



A Tradition of Stewardship
A Commitment to Service

**MINUTES OF THE
NAPA COUNTY – BOARD OF SUPERVISORS
REGULAR MEETING**

October 22, 2019

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, October 22, 2019, at 9:00 a.m. with the following supervisors present: Chair Ryan Gregory, Vice Chair Diane Dillon and Supervisors Alfredo Pedroza, Belia Ramos and Brad Wagenknecht. Chair Ryan Gregory called the meeting to order.

The record shall reflect that Chair Gregory opened the Board meeting in honor of Deputy Clerk of the Board of Supervisors Karita Whitney in recognition of her many years of dedicated and distinguished service to Napa County upon the announcement of her impending retirement.

2. PLEDGE OF ALLEGIANCE

Chair Ryan Gregory led the assembly in the pledge of allegiance.

3. APPROVAL OF MINUTES

None.

4. PRESENTATIONS AND COMMENDATIONS

- A. Presentation of a proclamation to Napa County elementary school student Ryan Kyote. (Supervisor Ramos)

Item pulled from the agenda after conversations with the family.

5. DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS

Registrar of Voters John Tuteur reported on up-coming election matters.

6. CONSENT ITEMS

Public Safety

- A. Director of Corrections requests the Board accept and instruct the Clerk of the Board to file the letter of expenditures of the Inmate Welfare Fund for Fiscal Year 2018-2019.
- B. Director of Corrections requests approval of and authorization to sign a Memorandum of Understanding with the California State Sheriff's Association for participation in the statewide Victim Information Notification Everyday program to provide free of charge victim notification services which shall expire on June 30, 2020.

A-8600

- C. Director of Corrections requests approval of and authorization for the Chair to sign the renewal of Agreement No. 170747B with California Department of Health Care Services for a maximum of \$212,874 for the term July 1, 2019 through June 30, 2020 to participate in the Medi-Cal County Inmate Program.

A-170747B

- D. Sheriff requests approval of and authorization for the Chair to sign the renewal of Agreement No. 170660B with Idemia Identity & Security USA LLC (fka MorphoTrust USA) for a maximum of \$4,466 for the term November 1, 2019 through October 31, 2020 with an automatic renewal provision for one additional year to provide maintenance and repair services for the LiveScan machine located at the Sheriff's Office.

A-170660B

- E. Sheriff and Public Works Director requests approval of the following actions related to equipment purchases, installation and removal of technical equipment for the Sheriff's Office patrol vehicles:
 - 1. Authorization for the Chair to sign Amendment No. 2 to Agreement No. 170308B with WATTCO Equipment, Inc., increasing the maximum amount by \$100,000 for a new maximum of \$300,000; and
 - 2. Approval of Budget Transfer No. DPW015 increasing appropriations in the Public Works Fleet budget with offsetting revenues from the Sheriff's Office in the amount of \$95,000 and establishment of a fixed asset in the amount of \$95,000. (4/5 vote required)

A-170308B (Amend. 2); BT-DPW015

Human Services

- F. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with EndPoint EMS Consulting, LLC for a maximum of \$123,280 for the term October 22, 2019 through December 31, 2021 to provide a comprehensive Emergency Medical Services (EMS) system assessment of the Napa County EMS system; the development and management of a competitive process for Advanced Life Support ambulance services; and consulting services to assist with the negotiation and establishment of an agreement with an ambulance vendor.

A-200166B

- G. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with The Salvation Army, Inc. for a maximum of \$50,000 for the term September 9, 2019 through June 30, 2020, with a provision for two automatic renewals, to provide On-the-Job Training opportunities to trainees as provided under the federal Workforce Innovation and Opportunity Act.

A-200167B

- H. Director of Health and Human Services requests approval of and authorization for the Chair to:
1. Sign a new Agreement with Progress Foundation, Inc. for an annual maximum of \$973,072 for the term July 1, 2019 through June 30, 2020 and each automatic renewal to operate Progress Place, an 8-bed crisis residential treatment program for clients of Health and Human Services Mental Health Division; and
 2. Terminate Agreement No. 17033B (previously Agreement No. 4838) with Progress Foundation, Inc. as of July 1, 2019, which is replaced by the new Agreement for the same services.

A-200168B

Community Resources & Infrastructure

- I. Agricultural Commissioner/Sealer of Weights and Measures requests approval of and authorization for the Chair to sign renewal of revenue Agreement No. 180052B with the California Agricultural Commissioners and Sealers Association (CACASA) for a maximum of \$10,056 for the term July 1, 2019 through June 30, 2020 for services related to submitting pesticide use reporting data.

