

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

September 19, 2006

1. Call to Order; Roll Call.  
**THE BOARD OF SUPERVISORS OF THE COUNTY OF NAPA MET IN REGULAR SESSION ON TUESDAY, SEPTEMBER 19, 2006 AT 9:00 A.M. WITH THE FOLLOWING MEMBERS PRESENT: CHAIRMAN BILL DODD, SUPERVISORS DIANE DILLON, BRAD WAGENKNECHT AND MARK LUCE. SUPERVISOR HAROLD MOSKOWITE WAS PREVIOUSLY EXCUSED. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN DODD AT 9:03 A.M.**
  
2. Pledge of Allegiance.  
**ERICA AHMANN, PUBLIC WORKS CIVIL ENGINEER, LED THE SALUTE TO THE FLAG.**
  
3. Presentations and Commendations.  
**CHAIRMAN DODD THANKED PAMELA MILLER FOR HER SERVICE TO NAPA COUNTY AS THE ADMINISTRATIVE MANAGER-CLERK OF THE BOARD.**
  
4. Public Comment.  
**JAY GOETTING, REPORTER FOR THE NAPA VALLEY REGISTER, INFORMED THE BOARD THAT THIS WAS THE LAST MEETING HE WOULD BE COVERING FOR THE NEWSPAPER. HE INTRODUCED DAVID RYAN AS HIS REPLACEMENT AT THE REGISTER.**
  
5. Department Heads' Reports and Announcements.  
**STEVE LEDERER, DIRECTOR OF ENVIRONMENTAL MANAGEMENT, INTRODUCED CHRISTINE SECHELI AS THE NEW ASSISTANT DIRECTOR OF ENVIRONMENTAL MANAGEMENT.**  
  
**MR. LEDERER GAVE AN UPDATE ON THE COUNTY RECYCLING PROGRAM AND ITS SUCCESS. HE INFORMED THE BOARD THAT NEW RECYCLING EQUIPMENT IS BEING PURCHASED WHICH WILL HELP THE COUNTY PROVIDE AN EVEN MORE ROBUST RECYCLING PROGRAM. HE THANKED STAFF FOR THEIR HARD WORK ON THE PROGRAM.**  
  
**MR. LEDERER ALSO REPORTED ON COASTAL CLEANUP DAY.**

Consent Calendar

- 6A. Chief Probation Officer requests approval of and authorization for the Chair to sign the renewal of Agreement No. 6283 with Redwood Toxicology Laboratory, Inc. for a maximum of \$30,000 for the term September 19, 2006 through June 30, 2007, with an automatic annual renewal, to provide drug screening services for adult and juvenile probationers. **A-6283**
  
- 6B. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6605 with the Loyd Wolfe Juvenile Justice Network, Inc., increasing the amount by \$78,677 for a new maximum of \$90,000, revising the Scope of

6B. Continued.

Work to expand the services eligible for reimbursement, and revising the reimbursement rates for eligible services for youth substance abuse treatment services.

**A-6605**

**(AMEND. 1)**

- 6C. Director of Health and Human Services requests approval of and authorization for the Chair to sign a revenue agreement with the Workforce Investment Board of Solano County, Inc., for a maximum of \$6,000 in Regional Incentive Award funds for the term September 19, 2006 through December 31, 2006 for workforce development activities. **A-6692**
- 6D. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with Catholic Charities of the Diocese of Santa Rosa, Inc., for a maximum of \$15,000 for the term September 19, 2006 through June 30, 2007 to provide transitional housing and supportive living services for clients of the Child Welfare Services program. **A-6693**
- 6E. Director of Conservation, Development and Planning requests adoption of a resolution approving the terms and conditions of and authorizing the Chair to sign an agreement with the Association of Bay Area Governments Bay Trail Project to accept a \$75,000 grant for a feasibility study of a recreational trail between the Cities of American Canyon and Napa. **R-06-172**  
**A-6694**
- 6F. Director of Public Works requests approval of and authorization for the Chair to sign an agreement with Kenwood Energy for a maximum of \$5,008 for the term September 19, 2006 through June 30, 2007 for Photovoltaic System Performance Analysis at the Sheriff and Juvenile Justice Center facilities. **A-6698**
- 6G. Director of Public Works/Aviation requests approval of and authorization for the Chair to sign an agreement with General Equipment for a maximum of \$4,000 for the term September 19, 2006 through June 30, 2007 for preventative maintenance and repairs of the Napa County Airport sweeper. **A-6695**
- 6H. Director of Public Works requests approval of Budget Transfer No. 9 establishing and adjusting appropriation authority for seven non-General Fund budgets and one General Fund budget. (4/5 vote required) **BT-9**
- 6I. Chief Information Officer requests the following actions:
1. Approval of and authorization for the Chair to sign an agreement with CherryRoad Technologies Inc. for a maximum of \$200,000 for the term September 19, 2006 through June 30, 2007 for assisting with the upgrade of the Peoplesoft Human Resources (PS-HR) software application; and **A-6696**
  2. A waiver of competitive bidding requirements and sole source award for consultation services for upgrade of PS-HR, to CherryRoad Technologies Inc., Irvine, California, for a total of \$200,000 pursuant to County Ordinance Code 2.36.090.
- 6J. Chief Information Officer requests approval of the following actions relating to the United States Geological Survey (USGS) grant:
1. Authorization for the Chair to sign the cooperative agreement in the amount of \$35,000 for county-wide aerial photographs (orthophotos) for Geographic Information

