



Meeting Minutes

Napa County Board of Supervisors

Joelle Gallagher, District 1
Ryan Gregory, District 2
Anne Cottrell, District 3
Alfredo Pedroza, District 4
Belia Ramos, District 5

* This is a simultaneous meeting of the Board of Supervisors of Napa County, Napa County Public Improvement Corporation, Silverado Community Services District, Monticello Public Cemetery District, In-Home Supportive Services Public Authority of Napa County, Lake Berryessa Resort Improvement District, Napa Berryessa Resort Improvement District, Napa County Housing Authority, and the Napa County Groundwater Sustainability Agency.

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Tuesday, February 6, 2024

9:00 AM

Board of Supervisors Chambers
1195 Third Street, Third Floor

1. CALL TO ORDER; ROLL CALL

Present: Chair Joelle Gallagher, Supervisors Ryan Gregory, Alfredo Pedroza and Belia Ramos. Vice-Chair Anne Cottrell arrived during Item 13A. The meeting was called to order by Chair Joelle Gallagher.

2. PLEDGE OF ALLEGIANCE

Napa Valley Black History Month Committee Member Jeni Olsen led the assembly in the Pledge of Allegiance.

3. PET OF THE WEEK

Animal Shelter Manager Katie Ribardiere presented the Pet of the Week (Oakley).

4. PROCLAMATIONS AND COMMENDATIONS

- A. Present a proclamation designating February 2024 as Black History Month in Napa County. (No Fiscal Impact, Discretionary)

[24-196](#)

Chair Joelle Gallagher presented the proclamation.

Napa Valley Black History Month Committee Member Jeni Olsen made presentation.

5. CONSENT CALENDAR - SPECIAL DISTRICTS

Supervisor Belia Ramos made presentation.

Chair Joelle Gallagher made presentation.

Three (3) people spoke during public comment.

Motion Text: Approve the Special Districts Consent Calendar.

Voting Yes: Ramos, Pedroza, Gregory, and Gallagher

Excused: Cottrell

Recusals: None

Result: Passed

Napa County Groundwater Sustainability Agency

[24-32](#)

- A. Approve a Budget Amendment increasing both revenue and appropriations by \$1,500,000 in the Groundwater Sustainability Agency Fund to cover unanticipated and increased expenditures associated with implementation of the Groundwater Sustainability Plan. (Fiscal Impact: \$1,500,000 expense, Groundwater Sustainability Agency Fund, Not Budgeted, Discretionary) [4/5 vote required].

In-Home Supportive Services Public Authority of Napa County

[24-123](#)

- B. Adopt a Resolution approving the successor Memorandum of Understanding with SEIU Local 2015, regarding compensation and benefits for In-Home Supportive Services providers effective February 6, 2024 through June 30, 2027. (Fiscal Impact: \$5,366,000 expense; HHSA Fund and IHSS-Public Authority Fund; Budgeted; Mandatory)

Enactment No: R-2024-01 (IHSS)

[24-125](#)

- C. Adopt a Resolution approving the submission of an In-Home Supportive Services (IHSS) wage rate package requesting an increase in IHSS provider hourly wages effective May 1, 2024. (Fiscal Impact, \$5,366,000 expense; HHSA Fund; Budgeted; Mandatory)

Enactment No: R-2024-02 (IHSS)

6. CONSENT CALENDAR

Motion Text: Approve Consent Calendar as amended.
Voting Yes: Pedroza, Gregory, Ramos, and Gallagher
Excused: Cottrell
Recusals: None
Result: Passed

Clerk of the Board

- A. Approval of minutes from the January 23, 2024 regular meeting. [24-197](#)
- B. Appointment of Austin L. Simpson to represent Alternate Napa County Volunteer Firefighter to the Napa County Fire Services Advisory Committee with term of office to commence immediately and expire September 30, 2025. (No Fiscal Impact) [24-158](#)
- C. Appointment of Alejandra Mendieta-Bedolla to represent Interested Citizen Representing Victims on the Napa County Community Corrections Partnership (CCP) with the term to commence immediately and expire on June 30, 2027. (No Fiscal Impact) [24-199](#)
- D. Appointment of Arnulfo A. Solorio representing Napa Valley Farmworker Foundation on the Napa County Housing Commission with a term of office to commence immediately and expire on October 1, 2028. (No Fiscal Impact) [24-207](#)

