



A Tradition of Stewardship
A Commitment to Service

AGENDA

NAPA COUNTY BOARD OF SUPERVISORS

Tuesday December 08, 2015 9:00 A.M.

Brad Wagenknecht
District 1

Mark Luce
District 2

Diane Dillon
District 3

Alfredo Pedroza
District 4

Keith Caldwell
District 5

Nancy Watt
County Executive Officer

Gladys I. Coil, CCB
Clerk of the Board

Minh Tran
County Counsel

GENERAL INFORMATION

The Board of Supervisors meets each Tuesday at 9:00 A.M. in regular session 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.

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.

All materials relating to an agenda item for an open session of a regular meeting of the Board of Supervisors which are provided to a majority or all of the members of the Board by Board members, staff or the public within 72 hours of but prior to the meeting will be available for public inspection, at the time of such distribution, in the office of the Clerk of the Board of Supervisors, 1195 Third Street, Suite 305, Napa, California 94559, Monday through Friday, between the hours of 8:00 a.m. and 5:00 p.m., except for County holidays. Materials distributed to a majority or all of the members of the Board at the meeting will be available for public inspection at the public meeting if prepared by the members of the Board or County staff and after the public meeting if prepared by some other person. Availability of materials related to agenda items for public inspection does not include materials which are exempt from public disclosure under Government Code sections 6253.5, 6254, 6254.3, 6254.7, 6254.15, 6254.16, or 6254.22.

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 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.countyofnapa.org

1. **CALL TO ORDER; ROLL CALL**
2. **PLEDGE OF ALLEGIANCE**
3. **APPROVAL OF MINUTES**
4. **PRESENTATIONS AND COMMENDATIONS**
5. **DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS**
6. **CONSENT ITEMS**

Public Safety

- A. Director of Corrections requests approval of and authorization for the Chair to sign an agreement with MorphoTrust USA (formally Identix Inc) for a maximum of \$11,338 for the term January 1, 2016 through December 31, 2016 for maintenance and repair services for the LiveScan machine located at the Napa County Jail.

Community Resources & Infrastructure

- B. Agricultural Commissioner/Sealer of Weights and Measures requests approval of and authorization for the Chair to sign renewal of Revenue Agreement No. 4168 with the California Department of Food & Agriculture (CDFA) for a maximum of \$84,843 for the term of July 1, 2015 through June 30, 2016 for reimbursement of expenditures associated with placing and inspecting of traps for the detection of exotic pests.
- C. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 7899 with Paula Stabler, doing business as "Facilities by Design," increasing the amount by \$310,000 for a new maximum of \$400,000 in Fiscal Year 2015-16 and by \$160,000 for a new maximum of \$250,000 in Fiscal Year 2016-17 and add Exhibit "C" - Compensation Schedule for space planning and reconfiguration services.
- D. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 8438 with Nacht & Lewis Architects Inc. increasing the amount by \$83,520 for a new maximum of \$112,990 amending the scope of work to include additional architectural and associated services for the planning of the new Jail and associated facilities.
- E. Director of Public Works requests approval of and authorization for the Chair to sign a Space License Agreement with the Napa Chamber of Commerce with no license fee for the term December 9, 2015 through March 31, 2016 for the use of 1,064 square feet of space located at 933 Water Street.

- F. Director of Public Works requests approval of plans and specifications for the "Napa County Hall of Justice Earthquake Epoxy Injection Repairs Project," PW 15-15D, authorization to advertise for sealed bids and opening of the bids at a time, date and location to be published by the Director of Public Works pursuant to Section 20150.8 of the Public Contract Code.

