



A Tradition of Stewardship  
A Commitment to Service

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

March 22, 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, March 22, 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

**Agricultural Commissioner/Sealer of Weights and Measures Dave Whitmer led the assembly in the pledge of allegiance.**

3. APPROVAL OF MINUTES

A. Clerk of the Board requests approval of minutes of the meetings held on:

1. December 14, 2010 and January 11, 2011 ( All Supervisors were present);
2. January 13, 2011 (Supervisors Bill Dodd and Mark Luce were excused)\*;
3. January 25, 2011 (Supervisor Mark Luce was excused)\*;
4. February 1, 2011 (All Supervisors were present);
5. February 8, 2011 (Supervisors Diane Dillon and Brad Wagenknecht were excused)\*; and
6. February 14, 2011 (All Supervisors were present).

\*Excused Supervisors will be recorded as abstained unless Supervisors indicate otherwise.

**Motion moved by Keith Caldwell, seconded by Brad Wagenknecht, to approve minutes with abstentions as declared above. Motion passed 5 - 0.**

4. PRESENTATIONS AND COMMENDATIONS

**None.**

5. PUBLIC COMMENT

**Herbert Ford of Angwin commented on Sacramento government.  
Wendy Ward of Green Valley Road introduced Preservation Napa Valley and the Barn Tour.**

6. DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS

**Treasurer-Tax Collector Tamie Frasier reported the Napa Valley Register, Eye on Napa, incorrectly stated April 1 as the tax delinquent date, however, the correct date is April 11, 2011.**

**Agricultural Commissioner/Sealer of Weights and Measures Dave Whitmer announced Friday, March 25, 2011, is a special meeting of the Napa County Local Food Advisory Council and reported on the European Grapevine Moth.**

7. CONSENT ITEMS

Human Services

- A. Director of Health and Human Services requests approval of and authorization for the Chairman to sign the renewal of revenue Agreement No. 3742 with the California Department of Public Health for a maximum of \$1,000 for the term July 1, 2010 through June 30, 2011 for costs associated with the AIDS Drug Assistance Program (ADAP).

**A-3742**

- B. Director of Health and Human Services requests approval of and authorization for the Chairman to sign Amendment No. 5 to Agreement No. 4657 with Nadhan, Inc., increasing the amount by \$27,885 for a new maximum of \$130,085 and revising the compensation section to incorporate the purchase of a priority bed for inpatient (secured facility) mental health treatment services.

**A-4657 (Amend. 5)**

- C. Director of Health and Human Services requests approval of and authorization for the Chairman to sign Amendment No. 3 to Agreement No. 6197 with Medical Hill Rehabilitation Center, LLC, increasing the amount by \$105,000 for a new maximum of \$280,000 to provide mental health services in a skilled nursing facility.

**A-6197 (Amend. 3)**

- D. Director of Health and Human Services requests approval of and authorization for the Chairman to sign Amendment No. 2 to Agreement No. 7316 with Jim Cassio, extending the term through June 30, 2011 and revising the Scope of Work and Compensation sections for consultation services regarding economic conditions and the labor market in Napa County.

**A-7316 (Amend. 2)**

- E. Director of Health and Human Services requests adoption of a resolution authorizing the Napa County Emergency Medical Services Agency to access state and federal criminal history information for employment or certification purposes.

**R-2011-20**

Community Resources & Infrastructure

- F. Director of Public Works requests the following with regards to the "Napa City/County Library Remodel Project," PW 11-03:
1. Award of the contract to KenRidge Builders, Inc. of Napa, California for their low base bid of \$172,930; and Additional Alternative No. 1 of \$4,500, Additional Alternative No. 2 of \$13,030, Additional Alternative No.3 of \$9,800, and Additional Alternative No.4 of \$8,400 for a grand total of \$208,660; and authorization for the Chairman to sign the construction contract.
  2. Approval of Budget Transfer No. DPW015 appropriating \$296,750 in the Library Capital Improvement Budget with a corresponding reduction in unspent appropriations and cancelation of a designation within the Napa Main Library Budget.
- BT-DPW015**
- G. Director of Public Works requests approval of plans and specifications for the "Zinfandel Lane Bridge Fish Passage Improvement Project," PW 11-01, authorization to advertise for sealed bids and opening of the bids at a time, date and location to be published by the Director of Public Works pursuant to Section 20150.8 of the Public Contract Code.
- H. Library Director requests approval of Budget Transfer No. LIB003 increasing appropriations within the Library budget and establishment of a fixed asset in the amount of \$30,000 for the purchase of two service desks for the Napa City-County Main Library.  
(4/5 vote required)
- BT-LIB003**
- I. Director of Library Services and the Director of Public Works requests approval of and authorization for the Chair to sign a long-term lease agreement with the Town of Yountville at no cost for the term February 1, 2011 through June 30, 2031, for the Yountville Library Station's leased space.
- A7271-1**

General Admin & Finance

- J. County Executive Officer recommends adoption of a resolution appointing the Director of Human Resources, Suzanne Mason, as County Alternate Representative to the Board of Directors of the California State Association of Counties Excess Insurance Authority (CSAC-EIA).
- R-2011-21**
- K. County Executive Officer requests reappointment of Richard Feldstein representing the Chair of the Board of Supervisors, and reappointment of James V. Jones representing the Bar Association to the Napa County Law Library Board of Trustees

with terms of office to expire December 31, 2011.

