



A Tradition of Stewardship  
A Commitment to Service

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

May 5, 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, May 5, 2015, at 9:00 a.m. with the following supervisors present: Chair Diane Dillon, Supervisors Brad Wagenknecht, Mark Luce, Keith Caldwell and Alfredo Pedroza. The meeting was called to order by Chair Diane Dillon.**

2. PLEDGE OF ALLEGIANCE

**Director of Public Works Steve Lederer led the assembly in the pledge of allegiance.**

3. APPROVAL OF MINUTES

**None.**

4. PRESENTATIONS AND COMMENDATIONS

**Chair Diane Dillon read a poem by Napa County Poet Laureate Beclee Wilson.**

- A. Presentation of a Proclamation to Chair Peter White of the Watershed Information Center & Conservancy (WICC) Board, declaring May 2015 as "Watershed Awareness Month" in Napa County. (Chair Dillon)

**Presented proclamation.**

- B. Presentation of a Proclamation to Bill Carter, Mental Health Director, and Zachariah Geyer, Community Representative, declaring May as "Mental Health Month" in Napa County.

**Presented proclamation.**

- C. Presentation of a Proclamation to Doris Gentry declaring May 2015 as "Foster Parent and Kinship Caregiver Appreciation Month" and May 5, 2015 as "Foster Parent and Kinship Caregiver Appreciation Day" in Napa County.

**Presented proclamation.**

- D. Acting Director of Human Resources to introduce new County employees.

**Introduced new employees.**

5. DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS

**Director of Public Works Steve Lederer provided an update on construction projects.**

6. CONSENT ITEMS

Public Safety

- A. County Fire Chief requests adoption of a resolution authorizing portal to portal pay for Napa County Firefighters assisting the Office of Emergency Services with State and Federal incidents outside of Napa County.

**R-2015-51**

- B. Director of Corrections requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement 8244-15 with Solano County for a maximum annual amount of \$4,000,000 for the term of May 5, 2015 through December 31, 2017 increasing the physical custody up to 125 inmates.

**A-8244-15 (Amend. 1)**

- C. Director of Corrections requests approval of and authorization for the Chair to sign a cooperative agreement with the State of California for the term May 1, 2015 through April 30, 2017 to obtain authorization for CALTRANS to provide continued support to the Community Corrections Work Program regarding litter and debris removal on State Highways within Napa County.

**A-8302**

Human Services

- D. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 7893 with On The Move, Inc., extending the term through June 30, 2016, incorporating Addenda to the Scope of Work and Compensation sections, and revising Specific Terms and Conditions to include a Business Associate Agreement in order to implement the Mental Health Division's MHSA Innovations Component Plan, which includes creation of a Mental Health Equity Partnership and other strategies to address the needs of unserved/underserved populations in Napa County.

**A-7893 (Amend. 1)**

**Item removed for separate discussion. See Item 7.**

- E. Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal Revenue Agreement No. 8122 with Boys and Girls Clubs of Napa Valley for a maximum of \$29,400 for the term May 5, 2015 through August 14, 2015 to reimburse the County for the cost of meals provided to children in the Contractor's summer programs.

**A-8122**

- F. Director of Health and Human Services requests approval of and authorization for the Chair to sign an Inter-County Agreement among Napa, Sonoma and Marin Counties for the provision of temporary Health Officer coverage when a Health Officer is absent from his/her county or otherwise unavailable to carry out his/her duties as required by law, until terminated by any party.  
**A-8303**
- G. Director of Health and Human Services requests approval of and authorization for the Chair to sign a Revenue Agreement with the Department of Health Care Services for a maximum of \$69,722 for the term January 1, 2015 through December 31, 2016 to assist current Medi-Cal beneficiaries in renewing their coverage in calendar years 2015 and 2016.  
**A-8304**
- H. Director of Health and Human Services requests acceptance of two donations totaling \$13,200 from Queen of the Valley Medical Center, through its Community Outreach Department, in support of the "Live Healthy Napa County" initiative.
- I. Director of Health and Human Services requests adoption of a resolution approving the Mental Health Services Act (MHSA) Fiscal Year 2014-2015 to Fiscal Year 2016-2017 Three-Year Plan.

