



County of El Dorado

Board of Supervisors
Department
330 Fair Lane, Building A
Placerville, California
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Minutes - Draft Board of Supervisors

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

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

Tuesday, May 16, 2017

9:00 AM

330 Fair Lane, Placerville, CA

ADDENDUM

Item 13 is hereby moved from the Consent Calendar to Department Matters.

Items 28 and 29 are hereby added to Closed Session.

Vision Statement

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

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.

Public comment will be received on each agenda item listed under Department Matters or Time Allocation as called by the Chair. Where applicable, the principal party on each side of an issue 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. The Board reserves the right to waive said rules by a majority vote.

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 and the total amount of time reserved for Open Forum may be limited. Public comment on items scheduled for Closed Session will be received before the Board recesses to Closed Session.

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.

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.

9:00 A.M. - CALLED TO ORDER

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

Absent: 1 - Supervisor Novasel

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Rabbi Evon Yakar from the Temple Bar Yam gave the Invocation.
Supervisor Hidahl led the Pledge of Allegiance to the Flag.

County Counsel requested that pursuant to Government Code section 54954.2(b)(2) that the Board add an Agenda item that came to the attention of the Chief Administrative Officer yesterday, May 15, 2017, which was after the posting of the Agenda. The item would be a Closed Session item to discuss significant exposure to litigation regarding one case in regards to the claim for back pay by the Undersheriff. (4/5 vote required to add to the Agenda)

17-0564 **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Title: In re Undersheriff backpay, Number of potential cases: (1). (Est. Time: 10 Min.)

A motion was made by Supervisor Veerkamp, seconded by Supervisor Ranalli to add item 30 to the Agenda as a Closed Session item regarding the claim for backpay by the Undersheriff.

Yes: 4 - Veerkamp, Frentzen, Ranalli and Hidahl

Absent: 1 - Novasel

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: M. Lane

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

**Item 23 was Continued to May 23, 2017.
Closed Session item 30 was added to the Agenda.**

Yes: 4 - Veerkamp, Frentzen, Ranalli and Hidahl

Absent: 1 - Novasel

17-0569 **ADOPTION OF THE AGENDA AND APPROVAL OF THE CONSENT CALENDAR (See Attachment)**

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

OPEN FORUM

Public Comment: R. Sheckler, M. Lane, L. Parlin, S. Taylor, R. Sheckler representing Georgetown Preservation Society

17-0570 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 reserves the right to impose a reasonable limit of time afforded to any topic, individual speaker or the total amount of time reserved for Open Forum.

CONSENT CALENDAR

1. **17-0536** Clerk of the Board recommending the Board approve the Minutes from the regular meeting of May 9, 2017.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

2. **17-0524** Chief Administrative Office, Clerk of the Board and County Counsel recommending the Board, pursuant to Strategic Plan Good Governance Objective 2.6, approve and authorize the Chair to sign Agreement 518-S1710 with BK Consult for a not to exceed amount of \$14,000 for facilitation of three (3) or four (4) effective governance sessions culminating in an El Dorado County Governance Handbook and a customized effective governance assessment tool for the Board.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

3. **17-0506** 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, Chapter 3.12 and Section 3.12.220 thereof.

FUNDING: Various.

This matter was Approved on the Consent Calendar.

4. **17-0490** Chief Administrative Office recommending the Board approve and authorize the Chair to sign Amendment I to the Agreement Between The County Of El Dorado And The El Dorado County Fair Association, Inc., a General Non-Profit Corporation, effective April 1, 2005, amortizing general liability allocated insurance charges over a ten-year period in order to lessen the budgetary burden on the Fair Association for 2017 and 2018.

FUNDING: No County funds are included in the Fair Association budget.

This matter was Approved on the Consent Calendar.

- 5. 17-0476** Clerk of the Board, based upon the recommendation of the In-Home Supportive Services (IHSS) Advisory Committee, recommending the Board make the following appointment to the IHSS Advisory Committee:
Appoint Linda Teigley, Consumer Representative (Vacant), Term Expiration 05/15/2019.
This matter was Approved on the Consent Calendar.

- 6. 17-0528** Clerk of the Board recommending the Board make the following appointments to the River Management Advisory Committee:
Appoint William Crenshaw, Non-Commercial Boater Representative (Vacant), Term Expiration 05/03/2021; and
Appoint Victoria Sacksteder, Member at Large (Vacant), Term Expiration 05/03/2021.
This matter was Approved on the Consent Calendar.

