

City of Calistoga

Staff Report

TO: Honorable Mayor and City Council
FROM: Kathy Flamson, City Clerk
DATE: March 20, 2018
SUBJECT: City Council Minutes

APPROVAL FOR FORWARDING:



Dylan Feik, City Manager

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- 2 **DISCUSSION:** Minutes of the March 6, 2018, Regular City Council Meeting.
- 3
- 4 **RECOMMENDATION:** Approve Minutes.
- 5
- 6 **ATTACHMENTS:**
- 7 1. Draft Minutes of the aforementioned meeting.

MINUTES

**CITY COUNCIL – REGULAR MEETING
TUESDAY, MARCH 6, 2018 - 6:00 P.M.**

CALISTOGA COMMUNITY CENTER

A) CALL TO ORDER – ROLL CALL

Mayor Canning called the Regular Session to order at 6:01 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.

Absent: None

Also in attendance: Public Works Director Mike Kirn, Deputy Public Works Director Derik Rayner, Administrative Services Director Gloria Leon, City Manager Dylan Feik 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.

Regina Penna, Second Street, Program Coordinator for UpValley Partnership for Youth with UpValley Family Center and Napa County School District spoke of youth substance abuse, specifically marijuana dispensaries and preventing youth use of cannabis. She stated 5 recommendations for these dispensaries. **Mayor Canning** stated on **April 18**, there will be a Community Forum regarding cannabis dispensaries.

Dennis McNay, inquired about notices of construction to nearby property owners.

Mayor Canning closed oral communication.

D) ADOPTION OF MEETING AGENDA

It was **MOVED** by Councilmember Kraus and **SECONDED** by Councilmember Barnes to approve the Council Meeting agenda. The Motion carried by the following vote:

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

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E) COUNCIL REQUESTS AND IDEAS FOR DISCUSSION

- **Councilmember Lopez-Ortega** thanked the Calistoga community for coming to the Soroptimist crab feed. She noted the money will go to various programs in the community. Calistoga Cares food bank needs volunteers to pack food. Those interested in volunteering should contact Helen Archerd.
- **Councilmember Barnes** has received many phone calls about gravel in the bike lanes in front of the new Silver Rose construction site heading north.
- **Mayor Canning** apologized to the Calistoga Soroptimists for not being able to participate in their reading program and missed their crab feed because he was out of town. He met with community leaders in Breckenridge, CO, to speak about similar community issues. He attended the Napa County Board of Supervisor's meeting regarding the Blakeley Construction issue. The Board of Supervisors voted to let Blakeley Construction to stay where it is and continue to use the business property as it has been.

F) CITY MANAGER'S REPORT – City Manager Feik noted he will be taking time off for a new baby soon.

G) PROCLAMATIONS/PRESENTATIONS/AWARDS

- 1) **Mayor Canning presented Administrative Service Technician Maryna Smith with a 5-year service award.**
- 2) **Fire Fighter Rob Ebling was not available to receive a 10-year service award. It will be awarded at a later date.**
- 3) **Mayor Canning presented a proclamation against human trafficking to Calistoga Soroptimist's President Nushi Safinya and Calistoga Rotary President Scott Cooper. Also present from the Calistoga Soroptimist Club were Stephanie Duff-Ericksen, Joan Heller, Susan Leick and Carrie Domogala and District 3 Governor Pam Parker. Those present from the Calistoga Rotary Club were President Scott Cooper, President Elect Mary Hastings Eisenberg, Past District Governors Jim Flamson and Kevin Eisenberg. Stephanie Duff-Erickson spoke of the Soroptimists efforts in the Community. Soroptimists District 3 Governor Pam Parker thanked the City Council and Community for the proclamation.**

H) CONSENT CALENDAR

- 4) **Approval of minutes from the February 20, 2018 regular Calistoga City Council Meeting.**
- 5) **Adoption of Resolution No. 2018-017 supporting Proposition 68 appearing on the June 5, 2018, ballot. Adoption of Resolution No. 2018-018 supporting Proposition 69 appearing on the June 5, 2018, ballot.**

- 87 6) Adoption of Ordinance 732 allowing construction storage yards by
88 Conditional Use Permit. (ZOA 2017-3) (Second Reading)
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- 90 7) Adoption of Ordinance 733 reinstating inclusionary housing
91 requirements for rental housing projects. (ZOA 2017-4) (Second
92 Reading)
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- 94 8) Adoption of Resolution 2018-019 rescinding Resolution No. 2016-018
95 and adopting a revised Conflict of Interest Code.
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- 97 9) Adoption of Resolution No. 2018-020 authorizing a Consultant Services
98 Agreement with Trussell Technologies, Inc. in the amount of \$50,000 for
99 professional services related to reducing disinfection byproducts
100 (TTHM's/HAA5/s) in Calistoga's domestic drinking water system and
101 reducing the THM's in the wastewater effluent discharge and
102 authorizing the City Manager to execute the contract.
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104 It was MOVED by Vice Mayor Dunsford and SECONDED by
105 Councilmember Lopez-Ortega to approve Item Nos. 4, 5, 6, 7, 8 and 9 of
106 the Consent Calendar. The Motion carried by the following vote:

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108 AYES:	Vice Mayor Dunsford, Councilmembers Lopez-Ortega,
109	Barnes and Kraus and Mayor Canning
110 NOES:	None
111 ABSTAIN:	None
112 ABSENT:	None

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114 I) PUBLIC HEARING

115 None

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117 J) GENERAL GOVERNMENT

- 118 10) Adoption of Resolution No. 2018-021 awarding a construction contact to
119 Granite Construction Company in the amount of \$1,874,955.00, for the
120 Feige Canyon Water Storage Tank Replacement Project, approving a
121 budget adjustment and authorizing the City Manager to execute the
122 Contract.

