



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 Support 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.

www.countyofnapa.org

Tuesday, June 6, 2023

9:00 AM

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

**8:00 AM Special Meeting
*Consolidated**

1. CALL TO ORDER; ROLL CALL

Present: Chair Belia Ramos, Supervisors Anne Cottrell, Ryan Gregory, and Alfredo Pedroza. Vice-Chair Joelle Gallagher was en-route and arrived during the Closed Session. The meeting was called to order by Chair Belia Ramos.

2. PLEDGE OF ALLEGIANCE

Chair Belia Ramos led the assembly in the Pledge of Allegiance.

3. APPROVAL OF MINUTES

- A. Clerk of the Board requests approval of minutes from the May 15, 2023, May 16, 2023, and May 30, 2023, regular and special meetings.

[23-0974](#)

Motion Text: Approval of Minutes.

Voting Yes: Gregory, Gallagher, Cottrell, Pedroza, and Ramos

Recusals: None

Result: Passed

4. PRESENTATIONS AND COMMENDATIONS

- A. Director of Human Resources to introduce new County employees. [23-0920](#)

Director of Human Resources Christine Briceño introduced the new County of Napa employees.

- B. Presentation of a Proclamation to Kris Brown, Deputy Director of Health and Human Services Agency (HHS) Comprehensive Services for Older Adults (CSOA), declaring June 2023 “Elder & Dependent Adult Abuse Awareness Month” in Napa County. [23-0845](#)

Chair Belia Ramos presented the proclamation.

Deputy Director of Health and Human Services Agency Comprehensive Services for Older Adults Kris Brown made presentation.

- C. Presentation of a Proclamation recognizing Garrett Buckland as the 2023 Napa Valley Grapegrowers “Grower of the Year”. [23-0870](#)

Chair Belia Ramos presented the proclamation.

2023 Napa Valley Grapegrowers "Grower of the Year" Garrett Buckland made presentation.

5. DEPARTMENT HEAD REPORTS AND ANNOUNCEMENTS

None

6. CONSENT ITEMS - SPECIAL DISTRICTS

Motion Text: Approve the Special Districts Consent Calendar.

Voting Yes: Gregory, Gallagher, Cottrell, Pedroza, and Ramos

Recusals: None

Result: Passed

Napa Berryessa Resort Improvement District

- A. District Engineer requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 190142B (NBRID) with Specialized Utility Services Program (SUSP) extending the term of the contract by one year, and increasing the amount by \$135,000 for a new maximum of \$447,553 for Fiscal Year 2022-2023 to provide continued operations, management, and maintenance services for the District's water and wastewater facilities through June 30, 2023. [23-0587](#)

Enactment No: A-190142B (NBRID) Amend. 3

- B. District Engineer requests the approval of Plans and Specifications for the Woodhaven Court - Sewer Lift Station Replacement Project, NB 22-03 and authorization to advertise for sealed bids and opening of the bids at a time, date, and location to be published by the District Engineer pursuant to Section 20150.8 of the Public Contract Code.

[23-0828](#)

7. CONSENT ITEMS

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

Corrections

- A. Director of Corrections requests 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 Sonoma County Junior College District (Santa Rosa Junior College).

[23-0940](#)

County Counsel

- B. County Counsel requests adoption of an Ordinance amending the Napa County Code as follows:
1. Repeal Section 5.36.090 (Appeal Procedure for a License Issued or Denied by the Zoning Administrator After a Public Hearing) of Chapter 5.36 (Temporary Events) of Title 5 (Business Taxes, Licenses and Regulations);
 2. Amend Section 18.10.020 (Duties-Specific Subjects) of Chapter 18.10 (Zoning Administrator) of Title 18 (Zoning); and
 3. Amend Section 17.24.020 (Transmittal of Map to Recorder) of Chapter 17.24 (Filing Maps with Recorder) of Title 17 (Divisions).

