



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, April 12, 2022

9:00 AM

<https://edcgov-us.zoom.us/j/87840950638>

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

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 878 4095 0638. 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/87840950638>.

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-judicial 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.

9:01 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 Parlin led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: L. Cauchon, N. Santiago

A motion was made by Supervisor Thomas, seconded by Supervisor Turnboo to Adopt the Agenda and Approve the Consent Calendar with no changes. Supervisor Thomas thanked the new appointees to the Behavioral Health Commission.

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. **22-0659** Clerk of the Board recommending the Board approve the Minutes from the regular meeting of April 5, 2022.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. **22-0274** Chief Administrative Office, Facilities Division, recommending the Board:
1) Authorize the Purchasing Agent to execute Amendment I to Agreement for Services No. 4768 with Carnahan Electric, Ltd. to increase compensation by \$70,000 for an amended not-to-exceed amount of \$140,000 to provide on-call and emergency electrician services at various County operated locations; and
2) Make findings that due to the limited time frames, temporary or occasional nature, or schedule for the project or scope of work, the ongoing aggregate of work to be performed under Agreement for Services 4768 is not sufficient to warrant the addition of permanent staff in accordance with Chapter 3.13, Section 3.13.030, of the County Purchasing Ordinance.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

- 3. **22-0554** 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. **22-0577** Clerk of the Board, based upon the recommendation of the Behavioral Health Director, recommending the Board make the following appointments to the Behavioral Health Commission:
Appoint Lauryn Sumimoto, Commissioner, Term Expiration 4/12/2025;
Appoint Elizabeth DeBenedetto, Commissioner, Term Expiration 4/12/2025; and
Appoint Antoinette Maita, Commissioner, Term Expiration 4/12/2025.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

Supervisor Thomas thanked the new appointees to the Behavioral Health Commission.

5. **22-0450** Information Technologies Department recommending the Board adopt and authorize the Chair to sign Resolution **053-2022** amending the current Authorized Personnel Allocation to add 1.0 FTE Information Technology Customer Support Specialist I/II in the Information Technologies Department.

FUNDING: General Fund, with partial cost recovery through the A-87 Cost Allocation Plan.

Resolution 053-2022 was Adopted upon Approval of the Consent Calendar.

6. **22-0610** Information Technologies Department recommending the Board consider the following:
- 1) Waive formal bid requirements in accordance with Purchasing Ordinance 3.12.160, exemptions from competitive process, Section D;
 - 2) Authorize the use of US Communities Master Agreement 18220 between Kronos Incorporated and Cobb County, Georgia as the lead public agency for the competitively bid services;
 - 3) Approve and authorize the Purchasing Agent to issue a purchase order to Kronos, Inc., in the amount of \$170,000 to provide workforce management and telestaff software for the retroactive term of March 18, 2022 through March 17, 2023; and,
 - 4) Approve and authorize the Contract Administrator to sign the Renewal Order Form (Q-98753) and subsequent quotes for additional services or licenses covered under US Communities Master Agreement 18220 that do not extend the term of the services or exceed the amount of the purchase order.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

7. 22-0549

Library Department recommending the Board:

- 1) Approve and authorize acceptance of a local assistance grant of \$25,000 from the California State Library to be utilized for a Community Hub Communication contract for the implementation of the Early Learning Mentor Library and Community Hubs Connect project;
- 2) Authorize the Library Director, or designee, to sign the Financial Claim and Grant Award Certification required to accept this grant funding for expenditures in Fiscal Year 2022-23; and
- 3) Authorize the Library Director, or designee, as the authorized representative to execute and submit any subsequent grant-related documents as necessary to administer and implement the grant project, including any amendments to the grant agreement that do not extend the term or impact Net County Cost, contingent upon County Counsel and Risk Management approval.

FUNDING: Stronger Together: Early Learning Mentor Libraries local assistance grant administered by the California State Library.

This matter was Approved on the Consent Calendar.

8. 22-0661

Supervisor Novasel recommending the Board make the following appointment to the Planning Commission:

Appoint Daniel Harkin, Member - District 5, Term Expiration 01/01/2023.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS**9. 22-0506**

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

- 1) Make findings in accordance with County Ordinance 3.13.030 that it is appropriate to contract with Barton Healthcare Services for the provision of Public Health services, provided under Funding Out Agreement 6419, because "(C) "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 Funding Out Agreement for 6419 with Barton Healthcare Services, with a not-to-exceed (NTE) amount of \$350,000, and for the term of approximately 2.5 months from upon execution through June 30, 2022 with the option to extend for up to two (2) one-year terms; and
- 3) Authorize the HHSA Director, or designee, to execute further documents relating to Agreement 6419, contingent upon approval by County Counsel and Risk Management, including amendments that do not increase the maximum dollar amount or term of the Agreement beyond June 30, 2024.

FUNDING: 100% California Department of Public Health (CDPH) Immunization Funding.

This matter was Approved on the Consent Calendar.

