

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

April 3, 2007

1. Call to order; Roll Call
THE BOARD OF SUPERVISORS OF THE COUNTY OF NAPA MET IN REGULAR SESSION ON TUESDAY, APRIL 3, 2007 AT 9:00 A.M. WITH THE FOLLOWING MEMBERS PRESENT: CHAIRMAN HAROLD MOSKOWITE, SUPERVISORS DIANE DILLON, BILL DODD, BRAD WAGENKNECHT AND MARK LUCE. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN MOSKOWITE AT 9:02 A.M.
2. Pledge of Allegiance
ERNIE LOVELESS, NAPA COUNTY FIRE CHIEF, LED THE SALUTE TO THE FLAG.
3. Presentations and Commendations
NONE
4. Public Comment
NONE
5. Department Heads' Reports and Announcements
DAVE WHITMER, NAPA COUNTY AGRICULTURAL COMMISSIONER/SEALER, REPORTED THAT THE LIGHT BROWN APPLE MOTH HAS BEEN FOUND IN ALAMEDA AND CONTRA COSTA COUNTIES. THE CALIFORNIA DEPARTMENT OF FOOD AND AGRICULTURE HAS ASKED COUNTY AGRICULTURAL COMMISSIONERS WITHIN A 50 MILE RADIUS OF THE FINDS TO PERFORM DETECTION TRAPPING. NAPA COUNTY HAS 102 TRAPS IN PLACE AND TO DATE THERE HAS BEEN NO DETECTION OF THE PEST IN NAPA COUNTY. AN INFESTATION OF THE MOTH COULD CAUSE SIGNIFICANT DAMAGE TO THE GRAPE CROP.

Consent Calendar

- 6A. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following amendments to Memoranda of Understanding with the Solano-Napa-Yolo Commission on Medical Care, dba Partnership Health Plan of California (PHC):
 1. Amendment No. 1 to Agreement No. 4946 revising Exhibit A to clarify respective roles and responsibilities regarding the California Children's Services (CCS) program; and
**A-4946
(AMEND. 1)**
 2. Amendment No. 1 to Agreement No. 4947 revising Exhibit A to clarify respective roles and responsibilities regarding the Child Health and Disability Prevention (CHDP) program.
**A-4947
(AMEND. 1)**

- 6B. Director of Health and Human Services Agency requests the following:
1. Designation of Health and Human Services Agency (HHS) as the department that administers the county alcohol and drug program, as provided in Section 11800 of the California Health and Safety Code.
 2. Designation of the HHS Director as the agency head authorized to appoint the county alcohol and drug program administrator.
 3. Designation of the channel through which the administrator of alcohol and drug programs shall report to the HHS Director as a direct reporting relationship.
- 6C. Agricultural Commissioner requests approval of and authorization for the Chair to sign an agreement with Interstate Ag Plastics to provide a recycling program for agricultural chemical containers. **A-6786**
- 6D. Director of Public Works requests the following:
1. Approval of Budget Transfer No. 52 appropriating \$58,000 in the Capital Improvement budget with offsetting revenues from the Child Support budget for funding the "Child Support Services Re-Carpet Project" PW 07-13; (4/5 vote required); and, **BT-52**
 2. Award of the contract for the "Child Support Services Re-Carpet Project," PW 07-13, to Performance Floor Covering of Cotati, California, for their low base bid of \$42,715 and authorization for the Chair to sign the construction contract.
- 6E. Director of Public Works requests award of the contract "Modifications at Various Napa County Offices" PW 07-05 to Robert C. Jackson of Santa Rosa, California, for their low base bid of \$43,986, and authorization for the Chair to sign the construction contract.
- 6F. Director of Public Works requests award of the contract for the "Napa County Airport Runway 18R-36L Rehabilitation, A.I.P. Project No. 3-06-0162-23 Project," PW 07-06, to Ghilotti Bros. of San Rafael, California, for their low base bid of \$2,564,884.05 and authorization for the Chair to sign the construction contract.
(CONTINUED FROM MARCH 13, MARCH 20, AND MARCH 27, 2007)
- 6G. Director of Public Works requests authorization for the Chair to sign:
1. Certificates of Acceptance for Grant and Easement Deeds of Property from Dorothy Hageman (Assessor's Parcel No. 047-070-022); and,
 2. Certificates of Acceptance for a Grant and Easement Deeds of Property from Robert Lee Hudson (Assessor's Parcel No. 047-070-016).
- (CONTINUED FROM MARCH 27, 2007)
- 6H. Director of Public Works/Aviation requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 6573 with Mead and Hunt, Inc. increasing the amount by \$230,000 for a new maximum of \$651,800 and amending the Scope of Work to include construction management for the Runway 18R-36L Rehabilitation Project. (CONTINUED FROM MARCH 27, 2007)

