



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

John Hidahl, Chair, District I
Lori Parlin, First Vice Chair, District IV
Wendy Thomas, Second Vice Chair, District III
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, September 28, 2021

9:00 AM

<https://us06web.zoom.us/j/96695565404>

330 Fair Lane, Placerville, CA or live-streamed

PUBLIC PARTICIPATION INSTRUCTIONS: In accordance with new guidance from the California Department of Public Health, the meeting 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. Seating is limited and available on a first-come, first-served basis. The public should call into 530-621-7603 or 530-621-7610. The Meeting ID is 966 9556 5404 . Please note you will not be able to join the live-stream until the posted meeting start time.

To observe the live stream of the Board of Supervisors meeting go to <https://zoom.us/j/96695565404>.

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 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 or if you would like to participate in the meeting from a conference room at the Government Center in Bldg. A

Vision Statement

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

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<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.

9:02 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 David Cooke of the Cold Springs Community Church gave the Invocation.

Supervisor Novasel led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: R. Michelson, A. Pooley, J. Harn, J. Gainsborough, M. Lane, S. Taylor, M. Rodriguez

A motion was made by Supervisor Thomas, seconded by Supervisor Parlin to Adopt the Agenda and Approve the Consent Calendar with the following changes:

Supervisor Thomas commented on item 13 that she welcomes the appointment of the El Dorado County Youth Commissioners and the upcoming Shadow Day with the Board of Supervisors and the Youth Commission.

Supervisor Novasel commented on item 28 that she is excited about the upgrades to the County's Parks and encouraged all to participate in the November 11, 2021 Stars Come Out event.

Continue item 28 off calendar.

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. **21-1540** The Clerk of the Board recommending the Board Approve the minutes from the regular meeting on September 21, 2021.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. **21-1519** Chief Administrative Office recommending the Board:
 - 1) Approve an amendment to the FY 2021-22 Budget to reflect the direction provided by the Board on September 21, 2021 during the review of the recommended Adopted Budget changes and the correction of a clerical error in the budget table presented for fund 1353 as discussed below (4/5 vote required);
 - 2) Adopt and authorize the Chair to sign Resolution **123-2021**, incorporating Exhibits 1 through 3, adopting the County Budget and Budgets for Board Governed Special Districts for Fiscal Year 2021-22; and
 - 3) Adopt and authorize the Chair to sign Resolution **124-2021** amending the adopted Personnel Resolution.

FUNDING: Countywide Budget Adoption.

This matter was Approved and Resolutions 123-2021 and 124-2021 were Adopted upon Approval of the Consent Calendar.

- 3. **21-1524** 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 **122-2021** adopting the Fiscal Year 2021-22 Budget for El Dorado County In-Home Supportive Services Public Authority.

FUNDING: Federal & State Funding.

Resolution 122-2021 was Adopted upon Approval of the Consent Calendar.

- 4. **21-1523** 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 **121-2021** adopting the Fiscal Year 2021-22 Budget for El Dorado County Public Housing Authority.

FUNDING: Federal Funding.

Resolution 121-2021 was Adopted upon Approval of the Consent Calendar.

5. **21-1486** Clerk of the Board, based upon the recommendation of the El Dorado County Airport Advisory Committee, recommending the Board appoint Steven Krohn to the El Dorado County Airport Advisory Committee, Representing Placerville Airport, Term Expiration 09/28/2025.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

6. **21-1417** Elections Department recommending the Board:
- 1) Approve and authorize the Registrar of Voters to sign the outreach and education agreement with the State of California as part of the Voter's Choice Act implementation Agreement 21S10050 for voter outreach and education of the Gubernatorial Recall Election; and
 - 2) Approve and authorize the Chair to sign a budget transfer to amend the FY 2021-22 Adopted Budget. These funds are granted by the state to aid in the costs associated with voter notification and information including post cards, bus signs, etc.

FUNDING: State Grant.

This matter was Approved on the Consent Calendar.

7. **21-1384** Human Resources Department recommending the Board:
- 1) Approve the bargaining unit designation change for one Administrative Technician allocation (position 381) in the Treasurer-Tax Collector's Office from Confidential (CO) to General (GE);
 - 2) Approve the bargaining unit designation change for one Sr. Administrative Analyst allocation (position 3291) in the Treasurer-Tax Collector's Office from Professional (PL) to Confidential (CO); and
 - 3) Adopt and authorize the chair to sign Resolution **120-2021** to change the bargaining unit designations as noted above.

FUNDING: N/A

This matter was Approved and Resolution 120-2021 was Adopted upon Approval of the Consent Calendar.

