

**RESOLUTION No. 05-211**

**A RESOLUTION OF THE  
BOARD OF SUPERVISORS OF THE COUNTY OF NAPA, STATE OF CALIFORNIA,  
CREATING THE NAPA VALLEY TRANSPORTATION AUTHORITY**

**WHEREAS**, pursuant to Division 19 of the California Public Utilities Code, the Napa County Board of Supervisors may create a local transportation authority as a mechanism for developing a local transportation funding source in Napa County to address identified transportation funding shortfalls and provide local match funds for state and federal transportation funds to assist in maintaining Napa County's quality of life and economic viability by providing congestion relief, travel choices, and a safer transportation system; and

**WHEREAS**, Public Utilities Code sections 180050 and 180051 provide that the Board may create a local transportation authority and determine the membership of the authority with the concurrence of a majority of the cities having a majority of the population in the incorporated area of the County; and

**WHEREAS**, the cities of Napa, American Canyon, St. Helena, Calistoga, and the town of Yountville, representing a majority of the cities having a majority of the population in the incorporated area of the county, have all passed resolutions recommending the formation and concurring in the membership composition of a local transportation authority, to be known as the Napa Valley Transportation Authority; and

**WHEREAS**, the creation of a local transportation authority, and that authority's ability to develop additional local transportation funding sources as authorized by Division 19 of the Public Utilities Code will benefit the citizens of Napa County.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** by the Napa County Board of Supervisors as follows:

1. The foregoing recitals are true and correct.
2. The Board hereby adopts the Negative Declaration prepared for the formation of the Napa Valley Transportation Authority, and makes the following findings in conjunction therewith:
  - a). The Board has read and considered the Negative Declaration prior to taking action on said Negative Declaration and the proposed project;

b). The Negative Declaration reflects the Board's independent judgment and analysis, and was prepared and considered in accordance with the requirements of the California Environmental Quality Act;

c). There is no substantial evidence in the record as a whole, that the project will have a significant effect on the environment;

d). The Napa County Department of Conservation, Development and Planning is the custodian of the records of the proceedings on which this decision is based, and said records are located at the Department's office at 1195 Third Street, Suite 210, Napa, CA 94559;

e). The project has been found to have no significant adverse effect on wildlife resources as defined in Section 711.2 of the Fish and Game Code.

3. Pursuant to Public Utilities Code section 180050 there is hereby created and established in the County of Napa the Napa Valley Transportation Authority ("Authority"). The Authority shall be a public entity separate and apart from the County of Napa to the extent provided by law.

4. The Authority shall have a governing board composed of twelve members, who shall be elected officials of a local governmental entity within or partly within the County of Napa and who shall consist of the following:

- Two members of the Napa County Board of Supervisors as appointed by that Board, consistent with the Board appointments to the NCTPA.
- Two members of the City Council of the City of American Canyon as appointed by that council, consistent with the City's appointments to the NCTPA.
- Two members of the City Council of the City of Calistoga as appointed by that council, consistent with the City's appointments to the NCTPA.
- Two members of the City Council of the City of Napa as appointed by that council, consistent with the City's appointments to the NCTPA.
- Two members of the City Council of the City of St. Helena as appointed by that council, consistent with the City's appointments to the NCTPA.
- Two members of the Town Council of the Town of Yountville as appointed by that council, consistent with the Town's appointments to the NCTPA.
- Each appointing local governmental agency may designate an alternate to vote or otherwise officially participate for its member at meetings of the Authority when the member is not present. Each alternate shall be an elected official of the appointing local governmental agency, whose term shall be coterminous with that of the member. The alternate acting for the

member shall have all of the rights, privileges and responsibilities of the member.

5. The Authority shall have all of the powers and functions set forth in Division 19 (commencing with Section 180000) of the Public Utilities Code, including all powers incidental or necessary to (1) imposing and collecting a transactions and use tax and administering the tax proceeds pursuant to Chapter 5 (commencing with Section 180200) of the Public Utilities Code and the duly adopted and approved Expenditure Plan, and (2) issuing limited tax bonds to finance capital outlay expenditures as provided for the in the Expenditure Plan pursuant to Chapter 6 (commencing with Section 180250) of the Public Utilities Code.

**BE IT FURTHER RESOLVED**, that this Resolution shall take effect immediately.

The foregoing resolution was duly and regularly adopted at a regular meeting of the Board of Supervisors of the County of Napa, State of California, held on the 15th day of November, 2005, by the following vote:

AYES: SUPERVISORS

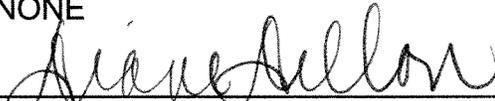
DODD, DILLON, MOSKOWITE, LUCE  
and WAGENKNECHT

NOES: SUPERVISORS

NONE

ABSENT: SUPERVISORS

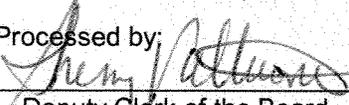
NONE

  
\_\_\_\_\_  
Diane Dillon, Chair  
Board of Supervisors

ATTEST:

PAMELA MILLER  
Clerk of the Board

BY:   
\_\_\_\_\_

**Approved by the Napa County  
Board of Supervisors**  
Date: November 15, 2005  
Processed by:   
\_\_\_\_\_  
Deputy Clerk of the Board

**APPROVED AS TO FORM  
OFFICE OF COUNTY COUNSEL**  
By: Robert Paul  
Date: 11-7-05