

APPENDIX B

CITY COUNCIL ADOPTION

Included in this Appendix are the following documents:

- **Resolution of Adoption of UWMP 2005**
- **Agenda Summary Report for January 17, 2006**
- **Agenda, Napa City Council Meeting, January 17, 2006**

RESOLUTION R2006 17

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPA,
STATE OF CALIFORNIA, ADOPTING URBAN WATER MANAGEMENT
PLAN 2005, A SUMMARY OF CITY POLICIES AND PROCEDURES
ADDRESSING WATER SUPPLY, DEMAND, AND CONSERVATION
REQUIRED BY THE STATE DEPARTMENT OF WATER RESOURCES

WHEREAS, California's Urban Water Management Planning Act requires urban water suppliers serving more than 3,000 customers or supplying more than 3,000 acre-feet annually to develop an Urban Water Management Plan and submit a complete update to the State Department of Water Resources every five years; and

WHEREAS, the City's Urban Water Management Plan 2005 has been drafted to include the same water supply, demand, and reliability data as the regional 2050 Napa Valley Water Resources Study; and

WHEREAS, public notification of the completion and availability of Urban Water Management Plan 2005 was completed pursuant to Section 6066 of the Government Code; and

WHEREAS, a Public Hearing was held by the City Council on January 17, 2006 to receive public comments regarding Urban Water Management Plan 2005 prior to this vote; and

WHEREAS, the City Council acknowledges that this action is not a project as defined in Section 15378 of the CEQA Guidelines which defines a project as an action which has the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Napa, State of California, that Urban Water Management Plan 2005 be adopted.

I HEREBY CERTIFY that the foregoing Resolution was duly and regularly adopted by the City Council of the City of Napa at a regular meeting of said City Council held on the 17th day of January, 2006, by the following roll call vote:

AYES: Krider, van Gorder, Martin, Block and Techel

NOES: None

ABSENT: None

ATTEST: 
CITY CLERK OF THE CITY OF NAPA

AGENDA ITEM NO. 8B

Records File #:
Retention:

(City Clerk's Use Only)

**NAPA CITY COUNCIL
AGENDA SUMMARY REPORT
January 17, 2006**

Date Typed: 01/03/06
Date Revised:

SUBJECT:

Public hearing and resolution of adoption of the 2005 Update of the Urban Water Management Plan, a summary of City policies and procedures addressing water supply, demand, and conservation required by the State Department of Water Resources

ORIGINATED BY:

Public Works Department, Michael N. O'Bryon, Public Works Director

DISCUSSION:

California's Urban Water Management Planning Act requires all urban water suppliers serving more than 3,000 customers or supplying more than 3,000 acre-feet annually to develop an Urban Water Management Plan (UWMP). The required contents of the UWMP are set forth in the Act. An UWMP describes and evaluates sources of water supply, population and future water demand, demand management measures, strategies for responding to water shortages, and other related information.

Under the Act, urban water suppliers are required to update their UWMP and submit a complete plan to the State Department of Water Resources (DWR) every five years. With its water system size well above the thresholds in the Act, the City of Napa has complied with the UWMP provisions since the Act's inception, submitting its previous UWMP update to DWR in 2000. The City has adapted its UWMP over the years to meet various amendments to the Act. Recent DWR emphasis on demand management measures has coincided with the City's membership in the California Urban Water Council and signing of the Memorandum of Understanding Regarding Urban Water Conservation in California.

The Act requires that an UWMP be made available for public inspection and that a public hearing be held prior to adoption. Pursuant to Section 6066 of the Government Code, a Public Notice of Plan Availability and Public Hearing was published in the *Napa Valley Register* on Thursday, December 29, 2005 and Thursday, January 5, 2006. The Winter 2005-06 issue of the Water Division newsletter, *The Reservoir*, also included a feature article about the UWMP 2005 update. This newsletter was included with all customer water bills mailed out, beginning in early December 2005. The draft UWMP 2005 was made available for public inspection beginning January 3, 2006 at the Public Works Department Building, the Water Division Building, and the Napa City-County Library. It was also posted on the City web site for greater public access. The public was invited to forward any comments to Patrick Costello of the Water Division.

