



County of El Dorado

Board of Supervisors
Department
330 Fair Lane, Building A
Placerville, California
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Minutes - Final Board of Supervisors

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

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

Tuesday, August 27, 2019

8:00 AM

330 Fair Lane, Placerville, CA

ADDENDUM

There has been a change to the title of item 36.

Vision Statement

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

This institution is an equal opportunity provider and employer.

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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. - CALL TO ORDER AND RECESS TO CLOSED SESSION

Present: 4 - Supervisor Frentzen, Supervisor Novasel, Supervisor Hidaahl and Supervisor Parlin

Absent: 1 - Supervisor Veerkamp

9:56 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS

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

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Chaplain Betsy Vanderpool of the Sierra Chaplaincy gave the Invocation.
Supervisor Parlin led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

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

Supervisor Frentzen registered a No vote on item 10 due to El Dorado County should not subsidize the City of Placerville's operational deficiencies.

Supervisor Frentzen registered a No vote on item 11.

Continue item 24 off Calendar.

Pull item 28 for discussion.

Yes: 5 - Veerkamp, Frentzen, Novasel, Hidaahl 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: K. Greenwood, L. Knutson, T. Kayes

19-1320 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. **19-1249** Clerk of the Board recommending the Board approve the Minutes from the regular meeting of August 13, 2019.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. **19-1263** Auditor-Controller recommending the Board adopt and authorize the Chair to sign Resolution **142-2019** establishing the Fiscal Year 2019-2020 tax rates for the county-wide general tax and voter-approved general obligation indebtedness of the K-12 school and community college districts located wholly within El Dorado County.

Resolution 142-2019 was Adopted upon Approval of the Consent Calendar.

- 3. **16-0305** Chief Administrative Office 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. 8/13/19, Item 2)

This matter was Approved on the Consent Calendar.

- 4. **19-1241** Chief Administrative Office and Health and Human Services Agency recommending the Board consider the following:
 - 1) Approve, in concept, the transfer of the ambulance billing function from the Health and Human Services Agency to the Chief Administrative Office; and
 - 2) Authorize the Chief Administrative Officer, or designee, to negotiate a new contract for ambulance billing services with Wittman Enterprises.

FUNDING: Ambulance Service Fees.

This matter was Approved on the Consent Calendar.

5. **19-1102** Chief Administrative Office, Emergency Medical Services and Emergency Preparedness and Response Division, recommending the Board:
- 1) Make findings that it is more economical and feasible to contract out for prehospital advanced life support, ambulance, and dispatch services in accordance with County Ordinance Code Section 3.13.030; and
 - 2) Approve and authorize the Chair to execute an agreement with the California Tahoe Emergency Services Operations Authority for the period of September 1, 2019 through August 31, 2021, in the base amount of \$6,975,576, for the provision of prehospital advanced life support, ambulance, and dispatch services within the South Shore zone of County Service Area (CSA) 3.

FUNDING: CSA 3 ambulance service fees and special tax revenue.

This matter was Approved on the Consent Calendar.

6. **19-1230** Chief Administrative Office, Emergency Medical Services and Emergency Preparedness and Response Division, recommending the Board approve and authorize the Chair to sign Agreement 4075 with Reach Medical Holdings, LLC, for the provision of emergency, advanced life support air ambulance dispatch and transport services within the County for the period of five years from the date of execution.

FUNDING: N/A-Contractor bills patients and insurance companies directly for services provided.

This matter was Approved on the Consent Calendar.

7. **19-1203** Chief Administrative Office, Emergency Medical Services and Emergency Preparedness and Response Division, recommending the Board approve and authorize the Chair to sign Amendment 2 to Agreement for Services 001-S1711 with North Tahoe Fire Protection District, to extend the term of the Agreement through August 31, 2020.

FUNDING: County Service Area 3 Special Tax (Tahoe West Shore area) and fee for ambulance transportation.

This matter was Approved on the Consent Calendar.

- 8. 19-0612** Chief Administrative Office, Facilities Division, recommending the Board:
- 1) Find pursuant to Article II, Section 210 b (6) of the El Dorado County Charter that there are specialty skills required for the work performed under this Amendment that are not expressly identified in County job classifications, and that the ongoing aggregate of the work performed under this Amendment is not sufficient to warrant the addition of permanent staff; and
 - 2) Authorize the Purchasing Agent to sign Amendment I to Agreement for Services 2833 with Geocon Consultants, Inc., to increase compensation by \$50,000 for an amended not to exceed of \$115,000 to provide on-call environmental consulting and geotechnical analysis services with no changes to the rates or term.

