

Additions are underlined.
Deletions are ~~struck through~~.
Revision markers are noted in left or
right margins as vertical lines.

ORDINANCE NO. _____

**AN URGENCY ORDINANCE OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF NAPA, STATE OF CALIFORNIA, AMENDING SECTION 2.04.010
AND ADDING A NEW SECTION 2.04.011 (SUNSET PROVISION) OF TITLE 2
OF THE NAPA COUNTY CODE TO TEMPORARILY CHANGE THE BOARD OF
SUPERVISORS' REGULAR MEETING PLACE**

The Board of Supervisors of the County of Napa, State of California, ordains as follows:

SECTION 1. Declaration of Facts Constituting Urgency and Other Findings/Determinations:

- (a) On August 24, 2014, the acting Napa County Director of Emergency Services proclaimed the existence of a local emergency following the South Napa Earthquake, which local emergency was ratified and continued in effect by the Board of Supervisors' ("Board") Resolution No. 2014-100, adopted on August 24, 2014.
- (b) The Governor of the State of California further issued Proclamation of State Emergency in response to this severe disaster.
- (c) The Board's regular meeting location, the Board Chamber, as set forth in Napa County Code Section 2.04.010 was severely damaged during the earthquake, rendering it immediately unsafe and uninhabitable by the Board and the public.
- (d) To carry on its business as required by California Government Code section 8643(d), the Board must change its regular meeting location.
- (e) California statutes require certain Board actions, such as those involving non-urgency ordinance adoption and budgetary items, to take place only at "regular" Board meetings.

(f) Adoption of this ordinance on an urgency basis will enable “regular” Board meetings to continue and county government business to proceed while ensuring the safety of the attending public and county employees.

(g) Adoption of this ordinance will provide the Board with a new regular meeting location at the South Napa Campus, (2741 Napa Valley Corporate Drive, Building 2, Napa) while the Board Chamber undergoes repairs and reconstructions, which is anticipated to be complete by April 1, 2015.

(h) In addition, this ordinance will also prevent the risk of any interruption of the County's provision of essential public health and safety services to all Napa County residents.

SECTION 2. Section 2.04.010 (Regular meetings-Time and place) of Chapter 2.04 (Board Members and Meetings) of the Napa County Code is amended to read in full as follows:

2.04.010 Regular meetings—Time and place.

A. Pursuant to the provisions of Section 25081 of the Government Code, regular meetings of the board of supervisors shall be held each Tuesday commencing at the hour of nine a.m., at the ~~Chambers of the Board of Supervisors, 1195 Third Street, Room 305~~ South Napa Campus located at 2741 Napa Valley Corporate Drive, Building 2, Napa, California, 94559- 94558.

B. Such meetings shall continue from day to day, or from one day to another day certain, until all business before the board shall be disposed of.

C. Any meeting required to be held pursuant to subsection (A) of this section may be cancelled by majority vote of the board.

SECTION 3. A new Section 2.04.011 (Sunset provision) is hereby added to Chapter 2.04 (Board Members and Meetings) of the Napa County Code is added to read in full as follows:

2.04.011 Sunset provision.

The amended Section 20.04.010 shall remain in effect only until April 30, 2015, and as of that date is repealed and the prior version of 2.04.010 shall be reinstated.

SECTION 4. If any section, subsection, sentence, clause, phrase or word of this Ordinance is for any reason held to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The Board of Supervisors of the County of Napa hereby declares it would have passed and adopted this Ordinance and each and all provisions hereof

irrespective of the fact that any one or more of said provisions be declared invalid.

SECTION 5. This urgency ordinance shall be effective immediately upon passage by at least a four-fifths vote of the Board of Supervisors in accordance with Government Code section 25123(e), as necessary for the immediate preservation of the public peace, health, or safety based upon the declaration of the facts set forth in Section 1 above.

SECTION 6. A summary of this ordinance shall be published at least once five days before adoption and at least once before the expiration of 15 days after its passage in the Napa Register, a newspaper of general circulation published in the County of Napa, together with the names of members voting for and against the same.

The foregoing Ordinance was introduced and passed at a special meeting of the Board of Supervisors of the County of Napa, State of California, held on the 7th day of October, 2014 by the following vote:

AYES:	SUPERVISORS	_____

NOES:	SUPERVISORS	_____
ABSENT:	SUPERVISORS	_____

MARK LUCE, Chairman
Napa County Board of Supervisors

ATTEST: GLADYS I. COIL
Clerk of the Board of Supervisors

By: _____

<p align="center">APPROVED AS TO FORM Office of County Counsel</p> <p>By: <u>Janice D. Killion (e-signature)</u> Deputy County Counsel</p> <p>By: <u>Sue Ingalls (e-signature)</u> County Code Services</p> <p>Date: _____</p>	<p align="center">Approved by the Napa County Board of Supervisors</p> <p>Date: _____</p> <p>Processed by: _____ Deputy Clerk of the Board</p>
--	--

I HEREBY CERTIFY THAT THE ORDINANCE ABOVE WAS POSTED IN THE OFFICE OF THE

CLERK OF THE BOARD AT 2741 NAPA VALLEY CORPORATE DRIVE, BUILDING 2, NAPA,
CALIFORNIA ON October , 2014

_____, DEPUTY
GLADYS I. COIL, CLERK OF THE BOARD