



# AGENDA

## NAPA COUNTY BOARD OF SUPERVISORS

**Tuesday April 01, 2008 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

Gladys I. Coil  
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.

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, on and after at the time of such distribution, in the office of the Clerk of the Board of Supervisors, 1195 Third Street, Suite 310, 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.co.napa.ca.us](http://www.co.napa.ca.us)**

**1. CALL TO ORDER; ROLL CALL****2. PLEDGE OF ALLEGIANCE****3. APPROVAL OF MINUTES**

- A. Clerk of the Board requests approval of minutes of the meetings held on February 26 (Regular and Special) and March 4, 2008 (All Supervisors were present).

**4. PRESENTATIONS AND COMMENDATIONS**

- A. Presentation of a proclamation declaring April 2008 to be Agricultural Preserve Appreciation Month in Napa County.
- B. Human Resources Director to introduce new County of Napa employees.
- C. Presentation of a proclamation declaring April 2008 as Child Abuse Prevention Month in Napa County.
- D. Presentation of Retirement Proclamation to William White, Chief Investigator, in recognition of 30 years of service.

**5. 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.

**6. DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS****7. CONSENT ITEMS**Human Services

- A. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 4072-1 with Community Action of Napa Valley, Inc., incorporating the three-year State-approved Tobacco Control Workplan and revising the Terms and Conditions to include a clause for automatic annual renewal for the provision of Proposition 99 tobacco control services.

- B.** Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 4597 with Napa Valley Unified School District, through its Napa Valley Adult School, increasing the amount by \$2,100 for a maximum of \$7,100 to provide training services to participants of the Training and Employment Center's programs.
- C.** Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 6302 with George Monteverdi, M.D., increasing the contractor's hourly rate for Fiscal Year 2008-2009 with no change to the contract maximum, to provide medical consultation services within the County's California Children's Services and Medical Therapy Unit Programs.
- D.** Director of Health and Human Services requests approval of and authorization for the Chair to sign the following amendments with the Loyd Wolfe Juvenile Justice Network, Inc.:
1. Amendment No. 3 to Agreement No. 6603 increasing the amount by \$16,997 for a new maximum of \$118,282 and revising the Scope of Work and the contractor's budget to reflect program needs for the contractor to provide school-based prevention services to middle and high school students; and
  2. Amendment No. 5 to Agreement No. 6605 decreasing the amount by \$16,997 for a new maximum of \$248,633 and revising the Compensation section to reflect a decrease in youth treatment services.
- E.** Director of Health and Human Services Agency requests approval of and authorization for the Chair to sign an agreement with Napa Emergency Women's Services, Inc., for a maximum of \$360 for the term April 1, 2008 through June 30, 2008, to train staff in the Agency's CalWORKs unit on various domestic abuse topics.
- F.** Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with Dominican University of California for the term April 1, 2008 through March 31, 2009, with a provision for automatic annual renewal, reciting terms and conditions for the placement of interns for field work to be performed at the Health and Human Services Agency.
- G.** Director of Health and Human Services requests adoption of a resolution approving amended Bylaws for the Napa County Workforce Investment Board.

#### Community Resources & Infrastructure

- H.** 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 and Agriculture (CDFA) for a maximum of \$53,843 for the term July 1, 2007 through June 30, 2008 for reimbursement of expenditures for activities related to the pest detection trapping program.