FUNDING: Public Health Fund Balance, Senate Bill 844, Accumulated Capital Outlay Fund.

This matter was Approved on the Consent Calendar.

- 9. 19-1239** Chief Administrative Office and Human Resources Department recommending the Board adopt and authorize the Chair to sign Resolution **143-2019** to accomplish the following:
- 1) Establish the job classification specification, salary range, and bargaining unit for the new classification of Emergency Medical Services (EMS) and Emergency Preparedness Coordinator; and
 - 2) Amend the Personnel Allocation for the Chief Administrative Office, EMS and Emergency Preparedness and Response Division to delete one vacant FTE Supervising Health Education Coordinator and add one FTE Emergency Medical Services and Emergency Preparedness Coordinator.

FUNDING: Ambulance Service Fees, Special Taxes and Assessments, State & Federal grants, Realignment.

Resolution 143-2019 was Adopted upon Approval of the Consent Calendar.

10. 19-1026

Chief Administrative Office, Parks Division, recommending the Board adopt and authorize the Chair to sign Resolution **135-2019** authorizing payment of \$20,000 to the City of Placerville (City) to offset maintenance and operational costs associated with use of the Placerville Aquatic Center by residents of the County who reside outside of the City limits, with funding included in the Fiscal Year 2019-2020 Adopted Budget, and find that the contribution is of general County interest and/or that the cost of maintenance is increased by reason of use by residents of the County outside of the City. (4/5 vote required)

FUNDING: General Fund.

Resolution 135-2019 was Adopted upon Approval of the Consent Calendar. Supervisor Frentzen registered a No vote on this item due to El Dorado County should not subsidize the City of Placerville's operational deficiencies.

11. 19-1040

Chief Administrative Office, Parks Division, recommending the Board:

- 1) Make findings in accordance with Section 3.13.030 of the County Ordinance that it is more economical and feasible to engage an independent contractor for environmental clearance, permitting services, and construction support services;
- 2) Approve and authorize the Chair to sign Agreement 3955 with HELIX Environmental Planning, INC. for a two year term and a maximum contractual obligation of \$92,267 to provide services related to the mitigation requirements for the California Environmental Quality Act documents, provide site assessment and analysis, and finalize a concept plan for the proposed Bike Park in the unincorporated community of El Dorado; and
- 3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 3955, 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: General Fund.

This matter was Approved on the Consent Calendar. Supervisor Frentzen registered a No vote on this item.

- 12. 19-1092** Chief Administrative Office, Parks Division, recommending the Board:
- 1) Approve and authorize the acceptance of the following donations with gratitude: a donation in the amount of \$5,000 from BF Goodrich, a donation of winches from Warn Winch valued at \$4,300, and a HAM Radio from Rugged Radio valued at \$423, for the purpose of customizing a truck capable of pumping, hauling, and disposing of human waste on the Rubicon Trail; and
 - 2) Authorize the Parks Manager of the Chief Administrative Office, Parks Division, or successor, to accept future donations for the purpose of building the pumper truck for the Rubicon Trail.

FUNDING: Donation.

This matter was Approved on the Consent Calendar.

- 13. 19-1180** Chief Administrative Office, Procurement and Contracts Division, recommending the Board declare a service weapon as surplus and approve the sale of the weapon to retired Sheriff Lieutenant Jim Byers.

FUNDING: The Sheriff Office Armory will receive the funds paid by the retired employee.

This matter was Approved on the Consent Calendar.

- 14. 19-1217** Clerk of the Board, based upon the recommendation of the El Dorado County Child Abuse Prevention Council, recommending the Board make the following appointment to the El Dorado County Child Abuse Prevention Council appoint Rhia Grotke, Public Child Welfare Services/CWD/Criminal Justice/Law Enforcement, Term Expiration 6/30/2021.

This matter was Approved on the Consent Calendar.

- 15. 19-1159** Human Resources Department recommending the Board:
- 1) Conceptually approve the conversion from an Interagency Merit System county to an Approved Local Merit System county, allowing the County to administer and manage all County personnel functions currently administered and managed by the California Department of Human Resources (CalHR) via a contract with CPS HR Consulting; and
 - 2) Authorize the Director of Human Resources to initiate the request with CalHR on behalf of the Board of Supervisors asking for a review of the County's personnel system. (Cont. 8/13/2019, Item 8)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

16. 19-1196

Human Resources Department recommending the Board:

- 1) Approve the bargaining unit designation change for one Administrative Analyst I/II allocation (Position 1472) in the Department of Environmental Management from Professional (PL) to Confidential (CO); and
- 2) Adopt and authorize the chair to sign Resolution **133-2019** to change the bargaining unit designation as noted above.

