

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

September 27, 2005

1. Call to Order; Roll Call.
THE BOARD OF SUPERVISORS OF THE COUNTY OF NAPA MET IN REGULAR SESSION ON TUESDAY, SEPTEMBER 27, 2005 AT 9:00 A.M. WITH THE FOLLOWING MEMBERS PRESENT: CHAIRPERSON DIANE DILLON, SUPERVISORS BILL DODD, HAROLD MOSKOWITE, BRAD WAGENKNECHT AND MARK LUCE. THE MEETING WAS CALLED TO ORDER BY CHAIR DILLON AT 9:02 A.M.
2. Pledge of Allegiance.
NOT RECORDED
3. Presentations and Commendations.
NOT RECORDED
4. Public Comment.
NONE
5. Department Heads' Reports and Announcements.
NONE

Consent Items

- 6A. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following amendments revising the daily rates of psychiatric hospitals for the provision of managed care (Medi-Cal) inpatient mental health services and mental health services for uninsured clients:
 1. Managed care amendments:
 - a. Amendment No. 1 to Agreement No. 4135 with St. Helena Hospital Center for Behavioral Health;
**A-4135
(AMEND.1)**
 - b. Amendment No. 1 to Agreement No. 4277 with Telecare Corporation; and
**A-4277
(AMEND. 1)**
 - c. Amendment No. 1 to Agreement No. 6132 with Mt. Diablo Medical Pavillion.
**A-6132
(AMEND. 1)**
 2. Agreements for uninsured clients:
 - a. Amendment No. 1 to Agreement No. 4141 with St. Helena Hospital;
**A-4141
(AMEND. 1)**
 - b. Amendment No. 1 to Agreement No. 4142 with St. Helena Hospital Center for Behavioral Health; and
**A-4142
(AMEND. 1)**

6A. Continued.

c. Amendment No. 1 to Agreement No. 4464 with Telecare Corporation.

**A-4464
(AMEND. 1)**

6B. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 6281 with Napa Valley College extending the term through September 30, 2006 to provide small business plan development training for clients participating in the INCLUSION Program.

**A-6281
(AMEND. 3)**

6C. Director of Health and Human Services requests approval of Budget Transfer No. 13 in the amount of \$6,005 transferring funds within the Public Health Budget budget to establish a fixed asset for the purchase of a Cisco Analog Phone Gateway to be used in the event of an emergency. (4/5 vote required)

BT-13

6D. Director of Health and Human Services requests authorization for the County Executive Officer and staff to take any and all appropriate actions and steps, subject to the Board's final approval on October 11, 2005, required to acquire the property located at 1046 Bella Drive, Napa, for the purpose of relocating social rehabilitation services and related programs currently operating within the City of Napa.

6E. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 1 to Lease Agreement No. 6463 with GE Modular Space to include a Space License Agreement with the Napa Valley Child Advocacy Network, dba Parent-Child Advocacy Network (PCAN).

**A-6463
(AMEND. 1)**

6F. Director of Public Works requests approval of and authorization for the Chair to sign three Space License Agreements with Napa Valley Child Advocacy Network, dba Parent-Child Advocacy Network, at no cost for the term September 27, 2005 and continuing until terminated by either party at the following locations:

- 1. Building H, of the Health and Human Services Agency campus at 2344 Old Sonoma Road; **A-6520**
- 2. North Modular Building of the Health and Human Services Agency campus at 2344 Old Sonoma Road; and **A-6521**
- 3. 1917 First Street in Napa. **A-6522**

6G. Director of Public Works requests award of the contract for the "650 Imperial Way Fire Protection System Modifications Project," PW 05-04, to RCM Fire Protection, Inc. of Tracy, California, for their low base bid of \$103,500 and authorization for the Chair to sign the construction contract.

6H. Acting Human Resources Director requests adoption of a resolution approving the Memoranda of Understanding between the County of Napa and the Public Service Employee and Public Service Employee - Supervisory Units, effective from July 3, 2004 to June 29, 2007.

