

City of Calistoga

Staff Report

TO: Honorable Mayor and City Council
FROM: Susan Sneddon, City Clerk
DATE: August 3, 2010
SUBJECT: City Council Minutes

APPROVAL FOR FORWARDING:


William C. Norton, Interim City Manager

DISCUSSION: Minutes of the June 15, 2010; June 24, 2010 and June 29, 2010 special City Council meetings; and the July 6, 2010 regular City Council meetings.

RECOMMENDATION: Approve Minutes.

ATTACHMENTS: Aforementioned Minutes.

**MINUTES
CITY COUNCIL
TUESDAY, JUNE 15 - 6:30 P.M.
CALISTOGA COMMUNITY CENTER
CLOSED SESSION**

CALL TO ORDER

Mayor Gingles called the Closed Session to order at 6:30 p.m. In attendance were the following: Councilmember Placido Garcia, Councilmember Gary Kraus, and Councilmember Karen Slusser, Vice Mayor Michael Dunsford, and Mayor Gingles. Also present was Interim City Manager William Norton

ORAL COMMUNICATIONS

No public comment.

**RECONVENE TO CLOSED SESSION IN THE ADMINISTRATIVE
CONFERENCE ROOM**

CLOSED SESSION

1. Conference with Labor Negotiators (Interim City Manager William C. Norton) pursuant to GC §54957.6.

Employee Organization: Calistoga Public Employees Association
Calistoga Police Officers Association
Calistoga Professional Firefighters Association

ADJOURN CLOSED SESSION

RECONVENE TO OPEN SESSION

Mayor Gingles reconvened the meeting in open session at 3:05 p.m.

REPORT OF FINAL ACTION

Mayor Gingles announced that there was no reportable action out of Closed Session.

ADJOURN OPEN SESSION

Mayor Gingles adjourned the Closed Session at 7:00 p.m. to the Regular Meeting of the Calistoga City Council, Tuesday, June 15, 2010 Calistoga Community Center, 1307 Washington Street, 7:00 p.m.

Respectfully submitted:

Prepared by: **Susan Sneddon, City Clerk**

Approved by: **Jack Gingles, Mayor**

MINUTES
CITY COUNCIL – REGULAR MEETING
TUESDAY, JUNE 15, 2010 - 7:00 P.M.
CALISTOGA COMMUNITY CENTER

CALL TO ORDER

Mayor Gingles called the Regular Session to order at 7:05 p.m.

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

Also present were Planning and Building Director Charlene Gallina, Police Chief Jonathan Mills, Aquatic and Recreation Manager Olivia Leman, and City Clerk Susan Sneddon.

ACTION OUT OF CLOSED SESSION

Mayor Gingles announced that there was no reportable action out of Closed Session held this evening and that the Council would resume the Closed Session following the City Council's regular meeting.

ORAL COMMUNICATION

Norma Tofanelli, 1001 Dunaweal, requested that the City send a representative to attend the Napa County Board of Supervisor meeting regarding a proposal to allow vacation rentals in unincorporated Napa County as an accessory residential use

Mayor Gingles stated that he will be present at the June 29, 2010 Board of Supervisors meeting to hear this item discussed.

Chris Canning, Executive Director of the Calistoga Chamber of Commerce, stated concerns regarding reducing the City's Fiscal Year 2010/2011 funding to Chamber of Commerce. He clarified the use of the funds produced through the Napa Valley Tourism Business Improvement District.

Kerry Eddy, Calistoga Community Pool Project President, stated that the pool is open and several swim classes are available.

PROCLAMATION

1. Proclamation honoring Helen Archerd for her exemplary service to our community.

Mayor Gingles read the proclamation and congratulated Helen Archerd for her excellent service to our community.

Ms. Archerd stated that there are thirty volunteers that assist her in the Calistoga Cares Food Program and she introduced a few of the volunteers.

ADOPTION OF MEETING AGENDA

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

COUNCIL REQUESTS AND IDEAS FOR DISCUSSION

Council discussed ensued regarding scheduling a special Council meeting regarding the City's budget prior to the scheduled June 29, 2010 Special Budget Meeting.

CONSENT CALENDAR

2. Consideration of a Resolution approving Amendment No. 7 to the Funding Agreement with Napa County Flood Protection and Watershed Improvement Authority.

It was **MOVED** by **Mayor Gingles** and **SECONDED** by **Councilmember Garcia** to approve Items No. 2 on the Consent Calendar. The Motion was carried unanimously.

PUBLIC HEARING

3. Consideration of Resolutions increasing parking citation penalties and fees for certain police services.

Police Chief Mills introduced this item.

Mayor Gingles opened the public hearing.

There was no public comment

Mayor Gingles closed the public hearing.