8. **21-1530** Human Resources Department, Risk Management Division, recommending the Board approve insurance coverage for Special Liability Insurance Program for Zone of Benefit Community Service Area 2 and 9 in participation with Alliant Insurance for an amount of \$31,100.34, and authorize the Human Resources Department, Risk Management Division, to sign and approve all documents required to secure continued insurance coverage for the period of September 29, 2021 to September 29, 2022.

FUNDING: General Liability Internal Service Fund.

This matter was Approved on the Consent Calendar.

9. **21-1431** Information Technologies Department recommending the Board approve and authorize the Purchasing Agent to sign Amendment I to perpetual agreement 4072 with Karpel Solutions to increase the number users from eighty-three (83) to ninety (90).

FUNDING: N/A

This matter was Approved on the Consent Calendar.

10. **21-1493** Treasurer-Tax Collector Department recommending the Board:
- 1) Find that the provision of Countywide financial services are more economically and feasibly performed by outside independent banks, in accordance with El Dorado County Ordinance Code Section 3.13.030, by El Dorado County Charter, Section 210(b)(6) and Government Code Section 31000;
 - 2) Award Request for Proposal 21-947-032 for the provision of County-wide banking services to the successful proposer, Bank of America; and
 - 3) Approve and authorize the Chair to sign a three-year Agreement 2021-5924 with Bank of America for an estimated annual amount of \$97,655.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

11. **21-1504** Supervisor Hidahl recommending the Board approve and authorize the Chair to sign a Proclamation recognizing October as Pregnancy and Infant Loss Awareness Month, and October 15 as Pregnancy and Infant Loss Awareness Day.

This matter was Approved on the Consent Calendar.

- 12. 21-1526** Supervisor Parlin recommending the Board make the following District IV appointment to the El Dorado County Planning Commission:
Appoint Andy Nevis, District IV, Member, Term Expiration 01/01/2023.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 13. 21-1537** Supervisor Thomas and the El Dorado County Office of Education recommending the Board consider the following:
- 1) Make appointments and reappointments to the 2021/22 El Dorado County Youth Commission as follows:
 - a) District 1: Anavi Deshmukh/Oakridge High School (Returning) and Lauryn Sumimoto/Oakridge High School (Returning)
 - b) District 2: Grace Lawson/Ponderosa High School (Returning) and Blake Barney/Oakridge High School (New)
 - c) District 3: Amanda Kendler/El Dorado High School (Returning), Emma Lopez/El Dorado High School (Returning) and Mahee Haswani/Oakridge High School (New)
 - d) District 4: Avery Sheridan/Charter University Prep (Returning) and Zofia Bradford/Golden Sierra High School (New)
 - e) District 5: Emilia Demolino/El Dorado High School (Returning) and Macy Little/El Dorado High School (New)
 - f) Clerk of the Board: Lucas Johnston/El Dorado High School (New); and
 - 2) Announce the Youth Commission's annual Job Shadow Day during the Board of Supervisors Meeting held on November 9, 2021.

This matter was Approved on the Consent Calendar.

Supervisor Thomas commented on this item that she welcomes the appointment of the El Dorado County Youth Commissioners and the upcoming Shadow Day with the Board of Supervisors and the Youth Commission.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS**14. 21-1446**

Health and Human Services Agency recommending the Board:

- 1) Accept funding awarded by the United States Department of Housing and Urban Development in the amount of \$11,435 effective upon execution of the contract with a one year term, including a match requirement of \$2,859 that will be met through existing grant funding received by the Housing and Homelessness Services programs;
- 2) Authorize the Director of Health and Human Services Agency to execute the funding agreement for the Federal funding Grant Number CA1940L9T252000;
- 3) Authorize the Director of the Health and Human Services Agency to administer any agreement or subsequent administrative documents related to said award, including any required fiscal and programmatic reports as well as any amendments to the agreement that do not increase the total award amount or term of the agreement, contingent upon County Counsel and Risk Management approval; and
- 4) Approve and authorize the Chair to sign a Budget Transfer Request, amending the Fiscal Year 2021-22 Adopted Budget, increasing revenue and appropriations by \$11,435 (4/5 vote required).

FUNDING: Federal Funding.

This matter was Approved on the Consent Calendar.

