



County of El Dorado

Minutes - Final Board of Supervisors

Board of Supervisors
Department
330 Fair Lane, Building A
Placerville, California
530-621-5390
FAX 530-622-3645
www.edcgov.us/bos

Lori Parlin, Chair, District IV
Wendy Thomas, First Vice Chair, District III
John Hidahl, Second Vice Chair, District I
George Turnboo, District II
Sue Novasel, District V

Kim Dawson, Clerk of the Board of Supervisors
Don Ashton, Chief Administrative Officer
David Livingston, County Counsel

Tuesday, September 13, 2022

9:00 AM

<https://edcgov-us.zoom.us/j/82141852368>

330 Fair Lane, Building A
Placerville, CA
OR
Live Streamed - [Click here to view](#)

ADDENDUM

Items 35, 36 and 37 are hereby added to the Consent Calendar

PUBLIC PARTICIPATION INSTRUCTIONS: The Board of Supervisors meeting room will be open to the public. The meeting will continue to be live-streamed via Zoom and YouTube.

Members of the public may address the Board in-person or via Zoom to make a public comment. The public should call into 530-621-7603 or 530-621-7610. The Meeting ID is 821 4185 2368. Please note you will be able to join the live-stream 15 minutes prior to the posted meeting start time.

To observe the live stream of the Board of Supervisors meeting go to [https://us06web.zoom.us/j/ 82141852368](https://us06web.zoom.us/j/82141852368).

To observe the Board of Supervisors meetings via YouTube, click <https://www.youtube.com/channel/UCUMjDk3NUItZJrpw2CL7Zkg>.

If you are joining the meeting via zoom and wish to make a comment on an item, press the "raise a hand" button. If you are joining the meeting by phone, press *9 to indicate a desire to make a comment. Speakers will be limited to 3 minutes.

By participating in this meeting, you acknowledge that you are being recorded.

If you choose not to observe the Board of Supervisors meeting but wish to make a comment on a specific agenda item, please submit your comment in writing. You are encouraged to submit your comment in writing by 4:00 PM on the Monday before the meeting to ensure the Board of Supervisors has adequate time to review. Please submit your comment to the Clerk of the Board at edc.cob@edcgov.us. Your comment will be placed into the record and forwarded to the Board of Supervisors.

Vision Statement

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

This institution is an equal opportunity provider and employer.

Live Web Streaming and archiving of most Board of Supervisors meeting videos, all meeting agendas, supplemental materials and meeting minutes are available on the internet at:
<http://eldorado.legistar.com/Calendar.aspx>

The County of El Dorado is committed to ensuring that persons with disabilities are provided the resources to participate in its public meetings. Please contact the office of the Clerk of the Board if you require accommodation at 530-621-5390 or via email, edc.cob@edcgov.us, preferably no less than 24 hours in advance of the meeting.

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. The Board adopted minor revisions to the protocol on August 24, 2021, incorporated herein:

The Board wants all members of the public to feel welcome to speak, especially regarding controversial items. Time for public input will be provided at every Board of Supervisors meeting. Individuals will have three minutes to address the Board. If the three minutes are exceeded the speaker's microphone will be muted. Applause or other outbursts are not allowed in the Board Chambers.

During noticed public hearings only, individuals authorized by organizations to speak to organizational positions may request additional time, up to five minutes.

Public comment on certain agenda items designated and approved by the Board may be treated differently within 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 on the nature of the issue. The Board Chair may limit public comment during Open Forum.

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 Board Chair may take the following actions:

- Step 1. Request the person adhere to Board guidelines. If the person refuses, the Board Chair may turn off the speaker's microphone.
- Step 2. If the disruption continues, the Board Chair may order a recess of the Board meeting.
- Step 3. If the disruption continues, the Board Chair may order the removal of the person from the Board meeting.

9:00 A.M. - CALLED TO ORDER

Present: 5 - Supervisor Novasel, Supervisor Hidahl, Supervisor Parlin, Supervisor Thomas and Supervisor Turnboo

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Pastor Drew Buell of the Cool Community Church gave the Invocation.

Supervisor Parlin led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: K. Greenwood

A motion was made by Supervisor Hidahl seconded by Supervisor Novasel to Adopt the Agenda and Approve the Consent Calendar with no changes.

Yes: 5 - Novasel, Hidahl, Parlin, Thomas and Turnboo

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.

CONSENT CALENDAR

1. [22-1628](#) Clerk of the Board recommending the Board Approve the Minutes from the regular meeting on August 30, 2022.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

2. [22-1016](#) Chief Administrative Office, Facilities Division, recommending the Board:
 - 1) Authorize the Purchasing Agent to execute Amendment I to Agreement for Services 4714 with L&H Airco, LLC to increase compensation by \$75,000 for an amended not-to-exceed amount of \$145,000 to provide on-call and emergency heating, ventilation, and air conditioning services at various County operated locations;
 - 2) Make findings that due to the limited time frames, temporary or occasional nature, or schedule for the project or scope of work, the ongoing aggregate of work to be performed under Agreement for Services 4714 is not sufficient to warrant the addition of permanent staff in accordance with El Dorado County Ordinance Code, Chapter 3.13.030; and
 - 3) Authorize the Purchasing Agent to execute any necessary amendments relating to Agreement for Services 4714, excluding term extensions and increases to the not-to-exceed amount, contingent upon approval by County Counsel and Risk Management.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

3. [22-1563](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of County surplus property and:
 - 1) Recommending the Board so declare and authorize disposal of same in accordance with the procedures outlined in the County's Purchasing Ordinance, Chapter 3.12 and Section 3.12.220 thereof; and
 - 2) Authorize the Chief Administrative Officer to transfer the titles of the medic units to the El Dorado County Emergency Services Joint Powers Authority.

FUNDING: Various.

This matter was Approved on the Consent Calendar.

4. [22-1566](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board:
- 1) Continue to waive formal bid requirements in accordance with Purchasing Ordinance 3.12.160, Exemptions from competitive process, Section D;
 - 2) Authorize the Purchasing Agent to extend the term of the agreement if the Sacramento Area Council of Governments Regional Public Agency Fuel & Lubricants extends contract 1920029 for the provision of cardlock fueling services;
 - 3) Authorize the Purchasing Agent to increase contract 4404 by \$1,000,000, bringing the contract value to \$4,000,000; and
 - 4) Authorize the Purchasing Agent to increase the value of contract 4404 on an "as needed" basis during the awarded period as long as funding is available within the requesting departments budget.

FUNDING: General and Non-General Fund.

This matter was Approved on the Consent Calendar.

5. [22-1550](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board:
- 1) Waive formal bid requirements in accordance with Purchasing Ordinance 3.12.160, Exemptions from the Competitive Process, Section D;
 - 2) Authorize the Purchasing Agent to utilize the County of Sacramento competitively bid Contract WA00034777 for the acquisition of Inmate and Detention Bedding, Clothing, Toiletries, Solutions and Services;
 - 3) Authorize the Purchasing Agent to increase Purchase Contract 5248 by \$30,000, for a total contract amount of \$128,000;
 - 4) Authorize the Purchasing Agent to increase Purchase Contract 5248 on an "as needed" basis during the awarded period as long as funding is available within the requesting department's budget; and
 - 5) Authorize the Purchasing Agent to extend the term of FENIX Contract 5248 if the County of Sacramento extends Contract WA00034777 for the provisions of Inmate and Detention Bedding, Clothing, Toiletries, Solutions and Services;

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

6. [22-1568](#) Clerk of the Board, based upon the recommendation of the El Dorado County Airports Advisory Committee, recommending the Board make the following appointment to the El Dorado County Airports Advisory Committee:
Appoint Michaela Johnson, Representing Georgetown Airport, Term Expiration 09/13/2026.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

7. [22-1567](#) Human Resources Department recommending the Board take the following actions regarding Health Plan Programs for the 2023 Plan Year:
- 1) Approve the proposed 2023 retiree health plan rate card (Attachment A) based on the cost sharing of health premiums in the current Memoranda of Understanding with all bargaining units, and the Salary and Benefits Resolution for unrepresented employees;
 - 2) Approve the revised 2023 Affordable Care Act - compliant health plan rate card (Attachment B);
 - 3) Authorize the Director of Human Resources, or Assistant Director of Human Resources, to execute administrative health and benefit program plan renewals for services that otherwise fall under existing executed master agreements; and
 - 4) Grant Human Resources the authority to correct any minor clerical errors or adjustments, if necessary, to the approved health plan rate cards for the 2023 health benefits plan year, as needed.

FUNDING: Countywide cost, shared between the County Departments (General Fund and Non-General Fund) and employees.

