

TOWN OF YOUNTVILLE
MINUTES OF REGULAR COUNCIL MEETING
May 2, 2006

1. CALL TO ORDER

Vice Mayor Saucerman called the regular Town Council to order at 5:30 p.m.

2. CLOSED SESSION

Pursuant to Government Code Section 54957.6: Conference with Labor Negotiator:
Agency negotiator: Kevin R. Plett, Town Manager
Employee organization: Yountville Employees Association and Non-Represented Management Employees

3. CONVENE REGULAR COUNCIL MEETING

The Council convened the regular meeting at 6:07 p.m.

4. ROLL CALL

Council Members Present:

Council Member Bill Dutton
Council Member John F. Dunbar
Council Member Steven R. Rosa
Vice Mayor Cynthia Saucerman

Staff Members Present:

Kevin Plett, Town Manager
Malcolm McKenzie, Town Attorney
Lisa Harper, Town Clerk
Bob Tiernan, Planning Director
Myke Praul, Public Works Director/Town Engineer
Kenneth Leary, Community Services Director

Council Members absent:

None

5. REPORT OF CLOSED SESSION

Town Manager Plett reported the Council met in Closed Session at 5:30 p.m. and there was no reportable action.

6. PLEDGE OF ALLEGIANCE

Council Member Rosa led the Pledge of Allegiance.

7. ADOPTION OF THE AGENDA

ACTION: It was M/S (Dutton/Rosa) to adopt agenda. Vote: 4-0.

8. PUBLIC COMMENT ON MATTERS NOT LISTED ON THE AGENDA

Tom Peterson, reported the Vietnam Moving Wall had arrived at the Veteran's Home and thanked the Town Council for sponsoring the event.

Margie Mueller, 6524 Vista Drive, requested discussion of a Dog Park proposal be placed on the June 6th Council agenda, said they were considering an area near the Community Center and requested a Council Member work with them on the plan.

Zoe Harris, 2 Foxglove Lane, requested maintenance on the play equipment and improvements be made to Yountville Park, and requested longer hours and additional days for library use.

9. APPROVAL OF CONSENT CALENDAR

ACTION: It was M/S (Dutton/Dunbar) to adopt Consent Calendar Items 1 through 6. Vote: 4-0.

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1. **Approval of Warrants** —
 - Accounts payable check numbers 028534 – 028583 \$45,796.03
 - Total payroll and benefits 4/25/06 \$70,582.44
 - Total payments for period \$116,378.47

Action: Received and Filed.
2. **Approval of Minutes:** April 18, 2006
Action: Approved.
3. **Resolution Number 2462-06** Awarding Bid and Approving Agreement Number 2006-159 to J.A. Gonsalves & Son Construction, Inc. in the amount of \$96,031.00 for the Washington Street Resurfacing Veteran's Park to South Town Limits (SP-26)
Action: Adopted Resolution.
4. **Resolution Number 2463-06** approving an Amendment to Agreement Number 2000-10 with Terry E. Krieg, CPA for Auditing Services for Fiscal Years 2005-06 and 2006-07
Action: Adopted Resolution Approving Amendment.
5. **Resolution Number 2464-06** approving Agreement Number 2006-160 with Pyro Spectaculars, Inc. for the July 4th Fireworks Display
Action: Adopted Resolution approving Agreement.
6. **Resolution Number 2465-06** Approving Budget Adjustment Number 2006-05, Appropriating Funds for Website Development
Action: Adopted Resolution.

10. PRESENTATIONS - NONE

11. PUBLIC HEARING –COMMUNITY CENTER PROJECT – 6500, 6516 YOUNT STREET & 6514 WASHINGTON STREET (APN 036-221-016; 036-221-017; 036-221-018)

1. Initial Public Hearing to consider the Preliminary Master Development Permit for a proposal to develop a Community Center, Town Square, Sheriff Substation, Community Hall storage, “Point” reconfiguration, parking lot, and associated site modifications
Action: Opened public hearing, discussed proposal, and continued hearing to May 16, 2006.

