



AGENDA

NAPA COUNTY BOARD OF SUPERVISORS

Tuesday June 13, 2006 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, CMC
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**
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**

Law & Justice

- A. Chief Probation Officer requests approval of and authorization for the Chair to sign the renewal of Agreement No. 4802 with Isadora Asch for a maximum of \$35,520 for the term July 1, 2006 through June 30, 2007 for Peer Court Services.

Public Safety

- B. County Fire Chief requests approval of and authorization for the Chair to sign a revenue agreement with the California Department of Veterans Affairs for a maximum of \$1,525,322 for the term July 1, 2006 through June 30, 2009 for provision of fire protection services by the County of Napa.

Human Services

- C. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 2100 with Aldea, Inc., decreasing the amount by \$24,960 for a new maximum of \$23,530, eliminating the portion of the agreement concerning the Child Abuse Prevention, Intervention and Treatment (CAPIT) Program, and revising the Scope of Work to include performance measures in the contractor's agreement to provide therapeutic services to clients in the Child Welfare Services Program.
- D. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6127 with Interpreting and Consulting Services, Inc., decreasing the amount by \$800 for a new maximum of \$10,000, incorporating Agency-wide changes to the General Terms and Conditions, and revising the Scope of Work to include performance measures in the contractor's agreement to provide American Sign Language services to clients of the Child Welfare Services Program.

- E. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6603 with the Loyd Wolfe Juvenile Justice Network, Inc., increasing the amount by \$53,090 for a new maximum of \$101,285, revising the Scope of Work to include language regarding the provision of services for the entire fiscal year and the development of Memoranda of Understanding with school site personnel and the Napa County Office of Education, and incorporating a Logic Model for school-based prevention services.
- F. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement (formerly AUD No. 5689) with Christine Marquis, dba Precious Cargo, increasing the amount by \$9,500 for a new maximum of \$23,500 to provide education, demonstration and proper installation regarding child passenger restraint systems.
- G. Director of Health and Human Services requests approval of and authorization for the Chair to sign a revenue agreement with the Napa County Office of Education for a maximum of \$40,000 for the term October 1, 2005 through September 30, 2010, setting forth funding requirements for the Catalyst Grant.
- H. Director of Health and Human Services requests approval to increase the Public Guardian/Public Conservator's imprest cash fund from \$500 to \$1,000.

Community Resources & Infrastructure

- I. Acting Director of Environmental Management requests approval of and authorization for the Chair sign a letter authorizing the Upper Valley Waste Management Agency to submit on behalf of Napa County a regional household hazardous waste grant application to the California Integrated Waste Management Board.
- J. Director of Public Works/Aviation requests authorization for the Chair to sign a Certificate of Acceptance of an Avigation and Hazard Easement Deed from Angam III, LLC. (Assessor's Parcel No. 057-090-078)
- K. Director of Public Works/Aviation requests the following actions concerning County Service Area No. 3:
 - 1. Acceptance of the Fiscal Year 2006-2007 proposed budget for County Service Area No. 3 with a total appropriation of \$284,502;
 - 2. Adoption of a resolution approving a service plan for County Service Area No. 3 in accordance with Chapter 3.10 of the Napa County Code;
 - 3. Adoption of a resolution declaring the Board's intent to levy assessments for County Service Area No. 3 for streetside landscaping, street and highway lighting, street sweeping, and structural fire protection services pursuant to the Engineer's Report and setting a public hearing to consider any protests with respect to the assessments and the Engineer's Report;
 - 4. Set a Public Hearing for August 1, 2006 at 9:00 A.M. to hear protests to the proposed assessments;

5. Direct the Clerk of the Board to comply with the requirements of Article XIII D of the California Constitution with respect to the public notice requirements for the proposed assessments within County Service Area No. 3; and
6. Designate Wanda Kennedy, Airport Manager, as the person to answer questions regarding the assessments and protest proceedings.