In preparing data for UWMP 2005, coordination with other local agencies occurred largely as a result of the City's participation in the 2050 Napa Valley Water Resources Study (2050 Study). The 2050 Study was conducted by West Yost & Associates from 2003 to 2005 at the direction of five Cities, the County of Napa, and the Napa Sanitation District. The final report of the 2050 Study was accepted by the Board of the Napa County Flood Control & Water Conservation District on November 15, 2005. Development of

this UWMP 2005 update benefited greatly from this concurrent regional study, as the same City of Napa water supply, demand, and reliability data are incorporated in both documents.

The benefits of the UWMP 2005 update are not simply to comply with State law and help ensure the efficient use of California water resources. The UWMP may support future updates to the City's General Plan and facilitate the implementation of two other State water planning laws that address the impact of large developments on water supply, SB 610 and SB 221. Also, by submitting a complete UWMP 2005, the City remains eligible for DWR-administered grants and loans, as well as drought assistance. Supply and demand data from the UWMP 2005 may also become part of a Bay Area Integrated Regional Water Management Plan (IRWMP). The IRWMP recognizes the need for more coordination and mutual support in water planning for the overall Bay Area. It is to be completed in 2006 using Proposition 50 grant funds.

FINANCIAL IMPACT:

There is no financial impact due to this action.

CEQA:

This action is not a project as defined in Section 15378 of the CEQA Guidelines which defines a project as an action which has the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change.

DOCUMENTS ATTACHED:

1. Urban Water Management Plan 2005 – large document - copies to City Council, City Clerk, City Manager, Pub Info tables at City Hall and CSB, 1340 Clay Street, Napa City-County Library
2. Resolution R2006 _____ adopting Urban Water Management Plan 2005, a summary of City policies and procedures addressing water supply, demand, and conservation required by the State Department of Water Resources

COUNCIL ACTION REQUESTED:

1. Acknowledge that this action is not a project as defined in Section 15378 of the CEQA Guidelines which defines a project as an action which has the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change.
2. Conduct Public Hearing and receive comments regarding Urban Water Management Plan 2005.
3. Move to adopt Resolution R2006 _____ adopting Urban Water Management Plan 2005, a summary of City policies and procedures addressing water supply, demand, and conservation required by the State Department of Water Resources.

cc: Larry Pollard, Assistant Public Works Director
Phil Brun, General Manager, Water Division
Felix Riesenber, Senior Civil Engineer, Water Division
File/Scoop/Author

Clerkref: pcostello

City Hall Council Chambers
955 School Street

Tuesday, January 17, 2006

Disability related aids or services are available to enable persons with a disability to participate in this meeting, consistent with the Federal Americans with Disabilities Act of 1990. Assisted listening devices are available at the meeting for individuals with hearing impairments. If you are hearing impaired and would like information regarding this meeting, call the City's Telecommunications Device for the Deaf at 257-9506. Wheel chair access to the Council Chambers and speaker's microphone is available to all persons. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Department at 257-9503. Notification forty-eight (48) hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35.102-35.104 ADA Title II)

Si requiere traducción en español disponible para esta junta, llame al 257-9503 (Oficina de la Ciudad), no menos de 48 horas antes de la junta.

When addressing the City Council, stating your name and address is voluntary. Information you provide is included in the minutes of that meeting. Minutes are available on the City of Napa website at www.cityofnapa.org. If you do not wish your name and/or address to appear in the minutes, please either do not volunteer the information, or volunteer the information and request that it be excluded from the minutes. In some cases, it is helpful for the City to be able to locate individuals speaking on certain items so that they may be notified of future actions on that subject.

3:30 PM NAPA COMMUNITY REDEVELOPMENT AGENDA MEETING (See Separate Agenda)

3:30 PM NAPA CITY COUNCIL REGULAR MEETING

1. ROLL CALL

2. PUBLIC COMMENTS: Public Comments is time reserved on each regular meeting agenda to provide an opportunity for members of the public to directly address the Council on items of interest to the public. In addition, the public may speak on every item listed on the agenda at some time before or during the consideration of the item by the City Council. Where the agenda provides for public input or a public hearing on a specific matter (e.g. Hearings and Appeals and Consent Hearings), comment by the public on that matter shall be made at the time designated on the agenda for such input or hearing, and shall not be made during the Public Comment portion. Where the agenda lists matters for which the Council in its discretion may or may not take public input (e.g. Administrative Reports, Council Comments or Consent Calendar items not requiring a public hearing under Hearings and Appeals or Consent Hearings), comment by the public on those matters shall be made during the Public Comment portion of the agenda, and shall not be made at the time specified on the agenda unless the City Council determines that such comment shall be taken at the time of the Council's consideration of the specific matter. The five-minute time presentation will be applied. No action will be taken under Public Comments. Unless otherwise authorized by motion and vote of the Council, inquiries that require staff response shall be referred to staff for response at a later time. Questions for staff or the applicant shall be made through the Mayor. Where inquiries requiring response by staff are so authorized, the speaker's applicable time limit shall not be extended unless further authorized by motion and vote of the Council.

