

Mayor: Cynthia L. Saucerman
Vice Mayor: John F. Dunbar
Council: William "Bill" Dutton
Lewis G. Chilton
Marjorie "Margie" A. Mohler



A g e n d a
T o w n C o u n c i l
M a r c h 1 7 , 2 0 0 9
6 : 0 0 p m R e g u l a r O p e n S e s s i o n
Town Hall Council Chambers
6550 Yount Street, Yountville, California 94599

Special Assistance for the Disabled

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact Town Hall (707) 944-8851. Notification 24 hours before the meeting will enable the Town to make reasonable arrangements to ensure accessibility to this meeting [18 CFR 35.102-35.104 ADA Title II]. Assistive listening devices are available upon request.

**** Please turn off pagers and/or cell phones while in the Council Chambers. ****

Town Council Vision Statement: "To provide leadership, inspire community spirit, maintain fiscal health and offer a high level of service to the residents, businesses and visitors in Yountville."

Submission and Availability of Information: The Town encourages submission of written comments relevant to Council agenda items at least one day before the meeting where the item will be discussed. The submission of written comments allows the Council more time to consider the matter and, in situations of significant public interest, may enable the Council to consider a greater amount of input than if comments are presented orally at the meeting. Written comments submitted after Agenda Packets have been distributed to Council and at least one day prior to a meeting will be delivered to each Council Member before the meeting and will be made available for the public at Town Hall.

Closed Session: The Town Council will convene in Open Session at the stated time, but will then adjourn to any Closed Sessions listed on the agenda. The Council will reconvene in Open Session at 6:00 p.m. If necessary, the Council may reconvene in Closed Session to continue discussion of listed items following the completion of other business.

Public Testimony: Pursuant to Government Code Section 54954.3, the public may address the Council on each agenda item during the Council's consideration of that item. Each speaker may state his or her name for the record before testifying. Depending on the number of speakers or the interest in the item, the Council may at its discretion, limit the period of comment for each speaker to five minutes or less. The Council may also restrict, at its discretion, the time allotted for each speaker if the speaker's public comments become irrelevant to the agenda item or if the comments become repetitious.

Appeals: A person who is dissatisfied with a decision of the Town Council may have the right to a review of the decision by a Court. California Code of Civil Procedure Section 1094.5 and 1094.6 generally limits the time within which a decision of the Town Council may be judicially challenged. If a person challenges a decision in Court, he or she may be limited to raising only those issues raised at the Public Meeting described in this notice, or in written correspondence delivered to the Town Council at, or before, the Public Meeting.

Agendas and Staff Reports Available at www.townofyountville.com

1. CALL TO ORDER

2. ROLL CALL

3. PLEDGE OF ALLEGIANCE

4. CLOSED SESSION REPORT - NONE

5. ADOPTION OF THE AGENDA

**6. PUBLIC COMMENT ON MATTERS NOT LISTED ON THE AGENDA
(Five-minute limitation per speaker)**

Pursuant to Government Code section 54954.3 (the Brown Act), this is the time allotted for the public to address the Council on subjects relevant to the Town that are not on the agenda. Please be aware that the Council cannot take action on items that are not on the agenda. The Council may; however, briefly respond to statements made or questions posed by the public, ask for clarification from staff, refer the matter to staff, request staff to report back on the matter, or request staff to place the matter on a future agenda.

7. APPROVAL OF CONSENT CALENDAR

Consent Calendar items are routine and the associated staff recommendation for each item is approval by a single motion. Any interested party or member of the Town Council may request removal of an item from the Consent Calendar for purposes of considering alternative action, extended discussion, or public comment. Consent Calendar items removed from the agenda are considered next in the order of the agenda.

A. *Approval of Warrants*

1. Accounts payable check numbers	\$312,487.01
2. Total payroll and benefits	<u>\$109,048.46</u>
3. Total payments for period	\$421,535.47

Recommendation: Receive and File.

B. *Monthly Financial Report – February*

Recommendation: Accept Report.

C. *Adopt Resolution Number 2763-09* Authorizing Professional Services Agreement with Amy L. Valukevich to provide Interim Town Attorney Services.

Recommendation: Adopt Resolution.

