1. CALL TO ORDER; ROLL CALL

The Board of Supervisors of the County of Napa met in regular session on Tuesday, May 7, 2019, at 9:00 a.m. with the following supervisors present: Chair Ryan Gregory, Supervisors Diane Dillon, Alfredo Pedroza and Brad Wagenknecht. Supervisor Belia Ramos was excused. 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 Sarah O'Malley, Interim Assistant Deputy Director of Mental Health, declaring May 2019 as "Mental Health Awareness Month" in Napa County.

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

Human Resources Director Karen Taylor introduced new employees.

5. DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS

Planning, Building and Environmental Services Director David Morrison presented report.
6. CONSENT ITEMS

Law & Justice

A. Director of Child Support Services requests approval of Budget Transfer No. CSS002 to increase both revenue and appropriations by $43,000 to reflect additional funding provided by the State of California Department of Child Support Services to offset costs incurred for ITS Communication Services and an unexpected arrears retirement payout. (4/5 vote required)

BT-CSS002

Public Safety

B. County Fire Chief and County Executive Officer/Purchasing Agent request the following actions regarding the purchase of fire apparatus:

1. Declare Asset No. 27472/27474, a 2011 International Water Tender (WT) and No. 28014 a 2005 Peterbilt Water Tender (WT), which are capital assets of the Capell Valley and Angwin Volunteer Stations as surplus and no longer required for public use;
2. Authorize the removal of the capital asset from the County's capital asset list and disposal by way of general disposal; and
3. Approval of Budget Transfer No. NCF005 increasing appropriations in the Capell Valley and Angwin Station subdivisions from the Fire Operation subdivision and establishment of capital assets in the amount of $792,142 for the purchase of two new water tenders for the Capell Valley and Angwin Volunteer Stations. (4/5 vote required)

BT-NCF005

C. County Fire Chief requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement 190231B with the Napa Communities Firewise Foundation extending the term through April 30, 2020 and providing that unexpended funds be returned by June 1, 2020.

A-190231B (Amend. 1)

D. Director of Corrections requests relief from accountability for a cash shortage totaling $400.00 in the Corrections Department, as provided by Section 29390 of the California Government Code and Napa County Resolution Number 02-188.
E. Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of the following agreements for the term July 1, 2018 through June 30, 2019 to provide outreach for and linkage to the Medi-Cal program and services as well as facilitate the Medi-Cal application process:

1. Agreement No. 170798B with Cope Family Center, Inc., for a maximum of $45,374;
2. Agreement No. 170800B with Spirit of Unity in Napa, Inc., dba Puertas Abiertas, for a maximum of $17,925;
3. Agreement No. 170801B with Community Health Initiative Napa County, Inc., for a maximum of $73,028;
4. Agreement No. 170803B with Napa Valley Child Advocacy Network, Inc., dba Parent-Child Advocacy Network, Inc., for a maximum of $20,437; and
5. Agreement No. 170804B with Up Valley Family Centers of Napa Valley, Inc., for a maximum of $31,052.

A-170798B; A-170800B; A-170801B; A-170803B; A-170804B

F. Director of Health and Human Services requests approval of and authorization for the Chair to sign a revenue agreement with the California Department of Public Health Tuberculosis Control Branch in the amount of $13,203 for the term July 1, 2018 through June 30, 2019 for Tuberculosis Control Local Assistance Funds.

A-190304B

G. Director of Health and Human Services requests approval of and authorization for the Chair to sign an Agreement with the Department of Health Care Services (DHCS) Financial Audits Branch reflecting that Napa County’s Certified Public Expenditures on Medi-Cal Targeted Case Management (TCM) funds for Fiscal Year 2011-2012 is $389,422, for the favorable resolution of the County's Statement of Dispute Issue (SODI) dated April 24, 2018 on its appeal of the DHCS TCM cost report audit.

A-8580
Community Resources & Infrastructure

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

1. Agreement No. 170943B with the California Department of Food and Agriculture (CDFA) for a maximum of $2,938 for the term July 1, 2019 through June 30, 2020 for the reimbursement of performing production site inspections and vendor inspections at Certified Farmer’s Markets; and


A-170943B; A-180051B

I. Agricultural Commissioner/Sealer of Weights and Measures requests approval of and authorization for the Chair to sign an agreement with Kristin Lowell, Inc. for a maximum of $5,800 for the term May 7, 2019 through December 31, 2019 for civil engineering services for the Napa County Winegrape Pest and Disease Control District to develop the per acre assessment for Fiscal Year 2019-2020.

