

# MINUTES

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

Wednesday, June 15, 2011  
Regular Session - 6:00 p.m.

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

### 1. CALL TO ORDER

Vice 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 6:02 p.m.

### 2. COUNCIL ROLL CALL

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

### 3. PLEDGE OF ALLEGIANCE

Members from Boy Scout Troop #243 led in the Pledge of Allegiance.

### 4. PRESENTATION/PROCLAMATION

#### 4.1 Proclamation proclaiming July 2011 as, "Parks and Recreation Month."

Councilmember Scholar read and presented a proclamation to Parks and Recreation Commissioner Carlo Piscitello proclaiming July 2011 as, "Parks and Recreation Month."

#### 4.2 Proclamation proclaiming June 20, 2011 as, "Ride to Work Day."

Vice Mayor Fudge read and presented a proclamation proclaiming June 20, 2011 as, "Ride to Work Day."

### 5. ANNOUNCEMENTS

- a. Upcoming Town Events  
Mayor and Councilmembers announced various upcoming events.
- b. One Cool Green Thing  
Councilmember Salmon reported on One Cool Green Thing.

### 6. CONFLICT OF INTEREST DECLARATION

Councilmember Goble abstained from Item 10.1 Windsor Live and Work Project.

**7. CHANGES TO THE AGENDA**

Councilmember Scholar asked that Item 9.11 (BID Award for Electronic Monument Entry Sign at Exchange Bank) be pulled from the Consent Calendar and discussed immediately after the approval of the Consent Calendar items and public hearing items.

**8. CITIZEN PUBLIC COMMENT**

The following Town employees expressed their disapproval with the conduct of the labor negotiations:

Steve Pantazes, Building Official, President of Town Management Employee Group, Planning Department

Craig Scott, Acting Assistant Town Engineer, Public Works Department

Eva Corbin, Recreation Program Supervisor, Parks and Recreation Department

Jim Quigley, Lead Water System Operator, AFSCME Local 3910 representative, Public Works Department

Heath Blackwell, Maintenance Specialist, Public Works Department commented on the proposed Layoffs for the 2011-2013 Fiscal Years.

Mary Coburn, Maintenance Supervisor, Public Works department asked Council to support the Whistleblower Program.

**9. CONSENT CALENDAR**

Councilmember Goble moved to approve the following Consent Calendar items, with the exception of Item 9.11 BID Award for Electronic Monument Entry Sign at Exchange Bank (which was pulled from the Consent Calendar). Councilmember Salmon seconded the motion. The motion passed by a 4/0/1 vote (Mayor Allen was absent).

**9.1 Check Register No. 455**

**4/0/1 vote (Mayor Allen was absent).** By motion, approve disbursements in the amount of \$1,406,014.55.

**9.2 Approval of Minutes – None.**

**9.3 Consider a Request for a Road Name Change from Medical Center Plaza to Adele Drive**

**4/0/1 vote (Mayor Allen was absent).** Adopted Resolution No. 2791-11 approving a Road Name Change from Medical Center Plaza to Adele Drive.

**9.4 Status Report on Employee Workplace Safety Committee Accomplishments**

**4/0/1 vote (Mayor Allen was absent).** Council received a status report on the significant accomplishments of the Employee Workplace Safety Committee during 2010.

**9.5 Adopt Investment Policy for Fiscal Year 2011-12**

**4/0/1 vote (Mayor Allen was absent).** Adopted Resolution No. 2792-11, approving the Town of Windsor's Investment Policy for Fiscal Year 2011-12.

## **9.6 Approve Highway 101 Sound Wall Right of Way Contracts**

**The following was approved by a 4/0/1 vote (Mayor Allen was absent).**

- a. Adopted Resolution No. 2793-11, authorizing the Town Manager to execute a “Right of Way Contract – State Highway” and Easement Deed with the State of California Department of Transportation whereby the State purchases a Temporary Construction Easement to construct a sound wall near the end of Bluebird Court.
- b. Adopted Resolution No. 2794-11, authorizing the Town Manager to execute a “Right of Way Contract – State Highway” and Easement Deed with the State of California Department of Transportation whereby the State purchases a Temporary Construction Easement to construct a sound wall West of Dove Lane.

