

MINUTES

CALISTOGA CITY COUNCIL REGULAR MEETING

Tuesday, March 15, 2022 - 6:00 P.M.
Virtual Meeting

1. CALL TO ORDER – ROLL CALL – SALUTE TO THE FLAG

Mayor Canning, called the regular session to order at 6:10 p.m.

Present: Councilmembers Gary Kraus, and Donald Williams; Vice Mayor Irais Lopez-Ortega, and Mayor Chris Canning

Absent: Councilmember Gift

2. REPORT FROM CLOSED SESSION

Mayor Canning stated there was no reportable action taken in Closed Session.

3. ORAL COMMUNICATION ON CONSENT ITEMS OR NON-AGENDA ITEMS

Oral communication was received. For oral communication and public comment content, for any item on the agenda, view the video of the meeting available on the City's YouTube channel at <https://www.youtube.com/user/CityofCalistoga> or visit the City's Website at:

<https://calistoga.civicweb.net/Portal/MeetingInformation.aspx?Org=Cal&Id=219>

4. ADOPTION OF MEETING AGENDA

Motion by Councilmember Kraus and seconded by Councilmember Williams and passed by the following roll call vote to adopt the meeting agenda as presented.

AYES: Councilmembers Kraus and Williams, Vice Mayor Lopez- Ortega and Mayor Canning

NOES: None

ABSTAIN: None

ABSENT: Councilmember Gift

5. CITY MANAGER'S REPORT

City Manager Laura Snideman provided updates on COVID-19 and public projects including an Income Survey that will be delivered to resident's home in early April which will be used to determine the median household income that will be used to apply for federal or state funding programs.

6. PROCLAMATIONS/PRESENTATIONS/AWARDS

6.1 Mayor Canning presented a Proclamation recognizing March as American Red Cross Month.

6.2 Calistoga Chamber of Commerce Executive Director Bruce Kyse and consultants David Greensfelder of Greensfelder Real Estate Strategy and Heidi Sokolowsky of Urban Field Studio presented a PowerPoint presentation on downtown revitalization.

7. CONSENT CALENDAR

Public comment was not received. Motion by Councilmember Kraus, second by Vice Mayor Lopez-Ortega and passed by the following roll call vote, Council approved all Consent Calendar items:

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

7.1 Approve the Minutes of the February 15, 2022, City Council Regular Meeting as submitted.

Recommended Action: Approve Minutes

7.2 Consider adopting a Resolution approving the 2022 Parade/Event Schedule and Authorizing the Public Works Department to Apply for Encroachment Permits from Caltrans.

Recommended Action: Adopt Resolution

7.3 Consider adopting a Resolution authorizing and entering into A Joint Use Agreement ("Agreement") with the Calistoga Joint Unified School District ("District") to provide for the use of City-owned or managed public facilities by the District and for the use of District-owned or managed public facilities by the City; and a Schedule and Reimbursement Agreement for use of the Calistoga Community Pool by the Calistoga Joint Unified School District.

Recommended Action: Adopt Resolution

7.4 Consider adopting a Resolution authorizing the purchase of a 2022 Ford Interceptor 6-cylinder Eco Boost SUV and outfit the patrol vehicle with equipment and markings not to exceed \$62,912 and accept the insurance reimbursement of the purchase and outfitting costs minus the \$10,000 deductible.

Recommended Action: Adopt Resolution

7.5 Consider adopting a Resolution authorizing the purchase of the 13 AXON Body Worn Cameras, 13 Evidence.com video storage licenses, and 12 TASER CEWs via a bundle package through Axon Enterprise Inc. The purchase of this safety equipment not to exceed \$125,000.

Recommended Action: Adopt Resolution

- 7.6 Consider adopting a Resolution accepting a Donation from Brian Durnian and Darlene Brissard of Calistoga Realty, Margaret Law, Julie Taylor, Mary Givens and Nancy Putney-Abernathy for a Memorial Bench and Approving a Budget Adjustment in the Amount of \$4,189.

Recommended Action: Adopt Resolution

- 7.7 Consider affirming Resolution 2021-071 findings related to the state of emergency due to COVID-19 authorizing the City Manager to continue implementing teleconference accessibility to conduct public meetings pursuant to Assembly Bill 361.

