



County of El Dorado

Board of Supervisors
Department
330 Fair Lane, Building A
Placerville, California
530-621-5390
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Minutes - Final Board of Supervisors

Wendy Thomas, Chair, District III
John Hidahl, First Vice Chair, District I
George Turnboo, Second Vice Chair, District II
Lori Parlin, District IV
Brooke Laine, District V

Kim Dawson, Clerk of the Board of Supervisors
Tiffany Schmid, Chief Administrative Officer
David Livingston, County Counsel

Tuesday, September 26, 2023

9:00 AM

<https://edcgov-us.zoom.us/j/86510316590>

330 Fair Lane, Building A Placerville, CA
OR Live Streamed - [Click here to view](#)

ADDENDUM

Staff recommending item 31 be Continued off Calendar.

Although the County strives to offer remote participation, be advised that remote Zoom participation is provided for convenience only. In the event of a technological malfunction, the only assurance of live comments being received by the Board is to attend in person. Except for a noticed teleconference meeting, the Board reserves the right to conduct the meeting without remote access if there is a malfunction.

PUBLIC PARTICIPATION INSTRUCTIONS: The Board of Supervisors meeting room will be open to the public. The meeting will continue to be live-streamed via Zoom and YouTube.

Members of the public may address the Board in-person or via Zoom to make a public comment. The public should call into 530-621-7603 or 530-621-7610. The Meeting ID is 865 1031 6590. Please note you will be able to join the live-stream 15 minutes prior to the posted meeting start time. To observe the live stream of the Board of Supervisors meeting go to <https://us06web.zoom.us/j/86510316590>.

To observe the Board of Supervisors meetings via YouTube, click <https://www.youtube.com/channel/UCUMjDk3NUItZJrpw2CL7Zkg>.

If you are joining the meeting via zoom and wish to make a comment on an item, press the "raise a hand" button. If you are joining the meeting by phone, press *9 to indicate a desire to make a comment. Speakers will be limited to 3 minutes. By participating in this meeting, you acknowledge that you are being recorded.

If you choose not to observe the Board of Supervisors meeting but wish to make a comment on a specific agenda item, please submit your comment in writing. You are encouraged to submit your comment in writing by 4:00 PM on the Monday before the meeting to ensure the Board of Supervisors has adequate time to review. 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.

Vision Statement

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

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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 August 24, 2021, incorporated herein:

The Board wants all members of the public to feel welcome to speak, especially regarding controversial items. Time for public input will be provided at every Board of Supervisors meeting. Individuals will have three minutes to address the Board. If the three minutes are exceeded the speaker's microphone will be muted. Applause or other outbursts are not allowed in the Board Chambers.

During noticed public hearings only, individuals authorized by organizations to speak to organizational positions may request additional time, up to five minutes.

Public comment on certain agenda items designated and approved by the Board may be treated differently within specific time limits per speaker or a limit on the total amount of time designated for public comment. It is the intent of the Board that quasi-judicial matters have additional flexibility depending on the nature of the issue. The Board Chair may limit public comment during Open Forum.

Individual Board members may ask clarifying questions but will not engage in substantive dialogue with persons providing input to the Board.

If a person providing input to the Board creates a disruption by refusing to follow Board guidelines, the Board Chair may take the following actions:

- Step 1. Request the person adhere to Board guidelines. If the person refuses, the Board Chair may turn off the speaker's microphone.
- Step 2. If the disruption continues, the Board Chair may order a recess of the Board meeting.
- Step 3. If the disruption continues, the Board Chair may order the removal of the person from the Board meeting.

9:00 A.M. - CALLED TO ORDER

Present: 5 - Supervisor Hidahl, Supervisor Thomas, Supervisor Turnboo, Supervisor Laine and Supervisor Parlin

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Reverend Linda Burson of the Foothills United Methodist Church gave the Invocation.

Supervisor Parlin led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: C. Lewis, K. Nalewaja, S. Taylor, K. Payne, M. Soderston, L. Cauchon, M. Lane

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

With regards to item 2, Supervisor Parlin does not support the \$25,000 budget allocation for the Shingle Springs/Cameron Park Chamber of Commerce because the economic study was not directed by the Board of Supervisors and requests for projects were not fairly solicited from all Chambers.