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124 Deputy Public Works Director Rayner presented the item.

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126 City Attorney David Rosenthal and Kennedy Jenks Representative Don
127 Barraza were introduced.

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129 Council and Staff discussion ensued.

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131 Having no representative from UIG, their protest is dismissed.

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Mayor Canning opened the public comment.

MDS Construction President Mike Stierli, Redding, protested the awarding of the bid to Granite Construction.

Granite Construction representative Dustin Jones, spoke of similar cases to the MDS protest.

Granite Construction Project Bidder Justin Ingram spoke of Granite Construction and working with the City of Calistoga with the project.

David Moon-Wainwright, Pine Street, asked to clarify the numbers of the bid and what they represent.

Mike Sterling rebutted the Granite Construction arguments.

Mayor Canning closed the public comment.

Council and Staff discussion ensued.

It was **MOVED** Vice Mayor Dunsford and **SECONDED** by Councilmember Kraus to **Resolution No. 2018-021** awarding a construction contact to Granite Construction Company in the amount of \$1,874,955.00, for the Feige Canyon Water Storage Tank Replacement Project, approving a budget adjustment and authorizing the City Manager to execute the Contract. The Motion was passed by the following roll call vote:

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

11) Adoption of Ordinance No. 734 amending Calistoga Municipal Code Chapter 13.18 pertaining to water service charges, fees and rates and Ordinance No. 735 amending Calistoga Municipal Code Chapter 13.18 pertaining to wastewater service charges, fees and rates. (Second Reading)

City Manager Feik presented the item.

Bartle Wells President Dave Dove and **Financial Analyst Abigail Seaman**, consultants from Bartle and Wells were introduced.

Council and Staff discussion ensued.

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Paul Knoblich, Cedar Street and **Antoinette Mailliard, Lilly Street**, who attended a meeting of the ad hoc committee regarding water/wastewater rates, presented findings of their water/wastewater research and spoke of an alternative pricing schedule.

Council, staff and presenter discussion ensued.

Mayor Canning opened public comment.

Yvonne Henry, Cedar Street discussed the ad hoc water/wastewater meeting held last week.

David Moon-Wainwright, Pine Street spoke of the effects of raising rates and the safety of water/wastewater.

Don Williams, View Road, spoke in favor of the alternative plan.

Mayor Canning closed public comment

Council, consultants and staff discussion ensued.

Mayor Canning reopened public comment.

Sophie Gullung, asked for clarification of the fixed rate process.

Mayor Canning closed public comment.

It was **MOVED** Councilmember **Kraus** and **SECONDED** by Councilmember **Barnes** to adopt **Ordinance No. 734** amending Calistoga Municipal Code Chapter 13.18 pertaining to water service charges, fees and rates. (Second Reading) The Motion was passed by the following vote:

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

It was **MOVED** Councilmember **Kraus** and **SECONDED** by Councilmember **Barnes** to adopt **Ordinance No. 735** amending Calistoga Municipal Code Chapter 13.18 pertaining to wastewater service charges, fees and rates. (Second Reading) The Motion was passed by the following vote:

224 **AYES:** **Councilmembers Kraus, Barnes and Lope-Ortega,**
225 **Vice Mayor Dunsford and Mayor Canning**
226 **NOES:** **None**
227 **ABSTAIN:** **None**
228 **ABSENT:** **None**
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230 **12) Set Special City Council Study Sessions for goal setting and Fiscal**
231 **Year 2018/2019 budget review.**
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233 **City Manager Feik** presented the item.
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235 Council and Staff discussion ensued.
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237 **Mayor Canning** opened the public comment.
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239 Having no one come forward, **Mayor Canning** closed the public comment.
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241 The consensus of the City Council was to accept the dates presented for
242 goal setting and budget review meetings with the change of the Goal Setting
243 Session to March 19th.
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245 **13) Adoption of Resolution No. 2018-021 continuing the Local Emergency**
246 **due to the Tubbs Fire as Proclaimed by City Council on October 17,**
247 **2017, pursuant to Government Code Section §8550 et seq.**
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249 **City Administrator Feik** presented the item.
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251 Council and Staff discussion ensued.
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253 **Mayor Canning** opened public comment.
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255 Having no one come forward, **Mayor Canning** closed public comment.
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257 Council and Staff discussion ensued.
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259 **It was MOVED by Councilmember Lopez-Ortega and SECONDED by**
260 **Vice Mayor Dunsford to adopt Resolution No. 2018-021 continuing the**
261 **Local Emergency due to the Tubbs Fire as proclaimed by City Council**
262 **on October 17, 2017, pursuant to Government Code Section §8550 et**
263 **seq. The Motion carried by the following vote:**
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266 **AYES:** **Councilmember Lopez-Ortega, Vice Mayor**
267 **Dunsford, Councilmembers Barnes and Kraus**
268 **and Mayor Canning**
269 **NOES:** **None**
270 **ABSTAIN:** **None**
271 **ABSENT:** **None**
272 **ABSENT:** **None**

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274 **K) ADJOURNMENT**

275 **Mayor Canning** adjourned the meeting at 8:32 P.M. to a regular meeting of the
276 City Council held at 1307 Washington Street, on March 20, 2018, at 6:00 P.M.

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278 **Respectfully submitted:**

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

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284 **Approved by: Chris Canning, Mayor**

Approved: