



A Tradition of Stewardship
A Commitment to Service

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

January 12, 2016

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, January 12, 2016, at 9:00 a.m. with the following supervisors present: Chairman Alfredo Pedroza, Supervisors Brad Wagenknecht and Diane Dillon. Supervisor Mark Luce was excused, Supervisor Keith Caldwell arrived during Item 7 and Supervisor Brad Wagenknecht was excused after Item 10A for the day. The meeting was called to order by Chairman Alfredo Pedroza.

2. PLEDGE OF ALLEGIANCE

Napa Emergency Women's Services (NEWS) Executive Director Tracy Lamb led the assembly in the pledge of allegiance.

3. APPROVAL OF MINUTES

None.

4. PRESENTATIONS AND COMMENDATIONS

- A. Presentation of a retirement proclamation to Napa Police Lt. Debbie Peecook in recognition of her 30 years of service.

Presented proclamation.

- B. Director of Human Resources to introduce new County employees.

Introduced new employees.

5. DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS

None.

6. CONSENT ITEMS

Law & Justice

- A. Chief Probation Officer request approval of and authorization for the Chairman to sign an agreement with Puertas Abiertas for a maximum of \$5,500 for the term

January 12, 2016 through June 30, 2016 to provide programs designed to combat drug abuse and divert gang activity.

A-160005B-16

Public Safety

- B. County Fire Chief and County Executive Officer/Purchasing Agent request the following actions regarding the purchase of fire apparatus:
1. Declare Asset No. 26457-0, a 1995 Freightliner Type 2 Pumper, which is a fixed asset, of the Gordon Valley Volunteer Station as surplus and no longer required for public use;
 2. Authorize the removal of the fixed asset from the County's fixed asset list;
 3. Authorize disposal of the fixed asset by way of general disposal; and
 4. Approval of Budget Transfer No. FPD 002 increasing appropriations in the Fire Protection budget with offsetting revenues from fund balance and insurance proceeds and establishment of fixed assets in the amount of \$420,000 for the purchase of one new engine at the Gordon Valley Volunteer Station and one replacement engine at Pope Valley Volunteer Station.
(4/5 vote required)

BT-FPD002

Item removed for separate discussion. See Item 7.

Community Resources & Infrastructure

- C. Director of Library Services and Community Outreach requests approval of and authorization for the Chairman to sign Amendment No. 1 to Agreement No. 8402 with Innovative Interface Incorporated for the creation of a shared Integrated Library System amending as follows:
1. Adding Napa Valley College and Solano Community College as parties to the agreement;
 2. Adding products, training and consultation services for the benefit of Napa Valley College and Solano Community College;
 3. Increasing the amount by \$140,581 for a new five year maximum of \$614,938;
 4. Amending the Payment Fee Schedule to reflect the total costs agreed to by each party.
- A-8402 (Amend. 1)**
- D. Director of Library Services and Community Outreach requests acceptance of the Fiscal Year 2015/2016 California Library Literacy Services (CLLS) additional funding in the amount of \$28,876.
- E. Director of Planning, Building and Environmental Services requests approval of and authorization for the Chairman to sign Amendment No. 1 to Agreement No. 8420 with Ascent Environmental, Inc., increasing the contract amount by \$16,302 and amending the scope of work to include additional land use and alternatives analysis that was not anticipated at the time of approval of the initial scope of work for the

environmental review, to be prepared in accordance with the California Environmental Quality Act, of the proposed Palmaz Private Use Helipad.

A-8420 (Amend. 1)

- F. Director of Planning, Building and Environmental Services requests approval of and authorization for the Chairman to sign an agreement with Luhdorff & Scalmanini Consulting Engineers for a maximum of \$63,900 for the term January 12, 2016 through June 30, 2016, with a one year renewal, to perform a Tier 2 Water Availability Analysis for the Carneros Inn Project.