Pull item 10 for discussion.

Continue item 31 off Calendar.

Direct staff to return to the Board with an item for the Board to discuss policies and procedures with regards to the Consent Calendar.

Yes: 5 - Hidahl, Thomas, Turnboo, Laine 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.

CONSENT CALENDAR

- 1. [23-1797](#) Clerk of the Board recommending the Board Approve the Minutes from the regular meeting on September 19, 2023.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. [23-1771](#) Chief Administrative Office recommending the Board:
 - 1) Approve an amendment to the FY 2023-24 Budget to reflect the direction provided by the Board on September 19, 2023, the review of the recommended Adopted Budget changes, and to align budgeted fund balance with FY 2022-23 ending fund balance amounts (4/5 vote required);
 - 2) Adopt and authorize the Chair to sign Resolution **146-2023**, incorporating Exhibits 1 through 5, adopting the County Budget and Budgets for Board Governed Special Districts for Fiscal Year 2023-24; and
 - 3) Adopt and authorize the Chair to sign Resolution **147-2023** amending the adopted Personnel Allocation Resolution to reflect the changes outlined to the recommended Adopted Budget documents.

FUNDING: Countywide Budget Adoption.

This matter was Approved and Resolutions 146-2023 and 147-2023 were Adopted upon Approval of the Consent Calendar.

With regards to this item, Supervisor Parlin does not support the \$25,000 budget allocation for the Shingle Springs/Cameron Park Chamber of Commerce because the economic study was not directed by the Board of Supervisors and requests for projects were not fairly solicited from all Chambers.

- 3. [23-1772](#) Chief Administrative Office recommending the Board adopt and authorize the Chair to sign Resolution **148-2023** authorizing payment of \$77,555 to the City of Placerville to offset maintenance associated with use of the Placerville Aquatic Center by residents of the County who reside outside of the City limits for Fiscal Year 2023-24 and find that the contribution is of general County interest and 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 148-2023 was Adopted upon Approval of the Consent Calendar.

4. [23-1392](#) Chief Administrative Office recommending the Board approve the grant application for the County Drought Resiliency Planning Grant Program through the California Department of Water Resources for grant funds up to \$125,000.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

5. [23-1774](#) Chief Administrative Office recommending the Board, acting as the Board of Directors of the El Dorado County In-Home Supportive Services Public Authority, adopt and authorize the Chair to sign Resolution **142-2023** adopting the Fiscal Year 2023-24 Budget for El Dorado County In-Home Supportive Services Public Authority.

FUNDING: Federal & State Funding.

Resolution 142-2023 was Adopted upon Approval of the Consent Calendar.

6. [23-1775](#) Chief Administrative Office recommending the Board, acting as the Board of Directors of the El Dorado County Public Housing Authority, adopt and authorize the Chair to sign Resolution **143-2023** adopting the Fiscal Year 2023-24 Budget for El Dorado County Public Housing Authority.

FUNDING: Federal Funding.

Resolution 143-2023 was Adopted upon Approval of the Consent Calendar.

7. [23-1721](#) Chief Administrative Office, Emergency Medical Services and Emergency Preparedness and Response Division, recommending the Board:
- 1) Approve and authorize the Chair to sign Resolution **144-2023**, electing for the County to voluntarily transfer funds to the California Department of Health Care Services (DHCS) in support of the Public Provider Ground Emergency Medical Transport (PP-GEMT) program, in an annual amount to be determined by DHCS; and
 - 2) Approve and authorize the chair to sign a budget transfer amending the Fiscal Year 2023-24 Adopted Budget to appropriate said transfer to DHCS and increasing estimated revenues commensurately (4/5 vote required).

FUNDING: County Service Areas 3 & 7.

This matter was Approved and Resolution 144-2023 was Adopted upon Approval of the Consent Calendar.

8. [23-1201](#) Chief Administrative Office, Facilities Division, recommending the Board:
- 1) Authorize the Facilities Division Manager to sign the attached letter terminating the current Lease Agreement 7564 (3883 Ponderosa Road, Building B, Shingle Springs) between the County of El Dorado and GHD, Inc. in accordance with Paragraph 16.1(a), Default Remedies; and
 - 2) Waive six (6) months of lease payments (October 2023 through March 2024), at \$4,379.56 per month.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

9. [23-1709](#) Clerk of the Board, base upon the recommendation of the Director of Environmental Management Department, recommending the Board accept the following resignation and make the following appointment to the El Dorado Solid Waste Advisory Committee:
- 1) Accept the resignation of Ross Reakseeker, El Dorado Disposal, Alternate; and
 - 2) Appoint Christopher Brown, El Dorado Disposal Alternate, Term Expiration 9/26/2028.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

10. [23-1793](#) Supervisor Thomas recommending the Board appoint Kara Sather as the District 3 Member to the Community and Economic Development Advisory Committee with a term expiring 01/01/2025.

FUNDING: N/A

Public Comment: K. Payne, L. Cauchon

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

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

11. [23-1714](#)

Treasurer-Tax Collector Department recommending the Board

- 1) Approve and authorize the Treasurer-Tax Collector or the Assistant Treasurer-Tax Collector to sign the new perpetual contract 8095 with MaxQ Analytics for Software-as-a-Service (SaaS), for an annual estimated amount of \$ 30,180, with an effective date of October 1, 2023; and
- 2) Authorize the Treasurer-Tax Collector, or the Assistant Treasurer-Tax Collector, to execute any amendments to the contract that do not impact Net County Cost, contingent upon approval by County Counsel and Risk Management, and as long as funding is available within the requesting department's budget.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

12. [23-1268](#) Health and Human Services Agency (HHS) recommending the Board:
- 1) Make findings that the provision of strategic and practical technical assistance and support for the El Dorado Opportunity Knocks Continuum of Care, and HHS Housing and Homelessness Services Program provided by Consultant are in the public's best interest and that there are specialty skills, qualifications, and equipment not expressly identified in County classifications involved in the performance of the work in accordance with El Dorado County Ordinance Code, Chapter 3.13.030(B);
 - 2) Approve and authorize the Chair to sign Amendment IV to Agreement for Services 5919 with The Center for Common Concerns, Inc., doing business as Homebase, after executing a legal name change is now named and operating as Homebase, a California Nonprofit Public Benefit Corporation, which increases compensation by \$275,000 for a new maximum obligation of \$825,000, and extends the term one year for a new term of September 1, 2021, through September 30, 2024;
 - 3) Authorize the Purchasing Agent to execute amendments relating to Agreement 5919, contingent upon approval by County Counsel and Risk Management, which do not increase the maximum dollar amount or term of the Agreement; and
 - 4) Authorize the HHS Director, or the Assistant Director of Human Services to execute programmatic, administrative, and fiscal documents relating to Agreement 5919.

FUNDING: Estimated to be funded with 4% Federal and 96% State General Fund.

This matter was Approved on the Consent Calendar.

13. [23-1366](#)

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

- 1) Make findings that the provision of non-medical in-home support services provided by DNT In Home Care, Inc. are in the public's best interest and that 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 the addition of permanent staff in accordance with El Dorado County Ordinance Code, Chapter 3.13.030(B), El Dorado County Charter, Section 210(b)(6), and/or Government Code Section 31000;
- 2) Make findings in accordance with Procurement Policy C-17 Section 3.4, 2(f) exempting the competitive bidding process with DNT In Home Care, Inc., with Purchasing Agent concurrence, because "the procurement is for services where the continuity of providers will provide efficiency or critical knowledge, and other providers of the services cannot provide similar efficiencies or critical knowledge";
- 3) Approve and authorize the Chair to sign Agreement for Services 7880 with DNT In Home Care, Inc., in the amount of \$260,000, and for the initial term of October 1, 2023, through September 30, 2024 with the option to extend the term for up to three additional one year terms after the initial expiration date through September 30, 2027;
- 4) Authorize the Purchasing Agent to execute amendments relating to Agreement 7880, contingent upon approval by County Counsel and Risk Management, which do not increase the maximum dollar amount or term of the Agreement; and
- 5) Authorize the HHS Director, or the Chief Assistant Director, to execute programmatic, administrative, and fiscal documents relating to Agreement 7880.

FUNDING: Federal Adult Protective Services (APS) American Rescue Plan Act (ARPA) Allocation, AB 135 APS Expansion Funding, Federal California Governor's Office of Emergency Services (CalOES) Elder and Dependent Adult Abuse Program (EDAAP) Grant, APS Home Safe Allocation, Area Agency on Aging (AAA) Family Caregiver Support Program (FCSP), AAA Supportive Services, AAA Older Americans Recovery and Resilience Fund (OARR), and Community Services Block Grant Discretionary Funding.

This matter was Approved on the Consent Calendar.

14. [23-1453](#) Health and Human Services Agency (HHS) recommending the Board:
- 1) Make findings that the provision of a Nourishing Food Pantry provided by Contractor are in the public's best interest and that the work is with or among other governmental agencies in accordance with El Dorado County Ordinance Code, Chapter 3.13.030(E);
 - 2) Approve and authorize the Chair to sign Amendment I to Funding Out Agreement 6865 with Los Rios Community College District, Folsom Lake College - El Dorado Center, which updates standard contract articles and extends the term by three months, for a new term of November 3, 2022, through December 31, 2023, with no change to the maximum obligation;
 - 3) Authorize the Purchasing Agent to execute amendments relating to Agreement 6865, contingent upon approval by County Counsel and Risk Management, which do not increase the maximum dollar amount or term of the Agreement; and
 - 4) Authorize the HHS Director, or the Chief Assistant Director, to execute programmatic, administrative, and fiscal documents relating to Agreement 6865.

FUNDING: 100% State funds awarded by the California Department of Public Health (CDPH) to HHS for the Supplemental Nutrition Assistance Program-Education (SNAP-Ed)

This matter was Approved on the Consent Calendar.

15. [23-1638](#) Health and Human Services Agency (HHS) recommending the Board:
- 1) Award Request for Proposals (RFP) 23-952-073, to the successful proposer, The Unity Care Group, to provide Independent Living Program services for foster youth in El Dorado County;
 - 2) Approve and authorize the Chair to sign Agreement for Services 7975 with The Unity Care Group, in the amount of \$497,799, and for the term of three (3) years from October 1, 2023, through September 30, 2026;
 - 3) Authorize the Purchasing Agent to execute amendments relating to Agreement 7975, contingent upon approval by County Counsel and Risk Management, which do not increase the maximum dollar amount or term of the Agreement; and
 - 4) Authorize the HHS Director, or the HHS Chief Assistant Director, to execute programmatic, administrative, and fiscal documents relating to Agreement 7975.

FUNDING: Estimated at 35% State Transitional Age Youth Programs, 28% Federal, and 37% Realignment.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

16. [23-1432](#) Air Quality Management District (AQMD) recommending the Board, acting as the AQMD Board of Directors, approve and authorize the Chair to sign a Budget Transfer amending the District's adopted Fiscal Year 2023-24 Budget to adjust fund balance amounts and corresponding balancing entries to reflect FY 2022-23 ending fund balances and adjust budgeted Appropriation for Contingency amounts. (4/5 vote required)

FUNDING: Permit revenues, State surcharge fees, Grants.

This matter was Approved on the Consent Calendar.

17. [23-1668](#) Department of Transportation recommending the Board:
- 1) Make findings in accordance with Section 3.13.030 (C) of the County Ordinance that due to limited time frames and the temporary or occasional nature of the work, there is a need to engage an independent contractor for on-call computer-aided drafting and design support services; and
 - 2) Approve and authorize the Chair to sign Agreement for Services 7813 with Cadre Design Group, Inc. in the not-to-exceed amount of \$300,000, for a term to become effective upon execution by both parties and expiring three years thereafter, to provide as-needed computer-aided drafting and design support services. (All Districts)

FUNDING: Various Capital Improvement Program and other funding sources that fund Department of Transportation projects. (Local, State, and Federal Funds)

This matter was Approved on the Consent Calendar.

