



County of El Dorado

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Minutes - Final Board of Supervisors

Norma Santiago, Chair, District V
Brian K. Veerkamp, First Vice Chair, District III
Ron Mikulaco, Second Vice Chair, District I
Shiva Frentzen, District II
Ron Briggs, District IV

James S. Mitrisin, Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer
Robyn Drivon, County Counsel

Tuesday, September 30, 2014

8:00 AM

Board of Supervisors Meeting Room

Vision Statement

"El Dorado County will remain the leader in supporting our safe, healthy, and vibrant communities, wisely managing our natural resources, and preserving our local heritage."

BOARD MEETING ROOM EQUIPPED WITH AN AUDIO INDUCTION LOOP ASSISTIVE LISTENING SYSTEM.

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Public Testimony will be received on each agenda item listed under Department Matters as it is called. Principal party on each side of an issue (where applicable) 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. 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. The Board reserves the right to waive said rules by a majority vote.

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 the foyer of 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.

8:05 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSIONS

Present: 5 - Supervisor Briggs, Supervisor Santiago, Supervisor Mikulaco, Supervisor Veerkamp and Supervisor Frentzen

9:03 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS

Present: 5 - Supervisor Briggs, Supervisor Santiago, Supervisor Mikulaco, Supervisor Veerkamp and Supervisor Frentzen

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Supervisor Santiago gave the Invocation.
Supervisor Santiago led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: J. Harn

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

- 1) Supervisor Frentzen and Supervisor Mikulaco registered a No vote for item 3.
- 2) Pull item 14.
- 3) Move item 24 to a 10:00 A.M. Time Allocation.
- 4) Items 23 and 27 are to be heard together.

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Frentzen

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 with one single vote. A Board member may request an item be removed from the Consent Calendar for discussion and possible action, and the item will be moved from Consent and heard as a separate item with Department Matters. Any member of the public may ask to address an item on the Consent Calendar prior to Board action.

14-1356 OPEN FORUM

Public Comment: K. Payne, R. Pimentell, M. Lane

14-1352 CAO UPDATE (See Attachment)

CONSENT CALENDAR

1. **14-1319** Clerk of the Board recommending the Board approve the Minutes from the regular meeting of the Board of Supervisors on September 23, 2014.

This matter was Approved on the Consent Calendar.

2. **14-1294** Auditor-Controller recommending the Board adopt Resolution **158-2014** authorizing the transfer of unclaimed and stale-dated property tax refunds to the County General Fund.

Resolution 158-2014 was Adopted upon Approval of the Consent Calendar.

3. **14-0219** Chief Administrative Office recommending the Board adopt Resolution **161-2014** adopting the County Budget and Budgets for Board Governed Special Districts for Fiscal Year 2014/15.

Resolution 161-2014 was Adopted upon Approval of the Consent Calendar.

Yes: 3 - Briggs, Santiago and Veerkamp

Noes: 2 - Mikulaco and Frentzen

4. **14-1341** Acting as the Board of Directors of the El Dorado County Public Housing Authority, the Chief Administrative Office recommending the Board adopt Resolution **163-2014** adopting the Fiscal Year 2014/15 Budget for El Dorado County Public Housing Authority.

Resolution 163-2014 was Adopted upon Approval of the Consent Calendar.

5. **14-1340** Acting as the Board of Directors of the El Dorado County In-Home Supportive Services Public Authority, the Chief Administrative Office recommending the Board adopt Resolution **162-2014** adopting Fiscal Year 2014/15 Budget for El Dorado County In-Home Supportive Services Public Authority.

Resolution 162-2014 was Adopted upon Approval of the Consent Calendar.

6. **14-1270** 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.

This matter was Approved on the Consent Calendar.

7. **14-1197** Community Development Agency, Transportation Division, recommending the Board consider the following:
1) Accept as complete the Community Facilities District 1992-1 project entitled Sienna Ridge Drive (Sta. 1+03.13 to 13+50.00) and Signalization Improvements; and
2) Adopt Resolution **160-2014** accepting said improvements into the El Dorado County Maintained Mileage System as Sienna Ridge Road.

FUNDING: El Dorado Hills Community Facilities District (CFD 1992-1).

