

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

February 7, 2006

1. Call to Order; Roll Call.
THE BOARD OF SUPERVISORS OF THE COUNTY OF NAPA MET IN REGULAR SESSION ON TUESDAY, FEBRUARY 7, 2006 AT 9:00 A.M. WITH THE FOLLOWING MEMBERS PRESENT: CHAIRMAN BILL DODD, SUPERVISORS DIANE DILLON, BRAD WAGENKNECHT AND MARK LUCE. SUPERVISOR MOSKOWITE WAS EXCUSED. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN DODD AT 9:02 A.M.
2. Pledge of Allegiance.
REX STULTS LED THE SALUTE TO THE FLAG
3. Presentations and Commendations.
NONE
4. Public Comment.
NONE
5. Department Heads' Reports and Announcements.
HILLARY GITELMAN, DIRECTOR OF CONSERVATION, DEVELOPMENT AND PLANNING, SPOKE ABOUT THE EFFORTS IN HER DEPARTMENT TO IMPROVE CUSTOMER SERVICE THROUGH COLLABORATION WITH OTHER DEPARTMENTS AND OF THE QUICK PERMIT PROGRAM WHICH IS WORKING. ABOUT TEN TO FIFTEEN PERCENT OF THE PERMITS NOW QUALIFY. ALL OF THE COUNTY DEPARTMENTS THAT HAVE REVIEWED THE APPLICATIONS HAVE COMMITTED TO COMPLETE THEIR REVIEWS WITHIN SEVEN TO TEN DAYS. THE DEPARTMENT IS NO LONGER ACCEPTING INCOMPLETE APPLICATIONS. APPLICANTS CAN NOW VIEW THE STATUS OF THEIR PERMIT APPLICATION ON THE WEBSITE ALONG WITH THE NAME AND TELEPHONE NUMBER OF THE REVIEWING STAFF.

Consent Calendar

- 6A. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 6166 with Aldea, Inc., incorporating technical corrections into the agreement.

**A-6166
(AMEND. 3)**

- 6B. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 6232 with Sunny Hills Services, Inc., revising the Scope of Work to include Therapeutic Behavioral Services, revising the compensation section to incorporate the current allowable rates established by the state, and increasing the amount by \$15,000 for a new maximum of \$75,000 to provide residential mental health services.
A-6232
(AMEND. 2)
- 6C. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 6338 with Behavioral Solutions for Children, Inc. increasing the amount by \$35,000 for a new maximum of \$60,000 to provide Therapeutic Behavioral Services in the Children's Behavioral Health Program.
A-6338
(AMEND. 2)
- 6D. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6523 with Project Ninety, Inc., increasing the amount by \$34,285 for a new maximum of \$836,460 and revising the Scope of Project to reimburse the contractor for additional treatment days for the residential substance abuse program.
A-6523
(AMEND. 1)
- 6E. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with the Queen of the Valley Hospital of Napa, California, for a value of goods of approximately \$15,000 for the term February 7, 2006 through August 30, 2006 for the storage and maintenance of two pharmaceutical caches.
A-6586
- 6F. Director of Public Works requests approval of and authorization for the Chair to sign an agreement with Holmes Van & Storage, Inc., for a maximum of \$45,000 for the term January 13, 2006 through June 30, 2006 for moving and storage services for the County owned facility located at 650 Imperial Way in Napa due to flood damages experienced in the 05/06 New Year's Eve Flood.
A-6587
- 6G. Director of Public Works requests approval of and authorization for the Chair to sign a Lease Agreement with GE Modular Space for a maximum of \$122,724 for the term January 16, 2006 through January 16, 2007 for two modular units and furnishings located at 2261 Elm Street to provide office space and furnishings for disaster related agencies relating to the 05/06 New Year's Eve Flood and for future Health and Human Services office space.
A-6588
- 6H. Director of Public Works requests authorization to extend to January 9, 2007 the completion date of the improvements required by Subdivision Improvement Agreement No. 4105 with the Barrel Ten Quarter Circle Land Company.
- 6I. Director of Public Works requests award of the contract for the "Napa County Airport Hangar Re-roof Project," PW 05-16, to Western Roofing Services of San Francisco, California, for their low base bid of \$122,895 and authorization for the Chair to sign the construction contract.

