



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

**Tuesday, September 20, 2022**

**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 OF THE CITY OF NAPA**

***Mayor Scott Sedgley  
Vice Mayor Mary Luros  
Councilmember Liz Alessio  
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. ADMINISTRATIVE REPORTS:****3.A. [313-2022](#) Council Spotlight - Employee Recognition Awards**

**Recommendation:** Receive a Council Spotlight Presentation honoring the 2021 Outstanding Employee and Outstanding Team Awards.

**4. PUBLIC COMMENT:**

**\*See page 8 for procedures to provide public comments to Council.**

**5. CONSENT CALENDAR:****5.A. [337-2022](#) City Council Meeting Minutes**

**Recommendation:** Approve the Minutes for the August 23, 2022 Special Meeting, and the September 6, 2022 Regular Meeting of the City Council.

**Attachments:** [ATCH 1 - August 23, 2022 Draft Special Meeting Minutes](#)  
[ATCH 2 - September 6, 2022 Draft Regular Meeting Minutes](#)

**5.B. [299-2022](#) City of Napa 2022-2024 Biennial Conflict of Interest Code Update**

**Recommendation:** Adopt a resolution approving the 2022-2024 City of Napa Conflict of Interest Code, as required by the Political Reform Act.

**Attachments:** [ATCH 1 - Resolution](#)  
[EX A and EX B - Conflict of Interest Code](#)  
[ATCH 2- Redline Versions of Exhibits A and B](#)

**5.C. [340-2022](#) Building and Fire Code Board of Appeals and Disability Access Board of Appeals Membership**

**Recommendation:** 1. Reappoint two incumbents, Ben Neuman, and David Ericksen, to the Building and Fire Code Board of Appeals, with a two-year term expiring September 30, 2024; and

2. Reappoint two incumbents, James R. Krider, serving as a Disability Community member, and Ben Neuman to the Disability Access Board and of Appeals, with a two-year term expiring September 30, 2024.

**Attachments:** [ATCH 1 - Bldg and Fire Code Board of Appeals Applications](#)  
[ATCH 2 - Disability Access Board of Appeals Applications](#)

- 5.D. [341-2022](#) **Housing Authority of the City of Napa Board Membership**
- Recommendation:** Appoint incumbents, Carol Hamilton and Johanna Moore, to the Board of Commissioners of the Housing Authority of the City of Napa for terms effective immediately and ending on September 30, 2024.
- Attachments:** [ATCH 1 - Applications](#)
- 5.E. [342-2022](#) **Napa Valley Transportation Authority (NVTa) Citizen Advisory Committee (CAC) Membership**
- Recommendation:** Approve the recommended appointment of incumbent Gary Woodruff as the City of Napa representative to the Napa Valley Transportation Authority (NVTa) Citizen Advisory Committee (CAC) for a two-year term to begin the date of the approval by the Napa Valley Transportation Authority Board of Directors.
- Attachments:** [ATCH 1 - Application](#)
- 5.F. [343-2022](#) **Monthly Budget and Investment Statement**
- Recommendation:** Receive the Monthly Budget and Investment Statement as of June 30, 2022.
- Attachments:** [ATCH 1 - June 2022 Budget Investment Statement](#)
- 5.G. [332-2022](#) **Salary Schedules for Full-Time Employees**
- Recommendation:** Adopt a resolution documenting the salary schedules for Full-Time Employees.
- Attachments:** [ATCH 1 - Resolution](#)  
[EX A - Proposed Salary Schedule for FT Employees](#)
- 5.H. [316-2022](#) **Soscol Junction Project Funding Agreement**
- Recommendation:** Adopt a resolution (1) authorizing the Public Works Director to execute on behalf of the City a Funding Agreement with Napa Valley Transportation Authority for construction support services in an amount not to exceed \$848,800.60 in Fair Share Mitigation Fees for the Soscol Junction project; (2) approving a budget adjustment in the Fair Share Mitigation Fees Fund increasing revenue and expenditure budgets by \$848,800.60 as documented in Council Budget Amendment No. 135; and (3) determining that the actions authorized by this resolution were adequately analyzed by a previous CEQA action.
- Attachments:** [ATCH 1 - Resolution](#)  
[EX A - Council Budget Amendment No. 135](#)  
[ATCH 2 - Funding Agreement](#)

5.I. [209-2022](#)**Amendments to Telecommunications Site Lease Agreements****Recommendation:**

Authorize the Utilities Director to execute (1) an Amended and Restated Cell Site Lease with New Cingular Wireless PCS, LLC for lease of a portion of the City-owned Foster Road water tank site located at 1542 Foster Road for telecommunications facilities purposes; and (2) Amendment No. 1 to Agreement C7971 with GTE Mobilenet of California Limited Partnership, dba Verizon Wireless for lease of a portion of the City-owned water tank site located at 3691 Montana Drive for telecommunications facilities purposes, and determine this action is exempt from CEQA.

