



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

Brian K. Veerkamp, Chair, District III
John Hidahl, First Vice Chair, District I
Lori Parlin, Second Vice Chair, District IV
Shiva Frentzen, District II
Sue Novasel, District V

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

Tuesday, September 29, 2020

9:00 AM

<https://zoom.us/j/99776487694>

Virtual Meeting - [Click here to view meeting](#)

ADDENDUM

Item 25 has been added to Closed Session

PUBLIC PARTICIPATION INSTRUCTIONS: To comply with physical distancing requirements and the stay at home order from the Governor, the Board Chambers will be closed to members of the public and all public participation will be handled remotely.

The public should call into 530-621-7603 or 530-621-7610. The Meeting ID is 997 7648 7694.

To observe the live stream of the Board of Supervisors meeting go to <https://zoom.us/j/99776487694>.

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. The clerk will call you by the last three digits of your phone number when it is your turn to speak. Speakers will be limited to 3 minutes.

To view Board of Supervisors meetings via Facebook Live, go to <https://www.facebook.com/EIDoradoCountyNews>. Please note the Board will not be using this function and therefore will not see any comments posted during the livestream.

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 via email by 4:00 p.m. on the Monday prior to the Board meeting. 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.

The Clerk of the Board is here to assist you, please call 530-621-5390 if you need any assistance with the above directions to access the meeting.

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 February 26, 2019, incorporated herein:

Time for public input will be provided at every Board of Supervisors meeting. Individuals will have three minutes to address the Board. Individuals authorized by organizations will have three minutes to present organizational positions and perspectives and may request additional time, up to five minutes. At the discretion of the Board, time to speak by any individual may be extended.

Public comment on certain agenda items designated and approved by the Board may be treated differently with 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 upon the nature of the issue. It is the practice of the Board to allocate 20 minutes for public comment during Open Forum and for each agenda item to be discussed. (Note: Unless designated on the agenda, there is no Open Forum period during Special Meetings.)

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 Chair of the Board may take the following actions:

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

9:00 A.M. - CALLED TO ORDER

Present: 5 - Supervisor Veerkamp, Supervisor Frentzen, Supervisor Novasel, Supervisor Hidahl and Supervisor Parlin

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Pastor David Cooke of the Cold Springs Community Church gave the Invocation. Supervisor Frentzen led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: C. Hellberg, M. Lane, J. Gainsborough

**A motion was made by Supervisor Frentzen, seconded by Supervisor Hidahl to Adopt the Agenda and Approve the Consent Calendar with the following change:
Continue item 9 off calendar.**

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

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: J. Gainsborough, M. Lane

20-1315 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. Individuals authorized by organizations will have three minutes to present organizational positions and perspectives and may request additional time, up to five minutes. The total amount of time reserved for Open Forum is 20 Minutes.

CONSENT CALENDAR

- 1. **20-1270** Clerk of the Board recommending the Board approve the Minutes from the special Meeting of September 18, 2020 and the regular Meeting of September 22, 2020.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. **20-1269** Chief Administrative Office recommending the Board:
 - 1) Approve an amendment to the FY 2020-21 Budget to adjust fund balance amounts and corresponding balancing entries to reflect FY 2019-20 ending fund balances as outlined in Attachment C: Exhibit 2 (4/5 vote required);
 - 2) Adopt and authorize the Chair to sign Resolution **148-2020**, incorporating Exhibits 1 through 3, adopting the County Budget and Budgets for Board Governed Special Districts for Fiscal Year 2020-21; and
 - 3) Adopt and authorize the Chair to sign Resolution **149-2020** adopting the Amendment to the adopted Personnel Resolution.

FUNDING: Countywide Budget Adoption.

This matter was Approved and Resolutions 148-2020 and 149-2020 were Adopted upon Approval of the Consent Calendar.

- 3. **20-1198** Chief Administrative Office recommending the Board approve the **Final Passage** (Second Reading) of Ordinance **5129**, authorizing the implementation of a Community Choice Aggregation Program in the unincorporated areas of El Dorado County that are serviced by PG&E. (Cont. 9/22/20, Item 35)

FUNDING: N/A

Ordinance 5129 was Adopted upon Approval of the Consent Calendar.

