



# County of El Dorado

## MEETING AGENDA

### Board of Supervisors

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

*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. Mitrison, Clerk of the Board of Supervisors*  
*Don Ashton, Chief Administrative Officer*  
*Michael J. Ciccozzi, County Counsel*

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Tuesday, July 25, 2017

9:00 AM

330 Fair Lane, Placerville, CA

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#### ADDENDUM

Text was added to Item 27 - Applicant requesting continuance.

Items 32-34 are hereby added to the Consent Calendar

Items 35-37 are hereby added to Department Matters

Items 38-40 are hereby added to Closed Session

#### 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](mailto: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. - CALL TO ORDER**

### **INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG**

### **ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR**

The Board may make any necessary additions, deletions or corrections to the agenda including moving items to or from the Consent Calendar and adopt the agenda and the Consent Calendar with one single vote. A Board member may request an item be removed from the Consent Calendar for discussion and separate Board action. At the appropriate time as called by the Board Chair, members of the public may make a comment on matters on the Consent Calendar prior to Board action.

### **OPEN FORUM**

Open Forum is an opportunity for members of the public to address the Board of Supervisors on subject matter that is not on their meeting agenda and within their jurisdiction. Public comments during Open Forum are limited to three minutes per person. The Board 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. [17-0813](#) Clerk of the Board recommending the Board approve the Minutes from the special meeting of July 17, 2017 and the regular meeting of July 18, 2017.

**GENERAL GOVERNMENT - CONSENT ITEMS**

2. [12-1405](#) Chief Administrative Office recommending the Board consider the following:
  - 1) Approve and authorize the Chief Administrative Officer (CAO) to execute an agreement with the Superior Court of California, County of El Dorado, for the provision of alternate dispute resolution services in an amount not to exceed \$410,000 for a five-year period effective upon execution of the agreement;
  - 2) Authorize the CAO to execute future Amendments which do not affect the term or total not to exceed amount of the Agreement; and
  - 3) Authorize the CAO to designate a qualified person to function as the Dispute Resolution Program Coordinator.

**FUNDING:** Alternate Dispute Resolution Special Revenue Fund.

3. [17-0763](#) Chief Administrative Office recommending the Board approve minor revisions to Board of Supervisors Policy A-4, County Legislative Policy, to exclude elected department heads from the requirement for Board approval prior to support or opposition to legislation and to update formatting.

**FUNDING:** N/A

4. [17-0765](#) Chief Administrative Office recommending the Board approve minor revisions to Board of Supervisors Policy C-18, Non-Financial Agreements, to execute certain types of agreements in order to coordinate with other governmental or non-profit agencies in the course of providing programs and services, and to update the format of the policy.

**FUNDING:** N/A

5. [17-0780](#) Human Resources, Risk Management division recommending the Board approve and authorize the Chair to sign the attached budget transfer increasing use of fund balance and appropriations in the Retiree Health Prefunding budget by \$112,000 to fund Fiscal Year 2016/17 retiree health direct contributions. (4/5 vote required)

**FUNDING:** Retiree Health Account

6. [15-0490](#) Human Resources recommending the Board approve and authorize the Chair to sign Amendment II to Agreement 475-S1511 with Liebert Cassidy Whitmore, revising the scope and compensation to include the Premium Liebert Library Subscription, with no change to total not-to-exceed amount of \$300,000 or to the term of the Agreement, to provide professional legal services on an as-requested basis for the Human Resources Department for the period of April 1, 2015 through March 31, 2018.

**FUNDING:** General Fund.

7. [16-0141](#) Information Technologies Department recommending the Board receive and file a status update relative to implementation of the Virtual Desktop Infrastructure Project.

