmember Salmon seconded the motion. The motion passed by a 4/0/1 vote (Councilmember Allen was absent).

#### **13.2 2008 Merit Presentations – Forum Date and Evaluation Criteria**

Planning Director Chamberlin and Senior Planner Jones reported on this item.

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

Council discussed and modified the “Project Evaluation Matrix” that will be utilized to prioritize criteria for the evaluation of projects.

Based on its discussion, Councilmember Parker moved to adopt Resolution No. 2225-08, with modifications to Exhibit B, confirming dates associated with the 2008 Joint Planning Commission/Town Council Forum on Merit Presentations, and re-affirming the Evaluation Criteria Matrix utilized for assessing proposals. Vice Mayor Goble seconded the motion. The motion passed by a 4/0/1 vote (Councilmember Allen was absent).

### **14. REGULAR CALENDAR**

#### **14.1 Approve New Ten Year Agreement for Law Enforcement Services**

Windsor Police Chief Freitas reported on this item.

Bill Cogbill, Sonoma County Sheriff, spoke in support of the new Ten Year Agreement for Law Enforcement Services to the Town and discussed its benefits.

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

Councilmember Parker moved to adopt Resolution No. 2226-08 approving a new Ten Year Agreement for Law Enforcement Services with the County of Sonoma and authorizing the Town Manager to execute it on behalf of the Town. Vice Mayor Goble seconded the motion. The motion passed by a 4/0/1 vote (Councilmember Allen was absent).

## **14.2 Storage of Recreational Vehicles, Boats, Travel Trailers, and Utility Trailers on Residential Properties**

Associate Planner Cangson reported on this item.

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

Councilmember Parker explained the reasons why he requested that this item be brought forward for discussion.

Councilmembers explained that although they may have concerns associated with the storage of recreational vehicles, boats, travel and utility trailers on residential properties, they would not support modifying the Town's Zoning Code at this time.

Council recessed from 7:30 p.m. until 7:40 p.m. and reconvened with all members present except Councilmember Allen, as he was absent.

## **14.3 2007-09 Financial Update and Budget Amendments**

Administrative Services Director McAdler and Accounting Manager Ippoliti reported on this item.

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

Council discussed and made adjustments to the budget for fiscal year 2007-08.

With regard to non-profit organizations, Council directed staff to notify these organizations of the Town's current budget constraints and that the grants would not be awarded until August of 2008 when the Town determines how much funding will be available.

Councilmember Salmon moved to take the following actions:

- a) Received 2007-09 financial update.
- b) Adopted Resolution No. 2227-08, as modified, amending the 2007-08 budget (Amendment 13-08) for adjustments as part of the mid-year financial update for fiscal year 2007-08.
- c) Adopted Resolution No. 2228-08 amending the 2008-09 budget (Amendment 03-09) to unappropriate funds for the Corporation Yard photovoltaic system.

Vice Mayor Goble seconded the motion. The motion passed by a 4/0/1 vote (Councilmember Allen was absent).

## **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**

Councilmembers reported on meetings they attended.

Mayor Fudge announced that she had been officially appointed Vice Chair of SMART.

There were concerns raised associated with advertisement of businesses using vehicles parked on public streets. Staff was directed to look into these regulations.

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

**17. TOWN MANAGER'S REPORT (NO WRITTEN REPORT)**

No reports were made.

**18. ANNOUNCEMENT OF CLOSED SESSION TOPIC/ ADJOURNMENT TO  
CLOSED SESSION**

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

**18.1 Public Employment: Town Manager's Performance Evaluation**

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

**19. REPORT OUT OF CLOSED SESSION**

The Closed Session adjourned and the regular meeting reconvened with all members present except Councilmember Allen, as he was absent. No action was taken during Closed Session.

**20. ADJOURNMENT**

The meeting adjourned at 9:20 p.m. to a regular Town Council meeting scheduled for Wednesday, March 5, 2008 at 6:00 p.m. in the Civic Center Council Chambers located at 9291 Old Redwood Highway, Building 400 in Windsor.

Approved and adopted this 5<sup>th</sup> day of March 2008.

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Maria De La O, CMC  
Town Clerk