



# AGENDA

## NAPA COUNTY BOARD OF SUPERVISORS

**Tuesday April 19, 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  
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](http://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 DIRECTORS' REPORTS AND ANNOUNCEMENTS**

6. **CONSENT ITEMS**

Law & Justice

- A. District Attorney requests adoption of a resolution authorizing the District Attorney to execute an agreement with the State Victim Compensation and Government Claims Board for a maximum of \$131,085 for the term of July 1, 2005 through June 30, 2007 to continue the criminal restitution program.

Public Safety

- B. Sheriff requests the following actions regarding the State Department of Boating Safety and Enforcement Financial Aid Program for Fiscal Year 2005-2006:
1. Approval of and authorization for the Chair to sign the renewal of Agreement No. 3446 for a maximum amount of \$246,087 for Fiscal Year 2005-2006; and
  2. Approval for Sheriff or his designee to sign quarterly activity reports and other documents for the State Department of Boating and Waterways.

Human Services

- C. Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of revenue Agreement No. 6225 with First 5 Napa County Children and Families Commission for a maximum of \$50,000 for the term January 1, 2005 through June 30, 2005 to fund staff for the Therapeutic Child Care Center.

- D. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 6094 with Maureen O'Shea, Ph.D., increasing the amount by \$3,500 for a new maximum of \$7,000 to provide additional counseling services in the Children's Behavioral Health and Child Welfare Services Programs.
- E. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 6167 with Aldea, Inc., revising the Scope of Work to clarify the primary funding source and revising the budget to amend hourly rates for services provided for the Juvenile Drug Court.
- F. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6336 with McWilliams Mailliard Technology Group, Inc., decreasing the amount by \$1,181 for a new maximum of \$4,937 and extending the term through September 30, 2006 for software and support services for the Adult Protective Services Program.

#### Community Resources & Infrastructure

- G. Director of Public Works requests acceptance of the work as complete and authorization for the Chair to sign and Clerk of the Board to file a Notice of Completion with the Clerk/Recorder for Contract No. PW 04-18, "Syar Gun Range Lead and Arsenic Cleanup Project."
- H. Director of Public Works requests the following actions relating to the "Health and Human Services Agency Building G Re-Carpet Project," PW 04-22R:
  - 1. Rejection of the only valid bid received on March 31, 2005; and
  - 2. Approval of plans and specifications for the "Health and Human Services Agency Building G Re-Carpet Project," PW 04-22R2, authorization to re-advertise for sealed bids and opening of the bids at at time, date and location to be published by the Director of Public Works pursuant to Section 20150.8 of the Public Works Contract Code.
- I. Director of Public Works/Aviation requests approval of and authorization for the Chair to sign an agreement with Mead & Hunt for a maximum of \$38,804 for the term April 19, 2005 through June 30, 2005 for aviation related engineering services with an automatic one year renewal at the end of each Fiscal Year.

General Admin & Finance

- J.** Auditor-Controller requests the following actions regarding the Napa County Fair:
1. Authorization to draw a warrant in the amount of \$31,000 payable to the Napa County Fair, from the Napa County Fair Fund, State's Millennium Flex Program, for the purpose of replenishing the Fair's Operating fund; and
  2. Authorization to approve the transmittal of the 3rd and 4th allocations of the State's Millennium Flex Program for the Napa County Fair for this Fiscal Year, in the amount of \$31,000 each, upon receipt of said funds by the County Treasurer.
- K.** County Counsel requests adoption of a resolution amending the 401(a) Retirement Savings Plan (as adopted effective August 6, 2002).
- L.** County Counsel and County Privacy Officer request approval of and authorization for the Chair to sign amendments to the 114 Business Associate Agreements adding the Security Rule to the terms and conditions of the Health Insurance Portability and Accountability Act of 1996 (HIPAA) Privacy Rule.
- M.** Human Resources Director requests adoption of a resolution amending the Departmental Allocation List for Conservation, Development and Planning with regards to deleting one (1) Graphics Specialist and adding one (1) Planner II position, effective April 23, 2005.
- N.** Second reading and adoption of an ordinance adding a new Chapter 2.50 to consolidate the Planning Agency, amending Chapters 2.52 and 2.72 and Section 15.04.030 to eliminate duplication of departments contained in the new Chapter 2.50; amending Sections 1.24.020, 15.04.040, 15.08.010, 15.28.040, 15.44.050, and 17.08.080 to replace references to the Building Codes Administrator with the newly created position of Chief Building Officer.  
**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.
- O.** Human Resources Director requests adoption of a resolution regarding the following actions relating to the Building Inspection Division of the Conservation, Development and Planning Department, effective April 19, 2005:
1. Amend the Departmental Allocation List to delete one (1) (Management) Building Codes Administrator and add one (1) (Management) Chief Building Official;
  2. Amend the Table and Index to delete Building Codes Administrator and add Chief Building Official; and
  3. Amend the appropriate policies to delete Building Codes Administrator and add Chief Building Official.

