

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

March 7, 2006

1. Call to Order; Roll Call.
THE BOARD OF SUPERVISORS OF THE COUNTY OF NAPA MET IN REGULAR SESSION ON TUESDAY, MARCH 7, 2006 AT 9:00 A.M. WITH THE FOLLOWING MEMBERS PRESENT: CHAIRMAN BILL DODD, SUPERVISORS DIANE DILLON, HAROLD MOSKOWITE, AND BRAD WAGENKNECHT. SUPERVISOR LUCE WAS EXCUSED. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN DODD AT 9:03 A.M.
2. Pledge of Allegiance.
DEBORAH BLODGETT, EXECUTIVE DIRECTOR OF WINE GROWERS OF NAPA COUNTY, LED THE SALUTE TO THE FLAG.
3. Presentations and Commendations.
NONE
4. Public Comment.
NONE
5. Department Heads' Reports and Announcements.
PAM KINDIG, AUDITOR-CONTROLLER, INTRODUCED NEW ACCOUNTANT/AUDITOR III JEFF SHULTZ.

Consent Calendar

- 6A. Sheriff requests approval of and authorization for the Chair to sign Amendment No. 11 to Agreement No. 3220 with the City of American Canyon for an estimated amount of \$2,885,161 for the term July 1, 2005 through June 30, 2006 for the provision of law enforcement services for the City of American Canyon.
**A-3220
(AMEND. 11)**
- 6B. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following agreements with the California Department of Veterans Affairs:
 1. Renewal of Agreement No. 946, Subvention Certificate of Compliance, for release of the Fiscal Year 2005-2006 state funding for the County Veterans Service Office; and
A-946
 2. Renewal of Agreement No. 946-1, a Medi-Cal Certificate of Compliance committing the County to assist veterans in obtaining benefits from non-Medi-Cal funding sources.
A-946.1
- 6C. Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of Agreement No. 6001 with the California Department of Mental Health for the term July 1, 2005 through June 30, 2006 establishing the County's Napa State Hospital bed purchase and usage for this fiscal year.
A-6001

- 6D. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6135 with Child Start, Inc./Napa Solano Head Start, increasing the amount by \$3,771 for a new maximum of \$32,530 for reimbursement for meals provided at the Therapeutic Child Care Center. **A-6135**
(AMEND.1)
- 6E. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following amendments to provide for a rate increase and additional prenatal and home visitation services in relation to the Universal Home Visiting Program, with no change to the maximum cost of the Program:
1. Amendment No. 2 to Agreement No. 6365 with COPE Family Center, Inc.; **A-6365**
(AMEND. 2)
 2. Amendment No. 2 to Agreement No. 6366 with Queen of the Valley Hospital of Napa, California; **A-6366**
(AMEND. 2)
 3. Amendment No. 2 to Agreement No. 6367 with St. Helena Hospital. **A-6367**
(AMEND. 2)
- 6F. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 6374 with J. Michael Kerr, Ph.D., increasing the amount by \$35,000 for a new maximum of \$60,000 to provide conservatorship investigation services to clients of the Mental Health Program. **A-6374**
(AMEND. 2)

HERB FORD EXPRESSED CONCERN ABOUT THE INCREASE IN THE AMOUNT AND THE SCOPE OF WORK TO BE PERFORMED UNDER THE CONTRACT.

RANDY SNOWDEN, DIRECTOR OF HEALTH AND HUMAN SERVICES, ADDRESSED THE CONCERNS OF MR. FORD.