This matter was Approved on the Consent Calendar.

8. [22-1582](#) Human Resources Department recommending the Board approve and adopt the revised Health and Human Services Agency, department-specific class specifications of Veterans Service Officer and Supervising Mental Health Worker.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

9. [22-1513](#) Human Resources Department, Risk Management Division, recommending the Board:
- 1) Approve and adopt revisions to Board of Supervisors Policy E-13: COVID-19 Prevention Program and grant the Director of Human Resources the authority to:
 - a) Make any changes necessary to update hyperlinks within the policy should they change over time;
 - b) Make changes to the Policy that are either non-substantive or necessary to accord with changes to relevant statutes or regulations; and
 - 2) Rescind Board of Supervisors Policy E-11 COVID-19 Workplace Guidelines.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

10. [22-1485](#) Information Technologies Department recommending the Board approve revisions to the adopted Board Policy A-17 - Data Center and Network Systems Physical Security.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

11. [22-1632](#) Supervisor Parlin recommending the Board:
- 1) Find that a public benefit is derived from supporting the Marshall Grange no. 451 effort to repair and paint the Marshall Grange Hall, and replace the floor in the dining area; and
 - 2) Approve and authorize the Chief Administrative Officer to sign a funding Agreement, consistent with the County’s standard form and upon the approval of County Counsel, with the Marshall Grange no. 451 authorizing payment of the \$5,000 community funding contribution in support of these efforts.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

12. [22-1420](#) Health and Human Services Agency (HHS) recommending the Board:
- 1) Make findings that the provision of Electronic Patient Health Record and Medical Billing software services provided by Patagonia Health, Inc. are in the public's best interest and that there are specialty skills, qualifications, and equipment not expressly identified in County classifications involved in the performance of the work in accordance with El Dorado County Ordinance Code, Chapter 3.13.030(B), El Dorado County Charter, Section 210(b)(6), and/or Government Code Section 31000;
 - 2) Approve and authorize the Chair to sign Amendment III to Agreement for Services 407 (209-S1711) with Patagonia Health, Inc., increasing the not-to-exceed amount by \$275,000, for a new maximum contractual obligation of \$1,027,071, with no change to the term of the Agreement; and
 - 3) Authorize the HHS Director, or Public Health Director, to execute further documents relating to Agreement 407 (209-S1711), contingent upon approval by County Counsel and Risk Management, including amendments which do not increase compensation or extend the term of the Agreement.

FUNDING: 100% Federal and State funding.

This matter was Approved on the Consent Calendar.

13. [22-0363](#) Health and Human Services Agency (HHS) recommending the Board:
- 1) Make findings that the provision of Psychiatric Inpatient Concurrent Review services provided by California Mental Health Services Authority are in the public's best interest and that the work is with or among another governmental entities or agencies in accordance with El Dorado County Ordinance Code, Chapter 3.13.030(B), El Dorado County Charter, Section 210(b)(6), and/or Government Code Section 31000;
 - 2) Approve and authorize the Chair to sign Participation Agreement 6422 with California Mental Health Services Authority, with a not-to-exceed amount of \$99,025.92, and for a term effective upon final execution through December 31, 2024; and
 - 3) Authorize the HHS Director, or Director of Behavioral Health, to execute further documents relating to Agreement 6422, contingent upon approval by County Counsel and Risk Management, including amendments which do not increase the maximum dollar amount or term of the Agreement.

FUNDING: 100% 1991 State Realignment.

This matter was Approved on the Consent Calendar.

14. [22-1478](#)

Health and Human Services Agency (HHSA) recommending the Board:

- 1) Authorize the HHSA Director to apply for and accept the California Governor's Office of Emergency Services (Cal OES) County Victim Services (XC) grant funding in the total amount of \$200,608 for the term of January 1, 2023, to December 31, 2023;
- 2) Delegate authority to the HHSA Director to serve as the official designee for the XC Program grant administered by Cal OES;
- 3) Approve and authorize the HHSA Director to sign the Subaward Face Sheet, Grant Subaward Certification of Assurance of Compliance, and Federal Fund Grant Subaward Assurances forms for submission to Cal OES;
- 4) Authorize the Board Chair to sign the XC Program Grant Subaward Certification of Assurance of Compliance form for submission to Cal OES;
- 5) Delegate authority to the HHSA Director to execute the resulting funding agreement and future amendments, that do not increase the funding amount or term, contingent upon County Counsel and Risk Management approval, and subsequent administrative documents or required fiscal or programmatic reports;
- 6) Delegate authority to the HHSA Director or HHSA Chief Assistant Director as designated programmatic and fiscal signers under the XC Program, to execute subsequent administrative documents or required fiscal or programmatic reports; and
- 7) If awarded, authorize the HHSA Director to negotiate and enter into a subaward agreement, including any amendments thereto, for the XC Program funding with CASA of El Dorado, contingent upon County Counsel and Risk Management approval.

