



A Tradition of Stewardship
A Commitment to Service

AGENDA

NAPA COUNTY BOARD OF SUPERVISORS

Tuesday May 21, 2019 9:00 A.M.

Brad Wagenknecht
District 1

Ryan Gregory
District 2

Diane Dillon
District 3

Alfredo Pedroza
District 4

Belia Ramos
District 5

Minh C. Tran
County Executive Officer

Jose Luis Valdez
Clerk of the Board

Jeffrey M. Brax
County Counsel

GENERAL INFORMATION

The Board of Supervisors meets as specified in its adopted annual calendar on Tuesdays at 9:00 A.M. in regular session at 1195 Third Street, Suite 305, Napa, California 94559. The meeting room is wheelchair accessible. Assistive listening devices and interpreters are available through the Clerk of the Board of the Napa County Board of Supervisors. Requests for disability related modifications or accommodations, aids or services may be made to the Clerk of the Board's office no less than 72 hours prior to the meeting date by contacting (707) 253-4580.

The agenda is divided into three sections:

CONSENT ITEMS - These matters typically include routine financial or administrative actions, as well as final adoption of ordinances that cannot be both introduced and adopted at the same meeting. Any item on the CONSENT CALENDAR will be discussed separately at the request of any person. CONSENT CALENDAR items are usually approved with a single motion.

SET MATTERS - PUBLIC HEARINGS - These items are noticed hearings, work sessions, and items with a previously set time.

ADMINISTRATIVE ITEMS - These items include significant policy and administrative actions and are classified by program areas. Immediately after approval of the CONSENT CALENDAR, if the time for hearing SET MATTERS has not arrived, ADMINISTRATIVE ITEMS will be considered.

All materials relating to an agenda item for an open session of a regular meeting of the Board of Supervisors which are provided to a majority or all of the members of the Board by Board members, staff or the public within 72 hours of but prior to the meeting will be available for public inspection, at the time of such distribution, in the office of the Clerk of the Board of Supervisors, 1195 Third Street, Suite 305, Napa, California 94559, Monday through Friday, between the hours of 8:00 a.m. and 5:00 p.m., except for County holidays. Materials distributed to a majority or all of the members of the Board at the meeting will be available for public inspection at the public meeting if prepared by the members of the Board or County staff and after the public meeting if prepared by some other person. Availability of materials related to agenda items for public inspection does not include materials which are exempt from public disclosure under Government Code sections 6253.5, 6254, 6254.3, 6254.7, 6254.15, 6254.16, or 6254.22.

ANY MEMBER OF THE AUDIENCE DESIRING TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA please proceed to the rostrum and, after receiving recognition from the Chair, give your name and your comments or questions. In order that all interested parties have an opportunity to speak, please be brief and limit your comments to the specific subject under discussion. Time limitations shall be at the discretion of the Chair or Board.

AGENDA AVAILABLE ONLINE AT www.countyofnapa.org

1. CALL TO ORDER; ROLL CALL**2. PLEDGE OF ALLEGIANCE****3. APPROVAL OF MINUTES****A.** Clerk of the Board requests approval of minutes from the following meetings:

1. Special and Regular Meetings of January 29, 2019;
2. Regular Meeting of February 5, 2019;
3. Special Meeting of Tuesday, February 12, 2019;
4. Special and Regular Meetings of Tuesday, February 26, 2019;
5. Special and Regular Meetings of March 12, 2019 (Please note: Special Meeting minutes include updated session information);
6. Regular Meeting of March 19, 2019; and
7. Special and Regular Meetings of March 26, 2019.

4. PRESENTATIONS AND COMMENDATIONS

- A.**
- Presentation of a Proclamation Declaring Emergency Medical Services Week in Napa County May 19 - May 25, 2019 to Brian Henricksen, Napa County Emergency Medical Services Administrator.

5. DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS**6. CONSENT ITEMS**Law & Justice

- A.**
- Chief Probation Officer and Director of Corrections request approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 170363B with Satellite Tracking of People, LLC (STOP) to extend the term through December 31, 2019 to provide juvenile and adult electronic monitoring for the Probation and Corrections Departments.

