



County of El Dorado

Board of Supervisors
Department
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Placerville, California
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Minutes - Final Board of Supervisors

Michael Ranalli, Chair, District IV
Sue Novasel, Vice Chair, District V
Brian K. Veerkamp, Second Vice Chair, District III
John Hidahl, District I
Shiva Frentzen, District II

James S. Mitrising, Clerk of the Board of Supervisors
Don Ashton, Chief Administrative Officer
Michael J. Ciccozzi, County Counsel

Tuesday, April 24, 2018

8:00 AM

330 Fair Lane, Placerville, CA

ADDENDUM

Item 54 is hereby added to Closed Session.

Vision Statement

**Safe, healthy and vibrant communities, respecting our natural resources
and historical heritage**

This institution is an equal opportunity provider and employer.

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The Board of Supervisors is concerned that written information submitted to the Board the day of the Board meeting may not receive the attention it deserves. The Board Clerk cannot guarantee that any FAX, email, or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

The Board meets simultaneously as the Board of Supervisors and the Board of Directors of the Air Quality Management District, In-Home Supportive Services, Public Housing Authority, Redevelopment Agency and other Special Districts.

For Purposes of the Brown Act § 54954.2 (a), the numbered items on this Agenda give a brief description of each item of business to be transacted or discussed. Recommendations of the staff, as shown, do not prevent the Board from taking other action.

Materials related to an item on this Agenda submitted to the Board of Supervisors after distribution of the agenda packet are available for inspection during normal business hours in the public viewing packet located in Building A, 330 Fair Lane, Placerville or in the Board Clerk's Office located at the same address. Such documents are also available on the Board of Supervisors' Meeting Agenda webpage subject to staff's ability to post the documents before the meeting.

PROTOCOLS FOR PUBLIC COMMENT

Public comment will be received at designated periods as called by the Board Chair.

Public comment on items scheduled for Closed Session will be received before the Board recesses to Closed Session.

Except with the consent of the Board, individuals shall be allowed to speak to an item only once.

On December 5, 2017 the Board adopted the following protocol relative to public comment periods:

Time for public input will be provided at every Board of Supervisors meeting. Individuals will have three minutes to address the Board. Individuals authorized by organizations will have three minutes to present organizational positions and perspectives and may request additional time, up to five minutes. At the discretion of the Board, time to speak by any individual may be extended.

A total of 20 minutes will be allocated for public comment during Open Forum and for each agenda item to be discussed. Public comment on certain agenda items designated and approved by the Board may be treated differently with specific time limits per speaker or a limit on the total amount of time designated for public comment. It is the intent of the Board that quasi-judicial matters have additional flexibility depending upon the nature of the issue.

Individual Board members may ask clarifying questions but will not engage in substantive dialogue with persons providing input to the Board.

If a person providing input to the Board creates a disruption by refusing to follow Board guidelines, the Chair of the Board may take the following actions.

Step 1. Request the person adhere to Board guidelines. If the person refuses, the Chair may ask the Clerk to turn off the speaker's microphone.

Step 2. If the disruption continues, the Chair may order a recess of the Board meeting.

Step 3. If the disruption continues, the Chair may order the removal of the person from the Board meeting.

8:00 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSION

Present: 5 - Supervisor Veerkamp, Supervisor Frentzen, Supervisor Ranalli, Supervisor Novasel and Supervisor Hidahl

9:06 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS

Present: 5 - Supervisor Veerkamp, Supervisor Frentzen, Supervisor Ranalli, Supervisor Novasel and Supervisor Hidahl

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Supervisor Novasel gave the Invocation.
Supervisor Novael led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: K. Payne, G. Staton, S. Taylor, W. Nagel

A motion was made by Supervisor Frentzen, seconded by Supervisor Veerkamp to Adopt the Agenda and Approve the Consent Calendar with the following changes:

Item 16 strike through of March 1, 2018 in the title and add after for the term "upon execution of the Board of Supervisors" through April 1, 2021.

Supervisor Veerkamp recused himself from item 23.

Pull items 18 and 26 for discussion.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

18-0714 Adoption of the Agenda and Approval of the Consent Calendar (See Attachment)

The Board may make any necessary additions, deletions or corrections to the agenda including moving items to or from the Consent Calendar and adopt the agenda and the Consent Calendar with one single vote. A Board member may request an item be removed from the Consent Calendar for discussion and separate Board action. At the appropriate time as called by the Board Chair, members of the public may make a comment on matters on the Consent Calendar prior to Board action.

OPEN FORUM

Public Comment: D. Cox, S. Cabrera

18-0712 OPEN FORUM (See Attachment)

Open Forum is an opportunity for members of the public to address the Board of Supervisors on subject matter that is not on their meeting agenda and within their jurisdiction. Public comments during Open Forum are limited to three minutes per person. Individuals authorized by organizations will have three minutes to present organizational positions and perspectives and may request additional time, up to five minutes. The total amount of time reserved for Open Forum is 20 Minutes.

CONSENT CALENDAR

1. **18-0623** Clerk of the Board recommending the Board approve the Minutes from the regular meeting of the Board of Supervisors on April 10, 2018.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

2. **18-0569** Human Resources Department recommending the Board approve and authorize the Chair to sign Resolution **062-2018** authorizing the Director of Human Resources to serve as a Custodian of Records with the California Department of Justice for the County of El Dorado Human Resources Department.