Planning Director Bob Tiernan described the project site, zoning, existing site photographs, landscape plan, the proposed new building of 9,450 square feet, setback between Community Hall and the Post Office. He discussed each area’s square footage, noted the Town Square area was sunken and surrounded by a low seating wall, said the project had a water feature, outdoor street furniture, landscaping, and green features which captured rainwater used for irrigation of landscaping. He described the use of materials and the way the building was designed for heating and cooling, showed existing front elevations, noted louvers for heat loss reduction and screening, a cupola feature for cross ventilation, heating and cooling control, said the building was shingled with cement fiber shingle; that screening of mechanical vents and skylights was part of the heating control system which would reduce energy costs, described the standing metal seam roof and photovoltaic panels, and noted there were future plans to use similar materials for the new Community Hall roofing project.

Mr. Tiernan said the project went to ZDRB on April 11, 2006 who had the following comments: 1) a need for a stronger connection between the Community Hall and building which would connect by the outdoor area, 2) preferred the placement of a cluster of tall trees, 3) requested redesign of the cupola as they felt it was out of character in the roof shape and building, 4) supported the permeable concrete pavers which would be extended out into the parking lot, 5) favored the incorporation of the water feature, 6) recommended a living fence or green screen, and 7) recommended the Teen Room be enlarged.

Regarding circulation, Mr. Tiernan said the Post Office driveway configuration would be altered and there would be pedestrian connections from the parking lot to the adjacent trail along the

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Bardessono property and from the Community Center site. The entire front area would be a plaza-type setting with landscaped walkways connecting the building with the Post Office, a 360 square foot Sheriff substation would be located on the SE corner, there would be 570 square feet between the storage structure and mechanical and restrooms at the rear, and the BBQ area and lawn would be retained but reconfigured at Community Hall.

Mr. Tiernan noted there was a number of letters in the packet before and after the staff report had been prepared, which were both in support and opposition.

Mr. Tiernan discussed the chronology of background identified in the staff report which had gone back to September 1998. He discussed the Community Center study, noted 68% of the voters supported TOT funding for the project after which time workshops were held to update the status of the project. Further design features were made a priority by the Council and staff was now submitting the Preliminary Master Development Plan.

Public Works Director/Town Engineer Myke Praul pointed out that the Council and staff normally worked as regulators to review projects and offer conditions of approval; however, in this instance, staff was acting as the developer and would determine whether or not uses of the project warranted commitment of funding.

Mr. Praul discussed work done on space needs and the library's completion of the Countywide study, acknowledgement of the Veteran Home's library space, current service to 7800 users, and the idea of libraries becoming destinations for people.

Regarding the size of the gymnasium, he said basketball lines had been removed, noted the space would serve as a multi-use area, said there was discussion at one time for possible middle school expansion, presented an average month's class schedule and said always proposed was significant square footage associated with the project and the question of how it is utilized.

He said the multi-purpose room constructed at the elementary school was functioning well for the school but the demand, construction and use would be different from what was proposed for the new center.

Regarding demographics in Yountville, Mr. Praul felt the community center was for all-aged residents and would be diversely used for the community. He noted many families visit outside Yountville for recreation needs, the objectives of the project were the same as those originally proposed, discussed cost, green features, the advisory measure which passed with 68% support, successful recreation projects in other cities, and promoting healthy lifestyles for children. He felt the center was well-deserved and discussed the foresight of the previous Town Council to move the highway out of the middle of Town.

Town Manager Plett said the summary provides a timeline, said the matter would be continued to May 16th at which time the Council may want to move ahead with proposals for final design, the award of a contract in June, return of the project to ZDRB for final design, financing plan and solicitation of bids, for a projected opening in 2008.

Vice Mayor Saucerman opened the public hearing.

Public Comments:

Mark Luce, Napa County Supervisor, supported the full project, felt it was valuable for Napa County, encouraged the Council to approve and build the entire project as proposed.

Kathy Di'Maggio, Children and Weight Coalition of Napa County, supported the project at a larger size, was surprised there was a debate about the size of the center, discussed her experience in treating overweight children and adults with Type II Diabetes, felt to minimize space for any ages would be a poor decision, and discussed problems associated with sedentary lifestyles.

John Glaser, Napa Valley Unified School District Superintendent., said the elementary school was designed as a multi-use facility for school based uses, said the District would work to

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maximize it with the Town but it was maximized currently, discussed ballfield use, the need for middle school aged children and adults to be able to have an indoor facility, supported the project as presented, and urged its approval.