- B.**
- Chief Probation Officer requests approval of and authorization for the Chair to sign Amendment No.2 to Agreement 170879B with Redwood Toxicology Laboratory, Inc. to increase the contract amount \$5,000 effective May 1, 2019 for a maximum annual compensation of \$55,000, and extend the term for one (1) year to June 30, 2020 to provide drug testing services for adult and juvenile probationers.

- C.**
- Chief Probation Officer requests approval of and authorization for the Chair to sign Amendment No. 2 to revenue Agreement No. 180023B with the Napa County Office of Education for a maximum of \$37,000 for the term July 1, 2019 through June 30, 2020 to offset a portion of the cost of two Probation Officers assigned to the Community Schools.

- D. Chief Probation Officer and Human Resources Director requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 180163B with Doris Pick, Ph.D., doing business as Fox, Pick and Associates, with no increase in the contract maximum of \$35,000 for the term May 1, 2019 through June 30, 2020 to perform fitness-for-duty psychological assessments for the Human Resources Division.
- E. Chief Probation Officer requests approval of and authorization for the Chair to sign an Agreement with Los Carneros Investigative Services for the term July 1, 2019 through June 30, 2020, with an automatic renewal at the end of each fiscal year for up to two (2) additional years, with a contract maximum of \$12,000 each fiscal year for polygraph examinations.

Public Safety

- F. Director of Corrections requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 180063B with Emergency Construction Services, Inc. increasing the per fiscal year amount by \$50,000 for a new annual maximum of \$150,000 through June 30, 2020, for biohazard cleaning services.

Human Services

- G. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 13 to Agreement No. 170582B with Crestwood Behavioral Health, Inc. increasing the amount by \$250,000 for a new annual maximum of \$2,250,000 commencing in Fiscal Year 2018-2019 and each automatic renewal thereof for residential mental health services.
- H. Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of Revenue Agreement No. 170907B with the Department of State Hospitals for a maximum of \$760,082 for the term July 1, 2018 through June 30, 2020 for the Forensic Conditional Release Program (CONREP) services in Napa County.
- I. Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with Community Resources for Children, Inc. for an annual maximum of \$95,308 for the term May 21, 2019 through June 30, 2019 and each automatic renewal thereof to carry-out the Emergency Child Care Bridge Program for Children in Foster Care.

Community Resources & Infrastructure

- J. Director of Library Services and Community Outreach requests approval of and authorization for the Chair to sign an agreement with NorthNet Library System (NLS), formerly North Bay Cooperative Library System (NBCLS), for a maximum of \$82,037 for the term May 21, 2019 through June 30, 2024 for Link+ subscriptions.

- K.** Director of Library Services and Community Outreach requests approval of the following for the purchase of shelving and furniture for the Napa County Library:
1. Approval of Budget Transfer No. LIB006 transferring \$67,000 from the Office Supplies- Furn. & Fixture and \$24,938 from the Salaries and Wages account of the Napa Main Library budget and establishing a capital asset in the amount of \$91,938 (4/5 vote required); and
 2. A waiver of competitive bidding requirements and sole source award to Ross McDonald Co. Inc. for a total of \$91,938 pursuant to County Ordinance Code 2.36.090.
- L.** Director of Library Services and Community Outreach requests the following:
1. Authorization to accept a grant in the amount of \$2,645 from the Robert and Ellen Streich Family Endowment, a donor advised fund of the Napa Valley Community Foundation, to be used to purchase books and outreach materials for the adult literacy program at the Literacy Center of the Napa County Library; and
 2. The Chair to sign a letter of appreciation in acceptance of the donation.
- M.** Director of Public Works requests:
1. Award of the contract for the Silverado Trail MPM 18.04, RDS 18-17 Slide Repair Project EO-ER-32L0(347) to McCullough Construction Inc. of Arcata, California for their low base bid of \$1,921,283 and authorization for the Chair to sign the construction contract; and
 2. Approval of Budget Transfer No. DPW043 for the following (4/5 vote required):
 - a. Increase intrafund transfers out account by \$350,000 in Roads CIP Oakville Bridge project budget (Fund 2040, Subdivision 2040500, Program 97001) with offsetting decrease in constructions services account by \$255,295 and \$94,705 from its available fund balance;
 - b. Increase intrafund transfers out account by \$350,000 in Roads Operations budget (Fund 2040, Subdivision 2040000) with offsetting intrafund transfers in from Program 97001;
 - c. Increase principal on other debt account by \$60,000 in Roads CIP Pope Canyon Road MPM 7.20 project budget (Fund 2040, Subdivision 2040500, Program S7116) with offsetting decrease in constructions services account by \$60,000;
 - d. Increase Long Term Loan account by \$60,000 in Accumulated Capital Outlay Fund budget (Fund 3000, Subdivision 3000000) with offsetting Long Term Debt Proceeds by \$60,000; and
 - e. Increase constructions services account by \$410,000 in Roads CIP Silverado Trail MPM 18.04 project budget (Fund 2040, Subdivision 2040500, Program S7114) with offsetting revenue from Roads Operations budget (\$350,000) and loan from Accumulated Capital Outlay Fund (\$60,000).

