



County of El Dorado

Board of Supervisors
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Minutes - Draft

Board of Supervisors

Brian K. Veerkamp, Chair, District III
Ron Mikulaco, First Vice-Chair, District I
Shiva Frentzen, Second Vice-Chair, District II
Michael Ranalli, District IV
Sue Novasel, District V

James S. Mitrisin, Clerk of the Board of Supervisors
Larry T. Combs, Chief Administrative Officer
Robyn Truitt Drivon, County Counsel

Tuesday, September 29, 2015

8:00 AM

Board of Supervisors Meeting Room

Vision Statement

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

BOARD MEETING ROOM EQUIPPED WITH AN AUDIO INDUCTION LOOP ASSISTIVE LISTENING SYSTEM.

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Public comment will be received on each agenda item listed under Department Matters as it is called. Principal party on each side of an issue (where applicable) is allocated 10 minutes to speak, individual comments are limited to 3 minutes, and individuals speaking for a group are allocated 5 minutes. (Adopted 8/10/93) Except with the consent of the Board, individuals shall be allowed to speak to an item only once. Upon completion of public comment the matter shall be returned to the Board for deliberation. Members of the public shall not be entitled to participate in that deliberation, or be present at the podium during such deliberation, except at the invitation of the Board for a point of clarification or question by the Board. Matters not on the agenda may be addressed by the general public during the Open Forum. Public comments during Open Forum are limited to three minutes per person. Public comment on items scheduled for Closed Session will be received promptly at 8:00 A.M. before the Board recesses to Closed Session. The Board reserves the right to waive said rules by a majority vote.

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 the foyer of 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.

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.

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

Present: 4 - Supervisor Mikulaco, Supervisor Veerkamp , Supervisor Frentzen and Supervisor Ranalli

Absent: 1 - Supervisor Novasel

9:09 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS

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

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Supervisor Veerkamp led the Pledge of Allegiance to the Flag.
Supervisor Veerkamp gave the Invocation.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: M. Lane, S. Taylor

**A motion was made by Supervisor Mikulaco, seconded by Supervisor Ranalli to Adopt the Agenda and Approve the Consent Calendar with the following change:
Continue item 25 to October 27, 2015.**

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

15-1163 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 with one single vote. A Board member may request an item be removed from the Consent Calendar for discussion and possible action, and the item will be moved from Consent and heard as a separate item with Department Matters. Any member of the public may ask to address an item on the Consent Calendar prior to Board action.

OPEN FORUM

Public Comment: M. Lane

15-1164 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. The Board reserves the right to impose a reasonable limit of time afforded to any topic or individual speaker.

DEPARTMENT/SUPERVISOR REPORTS

Supervisor Mikulaco attended "Cruzin' the Boulevard" at Town Center in El Dorado Hills.

On Friday, Supervisor Mikulaco attended the Sacramento-Placerville Transportation Corridor Joint Powers Authority meeting. Rail road crossings and design guidelines were discussed.

Supervisor Frentzen announced that she has a Town Hall meeting this Thursday, October 1, 2015 at 6:30 p.m. at the Shingle Springs Community Center.

Supervisor Novasel acknowledged the Department of Transportation for the award they received for the Lake Tahoe Boulevard Enhancement Project. On Thursday at 6:00 p.m., there is a Tahoe Paradise Resort Improvement District meeting. There will be a special election on November 3, 2015. As a result, Supervisor Novasel has scheduled a candidates forum.

Supervisor Ranalli displayed a picture of "Welcome to Cool".

Last night on the Divide at Northside School, there was a Divide Fire Safe Council meeting.

Last week Supervisor Ranalli participated in the annual meeting of the Rural County Representatives of California in South Lake Tahoe.

Supervisor Veerkamp announced that the strategic planning process continues.

The public survey portion went out yesterday.

Apple Hill month begins this weekend.

There is a specialized team which assisted with the Angora Fire that will assist with the clean up in Lake County beginning Monday.

