



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
Pamela Knorr, Chief Administrative Officer
Robyn Drivon, County Counsel

Tuesday, March 24, 2015

8:00 AM

Board of Supervisors Meeting Room

ADDENDUM

Item No. 27 is hereby added to Department Matters.

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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<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.

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.

8:02 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSIONS

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

9:22 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

**Pastor John Lukas from the Calvary Chapel of the Foothills Church gave the Invocation.
Supervisor Novasel led the Pledge of Allegiance to the Flag.**

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: J. Harn, S. Taylor

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

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

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.

15-0414 OPEN FORUM (See Attachment)

Public Comment: K. Smith, L. Parlin, L. Weitzman. S. Taylor

15-0413**DEPARTMENT/SUPERVISOR REPORTS (See Attachment)**

Supervisor Novasel reported that she has a Mental Health Commission meeting on Wednesday evening.

She will also be attending a meeting Thursday evening for the Tahoe Paradise Resort Improvement District. The strategic plan will be discussed.

Supervisor Frentzen read a letter from a constituent regarding their appreciation of the repair of Sand Ridge Road.

Supervisor Mikulaco would like to revisit the County's policy of not allowing speed bumps in order to discourage speeding. His concern is for public safety.

Supervisor Veerkamp attended the Sacramento Area Council of Governments meeting last Thursday.

He also attended a special meeting on Sunday afternoon for the City Council in regards to the courthouse.

On Monday afternoon, he attended the Budget Advisory Committee meeting.

Last Thursday evening, was the Diamond Springs and El Dorado Advisory Committee meeting.

Last Friday he attended the "Customer Service Training" session for employees of El Dorado County. Sherman Fox coordinated the training session.

Last Tuesday afternoon another session of the strategic planning was completed and it continues to move forward.

Last night was the Newtown Road Bridge Replacement meeting.

Steve Pedretti, Community Development Director, reported about state wide trash amendments.

Don Ashton, Director of Health and Human Services, gave updates regarding Animal Services and also the property at Perks Court.

Cherie Rafety, Treasurer-Tax Collector, reported on the solar energy project.

CONSENT CALENDAR

1. **15-0325** Clerk of the Board recommending the Board approve the Minutes from the regular meeting of the Board of Supervisors on March 17, 2015.

This matter was Approved on the Consent Calendar.

2. **15-0024** Air Quality Management District recommending the Board, Acting as the Air Quality Management District Board of Directors, approve and authorize the Chair to sign a budget transfer for the Air Quality Management District (including offsetting budget transfer entries for Community Development Agency-Fleet and Chief Administrative Office-Facilities) and approve an increase to fixed assets for the purchase of a Nasal Ranger field olfactometer in the amount of \$2,575. (4/5 vote required)

FUNDING: Federal Congestion Mitigation and Air Quality Improvement Grant Funding (reduction)/Penalty Fees.

This matter was Approved on the Consent Calendar.

3. **13-0221** Chief Administrative Office recommending the Board receive and file the 2014 Annual Housing Element Implementation Progress Report following public comment for submittal to the State Department of Housing and Community Development.

Funding: N/A

This matter was Approved on the Consent Calendar.

4. **15-0260** Chief Administrative Office, Facilities Division, recommending the Board decline the option to purchase or lease the land identified in the El Dorado Irrigation District's offer letter dated February 10, 2015 pursuant to California Government Code sections 54220-54233.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

5. **15-0224** Chief Administrative Office, Procurement and Contracts on behalf of Community Development Agency, Transportation Division, recommending the Board consider the following:
- 1) Award Bid No. 15-760-030 for the purchase of one 4-wheel drive loader to the low qualified bidder, Mecom Equipment LLC of Stockton, California; and
 - 2) Authorize the Purchasing Agent to issue a blanket purchase order in the amount of \$118,775.00 plus applicable fees and taxes (estimated not to exceed \$9,500.00) for a one time purchase following Board approval.

FUNDING: Road Fund Discretionary.

This matter was Approved on the Consent Calendar.

6. **15-0312** Clerk of the Board, based upon the recommendation from the El Dorado County Early Care and Education Planning Council, recommending the Board make appointments and accept the resignation of members of the El Dorado County Early Care and Education Planning Council.

