

Napa County

1195 THIRD STREET
THIRD FLOOR
NAPA, CA 94559



Agenda - Final

Special Meeting (Closed Session) - 8:00 AM

Regular Session - 9:00 AM

Tuesday, May 18, 2021

9:00 AM

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

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

Jeffrey M. Brax, County Counsel

Jose Luis Valdez, Clerk of the Board

GENERAL INFORMATION

The Board of Supervisors meets as specified in its adopted annual calendar on Tuesdays at 9:00 A.M. in regular session at 1195 Third Street, Suite 310, Napa, California 94559. The meeting room is wheelchair accessible. Assistive listening devices and interpreters are available through the Clerk of the Board of the Napa County Board of Supervisors. Requests for disability related modifications or accommodations, aids or services may be made to the Clerk of the Board's office no less than 72 hours prior to the meeting date by contacting (707) 253-4580.

The agenda is divided into three sections:

CONSENT ITEMS - These matters typically include routine financial or administrative actions, as well as final adoption of ordinances that cannot be both introduced and adopted at the same meeting. Any item on the **CONSENT CALENDAR** will be discussed separately at the request of any person. **CONSENT CALENDAR** items are usually approved with a single motion.

SET MATTERS - PUBLIC HEARINGS - These items are noticed hearings, work sessions, and items with a previously set time.

ADMINISTRATIVE ITEMS - These items include significant policy and administrative actions and are classified by program areas. Immediately after approval of the **CONSENT CALENDAR**, if the time for hearing **SET MATTERS** has not arrived, **ADMINISTRATIVE ITEMS** will be considered.

All materials relating to an agenda item for an open session of a regular meeting of the Board of Supervisors which are provided to a majority or all of the members of the Board by Board members, staff or the public within 72 hours of but prior to the meeting will be available for public inspection, at the time of such distribution, in the office of the Clerk of the Board of Supervisors, 1195 Third Street, Suite 305, Napa, California 94559, Monday through Friday, between the hours of 8:00 a.m. and 5:00 p.m., except for County holidays.

Materials distributed to a majority or all of the members of the Board at the meeting will be available for public inspection at the public meeting if prepared by the members of the Board or County staff and after the public meeting if prepared by some other person. Availability of materials related to agenda items for public inspection does not include materials which are exempt from public disclosure under the California Government Code.

This is a simultaneous meeting of the Board of Supervisors of Napa County, the Napa County Public Improvement Corporation, the Silverado Community Services District, the Monticello Public Cemetery District, the In-Home Support Services Public Authority of Napa County, the Lake Berryessa Resort Improvement District, the Napa Berryessa Resort Improvement District, the Napa County Housing Authority and the Napa County Groundwater Sustainability Agency.

The five District Supervisors also serve as the Board of Directors of the Napa County Public Improvement Corporation, Board of Trustees of the Silverado Community Services District, the Board of Trustees of the Monticello Public Cemetery District, the Members of the Board of the In-Home Support Services Public Authority of Napa County, the Members of the Board of the Lake Berryessa Resort Improvement District, the Members of the Board of the Napa Berryessa Resort Improvement District, the Board of Commissioners of the Napa County Housing Authority, and the Board of Directors of the Napa County Groundwater Sustainability Agency.

Each of the foregoing entities is a separate and distinct legal entity.

The Board welcomes you to attend its meetings that are generally scheduled on Tuesdays at 9:00 a.m.

Your interest is encouraged and appreciated.

ANY MEMBER OF THE AUDIENCE DESIRING TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA please proceed to the rostrum and, after receiving recognition from the Chair, give your name and your comments or questions. In order that all interested parties have an opportunity to speak, please be brief and limit your comments to the specific subject under discussion. Time limitations shall be at the discretion of the Chair or Board.

AGENDA AVAILABLE ONLINE AT www.countyofnapa.org

How to Watch or Listen to the Napa County Board of Supervisors Meetings

PLEASE NOTE: IN ACCORDANCE WITH COVID-19 GUIDANCE FROM THE STATE OF CALIFORNIA AS OF 03/04/2021, IN-PERSON ATTENDANCE AT BOARD OF SUPERVISORS MEETINGS IS LIMITED. PLEASE SEE INSTRUCTIONS BELOW FOR VIRTUAL/TELEPHONIC PARTICIPATION.