It was **MOVED** by Vice Mayor Dunsford and **SECONDED** by Councilmember Slusser to adopt **Resolution No. 2010-045** Increase in parking violation fines **AND** to adopt **Resolution No. 2010-046** updating police department fees. The Motion was carried unanimously by the following vote:

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

NOES: None

ABSTAIN/ABSENT: None

4. Consideration of an Ordinance adopting Napa County Caregiver Ordinance 5.60 relating to requirements for permits for elder and/or dependent adult caregivers.

Police Chief Mills introduced this item.

Mayor Gingles opened the public hearing.

There was no public comment

Mayor Gingles closed the public hearing.

It was **MOVED** by Mayor Gingles and **SECONDED** by Vice Mayor Dunsford to introduce an Ordinance and waive the first reading establishing regulations for Permits for Elder and/or Dependent Adult Caregivers (Calistoga Municipal Code Section 5.17) by adopting by reference the Napa County Code Chapter 5.60 (Permit for Elder and/or Dependent Adult Caregivers). The Motion was carried by the following vote:

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

NOES: None

ABSTAIN/ABSENT: None

5. Consideration of an Ordinance adopting Napa County Social Host Accountability Ordinance including imposition of civil fines and abatement costs.

Mayor Gingles stated this item is to be continued to the July 6, 2010 regular Council meeting.

GENERAL GOVERNMENT

6. **Presentation by Danis Kreimeier, Napa County Library Director, regarding a change in the hours for the Napa County/City Library in Calistoga.**

Danis Kreimeier, Napa County Library Director, provided a brief update on the Calistoga Library's change of hours of operation and future facility improvements

7. **Consideration of a Resolution approving the Community Resources Commission 2010/2011 Fiscal Year Work Plan.**

Aquatic and Recreation Manager Lemen introduced this item. She provided an updated on the Community Resource Commission's progress on their work plan for this past fiscal year regarding green/sustainable practices; recreation facilities at Logvy Park; aquatics programs; and the City recreation programming and educational opportunities.

It was **MOVED** by **Mayor Gingles** and **SECONDED** by **Councilmember Garcia** to adopt **Resolution No. 2010-047** approving the **Community Resources Commission 2010/2011 Fiscal Year Work Plan**. The Motion was carried by the following vote:

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

NOES: None

ABSTAIN/ABSENT: None

8. **Consideration of a Resolution confirming the Mayor's appointments to the Napa County Arts and Culture Commission.**

Mayor Gingles introduced this item and recommended that Yvonne Henry be appointed to the Napa County Arts and Culture Commission.

It was **MOVED** by **Mayor Gingles** and **SECONDED** by **Vice Mayor Dunsford** to adopt **Resolution No. 2010-048** confirming the Mayor's appointments of Yvonne Henry to the Napa County Arts and Culture Commission. The Motion was carried by the following vote:

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

NOES: None

ABSTAIN/ABSENT: None

9. **Consideration of a Resolution awarding a one-year contract with Calistoga Tribune in an amount not to exceed \$20,000 for publication of legal advertisements for the period ending June 30, 2011, and authorizing the Interim City Manager to execute the contract.**

City Clerk Sneddon introduced this item and stated that staff is recommending that Council approve a contract with the Calistoga Tribune based upon completeness and responsiveness to the RFP, compliance with State and Federal requirements, circulation and coverage, and reasonableness of the fees for legal and display advertising.

It was **MOVED** by Councilmember Slusser and **SECONDED** by Vice Mayor Dunsford to adopt **Resolution No. 2010-049** awarding a one-year contract with Calistoga Tribune in an amount not to exceed \$20,000 for publication of legal advertisements for the period ending June 30, 2011, and authorizing the Interim City Manager to execute the contract. The Motion was carried by the following vote:

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

NOES: None

ABSTAIN/ABSENT: None

10. **Consideration of a Resolution adopting the 2010 General Plan Annual Report and Work Program for implementation of General Plan policy direction.**

Planning and Building Director Gallina provided a brief overview of the 2010 General Plan Annual Report and Work Program for implementation of General Plan policy.

11. It was **MOVED** by Councilmember Kraus and **SECONDED** by Vice Mayor Dunsford to adopt **Resolution No. 2010-050** adopting the 2010 General Plan Annual Report and Work Program for implementation of General Plan policy direction. The Motion was carried by the following vote:

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

NOES: None

ABSTAIN/ABSENT: None

CITY MANAGER REPORTS

Interim City Manager Norton reported on the following:

- Implementation of the General Plan Housing Element was released for public comment at the June 9, 2010 Planning Commission Meeting; there will be a Housing Element Advisory Committee Meeting on June 22, 2010.
- Mothers Against Drunk Driving recognized Calistoga Police Officer Mike Perault at luncheon on June 16, 2010 at Silverado Country Club.
- The Special Olympics Northern California Law Enforcement Torch Run will begin in Calistoga on Thursday, June 23, 2010.
- Update provided on sewer improvements on Foothill Boulevard near Pine Street.

