

MINUTES

CITY COUNCIL – REGULAR MEETING TUESDAY, JUNE 18, 2013 - 7:00 P.M.

CALISTOGA COMMUNITY CENTER

A) CALL TO ORDER

Mayor Canning called the Regular Session to order at 7:01 p.m.

In attendance were the following: Councilmember James Barnes, Councilmember Gary Kraus, Councilmember Irais Lopez-Ortega, and Mayor Chris Canning. Absent: Vice Mayor Michael Dunsford

Also present were Director of Public Works Michael Kirn, Planning and Building Director Lynn Goldberg, Administrative Services Director Gloria Leon, Police Chief Mitch Celaya, Fire Chief Steve Campbell, Recreation Manager Olivia Lemen, City Manager Richard Spittler and Executive Secretary to the City Manager Kathy Flamson.

B) SALUTE TO THE FLAG

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

Yvonne Henry spoke on behalf of Calistoga Art Center and the current board members.

Carlene Moore of the Napa County Fair Grounds, thanked the City of Calistoga Public Works Department for their help with a recent water leak. She thanked Erik Lundquist for his help with grant writing. She also reminded the Council of the upcoming Napa County Fair and Fireworks July 3-7.

D) ADOPTION OF MEETING AGENDA

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

E) COUNCIL REQUESTS AND IDEAS FOR DISCUSSION

Mayor Canning stated that the Pride Flag was removed from flying over City Hall as the City does not have a formalized process for such an activity.

F) PROCLAMATIONS/ PRESENTATIONS/ AWARDS

None

G) CONSENT CALENDAR

- 1) **Minutes of the June 4, 2013 City Council Meeting**
- 2) **Adoption of Resolution No. 2013-045 accepting the Engineer's Report for the Palisades Subdivision Landscape Maintenance Assessment District, declaring the intention of the City Council to levy and collect assessments and setting the date for the public hearing.**
- 3) **Adoption of Resolution No. 2013-046 accepting the Engineer's Report for the Silverado Place Subdivision Landscape Maintenance Assessment District, declaring the intention of the City Council to levy and collect assessments and setting the date for the public hearing.**
- 4) **Adoption of Resolution No. 2013-047 approving Amendment No. 5 to the Professional Services Agreement with Larry Walker Associates for ongoing permit assistance services related to the City's current Wastewater Treatment Plant NPDES Permit and the State's General Water Reuse Permit in the amount of \$59,810.**
- 5) **Rescinding Resolution No. 2013-044 and adoption of Resolution No. 2013-048 authorizing the Public Works Director to file the Storm Water Notice of Intent (NOI)) for the Storm Water General Permit.**
- 6) **Adoption of Resolution No. 2013-049 approving Operating and Capital Improvement Budget Adjustments for Fiscal Year 2012-13.**

Councilmember Kraus recused himself from Item Nos. 2 and 3.

Councilmember Barnes requested that Item No. 6 be pulled for discussion.

Mayor Canning recused himself from Item No. 6.

It was **MOVED** by Councilmember Kraus and **SECONDED** by Councilmember Barnes to approve Item Nos. 1, 4 and 5 on the Consent Calendar. The motion was carried unanimously. Vice Mayor Dunsford was absent.

It was **MOVED** by Councilmember Barnes and **SECONDED** by Councilmember Lopez-Ortega to approve Item Nos. 2 and 3 on the Consent Calendar. The motion was carried unanimously. Councilmember Kraus and Vice Mayor Dunsford were absent.

Discussion ensued regarding Consent Item No. 6.

Councilmember Barnes requested clarification regarding the TOT bonus that was given to the Chamber of Commerce and if it will continue. **Administration Services Director Leon** explained that the City of Calistoga staff, not the

Chamber of Commerce, set the TOT incentive project. The bonus will not be implemented in the upcoming budget, according to **City Manger Spitler**.

