

## MINUTES

### CITY COUNCIL REGULAR MEETING TUESDAY, MARCH 3, 2015 – 7:00 P.M. CALISTOGA COMMUNITY CENTER

#### A) CALL TO ORDER- ROLL CALL

**Mayor Canning called the Regular Session to order at 7:06 P.M.**

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

**Also present were the following:** Police Chief Mitch Celaya, Planning and Building Director Lynn Goldberg, Public Works Director Michael Kirn, Police Sergeant Tim Martin, Police Officer Carolina Wieggers, Police Officer Samantha Arlen, Police Sergeant Matt Freese, City Manager Richard Spittler and City Clerk Kathy Flamson.

#### B) SALUTE TO THE FLAG

#### C) ACTION OF CLOSED SESSIONS

**Mayor Canning** stated there was nothing to report from the February 24, 2015, Closed Session Conference with:

- 1) Real Property Negotiations 54956.8  
Property: 1401 N. Oak Street, Calistoga, APN 011-140-056  
Agency Negotiator: City Manager  
Negotiating Parties: Boys & Girls Clubs of St. Helena and Calistoga Inc.  
Under Negotiation: Price and/or Terms of Payment for Potential Lease

**Mayor Canning** also stated due to a continuance of the Closed Session to follow this evening's Regular City Council Meeting, there was nothing to report from the March 3, 2015, Closed Session Conference with:

- 1) Conference with Legal Counsel Anticipated Litigation  
Significant exposure to litigation pursuant to Gov. Code § 54956.9(d)(2)
- 2) Conference with Real Property Negotiations Gov. Code § 54956.8  
Property: 1705 Washington, Calistoga, APN 011-171-011  
Agency Negotiator: City Manager  
Negotiating Parties: Jeff Feeney  
Under Negotiation: Potential Purchase
- 3) Conference with Real Property Negotiations 54956.8  
Property: 1401 N. Oak, Calistoga, APN 011-140-056  
Agency Negotiator: City Manager  
Negotiating Parties: Boys & Girls Clubs of St. Helena and Calistoga, Inc.

Under Negotiation: Price and/or Terms of Payment for Potential Lease

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

**Mayor Canning** opened Oral Communication.

**Napa County Arts and Cultural Advisory Committee Member Elizabeth Stokkebye, 1730 Adele Avenue**, announced the acceptance of Tourism and Capacity Grant applications to the Napa County Arts and Cultural Advisory Committee. The deadline to turn in the applications is April 3, 2015, at 5 P.M. For more information, go to [www.countyofnapa.org/ceo/arts](http://www.countyofnapa.org/ceo/arts). Awards for the grants will be announced on May 19, 2015.

**City Manager Spitler** introduced newly hired **Recreation Administration Manager Shannon Clegg**.

**Mayor Canning** closed Oral Communication.

**E) ADOPTION OF MEETING AGENDA**

It was **MOVED** by Councilmember Kraus and **SECONDED** by Councilmember Barnes to approve the Council Meeting Agenda as presented after moving ***Items 12 and 13*** before ***Items 10 and 11***. The Motion was carried by the following vote:

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

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

**Councilmember Barnes** announced the local American Legion Memorial Day program including laying and calling the roll of new memorial brick recipients at the Veteran's Memorial at Logvy Park. He noted the deadline to purchase a memorial brick is April 15, 2015. **Councilmember Barnes** also requested an update on the status of the Monohoff Center at the next City Council Meeting.

**Councilmember Lopez-Ortega** invited everyone to attend the Soroptimists Crab Feed on Saturday, March 7, 2015, with money going to scholarships for local students.

**Mayor Canning** announced on a growth management session put on by the County of Napa on March 10, 2015. It will be held in Lincoln Theatre in Yountville. For more information, go to [www.countyofnapa.org](http://www.countyofnapa.org).

**G) PROCLAMATIONS/PRESENTATIONS**

- 1) Mayor Canning presented Police Officer Carolina Wieggers a plaque recognizing her 15 years of service to the City of Calistoga. He then presented Police Sergeant Tim Martin with a plaque recognizing his 20 years of service to the City of Calistoga.

**H) CONSENT CALENDAR**

- 2) Approval of Minutes of February 7, 2015 Closed and Regular City Council Meetings.
- 3) Adoption of Ordinance No. 708 amending the Calistoga Municipal Code adding Chapter 15.46, Seismic Retrofit Requirements. (Second Reading)
- 4) Adoption of Ordinance No. 709 amending the Calistoga Municipal Code rescinding and replacing Chapter 17.08, Affordable Housing. (Second Reading)
- 5) Adoption of Resolution No. 2015-023 awarding a contract to Paul Coates Construction for the Police Department improvement project in an amount not to exceed \$24,855.00.
- 6) Adoption of Resolution No. 2015-024 authorizing North Valley Labor Compliance Services to submit a Labor Compliance Program to the Department of Industrial Relations on behalf of the City and authorizing the City Manager to execute a purchase order with North Valley Labor Compliance Services for labor compliance monitoring services for the Recycled Water Storage Pond.
- 7) Adoption of Resolution No. 2015-025 revising the Program Guidelines for the HOME Residential Rehabilitation Program to allow greater loan amounts for manufactured housing for health and safety reasons.
- 8) Adoption of Resolution No. 2015-026 authorizing the City Manager to execute purchase orders with G3 Engineering and Oakville Pump Service in amounts not to exceed \$46,000.00, for the purchase and installation of a new pump and motor assembly at the Dunaweal Water Station and approving a budget adjustment in the amount of \$46,000.00.

