

TOWN OF YOUNTVILLE
MINUTES OF REGULAR COUNCIL MEETING

April 19, 2005

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1. **CALL TO ORDER**
Mayor Carlson called the meeting to order at 6:02 pm.
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2. **PLEDGE OF ALLEGIANCE**
Council Member Dunbar led the Pledge of Allegiance.
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3. **ROLL CALL:**
Council Members Present:
Council Member Bill Dutton
Vice Mayor Cynthia Saucerman
Council Member John F. Dunbar
Council Member Steven C. Rosa
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, CIP/PW Manager
Kenneth Leary, Community Services Director
Sgt. Tracey Stuart, Regional Sheriff
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4. **CLOSED SESSION REPORT**
1. Conference with Legal Counsel - Anticipated Litigation - Initiation of litigation pursuant to subdivision (c)
2. Conference with Labor Negotiator – Position: Town Manager
3. Property acquisition: 6500 Yount Street
Kevin Plett, Town Manager indicated Council met on the two dates noted with no reportable action except direction given to the Town’s negotiators
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5. **ADOPTION OF AGENDA**
• **Motion** Vice Mayor Saucerman, second Council Member Dunbar to adopt the agenda as presented. Motion carried.
Ayes: Dutton, Saucerman, Dunbar, Rosa, and Carlson
Noes: None
Absent: None
Abstain: None
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6. **PUBLIC COMMENT ON MATTERS NOT LISTED ON THE AGENDA**
Gilbert Martin, Veterans Home member thanked the Council for allowing him the opportunity to voice his grievance, and then distributed information regarding a violation of his rights under the terms of the Louisiana Purchase Treaty and California Constitution Article 3, Section 1.
Diane Price, Town Attorney indicated the Council had no jurisdiction over the Louisiana Purchase.
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7. **APPROVAL OF CONSENT CALENDAR**
1. **Approval of Warrants**
• Accounts payable check numbers 027041 - 027095 \$275,780.64
• April 12, 2005 payroll and benefits \$63,044.65
• Total payments for period \$338,825.29
2. **Approval of the Minutes:** April 5, 2005
3. **Resolution Number 2343-05** Adjusting Usage Fees for Yountville Summer Day Camp and Rescinding Resolution Number 2231-04

4. **Financial Report:** March 2005

- **Motion** Vice Mayor Saucerman, second Council Member Dutton to approve Consent Calendar Items as presented and waive the reading of resolutions. Motion carried.

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

8. **PRESENTATIONS**

None

9. **COMMUNITY SWIMMING POOL**

1. **Resolution Number 2344-05** Approving Lease Agreement Number 2005-117 with the California Department of Veterans Affairs for the Use and Improvement of the Community Swimming Pool at the Veterans Home of California
2. **Resolution Number 2345-05** Approving Professional Services Agreement Number 2005-118 with KAPPE + DU Architects to prepare the Final Design for the Yountville Community Swimming Pool Improvement Project for a sum not to exceed \$100,000

Myke Praul, CIP/PW Manager reviewed the Staff Report.

Marcella McCormack, Veterans Home Administrator indicated they were ready to move forward.

- **Motion** Council Member Dutton, second Vice Mayor Saucerman to adopt **Resolution Number 2344-05** Approving Lease Agreement Number 2005-117 with the California Department of Veterans Affairs for the Use and Improvement of the Community Swimming Pool at the Veterans Home of California and waive the reading. Motion carried by roll call vote.

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

- **Motion** Vice Mayor Saucerman, second Council Member Dutton to adopt **Resolution Number 2345-05** Approving Professional Services Agreement Number 2005-118 with KAPPE + DU Architects to prepare the Final Design for the Yountville Community Swimming Pool Improvement Project for a sum not to exceed \$100,000 and waive the reading. Motion carried by roll call vote.

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

10. **MUNICIPAL WELL PROJECT**

1. **Resolution Number 2346-05** Approving the Yountville Area Groundwater Management Plan

Myke Praul, CIP/PW Manager reviewed the Staff Report.

Jim Lincoln, Napa County Farm Bureau indicated they were comfortable with the final plan and asked that the last two years of Flood Control Reports be incorporated in the appendix for baseline documentation.

Richard Gervasio, Heritage Way voiced concerns regarding the filtration system and sewage linkage.

Julie Nord, Washington Street reminded Council the well could not discharge into Beard Ditch because of increased incidents of Pierce Disease.