CONSENT CALENDAR

- 1. **15-1125** Clerk of the Board recommending the Board approve the Minutes from the regular meeting of September 22, 2015.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. **15-1033** Chief Administrative Office recommending the Board adopt and authorize the Chair to sign Resolution **151-2015** to create a standing Annual Audit Committee responsible for:
 - 1) Establishing the method for selecting a public accounting firm to conduct the annual audit of the County's financial statements;
 - 2) Making a recommendation to the Board for the award of the contract for the Annual Audit; and
 - 3) Reviewing the Annual Audit findings and responses and make recommendations to the Board, if appropriate. (Cont. 9/15/15, Item 7)

FUNDING: N/A

This matter was Approved and Resolution 151-2015 was Adopted upon Approval of the Consent Calendar.

- 3. **15-1037** Chief Administrative Office, Procurement and Contracts Division, presenting an item of County surplus property and recommending the Board consider the following:
 - 1) Declare one (1) 1977 Caterpillar Loader 930 (VIN No. 41K-7488, County Tag No. 200193) as surplus and no longer required for public use;
 - 2) Authorize the Purchasing Agent to execute an agreement for the donation of the above equipment to Lake Valley Fire Protection District; and
 - 3) Accept the donation of one (1) Morbark Wood Chipper from Lake Valley Fire Protection District. (Cont. 9/15/15, Item 8)

This matter was Approved on the Consent Calendar.

- 4. **15-1091** Chief Administrative Office, Procurement and Contracts Division, presenting a list of County surplus property and recommending the Board so declare and authorize disposal of same in accordance with the procedures outlined in the County's Purchasing Ordinance, Section 3.12.220.

This matter was Approved on the Consent Calendar.

5. **14-1647** Chief Administrative Office recommending the Board consider the following:
- 1) Adopt and authorize the Chair to sign Resolution **163-2015** adopting the County Budget and Budgets for Board Governed Special Districts for Fiscal Year 2015/16; and
 - 2) Adopt and authorize the Chair to sign Resolution **164-2015** amending the Fiscal Year 2015/16 approved Personnel Resolution incorporating the changes approved during the Budget Hearing on September 14, 2015.

FUNDING: N/A

Resolutions 163-2015 and 164-2015 were Adopted upon Approval of the Consent Calendar.

6. **15-1133** Acting as the Board of Directors of the El Dorado County In-Home Supportive Services Public Authority, the Chief Administrative Office recommending the Board adopt and authorize the Chair to sign Resolution **165-2015** adopting the Fiscal Year 2015/16 Budget for El Dorado County In-Home Supportive Services Public Authority.

FUNDING: Federal and State Funding.

Resolution 165-2015 was Adopted upon Approval of the Consent Calendar.

7. **15-1134** Acting as the Board of Directors of the El Dorado County Public Housing Authority, the Chief Administrative Office recommending the Board adopt and authorize the Chair to sign Resolution **166-2015** adopting the Fiscal Year 2015/16 Budget for El Dorado County Public Housing Authority.

FUNDING: Federal Funding.

Resolution 166-2015 was Adopted upon Approval of the Consent Calendar.

8. 15-1088 Clerk of the Board, based upon the recommendations of Supervisor Novasel (District V Appointment) and the El Dorado Solid Waste Advisory Committee, recommending the Board make the following appointments to the El Dorado Solid Waste Advisory Committee:
Appoint Frank Papandrea, Public Member District V (Vacant), Term Expiration 09/29/2020;
Appoint John D. Marchini, South Tahoe Refuse, Alternate (Replacing John Tillman), Term Expiration 01/29/2018;
Appoint J.R. Hichborn, Cameron Park CSD, Alternate (Replacing Paul Ryan, Cameron Park CSD, Alternate), Term Expiration 01/01/2020;
and
Appoint Melody Byers, El Dorado Disposal, Alternate (Replacing Debi Harlow, El Dorado Disposal, Alternate), Term Expiration 01/01/2020.

This matter was Approved on the Consent Calendar.

