

TOWN OF YOUNTVILLE
MINUTES OF REGULAR COUNCIL MEETING
June 7, 2005

1. CALL TO ORDER

Vice Mayor Saucerman called the meeting to order at 6:00 pm

2. PLEDGE OF ALLEGIANCE

CDF Chief Ernie Loveless led the Pledge of Allegiance

3. ROLL CALL

Council Members Present:

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

Council Members Absent:

Mayor Todd R. Carlson

Staff Members Present:

Kevin Plett, Town Manager
Diane Price, Town Attorney
Joyce Houghton, Town Clerk
Bob Tiernan, Planning Director
Myke Praul, Public Works Director/Town Engineer
Paul Klassen, Deputy Town Engineer
Kenneth Leary, Community Services Director
Sgt. Tracey Stuart, Regional Sheriff

4. CLOSED SESSION REPORT

1. May 17, 2005 Meeting with Labor Negotiators
 2. Conference with Legal Counsel - Anticipated Initiation of litigation
- Kevin Plett, Town Manager reported there was no reportable action from that meeting.
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5. ADOPTION OF AGENDA

- **Motion** Council Member Rosa, second Council Member Dutton to adopt the Agenda as presented. Motion carried

Ayes: Dutton, Dunbar, Rosa, and Saucerman
Noes: None
Absent: Carlson
Abstain: None
Recused: None

6. PUBLIC COMMENT ON MATTERS NOT LISTED ON THE AGENDA (FIVE MINUTE LIMITATION PER SPEAKER)

No public comments made.

7. APPROVAL OF CONSENT CALENDAR

1. ***Approval of Warrants***

- Accounts payable check numbers 027204 - 027249 \$107,377.15
- May 24, 2005 payroll and benefits \$64,139.36
- Total payments for period \$171,516.51

2. ***Approval of the Minutes:*** May 17, 2005

3. ***Resolution Number 2357-05*** Authorizing Filing a Notice of Completion and Accepting the Work by D&D Pipeline, Inc. for the Jefferson Street Sewer Main Replacement (WW-25), for a Total Contract Amount of \$55,130

4. ***Resolution Number 2358-05*** Authorizing the Town's Participation in a Letter of Mutual Understanding in Support of a Regional Application for Proposition 50 Grant Funds

**Town of Yountville
Town Council Agenda Items
June 7, 2005**

5. **Resolution Number 2359-05** Accepting Public Properties Dedicated As Part Of The Vineyards, Heritage Estates, And Washington Park Subdivisions.
6. Adoption of **Ordinance #361-05** Adding Chapter 15.43, Grading and Excavation, to Title 15, Division 1 of the Yountville Municipal Code
7. **Proclamation** Recognizing June 14, 2005 as FLAG DAY

- **Motion** Council Member Dutton, second Council Member Rosa to approve Consent Calendar Items 7.1 through 7.7 as presented and waive all readings. Motion carried.

Ayes: Dutton, Dunbar, Rosa, and Saucerman

Noes: None

Absent: Carlson

Abstain: None

Recused: None

8. PRESENTATIONS

1. Introduction of Chamber of Commerce Executive Director, Vicky Baxter Arik Housley, Chamber President introduced Vicky Baxter.

Ms. Baxter invited all to stop by the Chamber office for a visit or to volunteer.

2. Funding Grant Applications, presentations and presenters:

1) Leslie Moor, Director, Community Action of Napa Valley (Meals on Wheels) changed the amount requested from \$4, 390 to \$3,340	\$3,340
2) Michele Grupe, Cope Family Center (Child and Parent Service)	1,000
3) Jennifer McAfee, Hospice of Napa Valley (Family services)	5,000
4) Tracy Lamb, Napa Emergency Women's Services (NEWS)	4,000
5) Chris Edwards and Mara Gortner, Napa Solano Health Project (HIV/AIDS / Latino Services)	5,000
6) Eric Nelson, Ann Mosher, and Mikie (name indistinguishable) Napa Valley Museum	10,000
7) Linda Jortolam, Acting Executive Director, Volunteer Center of Napa Valley (Senior Services)	1,000
8) <u>Dee McFarland, Principal</u> , Yountville Elementary School	2,562
9) <u>Jerry Zollar, President</u> Yountville Baseball Little League	15,000
10) <u>John Corkell</u> , Kiwanis Club of Yountville (Families Together)	10,000
Total Requested	57,952

Kevin Plett, Town Manager indicated awards would be announced with the budget adoption.

9. PUBLIC HEARING — IMPACT FEES

1. Adoption of **Ordinance #362-05** Adding Chapter 3.40 to the Municipal Code Adopting Development Impact Fees for Water, Sewer, Parks and Recreation, Public Safety, Civic Facilities, Traffic, and Drainage and Flood Control
2. **Resolution Number 2360-05** Establishing a Fair Share Affordable Housing Fee for Non-residential Development Projects and Rescinding Resolution No. 1262-96 that Established Former Fair Share Fee
3. **Resolution Number 2361-05** Amending Resolution Number 1304-97 to Adjust Fees for the Undergrounding of Existing Overhead Utilities and to Permit Inflationary Fee Increases

Diane Price, Town Attorney reviewed the Staff Report.