FUNDING: 100% Victims of Crime Act federal funds totaling \$200,608, including a total required match in the amount of \$40,122, which will be provided by CASA El Dorado through in-kind volunteer hours.

This matter was Approved on the Consent Calendar.

15. [22-1090](#) Library Department recommending the Board approve and authorize the Chair to sign Agreement 6735 with Columbia Telecommunications Corporation, the Statewide Broadband Access Administer for the California State Library Broadband Services Project, for a retroactive term beginning July 19, 2022 with provisions for automatic annual renewal thereafter, for high-speed broadband Internet service to the County’s libraries in an estimated annual amount of \$45,000 (\$4,500 after estimated E-rate discounts).

FUNDING: 48% General Fund, 52% Library Special Revenue Funds and Library Fees.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

16. [22-1526](#) Department of Agriculture recommending the Board adopt and authorize the Chair to sign Resolution **139-2022**, rescinding Resolution 188-2002 and revising the criteria for the establishment of agricultural preserves within the County of El Dorado to allow that commercial cannabis cultivation could be a compatible use.

FUNDING: N/A

Resolution 139-2022 was Adopted upon Approval of the Consent Calendar.

17. [22-1570](#) Department of Transportation recommending the Board take the following actions pertaining to the Meyers Stream Environment Zone/ Erosion Control Project, Capital Improvement Program project number 95179/36107007:

- 1) Approve and authorize the Director of Transportation to sign a Modification to the United States Department of Agriculture Forest Service Domestic Grant 20-PA-11051900-013, which will increase the current grant funding by the amount of \$600,000; from \$499,990 to \$1,099,990 and extend the term of the agreement for one additional year to May 1, 2024; and
- 2) Authorize an increase in the estimated total project cost from \$3,748,770 to \$4,348,770.

FUNDING: USDA Forest Service (54% - Federal), State Water Resource Control Board (13% - State), California Tahoe Conservancy (25% State), Tahoe Regional Planning Agency - Stream Environment Zone Mitigation (8% - Local).

This matter was Approved on the Consent Calendar.

18. [22-1525](#) Department of Transportation recommending the Board approve and authorize the Chair to sign Road Improvement Agreement 22-55027 for the Off-Site Bike Path on the Bass Lake North project, TM 14-1522 / PD 14-0010, between the County and the Developer, Toll West Coast LLC.

FUNDING: Developer Funded.

This matter was Approved on the Consent Calendar.

19. [22-1377](#) Department of Transportation, Maintenance and Operations Division, recommending the Board approve and authorize the Chair to sign Rental Agreement 6832 with Lake Valley Properties for temporary housing located at 1160 Nottaway Drive in South Lake Tahoe, in the amount of \$16,000, to commence on November 1, 2022, and terminate on March 31, 2023.

FUNDING: Road Fund. (100%)

This matter was Approved on the Consent Calendar.

20. [22-1498](#) Department of Transportation, Maintenance and Operations Division, Fleet Services Unit, recommending the Board:
- 1) Find the purchase of three (3) replacement vehicles are exempt from competitive bidding in accordance with Purchasing Ordinance 3.12.160, Section D, due to use of State of California competitively-bid Contract 1-22-23-23;
 - 2) Authorize the Purchasing Agent to utilize the State of California Contract 1-22-23-23 for the acquisition of three (3) fleet replacement vehicles of various categories for the Department of Transportation - Fleet Services Unit; and
 - 3) Authorize the Purchasing Agent to sign a purchase order to the awarded State vendor, Freeway Toyota of Hanford, CA. in the amount of \$110,598.00 plus applicable delivery, fees and taxes (estimated at \$9,394.62) for a one time purchase following Board approval.

FUNDING: Fleet Internal Service Fund.

This matter was Approved on the Consent Calendar.