10. 22-0263

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

- 1) Make findings in accordance with County Ordinance 3.13.030 that it is appropriate to contract with Compassion Pathway Behavioral Health, LLC for the provision of licensed Social Rehabilitation Facility services under Agreement 6370 because there are specialty skills, qualifications, and equipment not expressly identified in County classifications involved in the performance of the work;
- 2) Approve and authorize the Chair to sign Agreement for Services 6370 with Compassion Pathway Behavioral Health, LLC in the amount of \$3,120,000 for a term effective upon execution through March 31, 2025; and
- 3) Authorize the HHSA Director, or designee, to execute further documents relating to Agreement for Services 6370, 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: Federal and State Funding: 50% Medi-Cal, 50% Mental Health Realignment.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

- 11. 22-0349** Agriculture Department recommending the Board approve and authorize the Chair to sign the Budget Transfer to increase revenues and appropriations for compliance with the new reporting requirements associated with the California Department of Food and Agriculture (CDFA) Pest Detection Contract 20-0145 (4/5 Vote Required).

FUNDING: California Department of Food and Agriculture.

This matter was Approved on the Consent Calendar.

- 12. 22-0501** Department of Transportation recommending the Board consider the following pertaining to the Missouri Flat Road Phase 1 - Class I Trail Connection Project, Capital Improvement Program project number 36109012, Contract 6094, with an estimated construction phase total cost of \$356,000:

- 1) Approve and adopt the Plans and Contract Documents and authorize the Chair to sign the Plans; and
- 2) Authorize advertisement for construction bids.

FUNDING: Transportation Development Act Funds (9%) and Urban Surface Transportation Block Grant Program Funds (91%). (Federal and Local Funds)

This matter was Approved on the Consent Calendar.

- 13. 22-0487** Department of Transportation recommending the Board adopt and authorize the Chair to sign Resolution **054-2022** accepting the 2021 revisions to the County of El Dorado Maintained Mileage System.

FUNDING: N/A

Resolution 054-2022 was Adopted upon Approval of the Consent Calendar.

14. 22-0604

Planning and Building Department recommending the Board consider the following:

- 1) Find that, consistent with the objectives of Urgency Ordinance 5150 and subsequent amendments to the County's Zoning Ordinance to waive certain permitting fees related to the Caldor Fire rebuilding effort, a significant public benefit is derived from the County's additional contribution of funding towards the payment of State mandated Green Fees and California Strong Motion Instrumentation Program (SMIP) Fees required for applicable building permits; and
- 2) Approve and authorize the use of the County's Caldor Fire Relief Designation Funds to cover the cost of the Green Fees and SMIP Fees required for residents and/or business owners that are eligible for fee waivers as specified in Urgency Ordinance 5150.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

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

15. 22-0444

Agriculture Department recommending the Board:

- 1) Pursuant to Board of Supervisors Policy A-3, conceptually approve and authorize the Department to prepare amendments to Ordinance No. 5109, Commercial Cannabis, to establish commercial cannabis as a compatible use on Williamson Act properties; and
- 2) Prepare an amendment to Williamson Act Resolution No. 188-2002 for the above changes to Williamson Act contracted properties in the County.

Public Comment: R. Miller, L. Cauchon

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

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

16. 22-0601

Chief Administrative Office recommending the Board create an Ad Hoc committee consisting of two members of the Board of Supervisors to engage with relevant County staff and stakeholders to consider options for a biomass cogeneration facility.

FUNDING: N/A

Public Comment: K. Payne, R. Pimentel, N. Santiago, K. Greenwood

A motion was made by Supervisor Thomas, seconded by Supervisor Hidahl to appoint Supervisors Parlin and Turnboo to an Ad Hoc committee to engage with relevant County staff and stakeholders to consider options for a biomass cogeneration facility.

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

17. 22-0675

Supervisor Parlin recommending the Board:

- 1) Consider the request from residents of Cool for the urgent need for a Design Review Combining Zone on commercial and multi-family parcels in their community; and
- 2) Direct staff to implement a Design Review Combining Zone for Cool/Pilot Hill and all other Community Regions and Rural Centers that are anxiously waiting for the County to implement Commercial/Multi-Family Residential Design Standards to protect their rural community character.

Public Comment: S. Yule, M. Edwards, C. Edwards, M. Rodriguez, K. Greenwood, L. Cauchon, M. Saunders, R. Price, J. Thornton, C. Knisley

A motion was made by Supervisor Parlin, seconded by Supervisor Thomas to direct staff to expand the Design Review - Community Combining Zone for the Cool Rural Center to include the approximately 8 Commercial/Multi-Family Residential parcels identified within the Cool Rural Center that are currently without a Design Review - Community Combining Zone.

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

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

- 18. 22-0258** Supervisor Parlin recommending the Board:
1) Adopt a Proclamation recognizing April 2022 as “Child Abuse Prevention Month” in El Dorado County; and
2) Receive and file a presentation by the Child Abuse Prevention Council.

FUNDING: N/A

Public Comment: K. Payne, B. Richart, K. Greenwood, L. Cauchon, M. Rodriguez, 013

Supervisor Parlin read the Proclamation.

