



AGENDA

NAPA COUNTY BOARD OF SUPERVISORS

Tuesday October 04, 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**

Public Safety

- A. Sheriff requests approval of and authorization for the Chair to sign the following agreements for the term July 1, 2005 through June 30, 2006 to provide animal services including animal shelter for the following cities:
 1. Amendment No. 1 to Agreement No. 3585 with the City of Napa increasing the amount by \$15,000 for a new maximum of \$165,000; and
 2. Amendment No. 1 to Agreement No. 3886 with the City of American Canyon increasing the amount by \$2,500 for a new maximum of \$27,500.

Human Services

- B. Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of revenue Agreement No. 4028 with the California Department of Mental Health for a maximum of \$725,613 for the term July 1, 2005 through June 30, 2006 for the Napa County Mental Health Managed Care Program.
- C. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following agreements in relation to the provision of residential substance abuse services:
 1. Agreement with Project Ninety, Inc., for a maximum of \$802,175 for the term October 4, 2005 through June 30, 2007 for the operation of a residential substance abuse program;
 2. Business Associate Agreement with Project Ninety, Inc., setting forth the terms and conditions of the Health Insurance Portability and Accountability Act of 1996 (HIPAA) Privacy Rule; and
 3. Amendment No. 1 to Lease Agreement No. 4801 with the California Department of Mental Health, increasing the monthly rate and extending the term through June 30, 2012 for space known as the "M-1 Building" located at Napa State Hospital.

- D. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following agreements with Kathleen Dunham, MFT, for the term October 4, 2005 through June 30, 2006:
1. Agreement for a maximum of \$5,000 to provide services in the Mental Health Outpatient Managed Care Program; and
 2. Business Associate Agreement setting forth the terms and conditions of the Health Insurance Portability and Accountability Act of 1996 (HIPAA) Privacy Rule.

Community Resources & Infrastructure

- E. Napa County Parks and Open Space Advisory Committee (NCPOAC) requests approval of distribution of \$20,000 of Proposition 40 funds to the Town of Yountville toward their Community Pool project.
- F. Director of Public Works requests adoption of a resolution designating the intersections of Congress Valley Road/Thompson Avenue, Meadowood Road/Silverado Trail, and Meadowood Road/Meadowood Lane as stop intersections, pursuant to Section 21101(b) of the California Vehicle Code.
- G. Director of Public Works/Aviation requests authorization for the Chair to sign a Certificate of Acceptance of an Avigation and Hazard Easement Deed from American Canyon Business Park, LLC. (A Portion of Assessor's Parcel Nos. 057-130-012 and 028)

General Admin & Finance

- H. Acting Human Resources Director requests adoption of a resolution amending the Departmental Allocation List for the Public Guardian Division of the Health and Human Services Agency with regards to deleting one (1) .5 Senior Office Assistant and adding one (1) .5 Probate Assistant, effective October 4, 2005.
- I. County Executive Officer requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 4137 with the Board of Law Library Trustees and the Superior Court of California amending the Memorandum of Understanding to reflect changes in the location, type and manner of provision of some of the services, to add provisions relating to network security, to clarify the procedure for automatic adjustment of the reimbursement rates, and to make various technical changes.
- J. County Executive Officer requests adoption of a resolution declaring October 8-16, 2005 as Binational Health Week.

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

8. SET MATTERS OR PUBLIC HEARINGS**A. 9:00 AM**

Recess to the Monticello Public Cemetery District (MPCD) meeting (See MPCD Agenda).

B. 9:10 AM

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9(a))

Name of case: Polk, et. al. vs. County of Napa, et.al. (US District Court-Northern California Case No. C04 2903 WHA)

C. 10:00 AM

Director of Public Works requests Board discussion and possible direction to staff on actions to establish a balloon launching facility on County owned property adjacent to the Roads Division Corporation Yard on Silverado Trail near Yountville for a six month evaluation period with potential direction from the Board to include releasing a Draft Initial Study and Negative Declaration for public review by Monday, October 10, 2005 in compliance with the California Environmental Quality Act.
(CONTINUED FROM SEPTEMBER 13, 2005)

D. 1:30 PM

Recess to the Napa County Flood Control and Water Conservation District (NCFCWCD) meeting (See NCFCWCD Agenda).

E. 2:00 PM

Recess to the Napa County Flood Protection and Watershed Improvement Authority (NCFPWIA) meeting (See NCFPWIA Agenda).

9. ADMINISTRATIVE ITEMSGeneral Admin & Finance

- A.** County Counsel requests consideration and adoption of a resolution ordering an election and consolidating it with the June 6, 2006 statewide primary election for the purpose of enabling the voters of Napa County to approve or reject the "Fair Payment for Public Benefit Act" initiative.
(CONTINUED FROM SEPTEMBER 27, 2005)

- B.** County Counsel requests consideration and adoption of a resolution ordering an election and consolidating it with the June 6, 2006 statewide primary election for the purpose of enabling the voters of Napa County to approve or reject the "Read and Understand Act" initiative.
(CONTINUED FROM SEPTEMBER 27, 2005)

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

15. ADJOURNMENT

**ADJOURN TO BOARD OF SUPERVISORS' REGULAR MEETING, TUESDAY, OCTOBER 11, 2005
AT 9:00 A.M.**