AGENDA

NAPA COUNTY BOARD OF SUPERVISORS

Tuesday       June 4, 2019       9:00 A.M.

Brad Wagenknecht
District 1

Ryan Gregory
District 2

Diane Dillon
District 3

Alfredo Pedraza
District 4

Minh C. Tran
County Executive Officer

Belia Ramos
District 5

Jose Luis Valdez
Clerk of the Board

Jeffrey M. Brax
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

4. PRESENTATIONS AND COMMENDATIONS
   A. Presentation of a Proclamation to Ian Stanley Posadas, Program Director of LGBTQ Connection, declaring June 2019 as LGBTQ Pride Month in Napa County.

   B. Director of Human Resources to introduce new County employees.

5. DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS

6. CONSENT ITEMS

   Law & Justice
   A. Chief Probation Officer requests authorization to close the Adult and Juvenile Probation Department offices on July 24, 2019 from 10:00 am - 2:00 pm to provide staff training and an appreciation lunch recognizing Probation Appreciation Week.

   Public Safety
   B. Sheriff requests approval of and authorization for the Chair to sign Amendment No.16 of a revenue agreement (formerly Agreement No. 3220) with the City of American Canyon in the amount of $6,751,165 for the first term July 1, 2019 through June 30, 2020, with an automatic renewal clause for two additional years, including optional 4th & 5th year terms, for the provision of law enforcement services within the City's municipal boundaries.

   C. Sheriff requests approval of and authorization for the Chair to sign an agreement with Mark A. Clementi, Ph.D., for a maximum of $50,000 for the term July 1, 2019 through June 30, 2020 with the provision of automatic renewal for two additional years, at the same maximum rate, to provide the California Peace Officer Standards Training (POST) mandated pre-employment psychological and arming evaluation services, return to duty/fitness psychological evaluations, and critical incident stress debriefing services.

   Human Services
   D. Director of Health and Human Services requests approval of and authorization for the Chair to sign Renewal Agreement No. 170128B with Panoramic Software Incorporated (Panosoft) for a total contract maximum of $80,000 for the term July 1, 2019 through June 30, 2024 for PG-Pro Web application software and maintenance fees to provide tracking and detailed financial data for Public Guardian clients.
E. Director of Health and Human Services request approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 170281B with Adrienne Fratini, MD, revising the Scope of Work to require preauthorization of services, revising the Compensation to add requirements for timely submission of invoices and amending the terms to enable automatic renewals for each fiscal year with no change to the maximum amount, for the provision of outpatient mental health services.

F. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 170323B with New Connections Communications Services, Inc. to revise the Compensation Exhibit B with no change to the contract maximum for telephone exchange services for the Alcohol and Drug Services and Child Welfare Services divisions.

G. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 170339B (formerly Agreement No. 7075) with Michael Shetka, LCSW, increasing the amount by $15,000 for a new annual maximum of $60,000, revising the Compensation exhibit and the Scope of Work to provide mandated conservatorship investigation services to clients of the Mental Health Program.

H. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 170605B with Aldea, Inc. to update State required Substance Abuse Block Grant provisions (Exhibit D), revise the Contract Administration, revise Special Terms and Conditions to provide school-based prevention services for Napa County adolescents and youth.

I. Director of Health and Human Services requests approval of and authorization for the Chair to sign a revenue agreement with the California Department of Health Care Services for a maximum of $629,592 for the term July 1, 2018 through June 30, 2019 for Community Mental Health Services Block Grant (MHBG) funds to provide mental health services to individuals with serious mental illness and substance abuse issues.

J. Director of Health and Human Services requests approval and authorization for the Chair to sign the following agreements, each for the term July 1, 2019 through June 30, 2020, relating to the award of Tobacco Master Settlement Agreement (MSA) grants:

1. Cope Family Center, Inc. for a maximum of $119,834 for the Home Visitation Program;
2. On the Move, Inc. for a maximum of $57,465 for the VOICES, The TARGET Program;
3. On the Move, Inc. for a maximum of $54,145 for the LGBTQ (Lesbian, Gay, Bisexual, Transgender, Questioning) Safe Schools for All Initiative;
4. Collabria Care for a maximum of $118,956 for the Community Based Health Home Program;
5. Mentis, Inc. for a maximum of $179,751 for the Building Teen Resiliency in our Schools Initiative;
6. Ole Health, Inc. for a maximum of $119,834 for the Nutrition and Health Education Program;
7. Community Health Initiative, Inc. for $100,000 for the Children and Families Health Insurance Access Program; and
8. Community Action Napa Valley, Inc. for $75,000 for the Quit Smoking Program.

K. Director of Health and Human Services requests approval of and authorization for the Chair to sign an Agreement with Marin General Hospital for an annual maximum of $500,000 for the term June 9, 2019 through June 30, 2019 and automatic renewal for four additional fiscal years to provide inpatient psychiatric services to stabilize adult and child clients who are deemed to be an imminent risk to themselves or others or who are gravely disabled because of a mental disorder.
L. Director of Health and Human Services requests adoption of a Resolution delegating signature authority to the Health and Human Services Director, Napa County Public Health Officer and the Emergency Medical Services Administrator to request data from the Centers For Medicare & Medicaid Services to carry out Public Health activities during Public Health emergencies.

