



County of El Dorado

Minutes - Final Board of Supervisors

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

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

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

Tuesday, October 18, 2022

9:00 AM

<https://edcgov-us.zoom.us/j/89844192301>

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

ADDENDUM

Item 27 is hereby added to the Consent Calendar.

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

Members of the public may address the Board in-person or via Zoom to make a public comment. The public should call into 530-621-7603 or 530-621-7610. The Meeting ID is 898 4419 2301. Please note you will be able to join the live-stream 15 minutes prior to the posted meeting start time.

To observe the live stream of the Board of Supervisors meeting go to <https://edcgov-us.zoom.us/j/89844192301>.

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

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

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

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

Vision Statement

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

This institution is an equal opportunity provider and employer.

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

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

The Board of Supervisors is concerned that written information submitted to the Board the day of the Board meeting may not receive the attention it deserves. The Board Clerk cannot guarantee that any FAX, email, or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

The Board meets simultaneously as the Board of Supervisors and the Board of Directors of the Air Quality Management District, In-Home Supportive Services, Public Housing Authority, Redevelopment Agency and other Special Districts.

For Purposes of the Brown Act § 54954.2 (a), the numbered items on this Agenda give a brief description of each item of business to be transacted or discussed. Recommendations of the staff, as shown, do not prevent the Board from taking other action.

Materials related to an item on this Agenda submitted to the Board of Supervisors after distribution of the agenda packet are available for inspection during normal business hours in the public viewing packet located in Building A, 330 Fair Lane, Placerville or in the Board Clerk's Office located at the same address. Such documents are also available on the Board of Supervisors' Meeting Agenda webpage subject to staff's ability to post the documents before the meeting.

PROTOCOLS FOR PUBLIC COMMENT

Public comment will be received at designated periods as called by the Board Chair.

Public comment on items scheduled for Closed Session will be received before the Board recesses to Closed Session.

Except with the consent of the Board, individuals shall be allowed to speak to an item only once.

On December 5, 2017, the Board adopted the following protocol relative to public comment periods. The Board adopted minor revisions to the protocol on August 24, 2021, incorporated herein:

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

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

Public comment on certain agenda items designated and approved by the Board may be treated differently within specific time limits per speaker or a limit on the total amount of time designated for public comment. It is the intent of the Board that quasi-jurisdictional matters have additional flexibility depending on the nature of the issue. The Board Chair may limit public comment during Open Forum.

Individual Board members may ask clarifying questions but will not engage in substantive dialogue with persons providing input to the Board.

If a person providing input to the Board creates a disruption by refusing to follow Board guidelines, the Board Chair may take the following actions:

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

9:00 A.M. - CALLED TO ORDER

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

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

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

Supervisor Thomas led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

A motion was made by Supervisor Novasel, seconded by Supervisor Hidahl to Adopt the Agenda and Approve the Consent Calendar with the following change:

Continue item 23 to November 8, 2022 at 10:00 A.M.

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

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

CONSENT CALENDAR

- 1. **22-1897** Clerk of the Board recommending the Board Approve the Minutes from the regular meeting on October 11, 2022.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. **21-1415** Chief Administrative Office recommending the Board of Supervisors find that a Local Health Emergency continues to exist in El Dorado County as a result of the Caldor Fire. (Cont. 9/13/2022, Item 2)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 3. **22-1831** Chief Administrative Office, Facilities Division, recommending the Board consider the following:
 - 1) Award Bid 22-968-062 to the lowest responsive and qualified bidder, DG Granade, Inc., for \$3,988,569 plus the cost escalation allowed concerning the prefabricated metal building allowance and a term through November 1, 2023 for the Shakori Garage Replacement and authorize the Chair to sign Public Works Contract No.6998, subject to review and approval by County Counsel and Risk Management;
 - 2) Waive the manufacturer substitution submission being received after the bid due date as an irregularity per the terms of Paragraph 15, Award of Contract as outlined in the Instruction to Bidders;
 - 3) Authorize the Purchasing Agent to sign an Escrow Agreement, if requested by any Contractor and in accordance with Public Contract Code Section 22300, for the purpose of holding Contract retention funds; and
 - 4) Approve the attached budget transfer increasing appropriations by \$1,500,000 and decreasing the Capital Project Designation to increase the project funding to \$4,832.542 due to a budget shortfall related to increased construction costs (4/5 vote).

FUNDING: General Fund Capital Projects Designation.

This matter was Approved on the Consent Calendar.

- 4. **22-1747** Chief Administrative Office, Parks Division, recommending the Board approve adding one solar light and pole for the rail maintenance yard for improved Railroad History Center and Park Security at a cost of \$8,000.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

- 5. 22-1760** Chief Administrative Office, Procurement and Contracts Division on behalf of the Information Technologies Department, recommending the Board approve the following:
- 1) Award Bid No. 23-725-010 for the purchase of approximately nine hundred (900) Avaya J179 IP telephones to the low qualified bidder, Hypertec USA of Tempe, AZ;
 - 2) Authorize the Purchasing Agent to issue a purchase order contract in the amount of \$140,000 for a twenty-four (24-month) month term following Board approval; and
 - 3) Authorize the Purchasing Agent to increase the purchase order contract on an "as needed" basis during the awarded period as long as funding is available within the requesting department's budget.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

- 6. 21-1728** Clerk of the Board recommending the Board of Supervisors, as a result of ongoing concerns related to COVID-19, approve findings pursuant to Government Code subsection 54953(e)(3) in order to allow for the continued use of virtual or hybrid Board of Supervisors meetings as authorized under Assembly Bill 361. (Cont. 9/20/2022, Item 9)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

7. 22-1546

Information Technologies (IT) Department recommending the Board consider the following:

- 1) Authorize the continuation of the following perpetual hardware maintenance and software license/support agreements:
 - a) Avaya, Inc. (Agreement 1012) for telecom infrastructure maintenance in the estimated amount of \$160,000;
 - b) ESRI (Agreement 1033) for Software Maintenance for GIS system in the estimated amount of \$70,000;
 - c) Granicus, Inc. (Agreement 529) for Legistar Hosted Agenda Workflow System in the estimated amount of \$38,000;
 - d) Granicus, Inc. (Agreement 3091) for automated email subscription services in the estimated amount of \$27,000;
 - e) J2 Cloud Services (Agreement 390) for eFax services in the estimated amount of \$50,000;
 - f) Megabyte Systems, Inc. (Agreement 467) for services and support of property tax software in the estimated amount of \$360,000;
 - g) Sacramento County OCIT (Agreement 1019) for access to the Criminal Justice Database in the estimated amount of \$90,000;
 - h) SADA Systems (Agreement 456) for G-Suite for Business and Vault Licensing in the estimated amount of \$250,000; and
 - i) Tyler Technologies, Inc (Agreement 968) for MUNIS ERP System support and update licensing in the estimated amount of \$301,000;
- 2) Authorize the Director of IT, or Assistant Director of IT, to sign necessary documents to continue the agreements in accordance with the terms of each agreement; and
- 3) Authorize the Purchasing Agent to encumber funds for Fiscal Year 2022-23 and Fiscal Year 2023-24 hardware and software maintenance payments required for each perpetual agreement.

FUNDING: General Fund, with partial cost recovery in future years through the Cost Allocation Plan.

This matter was Approved on the Consent Calendar.

8. 22-1849

Supervisor Novasel and Clerk of the Board recommending the Board make the following appointment to the Meyers Advisory Council: Appoint Adam Henriques to a four-year term ending October 18, 2026.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

9. 22-1877

Supervisor Thomas recommending the Board:

- 1) Find that a public benefit is derived from sponsoring “Let the Magic Begin”, Festival of Lights 2022 holiday event in downtown Placerville; and
- 2) Approve and authorize the Chief Administrative Officer to sign a Funding Agreement, consistent with the County’s standard form and upon the approval of County Counsel, with Bayside Church authorizing payment of a \$5,000.00 community funding contribution to become a “Bell Tower Sponsor” in support of these efforts.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

10. 22-1893

Supervisor Turnboo recommending the Board make the following appointment to the Library Commission:

Appoint Elizabeth Blakemore, Member - District 2, Term Expiration 01/01/2025.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

- 11. 22-1716** Health and Human Services Agency (HHS) recommending the Board adopt and authorize the Chair to sign a proclamation recognizing October 2022 as “Domestic Violence Awareness Month” in the County of El Dorado.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 12. 22-1683** Health and Human Services Agency recommending the Board of Supervisors find that a Local Health Emergency continues to exist in El Dorado County as a result of the Mosquito Fire (Cont. 9/20/22, Item 17)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS**13. 22-1629**

Department of Transportation recommending the Board:

- 1) Approve and authorize the Chair to sign a Budget Transfer adjusting Transportation's budget for Fiscal Year (FY) 2022-23 to accommodate two (2) Gridsmart Camera Systems to be used for the El Dorado Hills Boulevard road repair project;
- 2) Approve the addition of two (2) Gridsmart Camera Systems to the Department of Transportation's FY 2022-23 Fixed Asset List at \$32,000 each for a total of \$64,000;
- 3) Revise the FY 2022-23 Fixed Asset list by decreasing two (2) roll-off chipper boxes from \$60,000 to \$45,000 for a decrease of \$15,000 each;
- 4) Approve the addition of one (1) Conbox to the FY 2022-23 Fixed Asset list totaling \$10,000; and
- 5) Approve the addition of one (1) Diesel exhaust fluid fill station to the FY 2022-23 Fixed Asset list totaling \$20,000. (4/5 Vote required to approve the budget amendment)

FUNDING: Road Fund (31%) and Road Maintenance and Rehabilitation Act of 2017. (SB1) (69%)

This matter was Approved on the Consent Calendar.

14. 22-1009

Department of Transportation recommending the Board:

- 1) Find in accordance with Title 3, Chapter 3.13, Section 3.13.030 of the County Ordinance Code, Contracting Out, that due to the limited time frames, temporary or occasional nature, or schedule for the project or scope of work, the ongoing aggregate of as-needed brushing services work to be performed is not sufficient to warrant addition of permanent staff;
- 2) Approve and authorize the Chair to sign the following on-call Construction Services Agreements with a not-to-exceed amount of \$750,000 and with a three (3) year term, to provide, on an as-needed basis, for brushing services within the right-of-way on County maintained roadways as well as County owned property:
 - a) Agreement for Construction Services 6687 with Highground Excavating and Tree Service; and
 - b) Agreement for Construction Services 6688 with West Coast Arborists.

FUNDING: Grant Funds, Local Discretionary (Tribe, Transit Occupancy Tax or General Fund), and SB1-RMRA (State).

This matter was Approved on the Consent Calendar.

15. **22-1614** Department of Transportation, Maintenance and Operations Division, recommending the Board approve and authorize the Chair to sign Rental Agreement 6920 with Andrew Amara, Lessor, for temporary housing located at 7160 Eighth Avenue in Tahoma, in the amount of \$20,000, to commence on December 1, 2022, and terminate on March 31, 2023.

FUNDING: Road Fund. (100%)

This matter was Approved on the Consent Calendar.

16. **22-1752** Department of Transportation, Maintenance and Operations Division, Fleet Services Unit, recommending the Board:
- 1) Find the purchase of six (6) replacement vehicles are exempt from competitive bidding in accordance with Purchasing Ordinance 3.12.160, Section D, due to use of State of California competitively-bid Contract 1-22-23-23;
 - 2) Authorize the Purchasing Agent to utilize the State of California Contract 1-22-23-23 for the acquisition of six (6) fleet replacement vehicles of various categories for the Department of Transportation - Fleet Services Unit; and
 - 3) Authorize the Purchasing Agent to sign a purchase order to the awarded State vendor, Winner Chevrolet of Elk Grove, CA. in the amount of \$190,038 plus applicable delivery, fees and taxes (estimated at \$15,277.26) for a one time purchase following Board approval.

FUNDING: Fleet Internal Service Fund.

This matter was Approved on the Consent Calendar.

17. **22-1801** Planning and Building Department, Planning Division, submitting for approval of the Final Map (TM-F21-0008) for the Bass Lake North Tentative Subdivision Map (TM14-1522), creating a total of 90 residential lots and five (5) miscellaneous lettered lots, on property identified as Assessor's Parcel Numbers 115-400-006, 115-400-007, and 115-400-008 located on the east side of Sienna Ridge Road, approximately a quarter-mile east of the intersection with Bass Lake Road in the El Dorado Hills area (Attachment E, Exhibits A and B), and recommending the Board:
- 1) Approve the Final Map (TM-F21-0008) for Bass Lake North (Attachment E, Exhibit C); and
 - 2) Approve and authorize the Chair to sign the Agreement to Make Subdivision Improvements (Attachment B).

Funding: Developer-Funded.

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

- 18. 21-1396** 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 the extreme wildland fire known as the Caldor Fire. (Cont. 9/20/2022, Item 26)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 19. 22-1675** 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 due to conditions of extreme peril from an imminent and proximate threat from the Mosquito Fire that began on September 6, 2022. (Cont. 9/13/2022, item 37)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 20. 22-1407** Probation Department recommending the Board:
- 1) Make findings in accordance with County Ordinance 3.13.030 that it is appropriate to contract with O'Connell Research, Inc, under Agreement 6910 because (A) the provision of these services are more economically and feasibly performed by an outside independent contractor;
 - 2) Approve and authorize the Chair to sign Agreement for Services 6910 with O'Connell Research, Inc, to provide consultant services for the Scope of Work for the Behavioral Health Justice Intervention Services (BHJIS) Grant; for the term of February 15, 2022, through February 14, 2023; with a not to exceed amount of \$120,000.00; and
 - 3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 6910, 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: Behavioral Health Justice Intervention Service (BHJIS) Program Grant (100%).

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

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

- 21. 22-1839 Supervisor Parlin recommending the Board approve and authorize the Chair to sign a Proclamation recognizing October 23 as Deputy Brian "Ish" Ishmael Day.

Public Comment: K. Payne, B. Golmitz

Supervisor Parlin read the Proclamation.

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

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

9:30 A.M. - TIME ALLOCATION (Items will not be heard prior to time stated)

- 22. 22-1901 Chief Administrative Office recommending the Board receive a presentation from PG&E regarding their Community Wildfire Safety Program and related efforts.

FUNDING: N/A

Public Comment: L. Brent-Bumb

The Board received a presentation from PG&E regarding their Community Wildfire Safety Program and related efforts.

10:00 A.M. - TIME ALLOCATION (Items will not be heard prior to time stated)

- 23. 22-1633 Supervisor Hidahl recommending the Board authorize the Chair to sign a Proclamation honoring Sierra Wildlife Rescue volunteer Dave Cook.

FUNDING: N/A

This matter was Continued to November 8, 2022 upon Approval of the Consent Calendar.

- 24. 22-1735 Supervisor Novasel recommending the Board:
1) Receive a presentation from the First 5 El Dorado Commission; and
2) Receive and file the Commission's FY 2021-2023 Strategic Plan, 2 year Extension.

FUNDING: N/A

The Board received and filed a presentation from the First 5 El Dorado Commission and the Commission's FY 2021-2023 Strategic Plan, 2 year Extension.

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

OPEN FORUM

Public Comment: M. Lane

22-1969 OPEN FORUM (See Attachment)

Open Forum is an opportunity for members of the public to address the Board of Supervisors on subject matter that is not on their meeting agenda and within their jurisdiction. Public comments during Open Forum are limited to three minutes per person. The Board Chair may limit public comment during Open Forum.

1:30 P.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)

25. 22-1822

Chief Administrative Office, Parks Division, recommending the Board:
1) Receive a presentation on the community input and conceptual design for Forebay Park;
2) Approve the conceptual design for Forebay Park; and
3) Direct staff to proceed with the environmental review process, and with developing a phasing plan and constructions documents based on available funding and community priorities and implementing the park improvements.

FUNDING: American Rescue Plan Act (90%), California Department of Parks and Recreation Prop 68 Per Capita Program (9%), General Fund (1%).

Public Comment: F. DuChamp, F. Mayo, M. Haylo, G. Signgart, K. Harper, L. Currin, L. Brent-Bumb, M. Hayes, J. Harper

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

- 1) Receive a presentation on the community input and conceptual design for Forebay Park;**
- 2) Approve the conceptual design for Forebay Park; and**
- 3) Direct staff to proceed with the environmental review process, and with developing a phasing plan and construction documents based on available funding and community priorities and implementing the park improvements.**

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

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

Supervisor Hidahl reported on the following:
County Leadership group presentation.
El Dorado Hills Community Advisory Committee meeting.
Mission to honor Veterans event.
Cap to Cap meeting.

Supervisor Novasel reported on the following:
California State Association of Counties Executive Committee.
CARES court.
Tahoe Marathon.
Department of Transportation Town Hall meeting.

Supervisor Thomas reported on the following:
Health and Human Services Agency Director meeting.
Recorder Clerk meeting.
Executive Director of Transportation Commission meeting.
Welcome meeting of the El Dorado County Youth Commission.
Placerville Food Bank headquarters tour.
Town Hall meeting on protecting youth from tobacco and vaping.

Supervisor Turnboo reported on the following:
Pioneer Fire Board meeting.
Fellowship dinner.
Caldor Fire assistance update.
Mission to honor Veterans event.

Supervisor Parlin reported on the following:
Water Agency meeting.
Rural Counties Representatives of California meeting.
Fire Wise in El Dorado County.
Multi-County meeting regarding vegetation management.
Native Sons of Golden West.
El Dorado County Food Bank food distribution.
American River Conservancy meeting.

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

Don Ashton, Chief Administrative Officer, reported on the following:
Forest Service cabins clean up is complete.
Hemp discussion special meeting November 1, 2022 from 2:00-4:00 P.M.

22-1968 CAO Update (Caldor/Mosquito Fire)

ADJOURNED AT 3:21 P.M.

CLOSED SESSION

26. 22-1875

Conference with Legal Counsel - Existing Litigation pursuant to Government Code Section 54956.9(d)(1). Title: County of El Dorado v. Amerisourcebergen Drug Corporation, et al., United States District Court for the Eastern District of California, Case No. 2:18-at-679; Number of potential cases: (1). (Est. Time: 10 Min.)

No Action Reported. All five Supervisors participated.

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

ADDENDUM

LAND USE AND DEVELOPMENT - CONSENT ITEMS

- 27. 22-1909** Department of Transportation recommending the Board approve and authorize the Chair to sign Resolution **160-2022** authorizing the extension of the temporary closure of a portion of Beatty Drive in El Dorado Hills for a period of seventy-four (74) additional days past the closure end date of October 19, 2022.

FUNDING: Developer Funded.

Resolution 160-2022 was Adopted upon Approval of the Consent Calendar.