



A Tradition of Stewardship  
A Commitment to Service

MINUTES OF THE  
NAPA COUNTY - BOARD OF SUPERVISORS MEETING  
COUNTY OF NAPA

April 8, 2014

1. CALL TO ORDER; ROLL CALL

**The Board of Supervisors of the County of Napa met in regular session on Tuesday, April 8, 2014, at 9:00 a.m. with the following supervisors present: Chairman Mark Luce, Supervisors Brad Wagenknecht, Diane Dillon, Bill Dodd and Keith Caldwell. Supervisors Diane Dillon and Bill Dodd were excused from Items 9 D and E. The meeting was called to order by Chairman Mark Luce.**

2. PLEDGE OF ALLEGIANCE

Chairman Mark Luce led the assembly in the pledge of allegiance.

3. APPROVAL OF MINUTES

None.

4. PRESENTATIONS AND COMMENDATIONS

- A. Presentation of a Proclamation to Heidi Merchen, Public Health Manager and Cara Mae McGarry, Health Education Specialist, declaring April 7-13, 2014 as "National Public Health Week" in Napa County.

**Presented proclamation.**

- B. Presentation of a Proclamation to Jacqueline Loeks, Deputy Director, Alcohol and Drug Administrator, declaring April 2014 as "Alcohol Awareness Month" in Napa County.

**Presented proclamation.**

- C. Presentation of a Proclamation to Justin-Siena Head Coach Mike Boles on behalf of the Justin-Siena High School Girls Basketball team, which won the CIF Northern California Championship title and advanced to the CIF Title Game. (Chairman Luce)

**Presented proclamation.**

5. PUBLIC COMMENT

**Lynn Light , Jim Bell, Rhonda Camp, Lynn Bickford and Rick Bickford spoke regarding the Alano Center of Napa Valley lease expiration.**

6. DEPARTMENT HEADS REPORTS AND ANNOUNCEMENTS

**Registrar of Voters John Tuteur reported voter ballots will be mailed to overseas voters tomorrow.**

7. **CONSENT ITEMS**

Public Safety

- A. Director of Corrections requests approval of and authorization for the Chairman to sign Amendment No. 2 to Agreement No. 7551 with Securus Technologies, Inc. in order to comply with regulatory changes implemented by the Federal Communications Commission in the provision of telephone services for inmates incarcerated at the Napa County Jail  
**A7551 (Amend. 2)**

Human Services

- B. Director of Health and Human Services requests approval of and authorization for the Chairman to sign an Agreement with Bitfocus, Inc., for a maximum of \$99,890 for the term April 8, 2014 through April 7, 2015, with a provision for annual renewal, to provide hosting and training services for a Homeless Management Information System as required by the U.S. Department of Housing and Urban Development regulations.  
**A-8088**

Community Resources & Infrastructure

- C. Director of Public Works requests approval of and authorization for the Chairman to sign a Memorandum of Understanding (MOU) with Linda Falls Terrace Mutual Water Company for a maximum of \$19,146 for the term August 15, 2011 through 60 days following notification to Napa County that the project for improved water quality and reliability has been completed.  
**A-8089**
- D. Director of Public Works requests approval of Plans and Specifications for the "White Sulphur Springs Road Retaining Wall," RDS 06-21, authorization to advertise for sealed bids and opening of the bids at a time, date, and location to be published by the Director of Public Works pursuant to Section 20150.8 of the Public Contract Code.

General Admin & Finance

- E. Auditor-Controller requests the Board accept and instruct the Clerk of the Board to file the Internal Audit Letter for the Department of Probation - Merchant Gift Card Review for the fiscal years ended June 30, 2012 and June 30, 2013.
- F. Director of Housing and Intergovernmental Affairs requests approval of and authorization for the Chairman to sign an Agreement with Kristin Lowell, Inc., for a maximum of \$5,800 for the term April 8, 2014 through December 31, 2014 for preparation of the Engineer's Report required for the levy of Fiscal Year 2014-2015 farm worker housing assessments by County Service Area No. 4.  
**A-8090**

G.

Director of Human Resources and Assessor-Recorder-County Clerk request the adoption of a resolution amending the Departmental Allocation List for the Assessor Division, the Table and Index of Classes and appropriate personnel policies as follows, effective April 8, 2014:

1. Amend the Departmental Allocation List for the Assessor Division by:
  - a. Deleting one (1.0 FTE) (NCO) Assistant Assessor-Recorder-County Clerk-Registrar.
  - b. Adding one (1.0 FTE) (M) Staff Services Manager.
2. Amend the Table and Index of Classes by:
  - a. Deleting Assistant Assessor-Recorder-County Clerk-Registrar.
3. Amend appropriate personnel policies by deleting reference to Assistant Assessor-Recorder-County Clerk-Registrar.

