

TOWN OF YOUNTVILLE
MINUTES OF REGULAR COUNCIL MEETING
February 3, 2009

1. CALL TO ORDER; ROLL CALL – 6:00 P.M.

Mayor Saucerman called the meeting to order at 6:00 p.m.

Mayor and Town Councilmembers Present:

Mayor Cynthia L. Saucerman, Vice Mayor John F. Dunbar and Councilmembers William “Bill” Dutton, Lewis G. Chilton and Marjorie A. Mohler

Town Staff Present:

Amy Valukevich, Town Attorney; Bob Tiernan, Planning/Building Director; Michelle Dahme, Town Clerk; Myke Praul, Public Works Director/Town Engineer; Kenneth Leary, Community Services Director, and Cindee Rosenberg, Interim Finance Director

Town Staff Excused: Steve Rogers, Town Manager

2. CLOSED SESSION - NONE

3. PLEDGE OF ALLEGIANCE

The pledge of allegiance was held.

4. CLOSED SESSION REPORT - NONE

5. ADOPTION OF THE AGENDA

ACTION: A Motion by Vice Mayor Dunbar; Seconded by Councilmember Mohler to Adopt the Agenda was unanimously approved.

Ayes: Dunbar, Mohler, Dutton, Chilton and Saucerman

Noes: None

Absent: None

Abstain: None

6. Public Comment on Matters Not Listed on the Agenda.

None

7. APPROVAL OF CONSENT CALENDAR

Consent Calendar Item 7A

ACTION: A Motion by Councilmember Chilton; Seconded by Councilmember Mohler to approve Consent Calendar Item 7A was unanimously approved.

Ayes: Chilton, Mohler, Dutton, Dunbar and Saucerman

Noes: None

Absent: None

Abstain: None

Consent Calendar Item 7B

ACTION: A Motion by Councilmember Chilton; Seconded by Councilmember Mohler to approve Consent Calendar Item 7B was approved.

Ayes: Chilton, Mohler, Dutton and Dunbar

Noes: None

Absent: None

Abstain: Saucerman

A. Approval of Warrants

- Accounts payable check numbers \$271,231.70
- Total payroll and benefits \$ 79,455.24
- Total payments for period \$350,686.94

Recommendation: Received and Filed.

B. Approve Special Events Permit, Sound Amplification Permit and Use of Van de Leur Park for the 16th Annual Chamber of Commerce Taste of Yountville Event to be held Saturday, March 21 2009.

Recommendation: Approved.

8. PUBLIC HEARING - TAX AND EQUITY FISCAL RESPONSIBILITY ACT (“TEFRA”)

A. Adopt Resolution Number 2749-09 Approving the Issuance of Tax-Exempt Bonds by the California Municipal Finance Authority for the benefit of Arroyo Grande Villas, LP (the “Borrower”) or Another Limited Partnership to be established by Napa Valley Community Housing or an Affiliate thereof, with Respect to a Multifamily Rental Project.

Recommendation: Adopted Resolution.

B. *Adopt Resolution Number 2750-09* Authorizing the Mayor, Town Manager (or such other designated signatory) to execute the Joint Exercise of Powers Agreement with the California Municipal Finance Authority.

Recommendation: Adopted Resolution.

Councilmember Mohler recused herself due to a conflict of interest resulting from her residence and business both being located within 500' of the subject project and left Council Chambers.

Amy Valukevich, Town Attorney, provided brief overview of report on behalf of Town Manager Rogers.

Steven Melikian, Attorney with Jones Hall of San Francisco, gave presentation.

Ben Barker, Financial Advisor with California Municipal Finance Authority, responded to Council questions.

Public Hearing Held – No Public Comment

Item 8A

ACTION: A Motion by Vice Mayor Dunbar; Seconded by Councilmember Dutton to Adopt Resolution Number 2749-09 Approving the Issuance of Tax-Exempt Bonds by the California Municipal Finance Authority for the benefit of Arroyo Grande Villas, LP (the “Borrower”) or Another Limited Partnership to be established by Napa Valley Community Housing or an Affiliate thereof, with Respect to a Multifamily Rental Project, was approved.

Ayes: Dunbar, Dutton, Chilton and Saucerman
Noes: None
Absent: None
Abstain: None
Recused: Mohler

Item 8B

ACTION: A Motion by Vice Mayor Dunbar; Seconded by Councilmember Dutton to Adopt Resolution Number 2750-09 Authorizing the Mayor, Town Manager (or such other designated signatory) to execute the Joint Exercise of Powers Agreement with the California Municipal Finance Authority, was approved.