ITEM REMOVED FOR DISCUSSION

ADOPTED RESOLUTION

BD-BW-HM-ML-DD

R-05-167

- 6I. County Executive Officer requests approval of and authorization for the Chair to sign Amendment No. 2 to Loan Agreement No. 3655 with Napa Valley Community Housing (NVCH) and associated documents related (3655-1) to the prospective sale of White Cottage Ranch property in Angwin.

ITEM REMOVED FOR DISCUSSION

THE BOARD APPROVED THE ITEM ON THE CONDITION THAT THE TRANSFER OF THE LOAN IS SECURED BY ANOTHER PROPERTY OWNED BY NVCH.

BD-ML-HM-DD-BW

A-3655

(AMEND.2)

- 6J. County Executive Officer requests approval of and authorization for the Chair to sign Amendment No. 4 to Agreement No. 6246 with Sonoma State University extending the term through January 30, 2006 at no additional cost to continue providing project management services on grant projects designed to serve individuals with disabilities.

A-6246

(AMEND. 4)

- 6K. County Executive Officer requests approval of and authorization for the Chair to sign an agreement with the Napa Valley Economic Development Corporation (NVEDC) for a maximum of \$35,000 for the term July 1, 2005 through June 30, 2006 for the provision of services related to economic and community development.

A-4198

- 6L. County Executive Officer/Director of Emergency Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6404 with Balzac Communications, Inc. increasing the amount by \$118,000 for a new maximum of \$218,000, extending the term through August 31, 2006 and amending the Scope of Work to continue with and expand the public awareness and education component of the Napa Firewise Plan.

A-6404

(AMEND. 1)

- 6M. County Executive Officer/Director of Emergency Services requests approval of the following actions:

1. Acceptance of the 2005 Wildland Urban Interface grant from the U.S. Department of Agriculture Forest Service in the amount of \$223,675 for the Firewise program; and
2. Approval of Budget Transfer No. 12 appropriating \$223,675 in the Emergency Services budget with offsetting revenues from the Wildland Urban Interface grant. (4/5 vote required)

BT-12

7. Discussion of Items Removed from the Consent Calendar.
SEE ITEMS 6H AND 6I.

APPROVED CONSENT CALENDAR ITEMS 6A THROUGH 6G AND 6J THROUGH 6M.

ML-BW-BD-HM-DD

Set Matters or Public Hearings

- 8A. 9:00 a.m. Community Partnership Manager requests the Board accept a status report from Bill Watkins, Executive Director of the University of California - Economic Forecast Project regarding the Napa County Community Indicators Project.

REPORT GIVEN

- 8B. 9:30 a.m. Public Hearing Clerk of the Board requests the Board:

1. Open and conduct a Public Hearing regarding the revocation of Taxi Permits for three (3) owner/drivers and six (6) drivers for Taxi Cabernet; and
2. Close the Public Hearing and revoke the permits for all owner/drivers and drivers for Taxi Cabernet.

**PUBLIC HEARING HELD – NO TESTIMONY PRESENTED
APPROVED REQUEST BW-BD-HM-ML-DD**

- 8C. 9:45 a.m. Public Hearing County Executive Officer requests adoption of a resolution authorizing the submittal of an application for a \$35,000 Planning and Technical Assistance Grant to the State Community Development Block Grant Program (CDBG) for the following projects:

1. Howell Mountain Mutual Water Company to conduct a comprehensive study of water service needs in the Angwin - Deer Park area; and
2. St. Helena Hospital to conduct a comprehensive study of water service needs in the Angwin - Deer Park area.

SUPERVISOR LUCE RECUSED HIMSELF DUE TO POTENTIAL CONFLICT OF INTEREST.

**PUBLIC HEARING HELD – NO TESTIMONY PRESENTED
ADOPTED RESOLUTION BD-BW-ML-HM-DD**

R-05-166

X

- 8D. 10:15 a.m. Presentation of proclamations to Boy Scouts who raised money for the Hurricane Katrina Relief Effort. (Supervisor Dodd)

PRESENTATION MADE

Administrative Items

- 9A. County Counsel requests consideration and adoption of a resolution ordering an election and consolidating it with the June 6, 2006 statewide primary election for the purpose of enabling the voters of Napa County to approve or reject the "Fair Payment for Public Benefit Act" initiative.

THE BOARD CONTINUED THIS MATTER TO OCTOBER 4, 2005.