21. [22-1051](#)

Planning and Building Department, Tahoe Planning, Stormwater, and Vacation Home Rental Division, recommending the Board consider the following:

- 1) In accordance with Chapter 3.13, Section 3.13.030 of County Ordinance Code, Contracting Out, find that specialty skills and qualifications not expressly identified in County classifications are involved in the performance of the work;
- 2) Approve and authorize the Purchasing Agent to sign Agreement 6718 with Platinum Advisors, LLC for the provision of lobbying and consulting services on behalf of the County for the Lake Tahoe Basin, with a not-to-exceed amount of \$36,000, and a term of three (3) years effective upon execution; and
- 3) Authorize the Purchasing Agent, or designee, to execute any further documents determined necessary related to Agreement 6718, including amendments which do not increase not-to-exceed amount or term of the Agreement, contingent upon approval by County Counsel and Risk Management.

FUNDING: General Fund / Public Utility Franchise Fees.

This matter was Approved on the Consent Calendar.

22. [22-1178](#)

Environmental Management Department recommending the Board:

- 1) Accept a grant award funded through the State of California, Department of Resources Recycling and Recovery, Household Hazardous Waste Grant Program, Fiscal Year 2022-2023, in the amount of \$100,000, for the term of upon award and acceptance of funds through September 30, 2024;
- 2) Approve and authorize the Chair to sign Agreement 6504 with CalRecycle's designated third party vendor, the California Product Stewardship Council, with a Not To Exceed \$69,758, with the remainder \$30,242 to be allocated for the administration of Grant goals expenses; and
- 3) Delegate authority to the Director of Environmental Management to execute all reports and associated documents necessary to secure and expend the funds for the purpose of implementing this Grant program.

FUNDING: Non-General Fund / State of California, Department of Resources Recycling and Recovery, Household Hazardous Waste Discretionary Grant, Fiscal Year 2022-2023 funds.

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

23. [22-0854](#) Office of the Alternate Public Defender recommending the Board approve and authorize the Chair to sign Amendment I to Agreement 5951 and Amendment I to Agreement 5953 with attorneys Lori G. London and Kimberly G. Hunt for the provision of conflict defense services for the East Slope of El Dorado County for the period from October 1, 2022 through September 30, 2023 with an increase of \$84,000 for each agreement, making the revised not-to-exceed amount \$210,000 each.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

24. [22-1428](#) District Attorney's Office recommending the Board consider the following:
- 1) Approve and authorize the acceptance of a grant award in the amount of \$272,667 from the California's Governor's Office of Emergency Services (CalOES) for the Sexual Assault Law Enforcement Specialized Units Program for the period of October 1, 2022 - September 30, 2023, based on the received Letter of Intent;
 - 2) Approve and authorize the Chair to sign the Certification of Assurance of Compliance;
 - 3) Authorize the District Attorney to execute the Grant Award Agreement and required documents, including any extensions or amendments thereof which would not increase Net County Cost; upon County Counsel review and approval; and
 - 4) Approve and authorize the Chair to execute Amendment III to Agreement 4458 with The Center for Violence-Free Relationships in the updated amount of \$243,769 extending the service period covering October 1, 2022 through September 30, 2023, to continue providing one full-time Sexual Assault Counselor to the grant program.

FUNDING: California Governor's Office of Emergency Services: Services*Training*Officers*Prosecutors (STOP) Formula Grant Program as authorized by the Violence Against Women Act.

This matter was Approved on the Consent Calendar.

- 25. [22-1564](#) Sheriff's Office and District Attorney's Office recommending the Board approve and authorize Sheriff's Office and District Attorney's Office staff to electronically submit, on behalf of the Chair, the Fiscal Year 2021-2022 Equitable Sharing Agreement and Certification for Federal Asset Forfeiture with the United States Department of Justice and United States Department of the Treasury.

FUNDING: Equitable Sharing (Asset Forfeiture).

This matter was Approved on the Consent Calendar.

- 26. [22-1557](#) Sheriff's Office and District Attorney's Office recommending the Board approve and authorize the Chair to sign the Certifications and Assurances for the Edward Byrne Memorial Justice Assistance Grant Program Fiscal Year 2022 application in order to accept the grant award of \$16,129 to be utilized from October 1, 2021 through September 30, 2023.