General Admin & Finance

- G. Director of Housing & Intergovernmental Affairs requests approval of and authorization for the Vice Chairman to sign an agreement authorizing the County of Napa to enter into an alliance with other government agencies, consulates, and non-profit organizations to increase visibility and outreach for the Employment, Education and Outreach (EMPLEO) program that helps recent immigrants by raising awareness of workplace rights and responsibilities in the United States.
- H. Acting Director of Human Resources requests approval of and authorization to decrease the County's self-administered rate for the Dental Program with Delta Dental.
- I. Acting Director of Human Resources requests adoption of a resolution to implement salary adjustments for five management positions in the Health and Human Services Agency resulting from a management compensation study conducted by Human Resources.
- J. County Executive Officer requests adoption of a resolution appointing Heather Ruiz as the Director of Human Resources to serve at the will of the County Executive Officer, effective January 2, 2016.
- K. County Executive Officer and Risk/Emergency Services Manager request approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 7214 with Gary D. Nelson Associates, Inc., doing business as The Nelson Family of Companies increasing the amount by \$3,000 for a new maximum of \$123,000 and amending the scope of work to include training in adult CPR, first aid and automated external defibrillators (AEDs).
- L. County Executive Officer requests appointment of David Graves to serve on the Napa Sanitation District Board of Directors as a Public Member representing Napa County with the term commencing immediately and expiring December 31, 2017.
- M. County Executive Officer requests four (4) reappointments to the Napa County Fire Services Advisory Committee with the terms of office to commence immediately and expire December 31, 2017.

| <u>Applicant</u> | <u>Category</u> |
|------------------------|-----------------------------------|
| Timothy M. Borman | Public Member |
| Patrick Brown* | Napa County Volunteer Firefighter |
| Stephen Kenneth Jones* | Napa County Volunteer Firefighter |
| David M. Nye* | Napa County Volunteer Firefighter |

*Recommended for appointment by the Volunteer Fire Chiefs

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR**8. 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.

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

Board of Supervisors (BOS) - Closed Session (See Special 8:00 AM BOS Agenda)

B. 9:10 AM

County Counsel requests consideration and adoption of a Resolution of Findings of Fact and Decision on Appeal regarding the appeal filed by George Caloyannidis to a decision by the Planning Commission on June 17, 2015 to approve the Reverie on Diamond Mountain Winery - Use Permit Major Modification No. P13-00027 to allow the following: 1) increase the approved production capacity from 5,000 to 9,200 gallons per year with a condition on estate grown grapes for the net increase of 4,200 gallons; 2) the 1,460 sq.ft. second floor area of the winery building to be allocated to accessory use; 3) use of the 4,710 +/-sq.ft. cave for wine production, case storage and wine barrel storage; 4) increase in approved number of employees from two (2) full-time employees plus one (1) part-time employee during harvest to a maximum of five (5) full-time employees; 5) authorize on-premises consumption of the wines produced on-site, consistent with Business and Professions Code §23356, 23390, and 23396.5 (also known as AB 2004 (Evans Bill 2008 or the Picnic Bill)) within the winery building, in the redwood grove, and other designated outdoor areas; 6) catered food and wine pairings; 7) abandonment of an existing septic system and the installation of a new code compliant domestic and winery waste system subject to Condition of Approval No. 2(l); 8) installation of a temporary crush pad cover; 9) installation of a new ADA compliant parking space; 10) installation of a new well; 11) approval of "by appointment visitation" and a marketing plan; and 12) a historic rock bridge over Teal Creek (the Project).

The Project also includes a Use Permit Exception (No. P15-00141) to the Conservation Regulations with regards to retention of the following: 1) the portal for the existing wine cave that encroaches into the 45-foot creek setback for the small tributary creek on the property; and 2) the minor landscaping improvements along a portion of Teal Creek that are within the required setback of that creek. The Project further includes an Exception to the Napa County Road & Street Standards to allow for a reduction in the required 20 foot roadway width to preserve unique features of the natural environment.

The Project is located on a 39.83 acre parcel approximately 1,000 feet west of Diamond Mountain Road and approximately 4,000 feet from its intersection with State Highway 29/128, within the AW (Agricultural Watershed) Zoning District; 1530 Diamond Mountain Road, Calistoga, CA, APN: 020-440-005.

