



A Tradition of Stewardship
A Commitment to Service

AGENDA

NAPA COUNTY BOARD OF SUPERVISORS

Tuesday April 17, 2012 9:00 A.M.

Brad Wagenknecht
District 1

Mark Luce
District 2

Diane Dillon
District 3

Bill Dodd
District 4

Keith Caldwell
District 5

Nancy Watt
County Executive Officer

Gladys I. Coil, CCB
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, 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.countyofnapa.org

1. **CALL TO ORDER; ROLL CALL**
2. **PLEDGE OF ALLEGIANCE**
3. **APPROVAL OF MINUTES**
4. **PRESENTATIONS AND COMMENDATIONS**
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**

Law & Justice

- A. Chief Probation Officer and Director of Correction request approval of and authorization for the Chairman to sign an agreement with 3M Electronic Monitoring, Inc. for the term April 17, 2012 through June 30, 2015 to provide juvenile and adult electronic monitoring for the Probation Department and Corrections.

Human Services

- B. Director of Health and Human Services requests approval of and authorization for the Chairman to sign an agreement with Napa County Office of Education for a maximum of \$163,200 for the term January 1, 2012 through June 30, 2013 to expand the contractor's Student Assistance Program to offer mental health screenings, assessment and prevention and early intervention services under the under the County's State approved Mental Health Services Act Prevention and Early Intervention Plan.
- C. Director of Health and Human Services requests approval of and authorization for the Chairman to sign Amendment No. 5 to Agreement No. 6375 with Victor Treatment Centers, Inc., incorporating specific terms and conditions regarding compliance requirements, amending Section 1.7 of the Terms and Conditions-Contract Administration to include an additional funding source, and incorporating Addenda to the Scope of Work and Compensation sections to add Therapeutic Behavioral Services.

Community Resources & Infrastructure

- D. Interim Director of Public Works requests adoption of a resolution temporarily closing a portion of Berryessa Knoxville Road from 8:00 A.M. to 11:00 A.M. on Sunday, May 6, 2012 for the 14th annual "Napa Valley Sprint Triathlon."

General Admin & Finance

- E. Auditor-Controller requests the Board accept, and instruct the Clerk of the Board to file, a report on Oleander House's compliance with the Transient Occupancy Tax Ordinance for the period of January 1, 2010 to December 31, 2010.
- F. Auditor-Controller requests adoption of a resolution adding Part I: Section 6B of the Napa County Policy Manual - Internal Audit Policy.
- G. Director of Human Resources and the Director of Child Support Services request adoption of a resolution regarding the following in the Department of Child Support Services (CSS), effective June 8, 2012, creating a cost savings, and a net decrease in the number of full-time equivalents:
1. Amend the Departmental Allocation List by deleting one (1.0 FTE) Account Clerk II; and
 2. Implement a layoff due to the elimination of the Account Clerk II position including authorizing the Director of Child Support Services to immediately send notification of layoff to the affected employees.

8. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR**9. SET MATTERS OR PUBLIC HEARINGS****A. 9:00 AM**

Recess to the Board of Equalization Meeting (See BOE Agenda).

B. 9:30 AM PUBLIC HEARING

Interim Director of Public Works requests the first reading and intention to adopt an ordinance amending Napa County Code Sections 2.38.010, 2.38.040, and 2.38.050 to Increase the Informal Bidding Thresholds and Contracting Authority of the Purchasing Agent and Director of Public Works under the Uniform Public Construction Cost Accounting Act (Section 22000, et seq. of the Public Contract Code).

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.

C. 10:00 AM

Interim Director of Public Works requests the following:

1. Authorization for the Director of Public Works, at his or her discretion, to approve the prequalification of projects estimated at \$1,000,000 or more that meet certain criteria including, but not limited to:
 - a. Are of a complex technical and project management nature;
 - b. Require many subcontractors; and
 - c. Have a construction duration of more than four months.
2. Approval of the prequalification packet for County construction projects;
3. Authorization for the Director of Public Works to revise the packet to address individual projects when appropriate; and
4. Authorization for the Director of Public Works to name an appeals panel whenever a prequalification score is challenged.