The Napa County Board of Supervisors will continue to meet pursuant to the adopted 2021 calendar available at the following link:

www.napa.legistar.com

The Board realizes that not all County residents have the same ways to stay engaged, so several alternatives are offered. Please watch or listen to the Board of Supervisors meeting in one of the following ways:

1. Watch on your TV - Napa Valley TV Channel 28 (programming subject to local pre-emption rules and schedules).
2. Listen on your cell phone via Zoom at 1-669-900-6833 then enter Meeting ID 842-343-169 once you have joined the meeting.
3. Watch via the Internet – view the Live Stream
 - a. via Zoom at the following link: <https://www.zoom.us/join> then enter Meeting ID 842-343-169.
 - b. via Granicus by clicking on the following link: http://napa.granicus.com/ViewPublisher.php?view_id=2
4. You may submit public comment for any item that appears on the agenda, or general public comment for any item or issue that does not appear on the agenda, as follows:
Via email: send your comment to the following email address:
Via the eComments link on the Napa County website: <https://napa.legistar.com/Calendar.aspx>
publiccomment@countyofnapa.org. EMAILS WILL NOT BE READ ALOUD.

Emails received by 8:00 AM on Tuesdays will be posted online. Emails received during board meetings will be posted after the meeting. All emails become part of the permanent record.

Via telephone: please call the Board of Supervisors Public Comment Line at (707)-299-1776.

Please mute all audio devices and do not use the speakerphone to prevent echoing.

Please provide your name and the agenda item on which you are commenting. Calls will be placed on hold and heard in the order received. The above-identified measures exceed all legal requirements for participation and public comment, including those imposed by the Ralph M. Brown Act and Executive Order N-29-20 and N-33-20. For more information, please call at (707)-253-4421 or email clerkoftheboard@countyofnapa.org.

8:00 AM SPECIAL MEETING - CLOSED SESSION

(See Item 18)

9:00 AM - REGULAR SESSION

1. CALL TO ORDER; ROLL CALL

2. PLEDGE OF ALLEGIANCE

3. APPROVAL OF MINUTES

4. PRESENTATIONS AND COMMENDATIONS

Presentation of a proclamation to the Chair of the Napa County Mental Health Board, Kristyn Miles, and Sarah O'Malley, Deputy Director/Mental Health Director, declaring May 2021 as "Mental Health Awareness Month" in Napa County.

[21-246](#)

Attachments: [Mental Health Awareness Month Proclamation](#)

5. DEPARTMENT HEAD REPORTS AND ANNOUNCEMENTS

6. CONSENT ITEMS - SPECIAL DISTRICTS

Monticello Public Cemetery District

District Manager requests approval of Budget Transfer No. DPW 060, increasing appropriation by \$10,000 in Burial Services, offset by an equal increase in revenue pursuant to the new Schedule of Fees. (4/5 vote required)

[21-322](#)

Napa Berryessa Resort Improvement District

District Engineer requests the following actions as it relates to temporary loan of General Fund moneys to the Napa Berryessa Resort Improvement District (District):

[21-243](#)

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; and
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. (4/5 vote required); and
3. Approval of Budget Transfer No. NBR006 appropriating \$200,000 in the Napa Berryessa Resort Improvement District Administration Budget by transferring a loan from the General Fund Non Departmental budget unit in the amount of \$1,000,000 - contingent upon approval of the loan from the Napa County Board of Supervisors. (4/5 vote required).

Attachments: [Letter to BOS](#)
[NBRID Reso 2021-02](#)
[NBRID Loan #4 Promissory Note](#)

7. CONSENT ITEMS**County Departments****Agricultural Commissioner**

Agricultural Commissioner/Sealer of Weights and Measures requests the approval of and authorization for the Chair to sign a revenue agreement with the Regents of the University of California (University) for a maximum of \$21,526 for the term April 26, 2021 through March 31, 2022 for placing and inspecting insect traps for the detection of the Invasive Shot Hole Borer (ISHB).

[21-255](#)

Attachments: [ISHB Agreement](#)

Agricultural Commissioner/Sealer of Weights and Measures requests approval of and authorization for the Chair to sign the Renewal of revenue Agreement No. 170908B with the California Department of Food and Agriculture (CDFA) for a maximum of \$248,729 for the term January 1, 2021 through December 31, 2021 for activities related to the European Grapevine Moth (EGVM).