This matter was Approved and Resolution 160-2014 was Adopted upon Approval of the Consent Calendar.

8. **14-0056** Community Development Agency, Transportation Division, recommending the Board approve and authorize the Chair to sign the retroactive Agreement CTA 14 010 (and Contractor Certification CCC-307) with the California Tahoe Conservancy for the term July 1, 2014 through June 30, 2015 to allow for \$9,987 be allocated to Transportation Division soil erosion control projects in the South Lake Tahoe region.

FUNDING: California Tahoe Conservancy.

This matter was Approved on the Consent Calendar.

9. **12-0581** Community Development Agency, Transportation Division, recommending the Board approve and authorize the Chair to sign Amendment 1 to Grant Agreement CTA 12 010 with the California Tahoe Conservancy for the Golden Bear Erosion Control Project (CIP No. 95176) to extend the project into an adjoining area.

FUNDING: California Tahoe Conservancy.

This matter was Approved on the Consent Calendar.

10. **13-0017** Community Development Agency, Transportation Division, recommending the Board approve and authorize the Chair to sign Amendment 1 to Grant Agreement CTA 12 008 with the California Tahoe Conservancy for the Forest View Water Quality Project (CIP No. 95195) to extend the project into an adjoining area.

FUNDING: California Tahoe Conservancy.

This matter was Approved on the Consent Calendar.

- 11. 14-1234** Elections Department recommending the Board ratify the Purchasing Agent's signature on Agreement No. 041-S1410, and to approve the continuation of the following perpetual agreement with Data Information Management Systems, LLC, which is retroactive to August 1, 2014, for a term of one year beginning August 1, 2014 through July 31, 2015, for the total amount of \$60,993.60 for ongoing Software License and Maintenance Support fees.

This matter was Approved on the Consent Calendar.

- 12. 09-0176** Health and Human Services Agency recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign Amendment IV to Agreement for Services 278-S0110 with Medical Priority Consultants, Inc., dba Priority Dispatch Corporation, which provides support services for two emergency medical service dispatch products, with a term that began April 1, 2000 and continues in perpetuity with an increase in the maximum contractual obligation in Fiscal Year 2014/15 to \$13,283.48 which includes the cost of upgrading outdated software; and an annual maximum contractual amount of \$9,578 for software maintenance and support services effective Fiscal Year 2015/2016; and
 - 2) Authorize the Chair to execute further amendments to Agreement for Services 278-S0110, which do not affect the maximum dollar amount or term of the Agreement, and contingent upon approval by County Counsel and Risk Management.

FUNDING: The amount paid by County is recovered from CSA No. 3 and CSA No. 7.

This matter was Approved on the Consent Calendar.

- 13. 14-1313** Health and Human Services Agency recommending the Board approve and authorize the Director to sign a letter supporting the El Dorado County Community Health Center's application to the U.S. Health Resources and Services Administration for 2015 Health Center New Access Point grant funding.

This matter was Approved on the Consent Calendar.

- 14. 12-1211** Chief Administrative Office, Procurement and Contracts Division, on behalf of Human Resources recommending the Board authorize the Purchasing Agent to sign Amendment II to Agreement No. 220-S1311 with Liebert Cassidy Whitmore to extend the Agreement for one year through September 30, 2015 and increase the not to exceed amount by \$30,000 for a total of \$330,000 for the provision of employment relations consulting services.

FUNDING: General Fund.

Public Comment: J. Harn, J. Copeland

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

Yes: 4 - Briggs, Santiago, Veerkamp and Frentzen

Noes: 1 - Mikulaco

- 15. 14-1152** Library Department recommending the Board consider the following:
- 1) Accept funding totaling \$14,700 from the California State Library for the purchase of equipment and supplies to establish a community garden and to develop Makerspace kits for students and teens;
 - 2) Authorize the Chair to sign the Financial Claims and Grant Award Certifications requesting grant funding; and
 - 3) Authorize the Chair to sign a budget transfer increasing revenues and appropriations by \$14,700 as a result of the acceptance of this funding. (4/5 vote required)

FUNDING: Library Services and Technology Act Funding administered by the California State Library.

This matter was Approved on the Consent Calendar.

