



County of El Dorado

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

Minutes - Final 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. Mitrising, Clerk of the Board of Supervisors
Don Ashton, Chief Administrative Officer
Michael J. Ciccozzi, County Counsel

Tuesday, May 9, 2017

9:00 AM

330 Fair Lane, Placerville, CA

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: 5 - Supervisor Veerkamp, Supervisor Frentzen, Supervisor Ranalli, Supervisor Novasel and Supervisor Hidahl

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

**Father Sean Cox of the Episcopal Church gave the Invocation.
Supervisor Veerkamp 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 Veerkamp to Adopt the Agenda and Approve the Consent Calendar with the following change:
Continue item 28 off calendar.**

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

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: L. Parlin, M. Lane, R. Sheckler, S. Taylor

17-0545 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. **17-0462** Clerk of the Board recommending the Board approve the Minutes from the Budget Workshop of April 19, 2017 and the regular meeting of April 25, 2017.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

2. **16-0504** Auditor-Controller recommending the Board adopt Resolution **076-2017**, thus concluding the process that establishes the Appropriations Limit for Fiscal Year 2016/17. (Refer: 6/7/16, Item 32)

Resolution 076-2017 was Adopted upon Approval of the Consent Calendar.

3. **17-0202** Chief Administrative Officer recommending the Board:
1) Appoint Roger Trout as Interim Director of Planning and Building, at salary step 5, effective May 18, 2017;
2) Appoint Greg Stanton as Interim Director of Environmental Management, at salary step 5, effective May 18, 2017; and
3) Appoint Bard Lower as Interim Director of Transportation, at salary step 5, effective May 18, 2017.

FUNDING: General Fund, Road Fund, Developer Fees, State and Federal Funds.

This matter was Approved on the Consent Calendar.

4. **17-0420** 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.

5. **17-0429** Chief Administrative Officer recommending the Board rescind Policy A-10, Information Technology Steering Committee.

This matter was Approved on the Consent Calendar.

6. **17-0493** Chief Administrative Office, Facilities Division, recommending the Board authorize the Department to enter into negotiations with Urbana Tahoe TC DE LLC or their designated representative as the property owner(s) of APN 027-362-08-100 on 3368 Sandy Way, South Lake Tahoe and appoint the Chief Administrative Officer, or designee, as the real estate negotiator on behalf of the County.

This matter was Approved on the Consent Calendar.

7. **17-0084** Chief Administrative Office recommending the Board make the following appointment to the Charter Review Committee:
District Three: Alternate Member - Randy Pesses.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

8. **14-0133** Chief Administrative Office, Facilities Division, recommending the Board authorize the Purchasing Agent to execute, upon final County Counsel, Risk Management, and United States Department of Agriculture approval, Construction Management Agreement 513-S1711 with Vanir Construction Management for a three-year term and a not-to-exceed amount of \$1,414,030 for Construction Management Services for the Public Safety Facility.

FUNDING: Accumulative Capital Outlay Fund & United States Department of Agriculture.

This matter was Approved on the Consent Calendar.

9. **14-0503** El Dorado County Fair Board of Directors inviting the Board to attend an informal luncheon and presentation on Tuesday, May 23, 2017 at 1:00 P.M. at the El Dorado County Fairgrounds (Marshall Building), 100 Placerville Drive, Placerville, CA.

This matter was Approved on the Consent Calendar.

10. **10-0456** Supervisor Hidahl recommending the Board consider the following pertaining to the Eighth Annual Firework display to be held at the El Dorado Hills Town Center on Monday, July 3, 2017:
1) Approve and authorize the Chair to sign Resolution **079-2017** permitting Pyro Spectaculars by Souza to conduct a pyrotechnic display for the event, contingent upon full compliance of necessary requirements, insurance, contracts and permits as deemed necessary by the control authorities; and
2) Authorize the Chair to sign a letter to the Fire Marshal approving same.

This matter was Approved and Resolution 079-2017 was Adopted upon Approval of the Consent Calendar.

11. 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. 4/25/17, Item 14)

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS**12. 12-1570**

Health and Human Services Agency recommending the Board:

- 1) Authorize the continuation and utilization of the perpetual agreement 162-S1310 between Lancet Technology, Inc., and the County of El Dorado, for the provision of proprietary software updates and support for the Emergency Medical Services Agency; and
- 2) Authorize the payment of approximately \$2,000 for services rendered for the Fiscal Year 2017/18 fiscal year, with an annual maximum increase of 1.5% as noted in the original agreement.

