

MINUTES

CITY COUNCIL REGULAR MEETING TUESDAY, JUNE 16, 2015 – 7:00 P.M. CALISTOGA COMMUNITY CENTER

A) CALL TO ORDER- ROLL CALL

Mayor Canning called the Regular Session to order at 7:00 P.M.

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

Absent: Councilmember Irais Lopez-Ortega

Also present were the following: Public Works Director Mike Kirn, Administrative Services Director Gloria Leon, Fire Chief Steve Campbell, City Manager Richard Spitler and City Clerk Kathy Flamson.

B) SALUTE TO THE FLAG

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

Mayor Canning opened Oral Communication.

Dennis McNay, Foothill Blvd., inquired about the status of the upgrade of the City of Calistoga's website.

Napa County Fair CEO Carlene Moore invited everyone to attend the Napa County Fair and Fireworks, as well as the parade. She mentioned admission includes rides and attractions, as well as a new exhibit honoring service members, past and present. There will also be 2 entries in the parade honoring Veterans. She stated Veterans will receive a significant discount at the Napa County Fair and Fireworks.

Doug Cook, 1147 Second Street, spoke about the establishment of a Calistoga minimum wage.

Mayor Canning closed Oral Communication.

D) ADOPTION OF MEETING AGENDA

Mayor Canning announced Item 19 will be continued to the July 7, 2015 meeting due to lack of a quorum for that item. It was **MOVED** by Councilmember Kraus and **SECONDED** by Vice Mayor Dunsford to approve the Council Meeting Agenda noting the continuance of Item 19. The Motion was carried by the following vote:

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

E) COUNCIL REQUESTS AND IDEAS FOR DISCUSSION

None

F) PROCLAMATIONS/PRESENTATIONS

- 1) Mayor Canning presented proclamation adopting the Napa County Children's Bill of Rights. Sara Cakebread accepted the proclamation and presented a report on the state of Calistoga's families and children and how the Children's Bill of Rights came to be.

G) CONSENT CALENDAR

Vice Mayor Dunsford abstained from Item No. 2, as he wasn't in attendance at the June 9, 2015 Budget Public Hearing.

Councilmember Kraus stated he had a conflict of interest regarding Item Nos. 11 and 12 due to the proximity of his residence to the Districts.

- 2) Approval of Minutes of June 2, 2015 Regular City Council Meeting and June 9, 2015 Budget Public Hearing.
- 3) Adopting Ordinance No. 711 amending Zoning Map to rezone the properties located at 1213 and 1303 Foothill Blvd. from R-1-10 One-Family Residential to DC Downtown Commercial Zoning District. (Second Reading)
- 4) Adoption of Resolution No. 2015-056 authorizing the City Manager to execute a Memorandum of Understanding between the City of Calistoga and the Calistoga Police Officers' Association (CPOA).
- 5) Adoption of Resolution No. 2015-057 rejecting the claim from Brian John Deutsch and Jennifer Deutsch for an undetermined amount.
- 6) Adoption of Resolution No. 2015-058 awarding a one-year contract in an amount not to exceed \$10,000 for publication of the City of Calistoga legal advertisements for the period ending June 30, 2016 and authorizing the City Manager to execute a contract with the Calistoga Tribune.
- 7) Adoption of Resolution No. 2015-059 clarifying and affirming the policy for City Councilmember Health Care Benefits.

- 8) Adoption of **Resolution No. 2015-060** entering into a Professional Services Agreement with Fischer Computer Systems for technology services in an amount not to exceed \$74,000 for Fiscal Year 2015-2016.
- 9) Adoption of **Resolution No 2015-061** to designate the City of Calistoga voting delegate and alternate for the League of Cities Annual Conference being held on September 30 to October 2, 2015 in San Jose, California.
- 10) Adoption of **Resolution No. 2015-062** adopting a revision to the Calistoga Police Personnel Manual.

It was **MOVED** by Councilmember Barnes and **SECONDED** by Councilmember Kraus to approve **Item No. 2** of the Consent Calendar. The motion was carried by the following vote:

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

It was **MOVED** by Councilmember Barnes and **SECONDED** by Councilmember Kraus to approve **Item Nos. 3, through 10** of the Consent Calendar. The motion was carried by the following vote:

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

Councilmember Kraus recused himself from **Item Nos. 11 and 12**. He left the dais.