Recommended Action: Affirm Resolution 2021-071 findings in accordance with the provisions and findings of AB 361 to continue virtual/teleconference meetings of the City Council and City Boards, Commissions, and Committees after September 30, 2021.

- 7.8 Consider adopting a Resolution authorizing the City Manager to execute one or more Letters of Intent for a ground lease on City property for the purpose of installing and operating a clean energy microgrid.

Recommended Action: Adopt Resolution

8. PUBLIC HEARING

- 8.1 Consideration the appeal of a use permit and design review renewal application for a three-guest unit expansion project and associated on-site improvements at the Aurora Park Cottages located at 1807 Foothill Boulevard (APN 011-290-046). The application was originally approved by Planning Commission on February 26, 2020, with an approval of renewal on February 9, 2022.

Recommended Action: Consider adopting a Resolution denying Appeal AP 2022-2 thereby upholding Planning Commission approval of application UP 2022-1 and DR 2022-1, finding the project categorically exempt from CEQA, and approving Use Permit Application UP 2022-1 and Design Review Application DR 2022-1.

Mayor Canning recused himself and left the meeting due to a proximity issue. Planning and Building Director Jeff Mitchem presented the items and provided a PowerPoint presentation. Tom Adams, the Appellants Attorney, then spoke.

Council and staff discussion ensued.

Vice Mayor Lopez-Ortega opened the Public Hearing at 7:50 p.m., Vice Mayor Lopez-Ortega closed the Public Hearing at 7:53 p.m. There was one public comment received.

Motion by Councilmember Williams to uphold the Appeal, the motion died for lack of a second. Motion by Councilmember Kraus, second by Vice Mayor Lopez-Ortega and

passed by the following roll call vote, **Council remanded this item back to the Planning Commission.**

AYES: Councilmember Kraus and Vice Mayor Lopez-Ortega
NOES: Councilmember Williams
ABSTAIN: None
ABSENT: Councilmember Gift

Mayor Canning rejoined the meeting.

8.2 ITEM WILL BE CONTINUED TO APRIL 19, 2022 – Draft Housing Element. Staff briefing on Calistoga's 6th Cycle Housing Element Update.
Recommended Action: Continue item to April 19, 2022.

Council continued this item to April 19, 2022.

9. GENERAL GOVERNMENT

8.3 Consider adopting a Resolution authorizing a non-routine encroachment permit for an existing 4.5-foot-tall fence on the North Oak Street side of the property located at 1803 Aurora Drive (APN 011-524-002).

Recommended Action: Adopt Resolution

Councilmember Kraus recused himself and left the meeting due to a proximity issue. Director of Public Works Derek Rayner presented the item. Council and staff discussion ensued.

Public comment was not received. Motion by Mayor Canning with the caveat the drawing will be modified to show the fence at 4.5,' second by Councilmember Williams and passed by the following roll call vote, **Council adopted Resolution 2022-022 Authorizing a Non-Routine Encroachment Permit For A 4.5' Tall Fence, on the North Oak Side of the Property Located at 1803 Aurora Drive (APN 011-524-002).**

AYES: Councilmember Williams, Vice Mayor Lopez-Ortega, and Mayor Canning
NOES: None
ABSTAIN: None
ABSENT: Councilmember Gift
RECUSED: Councilmember Kraus

Councilmember Kraus rejoined the meeting.

10. COUNCIL REQUESTS AND IDEAS FOR DISCUSSION

Councilmember Kraus stated that if staff can make sure when people apply to put in a diesel Generator that they are aware of that there are options for a natural gas-powered Generator or a battery back-up to help with Climate Change and greenhouse gas.

Vice Mayor Lopez-Ortega stated she heard from a member of the Green Committee that there are not many people applying for the rebate to help with the purchase of a new Electric/Battery Leaf Blower and wanted to remind the community that starting July 1, 2022, the use of gasoline powered leaf blowers will not be permitted in Calistoga.

Mayor Canning stated that Drought is here, it is not going away, please entertain best practices. Mayor Canning commented that yes, we have staff issues, and we are not alone and that we are making every effort to fill open positions and that we must reset our expectations as a City Council on what is deliverable.

G.) ADJOURNMENT

Mayor Canning adjourned the meeting at 8:35 p.m.

Respectfully Submitted

Prepared by:


Marni Rittburg, City Clerk

Approved by:


Chris Canning, Mayor

Approved: 5.3.2022