



# AGENDA

## NAPA COUNTY BOARD OF SUPERVISORS

**Tuesday August 28, 2007 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

Gladys I. Coil  
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](http://www.co.napa.ca.us)**

**1. CALL TO ORDER; ROLL CALL****2. PLEDGE OF ALLEGIANCE****3. PRESENTATIONS AND COMMENDATIONS**

- A. Presentation of a proclamation declaring September 2007 as "Recovery Happens Month" in Napa County.
- B. Presentation of Retirement Proclamation to John Pearson, Director of Corrections, in recognition of over 21 years of service.
- C. Presentation of Retirement Proclamation to Bonny Martignoni, Assistant Emergency Medical Services Administrator, in recognition of over 22 years of service.
- D. Presentation of Retirement Proclamation to Sandra Kaddas, Director of Public Health Lab, in recognition of 18 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**Public Safety

- A. County Fire Chief requests approval of and authorization for the Chair to sign an agreement with Joaquin's Landscaping Service for a maximum of \$50,000 for the term August 1, 2007 through December 31, 2007 to provide defensible space for properties that do not comply with the weed abatement ordinance.
- B. County Fire Chief requests approval of the following actions regarding fire protection services:
  - 1. Authorization for the Chair to sign an agreement with the California Department of Forestry and Fire Protection/Cal Fire for a maximum of \$7,428,586 for the term July 1, 2007 through June 30, 2008; and
  - 2. Revision of Schedule E - Fixed Assets reducing the amount by \$388,500 for a new total of \$1,170,814.

- C. Sheriff, County Executive Officer/Purchasing Agent, and Director of Public Works request the following:
1. Declare two vehicles as surplus and no longer required for public use;
  2. Authorize their removal from the fixed asset inventory; and
  3. Authorize their disposal by donating them to the Napa Valley College Police Academy. (4/5 vote required)

#### Human Services

- D. Director of Health and Human Services requests approval of and authorization for the Chair to sign renewals of the following revenue agreements with the California Department of Health Services for the term July 1, 2007 through June 30, 2010 for AIDS services:
1. Agreement No. 3409 (AIDS Master Grant Agreement) for a maximum of \$151,968;
  2. Agreement No. 3484 prescribing terms and conditions for HIV/AIDS Surveillance;
  3. Agreement No. 3485 prescribing terms and conditions for HIV Counseling and Testing; and
  4. Agreement No. 3820 prescribing terms and conditions for AIDS Education and Prevention activities.
- E. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following revenue agreements with First 5 Napa Children and Families Commission:
1. Amendment No. 1 to Agreement No. 6661 extending the term through June 30, 2008 for the Universal Home Visiting Program; and
  2. Agreement for the term July 23, 2007 through June 30, 2008 for a maximum of \$100,000 to fund staff for the Therapeutic Child Care Center.
- F. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6802 with SYA Group, Inc., increasing the amount by \$11,368 for a maximum of \$76,080, revising the Scope of Work to add the development of an emergency operations plan and procedures for the County's Health and Human Services' Old Sonoma Road campus, revising the Compensation section to reimburse the contractor for the additional services, and extending the term of the agreement through December 31, 2007.
- G. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with Rocio Cuddy, LCSW, for a maximum of \$5,200 for the term August 28, 2007 through June 30, 2008 to provide counseling services in the Children's Behavioral Health/Child Welfare Services/SB 163 Programs.
- H. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with Family Service of the North Bay, Inc., for a maximum of \$19,998 for the term September 1, 2007 through June 30, 2008, with a provision for automatic annual renewal, establishing a maximum of \$21,816 for Fiscal Year 2008-2009, for the provision of specialty mental health services for HHSA clients residing in the Permanent Housing Program.

- I. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following Memoranda of Understanding, each for the term August 28, 2007 through August 27, 2010 for membership in the Bay Area Regional Immunization Registry (BARR) Program:
1. L. Kendall Nelsen, M.D.; and
  2. Community Health Clinic Ole, Inc.
- J. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following agreements with Napa Valley Child Advocacy Network, dba Parent-Child Advocacy Network, Inc.:
1. Agreement for a maximum of \$73,500 for the term August 28, 2007 through June 30, 2008, with a provision for automatic annual renewal, to provide parent advocacy and outreach services for families under the Mental Health Services Act (MHSA) Project; and
  2. Business Associate Agreement setting forth the terms and conditions of the Health Insurance Portability and Accountability Act of 1996 (HIPAA) Privacy Rule.
- K. Director of Health and Human Services requests approval of and authorization for the Chair to sign two rental agreements with the City of Napa for a maximum of \$1,500 for the use of the Pelusi Building and the Mulberry I Building at John F. Kennedy Park on October 11, 2007 for staff organizational and professional development activities.

