



A Tradition of Stewardship
A Commitment to Service

AGENDA

NAPA COUNTY BOARD OF SUPERVISORS

Tuesday April 04, 2017 9:00 A.M.

Brad Wagenknecht
District 1

Ryan Gregory
District 2

Diane Dillon
District 3

Alfredo Pedroza
District 4

Belia Ramos
District 5

Leanne Link
County Executive Officer

Gladys I. Coil, CCB
Clerk of the Board

Minh Tran
County Counsel

GENERAL INFORMATION

The Board of Supervisors meets as specified in its adopted annual calendar on Tuesdays 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**

A. Clerk of the Board requests approval of minutes from the meetings of:

1. March 7, 2017 (all Members were present); and
2. March 13, 2017 (Supervisor Belia Ramos arrived during Item 9A*).

*Excused members will be recorded as abstained unless member indicates otherwise.

4. PRESENTATIONS AND COMMENDATIONS

- A. Presentation of a proclamation to Joelle Gallagher, Executive Director of the Cope Family Center, declaring April 2017 as Child Abuse Prevention Awareness Month in Napa County.
- B. Presentation of a proclamation to Olivia Everett Dodd, President and CEO of Arts Council Napa Valley, declaring April 2017 as Napa Valley Arts Month in Napa County.
- C. Director of Human Resources to introduce new County employees.

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 Amendment No. 1 to Agreement No. 170629B with Securus Technologies extending the term to March 31, 2018 to provide telephone services to inmates of the Napa County Department of Corrections and wards of Juvenile Hall.
- B. Sheriff requests approval of and authorization for the Chair to sign the renewal of Revenue Agreement No. 7758 with the Napa County Office of Education for a maximum of \$111,780 for the school year term August 16, 2017 through June 7, 2018 to fund a Deputy Sheriff assigned to expand campus safety at the Juvenile Court and Community Schools.

- C. Sheriff requests approval of Budget Transfer No. SHE003 increasing appropriations in the Sheriff's Operations budget with offsetting revenues from the Asset Forfeitures Special Revenue Fund budget in the amount of \$13,715 and establishment of a capital asset in the amount of \$13,715 for the purchase of an InFocus MonodoPad Smart Board for use by law enforcement staff and First Responders. (4/5 vote required)

Human Services

- D. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 6 to Agreement No. 6670 with Cerner Corporation increasing the amount by \$37,864 for a new maximum of \$736,607 to incorporate the Cerner Sales Orders dated January 31, 2017 for the purchase of sublicenses and maintenance and the addition of concurrent users and the purchase of licenses for the Doctor's Home Page and to provide a credit for services not performed and to reinstate monthly fees to provide software support in order to accommodate the increased staffing for the Crisis Stabilization Unit implementation and integration of Community Based Organizations.
- E. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with Aldea, Inc. for a maximum of \$107,162 for the term December 1, 2016 through September 30, 2017 to provide First Episode Psychosis treatment to Napa County residents ages 12 through 28 years of age.
- F. Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of a revenue agreement with the California Department of Public Health extending the term for one year through June 30, 2019 for the AIDS Drug Assistance Program (ADAP).

Community Resources & Infrastructure

- G. Director of Library Services and Community Outreach requests authorization to waive up to \$10 in past overdue fines for adults, children and teens who sign up for the Summer Reading Program of 2017.
- H. Director of Planning, Building and Environmental Services requests adoption of a resolution authorizing the following:
1. Submittal of an application to the Department of Resources Recycling and Recovery for a solid waste Local Enforcement Agency Grant in the amount of \$18,700 for Fiscal Year 2017-2018; and
 2. Execution of the necessary grant documents by the Director or Assistant Director for Planning, Building, and Environmental Services Department.