[23-0938](#)

Enactment No: O-1482

County Executive Office

- C. Interim County Executive Officer requests approval of the following actions regarding the 2022-23 Grand Jury Final Reports: [23-0876](#)
1. Accept and file the 2022-2023 Grand Jury Final Reports: “Napa County Jail: Out with the Old, In with the New Serving Time in the Meantime” and “Napa County Volunteer Firefighters: Lack of Volunteers and Their Utilization Are Burning Issues”; and
 2. Direct the County Executive Officer to prepare responses to the Grand Jury Report as prescribed by Section 933 of the Penal Code.
- D. Interim County Executive Officer requests the appointment of three new applicants to serve on the Napa County Library Commission. Aisha Nasir to represent American Canyon with a term ending on February 1, 2026, Molly Adams to represent City of Napa with a term ending on January 31, 2026, and Caroline Haythornwaite with a term ending on January 31, 2026, to represent Napa County. [23-0887](#)
- E. Interim County Executive Officer requests authorization for out of state travel for Supervisor Ryan Gregory and Supervisor Anne Cottrell to attend the National Association of Counties (NACo) 2023 Annual Conference in Austin, Texas from July 20, 2023 through July 24, 2023 at an estimated cost not to exceed \$3,500 each, to meet with federal officials regarding legislative matters related to Napa County. [23-0908](#)
- F. Interim County Executive Officer requests authorization to sign Amendment No. 2 to Agreement No. 180072B with George Hills Co., Inc., for two years commencing July 1, 2023, with the option of three one-year extensions general liability claims administration for approximately \$50,000 annually. [23-0973](#)
- Enactment No: A-180072B Amend. 2**
- G. Interim County Executive Officer requests the approval of a Budget Transfer increasing appropriations by \$200,000 in Central Services (1052000-52490), offset by a commensurate reduction the Appropriations for Contingency to process reimbursements according to the MOU with the Board of Law Library Trustees and the Superior Courts of California. (4/5 vote required) [23-0980](#)
- H. Interim County Executive Officer requests authorization to sign Agreement No. 240008B with KNN Public Finance for one year commencing July 1, 2023, with four automatic one-year extensions to provide financial advisory services for approximately \$25,000 annually plus expenses. [23-0995](#)
- Enactment No: A-240008B**
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- I. Interim County Executive Officer requests the following actions regarding a loan to the Napa Berryessa Resort Improvement District (District) (4/5 vote required): [23-1003](#)

1. Adoption of a Resolution granting a loan in the amount of \$1,000,000 to the District and approving issuance of a note to borrow funds from the County of Napa for the purpose of providing supplemental funding of ongoing operations of the District's facilities and authorizing the Chair and Clerk of the Board to sign the note; and
2. Approval of a Budget Amendment increasing appropriations in Accumulated Capital Outlay from available fund balance to fund a loan to the District's Administration budget.

Enactment No: R-2023-71

County Fire Department

- J. Deputy County Fire Chief requests approval of a Budget Transfer increasing appropriations in the Fire Administration (2100000-52520) Maintenance-Vehicles by \$354,027 with offsetting revenues coming from the General Fund non-departmental (1050000-56100) from a PG&E settlement from the 2017 wildfires. (4/5 vote required) [23-1039](#)

District Attorney

- K. District Attorney requests approval of and authorization for the Chair to sign a Certification of Assurance of Compliance document that authorizes the District Attorney to apply for and sign grant Subaward documents in the anticipated amount of \$202,545, with the California Office of Emergency Services for the term of January 1, 2024 through December 31, 2024 for the Violence Against Women Vertical Prosecution Program. [23-0960](#)

Enactment No: A-8662

Health and Human Services Agency

- L. Director of Health and Human Services Agency (HHSA) requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 220354B with Napa County Office of Education (NCOE), for a new contract maximum of \$2,954,476 for the term July 1, 2022 through December 31, 2026, to expand mental health services for children and youth in Napa County schools. [23-0599](#)