FUNDING: Edward Byrne Memorial Justice Assistance Grant.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

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

27. [22-1248](#)

Chief Administrative Office recommending the Board consider the Draft Board of Supervisors Response to the 2021-22 Grand Jury Final Report and take one of the following actions:

- 1) Direct staff to make changes and return to the board with final report by September 20, 2022; or
- 2) Approve as the Final Report and submit to the Presiding Judge.

FUNDING: N/A

Public Comment: K. Payne, R. Michelson, L. Cauchon, K. Greenwood

A motion was made by Supervisor Parlin, seconded by Supervisor Hidahl to Approve the Draft Board of Supervisors Response to the 2021-22 Grand Jury Final Report as the Final Report and submit to the Presiding Judge with the following changes:

- 1) **In the Preamble to each of the Responses, correct wording from compiled to compiled;**
- 2) **In case 21-06 - Hotel Emergency Housing for Homeless Western Slope, accept staff's proposed revised language in Finding F1;**
- 3) **Include advocacy language to Recommendation R5 under Case 21-09;**
- 4) **Direct staff to return to the Board by the end of the year with revisions to the Timekeeping Policy to provide exceptions to the policy; and**
- 5) **Direct staff to return to the Board by the end of the year with a discussion item with the Board on transitional housing.**

Yes: 5 - Novasel, Hidahl, Parlin, Thomas and Turnboo

28. [22-0977](#) Chief Administrative Office, Procurement and Contracts, recommending the Board consider the following:
- 1) Approve the Introduction (First Reading) of Ordinance **5166** repealing Ordinance 4981 and 5001 Chapter 3.12 of Title 3 of the El Dorado County Ordinance Code (Procurement) and adding a new Chapter 3.12 of Title 3 to said Code for the revised County Procurement Ordinance;
 - 2) Waive full reading, read by title only and continue to September 20, 2022 for Final Passage (Second Reading); and
 - 3) Approve the revised Procurement Policy C-17 contingent upon approval of Ordinance 5166 and effective upon the effective date of Ordinance 5166.

FUNDING: N/A

A motion was made by Supervisor Turnboo, seconded by Supervisor Novasel to Continue Ordinance 5166 to September 20, 2022 for Final Passage (Second Reading) and add Section 2.10 to Procurement Policy C-17 to read "In recognition of the sales tax that is apportioned to El Dorado County as a result of sales made by businesses located within the County, a local vendor preference credit of five percent (5%) up to a maximum credit of \$5,000 for El Dorado County businesses shall be applied when evaluating bids for goods or services".

Yes: 5 - Novasel, Hidahl, Parlin, Thomas and Turnboo

9:00 A.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)

29. [22-1651](#) Supervisor Parlin recommending the Board authorize the Chair to sign a Proclamation recognizing September 2022 as Prostate Cancer Awareness month.

FUNDING: N/A

Public Comment: L. Cauchon, K. Greenwood

Supervisor Parlin read the Proclamation.

A motion was made by Supervisor Parlin, seconded by Supervisor Thomas to Approve this matter.

Yes: 5 - Novasel, Hidahl, Parlin, Thomas and Turnboo

30. [22-1528](#)

Department of Agriculture recommending the Board:

- 1) Receive and file a department presentation on the work of the Industrial Hemp Joint Working Committee relative to the concerns raised in regards to the cultivation of industrial hemp;
- 2) Direct staff to continue to pursue the Industrial Hemp Pilot Program Concept; and
- 3) Adopt and authorize the Chair to sign Resolution of Intention **140-2022** to amend Title 130 of the County Zoning Ordinance to enact a ban on the cultivation of industrial hemp for all purposes within the unincorporated area of the County to take effect prior to the expiration of the interim moratorium on industrial hemp.

FUNDING: N/A

Public Comment: L. Tannenbaum, R. Michelson, K. Greenwood

After the main motion was made, a substitute motion was made by Supervisor Parlin, seconded by Turnboo to Approve this matter and Adopt Resolution of Intention 140-2022.

Motion failed.

Yes: 2 - Parlin and Turnboo

Noes: 3 - Novasel, Hidahl and Thomas

A motion was made by Supervisor Thomas, seconded by Supervisor Novasel to:

- 1) Move forward with a pilot program in regards to the cultivation of industrial hemp and return to the Board as close to December 6, 2022 as possible; and**
- 2) Direct staff to return to the Board as soon as possible with a Resolution of Intention to adopt a pilot program regarding the cultivation of industrial hemp.**

Yes: 3 - Novasel, Hidahl and Thomas

Noes: 2 - Parlin and Turnboo

1:00 P.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)

OPEN FORUM

Public Comment: R. Michelson, M. Lane, L. Cauchon, K. Greenwood

[22-1711](#)

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. The Board Chair may limit public comment during Open Forum.