FUNDING: Non-General Fund / Various Department of Environmental Management program funds.

This matter was Approved and Resolution 133-2019 was Adopted upon Approval of the Consent Calendar.

17. 19-1226

Human Resources Department recommending the Board

- 1) Approve the corrected 2020 health benefit plan year rate cards (Attachment A); and
- 2) Grant Human Resources the authority to correct any minor clerical errors or adjustments, if necessary, to the approved calendar year 2020 health benefit plan year rate cards.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

18. 19-1227

Human Resources Department recommending the Board:

- 1) Approve the bargaining unit designation change for one Administrative Technician allocation (position 548) in the Auditor-Controller's Office from General (GE) to Confidential (CO);
- 2) Approve the bargaining unit designation change for one Administrative Technician allocation (position 1503) in the Auditor-Controller's Office from CO to GE; and
- 3) Adopt and authorize the Chair to sign Resolution **134-2019** to change the bargaining unit designations as noted above.

FUNDING: N/A

This matter was Approved and Resolution 134-2019 was Adopted upon Approval of the Consent Calendar.

- 19. 19-1225** Human Resources Department recommending the Board take the following actions regarding Retiree Health Plan Programs for the 2020 Plan Year:
- 1) Approve the proposed 2020 retiree health plan rate cards (Attachment A) based on the cost sharing of health premiums in the current Memorandum of Understanding with all bargaining units, the Salary and Benefits Resolution for unrepresented employees;
 - 2) Authorize the Director of Human Resources, or designee, to execute health and benefit program contract renewals subject to approval by County Counsel; and
 - 3) Grant Human Resources the authority to correct any minor clerical errors or adjustments, if necessary to the approved health plan rate cards for the 2020 health benefits plan year, as needed.

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

This matter was Approved on the Consent Calendar.

- 20. 19-1200** Information Technologies Department recommending the Board increase funding of the countywide contract 2172 with Hewlett Packard, Inc. by \$100,000 for a total not-to-exceed amount of \$600,000 for purchases anticipated through March 31, 2020, related to department equipment replacements and support needs for the implementation of Vote Centers.

FUNDING: Countywide - varies by department.

This matter was Approved on the Consent Calendar.

- 21. 19-1246** Supervisor Novasel recommending the Board:
- 1) Find that a public benefit is derived from supporting the Tahoe Fund's efforts to sponsor and organize the 2019 Lake Tahoe Environmental Summit which took place on August 20, 2019; 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 Tahoe Fund authorizing payment of the \$1,000 community funding contribution in support of these efforts.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

22. 19-1237

Supervisor Parlin recommending the Board:

- 1) Find that a public benefit is derived from supporting the Cool Community Association's (CCA) efforts to replace the 65+ year old roof on the Historic Cool Hall; 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 Cool Community Association authorizing payment of the \$5,000 community funding contribution in support of these efforts.

FUNDING: Community Funding.

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS**23. 19-1061**

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

- 1) Accept funding from the California Department of Aging and authorize the Chair to sign Agreement CF-1920-29 in the amount of \$32,606 for the provision of CalFresh expansion services for the period of July 1, 2019 through June 30, 2020;
- 2) Authorize the HHS Director to execute any additional documents or amendments related to Agreement CF-1920-29 contingent upon approval by County Counsel and Risk Management; and
- 4) Authorize the HHS Director or Chief Fiscal Officer to administer any subsequent administrative documents relating to said funding, including required fiscal and programmatic reports.

FUNDING: Federal and State Funding: 50% State Administrative Matching Grants for the Supplemental Nutrition Assistance Program; 50% California Department of Aging.

This matter was Approved on the Consent Calendar.

24. 19-1144

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign Agreement for Services 3736 with Applied Survey Research, Inc., for the provision of training and assistance to the El Dorado County Opportunity Knocks Continuum of Care, in the amount of \$121,090, for the term effective upon execution through December 31, 2021; and
- 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 3736, 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. (continued from 8/27/19)

FUNDING: 100% California Emergency Solutions and Housing Program Grant funding.

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

25. 19-1232

Health and Human Services Agency recommending the Board recognize Carmen Coleman upon her retirement from the County of El Dorado Health and Human Services Agency and approve the Chair to sign a Proclamation recognizing Carmen's service and dedication to the clients in the Community Services Division of the Health and Human Services Agency.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

- 26. 19-1247** Air Quality Management District (AQMD) recommending the Board of Supervisors, acting as the AQMD Board of Directors, consider the following:
- 1) Award eligible AB 2766 Electric Vehicle Supply Equipment (EVSE) charging station projects in response to a Request For Proposals issued by AQMD in March 2019;
 - 2) Authorize the Air Pollution Control Officer to execute project agreements with the current applicants for the amounts requested (up to \$35,000 total); and
 - 3) Authorize the Air Pollution Control Officer to execute project agreements with future applicants for eligible proposals that result from subsequent releases of AB2766 EVSE Request for Proposals, up to a cumulative total of \$300,000 through June 30, 2022 (up to \$5,000 per EVSE and a maximum of 10 EVSE per site agreement) contingent on the approval of County Counsel and Risk Management.

FUNDING: California Department of Motor Vehicles AB 2766 Subvention Funds.

This matter was Approved on the Consent Calendar.

- 27. 19-1038** Department of Transportation, Maintenance and Operations, recommending the Board:
- 1) Approve the addition of one (1) Henke Hi-Gate to the Fiscal Year 2019-2020 Fixed Asset List totaling \$10,000;
 - 2) Approve the addition of one (1) Henke Trip Edge Dozer Blade to the Fiscal Year 2019-2020 Fixed Asset List totaling \$20,000;
 - 3) Make findings that this purchase is exempt from competitive bidding in accordance with Purchasing Ordinance 3.12.160, Sections B and C;
 - 4) Approve and authorize the Chair to sign the budget amendment adjusting the budget for Fiscal Year 2019-2020 to allocate \$30,000 for the purchase of additional fixed assets for County Service Area 3 snow removal; and
 - 5) Authorize the Purchasing Agent to sign a purchase order to Henke Manufacturing in the amount of \$26,101 plus applicable delivery, fees, and taxes (estimated at \$1,893.32), for a one time purchase following Board approval (4/5 vote required).

FUNDING: County Service Area 3.

This matter was Approved on the Consent Calendar.

28. 19-1220

Department of Transportation recommending the Board approve and authorize the Chair to sign the Offsite Road Improvement Agreement for Bass Lake Road Reconstruction and Country Club Drive Extension, CIP 71360, Road Improvement Agreement 19-54906, between the County and the Developer, Lennar Winncrest, LLC.

FUNDING: Developer Funded.

Public Comment: T. Kayes, G. Carpenter

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

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

29. 19-0944

Environmental Management Department, Planning and Building Department, Department of Transportation, and Chief Administrative Office, Procurement and Contracts Division, recommending the Board consider the following:

- 1) Approve the continuation of nine (9) perpetual agreements as detailed in Attachment A;
- 2) Authorize the Purchasing Agent to establish change orders to add funds to each agreement as necessary to process associated payments for Fiscal Year 2019-2020; and
- 3) Find that, in accordance with County Ordinance Section 3.13.030, it is more economical and feasible to engage independent contractors for the various services provided via the perpetual agreements detailed in Attachment A.

FUNDING: Road Fund, Community Development Block Grants, General Fund, Public Utility Franchise Fees, and Housing and Economic Development Program Income Funds (Federal, State, and Local Funds).

This matter was Approved on the Consent Calendar.

30. 19-1161

Environmental Management Department recommending the Board:

- 1) Accept a payment program award funded through the California Beverage Container Recycling and Litter Reduction Act, from the State of California, Department of Resources Recycling and Recovery, Beverage Container Recycling City/County Payment Program, Fiscal Year 2018-2019, in the amount of \$38,795, for the term, upon award and acceptance of funds, through March 1, 2021; and
- 2) Delegate authority to the Environmental Management Department Director, or designee, to execute all payment program related documents, including, but not limited to, all reports and associated documents necessary to secure and expend the funds for the purpose of implementing the Beverage Container Recycling City/County Payment Program if the documents do not affect the amount or term of the payment program.

FUNDING: Non-General Fund / State of California, Department of Resources Recycling and Recovery, Beverage Container Recycling City/County Payment Program, Fiscal Year 2018-2019 funds.

This matter was Approved on the Consent Calendar.

31. 19-1194

Environmental Management Department recommending the Board adopt and authorize the Chair to sign Resolution **136-2019** to amend the Authorized Personnel Allocation, adding one Sr. Vector Control Technician - Limited Term position in the Environmental Management Department.

FUNDING: Non-General Fund, County Service Area No. 3 - Vector Control funds.

Resolution 136-2019 was Adopted upon Approval of the Consent Calendar.

32. 19-1172

Planning and Building Department, Long Range Planning Unit, recommending the Board approve and authorize the Chair to sign Agreement for Services 4044 with Platinum Advisors, LLC in the amount of \$36,000 for a term of three years, effective upon execution and expiring June 10, 2022, to conduct lobbying and consulting services on behalf of the County for the Lake Tahoe Basin.

