

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

February 26, 2008

1. Call to Order; Roll Call.
THE BOARD OF SUPERVISORS OF THE COUNTY OF NAPA MET IN REGULAR SESSION ON TUESDAY, FEBRUARY 26, 2008 AT 9:00 A.M. AT THE LINCOLN THEATER ON THE HISTORIC GROUNDS OF THE VETERANS HOME OF CALIFORNIA, YOUNTVILLE, 100 CALIFORNIA DRIVE WITH THE FOLLOWING MEMBERS PRESENT: CHAIR BRAD WAGENKNECHT, HAROLD MOSKOWITE MARK LUCE, DIANE DILLON AND BILL DODD. THE MEETING WAS CALLED TO ORDER BY CHAIR WAGENKNECHT.
2. Pledge of Allegiance.
CHAIR BRAD WAGENKNECHT LED THE SALUTE TO THE FLAG.
3. Approval of Minutes.
 - A. Clerk of the Board requests approval of minutes of the meetings held on;
 1. January 15, 2008 (All Supervisors were present);
 2. January 29, 2008 (Supervisors Dodd was excused. Supervisor Luce was excused during the afternoon session)*.

* Excused Supervisors will be recorded as abstained unless Supervisor indicates otherwise.
APPROVED MINUTES WITH ABSTENTIONS AS DECLARED ABOVE.
BD-DD-ML-HM-BW
4. Presentations and Commendations.
NONE
5. Public Comment.
NONE
6. Department Heads Reports and Announcements.
NONE

Consent Calendar

- 7A. Chief Probation Officer requests approval of and authorization for the Chair to sign an agreement with Fieldware, LLC for a maximum of \$75,000 for the term February 26, 2008 through June 30, 2011 to provide an online automated supervision management system for adult offenders.
A-6964
- 7B. Chief Probation Officer requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6283 with Redwood Toxicology Laboratory, Inc. amending the Scope of Work to include additional drug testing services for adult and juvenile probationers.
A-6283
(AMEND. 1)

- 7C. District Attorney requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 6673 with Robert Jarecki increasing the amount by \$20,000 for a new maximum of \$50,000 for investigative services for the consumer fraud unit. **A-6673**
(AMEND. 3)
- 7D. Sheriff requests the following actions regarding the Department of Boating Safety and Enforcement Equipment Funding for the purchase of a replacement boat for Lake Berryessa's patrol unit:
1. Approval of Budget Transfer No. 25 increasing appropriations in the Sheriff's budget by \$30,000 with offsetting revenue from the Department of Boating and Waterways (4/5 vote required); and, **BT-25**
 2. Approval for Sheriff or his designee to sign a funding agreement with the Department of Boating and Waterways for \$80,000.
- 7E. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 4 to Agreement No. 2731 with Cope Family Center, Inc. increasing the amount by \$8,000 for a new maximum of \$30,000, revising the budget to fund an increase in the Child Abuse Prevention Council director's hours for Fiscal Year 2007-2008 and revising the Scope of Work for the contractor to establish a speakers bureau to help develop a standardized curriculum for Mandated Reporter Training. **A-2731**
(AMEND. 4)
- 7F. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 4065 with Buckelew Programs, Inc., increasing the amount by \$12,839 for a new maximum of \$344,678, revising the Scope of Work to discontinue the Residential Support Services Program and increase services for the Supportive Living Program, and revising the contractor's budget to reflect the changes in contract activities. **A-4065**
(AMEND. 3)
- 7G. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following amendments for the provision of additional services in the Mental Health Outpatient Managed Care Program due to an increased number of clients:
1. Amendment No. 2 to Agreement No. 4546 with Susan Schmall, Ph.D., increasing the amount by \$7,50 for a new maximum of \$14,500; **A-4546**
(AMEND. 2)
 2. Amendment No. 2 to Agreement No. 4548 with Mimi Wolfe, MFT, increasing the amount by \$5,500 for a new maximum of \$15,000; and, **A-4548**
(AMEND. 2)
 3. Amendment No. 2 to Agreement No. 6639 with Joann Hall, MFT, increasing the amount by \$5,000 for a new maximum of \$15,000. **A-6639**
(AMEND. 2)

- 7H. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following agreements with Napa Ambulance Service, Inc., doing business as Piner:
1. Amendment No. 2 to Agreement No. 6172 extending the term through February 28, 2011 to provide emergency ambulance services within County Exclusive Operating Area 1 ("EOA 1");
A-6172
(AMEND. 2)
 2. Amendment No. 4 to Agreement No. 4296 extending the term through February 28, 2011 to provide emergency ambulance services within County Exclusive Operating Area 2 ("EOA 2"); and,
A-4296
(AMEND. 4)
 3. A new agreement in the amount of \$10,000 for the term February 26, 2008 through June 30, 2008, with a provision for automatic annual renewal, to provide transportation to inpatient psychiatric hospitals for clients of the Mental Health Program. **A-6965**
- 7I. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 6460 with Aldea, Inc., revising the Scope of Work to reflect changes in training and reporting responsibilities and revising line items in the contractor's budget for the Independent Living Skills Program for Fiscal Year 2007-2008, with no change to the contract's maximum.
A-6460
(AMEND. 2)
- 7J. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following agreements regarding HIV prevention and education services:
1. Amendment No. 1 to Agreement No. 6480 with Planned Parenthood-Shasta Diablo, Inc., increasing the amount by \$55,113 for a new maximum of \$79,570 to provide HIV education, prevention and testing services; and,
A-6480
(AMEND. 1)
 2. A new agreement with Community Health Clinic Ole, Inc., for a maximum of \$70,000 for the term February 26, 2008 through June 30, 2008 to provide HIV education, prevention and outreach services.
A-6966
- 7K. Director of Health and Human Services requests approval of and authorization for the Chair to sign the following revenue agreements with the California Department of Public Health for Public Health emergency preparedness funding:
1. Amendment No. 1 to Revenue Agreement No. 6917 with the California Department of Public Health increasing the amount by \$261,277 for a new maximum of \$319,503; and,
A-6917
(AMEND. 1)
 2. A new agreement for the term September 1, 2007 through August 8, 2008 for a maximum of \$211,855.
A-6967

- 7L. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with Mark Monalvo, doing business as Network Technologies, for a monthly rate of \$850 for the term March 1, 2008 through June 30, 2008, with a provision for automatic annual renewal, to provide the Training and Employment Center with online services to access the SMARTware2000 client tracking system, monthly maintenance of the software, and telephone support for the system. **A-6968**
- 7M. Director of Public Works requests approval of and authorization for the Chair to sign a Sublease Agreement with Foster Kids Fund, a non-profit corporation, for property leased by the County identified as Assessor's Parcel No. 002-152-012, for the term February 26, 2008 through June 30, 2008 at no cost to the County. **A-6970**
- 7N. Director of Public Works requests approval of and authorization for the Chair to sign Program Supplement Agreement No. 017-N with the California Department of Transportation for administering Agency-State Agreement No. 04-5921 to provide reimbursement of \$312,000 for the Las Amigas Bike Lanes Project, RDS 06-05.
- 7O. Director of Public Works requests approval of and authorization for the Chair to sign an agreement with Willdan Group, Inc. for a maximum of \$300,000 for the term February 26, 2008 through June 30, 2009 for engineering services related to various County capital improvement projects. **A-6971**
- 7P. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 4 to Agreement No. 6420 with Napa County Resource Conservation District, increasing the subgrant by \$25,000 for a new maximum of \$552,000 and extending the term through December 31, 2008, for landowner coordination and support as part of the preliminary design of the Rutherford Dust Restoration Project. **A-6420**
(AMEND. 4)
- 7Q. Director of Public Works requests acceptance of the work as complete and authorization for the Chair to sign and the Clerk of the Board to file a Notice of Completion with the Clerk/Recorder for Contract No. PW 06-03, "Animal Shelter Generator Project".
- 7R. Director of Public Works requests approval of and authorization for the Chair to sign a letter to Senators Feinstein and Boxer requesting federal funding and indicating the Board's priorities for several projects within the County.
- 7S. Director of Public Works/Aviation requests authorization for the Chair to sign a Certificate of Acceptance of an Avigation and Hazard Easement Deed from Camino Dorado Associates. (Assessor's Parcel No. 057-152-006)
- 7T. Auditor-Controller requests the Board accept, and instruct the Clerk of the Board to file, the quarterly report of gifts, bequests and devices (donations) deposited into the Donation Revenue accounts of Napa County, with the exception of the Library, for the quarter ended December 31, 2007.

