



A Tradition of Stewardship
A Commitment to Service

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

April 18, 2017

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 18, 2017, at 9:00 a.m. with the following supervisors present: Chair Belia Ramos, Supervisors Ryan Gregory, Diane Dillon, Brad Wagenknecht and Alfredo Pedroza. The meeting was called to order by Chair Belia Ramos.

2. PLEDGE OF ALLEGIANCE

Sheriff John Robertson led the assembly in the pledge of allegiance.

3. APPROVAL OF MINUTES

None.

4. PRESENTATIONS AND COMMENDATIONS

- A. Agricultural Commissioner/Sealer of Weights and Measures to present the Annual Crop Report for 2016.

Agricultural Commissioner-Sealer of Weights and Measures Greg Clark presented report.

Napa County Farm Bureau Executive Director Jesse Ramer made presentation.

Announced Cover Artwork contest winners.

- B. Presentation of a proclamation to Patrick Band, Executive Director of Napa County Bicycle Coalition, declaring May 2017 as Bike Month and May 11, 2017 as Bike to Work Day in Napa County.

Presented proclamation.

5. DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS

None.

6. CONSENT ITEMS

Law & Justice

- A. Chief Probation Officer requests authorization to close the Adult and Juvenile Probation Department offices on July 18, 2017 from 10:00 am - 2:00 pm to provide staff training and appreciation lunch recognizing Probation Appreciation Week.

Public Safety

- B. Director of Corrections requests approval of and authorization for the Chair to sign an agreement with California Institute for Behavioral Health Solutions (CIBHS) for a maximum of \$20,000 for the term April 1, 2017 through June 30, 2017 to provide Crisis Intervention training to staff.

A-170844B-17

- C. County Fire Chief requests appointment of Sandra Storck representing the Napa County Volunteer Firefighters to serve on the Fire Services Advisory Committee with the term of office to commence immediately and expire December 31, 2017.

Human Services

- D. Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of an agreement (formerly AUD 6862) with OIG Compliance Now, LLC for a maximum of \$25,000 for the term February 25, 2017 through February 24, 2018, with a provision for annual renewal, for the performance of sanction compliance screening services.

A-170839B-17

- E. Director of Health and Human Services requests approval of and authorization for the Chair to sign a Memorandum of Agreement between Napa County's EMS Agency and Reach Air Medical Services, LLC pertaining to air ambulance services for an annual maximum of \$1,500 for the term May 1, 2017 through June 30, 2018 to provide emergency air ambulance services within Napa County when requested by designated dispatch center.

A-170845B-17

- F. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with Language Line Services, Inc. for an annual maximum of \$25,000 for the term April 18, 2017 through April 17, 2018 and each automatic renewal thereof for professional interpreters available via phone for non-English speaking clients of Napa County Health and Human Services Agency.

A-170846B-17

- G. Director of Health and Human Services requests adoption of the following resolutions regarding the detention of mentally ill disordered persons for evaluation and treatment:
 - 1. A Resolution Designating Facilities Authorized to Provide Evaluation and Treatment of Persons with Mental Illness Pursuant to the Lanterman-Petris-Short Act and rescinding Resolution No. 2011-56;
 - 2. A Resolution Designating Professional Persons Who May Detain Persons with Mental Health Disorders and rescinding Resolution No. 2011-57; and