**R-2014-31**

- H. Director of Human Resources and Director of Health and Human Services Agency request adoption of a resolution amending the Departmental Allocation List for the Child Welfare Services Division and the Mental Health Division of the Health and Human Services Agency (HHSA) as follows, effective April 8, 2014, with no net increase to the General Fund:

1. Amend the Child Welfare Services Division Allocation List by:
  - a. Adding one (1.0 FTE) Social Worker Supervisor II.
2. Amend the Mental Health Division Allocation List by:
  - a. Adding one (1.0 FTE) Mental Health Counselor - Licensed;
  - b. Adding one (1.0 FTE) Forensic Mental Health Counselor;
  - c. Deleting one (1.0 FTE) Emergency Response Counselor - Licensed; and
  - d. Deleting one (0.85 FTE) Forensic Mental Health Counselor.

**R-2014-32**

- I. Director of Human Resources and Director of Health and Human Services request the adoption of a resolution amending the Departmental Allocation List for the Operations Division of the Health and Human Services Agency (HHSA) as follows, effective April 12, 2014, with no net increase in full time equivalents and no net increase to the General Fund:

1. Delete one (1.0 FTE) Office Assistant I/II; and,
2. Add one (1.0 FTE) System Support Analyst - HHSA.

**R-2014-33**

- J. Registrar of Voters requests approval of and authorization for the Chairman to sign a letter requesting extension of the term of Amendment No. 3 to Agreement No. 6017 with Dominion Voting Systems, Inc. through June 30, 2016 with all other terms to remain the same.

**A-6017 (Amend. 3)**

- K. County Executive Officer/Purchasing Agent and Purchasing Manager request the following:

1. Declare certain items of personal property, which are fixed and non-fixed assets, as surplus and no longer required for public use;
2. Authorize the disposal of non-fixed asset surplus property items by donation;
3. Authorize the disposal of fixed and non-fixed asset surplus property items at public auction (4/5 vote required); and
4. Accept a report of items disposed of by means of recycling, e-waste, and disposal.

- L. County Executive Officer requests approval of the following:
1. Accept and file the 2013-14 Grand Jury Final Report on Napa County Juvenile Hall Annual Review; and
  2. Direct the Chief Probation Officer to prepare a response to the Grand Jury Report as prescribed by law.
- M. County Executive Officer requests appointment of Amitabh Singh Bedi to serve on the State Council on Developmental Disabilities Area 4 Board representing Napa County in the category of General Public with the term of office to commence immediately and expire on December 31, 2016.

**Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to approve consent items. Motion passed 5 - 0, with Brad Wagenknecht, Mark Luce, Diane Dillon, Bill Dodd, and Keith Caldwell voting yes.**

8. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

**None.**

9. SET MATTERS OR PUBLIC HEARINGS

- A. [9:10 AM PUBLIC HEARING](#) Director of Planning, Building and Environmental Services, Director of Public Works and County Counsel request the following regarding the County Jail Project:
1. Hold a public hearing regarding the County's proposed purchase of approximately 27.11 acres of property located at 2300 Napa Vallejo Highway, Napa, California, APN 046-370-021 ("Pacific Coast Site Alternative") for approximately \$6,600,000 from WHAL Properties, L.P. ("WHAL"). After considering any public comment, close the public hearing; and
  2. Adoption of a resolution (a) adopting findings, a statement of overriding considerations and rejecting alternatives pursuant to the California Environmental Quality Act ("CEQA"); (b) finding the proposal consistent with the County's General Plan; (c) adopting the Pacific Coast Site Alternative; (d) adopting the Mitigation Monitoring and Reporting Program; (e) approving and authorizing the Chairman to execute the option and sign the Purchase and Sale Agreement for the approximately 27.11 acres of property located at 2300 Napa Vallejo Highway, Napa, (APN 046-370-021); and (f) authorizing the County Executive Officer to sign any and all documents related to the Purchase and Sale Agreement as approved by County Counsel; and
  3. Approval of Budget Transfer No. DPW007 appropriating \$6,700,000 in the Capital Improvement Fund-Jail Replacement Project with offsetting revenue from long term debt proceeds from the sale of 2014 Certificates of Participation approved by the Board of Supervisors on March 11, 2014 for the purchase of the WHAL Property and related escrow fees. (4/5 vote required)

**R-2014-34; BT DPW007**

**Planning, Building and Environmental Services Planner III Kelli Cahill made presentation.**

**Opened public hearing.  
No testimony presented.  
Closed public hearing.**

**Motion moved by Diane Dillon, seconded by Keith Caldwell, to approve requested actions and adoption of resolution. Motion passed 5 - 0, with Brad Wagenknecht, Mark Luce, Diane Dillon, Bill Dodd, and Keith Caldwell voting yes.**

B. [9:55 AM](#) Director of Public Works requests the following:

1. Accept a final report from the Chairman of the Groundwater Resources Advisory Committee (GRAC) Peter McCrea and Committee Member Jim Verhey on the conclusions and recommendations of the GRAC; and
2. Discussion and possible direction to staff.