CITY COUNCIL ADJOURNMENT

There was Council consensus to schedule a special Council meeting prior to the scheduled June 29, 2010 Special Budget Meeting

ADJOURN/RECONVENE IN CLOSED SESSION

Mayor Gingles adjourned the *Regular Session* at 9:15 p.m. to the *Closed Session* of the regular meeting of the Calistoga City Council, Tuesday, June 15, 2010, Calistoga Community Center, 1307 Washington Street.

CALL TO ORDER

Mayor Jack Gingles called the Closed Session to order at 9:20 p.m. In attendance were the following: Councilmember Placido Garcia, Councilmember Gary Kraus, and Councilmember Karen Slusser, Vice Mayor Michael Dunsford and Mayor Gingles. Also present was Interim City Manager William Norton.

2. Conference with Labor Negotiators (Interim City Manager William C. Norton) pursuant to GC §54957.6.

Employee Organization: Calistoga Public Employees Association
Calistoga Police Officers Association
Calistoga Professional Firefighters Association

ADJOURN/RECONVENE IN OPEN SESSION

Mayor Gingles adjourned the Closed Session at 9:45 p.m. and reconvened to the Regular Session held earlier this evening. He stated that there was no reportable action out of the Closed Session.

CITY COUNCIL ADJOURNMENT

Mayor Gingles adjourned the meeting at 9:46 p.m. to the next scheduled regular meeting to the Calistoga City Council, on Tuesday, June 29, 2010, Calistoga Community Center, 1307 Washington Street, 7:00 p.m.

Respectfully submitted:

Prepared by: Susan Sneddon, City Clerk

Approved by: Jack Gingles, Mayor

MINUTES
CITY COUNCIL – SPECIAL MEETING
TUESDAY, JUNE 24, 2010 - 6:00 P.M.
CALISTOGA COMMUNITY CENTER

1 **CALL TO ORDER**

2
3 **Mayor Gingles called the Regular Session to order at 6:02 p.m.**

4
5 In attendance were the following: Councilmember Placido Garcia,
6 Councilmember Gary Kraus, Vice Mayor Michael Dunsford, Councilmember
7 Karen Slusser, and Mayor Jack Gingles.

8
9 Also present were Administrative Services Director Bill Mushallo, Interim City
10 Manager William Norton, and City Clerk Susan Sneddon.

11
12
13 **ORAL COMMUNICATION**

14
15 **Jack Lang, 1916 Mora Avenue**, stated that the community pool is a great
16 benefit to the community and asked that the pool budget not be reduced.

17
18 **Mayor Gingles** stated that several **Communications** were received
19 regarding the City's deficit reduction options.

20
21 **ADOPTION OF MEETING AGENDA**

22
23 It was **MOVED** by **Councilmember Kraus** and **SECONDED** by
24 **Councilmember Garcia** to approve the June 24, 2010 Special Council
25 Meeting Agenda. The Motion was carried unanimously.

26
27 **GENERAL GOVERNMENT**

- 28
29 **1. Discussions regarding the City's deficit reduction options associated**
30 **with the upcoming Fiscal Year 2010/2011 Budget.**

31
32 **Interim City Manager Norton** introduced this item. He stated that employee
33 furloughs were taken during the balance of the Fiscal Year 2009/2010
34 resulting in a significant budget deficit reduction. He stated the General Fund
35 deficit is projected to be about \$445,000 for Fiscal Year 2010/2011. He stated
36 that sales tax growth is anticipated to be minimal (approximately 2%), and

37 transient occupancy tax revenues are anticipated to be flat Fiscal Year
38 2010/2011. He reviewed other cost recovery reductions. He stated that the
39 Fire Department employees have agreed to forgo overtime pay during
40 holidays resulting in concessions equaling about 5.5% of salary.

41
42 **Councilmember Kraus** suggested that the City hold off in charging local
43 businesses for fire inspections because local businesses are financially
44 struggling.

45
46 **Interim City Manager Norton** stated that Public Works has a substantial
47 reduction in the number of positions. He stated that staff recommends
48 deferring projects such as duct cleaning and roof repair at City Hall and the
49 Community Center.

50
51 **Councilmember Kraus** suggested that the City move forward with roof
52 repairs at the Community Center and/or City Hall if they are necessary
53 because the cost may end up being higher if the repairs are not addressed in
54 a timely manner.

