



Napa County

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Legislation Details (With Text)

File #: 23-0729 **Version:** 1
Type: Ordinance **Status:** Agenda Ready
File created: 4/21/2023 **In control:** Board of Supervisors
On agenda: 5/2/2023 **Final action:** 12/31/2023
Title: PUBLIC HEARING 9:00 AM - Introduction of Ordinance

Interim County Executive Officer requests introduction and intention to adopt an Ordinance amending Section 2.80.040 (Duties and Responsibilities), Section 2.80.050 (Director and Assistant Director-Offices Created) and Section 2.80.060 (Director and Assistant Director-Powers and Duties) of Chapter 2.80 (Emergency Services) of the Napa County Code, relating to the designation of the Napa County Sheriff as the Director of Emergency Services. (UNANIMOUS VOTE REQUIRED)

STAFF REQUESTS CONTINUATION TO JUNE 6, 2023, AT 9:00 AM

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ordinance (Redline), 2. Ordinance (Clean)

Date	Ver.	Action By	Action	Result
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TO: Board of Supervisors

FROM: David Morrison - Interim County Executive Officer

REPORT BY: Daniel Sanchez - Senior Management Analyst

SUBJECT: Introduction of Ordinance Designating the Napa County Sheriff as Director of Emergency Services

RECOMMENDATION

PUBLIC HEARING 9:00 AM - Introduction of Ordinance

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EXECUTIVE SUMMARY

This is an introduction and intention to adopt an Ordinance amending portions of Chapter 2.80 (Emergency Services) of Title 2 of the Napa County Code (Personnel and Administration) to designate the Napa County Sheriff as the Director of Emergency Services in place of the Napa County Executive Officer given the expected retirement of the current Risk and Emergency Services Manager.

PROCEDURAL REQUIREMENTS

1. Staff report.
2. Public comment.
3. Motion, second, discussion, and vote on intention to adopt the ordinance.

FISCAL & STRATEGIC PLAN IMPACT

Is there a Fiscal Impact? No
County Strategic Plan pillar addressed: Effective and Open Government

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: Adoption of the Ordinance is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), as an organizational or administrative activity that will not result in direct or indirect physical changes in the environment, and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

Chapter 2.80 of Title 2 of the Napa County Code regarding the County's emergency organization and functions is intended to ensure the County can prepare for, respond to, and recover from emergencies and disasters within the Napa operational area. County Code currently designates the County Executive Officer as the Director of Emergency Services. The County's current Risk and Emergency Services Manager is part of the County Executive Office and reports to the Director of Emergency Services. With the forthcoming retirement of the Risk and Emergency Services Manager, staff recommends transfer of emergency operations to the Sheriff's Office and requests the Board designate the Sheriff as the Director of Emergency Services. Several counties within the State follow this model.

Government Code Section 26622 provides that the sheriff is ex officio director of emergency services and may carry out the duties of director. The Board may designate the Sheriff as Director of Emergency Services upon unanimous vote as passed by resolution and may repeal such action at any time by a three-fifths vote. The suggested revisions to the County Code may only be implemented through passage of an ordinance and satisfy the requirements of Section 26622 because ordinances are laws of the State and are of higher authority than local resolutions.