



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, October 20, 2020

8:00 AM

<https://zoom.us/j/92364506096>

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

ADDENDUM

Items 37 and 38 are hereby added to the Consent Calendar.

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 923 6450 6096.

To observe the live stream of the Board of Supervisors meeting go to <https://zoom.us/j/92364506096>.

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.

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 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**

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.

8:00 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSION

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

9:04 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS

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

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Supervisor Hidahl gave the Invocation.
Supervisor Novasel led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: K. Greenwood

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

Pull items 3, 5, 6 and 17 for discussion.

Continue item 7 to November 10, 2020.

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: Ruth, C. McDonald, M. Lane, K. Greenwood, J. Gainsborough, B. Allen,

20-1439 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. **20-1387** Clerk of the Board recommending the Board Approve the Minutes from the regular meeting of October 13, 2020.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

2. **20-1382** Chief Administrative Office recommending the Board review and Accept the Fiscal Year 2021-2022 Master Budget Calendar.

This matter was Approved on the Consent Calendar.

3. **20-1364** Clerk of the Board recommending the Board adopt and authorize the Chair to sign Resolution **160-2020** establishing the 2021 regular meeting calendar of the Board of Supervisors.

A motion was made by Supervisor Novasel, seconded by Supervisor Parlin to Adopt Resolution 160-2020 with a change to Exhibit A to change the Department Budget Briefing date from February 16, 2021 to February 8, 2021.

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

4. **20-1341** Clerk of the Board, based upon the recommendation of the In-Home Supportive Services (IHSS) Advisory Committee, recommending the Board make the following appointments to the IHSS Advisory Committee: 1) Appoint Linnea Marengo, Consumer Representative (Vacant), Term Expiration 10/20/2022; and 2) Appoint Gerald Lillpop, Community Member (Vacant), Term Expiration 10/20/2022.

This matter was Approved on the Consent Calendar.

5. **20-1287** County Counsel recommending the Board authorize the Chair to Execute Amendment 2 to Agreement for Legal Services Between El Dorado County and Abbott & Kindermann, Inc., Agreement 552-S1711 (Sheetz litigation) that amends Section 2, Compensation to increase the not to exceed amount from \$125,000 to \$225,000.

FUNDING: Risk Fund.

Public Comment: K. Payne, K. Greenwood

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

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

6. 20-1325

Human Resources Department recommending the Board:

- 1) Approve and adopt the new County-wide class specification: Fiscal Manager;
- 2) Approve and adopt the revised County-wide class specification: Administrative Analyst I/II;
- 3) Adopt and authorize the Chair to sign Resolution **159-2020** to:
 - a) Approve the JCN, bargaining unit, and salary range for the new classification of Fiscal Manager; and
 - b) Approve the allocation changes as listed herein. In accordance with Personnel Rule 507.1, the competitive recruitment and selection processes for the lateral and upward reclassifications being waived by the Director of Human Resources at the request of the respective appointing authorities.

FUNDING: Various - Road Fund, General Fund, Permits and Fees, Federal Funds, State Funds, Local Funds.

Public Comment: K. Payne

A motion was made by Supervisor Novasel, seconded by Supervisor Frentzen to Approve this matter and Adopt Resolution 159-2020,

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

7. 20-1366

Human Resources Department recommending the Board take the following actions regarding Health Plan Programs and Ancillary Employee Benefit Programs for the 2021 Plan Year:

- 1) Approve the initial prefunding of a dedicated Flexible Spending Account (FSA) bank account in the amount of \$3,000 in order to finalize the establishment of the account;
- 2) Approve a secondary prefunding in the amount of 30% 2021 plan year FSA annual election amounts made during Open Enrollment for coverage effective January 1, 2021;
- 3) Direct Auditor-Controller's Office to transfer FSA payroll deductions each of the twenty-four (24) benefit pay periods into the FSA account;
- 4) Approve the deposit of any 2020 plan year FSA forfeiture funds into the FSA bank account as finalized and received by the current FSA administrator, Employee Benefit Specialists, Inc.; and
- 5) Authorize the Director of Human Resources, or designee, to execute administrative health and benefit program plan renewals for services that otherwise fall under existing executed master agreements.

FUNDING: County-wide cost, shared between the County Departments (General Fund and Non-General Fund) and employees.