3. A Resolution Authorizing the Application of Article 4.7 of Chapter 2 of the Lanterman-Petris-Short Act.

R-2017-62; R-2017-63; R-2017-64

Community Resources & Infrastructure

- H. Director of Planning, Building and Environmental Services requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 170476B with Ascent Environmental, Inc., increasing the amount by \$12,080 for a new maximum of \$186,331 and amending the scope of work to include additional studies and preparation time for responses to comments received on the Environmental Impact Report for the proposed Palmaz Personal Use Heliport.
A-170476B (Amend. 3)
- I. Director of Planning, Building and Environmental Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 170589B with Ascent Environmental, Inc., increasing the contract amount by \$11,498.00 for a new maximum of \$160,858.00 and amending the scope of work to include analysis of potential historic resources impacts that may result from development of the proposed Oak Knoll Hotel project.
A-170589B (Amend. 1)
- J. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 170757B-17 with TLCD Architecture Inc. increasing the amount by \$16,800 for a new maximum of \$37,220 and amending the scope of work to include additional architectural/engineering and associated services for the Administration Building Minor Improvements Project.
A-170757B-17 (Amend. 1)
- K. Director of Public Works requests approval of and authorization for the Chair to sign a space license agreement with Child Start, Inc. with no license fee for the term April 18, 2017 until either party terminates the agreement with a 30-day written notice for the exclusive use of approximately 5,112 square feet of space at the property commonly known as South Campus located at 2751 Napa Valley Corporate Drive, Building B in Napa.
A-8506
- L. Director of Public Works requests approval of and authorization for the Chair to sign an agreement with Dewberry Architects for a maximum of \$119,112 for the term April 18, 2017 through June 30, 2018 for professional engineering services for the "Hall of Justice Fire & Smoke Sealing Project", PW 16-03.
A-170847B-17
- M. Director of Public Works requests approval of and authorization for the Chair to sign a space license agreement with Exodus Recovery, Inc. for an annual license fee of \$43,125 for the term April 18, 2017 through June 30, 2018 for the exclusive use of approximately 4,623 square feet of space at the property commonly known as South Campus located at 2751 Napa Valley Corporate Drive, Building B in Napa.

A-170848B-17

- N. Director of Public Works requests approval of and authorization for the Chair to sign a space license agreement with the In-Home Supportive Services Public Authority for a monthly license fee of \$1,168 for the term February 28, 2017 until either party terminates the agreement with a 30-day written notice for the exclusive use of approximately 292 square feet of space and shared use of common areas located at 650 Imperial Way in Napa.

A-170849B-17

- O. Director of Public Works requests approval of and authorization for the Chair to sign a space license agreement with On the Move with no license fee for the term April 18, 2017 until either party terminates the agreement with a 30-day written notice for the exclusive use of approximately 3,064 square feet of space at the property commonly known as South Campus Building B located at 2751 Napa Valley Corporate Drive in Napa.

A-8507

- P. Director of Public Works requests approval of and authorization for the Chair to sign a space license agreement with Planned Parenthood-Shasta Diablo, Inc. with no license fee for the term April 18, 2017 until either party terminates the agreement with a 30-day written notice for the exclusive use of approximately 2,365 square feet of space at the property commonly known as South Campus Building B located at 2751 Napa Valley Corporate Drive in Napa.

A-8508

- Q. Director of Public Works requests approval of and authorization for the Chair to sign the following agreements with Vanir Construction Management Inc. for the term April 18, 2017 through June 30, 2017, with automatic renewal provisions for a maximum of three additional years:

1. Agreement for a maximum of \$160,000 for construction management, inspection and associated services for off-site utilities construction associated with the Napa County Corrections Re-entry Facility and Phase One of the Core Jail & Treatment Facility; and
2. Agreement for a maximum of \$531,100 for construction management, inspection and associated services for the Napa County Corrections Re-entry Facility .

A-170850B-17; A-170851B-17

- R. Director of Public Works requests award of the contract for the Silverado Trail Overlay, Phase H, City of Saint Helena (MPM 14.78) to Zinfandel Lane (MPM 16.65), RDS 14-03 - (STPL-5921(075)) to Argonaut Constructors of Santa Rosa, California for their low base bid of \$826,866 and authorization for the Chair to sign the construction contract.

A-170852B-17

Item removed for separate discussion. See Item 7.