- 16. 14-1260** Chief Administrative Office and Probation Department recommending the Board approve and authorize the Chair to sign Lease Agreement No. 611-L1311 Amendment I, with Durock Road, LLC to correct the Lessor address and modify lease by adding Area #3 (Storage space). "Storage Area 3- \$200 per month, effective April 1, 2014 and shall not increase for the duration of the lease."

FUNDING: General Fund and AB 109.

This matter was Approved on the Consent Calendar.

- 17. 13-1436** Public Defender recommending the Board approve and authorize the Purchasing Agent to sign Amendment III to Agreement for Services No. 627-S1310 with Mother Lode Investigations to provide investigative services extending the term three (3) months through December 31, 2014, increasing the not to exceed amount by \$27,000 for a total of \$162,800 in order to allow the Public Defender to finish recruiting for the Investigations Unit (Refer Item #42, File ID 13-1436).

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

- 18. 13-1477** Public Defender recommending the Board approve and authorize the Purchasing Agent to sign Amendment III to Agreement for Services No. 627-S1310 with Chinatown Investigations to provide investigative services extending the term three (3) months through December 31, 2014, increasing the not to exceed amount by \$25,000 for a total of \$150,480 in order to allow the Public Defender to finish recruiting for the Investigations Unit (Refer Item 43, File ID 13-1477).

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

- 19. 11-1083** Recorder/Clerk recommending the Board approve and authorize the Chair to sign Amendment IX to Memorandum of Understanding No. 384-M0610 with the California Department of Justice in the amount of \$1,066.28 for Fiscal Year 2014/15 for continued Electronic Recording Delivery System (ERDS) services.

FUNDING: ERDS Special Revenue Fund.

This matter was Approved on the Consent Calendar.

- 20. 14-1285** Sheriff's Office recommending that the Board authorize and accept with thanks a donation of a water purification trailer from Raley's for the Sheriff's Office of Emergency Services use and authorize the Sheriff to sign the Memorandum of Understanding with Raley's.

FUNDING: Donation.

This matter was Approved on the Consent Calendar.

21. 14-1265

Surveyor's Office recommending the Board adopt Resolution of Vacation **159-2014** for Abandonment of Easement No. 2014-008 to abandon a portion of the public utility and drainage easements created on Lot 3 of "VILLAGE "I", LOT C," recorded at Book I of Subdivisions at Page 79. Said portions are on the parcel of land identified as Assessor's Parcel Number 123-201-19. Abandonment is requested by Ronald Jack McNabb and Joann Carroll McNabb Trustees of Ronald Jack McNabb and Joann Carroll McNabb 1987 Trust U/A/D August 21, 1987.

Resolution 159-2014 was Adopted upon Approval of the Consent Calendar.

END CONSENT CALENDAR

10:00 A.M. - TIME ALLOCATION

- 22. 14-1335** Supervisor Santiago recommending the Board:
1) Approve Chair's signature on Proclamation honoring the retirement of Larry Kinnings after 30 years of public service with the County of El Dorado; and
2) Read and present Proclamation to Mr. Kinnings.

Public Comment: K. Payne, M. Ranalli, B. Carry

Supervisor Santiago read the Proclamation.

A motion was made by Supervisor Santiago, seconded by Supervisor Briggs to Approve this matter.

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Frentzen

- 23. 13-1265** Supervisor Briggs recommending the Board receive a presentation by the El Dorado County Fire Safe Council to provide the Board of Supervisors and members of the public with an update on the Council's programs, partnerships, accomplishments and to discuss the Council's short and long-range goals.

Public Comment: K. Payne, S. Bush, T. Colton, M. Ranalli, M. Egbert, M. Lane

Items 23 and 27 were heard together.

Received and Filed.

DEPARTMENT MATTERS

- 24. 14-1299** El Dorado County Sheriff's Office of Emergency Services recommending the Board find that a state of emergency continues to exist in El Dorado County as a result of the extreme wildland fire known as the King Fire. (Cont. 9/23/14, Item 26)

Public Comment: M. Lane

Item 24 was moved to a 10:00 A.M. Time Allocation.

Received and Filed.