ITEM HELD FOR SEPARATE DISCUSSION

APPROVED REQUEST

BD-DD-BW-ML-HM

**A-6573
(AMEND.2)**

- 6I. Human Resources Director requests approval to reimburse the interstate relocation and temporary living expenses for Ms. Tracy Schulze, the newly recruited Assistant Auditor-Controller, in an amount not to exceed \$15,000; and the intrastate relocation and temporary living expenses for Ms. Connie Moreno-Peraza, the newly recruited Administrator of Alcohol and Drug Programs, in an amount not to exceed \$10,000.
- 6J. Human Resources Director requests adoption of a resolution regarding the following in connection with the County Executive Office's Information Technology Services Division and its Records Management/Mail Services Unit, effective April 7, 2007:
1. Amend the Departmental Allocation List to:
 - a. Delete one (1) (S) Information Systems Supervisor and add one (1) (M) Business Systems Manager-ITS;
 - b. Delete one (1) (M) Information Systems Manager II and add one (1) (M) Database Administrator;
 - c. Delete one (1) (M) Records Information Manager.
 2. Amend the Table and Index of Classes to:
 - a. Delete one (1) (M) Records Information Manager;
 - b. Add one (1) (M) Business Systems Manager-ITS and one (1) (M) Database Administrator.
 3. Amend appropriate policies deleting references to the Records Information Manager and adding references to the Business Systems Manager-ITS and Database Administrator.

ITEM REMOVED FROM THE AGENDA.

- 6K. County Executive Officer requests approval of and authorization for the Chair to sign a Support Services Agreement with Napa County Housing Authority (NCHA) for the term April 3, 2007 through June 30, 2007 for certain administrative and support services. **A-6783**
- 6L. County Executive Officer requests adoption of a resolution to replace a current resolution concerning the categories of persons that are designated as employees for purposes of workers' compensation. This resolution adds a new category of persons comprised of inmates assigned to fire suppression and prevention activities (all other categories in the prior resolution remain unchanged except for minor technical edits).

ITEM HELD FOR SEPARATE DISCUSSION.

ADOPTED RESOLUTION

DD-ML-BW-BD-HM

R-07-48

- 6M. County Executive Officer requests the appointment of James E. Frisinger Jr. to the Napa County Winegrape Pest and Disease Control District with the term of office to commence immediately and expire March 26, 2010.
- 6N. County Executive Officer requests the reappointments of the following individuals to serve on the Napa County Dangerous Animal Hearing Panel.
- | <u>Applicant</u> | <u>Representing</u> | <u>Term Expiration</u> |
|-------------------|-------------------------|------------------------|
| Debbi Hamilton | Regular Member | January 31, 2010 |
| Dina Joy Mitchell | Second Alternate Member | January 31, 2010 |

6O. County Executive Officer requests the following reappointments to the Napa County Commission on Aging:

*Incumbents and recommended by the Napa County Commission on Aging

<u>Applicant</u>	<u>Representing</u>	<u>Term Expiration</u>
Joice M. Beatty*	District #3	9-30-2008
Eddie J. Huss*	Org. Concerned w/ Older Adults	9-30-2008
Mary Anna Imbelloni*	Org. Concerned w/ Older Adults	9-30-2008
Jane Cooper Matijasic*	Org. Concerned w/ Older Adults	9-30-2008
Terri Restelli - Deits*	Org. Concerned w/ Older Adults	9-30-2008

6P. County Executive Officer requests the appointments/reappointments of all five (5) applicants to serve on the Advisory Board on Alcohol and Drug Programs, with the terms of office to commence immediately and expire as indicated below.

*Recommended by the Advisory Board
**Incumbent and recommended by the Advisory Board

<u>Applicant</u>	<u>Representing</u>	<u>Term Expiration</u>
Susan Bohrer-Todd**	Interested Citizen	01-01-10
Joyce Wallace**	Interested Citizen	01-01-10
Shauna Renee Allen*	Interested Citizen	01-01-09
Esther Aguilera Lewis*	Interested Citizen	01-01-09
Kevin Groom**	Alcohol Industry	01-01-10

7. Discussion of Items removed from the Consent Calendar.
SEE ITEMS 6H, 6J AND 6L.

**APPROVED CONSENT CALENDAR ITEMS 6A THROUGH 6G, 6I, 6K, AND 6M THROUGH 6P.
DD-BD-BW-ML-HM**

Set Matters or Public Hearings

8A. Recess to the Lake Berryessa Resort Improvement District meeting.
(SEE LAKE BERRYESSA RESORT IMPROVEMENT DISTRICT MINUTES)

8B. Recess to the Napa Berryessa Resort Improvement District meeting.
(SEE NAPA BERRYESSA RESORT IMPROVEMENT DISTRICT MINUTES)

8C. Recess to the Monticello Public Cemetery District meeting.
(SEE MONTICELLO PUBLIC CEMETERY DISTRICT MINUTES)