- I. Director of Conservation, Development and Planning requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6634 with Analytical Environmental Services, an environmental consulting firm, increasing the amount by \$20,295 for a new maximum of \$226,110 for the preparation of the California Environmental Quality Act (CEQA) document for the Stagecoach Vineyards Project Erosion Control Plan Application P06-0042-ECPA.
- J. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6885 with Kenwood Energy, increasing the amount by \$10,000 for a new maximum total of \$16,855, with all other terms and conditions remaining the same, to provide enhanced technical support for the Photovoltaic system for the Napa County/City Parking Structure.
- K. Director of Public Works requests award of the contract for the "Hall of Justice Restroom ADA Modifications Project," PW 07-46, to A & E Emaar of Albany, California, for its low base bid of \$40,000, with Additional Alternative No. 1 of \$4,300 and Additional Alternative No. 2 of \$5,700 for a total of \$50,000, and authorization for the Chair to sign the construction contract.
- L. Director of Public Works/Aviation requests authorization for the Chair to sign a Certificate of Acceptance of an Avigation and Hazard Easement Deed from Barbour Vineyards, LLC. (Assessor's Parcel No. 057-152-004)
- M. Director of Public Works requests approval of and authorization for the Chair to sign a Rental Agreement with De La Salle Institute (Christian Brothers Retreat and Conference Center) for the use of the conference center on April 7, 2008 for a total maximum amount of \$3,000.

#### General Admin & Finance

- N. County Counsel requests approval of and authorization for the Chair to sign an agreement with Kristin Lowell, Inc., for a maximum of \$5,800 for the term April 1, 2008 through December 31, 2008 for preparation of the Engineer's Report required for the levy of Fiscal Year 2008/2009 farmworker housing assessments by County Service Area No. 4.
- O. Human Resources Director requests adoption of a resolution amending the Departmental Allocation List for Public Works, effective April 5, 2008 as follows:
  - 1. Delete:
    - a. One (1) Water and Wastewater System Operator In-Training,
    - b. One (1) Water and Wastewater System Operator I,
    - c. One (1) Water and Wastewater System Operator II; and
  - 2. Add Three (3) Water and Wastewater System Operator In-Training/II.

- P.** Human Resources Director requests adoption of a resolution amending the Management Non-Classified (Other) Compensation Plan providing an automobile allowance for the Chief Information Officer, effective August 21, 2007.
- Q.** Treasurer-Tax Collector requests approval of the County's Investment Policy in accordance with Government Code Section 27133.
- R.** Treasurer-Tax Collector requests approval of appointment of the following nominees to serve on the Napa County Treasury Oversight Committee with terms of office to commence April 1, 2008 and expire on March 31, 2009:

<u>Nominee:</u>	<u>Representing:</u>
Pam Kindig Alternate: Craig Goodman, Asst. Auditor-Controller	Auditor-Controller
Mark Luce Alternate: Brad Wagenknecht, Supervisor	Representative of the Board of Supervisors
Barbara Nemko Alternate: J.R.Purkis, Asst. Superintendent of Schools	County Superintendent of Schools
Jackie Dickson (Napa Valley Unified) Alternate: Jose Hurtado (Napa Valley Unified)	Representative selected by a majority of the presiding officers of the governing bodies of the school districts and community college district
Jill Techel (Napa Valley Waste Management Authority)	Representative selected by a majority of the presiding officers of the legislative bodies of the special districts in the county which are required or authorized to deposit funds in the County Treasury

- S.** County Executive Officer requests approval of Budget Transfer No. 31 appropriating \$181,500 in the Conflict Public Defender budget and reducing the General Fund Contingencies by an equivalent amount for indigent defense costs. (4/5 vote required)
- T.** County Executive Officer/Purchasing Agent requests acceptance of a report, pursuant to County Ordinance Code Section 2.36.090, on the sole-sourced three-year lease of a systems license from Health Care Compliance Strategies, Inc., of Jericho, New York, in the amount of \$34,500, to provide the Health and Human Services Agency with a computer-based General Compliance Training module.
- U.** County Executive Officer requests adoption of a resolution renewing the delegation of authority granted to the Napa County Treasurer-Tax Collector to invest and re-invest funds held in the County treasury for a one-year period beginning April 1, 2008.

- V. County Executive Officer requests adoption of a resolution appointing Tamie Frasier as the Napa County Treasurer-Tax Collector for the remainder of the term of Marcia Hull, the retired elected Treasurer-Tax Collector of Napa County, with the term of office to expire on January 3, 2011.