This matter was Continued to November 10, 2020 upon Approval of the Consent Calendar.

- 8. 20-1350** Human Resources Department and Health and Human Services Agency recommending the Board:
- 1) Approve and adopt the re-established Health and Human Services Agency department-specific class specification: Chief Assistant Director, Health and Human Services Agency;
 - 2) Approve and adopt the revised Human Resources department-specific class specification: Principal Human Resources Analyst;
 - 3) Adopt and authorize the Chair to sign Resolution **162-2020** to:
 - a) Approve the JCN, bargaining unit, and salary range for the re-established classification of Chief Assistant Director, Health and Human Services Agency; and
 - b) Approve the Health and Human Services Agency allocation changes to delete 1.0 FTE Assistant Director of Administration and Finance and add 1.0 FTE Chief Assistant Director, Health and Human Services Agency.

FUNDING: N/A

This matter was Approved and Resolution 162-2020 was Adopted upon Approval of the Consent Calendar.

- 9. 20-1219** Human Resources Department, Risk Management Division, recommending the Board:
- 1) Approve and authorize the Chair to sign Amendment II for the continuation of perpetual agreement 3360 with Sedgwick (formerly known as York Risk Service Group) as the County's third party administrator for Workers' Compensation tail claims, with a total not-to-exceed amount of \$140,264 for the period of November 1, 2020 - October 31, 2021; and
 - 2) Approve the new pricing proposal as submitted by Sedgwick.

FUNDING: Workers' Compensation Fund.

This matter was Approved on the Consent Calendar.

- 10. 20-1375** Supervisor Novasel recommending the Board:
- 1) Find that a public benefit is derived from supporting the Lake Tahoe Bicycle Coalition's efforts to support the Lake Tahoe Bikeways Map; and
 - 2) Approve and authorize the Chief Administrative Officer to sign a funding Agreement, consistent with the County's standard form and upon the approval of County Counsel, with the Lake Tahoe Bicycle Coalition authorizing payment of the \$5,000 community funding contribution in support of these efforts.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

11. 20-1288

Health and Human Services Agency recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign Amendment 1 to Agreement 4922 with Kuldeep Singh Mand DBA Fairbridge Inn Express for the provision of emergency occupancy extending the term through December 31, 2020, with the option to extend the term month-to-month thereafter;
- 2) Find that in accordance with County Ordinance Section 3.13.030 B, the scope of work through this Occupancy Agreement ~~4854~~ 4922 A1 requires specialty skills and qualifications not expressly identified in County classifications; and
- 3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Emergency Occupancy Agreement 4922 A1 including amendments which do not increase the maximum dollar amount or term of the Agreement, and contingent upon approval by County Counsel and Risk Management.

FUNDING: Various State and Federal emergency funding grants including Homeless Emergency Aid Program grant.

This matter was Approved on the Consent Calendar.

12. 20-1285

Health and Human Services Agency recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign Amendment 1 to Emergency Occupancy Agreement 4854 with Kayna Westley, LLC Best Western Stagecoach Inn for the provision of emergency occupancy, allowing a lower daily rental rate, and extending the term through December 31, 2020, with the option to extend the term month-to-month thereafter;
- 2) Find that in accordance with County Ordinance Section 3.13.030 B, the scope of work through this Occupancy Agreement 4854 A1 requires specialty skills and qualifications not expressly identified in County classifications; and
- 3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Emergency Occupancy Agreement 4854 A1 including amendments which do not increase the maximum dollar amount or term of the Agreement, and contingent upon approval by County Counsel and Risk Management.

FUNDING: Various State and Federal emergency funding grants including California Homeless Coordinating and Financing Council.

This matter was Approved on the Consent Calendar.

13. 20-1292

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

- 1) Approve and authorize the Chair to sign Agreement for Services 5115 with Apex Systems, Inc., dba ServPro of Carson City / Douglas County / South Lake Tahoe for the provision of supplemental janitorial services for the HHS Animal Services facility located at 1120 Shakori Drive in South Lake Tahoe, with a one (1) year term effective upon execution, and a maximum obligation of \$46,800;
- 2) Approve and authorize the Chair to sign Agreement for Services 5141 with Apex Systems, Inc., dba ServPro of Carson City / Douglas County / South Lake Tahoe for the provision of supplemental janitorial services for the HHS Behavioral Health Division, located at 1900 Lake Tahoe Boulevard in South Lake Tahoe, with a one (1) year term effective upon execution, and a maximum obligation of \$52,000;
- 3) Make findings in accordance with County Ordinance 3.13.030 that it is appropriate to contract with Apex Systems, Inc., dba ServPro of Carson City / Douglas County / South Lake Tahoe for supplemental janitorial services provided under this Amendment due to the limited timeframes, temporary or occasional nature, or schedule for the project or scope of work, the ongoing aggregate of work to be performed is not sufficient to warrant addition of permanent staff and the nature of the work involves urgent or emergency services; and
- 4) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreements for Services 5115 and 5141, including amendments thereto, which do not increase the maximum dollar amount or term of the Agreement, and contingent upon approval by County Counsel and Risk Management.

FUNDING: Animal Services: City of South Lake Tahoe 54%, 1991 PH Realignment 4%, General Fund 34%, Fees and fines 8%. Behavioral Health: Federal 25%, State 10%, Realignment 30%, Mental Health Services Act 20%, General Fund (via Public Guardian) 15%.

This matter was Approved on the Consent Calendar.

14. 20-1043

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign Amendment I to Agreement for Services 4206 with Progress House, Inc., for the provision of Drug Medi-Cal Organized Delivery System (DMC-ODS) Services, increasing the not to exceed amount by \$500,000 for a new maximum obligation of \$1,768,247, and extending the term six (6) months for a new term which covers the period of April 21, 2020 through June 30, 2021;
- 2) Make findings in accordance with County Ordinance 3.13.030 that it is appropriate to contract with Progress House, Inc. for services provided under this Agreement 4206 because (B) "Specialty skills and qualifications not expressly identified in classifications are involved in the performance of the work;" and
- 3) Authorize the Purchasing Agent, or their designee, to execute further documents relating to Agreement for Services 4206, including amendments which do not increase the maximum dollar amount or term of the Agreement, and contingent upon approval by County Counsel and Risk Management.

FUNDING: Federal Medi-Cal with matched funding from 2011 Behavioral Health Realignment and State General Fund for Residential and Outpatient Intensive Treatment services for the expanded population.

This matter was Approved on the Consent Calendar.

15. 20-1210

Health and Human Services Agency recommending the Board:

- 1) Adopt and authorize the Chair to sign Resolution **156-2020**, which replaces Resolution 061-2016, approved by the Board of Supervisors on April 19, 2016; and
- 2) Approve the use of the "Placement Agency-Foster Family Agency Agreement SOC 154 (7/20)" form, including Addendum "A" and "B", on an "as needed basis to place children who are dependents of the Court into a licensed Foster Family Agency.

FUNDING: Federal and State Realignment funding.

This matter was Approved and Resolution 156-2020 was Adopted upon Approval of the Consent Calendar.

16. 20-1310

Health and Human Services Agency, Public Housing Authority, recommending the Board:

- 1) Accept funding awarded by the United States Department of Housing and Urban Development in the amount of \$10,336 with a one year term, and including a match requirement of \$2,584 that will be met through existing grant funding received by the Housing and Homelessness program;
- 2) Authorize the Director of Health and Human Services Agency to execute the funding agreement, contingent on approval by County Counsel and Risk Management;
- 3) Authorize the Director of Health and Human Services Agency, or the Chief Fiscal Officer, 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, contingent upon County Counsel and Risk Management approval; and
- 4) Approve and authorize the Chair to sign the attached Budget Transfer Request increasing revenue and appropriations by \$10,336 due to an award of Federal funding Grant Number CA1870L9T251900 to the Public Housing Authority. (4/5 vote required)

FUNDING: Federal funding awarded by U.S. Department of Housing and Urban Development in the amount of \$10,336, with a required match contribution of \$2,584.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

- 17. 20-1282** Department of Transportation recommending the Board:
- 1) Approve the \$62,606.76 price decrease on the Fixed Asset List for three (3) loaders bringing the revised budget from \$660,000 to \$597,393.24;
 - 2) Approve the \$741.16 price decrease on the Fixed Asset List for one (1) chipper bringing the revised budget from \$60,000 to \$59,258.84;
 - 3) Approve the \$63,347.92 price increase on the Fixed Asset List for two (2) 6-Wheel Hook Loaders revised budget from \$340,000 to \$403,347.92;
 - 4) Find that the purchase of two (2) 6-Wheel Hook Loaders are exempt from competitive bidding in accordance with Purchasing Ordinance 3.12.160, Section D;
 - 5) Authorize the Purchasing Agent to utilize the State of California competitively bid Contract 1-18-2-20 A-I for the acquisition of two (2) 6-Wheel Hook Loaders for the Department of Transportation, Maintenance and Operations Division; and
 - 6) Authorize the Purchasing Agent to sign a purchase order to the awarded State of California vendor, Riverview International Trucks, LLC of West Sacramento, California in the amount of \$375,899.14 plus applicable delivery, fees and taxes (estimated at \$27,448.78) for a one time purchase for two (2) 6-Wheel Hook Loaders following Board approval.

FUNDING: Road Fund (State).

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

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

- 18. 20-0622** Environmental Management Department recommending the Board approve and authorize the Chair to sign Agreement 4911 with Accela, Inc. for the provision of EnvisionConnect software licensing and support services with a not-to-exceed amount of \$87,221.07 and a term of two (2) years.

FUNDING: Non-General Fund / Permit Fees.

This matter was Approved on the Consent Calendar.

19. 20-1330

Planning and Building Department, Planning Division, submitting for approval the Final Map (TM-F20-0001) for Serrano Village M2, Unit 3, creating a total of 24 residential lots and five miscellaneous lots, on property identified as Assessor's Parcel Numbers 123-650-039 and 123-630-005 located on the south and east side of Western Sierra Way, approximately 400 feet east of the intersection with Biltmore Court within the Serrano Master Planned Community, in the El Dorado Hills area, and recommending the Board:

- 1) Approve the Final Map (TM-F20-0001) for Serrano Village M2, Unit 3 (Attachment F, Exhibit D);
- 2) Approve and authorize the Chair to sign the Agreement to Make Subdivision Improvements (Attachment B);
- 3) Approve and authorize the Chair to sign the Agreement on Conditions for Acceptance of Drainage Easements (Attachment D); and
- 4) Approve and authorize the Chair to sign the Agreement on Conditions for Acceptance of Roads (Attachment E). (Supervisory District 1)

FUNDING: Developer-Funded Subdivision Improvements.

This matter was Approved on the Consent Calendar.

20. 20-1328

Planning and Building Department, Planning Division, submitting for approval the Final Map (TM-F18-0007) for Serrano Village M3, Unit 1, creating a total of 28 residential lots and two miscellaneous lots, on property identified as Assessor's Parcel Number 123-630-007 located east of the current terminus of Greyson Creek Drive within the Serrano Master Planned Community, in the El Dorado Hills area, and recommending the Board:

- 1) Approve the Final Map (TM-F18-0007) for Serrano Village M3, Unit 1 (Attachment F, Exhibit C);
- 2) Approve and authorize the Chair to sign the Agreement to Make Subdivision Improvements (Attachment B);
- 3) Approve and authorize the Chair to sign the Agreement on Conditions for Acceptance of Drainage Easements (Attachment D); and
- 4) Approve and authorize the Chair to sign the Agreement on Conditions for Acceptance of Roads (Attachment E). (Supervisory District 1)

FUNDING: Developer-Funded Subdivision Improvements.

This matter was Approved on the Consent Calendar.

21. 20-1272

Planning and Building Department, Planning Services Division, Current Planning Unit, recommending the Board approve and authorize the Chair to sign the First Amendment to Agreement for Services 3802 with Dudek for on-call land use planning, extending the term of the contract by three years with a revised expiration of June 25, 2025, amending Article XII, Independent Contractor/Liability, and increasing the compensation by \$250,000 for a total not-to-exceed amount of \$400,000.

FUNDING: General Fund / Reimbursed by Developer Funds.

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS**22. 20-1331**

District Attorney recommending the Board consider the following:

- 1) Adopt and authorize the Chair to sign Resolution **157-2020** authorizing the District Attorney to execute a Grant Award Agreement with the California Department of Insurance for the Automobile Insurance Fraud Program for Fiscal Year 2020-2021 in the amount of \$197,697 including any extensions or amendments thereto which would not increase net county costs;
- 2) Adopt and authorize the Chair to sign Resolution **158-2020** authorizing the District Attorney to execute a Grant Award Agreement with the California Department of Insurance for the Workers' Compensation Insurance Fraud Program for Fiscal Year 2020-2021 in the amount of \$446,750 including any extensions or amendments thereof which would not increase net county cost; and
- 3) Approve and authorize the Chair to sign Fiscal Year 2020-2021 budget transfer increasing appropriations and revenue in both the Workers' Compensation Fraud Special Revenue Fund and the District Attorney's Office; and decreasing appropriations and revenue in the Automobile Fraud Special Revenue Fund and the District Attorney's Office. (4/5 vote required)

FUNDING: California Department of Insurance.

This matter was Approved and Resolutions 157-2020 and 158-2020 were Adopted upon Approval of the Consent Calendar.

23. 20-1276

Probation Department recommending the Board consider the following:

Approve and authorize the Chair to sign Transitional Living Lease Agreement 5208 with Tim and Ellen Page for transitional housing for Probation clients, located at 2986 Coloma Street in Placerville, in the total amount of \$27,500, which includes \$20,000 rent and \$7,500 security deposit, to commence November 1, 2020, and terminate on June 30, 2021.

FUNDING: Homeless Emergency Aid Program (HEAP) Grant. (100%).

This matter was Approved on the Consent Calendar.

24. 20-1342

Sheriff's Office recommending that the Board approve and sign a seventh amendment to Agreement 198-L1011 (FENIX 3280) with EDH Waterfront LLC, to amend the Lease Section 3. Payment to update the management company, and to add language allowing the Lessor to change its management company by notifying the County's Contract Administrator in writing in the future without requiring a lease amendment.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

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

- 25. 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. 10/13/2020, Item 15)

FUNDING: N/A

Public Comment: K. Link, R. Ferreria, Ruth, K. Greenwood, J. Gainsborough

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

- 26. 20-1294** Chief Administrative Office, Emergency Medical Services and Emergency Preparedness and Response Division, recommending the Board:
- 1) Authorize the transfer of various Division operations from Special Revenue Funds to the County's General Fund, with full reimbursement from Special Revenue Funds and other funding sources;
 - 2) Authorize the establishment of general ledger accounts as needed for this transfer;
 - 3) Authorize the use of \$50,000 from the General Fund to fund the previously established ambulance billing refund imprest account; and
 - 4) Approve and authorize the Chair to sign two (2) budget transfers reassigning estimated revenue and appropriations to the General Fund and appropriating the operating transfer to reimburse the General Fund for expenses incurred. (4/5 vote required)

FUNDING: CA Dept of Public Health grants, Special taxes, Ambulance fees and miscellaneous Division revenues.

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

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

- 27. 20-1356** Supervisor Veerkamp recommending the Board appoint a delegate to an October 29th conference of North State representatives to discuss the re-opening of California's economy, re-opening of schools, and actions in response to the State of California's threat to withhold entitled funds of the counties. (Cont. 10/13/20, Item 16)

Public Comment: A. Nevis, K. Greenwood

After the main motion was made a substitute motion was made by Supervisor Frentzen, seconded by Supervisor Parlin to assign the Chief Administrative Office as the delegate to participate in the October 29th conference of North State representatives.

Motion Failed.

Yes: 2 - Frentzen and Parlin

Noes: 3 - Veerkamp, Novasel and Hidahl

A motion was made by Supervisor Veerkamp, seconded by Supervisor Hidahl to authorize the Board Chair to assign a delegate to participate in the October 29th conference for North State representatives.

Motion Failed.

Yes: 2 - Veerkamp and Hidahl

Noes: 3 - Frentzen, Novasel and Parlin

10:00 A.M. TIME ALLOCATION (Items will not be heard prior to time stated)

28. 20-1390

Supervisor Veerkamp and Supervisor Frentzen recommending the Board authorize the Chair to sign a proclamation recognizing October 23, 2020 as Deputy Sheriff Brian "Ish" Ishmael Day.

Public Comment: K. Greenwood

Supervisor Veerkamp read the Proclamation.

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

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

11:00 A.M. TIME ALLOCATION (Items will not be heard prior to time stated)**29. 20-1259**

HEARING - Planning and Building Department and County Counsel recommending the Board:

- 1) Adopt and authorize the Chair to sign Resolution **163-2020** which partially decertifies the Final Environmental Impact Report for the General Plan Biological Resources Policy Update only as it relates to the County's determination that focusing on preservation of oak woodland habitat in the Highway 50 corridor was not the best course of action and it was not feasible to focus on preserving the oak woodlands within the Highway 50 corridor;
- 2) Direct staff to bring the decertified portion of the FEIR into compliance with the requirements of the California Environmental Quality Act as set forth in the Court's Tentative Ruling and Ruling Following Post-Trial Briefs in *Rural Communities United v. County of El Dorado*, Superior Court of the County of El Dorado, Case No. PC20170536 and direct staff to augment the administrative record as authorized by CEQA, including the missing reports and studies described in the Court's rulings; and
- 3) Adopt and authorize the Chair to sign Resolution **164-2020** which recertifies the portions of the FEIR that were decertified by the Board's adoption of Resolution 163-2020 pursuant to recommendation 1, above.

FUNDING: General Fund.

Public Comment: K. Greenwood, A. Priest, J. Bauer, T. Walsh

Supervisor Veerkamp opened the public hearing and upon input from the public and staff closed the public hearing.

A motion was made by Supervisor Hidahl, seconded by Supervisor Veerkamp to Approve this matter and Adopt Resolutions 163-2020 and 164-2020. The Board directed staff in coordination with County Counsel to review whether the scope of the writ needs clarification.

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

2:00 P.M. TIME ALLOCATION (Items will not be heard prior to time stated)

30. 20-1262

HEARING - Planning and Building Department, Tahoe Planning and Stormwater Division, submitting for approval to amend recorded Subdivision Map C-56B to reduce an existing Setback Line from 20 feet to 0 (zero) feet, on property identified by Assessor’s Parcel Number 033-424-006 located on the east side of Delaware Street, approximately 2,640 feet north of the intersection with North Upper Truckee Road, in the South Lake Tahoe Area, and recommending the Board of Supervisors take the following actions:

- 1) Find that Parcel Map Amendment P-C20-0001 amending Subdivision Map C-56B to be exempt in accordance with California Environmental Quality Act Section 15305-Minor Alterations in Land use Limitations; and
- 2) Approve Parcel Map Amendment P-C20-0001 amending Subdivision Map C-56B, based on the Findings and subject to the Conditions of Approval as presented. (Supervisory District 5).

FUNDING: Applicant Fees.

Public Comment: L. O’Daly

Supervisor Veerkamp opened the public hearing and upon input from the public and staff closed the public hearing.

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

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

31. 20-1254

Department of Transportation recommending the Board consider the following information pertaining to the Major Update of the Traffic Impact Fee (TIF) Program and the Capital Improvement Program (CIP) and provide direction on the initial project list for the Major Update to the TIF Program.

FUNDING: TIF Program.

Public Comment: K. Payne, J. Short, C. Roberts

The Board provided direction to staff to:

- 1) Pursue Alternate Funding Sources;
- 2) Add a Residential offset for all Zones and consider applying the same offset for Residential and Non-Residential by Zone;
- 3) In coordination with consultants, analyze consolidation of fee structure of Zones as follows:
 - a) Zones 2 and 3 (current configuration);
 - b) Combine Zones 2 and 3, plus combine Zones 1, 4, 5, 6 and 7; and
 - c) Combine all Zones excluding Zone 8.

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

Supervisor Parlin lost internet connection and was unable to participate in Items To/From Supervisors.

Supervisor Hidahl reported on the following:

- Hemp Farm and neighbor visit.
- El Dorado Hills Area Planning meeting.
- Commission on Aging meeting.
- California State Association of Counties Solar Energy Procurement briefing.
- Parks and Recreation meeting.
- Cub Scouts meeting.
- Bridalwood Homeowner's Association meeting with the Director of Transportation.
- Tax Payer's Association meeting.
- Wally Richardson's drive-by birthday celebration.
- California State Association of Counties Rural Caucus meeting.
- One on One with Chief Administrative Officer.
- Fire Insurance Commissioner meeting.