FUNDING: Public Utility Franchise Fees (Discretionary Funds).

This matter was Approved on the Consent Calendar.

- 33. 19-1193** Planning and Building Department, Planning Services Division-Current Planning, submitting for approval Final Map (TM-F18-0005) for Hawk View Unit 2 (TM00-1371-R), creating 55 residential lots, ranging in size from .216 to 1.730 acres, and 10 lettered lots, on property identified by Assessor's Parcel Number 115-450-006, located on the northwest side of the intersection of Hawk View Road and Bass Lake Road, in the El Dorado Hills area and recommending the Board consider the following:
- 1) Approve Final Map (TM-F18-0005) for Hawk View Unit 2; and
 - 2) Approve and authorize the Chair to sign the Agreement to Make Subdivision Improvements (Attachment B). (Supervisorial District 1)

FUNDING: Developer-Funded.

This matter was Approved on the Consent Calendar.

- 34. 19-1176** Surveyor's Office recommending the Board adopt and authorize the Chair to sign Resolution **131-2019** for Abandonment of Easement 19-0003 to abandon a public utility easement on Lots 1095, 1096, 1097, 1098 and 1099 of Auburn Lake Trails, Unit 5, recorded in Book E of Subdivisions at Page 85, identified as Assessor's Parcel Number 073-241-015.

FUNDING: Application Fees (General Fund).

Resolution 131-2019 was Adopted upon Approval of the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

35. 19-1211

Sheriff's Office recommending the Board approve and authorize the continuation of the following perpetual agreements:

- 1) Trans Union LLC, Agreement 1025, through November 1, 2020, with no additional funding needed;
- 2) NEC Corporation of America, Agreement 360, through August 4, 2020 with an increase of \$4,600; and
- 3) Gondola Tower Holdings, LLC, Agreement 669 through October 31, 2020 in the amount of \$6,760.

FUNDING: Sheriff's Operating Budget - 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)

- 36. 19-1197** Department of Transportation recommending the Board consider the following pertaining to the Tree Mortality Project Phase IV, Contract 3688:
- 1) Award the Contract to Joe Benigno Tree Service, Inc., who was the lowest, responsive, responsible bidder;
 - 2) Approve and authorize the Chair to sign the Contract, subject to review and approval by County Counsel and Risk Management;
 - 3) Authorize the Department of Transportation Director 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; and
 - 4) ~~Approve and authorize the Chair to sign a~~ Direct staff to return with a Budget Transfer adjusting the budget for Fiscal Year 2019-2020 to allow for a General Fund contribution of \$57,719.34 from the General Fund Contingency to allow for the award of all the subject project's bid-schedules (4/5 vote required for recommendation 4). based on the Board's decision on award of contract. (Est. Time: 15 Min.)

FUNDING: California Disaster Assistance Act Funds (75% - State), CAL FIRE Grant (17% - State), and General Fund (8% - Local).

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

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

- 37. 19-1236** Planning and Building Department recommending the Board adopt and authorize the Chair to sign Resolution **139-2019** adopting the California Department of Water Resources 2015 Model Water Efficient Landscape Ordinance pursuant to Governor's Executive Order B-29-15 and the Water Conservation in Landscaping Act and it's implementing regulations. (Est. Time: 10 Min.)

FUNDING: Development Fees

Public Comment: T. Kayes

A motion was made by Supervisor Hidahl, seconded by Supervisor Frentzen to Adopt Resolution 139-2019.

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

- 38. 19-1240** Chief Administrative Office recommending the Board of Supervisors appoint two Board members to an Ad Hoc Committee to participate in discussions with two members of the El Dorado County Fair Association Board of Directors to review the agreement between El Dorado County and the El Dorado County Fair Association and present any recommendations for improvements to the Board of Supervisors for consideration. (Est. Time: 15 Min.)

FUNDING: N/A

A motion was made by Supervisor Frentzen, seconded by Supervisor Hidahl to appoint Supervisors Veerkamp and Parlin to an Ad Hoc Committee to participate in discussions with two members of the El Dorado County Fair Association Board of Directors to review the agreement between El Dorado County and the El Dorado County Fair Association.

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

- 39. 19-1264** Health and Human Services Agency recommending the Board approve and authorize the Director of Health and Human Services Agency to sign the attached letter opposing California Assembly Bill 451 as it is currently proposed. (Est. Time: 10 Min.)