**FUNDING:** General Fund, with significant cost recovery in future year(s) through the A-87 Cost Plan.

8. [17-0591](#) Information Technologies Department recommending the Board consider the following:
- 1) Continue to waive formal bid requirements in accordance with Purchasing Ordinance 3.12.160, exemptions from competitive process, Section D;
  - 2) Authorize the continued use of the Western States Contracting Alliance-National Association of State Procurement Officials (WSCA-NASPO) master price agreement MNNVP-133, and California Participating Addendum 7-15-70-34-001 for the acquisition of computer equipment (including desktop and mobile thin client devices) for the County's Virtual Desktop Infrastructure project; and
  - 3) Authorize the Purchasing Agent to amend countywide blanket purchase order BP20170250 with the awarded State vendor, Hewlett Packard, Inc., for the acquisition of computer equipment to:
    - a) Extend the term to March 31, 2020 (the expiration date of California Participating Addendum 7-15-70-34-001) and
    - b) Increase the blanket purchase order by \$400,000 for a total not-to-exceed amount of \$500,000 for purchases anticipated through June 30, 2018.

**FUNDING:** Countywide - Funding varies by department.

9. [17-0760](#) Treasurer-Tax Collector's Office recommending the Board adopt and authorize the Chair to sign Resolution **116-2017** granting approval to sell tax defaulted properties at public auction noting said sale to be conducted on Friday, November 3, 2017.

10. [17-0698](#) Supervisor Novasel, in coordination with Community Development Services, Transportation Department and the El Dorado County Sheriff's Office, recommending the Board approve the **Final Passage** (Second Reading) of Ordinance **5054** "Traction Control Devices" to amend Chapter 10.08 - Traffic Movement of Title 10 -Vehicle and Traffic, of the County of El Dorado Code of Ordinances

**FUNDING:** Road Fund.

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. 7/18/17, Item 14)

**LAND USE AND DEVELOPMENT - CONSENT ITEMS**

12. [17-0413](#) Air Quality Management District recommending the Board, acting as the Board of Directors of the Air Quality Management District (AQMD), approve the Chair to sign Amendment 1 to Funding Agreement 249-F1711 between AQMD, and the Wesley L. & Gertrude B. Wilkinson Revocable Trust, Barry J. Wilkinson Revocable Family Trust, Jane C. Wilkinson Trust, and Cindy W. Seip Separate Property Trust, amending Article IV to specify the party to whom the reimbursement check shall be made, with no other changes to the agreement which pertains to AQMD supplied electric vehicle chargers at 3047 Briw Road, Placerville.

**FUNDING:** Vehicle Registration Fee (Local Funding) and Air Quality Management District fund balance (Local Funding).

13. [13-0857](#) Community Development Services, Administration and Finance, recommending the Board approve and authorize the Chair to sign the Second Amendment to Agreement for Services 532-S1311 with C & S Engineers, Inc., to extend the term, with no change in rates or compensation, for one additional year to July 29, 2018, and to include minor administrative revisions, for airport consulting services necessary for Capital Improvement Program work at the Placerville and Georgetown Airports.

**FUNDING:** Federal Aviation Administration Grants (90%) and Accumulated Capital Outlay Fund (10%). (Federal Funds)

14. [16-1087](#) Community Development Services, Department of Transportation, recommending the Board:
- 1) Adopt and authorize the Chair to sign Resolution **117-2017** to accept the Irrevocable Offer of Dedication from Joseph P. Williams, Jr., also shown of record as Joseph P. Williams, Trustee of the Williams Family Living Trust dated September 19, 1991, for road right of way, public utilities easement, and slope easement, and authorize the Chair to sign the Certificate of Acceptance pertaining to the property identified as Assessors Parcel Number 119-090-17 in El Dorado Hills; and
  - 2) Adopt and authorize the Chair to sign Resolution **118-2017** to accept the facilities and right of way of the following, into the County's maintained mileage system: Hollow Oak Drive, Ore Cart Court, Samuel Way, Whistlers Bend Way, Whiskey Drift Drive, Copper Lantern Court, Salt Wash Way, Spinning Wheel Court, and Cradle Mountain Court.