18. [23-1181](#)

Department of Transportation recommending the Board:

- 1) Make findings in accordance with Section 3.13.030 (C) of the County Ordinance that due to limited time frames and the temporary or occasional nature of the work, there is a need to engage an independent contractor for on-call civil design support services; and
- 2) Approve and authorize the Chair to sign the following two agreements to provide on-call civil design support services in the amount of \$475,000 for a period beginning upon execution and expiring three years thereafter:
 - a) Agreement for Services 7775 with R.E.Y. Engineers, Inc., and
 - b) Agreement for Services 7776 with Dewberry Engineers, Inc. (All Districts)

FUNDING: Various funding sources as detailed in the Department of Transportation’s Capital Improvement Program, including federal, state, and local funding.

This matter was Approved on the Consent Calendar.

19. [23-1710](#)

Department of Transportation recommending the Board:

- 1) Make findings in accordance with Section 3.13.030 (C) of the County Ordinance that due to limited time frames and the temporary or occasional nature of the work, there is a need to engage an independent contractor for on-call construction management support services; and
- 2) Approve and authorize the Chair to sign the following three agreements, in the amount of \$475,000 for a period beginning upon execution and expiring three years thereafter, to provide on-call construction management support services:
 - a) Agreement for Services 7825 with Dewberry Engineers, Inc.;
 - b) Agreement for Services 7826 with Ghirardelli Associates, Inc.; and
 - c) Agreement for Services 7868 with Salaber Associates, Inc. (All Districts)

FUNDING: Various funding sources as detailed in the Department of Transportation’s Capital Improvement Program, including federal, state, and local funding.

This matter was Approved on the Consent Calendar.

20. [23-1378](#) Department of Transportation recommending the Board:
1) Approve and authorize the Chair to sign the El Dorado County Community Forestry Urban Parcel Fuels Treatment Planning Project Grant Agreement CTA23010LR with the California Tahoe Conservancy in the amount of \$78,045 for the development of the vegetation management plan to address forest fuel loading on County-owned parcels in the Tahoe Basin; and
2) Authorize the Director of Transportation to submit the Grant Agreement and to execute any future modifications that do not increase the total dollar amount of said Agreements. (District V)

FUNDING: California Tahoe Conservancy (100% - State).

This matter was Approved on the Consent Calendar.

21. [23-1601](#) Department of Transportation recommending the Board approve and authorize the Chair to sign the following amendments to reallocate grant funding to the Diamond Springs Parkway Phase 1B Project, Capital Improvement Program project number 72334 / 36105011:
1) First Amendment to the Agreement between the El Dorado County Transportation Commission and El Dorado County for Fiscal Year 2018/19 Regional Surface Transportation Program/ Surface Transportation Block Grant Program Exchange Funds, amending the project list, with no change to the total amount; and
2) First Amendment to the Agreement between the El Dorado County Transportation Commission and El Dorado County for Fiscal Year 2019/20 Regional Surface Transportation Program/ Surface Transportation Block Grant Program Exchange Funds, amending the project list, with no change to the total amount. (Districts III and IV)

FUNDING: Regional Surface Transportation Program/ Surface Transportation Block Grant Program Exchange Funds. (State Funds)

This matter was Approved on the Consent Calendar.

22. [23-1671](#) Department of Transportation recommending the Board approve and authorize the Clerk of the Board to reduce Performance Bond 0773125 pertaining to Serrano Village M4, TM 05-1393-E, from \$1,687,160.41 to \$360,059.56, representing 100% of the total remaining improvements. This amount guarantees against any defective work, labor done, or defective materials furnished. (District 1)

FUNDING: Developer Funded.

This matter was Approved on the Consent Calendar.