A-160006B-16

- G. Director of Public Works requests that the Board take the following actions relating to "Sheriff's Building Repairs," PW 15-300 (the Project):

1. Award of contract for the "Sheriff's Building Repairs" PW 15-300 to Art's Construction of Fresno, California for their low base bid of \$830,000 and authorization for the Chair to sign the construction contract; and
2. Approval of Budget Transfer No. DPW006 for the following (4/5 vote required):
 - a. Increase appropriation by \$100,000 in the Sheriff's Conference Room Soundproofing Project Budget with corresponding decrease to the Sheriff's Building Repairs Budget; and
 - b. Increase appropriation by \$200,000 in the County EOC Project Budget with offsetting revenue from the Accumulated Capital Outlay Fund.

Item removed from agenda.

- H. Director of Public Works requests adoption of change order authorizing a construction contract change for the "South Campus Improvements Project," PW 15-200, in accordance with Public Contract Code Section 20136(c) for an amount not to exceed \$743,000 for phone and data low voltage installations and for the Director of Public Works to execute the change documents. (2/3 vote required)
- I. Director of Public Works requests acceptance of the following donations to the Animal Shelter and approval for the Chairman to sign letters of appreciation:
1. A donation in the amount of \$5,000 from Darryl Wandry and Dana Cook of American Canyon; and
 2. A donation in the amount of \$2,080 from Pet Food Express.

General Admin & Finance

- J. County Counsel requests adoption of a resolution adding Section 8K to Part I of the County Policy Manual, delegating settlement authority in certain cases to Napa County Counsel in consultation with the County Executive Officer or department heads.

R-2016-03

- K. County Counsel and County Executive Officer/Director of Emergency Services request the affirmation of Resolution No. 2015-36 extending the Proclamation of

Local Emergency due to the South Napa County Earthquake ratified by the Board of Supervisors by Resolution No. 2014-100 on August 24, 2014.

- L. Director of Human Resources and Director of Health and Human Services request adoption of a resolution amending the Departmental Allocation List for the Mental Health Division of the Health and Human Services Agency, as follows, effective January 12, 2016:

- a. Adding two 0.5 FTE Mental Health Counselors - Licensed/Unlicensed/Registered - Limited Term;
- b. Adding one 0.6 FTE Mental Health Counselor - Licensed/Unlicensed/Registered - Limited Term;
- c. Adding four 1.0 FTE Mental Health Counselors - Licensed/Unlicensed/Registered - Limited Term;
- d. Adding one 0.6 FTE Mental Health Worker - Limited Term; and
- e. Adding three 1.0 FTE Mental Health Workers - Limited Term.

R-2016-04

- M. Second reading and adoption of an ordinance adding Electronic Smoking Devices to Section 8.08.020 in Chapter 8.08 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.

O-1407

- N. Second reading and adoption of an ordinance adding a new Chapter 5.70 entitled "Single-Use Plastic Carryout Bag Reduction" to Title 5 of the Napa County Code.
ENVIRONMENTAL DETERMINATION: Consideration and possible adoption of a Categorical Exemption Class 7: It has been determined that this type of project does not have a significant effect on the environment and is exempt from the California Environmental Quality Act. [See Class 7 ("Actions by Regulatory Agencies for Protection of Natural Resources") which may be found in the guidelines for the implementation of the California Environmental Quality Act at 14 CCR §15307.]

Consideration and possible adoption of a Categorical Exemption Class 8: It has been determined that this type of project does not have a significant effect on the environment and is exempt from the California Environmental Quality Act. [See Class 8 ("Actions by Regulatory Agencies for Protection of the Environment") which may be found in the guidelines for the implementation of the California Environmental Quality Act at 14 CCR §15308.]

O-1408

Motion moved by Diane Dillon, seconded by Brad Wagenknecht, to approve consent items as amended. Motion passed 3 - 0, with Diane Dillon, Brad Wagenknecht, and Alfredo Pedroza voting yes / Mark Luce, and Keith Caldwell absent.

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

Item 6B:

Held discussion.

