



REGULAR MEETING AGENDA FOR THE CITY COUNCIL

Tuesday, December 7, 2021

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

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. SPECIAL PRESENTATIONS:****3.A. [387-2021](#) Mike Gotch Excellence in Public Service Award**

Recommendation: Receive a presentation on the Mike Gotch Excellence in Public Service Award to the City of Napa, Napa County, Napa LAFCo and Senator Bill Dodd for the Napa Pipe Project.

4. PUBLIC COMMENT:

***See Page 7 for procedures to provide comments to Council.**

5. CONSENT CALENDAR:**5.A. [443-2021](#) City Council Meeting Minutes**

Recommendation: Approve the November 16, 2021 Regular Meeting Minutes.

Attachments: [ATCH 1 - November 16, 2021 Regular Meeting Minutes](#)

5.B. [436-2021](#) Solid Waste/Recycling Enclosure Standards

Recommendation: Approve the second reading and final passage, and adopt an ordinance amending Napa Municipal Code Section 17.52.390 "Recycling/Solid Waste Areas" and determining that the actions authorized by this ordinance are exempt from CEQA.

Attachments: [ATCH 1 - Ordinance](#)

5.C. [415-2021](#) "Maddy Act" 2022 Local Appointments List for the City of Napa Boards, Commissions and Committees

Recommendation: Receive the Annual Appointments List highlighting upcoming term vacancies occurring in the next year of City of Napa Boards, Commissions and Committees.

Attachments: [ATCH 1 - Local Appointments List](#)

5.D. [432-2021](#) Salary Schedules for Full-Time Employees

Recommendation: Adopting a resolution documenting the salary schedules for Full-Time Employees.

Attachments: [ATCH 1 - Resolution](#)
[Ex A - Proposed City of Napa Salary Schedule for Full-Time Employees](#)

- 5.E. [431-2021](#) **Classification Plan and Salary Range for Senior Housing Specialist in the Community Development Department**
- Recommendation:** Adopt a resolution approving the classification specification and salary range for Senior Housing Specialist.
- Attachments:** [ATCH 1 - Resolution](#)
[EX A - Classification Specification - Senior Housing Specialist](#)
- 5.F. [435-2021](#) **Salary Range for Waste Prevention Specialist and Water Conservation Specialist in the Utilities Department**
- Recommendation:** Adopt a resolution approving the salary range for Waste Prevention Specialist and Water Conservation Specialist.
- Attachments:** [ATCH 1 - Resolution](#)
- 5.G. [430-2021](#) **Emergency Replacement of Oak Street Storm Drain**
- Recommendation:** Determine there is a need to continue the emergency action to execute and implement construction contracts for the replacement of the Oak Street Storm Drain from Franklin Street to Brown Street, and determine that the actions authorized by this item are exempt from CEQA.
- 5.H. [438-2021](#) **Replacement of the Hillcrest and Silverado Water Pump Stations**
- Recommendation:** Adopt a resolution 1) authorizing the Utilities Director to execute contract change orders and purchases to support temporary operations in an amount not to exceed \$3,773,600 for the replacement of the Hillcrest and Silverado pump stations 2) approving a transfer of \$250,000 from water capital improvement reserve to Hillcrest water pump station disaster recovery project as documented in Budget Adjustment No. BE2106501; and 3) determining that the actions authorized by this resolution are exempt from CEQA.
- Attachments:** [ATCH 1 - Resolution](#)
[EX A - Budget Adjustment Form No. BE2106501](#)
- 5.I. [407-2021](#) **Napa Countywide Road Maintenance Act (Measure T) - Maintenance of Effort**
- Recommendation:** Adopt a resolution certifying Measure T Maintenance of Effort for Fiscal Years 2021 through 2023, and determining that the actions authorized by this resolution are exempt from CEQA.
- Attachments:** [ATCH 1 - Resolution](#)
[EX A - Maintenance of Effort FY 2020/21](#)