[21-284](#)

Assessor

Assessor-Recorder-County Clerk ex officio Registrar of Voters requests adoption of a resolution and authorization for the Chair to sign a contract with California Secretary of State Chair for \$15,000 to reimburse outreach services.

[21-380](#)

Attachments: [Resolution Agreement](#)

Auditor-Controller

Auditor-Controller requests the Board to accept and instruct the Clerk of the Board to file the quarterly report of donations received for the quarter ended March 31, 2021.

[21-223](#)

Attachments: [Donations Reporting as of March 31, 2021](#)

Auditor-Controller requests the acceptance of the internal audit quarterly monitoring report for the Napa County Housing Authority for the quarter ended December 31, 2020.

[21-233](#)

Attachments: [Napa County Housing Authority Quarterly Report for December 31, 2020](#)

County Counsel

Second reading and adoption of an ordinance amending various sections of Title 15, Buildings and Construction, of the Napa County Code to provide additional protection for new and rebuilt structures from wildfires.

[21-063](#)

Attachments: [Ordinance- Home Hardening](#)

County Counsel requests approval of Budget Transfer No. PDE001 appropriating \$40,000 in the Conflict Public Defender Budget and reducing the General Fund Contingencies by an equivalent amount for indigent defense costs. (4/5 vote required)

[21-207](#)

County Counsel requests approval of and authorization for the Chair to sign the following agreements relating to Conflict Public Defender Services for the term of July 1, 2021 through June 30, 2022, with automatic one-year renewals unless terminated earlier and with each including a CPI increase of between 2.5 percent and 5 percent per Fiscal Year and additional fees for providing legal representation in murder cases:

[21-327](#)

1. An agreement with Lance Hafenstein for a maximum base compensation amount of \$153,840;
2. An agreement with Douglas Pharr for a maximum base compensation amount of \$127,008;
3. An agreement with Beekman & Chikhani LLP for a maximum base compensation amount of \$127,008;
4. An agreement with Skelton Law P.C. for a maximum base compensation amount of \$127,008; and
5. An agreement with Michael Keeley for a maximum base compensation amount of \$127,008.

Second reading and adoption of an ordinance amending Sections 8.36.030, 8.36.070, and 8.36.080 of Napa County Code Chapter 8.36 (Fire Protection - Fire Hazard Abatement) to improve the clarity of the rules and regulations governing the abatement of combustible vegetation and other fire hazards in order to enhance the safety of the public and first responders.

[21-333](#)

ENVIRONMENTAL DETERMINATION: Adoption of the ordinance is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15061(b)(2), 15061(b)(3), 15304, 15307, 15308, and 15378.

Attachments: [Ordinance](#)

County Counsel requests approval of and authorization for the Chair to sign an agreement with the Renne Public Law Group (“Attorneys”) with a three-year term of May 1, 2021 through April 30, 2024, and a maximum of \$40,000 per fiscal year, to provide specialized litigation services in the area of juvenile dependency appeals when needed.

[21-341](#)

Attachments: [Renne Public Law Group](#)

County Executive Office

County Executive Officer requests the appointment of Heidi Van de Ryt to represent Interested Citizen on the Napa County Advisory Board on Alcohol and Drug Programs (ABAD) with terms to commence immediately and expire January 1, 2022.

[21-254](#)

Attachments: [Van de Ryt Application](#)
[ABAD Recommendation](#)

County Executive Officer requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 200329B with Talos Secure Group, Inc. to provide security services at County owned or operated buildings in response to COVID-19 emergency response efforts. [21-282](#)

Attachments: [Talos Amend 3](#)

County Executive Officer requests appointment of Ashley Taylor Almond to serve on the Napa County Library Commission to represent American Canyon terms to commence immediately and expire February 1, 2023. [21-317](#)

Attachments: [Minute Order](#)
[American Canyon Staff Report](#)

County Executive Officer requests the following actions regarding a loan to the Napa Berryessa Resort Improvement District (District) (4/5 Vote Required): [21-382](#)

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 Budget Transfer No. CEO026 increasing appropriations in Non Departmental Budget from Appropriation for Contingencies to fund a loan to the District's Administration budget.

