

MINUTES OF THE
MEETING OF THE BOARD OF SUPERVISORS
COUNTY OF NAPA

July 24, 2001

1. Call to Order.
THE BOARD OF SUPERVISORS OF THE COUNTY OF NAPA MET IN REGULAR SESSION, TUESDAY, JULY 24, 2001 AT 9:00 A.M. WITH THE FOLLOWING MEMBERS PRESENT: CHAIRMAN MIKE RIPPEY, SUPERVISORS MARK LUCE, MEL VARRELMAN, BILL DODD AND BRAD WAGENKNECHT.
2. Pledge of Allegiance.
DEPUTY COUNTY COUNSEL JOE FOLKARD LED THE SALUTE TO THE FLAG.
3. Public Comment.
MIKE FREY, VICE PRESIDENT OF THE NAPA COUNTY DEPUTY SHERIFF'S ASSOCIATION, EXPRESSED DISSATISFACTION WITH LABOR NEGOTIATIONS.
AL CARDWELL ADDRESSED THE BOARD CONCERNING INCREASED PROPERTY TAX ASSESSMENTS IN NAPA COUNTY.
DAVID BAKER INTRODUCED HIMSELF AS THE NEW EXECUTIVE DIRECTOR OF THE NAPE-SEIU, LOCAL 614.
JUDY WILSON, THE WIFE OF A NAPA COUNTY SHERIFF DEPUTY, AND JIM DINOV WITH THE DEPUTY SHERIFF'S ASSOCIATION SPOKE CONCERNING LAW ENFORCEMENT LABOR NEGOTIATIONS AND IN FAVOR OF EQUITY ADJUSTMENTS.
4. Department Heads' Reports and Announcements.
NONE

Consent Calendar

5. Chief Probation Officer requests approval of and authorization for Chairman to sign an agreement with Eagle Recovery Residential Program for \$1,500 per month for the placement of a juvenile court ward.
HELD FOR DISCUSSION

APPROVED

D-V-L-BW-R

A-4515

6. Sheriff requests approval of and authorization for Chairman to sign an agreement with Colla's Shell Service for \$140 per month for the term July 1, 2001 through June 30, 2002 for car wash services.

A-4523

7. Sheriff requests approval of and authorization for Chairman to sign an agreement with BD Morgan Investigations Group for \$29 per hour for unarmed officers and \$39 per hour for armed officers for the term July 1, 2001 through June 30, 2002 for security services.

A-4522

8. Sheriff requests approval of Budget Transfer No. 3 appropriating \$60,102 in the Sheriff's budget, with offsetting revenues from the Automated Warrant Trust Fund, for the purchase of a document management system. (4/5 vote required)

BT-3

9. Sheriff requests approval of and authorization for Chairman to sign the following amendments for police services for the term July 1, 2001 through June 30, 2002:

- A. Amendment No. 5 to Agreement No. 1841 with the Town of Yountville increasing the amount by \$17,823 for a new estimate of \$327,031; and

A-1841

(AMEND. 5)

- B. Amendment No. 6 to Agreement No. 3220 with the City of American Canyon increasing the amount by \$87,823 for a new estimate of \$1,298,282.

A-3220

(AMEND. 6)

10. Auditor-Controller requests the Board accept and instruct the Clerk of the Board to file the Audit Report of the Napa County Grand Jury for the fiscal year ended June 30, 2000. (Report on file with the Clerk of the Board)

11. Director of Health and Human Services Agency requests approval of and authorization to release a Request for Proposals (RFP) for the provision of emergency advanced life support ambulance services for Exclusive Operating Area One (EOA 1) in Napa County.

12. Director of Health and Human Services Agency requests approval of and authorization for Chairman to sign the following agreements for the term July 1, 2001 through June 30, 2002 to provide services in the Mental Health Outpatient Managed Care Program:

- A. Renewal of Agreement No. 4029 with Linda Bancke, Ph.D., for a maximum of \$5,000;

- B. Renewal of Agreement No. 4268 with Del Domezio, LCSW, for a maximum of \$16,000;

- C. Renewal of Agreement No. 4053 with James M. McKnight, M.D., for a maximum of \$30,000;

- D. Agreement with Margaret Beardsley, MFCC, for a maximum of \$6,000;