15. 21-1402

Health and Human Services Agency recommending the Board:

- 1) Make findings in accordance with County Ordinance 3.13.030 that it is appropriate to contract with Pro-Line Cleaning Services, Inc. for services provided under Agreement 5855 because (A) "these services are more economically and feasibly performed by outside independent Contractors;"
- 2) Approve and authorize the Chair to sign Agreement for Services 5855 with Pro-Line Cleaning Services, Inc., for the provision of janitorial services for the County of El Dorado Health and Human Services Agency facilities located at 6435 Capitol Avenue, Diamond Springs, CA 95619, in the amount of \$114,492, for the term of three (3) years from October 1, 2021 through September 30, 2024; and
- 3) Authorize the Director of Health and Human Services, or designee, to execute further documents relating to Agreement 5855, contingent upon County Counsel and Risk Management approval, including amendments which do not increase the maximum dollar amount or term of the Agreement.

FUNDING: 55% General Fund, 38% Fees for service, 7% Realignment.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

16. 21-1428 Department of Agriculture, Weights and Measures, recommending the Board approve and authorize the Chair to sign the Memorandum of Understanding by and between the Counties of Amador, El Dorado, and Placer, allowing for joint use of a weight truck and weight equipment.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

17. 21-1514 Department of Agriculture, Weights and Measures, recommending the Board approve and authorize the Agricultural Commissioner to sign the El Dorado Community Foundation agreement for management of Conservation Easement Program donations.

FUNDING: Donations.

This matter was Approved on the Consent Calendar.

18. 21-1482 Department of Transportation recommending the Board approve the following:
1) Authorize the addition of the Clear Creek Road Scour Mitigation Project to the 2021 Capital Improvement Program (project number 36106022, estimated total project cost \$458,614); and
2) Approve and authorize the Chair to sign a budget transfer to add the Coronavirus Response and Relief Supplemental Appropriations Act of 2021 revenue and associated expenses for the Clear Creek Road Scour Mitigation Project (4/5 vote required).

FUNDING: Coronavirus Response and Relief Supplemental Appropriations Act of 2021 (Federal).

This matter was Approved on the Consent Calendar.

19. 21-1434 Department of Transportation recommending the Board approve and authorize the Chair to sign the Green Valley Road Road Improvement Agreement 21-54989, between the County and the Developer, Summerbrook, El Dorado, LLC.

FUNDING: Developer Funded.

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

- 20. 21-1372** Office of the Alternate Public Defender recommending the Board approve and authorize the Chair to execute agreements with attorneys Lori G. London and Kimberly G. Hunt for the provision of conflict defense services for the East Slope of El Dorado County (Tahoe Basin) for the period from October 1, 2021 through September 30, 2022 in the amount of \$126,000 each, with the option to extend for the period from October 1, 2022 through September 30, 2023.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

- 21. 21-1491** District Attorney recommending the Board consider the following:
- 1) Approve and authorize the acceptance of a pending grant award in the amount of \$272,667 from the California's Governor's Office of Emergency Services (CalOES) for the Sexual Assault Law Enforcement Specialized Units Program for the period of October 1, 2021 - September 30, 2022, contingent upon notification of grant award from CalOES;
 - 2) Approve and authorize the Chair to sign the Certification of Assurance of Compliance Services Training Officers Prosecutors Formula Grant Program as authorized by the Violence Against Women Act;
 - 3) Authorize the District Attorney to execute the Grant Award Agreement and required documents, including any extensions or amendments thereof which would not increase net county cost, contingent upon notification of grant award from CalOES and approval of County Counsel and Risk Management; and
 - 4) Approve and authorize the Purchasing Agent to execute Amendment II to Agreement 4458 with The Center for Violence-Free Relationships in the updated amount of \$177,793 extending the service period covering October 1, 2021 through September 30, 2022, to provide one full-time Sexual Assault Counselor to the grant program, contingent upon notification of grant award from CalOES.

FUNDING: California Governor's Office of Emergency Services: Services*Training*Officers*Prosecutors Formula Grant Program as authorized by the Violence Against Women Act.

This matter was Approved on the Consent Calendar.

22. 21-1513 Sheriff's Office and District Attorney's Office recommending the Board approve and authorize Sheriff's Office and District Attorney's Office staff to electronically submit, on behalf of the Chair, the Fiscal Year 2020-2021 Equitable Sharing Agreement and Certification for Federal Asset Forfeiture with the United States Department of Justice and United States Department of the Treasury.

FUNDING: Equitable Sharing (Asset Forfeiture).

This matter was Approved on the Consent Calendar.

23. 21-1454 Sheriff's Office recommending the Board approve and authorize the continuation of the following perpetual agreements:
1) Trans Union LLC, Agreement 1025, through November 1, 2022, with no additional funding needed; and
2) Global Tower Assets III, LLC, Agreement 669 through October 31, 2022, in the amount of \$7,500.

