



AGENDA

NAPA COUNTY BOARD OF SUPERVISORS

Tuesday July 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, 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**

Human Services

- A. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 6298 with Susan Tam increasing the amount by \$102,000 for a new maximum of \$214,000 and extending the term through August 31, 2006 to provide services for the implementation of the Napa County Public Health Preparedness and Response to Bioterrorism Grant Program and the Health Resources Services Administration (HRSA) grant.
- B. Director of Health and Human Services requests approval of and authorization for the Chair to sign Agreement No. 6391-2 with J & C Nationwide, Inc. dba JCNationwide for a maximum of \$105,000 for the term July 26, 2005 through June 30, 2006 to provide temporary or permanent psychiatrist placement services to the mental health program.
- C. Director of Health and Human Services requests approval of and authorization for the Chair to sign the Local Workforce Investment Area Local Plan Modification for Program Year 2005-2006.

Community Resources & Infrastructure

- D. Director of Environmental Management requests approval of and authorization for the Chair to sign Amendment No. 9 to Agreement No. 3352 with the Napa-Vallejo Waste Management Authority to modify administrative and support services provided by the County for the Authority.
- E. Director of Public Works requests approval of and authorization for the Chair to sign a Space License Agreement with Tissue Banks International, Inc. (TBI) dba Northern California Transplant Bank for a maximum of \$60,000 for the term July 26, 2005 through June 30, 2007 for its use of the new Sheriff facility to harvest human tissue for therapeutic transplantation.

- F. Director of Public Works requests approval of plans and specifications for the "650 Imperial Way Fire Protection System Modifications Project," PW 05-04, 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.
- G. Director of Public Works/Aviation requests authorization for the Chair to sign a Certificate of Acceptance of an Avigation and Hazard Easement Deed from McMahon & LaGrand. (Assessor's Parcel No. 058-070-025)
- H. Director of Public Works/Aviation requests authorization for the Chair to sign a Certificate of Acceptance of an Avigation and Hazard Easement Deed from John Cochran. (Assessor's Parcel Nos. 058-083-013 and 058-083-015)

General Admin & Finance

- I. Assessor-Recorder-County Clerk requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement Nos. 4645-3 and 4646-3 with Madera County extending the term through June 30, 2006 and providing for an annual automatic renewal for the cost-sharing of the base-year tracking and manufactured home/aircraft automated valuation enhancements to the Megabyte Property Tax System.
- J. Auditor-Controller requests authorization to prepare the necessary accounting entries to close the financial books for the Fiscal Year ended June 30, 2005.
- K. Auditor-Controller requests the Board accept, and instruct the Clerk of the Board to file, the following County of Napa Audit Reports for the Fiscal Year ended June 30, 2004:
 - 1. Treasurer-Tax Collector Department, Central Collections Revolving Fund;
 - 2. Napa Special Investigation Bureau, Special Investigation Revolving Fund;
 - 3. District Attorney's Office, Special Investigation Revolving Fund;
 - 4. District Attorney's Office, Child Recovery Fund;
 - 5. Health and Human Services Agency, Over the Counter Revolving Fund;
 - 6. Napa City/County Library, Library Revolving Fund; and
 - 7. County Executive Office, Insurance Revolving Fund.
- L. Auditor-Controller requests the Board accept and instruct the Clerk of the Board to file the Audit Reports for the Napa County Local Transportation Fund and Napa County Transportation Act Fund for Fiscal Year 2003-2004.

- M.** Auditor-Controller requests approval of and authorization for the Chair to sign an agreement with Bartig, Basler & Ray, Certified Public Accountants, for a maximum of \$58,500 for the term July 1, 2005 through June 30, 2006 to provide financial audits for Fiscal Year 2004-2005.
- N.** County Counsel and District Attorney request the Board take the following actions:
1. Approve the expenses relating to the out of country travel that Regina Clark, Child Recovery Assistant, was required to incur during a trip to Paris, France, pursuant to a Napa Superior Court Order, from June 30, 2005 - July 4, 2005 at an estimated cost of \$9,400; and
 2. Direct staff to file an appropriate SB90 claim for recovery of the \$9,400 from the State of California.
- O.** Human Resources Director requests adoption of a resolution amending the Departmental Allocation List for the Conservation, Development and Planning Department with regards to deleting one (1) Permit Technician position and adding one (1) Plans Examiner position, effective July 26, 2005.
- P.** Human Resources Director requests adoption of Retirement Resolution No. 05-119 to Maryellen Vander Sluis, Mental Health Counselor-Licensed, in recognition of over 31 years of service.
- Q.** County Executive Officer requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6405 with the University of California at Santa Barbara - Economic Forecast Project increasing the amount by \$8,000 for a new maximum of \$32,500, extending the term through August 31, 2005, and amending the Scope of Work to include printing services for the Napa County Community Indicators Report.
- R.** County Executive Officer requests the following appointments to serve on the Board of Directors of the Watershed Information Center and Conservancy (WICC) of Napa County representing Napa County Cities and Town as recommended by the Napa County City Selection Committee with terms of office to commence immediately and expire as indicated.

