



Meeting Minutes

Napa County 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
Thomas C. Zeleny, Interim County Counsel
Neha Hoskins, Clerk of the Board

Tuesday, March 8, 2022

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 Ryan Gregory, Supervisors Diane Dillon, Alfredo Pedroza, Belia Ramos, and Vice Chair Brad Wagenknecht. The meeting was called to order by Chair Ryan Gregory.

2. PLEDGE OF ALLEGIANCE

Assessor-Recorder/Registrar of Voters John Tuteur led the assembly in the Pledge of Allegiance.

3. APPROVAL OF MINUTES

- A. Clerk of the Board requests approval of minutes from the following regular and special meetings:**

[22-444](#)

June 14, 2021, June 15, 2021, June 22, 2021, July 13, 2021, July 20, 2021
and March 1, 2022.

Correction Memorandum provided.

Motion Text: Approve minutes as amended.

Voting Yes: Wagenknecht, Pedroza, Dillon, Ramos, and Gregory

Recusals: None

Result: Passed

4. PRESENTATIONS AND COMMENDATIONS

- A. Director of Human Resources to introduce new County employees.**

[22-456](#)

Director of Human Resources Christine Briceño introduced the new County of Napa Employees

- B. County Executive Officer to present Napa County's 2021 Annual Report. [22-501](#)

County Executive Officer Minh C. Tran made presentation.

Emergency Services Officer Leah Greenbaum made presentation.

Director of Library Services and Community Outreach Anthony Halstead made presentation.

Discussion held.

5. DEPARTMENT HEAD REPORTS AND ANNOUNCEMENTS

Registrar of Voters John Tuteur provided an update on the June 6, 2022 primary election and the redistricting process.

6. CONSENT ITEMS - SPECIAL DISTRICTS

None

7. CONSENT ITEMS

Motion Text: Approve Consent Calendar.

Voting Yes: Wagenknecht, Pedroza, Dillon, Ramos, and Gregory

Recusals: None

Result: Passed

Agricultural Commissioner

- A. Agricultural Commissioner/Sealer of Weights and Measures requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 170682B with the California Department of Food and Agriculture (CDFA), increasing the contract maximum by \$80,871 for a new maximum of \$1,407,166 for reimbursement of expenditures associated with the exotic pest detection program. [22-355](#)

Enactment No: A-170682 Amend. 1

Assessor

- B. Assessor-Recorder-County Clerk ex officio Registrar of Voters requests adoption of a Resolution consolidating two City of St. Helena measure elections and one City of American Canyon measure election with the June 7, 2022 statewide election with full reimbursement for costs by the municipalities. [22-344](#)

Auditor-Controller

- C. Auditor-Controller requests the Board to accept, and instruct the Clerk of the Board to file, the report for the property tax administrative fee cost allocation to public entities in Napa County for Fiscal Year 2021-22 for services rendered in Fiscal Year 2020-21 as authorized by Chapter 3.44 of the Napa County Code and Section 95.3 of the Revenue and Taxation Code. [22-326](#)

County Executive Office

- D. County Executive Officer requests the Board: [22-276](#)
1. Authorize the Chair to sign a letter of designation to apply for the California Office of Small Business Advocate (CalOSBA) Microbusiness COVID-19 Relief Grant totaling \$173,400 to assist qualified microbusinesses that have been significantly impacted by the pandemic;
 2. Authorize the County Executive Officer to execute the grant agreement when received; and
 3. Authorize the Chair to sign an Agreement with Workforce Development Board of Solano County doing business as Solano-Napa Small Business Development Center to administer the grant program.

Enactment No: A-8643

- E. County Executive Officer requests adoption of a Resolution designating Arts Council Napa Valley (ACNV) as the County's local art agency partner and authorizing ACNV to prepare an application for grant funds for art-related programs from the California Arts Council's State-Local Partnership Program should funds become available in Fiscal Years 2022-2024. [22-395](#)
- F. County Executive Officer requests the reappointment of Debbie Peacock to the Napa County Dangerous Animal Hearing Panel representing Second Alternate with the term of office to commence immediately and expire January 31, 2025. [22-435](#)
- G. County Executive Officer requests the reappointment of Jonathan Karpuk, Bernardo Narvaez, and Thomas Sabo representing Veteran, and Frank Lucier and Rose Sheehan representing Community to the Napa County Veteran's Commission with the terms of office to commence immediately and expiring March 20, 2026. [22-449](#)
- H. County Executive Officer requests adoption of a Resolution making findings in accordance with Assembly Bill (AB) 361 and Government Code Section 54953, for Board of Supervisors and County boards and commissions (including committees) to hold remote teleconference meetings due to the threat of COVID-19. [22-489](#)

