

Napa County

1195 THIRD STREET
THIRD FLOOR
NAPA, CA 94559



Agenda - Final

Tuesday, July 13, 2021

9:00 AM

**Board of Supervisors Chambers
1195 Third Street, Third Floor**

Board of Supervisors

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

Jeffrey M. Brax, County Counsel

Neha Hoskins, Clerk of the Board

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 310, 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 the California Government Code.

This is a simultaneous meeting of the Board of Supervisors of Napa County, the Napa County Public Improvement Corporation, the Silverado Community Services District, the Monticello Public Cemetery District, the In-Home Support Services Public Authority of Napa County, the Lake Berryessa Resort Improvement District, the Napa Berryessa Resort Improvement District, the Napa County Housing Authority and the Napa County Groundwater Sustainability Agency. The five District Supervisors also serve as the Board of Directors for each of the aforementioned entities.

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

How to Watch or Listen to the Napa County Board of Supervisors Meetings

The Napa County Board of Supervisors will continue to meet pursuant to the adopted 2021 calendar available at the following link:

www.napa.legistar.com

The Board realizes that not all County residents have the same ways to stay engaged, so several alternatives are offered. Please watch or listen to the Board of Supervisors meeting in one of the following ways:

1. Watch on your TV - Napa Valley TV Channel 28 (programming subject to local pre-emption rules and schedules).
2. Listen on your cell phone via Zoom at 1-669-900-6833 then enter Meeting ID 842-343-169 once you have joined the meeting.
3. Watch via the Internet – view the Live Stream
 - a. via Zoom at the following link: <https://www.zoom.us/join> then enter Meeting ID 842-343-169.
 - b. via Granicus by clicking on the following link: http://napa.granicus.com/ViewPublisher.php?view_id=2
4. You may submit public comment for any item that appears on the agenda, or general public comment for any item or issue that does not appear on the agenda, as follows:
Via email: send your comment to the following email address:
Via the eComments link on the Napa County website: <https://napa.legistar.com/Calendar.aspx>
publiccomment@countyofnapa.org. EMAILS WILL NOT BE READ ALOUD.

Emails received by 8:00 AM on Tuesdays will be posted online. Emails received during board meetings will be posted after the meeting. All emails become part of the permanent record.

Via telephone: please call the Board of Supervisors Public Comment Line at (707)-299-1776.

Please mute all audio devices and do not use the speakerphone to prevent echoing.

Please provide your name and the agenda item on which you are commenting. Calls will be placed on hold and heard in the order received. The above-identified measures exceed all legal requirements for participation and public comment, including those imposed by the Ralph M. Brown Act and Executive Order N-29-20 and N-33-20. For more information, please call at (707)-253-4421 or email publiccomment@countyofnapa.org.

1. CALL TO ORDER; ROLL CALL**2. PLEDGE OF ALLEGIANCE****3. APPROVAL OF MINUTES****4. PRESENTATIONS AND COMMENDATIONS**

- A. Director of Human Resources to introduce new County employees with start dates between March of 2020 and May of 2021 through a slideshow presentation, followed by in-person introductions for new County employees with start dates in June 2021. [21-650](#)

5. DEPARTMENT HEAD REPORTS AND ANNOUNCEMENTS**6. CONSENT ITEMS - SPECIAL DISTRICTS****Napa County Groundwater Sustainability Agency**

- A. Director of Planning, Building and Environmental Services requests approval and authorization for the Chair to sign Amendment No. 3 to Agreement No. 200362B with CONCUR, Inc increasing the maximum amount by \$200,000 for a new total of \$439,920 to support the facilitation of the Groundwater Sustainability Plan Advisory Committee (GSPAC) and the public outreach effort associated with the development of the Groundwater Sustainability Plan (GSP) including strategic planning and implementation. [21-437](#)

Attachments: [Agreement](#)

7. CONSENT ITEMS**County Departments****Child Support Services**

- A. Director of Child Support Services requests approval of and authorization for the Chair to sign the renewal of Agreement No. 190005B with American Eagle Attorney Services, with maximum annual compensation of \$42,500 for the term July 1, 2021 through June 30, 2022 with a provision for annual renewal to provide Legal Service and the processing of related legal documents on behalf of the Department. [21-438](#)

Attachments: [Agreement](#)

Corrections

- B. Director of Corrections requests approval of and authorization for the Chair to sign an agreement with the Salvation Army for the term July 1, 2021, to June 30, 2024, for a maximum of \$50,000 per year for the provision of food service at the jail. [21-588](#)

Attachments: [Agreement](#)

