



A Tradition of Stewardship
A Commitment to Service

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

December 20, 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, December 20, 2016, at 9:00 a.m. with the following supervisors present: Chair Alfredo Pedroza, Supervisors Brad Wagenknecht, Diane Dillon, Keith Caldwell and Mark Luce. The meeting was called to order by Chair Alfredo Pedroza.

2. PLEDGE OF ALLEGIANCE

Jesus Tijero led the assembly in the pledge of allegiance.

3. APPROVAL OF MINUTES

A. Clerk of the Board requests approval of minutes from the regular meeting of November 8, 2016 (all Members were present).

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

4. PRESENTATIONS AND COMMENDATIONS

A. Presentation of a Retirement Proclamation to District Attorney Gary Lieberstein in recognition of his 31 years of service.

Presented proclamation.

B. Presentation of Proclamation to Supervisor Keith Caldwell in recognition of his 8 years of service to Napa County.

Presented proclamation.

C. Presentation of Proclamation to Supervisor Mark Luce in recognition of his 20 years of service to Napa County.

Presented proclamation.

5. DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS

Registrar of Voters John Tuteur announced a December 16 letter from the Department of Justice Voting Section Chief stated Napa County demographics no longer make it subject to the voting Rights Act section for bilingual ballots.

Director of Public Works Steve Lederer reported there is a consent item on today's agenda to approve a generous donation to the Napa County animal shelter.

6. CONSENT ITEMS

Public Safety

- A. Director of Corrections requests approval of and authorization for the Chairman to sign an agreement with MorphoTrust USA for a maximum of \$11,338 for the term January 1, 2017 through December 31, 2017 for maintenance and repair services for the LiveScan machine located at the Napa County Jail.

A-170692B-17

- B. County Fire Chief requests adoption of a resolution ratifying Ordinance No. 2016-01 of the American Canyon Fire Protection District adopting the 2016 California Fire Code with amendments specific to local climatic, geographic and topographic conditions.

R-2016-176

Human Services

- C. Director of Health and Human Services requests approval of and authorization for the Chairman to sign Amendment No. 6 to an Agreement (formerly No. 7048) with the Area Agency on Aging Serving Napa and Solano, Inc. (AAA), increasing the amount by \$12,506 for a new maximum of \$67,506 for Fiscal Year 2016-2017, and amending the scope of work and compensation sections to add an organizational assessment of the AAA.

A-170610B-17 (Amend. 6)

- D. Director of Health and Human Services requests approval of and authorization for the Chairman to sign Amendment No. 5 to Agreement No. 170450B-17 with Napa Valley Child Advocacy Network, increasing the amount by \$28,980 for a new maximum of \$249,695, incorporating an addendum to the Compensation section to include the revised budget and to incorporate new requirements from the Office of Management and Budget, dubbed the "Super Circular," for the provision of family advocacy services.

A-170450B-17 (Amend. 5)

- E. Director of Health and Human Services requests approval of and authorization for the Chairman to sign Amendment No. 1 to Agreement No. 170541B-17 with Healthy Cooking with Kids, Inc., incorporating an addendum to the Scope of Work to include guidelines required by the California Department of Public Health and incorporating requirements from the Office of Management and Budget (OMB), dubbed the "Super Circular," for contractors that are receiving federal funding.

A-170541B-17 (Amend. 1)

- F. Director of Health and Human Services requests approval of and authorization for the Chairman to sign the following amendments incorporating requirements from the Office of Management and Budget (OMB), dubbed the "Super Circular," for contractors receiving federal funding:

1. Amendment No. 1 to Agreement No. 170605B-17 with Aldea, Inc.;
2. Amendment No. 5 to Agreement No. 170468B-17 with Beverage Consulting Network, Inc.;
3. Amendment No. 6 to Agreement No. 170337B-17 with Mentis, Inc.;
4. Amendment No. 6 to Agreement No. 170398B-17 with On The Move, Inc.;
- and
5. Amendment No. 12 to Agreement No. 170584B-17 with Cope FamilyCenter, Inc.