- S. Director of Public Works requests approval of plans and specifications for the "Milliken Creek Flood Reduction and Fish Passage Improvement Project," PW 17-12, 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.
- T. Director of Public Works requests approval of Budget Transfer No. ANI002 increasing appropriations by \$20,000 in the Special Departmental Expense Account within the Animal Shelter Operations subdivision with an offsetting reduction in the Equipment Account. (4/5 vote required)

BT-ANI002

General Admin & Finance

- U. Chief Information Officer and County Executive Officer/Purchasing Agent request the following:
 - 1. Declare certain items of personal property as surplus and no longer required for public use; and
 - 2. Authorize the Purchasing Agent to dispose of these items of personal property by donating them to Parent, Faculty and Community Club of Vintage High School.
- V. Director of Human Resources and Director of Health and Human Services request adoption of a resolution, as follows, effective April 22, 2017:
 - 1. Amend the Table and Index of Classes by:
 - a. Adding Workforce Development Specialist I; and
 - b. Adding Workforce Development Specialist II.
 - 2. Amend the Departmental Allocation List for the Self Sufficiency Services Division of the Health and Human Services Agency by:
 - a. Deleting one 1.0 FTE Supervising Employment Services Worker;
 - b. Deleting one 1.0 FTE Staff Services Analyst I/II;
 - c. Adding one 1.0 FTE Workforce Development Specialist I; and
 - d. Adding one 1.0 FTE Workforce Development Specialist II.

R-2017-65

- W. Director of Human Resources requests adoption of a resolution amending the Table and Index of Classes for 12 supervisory classifications as a result of a salary compaction study, effective April 8, 2017.

R-2017-66

- X. County Executive Officer/Purchasing Agent requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 170115B with Shred-it, Inc., increasing, on a one-time basis, the annual amount by \$10,000 for a new maximum of \$45,000 for Fiscal Year 2016-2017, for confidential material shredding and disposal.

Item removed from the agenda.

- Y.

County Executive Officer requests that the Board approve Budget Transfer No. CEO014 making budget adjustments in a number of departments to provide sufficient appropriation authority for expenditures through the end of the fiscal year and establishing two capital assets. (4/5 vote required)
(CONTINUED FROM APRIL 4, 2017)

BT-CEO014

- Z. County Executive Officer requests adoption of a resolution supporting an application to the US Board on Geological Names for naming a 4.1 mile long stream in unincorporated Napa County, near Oakville, as "To Kalon Creek."

R-2017-67

- AA. County Executive Officer requests reappointment of the following applicants to the Napa County Advisory Board on Alcohol and Drug Programs with the terms of office to commence immediately and expire on January 1, 2020:

<u>Name</u>	<u>District</u>	<u>Representing</u>
Catalina Chavez-Tapia	2	Interested Citizen
Amanda Gibbs	5	Probation
Gary Pitkin	1	Law Enforcement

- BB. County Executive Officer requests reappointment of the following applicants to the Napa County Tobacco Advisory Board with the terms of office to commence immediately and expire January 31, 2019.

<u>Name</u>	<u>District</u>	<u>Representing</u>
Johana Guzman Navarro*	1	Educational Institutions
Loralyn Taylor*	5	Community Representative

*Recommended

- CC. Director of Public Works requests the following actions for the "Napa County Re-entry Facility Project," PW 17-100:

1. Verification for the State of California that the required County match funding for the project has been approved and provided for; and
2. Verification of the funding sources.

- DD. County Executive Officer requests adoption of a resolution:

1. Rescinding the \$2,000,000 reservation of Affordable Housing Funds for the Manzanita Family Apartments project (Resolution 2017-14); and
2. Reserving the funds available, as needed, for the 70-unit Valley View project in American Canyon set to begin construction in Spring 2017.

R-2017-68

**Supervisor Ryan Gregory recused himself since he worked on both projects in his previous job last year.
Item for separate discussion. See Item 7.**

Motion moved by Alfredo Pedroza, seconded by Diane Dillon, to approve consent items as amended. Motion passed 5 - 0.

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

Item 6R:

Director of Public Works Steve Lederer made presentation (vote included with consent items).

Item 6DD:

Deputy County Executive Officer Molly Rattigan made presentation.

Associate Director Satellite Affordable Housing Associates Aubra Levine made presentation.

Motion moved by Alfredo Pedroza, seconded by Diane Dillon, to continue Item 6DD to later in the day. Motion passed 4 - 0, with Diane Dillon, Brad Wagenknecht, Alfredo Pedroza, and Belia Ramos voting yes / Ryan Gregory recused.

Item 6DD continued:

Deputy County Executive Officer Molly Rattigan made presentation.