ENVIRONMENTAL DETERMINATION: Consideration and possible adoption of a Negative Declaration. According to the proposed Negative Declaration, the proposed Project would have no potentially significant environmental impacts. This Project site is not on any of the lists of hazardous waste enumerated under Government Code Section 65962.5.

C. 9:15 AM

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

D. 9:30 AM

Director of Planning, Building, and Environmental Services requests discussion and possible direction regarding the recommendations being forwarded by the Planning Commission from the Agricultural Protection Advisory Committee (APAC) to improve existing land use policies, codes, and practices.

E. 1:30 PM PUBLIC HEARING

Director of Planning, Building and Environmental Services requests adoption of a resolution establishing certain Agricultural Preserves (Types A & H), and approval of and authorization for the Chair to execute the following Williamson Act related contracts:

1. Rescinding two (2) existing contracts and replacing with two (2) new contracts both with the following applicant:
 - a. Nichelini vineyards LLC, in the general location of Lower Chiles Valley Road and Sage Canyon Road (2 new contracts).
2. Approving five (5) new contracts with the following applicants:
 - a. KT Wineco, Limited Liability Company, in the general location of Oakville Grade and Acacia Drive.
 - b. Treasury Wine Estates Americas Company, in the general location of Big Ranch Road and Salvador Avenue.
 - c. Sori Bricco Vineyards, Limited Liability Company, in the general location of Kortum Canyon Road and the City of Calistoga.
 - d. St. Supery, Inc., (formerly known as Skalli Corporation) in the general location of State highway 29 and Manley Lane.
 - e. St. Supery, Inc., (formerly known as Skalli Corporation) in the general location of Dollarhide Road and Hardin Road.

ENVIRONMENTAL DETERMINATION: Categorical Exemption Class 17: Open Space Contracts or Easements. It has been determined that this type of project does not have a significant effect on the environment and is exempt for the California Environmental Quality Act. [See Class 17 (Open Space Contracts or Easements) which may be found in the guidelines for the implementation of the California Environmental Quality Act at Title 14 CCR Section 15317.]

F. 1:40 PM

Director of Public Works requests discussion and possible direction on the proposed Napa Valley Vine Trail and current issues regarding the project.

10. ADMINISTRATIVE ITEMS

General Admin & Finance

- A. County Executive Officer requests two (2) appointments to the Napa County Commission on Aging to represent the categories of District 4 and Organization Concerned with Older Adults with the terms of office to commence immediately and expire Sept 30, 2016.

Name (Residing District)

Sandra Louis Calloway (3)

Beatrice Labastida* (4)

Charles Morse** (3)

Betty Lou Mukerji (1)

**Recommended by the Commission on Aging for appointment to District 4 member seat*

***Recommended by the Commission on Aging for appointment to Organization Concerned with Older Adults member seat*

11. LEGISLATIVE ITEMS

12. BOARD OF SUPERVISORS COMMITTEE REPORTS AND ANNOUNCEMENTS

13. BOARD OF SUPERVISORS FUTURE AGENDA ITEMS

14. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS

15. CLOSED SESSION

16. ADJOURNMENT

ADJOURN TO THE BOARD OF SUPERVISORS SPECIAL MEETING, TUESDAY, DECEMBER 15, 2015 AT 8:00 A.M.

I HEREBY CERTIFY THAT THE AGENDA FOR THE ABOVE STATED MEETING WAS POSTED AT A LOCATION FREELY ACCESSIBLE TO MEMBERS OF THE PUBLIC AT THE NAPA COUNTY ADMINISTRATIVE BUILDING, 1195 THIRD STREET, NAPA, CALIFORNIA ON DECEMBER 4, 2015 BY 5:00 P.M. A HARDCOPY SIGNED VERSION OF THE CERTIFICATE IS ON FILE WITH THE CLERK OF THE BOARD OF SUPERVISORS AND AVAILABLE FOR PUBLIC INSPECTION.

Gladys I. Coil (By e-signature)
GLADYS I. COIL, Clerk of the Board