



AGENDA

NAPA COUNTY BOARD OF SUPERVISORS

Tuesday August 16, 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**

Public Safety

- A. County Fire Chief requests approval of and authorization for the Chair to sign an agreement with the Town of Yountville for the term August 1, 2005 through June 30, 2007 to provide plan review and building inspection.

Human Services

- B. Director of Health and Human Services requests approval of the revised list of Safely Surrendered Baby sites at fire stations in the County.

Community Resources & Infrastructure

- C. Director of Conservation, Development, and Planning requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 4882 with Environmental Science Associates increasing the amount by \$57,579 for a new maximum of \$125,712 and extending the term through June 30, 2006 to complete the preparation of the California Environmental Quality Act document associated with Erosion Control Plan Application #02253-ECPA, Napa Canyon Vineyards.
- D. Director of Conservation, Development and Planning requests approval of and authorization for the Chair to sign an agreement with Monk & Associates, Inc. for a maximum of \$3,255 for the term August 23, 2005 through June 30, 2006 to complete the California Environmental Quality Act document associated with Erosion Control Plan Application #02253-ECPA, Napa Canyon Vineyards.

- E. Director of Public Works requests acceptance of the work as complete and authorization for the Chair to sign and Clerk of the Board to file a Notice of Completion with the Clerk/Recorder for Agreement No. 6312 (Eagle Vines Golf Club).
- F. Director of Public Works requests award of the contract for the "Asphalt Concrete Overlay of Silverado Trail and Yountville Crossroad Project," RDS 05-08, to R.D. Evans Grading and Paving of Foresthill, California, for their low base bid of \$712,032.75 and authorization for the Chair to sign the construction contract.
- G. Director of Public Works requests approval of and authorization for the Chair to sign an agreement with Kenwood Energy for a maximum of \$16,388 for the term August 16, 2005 through June 30, 2006 for energy auditing services at the County owned facility located at 650 Imperial Way in Napa.
- H. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 6185 with Community Action of the Napa Valley, Inc., (CANV) for its space at the HOPE Center located at 625 Randolph Street, Napa, extending the term of the County's space license agreement to run concurrent with the expiration of the CANV master lease which expires September 30, 2007, at no cost to the County, for Health and Human Services outreach programs to the homeless.

General Admin & Finance

- I. Auditor-Controller requests authorization to draw a warrant in the amount of \$30,000 from the Napa County Fair Fund, payable to the Napa County Fair, for the purpose of replenishing their Operating Fund.
- J. Auditor-Controller requests the Board accept, and instruct the Clerk of the Board to file, the Fiscal Monitoring Report of the County of Marin, Health and Human Services Department for the Nurses Workforce Initiative Grant distributed by the County of Napa Regional Training and Employment Center through September 30, 2004.
- K. County Executive Officer requests the reappointment of Placido Garcia representing farmworkers and the appointment of Pete Richmond representing planted vineyard grape growers to the Napa County Farmworker Housing Advisory Committee (CSA #4) with the terms of office to commence immediately and expire April 23, 2008.
- L. County Executive Officer requests the appointment of Councilmember Harry Martin as the regular member and James Krider as the alternate member representing the City of Napa to serve on the Napa County Farmworker Housing Oversight Committee with the term of office to commence immediately and expire September 30, 2006.

M. County Executive Officer/Purchasing Agent requests the following:

1. Declare certain items of personal property as surplus and no longer required for public use; and
2. Authorize the Purchasing Agent to dispose of these items of personal property by donating them to the Napa Valley Personal Computer Users Group.

N. County Executive Officer/Purchasing Agent requests the following actions (4/5 vote required):

1. Declare certain items of personal property, which are also fixed assets, as surplus and no longer required for public use;
2. Authorize their removal from the County's fixed asset inventory;
3. Declare certain other items of personal property, which are not fixed asset items, to be surplus and no longer required for public use; and
4. Authorize the disposal of the fixed and non-fixed asset surplus property at public auction.

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR**8. SET MATTERS OR PUBLIC HEARINGS****A. 9:00 AM PUBLIC HEARING**

Director of Public Works/Aviation requests the following actions relating to the adoption of a resolution increasing and decreasing fees for services provided by the Napa County Airport:

1. Open Public Hearing to consider any comments with respect to the fees for services for adoption at the Napa County Airport; and
2. Close Public Hearing and adopt a resolution authorizing increasing and decreasing fees for services.

B. 9:15 AM

County Counsel requests the Board consider and adopt a resolution of Findings of Fact and Decision on Appeal regarding the appeal filed by Earth Defense for the Environment Now (EDEN), to the decision by the Conservation, Development and Planning Director on March 28, 2005 to certify the Final Environmental Impact Report (FEIR) for Erosion Control Plan No. 99323-ECPA and to approve 99323-ECPA, for the Robert Mondavi Properties, Inc. Suscol Springs Vineyard Project within an Agricultural Watershed and Airport Compatibility (AW:AC) zoning district. (Assessor's Parcel No. 046-400-034)

ENVIRONMENTAL DETERMINATION: An Environmental Impact Report (EIR) was prepared and certified by the Conservation, Development and Planning Director pursuant to CEQA, the State CEQA Guidelines, and the County's local procedures. The adequacy of the FEIR was the subject of the appeal so the Board will need to affirmatively recertify the FEIR pursuant to State CEQA Guidelines Section 15090.

(CONTINUED FROM AUGUST 9, 2005)

C. 9:30 AM

Recess to the Board of Equalization (See BOE Agenda).

D. 1:30 PM

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

9. ADMINISTRATIVE ITEMSGeneral Admin & Finance**A. County Counsel requests:**

1. First reading and intention to adopt an ordinance amending Chapter 15.28 (Electrical Code) of the Napa County Code to adopt by reference the 2004 California Electrical Code with local modifications; and
2. Consideration and intention to adopt resolution making findings in support of modifications and changes to Chapter 15.28 (Electrical Code) due to local climatic, geological and topographical conditions.

ENVIRONMENTAL DETERMINATION: General Rule. It can be seen with certainty that there is no possibility the proposed action may have a significant effect on the environment and therefore CEQA is not applicable. [See Guidelines For the Implementation of the California Environmental Quality Act, 14 CCR 15061(b)(3)].

B. County Executive Officer requests the appointment of two (2) members from the following list to serve on the Commission on Aging with the terms of office to commence immediately and expire as indicated.Representing District #1, Term Expires September 30, 2008 (One Position)

Eddie J. Huss
Jane Cooper Matijasic
John A. Sensenbaugh*

Representing An Organization Concerned With Older Adults, Term Expires September 30, 2006 (One Position)

Eddie J. Huss
Jane Cooper Matijasic*

*Recommended by the Nominating Committee of the Commission on Aging

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. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9:
(One case)

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

Agency Designated Representatives: Dennis Morris, Human Resources Director
Unrepresented Employees: Non-Classified, Management and Confidential Employees of the County
of Napa (Excluding Elected Officials)

C. PUBLIC EMPLOYEE APPOINTMENT/ONGOING RECRUITMENT OF THE FOLLOWING POSITION (Government Code Section 54957):

Director of Environmental Management

15. ADJOURNMENT

**ADJOURN TO BOARD OF SUPERVISORS' REGULAR MEETING, TUESDAY, AUGUST 23, 2005
AT 9:00 A.M.**