

MINUTES
CITY COUNCIL – REGULAR MEETING
TUESDAY, JUNE 2, 2009 - 7:00 P.M.
CALISTOGA COMMUNITY CENTER

CALL TO ORDER

Mayor Gingles called the Regular Session to order at 7:07 p.m.

In attendance were the following: Councilmember Placido Garcia, Councilmember Gary Kraus, Councilmember Karen Slusser, Vice Mayor Michael Dunsford, and Mayor Jack Gingles.

Also present were, City Manager James McCann, Public Works Director/City Engineer Dan Takasugi, and City Clerk Susan Sneddon.

ACTION OUT OF CLOSED SESSION

Mayor Gingles announced that there was no Closed Session held this evening.

ORAL COMMUNICATION

None provided.

ADOPTION OF MEETING AGENDA

It was **MOVED** by **Councilmember Garcia** and **SECONDED** by **Councilmember Kraus** to approve the **revised** Council Meeting Agenda. The Motion was carried unanimously.

Councilmember Kraus stated that he will not be partaking in the discussion of **Items No. 4 and 5** as he lives within 500 feet of the two Palisades and Silverado Subdivision and it would be a conflict of interest.

Councilmember Kraus abstained from participation of **Items No. 4 and 5** in this item and stepped away from the dais due to conflict of interest.

CONSENT CALENDAR

- 1) **Accounts payable for the period ending Friday May 15, 2009 (\$260,915.87).**

- 2) Minutes of the May 19, 2009 regular City Council meeting.
- 3) Adoption of Ordinance No. 660 to amend the Calistoga Municipal Code Chapter 19.02 (Environmental Protection – Growth Management System) to clarify, streamline and improve program implementation.
- 4) Consideration of a Resolution accepting the Engineer’s Report for the Palisades Subdivision Landscape Maintenance Assessment District, declaring the intention of the City Council to levy and collect assessments and setting the date for the public hearing.
- 5) Consideration of a Resolution accepting the Engineer’s Report for the Silverado Place Subdivision Landscape Maintenance Assessment District, declaring the intention of the City Council to levy and collect assessments and setting the date for the public hearing.

It was MOVED by Mayor Gingles and SECONDED by Vice Mayor Dunsford to approve Items No. 1, 2, and 3 on the Consent Agenda.

The Motion was unanimously carried by the following vote:

AYES: Mayor Gingles, Vice Mayor Dunsford, Councilmembers Garcia, Kraus and Slusser

NOES: None

ABSTAIN: Councilmember Kraus

ABSENT: None

- 4) Adoption of Resolution No. 2009-041 accepting the Engineer’s Report for the Palisades Subdivision Landscape Maintenance Assessment District, declaring the intention of the City Council to levy and collect assessments and setting the date for the public hearing.
- 5) Adoption of Resolution No. 2009-042 accepting the Engineer’s Report for the Silverado Place Subdivision Landscape Maintenance Assessment District, declaring the intention of the City Council to levy and collect assessments and setting the date for the public hearing.

It was MOVED by Vice Mayor Gingles and SECONDED by Councilmember Slusser to approve Items No. 4, and 5. The Motion was carried by the following vote:

AYES: Vice Mayor Dunsford, Councilmember Slusser, Councilmember Garcia and Mayor Gingles

NOES: None

ABSTAIN: Councilmember Kraus

ABSTAIN/ABSENT: None

COUNCIL REQUESTS AND IDEAS FOR DISCUSSION

Councilmember Kraus asked when the City Attorney will brief the Council on the recent lawsuit regarding City water issues (**City Manager McCann** responded that there will be a closed session meeting regarding this lawsuit in July 2009).

Councilmember Slusser reminded the community that the Revised Draft Urban Design Plan Workshop will be held on Tuesday, June 9th.

Mayor Gingles reported that he will represent the City Council at the upcoming declaration of the United State Army Week (June 8-14) in celebration of 234 years of service; on June 3rd he will be attending the League of California Cities Budget Action Day at the State Capital and will meet various legislatures to discuss issues regarding the State Budget.

Councilmember Kraus returned to the meeting.

GENERAL GOVERNMENT

- 6) **Consideration of a Resolution awarding a one-year contract for publication of legal advertisements for the period ending June 30, 2010, and authorizing the City Manager to execute the contract.**

City Clerk Sneddon introduced this item and presented the criteria used to review the proposals from Calistoga Tribune and .Napa Valley Publishing (Weekly Calistogan).

Pat Hampton, Calistoga Tribune Publisher, stated that the Tribune does a good job with the limited number of staff. She stated that posting the legal notices on the City's website helps get the word out but it does not meet the State law requirement for legal noticing.

Doug Ernst, Weekly Calistogan Publisher/Editor, stated that the Napa Valley Publishing desires to give the City "the best possible deal" for legal advertising.

Councilmember Kraus asked what the City's savings would be in contracting with the Weekly Calistogan (**City Clerk Sneddon** stated if the City contracted with the Weekly Calistoga there would be approximately \$3,000 in saving as compared to contracting with the Calistoga Tribune).

Vice Mayor Dunsford stated that Calistoga Tribune is a local serving business and they are doing a good job and he is favor of awarding the contract to the Tribune.

Councilmember Slusser suggested splitting the Fiscal Year 2009/2010 contract between the Weekly Calistogan and the Calistoga Tribune.

City Clerk Sneddon responded that California Public Contract Code states that the contract for legal advertising is for one entire fiscal year.

Councilmember Kraus stated he agrees with Vice Mayor Dunsford in providing business to a local serving business. He states that on the other hand he sees a financial savings in contracting with the Weekly Calistogan.