A-190305B

J. Director of Library Services and Community Outreach requests approval of and authorization for the Chair to sign an agreement with Unique Management Services, Inc. for the term of May 7, 2019 through June 30, 2024 at $9.45 per referred account for the collection of unrecovered library materials.

A-190295B

K. Director of Public Works requests the following:

1. Award of the contract for the Silverado Trail Overlay, Phase I&J, Yountville Cross Road (MPM 07.70) to Skellenger Lane (MPM 11.10) Project*, RDS 18-11 to Martin Brothers Construction of Sacramento, California for their low base bid of $964,268 with Additive Alternate No. 1 of $110,731, for a total contract cost of $1,075,000 and authorization for the Chair to sign the construction contract; and

2. Approval of Budget Transfer No. DPW039 for the following (4/5 vote required):
   a) Increase appropriations by $1,278,759 in the SB1 Special Revenue Fund to be transferred to SB1-Silverado Segment I & J Roads CIP project budget; and

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b) Increase appropriations by $1,278,759 in Program 18029 budget offset by an increase in revenue from the transfer from the SB1 Special Revenue Fund.

A-190307B; BT-DPW039

L. Director of Public Works requests the Board of Supervisors take the following actions for the "South Campus Building 4 Partial Remodel Project," PW 18-15:

1. Award a construction contract to DMR Builders of Santa Rosa, CA for their low bid of $159,235, Additive Alternate No. 1 of $19,620 for a grand total of $178,855 and authorize the Chair to sign a construction contract; and

2. Approval of Budget Transfer No. DPW037 for the following (4/5 vote required):
   a) Increase appropriations by $323,569 in Accumulated Capital Outlay (ACO) budget (Fund 3000, Sub-Division 30000-00) with use of its available fund balance; and
   b) Increase appropriations by $323,569 in the 2721 NVC Improvement Project budget (Fund 3000, Sub-Division 30005-04, Program 18028) offset by the transfer from the ACO.

A-190308B; BT-DPW037

M. Director of Public Works requests approval to close the Event Center imprest cash fund totaling $200 for the Calistoga Fairgrounds.

N. Director of Public Works requests authorization for the Airport Manager to provide written consent to Lynx FBO Network for two subleases as allowed under their existing agreement with the County.

O. Director of Public Works requests approval of Budget Transfer No. DPW038 appropriating $318,000 in the Property Management maintenance budget from its available fund balance. (4/5 vote required)

BT-DPW038

P. Director of Public Works requests the adoption of a resolution amending the Napa County Bylaws Manual Part II: Section 3, Airport Advisory Commission, effective May 7, 2019.

R-2019-54
Q. Auditor-Controller requests authorization to deny four State assessed unitary property tax refund claims for return of 2014-15 taxes paid on Assessor Parcel Numbers 799-000-162, 799-000-218, 799-000-181 and 799-000-222 (four Telecom properties), pursuant to Revenue and Taxation Code Section 100 and Section 5096.

R. County Counsel requests approval of and authorization for the Chair to sign an agreement with Liebert Cassidy Whitmore from March 1, 2019 through June 30, 2019, subject to two additional years of automatic renewals at the end of each fiscal year, for a maximum compensation of $30,000 to provide specialized legal and consultation services regarding Human Resources and personnel matters.

A-190309B

S. County Counsel and Director of Public Works request the following actions related to Agreement No. 190175 with the law firm of Burke, Williams & Sorenson, LLP:

1. Approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 190175 for specialized legal services to represent the County in litigation relating to Napa County Airport lease and contract issues, and increasing the maximum compensation payable from $65,000 to $260,000; and

2. Approval of Budget Transfer No. DPW040 increasing appropriation by $232,052 in the legal services account in the Airport Operations budget (Fund 5010, Sub-Division 50100000) offset by $132,052 decrease to the Regular Salaries account and $100,000 from its available fund balance for the outside legal counsel agreement and internal legal counsel cost (4/5 vote required).