- 6J. Director of Public Works requests award of the contract for the "Napa County Library HVAC Replacement Project," PW 06-01, to Bell Products, Inc. of Napa, California, for their low base bid of \$140,500 and authorization for the Chair to sign the construction contract.
- 6K. Director of Public Works requests adoption of a resolution temporarily closing a portion of Silverado Trail, Oak Knoll Avenue, Big Ranch Road, and El Centro Avenue from 7:00 A.M. to 12:30 P.M. on Sunday, March 5, 2006 for the running of the Napa Valley Marathon.
R-06-24
- 6L. Director of Public Works requests authorization for the Chair to sign a Certificate of Acceptance of an Easement Deed for Habitat Conservation and Open Space Access from Napa Valley Gateway Limited, a California Limited Partnership pertaining to Sheehy Creek. (Assessor's Parcel Nos. 057-200-009; 037-210-038, 039; 057-250-008, 009, 021, 024 & 025)
PARCEL 037-210-038, 039 CORRECTED TO REFLECT PARCEL 057-210-038 & 039
- 6M. Human Resources Director requests approval to reimburse moving and relocation expenses for Mr. Darrell Mayes, Napa County's newly recruited Chief Building Official in an amount not to exceed \$5,000.
- 6N. Human Resources Director requests adoption of a resolution amending the Departmental Allocation List for the Elections Division of the Assessor-Recorder-County Clerk-Elections Department with regards to adding one (1) Election Services Supervisor, effective February 7, 2006.
R-06-25
- 6O. Human Resources Director requests adoption of a resolution amending the Departmental Allocation List for Information Technology Services Division of the County Executive Office with regards to deleting one (1) Computer Systems Coordinator and one (1) Information Systems Specialist I/II/Senior and adding two (2) Information Systems Supervisor positions, effective February 7, 2006.
R-06-26
- 6P. Human Resources Director requests adoption of a resolution regarding the following in connection with the Local Agency Formation Commission (LAFCO), effective January 28, 2006:
1. Amend the Departmental Allocation List to add one (1) (M) Acting LAFCO Executive Officer;
2. Amend the Table and Index to add Acting LAFCO Executive Officer; and
3. Amend appropriate policies to add Acting LAFCO Executive Officer.
R-06-27
- 6Q. Human Resources Director requests adoption of a resolution amending the Departmental Allocation List for the Property Management Division of Public Works-Engineering with regards to deleting one (1) (M) Building Maintenance Superintendent and adding one (1) (M) Facilities and Fleet Manager, effective February 11, 2006.
R-06-28
- 6R. County Executive Officer requests approval of and authorization for the Chair to sign Agreement No. 2700-1, a Joint Powers Agreement creating the CSAC Excess Insurance Authority and combining the California Public Excess Insurance Authority (CPEIA) with the Excess Insurance Authority (EIA) pending final approval by the EIA Board of Directors on March 3, 2006.
A-2700-1

6S. County Executive Officer requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 4315 with California Forensic Medical Group (CFMG) effective July 1, 2005 increasing the amount by \$100,266 for a new maximum of \$1,490,790 for Fiscal Year 2005-2006, establishing the Fiscal Year 2006-2007 compensation amount as \$1,571, 088 plus an amount reflecting the annual increase in the Bureau of Labor Statistics Medical Care Subindex for the San Francisco/Oakland Area as of February 2006 and providing for annual increases thereafter based on the February to February increase Bureau of Labor Statistics Medical Care Subindex for the San Francisco/Oakland Area to provide medical services in the Jail and Juvenile Hall.

**A-4315
(AMEND. 2)**

6T. County Executive Officer requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6393 with Solano and Sonoma Counties, which created the Northern California Counties Tribal Matters Consortium, amending the agreement to remove any references to Yolo County.

