



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

**Tuesday, November 19, 2019**

**3:30 PM Afternoon Session**

**6:30 PM Evening Session**

### **City Hall Council Chambers**

*955 School Street  
Napa, CA 94559  
[www.cityofnapa.org](http://www.cityofnapa.org)*

### **CITY COUNCIL**

*Mayor Jill Techel  
Vice Mayor Scott Sedgley  
Councilmember Liz Alessio  
Councilmember Doris Gentry  
Councilmember Mary Luross*

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. [2103-2019](#) Recognition of Dave Perazzo, Parks and Urban Forestry Manager**

**Recommendation:** Proclaim the City Council's recognition of Dave Perazzo, Parks and Urban Forestry Manager, for his many positive contributions to the City, on the occasion of his retirement.

**Attachments:** [ATCH 1 - Proclamation](#)

**4. PUBLIC COMMENT:****5. CONSENT CALENDAR:****5.A. [2126-2019](#) City Council Meeting Minutes**

**Recommendation:** Approve the October 15, 2019 Regular City Council Meeting Minutes and the October 28, 2019 Special City Council Meeting Minutes.

**Attachments:** [ATCH 1 - Oct 15, 2019 Regular CC Mtg Minutes DRAFT](#)  
[ATCH 2 - Oct 28, 2019 Special CC Mtg Minutes DRAFT](#)

**5.B. [2105-2019](#) Emergency Repair of Browns Valley Creek Damage to Browns Valley Road at Valley Glen Lane**

**Recommendation:** Determine there is a need to continue the emergency action to execute and implement contracts for the design, permitting and construction of the creek bank and sidewalk repairs adjacent to Browns Valley Creek at Browns Valley Road and Valley Glen Lane, and determine that the actions authorized by this item are exempt from CEQA.

**5.C. [2114-2019](#) Monthly Budget and Investment Statement**

**Recommendation:** Receive and file the Monthly Budget and Investment Statement as of September 30, 2019.

**Attachments:** [ATCH 1 - Monthly Budget and Investment Stmt as of September 30, 2019](#)

- 5.D. [2077-2019](#) **Budget Staffing Plan for the Public Works Department - Downtown Maintenance Program**
- Recommendation:** Adopt a resolution authorizing the City Manager to amend the Budget Staffing Plan to add one Street Maintenance Worker I/II position and delete one Maintenance Laborer position, and approve a FY 2019/20 budget adjustment in Public Works Maintenance.
- Attachments:** [ATCH 1 - Resolution](#)
- 5.E. [2089-2019](#) **Memorandum of Understanding Between the City of Napa and the Napa Police Officers' Association**
- Recommendation:** Approve the Memorandum of Understanding ("MOU") between the City of Napa and the Napa Police Officers' Association ("NPOA") for the term August 7, 2019 through August 31, 2022, and authorize the City Manager to execute the MOU.
- Attachments:** [ATCH 1 - MOU between the City of Napa and NPOA](#)
- 5.F. [2121-2019](#) **2019/20 CalRecycle Organics Grant Program**
- Recommendation:** Adopt a resolution authorizing the Utilities Director to submit an application for, and execute all necessary documents to implement, a CalRecycle organics grant in the amount of approximately \$1.5 million for a shredder, conveyor, rock screener, air classifier and grant eligible labor at the City's Material Diversion Facility; and determining that the actions authorized by this resolution were adequately analyzed by a previous CEQA action.
- Attachments:** [ATCH 1 - Resolution](#)
- 6. ADMINISTRATIVE REPORTS:**
- 6.A. [1945-2019](#) **Lake Hennessey and Milliken Reservoir Watershed Water Quality Monitoring**
- Recommendation:** Authorize the Utilities Director to execute a Memorandum of Understanding with Napa County for Water Quality Monitoring of the Lake Hennessey and Milliken Reservoir Watersheds.
- Attachments:** [ATCH 1 - Hennessey and Milliken Reservoir Watershed Study Hydrology](#)  
[ATCH 2 - Maps of Watershed Sample Sites](#)  
[ATCH 3 - List of Water Quality Parameters](#)  
[ATCH 4 - Implementation of Water Quality Sampling & Analysis Plan](#)
- 6.B. [2094-2019](#) **Downtown Utility Box Temporary Art Program to Install Temporary Public Art on City-Owned Utility Boxes in Downtown Napa**
- Recommendation:** Adopt a resolution approving the Downtown Utility Box Temporary Art Program Policies and Guidelines; and determining that the actions authorized by this resolution are exempt from CEQA.
- Attachments:** [ATCH 1 - Project Site Map](#)  
[ATCH 2 - Resolution with EX A](#)  
[EX B - Downtown Utility Boxes Art Program Map](#)

6.C. [2125-2019](#) **Potential Advisory Ballot Measure for March 3, 2020 Election**

**Recommendation:** Provide direction to staff on a potential advisory ballot measure related to the regulation of small cell telecommunication facilities.

**7. CONSENT HEARINGS:**

7.A. [2096-2019](#) **Adoption of the 2019 Building Codes**

**Recommendation:** Approve the first reading and introduction of an ordinance amending Napa Municipal Code Chapter 15.04, adopting by reference the 2019 edition of the California Building Standards Code (California Code of Regulations Title 24, Parts 1, 2, 2.5, 3, 4, 5, 6, 8, 9, 10, 11, and 12, including appendices identified herein), including adoption of local amendments to the California Building Standards Code and determining that the actions authorized by this ordinance are exempt from CEQA.