**FUNDING:** There is no funding associated with adopting these Resolutions.

15. [17-0730](#) Community Development Services, Administration and Finance Division, recommending the Board take the following actions pertaining to the Crack Seal, Joint Seal & Mark Runway, Taxiways, Aprons & T-Hangar Taxilanes; Change Runway End ID Project at the Georgetown Airport, Contract PW 17-31164, CIP 93527:
- 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:** Federal Aviation Administration Grant (90% - Federal) and Accumulated Capital Outlay Fund (10% - Local).



**LAW AND JUSTICE - CONSENT ITEMS**

16. [13-1134](#) District Attorney recommending the Board receive and file the Eleventh Annual Report on Real Estate Fraud for Fiscal Year 2016/17.

**FUNDING:** Real Estate Fraud Prosecution Trust.

17. [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. 7/18/17, Item 29)

**FUNDING:** N/A

18. [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. 7/18/17, Item 30)

**FUNDING:** N/A

**END CONSENT CALENDAR**

**10:00 A.M. TIME ALLOCATION**

19. [17-0779](#) Chief Administrative Office recommending the Board receive a presentation by Laurel Brent-Bumb, Chief Executive Officer of the El Dorado County Chamber of Commerce, Kathleen Dodge of the Film Commission, and Jody Franklin of the Visitors Authority on activities completed for Fiscal Year 2016/17 under the Economic Development Opportunity Grant Program. (Est. Time: 1 Hr.)

**FUNDING:** N/A

**11:00 A.M. TIME ALLOCATION**

20. [17-0805](#) Supervisor Veerkamp recommending the Board approve and authorize the Chair's signature on a Proclamation to recognize the 70th Anniversary of Placerville Elks Lodge 1712. (Est. Time: 5 Min.)
21. [11-0699](#) Supervisor Frentzen recommending the Board receive and file a presentation by Ed Manansala, Ed.D., County Superintendent of Schools, El Dorado County Office of Education, providing an update to the Board on the state of education in the County of El Dorado. (Est. Time: 15 Min.)
22. [17-0791](#) Supervisor Ranalli recommending Board:
- 1) Receive presentation provided by Eldorado National Forest Supervisor Laurence Crabtree on the history of the El Dorado County Resource Advisory Committee; and,
  - 2) Receive presentation provided by Eldorado National Forest Supervisor Laurence Crabtree recognizing the accomplishments of the first El Dorado County Resource Advisory Committee, representing diverse interest groups, for their six years of service; and,
  - 3) Authorize chair to sign Proclamation on behalf of Board of Supervisors recognizing the accomplishments of the El Dorado County Resource Advisory Committee. (Est. Time: 20 Min.)

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

23. [17-0810](#) Chief Administrative Officer recommending the Board appoint Roger Trout to the position of Director of Planning & Building effective at step 5 of the salary range (annual salary of \$150,675) effective immediately. (Est. Time: 5 Min.)
24. [17-0764](#) Chief Administrative Office recommending the Board approve minor revisions to Board of Supervisors Policy A-5, Grant Endorsements for Non-County Agencies, to allow endorsement of non-county grant applications by county Department Heads rather than the Board of Supervisors, in specific situations, and to update the format of the policy (Est. Time: 5 Min.)

**FUNDING:** N/A

25. [17-0723](#) Library Department recommending the Board adopt and authorize the Chair to sign Resolution **115-2017** establishing parking regulations for the El Dorado Hills Library parking lot (Est. Time: 20 Min.)

**FUNDING:** N/A

26. [17-0767](#) Chief Administrative Office recommending the Board of Supervisors consider the following:
- 1) Receive and file the Initial Draft Response to the 2016-2017 Grand Jury Final Reports #16-001 and #16-013 regarding inspections of the Placerville and South Lake Tahoe Jails; and
  - 2) Provide direction to staff regarding any changes to include with the Final Response for these two reports. (Est. Time: 15 Min.)

