1. CALL TO ORDER; ROLL CALL

The Board of Supervisors of the County of Napa met in regular session on Tuesday, July 23, 2019, at 9:00 a.m. with the following supervisors present: Chair Ryan Gregory, Supervisors Alfredo Pedroza, Belia Ramos and Brad Wagenknecht. Vice Chair Diane Dillon arrived shortly thereafter. 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

A. Clerk of the Board requests approval of minutes from the following meetings:

   1. Regular Meeting of Tuesday, April 9, 2019;
   2. Special and Regular Meetings of Tuesday, April 16, 2019;
   3. Regular Meeting of Tuesday, April 23, 2019;
   4. Regular Meeting of Tuesday, May 7, 2019;
   5. Special and Regular Meetings of Tuesday, May 14, 2019; and

Correction for the record: Regular Meeting date of April 9, 2019 should read March 25, 2019.

Motion by Brad Wagenknecht, Second by Vice Chair Diane Dillon, to approve minutes as amended. Motion passed 5 -0 with Chair Ryan Gregory, Vice Chair Diane Dillon and Supervisors Alfredo Pedroza, Belia Ramos and Brad Wagenknecht voting yes.

4. PRESENTATIONS AND COMMENDATIONS

None.
5. DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS

Fire Chief Geoff Belyea presented report.

Director of Library Services and Community Outreach Danis Kreimeier presented report.

Director of Public Works Steve Lederer presented report.

6. CONSENT ITEMS

Law & Justice

A. Chief Probation Officer requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 170899B with Language People, Inc. for a maximum of $6,000 for the term July 1, 2019 through June 30, 2020, with automatic renewals to provide translation and interpretation services.

A-170899B (Amend. 1)

Public Safety

B. Director of Corrections requests authorization to close the department's imprest cash fund in the amount of $200.

C. Director of Corrections and Sheriff request approval of and authorization for the Chair to sign an agreement with Spearhead Protection, Inc., for an annual maximum of $120,000 for the term July 1, 2019 through June 30, 2022, with an automatic rollover of two additional one year terms to provide inmate watch security services.

A-200042B

D. Sheriff requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 170766B with Joel Fay, Psy.D., APBB, with no increase to the maximum amount of $10,000, extending the term through June 30, 2020 with an automatic renewal provision for two additional years for clinical support, training, and oversight of the Peer Support Team.

A-170766B (Amend. 1)

E. Sheriff requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 180094B with Redwood Toxicology Laboratory, Inc., increasing the amount by $19,000 for a new maximum of $50,000, extending the term through June 30, 2020 with an automatic renewal provision for two additional years, for postmortem toxicology testing services for the Sheriff's Office.
Coroner’s Division and toxicology screening services for the Investigations Division & Napa Special Investigations Bureau.

A-180094B

F. County Fire Chief requests the following actions to improve the clarity of the rules and regulations governing the abatement of combustible vegetation and other fire hazards in order to enhance the safety of the public and first responders:

1. Second reading and adoption of an ordinance amending Napa County Code Chapter 8.36; and
2. Adoption of a resolution to adopt the Napa County Defensible Space Guidelines, as amended.

ENVIRONMENTAL DETERMINATION: Napa County has determined the Fire Hazard Abatement Program to be Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15061(b)(2), 15061(b)(3), 15304, 15307, 15308, and 15378.

O-1443R-2019-94

G. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 4 to Revenue Agreement No. 170207B with California Department of Public Health, increasing the amount by $5,000 for a new maximum of $3,902,489, and amending Exhibit B to reallocate funds among existing budgeted line items for Fiscal Year 2018-2019 (Year 4) for operation of the Women, Infants and Children (WIC) Supplemental Nutrition Program.

A-170207B (Amend. 4)

H. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 7 to Agreement No. 170886B with Partnership HealthPlan of California extending the term through June 30, 2024 and replacing Attachment E in its entirety to provide Medi-Cal managed care capitation rate increases as a result of intergovernmental transfers (IGT) from Napa County to the California Department of Health Care Services (DHCS) and to maintain the availability of health care services for Napa County beneficiaries.

A-170886B (Amend. 7)

I. Director of Health and Human Services requests approval of and authorization for the Chair to sign a reimbursement agreement with
the California Department of Public Health for a maximum of $45,000 for the term September 1, 2019 through June 30, 2020 for the California Epidemiologic Investigation Service (Cal-EIS) Fellowship Program.