**Attachments:**

[ATCH 1 - Amended and Restated Cell Site Lease](#)  
[ATCH 2 - Amendment No. 1 to C7971](#)

**6. ADMINISTRATIVE REPORTS:**6.A. [269-2022](#)**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. [339-2022](#)**Cooperative Joint Powers Homeless Services Agreement with Napa County and Update on Homeless Services System****Recommendation:**

Adopt a resolution authorizing the City Manager to execute the Cooperative Joint Powers Homeless Services Agreement with the County of Napa in an amount of up to \$765,000 per fiscal year.

**Attachments:**

[ATCH 1 - Resolution](#)  
[EX A - Cooperative Joint Powers Homeless Services Agreement](#)

**7. CONSENT HEARINGS:****7.A. [346-2022](#)****City Attorney's Office Staffing Plan Update****Recommendation:**

- 1) Approve the first reading and introduction of an ordinance amending Napa Municipal Code Section 2.24.070 regarding the designation of appointive officers in the City Attorney's Office.
- 2) Adopt a resolution (a) approving the classification specification, compensation, and benefits for the Legal Assistant position; and (b) amending the budget staffing plan for the City Attorney's Office by: (i) deleting one Legal Secretary position and adding one Legal Assistant position, (ii) reclassifying and deleting one Deputy City Attorney position, and (iii) adding one Assistant City Attorney position.

**Attachments:**[ATCH 1 - Ordinance](#)[ATCH 2 - Resolution](#)[EX A: Classification Specification for Legal Assistant](#)[EX B: Classification Specification for Assistant City Attorney](#)**7.B. [333-2022](#)****City Manager's Office Staffing Plan Update****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 (a) approving the classification specification, compensation, and benefits for the Risk Manager position and (b) approving the classification specification revisions and adopting a new salary range for the Deputy City Manager position; and (c) amending the budget staffing plan for the City Manager's Office by deleting one Deputy City Manager position, and adding one Risk Manager position.

**Attachments:**[ATCH 1 - Ordinance](#)[ATCH 2 - Resolution](#)[EX A - Classification Specification for Risk Manager](#)[EX B - Classification Specification for Deputy City Manager](#)**8. COMMENTS BY COUNCIL OR CITY MANAGER:****9. CLOSED SESSION:****9.A. [347-2022](#)**

- **CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6):** City designated representatives: Heather Ruiz, Liz Habkirk, MJ Tueros, Kelly Trujillo, Anne Cardwell, Steve Potter, and Michael Barrett. Employee organization: Napa Chief Fire Officers, and Police Management Unit.

- 9.B. [348-2022](#) • CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6): City designated representatives: Heather Ruiz, Liz Habkirk, Kelly Trujillo, Anne Cardwell, Steve Potter, and Michael Barrett. Employee organization: Administrative, Managerial and Professional Employees.

## 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 8 for procedures to provide public comments to Council.

### 14. PUBLIC HEARINGS:

#### 14.A. [323-2022](#) General Plan Adoption

**Recommendation:** (1) Adopt a resolution certifying the Environmental Impact Report for the City of Napa 2040 General Plan, and adopting Findings of Fact and a Statement of Overriding Considerations and determining that the General Plan may serve as a Mitigation Monitoring Plan in compliance with CEQA; and (2) Provide direction to staff on the draft City of Napa 2040 General Plan; direct staff to return to Council on October 18, 2022 with the final City of Napa 2040 General Plan which incorporates the direction provided by Council; and continue the hearing to October 18, 2022.

**Attachments:** [ATCH 1 - Resolution - Final EIR](#)  
[ATCH 2 - Resolution - General Plan](#)  
[ATCH 3 - Redline General Plan.pdf](#)  
[ATCH 4 - Land Use Plan](#)  
[ATCH 5 - Draft EIR and PRDEIR](#)  
[ATCH 6 - Final EIR](#)  
[ATCH 7 - Planning Commission Reports](#)  
[ATCH 8 - Public Comments](#)

### 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 October 4, 2022.

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, September 16, 2022 at 5:00 p.m.

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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. Face masks are not required for in-person attendance but highly recommended.

**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](mailto: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](http://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](http://www.cityofnapa.org); or by contacting the City Clerk 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 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](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 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](mailto: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: (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. 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:**

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 do not require a 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.