A-180052B

- J. Director of Library Services and Community Outreach requests authorization to accept a Federal Library Services and Technology Act (LSTA) grant in the amount of \$5,000 for the California Libraries Cultivating Racial Equity and Inclusion Initiative (CREI Initiative).
- K. Director of Library Services and Community Outreach requests the following:
 - 1. Authorization to accept a donation in the amount of \$5,500 from Amy Wu Fong; and
 - 2. Authorization for the Chair to sign a letter of appreciation in acceptance of the donation.
- L. Director of Planning, Building, and Environmental Services requests authorization to extend Subdivision Agreement No. 4105 with Barrel Ten Quarter Circle Land Company to October 31, 2020 for required public roadway improvements.
- M. Director of Public Works requests approval of and authorization for the Chair to sign a lease agreement with Ole Health NMTC for County to lease space at 300 Hartle Court, in the city of Napa, at no cost, for the term October 22, 2019 through June 30, 2022, with an automatic renewal for an additional year at the end of each fiscal year, to house Self-Sufficiency Services Division staff of the Health and Human Services Agency.

A-8601

Item pulled for separate discussion, See Item 7.

- N. Second reading and adoption of an ordinance amending Napa County Code Chapter 8.10 to add section 8.10.025 prohibiting commercial cannabis activities.

ENVIRONMENTAL DETERMINATION: The adoption of this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines, 14 California Code of Regulations, sections 15060, subdivision (c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15061, subdivision (b)(3) (there is no possibility that the activity in question may have a significant effect on the environment). In addition to the foregoing general exemptions, the Board of Supervisors further finds that the ordinance is categorically exempt from review under CEQA under the Class 8 Categorical Exemption, 14 C.C.R. § 15308 (regulatory activity to assure protection of the environment).

O-1499

- O. Director of Planning, Building and Environmental Services requests approval of and authorization for the Chair to sign Amendment No. 4 to Franchise Agreement No. 182015B (formerly 6431) with Napa County Recycling and Waste Services extending the base term from December 31, 2027 to December 31, 2032 for residential and commercial operations associated with the collection of solid waste, recyclables, green waste, and food waste in the Unincorporated Area of Garbage Zone One, Southern Napa County.

A-180215B (Amend. 4)

Correction read into the record by the Clerk of the Board as follows: Agreement Number for this is item 180215B.

General Admin & Finance

- P. Assessor-Recorder-County Clerk ex-officio Registrar of Voters requests adoption of an amended resolution and authorization for the Chair to sign an amended revenue agreement with the California Secretary of State through June 30, 2022 in the amount of \$819,613.80 for voting system replacement reimbursement and enhancement of election management systems.

A-200169B; R-2019-131

- Q. County Counsel requests ratification of an agreement with Hinderliter, de Llamas and Associates executed by the County Executive Officer for a maximum amount of \$20,750 for the term July 1, 2019 through August 30, 2019 for preparation of a report pursuant to Elections Code Section 9111 concerning the Napa County Cannabis Regulation Initiative.
- R. Director of Housing and Homeless Services requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 170266B with Bitfocus, Inc. incorporating Addendum 2 to Exhibit A-2 to add 20 additional licenses to access the Homeless Management Information System (HMIS), and amending the annual maximum to \$81,965.

A-170266B (Amend. 2)

- S. County Executive Officer requests adoption of a resolution designating the Arts Council of Napa Valley (ACNV) as the County's local art agency partner and authorizing ACNV to prepare an application for grant funds for art-related programs from the California Arts Council's State-Local Partnership Program should funds become available in Fiscal Year 2020-2022.

R-2019-132

- T. County Executive Officer requests adoption of a resolution approving proposed revisions to the Golden State Finance Authority Joint Powers Agreement which enhances economic development, provides expertise in capital financing of rural infrastructure and promotes forest resiliency.

A-8602; R-2019-134

- U. County Executive Officer requests appointment of the following applicants to the Arts and Culture Advisory Committee, with terms to commence immediately and expire September 30, 2022:

<u>Name</u>	<u>Representing</u>
Robin Craig	County At-Large (one-year term)
Jesse Petrick	County At-Large (three-year term)

Correction read into the record by the Clerk of the Board as follows: The term of office for Robin Craig is for one year expiring on September 30, 2020.