<u>Name</u>	<u>City</u>	<u>Term Expires</u>
Lori Luporini	City of American Canyon	August 2006
Mark Van Gorder	City of Napa	August 2008

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

8. SET MATTERS OR PUBLIC HEARINGS**A. 9:00 AM PUBLIC HEARING**

Consideration and possible action regarding an appeal filed by the Law Offices of Thomas N. Lippe representing Earth Defense for the Environment Now (EDEN) of decisions by the Director of Conservation, Development and Planning to certify an Environmental Impact Report (EIR) and to approve Erosion Control Plan No. 99323-ECPA for earth moving activities on slopes greater than 5% associated with the Robert Mondavi Properties' Vineyard Project. (Assessor's Parcel No. 046-400-034)

ENVIRONMENTAL DETERMINATION: The Board has been provided with a Final Environmental Impact Report (FEIR), which has been prepared and certified pursuant to CEQA, the State CEQA Guidelines, and the County's local procedures. The adequacy of the FEIR is the subject of the appeal. If the Board upholds the appeal, the FEIR will be remanded back to the Department of Conservation, Development, and Planning for revision. If the Board denies the appeal it will need to affirmatively re-certify the FEIR pursuant to State CEQA Guidelines Section 15090.

(CONTINUED FROM JUNE 21, 2005)

B. 11:00 AM PUBLIC HEARING

Director of Health and Human Services requests the Board conduct a public hearing and consider adoption of a resolution establishing and increasing client fees for the Drinking Driver Program.

C. 11:10 AM

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

D. 11:15 AM

County Executive Officer recommends that the Board receive an update by the Napa Valley Conference & Visitors Bureau (CVB) and the Napa Valley Economic Development Corporation (NVEDC) regarding a proposed countywide destination strategy.

E. 2:15 PM

Presentation by First 5 Napa County of 2005-2006 grants to grantees. (Supervisor Wagenknecht)

F. 3:00 PM

Recess to a joint meeting with the Napa City Council. (Napa City Hall)

1. Discussion and possible endorsement of design concept for a joint City-County Parking Garage.
2. Status Updates Related to Homeless Shelter and other areas of agreement related to City-County Memorandum of Understanding (MOU).

9. ADMINISTRATIVE ITEMSGeneral Admin & Finance

- A. First reading and intention to adopt an ordinance amending Chapter 2.24 of the Napa County Code relating to the office of District Attorney-Public Administrator, adding a new Chapter 2.31 to the Napa County Code relating to the Public Administrator, separating the consolidated offices of District Attorney and Public Administrator, and providing that the Public Administrator be an Appointive Office. **ENVIRONMENTAL DETERMINATION:** The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.
- B. County Executive Officer requests appointment/reappointment of one (1) of the following applicants to serve on the Napa City-County Library Commission with the term of office to commence July 1, 2005 and expire June 30, 2008.
- Name
Tom Feutz*
Sandra Kay Soper
- *Incumbent
- C. County Executive Officer requests the appointment of one (1) member of the Board of Supervisors to serve on the Local Agency Formation Commission (LAFCO) as an alternate member for a four (4) year term of office commencing immediately and expiring the first Monday in May 2009.

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: Director of Conservation, Development and Planning

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

Name of case: Pedro Jaramillo et. al. vs County of Napa et. al. (US District Court Case
No. C 04 1740 BZ)

15. ADJOURNMENT

**ADJOURN TO BOARD OF SUPERVISORS' REGULAR MEETING, TUESDAY, AUGUST 02, 2005
AT 9:00 A.M.**