

MINUTES

CITY COUNCIL – REGULAR MEETING TUESDAY, APRIL 18, 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.

Absent: None

Also in attendance: Acting City Manager/Administrative Services Director Gloria Leon, Planning and Building Director Lynn Goldberg, Police Chief Mitch Celaya, Public Works Director Mike Kirn and City Clerk Kathy Flamson.

B) SALUTE TO THE FLAG

C) REPORT FROM CLOSED SESSION

- **Mayor Canning** stated there was nothing to report from the Closed Session.

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

Mayor Canning opened oral communication.

Having no one come forward, **Mayor Canning** closed oral communication.

E) ADOPTION OF MEETING AGENDA

It was **MOVED Councilmember Kraus** by and **SECONDED** by **Vice Mayor Dunsford** to approve the Council Meeting Agenda. The Motion carried by the following vote:

AYES: Councilmember Kraus, Vice Mayor Dunsford,
Councilmembers Lopez-Ortega and Barnes and
Mayor Canning

NOES: None

ABSTAIN: None

ABSENT: None

F) COUNCIL REQUESTS AND IDEAS FOR DISCUSSION

- There were no Council Request, Reports or Ideas

G) CITY MANAGER'S REPORT

- **Public Works Director Kirn reported:**
 - Every 15 Minutes program will be held Thursday, April 20 starting at 2:00 pm at the corner of Grant Street and Arch Way (weather permitting) or at the Calistoga Jr/Sr. High School.
 - Cal OES met with Calistoga City staff regarding the claims submitted from the recent weather events in January.
 - Monday, April 24, Lower Washington Street Reconstruction Project will be starting from Gerard Street and Lincoln Avenue. Traffic detours will be in place. The project is scheduled for completion by June 2017.

H) OATH OF OFFICE

- 1) **Oath of Office for Police Officer Riley Jarecki.**

City Clerk Flamson administered the Oath of Office to Officer Riley Jarecki. She was presented her badge by her mother Mary Jarecki.

I) PROCLAMATIONS/PRESENTATION/AWARDS

- 2) **A proclamation announcing Napa County Week of the Young Child was presented by Mayor Canning to Napa County Office of Education Early Childhood Services Coordinator Darlene Howell.**
- 3) **A proclamation declaring May 2017 as National Bike Month was presented by Mayor Canning to Recreation Manager Rachel Melick and Executive Director of Napa County Bicycle Coalition Patrick Band.**
- 4) **A presentation was made by Recreation Manager Rachel Melick regarding the Calistoga Community Pool Spring and Summer schedules.**

D) REOPENED ORAL COMMUNICATIONS

- **Tom Stimpert gave a Power Point presentation on behalf of Calistoga Rotary Club describing the possible creation of a trailhead for the Napa Valley Vine Trail.**

A request was made for Item Nos. 8, 9 and 11 to be pulled from the Consent Calendar.

J) CONSENT CALENDAR

- 5) **Approval of Minutes of the April 4, 2017 Closed and regular City Council meetings.**
- 6) **Adoption of Resolution No. 2017-028 accepting the annual report on the status of the Silver Rose Project Development Agreement.**

- 7) Adoption of Resolution No. 2017-029 ratifying the submittal of a Transportation for Clean Air Funding application and authorizing the City Manager to execute all grant documents and agreements on behalf of the City for the construction of a walkway along the AT&T building located at 1210 Lincoln Avenue.
- 10) Adoption of Resolution No. 2017-033 ratifying the issuance of a Purchase Order in the amount of \$49,450 for emergency repairs to Gold Street damaged during the January 2017 storm events.

It was **MOVED** by Vice Mayor Dunsford and **SECONDED** by Councilmember Barnes to approve Item Nos. 5, 6, 7, & 10 of the Consent Calendar. The Motion carried by the following vote:

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

- 8) Adoption of Resolution Nos. 2017-030 and 2017-031 ratifying the submittal of applications to the Metropolitan Transportation Commission (MTC) for the allocation of Fiscal Year 2017/2018 Transportation Development Act Article 3 Funding in the amount of \$64,000 for pedestrian level lighting adjoining the sidewalk at Logvy Park along the Washington Street frontage (Resolution No. 2017-030), a series of community-based education and safety activities (Resolution No. 2017-031) and authorizing the City Manager to execute all grant documents and agreements on behalf of the City for this project.

Public Works Director Kirn presented the item and clarified recently acquired information regarding the TDA 3 funding. He stated these funds are already fully subscribed and, because of that, the application for \$52,000 would not be funded as requested. He noted there might be funding through Transportation Funds for Clean Air (TFCA) and to modify the City's application accordingly.

Mayor Canning opened public comment.

Napa County Bicycle Coalition Patrick Band, 3379 Solano Avenue, Napa, discussed the work of the Napa County Bicycle Coalition has done to encourage and educate the use of bicycles in the tourist industry and other businesses.

Mayor Canning closed public comment.

