



AGENDA

NAPA COUNTY BOARD OF SUPERVISORS

Tuesday June 06, 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. District Attorney requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 6535 with Calvin Groeneweg setting limits within which claims for compensation may be submitted, effective June 6, 2006.

Human Services

- B. Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of Agreement No. 3580 with Queen of the Valley Hospital of Napa, California, through its CARE Network Program for a maximum of \$30,800 for the term July 1, 2006 through June 30, 2007 to provide Housing Opportunities for Persons with AIDS (HOPWA) services.
- C. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 1885 with Linda Bancke, Ph.D., increasing the amount by \$3,500 for a new maximum of \$91,000 for Fiscal Year 2006-2007, revising the Scope of Work to include performance measures and to permit the contractor to provide orientations for existing contractors who wish to conduct psychological evaluations and court-ordered assessments for Child Welfare Services clients.
- D. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following amendments to revise the Scope of Work to incorporate performance measures, contract monitoring requirements and technical assistance regarding training for the provision of services in the County's Mental Health Managed Care Program:
 1. Amendment No. 1 to Agreement No. 4029 with Linda Bancke, Ph.D.;
 2. Amendment No. 1 to Agreement No. 4060 with Kevin Kappler, Ph.D.;

3. Amendment No. 1 to Agreement No. 4268 with Del Domezio, LCSW;
4. Amendment No. 1 to Agreement No. 4282 with Loretta Silvagni, LCSW;
5. Amendment No. 1 to Agreement No. 4537 with Patti Elizabeth Williams, LCSW;
6. Amendment No. 1 to Agreement No. 4540 with Gerane Park, LCSW;
7. Amendment No. 1 to Agreement No. 4542 with Sharon Harp, MFT;
8. Amendment No. 1 to Agreement No. 4543 with Persis Hamilton, MS, RN, CNS;
9. Amendment No. 1 to Agreement No. 4544 with Margaret Beardsley, MFT;
10. Amendment No. 1 to Agreement No. 4546 with Susan Schmall, Ph.D.;
11. Amendment No. 1 to Agreement No. 4547 with Joni Yacoe, MFT;
12. Amendment No. 1 to Agreement No. 4548 with Mimi Wolfe, MFT;
13. Amendment No. 1 to Agreement No. 4550 with Carol Nagle, LCSW;
14. Amendment No. 1 to Agreement No. 4551 with Maureen O'Shea, Ph.D.;
15. Amendment No. 1 to Agreement No. 4553 with Fred Hollander, MFT;
16. Amendment No. 1 to Agreement No. 4554 with Robert Heying, Ph.D.;
17. Amendment No. 1 to Agreement No. 4565 with Joseph Sholders, M.D.;
18. Amendment No. 1 to Agreement No. 4586 with Fred Stoddard, M.D.;
19. Amendment No. 1 to Agreement No. 4587 with Vinita Wadhvani, M.D.;
20. Amendment No. 1 to Agreement No. 4616 with Nathan Thuma, M.D.;
21. Amendment No. 1 to Agreement No. 4660 with Don Scully, MFT;
22. Amendment No. 1 to Agreement No. 4661 with Bill Ruhs, MFT;
23. Amendment No. 1 to Agreement No. 6041 with Cathy Smith, MFT;
24. Amendment No. 1 to Agreement No. 6085 with Cathy Parker, LCSW;
25. Amendment No. 1 to Agreement No. 6086 with Sherri Hollman, MFT;
26. Amendment No. 1 to Agreement No. 6093 with James Richard Geisler, Ph.D.; and
27. Amendment No. 1 to Agreement No. 6110 with Denise Layten, MFT.

E. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following amendments to provide additional services in the Mental Health Managed Care Program due to an increased number of clients:

1. Amendment No. 1 to Agreement No. 4037 with Ron Haimowitz, Ph.D., increasing the amount by \$5,000 for a new maximum of \$30,000;
2. Amendment No. 1 to Agreement No. 4563 with Steven Boyd, LCSW, increasing the amount by \$5,000 for a new maximum of \$11,000;
3. Amendment No. 1 to Agreement No. 6038 with Barrie Glen, Ph.D., increasing the amount by \$5,000 for a new maximum of \$10,500;
4. Amendment No. 1 to Agreement No. 6456 with Esther Trevino, MFT, increasing the amount by \$5,000 for a new maximum of \$10,000;
5. Amendment No. 2 to Agreement No. 4552 with Gregory Matsumoto, Psy.D., increasing the amount by \$5,000 for a new maximum of \$25,000;
6. Amendment No. 2 to Agreement No. 6317 with Cheryl Anderson, MFT, increasing the amount by \$10,000 for a new maximum of \$35,000;
7. Amendment No. 2 to Agreement No. 6321 with Frieda Weinstein, MFT, increasing the amount by \$5,000 for a new maximum of \$27,000;
8. Amendment No. 2 to Agreement No. 6323 with Joan Marie Seidel, MFT, increasing the amount by \$5,000 for a new maximum of \$17,500; and
9. Amendment No. 2 to Agreement No. 6457 with Matthew Smith, MFT, increasing the amount by \$5,000 for a new maximum of \$20,000.

- F.** Director of Health and Human Services requests approval of and authorization for the Chair to sign the following amendments to revise the Scope of Work to incorporate performance measures, contract monitoring requirements and technical assistance regarding training for the provision of services in the County's Mental Health Managed Care Program:
1. Amendment No. 1 to Agreement No. 6161 with Steven Shaw, M.D.;
 2. Amendment No. 1 to Agreement No. 6179 with Kiran Koka, M.D.;
 3. Amendment No. 1 to Agreement No. 6274 with Margaret Grimley, M.D.;
 4. Amendment No. 1 to Agreement No. 6318 with Bethany Craigie, MFT;
 5. Amendment No. 1 to Agreement No. 6324 with Jeanne Fisher-Cervone, MFT;
 6. Amendment No. 1 to Agreement No. 6325 with Laurel Antonucci, LCSW;
 7. Amendment No. 1 to Agreement No. 6454 with Rocio Cuddy, LCSW;
 8. Amendment No. 1 to Agreement No. 6455 with Ana Gonzalez-Hammaker, LCSW;
 9. Amendment No. 1 to Agreement No. 6471 with Susan Ahart, M.D.;
 10. Amendment No. 1 to Agreement No. 6472 with Nancy Burkey, M.D.;
 11. Amendment No. 1 to Agreement No. 6473 with Gaylon Palmer, LCSW;
 12. Amendment No. 1 to Agreement No. 6524 with Kathleen Dunham, MFT;
 13. Amendment No. 1 to Agreement No. 6595 with Artoteles Tandino, M.D.;
 14. Amendment No. 2 to Agreement No. 4037 with Ron Haimowitz, Ph.D.;
 15. Amendment No. 2 to Agreement No. 4539 with Judith Speed, Ph.D.;
 16. Amendment No. 2 to Agreement No. 4563 with Steven Boyd, LCSW;
 17. Amendment No. 2 to Agreement No. 4786 with Robert Zemanek, MFT;
 18. Amendment No. 2 to Agreement No. 6038 with Barrie Glen, Ph.D.;
 19. Amendment No. 2 to Agreement No. 6040 with Joel Levitt, MFT;
 20. Amendment No. 2 to Agreement No. 6087 with Sharilyn Marshall, MFT;
 21. Amendment No. 2 to Agreement No. 6320 with Angie Ito, LCSW;
 22. Amendment No. 2 to Agreement No. 6327 with Nancy Waldeck, MFT;
 23. Amendment No. 2 to Agreement No. 6456 with Esther Trevino, MFT;
 24. Amendment No. 3 to Agreement No. 4552 with Gregory Matsumoto, Psy.D.;
 25. Amendment No. 3 to Agreement No. 6317 with Cheryl Anderson, MFT;
 26. Amendment No. 3 to Agreement No. 6321 with Frieda Weinstein, MFT;
 27. Amendment No. 3 to Agreement No. 6323 with Joan Marie Seidel, MFT; and
 28. Amendment No. 3 to Agreement No. 6457 with Matthew Smith, MFT.
- G.** Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 4402 with Davis Guest Home increasing the amount by \$16,040 for a new maximum of \$200,000 and revising the Scope of Work to incorporate performance measures into the contractor's agreement to provide residential mental health services.
- H.** Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 4924 with Alternatives for Better Living, Inc., increasing the amount by \$30,000 for a new maximum of \$210,000 for Fiscal Year 2005-2006, establishing a maximum of \$60,000 for Fiscal Year 2006-2007, and revising the Scope of Work to include performance measures in the contractor's agreement to provide services under the Substance Abuse Treatment Options Program (STOP).