Enactment No: A-220354B Amend. 1

- M. Director of Health and Human Services Agency (HHSA) requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 180221B with Jump Technology Services, LLC, to increase the annual contract maximum to \$20,735.36 for Fiscal Year 2023-2024, and each subsequent renewal, to provide case management software for HHSA's Comprehensive Services for Older Adults (CSOA) Adult Protective Services Program (APS). [23-0606](#)
- Enactment No: A-180221B Amend. 2**
- N. Director of Health and Human Services Agency (HHSA) requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 200382B with Share the Care for a maximum amount of \$52,500 to extend the agreement through June 30, 2024 to provide tangible support services for HHSA's Comprehensive Services for Older Adults (CSOA) Adult Protective Services (APS) clients. [23-0784](#)
- Enactment No: A-200382B Amend. 2**
- O. Director of Health and Human Services Agency (HHSA) requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 200270B with Davis Guest Home, Inc., for a new contract maximum of \$2,500,000 for Fiscal Year 2022-2023, and each subsequent renewal, for board and care services. [23-0879](#)
- Enactment No: A-200270B Amend. 3**
- P. Director of Health and Human Services Agency (HHSA) requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 170263B with SmithWaters Group for a new contract maximum of \$120,000 for Fiscal Year 2023-2024, and each subsequent renewal, as well as updates to Exhibit A (Scope of Work) and Exhibit B (Compensation), for the provision of mandated mental health Patients' Rights advocacy services. [23-0880](#)
- Enactment No: A-170263B Amend. 3**
- Q. Director of Health and Human Services Agency (HHSA) requests approval of and authorization for the Chair to sign Amendment No. 4 to Agreement No. 190278B with Cope Family Center, Inc., for a new annual maximum of \$230,901 for Fiscal Year 2022-2023, and each subsequent renewal, and to amend both Exhibit A (Scope of Work) and Exhibit B (Compensation) to reflect the increased caseload and revised budget, in order to provide services to carry out California Work Opportunity and Responsibility to Kids (CalWORKs) Home Visiting Program (HVP). [23-0912](#)
- Enactment No: A-190278B Amend. 4**

Human Resources – Division of CEO’s Office

- R. Director of Human Resources requests adoption of a Resolution implementing a 3.25% cost of living adjustment for members of the Law Enforcement, Law Enforcement Supervisory, Public Service Employee, Public Service Employee Supervisory, Probation and Probation Supervisory bargaining units and Management and confidential employees, effective June 24, 2023, per the terms of the applicable Memorandums of Understanding. [23-0955](#)

Enactment No: R-2023-72

Planning, Building and Environmental Services (PBES)

- S. Interim Director of Planning, Building and Environmental Services (PBES) requests adoption and approval for a temporary office closure Thursday, June 8, 2023, from 11:00 a.m. to 2:00 p.m. for a department-wide team building, professional development luncheon. [23-0937](#)

Probation

- T. Chief Probation Officer requests approval of and authorization for the Chair to sign Agreement No. 230379B with Veritas Assurance Group, Inc (Veritas) for the term June 1, 2023 through June 30, 2024, for a contract maximum of \$210,000 to provide review and analysis of the Probation Department’s areas of risk exposure, equipment, training, tactics, and overall operation of the law enforcement functions. [23-0652](#)

Enactment No: A-230379B

- U. Chief Probation Officer requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 180047B with Davin's Interpreting Services, Inc. for a maximum of \$10,000 for the term July 1, 2023 through June 30, 2024 with a provision for two (2) automatic fiscal year renewals at the County's option, for American Sign Language interpretation and translation services for hearing impaired clients of the Probation Department. [23-0737](#)

Enactment No: A-180047B Amend. 2

Public Works

- V. Director of Public Works requests approval of and authorization for the Chair to sign Agreement No. 230394B with KONE Inc., to provide professional elevator testing, maintenance, and repair services for an annual maximum of \$59,508 for routine services and \$25,000 for non-routine services for the term of July 1, 2023 through June 30, 2026, with two additional one-year renewal options, with an annual maximum of \$63,024 for routine services and \$25,000 for non-routine services. [23-0730](#)

Enactment No: A-230394B

- W. Director of Public Works requests adoption of a Resolution approving the Fiscal Year 2023-2024 list of streets and roads projects and authorization to submit the list of projects to the California Transportation Commission (CTC), which will qualify Napa County to receive local streets and roads funding in accordance with the Road Repair and Accountability Act of 2017 (SB 1). [23-0786](#)

Enactment No: R-2023-73

- X. Director of Public Works requests approval for the following amendments to purchase and sale agreements, necessary for the “Chiles Pope Bridge Replacement Project”, RDS 15-23: [23-0810](#)
1. Approval and authorization for the Chair to sign Amendment 1 to Purchase and Sale Agreement No. 230291B with Carter Randall Callahan and Lisa Michelle Cannon, as co-trustees of the Carter Callahan Living Trust, for the benefit of Carter R. Callahan, and others, (Assessor’s Parcel Number 025-440-002);
 2. Approval and authorization for the Chair to sign Amendment 1 to Purchase and Sale Agreement No. 230292B with Raja Financial Corp., (Assessor’s Parcel Number 025-440-047); and
 3. Approval and authorization for the Chair to sign Amendment 1 to Purchase and Sale Agreement No. 230293B with Julia Williams Hinshaw, (Assessor’s Parcel Number 025-440-003).