- P.** Human Resources Director requests the following in connection with management equity adjustments:
1. Adoption of a resolution, effective January 1, 2005, approving equity adjustments for certain unrepresented employees using the same formula established and agreed to during the most recent negotiations between the County and SEIU, Local 614; and
  2. Adoption of a resolution amending the Table and Index of classes for an Attorney III in County Counsel, effective January 1, 2005.
- Q.** Information Technology Services (ITS) Director requests approval of Budget Transfer No. 78 increasing appropriations in the ITS fixed asset account in the amount of \$76,000 with offsetting revenues from the ITS State/county property tax administration account and establishment of a fixed asset in the amount of \$76,450 for the purchase of a Storage Area Network (SAN) to provide data storage for the property tax system departments. (4/5 vote required)
- R.** County Executive Officer requests adoption of a resolution appointing the Information Technology Services Director to serve as the Napa County HIPAA Security Officer, effective April 19, 2005.
- S.** County Executive Officer requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6371 with the County of Sonoma increasing the amount by \$10,337 for a new maximum of \$221,111 to fully implement Projects CHOICE and DEVELOP for people with disabilities seeking employment.
- T.** County Executive Officer requests the appointment of Carolyn Wrage to serve on the Board of Directors of the Agency on Aging Serving Napa and Solano Counties representing Supervisorial District #1 with the term of office to commence immediately and expire July 1, 2006.
- U.** County Executive Officer requests authorization to travel out of state to attend the ICMA "Leading and Succeeding in Information Technology" Conference in Virginia Beach, Virginia, from May 4 - May 6, 2005.
- V.** County Executive Officer/Purchasing Agent requests the following (4/5 vote required):
1. Declare certain items of personal property as surplus and no longer required for public use; and
  2. Authorize the Purchasing Agent to dispose of these items of personal property by donating them to the Napa Junction Elementary School.
- W.** Approve minutes of the meetings held March 1, 8 and 15, 2005.

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

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

**B. 9:05 AM**

County Executive Officer recommends that the Board receive a joint presentation by the Napa Valley Conference & Visitors Bureau (CVB) and the Napa Valley Economic Development Corporation (NVEDC).

**C. 9:30 AM**

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

**D. 10:00 AM**

County Executive Officer requests that the Board hold a Fiscal Year 2005-2006 Budget Study Session to receive an update and possibly provide direction to staff regarding a number of budget issues, including:

1. The use of Measure V (increased Transient Occupancy Tax) revenues;
2. Potential fee increases for the property departments (Conservation, Development and Planning, Public Works, Environmental Management);
3. Suspension of State mandates; and
4. Possible reduction in grant funding for certain programs.

**E. 1:30 PM**

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

**F. 2:30 PM**

Discussion and possible direction regarding the development of a balloon launching facility on County owned property adjacent to the Roads Division Corporation Yard on Silverado Trail in Yountville. (Supervisor Luce)

## 9. ADMINISTRATIVE ITEMS

### Public Safety

- A. Discussion and possible direction regarding enforcement efforts of Megan's Law.  
(Supervisor Moskowitz)

### General Admin & Finance

- B. County Counsel requests adoption of a resolution amending the contract forms for Type H, Type E and Type A Agricultural (Williamson Act) Preserve Contracts.
- C. County Executive Officer requests appointment/reappointment of applicants from each of the following categories to the Mental Health Board with terms commencing immediately and expiring as indicated.

#### Consumer, Term Expires 01-01-08

Marian Johnson\*\*

#### Family Member of Consumer, Term Expires 01-01-08 (Two Positions)

Anita Catlin\*\*

Russell Burr\*\*

Linda Mallett

#### Interested and Concerned Citizen, Term Expires 01-01-08 (Two Positions), Term Expires 01-01-06 (One Position)

Dorothy Hansen\*\*

Linda Mallett\*

Dennis Craig Simpson\*

\* Recommended by the Mental Health Board

\*\* Incumbent and recommended by the Mental Health Board

- D. First reading and intention to adopt an ordinance amending Sections 2.100.235 and 2.100.340 of the Napa County Code Relating to Administrative Leaves of Absence and Salary on Promotion.  
**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.
- E. First reading and intention to adopt an ordinance adding a new Chapter 1.30 to Title 1 of the Napa County Code Providing for the Indemnification of the County for Land Use Approvals.  
**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.

**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, APRIL 26, 2005  
AT 9:00 A.M.**