



A Tradition of Stewardship
A Commitment to Service

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

January 6, 2015

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 6, 2015 at 9:00 a.m. with the following supervisors present: Chairman Mark Luce, Supervisors Brad Wagenknecht, Diane Dillon, Alfredo Pedroza and Keith Caldwell. The meeting was called to order by Chairman Mark Luce.

A. Election of Officers (Chair and Vice Chair).

Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to approve election of Vice Chair Diane Dillon as Chair and Supervisor Alfredo Pedroza as Vice Chair. Motion passed 5 - 0.

2. PLEDGE OF ALLEGIANCE

County Executive Office Principal Management Analyst Helene Franchi led the assembly in the pledge of allegiance.

3. APPROVAL OF MINUTES

A. Clerk of the Board requests approval of minutes:

1. October 21, 2014 - (All Supervisors were present).
2. November 4, 2014 - (Supervisors Mark Luce and Brad Wagenknecht were excused)*.

*Excused Supervisors will be recorded as abstained unless Supervisor indicates otherwise.

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

4. PRESENTATIONS AND COMMENDATIONS

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

Introduced new employees.

5. DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS

Assessor-Recorder-County Clerk John Tuteur commented on Certificates of Office received for recently-appointed officials and a new employee.

6. CONSENT ITEMS

Public Safety

- A. Director of Corrections requests approval of and authorization for the Chair to sign an agreement with with MorphoTrust USA (formally Identix Inc) for a maximum of \$10,994 for maintenance and repair services for the LiveScan machine located at the Napa County Jail for the term January 14, 2015 through December 31, 2015.

A-8250

Human Services

- B. Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of Revenue Agreement No. 3579 with the California Department of Health Care Services for a maximum of \$3,083,808 for the term July 1, 2014 through June 30, 2017, to provide funding for outpatient treatment, residential treatment, and prevention services for Drug Medi-Cal and non-Drug Medi-Cal clients.

A-3579

- C. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following amendments with Progress Foundation, Inc., incorporating Addenda to the Scope of Work and Compensation sections to update program descriptions and increase the maximum dollar amount in each of the agreements for Fiscal Year 2014-2015 services:

1. Amendment No. 4 to Agreement No. 6380, increasing the amount by \$65,597 for a new maximum of \$260,775 to provide supportive living services;
2. Amendment No. 8 to Agreement No. 2156, increasing the amount by \$15,151 for a new maximum of \$520,180 for the operation of a transitional residential mental health treatment program; and
3. Amendment No. 9 to Agreement No. 4838, increasing the amount by \$22,822 for a new maximum of \$783,556 for the operation of Progress Place, a crisis residential treatment program.

A-6380 (Amend. 4); A-2156 (Amend. 8); A-4838 (Amend. 9)

- D. Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of Revenue Agreement No. 7955 with the California Department of Health Care Services for Projects for Assistance in Transition from Homelessness (PATH) funds in the amount of \$50,420 for Fiscal Year 2014-2015.

A-7955

- E. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with the California Department of Public Health for the term July 1, 2013 through June 30, 2016 outlining additional program, privacy

and security requirements for Napa County Agreement No. 3742 for the AIDS Drug Assistance Program.

A-8251

- F. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with Community Health Clinic Ole, Inc., for a maximum of \$25,000, effective for one year after the date signed by both parties, to facilitate the Operation Access Initiative in Napa County.

A-8252

Item removed for separate discussion. See Item 7.

- G. Director of Health and Human Services requests approval of and authorization for the Chair to sign a revenue agreement with First 5 Napa County Children and Families Commission for a maximum of \$58,700 for the term July 1, 2014 through June 30, 2015 to fund services at the Therapeutic Child Care Center.

