

# City of Calistoga

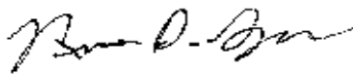
## Staff Report

**TO:** Honorable Mayor and City Council  
**FROM:** Melissa Velasquez, Executive Secretary  
**DATE:** November 18, 2014  
**SUBJECT:** City Council Minutes

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APPROVAL FOR FORWARDING:



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Richard D. Spitler, City Manager

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2 **DISCUSSION:** Minutes of the November 5, 2014 regular City Council Meeting and the  
3 November 5, 2014 Closed Session Meeting.  
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5 **RECOMMENDATION:** Approve Minutes.  
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7 **ATTACHMENTS:** Draft Minutes of the aforementioned meetings.

**MINUTES**  
**CITY COUNCIL – REGULAR MEETING**  
**WEDNESDAY, NOVEMBER 5, 2014 - 7:00 P.M.**  
**CALISTOGA COMMUNITY CENTER**  
**1307 Washington Street, Calistoga, CA 94515**

**A) CALL TO ORDER – ROLL CALL**

**Mayor Canning** called the Regular Session to order at 7:03 P.M.

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

Absent: Vice Mayor Dunsford

Also present were the following: Public Works Director Michael Kirn, Administrative Services Director Gloria Leon, Fire Chief Steve Campbell, Senior Planner Erik Lundquist, City Manager Richard Spittler and Executive Secretary Melissa Velasquez.

**B) ACTION OUT OF CLOSED SESSION**

- 1) Council has advised the City Attorney to cease participation in the Hendrix v. J-M Manufacturing Company, Inc. et al class action lawsuit. Lack of return does not warrant additional expenditures.
- 2) No reportable action on existing litigation, Reynolds v. City of Calistoga.
- 3) No reportable action on Public Employee Performance Evaluation, GCS 54957, City Manager. However, action to be taken at the next scheduled Council meeting as an agenized item.

**C) SALUTE TO THE FLAG**

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

**Mayor Canning** opened Oral Communication.

**Roxanne Bell**, 1802 School Street, spoke in favor of the City's stance on alternative transportation and the portable radar signs.

**Mayor Canning** closed Public Comments.

**E) ADOPTION OF MEETING AGENDA**

It was **MOVED** by Councilmember Barnes and **SECONDED** by Councilmember Kraus to approve the Council Meeting Agenda. The motion was carried by the following vote:

**AYES:** Councilmembers Barnes, Kraus and Lopez-Ortega and Mayor Canning

**NOES:** None

**ABSTAIN:** None

49           **ABSENT: Vice Mayor Michael Dunsford**

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51 **F) COUNCIL REQUESTS AND IDEAS FOR DISCUSSION**

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53           **Councilmember Barnes** announced the 11:00 A.M. Veterans Day ceremony at  
54 Logvy Park on Tuesday, November 11, 2014. Guest speaker will be Trudy Burt, a  
55 Nazi prisoner of war survivor. She will share the story of her rescue.

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57           He announced there are two bills pending that may have consequences for  
58 Calistoga: Greenhouse Gas Reduction Fund and the Vehicle Mileage Chart.

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60           **Councilmember Kraus** announced Firefighter's Bingo on Saturday, November 15,  
61 2014 in support of the Calistoga Firefighter's Association.

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63 **G) PROCLAMATIONS/ PRESENTATIONS/ AWARDS**

64           1) **Mayor Canning** honored Maintenance Technician Collin Kupcik with a  
65 plaque recognizing 10 years of service to the Calistoga Public Works  
66 Department. Public Works Director Mike Kirn accepted the plaque in Collin's  
67 absence.

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69           2) **Mayor Canning** honored Fire Chief Steve Campbell with a plaque  
70 recognizing 30 years of service to the Calistoga Fire Department.

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72           Calistoga Tribune Editor Pat Hampton acknowledged Fire Chief Steve  
73 Campbell's years of service.

74

75 **H) CONSENT CALENDAR**

76           3) **Approval of Minutes of October 21, 2014 Regular City Council Meeting.**

77

78           4) **Adoption of Resolution No. 2014-095 approving the 2015 City Council**  
79 **meeting schedule.**

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81           5) **Adoption of Resolution No. 2014-096 continuing the Declaration of a**  
82 **Local Emergency due to Failed Effluent Pumps at the Dunaweal**  
83 **Wastewater Treatment Plant.**

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85           It was **MOVED** by Councilmember Barnes and **SECONDED** by  
86 Councilmember Lopez-Ortega to approve **Item Nos. 3, 4 and 5** of the  
87 **Consent Calendar. The motion was carried by the following vote:**

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89           **AYES: Councilmembers Barnes, Kraus and Lopez-Ortega and**  
90 **Mayor Canning**

91           **NOES: None**

92           **ABSTAIN: None**

93           **ABSENT: Vice Mayor Michael Dunsford**

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95 **I) PUBLIC HEARING**

- 96 6) **Adoption of Resolution No. 2014-097 approving the 2014 Circulation**  
97 **Element Update of the Calistoga General Plan. CEQA Statutory**  
98 **Exemption per CEQA Guidelines Section 15061(b)(3).**  
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100 **Planning and Building Director Erik Lundquist presented the item.**

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102 **Mayor Canning opened public comment.**

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104 **Woran Deckard, 1718 Michael Way thanked the City for the bicycle plan.**  
105 **Thanked Senior Planner Erik Lundquist and Public Works Director Mike Kirn**  
106 **for their help in the development of his land located at 2085 Mora Avenue. He**  
107 **spoke against the Money Lane extension.**