- 7. 16-0305** Supervisor Ranalli recommending the Board find that a state of emergency continues to exist in El Dorado County as a result of unprecedented tree mortality due to drought conditions and related bark beetle infestations. (Cont. 5/9/17, Item 11)
This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

8. **15-0412** Health and Human Services Agency, recommending the Board:
- 1) Adopt and authorize the Chair to sign Resolution **083-2017** delegating authority to the Health and Human Services Agency Director through June 30, 2018, on behalf of the County, to accept funding and execute all necessary documents required to secure and maintain Revenue Agreements from funding sources or granting agencies, as specified on Attachment A to the Resolution, as included in the Approved Fiscal Year 2017-18 Budget, or as previously approved separately by the Board, in order to provide for the operation of Health and Human Services Agency programs, and contingent upon approval by County Counsel and Risk Management, as applicable;
 - 2) Delegate authority to the Health and Human Services Agency Director to execute, on behalf of the County, additional documents related to those funding/revenue agreements, grants and allocations, which do not increase net County cost, and amendments thereto, if any, and contingent upon approval by County Counsel and Risk Management, as applicable; and
 - 3) Approve and authorize the Health and Human Services Agency Director, Assistant Director of Administration and Finance, or Chief Fiscal Officer to execute any required fiscal and programmatic reports for said funding agreements and allocations.

FUNDING: Federal, State, Local, and City Funding sources.

This matter was Approved and Resolution 083-2017 was Adopted upon Approval of the Consent Calendar.

9. **17-0463** Health and Human Services Agency (HHSA), recommending the Board approve and authorize the Chair to sign a nonfinancial Indirect Cost Negotiation Agreement with the U.S. Department of Housing and Urban Development, Office of Community Planning and Development, to establish an Indirect Cost Rate of 30.65% for the period from July 1, 2016 through June 30, 2017, for federally-funded HHSA programs.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

- 10. 17-0474** Community Development Agency - Transportation Division, recommending the Board approve the following:
- 1) Award Bid 17-288-051 for the purchase of Plant Mix Asphalt Concrete for the West Slope of El Dorado County to the low qualified bidder, Teichert Rock Products of Sacramento, CA;
 - 2) Authorize the Purchasing Agent to issue a blanket purchase order in the amount of \$645,000.00 for a thirty-six month (36-month) period following Board approval; and
 - 3) Authorize the Purchasing Agent to increase the blanket purchase order on an "as needed" basis during the awarded period as long as funding is available within the requesting department's budget.

FUNDING: Road Fund. (100% - Local)

This matter was Approved on the Consent Calendar.

- 11. 16-1201** Surveyor's Office recommending the Board:
- 1) Consent to and accept an Irrevocable Offer Of Dedication for road right-of-way and public utility easement from the Vismán Family Revocable Trust dated August 7, 1981 on Assessor's Parcel Number 048-160-40 and being more particularly described and depicted in Exhibits A and B of the attached corresponding IOD;
 - 2) Consent to and accept an Irrevocable Offer of Dedication for road right-of-way and public utility easement from Sierra View Ranch, a California General Partnership on Assessor's Parcel Number 048-160-53 and being more particularly described and depicted in Exhibits A1 and B1 of the attached corresponding IOD; and
 - 3) Authorize the Chair to sign the Consent To Offer Of Dedication And Acceptance Of Offer for approved Irrevocable Offers of Dedication and to record approved IODs with said applicable Consent documents attached. Authorization for recording said offers is pursuant to Government Code Section 7050.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 12. 17-0481** Surveyor's Office recommending the Board adopt Resolution **082-2017** for Abandonment of Easement 16-012 to abandon a public utility easement on Lots 47 and 48 of "Governors West Subdivision", recorded at Book H of Subdivisions at Page 48, identified as Assessor's Parcel 125-500-01 and 125-500-02.

FUNDING: N/A

Resolution 082-2017 was Adopted upon Approval of the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

- 14. 17-0071** El Dorado County Sheriff's Office of Emergency Services recommending the Board find that a local state of emergency continues to exist in El Dorado County due to the effects of severe storms throughout Northern California bringing high winds, substantial precipitation, high and fast flowing streams, creeks and rivers, and general flooding. (Cont. 5/9/17, Item 29)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 15. 17-0184** El Dorado County Sheriff's Office of Emergency Services recommending the Board find that a local state of emergency continues to exist in El Dorado County due to the effects of severe storms, starting on February 6th, throughout Northern California bringing high winds, substantial precipitation, high and fast flowing streams, creeks and rivers, and general flooding. (Cont. 5/9/17, Item 30)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 16. 14-0455** Sheriff's Office in partnership with the District Attorney recommending the Board approve and authorize the Chair to sign Memorandum of Understanding 571-M1411, Amendment IV, with the State of California Department of Justice for forensic DNA services extending the term one year effective June 1, 2017, through May 31, 2018, and authorizing compensation in the amount of \$164,198.

