



A Tradition of Stewardship  
A Commitment to Service

MINUTES OF THE  
NAPA COUNTY - BOARD OF SUPERVISORS MEETING  
COUNTY OF NAPA

February 15, 2011

Draft Summary of the Proceedings

1. CALL TO ORDER; ROLL CALL

**The Board of Supervisors of the County of Napa met in regular session on Tuesday, February 15, 2011, at 9:00 a.m. with the following supervisors present: Chairman Bill Dodd, Supervisors Mark Luce, Diane Dillon, Keith Caldwell and Brad Wagenknecht. The meeting was called to order by Chairman Bill Dodd.**

2. PLEDGE OF ALLEGIANCE

**Napa County Farm Bureau President Jim Lincoln led the assembly in the pledge of allegiance.**

3. APPROVAL OF MINUTES

**None.**

4. PRESENTATIONS AND COMMENDATIONS

**None.**

5. PUBLIC COMMENT

**None.**

6. DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS

**Director of Environmental Management Steve Lederer announced that a contractor and consultant public outreach meeting will be held at the Napa City-County Library on March 9, 2011 at 10:00 a.m.**

7. CONSENT ITEMS

Law & Justice

- A. Chief Probation Officer requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 6600 with the Loyd Wolfe Juvenile Justice Network transferring \$20,000 from Part D Services, Evening Reporting Center to Part A, Outpatient Treatment Services with no change in maximum contract amount.

**A-6600 (Amend. 2)**

Public Safety

- B. Director of Corrections requests approval of Budget Transfer No. COR002 increasing appropriations in the amount of \$8,157 with offsetting revenues from the Corrections budget and establishment of a fixed asset in the amount of \$8,157 for the purchase of a Programmable Logic Controller. (4/5 vote required)

**BT-COR002**

Human Services

- C. Director of Health and Human Services requests approval of and authorization for the Chairman to sign the following Memoranda of Understanding (MOU) among Napa County and The Area Agency on Aging Serving Napa and Solano (AAANS), and the following entities, each for the term July 1, 2010 through June 30, 2011, with a provision for annual renewal, for the issuance of permits for elder and dependent adult caregivers:

1. An MOU with the City of American Canyon; and
2. An MOU with the Town of Yountville.

**A-7534**

**A-7535**

- D. Director of Health and Human Services requests approval of and authorization for the Chairman to sign a revenue agreement with the California Department of Mental Health in the amount of \$53,286 for Projects for Assistance in Transition from Homelessness (PATH) Formula Grant funds for State Fiscal Year 2010-2011.

**A-7536**

- E. Director of Health and Human Services requests approval of and authorization for the Chairman to sign the following agreements to provide Prevention and Early Intervention (PEI) services under the County's State approved Mental Health Services Act PEI Plan, each for the term January 1, 2011 through June 30, 2012:

1. Agreement with Calistoga Family Center, Inc., for a maximum of \$208,800 to provide culturally-based group mentoring on site at St. Helena and Calistoga Elementary and Junior/Senior High Schools and throughout the community;
2. Agreement with Napa Emergency Women's Services, Inc., for a maximum of \$218,800 to provide support services for the prevention of Post Traumatic Stress Disorder in children exposed to domestic violence; and
3. Agreement with Suscol Intertribal Council, Inc., for a maximum of \$87,000 to provide outreach education and mental health screenings/assessments to the Native American community.

**A-7537, A-7538 & A-7539**

- F. Director of Health and Human Services requests approval of and authorization for the Chairman to sign Amendment No. 4 to Agreement No. 6231 with Catholic Charities, CYO, incorporating specific terms and conditions regarding compliance requirements, amending Section 1.7 of the Terms and Conditions-Contract Administration to include an additional funding source, and incorporating Addenda to the Scope of Work and Compensation sections to add Therapeutic Behavioral Services to the array of services provided to clients of the Mental Health Program.  
**A-6231 (Amend. 4)**
- G. Director of Health and Human Services requests approval of and authorization for the Chairman to sign Amendment No. 2 to Agreement No. 6670 with Anasazi Software, Inc., increasing the amount by \$41,786 for a new maximum of \$616,266 for a license to use the Doctor's HomePage Software program and the Doctor's HomePage Third Party Services for the Anasazi electronic health record/billing system.  
**A-6670 (Amend. 2)**
- H. Director of Health and Human Services requests approval of and authorization for the Chairman to sign the following amendments for Fiscal Year 2010-2011 for the provision of additional mandated services in the Mental Health Outpatient Managed Care Program due to an increased number of clients:
1. Amendment No. 2 to Agreement No. 7052 with Kathleen R. Boyd, MFT, increasing the amount by \$10,000 for a new maximum of \$30,000; and
  2. Amendment No. 2 to Agreement No. 7378 with Lorraine Crockford, MFT, increasing the amount by \$20,000 for a new maximum of \$40,000.  
**A-7052 (Amend. 2)**  
**A-7378 (Amend. 2)**
- I. Director of Health and Human Services requests approval of and authorization for the Chairman to sign Amendment No. 1 to Revenue Agreement No. 7352 with the County of Sonoma, extending the term through June 30, 2011 and revising the budgets to reflect cost adjustments relating to the Green Regional Education and Employment in the North Bay (GREEN) Program, with no change to the contract maximum.  
**A-7352 (Amend. 1)**

