



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

**Tuesday, March 21, 2017**

**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**

*Jill Techel, Mayor  
Juliana Inman, Vice Mayor  
Doris Gentry, Councilmember  
Peter Mott, Councilmember  
Scott Sedgley, Councilmember*

See last pages of agenda for information about City Council Meetings  
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. [732-2017](#) "50th Anniversary of the Napa Junior Girls Softball League"**

**Recommendation:** Approve a proclamation recognizing the Napa Junior Girls Softball League's 50th Anniversary.

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

**4. PUBLIC COMMENT:****5. CONSENT CALENDAR:****5.A. [724-2017](#) City Council Meeting Minutes**

**Recommendation:** Approve the March 7, 2017 Regular City Council Meeting Minutes.

**Attachments:** [ATCH 1 - Meeting Minutes - 7 Mar](#)

**5.B. [757-2017](#) Napa Public Access Cable Television Board Membership**

**Recommendation:** (1) Re-appoint Tom Brown as City of Napa representative to the Napa Public Access Cable Television Board with a term beginning immediately and ending February 28, 2019; and (2) Re-appoint Ralph DeAmicis as City of Napa representative to the Napa Public Access Cable Television Board with a term beginning May 2, 2017 and ending April 30, 2019.

**Attachments:** [ATCH 1 - NPACT Applications](#)

**5.C. [759-2017](#) Napa County Library Commission Membership**

**Recommendation:** Appoint Richard Pastcan as the City of Napa Representative to the Napa County Library Commission, term beginning the date appointed and ending January 31, 2020.

**Attachments:** [ATCH 1 - Application - Pastcan](#)

- 5.D. [775-2017](#) **Pro Tem City Manager and Pro Tem Treasurer**  
**Recommendation:** Adopt a resolution extending appointment of Police Chief Steve Potter to serve as Pro Tem City Manager and Pro Tem City Treasurer through May 3, 2017.  
**Attachments:** [ATCH 1 - Resolution - Extend CM & Treasurer Pro Tem](#)
- 5.E. [734-2017](#) **Classification Specification and Salary Range for Deputy Chief Building Official and Chief Building Official**  
**Recommendation:** Adopt a resolution amending the City Classification Plan by adopting a new Classification Specification and Salary Range for the Deputy Chief Building Official and revising the Classification Specification for the Chief Building Official; and amending the Budget Staffing Plan.  
**Attachments:** [ATCH 1 - Resolution - Bldg Official Salary Range](#)  
[Ex A - Deputy Chief Building Official](#)  
[Ex B - Chief Building Official](#)
- 5.F. [729-2017](#) **Amendment No. 1 to the Agreement with Vavrinek, Trine, Day & Company, LLP for Financial Audit Services**  
**Recommendation:** Authorize the City Manager to execute amendment No. 1 to C2014 067 with Vavrinek, Trine, Day & Company, LLP to provide financial audit services for the fiscal years ending June 30, 2017, and 2018.  
**Attachments:** [ATCH 1 - Amendment Agreement - Audit Services](#)
- 5.G. [758-2017](#) **Active Transportation Program Funding for State Route 29 Bicycle and Pedestrian Undercrossing Project**  
**Recommendation:** Adopt a resolution authorizing the filing of an application for funding assigned to the Metropolitan Transportation Commission and committing any necessary matching funds and stating assurance to complete the Project, and determine that the project was the subject of previous CEQA analysis.  
**Attachments:** [ATCH 1- Resolution - MTC](#)
- 5.H. [760-2017](#) **Joint Powers Agreement for the Vine Trail Oak Knoll District Project**  
**Recommendation:** Adopt a resolution approving a Cooperative Joint Powers Agreement with Napa Valley Transportation Authority (NVTa) for the construction of the Oak Knoll District segment of the Vine Trail Project in an amount not to exceed \$200,000, authorizing a budget appropriation, and determining that the actions authorized by this resolution were adequately analyzed by a previous CEQA action.  
**Attachments:** [ATCH 1 - Resolution - Vine Trail Oak Knoll](#)  
[ATCH 2 - Agreement with NVTa](#)

5.I. [767-2017](#)**Gasser Master Plan Condition of Approval Modification****Recommendation:**

Adopt a resolution authorizing modification of the Condition of Approval 24 of the Gasser Master Plan, refund of \$114,084 from the Street Improvement Fund, and determining that the actions authorized by this resolution were adequately analyzed by a previous CEQA action.

