

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

August 16, 2005

1. Call to Order; Roll Call.  
**THE BOARD OF SUPERVIORS OF THE COUNTY OF NAPA MET IN REGULAR SESSION ON TUESDAY, AUGUST 16, 2005 AT 9:00 A.M. WITH THE FOLLOWING MEMBERS PRESENT: CHAIRPERSON DIANE DILLON, SUPERVISORS BILL DODD, HAROLD MOSKOWITE, BRAD WAGENKNECHT AND MARK LUCE. THE MEETING WAS CALLED TO ORDER BY CHAIR DILLON AT 9:01 A.M.**
2. Pledge of Allegiance.  
**WANDA KENNEDY, COUNTY AIRPORT MANAGER, LED THE SALUTE TO THE FLAG.**
3. Presentations and Commendations.  
**NONE**
4. Public Comment.  
**NONE**
5. Department Heads' Reports and Announcements.  
**NONE**

Consent Calendar

- 6A. County Fire Chief requests approval of and authorization for the Chair to sign an agreement with the Town of Yountville for the term August 1, 2005 through June 30, 2007 to provide plan review and building inspection. **A-6495**
- 6B. Director of Health and Human Services requests approval of the revised list of Safely Surrendered Baby sites at fire stations in the County.
- 6C. Director of Conservation, Development, and Planning requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 4882 with Environmental Science Associates increasing the amount by \$57,579 for a new maximum of \$125,712 and extending the term through June 30, 2006 to complete the preparation of the California Environmental Quality Act document associated with Erosion Control Plan Application #02253-ECPA, Napa Canyon Vineyards. **A-4882  
(AMEND. 3)**
- 6D. Director of Conservation, Development and Planning requests approval of and authorization for the Chair to sign an agreement with Monk & Associates, Inc. for a maximum of \$3,255 for the term August 23, 2005 through June 30, 2006 to complete the California Environmental Quality Act document associated with Erosion Control Plan Application #02253-ECPA, Napa Canyon Vineyards. **A-6496**
- 6E. Director of Public Works requests acceptance of the work as complete and authorization for the Chair to sign and Clerk of the Board to file a Notice of Completion with the Clerk/Recorder for Agreement No. 6312 (Eagle Vines Golf Club). **A-6312**

- 6F. Director of Public Works requests award of the contract for the "Asphalt Concrete Overlay of Silverado Trail and Yountville Crossroad Project," RDS 05-08, to R.D. Evans Grading and Paving of Foresthill, California, for their low base bid of \$712,032.75 and authorization for the Chair to sign the construction contract.
- 6G. Director of Public Works requests approval of and authorization for the Chair to sign an agreement with Kenwood Energy for a maximum of \$16,388 for the term August 16, 2005 through June 30, 2006 for energy auditing services at the County owned facility located at 650 Imperial Way in Napa. **A-6497**
- 6H. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 6185 with Community Action of the Napa Valley, Inc., (CANV) for its space at the HOPE Center located at 625 Randolph Street, Napa, extending the term of the County's space license agreement to run concurrent with the expiration of the CANV master lease which expires September 30, 2007, at no cost to the County, for Health and Human Services outreach programs to the homeless. **A-6185  
(AMEND. 2)**
- 6I. Auditor-Controller requests authorization to draw a warrant in the amount of \$30,000 from the Napa County Fair Fund, payable to the Napa County Fair, for the purpose of replenishing their Operating Fund.
- 6J. Auditor-Controller requests the Board accept, and instruct the Clerk of the Board to file, the Fiscal Monitoring Report of the County of Marin, Health and Human Services Department for the Nurses Workforce Initiative Grant distributed by the County of Napa Regional Training and Employment Center through September 30, 2004.
- 6K. County Executive Officer requests the reappointment of Placido Garcia representing farmworkers and the appointment of Pete Richmond representing planted vineyard grape growers to the Napa County Farmworker Housing Advisory Committee (CSA #4) with the terms of office to commence immediately and expire April 23, 2008.
- 6L. County Executive Officer requests the appointment of Councilmember Harry Martin as the regular member and James Krider as the alternate member representing the City of Napa to serve on the Napa County Farmworker Housing Oversight Committee with the term of office to commence immediately and expire September 30, 2006.
- 6M. County Executive Officer/Purchasing Agent requests the following:
1. Declare certain items of personal property as surplus and no longer required for public use;
  2. Authorize the Purchasing Agent to dispose of these items of personal property by Donating them to the Napa Valley Personal Computer Users Group.
- 6N. County Executive Officer/Purchasing Agent requests the following actions (4/5 vote required):
1. Declare certain items of personal property, which are also fixed assets, as surplus and no longer required for public use;
  2. Authorize their removal from the County's fixed asset inventory;