- L. County Executive Officer requests reappointment of Barbara Pahre to serve as the Board of Supervisors representative on the Golden Gate Bridge, Highway and Transportation District with the term to commence immediately and expire January 1, 2013.
- M. County Executive Officer requests reappointment of Frank Cabral to serve as the Napa County representative on the Napa County Mosquito Abatement District Board of Trustees with the term of office to commence immediately and expire December 31, 2012.
- N. Auditor-Controller requests approval of and authorization for the Chairman to sign a Memorandum of Understanding with the Cities of American Canyon, Napa, St. Helena, and Calistoga and the Town of Yountville at no cost with a term co-extensive with the existence of the Napa Valley Tourism Improvement District, for the collection, disbursement and auditing of assessment funds for the District.
- O. Community and Intergovernmental Affairs Manager requests approval of and authorization for the Chairman to sign an agreement with the Napa Valley Destination Council in the amount of \$250,256 and an agreement with Arts Council Napa Valley in the amount of \$40,000 for the term March 22, 2011 through June 30, 2012 for Special Projects Funding in the area of Visitor Management.

**A-7556**

**A-7557  
A-7558**

**Motion moved by Brad Wagenknecht, seconded by Diane Dillon, 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 PUBLIC HEARING First reading and intent to adopt an ordinance amending Ordinance No. 1173, Napa County Code Sections 2.70.010, 2.70.030, and 2.70.50, expanding the Partnership HealthPlan of California (PHC) by adding Marin and Mendocino Counties to the existing PHC.

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

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

**Read title.**

**Motion moved by Diane Dillon, seconded by Brad Wagenknecht, to waive**

**reading the balance of the ordinance. Motion passed 5 - 0.**

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

- B. 9:15 AM PUBLIC HEARING Consideration and possible action regarding an appeal filed by the Helene De Pins Estate Company LLC regarding a decision by the Zoning Administrator on January 13, 2011 to approve a Certificate of Legal Nonconformity P10-00065-CLN recognizing a commercial events venue located on a 130.16 acre parcel on the west side of St. Helena Highway northwest of Rutherford within the Agricultural Preserve (AP) Zoning District. (Assessor's Parcel No. 027-210-025) (1901 St. Helena Highway, St. Helena).  
ENVIRONMENTAL DETERMINATION: General Rule. It can be seen with certainty that there is no possibility the proposed action may have a significant effect on the environment and therefore CEQA is not applicable. [See Guidelines For the Implementation of the California Environmental Quality Act, 14 CCR 15061(b)(3)].

**Conservation, Development and Planning Deputy Planning Director John McDowell and Planner Susie Gambill made presentation.**

**Opened public hearing.  
Testimony presented.  
Closed public hearing.  
Held discussion.**

**Reopened public hearing.**

**Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to adopt a motion of intent to grant the appeal and tentatively refer the matter to County Counsel for preparation of a resolution of findings of fact and decision on appeal as amended and continue the public hearing to May 10, 2011 at 10:15 a.m. Motion passed 5 - 0.**

- C. 10:15 AM Recess to the Napa Berryessa Resort Improvement District (NBRID) special meeting (**See NBRID Minutes**).
- D. 1:30 PM Recess to the Napa County Flood Control and Water Conservation District (NCFCWCD) special meeting (**See NCFCWCD Minutes**).

10. ADMINISTRATIVE ITEMS

Community Resources & Infrastructure

- A. Community & Intergovernmental Affairs Manager requests discussion of the Napa County Transportation & Planning Agency's (NCTPA) future role in the County and whether the formation of a Council of Governments (COG) for Napa County and the five (5) municipalities would help foster cooperation and cost savings for solving regional issues.

**County Executive Officer Nancy Watt requested Item 11 B. be heard after Item 10 A.**

**Community and Intergovernmental Affairs Manager Larry Florin made**

**presentation.**  
**Held discussion.**

General Admin & Finance

- B. 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.

**County Executive Office Senior Management Analyst Molly Rattigan made presentation.**

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

11. LEGISLATIVE ITEMS

- A. Community and Intergovernmental Affairs Manager requests a discussion and consideration of endorsing AB 57 - Beall, a measure that would alter the Metropolitan Transportation Commission's (MTC) current governing board membership and terms of office.

**Community and Intergovernmental Affairs Manager Larry Florin made presentation.**  
**Held discussion.**

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

- B. County Executive Officer requests consideration and possible action on the Governor's Realignment proposal including the proposed constitutional amendment.

**Community and Intergovernmental Affairs Manager Larry Florin, Assistant County Executive Officer Britt Ferguson and Health and Human Services Chief Financial Officer Alice Hughey made presentation.**  
**No testimony presented.**

12. BOARD OF SUPERVISORS COMMITTEE REPORTS AND ANNOUNCEMENTS

**Supervisor Brad Wagenknecht reported on his attendance at the Local Government Commission conference at Yosemite National Park celebrating the 20th anniversary of Ahwahnee Principles.**

**Supervisor Mark Luce reported on his attendance at a recent Association of Bay**

**Area Government Executive Board meeting.**

**Chairman Bill Dodd reported on:**

- 1. His attendance, representing the Metropolitan Transportation Commission, at the Association of Bay Area Government Joint Policy Committee meeting last Friday in Oakland; and**
- 2. Announced Commissioner Terry Scott will return to the Napa County Conservation, Development and Planning Commission in April or May.**

**13. BOARD OF SUPERVISORS FUTURE AGENDA ITEMS**

**Supervisor Bill Dodd requested staff have the Napa County Airport Advisory Board review why aviation fuel prices are the highest at the Napa Airport.**

**14. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS**

**County Executive Officer Nancy Watt announced the California State Association of Counties Board of Directors meeting will be held in Sacramento on Thursday to discuss the constitutional amendment.**

**15. CLOSED SESSION**

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9(a))**

**Name of Case: County of Napa v. Moore (Napa Superior Court Case No. 26-55621)**

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

**16. ADJOURNMENT**

**Adjourned to the Board of Supervisors regular meeting Tuesday, April 5, 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

