



REGULAR MEETING AGENDA FOR THE CITY COUNCIL OF THE CITY OF NAPA

Tuesday, September 19, 2023

3:30 PM Afternoon Session

6:30 PM Evening Session

City Hall Council Chambers

955 School Street

Napa, CA 94559

www.cityofnapa.org

CITY COUNCIL OF THE CITY OF NAPA

Mayor Scott Sedgley

Vice Mayor Beth Painter

Councilmember Liz Alessio

Councilmember Mary Luros

Councilmember Bernie Narvaez

See last pages of agenda for information regarding meeting procedures
Vea las últimas páginas de esta agenda para información sobre juntas del poder legislativo

3:30 P.M. AFTERNOON SESSION**1. CALL TO ORDER:****1.A. Roll Call:****2. AGENDA REVIEW AND SUPPLEMENTAL REPORTS:****3. SPECIAL PRESENTATIONS:****3.A. [338-2023](#) Latinx Heritage Month**

Recommendation: Proclaim September 15 - October 15, 2023 as Latinx Heritage Month in the City of Napa.

Attachments: [ATCH 1- Proclamation](#)

3.B. [340-2023](#) Suicide Prevention Month

Recommendation: Proclaim September as Suicide Prevention Month.

Attachments: [ATCH 1 - Proclamation](#)

4. PUBLIC COMMENT:

***See page 7 for procedures to provide public comments to Council.**

5. CONSENT CALENDAR:**5.A. [341-2023](#) City Council Meeting Minutes**

Recommendation: Approve the minutes from the September 5, 2023 Regular Meeting of the City Council.

Attachments: [ATCH 1 - September 5, 2023 Draft Regular Meeting Minutes](#)

5.B. [344-2023](#)**Compliance with Open and Public Meeting Procedures, and Proposed Action to Cure and Correct Alleged Violation of Brown Act**

Recommendation: Adopt a resolution (1) Documenting the City Council's Compliance with the Open and Public Meeting Requirements of the Ralph M. Brown Act (California Government Code Sections 54950, and following) in Response to a Letter from the Napa County Farm Bureau dated August 28, 2023; and (2) Curing and Correcting an Alleged Violation of the Brown Act by Retracting a Letter Dated August 7, 2023, Signed by Three Members of City Council, and Providing Related Notices.

Attachments: [ATCH 1 - Resolution](#)
[EX A - Letter to Napa County Board of Supervisors, dated August 7, 2023](#)
[EX B - Letter from Napa County Farm Bureau, Peter Nissen, dated August 28, 2023](#)
[ATCH 2 - Link to Ralph M. Brown Act](#)
[ATCH 3 - Link to City Council Policy Resolution No. 19 \(R2016-6\)](#)
[ATCH 4 - Link to City Council Policy Resolution No. 10 \(R2016-5\)](#)

5.C. [311-2023](#)**Gann Appropriation Limits for Fiscal Year 2023/24**

Recommendation: Approve a resolution establishing the Gann appropriations limit for Fiscal Year 2023/24.

Attachments: [ATCH 1 - Resolution with EX A - Appropriations Limit Formula](#)
[ATCH 2 - Fiscal Year 2023/24 Tax Appropriations Limit](#)

5.D. [332-2023](#)**Community Recovery Bank Funding**

Recommendation: Adopt a resolution authorizing the City Manager to execute an amendment to City Agreement No. C2023-053 with Mentis to increase the American Rescue Plan Act (ARPA) grant amount from \$110,000 to \$145,000.

Attachments: [ATCH 1 - Resolution](#)
[ATCH 2 - R2023-017](#)
[ATCH 3 - C2023-053](#)