FUNDING: Sheriff's Operating Budget - General Fund.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

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

24. 21-1386 Supervisor Turnboo, Supervisor Parlin, the Sheriff, and the Auditor-Controller recommending the Board of Supervisors authorize the Auditor to refund Public Safety Development Impact Fees totaling approximately \$445,000 plus interest for fees collected from 2007 through 2016 and order the Auditor-Controller to refund these fees as soon as is practical.

FUNDING: N/A

Public Comment: K. Payne, R. Michelson, J.McGinnis, A. Nevis, M. Lane, S. Taylor, K. Greenwood, M. Rodriguez, J. Williams

A motion was made by Supervisor Parlin, seconded by Supervisor Turnboo to Approve this matter with the intent to pay any potential attorney fees out of the Risk Fund.

Yes: 3 - Novasel, Parlin and Turnboo

Noes: 2 - Hidahl and Thomas

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

25. 21-1331 Department of Transportation recommending the Board:
1) Receive and file a presentation on the Traffic Impact Fee Program and how it interacts with the Capital Improvement Program and Transportation processes; and
2) Provide direction to staff for a second workshop to discuss options going forward.

FUNDING: Traffic Impact Fee Program, Road Fund.

Public Comment: K. Payne, S. Taylor, K. Greenwood

The Board received a presentation on the Traffic Impact Fee Program and how it interacts with the Capital Improvement Program and Transportation processes and staff was directed to return to the Board by November 2021 with a workshop for further discussion.

26. 21-1502 Supervisor Hidahl recommending the Board approve and authorize the Chair to sign a Proclamation recognizing October as National Bullying Prevention Month.

Public Comment: K. Greenwood

Supervisor Hidahl read the Proclamation.

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

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

27. 21-1501 Supervisor Hidahl recommending the Board approve and authorize the Chair to sign a Proclamation recognizing October as All Colors, All Cancers Awareness Month.

Public Comment: K. Greenwood

Supervisor Hidahl read the Proclamation.

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

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

28. 21-1517 Chief Administrative Office, Parks Division, recommending the Board:
1) Receive an update on current Parks projects and future opportunities;
2) Receive and file the Sports Complex Fiscal Analysis; and
3) Provide direction on the application for California Department of Parks and Recreation Prop 68 Grant Program, Regional Parks Program and Rural and Recreational Tourism Grant opportunities.

FUNDING: State Parks Funding, Quimby Act Fees, and General Fund.

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

Supervisor Novasel commented on this item that she is excited about the upgrades to the County's Parks and encouraged all to participate in the November 11, 2021 Stars Come Out event.

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

OPEN FORUM

Public Comment: M. Lane, J. McGinnis, M. Rodriguez, J. Gainsborough, T. Doyle, K. Greenwood, L. Bradley, S. Taylor, R. Sharpnack, K. Lishman

21-1582 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 total amount of time reserved for Open Forum is 20 Minutes.

29. 21-1529

HEARING - To consider a request by Save Our County and Ruth Michelson appealing the Planning Commission's August 26, 2021 approval of Planned Development PD08-0004 and Tentative Subdivision Map TM08-1464 (Serrano Village A14) authorizing: A) Development Plan for the Serrano Village A-14 residential subdivision including modifications to the development standards for the Single-unit Residential (R1) zone district including minimum lot size, minimum lot dimensions and building setbacks; B) A Phased Tentative Subdivision Map of a 35.78-acre parcel creating 51 single-unit residential lots ranging from 3,760 to 10,362 square feet in size, five landscape lots, one open space lot, three remainder lots and one 20.25-acre lot (for the approved Serrano Village C Phase 2 Tentative Map); and C) Design Waiver of the following El Dorado County Design and Improvement Standards Manual (DISM) road improvement standards: 1) Modification of Standard Plan 101B standards for roadway rights-of-way and improvement widths (including sidewalks and curbs) as shown on the Tentative Subdivision Map; 2) Reduction of a 100-foot centerline curve radii on B Street at Lots 3 and 43; 3) Modification of the standard road encroachment under Standard Plan 110 to allow for an entry gate and landscaping median at Russi Ranch Drive and future Country Club Drive; and 4) Reduction of standard lot frontage width of 60 feet to 47 feet or as otherwise dimensioned on the tentative map; on property identified by Assessor's Parcel Number 122-590-003, consisting of 35.78 acres, in the El Dorado Hills area, submitted by Serrano Associates LLC. Staff recommends the Board take the following actions:

- 1) Find the project to be Statutorily Exempt pursuant to Section 15182 of the CEQA Guidelines;
- 2) Deny Appeal TM-A21-0001 of the Planning Commission's approval of Serrano Village A-14 Planned Development PD08-0004 and Tentative Subdivision Map TM08-1464 (Serrano Village A14); and
- 3) Uphold the Planning Commission's approval of Planned Development PD08-0004 and Tentative Subdivision Map TM08-1464 (Serrano Village A14), subject to the Findings, Conditions of Approval, modified Design Waivers and modifications to the Single-unit Residential (R1) zone district development standards as approved by the Planning Commission on August 26, 2021. (Supervisory District 1)

FUNDING: Appellant application processing fees received under appeal application TM-A21-0001.

