

## MINUTES

### CITY COUNCIL – REGULAR MEETING TUESDAY, AUGUST 7, 2018 - 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 Gary Kraus, Councilmember Irais Lopez-Ortega, Vice Mayor Michael Dunsford and Mayor Chris Canning.

Absent: None

Also in attendance: Public Works Director Michael Kirn, Planning and Building Director Lynn Goldberg, Utility Systems Superintendent Ben Zacharia, City Attorney Michelle Marchetta Kenyon, 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.

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

#### D) ADOPTION OF MEETING AGENDA

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

<b>AYES:</b>	<b>Councilmembers Kraus, Barnes and Lope-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>

#### E) COUNCIL REQUESTS AND IDEAS FOR DISCUSSION

- **Councilmember Lopez-Ortega** inquired about getting a reliable source of information to citizens when things like the Upper Valley Disposal fire occur, as did on August 6. **Mayor Canning** stated as soon as the information was made available to the City, it went out in the form of a NIXLE alert.
- **Councilmember Barnes** be fire safe and cautious.

- Councilmember Kraus stated Upper Valley Disposal (UVD) had a second fire in a couple of months. He stated fires are preventable. He suggested a letter be sent to the UVD administration and CalFIRE to let them know this matter has been discussed publicly. Mayor Canning noted it was the third incident this year. He also noted he and City Manager Feik let the UVD administration know of the concern. There will be a meeting on Monday, August 13, 2018, to discuss the issue with all members of the UVD. Councilmember Kraus also spoke of construction debris being dumped on the roadside in Kortum Canyon. The County of Napa road department cleaned up the problem. He inquired about the protocol regarding building debris for demolition and/or renovation. He suggested anyone taking out a permit for a demolition and/or renovation be instructed to take the debris to UVD. He asked for a moment of silence for Jack Vossler and Chuck Beck.
- Mayor Canning noted the neighboring communities are involved with fires. The Napa County Fairgrounds was set up to activate as an evacuation center. This activation hasn't happened yet. The State of California and County of Napa are in charge of managing the evacuation center. Tonight, is National Night Out and is being held at Logvy Field. It's a nationwide program to educate citizens about safety issues. Mayor Canning, referring to Councilmember Barnes' comments stated, "Please don't assume a fire situation has already been reported. Call it in to be safe." He thanked all the well-wisher who wished him a nice vacation.

#### F) Mayor Canning CITY MANAGER'S REPORT

- Regarding the mental health piece of the fires, the smell of smoke and sight of fire take us back to the trauma of last year. He noted there are mental health resources to address the aftershock of the fire.
- The City is preparing to work with a contractor to deliver a survey to Calistoga citizens. The survey will be in English and Spanish. It will address the needs and wants of the community. He urged people to complete the survey.

#### G) PROCLAMATIONS/PRESENTATIONS/AWARDS

- 1) Mayor Canning awarded Utility Systems Superintendent Ben Zacharia a 20-year Service Award.

#### H) CONSENT CALENDAR

- 2) Approval of minutes from the July 17, 2018 regular Calistoga City Council Meeting.
- 3) Adoption of Resolution No. 2018-079 approving the submittal of a Hazard Mitigation Grant preliminary application and commitment of \$1,700,000 in funds for replacement of Dunaweal Water Booster Pump

Station and Resolution No. 2018-080 approving the submittal of a Hazard Mitigation Grant preliminary application and commitment for Water Reliability Transmission and Distribution improvements.

- 4) Adoption of Resolution No. 2018-081 providing direction to Mayor Canning, the City's Voting Delegate to the 2018 League of California Cities Annual Business Conference, regarding the proposed League Policy Resolutions.
- 5) Adoption of Ordinance No. 736 regarding Text Amendments to the Calistoga Municipal Code, Amending Title 2 (Council, Administration and Personnel) by Adding a New Section, Section 2.10.080 Director of Parks and Recreation. (Second Reading).
- 6) Adoption of Ordinance No. 737 regarding Text Amendments to the Calistoga Municipal Code, Amending Chapter 1.12 Nuisance Abatement of the Calistoga Municipal Code Relating to Time Allowed to Correct Violations. (Second Reading)
- 7) Adoption of Ordinance No. 738 regarding Text Amendments to the Calistoga Municipal Code, amending Section 17.04.085 to delete the requirement for B & B guest rooms to be located within an existing structure. (ZOA 2018-1) (Second Reading)
- 8) Adoption of Resolution No. 2018-082 Accepting as Complete the Grant Street Phase II Drainage Improvements Project Constructed by Argonaut Constructors and Authorizing the Public Works Director to File a Notice of Completion.

It was **MOVED** by Councilmember Kraus and **SECONDED** by Vice Mayor Dunsford to approve Item Nos. 2, 3, 4, 5, 6, 7 and 8 of the Consent Calendar. The Motion carried by the following vote:

<b>AYES:</b>	<b>Councilmember Kraus, Councilmembers Vice Mayor Dunsford, Lopez-Ortega and Kraus 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

9) Continuation of a Public Hearing regarding adoption of Resolution No. 2018-083 upholding the appeal of Sandy Tucker of the Planning Commission's denial of Use Permit 2018-5.

**Mayor Canning** noted he has made himself aware of the appeal and the previous meeting.

**City Manager Feik** noted he has made himself aware of the previous meeting actions. He opened the item and described the permit process of this item.

**City Attorney Michelle Kenyon** commented on the legal process and noted the legal team is in favor of staff's recommendations for this item.

Council and staff discussion ensued.

**Mayor Canning** opened the Public Hearing at 6:34 p.m.

**Attorney Emily Fisher** with the Law Office of Tina Wallis thanked staff for their assistance with the process.

**Yvonne Henry** discussed the importance of formula business ordinances.

**Mayor Canning** closed the Public Hearing at 6:38 p.m.

Council and staff discussion ensued.

Council discussion ensued with **Ms. Fisher** and **Ms. Tucker**.

It was **MOVED** by Vice Mayor Dunsford and **SECONDED** by Councilmember Kraus to uphold the appeal of Sandy Tucker of the Planning Commission's denial of Use Permit 2018-5. The Motion was carried by the following roll call vote:

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

**J) GENERAL GOVERNMENT**

None

**K) ADJOURNMENT**

**Mayor Canning** adjourned the meeting at 6:56 P.M. with a moment of silence for Jack Vossler and Chuck Beck, who recently passed away, to the next regular meeting of the Calistoga City Council held at 1307 Washington Street, on August 21, 2018.

**Respectfully submitted:**



Prepared by: Kathy Flamson, City Clerk



Approved by: Chris Canning, Mayor

Approved: August 21, 2018