El Dorado County Early Care and Education Planning Council:

Accept the Resignation of Ellen Vaughn, Community Agency Representative

Appoint Judith Wood, (Vacant) Consumer Representative, Term Expiration 03/24/2019

Appoint Loyd Inglis, (Vacant) Designee, Term Expiration 03/24/2019

This matter was Approved on the Consent Calendar.

7. **12-1020** Health and Human Services Agency, Public Health Division, recommending the Board consider the following:
- 1) Accept additional funding from California Department of Public Health (CDPH) for the development and coordination of public health preparedness activities, anticipated to be \$102,983;
 - 2) Approve draft Amendment 1 to funding Agreement 026-F1511 (Standard Agreement 14-10500) with the CDPH increasing total funding by the aforementioned \$102,983, to an estimated amount of \$1,495,616, with no change to the term of July 1, 2014 through June 30, 2017, approved by County Counsel and Risk Management;
 - 3) Approve and authorize the Chair to sign Amendment 1 to funding Agreement 026-F1511 (Standard Agreement 14-10500) upon receipt from the CDPH, contingent upon no changes from draft Amendment 1 attached hereto as attachment 5B, or minor changes to Amendment 1 upon approval from County Counsel and Risk Management;
 - 4) Authorize the Chair to execute further Amendments, if any, relating to Agreement for Services 026-F1511, which do not decrease the dollar amount or change the term of the Agreement, and contingent upon approval by County Counsel and Risk Management; and
 - 5) Authorize the Director of the Health and Human Services Agency, or designee, to continue to administer said Agreement and execute any subsequent documents relating to said Agreement including required fiscal and programmatic reports.

FUNDING: Federal and State Funding managed by the CDPH.

This matter was Approved on the Consent Calendar.

8. **09-0559** Health and Human Services Agency, Public Health Division, recommending the Board adopt Resolution **038-2015** to:
- 1) Approve and authorize the Health and Human Services Agency to submit Local Enforcement Agency Grant Program applications to California Department of Resources Recycling and Recovery to assist in the costs of the solid waste facilities permit and inspection program commencing with the 2015/16 Local Enforcement Agency Grant through the 2019/20 Local Enforcement Agency Grant with an estimated grant amount of \$18,500 for Fiscal Year 2015/16; and
 - 2) Authorize the Health and Human Services Agency Director, or designee, to execute in the name of the County of El Dorado all grant documents, including but not limited to, applications, agreements, amendments and requests for payment necessary to secure grant funds, implement the approved grant projects and close out each grant.

FUNDING: State Funding through the California Department of Resources Recycling and Recovery.

This matter was Approved and Resolution 038-2015 was Adopted upon Approval of the Consent Calendar.

9. **12-0773** Human Resources recommending the Board approve and authorize the Chair to sign Amendment III to Agreement No. 080-S1311 with Valentina Reiner, doing business as The Law Offices of Valentina Reiner to provide professional employment legal services, including but not limited to, investigations, trainings and services related to other various employment relations subjects as requested by Human Resources for the period of July 1, 2012 through June 30, 2015, increasing the not to exceed amount by \$50,000.00 for a total not to exceed amount of \$300,000.00.

FUNDING: General and Non General Funds.

This matter was Approved on the Consent Calendar.

10. **13-0337** Sheriff's Office recommending the Board approve and authorize the Chair to sign Amendment III of Lease Agreement 198-L1011 with Town Center East, L.P. for 1,064 square feet of improved office space located at 4354 Town Center Blvd., Suite 112 in El Dorado Hills to:
- 1) Amend the term for a two-year option renewal from May 1, 2015 to April 30, 2017;
 - 2) Rent payments shall be in the amount of zero dollars (\$0) for the term, and operating expenses are to be increased to a flat rate not to exceed \$850 per month from May 1, 2015 through April 30, 2016 and \$875 per month from May 1, 2016 through April 30, 2017; and
 - 3) Amend Section 21 Notices to reflect the Lessor's new managing company.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

11. **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. 3/17/15, Item 5)

This matter was Approved on the Consent Calendar.

12. **15-0373** Supervisor Veerkamp recommending the Board confirm the reappointment of Maryann Argyres as the District III Member to the Community and Economic Development Advisory Committee. Her term will expire 01/08/2016.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

10:00 A.M. - TIME ALLOCATION**MONTHLY STAFF UPDATE - FENIX UPDATE**

David Russell, Assistant Director of Information Technologies, gave the update on FENIX.