**Item removed from the agenda.**

Community Resources & Infrastructure

- J. Agricultural Commissioner/Sealer of Weights and Measures requests approval and authorization for the Chair to sign an agreement with the Department of Pesticide Regulation (DPR) for a maximum of \$8,521 for the term April 1, 2015 through June 30, 2015 for reimbursement of expenditures for collection and submission of historical compliance and enforcement data.  
**A-8305**
- K. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 8119 with Nacht & Lewis Architects, Inc. increasing the amount by \$69,200 for a new maximum of \$368,960 amending the scope of work to include additional architectural/engineering services for preliminary planning of the new jail including pre-design in preparation for applying for SB 863 funding for the new jail.  
**A-8119 (Amend. 2)**

**Correction memo provided regarding agreement clarifications.**

- L. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 1 to the Airport Lease Agreement No. 8211 with McCann, Inc. for the purpose of adjusting the rental rate from January 1, 2015 through March 31, 2015.  
**A-8211 (Amend. 1)**

- M. Director of Public Works requests approval of and authorization for the Chair to sign a Space License Agreement with the City of Napa, for use of the Sullivan Lot as requested by the Napa Police Department, with no license fee, for the term starting at 6:00 PM (1800 hours), Friday May 29, 2015 to 3:00 AM (0300 hours), Monday June 1, 2015.

**A-8306**

- N. Director of Public Works requests approval of and authorization for the Chair to sign an agreement with the Waltraud and John Tuteur 1989 Revocable Family Trust for space located at 1917 First Street, Napa, for a five year term beginning July 1, 2015 through June 30, 2020, with a yearly 2% increase to the monthly rental amount of \$2,966, during the term of the lease.

**A-8307**

- O. Director of Public Works requests the following actions related to the "Napa River Oakville to Oak Knoll Restoration Project Group A", PW 15-01:

1. Approval of plans and specifications, authorization to advertise for sealed bids and opening of the bids at a time, date and location to be published by the Director of Public Works pursuant to Section 20150.8 of the Public Contract Code; and
2. Approval of and authorization for the Chair to sign Temporary Construction Easement (TCE) Agreements at no cost to the County with the following landowners for the terms indicated:
  - a. Jackson Family Investments, LLC - February 24, 2015 through December 31, 2020
  - b. Constellation Brands - February 13, 2015 through December 31, 2020.

**A-8308; A-8309**

- P. Director of Public Works recommends approval of and authorization for the Chair to sign the following documents related to a Caltrans project to replace the bridge on State Route 121, Silverado Trail at Sarco Creek:

1. Right-of-Way Contract;
2. Quitclaim Deed.

**A-8310**

- Q. Director of Public Works requests acceptance of a donation in the amount of \$1,060.93 to the Animal Shelter and authorization for the Chair to sign a letter of appreciation for Pet Food Express.

General Admin & Finance

- R. Acting Director of Human Resources requests adoption of a resolution amending disability benefits for certain management employees, effective January 1, 2015.

**R-2015-52**

- S. Acting Director of Human Resources requests adoption of a resolution approving the Memoranda of Understanding between the County of Napa and the Public Services Employee and Public Services Employee - Supervisory Units, effective July 1, 2014 through June 30, 2017.

**R-2015-53**

- T. Auditor-Controller requests the Board accept and instruct the Clerk of the Board to file the quarterly report of gifts, bequests and donations received for the quarter ended March 31, 2015, including acceptance of donations totaling \$3,800.22 received by the Auditor-Controller on behalf of the Animal Shelter.