General Admin & Finance

- L. Assessor-Recorder-County Clerk requests adoption of a resolution approving an application for funds under the Help America Vote Act of 2002 section 303-Statewide Voter Registration Database and appointing the Assessor-Recorder-County Clerk as ex-officio Registrar of Voters as an agent to sign contract for funds.
- M. Human Resources Director requests adoption of a resolution amending the Departmental Allocation List for Public Works-Engineering with regards to adding one (1) Public Works Accounting Assistant Limited Term position through August 12, 2006, effective June 13, 2006.
- N. Human Resources Director requests adoption of Retirement Resolution No. 06-99 for Katherine Lee, Library Assistant II, in recognition of over 10 years of service.
- O. County Executive Officer requests the following actions concerning County Service Area No. 4:
 1. Acceptance of the Fiscal Year 2006-2007 proposed budget for County Service Area No. 4 with a total appropriation of \$441,880;
 2. Adoption of a resolution accepting the filing of the Engineers' Report for County Service Area No. 4 and setting a public hearing on the Engineer's Report and the proposed levy of assessments;
 3. Set a Public Hearing for August 1, 2006 at 9:00 A.M. on the Engineer's Report and protests to the proposed assessments;
 4. Direct the Clerk of the Board to comply with the requirements of Napa County Code Section 3.12.040(B) with respect to notice requirements for the proposed assessment; and
 5. Designate Margaret Woodbury, Chief Deputy County Counsel, as the person to answer questions regarding the assessments and protest proceedings.
- P. County Executive Officer requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 01 (IHSS) with the In-Home Supportive Services Public Authority of Napa County (PA) at a rate based on actual costs, or whichever method is ordinarily used by County to charge County departments, not to exceed the appropriation reflected in the approved PA budget, for the provision of staffing services.
- Q. County Executive Officer requests adoption of a resolution authorizing submittal of one application to the California State Association of Counties annual Challenge Awards Program.

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

8. 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. 9:00 AM

Recess to the Monticello Public Cemetery District (MPCD) meeting (See MPCD Agenda).

E. 9:15 AM

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

F. 9:30 AM PUBLIC HEARING

Director of Conservation, Development, and Planning requests the following actions as recommended by the Napa County Parks and Open Space Advisory Committee:

1. Conduct a public hearing on initiating proceedings for the formation of the Napa County Regional Park and Open Space District;
2. At the close of the public hearing, find that the formation of the Napa County Regional Park and Open Space District is not a project as defined by 14 California Code of Regulations 15378 (b) (5) (State CEQA Guidelines) and therefore CEQA is not applicable;
3. Adoption of Resolution No. 06-110 initiating proceedings for the formation of the Napa County Regional Park and Open Space District;
4. Adoption of Resolution No. 06-111 calling for an election pursuant to Public Resources Code Section 5514; and
5. Direct staff to publish all notices and prepare all materials necessary to implement these two resolutions.

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (b) (5) (State CEQA Guidelines) and therefore CEQA is not applicable.

G. 10:15 AM

County Counsel requests consideration and possible adoption of a resolution containing Findings of Fact and Decision on Appeal denying the appeal filed by attorney James Rose on behalf of Lucia Abreu Vineyard, Howell Mountain, LLC to a decision by the Conservation, Development and Planning Commission on December 7, 2005, to approve Marc and Janice Mondavi's Rocky Ridge Winery Use Permit Application No. P05-0056-UP to: (1) construct a new 35,000 gallon per year winery and associated improvements including a new, two story 17,130 sq. ft. winery production facility (crushing, fermentation, barrel aging and storage, bottling, case good storage, administrative offices and laboratory); a cave; outdoor crush and grape delivery pad; five employees; parking; tours and tasting by appointment; retail wine sales by appointment; a marketing plan; an on-site wastewater system; and (2) allow an exception to the County's Conservation Regulations (Section 18.108.027 (B)) to allow retention of less than the minimum of 60% tree canopy and 40% brush/grass cover existing on the parcel as it was configured on June 16, 1993, on a 20.65 acre parcel on the north side of Las Posadas Road, approximately 1/2 mile west of its intersection with Cold Springs Road and located at 383 Las Posadas Road, Angwin, APN 024-300-065. The project is located within an Agricultural Watershed: Airport Compatibility Overlay (AW:AC) zoning district and is designated in the General Plan as Agriculture, Watershed and Open Space (AWOS).

ENVIRONMENTAL DETERMINATION: Mitigated Negative Declaration prepared. According to the Mitigated Negative Declaration, the proposed project may have, if mitigation measures are not included, potentially significant impacts in the following areas: noise and transportation.

H. 10:30 AM PUBLIC HEARING

Continuation of Fiscal Year 2006/2007 Recommended Final Budget Hearings in accordance with the Fiscal Year 2006/2007 Recommended Final Budget Hearing Schedule.

I. 1:30 PM

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

J. 2:00 PM

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

9. ADMINISTRATIVE ITEMS**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

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

Title: Chief Probation Officer

B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of litigation pursuant to subdivision (c) of Government Code Section 54956.9: (One case)

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

Name of case: Melissa Devos, et. al. vs. County of Napa, et. al. (Napa Superior Court Case No. 26-28362)

15. ADJOURNMENT

ADJOURN TO A CONTINUATION OF THE JUNE 13, 2006 BOARD OF SUPERVISORS' REGULAR MEETING TO WEDNESDAY, JUNE 14, 2006 AT 9:00 A.M.