Dee McFarland, Yountville Elementary School Principal, echoed comments made by Mr. Glaser, supported the project, discussed the process for reserving the multi-use facility, said it was heavily utilized year-round, and felt it was not designed for recreation or food service use.

Debbie Alter-Starr, discussed the facility not being art-friendly, thanked staff for removing the basketball lines, felt the center would be a true recreational facility and one which would be used by children and adults, felt 68% of voters approved moving forward and said she went door-to-door and received 58 additional residents who supported the community center.

Janet McCoy, Executive Director of the Napa City/County Library, said it has been a pleasure working with the Town on the community center project, felt the original design was an increase over what they currently had, supported the current proposal, felt the center would be vibrant, would be well utilized, discussed current and future library programs benefiting the community and felt overlooked was the Library's internet resources to tourists when visiting Yountville.

Ryan Hill, thanked staff and supported the project, felt the design was remarkable, acknowledged residents having a tough time with change, and looked at the center as being an opportunity for all.

Joe Bauer, Steering Committee member, said the committee spent a long time discussing size and design and their relationships, parking, and said they achieved a balance between many things. He felt the design would be at risk if changes were made, there would always be arguments about serving needs of the community, and thanked those who had the foresight to design the center to fit future needs and in looking ahead.

Alicia Stockton, supported the project's provisions for children's activities and programs, said she has many latchkey children who would benefit, felt the community has changed and asked more be done for recreational needs.

Ken Quirici, Steering Committee member, supported the project but voiced concerns with noise and dust, acknowledged rules and regulations for special events but said doors open in the hot weather and noise levels increase. Regarding parking nearest to the west side of Ivy Court residents, he asked that in off-peak hours on weeknights, that the drive be closed off, which would preclude RV and truck parking. He noted this would also address the safety hazard that will exist from children traveling on foot and on bikes.

Susan Baldini, said she has 6 kids, 3 of whom were teenagers at home, felt it was important to build an even larger recreation facility in Yountville, said there was not much for teenagers to do, felt the center would be a good place for children to go, it would provide jobs and recreation programs, and fully supported the project.

Don Henfling, Steering committee member, said he was also on the Library Commission who was planning for the next 20 years, said population had actually decreased for Yountville due to full time residents, noted a significant senior population, the need for approximately 3,000 square foot library which does not take the Veteran Home's library into account, and felt tourism needs for library use would also increase.

Lori Levy, said she raised two boys, was a landscape architect, understands the importance of public and how a community becomes stronger with indoor and outdoor space, felt the project has taken a long time with careful planning, felt all ages could interact together, and thanked the council for moving the project forward.

Eric Knight, supported the project, felt Yountville was a dynamic community, thanked staff, felt the building was for adults, children and seniors who needed exercise, felt green features were a good investment and hoped the project moved forward.

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Kristi Thollander, former Council member, said the project was very important to her, felt there was significant planning done, said she was concerned about Yountville children, was excited about the green building features, recreation classes and the library space and felt the project was very futuristic.

Natalie Harding, said she grew up in Yountville, works for Teen Extreme Program and supported the project, felt children need a safe place to go and the project would provide good programming.

Diane Bricker, supported the project, felt the facility would serve children, adults, seniors and saw it as a benefit for the entire community, felt families were hard pressed with the cost of recreational programs, supported a larger facility, discussed programs, diversity with young and old, and felt if the Town built it, people would come.

Council Members had the following comments and questions:

Rosa:

- Supported the reduced square footage of the library area in the center;
- Was surprised to learn that teen focus was on big screen TV's and the internet;
- Voiced concerns about the Sheriff's substation and felt it should be bigger with more parking for vehicles;
- Felt the Post Office and Sheriff's substation could be combined;
- Voiced concerns about the parking lot cost of \$1 million;
- Voiced concerns about the green feature costs;
- Felt certain aspects of the center could be downsized or changed to possibly upgrade the existing community hall, such as a new roof with solar panels to offset costs;
- Acknowledged concerns relating to noise and the need for mitigation;
- Questioned whether the barbecue was necessary; that the Town should use it for Community Hall and not rent it out;
- Questioned whether renewable materials lasted longer;
- Supported tourism use of the library;
- Voiced concerns with height and did not support an exception for the cupola.

