



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

Tuesday, April 6, 2021

3:30 PM Afternoon Session

6:30 PM Afternoon Session

City Hall Council Chambers

*955 School Street
Napa, CA 94559
www.cityofnapa.org*

CITY COUNCIL

*Mayor Scott Sedgley
Vice Mayor Liz Alessio
Councilmember Mary Luros
Councilmember Bernie Narvaez
Councilmember Beth Painter*

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. PUBLIC COMMENT:**

***See pages 7-8 for procedures to provide comments to Council.**

4. CONSENT CALENDAR:**4.A. [101-2021](#) City Council Meeting Minutes**

Recommendation: Approve the March 2, 2021 and March 16, 2021 Regular City Council Meeting Minutes and the March 22, 2021 and March 23, 2021 Special Meeting Minutes.

Attachments: [ATCH 1 - March 2, 2021 Regular Meeting Minutes](#)
[ATCH 2 - March 16, 2021 Regular Meeting Minutes](#)
[ATCH 3 - March 22, 2021 Special Meeting Minutes](#)
[ATCH 4 - March 23, 2021 Special Meeting Minutes](#)

4.B. [102-2021](#) Sign Ordinance Amendment

Recommendation: Approve the second reading and final passage, and adopt an ordinance amending Napa Municipal Code Section 17.55.070 "Sign Programs; Variances" and Section 17.55.100 "Permanent Signs" to make minor clarifications and correct the number of permitted permanent signs and number of signs that may be permitted with a Uniform Sign Program and Creative Sign Program.

Attachments: [ATCH 1 - Ordinance](#)

4.C. [111-2021](#) California Citizens Redistricting Commission Public Input

Recommendation: Authorize the Mayor to sign a letter to the California Citizens Redistricting Commission urging the commission to keep Napa County together in a single US House of Representative, State Assembly, and State Senate District, and to share those districts with counties which share similar interest in agricultural, tourism and environmental sustainability.

Attachments: [ATCH 1 - Draft Letter](#)

- 4.D. [94-2021](#) **Agenda and Meeting Management Software Subscription and Services**
- Recommendation:** Authorize the City Clerk to execute Amendment 1 to City Agreement number C2020-145 with Granicus, LLC in the increased amount of \$18,714.41, for a total Agreement amount not to exceed \$284,906.96 to provide additional products and services related to the agenda and meeting management of City of Napa public meetings.
- Attachments:** [ATCH 1 - Amendment](#)
- 4.E. [103-2021](#) **Content Management System for City of Napa External Website**
- Recommendation:** Authorize the City Manager to execute on behalf of the City an amendment to Agreement No. C2017-082 for Services with CivicPlus, LLC to provide City website Content Management Services for three years in an amount of \$68,864.44.
- Attachments:** [ATCH 1 - Amendment No. 1 to Agmnt. No. C2017-082](#)
[ATCH 2 - Agmnt. for Svcs. for City Website Content Mgmt. Services](#)
- 4.F. [90-2021](#) **Managed Network Security and Internet Infrastructure Services**
- Recommendation:** Authorize the Finance Director to execute an amendment to Agreement No. C2020-094 for managed network security and internet infrastructure services for the City's water treatment facilities with TPx Communications, in the increased amount of \$1,500,000 for a total contract amount not to exceed \$2,263,000.
- Attachments:** [ATCH 1 - Amendment 1 to Agreement C2020-094](#)
[ATCH 2 - Master Service Agreement C2020-094](#)
- 4.G. [91-2021](#) **Voluntary Natural Disaster Leave Donation Bank Program**
- Recommendation:** Adopt a resolution establishing a Voluntary Natural Disaster Leave Donation Bank Program to assist employees impacted by natural disasters.
- Attachments:** [ATCH 1 - Resolution](#)
[ATCH 2 - Administrative Regulation](#)
- 4.H. [92-2021](#) **Employee Benefits Consultant - Professional Services Agreement**
- Recommendation:** Authorize the Finance Director to execute on behalf of the City an agreement for an Employee Benefits Consultant with The Segal Company (Western States), Inc., in a maximum amount of \$306,000, over a five-year period.
- Attachments:** [ATCH 1 - Services Agreement \(Professional Services\) draft](#)
[EX A - Scope of Services and Schedule of Performance](#)
[EX B - Compensation Rates and Charges](#)