FUNDING: County Service Area (CSA) 3 and CSA 7 property tax, special tax, and fee-for-service.

This matter was Approved on the Consent Calendar.

13. 17-0304

Health and Human Services Agency, Public Health Division, recommending the Board approve and authorize the Chair to sign a Proclamation recognizing May 2017 as "Skin Cancer Awareness Month" in El Dorado County.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

14. 17-0404

Health and Human Services Agency, recommending the Board:

- 1) Approve and authorize the Chair to sign Agreement for Services 017-S1811 with South Lake Tahoe Family Resource Center, for the support of the Latino Outreach, Prevention and Early Intervention, Project in the Tahoe Basin through the County's Mental Health Services Act Plan, for the term July 1, 2017 through June 30, 2020, with a maximum contractual obligation of \$405,450; and
- 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 017-S1811, 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: Mental Health Services Act, PEI allocation.

This matter was Approved on the Consent Calendar.

15. 17-0428

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign Agreement for Services 485-S1711 with Danilo and Gloria Ibanez d.b.a. Grace Home, a licensed residential care facility for the elderly, for the term June 1, 2017 through September 30, 2020, with a maximum contractual obligation of \$220,000; and
- 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 485-S1711, 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: Mental Health Services Act, Medi-Cal, and Mental Health Realignment.

This matter was Approved on the Consent Calendar.

16. 17-0431

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign Agreement for Services 013-S1811 with All West Coachlines, Inc., A Coach USA Company, for the provision of charter motor coach transportation services, for the term July 1, 2017 through June 30, 2020, with a maximum contractual obligation of \$750,000; and
- 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 013-S1811, 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: 100% funded by participant contributions.

This matter was Approved on the Consent Calendar.

17. 12-0544

Acting as the Governing Board of the El Dorado County Area Agency on Aging, Health and Human Services Agency recommending the Board:

- 1) Approve the Fiscal Year 2017/18 Area Plan Update to the 2016/20 El Dorado County Area Plan for Senior Services; and
- 2) Approve and authorize the Chair to sign the Transmittal Letter for submittal of said Area Plan Update to the California Department of Aging.

FUNDING: 52% County General Fund, 16% Donations, 30% Federal Funding, and 2% State Funding.

This matter was Approved on the Consent Calendar.

18. 13-0998

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

- 1) Accept the Medi-Cal Targeted Case Management Provider Participation Agreement 09-17EVRGRN (County 477-F1711) offered by the California Department of Health Care Services (DHCS) for claiming Federal financial participation and reimbursement for Targeted Case Management Services, for a term beginning on an effective date to be decided by the DHCS and continuing until terminated by one of the parties thereto, with an estimated annual reimbursement amount of \$125,000;
- 2) Accept the Medi-Cal Provider Agreement (Form 6208, County 479-M1710) that governs Agreement 09-17EVRGRN and is issued by DHCS for a term beginning on an effective date to be decided by the DHCS and continuing until terminated by one of the parties thereto (no cost to either party);
- 3) Delegate signature authority to the HHS Director to sign Agreement 09-17EVRGRN and Form 6208 and to execute further related documents, if any, contingent upon approval by County Counsel and Risk Management, if applicable; and
- 4) Approve and authorize the HHS Director, Assistant Director of Administration and Finance, or Chief Fiscal Officer to execute any fiscal and programmatic reports required for said Agreements.

FUNDING: Federal Medicaid managed by DHCS.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

19. **16-0143** Community Development Agency, Transportation Division, recommending the Board adopt and authorize the Chair to sign Resolution **077-2017** accepting the 2016 revisions to the County of El Dorado Maintained Mileage System.

FUNDING: N/A

Resolution 077-2017 was Adopted upon Approval of the Consent Calendar.

20. **16-0336** Community Development Agency, Transportation Division, recommending the Board consider the following pertaining to the Meyers Stream Environment Zone/Erosion Control Project, Contract PW 16-31121, CIP 95179, P&C 087-C1799:

- 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: California Tahoe Conservancy Proposition 1 Grant (44% - State), United States Forest Service Grant (42% - Federal), and Tahoe Regional Planning Agency Stream Environmental Zone Funds (14% - Local).