- I. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6381 with Community Action of Napa Valley, Inc., increasing the amount by \$5,000 for a new maximum of \$15,000 and revising the Scope of Work to include performance measures in the contractor's agreement to provide rental subsidies to clients served by the Community Outreach and Integration Team (COIT).
- J. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6460 with Aldea, Inc., increasing the amount by \$2,060 for a new maximum of \$71,444, revising the contractor's budget for Fiscal Year 2006-2007 and revising the Scope of Work to include performance measures.
- K. Director of Health and Human services requests approval of and authorization for the Chair to sign the following agreements to provide services in the Mental Health Managed Care Program:
1. Agreements for a maximum of \$5,000 each for the term July 1, 2006 through June 30, 2007 with:
 - a. Kathleen Herrera, LCSW;
 - b. Kirk Brocks, MFT; and
 - c. Joann Hall, MFT.
 2. Business Associate Agreements setting forth the terms and conditions of the Health Insurance Portability and Accountability Act of 1996 (HIPAA) Privacy Rule with:
 - a. Kathleen Herrera, LCSW; and
 - b. Kirk Brocks, MFT.
- L. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with Patricia Peters, dba Business Resource & Training Company, for a maximum of \$29,200 for the term June 6, 2006 through June 30, 2007 to provide organizational development consultation and training to Agency staff.
- M. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with Leaders in Community Alternatives, Inc., for a maximum of \$3,600 for the term June 6, 2006 through June 30, 2007 to provide drug testing services to clients of the Child Protective Services Program.
- N. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following agreements with Allen, Shea & Associates:
1. Renewal of Agreement No. 6410 for a maximum of \$30,000 for the term July 1, 2006 through June 30, 2007 to serve as a consultant for the County's Mental Health Services Act Plan (Proposition 63); and
 2. Amendment No. 1 to Agreement No. 4367 increasing the amount by \$3,875 for a new maximum of \$18,375 and incorporating agency-wide changes to the General Terms and Conditions to provide consultation and administrative support for the In-Home Supportive Services Advisory Board.

- O. Director of Health and Human Services requests approval of and authorization for the Chair to sign a Memorandum of Understanding with the Napa County Office of Education for the term July 1, 2005 through June 30, 2006 relating to funding and service requirements for Assembly Bill 3632 mental health services.

Community Resources & Infrastructure

- P. Director of Conservation, Development and Planning requests approval of and authorization for the Chair to sign a letter in support of the Napa County Resource Conservation District's grant application to the State Water Resources Control Board to collect current, statistically valid data on steelhead and salmon populations and sediment in the Napa River.
- Q. Director of Public Works requests approval of and authorization for the Chair to sign a Funding Agreement with the Napa County Transportation Planning Agency for a maximum of \$165,000 for the term July 1, 2006 through June 30, 2007 for the disbursement of the grant funding to construct the Conn Creek Class II bike lane.
- R. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 1 to Lease Agreement No. 6463 with GE Capital Modular Space extending the term through June 30, 2007 for office space for Health and Human Services staffing and the Mental Health Self-Help Group.
- S. Director of Public Works requests approval of plans and specifications for the "Animal Shelter Standby Generator Project," PW 06-03, 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.
- T. Director of Public Works requests approval of plans and specifications for the "650 Imperial Way Mechanical and Lighting Improvements Project," PW 06-02, 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.
- U. Director of Public Works requests adoption of a resolution summarily vacating a portion of right-of-way of Devlin Road in the Napa Airport Specific Plan Area.
- V. Director of Public Works and County Counsel request approval of and authorization for the Chair to sign an agreement with the City of American Canyon committing the expenditure of certain County transportation sales tax revenues to construct a portion of the extension of Flosden Road/Newell Drive and for safety improvements to American Canyon Road if Measure H is approved on June 6, 2006 or on November 7, 2006.