- 4.I. [104-2021](#) **Update to the List of City Unrepresented Management Staff Positions**
- Recommendation:** Adopt a resolution updating the list of City Unrepresented Management staff positions that receive compensation and benefits consistent with the Administrative, Managerial, and Professional Employees (AMP) Memorandum of Understanding for the term of January 1, 2020 through December 31, 2022, to add the Legal Analyst Position.
- Attachments:** [ATCH 1 - Resolution](#)
[EX A - Executed AMP Memorandum of Understanding](#)
- 4.J. [110-2021](#) **Resolution Amending Agreement C2019-325 with Napa City Employees' Association**
- Recommendation:** Adopt a resolution authorizing the City Manager to execute Amendment No. 1 to Agreement No. C2019-325 with the Napa City Employees' Association - Service Employees International Union Local 1021- CTW, CLC; generally reducing the number of salary steps from twenty (20) steps to five (5) steps upon implementation of the City's updated Enterprise Resource Planning System.
- Attachments:** [ATCH 1 - Resolution](#)
[ATCH 2 - Amendment No. 1 to Agmt. No. C2019-325](#)
- 4.K. [96-2021](#) **Engineering Plan Checking Services for Private Development Projects**
- Recommendation:** Authorize the Public Works Director to execute Amendment No. 2 to Agreement No. C2016-345 with Willdan Engineering, for additional on-call engineering plan checking services in the amount of \$180,000, for a total contract amount not to exceed \$375,000.
- Attachments:** [ATCH 1 - Amendment No. 2 to Agmnt. C2016-345 w/ Willdan Engineering](#)
- 4.L. [99-2021](#) **Storm Drain Infrastructure Condition Assessment Budget Transfer**
- Recommendation:** Approve a budget transfer in the amount of \$100,000 to fund the completion of the contract for the Storm Drain Infrastructure Condition Assessment, Agreement No. C2020-116 with National Plant Services, Inc., as documented in Budget Adjustment No. BE2104501.
- Attachments:** [ATCH 1 - Budget Adjustment No. BE2104501](#)
- 4.M. [106-2021](#) **License Agreement with Mad Dog Presents, LLC for Use of Oxbow Commons**
- Recommendation:** Authorize the City Manager to negotiate and execute a License Agreement with Mad Dog Presents, LLC from June 2022 - October 2022 and June 2023 - October 2023, to allow the licensee to reschedule summer concerts that have been cancelled due to the COVID-19 pandemic in 2020 and 2021 and determine that the actions authorized by this item are exempt from CEQA.
- Attachments:** [ATCH 1 - 2022-2023 Oxbow Commons License Agreement](#)

5. ADMINISTRATIVE REPORTS:

- 5.A. [25-2021](#) **Proclamation of Local Emergency to Respond to the Coronavirus (COVID-19)**
Recommendation: Continue the Proclamation of Local Emergency authorizing the City Manager to take actions necessary to respond to the Coronavirus (COVID-19); and ratify actions taken by the City Manager in implementation of the Proclamation of Local Emergency.
- 5.B. [68-2021](#) **2020 Housing Element Annual Progress Report**
Recommendation: Review and accept the 2020 Housing Element Annual Progress Report.
Attachments: [ATCH 1 - 2020 Housing Element Annual Progress Report](#)
- 5.C. [117-2021](#) **Potential hazard pay for grocery store employees**
Recommendation: Provide direction to staff on a proposed ordinance requiring hazard pay for grocery store employees.
Attachments: [ATCH 1 - Draft Ordinance](#)
[EX A - Hazard Pay For Grocery Workers Ordinance](#)

6. CONSENT HEARINGS:

- 6.A. [112-2021](#) **Preservation of Qualified Historical Property at 608 Randolph Street**
Recommendation: Authorize the City Manager, on behalf of the City, to execute a Mills Act Historic Preservation Agreement with Lauren Ackerman for the property at 608 Randolph Street.
Attachments: [ATCH 1 - Ackerman Mills Act Contract](#)
[ATCH 2 - Plans, Supporting Documents, Letter of Recommendation](#)
[ATCH 3 - Table 1 - Estimated Property Tax Reduction](#)
- 6.B. [118-2021](#) **Staffing Plan for Assistant to the City Manager in the City Manager's Office**
Recommendation: 1. Approve the first reading and introduction of an Ordinance amending Napa Municipal Code Section 2.08.090 regarding the Designation of Appointive Officers in the City Manager's Office.
2. Adopt a resolution approving the Classification Specification and salary range for Assistant to the City Manager; and amending the Budget Staffing Plan by deleting one Secretary to the City Manager and adding one Assistant to the City Manager to the City Manager's Office.
Attachments: [ATCH 1 - Ordinance](#)
[ATCH 2 - Resolution](#)
[EX A - Classification Specification - Assistant to the City Manager](#)

7. COMMENTS BY COUNCIL OR CITY MANAGER:**CITY COUNCIL RECESS**

6:30 P.M. EVENING SESSION**8. CALL TO ORDER:****9.A. Roll Call:****10. PLEDGE OF ALLEGIANCE:****11. AGENDA REVIEW AND SUPPLEMENTAL REPORTS:****12. PUBLIC COMMENT:**

***See pages 7-8 for procedures to provide comments to Council.**

13. PUBLIC HEARINGS/APPEALS:**13.A. [400-2020](#) Access to Reproductive Health Care Facilities**

Recommendation: Approve the first reading and introduction of an ordinance amending the Napa Municipal Code to add a new Chapter 12.72, "Access to Reproductive Health Care Facilities."