Dunbar:

- Voiced concern about reduced visibility of drivers and large service trucks damaging the large cluster of trees in the front of the center;
- Voiced the need for drinking fountains and bicycle parking;
- Voiced concerns with the amount of teen room space and suggested reduction of storage areas;
- Questioned the design and operation of the drainage system;
- Did not support storage space in the north end of the current Community Hall building and requested it be relocated to the back of the building where the new mechanical closet was located;
- Requested proper ventilation for the stage area and suggested windows be installed in the rear of the building to mitigate the noise;
- Questioned whether the electrical box on the northwest corner adjacent to the proposed storage area could be moved;
- Did not support a height exception for the cupola and asked whether or not it could be lowered;
- Thanked supporters of the project for attending and speaking, supported the project and acknowledged TOT support for the center's completion, supported reuse of materials and felt green building features would save money and energy over time;
- Supported combining the Sheriff substation and post office, and felt secured parking would go hand in hand;
- Did not want to interfere with the busy schedule of the elementary school's multi-use room;
- Commended staff, the steering committee, and everyone involved with the foresight given;

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- Felt it was important to be open-minded, cautious take advantage of our space needs, keep the balance of young and old.

Dutton:

- Felt it was positive to see the numbers of supporters;
- Agreed with ZDRB who felt the cupola was too high and the teen room too small;
- Felt the living screen was a nice aspect of the project;
- Cautioned against the cistern and felt it was a costly item versus its energy savings benefit;
- Agreed with mitigation of noise;
- Cautioned against moving forward with the post office until a lease was in place;
- Felt the square footage calculations should be reviewed to ensure the library was the right size for the master plan;
- Felt the sphere of Yountville's demographics included a greater service area outside of its boundaries;
- Felt there could be as much as 80-90% in energy savings over time;
- Felt staff should review of the duplication of operations of the Community Hall and Community Center;
- Supported the design of the project with minor reconfiguration;
- Questioned whether consideration had been given in making the west side of the Community Hall into an art classroom, as it had much better lighting;
- Voiced concerns in the amount of storage needs proposed;
- Questioned the parking lot cost of \$1 million;
- Felt the rear parking lot could be closed off, as proposed by Ken Quirici;
- Suggested the incorporation of a community/town meeting room space in Community Hall for community use only.

Saucerman

- Thanked staff and architect for an excellent job;
- Thanked the public for speaking and letter-writing;
- Did not support the granting of an exception for the cupola's height and suggested lowering the height of the building;
- Requested conformance with the setback on the north and south side with the police substation and storage facility;
- Supported the green building features;
- Felt the Center would be for the entire community;
- Supported the recommended size for the center;
- Was excited about the progress to date, the center's completion and future groundbreaking;
- Supported Council Member Dutton's suggestion for meeting space and larger teen room;
- Felt the project as presented was the best and suggested placing a cap on the price at some point;
- Felt the design was efficient, adequate, would support a variety of recreational programs, and voters had supported it.

**ACTION: It was M/S (Dutton/Dunbar) to continue the public hearing to May 16, 2006.
Vote: 4-0.**

BREAK

The Town Council took a ten-minute break at 8:18 p.m., and reconvened the regular meeting at 8:28 p.m.

12. PUBLIC HEARING – PRELIMINARY MASTER DEVELOPMENT PLAN – VILLAGIO SPA - 04-MDP-3 INCLUDING USE PERMIT 05-UP-03, AND DESIGN REVIEW 05-DR-25 – 6495 WASHINGTON STREET (APN 036-081-010)

1. **Resolution Number 2466-06** adopting a Mitigated Negative Declaration of Environmental Impact and a Mitigation Monitoring and Reporting Program;
2. **Resolution Number 2467-06** approving Preliminary Master Development Plan 04-MDP-3 to construct and establish a spa facility and a detached retail/office building
Action: Adopted Resolutions.

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Planning Director Bob Tiernan gave the staff report, described the project, noted the site was vacant in a landscaped condition, said the proposal was for two buildings, a spa suite building and a detached Building B, office on the upper level and retail on the lower level, with a 32-space parking lot, the balance of sight on the north side would remain in a landscaped condition, with a large heritage oak and palm tree nearby, and most of the other vegetation on site would be removed.