- 11) Adoption of **Resolution No. 2015-063** accepting the City Engineer's report for the Palisades Subdivision Landscape Maintenance District in accordance with Article 4 of Chapter 1 of the California Streets and Highways Code.
- 12) Adoption of **Resolution No. 2015-064** accepting he City Engineer's report for the Silverado Place Subdivision Landscape Maintenance District in accordance with Article 4 of Chapter 1 of the California Streets and Highways Code.

It was **MOVED** by Vice Mayor Dunsford and **SECONDED** by Councilmember Barnes to approve Item Nos. 11 and 12 of the Consent Calendar. The motion was carried by the following vote:

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

Councilmember Kraus returned to the dais.

H) PUBLIC HEARING

None

I) GENERAL GOVERNMENT

- 13) Adoption of Resolution No. 2015-065 accepting \$1,803 in monetary donations towards the purchase of the non-governmental flag pole.

City Manager Spitler presented the item.

Mayor Canning opened public comment.

Dennis McNay inquired about the non-governmental flag pole.

Mayor Canning closed public comment.

It was **MOVED** by Councilmember Kraus and **SECONDED** by Councilmember Barnes to adopt Resolution No. 2015-065 accepting \$1,803 in monetary donations towards the purchase of the non-governmental flag pole. The motion was carried by the following vote:

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

- 14) Adoption of Resolution No. 2015-066 approving operating and capital improvement budget adjustments for Fiscal Year 2014-2015.

Administrative Services Director Leon presented the item.

Council discussion ensued.

Mayor Canning opened public comment.

Doug Cook, 1447 Second Street, inquired about the net change to the General Fund with this budget adjustment. Staff explained the budget change.

Mayor Canning closed public comment.

It was **MOVED** by Vice Mayor Dunsford and **SECONDED** by Councilmember Kraus to adopt **Resolution No. 2015-066** approving operating and capital improvement budget adjustments for Fiscal Year 2014-2015. The motion was carried by the following vote:

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

15) Adoption of Resolution No. 2015-067 adopting Fiscal Year 2015-2016 budget.

City Manager Spitler introduced the item. **Administrative Services Director Leon** presented the item. **City Manager Spitler** summarized the item.

Council discussion ensued.

Mayor Canning requested Program Number 4176 (Economic Vitality) be eliminated from **Resolution No. 2015-067** and be addressed separately as he has a conflict of interest.

Mayor Canning opened public comment, limiting discussion to not address the Economic Vitality Program.

Napa County Fairgrounds CEO Carlene Moore, 1434 North Oak Street, thanked the Council and staff for the consideration of the requests for funding their projects. She also commented on the use of reclaimed water at the Napa County Fairgrounds.

Doug Cook 1447 Second Street, inquired about legal costs and payments.

Mayor Canning closed public comment.

It was **MOVED** by Mayor Canning and **SECONDED** by Councilmember Kraus to Adopt **Resolution No. 2015-067**, with the elimination of Program Number 4176 (Economic Vitality). The Motion was carried by the following vote:

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

Mayor Canning left the dais. **Vice Mayor Dunsford** asked for a motion to adopt **Resolution No. 2015-074**, approving Program Number 4176 (Economic Vitality).

It was **MOVED** by Councilmember Kraus and **SECONDED** by Councilmember Barnes to adopt **Resolution No. 2015-074** approving Program Number 4176 (Economic Vitality). The motion was carried by the following vote:

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

16) Adoption of Resolution No. 2015-068 adopting Fiscal Year 2015-2016 appropriation limit.

Administrative Services Director Leon presented the item.

Mayor Canning opened public comment.

Having no one come forward, **Mayor Canning** closed public comment.

Council and staff discussion ensued.

It was **MOVED** by Councilmember Barnes and **SECONDED** by Councilmember Kraus to adopt **Resolution No. 2015-068** adopting Fiscal Year 2015-2016 appropriation limit. The motion was carried by the following vote:

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

17) Adoption of Resolution No. 2015-069 approving an Accounts Receivable Policy.

Administrative Services Director Leon presented the item.

Mayor Canning opened public comment.

Having on one come forward, **Mayor Canning** closed public comment.

It was **MOVED** by councilmember **Kraus** and **SECONDED** by Councilmember **Barnes** to adopt **Resolution No. 2015-069** approving an **Accounts Receivable Policy**. The motion was carried by the following vote:

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

- 18) Adoption of **Resolution No. 2015-070** authorizing the City Manager to enter into a **Fire Services contract** with the County of Napa allowing the City of Calistoga to provide emergency fire response services to certain unincorporated areas near Calistoga.

Fire Chief Campbell presented the item.

Council discussion ensued.

Mayor Canning opened public comment.

Doug Cook, 1447 **Second Street**, inquired if the payments reflect the actual cost of the calls. **Fire Chief Campbell** responded they did.

Mayor Canning closed public comment.

It was **MOVED** by Councilmember **Kraus** and **SECONDED** by Councilmember **Barnes** to adopt **Resolution No. 2015-068** authorizing the City Manager to enter into a **Fire Services contract** with the County of Napa allowing the City of Calistoga to provide emergency fire response services to certain unincorporated areas near Calistoga. The motion was carried by the following vote:

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

- 19) Adoption of a resolution awarding a **Professional Services Contract** to **Associated Engineering Consultants Inc.** for design services related to the **2015 Micro Surfacing Pavement Preservation Project** in an amount not to exceed **\$45,000**.

Due to a conflict of interest regarding this item by Councilmembers Kraus and Barnes causing a lack of quorum, the item was continued to the July 7, 2015 Regular City Council Meeting.

- 20) Adoption of Resolution No. 2015-071 authorizing the City Manager to execute an Off Site Improvement and Reimbursement Agreement with Calistoga Hills Resorts Inc.

Public Works Director Kirn presented the item. He stated due to safety issues, the bike path to Dunaweal Lane will be closed for approximately 4 months.

Council discussion ensued.

Mayor Canning opened public comment.

Doug Cook, 1447 Second Street, inquired about the anticipated schedule for the close of the bike path. Calistoga Hills Project Manager Aaron Harkin stated the first portion of the project will start the end of July 2015. The bike path closure will start approximately mid-August 2015.

Mayor Canning closed public comment.

It was MOVED by Councilmember Kraus and SECONDED by Vice Mayor Dunsford to adopt Resolution No. 2015-071 authorizing the City Manager to execute an Off Site Improvement and Reimbursement Agreement with Calistoga Hills Resorts Inc. The motion was carried by the following vote:

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

- 21) Adoption of Resolution No. 2015-072 rescinding Resolution Nos. 2014-013 and 2014-034 and adopting the Stage II Water Emergency Best Management Practices incorporating new State mandated conservation measures.

Public Works Director Kirn presented the item.

Mayor Canning opened public comment.

Having on one come forward, Mayor Canning closed public comment.

It was MOVED by Councilmember Barnes and SECONDED by Councilmember Kraus to adopt Resolution No. 2015-072 rescinding Resolution Nos. 2014-013 and 2014-034 and adopting the Stage II

Water Emergency Best Management Practices incorporating new State mandated conservation measures. The motion was carried by the following vote:

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

22) Adoption of Resolution No. 2015-073 confirming the Mayor's appointment to the Napa County Measure A Financial Oversight Committee.

Mayor Canning presented the item stating an application from Brian McBride was received for this committee.

Mayor Canning opened public comment.

Having on one come forward, **Mayor Canning** closed public comment.

It was MOVED by Councilmember Barnes and SECONDED by Councilmember Kraus to adopt Resolution No. 2015-073 confirming the Mayor's appointment of Brian McBride to the Napa County Measure A Financial Oversight Committee. The motion was carried by the following vote:

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

J) ADJOURNMENT

Mayor Canning adjourned the meeting in memory of Sandy Dickenson at 8:40 P.M. to next regular meeting of the Calistoga City Council on Tuesday, July 7, 2015, at 7:00 P.M. at the Calistoga Community Center, 1307 Washington Street, Calistoga.

Respectfully submitted:



Prepared by: Kathy Flamson, City Clerk



Approved by: Chris Canning, Mayor