55
56 **Interim City Manager Norton** stated that the costs of the City Attorney
57 services are under review.

58
59 **Vice Mayor Dunsford** stated his concern in reducing or eliminating the
60 current City Attorney's services because the City is currently involved in two
61 major lawsuits.

62
63 **Interim City Manager Norton** provided a brief overview of the recommended
64 Economic Vitality budget reductions.

65
66 **Chris Canning, Executive Director of Chamber of Commerce**, stated that
67 Calistoga is a tourist destination and more than 50% of the City's income is
68 from transient occupancy tax (TOT). He stated that the City needs to increase
69 marketing in order to generate more TOT.

70
71 **Councilmember Kraus** asked how much funding the City of St. Helena
72 provided to the St. Helena Chamber of Commerce to promote the City.

73
74 **Chris Canning, Executive Director of Chamber of Commerce**, stated that
75 St. Helena's revenue is based more on sales tax returns.

76
77 **Kathy Quast, 1300 Washington Street**, stated that she is surprised in the
78 suggestion to reduce funding to the Chamber for marketing when they
79 provide a major portion of funding to the City.

80

81 **Shelly Boudinot, 1414 ½ Cedar Street**, asked that the City's funding to the
82 Chamber not be reduced.

83
84 **Doug Cook, 109 Wapoo Avenue**, asked that the City's funding to the
85 Chamber not be reduced.

86
87 **Ric Pielstick, Calistoga Chamber of Commerce Chairman**, stated that the
88 Chamber provides the community with a safe and secure environment. He
89 stated that the City needs to look at the long-term benefit in supporting the
90 Chamber in that it helps provide employment and increases the City's
91 revenue.

92
93 **Vice Mayor Dunsford** stated that the Chamber should receive adequate
94 funding in order to help revitalize the town thus maintain employment for the
95 businesses. He stated that the City should be run like a business.

96
97 **There was Council consensus to not reduce the level of funding to the**
98 **Chamber of Commerce.**

99
100 **Mayor Gingles** called for a brief recess at 7:35 p.m.

101
102 **Mayor Gingles** reconvened the meeting at 7:45 p.m.

103
104 **Interim City Manager Norton** provided a brief overview of the Community
105 Resources Department deficit reduction options.

106
107 **Victor Maldonado, 1601 Fillmore**, stated that he supports retaining the full
108 time Recreation Technician I position. He stated that having someone that
109 represents the Hispanic community is a plus.

110
111 **Wendy Lopez, 18290 Highway 128**, stated that she supports retaining the
112 Recreation Technician I position.

113
114 **Brian Fennen, 1725 Adele St**, stated that he supports retaining the
115 Recreation Technician I position. He stated the City's largest personnel costs
116 are with fire and police and not Recreation.

117
118 **Heidi Ticen, 1818 West Myrtle Street**, stated that she supports retaining the
119 Recreation Technician I position in that he is a good representative to
120 Hispanic community.

121
122 **Erik Lundquist, Calistoga Public Employee Association (CPEA)**
123 **President**, stated that the CPEA supports having one day furlough each
124 month for the 2010/2011 Fiscal Year to help address the City's deficit. He
125 stated that if the City realizes an increase in revenue by mid-year then the
126 furlough days could be lifted. He stated that the person that currently holds

127 the Recreation Technician I position benefits the community because he is
128 both bilingual and bi-cultural.

129

130 **Richard Reed, Labor Negotiator for the CPEA and the Calistoga**
131 **Professional Firefighters Association (CPFA)**, stated the trend is to make
132 concessions to avoid employee layoffs.

133

134 **Interim City Manager Norton** stated that he received correspondence from
135 the CPEA regarding employees taking one furlough day per month over the
136 next six months thus resulting in a \$48,000 in savings. He stated that this
137 offer is subject to meet and confer with the CPEA.

138

139 **Councilmember Garcia** stated that he wants to avoid any employee layoffs.

140

141 **Vice Mayor Dunsford** stated that he would like to see the Planning and
142 Building Department remain open five days per week and avoid cutting back
143 on City services.

144

145 **Carmen Lopez, 18290 Highway 128**, stated that she supports retaining the
146 Recreation Technician I position.

147

148 **Luis Bernal, 1445 Lake Street**, stated that he supports retaining the
149 Recreation Technician I position and that it is a plus that the person in this
150 position represents the Hispanic community.

151

152 **Councilmember Kraus** stated that the employee that currently holds the
153 Recreation Technician I is a role model to the Latino youth and wants to see
154 the position retained.

155

156 **Mayor Gingles** stated that Council has ratified to temporarily eliminate payroll
157 increases and cost of living adjustments between now and end of Fiscal Year
158 2010/2011.