Community Resources & Infrastructure

M. Agricultural Commissioner/Sealer of Weights and Measures requests approval of and authorization for the Chair to sign renewals for the following revenue agreements:

1. Agreement No. 170908B with the California Department of Food and Agriculture (CDFA) for a maximum of $914,938 for the term January 1, 2019 through December 31, 2019 for activities related to the European Grapevine Moth (EGVM) detection program.
2. Agreement No. 180095B with CDFA - Division of Measurement Standards for a maximum of $720 for the term July 1, 2019 through June 30, 2020 for activities associated with the initial inspection of assigned junk deal recycle establishments.
3. Agreement No. 180050B with CDFA - Division of Measurement Standards for a maximum of $2,325 for the term July 1, 2019 through June 30, 2020 for the reimbursement of expenditures associated with inspections and sampling petroleum products.

N. Agricultural Commissioner/Sealer of Weights and Measures requests adoption of a resolution providing for the following:

1. Accept the Engineer’s Report for the Napa County Winegrape Pest and Disease Control District for Fiscal Year 2019-20 and the proposed levy of assessment for the district;
2. Set a Public Hearing for June 18, 2019 at 9:00 A.M. to hear protests to the establishment of the proposed assessment;
3. Direct the Clerk of the Board to comply with the requirements of Article XIII D of the California Constitution with respect to notice requirements for the proposed assessment; and
4. Designate County Counsel to answer questions regarding the assessments and protest proceedings.

O. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 180073B with Superior Building Services, Inc. increasing the amount by $24,910 for a new maximum of $86,468 for custodial services at several locations.

P. Director of Public Works requests:

1. Approval of and authorization for the Chair to sign Amendment No. 190236B with ADKO Engineering increasing maximum compensation by $324,053 for a new maximum of $573,000 to complete project design and engineering for eight road repair projects; and
2. Approval of Budget Transfer No. DPW044 for the following (4/5 vote required):
   a. Increase appropriation by $902,353 in the Measure T Non-Operating Special Revenue Fund (SRF) (Fund 2440, Sub-Division 1220053) offset by the use of $441,823 of its available fund balance and remaining $460,530 as soon as next quarterly disbursement becomes available (July, 2019);
   b. Increase appropriation by $130,700 in Berryessa/Knoxville Road-MPM 20.5 to 22 project budget in the Roads CIP budget (Fund 2040, Subdivision 2040500, Program S7107) offset by increase in revenue from the transfer from the Measure T SRF;
c. Increase appropriation by $100,550 in Dry Creek Road-MPM 7.75 project budget in the Roads CIP budget (Program S7402) offset by increase in revenue from the transfer from the Measure T SRF;

d. Increase appropriation by $98,250 in Dry Creek Road-MPM 10.5 project budget in the Roads CIP budget (Program S7313) offset by increase in revenue from the transfer from the Measure T SRF;

e. Increase appropriation by $59,803 in Dry Creek Road-MPM 10.75 project budget in the Roads CIP budget (Program S7105) offset by increase in revenue from the transfer from the Measure T SRF;

f. Increase appropriation by $129,300 in Mt. Veeder Road-MPM 4.75 project budget in the Roads CIP budget (Program S7405) offset by increase in revenue from the transfer from the Measure T SRF;

g. Increase appropriation by $116,300 in Dry Creek Road-MPM 7.51 project budget in the Roads CIP budget (Program S7202) offset by increase in revenue from the transfer from the Measure T SRF;

h. Increase appropriation by $133,150 in Mt. Veeder Road-MPM 4.0 project budget in the Roads CIP budget (Program S7306) offset by increase in revenue from the transfer from the Measure T SRF; and

i. Increase appropriation by $134,300 in Mt. Veeder Road-MPM 5.1 project budget in the Roads CIP budget (Program S7304) offset by increase in revenue from the transfer from the Measure T SRF.

Q. Director of Public Works requests approval of and authorization for the Chair to sign a Lease Agreement with the State of California, Department of Forestry and Fire Protection and Department of General Services for the term commencing July 1, 2019 through June 30, 2024 with one (1) automatic successive five (5) year extension for an annual rental fee totaling $7,335.50 in FY 2019-20, with annual fixed increases of three and a half percent (3.5%) for use of a communications vault site to provide adequate radio coverage for fire and law enforcement agencies during emergency services. This site has been engineered to be a part of the County’s Very High Frequency (VHF) Simulcast System.

R. Director of Public Works requests approval of and authorization for the Chair to sign a reimbursement revenue agreement with the City of Napa for a maximum of $100,000 per year for the term February 5, 2019 through June 30, 2043 for adjusting water valve covers as part of County road paving projects.

S. Director of Public Works requests approval of and authorization for the Chair to sign an agreement with the Napa County Fair Association (NCFA) for no fee for the term January 1, 2019 through December 31, 2019 for continuous County management of various components of the Fairgrounds for use by visitors and residents of the County, including rental event center space, recreational vehicle parking, and golf course access.