A-170605B-17 (Amend. 1); A-170468B-17 (Amend. 5); A-170337B-17 (Amend. 6); A-170398B-17 (Amend. 6); A-170584B-17 (Amend. 12)

- G. Director of Health and Human Services requests approval of and authorization for the Chairman to sign Amendment No. 4 to Agreement No. 170606B-17 with Aldea, Inc., increasing the amount by \$2,200 for a new maximum of \$320,833 to reimburse contractor for temporary medical director coverage for the County's Alcohol and Drug Services program and to incorporate new Office of Budget Management requirements, dubbed the "Super Circular."

A-170606B-17 (Amend. 4)

- H. Director of Health and Human Services requests approval of and authorization for the Chairman to sign Agreement No. 170618B-17 with Maria Alvarez, Ph.D., for a maximum of \$8,000 for the term August 20, 2016 through June 30, 2017, with a provision for annual renewal, to provide psychological evaluation services to clients in the Child Welfare Services Program.

A-170618B-17

- I. Director of Health and Human Services requests approval of and authorization for the Chairman to sign the following agreements for the term January 2, 2017 through January 1, 2018, and each automatic renewal thereof:

1. Community Action of Napa Valley, Inc. for a maximum of \$121,615 to provide services for the County's Home to Stay program to secure housing for homeless adults and to issue rental assistance payments;
2. Napa Emergency Women's Services, Inc. for a maximum of \$26,639 to provide services for the County's Home to Stay program to secure housing for homeless adults; and
3. City of Napa for a maximum of \$24,726 to provide services for the County's Home to Stay program to secure housing for homeless adults.

A-170679B-17; A-170680B-17; A-170681B-17

- J. Director of Health and Human Services requests approval of and authorization for the Chairman to sign certification statements for the California Children's Services (CCS) program and the Child Health and Disability Prevention (CHDP) program, confirming the County's agreement to comply with all applicable provisions of state

and federal laws governing these programs.

A-8495; A-8497

- K. Director of Health and Human Services requests approval to accept an anonymous donation of \$5,000 to be used for the benefit of the Children's Trust Fund.

Community Resources & Infrastructure

- L. Agricultural Commissioner/Sealer of Weights and Measures requests approval of and authorization for the Chairman to sign Amendment No.1 to Revenue Agreement No. 4168 with the California Department of Food & Agriculture (CDFA), increasing the contract maximum by \$13,240 for a new maximum of \$98,085 for the term July 1, 2016 through June 30, 2017 for reimbursement of expenditures associated with placing and inspecting of traps for the detection of exotic pests.

A-170682B-17 (Amend. 1)

- M. Director of Library Services and Community Outreach requests acceptance of a donation in the amount of \$10,000 from the Winiarski Family Foundation and authorization for the Chairman to sign a letter of appreciation in acceptance of the donation.

- N. Director of Library Services and Community Outreach requests the Board accept, and instruct the Clerk of the Board to file a report of donations in the amount of \$2,000 or less gifted to the Library from July 1, 2016 through September 30, 2016.

- O. Director of Planning, Building and Environmental Services requests adoption of a resolution:

1. Authorizing the submission of an application to the California Department of Resources Recycling and Recovery for a Waste Tire Enforcement Grant in the amount of \$75,000 for the State's Fiscal Year 2016-2017 award cycle, to be received by the County in Fiscal Year 2017-2018; and
2. Authorizing the Assistant Director of Planning, Building, and Environmental Services to execute the necessary grant documents.

R-2016-77

- P. Director of Public Works requests approval of and authorization for the Chairman to sign Amendment No.1 to an agreement (formerly AUD 8086) with Garcia and Associates to formally incorporate California Department of Transportation (Caltrans) Local Assistance Procedures Manual provisions for the Oakville Bridge Replacement Project, RDS 05-05 in Napa County.

A-140002B-17 (Amend. 1)

- Q. Director of Public Works requests approval of and authorization for the Chairman to sign an agreement with CSI Telecommunications, Inc., for a maximum of \$15,440 for the term December 20, 2016 through June 30, 2017, with an automatic

extension provision for two additional years, for the design of radio system upgrades to the Hall of Justice and Jail Annex.