#### Community Resources & Infrastructure

- L. Director of Conservation, Development and Planning requests the following actions relating to an application to the State of California Coastal Impact Assistance Program (CIAP) for funding in the amount of \$3,370 per year for Fiscal Year 2007-2008 through Fiscal Year 2009-2010 with possible program extension through Fiscal Year 2010-2011:
1. Authorization for the Director to prepare and submit a funding application to the CIAP; and
  2. Adoption of a resolution identifying the Napa River Salmon Monitoring Project as the proposed project for Napa County.
- M. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 6711 with Maximus, Inc., increasing the amount by \$60,000 for a new maximum of \$140,000 and extending the term through June 30, 2008 with rollover provisions for subsequent years as necessary for services related to the filing of additional claims and appeals related to the 2005 New Year's Eve and April 2006, flood events.

#### General Admin & Finance

- N. Auditor-Controller requests authorization to draw a warrant in the amount of \$40,000 from the Napa County Fair Fund, payable to the Napa County Fair, for the purpose of replenishing the Operating Fund for special projects on the fairgrounds.

- O. County Counsel requests approval of and authorization for the Chair to sign an agreement (formerly No. AUD 5919) with Bartkiewicz, Kronick & Shanahan, P.C. for a maximum of \$100,000 for the term August 28, 2007 through June 30, 2008 for legal services concerning water issues.
- P. County Executive Officer requests approval of and authorization for the Chair to sign an agreement with John Pearson for the term September 4, 2007 through June 30, 2008 for a maximum of \$50,000 for the provision of consulting services to the Director of Corrections and the Adult Criminal Justice Planning Committee.

## 7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

## 8. SET MATTERS OR PUBLIC HEARINGS

### A. 9:00 AM

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

### B. 9:15 AM PUBLIC HEARING

Consideration of an appeal filed by the Trustees of Albert Jessee McDowell Trust to a decision by the Director of Public Works to approve a Lot Line Adjustment filed by Allan F. and Nancy L. Mueller for the property located on Glos Lane at State Highway 29 in St. Helena. (Assessor's Parcel Nos. 030-190-013 and 030-190-014)

**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.

### C. 9:45 AM

Presentation by the Director of Public Works regarding the programs supported by the Roads budget.

## 9. ADMINISTRATIVE ITEMS

### Public Safety

- A. First reading and intention to adopt an ordinance adding a new Section 12.02 as it relates to camping and storage of personal property in the unincorporated areas of Napa County.  
**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)].

Community Resources & Infrastructure

- B.** Director of Conservation, Development and Planning requests approval of and authorization for the Chair to sign an agreement with Keyser Marston Associates, Inc. (KMA) for a maximum of \$90,000 for the term of August 28, 2007 through June 30, 2008 for the preparation of a study to determine the feasibility of developing a Workforce Housing Program.

General Admin & Finance

- C.** Auditor-Controller requests adoption of the following three resolutions:
1. Resolution authorizing the implementation of the Teeter Plan as follows:
    - a. Authorizing the continuance, for the purposes of the Teeter Plan, to be governed by Revenue and Taxation Code Section 4703.2 for Fiscal Year 2007-2008;
    - b. Authorizing the issuance of a promissory note to fund payment of the Fiscal Year 2006-2007 delinquent secured taxes; and
    - c. Authorizing the Chair and Clerk of the Board to sign the note;
  2. Resolution adopting the tax rates for the Fiscal Year 2007-2008 Secured Tax Roll; and
  3. Resolution establishing the Fiscal Year 2007-2008 appropriation limit and estimated revenue subject to the limit for the County of Napa as required by Article XIII-B of the California Constitution.

**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 - EXISTING LITIGATION** (Government Code Section 54956.9(a))

Name of Case: DeHaro, et al. vs. County of Napa, et al. (Napa Superior Court Case No. 26-22255)

**B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

- i. Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9: (Two cases)
- ii. Initiation of litigation pursuant to subdivision (c) of Government Code Section 54956.9: (One case)

**C. CONFERENCE WITH LABOR NEGOTIATOR** (Government Code Section 54957.6)

Agency Designated Representatives: Mark Gregersen, Human Resources Director

Employee Organization: SEIU Local 1021 - NAPE (Employee Unit & Supervisory Unit of the County of Napa); Napa County Deputy Sheriffs' Association (Employee Unit and Supervisory Unit of the County of Napa)

**15. ADJOURNMENT**

**ADJOURN TO BOARD OF SUPERVISORS REGULAR MEETING, TUESDAY, SEPTEMBER 11, 2007  
AT 9:00 A.M.**