- 5.E. [301-2023](#) **Acceptance of California Office of Traffic Safety Grants for 2023-2024 and Agreement with Napa County Bicycle Coalition**
- Recommendation:** Adopt a resolution (1) accepting four grants from the Office of Traffic Safety, and authorizing the Police Chief to sign the Grant Agreements; (2) authorizing revenue and expenditure budget increases of \$321,076 in the Non-Recurring General Fund for the Office of Traffic Safety Grant Programs for Fiscal Year 2023-2024; (3) authorizing the Police Chief to sign the agreement with the Napa County Bicycle Coalition in an amount not to exceed \$90,726 to provide pedestrian and bicycle safety in Napa County; and (4) determining that the actions authorized by this resolution are exempt from CEQA.
- Attachments:** [ATCH 1 - Resolution](#)
[ATCH 2 - Office of Traffic Safety Grant Agreement PT24127](#)
[ATCH 3 - Office of Traffic Safety Grant Agreement MC24006](#)
[ATCH 4 - Office of Traffic Safety Grant Agreement PS24024](#)
[ATCH 5 - Office of Traffic Safety Grant Agreement TR24017](#)
[ATCH 6- Council Budget Amendment No 97P3](#)
[ATCH 7 - Agreement with NCBC](#)
- 5.F. [334-2023](#) **Budget Amendment for Automated Traffic Enforcement System Program**
- Recommendation:** Increase the revenue and expenditure budgets of the Red Light Camera Fund by \$583,550 each and increase the Fleet Fund revenue and expenditure budgets by \$50,0000 each, as documented in Council Budget Amendment No. 20P03
- Attachments:** [ATCH 1 - Council Budget Amendment No. 20P03](#)
- 5.G. [304-2023](#) **Napa Pipe Block 16 Subdivision Final Map, a 28 Single-Family Lot Project Located on Elderberry Way**
- Recommendation:** Adopt a resolution approving the Final Map of Napa Pipe - Block 16 (Project No. ENG22-0020), to subdivide property located on Elderberry Way into 28 single-family lots, authorizing the Mayor to sign said Final Map, and determining that the actions authorized by this resolution were adequately analyzed by a previous CEQA action.
- Attachments:** [ATCH 1 - Resolution](#)
[ATCH 2 - Final Map \(reduced version\)](#)

6. ADMINISTRATIVE REPORTS:**6.A. [264-2023](#)****Financial and Economic Indicator Update, Q3 2023, and Workforce Spotlight with Workforce Alliance of the North Bay (WANB), September 2023****Recommendation:**

Receive and discuss the following:

- A. Financial update from Robert Eyler, PhD, regarding the City's Economic Development Dashboard and key performance indicators.
- B. Presentation by Bruce Wilson, the Executive Director of the Workforce Alliance of the North Bay (WANB), on WANB strategic goals and workforce development strategies generated from the Napa Labor Market Analysis & Strategy report.
- C. Overview of internal indicators by Economic Development staff and Dr. Eyler that track the economic health of the City as it relates to investment levels and taxable sales/revenue to key Geo Areas.

Attachments:

[ATCH 1- City of Napa EFA Indicators Sept 2023](#)
[ATCH 2 - Workforce Alliance of the North Bay Labor Market Analysis and](#)
[ATCH 3 - Napa Geo Display Maps](#)

6.B. [231-2023](#)**Ace & Vine Card Room Annual Review****Recommendation:**

Conduct the annual review of Ace & Vine (Polvora) Card Room's operations located at 505 Lincoln Avenue.

Attachments:

[ATCH 1 - Police Department call log related to Ace & Vine - 2021 - 2023](#)
[ATCH 2 - Resolution R2020-088; Polvora Card Room Use Permit](#)
[ATCH 3 - Resolution R2021-085; Ace & Vine 24 Hour Operation](#)

7. COMMENTS BY COUNCIL OR CITY MANAGER:**CITY COUNCIL RECESS****6:30 P.M. EVENING SESSION****8. CALL TO ORDER:****8.A. Roll Call:****9. PLEDGE OF ALLEGIANCE:****10. AGENDA REVIEW AND SUPPLEMENTAL REPORTS:****11. PUBLIC COMMENT:**

*See page 7 for procedures to provide public comments to Council.

12. ADMINISTRATIVE REPORTS:**12.A. [292-2023](#)****Proposed Water Rates FY24-FY28****Recommendation:**

Authorize City Staff to Provide Written Notice by Mail of the Proposed Update to Water Rates in Compliance with all Requirements of State Law, and Schedule a Public Hearing to Consider Adoption of Updated Water Rates on November 7, 2023, at 6:30 pm.

Attachments:

[ATCH 1 - Water Service Cost of Service Report](#)

[ATCH 2 - Special Notice of Public Hearing](#)

[ATCH 3 - Slide Presentation by Staff](#)

13. COMMENTS BY COUNCIL OR CITY MANAGER:**14. ADJOURNMENT:**

The next regularly scheduled meeting for the City Council of the City of Napa is October 3, 2023.