A-170683B-17

- R. Director of Public Works requests the following actions related to veterinary services for domestic animals in the care of the County:
1. Waiver of competitive bidding requirements and sole source award of an agreement to the Humane Society of Napa County & SPCA, Inc., herein referred to as Napa Humane; and
 2. Approval of and authorization for the Chairman to sign an agreement with Napa Humane for a maximum of \$95,000 for the term December 20, 2016 through June 30, 2019, with an option to extend the agreement for two (2) additional one-year terms for spay, neuter and other veterinary services for animals in the care of the County.

A-170684B-17

- S. Director of Public Works requests approval of and authorization for the Chairman to sign a lease agreement with the Senate Rules Committee, California Legislature, for a monthly charge of \$696 for the term January 15, 2017 through November 30, 2020 for office space located at 2721 Napa Valley Corporate Drive, Napa, California.

A-170685B-17

- T. Director of Public Works requests approval of and authorization for the Chairman to sign a lease agreement with the United States House of Representatives for a monthly charge of \$650 for the term January 3, 2017 through January 2, 2019 for office space located at 2721 Napa Valley Corporate Drive, Napa, California.

A-170686B-17

- U. Director of Public Works requests authorization for the Chairman to sign a Certificate of Acceptance of an Avigation and Hazard Easement Deed from Oates Development Group, LLC (Assessor's Parcel Numbers 057-250-026 & 057-250-034).

- V. Director of Public Works requests the following actions related to a donation from the estate of Bruna M. Crunkleton:
1. Acceptance of a donation in the amount of \$100,000 to the Napa County Animal Shelter and Adoption Center;
 2. Approval of and authorization for the Chairman to sign the receipt of distribution and a letter of appreciation; and
 3. Approval of Budget Transfer No. ANI001 increasing revenues by \$64,000 in the Animal Shelter's Operational budget and \$36,000 in the Animal Shelter's Spay/Neuter fund and appropriating \$64,000 in the Animal Shelter's Operational budget and \$12,000 in the Animal Shelter's Spay/Neuter fund with offsetting revenues from the donation for various one-time purchases

and projects and an increase to the Spay/Neuter voucher program. (4/5 vote required)

BT-ANI001

- W. Director of Public Works requests approval of and authorization for the Chairman to sign Amendment No.1 to Agreement No.170593B-17 with Nacht & Lewis Architects, Inc. increasing the amount by \$19,455 for a new maximum of \$69,955 amending the scope of work to include additional architectural/engineering and associated services related to new Jail planning associated with SB 863 and SB 844 State funding.

A-170593B-17 (Amend. 1)

General Admin & Finance

- X. Chief Information Officer requests approval of and authorization for the Chairman to sign an agreement with Megabyte Systems, Inc., for a maximum of \$322,364 for the term July 1, 2016 through June 30, 2017, with an automatic renewal at the end of each fiscal year, for maintenance and support services of the MPTS 2010+ Property Tax System.

A-170687B-17

- Y. Chief Information Officer and Director of Library Services and Community Outreach request the following actions regarding the continued participation in the North Bay North Coast Broadband Consortium:

1. Approval of and authorization for the Chairman to sign a Memorandum of Understanding among the Counties of Sonoma, Marin, Mendocino and Napa as part of their participation in the Consortium to improve broadband access to the underserved communities in the North Coast Region; and
2. Appointment of Supervisor Diane Dillon as a voting member of the Oversight Committee.

A-8496

- Z. Clerk of the Board and County Counsel request approval of recently amended conflict of interest codes for various local agencies.

- AA. County Counsel and the Napa County Deferred Compensation Board of Control recommend adoption of a resolution amending and restating the Napa County 457 Deferred Compensation Plan.

R-2016-178

- BB. Director of Human Resources requests approval of and authorization for the Chairman to sign Amendment No. 6 to Agreement No. 6937 with Delta Dental of California, increasing the monthly premium rate for the DeltaCare Dental Health Maintenance Organization (DHMO) services from \$44.95 to \$47.20 effective January 1, 2017 through December 31, 2018.

A-170688B-17 (Amend. 6)

- CC. Director of Human Resources requests approval of and authorization for the Chairman to sign Amendment No. 2 to Agreement No. 8034 with PayFlex Systems USA, Inc., increasing the monthly administrative fees from \$4.50 to \$4.63 for flexible spending account benefits, and from \$3.50 to \$3.60 for commuter benefits, effective January 1, 2017.