FUNDING: N/A

Public Comment: T. Kayes

A motion was made by Supervisor Novasel, seconded by Supervisor Frentzen to Approve this matter and direct staff to distribute the letter to Rural County Representatives of California and California State Association of Counties.

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

10:00 A.M. - TIME ALLOCATION

40. 19-1229

Sheriff's Office recommending the Board:

1) Authorize the Purchasing Agent to sign the Agreement for Services 4138 with Heritage Portraits and Albums Inc. for onsite photography and development of a Sheriff's Office commemorative yearbook, including the purchase of 400 copies of the yearbook for distribution to Sheriff's Office staff, in the estimated amount of \$23,000 for a term ending June 30, 2020; and

2) Approve budget transfer increasing revenues and appropriations in the Sheriff's Office Fiscal Year 2019-2020 Budget by \$23,000, drawing down funds from the Federal Equitable Justice special revenue fund, to cover the costs of the commemorative yearbooks. (4/5 vote required) (Est. Time: 10 Min.)

FUNDING: Federal Asset Forfeiture.

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

Motion Failed. (4/5 vote required)

Yes: 3 - Veerkamp, Novasel and Hidahl

Noes: 2 - Frentzen and Parlin

41. 19-1274

Sheriff's Office recommending the Board receive a presentation demonstrating an interactive map which, once made available to the public, can be accessed on El Dorado County's website and utilized by the community to enhance situational awareness in the event of an emergency or natural disaster. This system will be used to provide residents with the necessary information to educate themselves to all potential evacuation routes in their neighborhood in the event of an emergency. (Est. Time: 30 Min.)

FUNDING: N/A

Public Comment: T. Kayes, K. Payne

The Board received a presentation from the Sheriff's Office demonstrating an interactive map which would enhance situational awareness in the event of an emergency or natural disaster.

42. 19-1205

HEARING - Recorder-Clerk recommending the Board conduct a public hearing and approve and authorize the Chair to sign Ordinance **5108** adding Chapter 3.25 to the El Dorado County Ordinance Code pertaining to a schedule of fees and fee changes for the Recorder-Clerk's Office, with fee changes to become effective October 1, 2019. (Est. Time: 30 Min.)

FUNDING: General Fund Revenue.

Public Comment: K. Payne

Supervisor Novasel opened the public hearing and upon conclusion of public comment and staff input, closed the hearing.

A motion was made by Supervisor Hidahl, seconded by Supervisor Veerkamp to direct staff to proceed with Alternative 2 - Amend the ordinance by replacing the proposed fees with full cost of services fees, which would result in full cost recovery and generate approximately \$188,000 annually. Full cost recovery to be achieved in increments over a two year period. Subject to County Counsel's review, an inflationary component should be applied after full cost recovery is attained. Staff is directed to return to the Board with the amended ordinance.

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

11:00 A.M. - TIME ALLOCATION**43. 19-1187**

Supervisor Novasel recommending the Board approve and authorize the Chair to sign a Proclamation recognizing September 2019 as Prostate Cancer Awareness Month. (Est. Time: 10 Min.)

Public Comment: T. Kayes, R. Montgomery

Supervisor Novasel read the Proclamation.

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

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

2:00 P.M. - TIME ALLOCATION

44. 19-1290 HEARING - Ad Hoc Cannabis Committee, in coordination with the Chief Administrative Office, recommending the Board adopt and authorize the Chair to sign Resolution **141-2019** establishing commercial cannabis fees for the unincorporated county for the pre-application, application, monitoring, and renewal process for commercial cannabis. (**Public Hearing is being Continued to September 10, 2019 to comply with noticing requirements.**)

FUNDING: Commercial Cannabis Fees.

Supervisor Novasel opened the hearing.

A motion was made by Supervisor Hidahl, seconded by Supervisor Veerkamp to Continue this matter to September 10, 2019 when additional testimony will be taken at that time.

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

45. 19-1250 Ad Hoc Cannabis Committee, in coordination with the Chief Administrative Office, recommending the Board:
1) Adopt and authorize the Chair to sign Resolution **140-2019** establishing the general tax rates for the unincorporated county for voter-approved general taxes for different commercial cannabis uses; and
2) Provide staff direction as to which department the commercial cannabis program, medicinal use personal cannabis program, and cannabis civil enforcement program should reside. (Est. Time: 45 Min.)

FUNDING: Commercial Cannabis Taxes - General Fund.