- I. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No.1 to Agreement No. 8432 with Shah Kawasaki Architects increasing the amount by \$5,000 for a new maximum of \$126,678 and amending the scope of work for additional geotechnical inspection and testing for the construction of the Capell Valley Fire Station 214, Berryessa Highlands project PW 14-27.
- J. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 160045B-16 with DBL, 112 LLC, related to the leases of buildings 2747 and 2731 Napa Valley Corporate Drive (formerly known as Buildings 1A and 3) at the County's South Campus, authorizing the Lessee to make required improvements to the electrical panel serving leased and County occupied buildings, allowing for the reimbursement to the County of electrical costs incurred since the commencement of the lease and incorporating additional areas into the lease agreement.
- K. Director of Public Works requests the following actions associated with the MST Recycled Water Pipeline Expansion project:
1. Approval of and authorization for the Chair to sign Amendment No. 1 to Agreement 160113B-16 with Napa Sanitation District increasing the amount by \$2,050,000 for a new maximum of \$2,190,000 and amending the scope of work to include construction of the project; and
 2. Approval of Budget Transfer No. DPW020 appropriating \$2,050,000 in the Community Facilities District-MST Capital Improvement Project budget (Program #05001-MST Reclaim Water) with offsetting revenues from a State Revolving Fund Loan for construction of the Project. (4/5 vote required)
- L. Director of Public Works requests approval of and authorization for the Chair to sign a Space License Agreement with the City of Napa, for use of the Sullivan Lot as requested by the Napa Police Department, with no license fee, for the term starting at 6:00 PM (1800 hours), Friday, May 26, 2017 to 3:00 AM (0300 hours), Monday, May 29, 2017.
- M. Director of Public Works requests the following actions related to maintenance services for the Vine Trail, in the recently completed section between Yountville and Napa in the unincorporated area:
1. Approval of and authorization for the Chair to sign a Funding Agreement with the Napa Valley Vine Trail Coalition (NVVTC) for an annual maximum contribution not to exceed \$19,200 from NVVTC to the County for the term April 17, 2017 through June 30, 2017, with automatic renewal at the end of each fiscal year for additional 10 years, toward the cost of providing Vine Trail maintenance services; and
 2. Approval of and authorization for the Chair to sign an agreement with Coast Landscape Management, Inc., for an annual maximum of \$38,400 for the term April 17, 2017 through June 30, 2020, with an option to extend the agreement for two (2) additional one-year terms, for providing the Vine Trail maintenance services.

- N.** Director of Public Works requests approval of and authorization for the Chair to sign an agreement with WRECO for a maximum of \$300,000 per fiscal year for the term April 4, 2017 through June 30, 2017 with an automatic annual one year renewal provision, up to 5 additional years, to provide on-call engineering support services and staff augmentation for the Storm 2017 projects.
- O.** Director of Public Works requests the following actions for the "Napa County Re-entry Facility Project," PW 17-100:
1. Award of a construction contract to Vila Construction Co. of Richmond, California, for their low base bid of \$16,084,824 and authorization for the Chair to sign the construction contract contingent upon the State's approval of the contract award;
 2. Approval of the cancelation of the Designation for Capital Replacement (Jail Commitment) within the Accumulated Capital Outlay (ACO) Fund in the amount of \$5,853,000 in order to increase the available fund balance within the ACO Fund(4/5 vote required); and
 3. Approval of Budget Transfer No. DPW021 to fund the Re-Entry Facility Project and the Jail Replacement Project (4/5 vote required):
 - a. Increase appropriation by \$810,000 in the Courthouse Construction Sub-Division offset by the use of its available fund balance;
 - b. Increase revenue and appropriation by \$810,000 in the Re-Entry Facility Project (Program 14021) budget offset by the transfer from the Courthouse Construction Sub-Division;
 - c. Increase appropriation by \$5,853,000 in the in the ACO Sub-Division offset by the use of ACO available fund balance; and
 - d. Increase revenue and appropriation by \$5,853,000 in the Jail Replacement Project (Program 13025) budget offset by the transfer from the ACO Sub-Division.
- P.** Director of Public Works requests the following related to the use of a portion of County owned property for the septic system supporting the Soda Canyon Store:
1. That the Board find, pursuant to California Government Code section 25526.5, that the area proposed to be granted as an easement to benefit APN 039-140-020 (Soda Canyon Store) is no longer necessary for County purposes and the estimated value of the easement does not exceed twenty-five thousand dollars (\$25,000); and
 2. Authorization for the Chair to sign a Grant of Easement Deed for leach field purposes to benefit APN 039-140-020 (Soda Canyon Store) over and across a portion of the Lands of Napa County (being excess right of way abandoned by Resolution 2012-85).
- Q.** Director of Public Works requests adoption of a resolution regulating parking of County owned parking lots for the special event known as Bottle Rock, May 26 - May 29, 2017.

General Admin & Finance

- R. Director of Human Resources requests adoption of a resolution regarding an application for industrial disability retirement determining that an employee in the District Attorney's Office is substantially incapacitated within the meaning of the California Public Employees' Retirement Law for performance of her duties and eligible for advanced disability pension payments, effective March 7, 2017.
- S. County Executive Officer/Purchasing Agent and Director of Public Works request the following:
1. Declare certain capital asset vehicles and equipment as surplus and no longer required for public use;
 2. Authorize the Auditor-Controller to remove these surplus assets from the capital asset listing; and
 3. Authorize the sale of capital asset surplus vehicles and equipment at public auction (4/5 vote required).
- T. County Executive Officer requests approval of and authorization for the Chair to sign an agreement with Kristin Lowell, Inc., for a maximum of \$11,200 for the term April 4, 2017 through June 30, 2018 to assist the County in updating their database of existing planted vineyard acreage within the County Service Area #4, conduct a Prop 218 ballot initiative and submit the assessment rolls to the County Auditor's office prior to August 1, 2017.
- U. County Executive Officer requests approval of and authorization for the Chair to sign the following agreements relating to Conflict Public Defender services for the term May 1, 2017 through June 30, 2018, with automatic on-year renewals unless terminated earlier:
1. An agreement with the Maas Law Offices for a maximum base compensation amount of \$126,723.52 for the initial fourteen month term, plus a CPI increase of between 2.5 percent and 5 percent per Fiscal Year, plus additional fees for providing legal representation in murder cases; and
 2. An agreement with Douglas Pharr for a maximum base compensation amount of \$126,723.52 for the initial fourteen month term, plus a CPI increase of between 2.5 percent and 5 percent per Fiscal Year, plus additional fees for providing legal representation in murder cases.
- V. County Executive Officer requests approval of and authorization for the Chair to sign an agreement with Roger Schwarz & Associates, Inc. for a maximum of \$70,050 for the term April 4, 2017 through June 30, 2017 for a Mutual Learning® training program for County staff.

- W.** County Executive Officer requests reappointment of the following applicant to serve on the Emergency Medical Care Committee (EMCC) representing Public Member with the term of office to commence immediately and expire January 31, 2020.

<u>Name</u>	<u>Representing</u>
Charles R. Burton	Public Member

- X.** County Executive Officer requests confirmation of the previous reappointments of the following members of the Napa County Law Library Board of Trustees, made at the January 31, 2017 Board of Supervisors meeting, with terms of office expiring on December 31, 2017 per *Business and Professions Code Section 6301*.

<u>Name</u>	<u>District</u>	<u>Representing</u>
Richard D. Feldstein	2	Trustee for the Chair of the Board of Supervisors
James V. Jones	4	Trustee for the Bar Association

- Y.** County Executive Officer requests approval of the following recommended Resource Conservation District appointment to the Watershed Information and Conservation Council as a member with the term of office to commence immediately and expire August 2018.

<u>Name</u>	<u>Representing</u>	<u>Term of Office</u>
Bill Pramuk	Resource Conservation District	August 2018

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. 9:15 AM

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

C. 9:15 AM

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

D. 9:20 AM

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

E. 9:25 AM

Napa County Child Abuse Prevention Council (CAPC) to present their annual report for Fiscal Year 2015-2016, and a report on the status of children and families in the community.

F. 9:30 AM PUBLIC HEARING

Consideration and possible action regarding an appeal filed by Silverado B/C Condominiums to a July 20, 2016 decision by the Planning, Building and Environmental Services Director to approve Silverado Resort and Spa Building Permit No. B16-00517 for modifying and remodeling the Mansion Gardens located at 1600 Atlas Peak Road, Napa, California (Assessor's Parcel No. 060-010-001-000).

ENVIRONMENTAL DETERMINATION: Consideration and possible adoption of a Statutory Exemption: Issuance of building permits are exempt from the California Environmental Quality Act pursuant to 14 CCR §15268(b)(1), Ministerial Projects – Issuance of building permits; see also Napa County's Local Procedures for Implementing the California Environmental Quality Act, Section 503.

(CONTINUED FROM OCTOBER 4, 2016 AND JANUARY 24, 2017; APPELLANT REQUESTS WITHDRAWAL OF THE APPEAL)

G. 10:45 AM

Director of Health and Human Services to present an update on the redesign of the housing and homeless services system and the Whole Person Care Pilot.

H. 11:15 AM PUBLIC HEARING

First reading and intention to adopt an ordinance amending Sections 18.08.040, 18.16.030, 18.20.030, 18.64.030, and 18.104.220 of Title 18 (Zoning) of the Napa County Code regarding the definition of agriculture.