**Town of Yountville
Town Council Agenda Items
June 7, 2005**

PUBLIC HEARING continued from May 17, 2005 meeting

PUBLIC COMMENT:

Renate Halliday, Mulberry Street voiced concern over flag lot fees.

PUBLIC HEARING CLOSED 7:28 PM.

- **Motion** Council Member Dunbar, second Council Member Dutton to Adoption of *Ordinance #362-05* Adding Chapter 3.40 to the Municipal Code Adopting Development Impact Fees for Water, Sewer, Parks and Recreation, Public Safety, Civic Facilities, Traffic, and Drainage and Flood Control and waive the reading. Motion carried.

Ayes: Dutton, Dunbar, Rosa, and Saucerman
Noes: None
Absent: Carlson
Abstain: None

- **Motion** Council Member Dunbar, second Council Member Dutton to Adoption *Resolution Number 2360-05* Establishing a Fair Share Affordable Housing Fee for Non-residential Development Projects and Rescinding Resolution No. 1262-96 that Established Former Fair Share Fee and waive the reading. Motion carried.

Ayes: Dutton, Dunbar, Rosa, and Saucerman
Noes: None
Absent: Carlson
Abstain: None

- **Motion** Council Member Dutton, second Council Member Rosa to Adoption *Resolution Number 2361-05* Amending Resolution Number 1304-97 to Adjust Fees for the Undergrounding of Existing Overhead Utilities and to Permit Inflationary Fee Increases and waive the reading. Motion carried.

Ayes: Dutton, Dunbar, Rosa, and Saucerman
Noes: None
Absent: Carlson
Abstain: None

10. PUBLIC HEARING – BUILDING OFFICIAL & INSPECTION SERVICES

1. *Ordinance Number 363-05*
2. *Resolution Number 2362-05*
3. *Resolution Number 2363-05*
4. *Resolution Number 2364-05*

Kevin Plett, Town Manager reviewed the Staff Reports for Ordinance 363-05 and Resolution Number 2362-05..

PUBLIC HEARING OPENED AT 7:37 PM

No public comments made.

PUBLIC HEARING CLOSED AT 7:37:5

- **Motion** Council Member Dutton, second Council Member Rosa to adopt *Ordinance Number 363-05* An Urgency Ordinance Amending Municipal Code Title 15 Rescinding Designation of Napa County Building Department as Town's Building Official and Administrator of Town Building Regulations and waive the reading. Motion carried.

Ayes: Dutton, Dunbar, Rosa, and Saucerman
Noes: None
Absent: Carlson

**Town of Yountville
Town Council Agenda Items
June 7, 2005**

Abstain: None
Recused: None

- **Motion** Council Member Dutton, second Council Member Dunbar to adopt *Resolution Number 2362-05* Designating the Planning Director as the Building Official under Municipal Code Title 15, Section 15.04.020 and waive the reading. Motion carried.

Ayes: Dutton, Dunbar, Rosa, and Saucerman
Noes: None
Absent: Carlson
Abstain: None
Recused: None

Bob Tiernan, Planning Director reviewed the Staff Reports for Resolution Number 2363-05 and 2364-05.

- **Motion** Council Member Rosa, second Council Member Dutton to adopt *Resolution Number 2363-05* Approving a Professional Services Agreement with Coastland Civil Engineering, Inc. for Building Services and waive the reading. Motion carried.

Ayes: Dutton, Dunbar, Rosa, and Saucerman
Noes: None
Absent: Carlson
Abstain: None
Recused: None

- Motion Council Member Dunbar, second Council Member Rosa to adopt *Resolution Number 2364-05* Adopting Building Permit Fees by incorporating relevant sections of the 1997 Uniform Administrative Code by Reference; Establishing Plan Check and Inspection Fees related to Energy Compliance and Accessibility; Referencing the International Building Code Valuation Schedule with a Local Adjustment Modifier, and Establishing Fire Plan Check and Inspection Fees and waive the reading. Motion carried.

Ayes: Dutton, Dunbar, Rosa, and Saucerman
Noes: None
Absent: Carlson
Abstain: None
Recused: None

11. FIRE SERVICES AGREEMENT

Resolution Number 2365-05 Approving an Agreement with the County of Napa for Providing Fire Protection Services to the Town of Yountville for the Period July 1, 2005 to June 30, 2010

Kevin Plett, Town Manager reviewed the Staff Report.

CDF Chief Ernie Loveless requested Council remove Section III E in the agreement for further discussion.

No public comments.