FUNDING: General Fund.

Resolution 062-2018 was Adopted upon Approval of the Consent Calendar.

3. **18-0570** Human Resources Department and Chief Administrative Office recommending the Board adopt a new Pre-Employment Background Check Policy (Policy E-4).

FUNDING: Individual Departments.

This matter was Approved on the Consent Calendar.

4. **18-0607** Human Resources Department recommending the Board adopt the Background Investigation for Individuals with Access to Federal Tax Information Policy (Policy E-9).

FUNDING: Individual Departments.

This matter was Approved on the Consent Calendar.

5. **18-0620** Human Resources Department recommending the Board:
1) Approve and authorize the Chair to sign Resolution **066-2018** adopting the revised personnel allocations for the Library Department; and
2) Waive the requirement for filling two reclassified positions through a competitive examination process, allowing the current incumbents to be appointed to the positions as provided for in Section 306.1 of the Personnel Rules.

FUNDING: N/A

This matter was Approved and Resolution 066-2018 was Adopted upon Approval of the Consent Calendar.

6. **18-0469** Information Technologies Department recommending the Board consider the following:
- 1) Continue to exempt the purchase of specific computer software for the County's Virtual Desktop Interface conversion project from competitive bidding pursuant to County Purchasing Ordinance 3.12.160 (C), as competitive bidding would produce no economic benefit to the County;
 - 2) Approve and authorize the Purchasing Agent to issue a purchase order to DSA Technologies in the amount of \$120,000 for the purchase of VMWare NSX Advanced per Processor software and Production support/subscription for VMWare NSX OMAAdvanced per Processor for one (1) year; and
 - 3) Authorize the Purchasing Agent to sign a purchase order for same.

FUNDING: General Fund, with partial cost recovery in future years through the A-87 Cost Plan.

This matter was Approved on the Consent Calendar.

7. **18-0470** Information Technologies Department recommending the Board consider the following:
- 1) Waive formal bid requirements in accordance with Purchasing Ordinance 3.12.160, exemptions from competitive process, Section D;
 - 2) Authorize the use of the Utah NASPO ValuePoint (formerly WSCA-NASPO) master price agreement AR233 and California Participating Addendum 7-14-70-04 for the acquisition of computer hardware, software, and support services necessary for an upgrade of the existing data center core switch equipment; and
 - 3) Approve and authorize the Purchasing Agent to issue a purchase order to ConvergeOne, Inc., the designated reseller of the awarded vendor, Cisco Systems, Inc., under the State contract, in the amount of \$126,040.20, plus applicable sales tax, for the purchase of Cisco Core Switch Hardware and Cisco warranty/maintenance support for one (1) year.

FUNDING: General Fund, with partial cost recovery in future years through the A-87 Cost Plan.

This matter was Approved on the Consent Calendar.

8. **18-0636** TRAKiT Executive Committee recommending the Board receive and file an attached update memo on the TRAKiT system, a planning, permitting, and parcel management software solution.

This matter was Approved on the Consent Calendar.

9. 18-0510

Supervisor Novasel recommending the Board:

- 1) Determine that a public benefit exists from a continuation of effort that arose from the South Lake Tahoe Housing Task Force meetings in 2016-2017 to examine the housing situation in South Lake Tahoe and the adjoining region to determine viable and equitable strategies for resolving resident access to affordable housing, workforce housing, and/or home ownership;
- 2) Approve and authorize the Board Chair to sign Funding Agreement #2942 with the Tahoe Prosperity Center for a term of 1 year in the amount of \$10,000 for the purpose of helping to cover the costs associated with initiating the Tahoe Workforce Housing Project 2018-2019.

FUNDING: Economic Development funding received from Transient Occupancy Tax revenue.

This matter was Approved on the Consent Calendar.

10. 16-0305

Supervisor Ranalli recommending the Board find that a state of emergency continues to exist in El Dorado County as a result of unprecedented tree mortality due to drought conditions and related bark beetle infestations. (Cont. 4/10/18, Item 8)

This matter was Approved on the Consent Calendar.

11. 18-0536

Supervisor Ranalli recommending the Board approve **Final Passage** (Second Reading) of Ordinance **5084** amending Chapter 9.55 of the El Dorado County Ordinance Code pertaining to the Camping and Storage of Personal Property on Private and Public Property to prohibit camping at County cemeteries or property that was obtained to preserve the existing natural conditions or habitats, including but not limited to habitat for Pine Hill Endemics or Oak Woodlands, or as a means to mitigate impacts to such habitats or the environment from public works or development projects. (Cont. 4/10/18, Item 16)

Ordinance 5084 was Adopted upon Approval of the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

12. 17-1268

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign revenue Agreement for Services 295-S1811 with County of Nevada, for the provision of acute inpatient mental health services for the clients they refer to the El Dorado County Psychiatric Health Facility effective upon execution for a three (3) year term, with a maximum contractual obligation of \$200,000 per fiscal year; and
- 2) Authorize the Director of the Health and Human Services Agency, or designee, to execute further documents relating to Agreement for Services 295-S1811 including amendments which do not increase the maximum dollar amount or term of the Agreement, and contingent upon approval by County Counsel and Risk Management.