FUNDING: Proposition 69.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

11:00 A.M. - TIME ALLOCATION

- 17. 16-0549** Supervisor Frentzen recommending the Board approve and authorize the Chair to sign a Proclamation recognizing May 2017 as "ALS Awareness Month." (Est. Time: 10 Min.)

Supervisor Frentzen read the Proclamation.

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

Yes: 4 - Veerkamp, Frentzen, Ranalli and Hidahl

Absent: 1 - Novasel

- 18. 17-0530** Supervisor Frentzen recommending the Board approve and authorize the Chair to sign a Proclamation recognizing May, 2017 as National Military Appreciation Month, a time to remember, appreciate and honor those who have served and those now serving in our military. (Est. Time: 10 Min.)

Supervisor Frentzen read the Proclamation.

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

Yes: 4 - Veerkamp, Frentzen, Ranalli and Hidahl

Absent: 1 - Novasel

- 19. 15-0565** Health and Human Services Agency, Community Services Division, on behalf of the El Dorado County Commission on Aging, recommending the Board:

- 1) Adopt a Proclamation recognizing May 2017 as "Older Americans Month" in El Dorado County;
- 2) Present a certificate to each Senior of the Year nominee, mentioning, as noted on the certificate, their primary contribution to the community; and
- 3) Announce the 2017 County of El Dorado Senior of the Year, and present the perpetual trophy to the nominee selected by the Commission on Aging to receive this honor. (Est. Time: 20 Min.)

FUNDING: N/A

Public Comment: J. Carter, P. Borelli

Supervisor Frentzen read the Proclamation.

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

Yes: 4 - Veerkamp, Frentzen, Ranalli and Hidahl

Absent: 1 - Novasel

- 20. 14-0585** Health and Human Services Agency, recommending the Board adopt and authorize the Chair to sign a Proclamation recognizing May 2017 as "Resource Family Appreciation Month" in the County of El Dorado. (Est. Time: 10 Min.)

FUNDING: N/A

Public Comment: P. Charles-Heathers

Leslie Griffith, Deputy Director of Child Welfare Services, Health and Human Services Agency, read the Proclamation.

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

Yes: 4 - Veerkamp, Frentzen, Ranalli and Hidahl

Absent: 1 - Novasel

- 21. 16-0364** Supervisor Veerkamp recommending the Board approve and authorize the Chair to sign a Proclamation to recognize May 21 - 27, 2017 as National Public Works Week. (Est. Time: 5 Min.)

FUNDING: N/A

Public Comment: K. Payne

Supervisor Veerkamp read the Proclamation.

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

Yes: 4 - Veerkamp, Frentzen, Ranalli and Hidahl

Absent: 1 - Novasel

- 22. 14-0745** Supervisor Frentzen recommending the Board approve and authorize the Chair to sign a Proclamation of the Board of Supervisors of the County of El Dorado recognizing May 29, 2017 as "Memorial Day" to honor those we have lost. (Est. Time: 10 Min.)

Bill Schultz, Recorder-Clerk, read the Proclamation.

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

Yes: 4 - Veerkamp, Frentzen, Ranalli and Hidahl

Absent: 1 - Novasel

DEPARTMENT MATTERS

- 23. 17-0453** Sheriff's Office recommending the Board direct the Payroll Division of the Auditor'-Controller's Office to pay \$1,953.55 in back pay owed to Undersheriff Randy Peshon for his step 5 merit increase, which was owed in pay period 3, but was not reflected in his paycheck until pay period 8. (Est. Time: 5 Min.)

FUNDING: General Fund.

This matter was Continued to May 23, 2017 upon Approval of the Consent Calendar.

Yes: 4 - Veerkamp, Frentzen, Ranalli and Hidahl

Absent: 1 - Novasel

- 24. 17-0182** Community Development Agency, Transportation Division, recommending the Board take the following actions pertaining to the extension to the El Dorado Trail Class 1 Bike Lane, El Dorado Trail - Los Trampas to Halcon Project, Contract PW 16-31117, CIP 97012, P&C 352-C1699:
- 1) Award the Construction Contract to the lowest responsive, responsible bidder; said bidder to be determined after the bid opening scheduled for April 27, 2017;
 - 2) Approve and authorize the Chair to sign the Construction Contract, subject to review and approval by County Counsel and Risk Management; and
 - 3) Authorize the Community Development Agency Director 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. (Est. Time: 30 Min.)

FUNDING: State Parks Recreational Trails Program (39% - State), Congestion Mitigation and Air Quality Program (34% - Federal), Accumulative Capital Outlay - Parks (19% - Local), Transportation Development Act (5% - Local), and Pollock Pines/Camino Park Zone of Benefit (3% - Local).

A motion was made by Supervisor Hidahl, seconded by Supervisor Ranalli to Approve staff's recommendation to reject the bid received for the El Dorado Trail - Los Trampas to Halcon Project, Contract PW 16-31117, CIP 97012, P&C 352-C1699.

Yes: 4 - Veerkamp, Frentzen, Ranalli and Hidahl

Absent: 1 - Novasel

- 13. 17-0356** Probation Department recommending the Board approve and authorize the Chair to sign Resolution **084-2017** to:
- 1) Certify that a critical need exists in the Probation Department to employ licensed staff who can provide Mental Health Program Coordination services within the Juvenile Detention Facilities in accordance with state mandated Title 15 regulations; and
 - 2) Approve the appointment of CalPERS retiree, Sally Williams, to the position of Mental Health Program Coordinator II Extra Help prior to completion of the 180-day waiting period following the date of her retirement to provide critically needed Mental Health Program Coordination services on a term limited basis not to exceed 960 hours in a fiscal year.

FUNDING: General Fund 100%.

A motion was made by Supervisor Veerkamp, seconded by Supervisor Ranalli to Adopt Resolution 084-2017.

Yes: 4 - Veerkamp, Frentzen, Ranalli and Hidahl

Absent: 1 - Novasel

2:00 P.M. - TIME ALLOCATION

- 25. 17-0535** Chief Administrative Office recommending the Board receive and file a presentation from Bartel Associates regarding the County's CalPERS Retirement Plans and the impacts of recent plan changes adopted by the CalPERS Board of Directors. (Est. Time: 1 Hr.)

Public Comment: K. Payne, J. Copeland

Received and Filed.

ITEMS TO/FROM SUPERVISORS

Supervisor Hidahl reported on the following:
Southeast Connector JPA will be meeting in Closed Session.
Bike ride.

Supervisor Veerkamp reported on the following:
Housing Task Force meeting in Tahoe.
Cost of Fire Services meeting.
Walk a Mile in her Shoes fundraiser.
So Far Steering Committee meeting.
Youth Commission Annual meeting.
Water Agency meeting.
Sacramento Area Council of Governments meeting.

Supervisor Ranalli reported on the following:
Center for Violence Free Relationships fundraiser.
Garden Valley breakfast fundraiser for fire district.
Youth Commission event.
El Dorado County mixed use guidelines.

Supervisor Frentzen reported on the following:
Youth Commission.
CalLafco legislative meeting.
Audit Committee.
Town Hall meeting in Somerset.
Bike ride next Tuesday at 11:30 a.m.
Fair Luncheon at 1:00 p.m.

CAO UPDATE

Don Ashton, Chief Administrator Officer, reported on the following:
Budget website.
Roger Niello's last week with El Dorado County.

ADJOURNED AT 4:03 P.M.

CLOSED SESSION

- 26. 16-0471** **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: County of El Dorado v. California Emergency Medical Services Authority. (Est. Time: 15 Min.)

No Action Reported. Four Supervisors participated with Supervisor Novasel absent.

- 27. 17-0483** **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:** County Negotiator: Interim Director of Human Resources and/or designee.
Employee Organization: El Dorado County Employees Association Local No.1 representing employees in the General, Professional, and Supervisory Bargaining Units; Operating Engineers Local No. 3 representing employees in the Trades & Crafts and Corrections Bargaining Units; El Dorado County Probation Officer's Association; Deputy Sheriffs Association representing employees in the Law Enforcement Unit; El Dorado County Criminal Attorney Association; El Dorado County Deputy County Counsel Association; El Dorado County Managers Association; El Dorado County Law Enforcement Managers Association; and Unrepresented Employees. (Est. Time: 30 Min.)

No Action Reported. Four Supervisors participated with Supervisor Novasel absent.

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.

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

Item 13 is hereby moved from the Consent Calendar to Department Matters.

CLOSED SESSION

28. 16-0820 **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code section 54956.9(d)(1). Title: El Dorado Council.ORG and El Dorado Council, Inc. v. County of El Dorado and El Dorado County Board of Supervisors, El Dorado County Superior Court Case Number PC20160333. Number of potential cases: (1). (Est. Time: 10 Min.)

No Action Reported. Four Supervisors participated with Supervisor Novasel absent.

29. 17-0443 **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: EL DORADO HILLS COMMUNITY SERVICES DISTRICT, a California Community Services District v. JOE HARN, in his official capacity as County of El Dorado Auditor and Controller, and DOES 1 through 50, inclusive; El Dorado County Superior Court Case No. PC20170166; Number of potential cases: (1). (Est. Time: 15 Min.)

No Action Reported. Four Supervisors participated with Supervisor Novasel absent.

30. 17-0564 **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Title: In re Undersheriff backpay, Number of potential cases: (1). (Est. Time: 10 Min.)

No Action Reported. Four Supervisors participated with Supervisor Novasel absent.