



AGENDA

NAPA COUNTY BOARD OF SUPERVISORS

Tuesday October 10, 2006 9:00 A.M.

Brad Wagenknecht
District 1

Mark Luce
District 2

Diane Dillon
District 3

Bill Dodd
District 4

Harold Moskowitz
District 5

Nancy Watt
County Executive Officer

Mary Jean McLaughlin
Acting Clerk of the Board

Robert Westmeyer
County Counsel

GENERAL INFORMATION

The Board of Supervisors meets each Tuesday at 9:00 A.M. at 1195 Third Street, Suite 305, Napa, California 94559. The meeting room is wheelchair accessible. Assistive listening devices and interpreters are available through the Clerk of the Board of the Napa County Board of Supervisors. Requests for disability related modifications or accommodations, aids or services may be made to the Clerk of the Board's office no less than 72 hours prior to the meeting date by contacting (707) 253-4580 (253-6088TDD).

The agenda is divided into three sections:

CONSENT ITEMS - These matters typically include routine financial or administrative actions, as well as final adoption of ordinances that cannot be both introduced and adopted at the same meeting. Any item on the CONSENT CALENDAR will be discussed separately at the request of any person. CONSENT CALENDAR items are usually approved with a single motion.

SET MATTERS - PUBLIC HEARINGS - These items are noticed hearings, work sessions, and items with a previously set time.

ADMINISTRATIVE ITEMS - These items include significant policy and administrative actions and are classified by program areas. Immediately after approval of the CONSENT CALENDAR, if the time for hearing SET MATTERS has not arrived, ADMINISTRATIVE ITEMS will be considered.

Check with the Clerk of the Board to view any additional documents that may have been filed related to any item on this agenda.

ANY MEMBER OF THE AUDIENCE DESIRING TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA please proceed to the rostrum and, after receiving recognition from the Chair, give your name, address, and your comments or questions. In order that all interested parties have an opportunity to speak, please be brief and limit your comments to the specific subject under discussion. Time limitations shall be at the discretion of the Chair or Board.

AGENDA AVAILABLE ONLINE AT www.co.napa.ca.us

1. **CALL TO ORDER; ROLL CALL**
2. **PLEDGE OF ALLEGIANCE**
3. **PRESENTATIONS AND COMMENDATIONS**
4. **PUBLIC COMMENT**

In this time period, anyone may address the Board of Supervisors regarding any subject over which the Board has jurisdiction but which is not on today's posted agenda. In order to provide all interested parties an opportunity to speak, time limitations shall be at the discretion of the Chair. As required by Government Code, no action or discussion will be undertaken on any item raised during this Public Comment period.

5. **DEPARTMENT HEADS' REPORTS AND ANNOUNCEMENTS**
6. **CONSENT ITEMS**

Human Services

- A. Director of Health and Human Services requests approval of and authorization for the Chair to sign a grant application to the Employment Development Department for a maximum of \$223,800 for the term October 1, 2006 through September 30, 2007 for Rapid Response Special Projects funding for the development of an employer advisory and response network to enhance collaboration between workforce development, economic development and education.
- B. Director of Health and Human Services requests approval of and authorization for the Chair to sign the acceptance of an award of local assistance funds from the California Department of Health Services in the amount of \$10,000 for the term July 1, 2006 through June 30, 2007 to fund tuberculosis control activities.
- C. Director of Health and Human Services requests the Board's appointment of Jaye Vanderhurst as the Napa County Mental Health Director, effective November 6, 2006.

Community Resources & Infrastructure

- D. Agricultural Commissioner/Sealer of Weights and Measures requests approval of and authorization for the Chair to sign renewals of the following revenue agreements with the California Department of Food and Agriculture and the Department of Pesticide Regulation:
 1. Agreement No. 4760 for a maximum of \$27,546 for the term July 1, 2006 through June 30, 2007 for reimbursement of expenditures for activities related to the sudden oak death inspections;
 2. Agreement No. 1992 for a maximum of \$500 for the term July 1, 2006 through June 30, 2007 for reimbursement of expenditures for activities related to nursery inspections; and
 3. Agreement No. 3307 for a maximum of \$10,968 for the term July 1, 2006 through June 30, 2007 for reimbursement of expenditures for activities related with the submission of Pesticide Use Data