A-170137B-17 (Amend. 2)

- DD. Director of Human Resources requests adoption of a resolution to implement a salary adjustment for a management position in the County Executive Office resulting from the management compensation study.

R-2016-179

- EE. County Executive Officer requests approval of and authorization for the Chairman to sign an agreement with John Bartel Associates, LLC, for a maximum of \$130,000 per fiscal year for the term September 1, 2016 through June 30, 2017, with a provision for automatic renewal for five additional fiscal years, for employee compensation and benefit actuarial and consulting services.

A-170689B-17

- FF. County Executive Officer and County Fire Chief request approval of and authorization for the Chairman to sign the following agreements for the term July 1, 2016 through June 30, 2021, with a provision for automatic annual renewal unless either party notifies the other party by January 31 of intent to seek revisions or not renew, with the following Volunteer Fire Companies:

1. Amendment No. 1 to Agreement No. 8061 with Angwin Volunteer Fire Company;
2. Amendment No. 1 to Agreement No. 8062 with Capell Valley Volunteer Fire Company;
3. Amendment No. 1 to Agreement No. 8063 with Carneros Volunteer Fire Company;
4. Amendment No. 1 to Agreement No. 8064 with Deer Park Volunteer Fire Company;
5. Amendment No. 1 to Agreement No. 8065 with Dry Creek-Lokoya Volunteer Fire Company;
6. Amendment No. 1 to Agreement No. 8066 with Gordon Valley Volunteer Fire Company;
7. Amendment No. 1 to Agreement No. 8067 with Pope Valley Volunteer Fire Company;
8. Amendment No. 1 to Agreement No. 8068 with Rutherford Volunteer Fire Company; and
9. Amendment No. 1 to Agreement No. 8069 with Soda Canyon Volunteer Fire Company.

A-8061 (Amend. 1); A-8062 (Amend. 1); A-8063 (Amend. 1); A-8064 (Amend. 1); A-8065 (Amend. 1); A-8066 (Amend. 1); A-8067 (Amend. 1); A-8068 (Amend. 1); A-8069 (Amend. 1)

- GG. County Executive Officer requests reappointment of Laura Rafaty, representing the City of St. Helena, and appointment of Laura Maguire Gabriel, representing District

1, to the Napa County Arts and Culture Advisory Committee with the terms of office commencing immediately and expiring September 30, 2020.

- HH. 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 January 1, 2017 and expire January 1, 2019.
- II. County Executive Officer requests reappointment of Frank Cabral to serve as the Napa County representative on the Napa County Mosquito Abatement District Board of Trustees with the term of office to commence on January 1, 2017 and expire December 31, 2021.
- JJ. County Executive Officer requests authorization for out of country travel for Kerry Whitney, Risk Manager, to attend the CSAC Excess Insurance Authority (CSAC EIA) - Insurance Broker meetings in London, England, from January 20, 2017 through January 27, 2017 at no cost to the County.
- KK. County Executive Officer requests approval to apply Budget Transfer No. CEO007 retroactively to July 1, 2016, and authorize the Auditor-Controller to reclassify all expenses incurred as of that date, for the transfer of Purchasing functions from Public Works to the County Executive Office, which was previously approved by the Board of Supervisors on November 8, 2016. (4/5 vote required)

BT-CEO007

A Modification to 6K was announced.

Postscript Correction: The modification is to 9K not 6K.

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

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

None.

8. PUBLIC COMMENT

The following spoke during public comment:

Chris Malan

Gary Margadant

James Hinton

9. SET MATTERS OR PUBLIC HEARINGS

A. 8:00 AM

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

B. 9:00 AM

Recess to the Board of Equalization meeting (**see BOE Minutes**).