FUNDING: Fee for service revenue from the County of Nevada.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

- 13. 18-0502** The El Dorado County Air Quality Management District recommending the Board, acting as the Air Quality Management District Board of Directors, adopt and authorize the Chair to sign Resolution **070-2018** authorizing the acceptance of funding from the California Air Resources Board to implement the Community Air Protection Program. Estimated revenue for Fiscal Year 2018/19 is expected to be \$30,565.

FUNDING: Funding authorized by Assembly Bill 109 from the California Air Resources Board.

Resolution 070-2018 was Adopted upon Approval of the Consent Calendar.

- 14. 18-0371** Community Development Services, Administration and Finance Division, recommending the Board approve and authorize the Chair to sign the following perpetual agreements to allow credit and debit card, as well as electronic fund transfer payment transactions for permit, project and code enforcement fees, and other charges that will be processed through TRAKiT, the county's new software program being implemented for planning, permitting, and parcel management, as follows:
- 1) Cardknox Agreement 2709 (Attachments A & B) with Cardknox, effective upon final execution and continuing until terminated, with payments made on an annual basis in an amount no greater than \$1,000, and in year-one the county will incur equipment costs of \$6,750 for the necessary credit card readers, as well as startup costs not to exceed \$100; and
 - 2) Cardknox Agreement 2712 (Attachments C & D) with Fidelity Payment Services, effective upon final execution and continuing until terminated, with payments made on an annual basis in an amount not to exceed \$500, and in the first year the county will incur startup costs not to exceed \$100 in addition to the ongoing annual fees of \$20.

FUNDING: Solid Waste Franchise Fees, Building Permit Fees, and Technology Fees (credit card processing fees are paid by cardholders).

This matter was Approved on the Consent Calendar.

- 15. 18-0114** Community Development Services, Environmental Management Department, recommending the Board approve and authorize the Chair to sign Agreement for Services 2554 with Stantec Consulting Services, Inc., for the provision of as-needed wastewater treatment plant general engineering and construction quality assurance services for the Union Mine Wastewater Treatment Plant, with a not-to-exceed amount of \$150,000, and with a term of three (3) years.

FUNDING: Non-General Fund/County Service Area 10 Funds.

This matter was Approved on the Consent Calendar.

- 16. 18-0500** Community Development Services, Environmental Management Department, recommending the Board consider the following:
- 1) Accept a grant award funded through the Greenhouse Gas Reduction Fund from the State of California, Department of Resources Recycling and Recovery, Fiscal Year 2017/18 Food Waste Prevention and Rescue Grant Program, in the amount of \$277,140, for the term of ~~March 1, 2018~~ upon execution of the Board of Supervisors through April 1, 2021; and
 - 2) Delegate authority to the Environmental Management Department Director, or designee, to execute the Grant Agreement and all Grant related documents including, but not limited to, amendments, requests for payment, reports, and all associated documents necessary to secure and expend the funds for the purpose of implementing this Food Waste Prevention and Rescue Grant Program.

FUNDING: Non-General Fund / State of California, Department of Resources Recycling and Recovery, Fiscal Year 2017/2018 Food Waste Prevention and Rescue Grant Program.

This matter was Approved on the Consent Calendar and strike through of March 1, 2018 in the title and add after for the term "upon execution of the Board of Supervisors" through April 1, 2021.

17. 18-0209

Community Development Services, Department of Transportation and the Environmental Management Department, recommending the Board:

- 1) Approve and authorize the Chair to sign a budget transfer adjusting the budget for Fiscal Year 2017/18 to allow for an increase in the CSA 3 budget for snow removal equipment rental expenses; an increase in the CSA 9 Pioneer Place Zone 64 budget for maintenance and construction costs for emergency sink hole repairs; the purchase of a tactical robot that will be used for haz mat emergency response for the Environmental Management Department; and the purchase and implementation of the Scale House Automation project for the Union Mine landfill (4/5 vote required);
- 2) Approve the addition of a tactical robot that will be used for haz mat emergency response to the Environmental Management Department fixed asset list; and
- 3) Approve the addition of the Scale House Automation project for the Union Mine landfill to the Environmental Management Department fixed asset list.

FUNDING: Various (see detail below).

This matter was Approved on the Consent Calendar.

18. 18-0424

Community Development Services, Department of Transportation, recommending the Board consider the following pertaining to the Newtown Road Storm Damage Repair Project, PW 17-31185, CIP 78706, and Contract 2685:

- 1) Award the Construction Contract to Hooker Creek, Inc., who submitted the lowest responsive, responsible bid of \$909,301.00;
- 2) Approve and authorize the Chair to sign the Construction Contract, subject to review and approval by County Counsel and Risk Management; and
- 3) Authorize the Director of Transportation to sign an Escrow Agreement, if requested by the Contractor and in accordance with Public Contract Code Section 22300, for the purpose of holding Contract retention funds.

FUNDING: Federal Highway Administration anticipated reimbursement (88.53%), California Disaster Assistance Act anticipated reimbursement (8.60%), Road Fund (2.87%).

Public Comment: W. Nagel

A motion was made by Supervisor Veerkamp, seconded by Supervisor Hidaahl to Approve this matter.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidaahl

- 19. 18-0441** Community Development Services, Department of Transportation, recommending the Board approve and authorize the Chair to sign the Memorandum of Understanding with the City of Folsom to define the roles and responsibilities of each agency for the construction and maintenance of improvements to Green Valley Road between Sophia Parkway in El Dorado Hills and Natoma Street in Folsom.