County Counsel

- E. Approve and authorize Amendment No. 5 to Agreement No. 210364B with Renne Public Law Group (RPLG) to increase maximum compensation for fiscal year 2023-2024 only, after which the maximum compensation will revert to \$800,000 per fiscal year, for the provision of legal services related to wage and hour requirements, code enforcement, juvenile dependency appeals, and other matters as agreed; and approve a Budget Amendment, increasing County Counsel-Legal Services appropriations by \$1,155,000 offset by use of Appropriation for Contingency. (Fiscal impact: \$1,155,000 expense; General Fund; Not Budgeted; Discretionary.) [24-141](#)
 [4/5 vote required]
Enactment No: A-210364B Amend. 5

County Executive Office

- F. Approve a Budget Amendment to increase appropriations and assignments detailed below with use of available fund balance; decrease assignment of fund balance for Tobacco Settlement; and increase assignment of fund balance in Library Fund. (Fiscal Impact: General Fund \$14,129,500 expense; \$615,000 expense HHS Fund; \$400,000 expense Roads Fund; \$45,000 expense Fire Fund; and \$9,400,000 Library Fund; Discretionary). [24-89](#)
[4/5 vote required]
- G. Approve and authorize out of state travel for Supervisors Ryan Gregory and Anne Cottrell to attend the National Association of Counties (NACo) Annual Legislative Conference in Washington, D.C. from February 8-14, 2024. (Fiscal Impact: \$7,000; General Fund; Budgeted; Discretionary) [24-143](#)
- H. Receive and file the Section 115 Trust Annual Report regarding funding of Other Post-Employment Benefits. (No Fiscal Impact, Discretionary) [24-198](#)
- I. Adopt a Resolution continuing the State of Local Emergency due to pervasive tree mortality in Napa County. (No Fiscal Impact) [24-202](#)

Enactment No: R-2024-11

County Fire Department

- J. Approve and authorize Site Use Agreements for: Angwin Volunteer Fire Department (Agreement No. 240237B), Deer Park Volunteer Fire Department (Agreement No. 240239B), Dry Creek-Lokoya Volunteer Fire Department (Agreement No. 240236B), Gordon Valley Volunteer Fire Department (Agreement No. 240240B), Pope Valley Volunteer Fire Department (Agreement No. 240238B), Rutherford Volunteer Fire Department (Agreement No. 240235B), Soda Canyon Volunteer Fire Department (Agreement No. 240234B) and Carneros Volunteer Fire Department (No. 240276B); not-for-profit organizations for use of fire station facilities by the Napa County Fire Department through site use agreements. [23-1897](#)
(Fiscal Impact: \$800,000 expense annually; Fire Fund; Budgeted; Discretionary)
- Enactment No: A-240237B; A-240239B; A-240236B; A-240240B; A-240238B; A-240235B; A-240234B; A-240276B** [24-30](#)
- K. Approve and authorize to declare Asset No. 26901, 27019, 28018, and 28019 Holmatro Rescue Equipment, which are capital assets, as surplus and no longer required for public use, remove from inventory, and dispose of at public auction. (Fiscal Impact: estimated \$2,000 revenue; Fire Fund; Budgeted; Discretionary)
[4/5 vote required]

- L. Approve a Budget Amendment to increase the Greenwood Station Construction Services appropriation to replace the current flooring. (Fiscal Impact: \$1,000 expense; Fire Fund; Budgeted; Discretionary) [4/5 vote required] [24-168](#)

District Attorney

- M. Approve and authorize a Certificate of Assurance for Compliance that authorizes the District Attorney to apply for and sign grant Subaward documents with the California Office of Emergency Services in the anticipated amount of \$200,000 revenue for the period of June 1, 2024 to May 31, 2025 for the Electronic Suspected Child Abuse Report system program. (Fiscal impact: \$200,000 revenue; General Fund; Not Budgeted; Discretionary). [24-144](#)

Enactment No: A-8673

- N. Approve and authorize a Certificate of Assurance for Compliance that authorizes the District Attorney to apply for and sign grant Subaward documents with the California Office of Emergency Services in the anticipated amount of \$300,000 revenue for the period of April 1, 2024 to March 31, 2026 for the Family Justice Center Program to serve victims of crime. (Fiscal impact: \$300,000 revenue; General Fund; Not Budgeted; Discretionary). [24-145](#)

Enactment No: A-8674

Human Resources – Division of CEO’s Office

- O. Adopt a Resolution to amend the Departmental Allocation List for the Public Works Department. (Fiscal Impact: \$9,616 annual expense; General Fund; Budgeted; Discretionary) [24-136](#)

Enactment No: R-2024-12

- P. Adopt a Resolution to amend Napa County Policy Manual Part I: Section 37C-2, Management Compensation Plan - Management Non-Classified, effective October 28, 2023, to include the Fire Administrator and County Executive Officer in Attachment 1, Part B. (Fiscal Impact: \$7,200 annual expense; General Fund; Budgeted; Discretionary) [24-160](#)

Correction Memorandum provided.

