

# **Napa County**

1195 THIRD STREET  
SUITE 310  
NAPA, CA 94559



## **Agenda - Final**

**Tuesday, July 16, 2024**

**9:00 AM**

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

### **Flood Control and Water Conservation District**

*Scott Sedgley, City of Napa (Chairperson)*  
*Joelle Gallagher, District 1, (Vice Chairperson)*  
*Anne Cottrell, District 3*  
*Paul Dohring, City of St. Helena*  
*Leon Garcia, City of American Canyon*  
*Ryan Gregory, District 2*  
*Irais Lopez-Ortega, City of Calistoga*  
*Marjorie Mohler, Town of Yountville*  
*Beth Painter, City of Napa*  
*Alfredo Pedroza, District 4*  
*Belia Ramos, District 5*

**GENERAL INFORMATION**

The Napa County Flood Control and Water Conservation District meets as specified in its adopted annual calendar 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 may include routine financial or administrative actions, as well as the final adoption of two-reading ordinances and are approved by a single vote.

**PUBLIC HEARINGS** - These items are noticed public hearings pursuant to government code.

**ADMINISTRATIVE ITEMS** - These items include significant policy and administrative actions and are classified by program areas.

All materials relating to an agenda item for an open session of a regular meeting of the Napa County Flood Control and Water Conservation District which are delivered to the Clerk and are provided to a majority or all of the Directors of the Board, 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 District Secretary, 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 podium and, after receiving recognition from the Chairperson, 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 Chairperson or Board.

**AGENDA AVAILABLE ONLINE AT [www.countyofnapa.org](http://www.countyofnapa.org) or [www.napaflooddistrict.org](http://www.napaflooddistrict.org)**

**How to Watch or Listen to the Napa County Flood Control and Water Conservation District Meetings**

The Napa County Flood Control and Water Conservation District will continue to meet pursuant to the adopted 2024 calendar available at the following link:

<https://www.countyofnapa.org/1429/Board-of-Supervisors-Special-Districts-C>

The District realizes that not all County residents have the same ways to stay engaged, so several alternatives are offered. Please watch or listen to the Napa County Flood Control and Water Conservation District meeting in one of the following ways:

1. Attend in-person at the Board of Supervisors Chambers, 1195 Third Street, Napa, CA 94559.
2. Watch on Zoom via [www.zoom.us/join](http://www.zoom.us/join) and enter Meeting ID 827-699-932-82 or listen on Zoom by calling 1-669-444-9171 then enter Meeting ID 827-699-932-82.
3. Watch via the Internet – view the Live Stream via Granicus by going to the following link:  
[http://napa.granicus.com/ViewPublisher.php?view\\_id=5](http://napa.granicus.com/ViewPublisher.php?view_id=5)
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:  
[publiccomment@countyofnapa.org](mailto:publiccomment@countyofnapa.org). EMAILS WILL NOT BE READ ALOUD.

If you have any questions, contact us via telephone at (707) 253-4580 or email [clerkoftheboard@countyofnapa.org](mailto:clerkoftheboard@countyofnapa.org).

1. CALL TO ORDER; ROLL CALL

2. PLEDGE OF ALLEGIANCE

3. APPROVAL OF MINUTES

- A. Approve minutes from the June 18, 2024 meeting.

[24-1211](#)

**Attachments:** [June 18, 2024](#)

4. PRESENTATIONS AND COMMENDATIONS

5. CONSENT ITEMS

- A. Approve Purchase and Sale Agreement 250012B (FC) for the full acquisition of fee title of property located at 501 North Bay Drive (APN 044-220-017), Napa, California, owned by Enzo Orciuoli at a price of \$675,000.00. (Fiscal Impact: \$675,000 Expense; Flood Projects; Budgeted; Discretionary)

[24-980](#)