Attachments: [Letter Requesting Loan](#)
[NB Loan Resolution.docx](#)
[Promissory Note](#)

Health and Human Services Agency

Director of Health and Human Services requests approval of and authorization for the Chair to: [21-058](#)

1. Terminate the current Agreement No. 170611B with SVT Gruppe, Inc. for a maximum of \$50,000; and
2. Sign a new Agreement No. 210334B with SVT Gruppe, Inc. for a maximum of \$50,000 for the term May 18, 2021 through June 30, 2021 with a provision for five automatic renewals to provide security and transportation services to psychiatric hospitals for the clients of its Health and Human Services Agency.

Attachments: [SVT agreement](#)

Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 200386B with Ujima Family Recovery Services, increasing the maximum amount by \$104,929 for a new maximum of \$214,036 and incorporating Exhibit D to include State required provisions for Substance Abuse Block Grant funding for the provision of short-term perinatal residential Substance Use Disorder treatment services and short-term gender responsive (women's) residential services.

[21-065](#)

Attachments: [Ujima Family Recovery Services](#)

Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of Agreement No. 210002B with the California Department of Public Health for a maximum of \$90,000 for the term July 1, 2021 through June 30, 2022 for the California Epidemiologic Investigation Service (Cal-EIS) Fellowship Program.

[21-125](#)

Attachments: [CalEIS Agreement2021](#)

Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 170846B with Language Line Services, Inc. increasing the contract maximum by \$15,000 for a new annual maximum of \$40,000 and revising the scope of work to include in-person interpretation including American Sign Language (ASL) and document translation to the array of interpretation and translation services for non-English speaking clients of Napa County Health and Human Services Agency.

[21-155](#)

Attachments: [Language Line Services, Inc.](#)

Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 2 to Revenue Agreement No. 200130B with the California Department of Public Health increasing the maximum by \$49,708 for a new maximum of \$2,866,331 for the term October 1, 2019 through September 30, 2022 to administer the Women, Infants and Children (WIC) Nutrition Program.

[21-180](#)

Attachments: [WIC No. 200130B A2](#)

Director of Health and Human Services requests approval of and authorization for the Chair to sign the renewal of Agreement No. 160080B with On the Move, Inc. for a maximum of \$ 285,067.00 for the term July 1, 2021 through June 30, 2022, with a provision for annual renewal to operate the Health and Human Services Agency Adult Recovery and Resource Center (ARRC) at its Napa County facility.

[21-187](#)

Attachments: [Agreement with On the Move-ARRC](#)

Director of Health and Human Services requests approval of and authorization for the Chair to sign an Agreement with Cope Family Center, Inc. for a maximum of \$30,000 for the term May 18, 2021 through December 31, 2021 to provide assistance with Cross-sector Innovation Initiative COVID-19 and Vaccine Community Engagement.

[21-202](#)

Attachments: [Cope CSII COVID-19 Vaccine Community Engagement No. 210337B.pdf](#)

Housing and Homeless Services – Division of CEO’s Office

County Executive Officer requests approval of and authorization for the Chair to sign an agreement with Kristin Lowell, Inc. for a maximum of \$5,800 for the term May 18, 2021 to June 30, 2022 to assist the County in updating their database of existing planted vineyard acreage within County Service Area No. 4 (CSA No. 4) and prepare the related Engineer’s Report.

[21-244](#)

Attachments: [Kristin Lowell - CSA4 Engineers Report FY21-22](#)

County Executive Officer requests adoption of a resolution providing for the following concerning County Service Area No. 4 (Farmworker Housing):

[21-329](#)

1. Acceptance of the Engineer's Report relating to the assessments for County Service Area No. 4 to provide funding for the farmworker housing centers;
2. Setting a public hearing for June 8, 2021 at 9:35 a.m. to receive public input on the Engineer's Report and the proposed assessment;
3. Directing the Clerk of the Board to comply with applicable notice requirements with respect to the proposed assessment; and
4. Designating Cathy Kisler-Caravantes of the County Counsel's office as the person to answer questions regarding the assessments and protest proceedings.