A-200043B

Community Resources & Infrastructure

J. Agricultural Commissioner/Sealer of Weights and Measures requests approval of and authorization for the Chair to sign renewal of Revenue Agreement No. 170401B with the California Department of Food and Agriculture (CDFA) for a maximum of $2,303 for the term July 1, 2019 through June 30, 2020 for reimbursement of expenditures for activities related to the Light Brown Apple Moth exclusion program.

A-170401B

K. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 6 to Agreement No. 150009B with Luhdorff & Scalmanini Consulting Engineers (LSCE) increasing the amount by $350,000 for a new maximum of $1,657,680 for services rendered from July 2014 and extending the term to June 30, 2020, and amending the scope of work to include additional services necessary to meet requirements for implementation of the Sustainable Groundwater Management Act and related State regulations, and support of Napa County’s Groundwater Sustainability program.

A-150009B (Amend. 6)

L. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 4 to Lease Agreement No. 170057B with the City of American Canyon to terminate the use of Suite 106, extend the term of the lease for Suites 100, 101 and 108 to June 30, 2022, and decrease the lease payment by $1,248.82 per month for a new monthly maximum of $8,386.23 that increases by 2% annually, for office space that houses Health and Human Services staff at American Canyon City Hall, 4381 Broadway, American Canyon.

A-170057B (Amend. 4)

M. Director of Public Works requests authorization for the Chair to sign a Certificate of Acceptance of an Avigation and Hazard Easement Deed from SDG Commerce 330, LLC (Assessor’s Parcel Number 058-030-065).

N. Director of Public Works requests the following actions related to a donation from the estate of Bruna M. Crunkleton:
1. Acceptance of a donation in the amount of $20,000 for the Napa County Animal Shelter and Adoption Center; and
2. Approval of and authorization for the Chair to sign a letter of appreciation.

O. Director of Public Works requests adoption of a resolution amending the County's Policy Manual Part III, Fees, Part 30 Airport, effective August 1, 2019 increasing hangar and storage room fees by 3.7% for services provided by the Napa County Airport.

**Item removed from the agenda.**

P. Director of Public Works requests the second reading and adoption of Ordinance No. 1422 adding Section 12.04.320 (Excavation of Newly Paved Roads) to Title 12 of the Napa County Code.

**O-1442**

*Correction for the record: Ordinance number is 1442, not 1422.*

General Admin & Finance

Q. Auditor-Controller requests authorization to process Budget Adjustment No. ACO007 in order to facilitate payments for expenditures incurred in Fiscal Year 2018-19. (4/5 vote required)

**BT-ACO007**

R. County Counsel requests approval of and authorization for the Chair to sign Amendment No. 1 (also entitled "Notification by Counsel and Addendum to Professional Services Agreement") to Agreement No. 180250B with Baron & Budd, P.C., Dixon Diab & Chambers, the Singleton Law Firm, Thorsnes Bartolotta McGuire, LLP, and Terry Singleton, Esq. ("Attorneys"), who are representing Napa County in litigation with Pacific Gas & Electric Company ("PG&E").

**A-180250B (Amend. 1)**

S. Director of Housing and Homeless Services requests approval of Budget Transfer No.CEO001 in the Affordable Housing Fund increasing appropriations in the Worker Proximity subdivision by $680,016 to issue new down payment assistance loans using available fund balance, funds paid back and equity earned through the program. (4/5 vote required)

**BT-CEO001**
T. Director of Housing and Homeless Services requests adoption of a resolution rescinding and replacing Resolution No. 2018-133 to amend the signatory authority for the California Emergency Solutions and Housing grant program.

R-2019-95

U. Director of Housing and Homeless Services requests adoption of two resolutions making edits requested by the Housing and Community Development Department for the following:

1. Rescinding and replacing resolution No. 2019-92 to clarify that Napa County is the approved applicant for a competitive application seeking $150,000 for Rapid Re-Housing and Homeless Prevention services; and
2. Rescinding and replacing resolution No. 2019-93 to clarify that Napa County is the approved applicant for a noncompetitive application seeking $55,707 for Rapid Re-Housing and Homeless Prevention services.

R-2019-96; R2019-97

V. County Executive Officer and Sheriff request approval of the following actions:

1. Declare a Hostage Negotiator Telephone (Asset ID# 00007479) and Explosive Ordinance Disposal (EOD) Bomb Suit (Asset ID# 00005842) capital assets as surplus and no longer required for public use;
2. Authorize removal of the capital assets from the Sheriff’s Office capital asset inventory; and
3. Authorize disposal by means of E-Waste and Recycling. (4/5 vote required)

W. County Executive Officer requests approval of the following Arts and Culture Advisory Committee grant award recommendations and authorization for the Chair to sign the corresponding grant agreements for the term July 1, 2019 through June 30, 2020 totaling $263,637:

Correction for the record: New total amount is $246,137.