Ayes: Dunbar, Dutton, Chilton and Saucerman
Noes: None
Absent: None
Abstain: None
Recused: Mohler

9. CONSIDER ADOPTION OF RESOLUTION NUMBER 2751-09 APPROVING AN AGREEMENT TO SUPPLY THE MONDAVI VINEYARDS (CONSTELLATION WINES) WITH UP TO 112-ACRE FEET OF RECLAIMED WASTEWATER FOR A ONE-YEAR TERM DUE TO CURRENT HYDROLOGIC CONDITIONS.

Recommendation: Adopted Resolution.

Councilmember Mohler returns to the Council Chambers for the remainder of the meeting.

Myke Praul, Public Works Director, presented staff report.

Public Comment Held – Testimony Presented

Kurt Grace, Stags Leap Wine Cellars, commented Stags Leap is a current customer and would like to be included with discussions regarding reclaimed wastewater before proceeding with adoption of the above resolution.

Al Wagner, Clos Duval, echoed comments from Kurt Grace and referred to Section 3.4 - Order of Priority - in the Clos Duval Agreement. Mr. Wagner further commented that he was not aware of the discussions with Mondavi and would like to be at the table for discussions before approving the above resolution.

ACTION: A Motion by Vice Mayor Dunbar; Seconded by Councilmember Chilton to continue this item to the February 17, 2009 Council Meeting was unanimously approved.

Ayes: Dunbar, Chilton, Dutton, Mohler and Saucerman

Noes: None

Absent: None

Abstain: None

Vice Mayor Dunbar clarified direction to staff to include all existing users, as well as Mondavi in discussions.

10. MID-YEAR BUDGET REVIEW AND AMENDMENTS

Consider Adoption of Resolution Number 2752-09 Approving Budget Adjustment Number 2008-2009-A01, Final Budget Adjustments for Fiscal Year 2008-2009.

Recommendation: Adopted Resolution.

Cindee Rosenberg, Interim Finance Director, presented staff report and advised of discussions with Town Manager Rogers to come back with budget projections for the rest of the year regarding different percentages for loss (i.e. 5%, 10% and 15%).

Public Comment - None

ACTION: A Motion by Councilmember Chilton; Seconded by Councilmember Mohler to Adopt Resolution Number 2752-09 Approving Budget Adjustment Number 2008-2009-A01, Final Budget Adjustments for Fiscal Year 2008-2009 was unanimously approved.

Ayes: Chilton, Mohler, Dutton, Dunbar and Saucerman
Noes: None
Absent: None
Abstain: None

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- 11. REVIEW AND UPDATE THE TOWN'S CAPITALIZATION & DEPRECIATION POLICY**
Consider Adoption of Resolution Number 2753-09 Approving the Town's Capitalization & Depreciation Policy.
Recommendation: Adopted Resolution.

Cindee Rosenberg, Interim Finance Director, presented staff report.

Public Comment – None

ACTION: A Motion by Councilmember Chilton; Seconded by Councilmember Dutton to Adopt Resolution Number 2753-09 Approving the Town's Capitalization & Depreciation Policy was unanimously approved.

Ayes: Chilton, Dutton, Dunbar, Mohler and Saucerman
Noes: None
Absent: None
Abstain: None

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- 12. STAFF INFORMATIONAL REPORTS**
A. Community Center/Library Project Update

Councilmember Chilton requested update on damaged beams/trusses in Community Hall building.

Michelle Dahme, Town Clerk, advised Town Hall will be closed on Monday, February 9, 2009 from Noon to 4:00 p.m. for Employee Training & Development.

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- 13. COUNCIL REPORTS AND COMMENTS**
Report of Council Member Meeting Attendance:

Agendas and Minutes related to Council Member Meeting Attendance are maintained separately by the various meeting bodies.

- A. Napa County Flood Control & Water Conservation District
(Saucerman/Dunbar)

Mayor Saucerman reported on District Meeting.

B. NCTPA/NVTA (Saucerman/Chilton & Dunbar)

Mayor Saucerman reported on Agency Meeting.

C. Other Reports and Comments

Councilmember Dutton thanked the various community and business people who took their time out to participate in the Town Council's Retreat held Friday, January 30, 2009.

Vice Mayor Dunbar commented on the following:

- Thanked the facilitator for conducting the Town Council Retreat.
- Bardessono opening was well attended and included Congressman Thompson and celebrity sightings.
- Requested updated Conflict of Interest Map.
- Attended meeting in Petaluma where the State Controller gave an update on the State's Budget situation.

Councilmember Chilton echoed comments by Councilmember Dutton regarding the public participation at the Town Council's Retreat.

Councilmember Mohler commented that people were happy to have been asked to come to the Town Council's Retreat.

Recommendation: Received and Filed.

14. FUTURE AGENDA ITEMS

- A. Sorrento Final Master Development Plan
- B. Vita Design Review

15. ADJOURNMENT

Adjourned to the Regular Town Council Meeting, Tuesday, February 17, 2009.

ATTEST:

/s/ Michelle Dahme, Town Clerk

Approved by Town Council:

March 3, 2009