This matter was Approved on the Consent Calendar.

21. **17-0055** Community Development Agency, Transportation Division, recommending the Board consider and take the following action pertaining to the Ice House at Jones Fork Silver Creek Bridge Maintenance Project, Contract PW 16-31122, CIP 77131, P&C 027-C1799:

- 1) Award the Construction Contract to the lowest responsive, responsible bidder; said bidder to be determined after the bid opening scheduled for April 5, 2017;
- 2) Approve and authorize the Chair to sign the Construction Contract, subject to final 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.

FUNDING: Highway Bridge Program (88.5% - Federal) and Sacramento Municipal Utility District Upper American River Project Cooperative Agreement (11.5% - Local).

This matter was Approved on the Consent Calendar.

- 22. 17-0361** Community Development Agency, Transportation Division, recommending the Board approve and authorize the Chair to sign the Agreement for Sale of Mitigation Credits 435-O1710 with Westervelt Ecological Services, LLC, as owner of the Cosumnes Flood Plain Mitigation Bank, for the sale of 0.43 in Floodplain Riparian Habitat credits to the County of El Dorado for a purchase price of \$36,550, as necessary mitigation for the construction of the Diamond Springs Parkway - Phase 1A - SR-49 Realignment Project, CIP 72375.

FUNDING: Tribe Funds (67% - Local), Utility Agencies (15% - Local), Traffic Impact Mitigation Fees (5% - Local), Master Circulation and Funding Plan (5% - Local), State Highway Operation and Protection Program (7% - State), and Road Fund (<1% - Local).

This matter was Approved on the Consent Calendar.

- 23. 17-0374** Community Development Agency, Transportation Division, recommending the Board adopt and authorize the Chair to sign Resolution **078-2017** pertaining to the Ice House Road Pavement Rehabilitation Project - Phase 3 Project, wherein the County:
- 1) Authorizes the Community Development Agency Director, or designee, to execute a Reimbursable Agreement with the Federal Highway Administration for Federal Lands Access Program Funding for not more than \$10,000 of non-federal funding for development of a scope, schedule, and budget for the Project, and to confirm the County's commitment to provide local matching funds and maintenance of the road for 20 years; and
 - 2) Allocate Sacramento Municipal Utility District funds for the local match in the estimated amount of \$1,125,971.

FUNDING: Sacramento Municipal Utility District Funds (12.47% - Local) and Federal Highway Administration's Federal Lands Access Program Funds (87.53% - Federal).

This matter was Approved and Resolution 078-2017 was Adopted upon Approval of the Consent Calendar.

- 24. 17-0377** Community Development Agency, Transportation Division, recommending the Board approve and authorize the Chair to sign the First Amendment to Agreement for Services 235-S1510 with Road-Tech Safety Services, Inc., increasing compensation by \$50,000 for a new not-to-exceed amount of \$75,000, with no increase in rates or change in the expiration date of the contract, to provide short term equipment rentals in support of various road maintenance projects, including those due to the storms of 2017.

FUNDING: Road Fund, with potential Federal and State reimbursement related to emergency projects.

This matter was Approved on the Consent Calendar.

- 25. 17-0155** Community Development Agency, Transportation Division, recommending the Board approve and authorize the Chair to sign Agreement for Services 461-S1711 with Bender Rosenthal, Inc., for as needed right of way services in the not-to-exceed amount of \$350,000, for a term effective upon execution by both parties and expiring three years thereafter. (Cont. 4/18/2017, Item 17)

FUNDING: For various Capital Improvement Program and Environmental Improvement Program projects, funding will be provided by associated Federal, State, and Local funding sources. (Federal Funding)

This matter was Approved on the Consent Calendar.

- 26. 17-0156** Community Development Agency, Transportation Division, recommending the Board approve and authorize the Chair to sign Agreement for Services 462-S1711 with Pattison & Associates, Inc., for as needed right of way services in the not-to-exceed amount of \$190,000, on a as needed basis, for a term effective upon execution by both parties and expiring three years thereafter. (Cont. 4/18/17, Item 18)

FUNDING: For various Capital Improvement Program and Environmental Improvement Program projects, funding will be provided by associated Federal, State, and Local funding sources. (Federal Funding)

This matter was Approved on the Consent Calendar.