FUNDING: Road Fund (Maintenance Only).

This matter was Approved on the Consent Calendar.

- 20. 18-0487** Community Development Services, Department of Transportation, recommending the Board consider the following pertaining to the re-bid of the Silva Valley Parkway Class 1 and 2 Bike Lanes (Harvard to Green Valley) Project, Contract PW 17-31203, CIP 72310, Contract 2749:
- 1) Approve and adopt the Plans and Contract Documents and authorize the Chair to sign the Plans; and
 - 2) Authorize advertisement for construction bids.

FUNDING: Congestion Mitigation and Air Quality Program (CMAQ) (95% - Federal), Urban State Transportation Block Grant Program (Urban STBG) (4% - Federal), Road Fund (1% - Local).

This matter was Approved on the Consent Calendar.

- 21. 18-0505** Community Development Services, Department of Transportation, recommending the Board, pending review and approval by County Counsel and Risk Management, consider the following pertaining to the Francisco Drive Americans with Disabilities Act Improvement Project, Contract PW 18-31218, CIP 71363, Contract 2773:
- 1) Approve and adopt the Plans and Contract Documents and authorize the Chair to sign the Plans; and
 - 2) Authorize advertisement for construction bids.

FUNDING: Regional Surface Transportation Program - Urban Surface Transportation Block Grant Program (100%). (Federal Funds)

This matter was Approved on the Consent Calendar.

- 22. 18-0552** Community Development Services, Department of Transportation, recommending the Board adopt and authorize the Chair to sign Resolution **061-2018** adopting a list of projects funded in Fiscal Year 2018/19 by Senate Bill 1: The Road Repair and Accountability Act of 2017.

FUNDING: Senate Bill 1.

Resolution 061-2018 was Adopted upon Approval of the Consent Calendar.

- 23. 18-0563** Community Development Services, Department of Transportation, recommending the Board consider the following pertaining to the Arrowbee Estates Road Zone of Benefit 98201 Road Maintenance and Improvement Services Contract PW 16-31129, P&C 093-C1775, Contract 2762:
- 1) Award the Contract to Doug Veerkamp General Engineering, Inc., who submitted the lowest responsive, responsible bid of \$207,524.03;
 - 2) Approve and authorize the Chair to sign the Contract; pending review and approval of the Contract documents by County Counsel and Risk Management;
 - 3) Authorize the Director of Transportation to sign the Notice of Acceptance upon completion of the Work; and
 - 4) Authorize the Clerk to release the Performance and Payment bonds at the end of the one year Warranty period.

FUNDING: Arrowbee Estates Zone of Benefit assessments.

**This matter was Approved on the Consent Calendar.
Supervisor Veerkamp recused himself from this matter.**

24. 18-0560

Community Development Services, Department of Transportation, recommending the Board take the following actions pertaining to the re-bid of El Dorado Trail - Los Trampas to Halcon Project, Contract 2612, PW 17-31207, CIP 97012:

- 1) Award the Construction Contract to Granite Construction Company for being the lowest responsive, responsible bidder;
- 2) Approve and authorize the Chair to sign the Construction Contract, subject to review and approval by County Counsel and Risk Management;
- 3) Authorize the Director of Transportation to sign an Escrow Agreement, if requested by the Contractor and in accordance with Public Contract Code Section 22300, for the purpose of holding Contract retention funds; and
- 4) Approve and ratify the Director of Transportation's signature on the State of California Department of Parks and Recreation's Grant Contract from the Recreational Trails Program for acceptance of the additional \$300,000 in grant funding.

FUNDING: Accumulative Capital Outlay-Parks (16%), Congestion Mitigation and Air Quality Program (33%), Pollock Pines/Camino Park Zone of Benefit (3%), Regional Surface Transportation Program Exchange Funds-Rural-EDCTC (6%), State Parks Recreational Trails Program (37%), and Transportation Development Act (5%). (Local, State, and Federal Funds).

This matter was Approved on the Consent Calendar.

25. 18-0630

Community Development Services, Department of Transportation, recommending the Board retroactively (to April 10, 2018) approve and authorize the Chair to execute Contract Change Order 3, adding three trees to the scope of work at a cost of \$19,196.00 on the Tree Mortality Project Phase III, Contract 2423, PW 17-30218.

FUNDING: California Disaster Assistance Act Funds (75% - State) and CAL FIRE (25% -State).

This matter was Approved on the Consent Calendar.

26. 18-0542

Planning and Building Department recommending the Board:

1) Approve the following reformatted Design Guides:

- a) Adopt and authorize the Chair to sign Resolution **071-2018** for Community Design Guide;
- b) Adopt and authorize the Chair to sign Resolution **072-2018** for Historic Design Guide;
- c) Adopt and authorize the Chair to sign Resolution **073-2018** for Sierra Design Guide; and
- d) Adopt and authorize the Chair to sign Resolution **074-2018** for Missouri Flat Design Guidelines; and

2) Approve minor revisions to the Mixed Use Design Manual as authorized in Resolution 197-2015.

FUNDING: N/A

Public Comment: S. Taylor

A motion was made by Supervisor Veerkamp, seconded by Supervisor Novasel to Approve this matter and Adopt Resolutions 071-2017, 072-2018, 073-2018, 074-2018.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

LAW AND JUSTICE - CONSENT ITEMS

- 27. 18-0573** District Attorney recommending the Board
- 1) Approve the use of Supplemental Local Law Enforcement Funding in Fiscal Year 2017/18 for the purchase of equipment and software for a digital forensic lab in the District Attorney's leased facility;
 - 2) Approve and authorize the Chair to sign a budget transfer increasing revenue and appropriations within the District Attorney's budget by \$6,000 (4/5 vote required); and
 - 3) Approve a change to the District Attorney's Fiscal Year 2017/18 Fixed Asset List, increasing the Forensic Tower fixed asset dollar amount from \$20,000 to \$26,000.

FUNDING: Supplemental Local Law Enforcement Funding.

This matter was Approved on the Consent Calendar.

- 28. 18-0518** Probation Department recommending the Board approve the following equipment related to security surveillance video storage to the Probation Department's Fiscal Year 2017/18 Fixed Asset Listing: One Aberdeen Stirling X32 Storage Server and JBOD S43/S44 Expansion System.

FUNDING: General Fund (Probation Department Fiscal Year 2017/18 Approved Budget).

This matter was Approved on the Consent Calendar.

- 29. 18-0553** Sheriff's Office, Probation Department, District Attorney's Office, and Animal Services Division recommending the Board approve the following:
- 1) Award Bid 18-680-035 for the purchase of Ammunition to the low qualified bidders, San Diego Police Equipment Company, Inc. of San Diego, CA. and Miwall Corporation of Grass Valley, CA. and Dooley Enterprises of Anaheim, CA;
 - 2) Authorize the Purchasing Agent to issue purchase contracts to San Diego Police Equipment Co. in the amount of \$114,200, to Miwall Corporation in the amount of \$25,700, and to Dooley Enterprises in the amount of \$14,200 for a total award in the amount of \$154,100 plus applicable sales tax, for a twelve month (12-month) award period following Board approval; and
 - 3) Authorize the Purchasing Agent to increase the blanket purchase orders on an "as needed" basis during the awarded period as necessary based on departments estimated needs.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

- 30. 18-0452** Sheriff's Office recommending the Board approve and authorize the Chair to execute Reimbursement Agreement 2796 between the County and City of South Lake Tahoe for reimbursement of funds in the amount of \$47,138 for the grant performance period that ends May 31, 2020 from the Fiscal Year 2017 Homeland Security Grant for the purchase of a Crime Mapping System for the South Lake Tahoe Police Department.

FUNDING: Fiscal Year 2017 Homeland Security Grant.

This matter was Approved on the Consent Calendar.

- 31. 18-0297** Sheriff's Office recommending the Board authorize the continuation of perpetual Agreement 875-S0911 (#1026) with Keefe Commissary Network, LLC, an affiliate of The Keefe Group, for the term April 30, 2018 through April 29, 2019 to provide commissary services to the inmates housed in the Placerville and South Lake Tahoe Jails.

FUNDING: Inmate Welfare Trust Account - No County Funds.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

DEPARTMENT MATTERS (Items in this category may be called at any time)

- 32. 18-0422** Community Development Services, Environmental Management Department, recommending the Board:
- 1) Approve the **Introduction** (First Reading) of Ordinance **5083** amending in its entirety Chapter 8.76, Ordinance 4629, of the El Dorado County Ordinance Code pertaining to bear-proof garbage can requirements; and
 - 2) Waive full reading of the Ordinance, read by title only and Continue to May 8, 2018, for **Final Passage** (Second Reading). (Est. Time: 20 Min.)

FUNDING: County Service Area 10, Zone C Litter Abatement.

A motion was made by Supervisor Novasel, seconded by Supervisor Hidahl to Approve this matter and Continue Ordinance 5083 to May 8, 2018 for Final Passage (Second Reading).

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

- 33. 18-0567** Health and Human Services Agency, recommending the Board adopt and authorize the Chair to sign Resolution **058-2018**, thereby:
- 1) Approving revision of the name of the Mental Health Commission to the Behavioral Health Commission; and
 - 2) Adopting the revised Bylaws of the El Dorado County Behavioral Health Commission pursuant to California Welfare and Institutions Code Section 5604. (Est. Time: 10 Min.)

FUNDING: N/A

A motion was made by Supervisor Hidahl, seconded by Supervisor Ranalli to Approve this matter and Adopt Resolution 058-2018.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

- 34. 18-0355** Board of Supervisors to take final action to deny the appeal submitted by Adam and Angela Anderson appealing the Planning Commission's February 8, 2018, County modification of Special Use Permit S10-0009 for Villa Florentina Bed & Breakfast, modify Special Use Permit S10-0009 to remove the ability to conduct special events, and adopt findings of fact pursuant to their action on April 10, 2018 (Item 22). (Supervisory District 4) (Est. Time: 15 Min.)

A motion was made by Supervisor Hidahl, seconded by Supervisor Veerkamp to Approve this matter.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

10:00 A.M. - TIME ALLOCATION

- 35. 18-0289** Supervisor Novasel recommending the Board consider the following:
- 1) Receive an invitation for the Board and the community to participate in the annual Great Bike Ride, May 8, 2018, from 11:30 a.m. to 1:00 p.m. on the El Dorado Trail, starting at the County offices between Buildings A and B, 330 Fair Lane, Placerville; and
 - 2) Approve a Proclamation recognizing the month of May, 2018 as National Bike Month. (Est. Time: 5 Min.)