ITEM REMOVED FROM THE AGENDA

6U. County Executive Officer requests the appointment of Councilmember Eric Sklar representing the City of St. Helena to serve on the Board of Directors of the Watershed Information Center and Conservancy (WICC) of Napa County with the term of office to commence immediately and expire as determined by the Board of Directors.

6V. County Executive Officer requests the reappointment of the following applicants to serve on the Advisory Board on Alcohol and Drug Programs with the term of office to commence immediately and expire January 1, 2009.

Applicant	Representing
Lisa Clark	Interested Citizen
Randall Glen Compton	Recovering Community
Victoria Hunt	Interested Citizen
Susan Moore	Interested Citizen

6W. County Executive Officer/Director of Emergency Services requests approval of the following items related to the purchase of communications equipment to continue the modernization of the countywide microwave communications system:

1. Approval of Budget Transfer No. 52 in the amount of \$109,988 increasing appropriations in the Communications budget with offsetting revenue from the Emergency Services budget to establish a fixed asset in the amount of \$109,988 for the purchase of communications equipment for the microwave communications system modernization project (4/5 vote required); and **BT-52**
2. A waiver of competitive bidding requirements and sole source award for the purchase of the communications equipment from Harris Microwave Communications Division in Redwood Shores, California, for \$109,988 pursuant to County Ordinance Code 2.36.090.

- 6X. County Executive Officer/Director of Emergency Services requests adoption of a resolution extending the Proclamation of Local Emergency declared by the Assistant County Executive Officer acting as the Director of Emergency Services on December 30, 2005 and confirmed by the Board of Supervisors by Resolution No. 06-02 on January 3, 2006. **R-06-29**
6. Discussion of Items Removed from the Consent Calendar.
SEE ITEM 6T

**APPROVED CONSENT CALENDAR 6A THROUGH 6S AND 6U THROUGH 6X.
ML-DD-HM-BW-BD
X**

Set Matters or Public Hearings

- 8A. 9:15 a.m. Recess to the Lake Berryessa Resort Improvement District special meeting.
(SEE LAKE BERRYESSA RESORT IMPROVEMENT DISTRICT MINUTES)
- 8B. 10:30 a.m. Closed Session
CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8) Property: One Airport Way, Angwin, California
Agency Negotiator: Robert Peterson, Director of Public Works/Aviation and Michael Stoltz, Deputy Director of Public Works. Negotiating Parties: Pacific Union College
Under Negotiation: Terms of purchase.
CLOSED SESSION HELD – NO REPORTABLE ACTION
- 8C. 10:45 Director of Public Works/Aviation requests discussion regarding preservation of the Angwin Airport through transfer to the County of Napa with potential Board direction to:
1. Pursue negotiations with Pacific Union College to maintain the Angwin Airport as part of the County of Napa's General Aviation System where there is no negative impact upon the General Fund and the Napa Valley Airport Enterprise Account; and
 2. Pursue appropriations for the land acquisition and capital improvement plan within the Federal Aviation Administration budget.

DISCUSSION HELD

**DIRECTED STAFF TO PURSUE NEGOTIATIONS AND APPROPRIATIONS
DD-BW-HM-ML-BD
X**

Administrative Items

- 9A. Director of Conservation, Development and Planning requests the following:
1. Second reading and adoption of an ordinance amending Chapter 5.36 (Temporary Events) and Sections 18.120.010 (Exceptions To Use Limitations) and 18.126.060 (Permit—Issuance Prerequisites) of the Napa County Code relating to application, processing and notice requirements for temporary events in Napa County Categorical; **O-1272**
 2. Adoption of a resolution approving the Temporary Events Manual; and **R-06-30**
 3. Adoption of a resolution establishing, increasing, decreasing and waiving certain fees relating to Temporary Events as authorized by Chapter 5.36 of the Napa County Code. ENVIRONMENTAL DETERMINATION: Categorical exemption pursuant to Class 5 (CEQA Guidelines Section 15305), Minor alterations to land use limitations. **R-06-31**

THE BOARD ADOPTED ORDINANCE O-1272 AND RESOLUTIONS R-06-30 AND R-06-31.