27. 17-0402

Community Development Agency, Transportation Division, recommending the Board:

- 1) Find the trees removed pursuant to the County's Tree Mortality Hazard Tree Removal Plan are not required for public use and recommending the Board approve and authorize the Chair to sign the Reimbursement Agreement 492-O1711 between the County and American TongRen, Inc., for the purchase of timber products associated with the Tree Mortality Project Phase 1 - Grizzly Flats and Camino, with a term to become effective upon execution by both parties and expiring on December 31, 2017 and
- 2) Authorize the Chief Administrative Officer, or designee, to administer or sign any administrative documents, including documents required by CAL FIRE or other State of California agencies.

FUNDING: Revenue resulting from the Reimbursement Agreement will offset the expenses incurred for timber harvesting, which are funded by California Disaster Assistance Act Funds (75% - State) and General Fund (25% - Local).

This matter was Approved on the Consent Calendar.

28. 17-0508

Community Development Agency, Transportation Division, recommending the Board approve and authorize the Chair to sign the Road Improvement Agreement, AGMT 17-54660, between the County and the Developer Lennar Homes of California, Inc., to construct road improvements referred to as the Golden Foothills Parkway Pavement Remediation, which the County will provide a not to exceed of \$37,500 in-lieu of performing pavement maintenance on the roadway.

FUNDING: Road Fund.

This matter was Continued off calendar upon Approval of the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

- 29. 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. 4/25/17, Item 28)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 30. 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. 4/25/17, Item 29)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 31. 17-0400** Sheriff's Office recommending the Board approve and authorize the Chair to sign Agreement 497-F1711 with Partners for a Safer America for the term May 11, 2017 through May 10, 2020, which will allow the Contractor to install and maintain service boards on the premises that provide information regarding Bail Bond companies for inmates and other individuals on the Sheriff's Detention Facility premises, contingent upon review and approval by Risk Management.

FUNDING: N/A- Revenue Agreement.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

11:00 A.M. - TIME ALLOCATION

- 32. 17-0384** Health and Human Services Agency recommending the Board approve and authorize the Chair to sign a Proclamation recognizing May 2017 as "Lupus Awareness Month" in El Dorado County. (Est. Time: 10 Min.)

FUNDING: N/A

Supervisor Frentzen read the Proclamation.

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

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

- 33. 17-0477** Supervisor Ranalli requesting the Board:
1) Join the El Dorado County Fish and Game Commission in recognizing Mark Weinhardt, member of Boy Scout Troop 88 in Placerville, on the successful completion of his Eagle Scout Service Project, a Wood Duck Nesting Box Project; and
2) Authorize Supervisor Ranalli to sign a Letter of Commendation from the Board of Supervisors and the Fish and Game Commission to congratulate Mark Weinhardt for his efforts and dedication in support of the natural resources within the County of El Dorado. (Est. Time: 10 Min.)

Supervisor Ranalli read the Letter of Commendation.

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

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

- 34. 17-0162** Health and Human Services Agency, Behavioral Health Division, recommending the Board approve and authorize the Chair to sign a Proclamation recognizing May 2017 as "Mental Health Month" in El Dorado County. (Est. Time: 20 Min.)

FUNDING: N/A

Jan Melnicoe, Mental Health Commission, read the Proclamation.

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

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

- 35. 17-0163** Health and Human Services Agency, Behavioral Health Division, recommending the Board receive and file the Mental Health Commission's 2016 Annual Report. (Est. Time: 15 Min.)

FUNDING: N/A

Received and Filed.

- 36. 17-0164** Health and Human Services Agency, Behavioral Health Division, recommending the Board receive a presentation from the National Alliance on Mental Illness, El Dorado County, recognizing El Dorado County Sheriff Office Sergeant Troy Morton, who has demonstrated dedication to improving interactions between Law Enforcement and community members with a mental illness, through the application of Crisis Intervention Training Techniques. (Est. Time: 15 Min.)

FUNDING: N/A

Received and Filed.

Jan Melnicoe recognized El Dorado County Sheriff Office Sergeant Troy Morton.