Mr. Tiernan displayed building elevations, the site plan, described the open space areas, and noted materials would be brought back for final review and approval. He said many items had been addressed based on comments from the ZDRB, described elements of the plan which were included in the staff report, and said the ZDRB felt Building B should be set back 15 feet so when traveling south bound the building opens up more and reveals more courtyard entry area. He said the standard setback in primary commercial is 15 feet so the request would require granting an exception along with two elements of the main Building A. He noted there was a mixture of clay tile and metal and siding mixes of rock, stucco, which would be a discussion for final review.

Mr. Tiernan discussed the two resolutions requiring approval, and felt if amendments were needed regarding the setback for Building B, they could be made in the motion.

Council Member Dunbar requested the utilities be relocated to the far southeastern corner of the property, voiced concerns regarding the location of the bus stop, questioned the element on Sheet A.2. on the west elevation of Building A, which he confirmed with the architect Bruce Pao was a concealed recessed area of the men's spa dressing area that would house the mechanical and built into the roof.

Vice Mayor Saucerman opened the public hearing.

There was no public comment.

Council Members had the following comments and questions:

Rosa:

- Voiced concern with the setback of Building B and requested it be kept at 15 feet;
- Liked the building walls and felt they broke up the mass of the buildings.

Dunbar:

- Voiced concern with the setback of Building B and requested it be kept at 15 feet;
- Commended the applicant for responding to ZDRB comments;
- Voiced concern with the over use of too many materials;
- Requested softening and screening of the proposed walls in the north end screening parking spaces;
- Questioned whether there would be additional water and traffic impacts from the expanded use of the spa.

Dutton:

- Commended the applicant on preserving open space;
- Concurred with maintaining Building B's 15 foot setback;
- Questioned whether the trellis was freestanding;
- Voiced concern about the bus stop location and closeness of the trellis.

Saucerman:

- Felt the renderings were attractive;
- Thanked the application for maintaining the open space;
- Confirmed the curbed wall at the northwest end was 6 feet high and made of steel and requested vegetation to soften it;
- Supported maintaining Building B's 15 foot setback;
- Recommended using consistency with stone products throughout the project.

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Mr. Tiernan noted colors and materials for the project would return for final approval as well as landscaping. The project architect noted the utility on the site was a vault which was located for future development and felt it may be relocated into the building.

ACTION: It was M/S (Dutton/Rosa) to approve Resolution Number 2466-06 adopting a Mitigated Negative Declaration of Environmental Impact and a Mitigation Monitoring and Reporting Program. Vote: 4-0.

ACTION: It was M/S (Dutton/Dunbar) to approve Resolution Number 2467-06 approving Preliminary Master Development Plan (04-MDP-03) for the Villagio Spa Suites Project, with the amendment that Building B be moved back into compliance with a 15 foot setback. Vote: 4-0.

13. PUBLIC HEARING – USE PERMIT REVOCATION – JOHN NOYES – 1901 YOUNTVILLE CROSSROAD (APN 036-042-001)

1. **Resolution Number 2468-06** Revoking Use Permit for non-compliance with Use Permit Conditions, Town Code, and Building Code

Action: Adopted Resolution.

Council Member Dunbar excused himself from the Council Chambers and from participation in the public hearing due to a conflict of interest relating to his residence being within 500 feet of the project.

Planning Director Bob Tiernan gave the staff report, said the property owners had agreed to work on illegal uses, said there were three options in the staff report for the Council to consider; 1) receive the progress report; 2) adopt a resolution to revoke the use of the mobile office on the site; and 3) to act on the use permit revocation on the fence business. Staff recommendation is for the applicant to apply for a Use Permit within two weeks for the fence business and further define the nature and parameters of the business such as number of employees, hours of operation, and activities permitted.

He said the resolution prepared would revoke the use of the mobile office on the site, with the recommendation that the owners return for a new Use Permit application, and he noted only some progress had been made. One category was the effort for gaining compliance in the use permit conditions that allowed the mobile office to gain full compliance with building permit requirements. Other areas involved a number of unauthorized and un-permitted activities on the site, such as the preparation and cutting of granite countertops, storage and location of a container, hauling and excessive accumulation of debris, and the overall poor condition of the site.