Motion moved by Keith Caldwell, seconded by Diane Dillon, to approve requested action. Motion passed 4 - 0, with Diane Dillon, Brad Wagenknecht, Keith Caldwell, and Alfredo Pedroza voting yes / Mark Luce absent.

8. PUBLIC COMMENT

Mike Hackett commented on:

- 1. A 2014 Board of Supervisors Angwin land use agenda item;**
- 2. The Agricultural Protection Advisory Committee (APAC) recommendations; and**
- 3. Important goals for the County in 2016.**

James Hinton commented on the Mare Island Strait Economic Development Committee and a proposed cement plant.

9. SET MATTERS OR PUBLIC HEARINGS

A. 9:30 AM PUBLIC HEARING

First reading and intent to adopt an ordinance amending Section 2.70.030 (Membership of Commission) in Chapter 2.70 (Solano-Napa Commission on Medical Care) of the Napa County Code by revising the number of Medi-Cal Beneficiaries per Commissioner for the arrangement and provision of health care services.

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.

Opened public hearing.

County Counsel Minh Tran made presentation.

Closed public hearing.

Read title.

Motion moved by Brad Wagenknecht, seconded by Diane Dillon, to waive reading the balance of the ordinance. Motion passed 4 - 0, with Diane Dillon, Brad Wagenknecht, Keith Caldwell, and Alfredo Pedroza voting yes / Mark Luce absent.

Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to approve motion of intent to adopt the ordinance. Motion passed 4 - 0, with Diane Dillon, Brad Wagenknecht, Keith Caldwell, and Alfredo Pedroza voting yes / Mark Luce absent.

10. ADMINISTRATIVE ITEMS

General Admin & Finance

A.

Director Housing and Intergovernmental Affairs and Director of Public Works request the following:

1. Adoption of a resolution declaring the property at 933 Water Street surplus as for county needs; and
2. Discussion and direction on the process for disposition of the property at Old Sonoma Road.

(CONTINUED FROM DECEMBER 15, 2015)

R-2016-05

Director of Housing and Intergovernmental Affairs Larry Florin made presentation.

Testimony presented.

Held discussion.

Motion moved by Keith Caldwell, seconded by Brad Wagenknecht, to adopt resolution. Motion passed 4 - 0, with Diane Dillon, Brad Wagenknecht, Keith Caldwell, and Alfredo Pedroza voting yes / Mark Luce absent.

11. LEGISLATIVE ITEMS

- A. Director of Housing and Intergovernmental Affairs, on behalf of the Board of Supervisors' Legislative Subcommittee, requests discussion and approval of the 2016 Napa County Legislative/Regulatory Platform.

Director of Housing and Intergovernmental Affairs Larry Florin made presentation.

Held discussion.

Testimony presented.

Motion moved by Keith Caldwell, seconded by Diane Dillon, to approve requested action. Motion passed 3 - 0, with Diane Dillon, Keith Caldwell, and Alfredo Pedroza voting yes / Brad Wagenknecht, and Mark Luce absent.

12. BOARD OF SUPERVISORS COMMITTEE REPORTS AND ANNOUNCEMENTS

Supervisor Diane Dillon reported on attending the Economic Institute of the Bay Area Council (BACEI) meeting in San Francisco last Thursday.

13. BOARD OF SUPERVISORS FUTURE AGENDA ITEMS

Chairman Alfredo Pedroza requested discussion on the potential merger of the Metropolitan Transportation Committee (MTC) and Association of Bay Area Governments (ABAG).

14. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS

None.

15. CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of litigation pursuant to Government Code Section 54956.9(d)(4): (1 case)

Closed session held. No reportable action.

B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): (1 case)

Closed session held. No reportable action.

C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9(d)(1))

Name of case: Napa County vs. Caymus Vineyards, et al. Napa County Superior Court Case No. 26-62161

Closed session not held.

16. ADJOURNMENT

Adjourned to the Board of Supervisors special meeting Tuesday, January 26, 2016 at 8:00 a.m.

ALFREDO PEDROZA, Chairman

ATTEST:

GLADYS I. COIL, Clerk of the Board