- 4. **20-1153** Chief Administrative Office recommending the Board, acting as the Board of Directors of the El Dorado County In-Home Supportive Services Public Authority, adopt and authorize the Chair to sign Resolution **147-2020** adopting the Fiscal Year 2020-21 Budget for El Dorado County In-Home Supportive Services Public Authority.

FUNDING: Federal & State Funding.

Resolution 147-2020 was Adopted upon Approval of the Consent Calendar.

5. **20-1152** Chief Administrative Office recommending the Board, acting as the Board of Directors of the El Dorado County Public Housing Authority, adopt and authorize the Chair to sign Resolution **146-2020** adopting the Fiscal Year 2020-21 Budget for El Dorado County Public Housing Authority.

FUNDING: Federal Funding.

Resolution 146-2020 was Adopted upon Approval of the Consent Calendar.

6. **20-1275** Chief Administrative Office, Emergency Medical Services and Emergency Preparedness and Response Division, recommending the Board:
- 1) Authorize the Chief Administrative Officer, or designee, to execute a funding and reimbursement agreement with the El Dorado County Community Health Center, subject to review by County Counsel, in an amount not to exceed \$15,000 for the reimbursement of the purchase of rapid testing equipment and supplies, utilizing COVID-19 Hospital Preparedness Program grant funding; and
 - 2) Authorize the Chief Administrative Officer, or designee, to execute funding and reimbursement agreements with outside agencies and healthcare partners for the disbursement of COVID-19 Hospital Preparedness Program grant funding, subject to review by County Counsel and funding availability.

FUNDING: COVID-19 Hospital Preparedness Program Supplemental Funding.

This matter was Approved on the Consent Calendar.

7. **20-0869** Chief Administrative Office, Facilities Division, recommending the Board consider the following:
- 1) Authorize the Purchasing Agent to sign Facility Use Agreement 5003 between the County and the Marine Toys for Tots Foundation for use of the space at 299 Fair Lane, Placerville for a term between October 1, 2020 through December 28, 2020 for the purpose of storing and distributing donated Christmas gift items to less fortunate children throughout the community; and
 - 2) Make a determination that use of the County's property as described above provides a public benefit.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 8. **20-1251** County Counsel recommending the Board authorize the Chair to execute a funding agreement between El Dorado County and the El Dorado County Water Agency (Water Agency) wherein the County will provide a one-time contribution of \$55,000 to the Water Agency to assist with funding for water conservation project(s) and to find that such contribution serves a public purpose and provides a valuable public benefit because it will conserve water which is a vital public resource.

FUNDING: Risk Fund.

This matter was Approved on the Consent Calendar.

- 9. **20-1232** Information Technologies recommending the Board approve and authorize the Chair to sign Amendment IV to Granicus perpetual contract 529 (273-S0811) for Legistar and Government Transparency Suite solutions, which includes an updated Scope of Services, updated Compensation for Services, and updated articles for assignment, delegation, and termination, with a term from 10/1/20 to 6/30/23 and a proposed not-to-exceed amount of \$78,639.

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

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

LAND USE AND DEVELOPMENT - CONSENT ITEMS

- 10. **20-1079** Department of Transportation recommending the Board approve and authorize the Chair to sign First Amendment to Agreement to Make Subdivision Improvements for Class 1 Subdivision between County and Owner, Lennar Homes of California, Inc., for Carson Creek 2A, Phase 1, TM 06-1428R, extending the performance period to October 22, 2021.

FUNDING: Developer Funded.

This matter was Approved on the Consent Calendar.

- 11. **20-1080** Department of Transportation recommending the Board approve and authorize the Chair to sign First Amendment to Agreement 17-54790 to Make Subdivision Improvements for Class 1 Subdivision between County and Owner, Lennar Homes of California, Inc., for Carson Creek 2A, Phase 2, TM 06-1428R, extending the performance period to March 5, 2021.

FUNDING: Developer Funded.

This matter was Approved on the Consent Calendar.

- 12. **20-1081** Department of Transportation recommending the Board approve and authorize the Chair to sign Sixth Amendment to Agreement 07-1496 to Make Subdivision Improvements for Class 1 Subdivision between County and Owner, Lennar Homes of California, Inc. for West Valley Village Unit 7B, TM 99-1359-7B, extending the performance period to February 7, 2021.

FUNDING: Developer Funded.