BD-BW-HM-ML-DD

- 9B. County Counsel requests consideration and adoption of a resolution ordering an election and consolidating it with the June 6, 2006 statewide primary election for the purpose of enabling the voters of Napa County to approve or reject the "Read and Understand Act" initiative.

THE BOARD CONTINUED THIS MATTER TO OCTOBER 4, 2005.

BD-BE-HM-ML-DD

- 9C. Registrar of Voters to provide final response to the Elections Task Force and the Grand Jury reports.
REPORT GIVEN

Legislative Items

- 10A. Discussion and possible action related to AB 889 (Ruskin) - weights and measures. (Unanimous vote of the Board members present required)

**THE BOARD WENT ON RECORD IN SUPPORT OF AB 889.
BD-BW-HM-ML-DD**

- 10B. Discussion and possible action related to SB 455 (Escutia) - pest control violations. (Unanimous vote of the Board members present required)

THE BOARD AUTHORIZED THE AGRICULTURAL COMMISSIONER TO SEND A LETTER OPPOSING SB 455.

ML-BW-BD-HM-DD

11. Board of Supervisors' Committee Reports and Announcements.

SUPERVISOR DODD REPORTED ON HIS TRIP TO WASHINGTON D.C. ON BEHALF OF THE FLOOD CONTROL PROJECT.

SUPERVISOR WAGENKNECHT REPORTED ON HIS ATTENDANCE AT THE BAY AREA AIR QUALITY MANAGEMENT DISTRICT BOARD MEETING LAST WEDNESDAY. HE REPORTED ON THE DRAFT OZONE REPORT DEALING WITH STRATEGIES TO REDUCE OZONE OVER THE NEXT FIVE YEARS.

HE REPORTED ON THE NAPA COUNTY FIRST 5 (CHILDREN AND FAMILIES COMMISSION) MEETING HE ATTENDED ON MONDAY.

CHAIR DILLON REPORTED ON HER ATTENDANCE AT THE COMMISSION ON AGING AND THE MEETING OF THE REGIONAL COUNCIL OF RURAL COUNTIES.

12. Board of Supervisors' Future Agenda Items.

SUPERVISOR DODD REQUESTED STAFF REVIEW A REPORT HE RECEIVED ON A WORK PROGRAM FOR IMPLEMENTING AND REFINING THE BAY AREA SMART GROWTH VISION. HE FURTHER REQUESTED STAFF TO REPORT BACK TO THE BOARD EXPLAINING THE IMPACTS OF THIS VISION ON NAPA COUNTY.

13. County Executive Officer Reports and Announcements.

NANCY WATT, COUNTY EXECUTIVE OFFICER, ANNOUNCED THAT NAPA COUNTY RECEIVED TWO MERIT AWARDS FOR THEIR ENTIRIES IN THE CALIFORNIA STATE ASSOCIATION OF COUNTIES (CSAC) CHALLENGE AWARD PROGRAM. ONE AWARD WAS FOR "AGENDANET" AND THE SECOND FOR THE CITY/COUNTY HOUSING AGREEMENTS. THERE WERE A TOTAL OF 234 CHALLENGE AWARD ENTRIES THIS YEAR.

13. Continued.

CHAIR DILLON AND SUPERVISOR WAGENKNECHT ANNOUNCED THEIR ATTENDANCE AT THE NAPA COUNTY RIDGE TRAIL OPENING.

14. Closed Session

A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of litigation pursuant to subdivision (c) of Government Code Section 54956.9:

(Two cases)

CLOSED SESSION HELD – NO REPORTABLE ACTION

Adjournment

ADJOURN TO BOARD OF SUPERVISORS' REGULAR MEETING, TUESDAY, OCTOBER 4, 2005 AT 9:00 A.M.

HAROLD MOSKOWITE, Chairman

ATTEST:

GLADYS I. COIL, Clerk of the Board

KEY

Vote: DD = Diane Dillon; BD = Bill Dodd; ML = Mark Luce;

HM = Harold Moskowitz; BW = Brad Wagenknecht

The maker of the motion and second are reflected respectively in the order of the recorded vote.

Notations under Vote: N = No; X = Excused; A = Abstain