It was **MOVED** by Councilmember Barnes and **SECONDED** by Councilmember Lopez-Ortega to approve Item No. 6 on the Consent Calendar. Vice Mayor Dunsford and Mayor Canning were absent.

H) PUBLIC HEARING

None.

I) GENERAL GOVERNMENT

- 7) **Consideration of a Resolution approving Amendment No. 11 to the Water Supply Contract with the Napa County Flood Control and Water Conservation District Agreement No. 1926 authorizing the sale of a portion of Calistoga's 2013 State Water Project Carryover Water Allocation via the Napa County Flood Control and Water Conservation District.**

Public Works Director Kirn presented the item. He stated that if the carryover is not sold in 2013, will remain in the City of Calistoga's bank but it will not be available for sale in the future. The proceeds from this water sale are not included in the 2013-2014 budget. An adjustment to the budget will be made when the revenues are received.

Mayor Canning opened the item for Public Comment. Hearing none, he closed the Public Comment portion.

It was **MOVED** by Councilmember Kraus and **SECONDED** by Councilmember Barnes to a adopt Resolution No. 2013-050.

Ayes: Councilmembers Kraus, Barnes, Lopez-Ortega and Mayor Canning
Noes: None
Abstain: None
Absent: Vice Mayor Dunsford

- 8) **Consideration of a Resolution authorizing submittal of an application to the California State Department of Housing and Community Development for funding under the HOME Investment Partnerships Program (HOME); and if selected, the execution of a standard agreement.**

Planning and Building Director Goldberg discussed this issue. **City of Napa Housing Authority Specialist Andrea Clark** with the First Time Home Buyer Program was available for questions. Ms. Clark suggested that the Resolution be amended to read 'City Manager' and not include a specific name. She mentioned that this grant is similar to the CDBG, but from a

different funding source. The City of Calistoga has a good chance of being awarded this grant, especially with a rural community status. This is a self-generating fund, with the payments coming back to the city for future appropriate loans.

Roxanne Bell, 1802 School Street inquired about the specific types of housing rehabilitation needed to receive this type of loan. **Councilmember Barnes** inquired the timeline before the funds are disbursed. Discussion ensued.

Mayor Canning opened the item for further Public Comment. Hearing none, he closed the Public Comment portion.

It was **MOVED** by Councilmember Kraus and **SECONDED** by Councilmember Lopez-Ortega to adopt Resolution No. 2013-051 authorizing submittal of an application to the California State Department of Housing and Community Development for funding under the HOME Investment Partnerships Program (HOME); and if selected, the execution of a standard agreement . The Motion was carried unanimously as amended.

Ayes: Councilmembers Kraus, Lopez-Ortega, Barnes and Mayor Canning
Noes: None
Abstain: None
Absent: Vice Mayor Dunsford

- 9) **Consideration of a Resolution authorizing the City Manager to expend asset forfeiture funds to purchase a patrol vehicle for the Police Department in the amount not to exceed \$30,000.00.**

City Manager Spitler discussed this item. **Councilmember Barnes** confirmed that the funds will be allocated from the 2012-2013 budget.

Mayor Canning opened the item for Public Comment. Hearing none, he closed the Public Comment portion.

It was **MOVED** by Councilmember Barnes and **SECONDED** by Councilmember Kraus to adopt Resolution No. 2013-052. The Motion was carried unanimously.

Ayes: Councilmembers Kraus, Barnes, Lopez-Ortega and Mayor Canning
Noes: None
Abstain: None
Absent: Vice Mayor Dunsford

- 10) **Consideration of a Resolution directing the City Manager to execute a two-year agreement with the County of Napa to provide fire service to certain unincorporated areas in Napa County.**

Fire Chief Campbell summarized this issue. He also noted that there is an error on line 92 & 94. It was noted that if the number of incidents goes over 350 per year, any calls excess the contracted amount will be provided for free. Assistance By Hire Agreement and Strike Teams were discussed. **Fire Chief Campbell** thanked **City Manager Spitler** for having a huge impact for this contract by going directly to the County.