Supervisor Novasel read the Proclamation.

A motion was made by Supervisor Novasel, seconded by Supervisor Ranalli to Approve this matter.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

- 36. 18-0190** Health and Human Services Agency recommending the Board recognize Barbara Mick upon her retirement from the County of El Dorado Health and Human Services Agency, and approve the Chair to sign a Proclamation recognizing Barbara's service and dedication to the clients in the Social Services Division of the Health and Human Services Agency. (Est. Time: 5 Min.)

Supervisor Novasel read the Proclamation.

A motion was made by Supervisor Novasel, seconded by Supervisor Veerkamp to Approve this matter.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

- 37. 18-0288** Health and Human Services Agency recommending the Board:
- 1) Approve and authorize the Chair to sign a proclamation to recognize April 15 - 21, 2018 as National Volunteer Week; and
 - 2) Recognize and formally thank the volunteers who work with the Health and Human Services Agency for their time and energy to support and improve our community. (Est. Time: 10 Min.)

FUNDING: N/A

Supervisor Ranalli read the Proclamation.

A motion was made by Supervisor Ranalli, seconded by Supervisor Hidahl to Approve this matter.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

- 38. 18-0609** Supervisor Veerkamp recommending the Board receive a presentation from the 2017/18 El Dorado County Youth Commission. The purpose of their presentation is to report out on their activities during this school year. (Est. Time: 20 Min.)

Received and Filed.

39. 18-0490

HEARING - Auditor-Controller recommending the Board authorize the Auditor to Disburse Excess Proceeds to Claimants. (Est. Time: 20 Min.)

Supervisor Ranalli opened the public hearing and at the conclusion of the public comment period, closed the public hearing.

A motion was made by Supervisor Veerkamp, seconded by Supervisor Hidahl to Approve this matter.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

A motion was made by Supervisor Frentzen, seconded by Supervisor Hidahl to authorize County Counsel to file an interpleader action regarding the excess proceeds in the event the agreement is not fully executed

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

11:00 A.M. - TIME ALLOCATION

- 40. 18-0642** Supervisor Frentzen recommending the Board consider the following:
- 1) Recognize and thank Fred Simon for his many years of service and contributions to the community, and
 - 2) Approve and authorize the Chair to sign a Certificate of Recognition.
- (Est. Time 5 Min.)

Supervisor Frentzen read the Certificate of Recognition.

A motion was made by Supervisor Frentzen, seconded by Supervisor Ranalli to Approve this matter.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

- 41. 18-0670** Supervisor Ranalli recommending the Board consider the following:
- 1) Receive a presentation provided by William E. Schultz, County of El Dorado Veterans Affairs Director regarding the recognition of May as "National Military Appreciation Month"; and
 - 2) Approve and authorize Chair to sign a Proclamation recognizing the month of May as "National Military Appreciation Month." (Est. Time: 5 Min.)

Public Comment: S. Bradley

Supervisor Ranalli read the Proclamation.

A motion was made by Supervisor Ranalli, seconded by Supervisor Frentzen to Approve this matter.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

- 42. 18-0597** Health and Human Services Agency recommending the Board:
- 1) Receive a status update from the Senior Legal Services Ad Hoc Committee; and
 - 2) Consider and approve the following recommendations from the Committee to maintain the current structure of Senior Legal Services since it has been determined to be the most cost effective, efficient and highest of quality service, as a program within the Health and Human Services Agency, with a comparable level of General Fund support for Fiscal Year 2018/19, and continue to look into other possibilities for sustainable funding. (Est. Time: 1 Hr.)

FUNDING: Federal, State and General Fund.

Public Comment: R. Berger, R. Wyatt, K. Lishman, S. Shervey

A motion was made by Supervisor Veerkamp, seconded by Supervisor Frentzen to Approve this matter.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

2:00 P.M. - TIME ALLOCATION

- 43. 18-0586** HEARING - To consider a request by Roland and Penny Brecek appealing the Planning and Building Department Director's February 22, 2018, approval of Grading Permit number 263768 on property identified by Assessor's Parcel Number 110-460-61, consisting of 1 acre, in the El Dorado Hills area; and staff recommending the Board take the following actions:

- 1) Find Grading Permit number 263768 is exempt pursuant to California Environmental Quality Act Guidelines Section ~~450303(a)~~ 15303(a) (Categorical Exemption- New Construction or Conversion of Small Structures-Single Family Residence); and
- 2) Deny the appeal, thereby upholding the approval of Grading Permit number 263768 by the Planning and Building Department Director on February 22, 2018. (Supervisory District 1) (Est. Time: 1 Hr.)

Public Comment: N. Witt, J. Hanes, I. Denapli, C. Dunbar, P. Brecek, B. Beland, R. Nelson, L. Crawford, M. Herrera, D. Beland

Supervisor Ranalli opened the public hearing and at the conclusion of the public comment period, closed the public hearing.