This matter was Approved on the Consent Calendar.

- 13. **20-1071** Department of Transportation recommending the Board approve and authorize the Chair to sign Amendment 9 to Subdivision Improvement Agreement 06-1060 for Silver Springs - Unit 1, TM 97-1330, with Silver Springs El Dorado County, Inc., extending the performance period to September 24, 2021.

FUNDING: Developer Funded.

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

- 14. 20-1167** District Attorney recommending the Board adopt and authorize the Chair to sign Resolution **144-2020** amending the current Authorized Personnel Allocation Resolution for the District Attorney's (DA) Office to:
- 1) Delete 1.0 filled FTE Special Investigator (DA) allocation and authorize Human Resources to initiate the reduction in force process;
 - 2) Delete 1.0 vacant FTE Assistant District Attorney allocation;
 - 3) Delete 1.0 vacant FTE Administrative Analyst I/II allocation;
 - 4) Delete 1.0 vacant FTE Paralegal I/II allocation;
 - 5) Add 1.0 FTE Investigative Assistant allocation;
 - 6) Add 1.0 FTE IT Department Specialist allocation;
 - 7) Add 1.0 FTE Sr. Office Assistant allocation (net increase); and
 - 8) Add 2.0 FTE Sr. Paralegal I/II allocation.

FUNDING: General Fund.

Resolution 144-2020 was Adopted upon Approval of the Consent Calendar.

- 15. 20-1044** Sheriff's Office and District Attorney recommending the Board approve and authorize the Chair to sign the Certifications and Assurances for the Edward Byrne Memorial Justice Assistance Grant Program Fiscal Year 2020 application in order to accept the grant award of \$15,796 to be utilized from October 1, 2020 through September 30, 2021.

FUNDING: Justice Assistance Grant Program.

This matter was Approved on the Consent Calendar.

- 16. 20-0731** Sheriff's Office recommending the Board:
- 1) Approve and authorize Chair to sign Contract Amendment for Contract 2402 with Michael C. Berry, M.D., to provide selected pathology and related services in Placerville and South Lake Tahoe for the Sheriff's Coroner Division for an extended term end date from July 31, 2021 to July 30, 2025 increasing the not to exceed amount to \$1,385,000; and
 - 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Contract 2402, including future amendments which do not increase the maximum dollar amount or term of the Contract, and contingent upon approval by County Counsel and Risk Management.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

- 17. 20-0961** Sheriff's Office recommending the Board authorize the Chair to sign a revenue-generating Donor Services Agreement between Sierra Donor Services and El Dorado County Sheriff's Office to recover donated tissue for a term of three (3) years upon full execution of the agreement.

FUNDING: Revenue Agreement.

This matter was Approved on the Consent Calendar.

- 18. 20-1206** Sheriff's Office recommending the Board approve and authorize the Chair to sign Amendment II to Agreement 437-S1211(FENIX 832) with TracNet Corporation for software maintenance related to the Jail and Records management system, to amend the scope of work to include a new service related to inmate trust accounts, and to correct an error in the contract compensation, increasing the total amount of the contract by \$15,000 for a total not to exceed amount of \$1,360,958 for the ten-year period.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

- 19. 20-1208** Sheriff's Office recommending the Board consider the following:
1) Accept the grant award for the Stop Tobacco Access to Kids Enforcement (STAKE) Grant Program in the amount of \$67,975.60; and
2) Adopt and authorize the Chair to sign the Tobacco Law Enforcement Grant Program required Governing Body Resolution **145-2020** for the purpose of authorizing the applicant to enter into a contract with the state and identifying the Sheriff as the authorized person to execute future amendments to the contract.

FUNDING: California Department of Public Health.

This matter was Approved and Resolution 145-2020 was Adopted upon Approval of the Consent Calendar.

END CONSENT CALENDAR

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

20. 20-0526 Chief Administrative Office recommending the Board receive an update from County Departments on the operational impacts of COVID-19 and provide direction to staff if necessary. (Cont. 9/22/2020, Item 32)

FUNDING: N/A

Public Comment: L. Brent-Bumb, Jacquie, D. Manning, J. Gainsborough, K. Link

The Board received an update from County Departments on the operational impacts of COVID-19.