- E. Agreement with Persis Hamilton, MS, RN, for a maximum of \$8,000;

12. Continued
 - F. Agreement with Sharon Harp, MFCC, for a maximum of \$4,000;
 - G. Agreement with Margaret A. Lee, LCSW, for a maximum of \$6,000;
 - H. Agreement with Gerane W. Park, LCSW, for a maximum of \$2,500;
 - I. Agreement with Judy Speed, Ph.D., for a maximum of \$4,000;
 - J. Agreement with Karol K. van der Veur, MFCC, for a maximum of \$3,000;
 - K. Agreement with Liz Williams, LCSW, for a maximum of \$8,000; and
 - L. Agreement with Nina N. Woods, Ph.D., for a maximum of \$7,000.

13. Director of Conservation, Development and Planning requests approval of and authorization for Chairman to sign an agreement with Philip Crundall for a maximum of \$9,500 for the term July 1, 2001 through June 30, 2002 for services related to agricultural preserve "Williamson Act" contracts and building permits.

A-4524

14. Director of Conservation, Development and Planning requests approval of and authorization for Chairman to sign an agreement with Donna Mayfield for a maximum of \$20,000 for the term July 1, 2001 through June 30, 2002 to assist with training for new employees.

A-4521

15. Director of Conservation, Development and Planning requests approval of and authorization for Chairman to sign an agreement with Jerry Haag for a maximum of \$63,000 for the term July 1, 2001 through June 30, 2002 to assist with the preparation of environmental documents required for telecommunication facilities.

A-4520

16. Director of Conservation, Development and Planning requests approval of and authorization for Chairman to sign a Joint Powers Agreement with the Napa County Resource Conservation District (RCD) for a maximum of \$200,000 for the term July 1, 2001 through June 30, 2002 to assist with the review and implementation of the County's conservation regulations.

A-4519

17. Director of Public Works requests approval of Budget Transfer No. 116, increasing Fiscal Year 2000/2001 appropriations by \$40,000 in the Equipment Pool Operating budget (Fund 4010), offset by over-realized revenues, to cover excess expenditures.
(4/5 vote required)

BT-116

18. Director of Public Works requests acceptance of the work as complete and authorization for Chairman to sign and file a Notice of Completion with the Clerk/Recorder for Contract No. PW 00-16, "Napa County Animal Shelter Site Preparation."

19. Director of Public Works requests acceptance of the work as complete and authorization for Chairman to sign and file a Notice of Completion with the Clerk/Recorder for Contract No. PW 01-03A, "Atlas Peak Road Median Strip Tree Removal."

20. Director of Public Works requests approval of plans and specifications for the "Health and Human Services Kitchen Remodel, Building K Remodel, Paint & Re-carpet and Installation of 100 KW Emergency Generator Project," PW 01-01, authorization to advertise for bids and setting 3:30 P.M. on August 23, 2001 for opening of sealed bids.
21. Director of Public Works requests approval of and authorization for Chairman to sign an agreement with Super Cleaning Service for a maximum of \$3,850 per fiscal year for the term July 24, 2001 through June 30, 2002 with an option for automatic annual renewal for cleaning the Roads Division offices at 7292 Silverado Trail, Yountville.
A-4518
22. Director of Public Works requests approval of and authorization for Chairman to sign Amendment No. 12 to Agreement No. 2002 with the City of St. Helena increasing the daily rental rate by \$10 for a new rate of \$60 per day and extending the term through June 30, 2002 for lease space at the City Council Chamber Room for use by the Superior Court of California for the County of Napa.
**A-2002
(AMEND. 12)**
23. County Counsel requests approval of and authorization for Chairman to sign an agreement with the Spanish Flat Water District for the Office of Napa County Counsel to provide legal services to the District on an as-needed basis.
A-4517
24. County Administrator requests adoption of the following resolutions relating to the annexation of Central Valley Builders Supply to the American Canyon Fire Protection District:
 - A. Resolution regarding adjustments in the allocation of property taxes as a result of the annexation; and
R-01-82
 - B. Resolution waiving right to a protest hearing.
R-01-84
25. County Administrator requests approval of proposed response to the Grand Jury Auditor's Report for 1999/2000 and authorization for Chairman to sign the letter transmitting the response to the Presiding Judge of the Superior Court and the Grand Jury Audit Committee.
26. County Administrator/Purchasing Agent requests authorization to declare certain items as surplus, remove them from inventory, and dispose of them at public auction. (Complete list on file with the Clerk of the Board)
27. Adoption of Retirement Resolution No. 01-81 for Sharon Clark, Court Division Specialist, Napa Superior Court, in recognition of over 21 years of service.
R-01-81