- 25. 14-1339** Chief Administrative Office recommending the Board establish an Ad Hoc Budget Committee consisting of two Board members, Auditor Controller, Department Head-Law & Justice, Chief Administrative Officer, Chief Budget Officer and Director of Health and Human Services Agency.

Public Comment: K. Weiland, L. Weitzman

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

- 1) Appoint Supervisor Frentzen and Supervisor Veerkamp as the two Board members; and**
- 2) Establish the following as membership to the Ad Hoc Budget Committee:**
 - a) Auditor/Controller;**
 - b) Chief Administrative Officer;**
 - c) Chief Budget Officer;**
 - d) Director of the Health and Human Services Agency;**
 - e) Director of the Community Development Agency;**
 - f) Human Resources Director;**
 - g) Sheriff's Department Chief Fiscal Officer (Representing Law & Justice);**
 - h) Labor Representative (Local 1); and**
 - i) 1 to 2 members of the public to be determined by the Committee (via the normal committee application process).**

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Frentzen

- 26. 10-1057** Chief Administrative Office, Economic Development Division, recommending the Board approve and authorize the Chair to sign Amendments to the following Promotions Contracts, extending the terms and increasing the funding amounts:
- 1) Agreement No. 526-F1211, Amendment II - American River Music, Inc. \$47,776.26;
 - 2) Agreement No. 305-F1111, Amendment III - El Dorado Arts Council \$152,196.70;
 - 3) Agreement No. 245-F1111, Amendment III - El Dorado County Chamber of Commerce, Visitors Authority \$254,380.44;
 - 4) Agreement No. 247-F1111, Amendment IV - El Dorado Hills Chamber of Commerce \$141,438.09;
 - 5) Agreement No. 246-F1111, Amendment V - El Dorado County Chamber of Commerce, El Dorado Lake Tahoe Film and Media Office \$155,050.16; and
 - 6) Agreement No. 527-F1211, Amendment III - Lake Tahoe South Shore Chamber of Commerce \$92,708.59.

FUNDING: General Fund/Transient Occupancy Tax (TOT).

Public Comment: L. Weitzman, K. Payne, L. Parlin

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

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Frentzen

27. 13-1542 Chief Administrative Office recommending the Board approve and authorize the Chair to sign Amendment IV to Agreement for Services 228-F1111 with the El Dorado County Fire Safe Council, providing \$68,347 in Title III funding for fire prevention and planning services as described in Title III of Public Law 110-343, and extending the term to June 30, 2016.

Public Comment: K. Payne, S. Bush, T. Colton, M. Ranalli, M. (?), M. Lane

Items 23 and 27 were heard together.

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

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Frentzen

28. 14-0245 Community Development Agency, Long Range Planning Division, recommending the Board consider the following:
1) Make findings that it is more feasible and economical to engage an outside consultant to provide staff assistance in developing the Major Five-Year Update to the Capital Improvement Program (CIP) and Traffic Impact Mitigation (TIM) Fee program; and
2) Approve and authorize the Chair to sign Agreement No. 214-S1511 with Kittelson and Associates, Inc. for a three (3) year term in an amount not to exceed \$599,205. The agreement will provide staff assistance in developing the Major Five-Year Update to the CIP and TIM Fee program, contingent upon approval by County Counsel and Risk Management. (Est. Time: 30 Min.)

FUNDING: TIM Fee Program and the Road Fund.

Public Comment: J. Harn, L. Weitzman, B. Carlson, K. Payne

A motion was made by Supervisor Veerkamp, seconded by Supervisor Santiago to Approve this matter with the following changes:

- 1) Direct staff to reduce the project contingency to \$25,000;**
- 2) Remove Task 1.3 Public Outreach from "Exhibit C Cost Proposal" and direct staff to return within 45 days with a specific plan for public outreach and break down Task 1.3 into sub tasks; and**
- 3) Remove Flint Strategies as a sub consultant.**

Yes: 3 - Briggs, Santiago and Veerkamp

Noes: 2 - Mikulaco and Frentzen

29. 14-0930

Health and Human Services Agency, Mental Health Division, recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign Agreement for Services 086-S1511 with Progress House, Inc. for the provision of outpatient, residential and transitional living alcohol and drug treatment services with a term commencing upon execution by both parties through June 30, 2016 and a maximum contractual obligation of \$1,550,000;
- 2) Authorize the Purchasing Agent, or their designee, to execute further documents relating to Agreement for Services 086-S1511 including amendments that do not increase the maximum dollar amount or the term of the Agreement and contingent upon approval by County Counsel and Risk Management; and
- 3) Authorize the Director or their designee to terminate the Agreement without cause pursuant to the Article in said Agreement titled, "Default, Termination and Cancellation." (Cont. 9/16/14, Item 15)

FUNDING: State and Federal Funding.