It was **MOVED** by Councilmember Kraus and **SECONDED** by Vice Mayor Dunsford to approve ***Item No. 8*** of the Consent Calendar with changes. The Motion carried by the following vote:

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

Councilmember Lopez-Ortega abstained from voting on from this item due to the proximity of her business to this property.

- 9) Adoption of ***Resolution No. 2017-032*** rescinding Resolution No. 2017-027 and affirming the City's intent to vacate a portion of the Berry Street Right of Way fronting 1341 Berry Street (APN 011-171-010) (SV 2017-1) and setting May 16, 2017 as the Public Hearing date.

It was **MOVED** by Councilmember Kraus and **SECONDED** by Vice Mayor Dunsford to approve ***Item No. 9*** of the Consent Calendar. The Motion carried by the following vote:

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

- 11) Adoption of ***Resolution No. 2017-034*** authorizing the City Manager to enter into a four (4) month agreement with Napa County Regional Parks & Open Space District to provide lifeguard services onsite at Bothe State Park.

Councilmember Kraus inquired about the contract wording regarding indemnification.

Council and staff discussion ensued. **Administrative Services Director Leon** will update the contract by including the City Attorney's signature to the contract Approve as to Form.

There was no public comment

It was **MOVED** by Councilmember Kraus and **SECONDED** by Vice Mayor Dunsford to approve Item No. 11 of the Consent Calendar. The Motion carried by the following vote:

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

K) PUBLIC HEARING

- 12) Introduction of Ordinance No. 730 amending the Calistoga Municipal Code to reflect the passage of Proposition 64, the Control, Regulate and Tax Adult Use of Marijuana Act and waive its first reading.

Planning and Building Director Goldberg presented the item.

Council and staff discussion ensued.

Mayor Canning opened the Public Hearing at 6:51 P.M.

James Hinton, Jeffrey Scott Oppedahl, Connie Johnson, Paul Knoblich, Erin Smith Greenberg, Gary Harris, Jonah Pelter, Tom Sherman, Joey Gutierrez, Sandra Bowlen, Jay Donnellan all spoke in favor of the growing cannabis outdoors.

Nora Hiller, Kathleen Johnson, Jerry Johnson, Lisa Toller all spoke against growing cannabis outdoors.

Mayor Canning closed the Public Hearing at 7:28 P.M.

Council and staff discussion ensued.

It was **MOVED** by Councilmember Kraus and **SECONDED** by Councilmember Lopez-Ortega to introduce Ordinance No. 730 amending the Calistoga Municipal Code to reflect the passage of Proposition 64, the Control, Regulate and Tax Adult Use of Marijuana Act and waive its first reading.

It was then **MOVED** by Councilmember Barnes to delete the reference to 2 plants and limit it to 6 plants as stated in proposed Ordinance 730 4.C.3. (Line 147 of Attachment 1) The item died for lack of a second.

The first Motion carried by the following roll call vote:

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

L) GENERAL GOVERNMENT

- 13) Adoption of Resolution No. 2017-035 adopting the City of Calistoga City Council Goals, Objectives and Priority Projects for Fiscal Year 2017/2018.

Public Works Director Kirn presented the item.

Council and staff discussion ensued.

It was **MOVED** by Councilmember Kraus and **SECONDED** by Vice Mayor Dunsford to adopt Resolution No. 2017-035 adopting the City of Calistoga City Council Goals, Objectives and Priority Projects for Fiscal Year 2017/2018. The Motion carried by the following vote:

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

- 14) Adoption of Resolution No. 2017-036 authorizing the City Manager to enter into a Professional Services Agreement with MuniServices, LLC to provide administration services for business licenses, assess a processing fee of \$12.00 per business license to partially defray the cost of the system and approve a budget adjustment decreasing appropriations in the Fiscal Year 2016/2017 Computer System Budget, Account #15-4975-4823 by \$3,500.00 derived from the Equipment Replacement Reserves.

Administrative Services Director Leon presented the item. She introduced New Client Services Manager Robert Hamud of MuniServices, LLC, who described the product.

Council and staff discussion ensued.

Mayor Canning opened public comments.

Having no one come forward, Mayor Canning closed public comments.

It was **MOVED** by Vice Mayor Dunsford and **SECONDED** by Councilmember Kraus to adopt Resolution No. 2017-036 authorizing the City Manager to enter into a Professional Services Agreement with MuniServices, LLC to provide administration services for business licenses, assess a processing fee of \$12.00 per business license to partially defray the cost of the system and approve a budget adjustment decreasing appropriations in the Fiscal Year 2016/2017 Computer System Budget, Account #15-4975-4823 by \$3,500.00 derived from the Equipment Replacement Reserves. The Motion carried by the following vote:

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

M) ADJOURNMENT

Mayor Canning adjourned the meeting at 8:02 p.m. to a Special meeting of the City Council held at 1307 Washington Street, on April 18, 2017, following this meeting.

Respectfully submitted:



Prepared by: Kathy Flamson, City Clerk



Approved by: Chris Canning, Mayor