**FUNDING:** N/A

**2:00 P.M. TIME ALLOCATION**

**(SEE NEXT PAGE)**

27. [15-1470](#)

HEARING - To consider the Planning Commission's recommendation on the Piedmont Oak Estates Project (Rezone Z12-0010/Planned Development PD12-0002/Tentative Subdivision Map TM12-1510) on property identified by Assessor's Parcel Numbers 051-550-40, 051-550-58, 051-550-48, and 051-550-51, consisting of 25.86 acres, in the Diamond Springs area, submitted by Jim Davies and Terri Chang; and recommending the Board take the following actions:

- 1) Adopt the Mitigated Negative Declaration based on the Revised Initial Study prepared by staff (Attachment 4E);
- 2) Adopt the Mitigation Monitoring Reporting Program in accordance with California Environmental Quality Act Guidelines Section 15074(d), incorporated as Conditions of Approval (Attachment 5C);
- 3) Approve Z12-0010 rezoning portions of the following, based on the Findings presented (Attachment 5B):
  - a) Assessor's Parcel Number 051-550-58: Approximately 5.05 acres of Single Unit Residential-Planned Development to Open Space-Planned Development; and approximately 0.24 acre of Single Unit Residential-Planned Development to Community Commercial-Planned Development;
  - b) Assessor's Parcel Number 051-550-40: Approximately 1.44 acres of Single Unit Residential-Planned Development to Open Space-Planned Development;
  - c) Assessor's Parcel Number 051-550-48: Approximately 0.57 acre of Single Unit Residential-Planned Development to Open Space-Planned Development; and
  - d) Assessor's Parcel Number 051-550-51: Approximately 1.22 acres of Single Unit Residential-Planned Development to Open Space-Planned Development;
- 4) Approve Planned Development PD12-0002 establishing the official Development Plan for Piedmont Oak Estates Subdivision based on the Findings (Attachment 5B) and subject to the Conditions of Approval (Attachment 5C);
- 5) Approve Tentative Subdivision Map TM12-1510 consisting of 75 residential lots (20 custom and 55 clustered), one lift station lot, one road lot, 12 private access lots, six open space lots, one commercial lot, and seven remainder lots, based on the Findings (Attachment 5B) and subject to the Conditions of Approval (Attachment 5C);
- 6) Approve the Design Waiver for the construction of sidewalks on both sides of the road with reduced widths from 8-foot to 6-foot (along Commercial area frontage) and 6-foot to 4-foot (along residential subdivision); and
- 7) Adopt Ordinance **5055** for said rezone (Attachment 5A).  
(Supervisory District 3)

**Addendum: The project applicant is requesting this item be continued to the regular meeting of August 29, 2017.**

**ITEMS TO/FROM SUPERVISORS**

**CAO UPDATE**

**ADJOURNMENT**

**CLOSED SESSION**

28. [17-0735](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Director of Environmental Management. (Est. Time: 15 minutes)
29. [17-0736](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Director of Planning & Building. (Est. Time: 15 minutes)
30. [17-0706](#) **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. 7/18/17 Item 53)
31. [17-0814](#) **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)

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.

Digital Recordings of regular, Tuesday Board of Supervisors meeting are BROADCAST ON CABLE TV as follows:

West Slope - Comcast - Channel 15, Wednesday at 1:00 P.M. (day after Tuesday meeting) and Tuesday at 7:00 A.M. (One week after previous Tuesday Meeting)



**ANNOUNCEMENTS**

**The next regular meeting of the Board of Supervisors is scheduled for Tuesday, August 8, 2017.**

**ADDENDUM**

Text was added to Item 27 - Applicant requesting continuance.

**CONSENT CALENDAR**

32. [17-0812](#) County Counsel recommending the Board authorize the Chair to sign the Indemnity, Hold Harmless, Estoppel, and Defense Agreement between El Dorado County and Joe Harn, individually and as the Auditor-Controller of the County of El Dorado relating to the transfer of park and recreation development impact mitigation fees in the amount of \$1,738,070.04 to the El Dorado Hills Community Services District.