D. *Adopt Resolution Number 2764-09* Approving Amendment No. 7 to Agreement No. 1932 with the Napa County Flood Control and Water Conservation District Pertaining to the Transfer of the North Bay Aqueduct Entitlement to the City of Napa.

Recommendation: Adopt Resolution.

- E. *Napa County Transportation & Planning Agency (NCTPA) – Federal Economic Stimulus*
1. *Adopt Resolution Number 2765-09* Approving Participation in the Federal Economic Stimulus: American Recovery and Reinvestment Act of 2009 (ARRA) for the Highway 29 Bike Path.
 2. *Adopt Resolution Number 2766-09* Approving a Memorandum of Understanding with the Napa County Transportation & Planning Agency for the distribution of ARRA funds to Napa County Agencies.

Recommendation: Adopt Resolutions.

- F. *Adopt Resolution Number 2767-09* Accepting the Improvements and Authorizing Reimbursement to the Developer, Yountville Inn Investors, for the Bardessono Inn Project.

Recommendation: Adopt Resolution.

- G. *Adopt Resolution Number 2768-09* Accepting the Improvements and Authorizing Reimbursement to the Developer, Yountville Inn Investors, for the passive park located on Yount Street related to the Bardessono Inn Project upon recordation of transfer of the passive park to Town ownership.

Recommendation: Adopt Resolution.

- H. *Designate Vice Mayor John F. Dunbar as the Delegate to attend the Association of Bay Area Government (ABAG) Spring General Assembly Annual Business Meeting.*

Recommendation: Approve.

- I. *Approval of Minutes* – July 15, 2008

Recommendation: Approve.

- J. *Approval of Minutes* – January 6, 2009

Recommendation: Approve.

8. PRESENTATIONS

- A. Recognition of Service for Interim Finance Director, Cindee Rosenberg
- B. Mosquito Abatement District Annual Report
- C. Community Services Program Annual Report for 2008

9. PUBLIC HEARING – PRELIMINARY MASTER DEVELOPMENT PLAN REVIEW - VINEYARD OAKS SUBDIVISION (KNIGHT PROJECT) - 1901 YOUNTVILLE CROSS ROAD (APN 036-042-001)

Consider Adoption of Resolution Number 2769-09 Approving the Preliminary Master Development Plan for the Vineyard Oaks Subdivision.

Recommendation: Adopt Resolution.

10. IN-COUNCIL MEETING WORKSHOP - WINE TASTING ROOM AND USES

Recommendation: Receive Staff Report and Provide Policy Direction to Staff.

11. FUTURE WORK SESSION DATES

Discussion regarding establishing dates to conduct the following:

- A. Fiscal Year 2009-2010 Budget Work Sessions.
- B. ARG presentation regarding Town Hall Seismic Retrofit and Space Needs Analysis.
- C. Non-Profit Grant Funding Applicant Interviews.
- D. Fiscal Year 2009-2010 Budget Adoption.

Recommendation: Recommend Dates.

12. CONSIDER LAFCO (LOCAL AGENCY FORMATION COMMISSION) "UP VALLEY SEAT" APPOINTMENT

Recommendation: Discuss and Provide Appointment Direction to Staff.

13. STAFF INFORMATIONAL REPORTS

14. COUNCIL REPORTS AND COMMENTS

Report of Council Member Meeting Attendance:

- A. Napa County Flood Control & Water Conservation District (Saucerman/Dunbar)
- B. Upper Valley Waste Management Authority (Dutton)
- C. Other Reports and Comments

Recommendation: Receive and File.

15. FUTURE AGENDA ITEMS

- A. Annual Fireworks Display Permit
 - B. Commercial Properties – Frontage Improvement Standards
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16. CLOSED SESSION

- A. Conference with Legal Counsel – Existing Litigation Subdivision (a) of Section 54956.9)

Name of Case: Town of Yountville vs. Sharrock (Superior Court Case Number 26-46252)

- B. Conference with Labor Negotiator: Pursuant to Government Code Section 54957.6:

Agency Negotiator: Steven R. Rogers, Town Manager

Employee Organization: Yountville Employees Association and Non-Represented Management Employees

17. ADJOURNMENT

Adjourn to the Regular Town Council Meeting, Tuesday, April 7, 2009.