- U. Director of Housing and Intergovernmental Affairs requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 8213 with Van Scoyoc Associates, increasing the annual amount by \$16,000, for a new maximum of \$96,000 per fiscal year, and adding the option to renew at the end of each fiscal year, for Federal lobbying services.

**A-8213 (Amend. 1)**

- V. County Executive Officer/Purchasing Agent and County Fire Chief request the following:

1. Declare Asset No. 24981, a Hurst extrication tool, which is a fixed asset, as surplus and no longer required for public use;
2. Authorize the removal of the fixed asset from the county's fixed asset list; and
3. Authorize disposal of the fixed asset by way of general disposal.

- W. County Executive Officer requests approval of the following:

1. Accept and file the 2014-15 Grand Jury Final Report on Napa County Health and Human Services Agency Vast and Visionary; and
2. Direct the Director of Health and Human Services to prepare a response to the Grand Jury Report as prescribed by law.

- X. County Executive Officer/Purchasing Agent and Purchasing Manager request authorization for the disposal of a certain fixed asset surplus vehicle by donation.

**Motion moved by Brad Wagenknecht, seconded by Alfredo Pedroza, to approve consent items as amended. Motion passed 5 - 0.**

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

**Item 6D.**

**Director of Health and Human Services Howard Himes and Deputy Director of Health and Human Services/Mental Health Director Bill Carter made presentation.**

**Motion moved by Mark Luce, seconded by Brad Wagenknecht, to approve Item 6D. Motion passed 5 - 0.**

8. PUBLIC COMMENT

**St. Helena resident Geoff Ellsworth commented on the film *Russian River All Rivers* to be shown at Copia Center on May 13 and 20 at 7:00 p.m. at no charge.**

**Napa County resident Harvest Duhig commented on the cost of agriculture and winery business in the Napa Valley and Winery Definition Ordinance changes.**

**BottleRock Napa Valley Producers Justin Dragoo, Dave Graham and Jason Scoggins of Latitude 38 Entertainment thanked the Board for partnering with the City to facilitate the event.**

**Napa resident Jim Wilson commented on greenhouse gas emission cuts and other carbon footprint issues.**

9. SET MATTERS OR PUBLIC HEARINGS

A. 8:00 AM Board of Supervisors (BOS) - Closed Session (**See Special 8:00 AM BOS Minutes**).

B. 9:10 AM PUBLIC HEARING

First reading and intention to adopt an ordinance amending various sections of Chapter 17.46 (Lot Line Adjustments), Section 17.51.020 (Voluntary Mergers - Application Requirements) and all of Chapter 17.52 (Certificates of Compliance and Conditional Certificates of Compliance).

ENVIRONMENTAL DETERMINATION: General Rule. It can be seen with certainty that there is no possibility the proposed action may have a significant effect on the environment and therefore CEQA is not applicable. [See Guidelines For the Implementation of the California Environmental Quality Act, 14 CCR 15061(b)(3)].

**Public Works County Surveyor Rick Marshall made presentation.**

**Opened public hearing.**

**Testimony presented.**

**Closed public hearing.**

**Read title.**

**Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to waive reading the balance of the ordinance. Motion passed 5 - 0.**

**Motion moved by Keith Caldwell, seconded by Alfredo Pedroza, to approve motion of intent to adopt the ordinance.**

C. 9:15 AM

Recess to the Lake Berryessa Resort Improvement District (LBRID) meeting (**See LBRID Minutes**).

D. 9:30 AM PUBLIC HEARING

County Counsel recommends the following Board actions with regard to the request by California Statewide Communities Development Authority for approval of its issuance of tax-exempt bonds (Adventist Health System/West):

1. Conduct a public hearing on the issuance of bonds and refunding bonds by the California Statewide Communities Development Authority ("Authority"); and
2. Adopt a resolution approving the issuance of the bonds and subsequent refunding bonds by the Authority in part to finance the acquisition, construction, improvement, equipping, renovation, rehabilitation, remodeling and other capital projects by Adventist Health System/West ("Borrower") on the campus of St. Helena Hospital Napa Valley.