Attachments: [Engineer's Report FINAL 4-21-2021](#)
[Reso CSA4 FY21-22](#)

Human Resources – Division of CEO’s Office

Director of Human Resources and Sheriff request adoption of a Resolution amending the Table and Index of Classes, the Departmental Allocation List for the Sheriff’s Office, and appropriate personnel policies as follows, effective May 29, 2021, with no net increase in full-time equivalents, and no impact to the County General Fund:

[21-374](#)

1. Amend the Table and Index of Classes by:
 - a. Deleting Sheriff’s Public Information and Outreach Officer (PSE); and
 - b. Adding Sheriff’s Public Information and Outreach Officer (CON).
2. Amend the Departmental Allocation List for the Sheriff’s Office by:
 - a. Deleting one 1.0 FTE Sheriff’s Public Information and Outreach Officer (PSE); and
 - b. Adding one 1.0 Sheriff’s Public Information and Outreach Officer (CON).
3. Amend appropriate personnel policies as outlined in "Exhibit A" of the Resolution.

Attachments: [Resolution](#)

Information Technology Services – Division of CEO’s Office

Chief Information Officer requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement 190254B with Gray Quarter, Inc., increasing the amount by \$6,125 to a new maximum of \$82,325, and to extend the term of the agreement through June 30, 2022, with an automatic renewal at the end of each fiscal year, in order to provide technical and specialized support services for the advancement and continued development of the County’s permitting and code enforcement system.

[21-182](#)

Attachments: [Gray Quarter A-190254C Amendment 2](#)

Chief Information Officer requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement 170009B with Tyler Technologies, Inc., increasing the maximum by \$145,637 for a new maximum of \$319,052 for consulting services, data storage, maintenance, and support for the County’s current customized Digital Health Department System.

[21-183](#)

Attachments: [Tyler DHD 170009B A2](#)

County Executive Officer and Chief Information Officer request 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 Computers for Classrooms.

[21-206](#)

Attachments: [Donation List 5.18.2021](#)

Planning, Building and Environmental Services (PBES)

Director of Planning, Building and Environmental Services requests adoption of a resolution authorizing the following:

[21-261](#)

1. Submittal of an application to the Department of Resources Recycling and Recovery for a solid waste Local Enforcement Agency Grant in the amount of \$18,696 for Fiscal Year 2021-2022; and
2. Execution of the necessary grant documents by the Director for Planning, Building, and Environmental Services Department.

Attachments: [Resolution](#)

Director of Planning, Building and Environmental Services requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 190296B with Environmental Science Associates (ESA) to extend the terms of the agreement to June 30, 2022, with an automatic renewal for no more than one (1) additional year with no net increase in compensation, for the purposes of assisting staff with preparation of an Environmental Impact Report (EIR) for a vineyard conversion project known as the Stagecoach North Soda Canyon Ranch Vineyard Project ECP No. P18-00446-ECPA.

[21-293](#)

Public Works

Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 2 to Space License Agreement No. 200398B with Calistoga Art Center to extend the term of the Agreement for the use of the Cropp Building at the Napa County Fairgrounds as an Art Center for an additional twelve (12) month period to terminate on June 30, 2022, with no change to the license fee.

[21-128](#)

Attachments: [Amendment No. 2 Calistoga Art Center](#)

Director of Public Works requests the approval of 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:

[21-169](#)

1. "Silverado Trail Phase L Paving Project," RDS 20-04 Federal Project "STPL 5921 (083);
2. "Silverado Trail Phase K Paving Project," RDS 20-03A; and
3. "Silverado Trail Phase M Paving Project," RDS 20-04.

Director of Public Works requests approval of the following Budget Transfers for the project closures of the following Roads Capital Improvement Projects (Fund 2040, Sub-Division 2040500) (4/5 Vote Required):

[21-171](#)