He said the container had been removed, but the cabinets remained on the site and stored in a metal shed. There was still evidence of granite on the site, accumulation of rubbish, and no inspections had been called for the mobile office since the last Council meeting. Mr. Tiernan confirmed with Council members that in any event, the owners would be required to return for approval of a use permit, and the other uses were items in violation of the Municipal Code that needed to be abated regardless of what happens to the modular office.

Vice Mayor Saucerman opened the public hearing.

Brian Knight, Knight Properties, said equipment had been cleared from the site, they were moving the marble out as soon as feasibly possible, agreed to work with staff and submit a use permit application, and noted Mr. Noyes would discuss the status of the modular unit. He said because of improved weather conditions, the Bobcat tractor could be removed from the mud and other vehicles would be used to abate the site. He hoped to return to their original business, felt there had been misunderstandings in the past with items not properly defined.

John Noyes, Noyes Construction, apologized for his actions at the previous Council meeting, reported they moved the modular unit on the property with the expectation that he would not need building permits for it, said he treated the area as a temporary job site and apologized for not going before design review. In discussing ADA requirements last year, he did not expect to have to comply with requirements, felt he was in compliance with all items, felt new ground

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rules had been set, and did not know of the corrections needed. He discussed loss of business, felt he was being pushed out of town, lost money on work, assumed that everyone knew he was a general contractor, did not know he could not cut granite on site, discussed a visit by the Sheriff who shut his operations down, and needed a couple of weeks to finish out promised work. He further discussed the storage container, requirement for a sewer permit and other building permits which he did not have the money to pay for, said a forklift was unavailable at the present time to move items off the property, and requested he be reimbursed fees from the Town.

Public Comment:

Angela Hayes, 9 Stag's View Lane, asked the Council to consider revoking the use permit and more than a year had passed which she felt was sufficient time to address issues. When she moved to town four years ago there were 20 abandoned cars across the street, she distributed pictures of piles of debris and garbage, stored abandoned vehicles, boats, said she asked Mr. Knight to remove the boat from her view and nothing was done. She said she regrets living where she does and asked for the site to be cleaned.

Eric Knight, said their family had been in Yountville for 50 years and was an original egg ranch. He said the problem would soon disappear as they would be developing the property this year, said the pre-existing use began as agriculture, fencing company and hardware store for many years, and said they were always very concerned with the state of the property and their neighbors. They were trying to work with Mr. Noyes, but they want to work with the town to best define the use, have done their best to be good neighbors, said many employees were allowed to store cars which was a mistake, said they did remove a number of them as quickly as they could, they have old containers they use filled with water, paint, and Napa County Health has been made aware of the situation.

Danielle Brown, 5 Stag's View Lane, said she lives across the street from the fence company, agreed with Ms. Hayes' comments, said all of the Knight employees were nice, however, the property needed to be cleaned up. She acknowledged the illegal business operations of Mr. Noyes, voiced complaints of noise from granite cutting and significant employee problems and felt Mr. Noyes never disclosed his other business operations to the Knight's.

Council Members had the following comments:

Rosa:

- Acknowledged the previous information and the plethora of correspondence sent to Mr. Noyes;
- Felt Mr. Noyes had been made aware of the situation long ago;
- Acknowledged the cease and desist order which was not complied with;
- Acknowledged the Knight's installation of a fence when operations had changed;
- Felt excessive staff time had to be used to address the matter which had still been ignored.

Dutton:

- Echoed Council Member Rosa's comments;
- Felt the other illegal businesses would never have been approved if the Town was made aware of them;
- Said he would not want to live across the street;
- Felt debris should not be visible from above the six foot fence;
- Supported staff's second recommendation to revoke the use permit which would remove the modular office.

Saucerman:

- Concurred with Council comments made;
- Felt Mr. Noyes was aware of the situation and the cease and desist order from the Council and the problem has not been resolved;
- Felt there had been little or no compliance.

Council Member Rosa made a motion to adopt Resolution Number 2468-06 which would remove the modular unit on the site, with the condition 1) that it be removed within 14 days; 2)

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that the owners apply for a new use permit within two weeks which more specifically defines the fence business, and 3) that they comply with staff orders regarding illegal business operations.

Mr. Tiernan confirmed the existing Wolf business would not be affected, and the fence business could continue to operate; however a use permit would need to be filed within the two week period.