Enactment No: A-230291B Amend. 1; A-230292B Amend. 1; A-230293B Amend. 1

- Y. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 5 to Space License Agreement No. 200398B with Calistoga Art Center to extend the term of the Agreement through June 30, 2024, with a monthly license fee of \$350 for use of the Cropp Building at the Napa County Fairgrounds as an Art Center. [23-0843](#)

Enactment No: A-200398B Amend. 5

- Z. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 4 to Space License Agreement No. 210198B with Calistoga Vines Lessee, Inc., dba Four Seasons Resort and Residences Napa Valley (Four Seasons), to amend the agreement to extend the term at the same monthly rental rate for employee parking. [23-0856](#)

Item pulled for discussion. See Item 8.

Enactment No: A-210198B Amend. 4

- AA. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 230037B with HCI Services, Inc. to increase compensation for non-routine services by \$25,000 for a new maximum amount of \$120,000 in fiscal year 2022-23 and increase compensation for non-routine services by \$25,000 for a new maximum amount of \$50,000 in fiscal year 2023-24 to address critical maintenance and repairs of fire alarm systems at various County locations. [23-0898](#)

Enactment No: A-230037B Amend. 3

- AB. Director of Public Works requests the approval of plans and specifications for the “Napa County Airport Terminal Area Redevelopment Phase One Project,” PW 23-29, 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. [23-0902](#)

- AC. Director of Public Works requests adoption of a Resolution amending the County's Policy Manual Part III, Fees, Part 30 Airport, effective July 1, 2023, increasing hangar and storage room fees by 7.6% and amending hangar descriptions. [23-0906](#)

Enactment No: R-2023-74

- AD. Director of Public Works requests the approval of the following actions regarding the Dry Creek Phase II Reconstruction RDS 23-17: [23-0929](#)
1. Award of Contract to O.C. Jones & Sons, Inc. of Berkeley, California for their low base bid of \$813,970 for the Dry Creek Phase II Reconstruction RDS 23-17 and authorize the Chair to sign the construction contract; and
 2. Approval of a Budget Transfer for the following (4/5 vote required):
 - a. Creation of new Roads Capital Improvement Project 23030 (Fund 2040, Org 2040500) for Dry Creek Reconstruction Phase II Project;
 - b. Increase appropriations by \$1,207,764 in Accumulated Capital Outlay Fund (ACO) (Fund 3000, Org 3000000, Object 56100) offset by use of its available fund balance to fund Project 23030 (Fund 2040, Org 2040500, Project 23030, Object 48200); and
 - c. Increase appropriations by \$1,207,764 in Project 23030 (Fund 2040, Org 2040500, Project 23030, Object 52360) offset by a transfer-in revenue from ACO.

- AE. Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 1 to Space License Agreement No. 230301B with Napa Jet Center, Inc., doing business as Atlantic Aviation (“Atlantic Aviation”), to add approximately 4,000 square feet of hangar space located in the 1950 Building at the Napa County Airport to be used for flight training purposes for \$1,540 per month effective July 1, 2023 through June 30, 2025, with rent deferred for two months to facilitate relocation, and terminating the existing license for Hangar 55.

[23-0965](#)

Enactment No: A-230301B Amend. 1

- AF. Director of Public Works requests approval of the following Budget Transfer for the purchase of 15 portable air conditioning units for 1127 First Street related to implementing contingency plans in preparation for summer (4/5 vote required):

[23-0978](#)

1. Increase appropriation by \$75,000 in Accumulated Capital Outlay Fund (Fund 3000, Org 3000000, Object 56100) offset by the use of its available fund balance to fund the purchase of 15 portable AC units by Property Management Maintenance (Fund 4300, Org 4300000, Object 48200); and

2. Increase appropriation by \$75,000 in Property Management Minor Equipment account (Fund 4300, Org 4300000, Object 53400) offset by transfer-in revenue from Accumulated Capital Outlay.