Public Comment: K. Payne, H. Hoffer, K. Smith, Christine, K. Greenwood, K. Davis, J. Williams, R. LaFrom, J. Robinson, Jeannette, A. Chinn, EM, Allestandra, Rachel, T. Doyle, M. West

Supervisor Hidahl opened the public hearing and upon hearing from staff and the public closed the public hearing.

A motion was made by Supervisor Parlin, seconded by Supervisor Turnboo to approve the appeal and deny the project, reversing the Planning Commission approval of Planned Development PD08-0004 and Tentative Subdivision Map TM08-1464 (Serrano Village A14), and approve Findings for Denial as previously submitted by staff for the Planning Commission meeting on August 12th.

Motion Failed.

Yes: 2 - Parlin and Turnboo

Noes: 3 - Novasel, Hidahl and Thomas

A motion was made by Supervisor Thomas, seconded by Supervisor Novasel to Approve this matter and:

- 1) Find the project to be Statutorily Exempt pursuant to Section 15182 of the CEQA Guidelines;
- 2) Deny Appeal TM-A21-0001 of the Planning Commission's approval of Serrano Village A-14 Planned Development PD08-0004 and Tentative Subdivision Map TM08-1464 (Serrano Village A14); and
- 3) Uphold the Planning Commission's approval of Planned Development PD08-0004 and Tentative Subdivision Map TM08-1464 (Serrano Village A14), subject to the Findings, Conditions of Approval, modified Design Waivers and modifications to the Single-unit Residential (R1) zone district development standards as approved by the Planning Commission on August 26, 2021.

Yes: 3 - Novasel, Hidahl and Thomas

Noes: 2 - Parlin and Turnboo

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

Supervisor Turnboo reported on the following:
Constituent meetings.
Grizzly Flat community dinner.
Rubicon Trail event.
Grizzly Flat/West Slope Foundation.

Supervisor Thomas reported on the following:
Grizzly Flat community dinner.
Local Agency Formation Commission meeting.
Apple Hill update.

Supervisor Parlin reported on the following:
Sierra Nevada Conservancy meeting.
Cemetery Advisory Committee.
Auburn State Park update.
Rural County Representatives of California meeting.
California Public Utilities Commission meeting.
Ad Hoc Advisory Committee for Rural County Representatives of California.
Rubicon Trail event.
State Park's Director meeting.
Mt. Murphy Bridge damage.
PG&E webinar.
Tax Payer's Association meeting.
Living History Event for the Cemeteries.
Save the Graves upcoming event.

Supervisor Novasel reported on the following:
Windstorm in Christmas Valley.
Forest Service and CalOES discussions.
Tahoe Regional Planning Agency meeting.
Human Rights Commission meeting.
November 11, 2021 Pollock Pines event.
California Tahoe Conservancy.
Celio Ranch upcoming event.

Supervisor Hidahl reported on the following:
SouthEast Connector Joint Powers Authority meeting.
AT&T meeting.

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

Don Ashton, Chief Administrative Officer, reported on the following:
Pioneer Energy town hall.
Mt. Murphy Bridge damage.
FEMA determination update.

ADJOURNED AT 5:37 P.M.

CLOSED SESSION

Public Comment: K. Greenwood

- 30. 21-1500** **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1). (Est. Time: 30 Min.)
No Action Reported. All five Supervisors participated.

- 31. 21-1558** **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: (4+). (Est. Time: 25 Min.)
On a 5-0 vote, the Board provided direction to initiate litigation, the defendants and the other particulars of which shall, once formally commenced, be disclosed to any person upon inquiry.

- 32. 21-1465** **Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(d)(4). Number of potential cases: (1). (Est. Time: 10 Min.) (Cont. 9/21/2021, Item 43)
No Action Reported. All five Supervisors participated.

- 33. 21-1520** **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: County Counsel. (Est. Time: 10 Min.) (Cont. 9/21/2021, Item 45)
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.