Attachments: [ATCH 1 - Ordinance](#)
[EX A - Chapter 12.72 - Access to Reproductive Health Care Facilities](#)

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

The next regularly scheduled meeting for the City Council of the City of Napa is April 20, 2021.

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, April 1, 2021 at 5:00 p.m.

Caitlin Saldanha, Deputy City Clerk

**** CORONAVIRUS (COVID-19) - Notice of Meeting Procedures ******TELECONFERENCE MEETING**

In order to slow the spread of the Coronavirus (COVID-19) pandemic, the City will conduct this meeting as a teleconference in compliance with the Governor's Executive Orders N-29-20 and N-63-20, and members of the City Council or City staff may participate in this meeting telephonically or electronically. The City Council Chambers will be closed to the public, and members of the public may participate in the meeting by viewing the meeting live, and providing comments, as described below.

VIEWING THE MEETING LIVE

All members of the public are invited to view the meeting live on: (a) local cable TV Channel 28; or (b) 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).

PROCEDURES TO PROVIDE COMMENTS TO THE CITY COUNCIL

Any member of the public may directly address the Council regarding (a) any matter identified on the agenda; or (b) during the Public Comment portion of the meeting for any matter within the Council's subject matter jurisdiction that is not identified on the agenda.

The Mayor may modify (increase or decrease) any time requirement for any speaker, or change the order of 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).

PROVIDING COMMENTS VIA TELEPHONE

If you would like to provide comments via telephone during the Council meeting, you must submit a request to the City Clerk by no later than 3:00 p.m. on Tuesday, April 6, 2021. The request may be submitted to the City Clerk by emailing clerk@cityofnapa.org, or by calling (707) 257-9503. When submitting the request, please identify your name, your telephone number (including the area code first), and the agenda item number and letter you would like to comment on. On the day of the Council meeting, a representative from the City Clerk's Office will call you to connect you to the Council meeting to allow you to provide your comments to the Council via telephone.

PROVIDING WRITTEN COMMENTS VIA EMAIL TO BE READ AT THE MEETING

Any member of the public may provide a written comment to the City Council before or during the meeting by sending it to the City Clerk via email at:

clerk@cityofnapa.org. Comments are requested by 3:00 p.m. on the day of the meeting, but may be submitted until the close of the Agenda Item for which the comment is submitted. If you are commenting on a particular item on the agenda, please identify the agenda item number and letter. Any comment of 500 words or less (per person, per item) will be read into the record if: (1) the subject line includes "COMMENT TO COUNCIL FOR April 6, 2021 MEETING – PLEASE READ"; and (2) it is received by the City Clerk prior to the time for public comment during the meeting for that agenda item. Please be aware that any public comments received that do not specify a particular agenda item number will be read aloud during the general public comment portion of the agenda. Due to potential technological delays in transmission, the public is encouraged to submit any comments to the City Clerk early, in order to ensure they are received in time to be read into the record.

PROVIDING WRITTEN COMMENTS IN PAPER FORM TO BE READ AT THE MEETING

Any member of the public may provide a written comment in a paper form (handwritten or typed) to the City Council if it is received by no later than 3:00 p.m. on Tuesday, April 6, 2021, by either: (a) placing the comment in an envelope addressed to the attention of the City Clerk, and depositing it in the "NIGHT DEPOSIT - PAYMENTS" slot located at the front door of City Hall at 955 School Street; or (b) making arrangements for a personal delivery in advance, by calling the City Clerk's office at 707-257-9503. If you are commenting on a particular item on the agenda, please identify the agenda item number and letter. Any comment of 500 words or less (per person, per item) will be read into the record if: (1) the comment includes "COMMENT TO COUNCIL FOR APRIL 6, 2021 MEETING – PLEASE READ"; and (2) it is received by the City Clerk prior to 3:00 p.m. on April 6, 2021. Please be aware that any public comments received that do not specify a particular agenda item number will be read aloud during the general public comment portion of the agenda.

PROVIDING SUPPLEMENTAL WRITTEN COMMENTS

Any member of the public may provide supplemental written comments to the City Council before or during the meeting, beyond the 500 word limit for comments read into the record, 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).

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.

The City of Napa thanks you in advance for taking all precautions to prevent spreading the COVID-19 virus.

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 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 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.

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 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 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 used to promote the 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.

CONSENT CALENDAR:

Items on the Consent Calendar are considered routine and may be approved by a single vote of the City Council. Unless otherwise authorized by the Mayor or a majority of the City Council, public input for items on the Consent Calendar may be required during the Public Comment portion of the meeting.

ADMINISTRATIVE REPORTS

Unless otherwise authorized by the Mayor or a majority of the City Council, public input for items on the Administrative Reports portion of the agenda may be required during the Public Comment portion of the meeting.

CONSENT HEARINGS:

Items on the Consent Hearing portion of the agenda 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, 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 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.