I hereby certify that the agenda for the above stated meeting was posted at a location freely accessible to members of the public at City Hall, 955 School Street, on Thursday, September 14, 2023 at 5:00 p.m.

Tiffany Carranza, City Clerk

**** Notice of Meeting Procedures ******ATTENDING THE MEETING IN PERSON**

Members of the public may participate in the City Council meeting by attending in-person at the City Hall Council Chambers located at 955 School Street, Napa, CA 94559.

PROVIDING SUPPLEMENTAL WRITTEN COMMENTS

Any member of the public may provide supplemental written comments to the City Council before or during the meeting, and those supplemental written comments will be made a part of the written record in accordance with the Council's Rules of Order and Procedures (R2016-6).

Supplemental written comments may be submitted to the City Clerk via email at clerk@cityofnapa.org, via mail to ATTN: City Clerk, 955 School Street, Napa, CA 94559, via fax at (707) 257-9534, or dropped off in person at the City Clerk's Office located at City Hall. If you are commenting on a particular item on the agenda, please identify the agenda item number and letter. Please be aware that any public comments received that do not specify a particular agenda item number will be entered into the record under the general public comment portion of the agenda.

VIEWING THE MEETING LIVE

All members of the public are invited to view the meeting live (a) in person at the City Hall Council Chambers located at 955 School Street, Napa, CA 94559, (b) on local cable TV Channel 28; or (c) live-streamed on the City of Napa's website at www.cityofnapa.org (see: <https://napacity.legistar.com/Calendar.aspx> ; and click on the "In Progress" button).

VIEWING ARCHIVED WEBCASTS OF PAST MEETINGS

Members of the public may access past City meetings at any time by going to <https://napacity.legistar.com/Calendar.aspx>; which includes an indexed listing of past meetings, including supporting documents, minutes, and video.

GENERAL PROCEDURES FOR CITY COUNCIL MEETINGS**MEETING DATES:**

The City Council meets regularly on the first and third Tuesday of each month; and additional meetings may be scheduled as needed.

INFORMATION AVAILABLE FOR CITY COUNCIL MEETINGS:

Information and documents related to this meeting are available on the City's website at www.cityofnapa.org; or by contacting the City Clerk by email at clerk@cityofnapa.org, by calling (707) 257-9503, or in person at 955 School Street, Napa. Any documents related to an agenda item that are provided to a majority of the City Council after distribution of the agenda packet are reported by the City Clerk at the meeting under "Supplemental Reports and Communications," and are available for public inspection.

CITY POLICY TO FACILITATE ACCESS TO PUBLIC MEETINGS:

The City of Napa offers its public programs, services, and meetings in a manner that is reasonably accessible to everyone, including individuals with disabilities. The City complies with all applicable requirements of the Americans with Disabilities Act and California law, and does not discriminate against any person with a disability. If any person has a disability and requires information or materials in an appropriate alternative format (or any other reasonable accommodation), or if you need any special assistance to participate in this meeting, contact the City Clerk at (707) 257-9503 or email at clerk@cityofnapa.org. For TTY/ Speech to Speech users, dial 711 for the California Relay Service, for text to speech, speech to speech, and Spanish language services 24 hours a day, 7 days a week.

In making any request to the City for assistance, please provide as much advance notice as feasible, at least 48-hours prior to the meeting.

TRADUCCIONES EN ESPAÑOL / SPANISH-LANGUAGE TRANSLATIONS:

Esta agenda identifica los asuntos que serán considerados para la acción de un cuerpo legislativo de la Ciudad en la fecha, hora y lugar que se muestran en la primera página. Todas las juntas del cuerpo legislativo están abiertas al público, y se invita a los miembros del público a asistir y dirigirse directamente ante el cuerpo legislativo.

Si solicita ayuda para traducir del inglés al español esta agenda o información relacionada, comuníquese con la Secretaria de la Ciudad al 707-257-9503 o por correo electrónico a clerk@cityofnapa.org. Para una solicitud de asistencia, favor de avisar con al menos 48 horas de anticipación.

