1. CALL TO ORDER; ROLL CALL

The Board of Supervisors of the County of Napa met in regular session on Monday, June 4, 2019, at 9:00 a.m. with the following supervisors present: Chair Ryan Gregory, Supervisors Diane Dillon, Alfredo Pedroza, Belia Ramos and Brad Wagenknecht. The meeting was called to order by Chair Ryan Gregory.

2. PLEDGE OF ALLEGIANCE

Chair Ryan Gregory led the assembly in the pledge of allegiance.

3. APPROVAL OF MINUTES

None.

4. PRESENTATIONS AND COMMENDATIONS

A. Presentation of a Proclamation to Ian Stanley Posadas, Program Director of LGBTQ Connection, declaring June 2019 as LGBTQ Pride Month in Napa County.

Chair Ryan Gregory presented proclamation.

B. Director of Human Resources to introduce new County employees.

Director of Human Resources Karen Taylor introduced seven (7) new employees.

5. DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS

Deputy County Executive Officer Molly Rattigan presented report regarding the Community Open House and Emergency Preparedness Fair.

Risk and Emergency Services Manager Kerry Whitney presented a report regarding the Camp Fire.
County Executive Officer Minh C. Tran added his thanks and support to the administrative staff for their assistance.

Sheriff John Robertson presented a report regarding the Camp Fire.

Sheriff’s Department Public Information Officer Henry Wofford presented a video presentation regarding the use of public safety drones.

6. CONSENT ITEMS

Law & Justice

A. Chief Probation Officer requests authorization to close the Adult and Juvenile Probation Department offices on July 24, 2019 from 10:00 am - 2:00 pm to provide staff training and an appreciation lunch recognizing Probation Appreciation Week.

Public Safety

B. Sheriff requests approval of and authorization for the Chair to sign Amendment No.16 of a revenue agreement (formerly Agreement No. 3220) with the City of American Canyon in the amount of $6,751,165 for the first term July 1, 2019 through June 30, 2020, with an automatic renewal clause for two additional years, including optional 4th & 5th year terms, for the provision of law enforcement services within the City’s municipal boundaries.

A-200005B

C. Sheriff requests approval of and authorization for the Chair to sign an agreement with Mark A. Clementi, Ph.D., for a maximum of $50,000 for the term July 1, 2019 through June 30, 2020 with the provision of automatic renewal for two additional years, at the same maximum rate, to provide the California Peace Officer Standards Training (POST) mandated pre-employment psychological and arming evaluation services, return to duty/fitness psychological evaluations, and critical incident stress debriefing services.

A-200006B

Human Services

D. Director of Health and Human Services requests approval of and authorization for the Chair to sign Renewal Agreement No. 170128B with Panoramic Software Incorporated (Panosoft) for a total contract maximum of $80,000 for the term July 1, 2019 through June 30, 2024 for PG-Pro Web application software and maintenance fees to provide tracking and detailed financial data for Public Guardian clients.

A-200007B
A-170128B

E. Director of Health and Human Services request approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 170281B with Adrienne Fratini, MD, revising the Scope of Work to require preauthorization of services, revising the Compensation to add requirements for timely submission of invoices and amending the terms to enable automatic renewals for each fiscal year with no change to the maximum amount, for the provision of outpatient mental health services.

A-170281B (Amend. 2)

F. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 170323B with New Connections Communications Services, Inc. to revise the Compensation Exhibit B with no change to the contract maximum for telephone exchange services for the Alcohol and Drug Services and Child Welfare Services divisions.

A-170323B

G. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 170339B (formerly Agreement No. 7075) with Michael Shetka, LCSW, increasing the amount by $15,000 for a new annual maximum of $60,000, revising the Compensation exhibit and the Scope of Work to provide mandated conservatorship investigation services to clients of the Mental Health Program.

A-170339B (Amend. 3)

H. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 170605B with Aldea, Inc. to update State required Substance Abuse Block Grant provisions (Exhibit D), revise the Contract Administration, revise Special Terms and Conditions to provide school-based prevention services for Napa County adolescents and youth.

A-170605B (Amend. 3)

I. 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 Care Services for a maximum of $629,592 for the term July 1, 2018 through June 30, 2019 for Community Mental Health Services Block Grant (MHBG) funds to provide mental health services to individuals with serious mental illness and substance abuse issues.

A-190330B
J. Director of Health and Human Services requests approval and authorization for the Chair to sign the following agreements, each for the term July 1, 2019 through June 30, 2020, relating to the award of Tobacco Master Settlement Agreement (MSA) grants:

1. Cope Family Center, Inc. for a maximum of $119,834 for the Home Visitation Program;
2. On the Move, Inc. for a maximum of $57,465 for the VOICES, The TARGET Program;
3. On the Move, Inc. for a maximum of $54,145 for the LGBTQ (Lesbian, Gay, Bisexual, Transgender, Questioning) Safe Schools for All Initiative;
4. Collabria Care for a maximum of $118,956 for the Community Based Health Home Program;
5. Mentis, Inc. for a maximum of $179,751 for the Building Teen Resiliency in our Schools Initiative;
6. Ole Health, Inc. for a maximum of $119,834 for the Nutrition and Health Education Program;
7. Community Health Initiative, Inc. for $100,000 for the Children and Families Health Insurance Access Program; and
8. Community Action Napa Valley, Inc. for $75,000 for the Quit Smoking Program.

Item removed for separate discussion. See Item 7.

Supervisor Alfredo Pedroza was recused from this item as his wife is employed by Ole Health.

K. Director of Health and Human Services requests approval of and authorization for the Chair to sign an Agreement with Marin General Hospital for an annual maximum of $500,000 for the term June 9, 2019 through June 30, 2019 and automatic renewal for four additional fiscal years to provide inpatient psychiatric services to stabilize adult and child clients who are deemed to be an imminent risk to themselves or others or who are gravely disabled because of a mental disorder.

L. Director of Health and Human Services requests adoption of a Resolution delegating signature authority to the Health and Human Services Director, Napa County Public Health Officer and the Emergency Medical Services Administrator to request data from the Centers For Medicare & Medicaid Services to carry out Public Health activities during Public Health emergencies.
R-2019-72

Community Resources & Infrastructure

M. Agricultural Commissioner/Sealer of Weights and Measures requests approval of and authorization for the Chair to sign renewals for the following revenue agreements:

1. Agreement No. 170908B with the California Department of Food and Agriculture (CDFA) for a maximum of $914,938 for the term January 1, 2019 through December 31, 2019 for activities related to the European Grapevine Moth (EGVM) detection program.

2. Agreement No. 180095B with CDFA - Division of Measurement Standards for a maximum of $720 for the term July 1, 2019 through June 30, 2020 for activities associated with the initial inspection of assigned junk deal recycle establishments.

3. Agreement No. 180050B with CDFA - Division of Measurement Standards for a maximum of $2,325 for the term July 1, 2019 through June 30, 2020 for the reimbursement of expenditures associated with inspections and sampling petroleum products.

N. Agricultural Commissioner/Sealer of Weights and Measures requests adoption of a resolution providing for the following:

1. Accept the Engineer's Report for the Napa County Winegrape Pest and Disease Control District for Fiscal Year 2019-20 and the proposed levy of assessment for the district;

2. Set a Public Hearing for June 18, 2019 at 9:00 A.M. to hear protests to the establishment of the proposed assessment;

3. Direct the Clerk of the Board to comply with the requirements of Article XIII D of the California Constitution with respect to notice requirements for the proposed assessment; and

4. Designate County Counsel to answer questions regarding the assessments and protest proceedings.

O. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 180073B with Superior Building Services, Inc. increasing the amount by $24,910 for a new maximum of $86,468 for custodial services at several locations.

A-170908B; A-180095B; A-180050B

A-180073B (Amend. 3)
P. Director of Public Works requests:

1. Approval of and authorization for the Chair to sign Amendment No.1 to Agreement No. 190236B with ADKO Engineering increasing maximum compensation by $324,053 for a new maximum of $573,000 to complete project design and engineering for eight road repair projects; and Approval of Budget Transfer No. DPW044 for the following (4/5 vote required):
   a. Increase appropriation by $902,353 in the Measure T Non-Operating Special Revenue Fund (SRF) (Fund 2440, Sub-Division 1220053) offset by the use of $441,823 of its available fund balance and remaining $460,530 as soon as next quarterly disbursement becomes available (July, 2019);
   b. Increase appropriation by $130,700 in Berryessa/Knoxville Road-MPM 20.5 to 22 project budget in the Roads CIP budget (Fund 2040, Subdivision 2040500, Program S7107) offset by increase in revenue from the transfer from the Measure T SRF;
   c. Increase appropriation by $100,550 in Dry Creek Road-MPM 7.75 project budget in the Roads CIP budget (Program S7402) offset by increase in revenue from the transfer from the Measure T SRF;
   d. Increase appropriation by $98,250 in Dry Creek Road-MPM 10.5 project budget in the Roads CIP budget (Program S7313) offset by increase in revenue from the transfer from the Measure T SRF;
   e. Increase appropriation by $59,803 in Dry Creek Road-MPM 10.75 project budget in the Roads CIP budget (Program S7105) offset by increase in revenue from the transfer from the Measure T SRF;
   f. Increase appropriation by $129,300 in Mt. Veeder Road-MPM 4.75 project budget in the Roads CIP budget (Program S7405) offset by increase in revenue from the transfer from the Measure T SRF;
   g. Increase appropriation by $116,300 in Dry Creek Road-MPM 7.51 project budget in the Roads CIP budget (Program S7202) offset by increase in revenue from the transfer from the Measure T SRF;
   h. Increase appropriation by $133,150 in Mt. Veeder Road-MPM 4.0 project budget in the Roads CIP budget (Program S7306) offset by increase in revenue from the transfer from the Measure T SRF; and
   i. Increase appropriation by $134,300 in Mt. Veeder Road-MPM 5.1 project budget in the Roads CIP budget (Program S7304) offset by increase in revenue from the transfer from the Measure T SRF.
Q. Director of Public Works requests approval of and authorization for the Chair to sign a Lease Agreement with the State of California, Department of Forestry and Fire Protection and Department of General Services for the term commencing July 1, 2019 through June 30, 2024 with one (1) automatic successive five (5) year extension for an annual rental fee totaling $7,335.50 in FY 2019-20, with annual fixed increases of three and a half percent (3.5%) for use of a communications vault site to provide adequate radio coverage for fire and law enforcement agencies during emergency services. This site has been engineered to be a part of the County's Very High Frequency (VHF) Simulcast System.

R. Director of Public Works requests approval of and authorization for the Chair to sign a reimbursement revenue agreement with the City of Napa for a maximum of $100,000 per year for the term February 5, 2019 through June 30, 2043 for adjusting water valve covers as part of County road paving projects.

Item removed from the agenda.

S. Director of Public Works requests approval of and authorization for the Chair to sign an agreement with the Napa County Fair Association (NCFA) for no fee for the term January 1, 2019 through December 31, 2019 for continuous County management of various components of the Fairgrounds for use by visitors and residents of the County, including rental event center space, recreational vehicle parking, and golf course access.

T. Director of Public Works requests adoption of a resolution supporting the acquisition of a parcel (APN 048-080-002-000) by the U.S. Fish and Wildlife Service for management as part of the San Pablo Bay National Wildlife Refuge.

R-2019-74

U. Director of Public Works requests acceptance of donation in the amount of $1,220 from Pet Food Express to the Napa County Animal Shelter and approval for the Chair to sign a letter of appreciation.

V. Director of Public Works requests the second reading and adoption of Ordinance No. 1437 amending Section 1.28.040 (Definitions) and
Chapter 11.28 (Napa County Airport) of the Napa County Code and
Adopting Rules and Regulations for the Napa County Airport.

O-1437

General Admin & Finance

W. Chief Information Officer requests approval of and authorization for
the Chair to sign Amendment No. 1 to Agreement No. 190113B with
Neko Industries, Inc., extending the term through September 30, 2019
to provide electronic document migration services with no net change
to the contract amount of $8,400.

A-190113B (Amend. 1)

X. Director of Human Resources requests the adoption of a resolution
approving Cost of Living Adjustments based on the Consumer Price
Index pursuant to the Memoranda of Understanding for the Deputy
Sheriffs' Association (DSA) Law Enforcement Unit and Law
Enforcement Supervisory Unit effective June 29, 2019.

R-2019-75

Y. County Executive Officer requests authorization for out of country
travel for Supervisor Brad Wagenknecht to attend the Air and Waste
Management Association's Annual Conference and Exhibition "Winds
of Change - Energy, Environment and Health" in Quebec City,
Quebec, Canada with the Bay Area Air Quality Management District
from June 24 to June 28, 2019 to represent the County of Napa and
the Bay Area at no cost to the County.

Z. County Executive Officer requests adoption of a Resolution to renew
an $869,000 loan for the Napa Berryessa Resort Improvement District
(the “District”).

R-2019-76

AA. County Executive Officer and Agricultural Commissioner / Sealer of
Weights and Measures request second reading and adoption of an
Ordinance amending Chapter 5.52.040 and 5.52.080 of the Napa
County Code regarding annual registration fees for businesses using
commercial weighing or measuring devices and/or point-of-sale
systems and initial standard inspections of these systems.
ENVIRONMENTAL DETERMINATION: The proposed action is not a
project as defined by 14 California Code of Regulations 15378 (State
CEQA Guidelines). CEQA does not apply to the establishment,
modification, structuring, restructuring, or approval of fees that the
agency finds are for the purpose of recovering or partially recovering operating expenses. [14 CCR 15273 and 15378(b)(2).] It can also be seen with certainty that there is no possibility the proposed resolutions or ordinance may have a significant effect on the environment and therefore CEQA is not applicable. [14 CCR 15061(b)(3)].

Motion by Brad Wagenknecht, Second by Belia Ramos, to approve consent items as amended (Item R removed from the agenda, Item J - Supervisor Pedroza recused). Motion passed 5 – 0 with Chair Ryan Gregory, Vice Chair Diane Dillon and Supervisors Alfredo Pedroza, Belia Ramos and Brad Wagenknecht voting yes.

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

Item 6J:

Supervisor Alfredo Pedroza exited the Board Chambers during discussion of this item.

Motion by Belia Ramos, Second by Brad Wagenknecht, to approve the requested action. Motion passed 4 – 0 with Chair Ryan Gregory, Vice Chair Diane Dillon and Supervisors Belia Ramos and Brad Wagenknecht voting yes. Supervisor Alfredo Pedroza was recused.

Supervisor Pedroza returned to the Board Chambers following discussion of this item.

8. PUBLIC COMMENT

None.

9. SET MATTERS OR PUBLIC HEARINGS

A. 9:15 AM

Recess to the Lake Berryessa Resort Improvement District (LBRID) meeting (please see LBRID Meeting Minutes).

B. 9:20 AM

Recess to the Napa Berryessa Resort Improvement District (NBRID) meeting (please see NBRID Meeting Minutes).

C. 9:30 AM

Agricultural Commissioner/Sealer of Weights and Measures to present the annual Crop Report for 2018.
Agricultural Commissioner/Sealer of Weights and Measures Humberto Izquierdo made presentation.

Held discussion

Informational only, no formal action taken by the Board.

D. 1:30 PM

Recess to the Napa County Flood Control and Water Conservation District (NCFCWCD) meeting (please see NCFCWCD Meeting Minutes).

10. ADMINISTRATIVE ITEMS

Community Resources & Infrastructure

A. Agricultural Commissioner/Sealer of Weights and Measures requests adoption of a resolution adopting a policy interpretation on "proper and accepted customs and standards" for operations of propane cannons and other audible frightening devices used within Napa County agricultural lands.

Agricultural Commissioner/Sealer of Weights and Measures Humberto Izquierdo made presentation.

Held discussion.

One (1) person spoke during public comment.

Motion by Belia Ramos, Second by Brad Wagenknecht, to approve the requested action. Motion passed 5 – 0 with Chair Ryan Gregory, Vice Chair Diane Dillon and Supervisors Alfredo Pedroza, Belia Ramos and Brad Wagenknecht voting yes.

General Admin & Finance

B. Auditor-Controller and Director of Housing and Homeless Services (formally Director of Housing and Intergovernmental Affairs) request the following:

1. The Board accept, and instruct the Clerk of the Board to file, the Compliance Audit Division's Compliance Review Report of the Napa County Proximity Workforce Housing Assistance Program administered by the Department of Housing and Intergovernmental Affairs for the period from January 1, 2014 through December 31, 2018.

2. Discussion and direction on proposed revisions to the Proximity Workforce Housing Assistance Program Guidelines; staff will bring back revised guidelines for approval.
Auditor-Controller Tracy Schulze and Deputy County Executive Officer Molly Rattigan made presentation.

Held discussion.

Auditor-Controller Tracy Schulze provided two corrections to the staff report to include:

1. The original 15-mile radius has changed to 20 miles.
2. The third paragraph of the background and discussion lists 95 applicant files. The correct number is 94.

Motion by Brad Wagenknecht, Second by Vice Chair Diane Dillon, to approve the requested actions. Motion passed 5 – 0 with Chair Ryan Gregory, Vice Chair Diane Dillon and Supervisors Alfredo Pedroza, Belia Ramos and Brad Wagenknecht voting yes.

11. LEGISLATIVE ITEMS

None.

12. BOARD OF SUPERVISORS COMMITTEE REPORTS AND ANNOUNCEMENTS

Supervisor Wagenknecht reported on:

1. His attendance at the LAFCO Meeting.

13. BOARD OF SUPERVISORS FUTURE AGENDA ITEMS

1. Vice Chair Dillon requested that an agenda item related to a review of Board Policies.
2. Vice Chair Dillon requested that a tentative schedule be provided every four to six weeks.

14. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS

County Executive Officer Minh C. Tran presented report regarding workplace safety as it related to the incident that took place in Virginia Beach, VA.

15. CLOSED SESSION

A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSALRELEASE (Government Code Section 54954.5(e))

Closed session held. No reportable action.

B. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8)
Property: Napa County Fairgrounds, Calistoga, California (APNs 011-140-006, 011-140-007, 011-140-056, 011-140-009, and 011-140-055)
Agency Negotiator: Minh C. Tran, County Executive Officer
Negotiating Parties: Napa County and City of Calistoga
Under Negotiation: [X] Price [X] Terms of Payment

Item removed from the agenda.

C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Government Code Section 54956.9(d)(1))

Names of cases:
1. David Wesner v. Napa County, Napa County Superior Court # 26-59313;
3. James Bachor v. Napa County, et al., Napa County Superior Court # 18CV000188;
4. Victor Doporto v. City of American Canyon, et al., Solano County Superior Court # FCS049388;
5. Lilia and Yesenia Avila/Diana Baldovino v. Napa County, et al., Napa County Superior Court # 18CV0001225, consolidated;
8. Marc Golick v. Napa County, et al., Napa County Superior Court # 19CV000350;
9. Donald and Marie Loeber v. Napa County, et al., Napa County Superior Court # 19CV000359;
10. Michael and Kathleen Gonzales v. Napa County et al., Napa County Claim # 19-127; and

Closed session held. No reportable action.

16. ADJOURNMENT

Adjourn to the Board of Supervisors Regular Meeting, Tuesday, June 10, 2019 at 9:00 A.M.

RYAN GREGORY, Chair

ATTEST:

JOSE LUIS VALDEZ, Clerk of the Board