Enactment No: R-2024-13

Planning, Building and Environmental Services (PBES)

- Q. Approve a Budget Amendment increasing General Fund transfers out appropriations in the amount of \$1,500,000 from contingency funds for additional Groundwater Sustainability Agency consulting services. (Fiscal Impact: \$1,500,000 expense; General Fund; Not Budgeted; Discretionary) [4/5 vote required] [24-200](#)

Public Works

- R. Adopt a Resolution reducing the speed limits on Buhman Avenue from Congress Valley Road to Napa City Limit and Cold Springs Road from Las Posadas Road to End. (Fiscal impact: Yes (de minimus), Roads Division, Budgeted; Discretionary). [24-140](#)
Enactment No: R-2024-14
- S. Approve a Budget Amendment to appropriate funding from Accumulated Capital Outlay (ACO), plans and specifications for "Oakville Grade Road MPM 1.35 Storm Repair Project," RDS 19-65 and 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 and approval of Amendment No. 1 to Agreement No. 210080B with MGE Engineering, Inc., for additional engineering services (Fiscal Impact: \$50,805; Roads Fund; Not Budgeted; Discretionary) [4/5 votes required] [24-161](#)
Enactment No: A-210080B Amend. 1
- T. Approve and authorize creation of Project 24021 for the "North County Crossroads Paving Project," RDS 24-08, and appropriation for expenditures from the Measure T Special Revenue Fund. (Fiscal impact: \$600,000; Roads Fund; Not budgeted; Discretionary) [4/5 vote required] [24-163](#)
- U. Approve and authorize creation of Project 24025 for the "South County Paving Project," RDS 24-03, and appropriation for expenditures from the Measure T Special Revenue Fund. (Fiscal impact: \$200,000; Roads Fund; Not budgeted; Discretionary) [4/5 vote required] [24-165](#)
- V. Approve and authorize a Certificate of Acceptance for additional right-of-way for Big Ranch Road to accommodate a recently constructed left turn lane for the Materra Winery project. (No Fiscal Impact; Discretionary) [24-190](#)

7. PUBLIC COMMENT

None

8. BOARD OF SUPERVISORS REPORTS AND ANNOUNCEMENTS

Supervisor Belia Ramos reported on attending a California State Association of Counties (CSAC) Executive Board forum last week that was also attended by County Executive Officer Ryan J. Alsop. Supervisor Ramos also reported on behalf of the Association of Bay Area Governments (ABAG), of which she is the President, and the Metropolitan Transportation Commission (MTC), of which Supervisor Alfredo Pedroza is the President, that both entities are working with the Bay Area Housing Fund Association (BAHFA) to move forward a \$20 billion housing bond and asked her constituents to support the measure and to reach out to interested stakeholders and housing advocates for their support.

Director of Public Works Steven Lederer and Sheriff Oscar Ortiz provided an update on the various impacts from the recent storm.

Discussion held.

Supervisor Ryan Gregory reported on attending the following: the annual Napa Sanitation District Awards Banquet last Friday where one award for innovation was given out for creative work to solve a problem; and the State Route (SR) 37 Policy Committee meeting last week as a Member of the Napa Valley Transportation Authority (NVTa). The overall project cost is currently around \$6 billion, but there is hope that some near-term improvements can be made at \$500 million.

Chair Joelle Gallagher reported on attending the Bay Area Air Quality Management District (BAAQMD) annual retreat last week. Topics of discussion included working on their five-year strategic plan and presentations on energy transition and issues of equity and workforce development. Chair Gallagher also attended the Napa County Climate Action Committee (CAC) meeting two Fridays ago. BAAQMD staff made a presentation on the Regional Climate Action Plan, which is funded by the U.S. Environmental Protection Agency Climate Pollution Reduction Grant Program for an eight county region to compete for \$4.3 billion in funding. There was also a review of the County's draft flex plan reach code, and the annual Climate Summit will be held on April 27, 2024 from 12:00 p.m. to 3:00 p.m. at the American Legion Hall in Napa. Chair Gallagher attended a Bay Conversation and Development Commission (BCDC) meeting on behalf of Chair Ramos. Topics of discussion included BCDC staff setting up meetings with city and county staff regarding local rising sea level plans, taking action on two enforcement cases, and updates on the Regional Shoreline Adaptation Plan, One Bay Vision (staff will be reaching out to Chair Ramos to provide a briefing), and Plan Bay Area 2050. Lastly, Chair Gallagher held a meet and greet with City of Napa Councilmember Bernie Narvaez in a neighborhood that overlaps their two districts. Several women from the Latine community expressed concerns regarding basic needs, housing, and mental health services, especially for special needs children. Chair Gallagher and Councilmember Narvaez will follow up with their partners at the Health and Human Services Agency (HHSa).

9. DISCUSSION OF ITEMS PULLED FROM CONSENT CALENDARS

None

10. ADMINISTRATIVE ITEMS - SPECIAL DISTRICTS

None

11. ADMINISTRATIVE ITEMS

County Executive Office

- A. Receive presentation from MCE Clean Energy staff on program updates and future projects affecting Napa County. (No Fiscal Impact, Discretionary)

[24-171](#)

MCE Clean Energy Community Development Manager David Garti made presentation.

Discussion held.

12. PUBLIC HEARING - SPECIAL DISTRICTS

None

13. PUBLIC HEARINGS

Planning, Building and Environmental Services (PBES)

- A. PUBLIC HEARING 2:00 P.M. - RUTHERFORD RANCH WINERY APPEAL (USE PERMIT MAJOR MODIFICATION NO. P19-00126-MOD AND USE PERMIT EXCEPTION TO THE CONSERVATION REGULATIONS P23-00145) [24-107](#)

Conduct a public hearing to consider an appeal filed by Appellant Water Audit California (WAC or Appellant) concerning the Napa County Planning Commission’s decision on June 21, 2023, to approve the Rutherford Ranch Winery Use Permit Major Modification No. P19-00126-MOD and Use Permit Exception to the Conservation Regulations P23-00145 submitted by Marko B. and Theo Zaninovich, Round Hill Cellars (Applicant or Rutherford Ranch). (No fiscal impact.) (CONTINUED FROM OCTOBER 10, 2023 AND NOVEMBER 7, 2023)

Correction memorandum provided.

The Board of Supervisors provided disclosures.

Water Audit California Attorney William McKinnon made presentation on behalf of the appellant.

Discussion held.

Motion Text:	Deny the appeal of the Chair’s good cause determination.
Voting Yes:	Pedroza, Gregory, Cottrell, Ramos, and Gallagher
Recusals:	None
Result:	Passed

Chair Joelle Gallagher opened the public hearing.

Planning, Building and Environmental Services Planner III Emily Hedge made presentation.

Discussion held.

Water Audit California Attorney William McKinnon made presentation on behalf of the appellant.

Dr. Graham Fogg made presentation on behalf of the appellant.

Nine (9) people spoke during public comment.

Rutherford Ranch Winery General Manager Morgan Zaninovich made presentation on behalf of the applicant.

Summit Engineering Principal Engineer Gina Giacone made presentation on behalf of the applicant.

Farella Braun & Martel Attorney Katherine Philippakis made presentation on behalf of the applicant.

Water Audit California Attorney William McKinnon presented rebuttal on behalf of the appellant.

Chair Joelle Gallagher closed the public hearing.

Motion Text:	Intent to deny the appeal, return with revised conditions and direct County Counsel to prepare the Findings of Fact to be presented before the Board on March 26, 2024.
Voting Yes:	Cottrell, Pedroza, Gregory, Ramos, and Gallagher
Recusals:	None
Result:	Passed

14. CLOSED SESSION

[24-194](#)

A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE (Government Code Section 54957)

Closed Session held. No reportable action. Direction was given to staff. Supervisor Anne Cottrell was excused.

15. ADJOURNMENT

ADJOURN TO THE BOARD OF SUPERVISORS REGULAR MEETING, TUESDAY, FEBRUARY 27, 2024 AT 9:00 A.M.

Neha Hoskins (By e-signature)

NEHA HOSKINS, Clerk of the Board