13. 15-0167 Health and Human Services Agency, Community Services Division, recommending the Board consider the following:
- 1) Receive a presentation by the Commission on Aging; and
 - 2) Receive and file the El Dorado County Commission on Aging 2014 Annual Report. (Est. Time. 10 Min.)

Received and Filed.

14. 15-0351 Supervisor Ranalli recommending the Board receive and file a presentation provided by the Honorable Suzanne N. Kingsbury, Presiding Judge of the El Dorado County Superior Court and the Honorable Christine Williams, Chief Judge of the Shingle Springs Tribal Court, on the Family Wellness Court. The Family Wellness Court is a Tribal-State Joint Jurisdictional Court for juvenile and family cases. (Est. Time: 30 Min.)

Received and Filed.

DEPARTMENT MATTERS

15. 15-0011 Clerk of the Board recommending the Board make **Board Member** appointments to the Sierra Economic Development Corporation for 2015: (Cont. 1/6/15, Item 27)

Sierra Economic Development Corporation

Appoint Supervisor Frentzen, Member (Vacated by: Supervisor Santiago)

Appoint one (1) Alternate Member (Vacated by: Supervisor Briggs)

A motion was made by Supervisor Ranalli, seconded by Supervisor Novasel to confirm the appointment of Supervisor Frentzen as Member and Supervisor Ranalli as Alternate Member to the Sierra Economic Development Corporation.

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

16. 15-0100

Clerk of the Board providing the Board with an overview of all Board related committees and commissions including potential framework for a Board policy to aid in the development of standard practices and expectations that may be applicable to all Board committees and commissions. (Est. Time: 30 Min.) (Refer 1/27/15, Item 33)

Public Comment:

A motion was made by Supervisor Ranalli, seconded by Supervisor Novasel to direct the Clerk of the Board to:

- 1) Analyze Board committees/commissions using the parameters shown on Attachment 2B related to the Analysis Track.**
- 2) Engage with committee/commission members, appropriate county support staff, the CAO's office and County Counsel as needed to develop a draft policy and committee member training guide using the outline shown on Attachment 2B related to the Policy Track; and**
- 3) Return to the Board for their consideration of the draft policy.**

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

2:00 P.M. - TIME ALLOCATION

- 17. 15-0301** Receive and file a presentation from Rural County Representatives of California. (Est. Time: 20 Min.)

Received and Filed.

- 18. 13-0606** Chief Administrative Office, Parks Division recommending the Board approve the request from the Placerville and Sacramento Valley Rail Road to continue the Latrobe Pancake Fundraiser Breakfast Excursion Train Run on the last Sunday of each month from March 2015 through November 2015 for a total of nine (9) trips (December trip not required). (Est. Time: 30 Min.)

Funding: N/A

Public Comment: J. Noe, B. Smart, B. January, J. Hoovey, J. Henry, S. Taylor, D. Fueller, W. Stiles, C. Kurtis, E. Golds, K. Esmess, D. Volster, K. Payne

Items 18 and 19 were heard together.

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

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

- 19. 14-1211** Chief Administrative Office, Parks Division, recommending the Board deny a request from the Placerville and Sacramento Valley Rail Road, Inc. for thirty (30) excursion rail trips from the County line to Latrobe in 2015, based on previous board direction. The Parks and Recreation Commission has recommended approval. (Est. Time: 30 Min.)

Funding: N/A

Public Comment: J. Noe, B. Smart, B. January, J. Hoovey, J. Henry, S. Taylor, D. Fueller, W. Stiles, C. Kurtis, E. Golds, K. Esmess, D. Volster, K. Payne

Items 18 and 19 were heard together.

A motion was made by Supervisor Ranalli, seconded by Supervisor Novasel to Approve staff's recommendation.

Supervisor Ranalli amended his motion.