28. Approve minutes of Board of Supervisors' meeting of June 12, 2001.
29. Discussion of items removed from the Consent Calendar.
(SEE ITEM NUMBER 5)

**APPROVED CONSENT CALENDAR NUMBERS 6 THROUGH 28.
BW-D-L-V-R**

Set Matters

30. 9:05 a.m. - Registrar of Voters to present additional options for supervisorial district adjustments needed to recognize 2000 Census data.
PRESENTATION MADE
31. 9:15 a.m. - Public Hearing - Board to consider Application for Temporary Event License Request No. 00436-E filed by Sutter Home Winery, Inc. to hold the Sutter Home Winery Build a Better Burger Cook-Off consisting of contest winners preparing burgers from winning recipes for attendees and judges followed by an awards ceremony with music at Sutter Home Winery on Saturday, September 22, 2001 from 12:00 noon to 5:00 P.M. with an expected attendance of 500 persons at 105 Zinfandel Lane, St. Helena. (Assessor's Parcel No. 030-060-025)
PUBLIC HEARING HELD

APPROVED REQUEST

BW-V-L-D-R

32. 9:30 a.m. - Public Hearing - Board to consider appeal filed by Nicholas R. Van Male, Attorney on behalf of Robert Lichtman, Wesley and Lauren Thollender, Earl and Janet Thollender, Peggy Pochini, Marie R. Rogers, Madonna Day, Bud and Lisa Pochini and Peter and Libby Fourkas to the Conservation, Development and Planning Commission decision on May 2, 2001 to approve Tom Eddy - Use Permit Request No. 00175-UP to establish a 48,000 gallon/year winery within a proposed 10,200 square foot winery structure with retail sales by appointment only, a marketing plan, and custom production activities for 3 custom producers involving crushing, fermentation, barrel aging, bottling and utilizing up to 15,400 gallons/year of the proposed total production capacity, located on a 4± acre parcel on the northeast side of State Highway 128, at the Napa/Sonoma County line within the Agricultural Watershed (AW) Zoning District. 3870 State Highway 128. (Assessor's Parcel No. 017-110-001) Environmental Determination: Negative Declaration Adopted. (Public Hearing Will Not Be Held; Public Hearing To Be Re-Noticed For August 7, 2001 At 10:30 a.m.)
PULLED FROM THE AGENDA - NO ACTION TAKEN

33. 1:30 p.m. - Recess to the Napa County Flood Control and Water Conservation District Special Meeting.
(SEE NAPA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT MINUTES)

Regular Calendar

34. Clerk of the Board requests appointment of the following applicants to serve on the Napa County Commission on the Status of Women with one term to expire October 1, 2001 and one term to expire October 1, 2002:

<u>Applicants</u>	<u>Category of Appointment</u>
Allison Debra Wilensky-Cramer	General Public
Linda Mc Doniels	General Public

APPOINTED ALLISON DEBRA WILENSKY-CRAMER WITH THE TERM OF OFFICE TO EXPIRE OCTOBER 1, 2001 AND LINDA MC DONIELS WITH THE TERM TO EXPIRE OCTOBER 1, 2002.

V-BW-L-D-R

35. Clerk of the Board requests appointment of the following applicants to serve on the Napa County Watershed Task Force Oversight Committee:

- A. Appoint one (1) member of the Board of Supervisors.

SUPERVISOR WAGENKNECHT NOMINATED AND THE BOARD APPOINTED CHAIRMAN MIKE RIPPEY.

BW-L-V-D-R

- B. Appoint one (1) member of the Conservation, Development and Planning Commission.

Commissioner Tony Holzauer was recommended by the Commission on June 6, 2001

SUPERVISOR WAGENKNECHT NOMINATED AND THE BOARD APPOINTED COMMISSIONER TONY HOLZHAUER.