Public Comment: R. Miller, C. Forester, D. Schaffer, R. Miller, B. Esienberg, C. Wollet, T. Kayes, C. Simpson

A motion was made by Supervisor Frentzen, seconded by Supervisor Veerkamp to Adopt Resolution 140-2019 and direct staff to initiate the commercial cannabis program, medicinal use personal cannabis program and cannabis civil enforcement program in the Chief Administrative Office. The program is to be located in the Planning and Building Department with management assistance from the Deputy Chief Administrative Officer from Chief Administrative Officer's office.

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

46. 19-1186

Ad Hoc Cannabis Committee, in coordination with the Chief Administrative Office, recommending the Board:

- 1) Find that the adoption of the proposed amendments to sections 130.14.280 (Measure N) are not subject to the California Environmental Quality Act (CEQA) pursuant to Sections 15061(b)(3) of the CEQA Guidelines and Business and Professions Code section 26055(h);
- 2) Approve the Introduction (First Reading) of Ordinance **5107** pertaining to Section 130.14.280 of Title 130, Article 9 of the El Dorado County Ordinance Code entitled "Taxation of Commercial Cannabis Activities" renumbered in Chapter 22 of Title 3, with amendments; and
- 3) Waive full reading of the Ordinance, read by title only and continue this matter to September 10, 2019 for Final Passage (Second Reading). (Est. Time: 15 Min.)

Public Comment: R. Miller, D. Schaffer, R. Miller

A motion was made by Supervisor Veerkamp, seconded by Supervisor Hidahl to Approve this matter finding that the adoption of the proposed amendments to section 130.14.280 (Measure N) are not subject to the California Environmental Quality Act (CEQA) pursuant to section 15061(b)(3) of the CEQA Guidelines and Business and Professions Code section 26055(h) and Continue the adoption of Ordinance 5107 to September 10, 2019 for Final Passage (Second Reading) with the addition of "establish shorter for any commercial cannabis activity and longer for commercial cannabis cultivation report and payment periods" to section 3.22.090(D) of Ordinance 5107.

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

3:00 P.M. - TIME ALLOCATION

Please see next page

47. 19-1152

Planning Commission recommending the Board:

1) Approve the **Introduction** (First Reading) of Ordinances **5109**, **5110**, and **5111** for proposed amendments (Attachments C, E and G) to Title 130 Zoning Ordinance for the voter-enacted Measures N, P, Q, R, and S, which authorized the permitting and regulation of commercial cannabis activities in the County (OR19-0001). The proposed amendments allow for commercial cannabis nurseries, processors, testing laboratories, and manufacturers in limited zones and subject to specific regulations. As part of implementation of the ballot measures, the proposed amendments also combine the ballot measures for medicinal and adult recreational use cannabis and codify the ordinances in a new cannabis section of Title 130. Additional amendments address changes in state regulations that were enacted after voters passed the ballot measures, changes to the authorized zones for particular commercial cannabis uses, and other minor amendments. Planning Commission recommending the Board take the following actions:

1) Find that the adoption of the proposed amendments to sections 130.14.290 (Measure N), 130.14.300 (Measure P), 130.14.310 (Measure Q), 130.14.320 (Measure R), and 130.14.330 (Measure S) are not subject to the California Environmental Quality Act (CEQA) pursuant to Business and Professions Code section 26055(h);

2) Recommend approval of the following amendments:

a) Section 130.14.290 of Title 130, Article 9 of the El Dorado County Ordinance Code entitled "Commercial Cannabis Activities Permitting and Enforcement" renumbered as Section 130.41.100 of Title 130, Article 4, with amendments;

b) Section 130.14.300 of Title 130, Article 9 of the El Dorado County Ordinance Code entitled "Outdoor and Mixed-Light Cultivation of Recreational Adult Use Cannabis" renumbered as Section 130.41.200 of Title 130, Article 4, re-titled "Outdoor and Mixed-Light Cultivation of Commercial Cannabis," with amendments; and

c) Section 130.14.320 of Title 130, Article 9 of the El Dorado County Ordinance Code entitled "Retail Sale, Commercial Distribution, and Commercial Indoor Cultivation of Cannabis for Medicinal Use" renumbered as Section 130.41.300 of Title 130, Article 4, re-titled "Retail Sale, Distribution, Indoor Cultivation, Laboratory Testing, and Manufacturing of Commercial Cannabis," with amendments;

3) Recommend repeal of:

a) Section 130.14.270 of Title 130, Article 9 of the El Dorado County Ordinance Code entitled "Commercial Cannabis Activities";

b) Section 130.14.310 of Title 130, Article 9 of the El Dorado County Ordinance Code entitled "Outdoor and Mixed-Light Cultivation of Recreational Adult Use Cannabis"; and

c) Section 130.14.330 of Title 130, Article 9 of the El Dorado County Ordinance Code entitled, "Retail Sale, Commercial Distribution, and

Commercial Indoor Cultivation of Cannabis for Recreational Adult Use;"
and

4) Waive full reading, read by title only and Continue this matter to September 10, 2019 for **Final Passage** (Second Reading). (Est. Time: 1.5 Hr.)

