



County of El Dorado

Board of Supervisors
Department
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Minutes - Draft Board of Supervisors

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

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

Tuesday, February 4, 2020

9:00 AM

330 Fair Lane, Placerville, CA

Vision Statement

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

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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. The Board adopted minor revisions to the protocol on February 26, 2019, incorporated herein:

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.

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. It is the practice of the Board to allocate 20 minutes for public comment during Open Forum and for each agenda item to be discussed. (Note: Unless designated on the agenda, there is no Open Forum period during Special Meetings.)

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 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.

9:00 A.M. - CALLED TO ORDER

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

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Pastor Dave Cooke of the Cold Springs Community Church gave the Invocation. Supervisor Novael led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

**A motion was made by Supervisor Frentzen, seconded by Supervisor Novasel to Adopt the Agenda and Approve the Consent Calendar with the following change:
Continue item 14 to February 11, 2020.**

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

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: R. Claire, D. Justice, K. Payne, K. Greenwood, L. Knutson, J. Worsnop, J. Gainsborough, M. Lane

20-0216 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. **20-0169** Clerk of the Board recommending the Board approve the Minutes from the regular meeting of the Board of Supervisors on January 28, 2020.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. **20-0115** Chief Administrative Office, Facilities Division, recommending the Board:
1) Authorize the Purchasing Agent to sign Amendment I to Agreement for Services 2864 with Mesa Energy Systems, Inc. to increase compensation by \$100,000 for an amended not-to-exceed of \$165,000 and to increase the term an additional year, expiring July 17, 2021, to provide on-call and emergency maintenance and repair services for heating, ventilating and air conditioning (HVAC) equipment located at various County operated locations; and
2) Make findings pursuant to Article II, Section 210b(6) of the El Dorado County Charter and 3.13.030 Section C of County Ordinance 5116 that the ongoing aggregate of the work performed under this Agreement is temporary or occasional in nature and the work to be performed is not sufficient to warrant the addition of permanent staff.

FUNDING: Accumulated Capital Outlay Fund and General Fund.

This matter was Approved on the Consent Calendar.

- 3. **20-0166** Clerk of the Board, based upon the recommendations of Supervisor Parlin and the Kelsey Cemetery District, recommending the Board make the following appointment to the Kelsey Cemetery District:
Appoint Randolph Carpadus, Member, Term Expiration 4/9/2023.

This matter was Approved on the Consent Calendar.

4. 20-0102

Human Resources Department recommending the Board:

- 1) Approve and adopt the revised County-wide class specification of Executive Assistant; and
- 2) Adopt and authorize the Chair to sign Resolution **017-2020** to approve, due to lateral reclassification:
 - a) The deletion of 1.0 FTE Executive Assistant to the CAO position and the addition of 1.0 FTE Executive Assistant position in the Chief Administrative Office where the competitive recruitment and selection process is being waived by the Director of Human Resources at the request of the appointing authority in accordance with Personnel Rule 507.1.1.1.;
 - b) The deletion of 1.0 FTE Executive Assistant-Law & Justice position and the addition of 1.0 FTE Executive Assistant position in the Probation Department where the competitive recruitment and selection process is being waived by the Director of Human Resources at the request of the appointing authority in accordance with Personnel Rule 507.1.1.1.;
 - c) The deletion of 1.0 FTE Executive Assistant-Law & Justice position and the addition of 1.0 FTE Executive Assistant position in the Public Defender's Office where the competitive recruitment and selection process is being waived by the Director of Human Resources at the request of the appointing authority in accordance with Personnel Rule 507.1.1.1.;
 - d) The deletion of 1.0 FTE Executive Assistant-Law & Justice position and the addition of 1.0 FTE Executive Assistant position in the Sheriff's Office where the competitive recruitment and selection process is being waived by the Director of Human Resources at the request of the appointing authority in accordance with Personnel Rule 507.1.1.1.;
 - e) The abolishment of the Executive Assistant to the CAO classification; and
 - f) The abolishment of the Executive Assistant-Law & Justice classification.

FUNDING: General Fund, other.

This matter was Approved and Resolution 017-2020 was Adopted upon Approval of the Consent Calendar.