**Attachments:**

[ATCH 1 - Resolution - Gasser](#)  
[Ex A - Gasser](#)  
[ATCH 2 - Modified Condition of Approval](#)

**6. ADMINISTRATIVE REPORTS:**6.A. [751-2017](#)**Proposed Funding for the 2017-2018 Community Development Block Grant (CDBG) Program****Recommendation:**

Receive the report on the Community Development Block Grant (CDBG) Fiscal Year 2017-2018 funding recommendations and provide direction on funding allocations.

**Attachments:**

[ATCH 1 - Funding Recommendations](#)

6.B. [720-2017](#)**2016 Equal Employment Opportunity Annual Report, and 2017 Equity and Inclusion Plan****Recommendation:**

Adopt a resolution approving the 2016 Equal Employment Opportunity Annual Report, and approving the 2017 Equity and Inclusion Plan

**Attachments:**

[ATCH 1 - Resolution - EEO Annual Report](#)  
[Ex A - Annual Report](#)  
[Ex B - Equity & Inclusion Plan 2017 Presentation](#)

6.C. [736-2017](#)**City Corporation Yard Fence Public Art Project****Recommendation:**

1. Approve the concept design for the City of Napa Corporation Yard Public Art fence project; and
2. Determine that the project is exempt from CEQA; and
3. Approve the Agreement for Services with Mikey Kelly in an amount not to exceed \$40,000 for the design, fabrication, and installation of the project, and authorize the City Manager to execute the agreement.

**Attachments:**

[ATCH 1 - CorpYard Proposal - Kelly](#)  
[ATCH 2 - CorpYard Agreement - Kelly](#)

6.D. [795-2017](#)**Dwight Murray Plaza Public Art Project****Recommendation:**

1. Approve the concept design for the Dwight Murray Plaza Public Art project; and
2. Determine that the project is exempt from CEQA; and
3. Approve Amendment No. 1 to Agreement C2017 007 with Artist Ned Kahn in the amount of \$180,000 for design and installation of the artwork, and authorize the City Manager to execute the Amendment.

**Attachments:**[ATCH 1 - Water Concept - Veilo](#)[ATCH 2 - Agreement - Ned Kahn](#)**7. COMMENTS BY COUNCIL OR CITY MANAGER:****CITY COUNCIL RECESS****6:30 P.M. EVENING SESSION****8. CALL TO ORDER:****9. Roll Call:****10. PLEDGE OF ALLEGIANCE:****11. AGENDA REVIEW AND SUPPLEMENTAL REPORTS:****12. PUBLIC COMMENT:****13. ADMINISTRATIVE REPORTS:**13.A. [714-2017](#)**2016 Annual Housing Element Progress Report****Recommendation:**

Accept the 2016 Annual Housing Element Progress report and direct staff to file the report with HCD.

**Attachments:**[ATCH 1 - Housing Element Progress Rpt](#)

**14. PUBLIC HEARINGS/APPEALS:****14.A. [752-2017](#)**

**General Plan Amendment and Rezoning of property located at 750 Third Street, north of Third Street and east of Soscol Avenue.**

**Recommendation:**

1. Adopt a resolution adopting a Negative Declaration for the Third Street General Plan Amendment and Zoning Amendment;
2. Adopt a resolution amending the General Plan Land Use Designation for the property at 750 Third Street from "Traditional Residential Infill" (TRI-190) to "Mixed Use" (MU-532); and
3. Approve the first reading and introduction of an ordinance amending the Zoning Map established under Napa Municipal Code Section 17.04.050 pertaining to the rezoning of property located at 750 Third Street from RT-5, Traditional Residential District, to MU-G, Gateway Mixed Use District.

**Attachments:**

[ATCH 1 - Draft Resolution Adopting Negative Declaration](#)  
[ATCH 2 - Draft Resolution with Exs "A1" and "A2" - Amending General Plan](#)  
[ATCH 3 - Draft Ordinance with Exs "A1" and "A2" Amending Zoning Map](#)  
[ATCH 4 - Planning Commission Staff Report - 030217](#)  
[ATCH 5 - Initial Study and Negative Declaration](#)

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

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, March 16, 2017, at 5:00 p.m.

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Dorothy Roberts, 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/APEALS**

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-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.