

MINUTES

CITY COUNCIL-CLOSED SESSION TUESDAY, JUNE 19, 2012- 6:30 P.M. CALISTOGA COMMUNITY CENTER

A) CALL TO ORDER

Mayor Gingles called the Closed Session to order at 6:30 p.m.

In attendance were the following: Councilmember Chris Canning, Councilmember Gary Kraus, Councilmember Karen Slusser and Mayor Jack Gingles. Absent: Vice Mayor Michael Dunsford. Also present was City Manager Richard Spitler.

B) ORAL COMMUNICATIONS

No public comment.

C) ADJOURN TO CLOSED SESSION ON THE FOLLOWING MATTERS:

Conference with Labor Negotiator (City Manager Richard Spitler) pursuant to GC §54957.6.

Employee Organization: Calistoga Police Officers Association

D) CONVENE TO OPEN SESSION TO REPORT FROM CLOSED SESSION

Mayor Gingles announced that there was no reportable action out of tonight's Closed Session.

E) ADJOURNMENT

Mayor Gingles adjourned the Closed Session at 7:00 p.m. to the regular meeting of the Calistoga City Council, on Tuesday, June 19, 2012 Calistoga Community Center, 1307 Washington Street, 7:00 p.m.

Respectfully submitted:



Prepared by: Amanda Davis, Deputy City Clerk



Approved by: Jack Gingles, Mayor

MINUTES

CITY COUNCIL – REGULAR MEETING

TUESDAY, JUNE 19, 2012 - 7:00 P.M.

CALISTOGA COMMUNITY CENTER

A) CALL TO ORDER

Mayor Gingles called the Regular Session to order at 7:00 p.m.

In attendance were the following: Councilmember Chris Canning, Councilmember Gary Kraus, Councilmember Karen Slusser, and Mayor Jack Gingles. Absent: Vice Mayor Michael Dunsford

Also present was City Manager Richard Spitler, Fire Chief Steve Campbell, Administrative Services Director Gloria Leon and Deputy City Clerk Amanda Davis.

B) SALUTE TO THE FLAG

C) ACTION OUT OF CLOSED SESSION

Conference with Labor Negotiator (City Manager Richard Spitler) pursuant to GC §54957.6.

Employee Organizations: Calistoga Police Officers Association

Mayor **Gingles** announced that there was no reportable action from the Closed Session held this evening.

D) ORAL COMMUNICATION ON CONSENT ITEMS OR NON-AGENDA ITEMS

(7:01 p.m.)

Charlotte Williams, 59 View Road, reported that the referendum has been verified by the County as having received sufficient signatures. She asked the Council to stop approving projects that the majority of residents do not want and to find acceptable solutions.

Jim Barnes, 1710 Michael Way, said he has served as Calistoga's representative on the Measure A Oversight Committee. He commended the Council in their work on both issues involving the Silver Rose project and expenditures of Measure A funds and spoke in support of putting the referendum on the ballot.

Joe Bob Hitchcock, 1322 Berry Street, stated his frustrations with not receiving an answer from the Council when asking a question. He referred to his questions about the General Plan raised at the last Council meeting.

Matt Hickerson, 3225 Lake County Highway, thanked people for getting involved in the democratic process and hopes the community involvement continues in a positive way.

Clarence Luvisi, 285 Rosedale Road, echoed Mr. Hickerson's comments and said he respects the Council's work, but feels the spirit of the General Plan to protect and preserve Calistoga's small town character has been silenced and replaced with the need for money.

Norma Tofanelli, 1001 Dunaweal Lane, cited Joel C. Rosenberg and said there is an epic failure of leadership in America as well as in Calistoga's government.

Clive Richardson, 1246 Grant Street, invited everyone to go visit the Enchanted Resorts location which he thinks is a wonderful project. He cited the need to move forward or he and many other businesses will most likely close.

E) ADOPTION OF MEETING AGENDA

It was **MOVED** by Councilmember **Kraus** and **SECONDED** by Councilmember **Canning** to approve the Council Meeting Agenda. The Motion was carried unanimously (Vice Mayor **Dunsford** absent).

F) COUNCIL REQUESTS AND IDEAS FOR DISCUSSION

Councilmember Canning announced that Concerts in the Park are starting this Thursday at 6:30 p.m. and run for 11 consecutive weeks.

Councilmember Slusser noted that the newspaper announced that the hazardous waste event is back on track and will start again in October. She thanked everyone for completing surveys which determined that no one was using the American Canyon facility, and the need in the upper valley is crucial.

G) PROCLAMATIONS/PRESENTATIONS/AWARDS - None

H) CONSENT CALENDAR (7:23 p.m.)

- 1) Consideration of an amendment to the Calistoga Municipal Code, initiated by Burt Harlan, amending Title 17 (Zoning) adding Article, VIII, "PD 2011-01", Brian Arden Wines Planned Development District to Chapter 17.24 and rezoning the property located at 331 Silverado Trail (APN 011-050-030) within the "PD 2011-01" District.**

RECOMMENDED ACTION: Adopt Ordinance No. 683 as submitted.

It was **MOVED** by Councilmember **Slusser** and **SECONDED** by Councilmember **Canning** to adopt Consent Calendar Item 1. The Motion was carried unanimously (Vice Mayor **Dunsford** absent).

I) **PUBLIC HEARING** (7:24 p.m.)

