



AGENDA

NAPA COUNTY BOARD OF SUPERVISORS

Tuesday April 26, 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

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

A. Presentation of a proclamation declaring May, 2005 as "Older Americans Month" in Napa County.

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 HEADS' REPORTS AND ANNOUNCEMENTS**

6. **CONSENT ITEMS**

Public Safety

- A. Sheriff requests approval of the following items related to the establishment of a fixed asset and purchase of one protective bomb suit for the Hazardous Device Team:
1. Approval of Budget Transfer No. 79 transferring \$17,607 within the Sheriff's budget and establishing a fixed asset in the amount of \$17,607; (4/5 vote required) and
 2. A waiver of competitive bidding requirements and sole source award to Med-Eng Systems, Inc. of Ottawa, Ontario, Canada for a total of \$17,607 pursuant to County Ordinance Code 2.36.090.

Human Services

- B. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following agreements with the California Department of Mental Health:
1. Renewal of Agreement No. 3315 for the term July 1, 2003 through June 30, 2004 establishing the County's mental health services performance contract for Fiscal Year 2003-2004;
 2. Renewal of Agreement No. 3315 for the term July 1, 2004 through June 30, 2005 establishing the County's mental health services performance contract for Fiscal Year 2004-2005; and
 3. Amendment No. 1 to Agreement No. 4028 increasing the amount by \$33,077 for a new maximum of \$725,613 for the Napa County Mental Health Managed Care Program.

- C. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 4000 with Community Resources for Children increasing the amount by \$98,730 for a new maximum of \$521,730 to administer and make direct payments to child care service providers for Fiscal Year 2004-2005.
- D. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 4455 with P.R. Resources, Inc., dba MedSource Consultants (formerly dba Psychiatric Resources) increasing the amount by \$4,000 for a new maximum of \$24,000, incorporating agency-wide changes to the General Terms and Conditions, and revising the Scope of Work to provide permanent placement services for vacant staff psychiatrist positions in the mental health program.
- E. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 6221 with Charles Taylor, Ph.D., increasing the amount by \$8,040 for a new maximum of \$15,000 to provide psychological assessments.
- F. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 6281 with Napa Valley College extending the term through September 30, 2005 to provide small business plan development training for clients participating in the INCLUSION Program.
- G. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6321 with Frieda Weinstein, MFT, increasing the amount by \$7,000 for a new maximum of \$12,000 to provide services in the Mental Health Outpatient Managed Care Program.
- H. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following two Memoranda of Understandings with the Napa County Office of Education:
1. A Memorandum of Understanding for the term January 3, 2005 through June 30, 2005 setting forth funding requirements for Assembly Bill 3632 mental health services; and
 2. A Memorandum of Understanding for the term July 1, 2005 through June 30, 2008 for participation in a grant submitted by the Napa County Office of Education to the Drug Free Communities Support Program for operation of the CATALYST Project.
- I. Director of Health and Human Services requests approval of Budget Transfer No. 77 transferring \$11,629 from Special Department Expense to Equipment in the Public Health budget and establishment of two fixed assets in the amount of \$11,629 for the purchase of two 7 x 14 trailers. (4/5 vote required)

Community Resources & Infrastructure

- J.** Director of Conservation, Development and Planning requests approval of and authorization for the Chair to sign an agreement with BMI Imaging Systems for a maximum of \$21,460 for the term April 26, 2005 through June 30, 2005 to scan/image all documents and maps for nonresidential permits.
- K.** Director of Public Works requests the Board grant an easement to the Napa Sanitation District across a portion of the County's maintenance yard located at 933 Water Street (Assessor's Parcel No. 003-242-003) to facilitate utility relocations required by the Napa River/Napa Creek Flood Protection Project, and authorize the Director of Public works to sign the necessary Easement Deed and any related documents.
- L.** 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 02-06, "Napa County Airport 2003 Airport Expansion Project."
- M.** Director of Public Works requests approval of plans and specifications for the "Napa County Airport Apron Rehabilitation Phase I and Taxiway Development Area Project," PW 05-01, 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.
- N.** Director of Public Works requests approval of partial release of retention for the "Napa County Sheriff Facility Project," PW 01-26, to McCrary Construction Company of Belmont, California, pursuant to Section 7107 of the Public Contract Code.
- O.** Director of Public Works requests adoption of a change order authorizing construction contract changes for the "Cuttings Wharf Road Class 2 Bike Lane Project, Segment 3," RDS 05-07, in accordance with Public Contract Code Section 20136(c) to deal with unexpected circumstances for an amount not to exceed \$29,000. (2/3 vote required)

General Admin & Finance

- P.** Auditor-Controller requests authorization for out of state travel for Auditor-Controller Pamela Kindig to attend the annual Government Finance Officers Association (GFOA) Conference in San Antonio, Texas, from June 24 - June 30, 2005.

