

MINUTES
CALISTOGA CITY COUNCIL
REGULAR MEETING
Tuesday, February 6, 2024 - 6:00 PM
1307 Washington Street, Calistoga CA 94515

1. Call to Order/Roll Call/Pledge of Allegiance and Optional Patriotic Activity

Mayor Williams called the regular session to order at 6:01 p.m.

Present: Mayor Williams, Vice Mayor Lopez-Ortega and Councilmember Eisenberg, Cooper and Gift.

Absent:

2. REPORT FROM CLOSED SESSIONS

Mayor Williams stated there was a Closed Session on February 1st regarding two cases, a conference with legal counsel about existing litigation and a conference with legal counsel about significant exposure to litigation. There is no reportable action.

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

There was no oral communication of non-agendized items.

4. CITY MANAGER'S REPORT

City Manager Snideman congratulated Public Works Maintenance Superintendent Brandon Gray and Utility Systems Superintendent Jeremy Rosenthal on their promotions and thanked them for their continued service. She also gave a storm update and advised the sewer work is starting up again and the Microgrid work continues and is still on time.

5. PROCLAMATIONS/PRESENTATIONS/ AWARDS

Fire Chief Matcham and Police Chief Celaya gave an Emergency Preparedness presentation and discussed it with the Council.

6. CONSENT CALENDAR

A motion was made by Councilmember Cooper to adopt the consent calendar as presented, seconded by Councilmember Gift.

AYES: Mayor Williams, Vice Mayor Lopez-Ortega and Councilmembers Eisenberg, Cooper and Gift.

NOES: None

ABSTAIN: None

ABSENT: None

6.1. **APPROVED** - Adopting the minutes of October 17th & 26th, November 7th & 20th, December 5th & 19th and January 8th & 16th.

- 6.2. **Adoption of Ordinance No. 766** - Amending Municipal Code Section 2.04.010 regarding setting the schedule of regular City Council meetings annually by Resolution.
- 6.3. **Adoption of Resolution No. 2024-07** - Authorizing a Memorandum of Understanding for Fire Department Regional Grant Applications.
- 6.4. **Adoption of Resolution No. 2024-08** - Authorizing the City Manager to award a construction contract in an amount not to exceed \$79,897.30 to T&S Intermodal Maintenance, Inc. to construct the Community Center Siding Repair Project. Approving the Project construction budget in the amount of \$96,000 that includes a contingency of 20% for change orders and authorizes the Public Works Director to negotiate and approve contract change orders, and contract with a special inspections firm, up to the approved construction budget amount. Directing staff to issue a notice of award to T&S Intermodal Maintenance, Inc. and otherwise administer the Project, and waiving any informalities or irregularities in T&S Intermodal Maintenance, Inc. bid.
- 6.5. **Adoption of Resolution No. 2024-09** - Confirming the Mayor's appointment of Melinda Mendoza to the unscheduled vacancy in the Active Transportation Committee.

Adoption of Resolution No. 2024-10 - Confirming the Mayor's appointment of Vice Mayor Lopez-Ortega to the Climate Action Committee.

- 6.6. **Adoption of Resolution No. 2024-11** - Conditionally awarding a construction contract to Argonaut Constructors Inc. for the Riverside Ponds & Headworks Mitigation Project (Project) for the base bid amount of \$5,056,615, subject to Argonaut Constructors providing all documents in satisfaction of the bid award requirements, and the city waives and minor bid irregularities. Approving project construction budget in the amount of \$6,566,615, which includes the base bid in the amount of \$5,056,615, a contingency of 15% for construction in the amount of \$750,000 and 15% for construction management, environmental compliance, special inspections, and material testing with a budget amount of \$760,000 and authorizes the Public Works Director to negotiate and approve contract change orders up to the approved construction budget amount. Authorizing the City Manager to execute the Project contract on behalf of the City of Calistoga and to negotiate and execute a Professional Service Agreement to a qualified consultant to perform construction management, environmental compliance, special inspections, and material testing with a budget amount of \$760,000 and directing staff to issue a notice of award to Argonaut Constructors Inc. and otherwise administer the Project.

7. **PUBLIC HEARING - NO ITEMS**

8. **GENERAL GOVERNMENT**

8.1. Adoption of Resolution No. 2024-12 - Purchasing Approximately 70 Acres of County of Napa Property Known as the "Fairgrounds" and Initiating Steps for Transition of Ownership.

Councilmember Gift recused herself during this item due to a property proximity conflict.

This item was presented by Mayor Williams with City Attorneys Kenyon and Gustafson as panelists.

There was public comment in support of the item by:

Anne Cottrell, Georgie Costello, Ken Flynn, Francis Gillespie, Wyatt Ferris, Scott Atkinson, Logan Mitchell, Karen Ingalls, Timothy Reilly, Scott Ramsey, Emily Panovich, Lisa Carey and Aaron Heth.

Jim Barnes and Michelle Benney spoke with concern for the cost and liability of the purchase.

The Council discussed and thanked everyone who helped and spent many hours and weekends preparing this item.

A motion was made by Councilmember Cooper to adopt the resolution purchasing the County of Napa property known as the Fairgrounds, seconded by Vice Mayor Lopez-Ortega.

AYES: Mayor Williams, Vice Mayor Lopez-Ortega and Councilmembers Eisenberg and Cooper

NOES: None

ABSTAIN: Councilmember Gift

ABSENT: None

8.2. APPROVED - Making Pool Season Changes Regarding Expansion of Lap Swim and Changes in Use Fees.

This item was presented by Parks and Rec Director Melick, and discussed by the Council.

There was public comment by Mitzi Mishler in support of the item.

A motion was made by Mayor Williams to approve items 2 and 3 as presented in the recommendation, seconded by Councilmember Eisenberg.

AYES: Mayor Williams, Vice Mayor Lopez-Ortega and Councilmembers Eisenberg, Cooper and Gift.

NOES: None

ABSTAIN: None

ABSENT: None

A motion was made by Mayor Williams to approve item 1 for staff to adopt an appropriate fee for drop-ins to be able to use the pool at the same time the school district is using it and that the school district be reimbursed to the extent that the drop-ins contribute to the pool fund, less an administrative fee staff finds appropriate, seconded by Councilmember Cooper.

AYES: Mayor Williams, Vice Mayor Lopez-Ortega and Councilmembers Eisenberg, Cooper and Gift.

NOES: None

ABSTAIN: None

ABSENT: None

9. COUNCIL REPORTS

Councilmember Cooper attended an UV Waste Management meeting, seems they may be raising their rates soon.

Councilmember Gift would like Council to consider purchasing a software called Trueleo that transcribes body-worn camera footage and forwards any video with alarming language to the Police Chief for review.

Councilmember Eisenberg attended Climate Action and encouraged Council to consider adopting reach codes set by the agency.

Mayor Williams encouraged Council to start to think about budget time and what expenditures may be redirected to the Fairgrounds.

10. ADJOURNMENT

Mayor Williams adjourned the meeting, at 7:47 p.m.

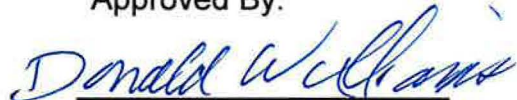
Respectfully Submitted

Prepared by:



Yudiana Galvan, City
Clerk

Approved By:



Donald Williams, Mayor

APPROVED: 2/27/24