6. ADMINISTRATIVE REPORTS:

- 6.A. [318-2021](#) **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.
- 6.B. [437-2021](#) **Appointment of a Retired Annuitant to Serve as Part-time Employee**
- Recommendation:** Adopt a resolution authorizing the appointment of Jonna Intoschi as a retired annuitant part-time employee (Accounting Supervisor), to be employed within 180 days of the employee's retirement.
- Attachments:** [ATCH 1 - Resolution](#)
[EX A - Retired Annuitant Contract - Intoschi](#)
- 6.C. [400-2021](#) **Affordable and Workforce Housing Building Permit Fees**
- Recommendation:** Adopt a resolution updating City fees and charges related to residential building permit applications for affordable and workforce housing projects and new accessory dwelling units of 500 square feet or less.
- Attachments:** [ATCH 1 - Resolution](#)
[ATCH 2 - Historical Residential Permit Information](#)
[ATCH 3 - Excerpt from R2021-105, EX "A," pages 2 and 3](#)
- 6.D. [426-2021](#) **Soscol Square Shopping Center Appeal**
- Recommendation:** Adopt a resolution approving an appeal of the Planning Commission's approval of a Use Permit for a restaurant with a drive-through for the Soscol Square Shopping Center at 333 & 407 Soscol Avenue (APN: 046-190-024 & 046-190-054), resulting in a denial of the Use Permit previously approved by Planning Commission resolution PC2021-24, and determining that the actions authorized by this resolution were adequately analyzed by a previous CEQA action.
- Attachments:** [ATCH 1 - Resolution](#)
[EX A - Amended Resolution PC2021-24](#)

7. CONSENT HEARINGS:**7.A. [414-2021](#) Trinitas Mixed-Use Extension II - Extension of an Approved Hotel, Office, and Winery Mixed-Use Project**

Recommendation: Adopt a resolution (1) approving a second two-year extension of the Use Permit and Design Review Permit for the previously approved Trinitas Mixed-Use Project at 2650 Napa Valley Corporate Drive; and (2) determining that the actions authorized by this resolution were adequately analyzed by the previous CEQA action.

Attachments: [ATCH 1 - Resolution](#)
[ATCH 2 - 10-21-21 Planning Commission Staff Report and Attachments](#)

8. COMMENTS BY COUNCIL OR CITY MANAGER:**9. CLOSED SESSION:**

- 9.A. [460-2021](#)** • CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION (Government Code Section 54956.9(d)(4)): Initiation of litigation in one case.
- 9.B. [457-2021](#)** • CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6): City designated representatives: Steve Potter, Liz Habkirk, Heather Ruiz, Anne Cardwell, MJ Tueros, Zach Curren, and Michael Barrett. Employee organization: Napa Chief Fire Officers.

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. PUBLIC COMMENT:**

*See Page 7 for procedures to provide comments to Council.

14. ADMINISTRATIVE REPORTS:**14.A. [382-2021](#) Oxbow Riverstage Concert Series**

Recommendation: Authorize the City Manager to amend the License Agreement with STR Entertainment (formerly Mad Dog Presents) to allow the erection and use of a stage for music concerts and other events within the Oxbow Commons City park for the 2022 concert series, but at a location that differs from prior years; and determine that the actions authorized by this item are exempt from CEQA.

Attachments: [ATCH 1 - Amended Stage Layout at Oxbow Commons](#)
[ATCH 2 - 2022 Proposed Available Concerts Dates](#)

15. REPORT ACTION TAKEN IN CLOSED SESSION:**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 21, 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 Friday, December 3, 2021 at 5:00 p.m.

Tiffany Carranza, City Clerk

**** CORONAVIRUS (COVID-19) - 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. All persons in attendance will be required to wear a face mask regardless of vaccination status.

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.

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.

CITY COUNCIL REGULAR MEETING AGENDA January 5, 2021

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/APPEALS

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-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.