- I. County Executive Officer, acting as the Director of Emergency Services, requests adoption of a Resolution declaring a State of Local Emergency due to the 2021-2022 Drought. [22-491](#)

District Attorney

- J. District Attorney requests approval of and authorization for the Chair to sign a Certificate of Assurance for Compliance document that authorizes the District Attorney to apply for and sign grant Subaward documents with the California Office of Emergency Services for the electronic Suspected Child Abuse Report system (ES) program in the anticipated amount of \$200,000 for the one (1) year term of June 1, 2022 to May 31, 2023. [22-452](#)

Enactment No: A-8642

Health and Human Services Agency

- K. Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of Agreement No. 190235B with St. Joseph Health Northern California, LLC doing business as Queen of the Valley Medical Center for an annual maximum of \$30,000 for the term January 1, 2022 through December 31, 2022 and two additional one year terms for designation as a Stroke Receiving Center. [21-1213](#)

Enactment No: A-190235B

- L. Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Revenue Agreement No. 200303B with the California Department of Health Care Services for a new maximum of \$630,477 for the term January 1, 2020 through June 30, 2022 for the Medi-Cal Health Enrollment Navigators Project (Navigators Project). [22-385](#)

Enactment No: A-200303B Amend. 1

- M. Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of Revenue Agreement No. 200127B with the California Department of Public Health in the amount of \$150,000 for the term January 1, 2022 through June 30, 2022 for the Tobacco Control Program. [22-419](#)

Enactment No: A-220259B

- N. Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of Revenue Agreement No. 170806B with the Department of Health Care Services for a maximum of \$6,000,000 for the term July 1, 2022 through June 30, 2025 for Medi-Cal Administrative Activities for our community providers. [22-420](#)

Enactment No: A-170806B

- O. Director of Health and Human Services requests approval of and authorization for the Chair to sign the Acceptance of an Initial Real-time Allotment from the California Department of Public Health Tuberculosis Control Branch for a maximum of \$32,500 for the term July 1, 2021 through June 30, 2022 to fund tuberculosis prevention and control activities.

[22-427](#)

Enactment No: A-220258B

Public Works

- P. Director of Public Works requests the following actions related to the Health and Human Services Agency (HHSA) South Campus Child Welfare Services (CWS) Safety and Security Modifications Project which will appropriate \$250,000 in the project (4/5 vote required):

[22-05](#)

1. Approval to establish a new CIP Project for "South Campus HHSA CWS Safety"
(Fund 3000, Org 3000504, Project 22020);
2. Approval of the following Budget Transfer;
 - a. Increase appropriation by \$250,000 in the HHSA CWS Administration budget
(Fund 2000, Org 2000400) with the use of its available fund balance to transfer to Project 22020 to be utilized for design and construction;
 - b. Increase appropriations by \$250,000 in Project 22020 budget offset by a transfer from HHSA CWS Administration budget; and
3. Approval of and authorization for the Chair to sign an agreement with TLCD Architecture Inc. for a maximum of \$84,802 for the term March 8, 2022, through June 30, 2022, with an automatic extension provision not to exceed two years, for architectural/engineering and associated services to provide architectural/engineering services and construction support to develop plans and specifications relating to safety and security modifications to the lobby and child playground areas in Building A at South Campus.

Enactment No: A-220255B

- Q. Director of Public Works requests the following actions: [22-437](#)
1. Approval of the plans and specifications 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 for the following projects:
 - a. Dry Creek Road MPM 6.2, RDS 21-30
 - b. Dry Creek Road MPM 9.48, RDS 21-39
 - c. Dry Creek Road MPM 9.75, RDS 21-06
 - d. Diamond Mountain Road MPM 1.1, RDS 21-04
 2. Approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 210301B with ADKO Engineering (ADKO) increasing maximum compensation by \$23,609 for a new maximum of \$498,054 adding Dry Creek MPM 6.2 Storm Slide Repair to their scope.

