



AGENDA

NAPA COUNTY BOARD OF SUPERVISORS

Tuesday August 02, 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**

- A. Presentation of Retirement Resolution No. 05-126 to Trent Cave, Director of Environmental Management, in recognition of over 32 years of service.
- B. Presentation of Retirement Resolution No. 05-127 to Lance Heide, Public Works Superintendent, in recognition of over 35 years of service.

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 Agreement No. 4802 with Isadora Asch for a maximum of \$35,520 for the term August 2, 2005 through June 30, 2006 for Peer Court Services.

Human Services

- B. Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of revenue Agreement No. 2390 with the California Department of Mental Health for a maximum of \$207,000 for the term July 1, 2005 through June 30, 2006 for the Conditional Release Program (CONREP).
- C. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with the U.S. Department of Housing and Urban Development (HUD) for a maximum of \$19,950 for the term July 1, 2005 through June 30, 2006 for the Homeless Management Information System (HMIS).

- D. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with Embassy Suites Hotel Napa Valley for a maximum of \$500 for the rental fee of a meeting room to conduct a bioterrorism training on August 15, 2005.
- E. Director of Health and Human Services requests approval of Version 6 of the HHSA contract General Terms and Conditions for automatic inclusion in Health and Human Services professional services agreements that provide for such automatic inclusion.

Community Resources & Infrastructure

- F. 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 Contract No. PW 05-09, "Napa County Historic Courthouse Painting Project."

General Admin & Finance

- G. County Counsel requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 4488 with Martha Romero establishing new rates to provide specialized legal services related to bankruptcy law.
- H. Human Resources Director requests approval of and authorization for the Chair to sign an agreement with County Personnel Administrators Association of California (CPAAC) and TALX Corporation for the term May 1, 2005 through April 30, 2008 for unemployment claims administration services.
- I. Human Resources Director requests adoption of a resolution regarding the following in connection with the Environmental Management Department, effective August 6, 2005:
 1. Amend the Departmental Allocation List to add one (1) Acting Director of Environmental Management;
 2. Amend the Table and Index to add Acting Director of Environmental Management; and
 3. Appoint Jill Pahl as Acting Director of Environmental Management.
- J. County Executive Officer requests the following appointments/reappointments to the Napa County Tobacco Advisory Board with terms to commence immediately and expire as indicated.

<u>Terms to Expire January 31, 2006</u>	<u>Representing</u>
Yvonne Baginski	Community Representative
Marti Palmer	Health Care Organization
Carol Pierce	At Large Member
Todd Wiley	Community Representative

<u>Terms to Expire January 31, 2007</u>	<u>Representing</u>
Sally Sheehan-Brown*	Agency Concerned with Tobacco Related Diseases
Sandy Clarke*	Agency Concerned with Tobacco Related Diseases
Emilie K. Furrer*	Health Care Organization
Terry Gonsalves	Agency Concerned with Substance Abuse/Addiction
Carole McLain	At Large Member
Jeanne Title*	Educational Institution

*Incumbents

- K. County Executive Officer requests the following appointments/reappointments of applicants from each of the following categories to the Advisory Board on Alcohol and Drug Programs with the terms of office to commence immediately and expire as indicated.

Alcohol Industry, Term Expires January 1, 2007

Debra Blodgett*

Education, Term Expires January 1, 2008

Jeanne Title**

Interested Citizen (Two Positions), One Term to Expire January 1, 2006 and One Term to Expire January 1, 2008

Lisa Clark*

Jon Emerick**

*Recommended by the Advisory Board

**Incumbent and recommended by the Advisory Board. The Advisory Board also recommends Jon Emerick to fill the term expiring January 1, 2008.

- L. County Executive Officer requests the appointment of Christopher Thomas Bennett to serve on the State Council on Developmental Disabilities - Area 4 Board representing the category of a developmentally disabled person or parent or guardian with the term of office to commence immediately and expire December 31, 2008.
- M. County Executive Officer/Director of Emergency Services requests adoption of a resolution adopting the National Incident Management System as the official regulatory guidance for emergency response, preparedness, mitigation, prevention and recovery in Napa County.
- N. Second reading and adoption of an ordinance amending Napa County Code Chapter 2.24 relating to the 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, as authorized by Government Code Section 24011.
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.

