

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

March 28, 2006

1. Call to Order; Roll Call.  
**THE BOARD OF SUPERVISORS OF THE COUNTY OF NAPA MET IN REGULAR SESSION TUESDAY, MARCH 28, 2006 AT 9:00 A.M. WITH THE FOLLOWING MEMBERS PRESENT: VICE-CHAIRMAN HAROLD MOSKOWITE, SUPERVISORS DIANE DILLON, BRAD WAGENKNECHT AND MARK LUCE. CHAIRMAN DODD WAS EXCUSED. THE MEETING WAS CALLED TO ORDER BY VICE-CHAIRMAN MOSKOWITE AT 9:02 A.M.**
2. Pledge of Allegiance.  
**PAMELA MILLER, CLERK OF THE BOARD, LED THE SALUTE TO THE FLAG.**
3. Presentations and Commendations.  
**NONE**
4. Public Comment  
**NONE**
5. Department Heads' Reports and Announcements.  
**DON RIDENHOUR, ASSISTANT DIRECTOR OF PUBLIC WORKS, SUBMITTED A REPORT TO THE BOARD ON THE FLOOD DAMAGE AND REPAIRS CAUSED BY THE DECEMBER 2006 FLOOD EVENT. TO DATE, IT IS ESTIMATED THAT THE FLOOD CAUSED \$7.5 MILLION DAMAGE TO COUNTY ROADS. THE COUNTY HAS SPENT APPROXIMATELY \$2.25 MILLION ON REPAIRS THUS FAR.**  
  
**HE ALSO ADVISED THAT THE COUNTY SUSTAINED FAIRLY SIGNIFICANT DAMAGE TO TWO PUBLIC BUILDINGS: 650 IMPERIAL WAY AND 933 WATER STREET. FORTUNATELY, FLOOD INSURANCE FOR THE TWO BUILDINGS WILL COVER MOST OF THE REPAIR COSTS.**  
  
**JOHN TUTEUR, ASSESSOR-RECORDER-COUNTY CLERK-REGISTRAR OF VOTERS, PROVIDED INFORMATION ON PRIVATE PROPERTY DAMAGE FROM THE FLOOD EVENT. HE HAS RECEIVED VERY FEW APPLICATIONS FOR REASSESSMENT DUE TO CALAMITY DAMAGES. HE WANTED TO MAKE SURE THAT ANYONE WHO HAS SUFFERED MORE THAN \$10,000 DAMAGE FOR A PERIOD OF 60 TO 90 DAYS SHOULD CONTACT HIS OFFICE.**

Consent Items

- 6A. Director of Child Support Services requests approval of Government Agency Requester Account Application and Agreement with the State Department of Motor Vehicles and authorization for the Director of Child Support Services to execute the agreement, at no cost, for the term of April 4, 2006 through May 20, 2010, to enable the Department to access DMV records for daily work in Child Support.
- 6B. Chief Probation Officer requests approval of and authorization for the Chair to sign the agreement with the Loyd Wolfe Juvenile Justice Network for a maximum of \$53,094 for the term

6B. Continued.

April 1, 2006 through June 30, 2007 for drug and alcohol treatment services to youth detained in Juvenile Hall and outpatient services for minors and their families under the supervision of the Napa County Probation Department. **A-6600**

6C. Chief Probation Officer requests approval of and authorization for the Chair to sign an agreement with Drug Abuse Alternatives Center for a maximum of \$51,800 for the term March 28, 2006 through June 30, 2007 to provide substance abuse residential treatment services. **A-6601**

6D. County Fire Chief requests approval of and authorization for the Chair to sign a letter to Napa State Hospital terminating Agreement No. 3418 for fire suppression services, effective June 30, 2006. **A-3418**

6E. Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of Agreement No. 3236 with Queen of the Valley Hospital of Napa, California, through its CARE Network Program, for a maximum of \$37,128 for the term April 1, 2006 through March 31, 2007 to provide case management services under the Ryan White Comprehensive AIDS Resources Emergency (CARE) Program. **A-3236**

6F. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with Napa Valley College for a maximum of \$2,959 for the term March 28, 2006 through June 30, 2006 to provide customer service training to HHSA staff. **A-6602**

6G. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following agreements with the Loyd Wolfe Juvenile Justice Network, Inc., for the term April 1, 2006 through June 30, 2006:

1. An agreement for a maximum of \$48,195 to provide school-based substance abuse prevention services; and **A-6603**

2. Business Associate Agreement setting forth the terms and conditions of the Health Insurance Portability and Accountability Act of 1996 (HIPAA) Privacy Rule. **A-6603-1**

6H. Director of Health and Human Services requests the following:

1. Approval of the combined Child Abuse Prevention, Intervention and Treatment (CAPIT), Community Based Child Abuse Prevention (CBCAP), and Promoting Safe and Stable Families (PSSF) Plan for State Fiscal Years 2005-2008; and

2. Authorization for the Chair to sign the Notice of Intent to contract with non-profit agencies for the provision of primary prevention services.

6I. Agricultural Commissioner requests approval of and authorization for the Chair to sign an agreement with Kristin Lowell, Inc. for a maximum amount of \$10,200 for the term March 28, 2006 through August 31, 2006, for civil engineering services for the Napa County Winegrape Pest and Disease Control District for Fiscal Year 2006-2007. **A-6604**

6J. Director of Public Works requests authorization for the Chair to sign and Clerk of the Board to file the following Deferred Improvement Agreement Releases with the Clerk/Recorder, for work completed at the Silverado Country Club:

6J. Continued.

1. Agreement No. 2729 with THE ANDEN GROUP. **A-2729**
2. Agreement No. 2730 with CASH PROPERTIES, INC. **A-2730**
3. Agreement No. 3028 with SILVERADO NAPA CORP. **A-3028**
4. Agreement No. 3433 with SILVERADO NAPA CORP. **A-3433**
5. Agreement No. 3917 with SILVERADO NAPA CORP. **A-3917**
6. Agreement No. 4013 with SILVERADO NAPA CORP. **A-4013**
7. Agreement No. 4223 with SILVERADO NAPA CORP. **A-4223**

- 6K. Director of Public Works requests adoption of a resolution temporarily closing a portion of Berryessa Knoxville Road from 9:00 A.M. to 12 P.M. on Sunday, June 4, 2006 for the inaugural Tri Chic Triathlon "Sprint Race." **R-06-51**
- 6L. Assessor-Recorder-County Clerk requests approval of and authorization for the Chair to sign a purchase agreement with Sequoia Voting Systems, Inc. for a maximum of \$405,938 for purchasing election hardware to meet the Voter Verified Paper Audit Trail (VVPAT) requirement under California election law. **A-6017-1**
- 6M. County Counsel, with the approval of the County Executive Office, requests adoption of a resolution amending the Departmental Allocation List for County Counsel with regards to adding one (1) (M) Attorney IV position, effective March 28, 2006. **R-06-52**
- 6N. Human Resources Director requests adoption of a resolution amending the Departmental Allocation List for Public Works-Engineering with regard to deleting one (1) (M) Staff Services Manager and adding one (1) Public Works Accounting Assistant, effective March 28, 2006. **R-06-53**
- 6O. Human Resources Director requests adoption of a resolution regarding the following in Public Works-Engineering, effective March 28, 2006:
1. Amend the Departmental List to add one (1) Transportation Program Assistant;
  1. Amend the Table and Index to add Transportation Program Assistant. **R-06-54**
- 6P. Human Resources Director requests adoption of a resolution amending Resolution No. 06-25 and making a technical correction regarding changes to the Departmental Allocation List for the Elections Division of the Assessor-Recorder-County Clerk-Elections Department, effective March 28, 2006. **R-06-55**
- 6Q. Human Resources Director and Director of Health and Human Services Agency request the following in relation to the Health and Human Services Agency (HHS) and its divisions, effective March 28, 2006:
1. Adoption of a resolution:
    - a. Amending the Departmental Allocation List with no net increase in positions:
      - i. Deleting: one (1) Director of Public Health Nursing, one (1) Health & Human Services Analyst, and one (1) Quality Management Specialist;

6Q. Continued.

ii. Adding: one (1) Assistant Manager - Quality Management, one (1) Quality Management Systems Analyst, and one (1) Senior Office Assistant in the Administration Division;

iii. Adding one (1) Director of Public Health Nursing and deleting the resulting vacancy in the Public Health Division; **R-06-56**

b. Amending the Table and Index to increase the salary for Director of Public Health Nursing and adding the Assistant Manager - Quality Management and Quality Management Systems Analyst;

c. Amending the appropriate policies to add Assistant Manager – Quality Management and Quality Management Systems Analyst; and