5. 20-0110

Treasurer-Tax Collector recommending the Board renew delegation of fiduciary authority to to the Treasurer-Tax Collector to invest and re-invest County funds, pursuant to Section 3.38.040 of the County Code and Section 53607 of the California Government Code.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

6. 20-0086

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign Amendment 1 to Agreement for Services 325-S1710 (now known as Agreement for Services 4488) to assign Agreement for Services 4488 (Agreement) from Walton's Inc., to Integrity NV Funeral Service, Inc. for the provision of mortuary and cremation services to dispose of the remains of deceased indigent County persons;
- 2) Extend the term of the Agreement for a term of February 16, 2017 through June 30, 2021, effective upon execution, with no change to the maximum obligation of \$60,000;
- 3) Find that in accordance with County Ordinance 3.13.030 paragraph B, this vendor possesses specialty skills and qualifications not expressly identified in County classifications; and
- 4) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 4488, including amendments that do not increase the maximum dollar amount or term of the Agreement, and contingent upon approval by County Counsel and Risk Management.

FUNDING: A portion of birth and death certificate fees (approximately 6%) and General Fund (approximately 94%).

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

- 7. **20-0022** Public Defender's Office recommending the Board approve and authorize the Chair to sign a budget transfer for the purchase and installation of the Karpel Case Management System, increasing Operating Transfers In from the District Attorney and Public Defender Realignment Sub-Fund and appropriations in the Public Defender's operating budget by \$20,050, transferring \$26,000 from salary savings, and reversing an erroneous operating transfer in the current budget. (4/5 vote required)

FUNDING: California Department of Insurance, District Attorney/Public Defender Sub-Fund and Public Defender salary savings.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

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

8. 20-0100 Human Resources Department recommending the Board authorize the Chair to sign a Memorandum of Agreement between the County of El Dorado and Donald Ashton establishing the compensation, benefits, and other terms of employment for his employment as the Chief Administrative Officer. (Est. Time: 5 Min.)

FUNDING: General Fund.

Public Comment: K. Payne, M. Lane, H. Royals, W. Thomas, K. Greenwood, G. Willard

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

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

9. 20-0122 Chief Administrative Officer and the Director of Human Resources recommending the Board:
1) Approve and authorize the Chair to sign the revised Salary and Benefits Resolution for Unrepresented Employees - Resolution **016-2020** effective the first pay period following adoption;
2) Approve and authorize the Chair to sign Resolution **018-2020** revising the Salary Schedule for unrepresented classifications - effective the first pay period following adoption which will bring Appointed and Elected Department Heads to 8% below the market median and Administrative Management and Confidential employees to 10% below the market median;
3) Direct the Human Resources Department and the Auditor-Controller's Office to administer and implement the Resolutions' provisions; and
4) Provide direction to staff regarding the Board of Supervisor's compensation as it is 9.42% below the market median of benchmark agencies and respective classifications utilized by the County. (Est. Time: 15 Min.)

FUNDING: Various.

Public Comment: K. Payne, H. Royals, K. Coleman, K. Greenwood, M. Lane

A motion was made by Supervisor Frentzen to Approve items 1-3 of this matter and Adopt Resolutions 016-2020 and 018-2020, omitting the salary increase for the three elected positions (Assessor, Surveyor and Treasurer-Tax Collector) in Resolution 018-2020.

Motion Failed for lack of a second.

A motion was made by Supervisor Hidahl, seconded by Supervisor Veerkamp to Approve items 1-3 of this matter and Adopt Resolutions 016-2020 and 018-2020.

Yes: 4 - Veerkamp, Novasel, Hidahl and Parlin

Noes: 1 - Frentzen

Public Comment: H. Royals, K. Payne, K. Greenwood, M. Lane

A motion was made by Supervisor Hidahl, seconded by Supervisor Novasel to direct staff to look at indexing the Board of Supervisors salary to be consistent with a position similar to Superior Court Judges.

Motion Failed

Yes: 2 - Novasel and Hidahl

Noes: 3 - Veerkamp, Frentzen and Parlin

A motion was made by Supervisor Veerkamp, seconded by Supervisor Frentzen to direct staff to continue to use the current comparison used for other County employees to determine the Board of Supervisor's salary with no change to the Board's current salary.

Yes: 3 - Veerkamp, Frentzen and Parlin

Noes: 2 - Novasel and Hidahl

10. 20-0050

Chief Administrative Office recommending the Board receive informational presentations from the listed Departments as part of the preparation for the Fiscal Year 2020-21 Budget development process:

- 1) Child Support Services;
- 2) County Counsel; and
- 3) Recorder-Clerk. (Est. Time: 1 Hr.)

Public Comment: K. Payne

The Board received informational presentations from Child Support Services, County Counsel and the Recorder-Clerk as part of the preparation for the Fiscal Year 2020-21 Budget development process.