21. 20-1140 Health and Human Services Agency recommending the Board:
1) Accept Covid-19 Epidemiology and Laboratory Capacity (ELC) Enhancing Detection Funding Award Number Covid-19ELC10 from California Department of Public Health for the retroactive term of May 28, 2020 to November 17, 2022, in the amount of \$2,289,931 for three years;
2) Delegate authority to the Health and Human Services Agency Director, or designee, to sign certifications on invoices to receive reimbursement for activities; and execute any resulting Grant Agreement contingent upon review by County Counsel, in accordance with Board of Supervisors Policy A-23; and
3) Approve and authorize the Chair to sign a Budget Transfer Request increasing the Federal revenue and appropriations by \$671,667 in the Fiscal Year 2020-21 Adopted Budget for the purpose of ELC Enhancement activities.

FUNDING: 100% California Department of Public Health Allocation.

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

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

22. 20-1271

Chief Administrative Office recommending the Board receive an update relative to the work being done by the Human Rights Commission, consider a proposal to hire an external facilitator to provide training to the Human Rights Commission on the science of implicit bias and de-biasing interventions as well as how to effectively hold a dialogue with people who have experienced discrimination, and assist the Commission in the development of the roles and responsibilities of the Commission, and provide direction to staff.

FUNDING: General Fund.

Public Comment: A. Nevis, T. White

A motion was made by Supervisor Parlin, seconded by Supervisor Frentzen to direct staff to:

- 1) Work with Supervisors Novasel and Parlin to revise Ordinance 5081 to be consistent with the Human Rights Commission's bylaws which focuses on the role of the Commission to be educational and remove the language in the Ordinance pertaining to investigating and intervening in cases of bias;**
- 2) Return to the Board with the revised Ordinance before the end of the year;**
- and**
- 3) Direct the Human Rights Commission to refrain from meeting until the Ordinance is clarified and brought back to the Board.**

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

10:00 AM TIME ALLOCATION (Items will not be heard prior to the time stated)

23. 20-0698

Health and Human Services Agency recommending the Board:
1) Recognize and acknowledge Larry Hobson upon his retirement from the County of El Dorado Health and Human Services Agency; and
2) Approve and authorize the Chair to sign a Proclamation recognizing Larry's service and dedication to the Children of El Dorado County and to the Health and Human Services Agency.

Supervisor Novasel read the Proclamation.

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

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

ITEMS TO/FROM SUPERVISORS (May be called at any time during the meeting)

Supervisor Frentzen reported on the following:
Transportation Commission meeting.
Local Agency Formation Commission meeting.
County Counsel meeting.
Planning Department meeting.
Constituent meetings.

Supervisor Novasel reported on the following:
Planning Department meeting.
Solid Waste Joint Powers Authority meeting.
Housing and Transportation meeting.
Tahoe Regional Planning Agency meeting.
Thanked CalTrans for early opening of Echo Summit.

Supervisor Parlin reported on the following:
Department of Agriculture Weights and Measures meeting.
Urgency Housing Ad Hoc meeting.
County Counsel meeting.
Hemp Farm visit.
Lunch with Supervisor-Elect Wendy Thomas.
Thanked Treasurer-Tax Collector for assisting with bringing businesses into compliance.

Supervisor Hidahl reported on the following:
Department of Transportation Director meeting.
CAL Office of Emergency Services COVID-19 meetings.
Community Action Council meeting.
Hosted stakeholders meeting.
Audit Committee meeting.

Supervisor Veerkamp reported on the following:
Ad Hoc Housing Committee meeting.
Fair Grounds feasibility storm ground meeting.
SOFAR meeting.
Long Range Planning meeting.
Audit Committee meeting.
Transportation Commission meeting.
Agenda Review.

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

Don Ashton, Chief Administrative Officer, reported on the following:
Community Choice Aggregation Program and the next steps.
Public Health walk through of Elections.

ADJOURNED AT 1:08 P.M.

CLOSED SESSION

24. 20-1258

Pursuant to Government Code Section 54957- Public Employee Performance Evaluation. Title: Agricultural Commissioner. (Est. Time: 15 Min.)

No Action Reported. All five Supervisor 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

25. 20-1290

Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator: County Negotiator: Director of Human Resources and/or designee. Employee organization: El Dorado County Probation Officers Association. (Est. Time: 10 Min.)

No Action Reported. All five Supervisor participated.