**R-2015-54**

**Chief Deputy County Counsel Jeff Richard made presentation.**

**Opened public hearing.  
No testimony presented.  
Closed public hearing.**

**Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to approve adoption of resolution. Motion passed 5 - 0.**

E. 1:30 PM

Recess to the Napa County Flood Control and Water Conservation District (NCFCWCD) meeting (**See NCFCWCD Minutes**).

10. ADMINISTRATIVE ITEMS

**None.**

11. LEGISLATIVE ITEMS

- A. Director of Housing and Intergovernmental Affairs requests adoption of a resolution supporting United States House of Representatives House Resolution Draft bill, a reintroduction of H.R. 4166 that did not pass the previous Congress, by Congressman Mike Thompson to transfer management of Lake Berryessa from the U.S. Bureau of Reclamation to the U.S. Bureau of Land Management. (Unanimous vote required)

**R-2015-55**

**Director of Housing and Intergovernmental Affairs Larry Florin made presentation.**

**No testimony presented.**

**Motion moved by Keith Caldwell, seconded by Mark Luce, to approve adoption of resolution. Motion passed 5 - 0.**

- B. Director of Housing and Intergovernmental Affairs requests approval of and authorization for the Chair to communicate to the Legislature and pertinent parties support for Senate Constitutional Amendment 5 (Hancock), that reduces the the voter approval requirement to 55% for certain local government special taxes.

**Director of Housing and Intergovernmental Affairs Larry Florin made presentation.**

**Testimony presented.**

**Held discussion.**

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

- C. Director of Housing and Intergovernmental Affairs requests approval of and authorization for the Chair to communicate to the Legislature and pertinent parties support for AB 746 (Ting), a bill that would eliminate the limitation to the bonding authority of the San Francisco Bay Restoration Authority (SFBRA). (Unanimous vote required)

**Director of Housing and Intergovernmental Affairs Larry Florin made presentation.**

**No testimony presented.**

**Motion moved by Alfredo Pedroza, seconded by Brad Wagenknecht, to approve requested action. Motion passed 5 - 0.**

- D. Director of Housing and Intergovernmental Affairs requests approval of and authorization for the Chair to communicate to the Legislature and pertinent parties support for AB 1034 (Obernolte), a bill that would exempt renewable energy facilities from requirements of the Surface Mining and Reclamation Act (SMARA) when developed in proximity to, or part of, an existing surface mining operation.

**Director of Housing and Intergovernmental Affairs Larry Florin made presentation.**

**No testimony presented.**

**Held discussion.**

**Motion moved by Brad Wagenknecht, seconded by Alfredo Pedroza, to approve Motion passed 5 - 0.**

**Director of Housing and Intergovernmental Affairs Larry Florin made presentation regarding Bale Grist Mill Bill.**

12. BOARD OF SUPERVISORS COMMITTEE REPORTS AND ANNOUNCEMENTS

**Supervisor Diane Dillon reported on her attendance Sunday morning at the Bale Grist Mill pancake breakfast.**

**Supervisor Mark Luce along with Chair Diane Dillon, reported on their recent visit to the Jackson Family Vineyards and learned of their sustainability efforts.**

13. BOARD OF SUPERVISORS FUTURE AGENDA ITEMS



**None.**

14. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS

**County Executive Officer Nancy Watt thanked staff for the successful move back into the administration building.**

15. CLOSED SESSION

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

Name of case: Guerrero-Vega et al. v. County of Napa et al. (Napa County Superior Court Case No. 26-65725)

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

16. ADJOURNMENT

**Adjourned to the Board of Supervisors regular meeting Tuesday, May 12, 2015 at 9:00 a.m.**

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DIANE DILLON, Chair

ATTEST:

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GLADYS I. COIL, Clerk of the Board