- N.** Director of Public Works requests the following actions:
1. Award of the contract for the Napa River Oakville Crossroad to Oak Knoll Avenue Restoration Project Group B Sites 15, 17, 18, 19 and 20 - PW 19-16 to Siteworks Construction Inc. of Lafayette, California, for their low base bid of \$1,787,076 with Additive Alternative 1 for a price of \$486,404 for a total of \$2,273,479;
 2. Authorization for the Chair to sign the construction contract; and
 3. Approval of and authorization for the Chair to sign Temporary Construction Easement (TCE) agreements at no cost to the County with the following landowners for the terms indicated:
 - a. State Farm Ranch, LLC - May 21, 2019 through December 31, 2023;
 - b. 1556, LLC - May 21, 2019 through December 31, 2023;
 - c. 1600, LLC - May 21, 2019 through December 31, 2023;
 - d. 7550, LLC - May 21, 2019 through December 31, 2023; and
 - e. 7554, LLC - May 21, 2019 through December 31, 2023.
- O.** Director of Public Works requests approval of and authorization for the Chair to sign a Federal Apportionment Exchange Program and State Match Program Agreement with the State of California Department of Transportation for the term July 1, 2018 through June 30, 2019 providing revenue in the amount of \$337,648 to the County Roads Fund for general transportation purposes.
- P.** Director of Public Works requests authorization to implement a pilot test between June 1, 2019 and September 30, 2019 adjusting the Animal Shelter's operating and public access hours to Tuesday through Sunday with the intent of better serving the public.
- Q.** Director of Public Works requests the following actions concerning County Service Area No. 3:
1. Adoption of a resolution approving a service plan in accordance with Chapter 3.10 of the Napa County Code; and,
 2. Adoption of a resolution providing for the following:
 - a. Accepting an Engineer's Report relating to the assessments to provide services;
 - b. Declaring the Board's intent to levy assessments for median landscaping, street and highway lighting, street sweeping, and structural fire protection services pursuant to the Engineer's Report;
 - c. Setting a public hearing for June 11, 2019 at 9:00 a.m. to hear protests to the proposed assessments;
 - d. Directing the Clerk of the Board to comply with applicable notice requirements for the proposed assessments; and
 - e. Designating Airport Manager Greg Baer to answer questions regarding the assessments and protest proceedings.

- R.** Director of Public Works requests adoption of a resolution authorizing the following related to the County owned property located at 2344 Old Sonoma Road (4/5 vote required):
1. Declaring the County's intention to sell surplus real property located at 2344 Old Sonoma Road;
 2. Establishing a minimum price for sale of the Property and other terms, conditions and requirements applicable to all bids;
 3. Setting the procedures, date, time and place for opening and review of sealed bids for purchase of the Property;
 4. Setting the date, time and place of a meeting of the Board of Supervisors to consider the recommendations of staff as to the selection and order of bids; and
 5. Directing the Clerk of the Board to publish and post notice.
- S.** Director of Public Works requests adoption of a resolution regulating parking of County-owned Parking Lot "A" and other County-owned parking lots for the special event known as the Napa County Community Open House and Emergency Preparedness Fair scheduled for Tuesday June 4, 2019.