1. DPW055A increasing appropriation by \$94,937 in Program R8300 (2014 Earthquake Old Sonoma Road MPM 2.27) to return the remaining funds to Roads Operations budget (Fund 2040, Sub-Division 2040000) and close out the project budget;
2. DPW055B increasing appropriation by \$69,751 in Program R8350 (2014 Earthquake Silverado Trail MPM 0.16) to return the remaining funds to Roads Operations budget and close out the project budget;
3. DPW055C increasing appropriation by \$56,937 in Program R8360 (2014 Earthquake Silverado Trail MPM 1.47) to return the remaining funds to Roads Operations budget and close out the project budget;
4. DPW055D increasing appropriation by \$38,058 in Program R8370 (2014 Earthquake Silverado Trail MPM 10.64) to return the remaining funds to Roads Operations budget and close out the project budget;
5. DPW055E increasing appropriation by \$239,579 in Program S7116 (2017 Storm Pope Canyon Road MPM 7.20) to return the remaining funds to General Fund Non-Departmental (Fund 1000, Sub-Division 1050000) budget and close out the project budget;
6. DPW055F increasing appropriation by \$68,503 in Program S7117 (2017 Storm Wooden Valley Road MPM 3.00) to return the remaining funds to General Fund Non-Departmental budget and close out the project budget; and
7. DPW055G increasing appropriation by \$619,099 in Program 7118 (2017 Storm Wooden Valley Road MPM 2.75) to return the remaining funds to General Fund Non-Departmental budget and close out the project budget.

Director of Public Works requests the following actions concerning County Service Area No. 3: [21-173](#)

1. Adoption of a resolution approving a service plan in accordance with Chapter 3.10 of the Napa County Code; and
2. Adoption of a resolution providing for the following:
 - a. Accepting an Engineer's Report relating to the assessments to provide services;
 - b. Declaring the Board's intent to levy assessments for median landscaping, street and highway lighting, street sweeping, and structural fire protection services pursuant to the Engineer's Report;
 - c. Setting a public hearing for June 8, 2021, at 9:30 a.m. to hear protests to the proposed assessments;
 - d. Directing the Clerk of the Board to comply with applicable notice requirements for the proposed assessments; and
 - e. Designating the Director of Public Works as the County staff member to answer questions regarding the assessments and protest proceedings.

Attachments: [Napa County CSA No. 3 Preliminary Engineer's Report](#)
[RESO - CSA No. 3 - Accepting Engineer's Report FY22](#)
[RESO - CSA No. 3 - FY22 Service Plan](#)

Director of Public Works requests approval of plans and specifications for the "Carneros Fire Station 210, PW 20-27", 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. [21-186](#)

Director of Public Works requests the following: [21-218](#)

1. Creation of a new Capital Improvement Project (CIP) within the Public Works Capital Improvement Program budget (Fund 3000, Sub-Division 3000550) for 1127 First HVAC Replacement (Program 21070);
2. Approval of Budget Transfer No. DPW057 for the following (4/5 vote required):
 - a. Increase appropriation by \$180,000 in transfer out account by offsetting decrease by \$180,000 in Maintenance-Buildings/Improvements account within the Property Management division budget (Fund 4300, Sub-Division 4300000) to fund the preliminary evaluation, and design and engineering of the project at this time; and
 - b. Increase appropriations by \$180,000 in 1127 First HVAC Replacement budget (Fund 3000, Sub-Division 3000550, program 21070) with offsetting revenue from the transfer from the Property Management division.

Director of Public Works requests acceptance of donation of \$3,232.18 in gift cards from Pet Food Express to the Napa County Animal Shelter and approval for the Chair to sign a letter of appreciation.

[21-242](#)

Attachments: [Letter of Appreciation](#)

Director of Public Works requests the following related to the use of a portion of County-owned property in the County of Napa (APN 041-100-001) by the Pacific Gas & Electric Company to replace an existing gas pipeline and to maintain the utilities into the future:

[21-335](#)

1. Pursuant to California Government Code section 25526.6, find that the area proposed to be granted as an easement is in the public interest and that the interest in the land conveyed will not substantially conflict or interfere with the use of the property by the County;
2. Approval of and authorization for the Chair to sign a Grant of Easement to convey to Pacific Gas & Electric Company, a California Corporation, the right, from time to time, to excavate for, construct, reconstruct, replace, remove, maintain, inspect, and use facilities and associated equipment for public utility purposes and also ingress thereto and egress therefrom, over and across County-owned property in the County of Napa (APN 041-100-001); and
3. Authorization for and direction to the Director of Public Works to request a “Notice of Final Description” and recording thereof once available.