23. [23-1660](#) Planning and Building Department, Airports Division, recommending the Board approve and authorize the Chair to sign County of El Dorado Airport Ground Lease 2072, between the County and Lessee, Richard Moorhouse, with a Sublease to the El Dorado County Sheriff's Office, for a privately-owned hangar, Space TP-25, for helicopter storage. Rental fees are due at commencement of the lease and paid annually thereafter in accordance with fees established by the Board Resolution in effect at the time payment is due (currently Board Resolution 183-2019 approved by the Board on October 22, 2019, Item 31, Legistar 19-0663). (4/5 vote required)

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

24. [23-1706](#) Planning and Building Department, Planning Services, Long Range Planning Division, recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign Amendment I to the Cooperative Agreement with the Bureau of Land Management for the continued provision of Preserve Manager and preserve management activities for the County's Pine Hill Preserve property, increasing the compensation for Preserve Manager amount by \$10,000 for a new annual cost of \$35,000, and extending the term of the Agreement by five (5) years for a revised expiration date of September 26, 2028, with no changes to the annual preserve management activities contribution of \$15,000; and
 - 2) Authorize the Purchasing Agent, or designee, to execute any further documents determined necessary related to the Cooperative Agreement including amendments which do not increase not-to-exceed amount or term of the Agreement, contingent upon approval by County Counsel and Risk Management.

FUNDING: Rare Plant Mitigation Fees.

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

25. [23-1733](#)

District Attorney's Office recommending the Board:

- 1) Approve and authorize the acceptance of a grant award in the amount of \$372,300 from the California Office of Traffic Safety for the Alcohol and Drug Impaired Driver Vertical Prosecution Program for the period of October 1, 2023 through September 30, 2024;
- 2) Approve and authorize the District Attorney to execute grant award agreement DI24002, including any amendments or extensions thereof which would not increase net county cost, upon County Counsel review and approval; and
- 3) Adopt and authorize the Chair to sign Resolution **145-2023**, extending the expiration date of 1.0 FTE Deputy District Attorney I/II/III/IV - Limited Term position one year, through September 30, 2024.

FUNDING: National Highway Traffic Safety Administration.

This matter was Approved and Resolution 145-2023 was Adopted upon Approval of the Consent Calendar.

26. [23-1435](#)

Sheriff's Office recommending the Board:

- 1) Approve and authorize the Chair to execute Reimbursement Agreement 7888 between the County and the City of Placerville for reimbursement of funds in the amount of \$20,000 for the grant performance period that ends May 31, 2024, from the Fiscal Year 2021 Homeland Security Grant for the purchase of a utility terrain vehicle for the Placerville Police Department; and
- 2) Approve and authorize the Chair to execute Reimbursement Agreement 7889 between the County and the City of Placerville for reimbursement of funds in the amount of \$30,000 for the grant performance period that ends May 31, 2025, from the Fiscal Year 2022 Homeland Security Grant for the purchase of all-terrain vehicles and utility trailer for the Placerville Police Department.

FUNDING: Fiscal Year 2021 and 2022 Homeland Security Grant funds.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

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

27. [23-1379](#)

Department of Transportation recommending the Board:

- 1) Pursuant to Board Policy A-3, "Ordinances - New or Amended," conceptually approve a new Ordinance to dissolve the Missouri Flat Community Facilities District (CFD) Number 2002-01 and repeal Ordinances 4785 and 4787;
- 2) Direct staff to create a new County-owned Special Revenue Account for depositing funds to complete the Missouri Flat Master Circulation and Funding Plan (MC&FP) improvements; and
- 3) Authorize the Department of Transportation to temporarily utilize up to \$5,000,000 in Shingle Springs Band of Miwok Indians Intergovernmental Agreement (Tribe) Funds to fund the improvements if MC&FP funds are not available for the Diamond Springs Parkway Phase 1B Project, Capital Improvement Program project number 72334/36105011; and
- 4) Direct staff commit MC&FP funds as they are collected to pay back the Tribe fund, noting that any payments for reimbursement agreements will be delayed until the Tribe Funds are paid back in full and uncommitted funds are available in the MC&FP account in excess of the \$200,000 reserve, and reimburse the Tribe fund for interest lost as a result of the use of funds from the MC&FP.

FUNDING: Per Transportation's 2023 Capital Improvement Plan (CIP), which the Board approved on June 6, 2023 (Legistar 23-0851, Item 56): Master Circulation and Funding Plan (MC&FP) (40%), Traffic Impact Mitigation (TIM) Fees Zone 1-7 (25%), State-Local Partnership Program (SLPP) (15%), Traffic Impact Fee (TIF) Zone B (3%), State Highway Operation and Protection Program (SHOPP) (3%), Regional Surface Transportation Program (RSTP) Advance Exchange and EDCTC (6%), Tribe Funds (Historical) (<1%), Road Fund (<1%), and To Be Determined (7%). (State and Local Funds)

Public Comment: K. Payne, S. Taylor, L. Cauchon

Items 27 and 28 were heard together.