A-8253

Community Resources & Infrastructure

- H. Director of Public Works requests approval of and authorization for the Chair to sign an agreement with 2ndNature LLC. for a maximum of \$154,923 for the term December 1, 2014 through March 31, 2017 for consultant services to develop stream erosion and rural road condition assessment tools and management systems in support of the Napa River Sediment TMDL Implementation Tracking and Accounting System as funded under U.S. EPA Grant Agreement No. W9-99T07301-0.

A-8254

Correction read into record for term ending June 30, 2017.

- I. Director of Public Works requests acceptance of the donations to the Animal Shelter and approval for the Chair to sign letters of appreciation for:

1. A donation of \$4,000 to the Spay/Neuter Fund from Norma J. Ingalls; and
2. A donation of \$2,600 from Pet Food Express.

- J. Director of Public Works requests the following:

1. Acceptance of a San Francisco Bay Water Quality Improvement Fund grant, including an initial allocation of \$894,324 from the United States Environmental Protection Agency (EPA), to be used for construction of the Napa River Restoration Project Oakville to Oak Knoll Construction Group C (Site 14); and
2. Authorization for the Director of Public Works to sign the associated grant funding letter and serve as the authorized representative for signing invoices and other administrative matters.

General Admin & Finance

- K.

Director of Human Resources requests adoption of the following resolutions defining the County's implementation plan as it relates to the Patient Protection and Affordable Care Act (ACA) Shared Responsibility Provisions (Section 4980H to Title 26 of the United States Code, Internal Revenue Code) effective January 1, 2015:

1. A Resolution defining the County contribution to Health Benefits for qualifying Extra Help employees; and
2. A Resolution defining usage of extra help employees in order to comply with the ACA.

R-2015-01; R-2015-02

Correction memo regarding revised resolution was provided.

- L. County Executive Officer requests adoption of a resolution allocating eight dollars (\$8) from civil filing fees to fund the Dispute Resolution Programs Act (DRPA) program per the requirements of the Judicial Council.

Item removed from the agenda.

- M. County Executive Officer and Agricultural Commissioner/Sealer of Weights and Measures request appointment of Vic Nienu to the Napa County Local Food Advisory Council representing the City of American Canyon with the term of office to commence immediately and expire February 1, 2017.
- N. County Executive Officer requests reappointments of Richard Feldstein, representing the Chair of the Board of Supervisors, and James V. Jones, representing the Bar Association, to the Napa County Law Library Board of Trustees with terms of office to commence immediately and expire December 31, 2015.
- O. 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, 2017.
- P. County Executive Officer requests three (3) reappointments of Michele Grupe, Molly Nelson and Stephanie Paravicini to serve on the First 5 Napa County Children and Families Commission with the terms of office to commence immediately and expire January 1, 2019.
- Q. County Executive Officer requests five (5) reappointments to serve on the Mental Health Board with the terms of office to commence immediately and expire January 1, 2018.

<u>Name (Residing District)</u>	<u>Representing</u>
Theresa Comstock (2)	Board of Supervisor Appointee Interested and Concerned Citizen
Rowena Korobkin, MD (1)	Board of Supervisor Appointee Family Member of Consumer -or- Consumer
Beryl J. Nielsen (4)	Board of Supervisor Appointee Interested and Concerned Citizen

Oliver "Rocky" Sheridan (4) Board of Supervisor Appointee
Family Member of Consumer -or- Consumer

Robin Timm, PhD (4) Board of Supervisor Appointee
Interested and Concerned Citizen

Motion moved by Mark Luce, seconded by Brad Wagenknecht, to approve consent items as amended. Motion passed 5 - 0.

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

Item 6F:

Supervisor Alfredo Pedroza recused himself due to his involvement as Vice Chair on the Clinic Ole board. Motion moved by Mark Luce, seconded by Keith Caldwell, to approve. Motion passed with Brad Wagenknecht, Mark Luce, Diane Dillon, and Keith Caldwell voting yes / Alfredo Pedroza abstaining.

8. PUBLIC COMMENT

Napa residents David Heitzman and Gary Margadant requested temporary signs to notify residents of new county construction projects.