- **Motion** Council Member Rosa, second Council Member Dutton to adopt Resolution Number 2346-05 Approving the Yountville Area Groundwater Management Plan and waive the reading. Motion carried.

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

2. **Resolution Number 2347-05** Approving a Finance Plan for the Municipal Well Project
Richard Stranzl, Finance Director reviewed the Staff Report.

- **Motion** Vice Mayor Saucerman, second Council Member Dunbar to adopt Resolution Number 2347-05 Approving Finance Plan Option 3 for the Municipal Well Project and waive the reading. Motion carried by roll call vote.

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

3. **Resolution Number 2348-05** Authorizing Solicitation of Construction Bids for the Municipal Well Project

Myke Praul, CIP/PW Manager reviewed the Staff Report.

- **Motion** Council Member Dutton, second Vice Mayor Saucerman to adopt Resolution Number 2348-05 Authorizing Solicitation of Construction Bids for the Municipal Well Project and waive the reading. Motion carried.

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

RECESS 7:10 PM TO 7:18 PM

11. PUBLIC HEARING — DESIGN REVIEW

Applicant: Timothy Harmon for RR Restaurants LLC

Site Location: 6480 Washington Street/APN 036-090-024

Property Owner: Piatti Associates, Ltd

Application: Remodel of an existing restaurant including modifications to buildings elevations, exterior dining area, parking area, site design, and landscaping.

Resolution Number 2349-05 Approving Design Review for Redd (formerly Ristorante Piatti) to Remodel an Existing Restaurant Building, Landscaping, and Parking Lot

Council Member Rosa recused and left the room because of a potential conflict of interest due to his residence being within 500' of the subject property.

Bob Tiernan, Planning Director reviewed the Staff Report.

Timothy Harmon, Richard Reddington, and David Berman presented their plan to the Council.

PUBLIC HEARING OPENED 8:25 PM

Julie Nord, Washington Street indicated she was looking forward to the project.

PUBLIC HEARING CLOSED 8:26 PM

Council Comments:

Council Member Dunbar:

- Referenced the height of the skylight
- Preferred Parking Plan A with replacement of the missing parking space and use of the green-screen fencing material

Council Member Dutton:

- Had an issue with the skylight height; it should not be any higher than the peak
 - Had an issue with height of the three-foot fence on the corner
- Preferred Parking Plan B with a solid wall toward the diners
- Had a problem with the green-screen at the corner

Vice Mayor Saucerman:

- If the purpose was to preserve the tree, Parking Plan B

Mayor Carlson

- Lower the profile on the skylight
- Concerned with the chimney height
- Implement the green-screen incrementally
- Have ZDRB review the three foot fence height on the corner and give comments relating to the border on Washington Street
 - Parking Plan B with a solid wall in place of green-screen facing diners

Mayor Carlson asked for final comments on the parking configuration and what to send to ZDRB for review.

Council Member Dutton:

- Supported Parking Plan B with a solid wall toward the diners
- Have ZDRB look into the fence height as it meets the corner of Washington and Oak Circle

Council Member Dunbar:

- Supported Parking Plan A with a replacement tree
- Had no concern for the green-screen at the corner because of the four-way stop
- Lower skylight to peak-height level

Vice Mayor Saucerman:

- Make sure no safety or hazard areas are created by green-screen or fencing
- Agreed with Council Member Dutton on Parking Plan B, but would support Plan A with tree removal and replacement
- Supported anything that needed to go to ZDRB

Mayor Carlson:

- Parking Plan B as stated above

Mayor Carlson recapped items for ZDRB review:

- Fence height as it meets the corner of Washington and Oak Circle and the parking lot entry
- Parking options
- Signage
- Lowering the skylight
- Lighting
- **Motion** Vice Mayor Saucerman, second Council Member Dunbar to adopt Resolution Number 2349-05 Approving Design Review for Redd (formerly Ristorante Piatti) to Remodel an Existing Restaurant Building, Landscaping, and Parking Lot and incorporate all the conditions and comments as stated, and waive the reading. Motion carried.

Ayes: Dutton, Saucerman, Dunbar, and Carlson

Noes: None

Absent: None

Abstain: None

Recused: Rosa

Council Member Rosa returned to the dais.