A motion was made by Supervisor Hidahl, seconded by Supervisor Veerkamp to Approve this matter thus denying the appeal and thereby upholding the approval of Grading Permit number 263768 by the Planning and Building Department Director on February 22, 2018.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

2:30 P.M. - TIME ALLOCATION

- 44. 18-0655** Chief Administrative Officer recommending the Board explore options to develop an economic development incentive policy that allows for the County to loan or reimburse non-residential developers for the cost of impact fees established on behalf of special districts (e.g, Fire Districts, Community Services Districts, and Parks & Recreation Districts) related to non-residential development, such as retail/commercial, office, research and development, industrial, agriculture or warehouse/distribution development, and direct staff to return to the Board within 90 days with a draft policy for consideration. (Est. Time: 15 Min.)

FUNDING: Economic Development funding received from Transient Occupancy Tax revenue.

Public Comment: K. Payne

A motion was made by Supervisor Hidahl, seconded by Supervisor Ranalli to Approve this matter.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

- 45. 18-0582** HEARING - The Board is asked to consider a request from the Rescue Fire Protection District ("District") to adopt and authorize the Chair to sign Resolution **063-2018** revising development impact mitigation fees for the District. (Est. Time: 15 Min.)

Items 45 and 46 were heard together.

Supervisor Ranalli opened the public hearing and at the conclusion of the public comment period, closed the public hearing.

A motion was made by Supervisor Veerkamp, seconded by Supervisor Hidahl to Adopt Resolution 063-2018.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

- 46. 18-0583** HEARING - The Board is asked to consider a request from the Lake Valley Fire Protection District ("District") to adopt and authorize the Chair to sign Resolution **064-2018** revising development impact mitigation fees for the District. (Est. Time: 15 Min.)

Items 45 and 46 were heard together.

Supervisor Ranalli opened the public hearing and at the conclusion of the public comment period, closed the public hearing.

A motion was made by Supervisor Novasel, seconded by Supervisor Frentzen to Adopt Resolution 064-2018.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

3:30 P.M. - TIME ALLOCATION

- 47. 18-0604** HEARING - Community Development Services, Department of Transportation, recommending the Board conduct a Hearing to consider adoption of Resolution of Necessity **067-2018** related to the Silver Springs Parkway to Bass Lake Road (south segment) Project CIP 76108 (Project) authorizing the commencement of eminent domain proceedings to acquire Assessor Parcel Number 115-030-16, owned by: Carl E. Pohto and Laura E. Pohto, his wife as joint tenants, and finding that:
- 1) The public interest and necessity require the proposed Project;
 - 2) The Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury;
 - 3) The Property sought to be acquired is necessary for the Project;
 - 4) The Offer required by Section 7267.2 of the Government Code has been made to the owner(s) of record, unless the owner(s) could not be located with reasonable diligence; and
 - 5) Authorizing outside Counsel; Meyers-Nave, with cooperation as needed from County Counsel, to proceed with the necessary steps to acquire the required property.

Note: A 4/5 vote of the Board is required to adopt the Resolution of Necessity. This Resolution of Necessity and the following eminent domain action is required on this parcel because the owners of record are deceased. (Est. Time: 15 Min.)

FUNDING: This Project is funded by Developer Advanced TIM fees, County (west slope) TIM fees, Developer Funds and Road Funds/Discretionary Funds.

Public Comment: M. Szegedy, K. Payne

Items 47-49 were heard together.

Supervisor Ranalli opened the public hearing and at the conclusion of the public comment period, closed the public hearing.

A motion was made by Supervisor Hidahl, seconded by Supervisor Veerkamp to Approve this matter and Adopt Resolution of Necessity 067-2018.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

48. 18-0605

HEARING - Community Development Services, Department of Transportation, recommending the Board conduct a Hearing to consider adoption of Resolution of Necessity **068-2018** related to the Silver Springs Parkway to Bass Lake Road (south segment) Project CIP 76108 (Project) authorizing the commencement of eminent domain proceedings to acquire the parcel described in the attached Plat and Legal Description which has no Assessor Parcel Number, owned by: the Retirement Activities Group, and finding that:

- 1) The public interest and necessity require the proposed Project;
- 2) The Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury;
- 3) The Property sought to be acquired is necessary for the Project;
- 4) The Offer required by Section 7267.2 of the Government Code has been made to the owner(s) of record, unless the owner(s) could not be located with reasonable diligence; and
- 5) Authorizing outside Counsel; Meyers-Nave, with cooperation as needed from County Counsel, to proceed with the necessary steps to acquire the required property.

Note: A 4/5 vote of the Board is required to adopt the Resolution of Necessity. This Resolution of Necessity and the following eminent domain action is required on this parcel because the owners were unable to be located. (Est. Time: 15 Min.)

FUNDING: This Project is funded by Developer Advanced TIM fees, County (west slope) TIM fees, Developer Funds and Road Funds/Discretionary Funds.

Items 47-49 were heard together.

Supervisor Ranalli opened the public hearing and at the conclusion of the public comment period, closed the public hearing.