**ML-BW-HM-DD-BD
X**

- 9B. County Counsel requests discussion and possible action regarding the following:
1. Direct staff to prepare an argument for or against either or both of the following initiatives for adoption by the Board of Supervisors on or before March 14, 2006: I. "Read and Understand" Initiative (Measure Z); II. "Fair Payment For Public Benefit" Initiative (Measure A); or
 2. Authorize a member or members of the Board to prepare and file an argument for or against either or both of these initiatives.

DISCUSSION HELD – NO ACTION TAKEN

Legislative Items

10. Discussion and possible action concerning any and all issues related to Regional Housing Needs Allocations. (Unanimous vote of the Board members present required)
SUPERVISOR DILLON REPORTED THAT THE LEGISLATIVE COMMITTEE MET YESTERDAY. THREE IMPORTANT TOPICS WERE DISCUSSED: SB1226, THE SURPLUS STATE PROPERTY BILL, AND A DISCUSSION ABOUT EDUCATIONAL REVENUE AUGMENTATION FUND (ERAF). BOTH WILL BE FUTURE AGENDA ITEMS. SHE ALSO SPOKE OF THE DISCUSSION HELD ON THE HOUSING BILL. ASSEMBLYWOMAN EVANS HAS THE BOARD'S DRAFT RECOMMENDATION AND SHE WILL BE REVIEWING AND WORKING WITH THE BOARD ON THIS ITEM.
- SUPERVISOR DODD EXPRESSED HIS CONCERN OF THE BOARD NOT HAVING A LEGISLATIVE ADVOCATE WORKING FOR THE COUNTY. AN UPDATE OF THE STATUS OF THIS ISSUE WAS PRESENTED AND DISCUSSED.**

11. Board of Supervisors' Committee Reports and Announcements.

SUPERVISOR DILLON REPORTED ON HER MEETING AT THE REGIONAL COUNCIL OF RURAL COUNTIES (RCRC) IN SACRAMENTO. SHE ALSO REPORTED ON WASTE WATER COLLECTIONS SYSTEM AGENCIES. THE REGULATIONS WILL HAVE AN IMPACT ON LAKE BERRYESSA RESORT IMPROVEMENT DISTRICT, NAPA BERRYESSA RESORT IMPROVEMENT DISTRICT, ALL OF THE MUNICIPAL SEWER SYSTEMS AND NAPA SANITATION DISTRICT BY REDUCING SANITARY SEWER OVERFLOWS. ANOTHER DISCUSSION WAS HELD ON ENERGY CORRIDORS FOR LAND HELD BY THE BUREAU OF LAND MANAGEMENT.

SHE ALSO REPORTED THAT THE REDUCTION IN FEDERAL SPENDING IS GOING TO ELIMINATE A CHILD SUPPORT SERVICES MATCH FOR THE COUNTY IN THE SUM OF \$500,000 PER YEAR. THE DIRECTOR OF CHILD SUPPORT SERVICES INFORMED HER THAT THIS REDUCTION WILL NOT HAPPEN UNTIL 2007-2008. HOWEVER, THE AMOUNT IS SIGNIFICANT AND NATIONWIDE. THIS REDUCTION CAN ALSO AFFECT THE HUMAN SERVICES' BUDGETS. RCRC IS RECOMMENDING THAT OPPOSITION LETTERS BE SENT BY MEMBERS ON THIS ISSUE.

SHE ALSO REPORTED ON A DISCUSSION OF OFF ROAD VEHICLES AND IDENTIFIED FUNDING THAT WAS NOT DISTRIBUTED TO THE COUNTIES WHICH SHE HAS PASSED ON TO THE AUDITOR. THE LAST ISSUE OF DISCUSSION WAS THE NEW INSURANCE REGULATIONS. SHE CIRCULATED A COPY OF A LETTER WRITTEN FROM THE RCRC TO JOHN GARAMENDI REGARDING THE IMPACT OF THE PROPOSED NEW REGULATIONS ON THE RURAL COUNTIES.