C. 9:15 AM

County Counsel requests consideration and adoption of five resolutions regarding the following:

1. A Resolution of Fact and Decision on Appeal denying the appeal filed by Living Rivers Council (Appellant LRC) to a decision made by the Napa County Director of Planning, Building and Environmental Services Department (the PBES Director) on August 1, 2016 to approve the Walt Ranch Vineyards Agricultural Erosion Control Plan No. P11-00205-ECPA (the Walt Ranch ECPA) filed by Hall Brambletree Associates, LP (the Applicant) and to certify the related Environmental Impact Report (EIR) (State Clearinghouse No. 201202046);
2. A Resolution of Fact and Decision on Appeal denying the appeal filed by Circle Oaks County Water District and Circle Oaks Homes Association (Appellant Circle Oaks) to a decision made by the PBES Director on August 1, 2016 to approve the Walt Ranch ECPA and to certify the related EIR;
3. A Resolution of Fact and Decision on Appeal denying the appeal filed by Center for Biological Diversity (Appellant CBD) to a decision made by the PBES Director on August 1, 2016 to approve the Walt Ranch ECPA and to certify the related EIR;
4. A Resolution of Fact and Decision on Appeal denying appeal filed by Napa Sierra Club (Appellant Sierra Club) to a decision made by the PBES Director on August 1, 2016 to approve the Walt Ranch ECPA and to certify the related EIR; and
5. A Resolution adopting Findings pursuant to the California Environmental Quality Act.

The Walt Ranch Project site is located on the west side of Monticello Road, approximately one mile southwest of its intersection with Highway 128, and approximately one-half mile north of its intersection with Waters Road, approximately 6.25 miles east of the Town of Yountville in Napa County located within the Milliken Reservoir Watershed and Capell Creek-Upper Reach Drainage. The project is in an AW (Agricultural Watershed) zoning district and has an AWOS (Agriculture, Watershed and Open Space) General Plan designation. (Assessor parcel #'s: 032-120-028, 032-480-007, -008, -011, -012, -013, -014, -015, -016, -017, -018, -019, -020, -021, -022, -023, -024, -027, -028, 032-490-004, -005, -006, -008, -009, -010, -011, -012, -013, -014, -015, -016, -017, -018, -019, and -020).

ENVIRONMENTAL DETERMINATION: Consideration and possible recertification of a Final Environmental Impact Report (EIR) certified (State Clearinghouse No. 201202046) on August 1, 2016.

(CONTINUED FROM NOVEMBER 18, 22 AND DECEMBER 6, 2016)

R-2016-180; R-2016-181; R-2016-182; R-2016-183; R-2016-184

Deputy County Counsel Laura Anderson made presentation.

Attorney Tom Lippe for Living Rivers Council presented testimony.

Motion moved by Diane Dillon, seconded by Brad Wagenknecht, to adopt resolution in Item No. 1. Motion passed 5 - 0.

Motion moved by Mark Luce, seconded by Keith Caldwell, to adopt resolution in Item No. 2. Motion passed 5 - 0.

Motion moved by Diane Dillon, seconded by Brad Wagenknecht, to adopt resolution in Item No. 3. Motion passed 5 - 0.

Motion moved by Mark Luce, seconded by Brad Wagenknecht, to adopt resolution in Item No. 4. Motion passed 5 - 0.

Motion moved by Mark Luce, seconded by Brad Wagenknecht, to adopt resolution in Item No. 5. Motion passed 5 - 0.

D. 9:30 AM

Recess to the Napa County Housing Authority (NCHA) meeting (**see NCHA Minutes**).

E. 9:35 AM

Recess to the In-Home Supportive Services (IHSS) Public Authority of Napa County special meeting (**see IHSS Minutes**).

F. 9:45 AM

Recess to the Silverado Community Services District (SCSD) special meeting (**see SCSD Minutes**).

G. 10:00 AM

County Executive Officer requests the following:

1. Receive a presentation from Danielle Schmitz, Napa Valley Transportation Agency, on the State Route (SR) 37 Project as requested by Supervisors Luce and Caldwell on July 12, 2016; and
2. Discussion with Napa Valley Transportation Authority (NVTA) staff regarding the updated project information provided in their presentation.

Napa Valley Transportation Authority (NVTA) Executive Director Kate Miller made presentation.

Held discussion.

