

City of Calistoga Staff Report

TO: Honorable Mayor and City Council
FROM: Kathy Flamson, City Clerk
DATE: April 4, 2017
SUBJECT: City Council Minutes

APPROVAL FOR FORWARDING:



Michael T. Kirn, Acting City Manager

1
2
3
4
5
6
7

DISCUSSION: Minutes of the March 21, 2017, Regular City Council Meeting

RECOMMENDATION: Approve Minutes.

ATTACHMENTS:

1. Draft Minutes of the aforementioned meeting.

MINUTES

**CITY COUNCIL – REGULAR MEETING
TUESDAY, MARCH 21, 2017 - 6:00 P.M.**

CALISTOGA COMMUNITY CENTER

A) CALL TO ORDER – ROLL CALL

Mayor Canning called the Regular Session to order at 6:00 p.m.

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

Also in attendance: Planning and Building Director Lynn Goldberg, Administrative Services Director Gloria Leon, Acting City Manager Mike Kirn 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, Calistoga inquired about the repaving that was done on Washington Street. Staff discussion ensued.

Mayor Canning closed oral communication.

D) ADOPTION OF MEETING AGENDA

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

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

E) COUNCIL REQUESTS AND IDEAS FOR DISCUSSION

- **Mayor Canning** attended a meeting with the Board of Supervisors, along with the other mayors of Napa County. The Board presented a community statement regarding immigration. It will be presented it at the 4/4/17 City Council meeting.

42 **F) CITY MANAGER'S REPORT**

- 43 • **Acting City Manager Kirn noted the flashboards would not be**
- 44 **installed at the Kimball Dam this year due to the replacement Kimball**
- 45 **Dam intake tower and emergency release valve. He noted in order to**
- 46 **do these projects, the water level at the dam will need to be very low,**
- 47 **so to trap more water at the dam would be counterproductive.**
- 48 • **Acting City Manager Kirn noted trash containers were installed at the**
- 49 **head of Oat Hill Mine Trailhead was installed.**

50 **G) PROCLAMATIONS/PRESENTATION/AWARDS**

- 51 • **From March 7, 2017 City Council meeting – Proclamation was**
- 52 **presented recognizing the month of March as American Red Cross**
- 53 **Month. American Red Cross Board Member Annie McCallum thanked**
- 54 **the City Council for the Proclamation that was presented at the March 7,**
- 55 **2017 City Council meeting. She described some of the local projects the**
- 56 **American Red Cross participated in recently. Also present were Red**
- 57 **Cross Volunteers Marjorie Arroyo and Marcia Vallerga Ciario. It was**
- 58 **noted there are 35 volunteers in Napa County.**

- 60 **1) Presentation of the Administration Department was done by City**
- 61 **Clerk Kathy Flamson.**

62 **H) CONSENT CALENDAR**

- 64 **2) Approval of Minutes of the March 7, 2017 regular City Council**
- 65 **meeting and the March 14, 2017 Goal Setting Study Session.**
- 66
- 67 **3) Adoption of Resolution No. 2017-022 authorizing a Consultant**
- 68 **Services Agreement with Adobe Associates, Inc., in the amount of**
- 69 **\$94,500.00, for inspection services related to the Silver Rose Resort**
- 70 **Project and authorizing the City Manager to execute the contract.**
- 71
- 72 **4) Adoption of Resolution No. 2017-023 authorizing a Consultant**
- 73 **Services Agreement with Adobe Associates, Inc., in the amount of**
- 74 **\$43,000.00, for a water & sewer system study and report related to**
- 75 **the Calistoga Hills Resort and authorizing the City Manager to**
- 76 **execute the contract.**
- 77
- 78 **5) Adoption of Resolution No. 2017-024 awarding a Construction**
- 79 **Contract to J. A. Gonsalves & Sons Construction Inc., in the amount**
- 80 **of \$100,986.94 for construction of the Logvy Park Pathway Project,**
- 81 **approving a budget adjustment in the amount of \$52,000 for CIP**
- 82 **Project 25-5530-4915 and authorizing the City Manager to execute the**
- 83 **contract.**