- 6G. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6401 with the Boys & Girls Club of Napa Valley revising the Scope of Work and the budget to allow for a Memorandum of Understanding (MOU) between the Boys & Girls Club of Napa Valley and the Upvalley Boys & Girls Club to coordinate Friday Night Live, a substance abuse prevention program for middle and high school students, with no change to the agreement's maximum amount. **A-6401**
(AMEND. 1)
- 6H. Director of Health and Human Services requests approval of and authorization for the Chair to sign a revenue agreement with the California Department of Health Services (CDHS) for a maximum of \$206,777 for the term September 1, 2005 through August 31, 2006 to fund Health Resources and Services Administration (HRSA) National Bioterrorism Hospital Preparedness Program cooperative agreements with hospitals and supporting health care systems. **A-6594**

- 6I. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following agreements with Artoteles Tandino, M.D., for the term March 7, 2006 through June 30, 2006:
1. Agreement for a maximum of \$5,000 to provide services in the Mental Health Outpatient Managed Care Program; and **A-6595**
 2. Business Associate Agreement setting forth the terms and conditions of the Health Insurance Portability and Accountability Act of 1996 (HIPAA) Privacy Rule. **A-6595-1**
- 6J. Director of Public Works requests adoption of a resolution temporarily closing a portion of Henry Road from 7:00 A.M. to 10:00 A.M. on Saturday, April 1, 2006 for the Carneros Vineyard Run. **R-06-40**
- 6K. Director of Public Works requests adoption of a resolution authorizing the Chair to sign a revised Core Natural Gas Agreement with the Association of Bay Area Governments (ABAG) with a new three year rolling expiration term through June 30, 2008. **R-06-41**
- 6L. Human Resources Director requests adoption of a resolution regarding an application for industrial disability retirement determining that an employee in the Sheriff's Department is substantially incapacitated within the meaning of the Public Employee's Retirement Law for performance of his duties. **R-06-42**
- 6M. Local Enforcement Agency Manager requests adoption of a resolution authorizing:
1. Application to the California Integrated Waste Management Board for a Local Government Waste Tire Amnesty Event Grant in the amount of \$37,216.57, for the term July 1, 2006 through June 30, 2007; and
 2. Assistant County Executive Officer to execute the required documents. **R-06-43**
- 6N. Local Enforcement Agency Manager requests adoption of a resolution authorizing:
1. Application to the California Integrated Waste Management Board for a Waste Tire Enforcement Grant in the amount of \$78,876 for the term July 1, 2006 through June 30, 2007; and
 2. Assistant County Executive Officer to execute the required documents. **R-06-44**
- 6O. County Executive Officer requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6478 with Peterson Consulting, Inc., increasing the amount by \$32,000 for a new maximum of \$75,327 per fiscal year for legislative advocacy services. **A-6478 (AMEND. 1)**
7. Discussion of Items Removed from the Consent Calendar.

APPROVED CONSENT CALENDAR ITEMS 6A THROUGH 6O AS NOTATED ABOVE.

DD-BW-HM-ML-BD

X

Set Matters or Public Hearings

- 8A. 9:30 a.m. First reading and intention to adopt an ordinance amending Section 2.71.100 of the Napa County Code to require the First 5 Children and Families' Commission to measure the outcomes of its funded programs. ENVIRONMENTAL DETERMINATION: Categorical Exemption Class 6: It has been determined that this type of project does not have a significant effect on the environment and is exempt from the California Environmental Quality Act. The project will not impact an environmental resource of hazardous or critical concern, has no cumulative impact, there is no reasonable possibility that the activity will have significant effect on the environment due to unusual circumstances, will not result in damage to scenic resources, is not located on a list of hazardous waste sites, cause substantial adverse change in the significance of a historical resource or extract groundwater in excess of the Phase 1 groundwater extraction standards as set by the Department of Public Works. [See Class 6 ("Information Collection") which may be found in the guidelines for the implementation of the California Environmental Quality Act at 14 CCR §15306.]

PUBLIC HEARING HELD – NO TESTIMONY PRESENTED

TITLE READ

THE BOARD WAIVED READING THE BALANCE OF THE ORDINANCE.

BW-DD-HM-ML-BD

X

THE BOARD DECLARED INTENT TO ADOPT THE ORDINANCE.