Mayor Canning opened the item for Public Comment. Hearing none, he closed the Public Comment portion.

It was **MOVED** by Councilmember Kraus and **SECONDED** by Councilmember Barnes to adopt Resolution No. 2013-053. The Motion was carried unanimously.

Ayes: Councilmembers Kraus, Barnes, Lopez-Ortega and Mayor Canning
Noes: None
Abstain: None
Absent: Vice Mayor Dunsford

- 11) **Consideration of a Resolution authorizing the Mayor to execute a one-year agreement with Cal-Fire to provide fire dispatch services to the City of Calistoga in the amount of \$28,813.29.**

Fire Chief Campbell discussed this item. The Fire Department will continue to look at other options throughout the year, but at this time this is the best option.

It was **MOVED** by Councilmember Kraus and **SECONDED** by Councilmember Barnes to adopt Resolution No. 2013-054. The Motion was carried unanimously.

Ayes: Councilmembers Kraus, Barnes, Lopez-Ortega and Mayor Canning
Noes: None
Abstain: None
Absent: Vice Mayor Dunsford

- 12) **Consideration of a Resolution authorizing the City Manager to enter into a Payment Plan Agreement for Connection Fees in the amount of \$24,865 between the City of Calistoga and Dan Farris.**

City Manager Spitler discussed this item. Mr. Farris will enter into an agreement with the City to pay \$24,865.00 in connection fees.

Council discussion ensued.

Mayor Canning opened the item for Public Comment. Hearing none, he closed the Public Comment portion.

It was **MOVED** by Councilmember **Kraus** and **SECONDED** by Councilmember **Lopez-Ortega** to adopt **Resolution No. 2013-055**. The Motion was carried unanimously.

Ayes: Councilmembers **Kraus, Lopez-Ortega, Barnes** and **Mayor Canning**
Noes: **None**
Abstain: **None**
Absent: **Vice Mayor Dunsford**

13) Consideration of a Resolution adopting the City of Calistoga Fiscal Year 2013/14 Operating and Capital Budget.

Administrative Services Director Leon discussed this issue. Water and Wastewater operations are the two areas with deficits. A consultant is being used to help determine how to correct the issue of water and waste water rates that are causing deficits. All other funds are running positive.

Family Center Director Victoria Li thanked the City Council for including funds for the Calistoga Family Center in the upcoming budget.

Mayor Canning reiterated the use of \$2 million from Silver Rose Impact Fees are addressed under Quality of Life, Public Safety and Waste Water in this budget.

Mayor Canning opened the item for Public Comment. Hearing none, he closed the Public Comment portion.

It was **MOVED** by Councilmember **Barnes** and **SECONDED** by Councilmember **Lopez-Ortega** to adopt **Resolution No. 2013-056**. The Motion was carried unanimously.

Ayes: Councilmembers **Barnes, Lopez-Ortega, Kraus** and **Mayor Canning**
Noes: **None**
Abstain: **None**
Absent: **Vice Mayor Dunsford**

14) Consideration of a Resolution adopting the Fiscal Year 2013/14 appropriation limit.

Administrative Services Director Leon discussed this issue.

Mayor Canning opened the item for Public Comment. Hearing none, he closed the Public Comment portion.

It was **MOVED** by Councilmember Kraus and **SECONDED** by Councilmember Barnes to adopt Resolution No. 2013-057. The Motion was carried unanimously.

Ayes: Councilmembers Kraus, Barnes, Lopez-Ortega and Mayor Canning
Noes: None
Abstain: None
Absent: Vice Mayor Dunsford

J) ADJOURNMENT

Mayor Canning adjourned the meeting at 8:25 p.m. to the next scheduled regular meeting of the Calistoga City Council, on Tuesday, July 16, 2013, Calistoga Community Center, 1307 Washington Street, 7:00 p.m.

Respectfully submitted:



Prepared by: **Kathy Flamson, Executive Secretary to the City Manager**



Approved by: **Chris Canning, Mayor**