Napa resident Jim Wilson commented on how carbon pollution and climate change could affect the Napa Valley in the future.

9. SET MATTERS OR PUBLIC HEARINGS

- A. 9:00 AM Recess to the Board of Equalization special meeting (**See BOE Minutes**).
- B. 9:00 AM Recess to the Napa County Public Improvement Corporation (NCPIC) special meeting (**See NCPIC Minutes**).
- C. 9:00 AM Recess to the Silverado Community Services District (SCSD) special meeting (**See SCSD Minutes**).
- D. 9:00 AM Recess to the Monticello Public Cemetery District (MPCD) special meeting (**See MPCD Minutes**).
- E. 9:00 AM Recess to the Napa County Flood Protection and Watershed Improvement Authority (NCFPWIA) special meeting (**See NCFPWIA Minutes**).
- F. 9:15 AM Recess to the In-Home Supportive Services (IHSS) Public Authority of Napa County special meeting (**See IHSS Minutes**).
- G. 9:15 AM Recess to the Lake Berryessa Resort Improvement District (LBRID) special meeting (**See LBRID Minutes**).
- H. 9:20 AM Recess to the Napa Berryessa Resort Improvement District (NBRID) special meeting (**See NBRID Minutes**).
- I. 9:30 AM Recess to the Napa County Housing Authority (NCHA) meeting (**See NCHA Minutes**).

J. 10:00 AM PUBLIC HEARING

Director of Public Works and Fire Chief request the following regarding a new volunteer fire station in Berryessa Estates:

1. Hold a public hearing regarding the County's proposed purchase of approximately 0.27 acres of property located at 2386 Stagecoach Canyon Road, Pope Valley, California, APN 016-202-003 (the Property) for approximately \$99,000 from Veronica A. Tedeschi and Adrian George Tedeschi, Trustees of the VAT Living Trust dated May 23, 2007;
2. Find that acquisition of the Property is consistent with the Napa County General Plan;
3. Find that acquisition of the Property is exempt from the California Environmental Quality Act (CEQA) pursuant to Class 3 ("New Construction or Conversion of Small Structures") which may be found in the guidelines for the implementation of CEQA at 14 CCR §15303; see also Napa County's Local Procedures for Implementing the California Environmental Quality Act, Appendix B];
4. Approve and authorize the Chair to sign a Purchase and Sale Agreement for the Property; and
5. Approve and authorize the County Executive Officer to sign any and all documents related to the Purchase and Sale Agreement as approved by County Counsel.

ENVIRONMENTAL DETERMINATION: Consideration and possible adoption of a Categorical Exemption Class 3 exemption from CEQA. [See Class 3 ("New Construction or Conversion of Small Structures") which may be found in the guidelines for the implementation of the California Environmental Quality Act at 14 CCR §15303; see also Napa County's Local Procedures for Implementing the California Environmental Quality Act, Appendix B.]

A-8255

Opened public hearing.

Director of Public Works Steve Lederer made presentation.

Testimony presented.

Closed public hearing.

Motion moved by Mark Luce, seconded by Brad Wagenknecht, to approve requested actions in Items 2 and 3. Motion passed 5 - 0.

Motion moved by Mark Luce, seconded by Alfredo Pedroza, to approve requested actions in Items 4 and 5. Motion passed 5 - 0.

- K. 1:30 PM Recess to the Napa County Flood Control and Water Conservation District (NCFCWCD) regular meeting (**See NCFCWCD Minutes**).

10. ADMINISTRATIVE ITEMS

Community Resources & Infrastructure

- A. Director of Public Works requests the following actions regarding the South Napa County Earthquake which may be ordered by the County Executive Officer or

Director of Public Works:

1. Receive and review report of emergency public work actions in response to the event without competitive bidding as authorized by Public Contract Code Section 22050(b) and Board of Supervisors Resolution No. 2014-103; and
2. Determine the need to continue, or alternatively terminate, each emergency public work action so ordered. (4/5 Vote Required)

Director of Public Works Steve Lederer reported no action was required and provided an update on earthquake-related activities.