General Admin & Finance

- T.** Chief Information Officer and Director of Human Resources request approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 170151B with GovernmentJobs.com, Inc., (dba "NEOGOV") extending the term for an additional year through June 30, 2020, including an auto renewal provision for up to two additional fiscal years, and increasing the contract amount by \$130,500 for a new maximum of \$194,307 for online testing software, performance management solution software, setup, implementation, and training services.
- U.** Chief Information Officer requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 190178B with U.S.TelePacific Corporation (dba "TPX Communications") increasing the amount by \$163,500 for a new maximum of \$360,000 for telecommunications services with no change to the term of the agreement.
- V.** County Counsel requests adoption of a resolution providing for the following concerning County Service Area No. 4:
1. Acceptance of the Engineer's Report relating to the assessments for County Service Area No. 4 to provide funding for the farmworker housing centers;
 2. Setting a public hearing for June 11, 2019 at 9:30 a.m. to hear protests to the proposed assessment;
 3. Directing the Clerk of the Board to comply with applicable notice requirements with respect to the proposed assessment; and
 4. Designating Cathy Kisler-Caravantes of the County Counsel's office as the person to answer questions regarding the assessments and protest proceedings.
- W.** County Counsel requests adoption of a resolution authorizing the Napa Valley Unified School District to borrow funds for Fiscal Year 2019-2020 and for the issuance and sale of 2019-2020 Tax and Revenue Anticipation Notes (TRANS) in a principal amount not to exceed \$37,000,000.

- X. County Executive Officer and Chief Information Officer request the following:
1. Declare certain items of personal property as surplus and no longer required for public use; and
 2. Authorize the Purchasing Agent to dispose of these items of personal property by donating them to Computers for Classrooms.
- Y. County Executive Officer requests authorization to invest \$3,587,342 appropriated to reduce future pension liability to be invested in the 115 Trust for Pension.
- Z. County Executive Officer requests approval of the following actions regarding the 2018-2019 Grand Jury Final Report:
1. Accept and file the 2018-2019 Grand Jury Final Report "Napa County Department of Corrections Annual Review - Under a Microscope: Napa County Jail Healthcare Services."
 2. Direct the County Executive Officer to prepare responses to the Grand Jury Report as prescribed by Section 933 of the Penal Code.
- AA. County Executive Officer requests adoption of a resolution designating the Arts Council of Napa Valley (ACNV) as the County's local art agency partner and authorizing ACNV to prepare an application for grant funds for art-related programs from the California Arts Council's State-Local Partnership Program should funds become available in Fiscal Year 2019-2020.

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

8. PUBLIC COMMENT

In this time period, anyone may address the Board of Supervisors regarding any subject over which the Board has jurisdiction but which is not on today's posted agenda. In order to provide all interested parties an opportunity to speak, time limitations shall be at the discretion of the Chair. As required by Government Code, no action or discussion will be undertaken on any item raised during this Public Comment period.

9. SET MATTERS OR PUBLIC HEARINGS

A. 8:00 AM

Board of Supervisors (BOS) - Closed Session (see Special 8:00 AM BOS Agenda).

B. 9:15 AM

Director of Health and Human Services requests the Board receive the following presentations regarding Napa County Emergency Medical Services (EMS):

1. Presentation by Lois Husted, 1st Vice Chair of the Emergency Medical Care Committee, to provide the EMCC Annual Report; and
2. Presentation by Brian Henriksen, EMS Agency Administrator, to provide the local Emergency Medical Services 2018 calendar year annual update.

C. 9:30 AM

County Executive Officer, Risk/Emergency Services Manager, Sheriff and County Fire Chief will provide an update on emergency preparedness for upcoming fire season and PG&E's planned Public Safety Power Shutoffs (PSPS).