159

160 **Interim City Manager Norton** reviewed the recommended reductions in the
161 Police Department; elimination of 1 of the Community Services Officers,
162 reduction by ½ funding of Juvenile Diversion Program. He also reviewed the
163 reduction recommendations for the Planning and Building Department.

164

165 **Erik Lundquist, Calistoga Public Employee Association (CPEA)**
166 **President**, clarified that the savings amount that would be realized with
167 CPEA employee furloughs of one day per month would amount to \$98,000.

168

169 **Council discussion ensued regarding City Hall closing on Fridays**
170 **verses City Hall being open five days a week, and also discussed**
171 **reducing employee hours per week.**

172

173 **Kathy Guill, Planning and Building Secretary**, thanked the Council for
174 retaining her position as Planning and Building Secretary. She suggested
175 reevaluating City fees in order to help recover City expenses.
176

177 **CITY COUNCIL ADJOURNMENT**

178 **Mayor Gingles** adjourned the meeting at 8:45 PM to the special meeting of
179 the Calistoga City Council, on Tuesday, June 29, 2010 Calistoga Community
180 Center, 1307 Washington Street, 7:00 p.m.

181
182 **Respectfully submitted:**

183
184
185 _____
186 **Prepared by: Susan Sneddon, City Clerk**

187
188
189 _____
190 **Approved by: Jack Gingles, Mayor**

**CLOSED SESSION MINUTES
CITY COUNCIL – SPECIAL MEETING
TUESDAY, JUNE 29, 2010 – 6:30 P.M.
CALISTOGA COMMUNITY CENTER**

1 **CALL TO ORDER**

2 **Mayor Gingles** called the Closed Session to order at 6:00 p.m. In
3 attendance were the following: Councilmember Gary Kraus, and
4 Councilmember Karen Slusser, Councilmember Placido Garcia, Vice
5 Mayor Michael Dunsford, and Mayor Gingles. Also present was Interim
6 City Manager William Norton and Administrative Services Director Bill
7 Mushallo.
8

9 **ORAL COMMUNICATIONS**

10 No public comment.

11 **RECONVENE TO CLOSED SESSION IN THE ADMINISTRATIVE**
12 **CONFERENCE ROOM**

13 **CLOSED SESSION**

14 **CALL TO ORDER**

- 15 1. Conference with Labor Negotiators (Interim City Manager William C.
16 Norton and Administrative Services Director Bill Mushallo) regarding the
17 Calistoga Professional Firefighters Association, and the Calistoga Police
18 Officers Association pursuant to GC §54957.6.

19
20 **ADJOURNMENT**

21
22 To the scheduled special meeting of the Calistoga City Council, on
23 Tuesday, June 29, 2010 Calistoga Community Center, 1307 Washington
24 Street, 7:00 p.m.
25
26

27
28

MINUTES

29

CITY COUNCIL – SPECIAL MEETING

30

TUESDAY, JUNE 29, 2010 - 7:00 P.M.

31

CALISTOGA COMMUNITY CENTER

32

33

CALL TO ORDER

34

35

Mayor Gingles called the Regular Session to order at 7:00 p.m.

36

37

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

38

39

40

41

Also present were Planning and Building Director Charlene Gallina, Administrative Services Director Bill Mushallo, Interim City Manager William Norton, and City Clerk Susan Sneddon.

42

43

44

45

ACTION OUT OF CLOSED SESSION

46

47

Mayor Gingles announced that there was no reportable action out of Closed Session.

48

49

50

ORAL COMMUNICATION

51

52

Mayor Gingles stated that at today's Napa County Board of Supervisor's meeting the proposal to allow vacation rentals in unincorporated Napa County was approved.

53

54

55

56

ADOPTION OF MEETING AGENDA

57

58

It was **MOVED** by Councilmember Kraus and **SECONDED** by Vice Mayor Dunsford to approve the June 29, 2010 Special Council Meeting Agenda. The Motion was carried unanimously.

59

60

61

62

GENERAL GOVERNMENT

63

64

1. Consideration of a Resolution adopting the General Fund Operating Budget for Fiscal Year 2010/11.

65

66

67

Interim City Manager Norton stated that based upon the direction that Council provided at the June 24, 2010 Council meeting staff has provided a

68

69

70 balanced budget for the Fiscal Year 2010/2011 General Fund; in July 2010 the
71 Council will receive the budget for the remaining budgets which will require a
72 meet and confer with the labor groups. He stated that Memorandums of
73 Understanding with the Calistoga Professional Firefighters Association and the
74 Calistoga Police Officers Association will be up for approval in the near future.
75 He stated that a side letter of agreement with the Calistoga Public Employees
76 Association (CPEA) to incorporate suggested changes is being discussed with
77 the members of the CPEA.