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.

D. 10:30 AM

Recess to the Napa County Public Improvement Corporation (NCPIC) special meeting (See NCPIC Agenda).

E. 1:30 PM

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

F. 3:30 PM

Recess to a joint meeting with the Napa City Council, Napa City Hall, 955 School Street, Napa, California, to discuss the following items:

1. Discussion of the results of the consolidation study/County Executive Officer Nancy Watt and Napa City Manager Mike Parness; and
2. Creation of a joint County-City housing task force.

10. ADMINISTRATIVE ITEMSGeneral Admin & Finance

- A. County Executive Officer requests six (6) appointments to the Napa County Tobacco Advisory Board with terms of office to commence immediately and expire January 31, 2014:

Applicants: (Choose four (4) to represent the category Community Representative)

Johana Guzman

Paul A. Laskar*†

Albert Iliff

Barbara Anne Monnette*†

Sally Sheehan-Brown*†

James Scott Tennant*†

Applicants: (Choose two (2) to represent the category Health Care Organization)

David L. Kerns*†

Stephen Cornell Wood*†

* Incumbent

† = recommended by Napa County Tobacco Advisory Board

- B. County Executive Officer requests adoption of a resolution authorizing certain documents and actions related to the refinancing of the County's 2003 Certificates of Participation (COPs), including:
1. Approval of the Financing Plan, which provides for refinancing the 2003 COPs through the issuance of new 2012 COPs only if the Net Present Value of the savings is at least equal to \$1 million;
 2. Approval of the Site Lease and Lease Agreement between the County and the Napa Public Improvement Corporation (PIC) whereby the County leases the Historic Courthouse and Sheriff's Department Headquarters Building to the PIC and the PIC subleases those properties back to the County in order to provide a financing mechanism for the COPs;
 3. Approval of the Trust Agreement between the County, the PIC and U.S. Bank National Association, which provides that U.S. Bank will act as trustee for the new 2012 COPs issue;
 4. Approval of the sale of the 2012 COPs by competitive sale, or by negotiated sale to an underwriting firm based on proposals provided by select underwriters, upon the advice of the County's financial advisor and in accordance with the terms of a Certificate Purchase Agreement between the County, PIC and selected underwriter, if the County's financial advisor and County Executive Officer agree that the municipal credit markets are not conducive to the successful competitive sale of the certificates;
 5. Approval of the Preliminary Official Statement that describes the COPs, in substantially the attached form;
 6. Authorization for the County Executive Officer and the Chair of the Board to make necessary changes to the above documents;
 7. Authorization for the County Executive Officer and/or Chair of the Board to sign the above documents, to accept the offer from the selected underwriter to purchase the COPs and to sign certain certificates related to the sale as may be necessary;
 8. Authorization for the County's financial advisor to distribute the Preliminary Official Statement and Final Official Statement; and
 9. Authorization for the Chair of the Board, County Executive Officer, Assistant County Executive Officer, Auditor-Controller and Treasurer-Tax Collector to sign any and all certificates,

agreements or other documents deemed necessary to consummate the sale of the 2012 COPs, including specifically termination agreements related to the 2003 COPs.

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 - EXISTING LITIGATION** (Government Code Section 54956.9 (a))Names of cases:

1. Mishewal Wappo Tribe of Alexander Valley v. Ken Salazar (U.S. District Court #5:09-CV-02502-EJD).
2. Latinos Unidos del Valle De Napa y Solano, et. al. vs. County of Napa, et. al. (Napa County Superior Court Case No. 26-50568).

B. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8)

Property: Skyline Park, 2201 Imola Avenue, Napa, California

Agency Negotiator: Larry Florin, Director of Housing and Intergovernmental Affairs

Negotiating Parties: County of Napa and State of California, Department of General Services

Under Negotiation: Price Terms of Payment

16. ADJOURNMENT

ADJOURN TO THE BOARD OF SUPERVISORS REGULAR MEETING, TUESDAY, APRIL 24, 2012 AT 9:00 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 APRIL 13, 2012 BY 5:00 PM. 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