6N Continued

2. Declare certain other items of personal property, which are not fixed asset items, to be Surplus and no longer required for public use; and
3. Authorize the disposal of the fixed and non-fixed asset surplus property at public auction.

7. Discussion of Items Removed from the Consent Calendar.  
**NONE**

**APPROVED CONSENT CALENDAR ITEMS 6A THROUGH 6N.  
BW-BD-HM-ML-DD**

Set Matters or Public Hearings

- 8A. 9:00 a.m. Director of Public Works/Aviation requests the following actions relating to the adoption of a resolution increasing and decreasing fees for services provided by the Napa County Airport:
1. Open Public Hearing to consider any comments with respect to the fees for services for adoption at the Napa County Airport; and
  2. Close Public Hearing and adopt a resolution authorizing increasing and decreasing fees for services.

**PUBLIC HEARING HELD - NO TESTIMONY PRESENTED**

**ADOPTED RESOLUTION**

**BW-BD-HM-ML-DD**

**R-05-143**

- 8B. 9:15 a.m. County Counsel requests the Board consider and adopt a resolution of Findings of Fact and Decision on Appeal regarding the appeal filed by Earth Defense for the Environment Now (EDEN), to the decision by the Conservation, Development and Planning Director on March 28, 2005 to certify the Final Environmental Impact Report (FEIR) for Erosion Control Plan No. 99323-ECPA and to approve 99323-ECPA, for the Robert Mondavi Properties, Inc. Suscol Springs Vineyard Project within an Agricultural Watershed and Airport Compatibility (AWAC) zoning district. (Assessor's Parcel No. 046-400-034)

**ENVIRONMENTAL DETERMINATION:**

An Environmental Impact Report (EIR) was prepared and certified by the Conservation, Development and Planning Director pursuant to CEQA, the State CEQA Guidelines, and the County's local procedures. The adequacy of the FEIR was the subject of the appeal so the Board will need to affirmatively recertify the FEIR pursuant to State CEQA Guidelines Section 15090. (CONTINUED FROM AUGUST 9, 2005)

**PUBLIC HEARING HELD - NO TESTIMONY PRESENTED**

**ADOPTED RESOLUTION**

**BW-BD-HM-ML-DD**

**R-05-144**

- 8C. 9:30 a.m. Recess to the Board of Equalization.  
**(SEE BOARD OF EQUALIZATION MINUTES)**

- 8D. 1:30 p.m. Recess to the Napa County Flood Control and Water Conservation District meeting.

**(SEE NAPA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT MINUTES)**

Administrative Items

- 9A. County Counsel requests:

1. First reading and intention to adopt an ordinance amending Chapter 15.28 (Electrical Code) of the Napa County Code to adopt by reference the 2004 California Electrical Code with local modifications; and
2. Consideration and intention to adopt resolution making findings in support of Modifications and changes to Chapter 15.28 (Electrical Code) due to local climatic, geological and topographical conditions.

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)].