- 7U. Human Resources Director requests adoption of a resolution regarding the following in connection with the Department of Corrections, effective March 4, 2008:
1. Amend the Departmental Allocation List to add one (1) (M) Acting Director of Corrections;
 2. Amend the Table and Index of Classes to add Acting Director of Corrections;
 3. Amend appropriate policies to add Acting Director of Corrections; and,
 4. Appoint Dan Johnson, currently the Assistant Director of Corrections, to the position of Acting Director of Corrections. **R-08-31**
- 7V. 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 \$89,237 for Fiscal Year 2007-2008; and,
 2. Assistant County Executive Officer to execute the necessary grant documents. **R-08-32**
- 7W. County Executive Officer requests approval of and authorization for the Chair to sign the following agreements related to Phase II of the Adult Correctional Master Plan:
1. Amendment No. 4 to Agreement No. 6858 with Mark Carey increasing the amount by \$166,600 for a new maximum of \$256,600 and amending the Scope of Work to include additional consulting services; and, **A-6858**
(AMEND. 4)
 2. Amendment No. 1 to Agreement No. 6606 with Carter Goble Associates, Inc. increasing the amount by \$112,850 for a new maximum of \$218,850 and amending the Scope of Work to include additional consulting services. **A-6606**
(AMEND. 1)
- 7X. Community and Intergovernmental Affairs Director requests adoption of a resolution amending Resolution No. 05-49 and approving Amendment No. 1 to Regulatory Agreement No. 6576 with Mid-Peninsula Housing Coalition for an Affordable Housing Trust Fund loan to assist with the cost of the Vineyard Crossings affordable housing project in American Canyon modifying the terms pertaining to tenant income eligibility restrictions. **R-08-33**
A-6576
(AMEND. 1)
- 7Y. Clerk of the Board requests the appointment of Denise Christensen to serve on the Board of Directors of the Circle Oaks County Water District with the term of office to commence immediately and expire December 31, 2011.
8. Discussion of Items Removed from the Consent Calendar.
NONE

APPROVED CONSENT CALENDAR ITEMS 7A THROUGH 7Y.
DD-BD-ML-HM-BW

Set Matters or Public Hearings

9A. 9:00 A.M. Public Hearing.

Joint Meeting of the Board of Supervisors and the Planning Commission to consider adoption of a General Plan amendment known as the 2008 General Plan Update. The Board and the Commission will hear a staff presentation, take public testimony, and continue their deliberations regarding the 2008 General Plan Update. Following their deliberations, the Planning Commission may either conclude its public hearing and make a recommendation to the Board of Supervisors on the General Plan Update and the Final Environmental Impact Report (EIR), or continue its public hearing to a later date. Following a recommendation by the Planning Commission, the Board of Supervisors will conduct a formally noticed public hearing to consider adoption of a resolution rescinding and replacing all of the County's existing General Plan except for the Housing Element, which will be updated separately in 2009. The Board of Supervisors will not take their final action on the 2008 General Plan Update and EIR until March 18, 2008 or later.

PUBIC HEARING HELD – TESTIMONY PRESENTED

THE BOARD DIRECTED STAFF TO DELETE AGRICULTURAL/LAND USE POLICIES 59 AND 62.

DD-ML-BD-HM-BW

THE BOARD DIRECTED STAFF TO REVISE AGRICULTURAL/LAND USE POLICIES 57 AND 61.

DD-ML-BD-HM-BW

A MOTION TO MAINTAIN THE GENERAL PLAN MAP AS REVISED IN OCTOBER 2007 FAILED.

DD-BW-ML-HM-BD

N N N

THE BOARD REJECTED THE REVISED GENERAL PLAN MAP.

ML-BD-DD-HM-BW

N N

THE BOARD DIRECTED STAFF NOT TO PERFORM A BERRYESSA ESTATES BUBBLE STUDY UNTIL ALL OTHER BUBBLE STUDIES WERE COMPLETE.

BD-ML-DD-HM-BW

Administrative Items

10A. County Counsel requests discussion and possible action regarding the following:

1. Direct staff to prepare an argument for or against the Responsible Growth Initiative for adoption by the Board of Supervisors on or before March 14, 2008; or,
2. Authorize a member or members of the Board to prepare and file an argument for or against the Responsible Growth Initiative.

DISCUSSION HELD – NO ACTION TAKEN

11. Legislative Items.

NONE

12. Board of Supervisors Committee Reports and Announcements.
NONE

13. Board of Supervisors Future Agenda Items.
NONE

14. County Executive Officer Reports and Announcements.
NONE

15. 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

16. Adjournment.
ADJOURNED TO BOARD OF SUPERVISORS SPECIAL MEETING, TUESDAY, MARCH 04, 2008 AT 9:00 A.M.

BRAD WAGENKNECHT, Chair

ATTEST:

GLADYS 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