D. 10:00 AM PUBLIC HEARING

Director of Planning, Building, and Environmental Services (PBES) requests that the Board of Supervisors

1. Find the proposed ordinance exempt under the California Environmental Quality Act pursuant to Categorical Exemptions Class 8 and the General Rule; and
2. First reading and Notice of Intent to Adopt an ordinance to amend Chapter 8.80 of the County Code, to extend the expiration of provisions to facilitate the replacement of homes lost in the 2017 Napa Fire Complex and 2018 Steele Fire, and to bring the chapter into consistency with recent changes to Chapter 18.108 of the County Code (Conservation Regulations).

E. 10:20 AM PUBLIC HEARING

County Executive Officer, Director of Public Works, County Counsel, County Fire Chief, Director of Planning, Building and Environmental Services, and Agricultural Commissioner / Sealer of Weights and Measures request the following actions related to fees and penalties:

1. Hold a public hearing and adopt a resolution establishing, increasing, decreasing and deleting fees as well as delegating limited authority for waiving fees maintained in Part III of the Napa County Policy Manual, including fees collected by the Agricultural Commissioner/Sealer of Weights and Measures; Airport; Animal Shelter; County Fire Department / Fire Marshal; Office of County Counsel; Department of Planning, Building and Environmental Services; and Department of Public Works; and
2. First Reading and Notice of Intent to Adopt an Ordinance amending Napa County Code Sections 5.52.040 and 5.52.080 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)].

F. 10:45 AM

County Executive Officer to present the Napa County Strategic Outreach Plan for the 2020 Census Project for Board discussion.

10. ADMINISTRATIVE ITEMSCommunity Resources & Infrastructure

- A. Director of Planning, Building and Environmental Services (PBES) requests direction on the preparation of an ordinance regarding the use permit process.

General Admin & Finance

- B. County Executive Officer requests the Board to hold a Fiscal Year 2019-20 Budget Study Session to include:
1. A review of the 2024 Strategic Financial Plan, including the 5-year forecasts; and
 2. Discussion and possible direction to staff regarding budget development.
- C. County Executive Officer requests adoption of a resolution modifying the Loan Agreement with Our Town St. Helena to:
1. Waive interest on the pre-development loan of \$280,000;
 2. Allow the remaining balance of the predevelopment loan to stay with Our Town St. Helena until land is located in the next 12 months for the second 11 units;
 3. A waiver of loan fees of \$5,000; and
 4. A waiver of loan modification fees of \$2,500.

11. LEGISLATIVE ITEMS

- A. 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)

12. BOARD OF SUPERVISORS COMMITTEE REPORTS AND ANNOUNCEMENTS**13. BOARD OF SUPERVISORS FUTURE AGENDA ITEMS****14. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS**

15. CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9)

Name of case: *Napa County v. PG&E Corporation et.al.*, Napa County Superior Court Case No. 18CV 000238; San Francisco Superior Court, Judicial Council Coordination Proceeding No. 4955 (California North Bay Fire Cases)

16. ADJOURNMENT

ADJOURN TO THE BOARD OF SUPERVISORS REGULAR MEETING, TUESDAY, JUNE 4, 2019 AT 9:00 A.M.

I HEREBY CERTIFY THAT THE AGENDA FOR THE ABOVE STATED MEETING WAS POSTED AT A LOCATION FREELY ACCESSIBLE TO MEMBERS OF THE PUBLIC AT THE NAPA COUNTY ADMINISTRATIVE BUILDING, 1195 THIRD STREET, NAPA, CALIFORNIA ON FRIDAY, MAY 17, 2019 BY 5:00 P.M. A HARDCOPY SIGNED VERSION OF THE CERTIFICATE IS ON FILE WITH THE CLERK OF THE BOARD OF SUPERVISORS AND AVAILABLE FOR PUBLIC INSPECTION.

Jose Luis Valdez (By e-signature)

JOSE LUIS VALDEZ, Clerk of the Board