11:00 A.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)

- 11. 20-0176 Supervisor Veerkamp recommending the Board authorize the Chair to sign a proclamation supporting the Placerville Lions Club's EldoPOST project to Stop Human Trafficking through increasing community awareness and engagement.

**Supervisor Veerkamp read the Proclamation.
A motion was made by Supervisor Veerkamp, seconded by Supervisor Frentzen to Approve this matter.**

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

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

- 12. 19-1714 HEARING - To consider a request submitted by Joe Harn appealing the Planning Commission's October 24, 2019 approval of Planned Development PD18-0005/Tentative Subdivision Map TM18-1536/Serrano Village J7 to allow a Development Plan for the proposed subdivision; a Tentative Subdivision Map creating 65 single family residential lots and six landscape lots; and Design Waivers of the El Dorado County Design and Improvement Standard Manual road improvement standards on property identified by Assessor's Parcel Number 123-040-011, consisting of 9.86 acres, in the El Dorado Hills area; and staff recommending the Board take the following actions:
1) Find that the project is Statutorily Exempt pursuant to Section 15182 of the California Environmental Quality Act Guidelines; and
2) Deny the appeal, thereby upholding the Planning Commission's October 24, 2019, approval of Planned Development PD18-0005/Tentative Subdivision Map TM18-1536 based on the Findings (Attachment B) and subject to the Conditions of Approval (Attachment C). (Supervisorial District 1) (Est. Time: 1 Hr.) (Refer: 12/10/19, Item 46)

Staff recommending this matter be Continued to February 11, 2020 at 1:00 p.m.

Supervisor Veerkamp opened the public hearing and Continued the hearing to February 11, 2020.

A motion was made by Supervisor Frentzen, seconded by Supervisor Hidahl to Continue this matter to February 11, 2020 at 1:00 pm.

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

2:00 P.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)

- 13. 20-0139** Environmental Management Department recommending the Board receive a presentation by the California Department of Resources Recycling and Recovery on the requirements of Senate Bill 1383 - Short-Lived Climate Pollutants: Organic Waste Methane Emissions Reductions. (Est. Time: 1 Hr.)

FUNDING: Non-General Fund. County Service Area No. 10 - Solid Waste funds.

Public Comment: S. Heaton

The Board received a presentation by the California Department of Resources Recycling and Recovery on the requirements of Senate Bill 1383.

ITEMS TO/FROM SUPERVISORS

Supervisor Novasel reported on the following:

- Tahoe Chamber meeting.
- Tahoe Prosperity Center meeting.
- High School scholarship discussion.
- Tahoe Regional Planning Agency.

Supervisor Parlin reported on the following:

- Planning Commissioner Vineyard tour.
- Divide Action Coalition community meeting.
- Oak Ridge High School women voting event.
- Fair Two by Two meeting.
- Chocolate Affair event.

Supervisor Frentzen reported on the following:

- Sacramento-Placerville Transportation Corridor Joint Power Authority meeting.
- Transportation Commission staff meeting.
- Thanked Planning and Building Department staff.
- Pioneer Fire Fighters crab event.
- Community Advisory Team for Cameron Park.
- 100 Year for Women voting.
- Broadband meeting.

Supervisor Hidahl reported on the following:

- Treasurer-Tax Collector meeting.
- Capital Southeast Connector Joint Powers Authority meeting.
- Vegetation Management Ad Hoc meeting.
- El Dorado Hills Community Council meeting.
- Saratoga/Iron Point exchange.
- Field trip to Marysville.

Supervisor Veerkamp reported on the following:

- El Dorado National Forest update.
- Department of Transportation Planning session.
- Sacramento Area Council of Governments San Diego trip.
- Fair Two by Two.
- Diamond Springs Advisory staff.
- Chocolate Affair.

CAO UPDATE

Don Ashton, Chief Administrative Officer, reported on the following:

- Cannabis operations in Humboldt.
- Rural County Representative of California discussion on implementing Cannabis.
- Sacramento Area Council of Government Regional Managers meeting.

ADJOURNED AT 3:45 P.M. in honor of Dick Bush and Lou Barber.

CLOSED SESSION

- 14. 20-0148 Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Registrar of Voters. (Est. Time: 15 Min.)

This matter was Continued to February 11, 2020 upon Approval of the Consent Calendar.

- 15. 20-0179 Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Natural Resources Defense Council, Inc. v. El Dorado County (El Dorado County Superior Court Case No. PC20190271), Number of potential cases: (1). (Est. Time: 15 Min.)

No Action Reported. All five Supervisors participated.