ACTION: It was M/S (Rosa/Dutton) to adopt Resolution Number 2468-06 approving revocation of Use Permit Amendment 05-UPA-04 and Design Review 05-DR-11 to locate an Accessory Building at 1901 Yountville Crossroad, Knight Fence Company, with the following additional conditions: 1) that the accessory building be removed within 14 days; 2) that the property owners apply for a new use permit within two weeks which more specifically defines the fence business, and 3) that the owners/operators comply with staff orders regarding illegal business operations. Vote: 3-0-1 (Dunbar recused).

Brian Knight agreed to set up an appointment with staff to file the use permit application and work with Mr. Noyes to remove the building and debris. Town Manager Plett confirmed with Mr. Knight he understood that the application needed to be filed within the two week period. The Council also confirmed neighbors could continue to contact police.

14. SCHEDULE DATES FOR STUDY SESSIONS ON THE TOWN'S BUDGET

Action: Discussed and Set Date for June 5 and June 12, 2006

ACTION: It was M/S (Dutton/Rosa) to schedule the Study Sessions on the Town's Budget for June 5th and June 12, from 1:00 p.m. to 5:00 p.m. Vote: 4-0.

15. FUTURE AGENDA ITEMS

May 16, 2006:

1. Preliminary MDP – Community Center (Continued from 5/2/06)
2. Preliminary MDP – Ghirardi Place – nix....
3. Reclaimed Water Project Study Report

Town Manager Plett discussed the items scheduled for the May 16, 2006 meeting and discussed other upcoming projects for the meetings of June.

16. COUNCIL REPORTS AND COMMENTS

1. Report of Council Member Meeting Attendance:

- a) NCTPA/NVTA Board (4/19-Rosa/Dutton)
- b) Farmworker Housing Oversight Committee Meeting (4/27-Dutton)
- c) Watershed Information Conservancy (4/27-Rosa)
- d) Other Reports and Comments

Action: Received and filed.

Rosa:

- Attending the NCTPA/NVTA meeting; the Maxwell Bridge was 92% complete, and redesign on Highway 29 Airport Interchange made is smaller and less expensive;
- There was controversy with Calistoga on the design of the Lincoln Street/Highway 29/Silverado Trail intersection and they will work together for a roundabout;
- Measure H signs were out about town;
- The Watershed Information Conservancy meeting was canceled;
- Reported it would be a bad mosquito season and discussed aerial spraying activities in the flood plain and larger concentrated areas.

Dunbar:

- Reminded everyone to attend the Moving Wall opening at 6:00 p.m. Thursday, May 4, 2006.

Dutton:

- Reported the Farmworker Oversight Committee meeting was short and reported Calistoga housing would soon be done; Mondavi was moving forward as well, however, both had issues involving a telephone pole and widening of a road;

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- Said the Chamber of Commerce marketing meeting was canceled due to a lack of quorum;
- Reported the Tour de Cure was being held on Sunday; approximately 2,000 bicyclists would depart from the Veteran's Home and ride through Yountville.

Saucerman:

- Reminded everyone of the Town wide yard sale, noted new format with a mini peddler's fare;
- Reminded everyone that the following weekend was Spring Clean-Up and hoped everyone could attend the Moving Wall opening;
- Attended Flood Control meeting, presentations were made from staff on budget and work for the upcoming year.

17. STAFF REPORTS

1. Update on Community Swimming Pool Project;
2. Update on the Washington / Yount Street Intersection Improvement Project

Public Works Director/Town Engineer Myke Praul reported that crews were getting ready to lay asphalt this week for the Pointe project, said next week would include clean-up and stamp/colorize of the crosswalks, reported a bad spot in the water line was identified in front of the Post Office and Whistlestop sewer lateral.

Mr. Praul confirmed all neighbors would be contacted prior to grinding work and access issues, and traffic control would occur during that time.

Regarding the pool project, a major foundation was being poured, slab work would occur next week, work on the building steel monument frame, a carpenter crew may work on Friday to ready the framing, and a meeting would occur with Napa County on permitting. He said he was not sure whether the project would be complete by Memorial Day, said he would know more next week, and said the project was still under budget.

18. ADJOURNMENT

The Town Council adjourned the meeting at 10:03 p.m. to the next regular Council Meeting to be held May 16, 2006.

ATTEST:

/s/ Lisa Harper, CMC, Town Clerk

Approved by Town Council:

May 16, 2006