General Admin & Finance

- W. Chief Information Officer requests approval of and authorization for the Chair to sign Amendment No. 8 to Agreement No. 4334 with Megabyte Systems, Inc., increasing the annual amount by \$6,578 for a new annual maximum of \$185,229 for maintenance of the property tax system and amending the Scope of Work to include online business property filing software maintenance and support.
- X. Chief Information Officer requests approval of and authorization for the Chair to sign an agreement with GovernmentJobs.com, Inc., (dba "NEOGOV") for a maximum of \$32,000 for the term June 6, 2006 through June 30, 2007 for the initial license fee, installation, and training for a web-based recruitment, selection, and applicant tracking software solution.
- Y. Human Resources Director requests adoption of a resolution amending the Departmental Allocation List for the Sheriff's Department with regards to adding one (1) Evidence Specialist Limited Term (LT) position through June 30, 2007, effective June 3, 2006.
- Z. County Executive Officer requests authorization to sign a letter of support on behalf of the County as a requirement of the Napa County Office of Education (NCOE) grant application to the U. S. Department of Education which will allow NCOE to continue developing additional phases of the comprehensive Countywide School Emergency Services Plan and Program which began in 2005.

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR**8. SET MATTERS OR PUBLIC HEARINGS****A. 9:30 AM PUBLIC HEARING**

Consideration and possible action regarding an appeal filed by Tom Carey of Dickenson, Peatman & Fogarty, on behalf of their client, Mr. William Smith, to a partial denial by the Director of Public Works of a road improvement modification requested by the appellant in connection with the application for Use Permit # 02057-UP for a property located at 1181 Las Posadas Road, Angwin. (Assessor's Parcel No. 025-060-001)

ENVIRONMENTAL DETERMINATION: The appeal of the Director's determination on the road modification is not a "project" as defined in CEQA Section 15378. Section 15378(c) sets forth that the term "project" refers to an activity which is being approved, and does not mean each separate governmental approval. In this case, the Board's determination on the road modification merely establishes how existing regulations are being interpreted, and will not result, either directly or indirectly, in a physical change in the environment. This code interpretation is necessary to establish the scope of the "project" that will then be subject to CEQA evaluation.

(CONTINUED FROM MARCH 14, 2006 AND APRIL 18, 2006; APPELLANT REQUESTS CONTINUANCE TO AUGUST 8, 2006 AT 10:00 A.M.)

B. 10:30 AM

Napa County Advisory Board on Alcohol and Drug Programs to present its annual report.

C. 1:30 PM

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

9. ADMINISTRATIVE ITEMSHuman Services

- A. Director of Health and Human Services Agency requests discussion and possible action on the following recommendations related to the Fiscal Year 2006-2007 allocation of Tobacco Master Settlement Agreement (MSA) Funds:
1. Approval of the Funding Guidelines for the Tobacco Master Settlement Agreement Grant Program for Fiscal Year 2006-2007;
 2. Approval of the Process for Distribution of Tobacco Master Settlement Agreement Funding for Fiscal Year 2006-2007; and
 3. Direction to staff to solicit and process applications in accordance with the Recommended Procedures.

General Admin & Finance

- B. County Executive Officer recommends review and acceptance of the Fiscal Year 2005-2006 Third Quarter Fiscal Review and approval of Budget Transfer No. 72, making budget adjustments in a number of departments to provide sufficient appropriation authority for projected year-end expenditures. (4/5 vote required)

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)
- B. Approval of and authorization for the Chair to sign a letter supporting amendment of Assembly Bill (AB) 1634 to appropriate and allocate adequate funds for complete reimbursement to counties of their November 2005 special election expenses on a county-by-county basis.

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

Name of case: People of the State of California ex rel. Attorney General Bill Lockyer and Regional Water Quality Control Board, Central Valley Region v. Lake Berryessa Resort Improvement District, Napa County, Napa County Public Works Department, Napa County Board of Supervisors, et al. (Napa Superior Court Case No. 26-32530)

15. ADJOURNMENT

**ADJOURN TO BOARD OF SUPERVISORS' SPECIAL MEETING, MONDAY, JUNE 12, 2006
AT 9:00 A.M.**