## 8. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

## 9. SET MATTERS OR PUBLIC HEARINGS

### A. 9:00 AM

Recess to the Lake Berryessa Resort Improvement District (LBRID) meeting (See LBRID Agenda).

### B. 9:00 AM

Recess to the Napa Berryessa Resort Improvement District (NBRID) meeting (See NBRID Agenda).

### C. 9:00 AM

Recess to the Silverado Community Services District (SCSD) meeting (See SCSD Agenda).

### D. 9:15 AM PUBLIC HEARING

Auditor-Controller requests adoption of a resolution increasing the Maximum Criminal Justice Administrative Fee (Booking Fee) and decreasing the Arrestee Fee and the Jail Access Fee, for Fiscal Year 2008-2009, pursuant to Section 29550 to 29552 of the California Government Code.

### E. 9:30 AM

County Counsel requests consideration and adoption of a Resolution of Findings of Fact and Decision on Appeal denying the appeal filed by Lucio Perez (Appellant) to the decision by the Conservation, Development and Planning Commission on November 7, 2007, to approve Use Permit Modification No.P05-0184 to the V. Sattui Winery Use Permit to: (1) expand marketing activities; (2) legalize certain existing events and activities; and (3) expand parking facilities and make certain circulation improvements. The property is located at the southeast corner of State Route 29 and White Lane within Commercial Limited (CL), Agricultural Watershed (AW), and Agricultural Preserve (AP) Zoning Districts. (Assessor's Parcel No. 030-020-029 & 030-260-035, 1111 White Lane, St. Helena).

**ENVIRONMENTAL DETERMINATION:** Subsequent Mitigated Negative Declaration Prepared. According to the Subsequent Negative Declaration, the proposed project would have, if mitigation measures are not included, potentially significant environmental impacts in the following areas: land use planning and transportation/traffic. If the Board decides to deny the appeal, it would need to affirmatively readopt the Subsequent Mitigated Negative Declaration prior to approving the project. The project site is not on any of the lists of hazardous waste sites enumerated under Government Code Section 65962.5.

**F. 9:45 AM PUBLIC HEARING**

First and final reading and adoption of an ordinance amending sections 18.120.010 and 18.126.070 of the Napa County Code to remove the two-year limitation and sunset provision regarding permits for hot air balloon launching sites and replace it with a five-year limitation and sunset provision.

**ENVIRONMENTAL DETERMINATION:** Categorically Exempt pursuant to Section 15305 of the California Environmental Quality Act. (Class 5) – Minor Alterations in Land Use Limitations [See Guidelines for the implementation of the California Environmental Quality Act at 14 CCR §15305; see also Napa County’s Local Procedures for Implementing the California Environmental Quality Act, Appendix B.]

**G. 1:30 PM**

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

**H. 2:00 PM**

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

**10. ADMINISTRATIVE ITEMS**General Admin & Finance

- A.** County Executive Officer requests the appointment/reappointment of one member of the Board of Supervisors to serve on the Local Agency Formation Commission (LAFCO) as a regular member for a four year term of office commencing May 6, 2008 and expiring the first Monday in May 2012.
- B.** County Executive Officer requests the appointment of one (1) of the following applicants to serve on the Napa Sanitation District Board of Directors as a Public Member with the term commencing immediately and expiring December 31, 2009.

Applicants (Choose One)

Roger Lottfield  
Donald R. Peterson  
Edward T. Donohoe  
Charles W. Shinnamon

**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**

**A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9:  
(Three cases)

**16. ADJOURNMENT**

**ADJOURN TO BOARD OF SUPERVISORS SPECIAL MEETING, MONDAY, APRIL 07, 2008 AT 8:30 A.M. AT THE CHRISTIAN BROTHERS RETREAT AND CONFERENCE CENTER, 4401 REDWOOD ROAD, NAPA, CALIFORNIA.**