12. PUBLIC HEARING — USE PERMIT AMENDMENT

Applicant: Lori Jones

Site Location: 6488 Washington Street/APN 036-082-022

Property Owner: Altamura/Traina

Application: Amend the existing use to include an off-site bicycle tour business using existing buildings for on-site bicycle storage

Resolution Number 2350-05 Approving Use Permit Amendment Application 05-UP-01 to add a bicycle tour use to an existing nonconforming commercial use, Napa Valley Tourist Bureau, located at 6488 Washington Street with conditions.

Council Member Dunbar disclosed he had a discussion with the new business operators.

Bob Tiernan, Planning Director reviewed the Staff Report.

Lori Jones, applicant reviewed her application.

PUBLIC HEARING OPENED 9:16 PM

Julie Nord, Washington Street indicated they should encourage people walking to get bikes and discourage the use of vans.

PUBLIC HEARING CLOSED 9:17 PM

- **Motion** Council Member Dunbar, second Council Member Dutton, to adopt Resolution Number 2350-05 Approving Use Permit Amendment Application 05-UP-01 to add a bicycle tour use to an existing nonconforming commercial use for Napa Valley Tourist Bureau, located at 6488 Washington Street; with conditions amended as follows: delete the first sentence in Condition #2; add “off-site” to Condition #3; and waive the reading. Motion carried.

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

13. IMPACT FEE STUDY

Presentation of Impact Fee Study by Bartle Wells Associates

Bartle Wells staff reviewed the draft Study noting the affordable housing impact fee was changed from that in the report to \$13,490.

- Council consensus to bring the Impact Fee ordinance back in May

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- **Motion** Mayor Carlson, second Council Member Rosa to extend the meeting past 10:00 pm. Motion carried.

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

14. CAPITAL PROJECTS MANAGER

Discussion and direction on position

Kevin Plett, Town Manager reviewed the Staff Report.

- **Motion** Council Member Rosa, second Vice Mayor Saucerman to establish the position of Public Works Director/Town Engineer and direct the Town Manager to return with the appropriate documents to implement the change. Motion carried

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

15. APPOINTMENT TO ZONING/DESIGN ORDINANCE REVIEW SUB-COMMITTEE

Kevin Plett, Town Manager indicated a replacement was needed to fill the vacancy created by Eric Knight leaving the Council.

- Council consensus to appoint Council Member Rosa to the ZODO Review Subcommittee.

16. FUTURE AGENDA ITEMS

May 3, 2005

1. Public Hearing Introducing Impact Fee Ordinance
2. Public Hearing Introducing a Municipal Grading Ordinance
3. Public Hearing Introducing Amendments to Water Emergency Ordinance
4. Discussion on Amending the Town’s Street, Public Works, and Landscaping Standards
5. Sales agreement for purchase of property.

May 17, 2005

1. Approval of Agreement with Pyro Spectaculars, Inc. for Fireworks in Yountville on July 4, 2005
2. Discussion of Leaf Blower restrictions

Kevin Plett, Town Manager reviewed upcoming the future agenda items adding budget workshop dates to the May 3 agenda.

17. COUNCIL REPORTS AND COMMENTS

Council Member Dutton:

- Upper Valley Agency meeting was cancelled
- April 30 was Rebuilding Napa Valley work date
- Cure de Cure bike-a-thon would come through Town on May 1
- Requested getting back to the Water Conservation Committee

Council Member Dunbar:

- Commented on the Goal Setting session, indicated it was very impressive
- Thanked “Chef”

Mayor Carlson:

- Extended sympathy to Town Manager, Kevin Plett, on the passing of his father-in-law
- Announced the 50th Anniversary of Eisenhower Hall at the Veterans Home
- Sent well wishes to former Mayor, Mary Lou Holt, on her move to Roseville
- Napa County Board of Supervisors reviewed balloon issues at today’s meeting, including launching fees
- Received letters from citizens regarding larger library space
- Announced opening of applications for Grand Jury
- Indicated he would be absent from the May 3 Council meeting

18. STAFF REPORTS

Kevin Plett, Town Manager:

- Indicated Council needed to set a date during the first week of May for the Flood Wall ribbon cutting ceremony

Council Member Rosa indicated he would like former Council Member Knight to participate in the ribbon cutting with other Council Members

19. ADJOURNMENT

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

Meeting adjourned at 10:18 pm

ATTEST

K. Joyce Houghton, CMC, Town Clerk

Approved by Town Council on

May 3, 2005