- AG. Director of Public Works requests the following actions regarding the 2023 Berryessa Improvements Project, specifically for RDS 23-05 Spanish Flat Loop Road Resurfacing (4/5 vote required):

[23-0986](#)

1. Approval of and authorization for the Director of Public Works to sign contract change orders to the contract with Goodfellow Bros. for a maximum not to exceed amount of \$254,857 to respond to unexpected circumstances during construction at the Project;

2. Board adoption of the findings expanded upon in this Board item; namely that changed conditions exist and public bidding would not produce an advantage and would be inappropriate, impractical, and not in the County's best interest due to the circumstances discussed in this Board item;

3. Increase appropriations by \$254,856 in Accumulated Capital Outlay Fund (ACO) (Fund 3000, Org 3000000, Object 56100) offset using available fund balance to fund the Spanish Flat Loop Road Project (Fund 2040, Org 2040500, Project 23040, Object 48200); and

4. Increase appropriations by \$254,856 in Project 23040 (Fund 2040, Org 2040500, Project 23040, Object 52360) offset by a transfer-in revenue from ACO.

8. DISCUSSION OF ITEMS PULLED FROM CONSENT CALENDARS

- 7Z

Director of Public Works Steven Lederer made presentation.

Discussion held.

Direction provided to staff.

Motion Text: Approve requested actions.

Voting Yes: Pedroza, Gregory, Cottrell, Gallagher, and Ramos

Recusals: None

Result: Passed

9. PUBLIC COMMENT

None

10. ADMINISTRATIVE ITEMS - SPECIAL DISTRICTS

Napa Berryessa Resort Improvement District

- A. District Engineer requests the following actions as it relates to temporary loan of General Fund moneys to the Napa Berryessa Resort Improvement District (District) (4/5 vote required): [23-0932](#)
1. Approval of and authorization for the Chair to sign a letter requesting a temporary loan from Napa County pursuant to Government Code Section 25214.4 to provide funding for the operation of the water and wastewater facilities;
 2. Adoption of a Resolution approving the loan to provide funding for the operation of the water and wastewater facilities and authorizing the Chair to sign the Promissory Note - contingent upon approval of the loan from the Napa County Board of Supervisors; and
 3. Approval of a Budget Amendment appropriating \$400,000 in the Napa Berryessa Resort Improvement District Administration Budget for Fiscal Year (FY) 2022-23, by transferring a loan from the Accumulated Capital Outlay in the amount of \$1,000,000 - contingent upon approval of the loan by the Napa County Board of Supervisors.

District Engineer Chris Silke made presentation.

Discussion held.

| | |
|----------------------|---|
| Motion Text: | Approve the requested actions. |
| Voting Yes: | Gregory, Gallagher, Cottrell, Pedroza, and Ramos |
| Recusals: | None |
| Result: | Passed |
| Enactment No: | R-2023-02 (NBRID) |

11. ADMINISTRATIVE ITEMS

County Executive Office

- A. Interim County Executive Officer will provide a report on pending future agenda items requested at the Board meeting of May 16, 2023 and will request discussion and direction regarding language access reports prepared by COAD and Live Healthy Napa County. [23-0935](#)

Assistant County Executive Officer Rebecca Craig made presentation.

Discussion held.

Direction provided to staff.

Motion Text: To appoint Vice Chair Joelle Gallagher and Supervisor Alfredo Pedroza to an ad hoc committee.

Voting Yes: Cottrell, Gregory, Gallagher, Pedroza, and Ramos

Recusals: None

Result: Passed

- B. Interim County Executive Officer requests the Board appoint two Supervisors to meet with two City of Calistoga Councilmembers to discuss disposition of the Calistoga Fairgrounds and appoint two Supervisors to meet with two City of Napa Councilmembers to discuss joint facility planning. [23-0949](#)

Interim County Executive Officer David Morrison made a presentation.

Discussion held.

Motion Text: Appoint Supervisors Anne Cottrell and Ryan Gregory to the City of Calistoga 2x2 Committee and Vice Chair Joelle Gallagher and Supervisor Ryan Gregory to the City of Napa 2x2 Committee.

Voting Yes: Pedroza, Ramos, Cottrell, Gallagher, and Gregory

Recusals: None

Result: Passed

- C. Interim County Executive Officer requests discussion and direction regarding preparation of a Regional Climate Action Plan. [23-1014](#)

Interim County Executive Officer David Morrison made presentation.

Two (2) people spoke during public comment.

Discussion held.

Direction provided to staff.

Treasurer-Tax Collector

- D. Treasurer-Tax Collector requests the following regarding tax-defaulted properties: [23-0830](#)
1. Consideration of Resolution “A” approving the sale of sixty-five (65) tax-defaulted properties at public auction via the Internet, including authorization to re-offer any unsold parcels approved for public auction at a reduced minimum bid; and
 2. Consideration of Resolution “B” approving the sale of forty-one (41) other tax-defaulted properties at public auction via the Internet, including authorization to re-offer any unsold parcels approved for public auction at a reduced minimum bid.

Correction Memorandum provided.

Treasurer-Tax Collector Robert G. Minahen made presentation.

Discussion held.

Motion Text: Approve requested actions as amended.

**Voting Yes: Gregory, Pedroza, Cottrell, Gallagher,
and Ramos**

Recusals: None

Result: Passed

Enactment No: R-2023-75

12. SET MATTERS OR PUBLIC HEARING - SPECIAL DISTRICTS

Napa County Housing Authority

A. PUBLIC HEARING 9:30 AM - CSA 4 Assessment

Director of Housing and Homeless Services requests the following relating to County Service Area No. 4 (CSA 4) - Farmworker Housing: [23-0768](#)

1. Open Public Hearing to consider any objections or protests with respect to the proposed assessment for Fiscal Year 2023-2024; and
2. Close Public Hearing and adopt the Resolution authorizing and levying assessments for Fiscal Year 2023-2024 on qualifying property owners in the amount of \$13.00 per planted acre.

Chair Belia Ramos opened the public hearing.

Director of Housing and Homeless Services made presentation.

Discussion held.

Chair Belia Ramos closed the public hearing.

Motion Text: Adopt the Resolution.

Voting Yes: Gregory, Pedroza, Cottrell, Gallagher, and Ramos

Recusals: None

Result: Passed

Enactment No: R-2023-01 (NCHA)

13. SET MATTERS OR PUBLIC HEARINGS

Agricultural Commissioner

A. PUBLIC HEARING 9:00 AM - Winegrape Pest and Disease Control District [23-0702](#)

Agricultural Commissioner/Sealer of Weights and Measures requests the following actions to the Napa County Winegrape Pest and Disease Control District (District):

1. Open Public Hearing to consider any objections or protests with respect to the assessments proposed for the District for Fiscal Year 2023-24; and
2. Close Public Hearing and adopt a Resolution authorizing and levying assessments for Fiscal Year 2023-24 on qualifying properties in the District.

Chair Belia Ramos opened the Public Hearing.

Agricultural Commissioner/Sealer of Weights and Measures Tracy Cleveland made presentation.

Discussion held.

Direction provided to staff.

Chair Belia Ramos closed the Public Hearing.

Motion Text: Adopt the Resolution.

Voting Yes: Gregory, Cottrell, Gallagher, Pedroza, and Ramos

Recusals: None

Result: Passed

Enactment No: R-2023-76

Planning, Building and Environmental Services (PBES)

B. PUBLIC HEARING 9:00 AM - Le Colline Appeal

[23-0788](#)

Consideration and possible direction regarding an appeal filed by Center for Biological Diversity (Appellant) concerning the Le Colline Vineyard agricultural erosion control application (P14-00410-ECPA) submitted by Le Colline, LLC and Cold Springs, LLC (Applicant) to a decision made by the Designee of the Interim Director of the Planning, Building and Environmental Services (PBES) Department on March 24, 2023, to: (1) certify the Final EIR prepared for the Le Colline ECPA (P14-00410-ECPA); (2) adopt the findings required pursuant to the California Environmental Quality Act (CEQA) including, but not limited to, rejecting the Proposed Project, the No Project Alternative and the Reduced Intensity Alternative, finding the Increased Water Quality and Sensitive Habitat Protection Alternative as revised and as set forth in the FEIR (the Modified Project or the Water and Habitat Alternative) consistent with the Napa County General Plan; (3) adopt the Mitigation Monitoring and Reporting Program; (4) adopt the Modified Project Alternative and (5) approve ECPA No. P14-00410-ECPA as revised to reflect the Modified Project, which generally consists of increased stream setbacks to avoid areas with relative higher biological value, and provide for greater wildlife movement. The project site is located on 88.3-acres south of the community of Angwin, on the east side of Howell Mountain Road and west of Cold Springs Road, within the unincorporated portion of Napa County (County) and zoned Agricultural Watershed (AW) and general plan designated Agricultural, Watershed and Open Space (AWOS) on Assessor's Parcel Numbers (APNs) 024-300-070, 024-300-071, 024-300-072, and 024-340-001.