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 requests the following actions relating to County Service Area No. 3 (CSA No. 3):

1. Open Public Hearing to consider any objections or protests with respect to the assessments for adoption in CSA No. 3, and tabulation of ballots from the landowners within the North Area Annexation;
2. Close Public Hearing and adopt a resolution authorizing and levying assessments for Fiscal Year 2005-2006;
3. Open Public Hearing to accept testimony on the Fiscal Year 2005-2006 budget, with a total appropriation of \$284,502; and
4. Close Public Hearing and continue consideration to August 9, 2005 at 9:00 A.M. for final adoption.

B. 9:00 AM PUBLIC HEARING

County Executive Officer requests the following actions relating to County Service Area No. 4 (CSA No. 4):

1. Open Public Hearing to consider any objections or protests with respect to the assessments proposed for adoption in CSA No. 4;
2. Close Public Hearing and adopt a resolution authorizing and levying assessments for Fiscal Year 2005-2006;
3. Open Public Hearing to accept testimony on the Fiscal Year 2005-2006 budget, with a total appropriation of \$441,880; and
4. Close Public Hearing and continue consideration to August 9, 2005 at 9:00 A.M. for final adoption.

C. 9:00 AM PUBLIC HEARING

Agricultural Commissioner/Sealer of Weights and Measures requests the following actions relating to the Napa County Winegrape Pest and Disease Control District (WP&DCD):

1. Open Public Hearing to consider any objections or protests with respect to the assessments proposed for WP&DCD for Fiscal Year 2005-2006; and
2. Close Public Hearing and adopt a resolution authorizing and levying assessments for Fiscal Year 2005-2006 on qualifying properties in the WP&DCD.

D. 9:00 AM

Recess to the Lake Berryessa Resort Improvement District (LBRID) meeting (See LBRID Agenda).

E. 9:00 AM

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

F. 9:00 AM

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

G. 9:00 AM

Recess to the Silverado Community Services District (SCSD) meeting (See SCSD Agenda).

H. 9:30 AM PUBLIC HEARING

Consideration and possible action regarding an appeal filed by attorney Bruce Ahnfeldt on behalf of his client, Gary Houck, of a decision by the Conservation, Development and Planning Commission on May 18, 2005 to deny Mr. Houck's Viewshed application request (No. P05-0005-VIEW) to construct a two-story 8,219 sq. ft. main residence, including a swimming pool, a covered pool cabana, yard and spa and an approximate 10,000 sq. ft. separate landscaped yard area including a bocce ball court with two small shade structures at either end, and a covered barbeque area and restroom. The main residence, yard area, and accessory structures and uses are proposed on the ridgeline and to the west of ridgeline of the site, south of Stags Leap, which can be viewed from Silverado Trail and State Highway 29, scenic roadway candidates identified in the Scenic Highways element of the Napa County General Plan [pp. 7-1] and Chapter 18.106 of the Napa County Code, Viewshed Protection Program. The project also includes improving and extending the existing private access drive from Soda Canyon Road to provide an all-weather surface to the project development areas and also includes a new septic system, water storage tanks and a 1,500 square foot horse barn. The septic field, water tanks and horse barn are located on the east side of the ridgeline and would not be visible from Silverado Trail. This project is within an AW (Agricultural Watershed) zoning district. (Assessor's Parcel No. 039-640-001) 2275 Soda Canyon Road, Napa.

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

I. 11:00 AM

Agricultural Commissioner requests the Board receive a brief report and acknowledge the accomplishment of youth who submitted entries for the CyberMill ClubHouse's "Stories of the Valley" Digital Movie Contest. (Supervisor Wagenknecht)

9. ADMINISTRATIVE ITEMS

10. LEGISLATIVE ITEMS

- A. Approval of and authorization for the Chair to sign a letter of support for SB 861 relating to local government regulation of dangerous and vicious dogs. (Unanimous vote of the Board members present required)

- B. Approval of and authorization for the Chair to sign a letter outlining Napa County's concerns relating to AB 885, the proposed statewide regulations for onsite wastewater treatment systems. (Supervisor Dillon) (Unanimous vote of the Board members present required)

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

15. ADJOURNMENT

**ADJOURN TO BOARD OF SUPERVISORS' REGULAR MEETING, TUESDAY, AUGUST 09, 2005
AT 9:00 A.M.**