H. 10:20 AM

Agricultural Commissioner/Sealer of Weights and Measures requests the following actions related to the Local Food Advisory Council:

1. Accept a report from the Napa County Local Food Advisory Council (NCLFAC);
2. Adoption of a resolution amending the NCLFAC by-laws;
3. Adoption of a resolution extending the term of the NCLFAC to December 20, 2020;
4. Approval of and authorization for the Chairman to sign an agreement with Circlepoint for a maximum of \$67,000 for the term December 20, 2016 through June 30, 2018 for the maintenance of the Local Food Website;
5. Approval of Budget Transfer No. AGC002 increasing appropriations in the Agricultural Commissioner's budget (16000) by \$33,500, offset by the

- commensurate reduction in Appropriation for Contingency (10590), contingent on Board approval of recommendation #4 (4/5 vote required); and
6. Discussion and possible direction regarding the Agricultural Commissioner's Office conducting a Request For Proposal (RFP) to obtain services for a Food System Assessment for Napa County.

R-2016-185; R-2016-186; A-170690B-17; BT-AGC002

Assistant Agricultural Commissioner-Sealer of Weights and Measures Tracy Cleveland made presentation.

Napa County Local Food Advisory Council Chair Carrie Strohl made presentation.

Testimony presented.

Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to adopt resolution extending the term in Item No. 3. Motion passed 5 - 0.

Motion moved by Diane Dillon, seconded by Brad Wagenknecht, to adopt resolution amending the bylaws as corrected in Item No. 2. Motion passed 5 - 0.

Motion moved by Diane Dillon, seconded by Brad Wagenknecht, to approve requested action in Item No. 4. Motion passed 5 - 0.

Senior Management Analyst Brett Prebula made presentation.

Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to approve budget transfer in Item No. 5. Motion passed 5 - 0.

I. 10:40 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 Expanding the Criteria for Commission Membership to include the Chief Executive Officer of a Federally Qualified Health Center.

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.

Director of Health and Human Services Howard Himes made presentation.

No testimony presented.

Closed public hearing.

Read title.

Motion moved by Brad Wagenknecht, seconded by Diane Dillon, to waive reading the balance of the ordinance. Motion passed 5 - 0.

Motion moved by Diane Dillon, seconded by Brad Wagenknecht, to approve motion of intent to adopt the ordinance. Motion passed 5 - 0.

J. 11:00 AM PUBLIC HEARING

Consideration and possible action regarding an appeal filed by the Living Rivers Council c/o the Law Offices of Thomas N. Lippe, APC to a decision by the Planning Director to approve Kongsgaard Wine LLC's Vineyard Erosion Control Plan Application No. P14-00069-ECPA to allow for the vegetation removal and earthmoving activities associated with the development and operation of approximately gross 20.08 acres of new vineyard (± 14.7 net vine acres). The project is located within the AW (Agricultural Watershed) Zoning District, 4377 Atlas Peak Road, Napa, CA, Assessor Parcel Number 032-540-042-000.

ENVIRONMENTAL DETERMINATION: Consideration and possible readoption of a Mitigated Negative Declaration. According to the Mitigated Negative Declaration, the proposed project would have, if mitigation measures are not included, potentially significant environmental impacts in the following areas: Biological Resources and Land Use and Planning. This project site is not on any of the lists of hazardous waste sites enumerated under Government Code section 65962.5.

(CONTINUED FROM JUNE 7, SEPTEMBER 13, OCTOBER 4 AND NOVEMBER 8, 2016)

Opened public hearing.

Planning, Building and Environmental Services Supervising Planner Brian Bordona made presentation.

Testimony presented.

Closed public hearing.

Motion moved by Diane Dillon, seconded by Brad Wagenknecht, to approve

(1) Re-adoption of the Mitigated Negative Declaration; and

(2) Approved the Revised ECP attached as Exhibit B to the Settlement Agreement and the Revised Conditions of Approval attached as Exhibit C to the Settlement Agreement. Motion passed 5 - 0.