TO AND FROMS: Board members may make a brief report on commission or committee meetings, or make a brief announcement on matters of countywide concern (May be called at any time during the meeting)

Supervisor Hidahl reported on the following:
Transportation/Transit meetings.
Mosquito Bridge groundbreaking event.
California Mobility Center visit.

Supervisor Novasel reported on the following:
California State Association of Counties meeting.
Executive Board meeting for California State Association of Counties.
Upcoming California State Association of Counties conference.

Supervisor Thomas reported on the following:
El Dorado County Office of Education meeting.
Public Health meetings.
Upcoming Town Hall meeting.
Behavioral Health stakeholders meeting.
Mosquito Bridge groundbreaking event.
Transportation/Transit meetings.

Supervisor Turnboo reported on the following:
Sierra Harm Reduction meeting.
Cameron Park Community Services District evacuation center.
Federal Emergency Management Agency individual assistance.
Tiny homes update.

Supervisor Parlin reported on the following:
Behavioral Health focus group.
Transportation/Transit meetings.
Mosquito fire.
Tax Payer's Association meeting.

CAO UPDATE (May be called at any time during the meeting)

Don Ashton, Chief Administrative Officer, reported on the following:
Rural Counties Representatives of California conference.
Grant awards.

ADJOURNED AT 2:33 P.M.

CLOSED SESSION

- 31. [22-1649](#) **Conference with Legal Counsel - Significant Exposure to Litigation**
pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1). (Est. Time: 10 Min.)
No Action Reported. All five Supervisors participated.**
- 32. [22-1588](#) **Conference with Legal Counsel - Significant Exposure to Litigation**
pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1). (Est. Time: 10 Min.)
No Action Reported. All five Supervisors participated.**
- 33. [22-1597](#) **Conference with Legal Counsel - Significant Exposure to Litigation**
pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1). (Est. Time: 15 Min.)
No Action Reported. All five Supervisors participated.**
- 34. [22-1648](#) **Pursuant to Government Code Section 54957- Public Employment.**
Title: Chief Administrative Officer Recruitment. (Est. Time: 30 Min.)
No Action Reported. All five Supervisors participated.**

On August 19, 2003, the Board adopted the following protocol: It is a requirement that all speakers, County staff and the public, when approaching the podium to make a visual presentation to the Board of Supervisors, must provide the Clerk with the appropriate number of hard copies of the presentation for Board members and the audience.

ADDENDUM**HEALTH AND HUMAN SERVICES - CONSENT ITEMS**

35. [22-1683](#) Health and Human Services recommending the Board adopt and authorize the Chair to sign Resolution **143-2022** ratifying the Declaration of a Local Health Emergency by the Public Health Officer due to an imminent and proximate threat to public health from the Mosquito Fire in the County of El Dorado, dated September 9, 2022.

FUNDING: N/A

Resolution 143-2022 was Adopted upon Approval of the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

36. [22-1593](#) Department of Transportation recommending the Board:
- 1) Receive an update on the Caldor Fire road repairs;
 - 2) Reject the bid protest filed on September 8, 2022 by George Reed, Inc.;
 - 3) Find that A. Teichert & Son, Inc., dba Teichert Construction is the lowest, responsive, responsible bidder;
 - 4) Award the construction contract to A. Teichert & Son, Inc., dba Teichert Construction, the lowest, responsive, responsible bidder;
 - 5) 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
 - 6) Pursuant to Public Contract Code Section 22050, review the emergency action needed for Caldor Fire road repairs and determine that there is a need to continue the action (4/5th vote required).

FUNDING: General Fund. (100%)

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

37. **22-1675** Sheriff's Office recommending the Board adopt and authorize the Chair to sign Resolution **142-2022** ratifying the Proclamation of a Local Emergency by the Director of the Office of Emergency Services (Sheriff) due to conditions of extreme peril from an imminent and proximate threat from the Mosquito Fire that began on September 6, 2022.

FUNDING: N/A

Resolution 142-2022 was Adopted upon Approval of the Consent Calendar.