Public Comment: R. Miller, D. Schaffer, I. Baker, R. Miller, C. Wollet, Z. Alex

A motion was made by Supervisor Veerkamp, seconded by Supervisor Frentzen to Approve this matter finding that the adoption of the proposed amendments to sections 130.14.290 (Measure N), 130.14.300 (Measure P), 130.14.310 (Measure Q), 130.14.320 (Measure R), and 130.14.330 (Measure S) are not subject to the California Environmental Quality Act (CEQA) pursuant to Business and Professions Code section 26055(h) and Continue the adoption of Ordinances 5109, 5110 and 5111 to September 10, 2019 for Final Passage (Second Reading).

Yes: 4 - Veerkamp, Frentzen, Hidahl and Parlin

Noes: 1 - Novasel

ITEMS TO/FROM SUPERVISORS

Supervisor Frentzen reported on the following:
Local Agency Formation Commission meeting.
Water Agency meeting.

Supervisor Veerkamp reported on the following:
Water Agency meeting.
Meeting with Insurance Commissioner.
El Dorado County Fire Safe Council meeting.
Studebaker event.
Local Agency Formation Commission meeting.
Joint Powers Authority meeting.

Supervisor Parlin reported on the following:
Staff updates.
Rural County Representatives of California meeting.
Environmental Services Joint Powers Authority meeting.
Bureau of Land Management meeting.
Auburn State Recreation open house.
HOT Team event at Walmart.
Coloma Lotus Advisory Committee meeting.
New Employee Orientation.
Garden Valley satellite office.
Georgetown Airport tour.
Taste of the Divide.
Garden Valley Fire car show.

Supervisor Hidahl reported on the following:
Commission on Aging meeting.
Meeting with Insurance Commissioner.
Ad Hoc Vegetation Management meeting.
EMS Emergency and Preparedness meeting.
Parks and Recreation Commission meeting.
Affordable Housing discussion with staff.
HOT Team event at Walmart.
Staff meetings.
Capital SouthEast Connector Joint Powers Authority meeting.
Mental Health legislation meeting.
Fair Commission meeting.

Supervisor Novasel reported on the following:
Tahoe Fund dinner.
Tahoe Summit event.

CAO UPDATE

Don Ashton, Chief Administrative Officer, reported on the following:
FENIX year end.
Public Safety facility.
No Board meeting next week.
Special Board meeting on Friday, September 6, 2019 regarding homelessness.
Next regular Board meeting Tuesday, September 10, 2019.

ADJOURNED AT 5:10 P.M.

CLOSED SESSION

- 48. 19-1270** Pursuant to Government Code Section 54957- Threat to public services or facilities. Title: Consultation with Sheriff John D'Agostini or designated deputies. (Est. Time: 20 Min.)
No Action Reported. All five Supervisors participated.
- 49. 19-1276** Conference with Legal Counsel - Significant Exposure to Litigation pursuant to Government Code section 54956.9(d)(2). Number of potential cases: (1). (Est. Time: 15 Min.)
No Action Reported. All five Supervisors participated.
- 50. 19-1238** Pursuant to Government Code Section 54957- Public Employment. Title: Director of Information Technologies. (Est. Time: 10 Min.)
No Action Reported. All five Supervisors participated.
- 51. 19-1103** Pursuant to Government Code Section 54957- Public Employment. Title: Directory of Library Services Recruitment. (Est. Time: 10 Min.)
No Action Reported. All five Supervisors participated.
- 52. 19-1183** Pursuant to Government Code Section 54957- Public Employee Performance Evaluation. Title: Director of Human Resources. (Est. Time: 15 Min.)
No Action Reported. All five Supervisors participated.
- 53. 19-1272** Conference with Legal Counsel - Existing Litigation pursuant to Government Code Section 54956.9(d)(1). Title: ~~National~~ Natural Resources Defense Council, Inc. v. El Dorado County (El Dorado County Superior Court Case No. PC20190271), Number of potential cases: (1). (Est. Time: 5 Min.)
No Action Reported. All five Supervisors participated.
- 54. 19-1097** Pursuant to Government Code Section 54957- Public Employee Performance Evaluation. Title: Air Pollution Control Officer. (Est. Time: 15 Min.)
No Action Reported. All five Supervisors participated.

ADDENDUM

There has been a change to the title of item 36.