- E. Director of Conservation, Development and Planning requests approval of and authorization for the Chair to sign an agreement with Questa Engineering Corporation for a maximum of \$71,950 for the term October 10, 2006 through June 30, 2007 to prepare a feasibility study for the proposed Napa River/Bay Trail project.
- F. Director of Conservation, Development and Planning requests adoption of a resolution:
1. Authorizing the Chair to sign a grant application submittal to the Bay Area Ridge Trail Council/State Coastal Conservancy to support a recreational trail feasibility study for the Milliken watershed lands owned by the City of Napa; and
 2. Authorizing acceptance of the grant if awarded.
- G. Director of Public Works requests approval of and authorization for the Chair to sign an agreement with Associated Right of Way Services, Inc., of Pleasant Hill, CA for a maximum of \$80,000 for the term October 10, 2006 through June 30, 2007 for right of way services for the Oakville Crossroad Bridge Replacement Project, PW 05-05.
- H. Director of Public Works/Aviation requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 767 with Silverado Avionics, Inc. extending the term through May 31, 2007 for the business of aviation electronics.
- I. Director of Public Works/Aviation requests approval of Budget Transfer No. 12 increasing appropriations in the Airport Enterprise budget by \$1,000 with offsetting revenue from Retained Earnings and establishing a fixed asset for an Airport Surveillance System. (4/5 vote required)

General Admin & Finance

- J. Assessor-Recorder-County Clerk requests approval of Budget Transfer No. 15 appropriating \$352,943 in the Primary-General Elections budget with offsetting revenues from State Voting Modernization Board Act (Proposition 41) funds for reimbursement of remaining county costs for State-mandated Voter Verified Paper Audit Trail equipment already in use. (4/5 vote required)
- K. Auditor-Controller requests the following actions concerning Maximus, Inc.:
1. Authorize the Auditor-Controller to sign a purchase agreement for the MAXCars software license at \$4,000 and the first year's maintenance fee of \$2,000 to assist the Auditor's office in the preparation of the County's Cost Plan; and
 2. Approval of and authorization for the Chair to sign an agreement for a maximum of \$2,000 for the term October 10, 2006 through June 30, 2007 to provide on site training for the MAXCars software.

- L.** Auditor-Controller requests the Board accept, and instruct the Clerk of the Board to file, the following Audit Reports:
1. Department of Conservation, Development and Planning for the Fiscal Year ended June 30, 2005;
 2. Assessor-Recorder-County Clerk Department - Assessor Division for the Fiscal Year ended June 30, 2005;
 3. Assessor-Recorder-County Clerk Department - Elections Division for the Fiscal Year ended June 30, 2005; and
 4. Assessor-Recorder-County Clerk Department - Recorder-County Clerk Division for the Fiscal Year ended June 30, 2005.
- M.** Auditor-Controller requests the Board accept, and instruct the Clerk of the Board to file, the Audit Report for the Uniform Transient Occupancy Tax Audit of Calistoga Ranch for the Period of May 1, 2004 to September 30, 2005.
- N.** Human Resources Director requests adoption of a resolution regarding the following in connection with the County Executive Office, effective October 10, 2006:
1. Amend the Departmental Allocation List to delete one (1) (M) Administrative Manager/Clerk of the Board and add one (1) (M) Administrative Manager/Clerk of the Board designated as "at will", Management Non-Classified (Other); and
 2. Amend appropriate policies to delete one (1) (M) Administrative Manager/Clerk of the Board and add one (1) (M) "at will" Administrative Manager/Clerk of the Board.
- O.** County Executive Officer requests approval of and authorization for the Chair to sign an agreement with the Napa Valley Housing Authority (NVHA) for a maximum of \$35,000 for the term October 10, 2006 through June 30, 2007 for administration of the County's Affordable Housing Fund and for services provided by the Greater Napa Fair Housing Center.
- P.** County Executive Officer requests the following appointments to the Napa County Advisory Board on Alcohol and Drug Programs:

<u>Applicant</u>	<u>Representing</u>	<u>Term Expires</u>
Sarah Elizabeth Brohaugh	Student	01/01/09
Linda S. Powers	Interested Citizen	01/01/09

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

8. SET MATTERS OR PUBLIC HEARINGS**A. 9:15 AM**

Joint Meeting of the Board of Supervisors and the Planning Commission, with discussion and possible action concerning the following topics:

1. The status of the General Plan update;
2. Code enforcement program accomplishments & needed tools; and
3. Other Commissioner/Supervisor comments or concerns.

