

RESOLUTION NO.

RESOLUTION OF THE NAPA COUNTY BOARD OF SUPERVISORS, STATE OF CALIFORNIA, APPROVING A PARTIAL LOAN FORGIVENESS FOR THE RELOCATION INCENTIVE LOAN PROVIDED TO THE COUNTY EXECUTIVE OFFICER AND APPROVING A MODIFICATION TO THE LOAN TERMS

WHEREAS, Napa County extended an employment agreement, dated June 13, 2023, to Ryan John Alsop (“Employee”) to serve as the Napa County Executive Officer; and

WHEREAS, the Employment Agreement included a relocation incentive loan; and

WHEREAS, Section 4.4.6 of the Employment Agreement provides that said loan shall be in the amount of Seventy-Five Thousand Dollars (\$75,000), and shall not bear any interest, and shall be forgivable each year in the amount of Fifteen Thousand Dollars (\$15,000) per year for each year that Employee is employed by the County commencing from the anniversary of the loan closing date; and

WHEREAS, after the execution of the Agreement, Employee requested, and staff recommended, that the loan should accrue interest at the applicable federal rate; and

WHEREAS, on July 25, 2023, the Board adopted Resolution No.2023-97, approving the relocation loan, plus interest at the applicable federal rate, to assist Employee with the acquisition of a personal residence in Napa County; and

WHEREAS, to implement the terms of the Employment Agreement, Employee executed a Promissory Note dated August 28, 2023, memorializing the terms of the loan and accrual of interest and also setting forth forgiveness of \$15,000 of the loan per year; and

WHEREAS, Employee has served as the Napa County Executive Officer continuously since August 7, 2023; and

WHEREAS, the County Auditor-Controller recommends, and the Employee agrees, that the loan terms should be amended to clarify the interest accrual only occurs if the employee separates prior to the final loan forgiveness (fulfillment of employment over a five-year term), removing the implied compensation of interest forgiveness being earned during the term of the loan; and

WHEREAS, Section 4.4.6 of the Employment Agreement provides that in the event Employee separates for any reason from the County prior to the loan being forgiven, the balance of the loan shall be due and payable within 30 days, and if not paid within 30 days, the balance owing shall accrue interest penalty of 5% for each month thereafter on the outstanding balance owed the County until such time as the loan balance is repaid; and

WHEREAS, Employee requests that the 30-day provision referenced in Section 4.4.6 of the Employment Agreement be changed to 90 days.

NOW, THEREFORE, BE IT RESOLVED that the Napa County Board of Supervisors hereby approves a modification to the loan terms that were established under Resolution No. 2023-97 to remove accrual of interest at the applicable federal rate, which modification shall be evidenced by an Amended and Restated Promissory Note and secured by the Deed of Trust, in a form acceptable to the County Counsel.

BE IT FURTHER RESOLVED that Section 4.4.6 of the Employment Agreement shall be modified to extend the 30-day repayment provision to 90 days; and

BE IT FURTHER RESOLVED that the Board of Supervisors hereby forgives Fifteen Thousand Dollars (\$15,000) of the relocation loan, as set forth and required by the Employment Agreement.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Napa County Board of Supervisors, State of California, at a regular meeting of the Board held on the 12th day of November, 2024, by the following vote:

AYES:	SUPERVISORS	_____
NOES:	SUPERVISORS	_____
ABSTAIN:	SUPERVISORS	_____
ABSENT:	SUPERVISORS	_____

NAPA COUNTY, a political subdivision of the State of California

By: _____,
 JOELLE GALLAGHER, Chair of the Board of Supervisors

<p>APPROVED AS TO FORM Office of County Counsel</p> <p>By: S. Darbinian Deputy County Counsel</p> <p>Date: 10/30/24</p>	<p>APPROVED BY THE NAPA COUNTY BOARD OF SUPERVISORS</p> <p>Date: Processed By:</p> <p>_____ Deputy Clerk of the Board</p>	<p>ATTEST: Neha Hoskins Clerk of the Board of Supervisors</p> <p>By: _____</p>
---	--	---