K. 11:30 AM PUBLIC HEARING

Director of Planning, Building and Environmental Services requests adoption of a resolution establishing certain Agricultural Preserves (Types A & H), and approval of and authorization for the Chairman to execute the following Williamson Act related contracts:

1. Rescind five (5) existing contracts and replace with six (6) new contracts with the following applicants:
 - a. Promise Wines LLC, in the general location of Sage Canyon Road and Chiles Pope Valley Road (2 new contracts).
 - b. Blue Oak Ranch LLC, in the general location of Conn Valley Road and Howell Mountain Road (1 new contract).
 - c. Kenneth E. Laird and Gail Laird Revocable Trust, in the general location of Big Ranch Road and Salvador Avenue (1 new contract).
 - d. Robert P. Losey and Margaret R. Losey, Trustees of the Losey Family 2006 Trust, in the general location of Big Ranch Road and Salvador Avenue (2 new contracts).
2. Approving two (2) new contracts with the following applicants:
 - a. 1520 Acquisition LLC, in the general location of Diamond Mountain Road and Highway 29.
 - b. Gajendra Singh Sareen and Rewa Manmohan Singh Sareen, in the general location of Big Ranch Road and Salvador Avenue.

ENVIRONMENTAL DETERMINATION: Categorical Exemption Class 17: Open Space Contracts or Easements. It has been determined that this type of project does not have a significant effect on the environment and is exempt for the California Environmental Quality Act. [See Class 17 (Open Space Contracts or Easements) which may be found in the guidelines for the implementation of the California Environmental Quality Act at Title 14 CCR Section 15317.]

R-2016-190

Opened public hearing.

Planning, Building and Environmental Services Planner III Don Barrella made presentation.

No testimony presented.

Closed public hearing.

Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to adopt resolution. Motion passed 5 - 0.

Correction memo regarding revised resolution was provided.

L. 1:30 PM PUBLIC HEARING

Director of Planning, Building and Environmental Services requests that the Board hold a public hearing and consider possible action on three proposals to amend the Napa County General Plan to change the land use designations and make necessary changes to the General Plan text and map as follows:

1. Adoption of a resolution to change the following:
 - a. An approximately 11.1 acre portion of Assessor's Parcel Number 024-410-018 currently referred to as the Sports Field and located on the west side of Howell Mountain Road northwest of its intersection with Cold Springs Road, Angwin, from "Agriculture Watershed and Open Space" to "Public Institutional" and adopt a new policy limiting institutional uses on this site to outdoor rural and recreational facilities such as ball fields (Omitted from staff recommendation after Public Hearing Notice was published);
 - b. An approximately 7.5 acre portion of Assessor's Parcel Number 024-410-018 currently used as Sewage Treatment Plant and located on the west side of Howell Mountain Road southwest of its intersection with Cold Springs Road, Angwin, from "Urban Residential" to "Public Institutional"; and
 - c. An approximately 42 acre portion of Assessor's Parcel Numbers 024-080-038 & -039 located at the terminus of Highland Oaks Drive approximately 600 ft. to 2,300 ft. northeast of the intersection of Howell Mountain Road and College Avenue, Angwin, from "Urban Residential" to "Urban Residential," "Public Institutional" and "Agriculture, Watershed and Open Space" to better reflect existing land uses;
2. Adoption of a resolution amending the Napa County General Plan to change an approximately 16.1 acre portion of Assessor's Parcel Numbers 024-410-017 & 018 located at the southwest corner of Howell Mountain Road and Angwin Avenue and immediately south of Angwin Plaza, Angwin, from "Urban Residential" to "Agriculture, Watershed and Open Space" or alternatively;
3. Adoption of a resolution to change an approximately 16.1 acre portion of Assessor's Parcel Numbers 024-410-017 & 018 located at the southwest

corner of Howell Mountain Road and Angwin Avenue and immediately south of Angwin Plaza, Angwin, from "Urban Residential" to "Public Institutional".

ENVIRONMENTAL DETERMINATION: The project is intended to implement Action Item AG/LU-114.1 in the Napa County General Plan and falls within the scope of the 2008 General Plan Update adopted June 3, 2008 and the program-level Environmental Impact Report (EIR) certified on June 3, 2008 adequately describes the activity for the purposes of the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15168(c)(2).

R-2016-187; R-2016-188

Opened public hearing.

Planning, Building and Environmental Services Deputy Planning Director

John McDowell made presentation.

Testimony presented.

Attorney Tom Carey representing Pacific Union College (PUC) made presentation.

Testimony presented.

Closed public hearing.

