



A Tradition of Stewardship  
A Commitment to Service

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

April 6, 2010

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, April 6, 2010 at 9:00 a.m. with the following supervisors present: Chair Diane Dillon, Supervisors Mark Luce, Bill Dodd, Keith Caldwell and Brad Wagenknecht. The meeting was called to order by Chair Diane Dillon.**

2. PLEDGE OF ALLEGIANCE

**Volunteer Center of Napa Valley Victim Witness Manager Gayle O'Kelley led the assembly in the pledge of allegiance.**

3. APPROVAL OF MINUTES

**None.**

4. PRESENTATIONS AND COMMENDATIONS

A. Director of Human Resources to introduce new County of Napa employees.

**Presented new employees.**

B. Presentation of a proclamation to Karen Smith, Public Health Officer, declaring April 5-11, 2010 as National Public Health Week in Napa County.

**Proclamation presented.**

5. PUBLIC COMMENT

**Napa resident Al Cardwell spoke on Napa Animal Services.**

6. DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS

**District Attorney/Public Administrator Gary Lieberstein stated today was the Blue Ribbon Luncheon which starts Child Abuse Prevention month and invited the Board of Supervisors to attend.**

**Mr. Lieberstein also stated that April 19, 2010 starts National Crime Victims Awareness Month.**

He also acknowledged appreciation for Gayle O’Kelley and Chris Pieper of the Napa Valley Vounteer Center.

Auditor/Controller Tracy Schulze reported on state audit of Prop 1A property tax audit and stated that there was no finding in the audit.

7. CONSENT ITEMS

Public Safety

A. Sheriff requests the following actions related to Lake Berryessa boat patrol activities:

1. Approval of Budget Transfer No. SHE006 increasing appropriations in the Sheriff’s budget by \$80,000 with offsetting revenue from the Department of Boating and Waterways for the purchase of forward looking infrared devices (4/5 vote required); and
2. Authorization for the Sheriff or his designee to sign a funding agreement with the Department of Boating and Waterways for \$80,000.

**BT-SHE006**

B. Sheriff requests the following actions regarding the State Department of Boating Safety and Enforcement Financial Aid Program:

1. Approval of and authorization for the Chair to sign Revenue Agreement No. 3446-3 with the State of California Department of Boating and Waterways for a maximum of \$308,150 for the term July 1, 2010 through June 30, 2011 for the provision of law enforcement services; and
2. Approval for Sheriff or his designee to sign quarterly activity reports and other documents for the State Department of Boating and Waterways.

**A-3446-3**

Human Services

C. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 5 to Agreement No. 4422 with Milhous Children’s Services, Inc., increasing the amount by \$200,000 for a new annual maximum of \$400,000, and modifying the effective date of Amendment No. 4 to November 1, 2009 for residential mental health treatment services for minors.

**A-4422 (Amend. 5)**

D. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 7 to Agreement No. 4705 with Preferred Healthcare Registry, Inc., decreasing the amount by \$25,000 for a new annual maximum of \$25,000 for the provision of occupational and physical therapy

services beginning in Fiscal Year 2010-2011.

**A-4705 (Amend. 7)**

- E. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 3 to an agreement (formerly AUD 5690) with Boston Reed Company, Inc., increasing the annual maximum by \$8,790 for a new maximum of \$18,715 and amending the scope of work to include additional courses to provide training services to clients participating in Workforce Napa programs.

**A-7381**

- F. Director of Health and Human Services requests approval of and authorization for the Chair to sign a revenue agreement with the National Association of County and City Health Officials (NACCHO) for a maximum of \$10,000 for the term January 22, 2010 through July 31, 2010 to build the capacity of the Napa Medical Reserve Corps (MRC) Unit.

**A-7382**

- G. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following agreements with North Valley Behavioral Health, LLC, for the term February 1, 2010 through June 30, 2010, each with a provision for annual renewal, at the County's option:

1. Agreement to provide managed care inpatient mental health services; and
2. Agreement for a maximum of \$50,000 to provide inpatient mental health services to uninsured clients.

**A-7383**

**A-7384**

Community Resources & Infrastructure

- H. Director of Public Works requests approval of Budget Transfer No. DPW016 increasing appropriations in the Equipment Pool budget with offsetting revenue and establishment of a fixed asset in the amount of \$31,601 for the purchase of a replacement vehicle assigned to Communications. (4/5 vote required)

**BT-DPW016**

General Admin & Finance

- I. Director of Human Resources requests the adoption of a resolution amending the Departmental Allocation List for the District Attorney's Office by deleting one 1.0 FTE Attorney IV and adding two 0.5 FTE Attorney IV, effective April 17, 2010, with no net increase in the number of full-time equivalent positions (FTE).

**R-2010-31**

- J. Director of Human Resources requests the adoption of a resolution regarding the following in connection with providing victim witness service in the District Attorney's Office, effective April 6, 2010.