8. DISCUSSION OF ITEMS PULLED FROM CONSENT CALENDARS

None

9. PUBLIC COMMENT

Interim County Counsel Thomas Zeleny made presentation.

Nine (9) people spoke during public comment.

10. ADMINISTRATIVE ITEMS - SPECIAL DISTRICTS

None

11. ADMINISTRATIVE ITEMS

Planning, Building and Environmental Services (PBES)

- A. Director of Planning, Building, and Environmental Services requests that the Board receive a report on the Countywide Climate Action Committee (CAC) and provide direction regarding possible future topics to be considered by the CAC. [22-479](#)

Director of Planning, Building, and Environmental Services David Morrison made presentation.

Environmental Resource Specialist for Planning, Building, and Environmental Services Deborah Elliot made presentation.

Discussion held.

Three (3) people spoke during public comment.

Direction provided to staff.

- B. Director of Planning, Building, and Environmental Services seeks direction on possible endorsement of the Bay Adapt Joint Platform. [22-494](#)

Director of Planning, Building, and Environmental services David Morrison made presentation.

Discussion held.

Motion Text: Endorse the Bay Area Adapt platform and direct staff to return with how it could benefit the community with proposed tasks.

Voting Yes: Pedroza, Wagenknecht, Dillon, Ramos, and Gregory

Recusals: None

Result: Passed

12. SET MATTERS OR PUBLIC HEARING - SPECIAL DISTRICTS

None

13. SET MATTERS OR PUBLIC HEARINGS

County Executive Office

[22-348](#)

A. SET MATTER 9:30 AM

County Executive Officer requests the Board receive a presentation from Napa Schools for Climate Action representatives regarding climate emergency awareness and a brief overview of their current initiative, "Fossil Free Future."

Napa Schools for Climate Action Representative Emily Bit made presentation.

Eight (8) people spoke during public comment.

Discussion held.

Health and Human Services Agency

B. SET MATTER 11:00 AM - MSA

[22-461](#)

County Executive Officer and Director of Health and Human Services request direction and possible action regarding the Tobacco Master Settlement Agreement (MSA) and General Fund (hereinafter, “Enhanced MSA”) grant award process for Fiscal Year 2022-2023, as follows:

1. Confirm that the total amount of funding available will be \$2.1M available for competitive awards for Fiscal Year 2022-2023, and for two subsequent fiscal years through Fiscal Year 2024-2025 for a total of \$6.3M available;
2. Adopt the Enhanced MSA grant application process; and
3. Initiate the grant application process.

Director of Health and Human Services Jennifer Yasumoto made presentation.

Discussion held.

Motion Text: Approve Supervisor Brad Wagenknecht and Supervisor Belia Ramos as Volunteers

Voting Yes: Pedroza, Dillon, Ramos, Wagenknecht, and Gregory

Recusals: None

Result: Passed

Motion Text: Approve requested actions.

Voting Yes: Pedroza, Dillon, Ramos, Wagenknecht, and Gregory

Recusals: None

Result: Passed

County Fire Department

C. SET MATTER 11:30 AM
(CONTINUED TO 1:30 PM)[22-475](#)

County Fire Chief requests the following actions regarding a ballot measure, which if successful will impose a Transaction and Use Tax of one-quarter of one percent (.25%) for ten years:

1. Adoption of an Ordinance establishing the Transaction and Use Tax;
2. Adoption of a Resolution ordering a Special Election and consolidating it with the June 7, 2022 Primary Election for the purpose of enabling the Voters of Napa County to approve or reject the aforementioned Ordinance known as the Napa County Wildfire Prevention and Suppression Measure (Measure L); and
3. Discussion and possible action regarding whether the Board wishes to submit, or have members of the Board submit, an Argument in favor of the proposed Measure.

Fire Chief Jason Martin made presentation.

President of Napa Communities Firewise Foundation Christopher Thompson made presentation.

Four (4) people spoke during public comment.

Discussion held.

Motion Text: Approve adoption of the Ordinance via roll call vote.