## **9.7 Approve the Plans and Specifications and Award a Construction Contract for the Pond 5 Outlet Piping Project and authorize the Town Manager to execute on behalf of the Town**

**The following was approved by a 4/0/1 vote (Mayor Allen was absent).**

- a. By motion, Council approved the plans and specifications for construction of the Pond 5 Outlet Piping Project.
- b. By motion, Council awarded a contract to Argonaut Constructors for construction of the Pond 5 Outlet Piping Project in the amount of \$398,000 and authorized the Town Manager to execute the contract and any required construction change orders for an additional amount of \$40,000.
- c. By motion, Council approved a Standard Services agreement with Brelje & Race for Construction Administration for the Pond 5 Outlet Piping Project in the amount of \$88,000 and authorized the Town Manager to execute the Standard Services Agreement and any amendments up to an additional \$15,000.

## **9.8 Award Construction Contract for the Hembree Lane at Vinecrest Road Guard Rail Project**

**4/0/1 vote (Mayor Allen was absent).** By motion, Council approved the plans and specifications and awarded a construction contract to Dama Construction, Inc. in the amount of \$23,403.50 for the construction of the Hembree Lane at Vinecrest Road Guard Rail Project and authorized 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.

## **9.9 Authorize the transfer of funds from the General Fund to the RDA Fund and authorize use of RDA Funds and Award a Construction Contract for the Windsor Road/Windsor River Road Intersection – Realign Curb and Gutter Project**

**The following items were approved by a 4/0/1 vote (Mayor Allen was absent).**

- a. Adopted Resolution No. 2795-11 of the Town Council amending the FY 2010-2011 budget to appropriate additional funds in the amount of \$15,000.00 from the General Fund – Engineering to the Redevelopment Agency Capital Fund for the Windsor Road/Windsor River Road Intersection – Realign Curb and Gutter Project.
- b. Adopted Joint Resolution No. 2796-11 TC/RDA of the Town Council and the Board of Directors of the Redevelopment Agency of the Town of Windsor authorizing the use of \$30,584.00 of Tax Increment Funds for public improvements of benefit to the Town of

- Windsor and making findings required by Health and Safety Code Section 33445 for the Windsor Road/Windsor River Road Intersection – Realign Curb and Gutter Project.
- c. By motion, Council approved the plans and specifications, waived the inconsequential non-conformity in Able General Engineering Inc.’s bid and award the construction contract to Able General Engineering, Inc. in the amount of \$37,308.12 for the construction of the Windsor Road/Windsor River Road Intersection – Realign Curb and Gutter Project and authorized 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.

#### **9.10 G & C Auto Body In Lieu Agreement**

**4/0/1 vote (Mayor Allen was absent).** Adopted Resolution No. 2797-11, approving an In Lieu Agreement with G&C Auto Body in the amount of \$84,883.41 for undergrounding of utilities and authorizing the Town Manager to execute the agreement on behalf of the Town.

#### **9.11 BID Award for Electronic Monument Entry Sign at Exchange Bank**

**This item was pulled from the consent calendar**

- a. Adopt a joint resolution of the Town Council and the Board of Directors of the Windsor Redevelopment Agency of the Town of Windsor awarding and approving a construction contract to Arrow Sign Company for the Electronic Monument Entry Sign project in the amount of \$45,000.00, authorizing the use of tax increment funds for public improvements of benefit to the Windsor Redevelopment Project Area, making findings required by California Health and Safety Code Section 33445 and authorizing the Town Manager to execute a construction agreement and any required construction change orders up to the authorized project budget.
- b. By motion, approve agreement with Exchange Bank and authorize the Town Manager to execute the final agreement including making any minor changes required to perfect the agreement with Exchange Bank.

### **10. PUBLIC HEARING**

#### **10.1 Windsor Live and Work Project**

Councilmember Goble recused herself from this discussion and vote and left the room.

Senior Planner Jones reported on this item.

Misha Weidman with Pegasus Ventures gave Council a brief review of the Windsor Live and Work project and goals, along with his appreciation to the Council and Rick Jones, Senior Planner.

Vice Mayor Fudge opened the public comment period. No comments were forthcoming.

Following discussion, Council recommended the approval of the proposed project.

Vice Mayor Fudge moved to approve the following resolutions. Councilmember Salmon seconded the motion. The motion passed by a 3/0/2 vote (Mayor Allen was absent and Councilmember Goble abstained).

- a. Adopted Resolution No. 2799-11, approving the Mitigated Negative Declaration for the Windsor Live and Work Project located at 6010 Old Redwood Highway.
- b. Adopted Resolution No. 2800-11, approving the General Plan Amendment to Special Area H to accommodate the Windsor Live and Work Project.
- c. Adopted Resolution No. 2801-11, approving the Use Permit, including Final Site Plan and Design Review, for the Windsor Live and Work Project.
- d. Adopted Resolution No. 2802-11, approving the Tentative Map for the Windsor Live and Work Project.