Main Category 1: Tourism Generation Arts and Culture Organization for a total of $110,279

Correction for the record: New Main Category total is $92,779.

1. Friends of Lincoln Theater (Capital Improvement): $27,500
2. Friends of Lincoln Theater and Napa Valley Museum (Collaborative Grant): $20,000
3. Napa County Historical Society (Capital Improvement): $12,700
4. Napa Valley Museum (Capacity Building): $7,500
5. Napa Valley Museum (Special Programs and Projects): $20,000
6. Napa Valley Opera House (Capital Improvement): $17,500

Correction for the record: Grant award declined by Napa Valley Opera House.

7. Napa Valley Writer’s Conference (Special Programs and Projects): $5,079

Main Category 2: General Arts and Culture Organization for a total of $153,358

1. di Rosa Preserve (Capital Improvement): $15,000
2. E&M Presents Inc. (Special Programs and Projects): 7,500
3. Lucky Penny Productions (Capital Improvement): $17,500
4. Lucky Penny Productions (Leadership and Professional Development): $2,300
5. Music In the Vineyards (Special Programs and Projects): $10,000
6. Napa Public Access Cable Television (Capital Improvement): $13,500
7. Napa Shakes/Napa Valley Shakespeare (Special Programs and Projects): $17,500
8. Napa Valley Art Association (Capital Improvement): $17,500
9. Napa Valley Art Association (Leadership and Professional Development): $2,000
10. Napa Valley Youth Symphony (Special Programs and Projects): $13,058
11. Nimbus Arts (Leadership and Professional Development): $2,500
12. Nimbus Arts (Capital Improvement): $27,500
13. Vailima Foundation (Capital Improvement): $7,500

A-200044B; A-200045B, A-200046B; A-200047B; A-200048B; A-200049B; A-200050B; A-200051B; A-200052B; A-200053B; A-200054B; A-200055B; A-200056B; A-200057B; A-200058B; A-200059B; A-200060B; A-200061B; A-200062B

The record shall reflect a new remaining balance of $18,387.

New totals are due to the Napa Valley Opera House declining grant award originally listed herein.

X. County Executive Officer requests approval of and authorization for the Chair to sign a grant agreement with the Napa Valley Vine Trail Coalition for a maximum of $100,000 for the term July 23, 2019
through June 30, 2020, with an automatic renewal clause for four additional fiscal years, to support the design, engineering and construction of the ten needed sections of the Napa Valley Vine Trail.

**A-200063B**

Y. County Executive Officer and Chief Probation Officer request the appointment of the following applicant to the Napa County Community Corrections Partnership with the term commencing immediately and expiring June 30, 2023:

<table>
<thead>
<tr>
<th>Name</th>
<th>Representing</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yuka Kamiishi</td>
<td>Interested Citizen Representing Victims</td>
</tr>
</tbody>
</table>

Motion by Alfredo Pedroza, Second by Brad Wagenknecht, to approve consent items as amended. 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

None.

8. PUBLIC COMMENT

Two (2) people spoke during public comment.

County Counsel Jeffrey M. Brax responded to public comment.

9. SET MATTERS OR PUBLIC HEARINGS

A. **9:15 AM PUBLIC HEARING**

First reading and intention to adopt an ordinance of the Board of Supervisors of the County of Napa, State of California, amending Napa County Code Chapter 10.12 pertaining to County Parking Lots.

ENVIRONMENTAL DETERMINATION: Categorical Exemption Class 1: It has been determined that this type of project does not have a significant effect on the environment and is exempt from the California Environmental Quality Act. [See Class 1 (“Existing Facilities”) which may be found in the guidelines for the implementation of the California Environmental Quality Act at 14 CCR §15301; see also Napa County's Local Procedures for Implementing the California Environmental Quality Act, Appendix B(insert).

Chair Ryan Gregory opened public hearing.

Deputy Director of Public Works – General Services Liz Habkirkmade presentation.
Director of Public Works Steve Lederer provided additional information.

Held discussion.

No testimony presented.

Clerk of the Board Jose Luis Valdez read the title of the ordinance into the record.

Motion by Belia Ramos, Second by Brad Wagenknecht, to waive reading the balance of the ordinance. Motion passed 5 – 0 with Chair Ryan Gregory, Vice Chair Diane Dillon and Supervisors Alfredo Pedroza, Belia Ramos and Brad Wagenknecht voting yes.