County Counsel

- C. County Counsel requests the second reading and adoption of an ordinance amending Article I of Chapter 12.04 of the Napa County Code regarding encroachments and adding new Chapter 12.05 regarding small wireless facilities in the right-of-way. [21-605](#)

ENVIRONMENTAL DETERMINATION: The adoption of the various provisions of this ordinance is either categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301, as an activity affecting the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures or facilities involving negligible or no expansion of existing or former use; or categorically exempt from CEQA pursuant to CEQA Guidelines Section 15303, as an activity affecting the construction and location of limited numbers of new, small facilities or structures, or installation of small new equipment in such structures; or not subject to the provisions of CEQA pursuant to CEQA Guidelines Section 15060(c)(2), as an activity which will not result in a direct or reasonably foreseeable indirect physical change in the environment.

Attachments: [Ordinance.pdf](#)
[Public Comments \(as of 07-12-21\)](#)
[Public Comments \(as of 07-12-21 pm and 07-13-21 am\)](#)

- D. County Counsel requests approval of and authorization for the Chair to sign an agreement with Best Best & Krieger LLP for a maximum of \$100,000 for Fiscal Year 21-22, with two one-year renewals not to exceed an additional \$100,000 per fiscal year, for specialized legal services related to the development of recreational uses and facilities at Lake Berryessa. [21-616](#)

Attachments: [Agreement](#)

County Executive Office

- E. 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 13, 2021 through June 30, 2022 which total \$175,000: [21-578](#)

Main Category 1: Tourism Generating Arts and Culture Organizations for a total of \$100,000

1. Friends of Lincoln Theater: \$15,000
2. Music in the Vineyards: \$15,000
3. Napa Valley Writer's Conference: \$10,000
4. Cinema Napa Valley: \$15,000
5. NapaShakes Napa Valley Shakespeare: \$5,000
6. Napa Valley Museum: \$15,000
7. Napa Valley Festival Association - Festival Napa Valley: \$15,000
8. Napa County Historical Society: \$10,000

Main Category 2: General Arts and Culture Organizations for a total of \$75,000

1. Di Rosa Center: \$15,000
2. Napa Valley Youth Symphony: \$10,000
3. Shakespeare Napa Valley: \$5,000
4. Rail Arts District Napa: \$5,000
5. Cafeteria Kids Theater: \$10,000
6. Lucky Penny Productions: \$10,000
7. Napa Valley Art Association: \$5,000
8. Nimbus Arts: \$15,000

Attachments: [2021-22 ACAC Grant Awards](#)
[Agreement - Cafeteria Kids Theater](#)
[Agreement - di Rosa Center for Contemporary Art](#)
[Agreement - Lucky Penny Productions Incorporated](#)
[Agreement - Napa Valley Art Association](#)
[Agreement - Napa Valley Youth Symphony](#)
[Agreement - Nimbus Arts](#)
[Agreement - Rail Arts District Napa](#)
[Agreement - Shakespeare Napa Valley](#)
[Agreement - Cinema Napa Valley](#)
[Agreement - Friends of Lincoln Theater](#)
[Agreement - Music in the Vineyards](#)
[Agreement - Napa County Historical Society](#)
[Agreement - Napa Valley Festival Association - Festival Napa Valley](#)
[Agreement - Napa Valley Museum](#)
[Agreement - Napa Valley Writer's Conference.pdf](#)
[Agreement - NapaShakes Napa Valley Shakespeare.pdf](#)

- F.** County Executive Officer requests adoption of a resolution, pursuant to Section 9314 of the Public Resources Code, appointing Brent Randol to the Napa County Resource Conservation District (RCD) Board of Directors in lieu of holding an election, to fill an unexpected vacancy with the term of office to expire at noon on Friday, November 30, 2022. [21-615](#)
- Attachments:** [Resolution Director](#)
[RCD Reso 2021-02 Randol](#)
[Solano County Notice and Media Release](#)
- G.** County Executive Officer requests the reappointment of the Debbie Peralez to represent Child Care Provider and Elayna Trucker to represent At Large to the Napa County Child Care and Development Planning Council with the terms of office to commence immediately and expire June 30, 2024. [21-635](#)
- Attachments:** [Peralez Application](#)
[Trucker Application](#)
- H.** County Executive Officer requests the appointment of Monica Koenig to the First 5 Napa County Children and Families Commission representing County Representative with the term of office to commence immediately and expire January 1, 2021. [21-649](#)
- Attachments:** [Koenig Application](#)
[Recommendation Letter](#)
- I.** County Executive Officer requests the Board appoint Neha Hoskins as Clerk of the Board of Supervisors, effective June 26, 2021. [21-658](#)
- J.** County Executive Officer requests the appointment of Kanvar Sidhu to represent Student Member on the Napa County Advisory Board on Alcohol and Drug Programs (ABAD) with terms to commence immediately and expire January 1, 2024. [21-659](#)
- Attachments:** [Sidhu Application](#)
[ABAD Recommendation](#)