9. 15-1111 Committee Application Review Team recommending the Board take the following actions regarding the Community and Economic Development Advisory Committee, pursuant to Board Policy I-5, Boards, Committees and Commissions - Application Evaluation Policy for Members At-Large and Resolution 147-2015:
1) Appoint Linnea Marengo - Member At-Large, Term Expiration 09/28/2017;
2) Appoint Kris Payne - Alternate Member At-Large, Term Expiration 09/28/2017; and
3) Authorize the Clerk of the Board to extend the term expiration dates for appointed District specific and At-Large members pursuant to Section 5 of Resolution 147-2015.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

10. 15-1053 County Counsel recommending the Board approve the authorization of discharge of responsibility in the amount of \$46,108 for non-collectable court ordered fees for Public Guardian cases.

This matter was Approved on the Consent Calendar.

- 11. 15-0490** Human Resources recommending the Board approve and authorize the Chair to sign Amendment I to Agreement No. 475-S1511 with Liebert Cassidy Whitmore, to provide professional legal services on an “as requested” basis for the Human Resources Department for the period of April 1, 2015 through March 31, 2018, increasing the not to exceed amount by \$200,000 for a total not to exceed amount of \$300,000, and further defining the scope, pending Counsel and Risk approval and minor revisions.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

- 12. 11-1083** Recorder-Clerk recommending the Board authorize the Chair to sign Amendment X to Memorandum of Understanding 384-M0610 with the California Department of Justice in the amount of \$1,070 for Fiscal Year 2015/16 for continued Electronic Recording Delivery System (ERDS) oversight of regulations, which allows the Recorder/Clerk continued secure use of electronic recording.

FUNDING: ERDS Special Revenue Fund.

This matter was Approved on the Consent Calendar.

- 13. 15-1095** Recorder-Clerk-Registrar of Voters recommending the Board consider the following:
1) Authorize the Registrar of Voters to accept the use of electronic poll books as a gift from September 1, 2015 to November 30, 2015; and
2) Authorize the Chief Administrative Officer to sign the short-term agreement with ES&S.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

- 14. 11-1122** Health and Human Services Agency recommending the Board receive and file special tax reports for County Service Area No. 3 and County Service Area No. 7, specific to the County of El Dorado ambulance services for Fiscal Year 2014/15.

FUNDING: Special tax and penalties.

This matter was Approved on the Consent Calendar.

- 15. 14-0629** Health and Human Services Agency, Mental Health Division, recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign Amendment II to Agreement for Services 242-S1410 with Community Recovery Resources, for the provision of alcohol and drug treatment services, extending the term through June 30, 2018, and increasing the maximum contractual obligation by \$300,000 for a maximum contractual obligation of \$425,000; and
 - 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 242-S1410, 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: Federal and State Funding.

This matter was Approved on the Consent Calendar.

16. 15-0716

Health and Human Services Agency recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign a non-financial Memorandum of Understanding 529-M1510 (MOU) with Kaiser Permanente to establish the roles and responsibilities of the Health and Human Services Agency and Kaiser Permanente for the provision of services for Medi-Cal beneficiaries of the Targeted Case Management program for Kaiser Permanente Members for a perpetual term that shall commence upon execution;
- 2) Authorize the Chief Administrative Officer to execute further documents relating to the above noted Agreement, including amendments which do not affect the term of the MOU, and contingent upon approval by County Counsel, and
- 3) Authorize the Director of Health and Human Services Agency, or designee, to administer said MOU and execute any subsequent administrative documents relating to said MOU including required fiscal and programmatic reports.

FUNDING: Federal and State Funding.

This matter was Approved on the Consent Calendar.

17. 15-1058

Health and Human Services Agency recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign non-financial Memorandum of Understanding (MOU) 530-M1510 with California Health and Wellness Plan (CHWP) to establish the roles and responsibilities of the Health and Human Services Agency and CHWP for the provision of services for Medi-Cal beneficiaries of the Targeted Case Management program for CHWP Members for a perpetual term that shall commence upon execution;
- 2) Authorize the Chief Administrative Officer to execute further documents relating to the above noted Agreement, including amendments which do not increase the maximum dollar amount or term of the MOU, and contingent upon approval by County Counsel, and
- 3) Authorize the Director of Health and Human Services Agency, or designee, to administer said MOU and execute any subsequent administrative documents relating to said MOU including required fiscal and programmatic reports.