Voting Yes: Dillon, Pedroza, Ramos, Wagenknecht, and Gregory

Recusals: None

Result: Passed

Motion Text: Approve adoption of the resolution.

Voting Yes: Dillon, Pedroza, Ramos, Wagenknecht, and Gregory

Recusals: None

Result: Passed

Enactment No: O-2021-07

Planning, Building and Environmental Services (PBES)

D. PUBLIC HEARING 2:00 PM (Benjamin Ranch Winery Appeal)**[22-476](#)**

Consideration and possible action regarding an appeal filed by Michael Honig/Keep Rutherford Rural (Appellant) to a decision by the Napa County Planning Commission on May 19, 2021, to approve Use Permit Application No. P13-00371-UP submitted by Frank Family Vineyards, LLC (Applicant) to construct and operate a new 475,000-gallon per year winery known as Benjamin Ranch Winery (the Winery or the Project) as further described in the Board Agenda Letter for this matter. The Project would be located at 8895 Conn Creek Road, St. Helena and is assigned with Assessor's Parcel Numbers (APNs) 030-120-016 and 030-120-017 (the Property).

(APPELLANT, APPLICANT AND STAFF REQUEST
CONTINUATION TO TUESDAY, JUNE 7, 2022 AT 2:00 PM)

Director of Planning, Building, and Environmental Services David Morrison made presentation.

Motion Text:	Approve the continuance of this item to Tuesday, June 7, 2022 at 2:00 PM.
Voting Yes:	Dillon, Wagenknecht, Pedroza, Ramos, and Gregory
Recusals:	None
Result:	Passed

14. LEGISLATIVE ITEMS

Supervisor Diane Dillon reported on Monday's Legislative Subcommittee meeting wherein topics of discussion included the federal government not shutting down and an Education Revenue and Augmentation Fund (ERAF) trailer bill that is being proposed at the state level.

15. BOARD OF SUPERVISORS COMMITTEE REPORTS AND ANNOUNCEMENTS

Supervisor Diane Dillon reported the California State Association of Counties (CSAC) has great concern about the impacts of the Governor's Community Assistance, Recovery, and Empowerment (CARE) Court proposal.

Supervisor Belia Ramos reported she was recently appointed to the CSAC Health and Human Services Policy Committee and she and two other county supervisors across the state will be working closely on the details of the CARE Court. She also reported the Association of Bay Area Governments (ABAG) will return to having hybrid meetings (in person and Zoom) beginning this month. Their Executive Committee agenda will have the Regional Housing Needs Allocation (RHNA) transfer agreements as a consent item, which staff has worked on diligently to move forward.

16. BOARD OF SUPERVISORS FUTURE AGENDA ITEMS

Supervisor Diane Dillon requested while waiting for a response from the Fair Political Practices Commission (FPPC) that County Counsel provide a report on what the Board of Supervisors can investigate and the subpoena power that can legally be used.

17. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS

None

18. CLOSED SESSION

A. 8:00 AM CLOSED SESSION

[22-477](#)

PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957)

Title: County Executive Officer

No reportable action.

B. SET TIME 10:30 AM - CONFERENCE WITH LABOR NEGOTIATORS
(Government Code Section 54957.6)[22-357](#)

Agency Designated Representatives:

Christine Briceño, Director of Human Resources

Employee Organization: SEIU Local 1021 - NAPE

(Public Services Employee Unit and Supervisory Unit of the County of Napa)

No reportable action.

C. CONFERENCE WITH REALPROPERTY NEGOTIATOR (Government Code Section 54956.8)

[22-478](#)

Property: Napa County Fairgrounds, Calistoga, California (APNs

011-140-006, 011-140-007, 011-140-056, 011-140-009, and 011-140-055)

Agency Negotiator: Minh C. Tran, County Executive Officer

Negotiating Parties: Napa County and City of Calistoga

Under Negotiation: [X] Price [X] Terms of Payment

No reportable action.

19. ADJOURNMENT

**ADJOURN TO THE BOARD OF SUPERVISORS REGULAR MEETING,
TUESDAY, MARCH 22, 2022 AT 9:00 A.M.**

Neha Hoskins (By e-signature)

NEHA HOSKINS, Clerk of the Board