After the main motion was made, a substitute motion was made by Supervisor Parlin, seconded by Supervisor Turnboo:

- 1) Pursuant to Board Policy A-3, "Ordinances - New or Amended," conceptually approve a new Ordinance to dissolve the Missouri Flat Community Facilities District (CFD) Number 2002-01 and repeal Ordinances 4785 and 4787;
- 2) Direct staff to create a new County-owned Special Revenue Account for depositing funds to complete the Missouri Flat Master Circulation and Funding Plan (MC&FP) improvements; and
- 3) Authorize the Department of Transportation to temporarily utilize up to \$5,000,000 in Shingle Springs Band of Miwok Indians Intergovernmental Agreement (Tribe) Funds to fund the improvements if MC&FP funds are not available for the Diamond Springs Parkway Phase 1B Project, Capital Improvement Program project number 72334/36105011; and
- 4) Direct staff to move forward with Option A - Temporary Use of Tribe Funds With 2% Interest Repayment (Repay Tribe Fund first).

Motion Failed.

Yes: 2 - Turnboo and Parlin

Noes: 3 - Hidahl, Thomas and Laine

Items 27 and 28 were heard together.

A motion was made by Supervisor Thomas, seconded by Supervisor Laine to:

- 1) Pursuant to Board Policy A-3, "Ordinances - New or Amended," conceptually approve a new Ordinance to dissolve the Missouri Flat Community Facilities District (CFD) Number 2002-01 and repeal Ordinances 4785 and 4787;
- 2) Direct staff to create a new County-owned Special Revenue Account for depositing funds to complete the Missouri Flat Master Circulation and Funding Plan (MC&FP) improvements; and
- 3) Authorize the Department of Transportation to temporarily utilize up to \$5,000,000 in Shingle Springs Band of Miwok Indians Intergovernmental Agreement (Tribe) Funds to fund the improvements if MC&FP funds are not available for the Diamond Springs Parkway Phase 1B Project, Capital Improvement Program project number 72334/36105011; and
- 4) Direct staff to set aside 50% of any funds that are available in the MC&FP Account on a yearly basis to be transferred to the Tribe Fund until the amount transferred from the Tribe Fund for purposes of financing Diamond Springs Parkway 1B in this item is repaid in full, including interest at 2%, and another 50% of said funds to be available to make any payments required under the Reimbursement Agreement of CIP Project 36105066 (Missouri Flat Widening From Plaza Drive and Headington Road) until all obligations in the Reimbursement Agreement are satisfied, then commit all MC&FP funds in the MC&FP Account to fully satisfy the repayment to the Tribe Fund, including interest at 2%.

Yes: 3 - Hidahl, Thomas and Laine

Noes: 2 - Turnboo and Parlin

28. [23-1683](#)

Department of Transportation recommending the Board authorize the Chair to sign the revised Reimbursement Agreement for the construction of the "Road Widening Improvement Plans for the Crossings at El Dorado Missouri Flat and Crossings Road" between the County and LLL & A, LLC (AGMT 22-55037), for improvements included in CIP Project 36105066 "Missouri Flat Widening from Plaza Drive to Headington Road." (District 3)

FUNDING: Missouri Flat Area Master Circulation & Funding Plan (MC&FP) Program.

Public Comment: K. Payne, S. Taylor, L. Cauchon

Items 27 and 28 were heard together.

A motion was made by Supervisor Thomas, seconded by Supervisor Laine to Approve this matter.

Yes: 3 - Hidahl, Thomas and Laine

Noes: 2 - Turnboo and Parlin

29. [23-1705](#)

Library Department recommending the Board:

- 1) Approve closure of the Library and Museum to the public for an employee in-service day on October 20, 2023; and
- 2) Provide direction for annual closures of Library and Museum for in-service days.