78
79 **Administrative Services Director Mushallo** introduced this item. He provided
80 background regarding the City's budget efforts to date, the Fiscal Year
81 2010/2011 preliminary forecast, and budget reductions options.

82
83 **Diane Barrett, 1006 Washington Street**, stated that she supports the City
84 funding the Chamber of Commerce at the existing dollar amount.

85
86 **Councilmember Kraus** stated for now City staff have assisted in coming up
87 with a balanced budget. He thanked the employee groups in their willingness to
88 take reduction in salaries/benefits

89
90 **Councilmember Slusser** thanked the community for their input and staff for
91 sacrifices to help balance the budget.

92
93 **Mayor Gingles** stated he is working with the City Attorney to renegotiate the
94 cost of attorney services for the City, and will report back to Council. He stated
95 that the City's recent PG&E energy audit indicated that the two largest energy
96 consumers of the City are the Water & Wastewater Treatment Plant and the
97 Police Department. He suggested that the City look into solar energy to offset
98 the City's expenses.

99
100 **It was MOVED by Councilmember Garcia and SECONDED by Vice Mayor**
101 **Dunsford to adopt Resolution No. 2010-051 adopting the General Fund**
102 **Operating Budget for Fiscal Year 2010/11. Motion was carried**
103 **unanimously by the following vote:**

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

106 **NOES: None**

107 **ABSTAIN/ABSENT: None**

108
109 **2. Consideration of a Resolution adopting the updated Fiscal Year 2009/10**
110 **Appropriation Limits.**

111
112 **Administrative Services Director Mushallo** introduced this item and stated
113 that the Fiscal Year 2009/2010 final appropriations were \$10.8 million, and the
114 final budget appropriations are \$5,711,808 (53%) under the appropriation limit.

116 It was **MOVED** by Councilmember Garcia and **SECONDED** by Vice Mayor
117 Dunsford to adopt ***Resolution No. 2010-052*** adopting the updated Fiscal
118 Year 2009/10 Appropriation Limits. Motion was carried unanimously by
119 the following vote:

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

122 **NOES:** None

123 **ABSTAIN/ABSENT:** None

124

125 **CITY COUNCIL ADJOURNMENT**

126 **Mayor Gingles** adjourned the meeting at 7:42 p.m. to the next scheduled
127 regular meeting of the Calistoga City Council, on Tuesday, July 6, 2010,
128 Calistoga Community Center, 1307 Washington Street, 7:00 p.m.

129

130

131 **Respectfully submitted:**

132

133

134

Prepared by: Susan Sneddon, City Clerk

135

136

137

138

139

Approved by: Jack Gingles, Mayor

MINUTES
CITY COUNCIL – REGULAR MEETING
TUESDAY, JULY 6, 2010 - 7:00 P.M.
CALISTOGA COMMUNITY CENTER

1 **CALL TO ORDER**

2
3 **Mayor Gingles called the Regular Session to order at 7:00 p.m.**

4
5 In attendance were the following: Councilmember Placido Garcia,
6 Councilmember Gary Kraus, Councilmember Karen Slusser, Vice Mayor
7 Dunsford, and Mayor Jack Gingles.

8
9 Also present were Planning and Building Director Charlene Gallina, Public
10 Works Director/City Engineer Dan Takasugi, Police Chief Jonathan Mills,
11 Interim City Manager William Norton, and City Clerk Susan Sneddon.

12
13 **ACTION OUT OF CLOSED SESSION**

14
15 **Mayor Gingles** announced that there was no Closed Session held this
16 evening.

17
18 **ORAL COMMUNICATION**

19
20 None

21
22 **CERTIFICATES OF APPRECIATION**

- 23
24 **1. Presentation of Certificate of Appreciation to Maintenance Tech II Rick**
25 **Kane for five years of service to Calistoga.**

26
27 **Mayor Gingles** read the Certificate of Appreciation for Rick Kane for five
28 years of service to Calistoga (Mr. Kane was not present to receive the
29 certificate).

30
31 **ADOPTION OF MEETING AGENDA**

32
33 It was **MOVED** by **Vice Mayor Dunsford** and **SECONDED** by
34 **Councilmember Garcia** to approve the City Council Meeting Agenda. The
35 Motion was carried unanimously.

36
37
38

39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82

GENERAL GOVERNMENT

2. **The Mayor and City Council are seeking input from citizens of Calistoga regarding the desired qualifications of new City Manager and cordially invites you to come and participate.**

Mayor Gingles stated that the filling deadline for City Manager applications is August 9, 2010; to date 34 applications have been received; the City Manager recruitment brochure is being prepared. He also stated that he received an email from Norma Tofanelli with suggested qualifications for the new City Manager.

Barbara Butler, 35 Magnolia Drive, stated that the City Manager should be aware of the senior volunteerism in the community, and the rent stabilization ordinance affecting three mobile home parks in the City.

Kristin Casey, 1132 Denise Drive, suggested that the new City Manager needs to ensure that changes to the City's General Plan remain consistent with the desires of the community.

Michael Quast, 1300 Washington Street, stated that it is important that the new City Manager listen to the citizens, have a good attitude, and provide good direction with a can-do attitude.

Paul Knoblich, 1019 Cedar Street, stated that the new City Manager should be able to think outside the box, and have the ability to tackle issues before they become urgent, and focus on green issues.

Councilmember Kraus thanked for the public for their comments. He stated that the ideal City Manager candidate should have experience in infrastructure and planning issues. He mentioned that the draft City Manager recruitment brochure is focused mainly on planning, but there are many other aspects to the position.

COUNCIL REQUESTS AND IDEAS FOR DISCUSSION

Councilmember Garcia requested more specific rules posted at the community pool.

Councilmember Slusser noted that there will be an increase in garbage rates in August 2010.

83 **Mayor Gingles** stated he is working with the City Attorney to renegotiate the
84 contract for legal services and expects a proposal with lower rates. He stated
85 that Comcast is increasing rates and that complaints should go directly to
86 Comcast.

87

88 **CONSENT CALENDAR**

89

90 **Councilmember Kraus** requested that **Items No. 4** be removed from the
91 Consent Calendar.

92

93 **3. Minutes of the May 18, 2010 regular Council meeting, May 25, 2010**
94 **special Council meeting, and the June 1, 2010 regular City Council**
95 **meetings.**

96

97 It was **MOVED** by **Councilmember Kraus** and **SECONDED** by **Vice Mayor**
98 **Dunsford** to approve **Item No. 3** on the Consent Calendar. The Motion was
99 carried unanimously.

100

101

102 **4. Consideration of an Ordinance adopting Napa County Caregiver**
103 **Ordinance 5.60 relating to requirements for permits for elder and/or**
104 **dependent adult caregivers.**

105

106 **Diane Dillon, Napa County Board of Supervisors**, stated that there is a
107 county-wide initiative regarding licensing requirements for elder caregivers;
108 this would be the first in the State.

109

110

111 It was **MOVED** by **Councilmember Kraus** and **SECONDED** by **Vice Mayor**
112 **Dunsford** to approving **Ordinance No. 668** adopting **Napa County**
113 **Caregiver Ordinance 5.60 relating to requirements for permits for elder**
114 **and/or dependent adult caregivers. Motion was carried unanimously by**
115 **the following roll call vote:**

116

117

AYES: **Councilmembers Kraus, Vice Mayor Dunsford, Councilmember**
Garcia, Councilmember Kraus, and Mayor Gingles

118

NOES: **None**

119

ABSTAIN/ABSENT: **None**

120

121 **PUBLIC HEARING**

122

123 **5. Consideration of an Ordinance adopting Napa County Social Host**
124 **Accountability Ordinance including imposition of civil fines and**
125 **abatement costs.**

126

127 **Police Chief Mills** introduced this item. He stated that the current ordinance
128 does not impose civil penalties for individuals found to be in violation of the
129 code but, rather is treated like a misdemeanor. He stated the proposed
130 ordinance addresses loud and unruly gatherings where alcohol is served to
131 minors and also loud and unruly gatherings on private property whether or not
132 alcohol is served to minors.

133
134 **Diane Dillon, Napa County Board of Supervisors**, noted that the adoption
135 of this Ordinance helps the County District Attorney in prosecuting cases.

136
137 **It was MOVED by Mayor Gingles and SECONDED by Councilmember**
138 **Kraus to introduce the Ordinance adopting Napa County Social Host**
139 **Accountability Ordinance including imposition of civil fines and**
140 **abatement costs. Motion was carried unanimously by the following**
141 **vote:**

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

144 **NOES: None**

145 **ABSTAIN/ABSENT: None**

146
147 **Councilmember Kraus** abstained from participation of **Items No. 6 and 7** as
148 he lives within 500 feet of the two Silverado and Palisades Subdivision and it
149 would be a conflict of interest. He stepped away from the dias due to conflict
150 of interest.

151
152 **Councilmember Kraus** returned to the meeting.

153
154 **6. Consideration of a Resolution authorizing the levying and collection of**
155 **assessments for the Palisades Landscape Maintenance District for**
156 **Fiscal Year 2010-11.**

157
158 **Mayor Gingles** opened the public hearing.

159
160 There was no public comment.

161
162 **Mayor Gingles** closed the public hearing.

163
164 **It was MOVED by Mayor Gingles and SECONDED by Councilmember**
165 **Garcia adopting Resolution No. 2010-053 authorizing the levying and**
166 **collection of assessments for the Palisades Landscape Maintenance**
167 **District for Fiscal Year 2010-11. Motion was carried by the following**
168 **vote:**

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

171 **NOES: None**

172 **ABSTAIN: Councilmember Kraus**

173 **ABSENT: None**

174

175

176 **7. Consideration of a Resolution authorizing the levying and collection of**
177 **assessments for the Silverado Place Landscape Maintenance District**
178 **for Fiscal Year 2010-11.**

179

180 **Mayor Gingles** opened the public hearing.

181

182 There was no public comment.

183

184 **Mayor Gingles** closed the public hearing.

185

186 It was **MOVED** by Mayor Gingles and **SECONDED** by Councilmember
187 Slusser adopting **Resolution No. 2010-054** authorizing the levying and
188 collection of assessments for the Palisades Landscape Maintenance
189 District for Fiscal Year 2010-11. Motion was carried by the following
190 vote:

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

193 **NOES: None**

194 **ABSTAIN: Councilmember Kraus**

195 **ABSENT: None**

196

197 **GENERAL GOVERNMENT CONTINUED**

198

199 **8. Consideration of a Resolution accepting a donation from Eagle Scout**
200 **Candidate Sean O'Neill to paint various City Fire Hydrants and waiving**
201 **all permit fees.**

202

203 **Sean O'Neill, Eagle Scout candidate,** provided a brief presentation about
204 his eagle scout project to paint 25 hydrants in the City. He thanked
205 Maintenance Superintendent McBride and the Public Works staff for their
206 assistance.

207

208 It was **MOVED** by Mayor Gingles and **SECONDED** by Councilmember
209 Garcia adopting **Resolution No. 2010-055** accepting a donation from
210 Eagle Scout Candidate Sean O'Neill to paint various City Fire Hydrants
211 and waiving all permit fees. Motion was carried unanimously by the
212 following vote:

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

215 **NOES: None**

216 **ABSTAIN/ABSENT: None**

217

218 **9. Consideration of a Resolution authorizing the Interim City Manager to**
219 **execute a contract with Michael Brandman Associates for preparation of**
220 **an Environmental Impact Report (EIR) for the Enchanted Resorts**
221 **Project.**

222
223 **Planning and Building Director Gallina** introduced this item. She stated
224 that request for proposals were issued to provide environmental consulting
225 services for the Enchanted Resorts Development. She stated that after
226 reviewing the proposals received, staff interviewed the top four consultant
227 candidates and selected Michael Brandman Associates as the top candidate
228 due to their experience on other projects which have proven them to be
229 responsive and well qualified. She stated that a **Communication** from
230 George Caloyannidis was received on this item

231
232 **Councilmember Slusser** requested that lighting, watershed, tree mitigation
233 and habitat access be included in the environmental impact report.

234
235 **Councilmember Kraus** asked if the economic impact would be addressed in
236 the report. (**Planning and Building Director Gallina** confirmed that it would
237 be included).

238
239 **Councilmember Kraus** stated concerns regarding a wild fire occurring on the
240 Enchanted Resorts Development property due to over vegetation and the
241 amount of trees on the property.

242
243 **10. It was MOVED by Mayor Gingles and SECONDED by Vice Mayor**
244 **Dunsford adopting Resolution No. 2010-056 authorizing the Interim City**
245 **Manager to execute a contract with Michael Brandman Associates for**
246 **preparation of an Environmental Impact Report (EIR) for the Enchanted**
247 **Resorts Project. Motion was carried unanimously by the following**
248 **vote:**

249 **AYES: Mayor Gingles, Vice Mayor Dunsford, Councilmembers Garcia,**
250 **Slusser, Kraus**

251 **NOES: None**

252 **ABSTAIN/ABSENT: None**

253

254 **CITY MANAGER REPORTS**

255

256 None provided.

257

258 **CITY COUNCIL ADJOURNMENT**

259

260 **Mayor Gingles** adjourned the meeting at 8:05 p.m. to the next scheduled
261 meeting of the Napa County League of Governments on Thursday, July 8, 2009 at
262 Jonesy's Steakhouse & Supper Club, Napa County Airport, 2044 Airport Boulevard,
263 Napa, 6:00 P.M.; and then to the next scheduled regular meeting of the Calistoga

264 City Council, on Tuesday, July 20, 2010, Calistoga Community Center, 1307
265 Washington Street, 7:00 p.m.

266

267

Respectfully submitted:

268

269

270

Prepared by: Susan Sneddon, City Clerk

271

272

273

274

275

Approved by: Jack Gingles, Mayor

276

277

278