3. CONSENT CALENDAR: The following items listed on the Consent Calendar are considered routine and are approved by a single motion. Only the Mayor or any member of the City Council may request that any item listed under the Consent Calendar be removed and action taken separately. In the event an item is removed from the Consent Calendar, it shall be considered at the conclusion of action taken on the remaining items listed on the Consent Calendar.
 - A. Approval of the minutes of the meetings held January 3 & 10, 2006
 - B. Approval of the First Amendment to the Parking Garage Cooperative Agreement 8688 with the County of Napa, to revise Section 8 regarding the timing of the transfer of funds for the construction of the garage
 - C. Adopt Resolution R2006 --- authorizing appropriation of funds in the amount of \$13,860 for salary and benefits costs to administer coordination and monitoring services for River Pointe "no notice" drill for the Spring of 2006
 - D. Re-confirm Resolution R2006 9 (confirming the existence of a local emergency, 2005 – 2006 Flood)
 - E. Adopt Resolution R2006 --- authorizing appropriation of funds from the Per Capita program of the California Clean Water, Clean Air, Safe Neighborhood Parks and Coastal Protection Act of 2002 for construction of an electric golf cart facility at Kennedy Golf Course; and approval of agreement with Donald Wudtke and Associates for planning and engineering services
 - F. Authorize the Community Resources Director to execute agreement with the Foundation for Napa Recreation granting the Foundation a Right of Entry onto city property for the construction of Bocce Ball Court covers and waiving public works bidding requirements
 - G. Adopt Resolution R2006 --- authorizing appropriation of funds from the Roberti-Z'berg-Harris program of the California Clean Water, Clean Air, Safe Neighborhood Parks and Coastal Protection Act of 2002 for construction of replacement restrooms in Fuller Park
 - H. Adopt Resolution R2006 --- approving amendment to the personnel allocation for the Community Development Department (a) Planning Division to reflect the re-designation of the Senior Planner to an Associate Planner Position and the addition of one new Assistant Planner position; and (b) Building Inspection Division re-designation of the Senior Office Assistant and Office Assistant II positions to two Permit Technician positions
 - I. Adopt Resolution R2006 --- approving Final Map for Brown Subdivision, 2051 Big Ranch Road, 04 157
 - J. Adopt Resolution R2006 --- approving Final Map for Cottage Cove Subdivision, 57 Berna Avenue, 03 012
 - K. Approval of Agreement with Wildan for professional engineering consultant services for the City's Community Development Department – Engineering Division
 - L. Adopt Resolution R2006 --- authorizing a transfer of \$100,000 from Fiscal Year 2006-07 Capital Improvement Budget to Fiscal Year 2005-06 for engineering and staff services for the Redwood Road Overlay Project (5651-448)
4. ADMINISTRATIVE REPORTS: Reports and recommendations from administrative staff intended for City Council discussion/action and for which public input will only be entertained upon request of the Council. Action will only be taken at this meeting if the agenda description specifically provides for it. If time does not permit, during the afternoon session, remaining Administrative Reports will be considered following Hearing and Appeals scheduled during the 6:30 PM session on this agenda.
 - A. Status report, and discussion and direction, regarding the Gasser Environmental Impact Report, Master Plan, Development Plan, and Development Agreement
 - B. Status report, Napa County Flood Control Project
 - C. Discussion and direction to implement new State legislation (AB 1234) regarding ethics training for all city officers and employees, City policies to reimburse for expenses, and compensation for Mayor and Council