ENVIRONMENTAL DETERMINATION: The proposed amendment is consistent with the 2008 General Plan as adopted by the Napa County Board of Supervisors, and is consistent with the Environmental Impact Report as certified by the Board for the General Plan. Therefore, pursuant to 14 California Code of Regulations (State California Environmental Quality Act (CEQA) Guidelines), Section 15183 (Projects Consistent with a Community Plan, General Plan, or Zoning), no additional environmental review is required and CEQA is not applicable.

(CONTINUED FROM MARCH 21, 2017)

I. 1:30 PM

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

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

A. County Executive Officer, Director of Corrections, Chief Probation Officer, and Director of Public Works request the following actions regarding the construction of a new jail and re-entry facility located at 2300 Napa Vallejo Highway:

1. Discussion of status of activities to date;
2. Adoption of a resolution assuring funding is available and compatible with State's lease revenue bond financing; and
3. Approval to submit the SB 844 and SB 863 documentation for \$22.8 million in funds to construct Phase 1 Core Jail and Treatment Facility.

ENVIRONMENTAL DETERMINATION: The proposed action is **not a project** as defined in Section 15378 of the CEQA Guidelines, which define a project as an action which has the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change. A Final EIR was prepared and certified by the Board of Supervisors on February 11, 2014 for the Napa County Jail Project (SCH#2013012072). The Final EIR analyzed the potential impacts resulting from the General Plan Amendment and was prepared in accordance with CEQA, the State CEQA Guidelines and the County's Local Procedures for Implementing CEQA. No further environmental review is necessary.

B. County Executive Officer and Director of Planning, Building and Environmental Services request appointment of two members from the Board to participate with the City of Napa, City of Calistoga, City of St. Helena, Town of Yountville and City of American Canyon in discussions regarding Countywide perspectives based on passage of the Adult Use of Marijuana Act (Proposition 64). (Supervisor Gregory)

C. County Executive Officer requests that the Board:

1. Review and accept the Fiscal Year 2016-17 Fiscal Review; and
2. Approve Budget Transfer No. CEO014 making budget adjustments in a number of departments to provide sufficient appropriation authority for expenditures through the end of the fiscal year and establishing two capital assets. (4/5 vote required)

D. 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 an alternate member for a four-year term of office to commence May 7, 2017 and expire May 3, 2021.

E. County Executive Officer requests the following actions regarding the Napa County Local Food Advisory Council:

1. Appointment of the following applicants with the terms of office to commence immediately and expire as listed below:

<u>Name</u>	<u>District</u>	<u>Representing</u>	<u>Expiring Term</u>
Jennifer Palmer	1	City of Napa	Jan 31, 2021
Elizabeth Palmer	3	Town of Yountville	Feb 17, 2021
Victoria Bartelt*	4	Agriculture and/or Marketing and/or Distribution of Agriculture Products	Jan 17, 2021
Angela Baxter	3	Public Health and Nutrition, Education and/or Institutions	Jan 17, 2021
Brian Henricksen	4	Public Health and Nutrition, Education and/or Institutions	Jan 17, 2021

*Incumbent

2. Appointment of one of the following applicants with the term of office to commence immediately and expire January 15, 2019:

<u>Name</u>	<u>District</u>	<u>Representing</u>
David Layland	1	Community at Large
Elizabeth Skylar	1	Community at Large

11. LEGISLATIVE ITEMS

- A.** County Executive Officer on behalf of the Legislative Subcommittee seeks approval of and authorization for the Chair to communicate to the Legislature and pertinent parties support for SB 135 (Dodd), a bill that would require the State Board of Education to ensure that media literacy is integrated into social science curricula. (Unanimous vote required)

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

Initiation of litigation pursuant to Government Code Section 54956.9(d)(4): (3 cases)

B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): (2 cases)

C. CONFERENCE WITH LABOR NEGOTIATOR (Government Code Section 54957.6)

Agency Designated Representatives: Heather Ruiz, Human Resources Director

Employee Organization: SEIU Local 1021 - NAPE (Public Services Employee Unit and Supervisory Unit of the County of Napa)

16. ADJOURNMENT

ADJOURN TO THE BOARD OF SUPERVISORS SPECIAL MEETING, TUESDAY, APRIL 11, 2017 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 MARCH 31, 2017 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