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

The Board received a presentation from the Child Abuse Prevention Council.

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

- 19. 22-0448** Probation Department recommending the Board receive and file a presentation on the status of “Stepping Up,” a nationwide initiative with the goal of reducing the number of inmates with mental illnesses in county jails.

FUNDING: The Stepping Up Initiative is funded through various grants and the Community Corrections Sub-account within the Law Enforcement Services Account in the Local Revenue Fund 2011.

Public Comment: S. Clavere, L. Cauchon, D. Rabinowitz

The Board received a presentation on the status of "Stepping Up", a nationwide initiative with the goal of reducing the number of inmates with mental illness in county jails.

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

- 20. 22-0561** Supervisor Novasel recommending the Board receive a presentation from Julie Regan, Tahoe Regional Planning Agency (TRPA) and Dr. Gregory Miller, Center for Responsible Travel on TRPA's Regional Transportation Program and ongoing discussion with private and public agencies regarding Regional Transit in the Tahoe Basin.

FUNDING: N/A

Public Comment: K. Payne, D. Williams, K. Greenwood, C. Chaplin, L. Cauchon, S. Teshara, W. Deloria, A. Chapman, L. Brent-Bumb, G. Feiger

The Board received a presentation form the Tahoe Regional Planning Agency and the Center for Responsible Travel regarding Regional Transit in the Tahoe Basin.

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

Public Comment: L. Rolla, A. Selby, M. Lane, T. Kayes, L. Grimoldi, M. Rodriguez, A. Bates, D. Miller, S. Diddy, J. Gainsborough, K. Greenwood, D. Wolfson, L. Cauchon, B. Tinder

22-0720 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.

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

21. 22-0308

HEARING - To consider the Planning Commission's recommendation for approval of the Yancey Parcel Map and Rezone (Tentative Parcel Map P20-0007/Rezone Z21-0002) for the following requests: 1) Rezone the property from Residential Estate - Five-Acre, Planned Development (RE-5-PD) to Residential Estate - Five-Acre (RE-5); and 2) Tentative Parcel Map dividing a 15-acre property into three (3) parcels of approximately five-acres each. The property, identified by Assessor's Parcel Number 109-250-012, consisting of 15 acres, is located on the north and south side of Lariat Drive between Flying C Road and Strolling Hills Road, in the Cameron Park area, submitted by Yancey Family Trust; and the Planning Commission recommending the Board take the following actions:

- 1) Adopt the Mitigated Negative Declaration based on the Initial Study (Attachment C) prepared by staff in accordance with the California Environmental Quality Act (CEQA) Guidelines;
- 2) Adopt the Mitigation Monitoring Reporting Program in accordance with CEQA Guidelines Section 15074(d), incorporated as Conditions of Approval;
- 3) Approve Rezone Z21-0002, rezoning Assessor's Parcel Number 109-250-012 from RE-5, PD to RE-5 based on the Findings as presented;
- 4) Approve Tentative Parcel Map P20-0007, based on the Findings (Attachment D) and subject to the Conditions of Approval as recommended by the Planning Commission (Attachment E); and
- 5) Adopt Ordinance **5159** for said Rezone (Attachment B).
(Supervisory District 2)

FUNDING: Developer Funded Project.

Public Comment: T. Kayes, L. Cauchon

Supervisor Parlin opened the public hearing and upon hearing from input from staff and the public closed the hearing.

A motion was made by Supervisor Turnboo, seconded by Supervisor Hidahl to:

- 1) Adopt the Mitigated Negative Declaration based on the Initial Study (Attachment C) prepared by staff in accordance with the California Environmental Quality Act (CEQA) Guidelines;**
- 2) Adopt the Mitigation Monitoring Reporting Program in accordance with CEQA Guidelines Section 15074(d), incorporated as Conditions of Approval;**
- 3) Approve Rezone Z21-0002, rezoning Assessor's Parcel Number 109-250-012 from RE-5, PD to RE-5 based on the Findings as presented;**
- 4) Approve Tentative Parcel Map P20-0007, based on the Findings (Attachment D) and subject to the Conditions of Approval as recommended by the Planning Commission (Attachment E); and**
- 5) Adopt Ordinance 5159 for said Rezone (Attachment B).
(Supervisory District 2)**

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

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

Don Ashton, Chief Administrative Officer, reported on the following:
Next week at the Board's regular meeting on April 19, 2022 a Homelessness item will be heard.
April 25, 2022 Special Board meeting on the budget.

22-0710 CAO Update (Caldor Fire Recovery)

ADJOURNED AT 4:38 P.M.

CLOSED SESSION

22. 22-0665 **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.)

No Action Reported. All five Supervisors participated.

23. 22-0669 **Conference with Legal Counsel - Significant Exposure to Litigation**
pursuant to Government Code Section 54956.9(d)(2); and **Initiation of**
Litigation pursuant to Government Code section 54956.9(d)(4) . Number
of potential cases: (1). (Est. Time: 15 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.