



A Tradition of Stewardship
A Commitment to Service

Agenda Date: 10/7/2014
Agenda Placement: 9C
Set Time: 9:30 AM PUBLIC HEARING
Estimated Report Time: 5 Minutes

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors

FROM: Minh Tran - County Counsel
County Counsel

REPORT BY: Janice Killion, DEPUTY COUNTY COUNSEL IV - 259-8246

SUBJECT: Urgency ordinance amending Section 2.04.010 to provide for a new regular meeting location of the Board of Supervisors

RECOMMENDATION

Adoption of an urgency ordinance amending Napa County Code section 2.04.010 to provide that "regular" meetings of the Board of Supervisors now be held at the South Napa Campus, 2741 Napa Valley Corporate Drive, Building 2, Napa, California. (4/5 vote required)

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

EXECUTIVE SUMMARY

Napa County Code section 2.04.010 currently designates that "regular" meetings of the Board of Supervisors ("Board") shall be held at the Board Chamber located at 1195 Third Street, Room 305, Napa, California. However, the recent South Napa Earthquake has severely damaged the Board Chamber rendering it inaccessible and unsafe for public meetings. Adoption of this ordinance on an urgency basis will enable "regular" Board meetings to continue and county government business to proceed while ensuring the safety of the attending public and county employees. Adoption of this ordinance will provide the Board with a new "regular" meeting location at the South Napa Campus, 2741 Napa Valley Corporate Drive, Building 2, Napa, California. In addition, this ordinance will also prevent the risk of any interruption of the County's provision of essential public health and safety services to all Napa County residents.

PROCEDURAL REQUIREMENTS

1. Open Public Hearing.
2. Staff reports.

3. Public comments.
4. Close Public Hearing.
5. Clerk reads the Ordinance Title.
6. Motion, second, discussion and vote to waive the balance of the reading of the ordinance.
7. Motion, second, discussion and vote to adopt the ordinance. (4/5 vote)

FISCAL IMPACT

Is there a Fiscal Impact? No

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

Napa County Code section 2.04.010 currently designates that regular meetings of the Board of Supervisors ("Board") shall be held at the Board Chamber located at 1195 Third Street, Room 305, Napa, California. However, the South Napa Earthquake severely damaged the Board Chamber rendering it inaccessible and unsafe for public meetings. Both the County Board and the Governor had proclaimed a local emergency following the earthquake.

Since the August 24, 2014 earthquake, the Board has held five meetings on the following dates: August 24 and 28, September 9, 16 and 23, 2014. The August meetings took place at the Napa County Sheriff Department located at 1535 Airport Blvd., Napa. The remaining three meetings in September took place at Napa County Transportation & Planning Agency, located at 625 Burnell Street, Napa. All of these meetings were deemed "special" meetings because they took place at locations other than the code designated Board Chamber.

California statutes require certain Board actions to take place only at "regular" Board meetings. For examples, adoption of non-urgency ordinances and certain budgetary actions must take place at "regular" Board meetings to ensure maximum public notice and participation. Hence, adoption of this ordinance on an urgency basis will enable "regular" Board meetings to continue and county government business to proceed while ensuring the safety of the attending public and county employees. Adoption of this ordinance will provide the Board with a new regular meeting location at the South Napa Campus, (2741 Napa Valley Corporate Drive, Building 2, Napa) while the Board Chamber undergoes repairs and reconstructions. In addition, this ordinance will also prevent the risk of any interruption of the County's provision of essential public health and safety services to all Napa County residents.

It is anticipated that the Board Chamber will require up to six months for repairs and reconstruction to complete. Hence, unless further amended, this ordinance designating a new "regular" meeting location for the Board will automatically sunset on April 1, 2015, when the Board meetings are expected to reconvene in the Board Chamber.

Consistent with the statutory procedures to adopt an ordinance, staff has published notice of a public hearing in the Napa Valley Register, as well as posted notice of this meeting in public places, providing the broadest public notice possible.

Staff requests the Board adopt this urgency ordinance, which will allow it to become effective immediately in order to allow “regular” Board meetings to continue taking place notwithstanding the displacement caused by the recent earthquake.

SUPPORTING DOCUMENTS

- A . Final Ordinance
- B . Redline urgency ordinance

CEO Recommendation: Approve

Reviewed By: Helene Franchi