- **Motion** Council Member Dunbar, second Council Member Dutton to adopt ***Resolution Number 2365-05*** Approving an Agreement with the County of Napa for Providing Fire Protection Services to the Town of Yountville for the Period July 1, 2005 to June 30, 2010 with Section III E removed, and waive the reading. Motion carried.

Ayes: Dutton, Dunbar, Rosa, and Saucerman
Noes: None

**Town of Yountville
Town Council Agenda Items
June 7, 2005**

Absent: Carlson
Abstain: None
Recused: None

RECESS 8:15 PM TO 8:25 PM

12. REQUEST FROM BOUCHON RESTAURANT FOR INTERPRETATION OF FAR APPLICATION TO OUTSIDE SEATING

Bob Tiernan, Planning Director reviewed the Staff Report.
Donna Oldford, applicant representative presented the view of the applicant.
Thomas Keller, applicant reiterated Donna Oldford's comments.

- **Consensus** to support Staff interpretation that exterior seating areas are included in the Floor Area Ratio (FAR).

13. RECLAIMED WATER REPORT AND LARRY WALKER AGREEMENT

1. Presentation of Draft Feasibility & Preliminary Design Report
2. **Resolution Number 2366-05** Approving a Professional Services Agreement with Larry Walker & Associates to Prepare and Submit an Amendment to Discharge Permit for the Joint Treatment Plant

Myke Praul, Public Works Director reviewed the Staff Report.

- **Motion** Council Member Dutton, second Council Member Rosa to adopt *Resolution Number 2366-05* Approving a Professional Services Agreement with Larry Walker & Associates to Prepare and Submit an Amendment to Discharge Permit for the Joint Treatment Plant and waive the reading. Motion carried.

Ayes: Dutton, Dunbar, Rosa, and Saucerman
Noes: None
Absent: Carlson
Abstain: None
Recused: None

14. WATERSHED INFORMATION CENTER AND CONSERVANCY OF NAPA COUNTY

Council Recommendation to Napa County Board of Supervisors for appointee to Watershed Information Center and Conservancy of Napa County (WICC)
Kevin Plett, Town Manager reviewed the Staff Report.

- **Motion** Council Member Dutton, second Council Member Dunbar to recommend Council Member Steven Rosa as a candidate for the Watershed Information Center and Conservancy of Napa County (WICC). Motion carried

Ayes: Dutton, Dunbar, Rosa, and Saucerman
Noes: None
Absent: Carlson
Abstain: None
Recused: None

15. FUTURE AGENDA ITEMS

June 21, 2005

1. Adoption of 2005/06 Fiscal-Year Budget
2. Chamber of Commerce Marketing Agreement

**Town of Yountville
Town Council Agenda Items
June 7, 2005**

3. Presentation of Community Center Master Plan
4. Action on various affordable housing issues

Kevin Plett, Town Manager reviewed upcoming the future agenda items, adding design review for Bouchon Restaurant and Bakery.

16. COUNCIL REPORTS AND COMMENTS

Council Member Dunbar

- Commended staff on the water and sewer rate increase letter.
- Gave reminders for the budget work session on June 13 and the Yountville Square meeting tomorrow night in the Council Chambers, and invited members of the public to attend both.
- Thanked staff for the Community Center workshop presentation.

Vice Mayor Saucerman

- Reported the Memorial Day ceremony at the Veterans Home was very moving and thanked volunteers for the decorations and preparation.
- Attended presentation on Rebuilding Napa Valley and presented the Proclamation to Jerry Miner, and received the Town's certificate for its efforts and participation.

Council Member Dutton

- Reminded everyone of the electronics waste disposal at the College next weekend

17. STAFF REPORTS

Bob Tiernan, Planning Director reported that two balloons launched from the Vintage 1870 landed in Town because of the wind direction

- **Motion** Council Member Dutton, second Council Member Rosa to extend the meeting past 10:00 pm. Motion carried by unanimous vote.

RECESS TO CLOSED SESSION: 9:50 PM.

18. CLOSED SESSION

1. Pursuant to Government Code Section 54956.9(c): Conference with Legal Counsel
—Anticipated Initiation of litigation pursuant; Number of cases: 1
2. Pursuant to Government Code Section 54957.6(b): Employee matters:
Evaluation of Performance: Town Manager
3. Pursuant to Government Code Section 54957.6: Conference with Labor Negotiator:
—Agency Negotiator: Kevin Plett, Town Manager
— Unrepresented Employees: Department Heads

19. ADJOURNMENT

- **Motion** Vice Mayor Saucerman, second Council Member Rosa to adjourn the meeting. Motion carried by unanimous vote.

Meeting adjourned at 10:40 pm to 8:00 am Monday, June 13, 2005, for 2005-06 Fiscal-Year Budget Work Session

ATTEST

K. Joyce Houghton, CMC, Town Clerk

Approved by Town Council on

June 21, 2005