- Q.** County Counsel requests the following as they relate to Administrative Leaves of Absence and Salary on Promotion:
1. Second reading and adoption of an ordinance amending Sections 2.100.235 and 2.100.340 of the Napa County Code; and
 2. Adoption of a resolution to revise Part I, Section 37 of the County Policy Manual.
- R.** County Counsel requests adoption of a resolution adopting an amended and restated 457 Deferred Compensation Plan and Trust/Custodial Document to incorporate minor technical changes.
- S.** County Counsel requests authorization for Clerk of the Board to execute memorandum by which the Board opts out of participating in the issuance of California School Cash Reserve Program Authority 2005 Pooled Tax Revenue Anticipation Notes ("TRANS"), and allows Calistoga Joint Unified, Napa Valley Unified and St. Helena Unified School Districts to issues TRANS on their own behalf.
- T.** Human Resources Director requests adoption of a resolution amending the Departmental Allocation List in the Sheriff's Department to delete one (1) Legal Clerk II and add one (1) Evidence Technician, effective May 7, 2005.
- U.** Local Enforcement Agency Manager requests adoption of a resolution authorizing application to the California Integrated Waste Management Board for a solid waste Local Enforcement Agency Grant in the amount of \$18,000, and authorization for the Assistant County Executive Officer to execute the required documents.
- V.** County Executive Officer requests approval of the amended County Travel Policy, effective May 1, 2005.
- W.** County Executive Officer and Director of Compliance request acceptance of the Compliance Program Quarterly Report for the period ending March 31, 2005.

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

8. SET MATTERS OR PUBLIC HEARINGS

A. 9:15 AM

Napa County Commission on Aging to present its annual report.

B. 9:45 AM PUBLIC HEARING

First and final reading and adoption of technical cleanup ordinance to:

1. Eliminate the Zoning Administrator as the decision maker on use permits in the Industrial Park Zoning District to be consistent with previous ordinances;
2. To reflect the change in title from "Fire Warden" to "Fire Chief"; and
3. To delete "overlay" in lieu of the more correct wording of "combination" district.

C. 9:45 AM PUBLIC HEARING

First and final reading and adoption of an ordinance implementing process improvements for various procedural and administrative practices designated in the Napa County Code, including political signs, parcel design, fences, entry structures, parking requirements, certificates of extent of legal nonconformities, and expiration of site plan approvals.

D. 9:45 AM PUBLIC HEARING

First and final reading and adoption of an ordinance proposing certain procedural changes to the Conservation Regulations for:

1. Replacing structural erosion control plans (ECPS) with the more comprehensive National Pollution Discharge Elimination System (NPDES) stormwater erosion controls plans;
2. Making the process for requesting allowance to grade in the winter shutdown period consistent between sensitive domestic water supply drainage and other watersheds;
3. Correcting various typographical and technical errors; and
4. Amending certain other sections to improve clarity and processing of erosion control applications.

E. 10:30 AM

Recess to the In-Home Supportive Services (IHSS) Public Authority of Napa County special meeting (See IHSS Agenda).

9. ADMINISTRATIVE ITEMS**10. LEGISLATIVE ITEMS**

- A. Discussion and possible action concerning any and all issues related to Regional Housing Needs Allocations. (Unanimous vote of the Board members present required)

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

A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957)

Title: Director of Environmental Management

B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9(a))

Name of case: Bart Properties, Inc. v. Napa County (Napa County Superior Court Case No. 26-27921)

C. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9:
(One case)

15. ADJOURNMENT

**ADJOURN TO BOARD OF SUPERVISORS' REGULAR MEETING, TUESDAY, MAY 03, 2005
AT 9:00 A.M.**