8D. Supervisor Dodd and Agricultural Commissioner to discuss participation in the Great Wine Capitals.
REPORT PRESENTED

8E. Director of Conservation, Development & Planning and Community Partnership Manager request Board direction regarding requests for extension of the public comment period on the Draft General Plan Update and associated Draft Environmental Impact Report (EIR).
**THE BOARD EXTENDED THE PUBLIC COMMENT PERIOD AN ADDITIONAL 60 DAYS.
BW-DD-BD-ML-HM**

- 8F. Director of Health and Human Services requests adoption of a resolution increasing the fees for processing applications for medical marijuana identification cards.
PUBLIC HEARING HELD – NO TESTIMONY PRESENTED

ADOPTED RESOLUTION BD-DD-BW-ML-HM R-07-48

- 8G. Director of Public Works requests discussion regarding greenhouse gases, and development of a Baseline Year Analysis as an element of a Green House Gas Action Plan.
ITEM REMOVED FROM THE AGENDA

- 8H. Director of Public Works requests discussion and possible direction regarding implementation of Resolution Number 04-05 to support the purchase of clean air vehicles for general services vehicles.
ITEM REMOVED FROM THE AGENDA

- 8I. Recess to the Napa County Flood Control and Water Conservation District meeting.
(SEE NAPA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT MINUTES)

- 8J. Recess to the Napa County Housing Authority special meeting.
(SEE NAPA COUNTY HOUSING AUTHORITY MINUTES)

Administrative Items

- 9A. County Fire Chief requests discussion and possible direction from the Board concerning development of a weed abatement ordinance.
PRESENTATION MADE

THE BOARD DIRECTED STAFF TO DEVELOP A WEED ABATEMENT ORDINANCE.

- 9B. County Fire Chief requests the following actions relating to two grants for the County Firewise Program:

1. Acceptance of two grants and authorization for the Chair to sign the grant agreements for the purchase of a Commercial Wood Chipper, chipper related safety and operating equipment, and chipper related community outreach and advertising expenses in the amount of:

- a. \$23,000 from the Fireman's Fund; and, **A-6784**
- b. \$17,500 from the Bay Area Air Quality Management District (BAAQMD). **A-6785**

2. Approval of Budget Transfer No. 50, increasing appropriations in the Fire Department budget by \$40,500 with offsetting revenues from the Fireman's Fund and the BAAQMD grants, and establishment of a fixed asset in the amount of \$27,500 for the purchase of a Commercial Chipper. (4/5 vote required)

APPROVED REQUEST DD-ML-BD-BW-HM BT-50

N

- 9C. County Executive Officer requests the appointments/reappointments from the following list of applicants to serve on the Airport Advisory Commission, with the terms of office to commence immediately and expire December 31, 2009.

*Incumbent

<u>Name of Applicants</u>	<u>Representing (Appoint One (1) per category)</u>
Harold Morrison*	Commercial Aviation Operator Located at the Airport
Brian Thomas McGee	Napa Airport Pilot's Association

<u>Name of Applicants</u>	<u>Representing - (Two (2) Appointments for General Public)</u>
Thomas M. McNicholas	General Public
Edward J. Shenk*	General Public
Todd Walker*	General Public

THE BOARD APPOINTED HAROLD MORRISON, BRIAN THOMAS MCGEE, EDWARD J. SHENK AND TODD WALKER.

DD-BW-ML-BD-HM

X

Legislative Items.

10. Legislative Subcommittee to present an update on the status of housing legislation recently submitted by Assemblywoman Evans.
UPDATE PRESENTED
11. Board of Supervisors' Committee Reports and Announcements.
NONE
12. Board of Supervisors' Future Agenda Items.
NONE
13. County Executive Officer Reports and Announcements.
NANCY WATT, COUNTY EXECUTIVE OFFICER, REVIEWED THE AGENDA FOR THE ANNUAL SUPERVISORS RETREAT COMMENCING MONDAY, APRIL 9, 2007 AT 9:00 A.M.
14. Closed Session.

A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

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

CLOSED SESSION HELD – NO REPORTABLE ACTION

B. CONFERENCE WITH LABOR NEGOTIATOR (Government Code Section 54957.6)

Agency Designated Representatives: Mark Gregersen, Human Resources Director

Employee Organization: SEIU Local 614 - NAPE (Employee Unit & Supervisory Unit of the County of Napa)

CLOSED SESSION HELD – NO REPORTABLE ACTION

14. Continued.

C. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

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

CLOSED SESSION HELD – NO REPORTABLE ACTION

15. Adjournment.

ADJOURN TO A SPECIAL MEETING OF THE BOARD OF SUPERVISORS' ON MONDAY, APRIL 9, 2007 AT 9:00 A.M. AT THE NAPA COUNTY OFFICE OF EDUCATION, 2121 IMOLA AVENUE, NAPA, CALIFORNIA.

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