A-190175B (Amend. 1); BT-DPW040

T. Director of Human Resources requests acknowledgment of the Napa County Probation Professionals Association (NCPAA) Request for Registration as an Employee Organization and requests that NCPAA be registered as an Employee Organization pursuant to Napa County Policy Manual, Section 37A, Employer-Employee Relations Policy.

U. Director of Human Resources requests the following actions regarding fingerprints and background checks:

1. Second reading and adoption of an ordinance amending Section 2.100.181 of the Napa County Code as it relates to fingerprints and background checks for employees and contractors who serve minors, the elderly, and the disabled
and employees who have access to federal tax information; and

2. Adoption of a resolution revising Napa County Policy Manual, Part I: Section 37Y, which reflects updated background check requirements for Napa County employees, contractors and volunteers.

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

O-1439; R-2019-55

V. County Executive Officer and Chief Information Officer requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 190168B with Magellan Advisors, LLC, revising the scope and compensation to revise the project's task and cost breakdown with no net change to the contract amount of $100,250.

A-190168B (Amend. 1)

W. County Executive Officer/Director of Emergency Services and County Counsel request adoption of a resolution terminating the Proclamation of Local Emergency and Local Health Emergency declared in response to the 2019 Winter Storms.

R-2019-56

X. County Executive Officer requests the following:

1. Approval of and authorization for the Chair to sign an Agreement with GC Services Limited Partnership to provide for collection services including collection of unpaid fines, fees, and costs owed to Napa County as ordered by the Superior Court and to collect restitution for victims of crimes through December 31, 2023 with an option to extend the agreement for an additional five years; and

2. Adoption of a resolution designating GC Services Limited Partnership as the County Financial Evaluation Officer.

A-190310B; R-2019-57

Y. County Executive Officer requests approval of the following actions regarding the 2018-2019 Grand Jury Final Report:

1. Approval of the responses to the 2018-2019 Grand Jury Final Report "Mental Health Services in the Napa County Juvenile Hall; and
2. Transmit the responses to the Grand Jury Report as prescribed by Section 933 of the Penal Code to the Presiding Judge.

Motion by Brad Wagenknecht, Second by Alfredo Pedroza, to approve consent items as presented. Motion passed 4 - 0 with Chair Ryan Gregory and Supervisors Diane Dillon, Alfredo Pedroza and Brad Wagenknecht voting yes. Supervisor Belia Ramos was absent (excused).

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

None.

8. PUBLIC COMMENT

Four (4) people spoke during public comment.

9. SET MATTERS OR PUBLIC HEARINGS

A. 9:30 AM

Napa County Child Abuse Prevention Council (CAPC) to present their annual report for 2019 on the status of children and families in the community.

Cope Family Center Executive Director Michelle Grupe, Up Valley Family Center Executive Director Jenny Ocon and First 5 Executive Director Joelle Gallagher made presentation.

Held discussion.

Information only, no formal action taken by the Board.

B. 9:50 AM PUBLIC HEARING

Director of Public Works requests the following actions related to policies and procedures at the Napa County Airport:

1. First Reading and Notice of Intent to Adopt 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;
2. Adoption of a Resolution amending the Napa County Airport's Minimum Standards and establishing Development Standards and Leasing/Rents Fees Policy; and
3. Adoption of a Resolution amending the Napa County Policy Manual Part I, Section 3.

(CONTINUED FROM FEBRUARY 26, 2019)

R-2019-58; R-2019-59
Correction memo submitted.

Chair Ryan Gregory opened the Public Hearing.

Deputy Public Works Director Liz Habkirk and Napa Airport Manager Greg Baer made presentation. Deputy County Counsel Thomas Capriola was also present.

Held discussion.

Chair Ryan Gregory closed the public hearing.

Statement from Supervisor Belia Ramos read into the record by the Clerk of the Board.

Motion by Brad Wagenknecht, Second by Diane Dillon, to waive the reading of the balance of the ordinance. Motion passed 4 - 0 with Chair Ryan Gregory and Supervisors Diane Dillon, Alfredo Pedroza and Brad Wagenknecht voting yes. Supervisor Belia Ramos was absent (excused).

Motion by Brad Wagenknecht, Second by Alfredo Pedroza, to approve intent to adopt Ordinance No. 1437 as amended. Motion passed 4 - 0 with Chair Gregory and Supervisors Diane Dillon, Alfredo Pedroza and Brad Wagenknecht voting yes. Supervisor Belia Ramos was absent (excused).

