

# City of Calistoga Agenda



Mayor: Chris Canning  
Vice Mayor: Michael Dunsford  
City Council: Gary Kraus  
James Barnes  
Irais Lopez-Ortega

## **CITY COUNCIL – REGULAR MEETING TUESDAY, OCTOBER 1, 2013 - 7:00 P.M. CALISTOGA COMMUNITY CENTER 1307 WASHINGTON STREET, CALISTOGA CA 94515**

### **A) CALL TO ORDER**

### **B) SALUTE TO THE FLAG**

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

This time is set aside to receive comments from the public regarding matters on the Consent Calendar or matters of municipal concern not on the agenda. Pursuant to Government Code section 54954.3 (the Brown Act), however, the Council cannot consider any issues or take action on any requests during this comment period. Speakers are encouraged to limit their comments to 3 minutes maximum so that all speakers have an opportunity to address the City Council.

### **D) ADOPTION OF MEETING AGENDA**

### **E) COUNCIL REQUESTS AND IDEAS FOR DISCUSSION**

### **F) PROCLAMATIONS/ PRESENTATIONS/ AWARDS**

- 1) Proclamation Recognizing October 20-26, 2013 Freedom From Workplace Bullies Week.

### **G) CONSENT CALENDAR**

- 2) Minutes of the September 17, 2013, regular City Council Meeting.  
RECOMMENDED ACTION: Approve Minutes.
- 3) Consideration of a Resolution Accepting as Complete the Remove and Replacement of ADA Curb Ramps Project Constructed by Dennis E. Watson, General Contractor  
RECOMMENDED ACTION: Adopt Resolution.
- 4) Consideration of a Resolution Authorizing the City Manager to Execute a Professional Services Agreement with Riechers Spence & Associates, Inc. for the Preparation of Construction Plans for the Fair Way Path Extension.  
RECOMMENDED ACTION: Adopt Resolution.

## H) PUBLIC HEARING

- 5) Consideration of an Amendment to the Calistoga Municipal Code Adding Protection for Farmers who use Accepted and Standard Farming Practices Against Nuisance Suits and Requiring Disclosure About the Potential Inconveniences and Discomforts Associated with Agricultural Operations.  
RECOMMENDED ACTION: Introduce the Ordinance and Waive its First Reading.
- 6) Consideration of a Floodway Variance Allowing the Replacement of an Existing Dwelling Unit and the Construction of a New Carport within the Floodway at 1332½ Berry Street (APN 011-222-001).  
RECOMMENDED ACTION: Adopt Resolution
- 7) Consideration of a Floodway Variance Allowing the Replacement of an Existing Gazebo at 1308 Cedar Street (APN 011-223-003).  
RECOMMENDED ACTION: Adopt Resolution

## I) GENERAL GOVERNMENT

- 8) Consideration of a Resolution Authorizing the City Manager to Execute a Construction Agreement with the Friends of Pioneer Park  
RECOMMENDED ACTION: Adopt Resolution.
- 9) Consideration of a Resolution Authorizing the City Manager to Execute a Professional Services Agreement with ICF International for Technical Services Related to the Climate Change Mitigation Plan and Approval of a Budget Adjustment.  
RECOMMENDED ACTION: Adopt Resolution
- 10) Consideration of Response to the 2012/2013 Grand Jury Final Report on the Integrity of Grand Jury Investigations  
RECOMMENDED ACTION: Receive Report and Authorize the Response Letter by Motion.
- 11) Determination to summarily deny or set an appeal hearing date for an appeal received from Robert and Marianne Hitchcock of the Planning Commission's approval of Variance 2013-6.  
RECOMMENDED ACTION: Determination to either set a hearing date for November 5, 2013, or to summarily deny an appeal received from Robert and Marianne Hitchcock of the Planning Commission's approval of Variance 2013-6.

## J) ADJOURNMENT

To the next scheduled regular meeting of the Calistoga City Council, on Tuesday, October 15, 2013, Calistoga Community Center, 1307 Washington Street, 7:00 p.m.

  
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Kathy Flanson, Deputy City Clerk

NOTICE: If you challenge a city's zoning, planning, or other decision in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in

NOTICE: If you challenge a city's zoning, planning, or other decision in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City Council at, or prior to, the public hearing. Judicial review of any City administrative decision may be had only if a petition is filed with the court not later than the 90th day following the date upon which the decision becomes final. Judicial review of environmental determinations may be subject to a shorter time period for Litigation, in certain cases 30 days following the date of final decision.

PLEASE NOTE: Any person who wishes to speak regarding an item on the agenda or make a comment under the "Oral Communication" portion of the agenda may voluntarily complete a "Speaker Card" and submit it to the City Clerk BEFORE that portion of the agenda is called. Speaker cards are available on the table in back of the room. Please observe the time limit of three minutes.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at the public counter at City Hall located on the first floor at 1232 Washington Street during normal business hours.

AMERICANS WITH DISABILITIES ACT: In compliance with the American Disabilities Act, if you need special assistance to participate in this meeting please contact the City Clerk's Department at (707) 942-2805. Notification forty-eight (48) hours prior to the meeting will enable the City to make reasonable arrangement to ensure accessibility to this meeting. (28 CFR 35.102-35.104 ADA Title II).

POSTING: I declare a copy of this agenda was posted at City Hall, 1232 Washington Street, Calistoga, among other locations in the city limits of Calistoga, on Friday, September 27, 2013 at 12:00 p.m.