(APPELLANT, APPLICANT AND STAFF REQUEST A CONTINUANCE TO AUGUST 15, 2023, AT 9:00 A.M.)

Chair Belia Ramos opened the public hearing.

Interim Director of Planning, Building, and Environmental Services Brian Bordona made presentation.

Chair Belia Ramos closed the public hearing.

Motion Text: Approve the request for continuance to August 15, 2023, at 9:00 A.M.

Voting Yes: Gregory, Gallagher, Cottrell, Pedroza, and Ramos

Recusals: None

Result: Passed

Health and Human Services Agency

- C. SET MATTER 9:35 AM - Emergency Medical Services (EMS) Annual Presentations

[23-0669](#)

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

1. Presentation by Lois Husted, Chair of the Emergency Medical Care Committee ("EMCC"), to provide the EMCC Annual Report; and
2. Presentation by Shaun Vincent, EMS Administrator, to provide the local Emergency Medical Services 2022 calendar year annual update.

Emergency Medical Care Committee (EMCC) Chair Lois Husted made presentation.

Emergency Medical Services (EMS) Administrator Shaun Vincent made presentation.

Discussion held.

Direction provided to staff.

14. LEGISLATIVE ITEMS

Supervisor Ryan Gregory reported on AB 998 and the Legislative Subcommittee's vote to support the bill.

Supervisor Anne Cottrell reported on her support for AB 998 and the details that will be built into the outgoing letter in support of AB 998.

15. BOARD OF SUPERVISORS COMMITTEE REPORTS AND ANNOUNCEMENTS

None

16. BOARD OF SUPERVISORS FUTURE AGENDA ITEMS

Supervisor Anne Cottrell requested the Napa County Board of Supervisors learn more about what other county jurisdictions are doing in relation to the Reusable FoodWare Ordinance.

17. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS

None

18. CLOSED SESSION

A. SET MATTER 8:00 AM

[23-0811](#)CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED
LITIGATION

Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2): Claims of Minh C. Tran, Claim Nos. 21-241, 23-306 (2 claims).

Closed Session held. No reportable action.

[23-1006](#)

B. SET MATTER 8:00 AM

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

Closed Session held. The reportable action is as follows: On July 28, 2022, the Board unanimously voted to separate the former CEO - Minh Tran - from employment on a “no cause” basis. The Board believed at the time that Mr. Tran would be entitled to a severance payment pursuant to his employment contract and the Napa County Code.

A condition for severance specified in Mr. Tran’s employment contract is that Mr. Tran must have been “willing and able to perform the duties of the Napa County Executive Officer.”

Subsequent to the Board’s action on July 28, 2022, the Board confirmed that Mr. Tran was not willing and able to perform the duties of the Napa CEO because he had been offered a job as Riverside County Counsel on or around June 10, 2022, and he accepted the job offer on June 14, 2022. He started his new job with Riverside County on August 30, 2022.

Accordingly, the Board determined that Mr. Tran is not eligible for a severance payment in connection with his release from employment. The Board directed its outside counsel to notify Mr. Tran of this fact.

C. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED
LITIGATION[23-1007](#)

Potential initiation of litigation pursuant to Government Code Section 54956.9(d)(4): (1 matter)

Closed Session held. No reportable action.

D. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

[23-1008](#)

(Government Code Section 54956.8)

Property: 6235 Dry Creek Road, Napa, California (APN 027-330-015)

Agency Negotiator: Steven Lederer, Director of Public Works

Negotiating Parties: Napa County and Christopher and Michelle

Marusich (The Marusich Family

Revocable Trust)

Under Negotiation: ☒ Price ☒ Terms of Payment**Closed Session held. No reportable action.**

19. ADJOURNMENT

**ADJOURN TO THE BOARD OF SUPERVISORS REGULAR MEETING, MONDAY,
JUNE 12, 2023 AT 1:30 PM.**Neha Hoskins (By e-signature)

NEHA HOSKINS, Clerk of the Board