



A Tradition of Stewardship
A Commitment to Service

Agenda Date: 5/21/2019

Agenda Placement: 11A

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors
FROM: Minh Tran - County Executive Officer
County Executive Office
REPORT BY: Molly Rattigan, Deputy County Executive Officer - 253-4112
SUBJECT: Price Gouging In Time of Emergency

RECOMMENDATION

County Executive Officer requests discussion and direction on the upcoming expiration of the Governor's Executive Order related to price gouging following an emergency. (Unanimous vote required)

EXECUTIVE SUMMARY

The Governor's Executive Order on price gouging following an emergency expires on May 31, 2019. Staff is seeking discussion and possible direction on whether to request a further extension.

PROCEDURAL REQUIREMENTS

1. Staff report
2. Public comment
3. Discussion and direction, possible motion, second and vote

FISCAL IMPACT

Is there a Fiscal Impact? No

ENVIRONMENTAL IMPACT

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.

BACKGROUND AND DISCUSSION

The Governor's Executive Order on price gouging following an emergency expires on May 31, 2019. Staff is seeking discussion and possible direction on whether to request a further extension.

Napa County has been subject to California's anti-price gouging statute since the Executive Order was issued following the 2017 Wildfires. The Executive Order on price gouging was most recently extended in November 2018. During a state of emergency Penal Code Section 396 prohibits raising the price of many consumer goods and services by more than 10%.

If the Executive Order is not extended, Napa County will no longer have price gouging protections in place related to fire recovery.

SUPPORTING DOCUMENTS

None

CEO Recommendation: Approve

Reviewed By: Helene Franchi