Community Resources & Infrastructure

- J. Agricultural Commissioner/Sealer of Weights & Measures requests approval of and authorization for the Chairman to sign the renewal of revenue Agreement No. 4760 with the California Department of Food and Agriculture (CDFA) for a maximum of \$4,756 for the term of July 1, 2010 through June 30, 2011 for reimbursement of expenditures for activities related to the performance of Sudden Oak Death activities, including inspection and monitoring of infected trees, educating

landowners and businesses and mapping of areas with infected trees.

**A-4760**

- K. Director of Environmental Management requests approval of and authorization for the Chairman to sign the following amendments to agreements for Animal Shelter Reimbursement, revising the term of the agreements to reflect the new phase in period and revising the annual meeting date:

1. Amendment No. 1 to Agreement No. 7296 with the Town of Yountville;
2. Amendment No. 1 to Agreement No. 7297 with the City of St. Helena;
3. Amendment No. 1 to Agreement No. 7298 with the City of American Canyon;  
and
4. Amendment No. 1 to Agreement No. 7299 with the City of Napa.

**A-7296 (Amend. 1); A-7297 (Amend. 1); A-7298 (Amend. 1) & A-7299 (Amend. 1)**

- L. Director of Public Works requests approval of Budget Transfer No. AIR002 appropriating \$16,000 in the "Napa County Airport General Aviation Apron Rehabilitation Project" PW 08-20 with a corresponding reduction in the Airport Enterprise Fund Balance. (4/5 vote required)

**BT-AIR002**

General Admin & Finance

- M. County Executive Officer requests adoption of a resolution authorizing:

1. Application to the California Integrated Waste Management Board for a Waste Tire Enforcement Grant in the amount of \$84,093 for Fiscal Year 2010-2011; and
2. Assistant County Executive Officer to execute the necessary grant documents.

**R-2011-12**

- N. County Executive Officer/Purchasing Agent and Purchasing Manager request the following:

1. Declare certain items of personal property, which are fixed and non-fixed assets, as surplus and no longer required for public use;
2. Authorize the disposal of fixed asset and non-fixed asset surplus property items at public auction; (4/5 vote required) and
3. Authorize the Purchasing Agent to dispose of certain items by donation and by recycling.

**Motion moved by Diane Dillon, seconded by Brad Wagenknecht, to approve consent items. Motion passed 5 - 0.**

8. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

**None.**

9. SET MATTERS OR PUBLIC HEARINGS

A. 9:00 AM Recess to the Board of Equalization Meeting (**See BOE Agenda**).

B. 9:40 AM PUBLIC HEARING Consideration and possible action regarding an appeal filed by Thomas N. Lippe, Esq. representing Earth Defense for the Environment Now (EDEN) to a decision by the Director of Conservation, Development and Planning on August 31, 2010 to adopt a mitigated negative declaration and to approve Erosion Control Plan No. P07-00790-ECPA for earthmoving activities related to installation of approximately 1.55 acres of existing vineyard installed without the benefit of an approved erosion control plan and an additional conversion of 2.79 acres of oak woodland and non-native grassland to vineyard by David Dunphy, 4155 Dry Creek Road, Napa County (Assessor's Parcel No. 035-010-057). (CONTINUED FROM NOVEMBER 23, DECEMBER 14, 2010 AND JANUARY 25, 2011)

**Director of Conservation, Development and Planning Hillary Gitelman made presentation.**

**Continued public hearing.**

**Supervisor Mark Luce was excused from the January 25, 2011 meeting and stated he had reviewed the record in preparation for today's hearing.**

**Applicant David Dunphy and Appellant's representative Thomas Lippe, Lippe Gaffney Wagner, LLP made presentations.**

**Testimony presented.**

**Motion moved by Diane Dillon, seconded by Brad Wagenknecht, to continue the Public Hearing to August 2, 2011 at 9:30 a.m. and set June 30, 2011 as the deadline for all information to be submitted. Motion passed 5 - 0.**

C. 10:30 AM Napa County Commission on Aging to present a report covering the period July 1, 2008 through June 30, 2010.

**Napa County Commission on Aging Chair Betty Rhodes presented report.**

D. 10:45 AM PUBLIC HEARING First reading and intention to adopt an ordinance amending nuisance abatement lien procedures and clarifying conditions constituting a public nuisance and liability for such conditions in Chapter 1.20 and Section 15.04.080 of the Napa County Code.  
ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

**Deputy County Counsel Rob Paul introduced item.**

**Opened public hearing.  
No testimony presented.  
Closed public hearing.  
Read title.**

**Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to waive reading the balance of the ordinance. Motion passed 5 - 0.**