- V. County Executive Officer requests the removal of Justine Zilliken from the Napa County Mental Health Board due to lack of attendance.

Motion by Diane Dillon, Second by Alfredo Pedroza, to approve Consent Items as modified with the exception of Item 6M from which Mr. Pedroza is recused. Motion passed 5 – 0 with Chair Ryan Gregory, Vice Chair Diane Dillon and Supervisors Alfredo Pedroza, Belia Ramos and Brad Wagenknecht voting yes.

7. DISCUSSION OF ITEMS PULLED FROM THE CONSENT CALENDAR

Item 6M:

The record shall reflect that Supervisor Alfredo Pedroza is recused from this item, as his spouse is employed by Ole Health Care. Supervisor Pedroza exited the Board Chambers during discussion of this item.

Motion by Brad Wagenknecht, second by Diane Dillon, to approve the requested action. Motion passed 4 – 0 with Chair Ryan Gregory, Vice Chair Diane Dillon and Supervisors Belia Ramos and Brad Wagenknecht voting yes.

Supervisor Pedroza returned to the Board Chambers upon the conclusion of this item's discussion.

8. PUBLIC COMMENT

Two (2) people spoke during public comment.

9. SET MATTERS OR PUBLIC HEARINGS

None.

10. ADMINISTRATIVE ITEMS

Community Resources & Infrastructure

- A. Director of Planning, Building, and Environmental Services (PBES) requests confirmation of the joint Letter of Interest submitted by the City of American Canyon Community Development Director and the County PBES Director to the Metropolitan Transportation Commission/Association of Bay Area Governments (MTC/ABAG) regarding the establishment of a South County Priority Production Area (PPA).

Correction memo submitted.

Director of Planning, Building and Environmental Services David Morrison Made presentation.

Held discussion.

Direction only, no formal action taken by the Board.

General Admin & Finance

- B. County Executive Officer requests approval of Budget Transfer No. CEO009:
1. Appropriating \$13,458,148 from cash balance in Accumulated Capital Outlay Fund to Transfers Out (4/5 vote required) ;
 2. Releasing these funds from the assignment for Capital Replacement (4/5 vote required) ;
 3. Appropriating \$13,458,148 in the non-departmental budget with offsetting revenues from Accumulated Capital Outlay Fund as a cash advance for prepayment of the Tier 1 Safety Pension liability (4/5 vote required) ; and
 4. Direct staff to refund this cash advance with proceeds from the sale of capital assets.

BT-CEO009

Assistant County Executive Officer Mary Booher made presentation.

Held discussion.

Motion by Diane Dillon, Second by Brad Wagenknecht, to approve the requested actions. Motion passed 5 – 0 with Chair Ryan Gregory, Vice Chair Diane Dillon and Supervisors Alfredo Pedroza, Belia Ramos and Brad Wagenknecht voting yes.

- C. County Executive Officer requests appointment of two the following applicants to the Bay Area Toll Authority Regional Measure 3 Independent Oversight Committee to represent Napa County for a four-year term commencing immediately:

Name

David Bailey

Pamela Kindig

Robert Palmer

Assistant County Executive Officer Mary Booher made presentation.

Held discussion.

Motion by Alfredo Pedroza, Second by Belia Ramos, to appoint David Bailey and Pamela Kindig to the Bay Area Toll Authority Regional Measure 3 Independent Oversight Committee to represent Napa County for a four-year term commencing immediately. Motion passed 5 – 0 with Chair Ryan Gregory, Vice Chair Diane Dillon and Supervisors Alfredo Pedroza, Belia Ramos and Brad Wagenknecht voting yes.

11. LEGISLATIVE ITEMS

None.

12. BOARD OF SUPERVISORS COMMITTEE REPORTS AND ANNOUNCEMENTS

None.

13. BOARD OF SUPERVISORS FUTURE AGENDA ITEMS

None.

14. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS

None.

15. CLOSED SESSION

- A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Government Code Section 54957)

Title: Chief Probation Officer

Closed session held. No reportable action.

- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Government Code Section 54956.9)

Name of case: Napa County v. Calistoga Wine, LLC, et. al., Napa County Superior Court #18CV001606.

Closed session held. No reportable action.

16. ADJOURNMENT

Adjourn to the Board of Supervisors Special Meeting, Tuesday, November 12, 2019 at 8:00 a.m.

RYAN GREGORY, Chair

ATTEST:

JOSE LUIS VALDEZ, Clerk of the Board