Human Resources – Division of CEO’s Office

- K.** Director of Human Resources requests adoption of a resolution [21-647](#)
approving the Side Letter Roll Over Agreement to the Memoranda of Understanding (MOU) extending the terms of the original MOU through June 30, 2022, which includes base wage salary adjustments for PSE and PSE Supervisory Units and Management employees, including Department Heads and Confidential employees whose salaries have not been Y-rated, effective the first pay period of Fiscal Year 2021-2022, and a \$1,500 lump sum payment to all eligible employees.

Attachments: [Resolution](#)
[Exhibit A - Side Letter](#)
[Exhibit B - Table and Index of Classes](#)

Public Works

- L.** Director of Public Works requests the following: [21-401](#)
1. Award of the contract for the South Napa Shelter Tenant Improvement Project, PW 20-16 to Art’s Construction Company, Inc. of Fresno, California for their low base bid of \$614,000 with Additive Alternate No. 1 of \$118,200, and Alternate No. 2 of \$50,000, for a total contract cost of \$782,200 and authorization for the Chair to sign the construction contract; and
 2. Approval of a Budget Transfer for the following (4/5 vote required):
 - a. Increase appropriations by \$218,253 in the Housing and Homeless Services budget (Fund 2030, Sub-Division 2030000) with offsetting increase to the revenue in Fund 2030, Division 2030000, by realizing unearned revenues from the Community Based Transitional Housing grant carried forward from prior year and to transfer to Program 20030;
 - b. Increase appropriations by \$288,937 in the Accumulated Capital Outlay budget (Fund 3000, Sub-Division 3000000) offset by use of its available fund balance to transfer to Program 20030; and
 - c. Increase appropriations by \$507,190 in Program 20030-Homeless Shelter Improvements budget (Fund 3000, Sub-Division 3000550) offset by an increase in revenue from the transfer from the Housing and Homeless Services budget and the Accumulated Capital Outlay budget.

Attachments: [Project Budget](#)

- M.** Director of Public Works requests the following: [21-423](#)
1. Award of the contract for the Airport Blvd. Road Rehabilitation Project, RDS 20-14 to Granite Construction Company of Ukiah, California for their low base bid of \$3,435,121.90 and authorization for the Chair to sign the construction contract; and
 2. Approval of a Budget Transfer for the following (4/5 vote required):
 - a. Increase appropriations by \$3,867,123 in the Measure T Non-Operating Special Revenue Fund (SRF) budget (Fund 2440, Sub-Division 1220053), to transfer to Program 20032 offset by use of its available fund balance; and
 - b. Increase appropriations by \$3,867,123 in Program 20032 (Airport Blvd. Project) budget offset by an increase in revenue from the transfer from the Measure T SRF budget.

Attachments: [Budget RDS 20-14 Airport Blvd Project](#)
[RDS 20-14 Construction Contract](#)

- N.** Director of Public Works requests the following: [21-619](#)
1. Award of the contract for the Carneros Fire Station 210, PW 20-27 to R O Construction, of Lower Lake California for their low base bid of \$1,398,400 and in addition award the additive alternate for a Fire Suppression System with Fire Alarm for \$89,470 for a total contract award of \$1,487,870 and authorization for the Chair to sign the construction contract; and,
 2. Approval of a Budget Transfer for the following (4/5 vote required):
 - a. Increase appropriations by \$1,702,104 in the Fire Protection-Operations budget (Fund 2100, Sub-Division 2100000) to transfer to the Carneros Fire Station budget (Fund 2100, Sub-Division 2100500, Program 20040) offset by use of its available fund balance; and
 - b. Increase appropriations by \$1,702,104 in the Carneros Fire Station budget offset by transfer from the Fire Protection-Operations budget.

Attachments: [Fire Station Construction Contract](#)
[Fire Station Budget](#)

- O. Director of Public Works requests the following: [21-655](#)

1. Approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 170635B with Biggs Cardosa Associates, Inc. (BCA) to increase maximum compensation by \$371,054, for a new maximum of \$1,146,231 and extend the term for an additional four years for additional engineering services for the Dry Creek Road Bridge Replacement Project, RDS 15-22; and
2. Approval of a Budget Transfer for the following (4/5 vote required):
 - a. Increase appropriations by \$321,054 in the Measure T Non-Operating Special Revenue Fund to transfer to Program 14009 offset by use of its available fund balance; and
 - b. Increase appropriations by \$321,054 in the program 14009 (Dry Creek Road Bridge Replacement Project) budget offset by an increase in revenue from the transfer from the Measure T Special Revenue Fund (SRF) budget.