Motion moved by Diane Dillon, seconded by Keith Caldwell, to adopt Resolution to change land use to Agriculture, Watershed, and Open Space in Item No. 2. Motion passed 4 - 1, with Diane Dillon, Brad Wagenknecht, Keith Caldwell, and Alfredo Pedroza voting yes / Mark Luce voting no.

Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to adopt Resolution in Item No. 1. Motion passed 5 - 0.

10. ADMINISTRATIVE ITEMS

Community Resources & Infrastructure

A. Director of Public Works requests the following actions regarding the Watershed Information and Conservation Council of Napa County:

1. Adoption of a resolution amending the WICC's bylaws to reflect a new regular meeting time and designate a new meeting location; and
2. Appoint Emma Chow, Napa District Conservationist, to represent the USDA Natural Resource Conservation Service (NRCS) on the WICC with the term of office to commence immediately and expire August 2020.

R-2016-189

Public Works Principal Planner Jeff Sharp made presentation.

No testimony presented.

Motion moved by Diane Dillon, seconded by Brad Wagenknecht, to adopt amended resolution. Motion passed 5 - 0.

Motion moved by Diane Dillon, seconded by Keith Caldwell, to approve appointment of Emma Chow. Motion passed 5 - 0.

General Admin & Finance

- B. County Executive Officer requests the Board receive a presentation by Supervisor Caldwell, Supervisor Dillon and Agricultural Commissioner/Sealer of Weights and Measures Clark on Napa County's participation in the 2016 Great Wine Capitals General Assembly Conference held in Porto, Portugal November 5-11, 2016.

Supervisors Diane Dillon and Keith Caldwell made presentation.

- C. County Executive Officer requests three (3) appointments to represent Napa County on the Napa County Fair Association (Fair Association) Board of Directors. The appointments will commence January 1, 2017 with staggered term expiration dates of one, two and three years, i.e., December 31, 2017, December 31, 2018 and December 31, 2019.

-Choose Three-

Name (Residing District)

Bonnie Chisholm (2)*
Paul J. Dohring (3)
Jeffrey Hoelsken (3)**
Ricardo (Ricky) Hurtado (2)**
Nancy Levenberg (1)**
Kimberly Richard (4)

**Incumbent*

***Recommended by the Napa County Fair Association*

**Motion moved by Brad Wagenknecht, seconded by Diane Dillon, to approve appointment of Jeffrey Hoelsken, Ricky Hurtado and Nancy Levenberg.
Motion passed 5 - 0.**

- D. Supervisor Keith Caldwell will provide a PowerPoint presentation looking back on his accomplishments after eight years serving on the Board of Supervisors.

**Supervisor Keith Caldwell made presentation.
Testimony presented.**

11. LEGISLATIVE ITEMS

- A. County Executive Officer seeks discussion and possible direction on animal cruelty conviction tracking proposed by Supervisor Mark Luce.

Deputy County Executive Officer Molly Rattigan made presentation.

Testimony presented.

Held discussion.

- B. County Executive Officer requests approval of and authorization for the Chairman and staff to communicate to the State Legislature and other pertinent parties support for increased funding for farmworker housing including the amendment of the Government Code to increase the Community Services Area #4 assessment cap from \$10 to \$15 per planted vineyard acre.

Deputy County Executive Officer Molly Rattigan made presentation.

Testimony presented.

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

12. BOARD OF SUPERVISORS COMMITTEE REPORTS AND ANNOUNCEMENTS

None.

13. BOARD OF SUPERVISORS FUTURE AGENDA ITEMS

None.

14. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS

County Executive Officer Leanne Link welcomed two new Supervisors Belia Ramos and Ryan Gregory and thanked current and departing Supervisors for representing the County's adopted Core Values of Integrity, Accountability, Innovation, Dedication and Respect.

15. CLOSED SESSION

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

Closed session not held.

- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9(d)(1))
Name of case: Napa County v. Marilyn Hendrickson, Napa County Superior Court Case No. 16CV000559

Closed session held. No reportable action.

16. ADJOURNMENT

Adjourned to the Board of Supervisors regular meeting Tuesday, January 10, 2017 at 9:00 a.m.

ALFREDO PEDROZA, Chair

ATTEST:

GLADYS I. COIL, Clerk of the Board