Attachments: [Napa -Utility Distribution Easement Initialed AATF](#)

Sheriff

Sheriff requests the following actions regarding FY 21/22 Boating Safety and Enforcement Financial Aid Program:

[21-124](#)

1. Adoption of a Resolution to accept a grant award from California Department of Parks and Recreation, Division of Boating and Waterways in the amount of \$308,150, for the term July 1, 2021 through June 30, 2022, to conduct boating safety and enforcement activities; and
2. Appoint Sheriff as the designated representative to execute all documents, including but not limited to, applications, agreements, quarterly activity reports, payment requests, claim forms and other documents which may be needed, subject to approval of County Counsel.

Attachments: [Resolution](#)

Sheriff requests approval for the following actions related to the purchase of a capital asset for the Sheriff's Office Conference and Training Room audio visual system:

[21-330](#)

1. Revision of the Schedule of Approved Capital Assets in the Final Budget for Fiscal Year 2020-2021 in the amount of \$14,089 with no change to total appropriations to purchase a switchboard (BMD Universal Videohub 72 Kit); and
2. Requests a waiver of competitive bidding requirements and sole source award for the purchase of a BMD Universal Videohub 72 Kit from MD Audio Visual Consulting, Fairfield, CA, for a total of \$14,089 pursuant to County Ordinance Code 2.36.090.

Sheriff requests the following actions regarding the State of California Department of Parks and Recreation, Off-Highway Motor Vehicle Recreation Division Grant Funding:

[21-398](#)

1. Adoption of a Resolution to receive grant funding in an amount up to \$72,624 for the period of January 1, 2022 through December 31, 2022; and
2. Appoint the Sheriff as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, amendments and payment requests which may be necessary for completion of the project, subject to approval of County Counsel.

8. **DISCUSSION OF ITEMS PULLED FROM CONSENT CALENDAR - SPECIAL DISTRICTS**
9. **PUBLIC COMMENT**
10. **ADMINISTRATIVE ITEMS - SPECIAL DISTRICTS**

11. ADMINISTRATIVE ITEMS**County Departments****County Executive Office**

County Executive Officer, on behalf of the Napa County Arts & Culture Advisory Committee (ACAC), seeks discussion and possible action on the Committee's FY 2021-22 Special Projects Fund arts grant award recommendations: [21-274](#)

1. Awarding \$75,000 in available funds from the General Arts & Culture Category and transferring \$10,375 in funds to grants applied for under the Tourism Category; and
2. Awarding \$100,000 in funds from the Tourism Arts & Culture Category, which includes \$10,375 in transferred funds from the General Arts & Culture Category.

Attachments: [Tourism Arts and Culture Recommended Grant Awards](#)
[General Arts and Culture Recommended Grant Awards](#)

County Executive Officer requests the following: [21-375](#)

1. Acceptance of resignation from John Robertson, the duly elected Sheriff of Napa County, effective at the close of business on June 26, 2021 (Vote to accept); and
2. Discussion and possible direction to staff on the process of replacing Mr. Robertson.

County Executive Officer requests the Board of Supervisors receive an overview of Napa County's allocation of American Rescue Plan Act ("ARPA") monies and its eligible/ineligible uses, and provide staff any direction. [21-384](#)

County Fire Department

County Fire Chief will provide a report regarding the submittal of \$13.3 million dollars in grant requests through the CAL FIRE Fire Prevention Grant Program and Assistance to Firefighter Grant Program. [21-372](#)

12. SET TIME MATTERS OR PUBLIC HEARING - SPECIAL DISTRICTS

13. SET MATTERS OR PUBLIC HEARINGS**County Departments****County Executive Office**

SET MATTER 9:05 AM - 30 Minutes

[21-363](#)

Presentation by Dr. Karen Relucio, the County's Public Health Officer and discussion regarding the Coronavirus (COVID-19) situation, for Board direction and possible action.

Agricultural Commissioner

SET MATTER 9:45 AM - 20 Minutes

[21-134](#)

Agricultural Commissioner/Sealer of Weights & Measures to present the annual Crop Report for 2020.

PUBLIC HEARING 10:00 AM - 5 Minutes

[21-159](#)

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 2021-22; and;
2. Close Public Hearing and adopt a resolution authorizing and levying assessments for Fiscal Year 2021-22 on qualifying properties in the District.