General Admin & Finance

- B. Director of Housing and Intergovernmental Affairs requests approval of and authorization for the Chair to sign the following agreements with the City of Napa related to the Napa Pipe Project:
1. A Sphere of Influence Agreement that establishes the development standards, and planning and zoning requirements for the property, as a part of the City's Sphere of Influence (SOI) expansion application to LAFCO.
 2. A Third Party Agreement that allows the County, if so desired, to contract with a third party consultant mutually agreeable to both the City and County for processing of ministerial approvals, such as plan reviews and inspections.
 3. A Tax and Revenue Sharing Agreement governing the tax and revenue sharing for the property.
 4. A Regional Housing Needs Assessment (RHNA) Agreement stating that the County will identify the Napa Pipe property in its 2014-2022 Housing Element and shall issue residential building permits during the 2014-2022 Housing Element cycle, and receive RHNA credit for units permitted on the property while residential portions of the property remain in the County's jurisdiction.
 5. A Municipal Services Agreement that establishes a process for providing municipal services to the site.

ENVIRONMENTAL DETERMINATION: A Final Environmental Impact Report ("EIR") was prepared for the Napa Pipe Project and certified by the Board of Supervisors on January 14, 2013. An Initial Study/Addendum ("Addendum") to the County's EIR was prepared by the City of Napa and adopted by the City of Napa City Council on July 22, 2014, concluding that the County's EIR for the Napa Pipe Project adequately identified and analyzed the potential environmental effects of the City providing municipal services to and potential annexation of the Napa Pipe Project site. Prior to taking action to recommend Board of Supervisors adoption of ordinances and resolutions regarding the actions requested below, the Planning Commission has made recommended CEQA findings to document the reasons why the County has determined that the EIR and Addendum provide coverage for the proposed actions and that additional environmental review, in the form of a subsequent or supplemental EIR, is unnecessary prior to Board approval of the Development Agreement and Development Plan.

(CONTINUED FROM NOVEMBER 25 AND DECEMBER 16, 2014; STAFF REQUESTS A CONTINUANCE TO JANUARY 13, 2015)

Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to continue to January 13, 2015. Motion passed 5 - 0.

- C. County Executive Officer/Director of Emergency Services requests reaffirmation of Resolution No. 2014-107 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.

Motion moved by Keith Caldwell, seconded by Brad Wagenknecht, to approve requested action. Motion passed 5 - 0.

- D. Discussion and possible action regarding the appointment of members of the Board of Supervisors to various committees, commissions and advisory boards.

Clerk of the Board Gladys Coil made presentation.

Motion moved by Alfredo Pedroza, seconded by Keith Caldwell, to appoint Mark Luce as Member of the Airport Industrial Area Subcommittee (AIASC). Motion passed 5 - 0.

Motion moved by Keith Caldwell, seconded by Alfredo Pedroza, to appoint Mark Luce as Member of the Association of Bay Area Governments (ABAG) Executive Committee and Diane Dillon as Alternate. Motion passed 5 - 0.

Motion moved by Brad Wagenknecht, seconded by Mark Luce, to appoint Alfredo Pedroza as Alternate of the Association of Bay Area Governments (ABAG) General Assembly. Motion passed 5 - 0.

Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to appoint Mark Luce as Member of the California State Association of Counties (CSAC) Housing, Land Use and Transportation Policy Committee. Motion passed 5 - 0.

Motion moved by Keith Caldwell, seconded by Mark Luce, to appoint Diane Dillon as the Designated Member of the Great Wine Capitals Global Network (GWC) and Alternate to be determined at a later date. Motion passed 5 - 0.

Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to appoint Mark Luce as the Metropolitan Transportation Committee (MTC) Member of the Napa County Transportation Planning Agency (NCTPA) and Alfredo Pedroza as Alternate. Motion passed 5 - 0.

Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to appoint Mark Luce as the Metropolitan Transportation Committee (MTC) Member of the Napa Valley Transportation Authority (NVTA) and Alfredo Pedroza as Alternate. Motion passed 5 - 0.

Motion moved by Keith Caldwell, seconded by Alfredo Pedroza, to appoint Keith Caldwell as the Member of the North Bay Water Reuse Authority Committee (NBWRA) and Mark Luce as Alternate. Motion passed 5 - 0.

Motion moved by Mark Luce, seconded by Brad Wagenknecht, to appoint Alfredo Pedroza as the Member of the City-County Two by Two Committee-Napa Pipe. Motion passed 5 - 0.

Motion moved by Keith Caldwell, seconded by Mark Luce, to appoint Alfredo Pedroza as Member of the California State Association of Counties (CSAC) Economic Development Policy Committee. Motion passed 5 - 0.

Motion moved by Keith Caldwell, seconded by Mark Luce, to appoint Alfredo Pedroza as Member of the California State Association of Counties (CSAC) Health and Human Services Policy Committee. Motion passed 5 - 0.

Motion moved by Keith Caldwell, seconded by Mark Luce, to appoint Alfredo Pedroza as Member of the Mental Health Board (MHB). Motion passed 5 - 0.

Motion moved by Keith Caldwell, seconded by Mark Luce, to appoint Keith Caldwell representing the Board of Supervisors Chair and Mark Luce as Alternate of the Napa Sanitation District (NSD). Motion passed 5 - 0.

Motion moved by Keith Caldwell, seconded by Mark Luce, to appoint Alfredo Pedroza as Member of the Napa-Vallejo Waste Management Authority (NVWMA) and Mark Luce as Alternate. Motion passed 5 - 0.

Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to appoint Diane Dillon as Member of the Northern California Counties Tribal Matters Consortium (NCCTMC) and Brad Wagenknecht as Alternate. Motion passed 5 - 0.

Member Mark Luce stated he appointed Member Keith Caldwell as the Member of the Independent Waste Management Board (IWMB) at the end of 2014 as an executive appointment by the Board of Supervisors Chair.

Motion moved by Mark Luce, seconded by Brad Wagenknecht, to appoint Diane Dillon and Alfredo Pedroza as Members of the Watershed Information Center and Conservancy (WICC) Board of Directors and Keith Caldwell as Alternate. Motion passed 5 - 0.

Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to appoint Diane Dillon as Member of the California State Association of Counties (CSAC) Board of Directors and Brad Wagenknecht as Alternate. Motion passed 5 - 0.

- E. County Executive Officer request that the Board consider and approve the proposed FY 2015-16 Budget Policies and Budget Calendar.

Assistant County Executive Officer Leanne Link made presentation.

Motion moved by Keith Caldwell, seconded by Mark Luce, to approve requested actions. Motion passed 5 - 0.

11. LEGISLATIVE ITEMS

None.

12. BOARD OF SUPERVISORS COMMITTEE REPORTS AND ANNOUNCEMENTS

A moment of silence was observed in memory of agricultural land advocate Volker Eisele after Item 10D.

13. BOARD OF SUPERVISORS FUTURE AGENDA ITEMS

Chair Diane Dillon requested Public Works staff monitor a possible referendum on the State's plastic bag ban and to report back in mid- to late-February.

Supervisor Keith Caldwell suggested having a discussion on mitigation fees in Napa County.

14. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS

None.

15. CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Government Code Section 54956.9(d)
(2): (2 cases)

Closed sessions held. No reportable action.

16. ADJOURNMENT

Adjourned to the Board of Supervisors regular meeting Tuesday, January 13, 2015 at 9:00 a.m.

DIANE DILLON, Chair

ATTEST:

GLADYS I. COIL, Clerk of the Board