1. Amend the Departmental Allocation List to add:
  - a. Two (2) (1.0) Victim Witness Advocates I/II (\*), and
  - b. One (1) (1.0) (M) Victim Witness Program Manager.
2. Amend the Table and Index of Class to add:
  - a. Victim Witness Advocate I,
  - b. Victim Witness Advocate II, and
  - c. Victim Witness Program Manager.
3. Amend appropriate personnel polices adding reference to the Victim Witness Program Manager.

(\* ) This is a flexibly staffed job series.

**R-2010-32**

- K. County Executive Officer requests adoption of a resolution declaring the County of Napa's support for the City of Napa's response to Google's Request for Information to be considered as a pilot location for Google's pilot ultra-high speed broadband program.

**R-2010-33**

- L. County Executive Officer recommends adoption of a resolution appointing County Alternate Representative to the Board of Directors of the California State Association of Counties Excess Insurance Authority (CSAC-EIA).

**R-2010-34**

**Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, 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. 9:15 AM Recess to the In-Home Supportive Services (IHSS) Public Authority of Napa County meeting (**See IHSS Minutes**).
- B. 9:15 AM Recess to the Lake Berryessa Resort Improvement District (LBRID) meeting (**See LBRID Minutes**).
- C. 9:20 AM Recess to the Napa Berryessa Resort Improvement District (NBRID) meeting (**See NBRID Minutes**).
- D. 10:30 AM PUBLIC HEARING Conduct a Nuisance Abatement Hearing pursuant to County Code Section 1.20.060 to hear and consider all objections or protests, if any, to the notice of nuisance abatement issued for the property located at 2328 Stagecoach Canyon Road, Napa County CA (Assessor's Parcel No. 016-192-004), and at the conclusion of the hearing take one of the following two actions:

1. Terminate the abatement proceedings; or
2. Find that a nuisance exists and adopt a resolution declaring the existence of a public nuisance and ordering its abatement, and directing the owner(s) or other interested persons to abate the nuisance within a reasonable time (i.e., 30 days) for items 1-3 identified in Table 1 of the March 17, 2010 abatement notice.

**Open public hearing.**  
**Staff presented report.**  
**No testimony presented.**  
**Closed public hearing.**

**Principal Planner David Giudice and Deputy County Counsel Rob Paul presented the item.**

**Motion moved by Mark Luce, seconded by Brad Wagenknecht, to approve actions outlined in D.2. Motion passed 5 - 0.**

- E. 11:00 AM Agricultural Commissioner/Sealer of Weights and Measures together with representatives from Napa County's food community will discuss the Napa Local Food Forum and the development of a strong local food system.

**Agricultural Commissioner/Sealer of Weights & Measures Dave Whitmer presented the item and introduced Joanna Winter.**

**Joanna Winter presented report.**

10. ADMINISTRATIVE ITEMS

General Admin & Finance

- A. County Counsel requests review and discussion of County Counsel's response to the 2009-2010 Grand Jury's request for an implementation and status update on recommendations made by the 2008-2009 Grand Jury in the 2008-2009 Final Report on the County of Napa Office of the County Counsel.

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

- B. County Executive Officer requests appointment/reappointment of one member of the Board of Supervisors to serve on the Local Agency Formation Commission (LAFCO) as a regular member for a four year term of office commencing May 3, 2010 and expiring May 5, 2014.

**Motion moved by Brad Wagenknecht, seconded by Mark Luce, to reappoint Supervisor Bill Dodd to serve on Local Agency Formation Commission (LAFCO). Motion passed 5 - 0.**

11. LEGISLATIVE ITEMS

**Supervisor Diane Dillon reported on the Legislative Subcommittee meeting on April 5, 2010 and she advised there was no significant news to report.**

12. BOARD OF SUPERVISORS COMMITTEE REPORTS AND ANNOUNCEMENTS

**Supervisor Bill Dodd received an email regarding Estee Avenue stating the new fan was much quieter.**

**Supervisor Diane Dillon met with the Management Academy last week. She commended County Executive Officer Nancy Watt for a job well done.**

13. BOARD OF SUPERVISORS FUTURE AGENDA ITEMS

**None.**

14. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS

**None**

15. CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to subdivision (b)(3)(A) of Government Code Section 54956.9: (One case)

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

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

Names of Cases:

1. Lake Luciana LLC v. County of Napa, et al. (Napa County Superior Court # 26-49388 & US District Court # CV 09-4131 JSW)
2. Latinos Unidos de Napa vs. County of Napa, et. al. (Napa County Superior Court Case No. 26-50568)
3. St. Helena Unified School District v. Napa County Office of Education; County of Napa; et al. (Solano County Superior Court # FCS033906)

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

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

**15.3 Closed session not held.**

16. ADJOURNMENT

**Adjourned to the Board of Supervisors regular meeting, Tuesday, April 13, 2010 at 9:00 a.m.**

\_\_\_\_\_  
DIANE DILLON, Chair

ATTEST:

\_\_\_\_\_  
GLADYS I. COIL, Clerk of the Board