**Motion moved by Mark Luce, seconded by Brad Wagenknecht, to approve motion of intent to adopt the ordinance. Motion passed 5 - 0.**

- E. 11:00 AM Recess to the Monticello Public Cemetery District (MPCD) special meeting (See MPCD Agenda).
- F. 11:10 AM PUBLIC HEARING First reading and intention to adopt an ordinance providing for an additional tenant member on the Napa County Housing Commission and changing the quorum requirement of the Commission. ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

**Deputy County Counsel Rob Paul presented item.**

**Opened public hearing.  
No testimony presented.  
Closed public hearing.  
Read title.**

**Motion moved by Brad Wagenknecht, seconded by Mark Luce, to waive reading the balance of the ordinance. Motion passed 5 - 0.**

**Motion moved by Mark Luce, seconded by Keith Caldwell, to approve motion of intent to adopt the ordinance. Motion passed 5 - 0.**

- G. 1:30 PM Director of Health and Human Services (HHSA) requests Board input and approval of the "Request for Proposal - Emergency Ambulance Services, Advanced Life Support Transport and EMS System Performance Specifications for Napa County, California" (the RFP) and authorization for HHSA to issue the RFP and proceed with the procurement process in accordance with its terms.

**Director of Health and Human Services Randy Snowden made presentation.**

**Testimony presented.**

**Motion moved by Diane Dillon, seconded by Brad Wagenknecht, to approve requested actions. Motion passed 5 - 0.**

10. ADMINISTRATIVE ITEMS

General Admin & Finance

- A. County Executive Officer requests discussion and possible action to authorize the Chairman to sign a letter transmitting a response to the update requests for the following Grand Jury reports:

1. 2009-2010 Grand Jury Final Report on Napa County Criminal Justice Facilities: Juvenile Justice Center/Juvenile Hall;
2. 2009-2010 Grand Jury Final Report on Napa Special Investigations Bureau; and
3. 2009-2010 Grand Jury Report on Napa County Criminal Justice Facilities: Napa County Department of Corrections/County Jail.

**Item removed from the agenda.**

11. LEGISLATIVE ITEMS

- A. Community and Intergovernmental Affairs Manager, contingent upon a recommendation of the Legislative Subcommittee, requests approval of and authorization for the Chair to sign a letter of support for state legislation seeking to protect the provisions of the State's 2010 Gas Tax Swap that annually directs about \$3.5 billion to state, regional and local transportation programs, including an estimated \$1.6 million for Napa County in Fiscal Year 2011-12. (Unanimous vote required)

**Community and Intergovernmental Affairs Manager Larry Florin introduced item.**

**Deputy Director of Public Works Rick Marshall made presentation.**

**Motion moved by Diane Dillon, seconded by Brad Wagenknecht, to approve requested action. Motion passed 5 - 0.**

12. BOARD OF SUPERVISORS COMMITTEE REPORTS AND ANNOUNCEMENTS

**Supervisor Keith Caldwell reported on his attendance at the North Bay Water Reuse Authority meeting in Novato.**

**Supervisor Brad Wagenknecht reported on meetings concerning Native American issues that he, Supervisor Diane Dillon, Assistant County Counsel Minh Tran and Community and Intergovernmental Affairs Manager Larry Florin recently attended in Washington, D.C.**

13. BOARD OF SUPERVISORS FUTURE AGENDA ITEMS

**None.**

14. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS

**County Executive Officer Nancy Watt stated there were no updates on the State's realignment of services to local governments.**

15. CLOSED SESSION

A. CONFERENCE WITH LABOR NEGOTIATOR (Government Code Section 54957.6)

Agency Designated Representatives: Nancy Watt, County Executive Officer and Suzanne Mason, Human Resources Director  
Unrepresented Employee: Dave Whitmer, Agricultural Commissioner/Sealer of Weights and Measures

**Closed session held. No reportable action.**

B. CONFERENCE WITH LABOR NEGOTIATOR (Government Code Section 54957.6)

Agency Designated Representative: Suzanne Mason, Human Resources Director  
Employee Organization: SEIU Local 1021 - NAPE (Public Services Employee Unit and Supervisory Unit of the County of Napa); Napa County Deputy Sheriffs' Association (Employee Unit and Supervisory Unit of the County of Napa)  
Unrepresented Employees: Non-Classified Management, Classified Management and Confidential Employees of the County of Napa (Excluding Elected Officials)

**Closed session held. No reportable action.**

C. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8)

Property: 2000 Airport Road, Napa County, California  
Agency Negotiators: Don Ridenhour, Director of Public Works and Martin Pehl, Airport Manager  
Negotiating Parties: JALUX AMERICAS, Inc., a California corporation  
Under Negotiation: Price and terms of payment for leasehold interest

**Closed session held. No reportable action.**

16. ADJOURNMENT

**Adjourned to the Board of Supervisors regular meeting Tuesday, March 1, 2011 at 9:00 a.m.**

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BILL DODD, Chairman

ATTEST:

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GLADYS I. COIL, Clerk of the Board