T. Director of Public Works requests adoption of a resolution supporting the acquisition of a parcel (APN 048-080-002-000) by the U.S. Fish and Wildlife Service for management as part of the San Pablo Bay National Wildlife Refuge.

U. Director of Public Works requests acceptance of donation in the amount of $1,220 from Pet Food Express to the Napa County Animal Shelter and approval for the Chair to sign a letter of appreciation.

V. Director of Public Works requests the second reading and adoption of Ordinance No. 1437 amending Section 1.28.040 (Definitions) and Chapter 11.28 (Napa County Airport) of the Napa County Code and Adopting Rules and Regulations for the Napa County Airport.
W. Chief Information Officer requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 190113B with Neko Industries, Inc., extending the term through September 30, 2019 to provide electronic document migration services with no net change to the contract amount of $8,400.

X. Director of Human Resources requests the adoption of a resolution approving Cost of Living Adjustments based on the Consumer Price Index pursuant to the Memoranda of Understanding for the Deputy Sheriffs' Association (DSA) Law Enforcement Unit and Law Enforcement Supervisory Unit effective June 29, 2019.

Y. County Executive Officer requests authorization for out of country travel for Supervisor Brad Wagenknecht to attend the Air and Waste Management Association's Annual Conference and Exhibition "Winds of Change - Energy, Environment and Health" in Quebec City, Quebec, Canada with the Bay Area Air Quality Management District from June 24 to June 28, 2019 to represent the County of Napa and the Bay Area at no cost to the County.

Z. County Executive Officer requests adoption of a Resolution to renew an $869,000 loan for the Napa Berryessa Resort Improvement District (the “District”).

AA. County Executive Officer and Agricultural Commissioner / Sealer of Weights and Measures request second reading and adoption of an Ordinance amending Chapter 5.52.040 and 5.52.080 of the Napa County Code regarding annual registration fees for businesses using commercial weighing or measuring devices and/or point-of-sale systems and initial standard inspections of these systems.

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines). CEQA does not apply to the establishment, modification, structuring, restructuring, or approval of fees that the agency finds are for the purpose of recovering or partially recovering operating expenses. [14 CCR 15273 and 15378(b)(2).] It can also be seen with certainty that there is no possibility the proposed resolutions or ordinance may have a significant effect on the environment and therefore CEQA is not applicable. [14 CCR 15061(b)(3)].

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. 9:15 AM

Recess to the Lake Berryessa Resort Improvement District (LBRID) meeting (see LBRID Agenda).
B.  **9:20 AM**

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

C.  **9:30 AM**

Agricultural Commissioner/Sealer of Weights and Measures to present the annual Crop Report for 2018.

D.  **1:30 PM**

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

10. **ADMINISTRATIVE ITEMS**

   **Community Resources & Infrastructure**

   A. Agricultural Commissioner/Sealer of Weights and Measures requests adoption of a resolution adopting a policy interpretation on "proper and accepted customs and standards" for operations of propane cannons and other audible frightening devices used within Napa County agricultural lands.

   **General Admin & Finance**

   B. Auditor-Controller and Director of Housing and Homeless Services (formally Director of Housing and Intergovernmental Affairs) request the following:

   1. The Board accept, and instruct the Clerk of the Board to file, the Compliance Audit Division's Compliance Review Report of the Napa County Proximity Workforce Housing Assistance Program administered by the Department of Housing and Intergovernmental Affairs for the period from January 1, 2014 through December 31, 2018.
   2. Discussion and direction on proposed revisions to the Proximity Workforce Housing Assistance Program Guidelines; staff will bring back revised guidelines for approval.

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. **PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE**

   (Government Code Section 54954.5(e))
B. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8)

Property: Napa County Fairgrounds, Calistoga, California (APNs 011-140-006, 011-140-007, 011-140-056, 011-140-009, and 011-140-055)
Agency Negotiator: Minh C. Tran, County Executive Officer
Negotiating Parties: Napa County and City of Calistoga
Under Negotiation: [X] Price [X] Terms of Payment

C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9(d) (1))

Names of cases:

1. David Wesner v. Napa County, Napa County Superior Court # 26-59313;
3. James Bachor v. Napa County, et al., Napa County Superior Court # 18CV000188;
4. Victor Doporto v. City of American Canyon, et al., Solano County Superior Court # FCS049388;
5. Lilia and Yesenia Avila/Diana Baldovino v. Napa County, et al., Napa County Superior Court # 18CV0001225, consolidated;
8. Marc Golick v. Napa County, et al., Napa County Superior Court # 19CV000350;
9. Donald and Marie Loeber v. Napa County, et al., Napa County Superior Court # 19CV000359;
10. Michael and Kathleen Gonzales v. Napa County et al., Napa County Claim # 19-127; and

16. ADJOURNMENT

ADJOURN TO THE BOARD OF SUPERVISORS REGULAR MEETING, MONDAY, JUNE 10, 2019 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 FRIDAY, MAY 31, 2019 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.

Jose Luis Valdez (By e-signature)
JOSE LUIS VALDEZ, Clerk of the Board