Public Comment: M. Ranalli, B. Kite, B. Vermilyea, B. Messer, P. Boyer

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

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Frentzen

30. 14-1334

Risk Management recommending the Board take the following actions regarding Health Plan Rates and Benefit Contracts for the 2015 Plan Year:

- 1) Approve the recommended changes to the County's health and benefit plan programs as outlined in the attached staff report (Attachment A);
- 2) Approve the proposed health plan rates for the coverage period of January 1, 2015 through December 31, 2015 based on the cost sharing of health premiums in the current Memoranda of Understanding with all bargaining units, the Salary and Benefits Resolution for unrepresented employees and the Retiree Health Benefits Contribution Plan (Attachment B);
- 3) Authorize Kim Kerr, Assistant Chief Administrative Officer, or her designee, to sign health benefit and other benefit program contracts subject to approval by County Counsel;
- 4) Authorize the option for employees with Flexible Spending Accounts to carry over up to \$500 to the next plan year, beginning with the 2015 plan year, as allowed by Internal Revenue Service rules regarding Flexible Spending Account plans; and
- 5) Authorize an option for new employees to select health insurance coverage to begin first month following their date of enrollment in a health plan, provided the coverage date is within 60 days of the employee's hire date.

FUNDING: Internal Service Fund - Risk Management Health Fund.

Bill Snodgrass, representing county retirees, gave a presentation regarding the Medicare Supplement Plan Option.

A motion was made by Supervisor Veerkamp, seconded by Supervisor Mikulaco to Approve this matter with a modification to action item 3 to authorize the Chief Administrative Officer, or designee, to sign health benefit and other benefit program contracts subject to approval by County Counsel.

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Frentzen

2:00 P.M. - TIME ALLOCATION

- 31. 14-1336** Supervisor Veerkamp recommending the Board receive a presentation from the Transitional Housing Task Force regarding the completion of Phase 1 of the Theory of Change process to address homelessness in El Dorado County.

Public Comment: J. Weiss, L.English, A. van Dam, D. Vanderkar

Received and Filed.

ITEMS TO/FROM SUPERVISORS

Supervisor Briggs recommends scheduling a recap by staff for the Board regarding the King Fire.

Supervisor Santiago attended the Tahoe Regional Planning Agency (TRPA) governing Board meeting referencing the Best of the Basin awards, of which the county was recognized.
Heavenly Ski Resort approached the Forest Service regarding how their facility may be used during the summer months.

ADJOURNED AT 5:45 P.M.

CLOSED SESSION

32. 14-1255 Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator: County Negotiator: Director of Human Resources and/or designee, and Jack Hughes of Liebert, Cassidy, Whitmore. Employee Organization: Operating Engineers Local No. 3 representing employees in the Corrections Bargaining Unit; Deputy Sheriffs Association representing employees in the Law Enforcement Unit; and El Dorado County Law Enforcement Managers Association. (Est. Time: 15 Min.)

No Action Reported. This matter was Continued. All five Supervisors participated.

33. 14-1337 Pursuant to Government Code Section 54957- Public Employee Performance Evaluation. Title: Air Pollution Control Officer. (Est. Time: 20 Min.)

No Action Reported. All five Supervisors participated.

34. 14-1338 Pursuant to Government Code Section 54957- Public Employee Appointment. Title: Director of Child Support Services. (Est. Time: 20 Min.)

All five Supervisors participated. By a 5-0 vote, the Board of Supervisors appointed Don Semon as the Director of Child Support Services. He will start on November 3, 2014 at Step 3 of the Salary Range.