RULES OF ORDER FOR THE CONDUCT OF CITY COUNCIL MEETINGS:

The City Council conducts its meetings in accordance with the requirements of state law (the "Ralph M. Brown Act," California Government Code Sections 54950, et seq.) and the City's Rules of Order (Council Policy Resolution 19, R2016-6). Members of the public are expected to conduct themselves with courtesy and respect and comply with the Rules of Order.

PROCEDURES TO DIRECTLY ADDRESS THE CITY COUNCIL:

Any member of the public may directly address the Council regarding any matter identified on the agenda. Regular meeting agendas will include an agenda item for "Public Comment". Each speaker is requested to submit a speaker card or request to speak before the item is called to be addressed by Council (for Public Comment, Consent Calendar, Administrative Reports, Consent Hearings, or Public Hearings). Speaker cards are used to promote efficient and orderly progress of the meeting; however, a card is not required if the speaker otherwise makes a clear and timely request to address the Council. Information on Speaker cards is subject to public disclosure under the California Public Records Act.

Speakers should direct comments to Mayor and Councilmembers, not the audience. Speakers are expected to yield the floor when the time limit is identified. For each item, speaking time is limited to no more than three minutes per person, unless otherwise specified for hearings and appeals, or at the discretion of the Mayor or City Council to address special circumstances. The Mayor may modify (increase or decrease) any time requirements for any speaker, or change the order of the items on the agenda, in accordance with the Rules of Order in order to facilitate the efficient and fair conduct of the meeting. This may include moving all or a portion of the Public Comment portion of the agenda to the end of the meeting (see Council Policy Resolution 19, R2016-6 section 6.1.4).

PUBLIC COMMENT:

During each regular meeting, the public may directly address the City Council on any matter within the Council's subject matter jurisdiction, including any matter that is not on the agenda. However, State law strictly limits the Council's authority to respond at the meeting to any matter that is not on the agenda.

CONSENT CALENDAR:

Items on the Consent Calendar are considered routine and may be approved by a single vote of the City Council.

ADMINISTRATIVE REPORTS:

Items on the Administrative Reports portion of the agenda will include a staff report and an opportunity for the public to address the City Council, but they do not require a formal public hearing prior to City Council taking the identified action.

CONSENT HEARINGS:

Items on the Consent Hearing portion of the agenda are considered routine and may be approved by a single vote of the City Council; however, any member of the public or City Council may remove an item for consideration during the Public Hearing portion of the agenda.

PUBLIC HEARINGS:

During any public hearing (which includes any appeal hearing), an opportunity will be provided for public testimony when any person may directly address the City Council. Applicants (or appellants) are allowed 10 minutes to present testimony at the beginning of the public hearing, and if needed, 5 minutes to present rebuttal at the end of the public testimony. All other speakers will be limited to times established by the Mayor under the Procedures to Directly Address the City Council (above).

CLOSED SESSION:

The City Council is authorized to meet in closed session, without attendance by the public, on limited confidential topics such as pending litigation, real property negotiations, or personnel or labor matters.

CALIFORNIA ENVIRONMENTAL QUALITY ACT:

The California Environmental Quality Act ("CEQA") is the state law that requires the City to evaluate and document the potential environmental consequences of discretionary decision. (See, California Public Resources Code Sections 21000-21189.3; and the "CEQA Guidelines" at California Code of Regulations Title 14, Division 6, Chapter 3, Sections 15000-15387). For each item that requires a CEQA determination by City Council, there is a reference to that determination on this agenda, and more information regarding the CEQA analysis is included in the documents that accompany this Agenda. To the extent that City staff determines that particular items are not subject to CEQA, there will be no indication of a CEQA action on this Agenda.

CHALLENGES TO DECISIONS MADE BY THE CITY COUNCIL:

If a person wishes to file a legal challenge to any decision made by the City Council, you may be limited to raising only those issues which you or someone else raised during the meeting, or in a written communication received by the City Clerk prior to or during the meeting. In addition, a legal challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies. The time limit to commence any legal challenge may be subject to strict timing requirements, and failure to comply with applicable timing requirements may result in a legal challenge being barred. Any lawsuit or legal challenge to any quasi adjudicative decision made by the City Council is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitation period is specified by any other provision. Under Section 1094.6, any lawsuit or legal challenge to any quasi adjudicative decision made by City Council must be filed no later than the 90th day following the date on which such decision becomes final.