Motion moved by Brad Wagenknecht, seconded by Alfredo Pedroza, to adopt amended resolution. Motion passed 4 - 0, with Diane Dillon, Brad Wagenknecht, Alfredo Pedroza, and Belia Ramos voting yes / Ryan Gregory recused.

8. PUBLIC COMMENT

Gary Margadant spoke during public comment.

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. 9:55 AM PUBLIC HEARING

Consideration and possible action regarding the following:

1. An appeal filed by Kosta M. Arger, to a decision made by the Napa County Planning Commission (Planning Commission) on January 4, 2017 to approve

- the Mountain Peak Winery Use Permit No. P13-00320-UP (the Mountain Peak Winery or the Project) filed by Steven Rea (the Applicant);
2. An appeal filed by Cynthia Grupp, to a decision made by the Planning Commission on January 4, 2017 to approve the Mountain Peak Winery;
 3. An appeal filed by William Hocker, to a decision made by the Planning Commission on January 4, 2017 to approve the Mountain Peak Winery; and
 4. An appeal filed by Glenn Schreuder, to a decision made by the Planning Commission on January 4, 2017 to approve the Mountain Peak Winery.

The Mountain Peak Winery allows: (1) construction of a new 100,000 gallon per year winery including an approximately 33,424 square foot cave, approximately 8,046 square foot tasting and office building, and approximately 6,412 square foot covered outdoor crush pad and work area; (2) demolition of the existing single family residence; (3) installation of twenty-six parking spaces; (4) construction of two new driveways and private access roads with ingress/egress from Soda Canyon Road; (5) installation of a High Treatment wastewater treatment system and community non-transient potable water supply sourced from on-site private wells including two 100,000 gallon water tanks for vineyard irrigation and one 20,000 gallon water tank for domestic supply; (6) disposal of all cave spoils on-site within existing vineyards; (7) nineteen full time employees, four part-time employees and four seasonal harvest employees; (8) tours and tastings by prior appointment only for a maximum of eighty visitors per day and a maximum of 320 visitors per week; (9) a marketing plan including three events per month for up to twelve visitors, three events per month for up to twenty-four visitors, four events per year for up to seventy-five visitors, and two events per year for up to 125 visitors; and (10) on premises consumption of wines produced on site in the tasting room and outdoor terrace. The project also includes a request for an exception to the Napa County Road and Street Standards (RSS) to increase the maximum slope on a portion of the commercial access road to the covered crush pad and cave portals from 16% to 19.6%. The project is located on a 41.76-acre parcel on the northwest side of Soda Canyon Road, approximately 6.1 miles north of its intersection with Silverado Road, 3265 Soda Canyon Road, Napa, CA, 94558; APN: 032-500-033.

ENVIRONMENTAL DETERMINATION: Consideration and possible adoption of a Negative Declaration. According to the proposed Negative Declaration, the proposed project would not have any potentially significant environmental impacts. The project site is not on any of the lists of hazardous waste sites enumerated under Government Code Section 65962.5.

(STAFF, APPELLANTS AND APPLICANT REQUEST CONTINUANCE TO MAY 23, 2017 AT 9:35 A.M.)

Planning, Building and Environmental Services Principal Planner John McDowell made presentation.

Opened public hearing.

Motion moved by Brad Wagenknecht, seconded by Diane Dillon, to continue the Public Hearing to May 23, 2017 at 9:35 a.m. Motion passed 5 - 0.

D. 10:00 AM

Director of Public Works requests the following related to the County Groundwater Monitoring Program:

1. Receive staff report/presentations on the Napa County Comprehensive Groundwater Monitoring Program 2016 Annual Report and California Statewide Groundwater Elevation Monitoring (CASGEM) Update; and
2. Board discussion and possible direction to staff regarding the Groundwater Monitoring Program Annual Report Findings and Recommendations

Public Works Natural Resources Conservation Manager Patrick Lowe, Luhdorff & Scalmanini Consulting Engineers President and Senior Principal Hydrologist Vicki Kretsinger Grabert and Director of Public Works Steve Lederer made presentation.

Testimony presented.

Motion moved by Ryan Gregory, seconded by Diane Dillon, to accept report and disseminate to the public. Motion passed 5 - 0.