6J. Continued.

System (GIS) purposes; and,

**A-6697**

- 2. Approval of Budget Transfer No. 11 increasing appropriations for GIS services by \$35,000 with offsetting revenues from the USGS grant in the Information Technology Services budget. (4/5 vote required)

**BT-11**

6K. County Executive Officer requests approval of and authorization for the Chair to sign a letter transmitting the response to the 2005-2006 Grand Jury Final Report to the Presiding Judge of the Superior Court.

**ITEM REMOVED FOR SEPARATE DISCUSSION  
APPROVED REQUEST, AS AMENDED**

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

**X**

6L. County Executive Officer/Purchasing Agent, Director of Public Works, and Chief Information Officer request the following:

- 1. Declare certain items of personal property as surplus and no longer required for public use;
- 2. Authorize the Purchasing Agent to dispose of these items of personal property by donating them to Napa Valley Personal Computer Users Group, a tax-exempt Health and Human Service organization.

6M. County Executive Officer/Purchasing Agent and Director of Public Works request the following:

- 1. Declare certain items of personal property, which are also fixed assets, as surplus and no longer required for public use;
- 2. Declare certain other items of personal property, which are non-fixed assets, as surplus and no longer required for public use; and
- 3. Authorize the disposal of the fixed asset and non-fixed asset surplus property items at public auction. (4/5 vote required)

7. Discussion of Items Removed from the Consent Calendar.

**SEE ITEM 6K.**

**APPROVED CONSENT CALENDAR ITEMS 6A THROUGH 6J AND 6L THROUGH 6M.**

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

**X**

Set Matters or Public Hearings

8A. 9:30 a.m. - Recess to the Board of Equalization Meeting.

**(SEE BOARD OF EQUALIZATION MINUTES)**

8B. 10:30 a.m. Public Hearing

Consideration and possible action regarding an appeal filed by David Rice on behalf of Ren and Marilyn Harris of a decision by the Planning Commission on July 19, 2006 to approve Tom and Collette Gamble / Gamble Winery Variance Application No. 03156-VAR and Use Permit Application No. 03155-UP, located at 1851 Cook Road, Yountville, CA on a +10.00-acre parcel (after a Lot Line Adjustment) at the terminus of Cook Road approximately 2,050 feet from its intersection with Yount Mill Road within an Agricultural Preserve (AP) zoning district, (Assessor's Parcel No. 031-110-018). The appeal challenges the Commission's adoption of the Mitigated Negative Declaration and approval of the Variance and Use Permit.

ENVIRONMENTAL DETERMINATION: Mitigated Negative Declaration prepared. According to the Mitigated Negative Declaration, the proposed Project may have, if mitigation measures, are not included, potentially significant environmental impacts in the following area: Geology & Soils; Hydrology & Water Quality. If the Board decides to deny the appeal, it would need to readopt the Mitigated Negative Declaration prior to approving the Project.

**PUBLIC HEARING HELD – TESTIMONY PRESENTED**

**THE BOARD ALLOWED ADDITIONAL DOCUMENTS DATED SEPTEMBER 15, 2006 SUBMITTED BY THE APPELLANT TO BECOME PART OF THE RECORD ON THE APPEAL.**

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

**X**

**THE BOARD TENTATIVELY DENIED THE APPEAL AND UPHELD THE DECISION OF THE PLANNING COMMISSION. THE FINDINGS OF FACT WERE SCHEDULED TO BE CONSIDERED ON OCTOBER 17, 2006 AT 2:30 P.M.**

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

**X**

8C. 11:30 a.m. Public Hearing

Director of Environmental Management requests the Board take the following actions with respect to recovering County expenses incurred in abating a public nuisance at 455 Manzanita Drive, Angwin, California:

1. Open Public Hearing to hear and consider the account and proposed assessment, together with objections and protests thereto; and

2. Close Public Hearing and order the account and proposed assessment confirmed or denied, or modified as the evidence presented warrants.

