



AGENDA

NAPA COUNTY BOARD OF SUPERVISORS

Tuesday October 25, 2005 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

Pamela Miller, CMC
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**

Law & Justice

- A. Chief Probation Officer requests approval of and authorization for the Chair to sign an agreement with Leaders in Community Alternatives, Inc. for a maximum of \$10,000 for the term October 25, 2005 through June 30, 2006, with an automatic annual renewal, to provide electronic monitoring equipment and reports for wards of the Juvenile Court participating in the home detention program.
- B. District Attorney requests approval of and authorization for the Chair to sign an agreement with Calvin Groeneweg for a maximum of \$45,000 for the term October 1, 2005 through June 30, 2006, and \$60,000 yearly thereafter, through June 30, 2007, to provide blood sample collection services in connection with law enforcement activity.
- C. District Attorney requests the following actions in connection with the State of California Department of Justice Domestic Violence Spousal Abuser Program for Fiscal Year 2005-2006:
 1. Authorization to sign a grant award in the amount of \$33,913; and
 2. Adoption of a resolution approving \$6,652 in County General Fund monies as match.
- D. District Attorney requests the following actions in regards to the Violence Against Women Vertical Prosecution Program which provides vertical prosecution of crimes against women, including domestic violence:
 1. Authorization for the District Attorney's Office to prepare, execute, and submit to the Office of Emergency Services an application for the first one half year of the two and one half year grant cycle, commencing January 1, 2006 through June 30, 2006 in the amount of \$45,000 for the first one half year and \$90,000 each subsequent year; and
 2. Adoption of a resolution in support of this grant application.

- E. District Attorney requests authorization for out of state travel to attend the National District Attorneys Association Board of Directors Meeting in Chicago, Illinois, from November 3 - November 6, 2005.

Human Services

- F. Director of Health and Human Services requests acceptance of a grant from the Napa Valley Wine Auction, dba Auction Napa Valley, in the amount of \$400,000 for the term September 29, 2005 through June 30, 2007 to provide funding for the operation of a new residential substance abuse detoxification and treatment program (Project Ninety Napa Valley).
- G. Director of Health and Human Services requests adoption of a resolution authorizing the approval of the In-Home Supportive Services (IHSS) rate package, increasing IHSS provider wages to \$10.50 per hour plus \$.60 in health benefits.

Community Resources & Infrastructure

- H. Director of Public Works requests adoption of the Disadvantaged Business Enterprise program methodology and goal for the Federal Government Fiscal Year 2005-2006 for Federal Highway Administration funded projects.
- I. Director of Public Works requests adoption of a resolution designating 4.8 miles of roadway in the unincorporated area of Napa County as included in the Bay Area Ridge Trail.
- J. Director of Public Works requests approval of and authorization for the Chair to sign a Space License Agreement for the County facility located at 933 Water Street with Copia, The American Center for Wine Food & The Arts, for a maximum annual payment to the County of \$31,920 for the term November 1, 2005 through June 30, 2006 with year to year automatic renewal, for storage, workshop, and office space.

General Admin & Finance

- K. Assessor-Recorder-County Clerk requests adoption of a resolution designating the County Executive Officer as the Authorized Representative for the Open Space Subvention Program.
- L. Chief Information Officer requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 4805 with Fakouri Electrical Engineering, Inc., increasing the amount by \$1,000 for a new annual maximum of \$9,000 for the term September 27, 2005 until terminated by either party, for critical power maintenance and emergency repair services.

- M.** Acting Human Resources Director requests adoption of a resolution approving the Memoranda of Understanding between the County of Napa and the Deputy Sheriffs' Association (DSA) Law Enforcement and Law Enforcement - Supervisory Units, effective October 9, 2004.
- N.** Acting Human Resources Director requests adoption of a resolution regarding an application for industrial disability retirement determining that an employee in the Sheriff's Department is substantially incapacitated within the meaning of the Public Employee's Retirement Law for performance of his duties, effective November 5, 2005.
- O.** County Executive Officer requests the appointment of Charles Robert Burton to the Emergency Medical Care Committee with the term of office to commence immediately and expire January 31, 2008.
- P.** County Executive Officer requests the appointments/reappointments of the following applicants to serve on the Napa County Farmworker Housing Oversight Committee with terms of office to commence immediately and expire as indicated.