Councilmember Garcia stated that the Calistoga Tribune has provided good services to the City for the past three years and he agrees with supporting local serving businesses. He stated that the Calistoga Tribune does not have the resources to lower their rate for legal advertising as does the Napa Valley Publishing (Weekly Calistogan).

Councilmember Kraus stated that the difference in the bids from the Calistoga Tribune and the Weekly Calistogan is significant. He asked Weekly Calistogan Publisher Mr. Ernst if the current low bid price would remain consistent in future years.

Doug Ernst, Weekly Calistogan Publisher/Editor, stated that the Napa Valley Publishing (Weekly Calistogan) provides an ever increasing coverage of the City, and will continue to maintain a good relationship and commitment to the City.

Vice Mayor Dunsford stated that the Calistoga Tribune is a local serving business that is in good standing in the community and has provided reliable services to the City. He stated that the City should continue to support them.

It was MOVED by Vice Mayor Dunsford and SECONDED by Mayor Gingles to adopt Resolution No. 2009-043 awarding a one-year contract for publication of legal advertisements for the period ending June 30, 2010, and authorizing the City Manager to execute the contract (Authorizing Agreement No. 362). Motion was carried unanimously by the following vote:

AYES: Vice Mayor Dunsford, Mayor Gingles, Councilmembers Garcia, Kraus and Slusser.

NOES: None

ABSTAIN/ABSENT: None

7) **Consideration of a Resolution approving Amendment No. 6 to the Funding Agreement with the Napa County Flood Protection and Watershed Improvement Authority requesting additional funds.**

Pubic Works Director/City Engineer Takasugi introduced this item and stated that this proposed Amendment would provide funding for the Mt. Washington Storage Tank Project and Phase 1 and 2 on the Kimball Water Facilities Improvement Project as water supply reliability projects as outlined in the provisions of the sales tax measure.

Councilmember Kraus asked what amount of Measure A funds is the City anticipating over the life of the Measure (**Pubic Works Director/City Engineer Takasugi** responded that the amount is between 10 and 12 million dollars depending the sales tax receipts).

City Manager McCann stated that the amendments to date amount to approximately \$6.5 million out of the \$11 to 12 million available during the course of the Measure ending in 2018. He stated that the City is eligible to use the funds for the Kimball Water Facility Improvement Project and the Mt. Washington Water Storage Tank Project, and address the City's localized drainage issues.

Mayor Gingles requested that Jim Barnes (City's representative on the Napa County Measure A Oversight Committee) be apprised of the City's intended use of the Measure A funds in the proposed Amendment.

It was **MOVED** by Councilmember Garcia and **SECONDED** by Vice Mayor Dunsford to adopt Resolution No. 2009-044 approving Amendment No. 6 to the Funding Agreement with the Napa County Flood Protection and Watershed Improvement Authority requesting additional funds (Authorizing Agreement No. 363). The motion was carried unanimously by the following vote:

AYES: Councilmember Garcia, Vice Mayor Dunsford, Councilmember Kraus, Councilmember Slusser, and Mayor Gingles

NOES: None

ABSTAIN/ABSENT: None

8) **Consideration of a Resolution approving a contract with National Meter & Automation, Inc. for installation of the Orion Automated Water Meter Reading System for the commercial water meter route.**

Pubic Works Director/City Engineer Takasugi introduced this item.

It was **MOVED** by Mayor Gingles and **SECONDED** by Councilmember Kraus to adopt Resolution No. 2009-045 approving a contract with National Meter & Automation, Inc. for installation of the Orion

Automated Water Meter Reading System for the commercial water meter route. The motion was carried unanimously by the following vote:

AYES: Mayor Gingles, Councilmembers Kraus, Garcia, Slusser, and Mayor Gingles

NOES: None

ABSTAIN/ABSENT: None

UPDATES REGARDING REGIONAL BOARD ACTIVITIES AND SUBCOMMITTEE ASSIGNMENTS

Receive updates regarding regional board activities:

Mayor Gingles (City's representative on the Napa County Flood Control/Water Conservation District) provided a brief report on the Napa County Flood Control/Water Conservation District. He stated that the State water allocation has been raised from 30% to 40%. He stated that there remains voluntary water rationing throughout the County.

Vice Mayor Dunsford (City's Representative on the Napa County Transportation and Planning Agency - NCTPA) stated that the new NCTPA Executive Director, Paul Price, is doing a good job. He stated that in April 2009 NCTPA approved the short range transit plan required by the Metropolitan Transportation Commission. He stated that both Mayor Gingles and he petitioned for a 60-day trial period for Vine Route 11 (St. Helena-Calistoga to Santa Rosa) because NCTPA is proposing to eliminate the service. He stated that starting in 2010 the VINE bus fare will be increased by 10 cents; the VINE fleet is being converted to environmental friendly vehicles; the VINE transmit hub in the City of Napa will be relocated. He also provided an updated on future roundabouts at various locations throughout the County.

Councilmember Kraus requested that staff provide a flyer for the Calistoga Unified School District to distribute to the older students informing them about using the VINE Route 11 during the summer months.

CITY MANAGER REPORTS

City Manager McCann stated that there will be a Draft Urban Design Plan Workshop will be held on Tuesday, June 9th at the Community Center.

CITY COUNCIL ADJOURNMENT

Mayor Gingles adjourned the meeting at 8:20 PM to the next scheduled strategic Planning meeting to the Calistoga City Council, on June 10, 2009, Calistoga Community Center, 1307 Washington Street, 7:00 p.m.

Respectfully submitted:

Prepared by: Susan Sneddon, City Clerk

Approved by: Jack Gingles, Mayor