A motion was made by Supervisor Ranalli, seconded by Supervisor Novasel to Approve staff's recommendation to include:

- 1) Approve excursions for Spring-Charter and "Summer Breeze Extras";**
- 2) No additional requests will be brought to the Board until the Corridor Study is complete; and**
- 3) The Placerville and Sacramento Valley Road, Inc. will provide staff with at least two weeks notice as to the date of the Spring-Charter excursion.**

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

CAO UPDATE

Pamela Knorr, Chief Administrative Officer, reported that on Wednesday at 9:00 a.m. there will be a King Fire Restoration Event. She is also receiving the service level impact reports back from the Departments. She has had several meetings with the Department Heads. Sherman Fox from the Organizational Development Department has sent out a notice regarding trainings for Sexual Harassment and Ethics. County wide participation is expected. Dave Johnston from Air Quality Management sent out a notice that Red Hawk has installed ten charging stations through a grant.

ITEMS TO/FROM SUPERVISORS

Supervisor Mikulaco has a Capital Southeast Connector Joint Powers Authority meeting coming up. He will report back to the Board.

Supervisor Ranalli will be attending a meeting in Georgetown this evening.

Supervisor Veerkamp spoke about Board protocol and bringing forward an agenda item to discuss this.

Supervisor Ranalli adjourned the meeting in honor of Jeff Nilluka. He was a long standing advocate of the Rubicon Trail. He was a positive influence and will be missed.

ADJOURNED AT 5:21 P.M. in honor of Jeff Nilluka

CLOSED SESSION

20. 15-0302 **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; Operating Engineers Local Union No. 3 representing employees in the Corrections, Probation and Trades and Crafts Bargaining Units; Deputy Sheriffs' Association representing employees in the Law Enforcement Unit; El Dorado County Managers' Association; El Dorado County Deputy County Counsel Association; El Dorado County Criminal Attorneys' Association; El Dorado County Law Enforcement Managers' Association; and Unrepresented Management. (Est. Time: 10 Min.)
No Action Reported. All five Supervisors participated.
21. 15-0389 **Conference with Legal Counsel - Anticipated 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.
22. 15-0390 **Conference with Legal Counsel - Anticipated Litigation** pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1). (Est. Time: 30 Min.)
No Action Reported. All five Supervisors participated.
23. 15-0132 **Pursuant to Government Code Section 54956.9(d)(1)- Existing Litigation.** Title: Claim of Patricia Booth v. County of El Dorado, Worker's Compensation Claim Settlement, York Risk Services group, Inc. ELOL-63236. (Est. Time: 5 Min.)
No Action Reported. All five Supervisors participated.
24. 15-0345 **Pursuant to Government Code Section 54956.9(d)(1)- Existing Litigation.** Title: Claim of Geneva Davis v. County of El Dorado, Worker's Compensation Claim Settlement, ELON-68896. (Est. Time: 5 Min.)
No Action Reported. All five Supervisors participated.
25. 15-0347 **Pursuant to Government Code Section 54956.9(d)(1)- Existing Litigation.** Title: Claim of Gregory Danel v. County of El Dorado, Worker's Compensation Claim Settlement, ELOM 66863. (Est. Time: 5 Min.)
No Action Reported. All five Supervisors participated.

26. 15-0378

Pursuant to Government Code Section 54957- Public Employee Performance Evaluation. Title: Director of Community Development Agency. (Est. Time: 20 Min.)

This matter was Continued to March 31, 2015.

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 an application form (available in the office of the Clerk of the Board of Supervisors, or online) and submit same to the board, committee or commission, to the County Department which supports the board, committee or commission, or to the Clerk of the Board of Supervisors.

Digital Recordings of regular, Tuesday Board of Supervisors meeting are BROADCAST ON CABLE TV as follows:

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)

ADDENDUM

DEPARTMENT MATTERS

27. 15-0397

Auditor-Controller recommending the Board consider the following:

- 1) Receive a report on the cash that has been advanced by the County to the Georgetown Divide Recreation District;
- 2) Receive a report on the potential need of additional cash advances; and
- 3) Provide direction to the Auditor-Controller if the Board wishes that additional cash advances be made.

Public Comment: L. Weitzman, K. Clark

A motion was made by Supervisor Ranalli, seconded by Supervisor Frentzen to direct the Auditor-Controller to:

- 1) Advance \$20,000 to the Georgetown Divide Recreation District; and**
- 2) Continue this matter to April 14, 2015 for an update from the Auditor-Controller on an austerity plan and the solvency of the Georgetown Divide Recreation District.**

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