**Attachments:** [Agreement](#)

- B. Approval of Agreement 250073B (FC) with Larry Walker Associates (LWA) for professional services related to implementation of the Phase II Municipal National Pollutant Discharge Elimination System (NPDES) Permit. (Fiscal Impact: \$169,000 Expense, NPDES Stormwater Management Fund, Budgeted, Discretionary)

[24-1090](#)

**Attachments:** [Agreement](#)

- C. Approve and authorize Amendment No. 1 to Agreement No. 230007B (FC) with the Napa County Resource Conservation District (RCD), to increase the maximum amount of compensation to \$206,350 per fiscal year and to extend the term from July 1, 2024 through June 30, 2025 for services and expenses pertaining to public education and outreach, coordinating volunteer river cleanups, and developing and maintaining hydrologic models of selected stream systems. (Fiscal Impact \$206,350 Expense, Watershed Projects Fund, Budgeted, Discretionary)

[24-1093](#)

**Attachments:** [Agreement](#)

- D. Approve and authorize Amendment No. 4 to Agreement No. F-103 (FC) with Somach, Simmons & Dunn for Fiscal Year 2023-24, with an annual maximum cost of \$85,000 for specialized services necessary to advise, assist, and represent the District in its dispute over proper interpretation of the 2013 Area of Origin Settlement Agreement with the California Department of Water Resources (DWR). (Fiscal Impact: \$25,000 Expense; Flood District; Budgeted; Discretionary)

[24-1180](#)

**Attachments:** [Agreement](#)

- E. Approve and authorize a lobbying certificate in conjunction with entering into the Project Cooperation Agreement for the Napa River/Napa Creek Flood Protection Project. (No Fiscal Impact; Mandatory) [24-1208](#)

**Attachments:** [Certificate](#)

**6. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR**

**7. PUBLIC COMMENT**

At this time, anyone may address the Board of the Napa County Flood Control and Water Conservation District regarding any subject not on today's agenda over which the Board has jurisdiction. Individuals will be limited to a three-minute presentation. No action will be taken by the Board of the Napa County Flood Control and Water Conservation District as a result of any item presented at this time.

**8. ADMINISTRATIVE ITEMS**

- A. Update on the progress of the Napa River/Napa Creek Flood Protection Project. (No Fiscal Impact; Discretionary) [24-1185](#)

**9. PUBLIC HEARINGS**

- A. PUBLIC HEARING - Napa River/Napa Creek Flood Control Project, Flood Walls North of the Bypass [24-1144](#)

Open Public Hearing and adopt a Resolution of Necessity with respect to portions of certain property owned by Jose Cruz Calderon and Maximino Ballines (No Fiscal Impact; Discretionary)

**Attachments:** [Resolution](#)  
[Exhibits A-F](#)

**10. DISTRICT MANAGER'S/ENGINEER'S REPORTS AND ANNOUNCEMENTS**

**11. BOARD OF DIRECTORS REPORTS AND ANNOUNCEMENTS**

**12. BOARD OF DIRECTORS FUTURE AGENDA ITEMS**

**13. CLOSED SESSION**

- A. CONFERENCE WITH REAL PROPERTY NEGOTIATOR [24-1170](#)  
(Government Code Section 54956.8)  
Properties: APN 044-314-005  
Negotiating Party: Richard Thomasser, Flood District Manager, William and Cathi Bickford  
Under Negotiation: Price/Terms/Conditions of Payment

**14. ADJOURNMENT**

**ADJOURN TO THE NAPA COUNTY FLOOD CONTROL AND WATER  
CONSERVATION DISTRICT REGULAR MEETING, TUESDAY, AUGUST 13, 2024 AT  
9:00 AM.**

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 12, 2024 BY 5:00 P.M. A HARDCOPY SIGNED VERSION OF THE CERTIFICATE IS ON FILE WITH THE DISTRICT SECRETARY AND AVAILABLE FOR PUBLIC INSPECTION.

Neha Hoskins (By e-signature)

NEHA HOSKINS, District Secretary