5:00 to 6:30 PM RECESS

5. PLEDGE OF ALLEGIANCE

6. PUBLIC COMMENTS: Public Comments is time reserved on each regular meeting agenda to provide an opportunity for members of the public to directly address the Council on items of interest to the public. In addition, the public may speak on every item listed on the agenda at some time before or during the consideration of the item by the City Council. Where the agenda provides for public input or a public hearing on a specific matter (e.g. Hearings and Appeals and Consent Hearings), comment by the public on that matter shall be made at the time designated on the agenda for such input or hearing, and shall not be made during the Public Comment portion. Where the agenda lists matters for which the Council in its discretion may or may not take public input (e.g. Administrative Reports, Council Comments or Consent Calendar items not requiring a public hearing under Hearings and Appeals or Consent Hearings), comment by the public on those matters shall be made during the Public Comment portion of the agenda, and shall not be made at the time specified on the agenda unless the City Council determines that such comment shall be taken at the time of the Council's consideration of the specific matter. The five-minute time presentation will be applied. No action will be taken under Public Comments. Unless otherwise authorized by motion and vote of the Council, inquiries that require staff response shall be referred to staff for response at a later time. Questions for staff or the applicant shall be made through the Mayor. Where inquiries requiring response by staff are so authorized, the speaker's applicable time limit shall not be extended unless further authorized by motion and vote of the Council.

7. CONSENT HEARINGS – The following items listed under Consent Hearings are considered routine and will be approved, adopted, accepted, etc., by one motion of the Council and roll call vote. A member of the public or a member of the City Council may remove any item designated under this portion of the agenda for separate discussion and action upon request. In such instance, the item shall be considered at the end of the Hearings and Appeals section of this agenda.

A. Adopt Resolution R2005 --- ordering the vacation and abandonment of River Street and portions of Sixth, Seventh and Eighth Streets for the Napa County Flood Control Project

8. HEARINGS AND APPEALS – Hearing and Appeal items are action for which public input is either desired or required. The applicant shall be allowed not more than 10 minutes to present his/her proposal at the onset of the hearing; and not more than 5 minutes following the public hearing to respond to public testimony. All other speakers are allowed not more than 5 minutes to present their testimony.

A. Appeal submitted by Toby Gewertz, of the Planning Commission's approval of a Use Permit submitted by Miller's Tae Kwon Do, 849 Jackson; adopt Resolution R2006 --- granting/denying appeal and granting/denying Use Permit

B. Adopt Resolution R2006 --- adopting the 2005 Update of the Urban Water Management Plan

9. COUNCIL GENERAL DISCUSSION – GC 54954.2(a): This is the opportunity for the Councilmembers to ask questions for clarification, provide information to staff, request staff to report back on a matter, or to direct staff to place a matter on a subsequent agenda.

10. ADJOURNMENT

Next Meeting January 24, 2006

I HEREBY CERTIFY THAT THE AGENDA FOR THE ABOVE STATED MEETING (S) WAS POSTED AT CITY HALL, 955 SCHOOL STREET, ON _____, _____, 2006 AT _____ AM / PM.

PAMYLA MEANS, MMC
CITY CLERK

MAYOR'S MESSAGE:

We, the Council, pledge to listen carefully to both sides of an issue, examine the rights of the individual, and see to the needs of our community before we make our decision.

Persons appearing before this Council will be heard. The courtesy extended to the individual speaker by the Council is what the Council expects from the audience toward that speaker. It is important that our meetings be conducted as efficiently as possible; please turn off cell phones and pagers before entering the Council Chambers. We thank you for your cooperation.

NOTE: TO LEARN MORE ABOUT YOUR LOCAL GOVERNMENT, VISIT US AT OUR WEBSITE. WWW.CITYOFNAPA.ORG

The Napa City Council meets regularly on the first and third Tuesday of each month. The Council may also meet on the second and/or fourth Tuesday for the purpose of completing unfinished business and/or study session. All meetings are held in the Council Chambers, City Hall, 955 School Street. The deadline to submit items to be scheduled for regular Council meeting agendas is 5:00 p.m. the Friday, eleven days prior to the Tuesday meeting. Correspondence and any other written material for an already scheduled agenda must be submitted no later than 12 o'clock noon on the Wednesday preceding said meeting.

NOTE: The time limit within which to commence any lawsuit or legal challenge to any quasi-adjudicative decision made by the City is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitations period is specified by any other provision. Under Section 1094.6, any lawsuit or legal challenge to any quasi-adjudicative decision made by the City must be filed no later than the 90th day following the date on which such decision becomes final. Any lawsuit or legal challenge, which is not filed within that 90-day period, will be barred.

If a citizen wishes to challenge the nature of the above actions in court, they may be limited to raising only those issues they or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City of Napa, at or prior to the public hearing. In addition, judicial challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies.