



County of El Dorado

MEETING AGENDA

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, February 8, 2022

9:00 AM

<https://us06web.zoom.us/j/85910487074>

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

ADDENDUM

Item 22 is hereby added to Department Matters.

Item 23 is hereby added to Closed Session.

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 859 1048 7074. 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://us06web.zoom.us/j/85910487074>.

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. - CALL TO ORDER**INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG****ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR**

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. [22-0261](#) The Clerk of the Board recommending the Board Approve the Minutes from the regular Board of Supervisors meeting on February 1, 2022.

GENERAL GOVERNMENT - CONSENT ITEMS

2. [22-0249](#) Chief Administrative Office recommending the Board:
 - 1) Approve and authorize the Chair to sign a budget transfer in the amount of \$112,373, transferring funds from General Fund contingency to Non-Departmental Expenses (4/5 vote required); and
 - 2) Make a finding that a public benefit is derived from supporting the Winter Lodging Program which will serve to house vulnerable citizens and preserve life; and
 - 3) Authorize the Chief Administrative Officer to execute the attached funding agreement in the amount of \$112,373 with the El Dorado Community Foundation, as the fiscal agent for Housing El Dorado, to support the Winter Lodging Program through March 31, 2022, as directed by the Board of Supervisors on January 25, 2022.

FUNDING: General Fund Contingency.

3. [22-0122](#) Chief Administrative Office, Parks Division, recommending the Board:
 - 1) Approve and authorize the Parks Manager to sign the revised Old Depot Bike Park Plans;
 - 2) Approve the revised Contract Documents and authorize the Chair to sign the Notice to Bidders; and
 - 3) Authorize advertisement for construction bids.

FUNDING: California State Parks Statewide Parks Program Grant (Prop 68).

4. [22-0180](#) 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.

5. [22-0244](#) Human Resources Department recommending the Board:
- 1) Adopt and authorize the Chair to sign Resolution **026-2022** approving the negotiated Memorandum of Understanding (MOU) between the County of El Dorado and the El Dorado County Criminal Attorneys' Association (Association), representing employees in the Criminal Attorney bargaining unit;
 - 2) Authorize the Chair to sign said MOU, noting the MOU will be effective the first full pay period following Association ratification and Board of Supervisors adoption of the MOU; and
 - 3) Direct the Human Resources Department and the Auditor-Controller's Office to administer and implement the MOU provisions.

FUNDING: Various funds.

6. [22-0204](#) Human Resources Department recommending the Board:
- 1) Approve an extension to the sunset review date to February 12, 2026, on Board Policy E-5, Policy Prohibiting Discrimination, Harassment, and Retaliation, and Reporting and Complaint Procedures; and
 - 2) Approve the addition of the previously omitted revision date of July 23, 2019, on page 15 and addition of the sunset review date of July 23, 2023, to Board of Supervisors Policy K-1, Injury Illness and Prevention Program.

FUNDING: N/A

7. [21-1604](#) Human Resources Department recommending the Board
- 1) Approve Amendment II to Agreement 4654 with Oppenheimer Investigations Group LLP, extending the agreement by two years for the period February 24, 2022 through February 24, 2024, updating the rates for the new period, and increasing the not to exceed amount to \$75,819; and
 - 2) Authorize the Purchasing Agent to execute Amendment II to Agreement 4654.

FUNDING: General Fund.

8. [22-0187](#) Human Resources Department, Risk Management Division, is recommending the Board:
- 1) Approve modifications to Board Policy K-2 - Workplace Violence Prevention Policy; and
 - 2) Approve extension of the sunset review date of Board Policy K-2 - Workplace Violence Prevention Policy.

FUNDING: N/A

9. [22-0201](#) Clerk of the Board and Supervisor Novasel, based upon the recommendation of the Supervisor Novasel, recommending the Board appoint Kathleen McIntyre, Director, Term Expiration 11/09/2025 (Four-year term) to the Tahoe Resource Conservation District.

FUNDING: N/A

10. [22-0252](#) Supervisor Parlin recommending the Board appoint to the Fair Association Board Cheri White, District IV, Term Expiration 01/01/2023.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

11. [22-0129](#) Department of Transportation, at the request of the Sundance Trail Zone of Benefit, recommending the Board adopt and authorize the Chair to sign Resolution **024-2022** setting for election a measure to consider a special tax increase from \$300 per parcel to \$600 per parcel commencing Fiscal Year (FY) 2023-24, and annually adjusted for cost of living using the California Construction Cost Index until reaching a maximum rate of \$1000, to provide road improvement and maintenance services in the Sundance Trail Road Zone of Benefit 98109 within County Service Area 9; noting that the measure will be submitted to the zone electorate on the ballots distributed for the Election to be held June 7, 2022. (Supervisor District: 4)

FUNDING: County Service Area Zone of Benefit Special Taxes.

12. [22-0125](#) Planning and Building Department recommending the Board:
- 1) Find that the use of an area of ramp at the Georgetown Airport by Pacific Gas and Electric Company, a California corporation, to stage vehicles, equipment, supplies and materials is a public benefit for our community; and
 - 2) Approve and authorize the Chair to sign the retroactive License Agreement for Staging Area 6320 with Pacific Gas and Electric Company for a term of twenty-five days, commencing on January 5, 2022 and expiring January 31, 2022, in the amount of \$0.164 per square foot per month for the use of approximately 32,315 square feet of ramp space at the Georgetown Airport (6245 Aerodrome Way, Georgetown, CA 95634) for the purpose of staging vehicles, equipment, supplies, and materials for use in repairing the electrical grid.

FUNDING: Pacific Gas and Electric Company.

LAW AND JUSTICE - CONSENT ITEMS**13. [22-0164](#)**

District Attorney recommending the Board consider the following:

- 1) Approve and authorize the acceptance of a grant award in the amount of \$65,000 from the California's Governor's Office of Emergency Services for the Domestic Violence American Rescue Plan Program for the period of January 1, 2022 - December 31, 2023 based on the received Letter of Intent;
- 2) Approve and authorize the Chair to sign the Certification of Assurance of Compliance as authorized by the Family Violence Prevention and Services/Domestic Violence Shelter and Supportive Services Grant; and
- 3) Authorize the District Attorney to execute the Grant Award Agreement and required documents, including any extensions or amendments thereof which do not increase the Department's Net County Cost.

FUNDING: Family Violence Prevention and Services/Domestic Violence Shelter and Supportive Services Grant - Supplemental Funding American Rescue Plan of 2021. This funding is authorized by 42 U.S.C. § 10401 et seq.

14. [22-0167](#)

District Attorney recommending the Board approve and authorize the Chair to sign Fiscal Year 2021-2022 budget transfer increasing appropriations and revenue in the Workers' Compensation Fraud Special Revenue Fund, the Automobile Fraud Special Revenue Fund, and the District Attorney's Office budget by a total of \$24,429 for the additional California Department of Insurance Program funding. (4/5 vote required)

FUNDING: California Department of Insurance.

END CONSENT CALENDAR

DEPARTMENT MATTERS (Items in this category may be called at any time)**15. [21-1919](#)**

Health and Human Services Agency (HHS) recommending the Board:

- 1) Make findings in accordance with County Ordinance 3.13.030 that it is appropriate to contract with Colleen Bridger Consulting LLC for the provision of COVID-19 community recovery consulting services, provided under Agreement 6164, because the “limited timeframes, temporary or occasional nature, or schedule for the project or scope of work, the ongoing aggregate of work to be performed is not sufficient to warrant addition of permanent staff;”
- 2) Approve and authorize the Chair to sign Agreement for Services 6164 with Colleen Bridger Consulting LLC, in the amount of \$248,864, for a term beginning upon execution through May 31, 2023; and
- 3) Authorize the HHS Director, or designee, to execute further documents relating to Agreement for Services 6164, contingent upon approval by County Counsel and Risk Management, including amendments which do not increase the maximum dollar amount or term of the Agreement. (Cont. 1/25/2022, Item 13)

FUNDING: State Funding: County Coronavirus Response and Relief Supplemental Appropriations Act, 2021.

16. [22-0078](#)

Planning and Building Department, Economic Development Division, recommending the Board consider the following:

- 1) Consistent with the Economic Development objectives of Board Policy J-8, Special District Impact Fee Offset for Nonresidential Business Development, approve the use of Transient Occupancy Tax funds to offset the \$25,608 in Special District Impact Fees for the El Dorado Hills Fire District fees that were collected as part of the Building Permit Fees related to the construction of Tri-Square Construction Company’s (Tri-Square) new facility in the El Dorado Hills Business Park;
- 2) Approve and authorize the Chair to sign the budget amendment to allow for the payment of the fee offset (4/5 vote required); and
- 3) Delegate authority to the Chief Administrative Officer to execute an agreement, if necessary, to proceed with the reimbursement of \$25,608 to Tri-Square.

FUNDING: Transient Occupancy Tax Reserve funds.

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

OPEN FORUM

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.

2:00 P.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)17. [22-0194](#)

HEARING - To consider the Planning Commission's recommendation for approval of the Land Use Map Correction and Zoning Map Correction (General Plan Amendment GPA21-0003/Rezone Z21-0011) to modify the General Plan Land Use Map amending the land use designation of five existing parcels in the Cameron Park Area from Multifamily Residential (MFR) to High-Density Residential (HDR); amend the land use designation of two existing parcels in the North Placerville Area from Open Space (OS) to Rural Residential (RR); amend the land use designation of one existing parcel in the Cedar Grove Area from Commercial (C) to Medium-Density Residential (MDR); and Rezone 7 out of the 8 parcels previously mentioned with corresponding Zoning, submitted by the County of El Dorado; and the Planning Commission recommending the Board of Supervisors (Board) take the following actions:

- 1) Adopt the California Environmental Quality Act (CEQA) Addendum to the El Dorado County Targeted General Plan Amendment/Zoning Ordinance Update (TGPA/ZOU) Final Program Environmental Impact Report (SCH 2012052074), certified by the Board of Supervisors (Board) on December 15, 2015, which demonstrates consistency with CEQA Guidelines Sections 15162 and 15164 based on analysis prepared by staff (Attachment D);
- 2) Approve GPA21-0003 amending the General Plan land use designations of the five Cameron Park Area parcels - Assessor's Parcel Numbers: 083-465-027, 083-465-028, 083-465-029, 083-465-030, and 083-465-031; two North Placerville Area parcels - Assessor's Parcel Numbers: 050-010-035 and 050-010-038; one Cedar Grove Area parcel - Assessor's Parcel Number 076-270-039 based on the Findings as presented;
- 3) Approve Z21-0011 rezoning the Zoning Map for the aforementioned Cameron Park Area and North Placerville Area parcels based on the Findings;
- 4) Adopt and authorize the Chair to sign Resolution **025-2022** to amend the General Plan Land Use Map (Attachment A); and
- 5) Adopt and authorize the Chair to sign Ordinance **5158** for said Rezone (Attachment B). (Supervisory Districts 4 and 3)

FUNDING: General Fund.

ITEMS TO/FROM SUPERVISORS (May be called at any time during the meeting)**CAO UPDATE (May be called at any time during the meeting)**[22-0302](#)

CAO Update (Caldor Fire see attachment)

ADJOURNMENT

CLOSED SESSION

18. [22-0212](#) **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:** County Negotiator: Director of Human Resources and/or designee. Employee organizations: El Dorado County Employees' Association, Local 1, AFSCME Council 57 representing employees in the Supervisory, Professional, and General Bargaining Units; Operating Engineers Local No. 3 representing employees in the Trades & Crafts and Corrections Bargaining Units; El Dorado County Criminal Attorneys' Association representing employees in the Criminal Attorney Unit; El Dorado County Managers' Association representing employees in the Management Unit; Deputy Sheriff's Association representing employees in the Law Enforcement Unit; El Dorado County Probation Officers Association representing employees in the Probation Bargaining Unit; and El Dorado County Law Enforcement Management Association representing employees in the Law Enforcement Sworn Management Unit. (Est. Time: 40 Min.)
19. [22-0256](#) **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1). (Est. Time: 15 Min.)
20. [22-0257](#) **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Title: Assessment Appeals Board Decision re: Safeway Stores, Inc., Number of potential cases: (1). (Est. Time: 10 Min.)
21. [22-0003](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Director of Information Technologies. (Est. Time: 15 Min.)

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

22. [22-0281](#) Supervisor Turnboo recommending the Board have a discussion to determine the next steps to work with interested stakeholders within the local community, county, and state government to make a united and strong effort in receiving FEMA individual assistance for El Dorado County residents affected by the Caldor Fire.

FUNDING: N/A

CLOSED SESSION

23. [22-0289](#) **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1). (Est. Time: 20 Minutes)