- 37. 17-0487** Supervisor Novasel recommending the Board approve and authorize the Chair to sign a Proclamation recognizing June of 2017 as Wildfire Awareness Month. (Est. Time 10 Min.)

Supervisor Novasel read the Proclamation.

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

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

DEPARTMENT MATTERS

- 38. 17-0415** Chief Administrative Office, in conjunction with the Sheriff's Office, recommending the Board approve a pilot staffing program that provides the Sheriff's Office with greater flexibility to recruit for essential positions based on immediate need and in the best interest of public safety, while still maintaining appropriate internal controls to ensure the Sheriff's Office does not exceed his allocated budget or total allocation of positions. (Est. Time: 15 Min.)

Public Comment: M. Lane

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

1) Approve a pilot program ending June 30, 2018, that allows the Sheriff's Office to recruit and fill certain classifications specified by the Board as described below necessary in the best interest of public safety, as long as:

a) The number of staff does not exceed the total number of 375 allocations in the Sheriff's Office; and

b) Monthly expenditure projections completed by the Sheriff's Office and validated by the Chief Administrative Office verify the Sheriff's Office will not exceed appropriations in the current fiscal year, or within the following 12 month period;

2) Pursuant to Personnel Rule 205 the Board finds that by reason of unusual circumstances rigid adherence to the principles relating to the Underfill or Overfill of Regular Full/Part Time Positions as set forth in Personnel Rule 806 would be detrimental to the best interest of the county as it relates to the specific enumerated classifications; (4/5 vote required)

3) Direct the Chief Administrative Office and the Sheriff's Office to report back to the Board prior to July 2018 with a determination of whether the pilot program was successful and should be continued; and

4) Authorize the Chief Administrative Office, Sheriff's Office and Human Resources to implement this pilot program after notifying affected labor organizations and to the extent necessary upon meeting with and responding to any questions or concerns raised by labor organizations.

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

39. 17-0489

Chief Administrative Office, Facilities division, recommending the Board:

- 1) Consider options and provide policy direction regarding the County owned property comprised of 3,840 square feet of improved office space and common parking areas located at 542 Main Street, Placerville, CA; and
- 2) If option 2 is selected, adopt and authorize the Chair to sign Resolution of Intent (ROI) **081-2017** declaring its intention to lease County-owned real property and direct staff to publish a Notice of Adoption of the ROI and the time and place of the Board meeting when the Board will consider proposals that have been received. (Est. Time: 30 Min.)

Public Comment: L. Parlin, R. Sheckler, L Brent-Bumb, S. Taylor

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

- 1) Approve Option 2: The Board directs the Chief Administrative Office, Facilities Division to pursue leasing the building to a prospective tenant; and**
- 2) Adopt Resolution 081-2017.**

Yes: 4 - Veerkamp, Ranalli, Novasel and Hidahl

Noes: 1 - Frentzen

40. 17-0269

Community Development Agency, Transportation Division, recommending the Board adopt and authorize the Chair to sign Resolution **080-2017**, pertaining to the Fallen Leaf Road Pavement Rehabilitation Project, wherein the County:

- 1) Authorizes the Community Development Agency Director, or designee, to execute a Reimbursable Agreement with the Federal Highway Administration for not more than \$10,000 of non-federal funding for development of a scope, schedule, and budget for the Project;
- 2) Endorses that the 11.47% Project non-federal matching funds, currently estimated at \$356,000, will be available between 2018 and 2020; and
- 3) Will provide maintenance funding for the improvements proposed by the Project for a period of 20 years.

FUNDING: Federal Highway Administration's Federal Lands Access Program Funds (88.53% - Federal) and Local or State Funding (11.47% - Local or State).

A motion was made by Supervisor Novasel, seconded by Supervisor Veerkamp to Approve this matter and Adopt Resolution 080-2017.

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

2:00 P.M. - TIME ALLOCATION

- 41. 17-0486** Ad hoc Medical Marijuana Advisory Committee, in coordination with the Chief Administrative Office, recommending the Board receive and file a presentation from HdL companies. A similar presentation was provided to the ad hoc Medical Marijuana Advisory Committee on September 19, 2016, focusing on revenue and enforcement options regarding medical marijuana. (Est. Time: 1.5 Hr.)