B. 10:15 AM PUBLIC HEARING

Director of Public Works requests the following actions with respect to the Napa Industrial Area Traffic Mitigation Fee Program:

1. Open a Public Hearing for discussion of:
 - a. Annual report on the Traffic Mitigation Fee Program; and
 - b. Adjustment of the Traffic Mitigation Fee.
2. Close the Public Hearing and adopt:
 - a. Resolution making Government Code Section 66006 findings with respect to the mitigation program for the Fiscal Year 2005-2006; and
 - b. Resolution adjusting the traffic mitigation fee for new development within the Airport Industrial Area Specific Plan area for inflation, from \$1,600 to \$2,762 per afternoon peak hour vehicle trip, and updating references to the peak hour methodology document.

C. 10:30 AM PUBLIC HEARING

Director of Health and Human Services requests the following actions:

1. Discussion and possible adoption of a resolution establishing a mental health fee schedule for Fiscal Year 2006-2007; and
2. Approval of mental health billing rates for Fiscal Year 2006-2007.

D. 11:00 AM PUBLIC HEARING

First and final reading and adoption of an ordinance amending Section 18.124.120 of the Napa County Code as it relates to the County's ability to revoke, suspend or modify a use permit.

E. 11:15 AM

Presentation by the Napa County legislative advocate, Don Peterson, regarding the recently completed 2006 California legislative session and prospects for the 2007 legislative session.

9. ADMINISTRATIVE ITEMS

Human Services

- A. Director of Health and Human Services requests the following:
1. Endorsement of the United Way of the Bay Area's application to the California Public Utilities Commission to provide non-emergency telephone information and referral (2-1-1 service) to members of the public seeking local health, human, social and related services; and
 2. Authorization for the Chair and appropriate department heads or their designees to sign endorsements or letters of support for the application.

Community Resources & Infrastructure

- B. First reading and intention to adopt an ordinance updating Chapter 8.20 (Abandoned vehicles) of the Napa County Code.
ENVIRONMENTAL DETERMINATION: 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)].
- C. Director of Conservation, Development and Planning requests first reading and intention to adopt an ordinance adding Section 1.20.22 to Chapter 1.20 of the County Code declaring substandard property maintenance as a public nuisance and specifying situations that would meet the definition of a public nuisance.
ENVIRONMENTAL DETERMINATION: Categorical Exemption Class 21: It has been determined that this type of project does not have a significant effect on the environment and is exempt from the California Environmental Quality Act because it constitutes a clarification or amplification of code enforcement responsibilities, and code enforcement activities are themselves exempt from review. [See Class 21 ("Enforcement Actions by Regulatory Agencies") which may be found in the guidelines for the implementation of the California Environmental Quality Act at 14 CCR §15321.]

General Admin & Finance

- D. County Executive Officer requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 6478 with Peterson Consulting, Inc., increasing the amount by \$8,000 per month for eleven months for a new maximum of \$139,327 for Fiscal Year 2006-2007 and a new maximum of \$67,327 for Fiscal Year 2007-2008 for advocacy services related to Regional Housing Need Allocation (RHNA) legislation.

10. LEGISLATIVE ITEMS

- A. Discussion and possible action concerning Measure G, the Napa Valley Unified School District bond measure, which has been placed on the November 7, 2006 ballot for the district's voters to consider. (Supervisor Wagenknecht)

11. BOARD OF SUPERVISORS' COMMITTEE REPORTS AND ANNOUNCEMENTS

12. BOARD OF SUPERVISORS' FUTURE AGENDA ITEMS

13. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS

14. CLOSED SESSION

15. ADJOURNMENT

ADJOURN TO A SPECIAL MEETING OF THE BOARD OF SUPERVISORS' ON THURSDAY, OCTOBER 12, 2006 AT 6:00 P.M. FOR THE PURPOSE OF ATTENDING THE QUARTERLY MEETING OF THE NAPA COUNTY LEAGUE OF GOVERNMENTS AT LA STRADA RESTAURANT, 6240 NAPA-VALLEJO HIGHWAY, NAPA, CALIFORNIA.