**FUNDING:** General Fund.

33. [17-0817](#) County Counsel recommending the Board authorize the Chair to sign Amendment 1 to the Agreement for Legal Services #427-S1711 between El Dorado County, Robert G. Holderness and Donahue Davies, with a retroactive effective date of July 18, 2017 and with no increase to the rate of compensation or the not-to-exceed amount of the original contract, to increase the scope of services of the original Agreement to include matters related to the Mitigation Fee Act during the pendency of the Austin v. County of El Dorado et al. litigation.

**FUNDING:** General Fund.

34. [17-0829](#) County Counsel recommending the Board order the Auditor-Controller to process a journal entry transferring the amount of \$1,738,070.04 from the El Dorado Hills Community Services District Development Impact Mitigation Fee Account (8963117) to the operating account designated by the District.

**FUNDING:**

El Dorado Hills Community Services District Development Impact Mitigation Fees.

**DEPARTMENT MATTERS****35. [17-0832](#)**

Chief Administrative Office recommending the Board consider the following:

- 1) Order the Auditor-Controller to disburse \$95,000 from the Georgetown Divide Recreation District ("District") Parks and Recreation Impact Mitigation Fee account to the District, or to a District account as designated by the District, to complete the purchase of land adjacent to Greenwood Park for the purpose of expanding park facilities; and
- 2) Receive and file the District's annual report on the Parks and Recreation Impact fee that was established by Resolution No. 236-2009.

**FUNDING:** Georgetown Divide Recreation District Development Impact Mitigation Fees.

**36. [17-0833](#)**

Chief Administrative Officer recommending the Board appoint Rafael Martinez to the position of Director of Transportation at step 3 of the salary range (annual salary of \$140,712) effective August 19, 2017.

37. [17-0300](#)

Community Development Services, Department of Transportation, recommending the Board consider the following regarding emergency road repair projects in the Tahoe Basin, for the Tahoe Road Repair (FEMA) Project, the Tahoe Road Repair (Local) Project, the Evelyn Road Culvert and Road Repair Project, and the Fallen Leaf/Tahoe Mountain Road Storm Damage Project:

- 1) Delegate to the Chief Administrative Officer, in conjunction with the Director of Transportation or designee, the ability to:
  - a) Approve and adopt the Plans and Contract Documents and sign the Plans, subject to County Counsel approval;
  - b) Authorize advertisement for bids;
  - c) Award the Construction Contract to the lowest responsive, responsible bidder, provided that if the bid is not to be awarded to the lowest bidder, the Director of Transportation must come back to the Board for a determination of responsiveness and/or responsibility;
  - d) Approve and sign the Construction Contract, subject to final review and approval by County Counsel and Risk Management, and subject to the Board ratifying any Contracts when it is asked to review the Emergency Proclamation every fourteen days; and
  - e) Authorize the Director of Transportation or designee, 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;
- 2) Authorize a 10-day advertisement for construction bids; and
- 3) Pursuant to Public Contract Code Section 22050, find that the Projects will not permit a delay resulting from a typical competitive solicitation for bids, and that the implementation of these Projects is necessary to respond to the January 2017 storm damage emergency. (4/5 vote required)

**FUNDING:** For the Tahoe Road Repair (FEMA) Project, the Evelyn Road Culvert and Road Repair Project, and the Fallen Leaf/Tahoe Mountain Road Storm Damage Project, funding is Local Discretionary Funds (100% Local) and Road Fund (100% - Local), with the potential for reimbursement from the Federal Emergency Management Agency (75% - Federal) and the California Disaster Assistance Act (18.75% - State). For the Tahoe Road Repair (Local) Project, funding is Local Discretionary Funds (100% Local) and Road Fund (100% - Local).

**CLOSED SESSION**

38. [17-0678](#) **Pursuant to Government Code Section 54957- Public Employee Appointment.** Title: Director of Transportation. (Est. Time: 5 Min.)
39. [17-0682](#) **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:** County Negotiator: Chief Administrative Officer or designee. Unrepresented Employee: Director of Transportation. (Est. Time: 5 Min.)
40. [17-0771](#) **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.)