**Public Works Director Steve Lederer made presentation and introduced Groundwater Resources Advisory Committee (GRAC) members.**

**GRAC committee representatives made presentation.**

**Held discussion.**

**Testimony presented.**

**Motion moved by Diane Dillon, seconded by Bill Dodd, to accept GRAC report. Motion passed 5 - 0, with Brad Wagenknecht, Mark Luce, Diane Dillon, Bill Dodd, and Keith Caldwell voting yes.**

C. [10:15 AM](#) CONFERENCE WITH LABOR NEGOTIATOR (Government Code Section 54957.6)

[Agency Designated Representatives:](#) Suzanne Mason, Human Resources Director and Jack Hughes, Chief Negotiator

[Employee Organization:](#) SEIU Local 1021 - NAPE (Public Services Employee Unit and Supervisory Unit of the County of Napa);

[Unrepresented Employees:](#) Non-Classified Management, Classified Management and Confidential Employees of the County of Napa (Excluding Elected Officials)

**Closed session held. No reportable action.**

D. [11:00 AM PUBLIC HEARING](#) Director of Housing and Intergovernmental Affairs requests the Board of Supervisors hold a public hearing and adopt a resolution approving submittal of an application for funding up to \$1,500,000, authorizing the Assistant County Executive Officer to execute the grant application, grant agreement and all grant related documents and act on the County's behalf in all matters pertaining to the grant for the 2014-15 Community Development Block Grant Program.

**R-2014-35**

**Director of Housing and Intergovernmental Affairs Larry Florin and County Executive Office Principal Management Analyst Molly Rattigan made presentation.**

**Opened public hearing.**

**No testimony presented.**

**Closed public hearing.**

**Motion moved by Keith Caldwell, seconded by Brad Wagenknecht, to approve adoption of resolution. Motion passed 3 - 0, with Brad Wagenknecht, Mark Luce, and Keith Caldwell voting yes / Diane Dillon, and Bill Dodd absent.**

E. [11:15 AM PUBLIC HEARING](#) Consideration and possible action regarding an appeal filed by Frank and Karen Altamura/Altamura Vineyards and Winery to a decision by the Chief Building Official to deny a request to issue a permanent Certificate of Occupancy for the

Winery building under building permit B98-00096, located at 1701 Wooden Valley Road in an unincorporated area of Napa County, Assessor Parcel Number 033-070-045. Building permit, B98-00096 was applied for in 1997 and issued in 1998. The building permit was to construct a winery/storage/dwelling/garage on the property.

ENVIRONMENTAL DETERMINATION: Issuance of building permits, certificates and temporary certificates of occupancy are ministerial actions which are Statutorily Exempt from the California Environmental Quality Act, pursuant to CEQA Guideline Section 15268, "Ministerial Projects".

(CONTINUED FROM MARCH 18, 2014)

**County Counsel Minh Tran announced withdrawal of appeal due to settlement.**

**Opened public hearing.  
No testimony presented.  
Closed public hearing.**

10. ADMINISTRATIVE ITEMS

General Admin & Finance

- A. County Executive Officer requests the appointment/reappointment of one member of the Board of Supervisors to serve on the Local Agency Formation Commission (LAFCO) as a regular member for a four year term of office commencing May 5, 2014 and expiring May 7, 2018.

**Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to approve reappointment of Supervisor Bill Dodd. Motion passed 5 - 0, with Brad Wagenknecht, Mark Luce, Diane Dillon, Bill Dodd, and Keith Caldwell voting yes.**

11. LEGISLATIVE ITEMS

**None.**

12. BOARD OF SUPERVISORS COMMITTEE REPORTS AND ANNOUNCEMENTS

**Supervisor Keith Caldwell reported on his attendance at the Solano County Water Agency Delta Working Group meeting yesterday.**

13. BOARD OF SUPERVISORS FUTURE AGENDA ITEMS

**Supervisor Diane Dillon requested a future presentation on current water related bills at a Napa County Flood Control and Water Conservation District meeting.**

14. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS

**None.**

15. CLOSED SESSION

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

Name of case: Latinos Unidos del Valle De Napa y Solano, et. al. vs. County of Napa, et. al. (California Superior Court, County of Napa, Case No. 26-50568)

**Closed session not held.**

**B. Report out of April 1, 2014 Closed Session**

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9(d)(1)) Name of Case: Napa County v. Carlice, LLC, Frank Altamura et. al. (Napa Superior Court Case No. 26-61207)

**Motion moved by Brad Wagenknecht, seconded by Keith Caldwell, to approve settlement agreement by roll call vote. Motion passed 4 - 1, with Brad Wagenknecht, Mark Luce, Diane Dillon, and Keith Caldwell voting yes / Bill Dodd voting no.**

16. **ADJOURNMENT**

**Adjourned to the Board of Supervisors regular meeting Tuesday, April 15, 2014 at 9:00 a.m.**

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MARK LUCE, Chairman

ATTEST:

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GLADYS I. COIL, Clerk of the Board