FUNDING: N/A

Public Comment: T. Doyle, L. Cauchon, S. Kvetchmore, R. Ward, J. Gallow

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

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

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

30. [23-1699](#)

HEARING - Planning and Building Department, Planning Division, recommending the Board consider the following regarding TM-C23-0002/ Oak Haven, previously Summerbrook Estates, submitted by Blue Mountain Communities to amend the Final Map for Summerbrook Estates Unit 1 (TM07-1440-R2) Conditions of Approval 25 and 26 to remove a requirement for traffic signal installation and, instead, require the installation of street lighting in its place on the property identified by Assessor’s Parcel Numbers 102-580-001 to 102-580-021 and 102-590-001 to 102-590-017 consisting of 90 acres located on the north side of Green Valley Road, approximately 500 feet west of the intersection with Silver Springs Parkway, in the Rescue Area:

- 1) Consider the Addendum (Attachment C, Exhibit H) to the project’s adopted Mitigated Negative Declaration (MND) (Attachment C, Exhibit G) and determine that pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15162, there is no substantial evidence requiring the preparation of a Subsequent Mitigated Negative Declaration;
- 2) Approve the proposed amendments to Condition of Approval 25 and the elimination of Condition of Approval 26 for TM-C23-0002 (Attachment E), based on the Findings as presented (Attachment D); and
- 3) Approve and authorize the Chair to sign the revised Offsite Road Improvement Agreement for Green Valley Road at Deer Valley Road (Attachment B).

FUNDING: Developer Funded.

Public Comment: K. Payne, L. Cauchon, S. Taylor

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

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

- 1) **Modification to Condition 25 requiring the project be responsible for the construction (remove this language: of traffic signals) (add this language: traffic lighting) at the intersection of Green Valley Road and Deer Valley Road. Include the following language:
"and install traffic signal conduits and pull boxes in the work area disturbed by lighting installation as necessary to facilitate the future signalization of the intersection.";** and
- 2) **Eliminate Condition 26.**

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

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

OPEN FORUM

Public Comment: D. Getz, J. Stroyer, K. Cater, R. Messano, J. Adkisson, K. Greenwood, R. Hansen, R. Ward, S. Taylor, M. Lane, S. Gutierrez, K. Nalewaja, V. Sing, H. Ford, L. Cauchon

[23-1841](#) OPEN FORUM (See attachment)

Open Forum is an opportunity for members of the public to address the Board of Supervisors on subject matter that is not on their meeting agenda and within their jurisdiction. Public comments during Open Forum are limited to three minutes per person. The Board Chair may limit public comment during Open Forum.

TO AND FROMS: Board members may make a brief report on commission or committee meetings, or make a brief announcement on matters of countywide concern (May be called at any time during the meeting)

No reports.

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

No report.

The Board recessed to Closed Session at 2:21 P.M.

ADJOURNED AT 3:00 P.M.

CLOSED SESSION

- 31. [23-1696](#) **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:** County Negotiator: Director of Human Resources and/or designee. Employee organizations: El Dorado County Employees' Association, Local 1, AFSCME Council 57 representing employees in the Supervisory, Professional, and General Bargaining Units; Operating Engineers Local No. 3 representing employees in the Trades & Crafts and Corrections Bargaining Units; El Dorado County Criminal Attorneys' Association representing employees in the Criminal Attorney Unit; El Dorado County Managers' Association representing employees in the Management Unit; Deputy Sheriff's Association representing employees in the Law Enforcement Unit; El Dorado County Probation Officers Association representing employees in the Probation Bargaining Unit; and El Dorado County Law Enforcement Management Association representing employees in the Law Enforcement Sworn Management Unit.

Staff recommending this matter be Continued off Calendar.

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

- 32. [23-1795](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Thomas Austin and Helen Austin v. the County of El Dorado, Case No. PC20150633, Number of potential cases: (1).

No Action Reported.

- 33. [23-1796](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: George Sheetz & Friends of El Dorado County v. County of El Dorado, Case No. PC20170255, Number of potential cases: (1).

No Action Reported.

ADDENDUM

CLOSED SESSION

Staff recommending item 31 be Continued off Calendar.