**ITEM REMOVED FROM THE AGENDA TO BE RESCHEDULED FOR SEPTEMBER 13, 2005.**

- 9B. County Executive Officer requests the appointment of two (2) members from the following list to serve on the Commission on Aging with the terms of office to commence immediately and expire as indicated.

Representing District #1, Term Expires September 30, 2008 (One Position)

Eddie J. Huss

Jane Cooper Matijasic

John A. Sensenbaugh\*

**THE BOARD APPOINTED JOHN A. SENSENBAUGH.**

**BW-BD-HM-ML-DD**

Representing An Organization Concerned With Older Adults, Term Expires September 30, 2006 (One Position)

Eddie J. Huss

Jane Cooper Matijasic\*

**THE BOARD APPOINTED JANE COOPER MATIJASIC.**

**BD-BW-HM-ML-DD**

\*Recommended by the Nominating Committee of the Commission on Aging

10. Legislative Items.  
**NONE**

11. Board Of Supervisors' Committee Reports and Announcements.  
**CHAIR DILLON REPORTED THAT THE NAPA COUNTY MOSQUITO ABATEMENT DISTRICT RECEIVED A SUPPLEMENTAL AWARD FROM THE STATE IN THE AMOUNT OF \$117,375 FOR THE FIGHT AGAINST WEST NILE VIRUS.**  
  
**SUPERVISOR DODD UPDATED THE BOARD ON THE CHILD HEALTH INITIATIVE STEERING COMMITTEE MEETING.**  
  
**CHAIR DILLON REPORTED THAT SHE, COUNTY EXECUTIVE OFFICER NANCY WATT AND PUBLIC WORKS DIRECTOR BOB PETERSON ATTENDED A WATER RESOURCES PLANNING COMMITTEE MEETING LAST THURSDAY WHERE THE 2050 DRAFT WATER STUDY WAS PRESENTED.**
12. Board of Supervisors' Future Agenda Items.  
**SUPERVISOR LUCE REQUESTED THAT THE CITY OF YOUNTVILLE BE ASKED TO PRESENT THEIR REQUEST FOR ADDITIONAL DOLLARS FOR THEIR POOL PROJECT AT THE AUGUST 23, 2005 BOARD OF SUPERVISORS' MEETING.**  
  
**SUPERVISOR DODD REQUESTED A REPORT FROM THE NAPA SANITATION DISTRICT ON THE STATUS OF THE MILLIKEN, SARCO, TULOCAY GROUNDWATER PROJECT.**
13. County Executive Officer Reports and Announcements.  
**NONE**
14. Closed Session
  - A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9: (One case)  
**CLOSED SESSION HELD – NO REPORTABLE ACTION**
  - B. CONFERENCE WITH LABOR NEGOTIATOR (Government Code Section 54957.6)  
Agency Designated Representatives: Dennis Morris, Human Resources Director  
Unrepresented Employees: Non-Classified, Management and Confidential Employees of the County of Napa (Excluding Elected Officials)  
**CLOSED SESSION HELD – NO REPORTABLE ACTION**
  - C. PUBLIC EMPLOYEE APPOINTMENT/ONGOING RECRUITMENT OF THE FOLLOWING POSITION (Government Code Section 54957):  
Director of Environmental Management  
**CLOSED SESSION HELD – NO REPORTABLE ACTION**

Adjournment.

**ADJOURNED TO BOARD OF SUPERVISORS' REGULAR MEETING, TUESDAY,  
AUGUST 23, 2005 AT 9:00 A.M.**

\_\_\_\_\_  
BILL DODD, Chairman

ATTEST:

\_\_\_\_\_  
Clerk of the Board

KEY

Vote: DD = Diane Dillon; BD = Bill Dodd; ML = Mark Luce;

HM = Harold Moskowitz; BW = Brad Wagenknecht

The maker of the motion and second are reflected respectively in the order of the recorded vote.

Notations under Vote: N = No; X = Excused; A = Abstain