84

- 85 6) **Adoption of Resolution No. 2017-025 approving Amendment No. 9 to**
- 86 **the Professional Services Agreement with Larry Walker Associates**
- 87 **for services related to the City.**
- 88
- 89 7) **Authorization for Mayor Canning to send letters of support for**
- 90 **transportation funding bills AB 1 and SB 1.**
- 91

92 **It was MOVED by Councilmember Kraus and SECONDED by Vice**

93 **Mayor Dunsford to approve Items No. 2, 3, 4, 5, 6 and 7 of the**

94 **Consent Calendar. The Motion carried by the following vote:**

95

96 **AYES: Councilmember Kraus, Vice Mayor Dunsford,**

97 **Councilmembers Barnes and Lopez-Ortega and**

98 **Mayor Canning**

99 **NOES: None**

100 **ABSTAIN: None**

101 **ABSENT: None**

102

103 **I) PUBLIC HEARING**

104 **None**

105

106 **J) GENERAL GOVERNMENT**

- 107 8) **Reporting on the potential regulations on personal marijuana**
- 108 **cultivation (MCA 2016-1).**
- 109

110 **Planning and Building Director Goldberg presented the item.**

111

112 **Council and staff discussion ensued.**

113

114 **Mayor Canning opened the public comments.**

115

116 **Eric Sklar, St. Helena** spoke in favor of an ordinance allowing medical

117 **cannabis dispensaries in Calistoga.**

118

119 **Erin Smith-Greenberg, Calistoga** spoke in favor of allowing growing

120 **marijuana outdoors.**

121

122 **Mary Sherman, Calistoga** spoke of the odor incurred by other farming

123 **processes and in favor of allowing growing marijuana outdoors.**

124

125 **Tom Sherman, Calistoga** spoke in favor of medical cannabis

126 **dispensaries, allowing outdoor growing of marijuana and the possible**

127 **amount of tax revenue from medical cannabis sales.**

128

129 **Mayor Canning closed the public comments.**

130
131
132
133
134
135
136
137
138
139
140
141
142
143
144
145
146
147
148
149
150
151
152
153
154
155
156
157
158
159
160
161
162
163
164
165
166
167
168

Council and staff discussion ensued.

It was the consensus of the City Council to bring back for a public hearing and discussion the topics of outdoor cultivation, with no more than 2 plants per household and any mitigation factors. Planning Commission recommendations will be included in the report. Staff was also asked to bring back to the Council a medical cannabis dispensary element on a separate date, reflecting the removal of the Municipal Code prohibition regarding usage similar to Cotati.

- 9) Adoption of Resolution No. 2017-026 confirming the Mayor's appointment to the Local Agency Formation Commission (LAFCO).

Mayor Canning presented the item. He noted Councilmember Kraus would accept the open position on the LAFCO Board if need be. Mayor Canning recommended the City of Calistoga defer to the Town of Yountville to fill the upcoming open term on the LAFCO Board, after having discussed the issue with the Mayor of Yountville and the Clerk of the Board of Supervisors. The City of Calistoga will appoint a member to sit on the board the following term, in essence, swapping seat assignments with the Town of Yountville.

Council and staff discussion ensued.

It was **MOVED** by Mayor Canning and **SECONDED** by Councilmember Kraus adopt Resolution No. 2017-026 to defer the City of Calistoga seat assignment to the Local Agency Formation Commission (LAFCO) to the Town of Yountville for the upcoming four-year term and filling a seat assignment after this term is expired. The Motion carried by the following vote:

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

169
170
171
172
173
174
175
176
177
178
179
180

K) ADJOURNMENT

Mayor Canning adjourned the meeting at 7:37 p.m. to the regular meeting of the City Council held at 1307 Washington Street, on April 4, 2017, at 6 p.m.

Respectfully submitted:

Prepared by: Kathy Flamson, City Clerk

Approved by: Chris Canning, Mayor