2. Approval of Budget Transfer No. 59 in the amount of \$237,069 increasing appropriations in the HHSA Administration budget and making offsetting adjustments to appropriations in the Mental Health and Social Services budgets to accurately reflect revenues and expenditures related to the formation of the Quality Management unit. (4/5 vote required). **BT-59**

6R. Local Enforcement Agency Manager requests adoption of a resolution rescinding and replacing Resolution No. 06-43, concerning a waste tire amnesty grant application and authorizing the following:

1. Submittal of an 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 Fiscal Year 2005-2006; and

2. Approval of and authorization for the Assistant County Executive Officer to execute the necessary grant documents. **R-06-57**

6S. Local Enforcement Agency Manager requests adoption of a resolution rescinding and replacing Resolution No. 06-44, concerning a waste tire enforcement grant application, and authorizing the following:

1. Submittal of an application to the California Integrated Waste Management Board for a Waste Tire Enforcement Grant in the amount of \$78,876 for Fiscal Year 2005-2006; and

2. Approval of and authorization for the Assistant County Executive Officer to execute the necessary grant documents. **R-06-58**

6T. Treasurer-Tax Collector requests approval of the County's Investment Policy in accordance with Government Code Section 27133.

6U. Treasurer-Tax Collector requests approval of appointment of the following nominees to serve on the Napa County Treasury Oversight Committee with terms of office to expire on March 31, 2007:

Nominee:  
Pam Kindig

Representing:  
Auditor-Controller

6U. Continued.

<u>Nominee</u>	<u>Representing</u>
Alternate: Craig Goodman, Asst. Auditor-Controller	Auditor-Controller
Mark Luce	Board of Supervisors
Alternate: Brad Wagenknecht, Supervisor	
Barbara Nemko	County Superintendent of Schools
Alternate: J.R.Purkiss, Asst. Superintendent of Schools	
Jackie Dickson (Napa Valley Unified)	Representative selected by a majority of the presiding officers of the governing bodies of the school districts and community college district.
Alternate: Vacant	
Jill Techel (NVWMA)	Representative selected by a majority of the presiding officers of the legislative bodies of the special districts in the county which are required or authorized to deposit funds in the County Treasury

- 6V. County Executive Officer requests adoption of a resolution renewing the delegation of authority granted to the Napa County Treasurer-Tax Collector to invest and re-invest funds held in the County treasury for a one-year period beginning April 1, 2006. **R-06-59**
- 6W. County Executive Officer requests the appointment of Genji Schmeder to serve on the "Measure A" Financial Oversight Committee (FOC) as a representative of the environmental community with the term of office to commence immediately and expire June 30, 2008.
- 6X. County Executive Officer requests the appointment of Calvin Groeneweg to serve on the Emergency Medical Care Committee as a community at large representative with the term of office to commence immediately and expire January 31, 2008.
- 6Y. County Executive Officer requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6477 with ALDEA Children and Family Services modifying the expiration date (and thus the period use restrictions apply to the Wolfe Center Building) from October 8, 2007 to March 31, 2006 to facilitate the transfer of the Wolfe Center building from Aldea to the Peter A. and Vernice H. Gasser Foundation. **A-6477  
(AMEND. 1)**
- 6Z. County Executive Officer/Director of Emergency Services requests approval of and authorization for the Chair to sign an agreement with Paul Dubois doing business as Of The Woods for a maximum of \$50,000 for the term April 1, 2006 through August 31, 2006 to provide brush chipping services for the Firewise grant program. **A-6429-1**
- 6AA. 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

6AA. Continued.

on December 30, 2005 and confirmed by the Board of Supervisors by Resolution No. 06-02 on January 3, 2006. **R-06-60**

7. Discussion of Items Removed from the Consent Calendar.

**APPROVED CONSENT CALENDAR ITEMS 6A THROUGH 6AA.  
BW-ML-BD-BW-DD  
X**

Set Matters or Public Hearings

8A. 9:30 a.m. Presentation and possible action regarding the "Moving Wall" by the Vietnam Veterans of America Chapter 702. (Supervisor Luce)  
**PRESENTATION MADE**