Motion by Alfredo Pedroza, Second by Brad Wagenknecht, to adopt the resolutions per staff recommendation.

Motion passed 4 - 0 with Chair Ryan Gregory and Supervisors Diane Dillon, Alfredo Pedroza and Brad Wagenknecht voting yes. Supervisor Belia Ramos was absent (excused).

C. 10:20 AM

PG&E representatives will discuss the Community Wildfire Safety Program.

Major Programs T-Line Manager Marty Hunt, Public Affairs Manager Brian Bottari and Public Affairs Representative Mark Van Gorder from Pacific Gas and Electric Company (PG&E) made presentation.

Held discussion.
Information only, no formal action taken by the Board.

D. 10:40 AM

Director of Public Works requests discussion and direction on the sale of the County's property located at 2344 Old Sonoma Road ("Property").
Deputy County Executive Officer Molly Rattigan made presentation.

Deputy Public Works Director Liz Habkirk and Deputy County Counsel Chris Apallas also presented information.

Six (6) people spoke during the public comment period.

Held discussion.

Direction given to proceed with Option 1 listed in the staff report presented by staff to include the following:

“Continue the surplus process under Government Code section 25520 and place the property on the open market through a Request for Proposals process. Terms would be required to match the terms previously established during the Surplus Land Act process. A proposer would be required to pay $7.5 million for the Property in as-is condition and close in 120 days or less of being confirmed by the Board of Supervisors. By law, the sale would include a 15% on-site affordable housing covenant as required by Government Code section 54233”.

Information only, no formal action taken by the Board.

E. 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. County Executive Officer and Director of Public Works request the following:

1. Approval of a funding arrangement, as requested by the Napa Valley Transportation Authority (NVTA), which includes a transfer of $196,000 from the Napa County Roads Division to the Napa County Parks and Open Space District (NCPOSD) to partially fund the purchase of the Suscol Headwaters Preserve Phase 1 and 2 project, which will provide public open space and act as a required mitigation measure in support of the Jameson Canyon (Highway 12) widening project;
   Approval of Budget Transfer No. DPW033 appropriating $196,000 in the Roads Division Operations (Fund 2040, Sub-Division 2040000) budget with offsetting use of available fund balance to transfer funds to NCPOSD (4/5 vote required); and

2. Approval of an agreement with NVTA that (1) sets forth NVTA’s obligations for construction of the Calistoga to St. Helena section of the Vine Trail and (2)
will result in a transfer of $47,000 from the Napa County Roads Division to NVTA if and when easements acceptable to NVTA and the County are secured.

**BT-DPW033; A-190311B**

Public Works Director Steve Lederer made presentation.

Held discussion.

Motion by Diane Dillon, Second by Brad Wagenknecht, to approve the requested actions. Motion passed 4 - 0 with Chair Ryan Gregory and Supervisors Diane Dillon, Alfredo Pedroza and Brad Wagenknecht voting yes, Supervisor Belia Ramos was absent (excused).

B. County Counsel and the Deferred Compensation Board of Control request the Board appoint two of the following applicants to fill two At-Large vacancies on the Napa County Deferred Compensation Board of Control:

Name

Bob Fleshman*

Bret Prebula*

Stephen Stangland

*Recommended by the Deferred Compensation Board.

County Counsel Jeffrey M. Brax made presentation.

Held discussion.

Motion by Diane Dillon, Second by Brad Wagenknecht, to appoint Bob Fleshman and Bret Prebula to the Napa County Deferred Compensation Board of Control filling two currently vacant At-Large seats. Motion passed 4 - 0 with Chair Ryan Gregory and Supervisors Diane Dillon, Alfredo Pedroza and Brad Wagenknecht voting yes. Supervisor Belia Ramos was absent (excused).

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

County Executive Officer Minh C. Tran reported that the County will sponsor an Emergency Preparedness Fair on Tuesday, June 4, 2019 from 4:00 p.m. to 7:00 p.m. in the County Parking Lot at 1195 Third Street in Napa.

15. CLOSED SESSION

None.

16. ADJOURNMENT

Adjourn to the Board of Supervisors Special Meeting, Tuesday, May 14, 2019 at 8:00 a.m.

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RYAN GREGORY, Chair

ATTEST:

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JOSE LUIS VALDEZ, Clerk of the Board