Supervisor Frentzen reported on the following:

- Constituent meetings.
- Water Agency meeting.
- Hemp Farm visits.

Supervisor Novasel reported on the following:

- Constituent meetings.
- Tahoe Economic Recovery summit.
- Tahoe Regional Planning Agency.

Supervisor Veerkamp reported on the following:

- Water Agency meeting.
- SOFAR meeting.
- CalTrans meeting.
- Sacramento Area Council of Governments monthly meeting.
- CCI grant meeting.
- Hemp Farm visit.
- Meeting with Chief Administrative Officer and Director of Environmental Management.

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

Don Ashton, Chief Administrative Officer, reported on the following:

- No additional information on the Broadband grant.
- November 10, 2020 next Board meeting.
- Pioneer Community Choice Aggregate.

ADJOURNED AT 4:38 P.M.

CLOSED SESSION

- 32. 20-1268 Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator:** Instructions to its negotiator regarding the real property described as: Properties:
1) 515 Main Street, Placerville, CA (APN 002-151-02-100; APN 002-151-18-100); and
2) 525 Main Street, Placerville, CA (APN 002-151-03-100). County Negotiator: Don Ashton, Chief Administrative Officer, successor or designee. Negotiating Parties: City Manager for City of Placerville, successor or designee; Jill G. Kearney, President, El Dorado County Historical Society, successor or designee. Under Negotiation: Price and terms of payment for sale or lease. (Est. Time: 10 Min.)

Public Comment: Ruth, K. Payne, M.Rodriguez, R. Mason, S. Taylor, B. Allen

By a 5-0 vote, all five Supervisors participated, the Board voted to accept the proposal submitted by the El Dorado County Historical Society to acquire the property located at 515 and 525 Main Street, Placerville. The Board directed staff to negotiate with the Historical Society concerning the final terms and conditions of the purchase and sale agreement which will return to the Board in Open Session at a later date.

- 33. 20-1380 Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator:** Project: Diamond Springs Parkway Phase 1B Project CIP No. 72334; Property: 4000 State Highway 49 Placerville, California 95667, APN 051-250-011; Agency Negotiator: Kyle Lassner, Right of Way Supervisor, El Dorado County; Negotiating Party: Martin Murillo and Diane S. Murillo, Trustee of the MDM Trust under Declaration of Trust Dated December 18, 2007; Under Negotiation: Price and terms of payment; (Est. Time: 10 Min.)

No Action Reported. All five Supervisors participated.

- 34. 20-1376 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). Title: Number of potential cases: (4+). (Est. Time: 20 Min.)

No Action Reported. All five Supervisors participated.

- 35. 20-1403 Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Rural Communities United (Bio) v. County of El Dorado, et al. (Case No. PC20170536), Number of potential cases: (1). (Est. Time: 10 Min.)

No Action Reported. All five Supervisors participated.

36. 20-1347

Pursuant to Government Code Section 54957- Public Employee Performance Evaluation. Title: Director of Environmental Management. (Est. Time: 15 Min.)

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.

ADDENDUM

GENERAL GOVERNMENT - CONSENT ITEMS

37. 20-1398

Chief Administrative Office recommending the Board:

- 1) Approve Amendment I to Agreement 4545 with the El Dorado County Fair Association to allow for the replacement of up to nine (9) light poles acknowledging that due to the loss of volunteer labor all nine poles may not be replaced without changing the compensation or term of the agreement;
- 2) Approve Amendment I to Agreement 4544 with the El Dorado County Fair Association to allow for any excess funds from the creation of the RV park and encroachment in Agreement 4544 to be used to fund the replacement of racetrack light poles as authorized in Agreement 4545 not to exceed an additional \$15,747 in funding with no change to the term of the agreement; and
- 3) Find that a public benefit is derived from continuing to support this effort to improve fairground facilities.

FUNDING: Transient Occupancy Tax funds.

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

38. 20-0807

Health and Human Services Agency recommending the Board approve and authorize a sixty (60) day transition overlap for the position of Chief Fiscal Officer, in accordance with El Dorado County Personnel Rules, Part 11-Appointments, Section 1106-Training/Transition Overlap.

FUNDING: HHS Indirect Cost.

This matter was Approved on the Consent Calendar.