**PUBLIC HEARING HELD – TESTIMONY PRESENTED**

**THE BOARD CONFIRMED THE ACCOUNT AND PROPOSED ASSESSMENT.**

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

**X**

8D. 1:30 p.m. - Recess to the Napa County Flood Control and Water Conservation District meeting. (SEE NAPA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT MINUTES)

Administrative Items

- 9A. County Executive Officer requests appointment of one (1) individual from the list of applicants to serve as a representative of Supervisorial District No. 4 on the General Plan Update Steering Committee with the term of office to commence immediately and expire June 30, 2009.

Applicants

Kimberly Payne  
Kirsty Shelton  
William E. Trautman

**APPOINTED WILLIAM E. TRAUTMAN**

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

**X**

Legislative Items

- 10A. Approval of and authorization for the Chair to sign a letter in support of Senate Bill (SB) 1288, Medi-Cal Minors Drug and Alcohol Treatment. (Unanimous vote of the Board members present required)

**THE BOARD WENT ON RECORD IN SUPPORT OF SENATE BILL 1288 AND AUTHORIZED A LETTER OF SUPPORT TO BE SIGNED BY THE CHAIR.**

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

**X**

- 10B. Approval of and authorization for the Chair to sign a letter to the Governor urging him to veto AB 2683, State Employees, Bargaining Unit 8, Compensation. (Unanimous vote of the Board members present required)

**THE BOARD APPROVED AND AUTHORIZED THE CHAIR TO SIGN A LETTER TO THE GOVERNOR URGING A VETO OF AB 2683.**

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

**X**

11. Board of Supervisors' Committee Reports and Announcements.

**SUPERVISOR DILLON REPORTED ON HER ATTENDANCE WITH JEFF SHARP, PLANNER III IN THE CONSERVATION, DEVELOPMENT AND PLANNING DEPARTMENT, AT A MEETING OF THE SAN FRANCISCO REGIONAL WATER QUALITY CONTROL BOARD. THE TOTAL MAXIMUM DAILY LOAD (TMDL) WAS DISCUSSED.**

**SUPERVISOR DILLON ALSO ATTENDED A HOUSING METHODOLOGY MEETING OF THE ASSOCIATION OF BAY AREA GOVERNMENTS (ABAG). DISCUSSION CENTERED ON METHODOLOGY FACTORS INCLUDING COMMUTE TIMES AND DISTANCE, AND FARMWORKER HOUSING.**

**SUPERVISOR LUCE ANNOUNCED THAT THE NAPA SANITATION DISTRICT WILL MEET THIS WEEK. TOPICS TO BE DISCUSSED INCLUDE THE COSTS OF TREATING WINERY WASTE AND THE POSSIBILITY OF BUILDING A NEW TREATMENT FACILITY IN THE AIRPORT AREA.**

11. Continued.

**SUPERVISOR WAGENKNECHT REPORTED ON ATTENDANCE AT A MEETING OF THE BAY AREA AIR QUALITY MANAGEMENT DISTRICT (BAAQMD) WHERE DISCUSSION CENTERED ON THE SPARE THE AIR DAY PROCESS.**

**HE AND SUPERVISOR LUCE ATTENDED A MEETING OF THE UPPER VALLEY WASTE MANAGEMENT AGENCY. PROGRAM COSTS WERE DISCUSSED.**

12. Board of Supervisors' Future Agenda Items.  
**NONE**

13. County Executive Officer Reports and Announcements.  
**ON BEHALF OF THE COUNTY EXECUTIVE OFFICER (CEO), ASSISTANT CEO BRITT FERGUSON ACKNOWLEDGED AND THANKED ADMINISTRATIVE MANAGER-CLERK OF THE BOARD PAMELA MILLER FOR HER HARD WORK DURING THE PAST THREE YEARS AT THE COUNTY.**

14. Closed Session  
A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9: (One case)  
**CLOSED SESSION NOT HELD - ITEM CONTINUED TO OCTOBER 3, 2006**

Adjournment

**ADJOURN TO BOARD OF SUPERVISORS' REGULAR MEETING, TUESDAY, SEPTEMBER 26, 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