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109 **Mayor Canning closed public comment.**

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111 **It was MOVED by Councilmember Kraus and SECONDED by**  
112 **Councilmember Barnes to adopt Resolution No. 2014-097 approving the**  
113 **2014 Circulation Element Update of the Calistoga General Plan. CEQA**  
114 **Statutory Exemption per CEQA Guidelines Section 15061(b)(3). The**  
115 **motion was carried by the following vote:**

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117 **AYES: Councilmembers Kraus, Barnes and Lopez-Ortega and**  
118 **Mayor Canning**

119 **NOES: None**

120 **ABSTAIN: None**

121 **ABSENT: Vice Mayor Michael Dunsford**  
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123 **J) GENERAL GOVERNMENT**

- 124 7) **Adoption of Resolution No. 2014-098 approving a Budget Adjustment**  
125 **in the Amount of \$199,610.00 and Authorizing the City Manager to**  
126 **Execute Amendments to the Professional Services Agreement with**  
127 **Mark Thomas & Company and Expend Funds for Right Of Way**  
128 **Acquisition for the Berry Street Bridge Replacement Project, Highway**  
129 **Bridge Replacement Program.**

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131 **Public Works Director Michael Kirn presented the item.**

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133 **Mayor Canning opened public comment.**

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135 **Having none, Mayor Canning closed public comment.**

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137 **It was MOVED by Councilmember Kraus and SECONDED by**  
138 **Councilmember Lopez-Ortega to adopt Resolution No. 2014-098**  
139 **approving a Budget Adjustment in the Amount of \$199,610.00 and**  
140 **Authorizing the City Manager to Execute Amendments to the**  
141 **Professional Services Agreement with Mark Thomas & Company and**  
142 **Expend Funds for Right Of Way Acquisition for the Berry Street Bridge**  
143 **Replacement Project, Highway Bridge Replacement Program.**  
144 **The motion was carried by the following vote:**

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- AYES:** Councilmembers Kraus, Lopez-Ortega and Barnes and Mayor Canning.
- NOES:** None
- ABSTAIN:** None
- ABSENT:** Vice Mayor Michael Dunsford

8) **Adoption of Resolution No. 2014-099 approving a Budget Adjustment in the Amount of \$15,815.00 for the Purchase of a LUCAS 2 Chest Compression System.**

**Fire Chief Steve Campbell** presented the item.

**Mayor Canning** opened public comment.

Having none, **Mayor Canning** closed public comment.

**It was MOVED by Councilmember Kraus and SECONDED by Councilmember Lopez-Ortega to adopt Resolution No. 2014-099 approving a Budget Adjustment in the Amount of \$15,815.00 for the purchase of a LUCAS 2 Chest Compression System. The motion was carried by the following vote:**

- AYES:** Councilmembers Kraus, Lopez-Ortega and Barnes and Mayor Canning
- NOES:** None
- ABSTAIN:** None
- ABSENT:** Vice Mayor Michael Dunsford

**K) ADJOURNMENT**

**Mayor Canning** adjourned the meeting at 7:51 P.M. in memory of Iris Rudnick to the next Regular City Council meeting of the Calistoga City Council on November 18, 2014, at Calistoga Community Center, 1307 Washington Street.

**Respectfully submitted:**

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**Prepared by: Melissa Velasquez, Executive Secretary**

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**Approved by: Chris Canning, Mayor**

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2 **MINUTES**  
3 **CITY COUNCIL CLOSED SESSION**  
4 **WEDNESDAY, November 5, 2014 – 6:00 P.M.**  
5 **CALISTOGA COMMUNITY CENTER**

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7 **A) CALL TO ORDER**

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9 **Mayor Canning called the Closed Session to order at 6:00 P.M.** In attendance  
10 were the following: Councilmember James Barnes, Council Member Gary Kraus,  
11 Councilmember Irais Lopez-Ortega, and Mayor Chris Canning.

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13 **Vice Mayor Michael Dunsford** was not present.

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15 Also present was City Manager Richard Spitler.

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17 **B) ORAL COMMUNICATIONS**

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19 No public comment.

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21 **C) ADJOURN TO CLOSED SESSION ON THE FOLLOWING MATTERS:**

- 22 1) Conference with Legal Counsel-Existing Litigation  
23 Gov. Code §54956.9(d)(1)  
24 Name of Case: U.S. ex rel. Hendrix v. J-M Manufacturing  
25 Company, Inc. et al.,  
26 Civil Action No. 06-00055(GW),  
27 US District Court (Central District of California); and  
28  
29 2) Conference with Legal Counsel – Existing Litigation  
30 Gov. Code §54956.9(d)(1)  
31 Name of Case: Reynolds v. City of Calistoga  
32 Case Nos.: A134190, A135501,  
33 Napa County Superior Court Case No. 26-46826; and  
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35 3) Public Employee Performance Evaluation, GCS 54957, City Manager.

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37 **D) REPORT OUT OF CLOSED SESSION**

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39 **E) CONVENE TO OPEN SESSION TO REPORT FROM CLOSED SESSION**

40 **F) ADJOURNMENT**

41 **Mayor Canning adjourned the Closed Session at 6:57 P.M.** to the scheduled  
42 meeting of the Calistoga City Council, on Wednesday, November 5, 2014, Calistoga  
43 Community Center, 1307 Washington Street, 7:00 p.m.

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45 **Respectfully submitted:**

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**Prepared by: Richard Spitler, Acting City Clerk**

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**Approved by: Chris Canning, Mayor**