Attachments: [Resolution](#)

PUBLIC HEARING 10:15 AM - 45 Minutes

[21-097](#)

Agricultural Commissioner/Sealer of Weights and Measures and Director of Planning, Building and Environmental Services requests the first reading and the intention to adopt an ordinance adding a new Code Chapter 8.11 of the Napa County Code banning the cultivation of Industrial Hemp including cultivation by "established agricultural research institutions."

ENVIRONMENTAL DETERMINATION: The adoption of this ordinance is not subject to the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15061(b)(3) (there is no possibility the activity in question may have a significant effect on the environment).

Attachments: [Ordinance- Industrial Hemp Moratorium](#)

SET MATTER 11:00 AM - 15 Minutes [21-311](#)

Director of Health and Human Services to provide a presentation regarding the Assisted Outpatient Treatment Program (AOT) also known as Laura's Law.

Attachments: [Assisted Outpatient Treatment](#)

SET MATTER 11:15 AM - 40 Minutes [21-252](#)

County Executive Officer and Director of Health and Human Services request approval of the review panel's recommendations for Tobacco Master Settlement Agreement (MSA) grant awards for Fiscal Year 2021-2022.

Attachments: [Attachment A Recommended for Funding](#)
[Attachment B Not Recommended for Funding](#)

Planning, Building and Environmental Services (PBES)

PUBLIC HEARING 2:00 PM - 1.5 Hours [21-275](#)

MOUNTAIN PEAK WINERY / MOUNTAIN PEAK VINEYARDS, LLC - USE PERMIT NO. P13-00320-UP AND ROAD AND STREET STANDARDS EXCEPTION REQUEST

Reconsideration of the denial of the appeals filed by Kosta M. Arger, Cynthia Grupp, William Hocker, and Glenn Schreuder to a decision made by the Napa County Planning Commission (Planning Commission) on January 4, 2017, to approve the Mountain Peak Winery/Mountain Peak Vineyards, LLC Use Permit No. P13-00320-UP (the Mountain Peak Winery or the Project).

Attachments: [Conditions of Approval - Approved August 22, 2017](#)
[Project Graphics](#)
[MP Remanded Appeal Engineering](#)
[MP Remanded Appeal Fire Memo](#)
[MP Remanded Appeal DPW](#)
[Arger Declaration Redacted](#)
[Grupp Declaration Redacted](#)
[Hallett Declaration Redacted](#)
[Manfree Declaration](#)
[Savoie Declaration Redacted](#)
[Schreuder Declaration Redacted](#)
[Wolfe Declaration Redacted](#)

14. LEGISLATIVE ITEMS

- A. County Executive Officer, on behalf of the Legislative Subcommittee, requests the Board receive a staff update on Legislative matters. [21-189](#)

15. BOARD OF SUPERVISORS COMMITTEE REPORTS AND ANNOUNCEMENTS

16. BOARD OF SUPERVISORS FUTURE AGENDA ITEMS

17. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS

18. CLOSED SESSION

8:00 AM Special Meeting - Closed Session [21-367](#)
PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Government Code Section 54957)
Title: Napa County Fire Chief

CONFERENCE WITH LABOR NEGOTIATOR [21-267](#)
(Government Code Section 54957.6)
Agency Designated Representatives:
Christine Briceno, Director of Human Resources
Employee Organization:
SEIU Local 1021 - NAPE
(Public Services Employee Unit and Supervisory Unit of the County of
Napa)

19. ADJOURNMENT

**ADJOURN TO THE BOARD OF SUPERVISORS REGULAR MEETING, TUESDAY,
JUNE 8, 2021 AT 9:00 A.M.**

I HEREBY CERTIFY THAT THE AGENDA FOR THE ABOVE STATED MEETING WAS POSTED AT A LOCATION FREELY ACCESSIBLE TO MEMBERS OF THE PUBLIC AT THE NAPA COUNTY ADMINISTRATIVE BUILDING, 1195 THIRD STREET, NAPA, CALIFORNIA ON FRIDAY, MAY 14, 2021 BY 5:00 P.M. A HARDCOPY SIGNED VERSION OF THE CERTIFICATE IS ON FILE WITH THE CLERK OF THE BOARD OF SUPERVISORS AND AVAILABLE FOR PUBLIC INSPECTION.

Jose Luis Valdez (By e-signature)

JOSE LUIS VALDEZ, Clerk of the Board