**THE BOARD APPROVED A CONTRIBUTION OF \$1500.  
ML-DD-HM-BW-BD  
X**

8B. 9:45 a.m. Child Abuse Prevention Council of Napa County (CAPC) and the Napa County Citizen Review Panel (CRP) to present annual reports.  
**REPORT PRESENTED**

9. Administrative Items.  
**NONE**

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 MEETING WITH THE AGRICULTURAL COMMISSIONER AND STAFF FROM THE DEPARTMENT OF FISH AND GAME REGARDING THE BEAR ISSUE. THEY HOPE TO CREATE A PLAN WHICH WILL AVOID THE KILLING OF ANY ADDITIONAL BEARS.**

**HE ALSO ATTENDED A MEETING OF THE NAPA COUNTY FIRST 5 (CHILDREN AND FAMILIES COMMISSION) AND THE DANGEROUS AND VICIOUS DOG COMMITTEE MEETING.**

**SUPERVISOR LUCE COMMENTED THAT HE ATTENDED THE OPENING OF THE BAY RIDGE TRAIL IN YOUNTVILLE AND THE COMMISSION ON AGING MEETING.**

11. Continued.

**SUPERVISOR DILLON REPORTED THAT SHE ATTENDED A MEETING OF THE WATERSHED INFORMATION CENTER AND CONSERVANCY, A MEETING OF CALIFORNIA TRANSPORTATION PLANNERS WHICH WAS HELD IN NAPA, AND A CELEBRATION OF THE 25<sup>TH</sup> ANNIVERSARY OF THE FORMATION OF THE NAPA EMERGENCY WOMAN'S SHELTER (NEWS).**

**SHE AND CHAIRMAN DODD ATTENDED A FORUM PRESENTED BY NAPA COUNTY LANDMARKS ON HISTORIC PRESERVATION.**

**SUPERVISOR DILLON FURTHER ADVISED THAT THERE ARE TOWN HALL MEETINGS BEING HELD THROUGHOUT THE UNITED STATES ON YOUTH AND ALCOHOL. THE MEETING IN ST. HELENA WAS LAST NIGHT. THE SPEAKER FROM ALAMEDA COUNTY SPOKE ABOUT WHY PEOPLE NEED TO BE CONCERNED ABOUT TEENAGERS AND ALCOHOL STATING THAT IT IS NOT ONLY A SOCIAL ISSUE, BUT A MEDICAL ISSUE AS WELL.**

12. Board of Supervisors' Future Agenda Items.

**SUPERVISOR DILLON REQUESTED A COST ANALYSIS AND FURTHER DISCUSSION OF THE FUNCTIONS OF THE ASSESSOR- COUNTY CLERK- RECORDER- REGISTRAR OF VOTERS POSITION. SHE IS SPECIFICALLY INTERESTED IN THE ISSUE OF SEPARATING THE REGISTRAR OF VOTERS FUNCTION FROM THE COUNTY CLERK-RECORDER.**

**COUNTY COUNSEL INDICATED THAT HE WILL UPDATE HIS PREVIOUS MEMO ON THE SUBJECT AND RE-SUBMIT AT THE NEXT BOARD MEETING FOR DISCUSSION.**

13. County Executive Officer Reports and Announcements.

**NONE**

14. Closed Session.

**A. CONFERENCE WITH REAL PROPERTY NEGOTIATOR  
(Government Code Section 54956.8) Property: Assessor's Parcel Nos.  
003-213-008, 003-213-009, 003-213-010  
Agency Negotiator: Robert Peterson, Director of Public Works  
Negotiating Parties: City of Napa  
Under Negotiation: Price and terms of payment**

**CLOSED SESSION NOT HELD**

**B. CONFERENCE WITH LEGAL COUNSEL - EXISTING  
LITIGATION (Government Code Section 54956.9(a))  
Name of case: Jorge Deharo, Hector Olvera, Latinos Unidos de Napa, an  
Unincorporated Association v. County of Napa et. al. (Case No. 26-  
22255)**

**CLOSED SESSION NOT HELD**

Adjournment.

**ADJOURN TO BOARD OF SUPERVISORS' REGULAR MEETING, TUESDAY,  
APRIL 04, 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