BW-V-L-D-R

- C. Appoint two (2) members appointed from the Napa River Watershed Task Force (NRWTF):

Drew L. Aspegren
Guy Kay
Jim Lincoln
Chris Malan
Perry W. Mead
Richard R. Niemann*
Will Nord (Alternate NRWTF Member)
Beth Painter*
Eric Ellis Titus

*Applied for both NRWTF and Public-at-Large Member Openings.

35. Continued

**SUPERVISOR WAGENKNECHT NOMINATED AND THE BOARD
APPOINTED DREW L. ASPEGREN.**

**SUPERVISOR VARRELMAN NOMINATED AND THE BOARD APPOINTED
GUY KAY.**

BW-V-L-D-R

- D. Appoint three (3) Public-at-Large Members:

Thomas H. Shelton
Richard R. Niemann
Beth Painter

**SUPERVISOR LUCE MADE A MOTION, SECONDED BY
SUPERVISOR WAGENKNECHT TO READVERTISE FOR THE THREE (3)
PUBLIC AT LARGE MEMBERS IN LIGHT OF TWO (2) OF THE CURRENT
APPLICANTS ARE NAPA RIVER WATERSHED TASK FORCE MEMBERS,
HOWEVER, FOLLOWING DISCUSSION, THE MOTION WAS WITHDRAWN.**

**APPOINTED THOMAS H. SHELTON, RICHARD R. NIEMANN AND
BETH PAINTER.**

L-D-V-BW-R

36. Regional Coordinator requests approval of and authorization for Chairman to sign a letter addressed to the United States Senate appointed conferees, opposing the proposed rescission of Workforce Investment Act committed funds under proposed legislation HR2216. (Continued from July 17, 2001)

**REGIONAL COORDINATOR DONNA DEWEERD ADVISED THAT NO
ACTION IS NECESSARY AS THE SENATE VOTED TO RESCIND \$242.5
MILLION FROM A NUMBER OF FUNDING SOURCES WITHIN THE
DEPARTMENT OF LABOR.**

NO ACTION TAKEN

37. County Administrator and Personnel Director request approval of cost of living and benefit adjustments for Management Non-Classified, Management and Confidential Employees

APPROVED REQUEST

V-D-L-BW-R

38. Discussion and possible action regarding legislation.

NONE

39. Board of Supervisors' Committee Reports and Announcements.
SUPERVISOR DODD REPORTED ON METROPOLITAN TRANSPORTATION COMMISSION (MTC) JOINT MEETING WITH THE BAY AREA AIR QUALITY MANAGEMENT DISTRICT AND ASSOCIATION OF BAY AREA GOVERNMENTS WHERE MTC COMMISSION MARK SAULNIER (CONTRA COSTA COUNTY SUPERVISOR) MOVED APPROVAL OF THE AIR PLAN FOR THE BAY AREA. THERE WILL BE SIX (6) MORE PUBLIC HEARINGS DEALING WITH THE SERIOUSLY AFFECTED AREAS NEAR ENERGY PLANTS AND OIL REFINERIES.

SUPERVISOR WAGENKNECHT AND CHAIRMAN RIPPEY REPORTED ON LOCAL AGENCY FORMATION COMMISSION STRATEGIC PLANNING WORKSHOP.

40. Board of Supervisors' Future Agenda Items.
NONE

41. Closed Session regarding:

A. Conference with Labor Negotiator (Government Code Section 54957.6)

- i) Agency Negotiator: Bruce Heid
Employee Organization: Napa Association of Public Employees
- ii) Agency Negotiator: Jay Hull
Unrepresented Employees: Non-Classified, Management and Confidential Employees (Excluding Elected Officials)

B. Public Employee Discipline/Dismissal/Release (Government Code Section 54957)

CLOSED SESSION HELD – NO REPORT

Adjournment

**ADJOURNED TO BOARD OF SUPERVISORS' REGULAR MEETING, TUESDAY,
JULY 31, 2001 AT 9:00 A.M.**

MIKE RIPPEY
Chairman

ATTEST:

MARY JEAN MCLAUGHLIN
Clerk of the Board of Supervisors

TERI SISSON
Supervising Clerk of the Board

KEY

Vote: L = Mark Luce; R = Mike Rippey; V = Mel Varrelman; D= Bill Dodd;
BW = Brad Wagenknecht
Notations under Vote: N = No; X = Excused; A = Abstain