Councilmember Barnes asked to be recused from Item No. 5 due to a potential financial conflict of interest. Vice Mayor Dunsford noted Paul Coates Construction is currently under contract with the Calistoga Inn to complete a project.

It was **MOVED** by Mayor Canning and **SECONDED** by Councilmember Kraus to approve Item Nos. 2, 3, 4, 6, 7 and 8 of the Consent Calendar. The motion was carried by the following vote:

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

It was **MOVED** by Mayor Canning and **SECONDED** by Councilmember Kraus to approve Item No. 5 of the Consent Calendar. The motion was carried by the following vote:

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

#### I) PUBLIC HEARING

- 9) Preparation for Adoption of an Ordinance No. 710 amending the Calistoga Municipal Code to implement the 2014 Housing Element and State Law. (ZOA 2015-1)

Planning and Building Director Goldberg presented the item. Council and staff discussion ensued.

Mayor Canning opened the Public Hearing.

Receiving none, Mayor Canning closed the Public Hearing.

It was **MOVED** by Vice Mayor Dunsford and **SECONDED** by Councilmember Kraus to introduce the Ordinance by Title and Waive its first reading. The motion was carried by the following roll call vote:

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

#### J) GENERAL GOVERNMENT

- 10) Adoption of Resolution No. 2015-027 authorizing the acceptance of donated materials valued at \$7,370.00, from The Resort at Indian Springs to the Public Works Department.

**Public Works Director Kirn** presented this item.

**Mayor Canning** opened public comment.

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

It was **MOVED** by Councilmember Kraus and **SECONDED** by Councilmember Barnes to adopt Resolution No. 2015-027 authorizing the acceptance of donated materials valued at \$7,370.00, from The Resort at Indian Springs to the Public Works Department. The Motion was carried by the following vote:

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

- 11) **Presentation of the Annual Report on the status of the Calistoga General Plan and progress made toward its implementation during 2014.**

**Planning and Building Director Goldberg** presented this item.

Council discussion ensued.

**Mayor Canning** opened public comment.

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

It was **MOVED** by Councilmember Kraus and **SECONDED** by Vice Mayor Dunsford to accept the Annual Report on the status of the Calistoga General Plan and progress made toward its implementation during 2014. The Motion was carried by the following vote:

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

- 12) **Adoption of Resolution No. 2015-028 approving the proposed renovation of the Calistoga Library by Napa County.**

**City Manager Spitler** presented the item.

**Calistoga Library Renovation Subcommittee Members Ed Tapper and Councilmember Barnes** concurred with **City Manager Spitler's** presentation of the committee's findings.

**County Librarian Danis Kreimeier** was thanked for her service on this project and she commented on the renovation process.

**Mayor Canning** opened public comment.

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

It was **MOVED** by **Vice Mayor Dunsford** and **SECONDED** Councilmember **Kraus** by to adopt **Resolution No. 2015-028** approving the proposed renovation of the **Calistoga Library** by **Napa County**. The Motion was carried by the following vote:

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

**13) Presentation of a report on the status of the Animal Control Services contract.**

**City Manager Spitler** presented the item. **Mayor Canning** noted the receipt of emails and letters requesting this item be continued for 30 days.

**Mayor Canning** opened public comment.

**Wine Country Animal Lovers (WCAL) Board Member Scott Atkinson, 2103 Oat Hill Court**, asked the City Council this item be continued for 30 days to review the proposal from **Petaluma Animal Services Foundation** for sheltering animals.

**Dr. Steve Franquelin, 20 Urbani Place**, commented on past experience with the **Napa County Animal Control**.

**Mayor Canning** closed public comment.

Council discussion ensued. **Mr. Atkinson** addressed the Council's concern regarding the end result of the 30 day continuance.

It was recommended by **Mayor Canning** to grant a continuance of this item to the **April 21, 2015 Calistoga City Council meeting**. **WCAL** was asked to submit a report on the status of the use permit for an animal shelter and a possible contract with **Petaluma Animal Services**

**Foundation for animal control and shelter services by April 10, 2015.  
Council consensus was achieved.**

**K) ADJOURNMENT**

**Mayor Canning adjourned the meeting at 8:10 P.M. to reconvene the  
Closed Session meeting of the Calistoga City Council on Tuesday,  
March 3, 2015, at Calistoga Community Center, 1307 Washington Street.**

**Respectfully submitted:**



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**Prepared by: Kathy Flamson, City Clerk**



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**Approved by: Chris Canning, Mayor**