<u>Name</u>	<u>Representing</u>	<u>Term Expires</u>
Rosa Segura*	Farmworker Committee	September 30, 2008
Bonnie Schoch*	City of St. Helena	September 30, 2008
Del Britton	City of St. Helena, Alternate	September 30, 2008
Samuel E. Turner*	Napa Valley Grape Growers	September 30, 2008
Jennifer Kopp*	Napa Valley Grape Growers, Alternate	September 30, 2008
Steven Rosa	Town of Yountville	September 30, 2007
Bill Dutton	Town of Yountville, Alternate	September 30, 2007

*Incumbents

- Q.** Second reading and adoption of an ordinance amending Sections 18.108.027 (Sensitive Domestic Water Supply Drainages), 18.108.050 (Exemptions), 18.108.060 (Slope Regulations--Prohibited Uses) and 18.108.140 (Security, Violations, And Penalties) of the Conservation Regulations as they Relate to Exemptions, Uses Prohibited Without An Exemption and Security Required For Erosion Control Plans. **ENVIRONMENTAL DETERMINATION:** Categorical exemption pursuant to Class 5 (CEQA Guidelines Section 15305), Minor alterations to land use limitations.

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

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

Recess to the In-Home Supportive Services (IHSS) Public Authority of Napa County special meeting (See IHSS Agenda).

B. 9:30 AM

Director of Health and Human Services to provide a status report on the development of a substance abuse detoxification and short-term residential treatment program known as Project Ninety Napa Valley.

C. 10:00 AM

Napa County Child Care Planning Council to present report on the Council's Strategic Plan for 2005-2006.

D. 10:30 AM

County Counsel requests the Board consider and adopt a resolution of Findings of Fact and Decision on Appeal regarding the appeal filed by Gary Houck, applicant, to a decision by the Conservation, Development and Planning Commission on May 18, 2005 to deny Viewshed Request #P05-0005 VIEW to construct a new two-story 8,219 square foot main residence and approximately 10,000 square foot separate landscaped yard area located predominantly on a major ridgeline as defined in 18.106.020 of the Napa County Code and a 1,200 square foot second unit and a 1,000 square foot guest cottage located 25-feet below the major ridgeline. (These two units are proposed to be constructed on the property at a later date, under a separate Viewshed Protection Program application; however, they were included in the environmental review of this application as part of the entire project.) The project site is on a 41.35-acre parcel, located off a private driveway approximately 1,300-feet west of Soda Canyon Road and 3.5 miles north of its intersection with Silverado Trail within an AW (Agricultural Watershed) zoning district. (Assessor's Parcel No. 039-640-001) 2275 Soda Canyon Road, Napa.

ENVIRONMENTAL DETERMINATION: Mitigated Negative Declaration Prepared. 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: Aesthetics and Biological Resources. This project site is not on any of the lists of hazardous waste sites enumerated under Government Code Section 65962.5.

(CONTINUED FROM AUGUST 23 AND SEPTEMBER 13, 2005; STAFF REQUESTS CONTINUANCE TO NOVEMBER 1, 2005 AT 2:30 P.M.)

E. 1:30 PM PUBLIC HEARING

Director of Conservation, Development and Planning recommends the Board:

1. Conduct the Public Hearing regarding the potential amendment of Section 18.08.370 (Marketing of Wine);
2. At the close of the Public Hearing, take one of the following actions:
 - a. Consistent with the Planning Commission's negative recommendation regarding this item, vote not to adopt the proposed ordinance; or
 - b. Adopt the environmental document, conduct a first and final reading and adopt the ordinance amending Section 18.08.370 to expand the definition of "Marketing of Wine" to allow cultural, business and social events to occur at wineries under certain conditions.

ENVIRONMENTAL DETERMINATION: Negative Declaration prepared. According to the Negative Declaration, the proposed action would have no significant environmental impacts.

F. 4:00 PM

Recess to a joint meeting with the Napa City Council. (BOS Meeting Room)

1. City/County presentation regarding the CAD/RMS/Mobile Project.
2. Report from the City regarding garbage service.
3. Discussion regarding implementation of AB 2158 & ABAG's (Association of Bay Area Governments) schedule for Regional Housing Needs Allocation.

9. ADMINISTRATIVE ITEMS**10. LEGISLATIVE ITEMS****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****A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957)**

Titles: Agricultural Commissioner/Sealer of Weights and Measures
Director of Health and Human Services

15. ADJOURNMENT

**ADJOURN TO BOARD OF SUPERVISORS' REGULAR MEETING, TUESDAY, NOVEMBER 01, 2005
AT 9:00 A.M.**