Attachments: [Dry Creek Bridge Replacement Budget](#)
[BCA Amendment 1](#)

8. **DISCUSSION OF ITEMS PULLED FROM CONSENT CALENDARS**
9. **PUBLIC COMMENT**
10. **ADMINISTRATIVE ITEMS - SPECIAL DISTRICTS**
11. **ADMINISTRATIVE ITEMS**

County Departments

County Counsel

- A. County Counsel requests consideration and adoption of a Resolution of Findings of Fact and Decision on Remand regarding the Consolidated Appeals of Kosta M. Arger, Cynthia Grupp, William Hocker, and Glenn Schreuder to the decision made by the Napa County Planning Commission on January 4, 2017, to approve the Mountain Peak Winery/Mountain Peak Vineyards, LLC Use Permit No. P13-00320-UP (the Project). [21-576](#)

Attachments: [Resolution of Findings of Fact and Decision on Remand](#)
[Revised Conditions of Approval - Post-Hearing \(Redline\)](#)
[Revised Conditions of Approval - Post-Hearing \(Clean\)](#)
[Public Comment](#)

County Executive Office

- B. Sheriff and Emergency Services Coordinator will provide a presentation on the launch of Zonehaven, an emergency evacuation planning software that will support first responders to safely evacuate residents and visitors during emergencies. [21-646](#)

Attachments: [PowerPoint Presentation](#)

County Fire Department

- C. County Fire Chief will discuss and seek direction regarding available options for additional fire suppression equipment. [21-668](#)

Attachments: [Fire Prevention & Mitigation - Joint Industry Letter](#)
[Public Comment](#)

Public Works

- D. Director of Public Works requests the following: [21-653](#)
1. Adoption of a resolution adopting a Mitigated Negative Declaration and a Mitigation Monitoring and Reporting Program for the "Napa County Monopole Project", RDS 21-22.
 2. Approval of and authorization the Chair to sign a Right-of-Way Access and Service Agreement with Illumination Technologies California, LCC to allow ITC access to identified locations in the Rights-of-Way in exchange for the operation by ITC of an advanced wildfire detection system, and construction of improvements for future wireless service including unserved and underserved areas of Napa County, at no cost to the County for a term of thirty years.
(STAFF REQUESTS THAT THIS ITEM BE CONTINUED TO JULY 20, 2021 AT 9:00 AM)

Attachments: [Public Comment \(as of 07-12-21\)](#)

12. SET TIME MATTERS OR PUBLIC HEARING - SPECIAL DISTRICTS**Napa County Groundwater Sustainability Agency**

- A. PUBLIC HEARING 9:45 AM - 5 Minutes [21-618](#)

County Executive Officer and Auditor-Controller request the following relating to the Groundwater Sustainability Agency:

1. Open the Public Hearing and accept public testimony on the Fiscal Year 2021-22 budget with a total appropriation of \$1,215,000 in Fund 2720 Division 27200; and
2. Continue for consideration July 20, 2021 at 1:45 p.m. for adoption of the recommended budget.

13. SET MATTERS OR PUBLIC HEARINGS**County Departments****County Fire Department**

- A. SET MATTER 9:15 AM - 15 Minutes

[21-509](#)

Presentation by Geoff Belyea, the County's Fire Chief and discussion regarding measures taken to prepare for the upcoming fire season, for Board direction and possible action.

Attachments: [PowerPoint Presentation](#)

14. LEGISLATIVE ITEMS

- A. County Executive Officer, on behalf of the Sheriff, District Attorney, and Registrar of Voters, requests discussion and possible action regarding AB 759 (McCarty) relating to elections of county officers. (Unanimous vote required)

[21-606](#)

Attachments: [AB 759](#)

15. BOARD OF SUPERVISORS COMMITTEE REPORTS AND ANNOUNCEMENTS**16. BOARD OF SUPERVISORS FUTURE AGENDA ITEMS****17. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS****18. CLOSED SESSION****19. ADJOURNMENT**

ADJOURN TO THE BOARD OF SUPERVISORS SPECIAL MEETING, TUESDAY, JULY 20, 2021 AT 8:00 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, JULY 9, 2021 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.

Neha Hoskins (By e-signature)

NEHA HOSKINS, Clerk of the Board