A motion was made by Supervisor Hidahl, seconded by Supervisor Veerkamp to Approve this matter and Adopt Resolution of Necessity 068-2018.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

49. 18-0606

HEARING - Community Development Services, Department of Transportation, recommending the Board conduct a Hearing to consider adoption of Resolution of Necessity **069-2018** related to the Silver Springs Parkway to Bass Lake Road (south segment) Project CIP 76108 (Project) authorizing the commencement of eminent domain proceedings to acquire portions of Assessor Parcel Number 115-030-03, owned by: Martin Szegedy a married man, as his sole and separate property, and finding that:

- 1) The public interest and necessity require the proposed Project;
- 2) The Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury;
- 3) The Property sought to be acquired is necessary for the Project;
- 4) The Offer required by Section 7267.2 of the Government Code has been made to the owner(s) of record, unless the owner(s) could not be located with reasonable diligence; and
- 5) Authorizing outside Counsel, Meyers Nave, with cooperation as needed from County Counsel, to proceed with the necessary steps to acquire the required property.

Note: A 4/5 vote of the Board is required to adopt the Resolution of Necessity. This Resolution of Necessity and the following eminent domain action is required because negotiations with the property owners are at an impasse. (Est. Time: 15 Min.)

FUNDING: This Project is funded by Developer Advanced TIM fees, County (west slope) TIM fees, Developer Funds and Road Funds/Discretionary Funds.

Items 47-49 were heard together.

Supervisor Ranalli opened the public hearing and at the conclusion of the public comment period, closed the public hearing.

A motion was made by Supervisor Hidahl, seconded by Supervisor Veerkamp to Approve this matter and Adopt Resolution of Necessity 069-2018.

Yes: 5 - Veerkamp, Frentzen, Ranalli, Novasel and Hidahl

ITEMS TO/FROM SUPERVISORS

Supervisor Novasel reported on the following:
Traffic related meeting in Meyers.
Vacation Home Rental Ad Hoc committee meetings.
Cannabis Ad Hoc committee meeting.
Mentioned the May 2, 2018 special meeting of the Board to be held in South Lake Tahoe regarding Vacation Home Rentals.

Supervisor Veerkamp reported on the following:
Meeting of the South Fork American River committee, next meeting is May 9 for a planned update regarding biomass.
Attended the Sacramento Area Council of Governments (SACOG) led tour of University of Maryland.
Attended Capitol to Capitol conference in Washington D.C.
Attended the Sacramento Area Council of Governments (SACOG) Board meeting.
Thanked the CAO's office for their presentation last Friday regarding the County Budget.
Attending a SACOG meeting next Monday.

Supervisor Frentzen reported on the following:
Attended a Broadband committee meeting.
Met with staff at the Community Health foundation.
Commented on the Budget Ad Hoc Committee meetings.

Supervisor Hidahl reported on the following:
Attended a Code Enforcement Ad Hoc meeting.
Attended the Community Economic Development Advisory Committee meeting earlier this month.
Attended Capitol to Capitol conference in Washington D.C.
Attended a Boy Scout dinner/fundraiser.
Participated in the newly reformatted New Employee Orientation.
Reported that he will miss the next two Board meetings, May 8 and May 15 for a family related event.

Supervisor Ranalli reported on the following:
Vacation Home Rental Ad Hoc committee meetings.
Commented on the Budget Ad Hoc Committee meetings.
Cannabis Ad Hoc committee meetings.
Attended Capitol to Capitol conference in Washington D.C.

CAO UPDATE

Don Ashton, Chief Administrative Officer, reported on the following:
A planning meeting pertaining to the Step Up program.
South County Health and Safety Fair planned for Saturday, April 28.
TRAKiT goes live (refer to Item 8 on today's agenda).

ADJOURNED AT 5:02 P.M.

CLOSED SESSION

- 50. 18-0619 Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:** County Negotiator: Director of Human Resources and/or designee. Employee Organization: El Dorado County Employees Association Local No.1 representing employees in the General, Professional, and Supervisory Bargaining Units; Operating Engineers Local No. 3 representing employees in the Trades & Crafts and Corrections Bargaining Units; El Dorado County Probation Officer's Association; Deputy Sheriffs Association representing employees in the Law Enforcement Unit; El Dorado County Criminal Attorney Association; El Dorado County Deputy County Counsel Association; El Dorado County Managers Association; El Dorado County Law Enforcement Managers Association; and Unrepresented Employees. (Est. Time: 15 Min.)
- No Action Reported. All five Supervisors participated.**
- 51. 18-0673 Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(d)(4). Number of potential cases: (1). (Est. Time: 15 Min.)
- All five Supervisors participated. The Board unanimously voted to:**
- 1) Initiate litigation against some or all of the potential defendants named in the existing multi-district opioid litigation pending in the Southern District of Ohio;**
 - 2) Authorize County Counsel to retain the law firm of Baron & Budd as outside counsel to represent the County in the multi-district litigation; and**
 - 3) Authorize County Counsel to execute a Joint Prosecution Agreement that would enable a coordination of efforts with other California counties with respect to the opioid litigation.**
- 52. 18-0674 Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(d)(4). Number of potential cases: (1). (Est. Time: 15 Min.)
- No Action Reported. All five Supervisors participated.**
- 53. 18-0675 Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(d)(4). Number of potential cases: (1). (Est. Time: 10 Min.)
- No Action Reported. All five Supervisors participated.**

ADDENDUM

CLOSED SESSION

- 54. 18-0689** **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code section 54956.9(d)(1). Title: Rural Communities United v. El Dorado County Board of Supervisors, El Dorado County Superior Court Case No. PC20160024. Number of potential cases: (1). (Est. Time: 10 Min.)

No Action Reported. All five Supervisors participated.