

## MINUTES

### CITY COUNCIL REGULAR MEETING

TUESDAY, APRIL 21, 2015 – 7:00 P.M.

CALISTOGA COMMUNITY CENTER

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

**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, Vice Mayor Michael Dunsford and Mayor Chris Canning.

**Also present were the following:** Senior Planner Erik Lundquist, Police Chief Mitch Celaya, Administrative Services Director Gloria Leon, City Manager Richard Spitler and City Clerk Kathy Flamson.

#### B) SALUTE TO THE FLAG

#### C) Mayor Canning stated there was no reportable action from the Closed Session.

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

**Mayor Canning** opened Oral Communication.

**Clarence Luvisi, 285 Rosedale Road**, commented on wineries and land use in the Napa Valley.

**Charlotte Williams, 59 View Road**, read a message from **Doug Cook** regarding the minutes of the Council Meetings.

**Mayor Canning** closed Oral Communication.

#### E) ADOPTION OF MEETING AGENDA

It was **MOVED** by Councilmember Kraus and **SECONDED** by Councilmember Lopez-Ortega to approve the Council Meeting Agenda. The Motion was carried by the following vote:

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

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

**Councilmember Lopez-Ortega** requested the council be adjourned in memory of Jaime Rubio, who passed away last week

**Mayor Canning** shared the commemorative brick which was presented from the City of Napa for all municipalities who helped during the Napa earthquake. He also announced at the Earth Day activities on April 25, 2015, from 9 a.m. to noon at Logvy Park, there will be an e-waste collection and confidential document collection point shredding. The shredding was sponsored by Westamerica Bank. The rest of the activities were presented by the City of Calistoga public works.

**G) PROCLAMATIONS/PRESENTATIONS**

None

**H) CONSENT CALENDAR**

- 1) **Approval of Minutes of the April 7, 2015 Regular City Council Meetings.**

It was **MOVED** by Councilmember Kraus and **SECONDED** by Councilmember Barnes to approve Item No. 1 of the Consent Calendar. The motion was carried by the following vote:

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

**I) PUBLIC HEARING**

- 2) **Adoption of Resolution No. 2015-036 to waive undergrounding of existing overhead utilities within the Branstad Parcel map pursuant to Calistoga Municipal Code §16.02.080 (B) and an exception from the sewer connection requirements pursuant to Calistoga Municipal Code §13.08.140. The property is located at 957 Petrified Forest Road. The Planning Commission adopted a Mitigated Negative Declaration, in accordance with the California Environmental Quality Act (CEQA), for the subject parcel map.**

**Councilmember Lopez-Ortega** recused herself from the dais due to the proximity of her business to the property.

**Senior Planner Erik Lundquist** presented the item.

**Mayor Canning** opened the public hearing.

With no one coming forward, **Mayor Canning** closed the public hearing.

Council discussion ensued.

It was **MOVED** by Vice Mayor Dunsford and **SECONDED** by Councilmember Kraus to adopt Resolution No. 2015-036 to waive undergrounding existing overhead utilities within the Branstad Parcel map pursuant to Calistoga Municipal Code §16.02.080 (B) and an exception from the sewer connection requirements pursuant to Calistoga Municipal Code §13.08.140. The property is located at 957 Petrified Forest Road. 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

Councilmember Lopez-Ortega returned to the dais.

- 3) Amendment to the Downtown Commercial and Community Commercial Zoning District to allow off-site automated teller machines (ATMs). The proposed amendments are exempt from CEQA under section 15061 (b)(3).

Senior Planner Lundquist requested this item be continued to the May 19, 2015 City Council meeting.

Mayor Canning opened the public hearing.

Mayor Canning closed the public hearing

It was **MOVED** by Councilmember Barnes and **SECONDED** by Councilmember Kraus to continue the Public Hearing to May 19, 2015 Regular Meeting due to the amount of items on the agenda. The motion was carried by the following vote:

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

- 4) Adoption of a resolution to adopt a fee to be paid in-lieu of providing affordable housing units within residential projects, per Calistoga Municipal Code Section 17.08 (D)(4)(a).

Senior Planner Lundquist requested this item be continued to the May 19, 2015 City Council meeting.

Mayor Canning opened the public hearing.

Mayor Canning closed the public hearing

It was **MOVED** by Councilmember Kraus and **SECONDED** by Councilmember Lopez-Ortega to continue the Public Hearing to May

**19, 2015 Regular Meeting due to the amount of items on the agenda.  
The motion was carried by the following vote:**

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

## **J) GENERAL GOVERNMENT**

- 5) Direction provided to the City Manager to negotiate a Professional Services Agreement for Animal Control Services to include Field and Shelter Services.**

The Council noted **Mayor Canning, Councilmember Barnes and Vice Mayor Dunsford** visited both facilities and met with residents. **Councilmembers Lopez-Ortega and Kraus** have met with residents, but didn't travel to any of the shelters.

**City Manager Spitler** presented the item.

**Mayor Canning** made clarifications on the item and invited **Napa County Animal Shelter Manager Kristine Loomer, Napa County Under Sheriff Jean Donaldson and Petaluma Animal Control Foundation Executive Director Jeff Charter** to make presentations to the Council regarding their facilities.

Council discussion ensued.

**Mayor Canning** opened public comment.

**Wine Country Animal Lovers President Pam Ingalls, 1823 Foothill Blvd.; Clarence Luvisi, 285 Rosedale Road; Wine Country Animal Lovers Board Member Scott Atkinson, 2103 Oat Hill Court; Calistoga Cat Action Team Director Kristin Casey, 1132 Denise Drive; John Lincoln, Chiles Valley; John Viechec, 2996 Foothill Blvd.; Dr. Steve Franquelin, 2960 Foothill Blvd. and Diane Meyer, 2365 Highway 128** spoke in favor of the Petaluma Animal Shelter.

**Monica Stevens, Executive Director of Jameson Animal Rescue Ranch, 1224 Adams Street, St. Helena,** spoke of public involvement and the need to foster and shelter animals.

**Teresa Butler,** spoke of the past experiences with animals and in favor of Petaluma Animal Shelter.

**Peter Heitz, 2882 Foothill Blvd.; Keith Wepler, 2970 and 2946 Foothill Blvd. and Ron McGouldrick, 2999 Foothill Blvd.,** spoke in favor of the Napa County Animal Shelter.

**Ms. Ingalls**, addressed concerns possible confusion of pet owners when animals are taken to either Petaluma or Napa and the efforts of WCAL to reunite them.

**Alyssa McNair, 1571 Myrtle Street**, inquired about the total number of live release rates of all animals brought to Napa County.

**Mayor Canning** closed public comment.

Discussion ensued.

It was **MOVED** by Councilmember Barnes and **SECONDED** by Councilmember Kraus to direct staff to pursue a contract with Petaluma Animal Control Foundation. The motion was carried by the following Roll Call Vote:

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

**Mayor Canning** adjourned the meeting for a 5 minute break.

**Mayor Canning** reconvened the meeting.

- 6) **Direction provided to the City Manager regarding the type of affordable housing for the property located at 611 Washington Street.**

**City Manager Spitler** presented the item. **Ben Lingo** and **Justin Hardt** from Corporation for Better Housing were present. **Mayor Canning** and **Vice Mayor Dunsford** took tours of Calistoga Affordable Housing and discussed this item. **Councilmembers Kraus and Barnes** visited the newly opened apartments.

**Mr. Lingo** updated the Council of the Calistoga Affordable Apartments at 711 Washington Street. He reported the apartments should be 100 % occupied by May 15, 2015. He also reported the total current Calistoga residents moving into the apartments are 33 of the 45 units.

**Mr. Lingo** He also discussed potential development of 611 Washington Street. He suggested senior housing would be more beneficial instead of work force housing due to the small size of the location.

Discussion ensued regarding the type of housing would best suite the location.

**Mayor Canning** opened public comment.

**Clarence Luvisi, 285 Rosedale Road**, discussed minimum wage issues.

**Mayor Canning** closed public comment.

Council discussion ensued. **Vice Mayor Dunsford** inquired about purchasing the property and developing a higher density property with less restricted parking to produce more affordable market rate units. Discussion ensued.

It was **MOVED** Kraus by and **SECONDED** by Councilmember Barnes to direct the City staff to develop senior housing located at 611 Washington Street. It was passed by the following motion:

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

- 7) Adoption of **Resolution No. 2015-037** authorizing the City Manager to execute a Memorandum of Understanding between the City of Calistoga and the Calistoga Professional Firefighters' Association (CPFA).

**City Manager Spitler** presented the item.

**Mayor Canning** opened public comment.

**Mayor Canning** closed public comment.

It was **MOVED** by Councilmember Kraus and **SECONDED** by Councilmember Lopez-Ortega to adopt **Resolution No. 2015-037** authorizing the City Manager to execute a Memorandum of Understanding between the City of Calistoga and the Calistoga Professional Firefighters' Association (CPFA). The motion was carried by the following vote:

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

- 8) Adoption of **Resolution No. 2015-038** authorizing the City Manager to execute a Memorandum of Understanding between the City of Calistoga and the Calistoga Public Employees' Association (CPEA).

**City Manager Spitler** presented the item.

**Mayor Canning** opened public comment.

**Mayor Canning** closed public comment.

It was **MOVED** by Councilmember Barnes and **SECONDED** by Councilmember Kraus to adopt **Resolution No. 2015-038** authorizing the City Manager to execute a Memorandum of Understanding between the City of Calistoga and the Calistoga Public Employees' Association (CPEA). The motion was carried by the following vote:

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

- 9) Adoption of **Resolution No. 2015-039** authorizing the City Manager to change the salary and labor benefits for the Unrepresented Employees.

**City Manager Spitler** presented the item.

**Mayor Canning** opened public comment.

**Mayor Canning** closed public comment.

It was **MOVED** by Vice Mayor Dunsford and **SECONDED** by Councilmember Kraus to adopt **Resolution No. 2015-039** authorizing the City Manager to change the salary and labor benefits for the Unrepresented Employees. The motion was carried by the following vote:

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

- 10) Adoption of Resolution No. 2015-40 repealing Resolution No 96-65 and adopting the revisions to the Calistoga Personnel Rules and Regulations Manual.

**City Manager Spitler** presented the item.

**Mayor Canning** opened public comment

**Charlotte Williams, 59 View Road**, inquired about the change to the Executive Secretary's job status.

It was **MOVED** by Vice Mayor Dunsford and **SECONCED** by Councilmember Kraus to adopt Resolution No. 2015-040 repealing Resolution No. 96-95 and adopting the revision to the Calistoga Personnel Rules and Regulations Manual. The motion was carried by the following vote:

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

- 11) Adoption of Resolution No. 2015-041 authorizing the City Manager to enter into a lease agreement with Napa County Fair Association for office space at 1435 North Oak Street, Calistoga.

City Manager Spitler presented this item. Council discussion ensued.

Mayor Canning opened public comment.

Mayor Canning closed public comment.

It was **MOVED** by Councilmember Barnes and **SECONDED** by Councilmember Lopez-Ortega to adopt Resolution No. 2015-041 authorizing the City Manager to enter into a lease agreement with Napa County Fair Association for office space at 1435 North Oak Street, Calistoga. 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

#### **K) ADJOURNMENT**

Mayor Canning adjourned the meeting at 10:18 P.M. in honor of Mr. Jaime Rubio to reconvene the next scheduled regular meeting of the Calistoga City Council on Tuesday, May 5, 2015, at 7:00 P.M. at the Calistoga Community Center, 1307 Washington Street.



**Respectfully submitted:**

*Kathy Flamson*

---

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

*[Signature]*

---

**Approved by: Chris Canning, Mayor**