E. 10:45 AM

Director of Health and Human Services requests approval of the recommended recipients of Fiscal Year 2017-2018 Tobacco Master Settlement Agreement grant funds.

Health and Human Services Chief Deputy Director Mitch Wippern made presentation.

Applicants made presentations.

No testimony presented.

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

F. 1:30 PM

County Executive Officer requests the Board hold a Fiscal Year 2017-18 Budget Study Session to include:

1. A review of the 2021 Strategic Financial Plan; and
2. Discussion and possible direction to staff regarding budget issues.

Assistant County Executive Officer Alice Hughey made presentation.

County Executive Officer Leanne Link made presentation.

Testimony presented.

10. ADMINISTRATIVE ITEMS

General Admin & Finance

- A. County Executive Officer requests appointment of two of the following applicants to the Napa County Winegrape Pest and Disease Control District Board of Directors with the terms of office to commence immediately and expire March 26, 2020.

<u>Name</u>	<u>District</u>	<u>Representing</u>
Will Nord*	3	Napa County Vineyards
Richard Salvestrin*	3	Napa County Vineyards
Katey Ann Taylor	1	Napa County Vineyards

*Incumbents

Motion moved by Brad Wagenknecht, seconded by Ryan Gregory, to appoint Will Nord and Katey Ann Taylor. Motion passed 5 - 0.

- B. County Executive Officer requests authorization for out-of-state travel for Supervisor Brad Wagenknecht to attend the Air and Waste Management Association annual conference in Pittsburgh, PA, from June 6-June 9, 2017.

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

11. LEGISLATIVE ITEMS

- A. County Executive Officer, on behalf of the Legislative Subcommittee, seeks approval of and authorization for the Chair to communicate to the Legislature and pertinent parties support for Assembly Constitutional Amendment (ACA) 4 (Aguiar-Curry) that would place a statewide initiative on the ballot to lower the necessary voter threshold to approve local general obligation (GO) bonds and special taxes from a two-thirds supermajority to a 55% majority for affordable housing and public infrastructure projects. (Unanimous vote required)

Item removed from the agenda.

- B. County Executive Officer, on behalf of the Legislative Subcommittee, seeks approval of and authorization for the Chair to communicate to the Legislature and pertinent parties support for AB 1372 (Levine), a bill that would create a facility waiver application process for designated crisis stabilization units (CSUs) to provide medically necessary crisis stabilization services beyond the current limitation of 24 hours to individuals in need of a placement that is not readily available. (Unanimous vote required)

Deputy County Executive Officer Molly Rattigan made presentation.

Motion moved by Ryan Gregory, 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

None.

15. CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code Section 54956.9(d) (1): (2 cases)

- Claim of John Beebe (Claim #16-963)
- Claim of Monica Cole (Claim #16-961)

Closed session held. No reportable action.

B. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8)

Property: 876 and 933 Water Street, Napa, California (APN 003-242-001)

Agency Negotiator: Steve Lederer, Director of Public Works

Negotiating Parties: County of Napa and ACA Financial Guaranty

Under Negotiation: [X] Price [X] Terms of Payment

Closed session held. No reportable action.

C. CONFERENCE WITH LABOR NEGOTIATOR (Government Code Section 54957.6)

Agency Designated Representatives: Heather Ruiz, Human Resources Director and John Bartel, Bartel Associates, LLC

Employee Organization: SEIU Local 1021 - NAPE (Public Services Employee Unit and Supervisory Unit of the County of Napa)

Closed session held. No reportable action.

D. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9) Name of case: John and Judy Ahmann, as individuals and Trustees of the Ahmann Family Trust v. County of Napa, et al., Napa County Superior Court #26-65757.

Closed session held. No reportable action.

16. ADJOURNMENT

Adjourned to the Board of Supervisors special meeting Monday, April 24, 2017 at 8:00 a.m. at the Napa Valley College, Special Collections Room, 2277 Napa-Vallejo Highway, Room #1741, Napa, California.

ATTEST:

BELIA RAMOS, Chair

GLADYS I. COIL, Clerk of the Board