SUPERVISOR WAGENKNECHT REPORTED ON A MEETING OF FIRST FIVE AND THE CHILD CARE TASK FORCE. FIRST FIVE HAD THEIR ANNUAL RETREAT AT WHICH THEY WORKED ON THE SECOND INFANT MENTAL HEALTH FELLOWSHIP AND TRAINING PROGRAMS WITH STAFF PARTICIPATION FROM HARVARD. THE CHILD CARE TASK FORCE IS WORKING ON A UNIVERSAL PRESCHOOL PLAN IN NAPA WHICH FIRST FIVE IS FUNDING.

SUPERVISOR LUCE REPORTED THAT NAPA SANITATION IS MOVING FORWARD WITH ITS PLAN OF IDENTIFYING THE PREFERRED PATH OF EXTENDING THE RECLAIMED WATER SERVICE. UNFORTUNATELY, THE GRANT APPLICATION FOR THE CARNEROS AREA WAS DENIED BECAUSE IT DID NOT AFFECT THE DELTA REGION. HOWEVER, THEY ARE APPEALING THAT DECISION WITH THE ARGUMENT THAT THERE IS ENVIRONMENTAL BENEFIT BY DISPLACING GROUNDWATER.

SUPERVISOR LUCE ALSO REPORTED THAT LORI LUPORINI WILL BE LEAVING THE NAPA VALLEJO-WASTE MANAGEMENT AUTHORITY. THE CITY OF NAPA, MAYOR TECHEL, AND THE COMMISSIONER FROM VALLEJO WERE APPOINTED TO A SUB-COMMITTEE TO NEGOTIATE THE NEW RATES FOR DISPOSAL THAT ARE COMING UP AS THEY OPEN BID FOR SERVICE IN THE AREA.

11. Continued

SUPERVISOR DODD REPORTED THAT MARK DIEL WAS APPOINTED AS THE NEW DIRECTOR OF CHILD HEALTH INITIATIVE. HE ANNOUNCED A BUILDING HAS BEEN LEASED AND THE PILOT PROGRAM IS UP AND OPERATING AT 100% PARTICIPATION.

HE REPORTED THAT THE ARMY CORPS OF ENGINEERS HAD A 31 MILLION DOLLAR CAPACITY THAT THE COUNTY COULD BILL TO THIS YEAR. HOWEVER, THE FEDERAL GOVERNMENT HAS ONLY FUNDED 9 MILLION WHICH IS VERY DISAPPOINTING. THEY WILL CONTINUE TO WORK ON THIS ISSUE.

HE ALSO REPORTED ON A MEETING HE ATTENDED LAST WEDNESDAY WITH SUPERVISOR DILLON AND MAYOR JILL TECHEL IN SACRAMENTO DISCUSSING THE FLOOD CONTROL DISTRICT CASH FLOW PROBLEMS. HE ADVISED THAT ASSEMBLYMEMBER EVANS AND SENATOR CHESBRO WILL CARRY A BILL TO HOPEFULLY BRING IN 10 MILLION.

SUPERVISOR DILLON ALSO REPORTED THAT AT THE RCRC MEETING, LESTER SNOW DID A PRESENTATION OF THE GOVERNOR'S FLOOD PACKAGE PLAN WHICH INCLUDED AN AERIAL PHOTO OF THE FLOOD DAMAGE IN NAPA COUNTY.

12. Board of Supervisors' Future Agenda Items.
NONE

13. County Executive Officer Reports and Announcements.
NONE

14. Closed Session.
NONE

Adjournment

ADJOURN TO BOARD OF SUPERVISORS' REGULAR MEETING, TUESDAY, FEBRUARY 28, 2006 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