(Clerk's Note:) 7:54 p.m. Councilmember Goble rejoined the meeting.

## **10.2 Adoption of the 2010 Urban Water Management Plan**

Acting Town Engineer Scott, introduced Jim Connell with West Yost Associates and briefly reported on this item.

James Connell, West Yost Associates presented Council with a presentation on the proposed 2010 Urban Water Management Plan.

Council discussed their concerns with the Urban Water Management Plan.

Vice Mayor Fudge opened the public comment period. No comments were forthcoming.

Councilmember Goble moved to adopt Resolution No. 2803-11, adopting the 2010 Urban Water Management Plan. Councilmember Scholar seconded the motion. The motion passed by a 3/1/1 vote (Mayor Allen was absent and Councilmember Salmon opposed).

(Clerk's Note:) 7:40 p.m. Item 9.11 Bid Award for Electronic Monument Entry Sign at Exchange Bank was heard at this time.

## **9.11 BID Award for Electronic Monument Entry Sign at Exchange Bank**

Senior Management Analyst Kelley reported on this item and introduced Water Conservation Program Coordinator Piazza.

Water Conservation Program Coordinator Piazza was available to answer any questions.

Council discussed their concerns as well as the benefits from having the electronic monument entry sign at Exchange Bank.

Vice Mayor Fudge opened the public comment period. No comments were forthcoming.

Councilmember Goble moved to adopt the following items:

- b. Adopted Joint Resolution No. 2798-11 TC/RDA of the Town Council and the Board of Directors of the Windsor Redevelopment Agency of the Town of Windsor awarding and approving a construction contract to Arrow Sign Company for the Electronic Monument Entry Sign project in the amount of \$45,000.00, authorizing the use of tax increment funds for public improvements of benefit to the Windsor Redevelopment Project Area,

making findings required by California Health and Safety Code Section 33445 and authorizing the Town Manager to execute a construction agreement and any required construction change orders up to the authorized project budget.

- b. By motion, approved an agreement with Exchange Bank and authorize the Town Manager to execute the final agreement including making any minor changes required to perfect the agreement with Exchange Bank.

Councilmember Salmon seconded the motion. The motion passed by a 3/1/1 vote (Mayor Allen was absent and Councilmember Scholar opposed).

**11. REGULAR CALENDAR – None.**

**12. FEDERAL, STATE OR LOCAL LEGISLATION**

**12.1 League of California Cities**

Town Manager Mullan reported on the current status of the Elimination of Redevelopment.

**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 reported on items that are of interest to Council.

**13.2 Reports on Meetings/Conferences**

Vice Mayor Fudge and Councilmember Salmon reported on their attendance at the Sonoma County Mayors' and Councilmembers' Association on June 9, 2011.

**13.3 Reports from Councilmembers on activities of miscellaneous agencies.**

Councilmember Scholar reported on her attendance at Sonoma County Health Action.

**13.4 Requests for Future Council Agenda Items**

Councilmember Salmon requested a presentation on the ABAG vision plan and impacts on Windsor.

**13.5 Upcoming Business Visitations – None.**

**14. TOWN MANAGER'S REPORT (ORAL REPORT)**

None.

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

Vice Mayor Fudge announced the following Closed Session topic and Council adjourned to a Closed Session in the Wild Oak Room at 8:02 p.m.

**15.1 CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6)**  
**Agency Designated Representative:**

**Samantha Zutler**

Employee Organizations and Unrepresented Employees: Town of Windsor Employees' Association- AFSCME Local 3910, Town of Windsor Supervisory Employees Group – AFSCME Local 829, Town of Windsor Management Employees Group and unrepresented Executive Management Group.

**16. REPORT OUT OF CLOSED SESSION**

The Closed Session adjourned at 9:05 p.m. No action was taken during the Closed Session.

**17. ADJOURNMENT**

The meeting adjourned at 9:05 p.m. in memory of John Doherty Windsor Fire Protection Board Member, to the next Special Town Council meeting scheduled for Wednesday, June 22, 2011 at 6:00 p.m., in the Civic Center Council Chambers located at 9291 Old Redwood Highway, Building 400 in Windsor.

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Maria De La O, CMC  
Town Clerk