FUNDING: N/A

Public Comment: L. Phillips

Received and Filed.

ITEMS TO/FROM SUPERVISORS

Supervisor Veerkamp reported on the following:
Sacramento Area Council of Governments transportation meeting.
Attended Cap to Cap in Washington, DC.
National Day of Prayer.
Transit Authority/Transportation meeting.
Water Agency meeting.
Community meeting in El Dorado.
Center for Violence Free Relationship fundraiser.

Supervisor Novasel reported on the following:
Housing Task Force in Tahoe.
AMGEN Tour of California begins and ends in Tahoe.

Supervisor Ranalli reported on the following:
Rural County Representatives of California meeting.
Attended Cap to Cap in Washington, DC.
Kelsey fundraiser breakfast and volunteer recognition.

Supervisor Frentzen reported on the following:
Sacramento-Placerville Transportation Corridor Joint Powers Authority meeting.
Fire Safe Council meetings.
Cal Local Agency Formation Commission Board meeting.
Veterans Monument scholarship.
Fire Safe table top exercise.

CAO UPDATE

Don Ashton, Chief Administrative Officer, reported that there is a regular meeting of the Board next week and Bartel & Associates will be present to discuss the status of CalPERS retirement plans.

ADJOURNED AT 5:33 P.M.

CLOSED SESSION

- 42. 17-0090** **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Title: American Whitewater v. El Dorado County. Number of potential cases: (1). (Est. Time: 15 Min.)

By unanimous 5-0 vote, the Board authorized the Chair to sign the Release and Memorandum of Understanding in the matter of the Mosquito Road bridge. The essential terms of the agreement are as follows:

- 1) Board has the present intent to maintain the existing Mosquito bridge for pedestrian and bicycle use after the new bridge is finished unless it becomes economically infeasible to do so then the Board would meet and confer with the Coalition prior to making a final decision;**
- 2) The County will not restrict pedestrian or vehicle access to the South Fork American River from the Mosquito Road from dawn to dusk, unless temporary closure is required for maintenance or emergencies;**
- 3) The County will refrain from posting no parking signs along a portion of Mosquito Road to allow for parking for four to six cars;**
- 4) The Coalition waives any challenge to the Environmental review of the new bridge project and any claims based on access to the South Fork American River resulting from the new bridge project; and**
- 5) Each party will bear their own fees and costs.**

The signature of the Chair will be the final signature on the settlement agreement thereby finalizing that settlement.

- 43. 17-0495** **Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator:** This body will hold a closed session to give instructions to its negotiator regarding the real property located at 3368 Sandy Way, South Lake Tahoe, Assessor's Parcel Number 027-362-08-100. The person or persons with whom the negotiator may negotiate is Urbana Tahoe TC DE, LLC or their designated representative as the property owner. Instructions to negotiator will concern price and terms of payment. Chief Administrative Officer, or designee will be the negotiator on behalf of El Dorado County. (Est. Time: 10 Min.)

No Action Reported. All five Supervisors participated.

- 44. 17-0510** **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.

- 45. 17-0511** **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 Min.)

No Action Reported. All five Supervisors participated.

- 46. 17-0444 Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1). (Est. Time: 10 Min.)
- No Action Reported. All five Supervisors participated.**
- 47. 17-0446 Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Chief Administrative Officer. (Est. Time: 15 Min.)
- By unanimous 5-0 vote, the Board per the Chief Administrative Officer's request Approved the following effective May 25, 2017:**
- 1) No salary adjustment at this time;**
 - 2) Modify the Chief Administrative Officer's employment contract to increase the severance package to nine months (currently six months) if terminated without cause;**
 - 3) Three year rolling contract upon successful future annual performance evaluations; and**
 - 4) Direct staff to modify the Chief Administrative Officer's contract and bring back to the Board in Open Session for Board approval.**
- 48. 17-0482 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: 1 Hr.)
- No Action Reported. All five Supervisors participated.**
- 49. 17-0504 Pursuant to Government Code Section 54957- Public Employee Appointment.** Title: Director of Human Resources. (Est. Time: 10 Min.)
- By unanimous 5-0 vote, the Board appointed Erin Hane as the Interim Human Resources Director at step 1 of the salary schedule effective May 13, 2017. She will retain her 15% stipend for her FENIX work.**