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

B. 9:20 AM

Agricultural Commissioner/Sealer of Weights and Measures and Director of Planning, Building and Environmental Services request adoption of an uncodified interim urgency ordinance of Napa County imposing a temporary moratorium on cultivation of industrial hemp within the unincorporated areas of Napa County. (4/5 vote required)

ENVIRONMENTAL DETERMINATION: The proposed action is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines, 14 California Code of Regulations, sections 15060, subdivision (c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15061, subdivision (b)(3) (there is no possibility the activity in question may have a significant effect on the environment). In addition to the foregoing general exemptions, the ordinance is categorically exempt from review under CEQA under the Class 8 Categorical Exemption, 14 C.C.R. Section 15308 (regulatory activity to assure protection of the environment).

O-1444

Deputy Agriculture Commissioner Anna Norton made presentation.

Held discussion.

Six (6) people spoke during public comment.

Clerk of the Board Jose Luis Valdez read the title of the ordinance into the record.
Motion by Vice Chair Diane Dillon, Ramos, Second by Brad Wagenknecht, to waive reading the balance of the ordinance. Motion passed 5 – 0 with Chair Ryan Gregory, Vice Chair Diane Dillon and Supervisors Alfredo Pedroza, Belia Ramos and Brad Wagenknecht voting yes.

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

C. 10:30 AM

County Executive Officer requests the following:

1. Receive an Annual Report from Arts Council Napa Valley; and
2. Approval of and authorization for the Chair to sign an agreement with Arts Council Napa Valley for a maximum of $61,067 for the term July 23, 2019 through June 30, 2020 to act as the County local arts agency and implement the Napa County Community Cultural Plan.

A-200069B

Arts Council of Napa Valley CEO Christopher DeNatale made presentation.

Held discussion.

No testimony presented.

Motion by Brad Wagenknecht, Second by Vice Chair Diane Dillon, 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.

D. 10:45 AM

Director of Housing and Homeless Services to present a report on the newly formed Division of Housing and Homeless Services in the County Executive Office.

Deputy County Executive Officer/Director of Housing and Homeless Services Molly Rattigan made presentation.

Held discussion.

One (1) person spoke during public comment.

Informational only, no formal action taken by the Board.
E. 11:15 AM

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

F. 11:30 AM

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

10. ADMINISTRATIVE ITEMS

General Admin & Finance

A. Assessor-Recorder-County Clerk and County Counsel request that the Board take the following actions:

1. Receive the Certification of the Registrar of Voters (ROV) that the Commercial Cannabis Cultivation Initiative petition has been signed by voters not less in number than 10 percent of the entire vote cast in Napa County for all candidates for Governor at the last gubernatorial election preceding the publication of the notice of intent to circulate the initiative; and

2. As required by Elections Code Section 9118, take one of the following actions:
   a. Direct staff to prepare an ordinance containing the provisions of the Commercial Cannabis Cultivation Initiative without alteration for adoption by the Board no later than August 2, 2019; or
   b. Direct staff to prepare a resolution placing the Commercial Cannabis Cultivation Initiative on the ballot of the March 3, 2020 Presidential Primary Election, enabling the people of Napa County to approve or reject the initiative; or
   c. Direct staff to prepare and present to the Board a report within 30 calendar days, pursuant to Elections Code Section 9111, and identify what information should be included in the report.

Assessor-Recorder-Registrar of Voters John Tuteur made presentation.

County Counsel Jeffrey M. Brax made presentation.

Thirteen (13) people spoke during public comment.

Held discussion.

Sheriff’s Captain Oscar Ortiz presented information.
Motion by Vice Chair Dillon, Second by Brad Wagenknecht, to prepare a 9111 Report covering everything requested by the Board of Supervisors. Motion passed 5 – 0 with Chair Ryan Gregory, Vice Chair Diane Dillon and Supervisors Alfredo Pedroza, Belia Ramos and Brad Wagenknecht voting yes.

Motion by Belia Ramos, Second by Brad Wagenknecht, to receive the Certification of the Registrar of Voters of the Commercial Cannabis Initiative. 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

Vice Chair Dillon reported on:

1. Her attendance at the NaCO Conference.

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

Initiation of litigation pursuant to Government Code Section 54956.9(d)(4): (1 case)

Closed session held. No reportable action.

16. ADJOURNMENT

Adjourn to the Board of Supervisors Regular Meeting, Tuesday, July 30, 2019 at 9:00 A.M.

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RYAN GREGORY, Chair