BW-DD-HM-ML-BD

X

- 8B. 10:00 a.m. Public Hearing - Auditor-Controller requests adoption of a resolution increasing the Criminal Justice Administrative Fee (Booking Fee) from \$54 to \$63 per booking, effective July 1, 2006, pursuant to Section 29550 of the California Government Code.

PUBLIC HEARING HELD – NO TESTIMONY PRESENTED

ADOPTED RESOLUTION

BW-DD-HM-ML-BD

R-06-45

X

- 8C. 10:10 a.m. Public Hearing - Auditor-Controller requests consideration and possible adoption of resolution establishing the Property Tax Administration Fee allocation for public entities in Napa County for Fiscal Year 2005-2006, for services rendered in Fiscal Year 2004-2005, as authorized by Chapter 3.44 of the Napa County Code and Section 95.3 of the Revenue and Taxation Code.

PUBLIC HEARING HELD – NO TESTIMONY PRESENTED

ADOPTED RESOLUTION

DD-BW-HM-ML-BD

R-06-46

X

Administrative Items

- 9A. County Executive Officer requests the Board receive a status report on discussions with the City regarding the proposed downtown Napa Parking Garage and discuss issues related to the construction of the Parking Garage, the County's Housing Memorandum of Understanding with the City of Napa and the County's long term space needs.
REPORT PRESENTED

Legislative Items

- 10A. Discussion and possible action concerning any and all issues related to Regional Housing Needs Allocations. (Unanimous vote of the Board members present required)
NONE
11. Board of Supervisors' Committee Reports and Announcements.
SUPERVISOR WAGENKNECHT REPORTED ON HIS ATTENDANCE AT A MEETING UNDER THE SPONSORSHIP OF THE COUNTY SUPERINTENDENT OF SCHOOLS CONCERNING UNIVERSAL PRESCHOOL.

HE ALSO REPORTED ON HIS PARTICIPATION AS EX-OFFICIO MEMBER OF THE LEGISLATIVE COMMITTEE OF THE CHAMBER OF COMMERCE. HE INFORMED THE BOARD THAT THE COMMITTEE VOTED UNANIMOUSLY TO OPPOSE MEASURE A.
12. Board of Supervisors' Future Agenda Items.
SUPERVISOR DODD REQUESTED THAT TITLE 18 OF THE NAPA COUNTY CODE BE PLACED ON AN AGENDA FOR DISCUSSION WITH THE POSSIBILITY OF ADDING LANGUAGE TO INCLUDE FARM MANAGEMENT COMPANIES.

HE ALSO REQUESTED STAFF TO LOOK AT MEASURE Z . HE SUGGESTED THAT THERE NEEDS TO BE A DEFINITION FOR THE JOB OF COUNTY SUPERVISOR, THAT IS, HOW MANY HOURS A WEEK IS SPENT ON THE JOB AND WHAT IS EXPECTED UNDER THIS ORDINANCE. HE IS CONCERNED THAT IF THE INITIATIVE PASSES, THE REQUIREMENTS OF THE BOARD WILL SIGNIFICANTLY CHANGE AND COULD BECOME TIMELY AND LABOR INTENSIVE. HE FURTHER SUGGESTED THAT THE BOARD MAY NEED ADDITIONAL STAFF.
13. County Executive Officer Reports and Announcements.
NONE
14. Closed Session
A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
1. Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9 (one case) and
2. Initiation of litigation pursuant to subdivision (c) of Government Code Section 54956.9 (one case)

14. Continued

B. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8):

Property: Assessor's Parcel Nos. 003-231-008, 003-231-009, 003-231-010

Agency Negotiator: Robert Peterson, Director of Public Works

Under Negotiation: Price and terms of payment

CLOSED SESSION HELD – NO REPORTABLE ACTION

15. Adjournment.

ADJOURN TO BOARD OF SUPERVISORS' REGULAR MEETING, TUESDAY, MARCH 14, 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