FUNDING: Federal and State Funding.

This matter was Approved on the Consent Calendar.

18. 15-1060

Health and Human Services Agency recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign a non-financial Memorandum of Understanding 158-M1611 (MOU) with Anthem Blue Cross (Anthem) to establish the roles and responsibilities of the Health and Human Services Agency and Anthem for the provision of services for Medi-Cal beneficiaries of the Targeted Case Management program for Anthem Members for a perpetual term that shall commence upon execution;
- 2) Authorize the Chief Administrative Officer to execute further documents relating to the above noted Agreement, including amendments which do not affect the term of the MOU, and contingent upon approval by County Counsel and Risk Management; and
- 3) Authorize the Director of Health and Human Services Agency, or designee, to administer said MOU and execute any subsequent administrative documents relating to said MOU including required fiscal and programmatic reports.

FUNDING: Federal and State Funding.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

- 19. 09-1405** Community Development Agency, Administration and Finance Division, recommending the Board authorize month-to-month occupancy of currently leased office space located at 924 Emerald Bay Road, South Lake Tahoe, owned by Ross W. Groelz and Doris M. Groelz, in the amount of \$4,536 per month, effective October 1, 2015, and ending March 31, 2016, in accordance with Civil Code 1945, and authorize the Chief Administrative Officer to execute an assignment amendment should ownership of said premises change during this six-month holdover period. There is no increase in cost associated with the requested month-to-month lease of the subject office space.

FUNDING: Road Fund (78%), General Fund (22%). (Federal Funds)

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

- 20. 14-1417** El Dorado County Sheriff's Office of Emergency Services recommending the Board find that a state of emergency continues to exist in El Dorado County as a result of drought conditions. (Cont. 9/22/15, Item 18)

This matter was Approved on the Consent Calendar.

- 21. 15-1074** Sheriff's Office recommending the Board approve and authorize the Chair to:
- 1) Waive competitive bidding requirements for the purchase of (69) Motorola MW810 Mobile Workstations in accordance with purchasing ordinance 3.12.160 sections (B) the unique nature of the property or services precludes competitive bidding & (C) competitive bidding would produce no economic benefit to the county & (E) special circumstances exist such that the purchase must be made within a limited period of time in order to secure for the county an advantageous price for the item that would not be achievable through competitive bidding; and
 - 2) Authorize the Purchasing Agent to issue a purchase order in the estimated \$216,358 plus taxes and shipping for (69) Motorola MW810 Mobile Workstations.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

10:00 A.M. - TIME ALLOCATION

- 22. 15-1107** Supervisor Veerkamp recommending the Board receive a presentation from the UCCE Master Gardeners to showcase their work on the new demonstration garden project located on the El Dorado County Office of Education property and to invite all to the October 3, 2015 grand opening. (Est. Time: 15 Min.)

Received and Filed.

- 23. 15-1108** Supervisor Veerkamp recommending the Board authorize the Chair to sign a Proclamation to celebrate and recognize the 100th Anniversary of the Placerville Fruit Growers Association. (Est. Time: 10 Min.)

Supervisor Veerkamp read the Proclamation.

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

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

DEPARTMENT MATTERS

GENERAL GOVERNMENT - DEPARTMENT MATTERS

- 24. 15-1113** Supervisor Novasel recommending the Board discuss a recommendation for an appointment to the Happy Homestead Cemetery District. This appointment would be for a Member (Vacant), Term Expiration 01/01/2019. (Est. Time: 10 Min.)

A motion was made by Supervisor Ranalli, seconded by Supervisor Mikulaco to Appoint Fredric Mercado to the Happy Homestead Cemetery District.