**Attachments:** [ATCH 1 - Ordinance](#)  
[EX A to ATCH 1- Local Amendments](#)  
[ATCH 2 - Local Amendment Summary](#)

**8. COMMENTS BY COUNCIL OR CITY MANAGER:**

**9. CLOSED SESSION:**

9.A. [2136-2019](#) **CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION (Government Code Section 54956.9(d)(1)): US District Court, Northern District of California, Case No. 3:19-cv-06898 VC.**

9.B. [2134-2019](#) **CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6): City designated representatives: Steve Potter, Fran Robustelli, Michael Barrett, and Desiree Brun. Employee organizations: Administrative, Managerial and Professional Employees (AMP).**

9.C. [2135-2019](#) **CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION (Government Code Section 54956.9(d)(2)): Significant exposure to litigation in five potential cases.**

**CITY COUNCIL RECESS**

**6:30 P.M. EVENING SESSION**

**10. CALL TO ORDER:**

**10.A. Roll Call:**

**11. PLEDGE OF ALLEGIANCE:****12. AGENDA REVIEW AND SUPPLEMENTAL REPORTS:****13. REPORT ACTION TAKEN IN CLOSED SESSION:****14. PUBLIC COMMENT:****15. ADMINISTRATIVE REPORTS:****15.A. [2073-2019](#) 2020 Long Term Financial Forecast**

**Recommendation:** Receive and discuss the 2020 Long Term Financial Forecast.

**Attachments:** [ATCH 1 - 2020 Long Term Financial Forecast](#)

**15.B. [2042-2019](#) Public Safety and City Hall Facilities Project, Including Buildings for City Offices, Meeting Spaces, and Related Facilities for Public Safety, General Government Administration, Fire Station No. 1, and Public Parking**

**Recommendation:** 1. Provide direction to the City Manager to proceed with gathering public and City staff input regarding specific Project Alternatives for a proposed Public Safety and City Hall Facilities Project (outlined in this administrative report).

2. Authorize the City Manager to execute Amendment No. 2 to Agreement No. C2018-044 with Laura Blake Architect for project design services in the increased amount of \$15,000 for a total agreement of \$265,000.

**Attachments:** [ATCH 1 - Summary Report for Project Alternatives Analysis](#)  
[ATCH 2 - Communications Examples](#)  
[ATCH 3 - Amendment No. 2 - Laura Blake Architect](#)  
[ATCH 4 - Public Safety & City Hall Project Alternatives](#)

**16. COMMENTS BY COUNCIL OR CITY MANAGER:****17. ADJOURNMENT:**

The next regularly scheduled meeting for the City Council of the City of Napa is December 3, 2019.

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, November 14, 2019 at 5:00 p.m.

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Tiffany Carranza, City Clerk

**MEETING DATES:**

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

**INFORMATION AVAILABLE FOR CITY COUNCIL MEETINGS:**

Information and documents related to items on this agenda are available on the City's website at [www.cityofnapa.org](http://www.cityofnapa.org); you may also contact the City Clerk for information by email at [clerk@cityofnapa.org](mailto: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 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), contact the City Clerk at (707) 257-9503 or email at [clerk@cityofnapa.org](mailto:clerk@cityofnapa.org). For TTY/ Speech-to-Speech users, dial 7-1-1 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 advance notice of at least three business days prior to the meeting.

**TRADUCCIONES EN ESPAÑOL / SPANISH-LANGUAGE TRANSLATIONS:**

Esta agenda identifica los asuntos que serán considerados en una junta del poder legislativo. Todas las juntas del poder legislativo están abiertas al público, y se invita a los miembros del público a asistir y dirigirse directamente ante el poder legislativo. Si usted desea recibir una copia de esta agenda o información relacionada en español, por favor póngase en contacto con la Secretaria de la Ciudad al 707-257-9503 o por correo electrónico a [Clerk@cityofnapa.org](mailto:Clerk@cityofnapa.org).

**CONDUCT OF CITY COUNCIL MEETINGS:**

Meetings are conducted 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).

Members of the public may address the Council at designated times and are expected to conduct themselves with courtesy and respect. Speakers should direct comments to the Mayor and City Councilmembers, not the audience. Speakers are expected to yield the floor when the time limit is identified and comply with the City's Rules of Order. Speaking times are limited to no more than three minutes per person, with the exception of certain hearings and appeals, or at the discretion of the Mayor or City Council.

**PUBLIC COMMENT (INCLUDING CONSENT CALENDAR AND ADMINISTRATIVE REPORTS):**

The public may directly address the City Council on any subject within the Council's subject matter jurisdiction, including any matter that is not on the agenda. Speaking time is limited to no more than three (3) minutes per person, unless modified at the discretion of the Mayor or City Council.

If the matter is not on the agenda, or if the matter is on the Consent Calendar, or is an Administrative Report, submit a speaker card or request to speak during the Public Comment portion of the meeting.

Speaker cards are not required if the speaker otherwise makes a clear and timely request to address the Council, but do promote the efficient and orderly progress of the meeting. Information on Speaker Cards is subject to disclosure under the California Public Records Act.

**CONSENT CALENDAR:**

These items are considered routine and may be approved by a single vote. Only the Mayor or a majority of the City

Council may authorize public input after the consent calendar is introduced.

**ADMINISTRATIVE REPORTS**

Only the Mayor or a majority of the City Council may authorize public input after an administrative report item is introduced.

**CONSENT HEARINGS:**

These items are considered routine and may be approved by a single vote; 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/APPEALS**

During any public hearing or appeal, 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 hearing. All other speakers will be limited to 3 minutes.

**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-judicative 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-judicative decision made by City Council must be filed no later than the 90th day following the date on which such decision becomes final.