- 2) **Consideration of a request submitted by the Carter Family Trust to extend the term of the approved Development Agreement for the Vineyard Oaks Subdivision project for two years and to modify provisions of the agreement regarding payment of required development impact fees. No changes to the approved project are being proposed. The subject property is located at 2400 Grant Street within the RR - Rural Residential Zoning District. (APN 011-010-057). This proposed action is exempt from the California Environmental Quality Act (CEQA) under Section 15061(b)(3) of the CEQA Guidelines. [Staff is recommending that this item be continued to the July 17, 2012 regular meeting]**

Mayor Gingles stated that staff's recommendation is for the item to be continued to the July 17, 2012 regular meeting. The Council continued the public hearing.

J) **GENERAL GOVERNMENT** (7:26 p.m.)

- 3) **Adoption of Resolution No. 2012-041 to adopt the Fiscal Year 2012-13 City of Calistoga Capital and Operating Budgets.**

City Manager Spitler introduced the item and commended employees for their work in helping to balance the budget. **Administrative Services Director Leon** gave the staff report and a PowerPoint presentation of the City's Capital and Operating Budget.

Mayor Gingles thanked City employees and department staff for taking cuts and spoke about the Governor's budget projections.

It was **MOVED** by Councilmember **Canning** and **SECONDED** by Councilmember **Slusser** to adopt Resolution to adopt the Fiscal Year 2012-13 City of Calistoga Capital and Operating Budgets. The Motion was carried unanimously (Councilmember **Kraus** abstained; Vice Mayor **Dunsford** absent).

- 4) **Adoption of Resolution No. 2012-042 to adopt an Appropriations Limit for Fiscal Year 2012-13.**

Administrative Services Director Leon gave the staff report and an overview of the requirement for setting an appropriations limit which is increased each year by formula.

It was **MOVED** by Councilmember **Kraus** and **SECONDED** by Councilmember **Canning** to adopt Resolution to adopt an Appropriations Limit for Fiscal Year 2012-13. The Motion was carried unanimously (Vice Mayor **Dunsford** absent).

5) **Adoption of Resolution No. 2012-043 to adopt 2011-12 Year End Operating and Capital Budget adjustments.**

Administrative Services Director Leon gave the staff report and an overview of the item which she said is a resolution to amend the budget to continue to subsidize the wastewater treatment plant and to transfer funds from the Police to Fire Department for salaries and FICA and Medicare.

Councilmember discussion ensued regarding an explanation of the City's historical practice in subsidizing water and wastewater. Ms. **Leon** clarified with Norma Tofanelli that Measure A funds are reflected on page 109 of the Budget in the amount of \$545,000.

It was **MOVED** by Councilmember **Canning** and **SECONDED** by Councilmember **Kraus** to adopt Resolution to adopt Resolution to adopt 2011-12 Year End Operating and Capital Budget adjustments. The Motion was carried unanimously (Vice Mayor **Dunsford** absent).

6) **Adoption of Resolution No. 2012-044 Authorizing the City Manager to enter into a professional services agreement with the Calistoga Chamber of Commerce for Visitor Marketing and Promotional Services in the amount of \$252,000.**

Councilmember **Canning** recused himself from participating in the item due to a conflict of interest and left the Chambers.

City Manager Spittler gave the staff report and brief overview of the matter.

Council discussion ensued regarding revenues from TOT and this year's reduction and challenge to the Chamber of Commerce to increase revenues.

It was **MOVED** by Councilmember **Kraus** and **SECONDED** by Councilmember **Slusser** to adopt Resolution Authorizing the City Manager to enter into a professional services agreement with the Calistoga Chamber of Commerce for Visitor Marketing and Promotional Services in the amount of \$252,000. The Motion was carried unanimously (Councilmember **Canning** recused; Vice Mayor **Dunsford** absent).

Councilmember **Canning** returned to the dais and was noted present for the remainder of the meeting.

7) Adoption of Resolution No. 2012-045 to approve an Agreement with Napa County for Emergency Medical, Fire Protection and Related Services in the Unincorporated Napa County Service Area.

Fire Chief Campbell gave the staff report and explained the three changes to the agreement; 1) the zone in Section C and removal of coverage, 2) in Section B where they will no longer provide emergency medical service, and 3) a change for the County to compensate Calistoga of \pm \$134,000 from the previous agreement for dispatch services.

Council discussion ensued regarding calls for service, contract questions by County Supervisors, re-examination of the County's fire services, proximity of stations, and areas drawn for response.

It was **MOVED** by Councilmember **Kraus** and **SECONDED** by Councilmember **Slusser** to adopt **Resolution No. 2012-** to approve an Agreement with Napa County for Emergency Medical, Fire Protection and Related Services in the Unincorporated Napa County Service Area. The Motion was carried unanimously (Vice Mayor **Dunford** absent).

• CITY MANAGER'S REPORT

City Manager Spitler reported working closely with the Chamber of Commerce and Caltrans who will be working through the night on July 8th for a repaving project on Lincoln Avenue. Parking will be limited, and Caltrans will pay for the entire project. Staff plans to provide public outreach to the community to minimize impacts. He also reported that trim will be painted at City Hall along with interior improvements, all of which have been completely donated by the Barn Raisers.

Mayor Gingles asked for people's prayers and thoughts for 9 year old Ethan Jeffcoat. He announced that Chase Cellars will be holding a fundraiser for him and the family on July 1, 2012 from 4:00 to 8:00 p.m. People can learn more at www.teamej2012.org.

K) ADJOURNMENT

Mayor Gingles adjourned the meeting at 8:16 p.m. to the next scheduled regular meeting of the Calistoga City Council, on Tuesday, July 17, 2012, Calistoga Community Center, 1307 Washington Street, 7:00 p.m.

Respectfully submitted:


Prepared by: **Amanda Davis, Deputy City Clerk**


Approved by: **Jack Gingles, Mayor**