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

LAND USE AND DEVELOPMENT - DEPARTMENT MATTERS

25. 15-0903

Community Development Agency, Environmental Management Division, recommending the Board consider the following:

- 1) Adopt and authorize the Chair to sign Resolution **161-2015** authorizing a new Solid Waste Services Agreement with Tahoe Truckee Sierra Disposal; and
- 2) Approve and authorize the Chair to sign the Solid Waste Services Agreement with Tahoe Truckee Sierra Disposal, that includes a seven year initial term from the date of final execution, and with a base year rate previously approved by the Board. (Est. Time: 10 Min.)

FUNDING: Franchise Fees. (No Federal Funds)

This matter was Continued to October 27, 2015 upon Approval of the Consent Calendar.

END DEPARTMENT MATTERS

Please note the afternoon session is scheduled to begin at 1:00 P.M.

1:00 P.M. - TIME ALLOCATION

- 26. 12-1203** Community Development Agency, Long Range Planning Division, recommending the Board review and provide direction to staff based on the discussion presented in the memo prepared by the Dudek environmental consulting group, dated September 18, 2015 (Attachment 17A) and summarized as follows:
- 1) Review comments raised in regards to the preparation of the Environmental Impact Report during the Notice of Preparation public comment period;
 - 2) Approve proposed revisions to the Draft Oak Resources Management Plan and the Draft El Dorado County Oak Resources In-Lieu Fees Nexus Study (as provided in Sections 4.0 and 5.0 of Attachment 17A) based on public and Board comments made during the May 18, 2015 and June 22, 2015 Board hearings, the Notice of Preparation public comment period, and the Environmental Impact Report scoping session held during the County Planning Commission meeting on August 13, 2015; and
 - 3) Review potential project alternatives that could be evaluated in the Environmental Impact Report (as provided in Section 6.0 of Attachment 17A) and determine if:
 - a) Other alternatives should be considered;
 - b) Specific retention standards and tree replacement standards should be included in the alternatives analysis, and if so, what the standards should be; and
 - c) Any project alternatives should be considered at an equal level of detail as the proposed project. (Est. Time: 2 Hr.)

FUNDING: There is no change to Net County Cost associated with this agenda item.

Public Comment: S. Britting, C. Langley, S. Bernstein, E. VanDyke, S. Taylor, R. Lewis, J. Davies

A motion was made by Supervisor Ranalli, seconded by Supervisor Mikulaco to Approve this matter with the following changes:

- 1) Approve item 2 of staff's recommendations:
 - a) Adding fire breaks, corridors and easements; and
 - b) Approve the appeal to be Oak Woodland Management Plan;
- 2) Base the Nexus Study Fee on the 1-gallon/TreePot 4; and
- 3) Allow flexibility in implementing tree mitigation by permitting a combination of acorn, 1-gallon/TreePot 4, 5-gallon and 15-gallon trees.

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

CAO UPDATE

Michael Ciccozzi, Interim Assistant Chief Administrative Officer, discussed the negotiations taking place regarding reimbursement of costs associated with the repair of Wentworth Springs Road from the lumber activities.

ITEMS TO/FROM SUPERVISORS

Supervisor Veerkamp announced that next Friday, October 9, 2015 is the annual fundraiser for the El Dorado County West Slope Boys and Girls Club. The Green Valley/Weber Creek Bridge project is proceeding well. The local Placerville office of the Highway Patrol is having their first annual "Cops and Rodders" car show. The car show will be on October 10, 2015 at the Fair Grounds.

ADJOURNED AT 3:32 P.M.

CLOSED SESSION

- 27. 15-1140 Pursuant to Government Code Section 54957- Public Employee Performance Evaluation. Title: Public Defender. (Est. Time: 20 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. Only those speakers that provide this required number of hard copies will be permitted to proceed with a visual presentation.

Persons interested in serving on any Board of Supervisors ADVISORY BOARD, COMMITTEE, OR COMMISSION are encouraged to complete and submit an Application Form to the Clerk of the Board of Supervisors. The application is available online at: <http://www.edcgov.us/BOS/Forms.aspx> or at the Board of Supervisor's office, 330 Fair Lane, Placerville, CA.

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West Slope - Comcast - Channel 15, Wednesday at 1:00 P.M. (day after Tuesday meeting) and Tuesday at 7:00 A.M. (One week after previous Tuesday Meeting)