



# Napa County

1195 THIRD STREET  
SUITE 310  
NAPA, CA 94559  
www.napacounty.gov

Main: (707) 253-4580

## Legislation Text

---

**File #:** 23-0729, **Version:** 1

---

**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

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

### **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.