



County of El Dorado

Minutes - Final Board of Supervisors

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

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

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

Tuesday, March 15, 2022

9:00 AM

<https://us06web.zoom.us/j/87322405013>

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

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 873 2240 5013. 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/87322405013>.

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**

This institution is an equal opportunity provider and employer.

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<http://eldorado.legistar.com/Calendar.aspx>

The County of El Dorado is committed to ensuring that persons with disabilities are provided the resources to participate in its public meetings. Please contact the office of the Clerk of the Board if you require accommodation at 530-621-5390 or via email, edc.cob@edcgov.us, 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-jurisdictional 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.

9:01 A.M. - CALLED TO ORDER

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

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Chaplain Betsy Vanderpool of the Sierra Chaplaincy gave the Invocation.

Supervisor Hidahl led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: J. Connolly, R. Michelson, D. Wolfson, J. Robinson, T. Doyle, M. Rodriguez

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

**Pull items 9 and 16 for discussion.
Continue item 10 to March 22, 2022.**

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

22-0546 Adoption of the Agenda and Approval of the Consent Calendar (See Attachment)

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. **22-0496** Clerk of the Board recommending the Board approve the Minutes from the regular meeting of March 8, 2022.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. **22-0248** Assessor's Office recommending the Board approve and authorize the Purchasing Agent to execute new perpetual contract 6345 with Just Appraised, Inc. for an annual estimated ongoing amount of \$45,000 for Just Appraised software licenses and a one time fee of \$6,000 for implementation and integration for an initial total not-to-exceed amount of \$51,000.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

- 3. **21-1904** Chief Administrative Office, Facilities Division, recommending the Board consider the following:
 - 1) Authorize the Purchasing Agent to sign Facility Use Agreement 6219 with the El Dorado County Chapter of the California Native Plant Society, a non-profit organization, to allow for the use of County property at three locations; the Foyer between 330 and 360 Fair Lane (Buildings A & B), the outdoor covered entrance area and lawns on either side of the entrance at 2850 Fair Lane Court (Building C), and the middle parking lot and grass area of Bldg. C, for the purpose of hosting the semi-annual plant sales scheduled for October and April every year, effective upon execution for a term of five years; and
 - 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Facility Use Agreement 6219 including future options and amendments contingent upon approval by County Counsel and Risk Management.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 4. 22-0304** Chief Administrative Office, Parks Division, recommending the Board:
- 1) Make findings in accordance with County Ordinance Section 3.13.030 Contracting Out, that the ongoing aggregate of work to be performed is not sufficient to warrant the addition of permanent staff to provide helicopter services on the Rubicon Trail for maintenance specific activities;
 - 2) Approve and authorize the Chair to sign Agreement for Services 6255 with Siller Helicopters, Inc. to provide helicopter services, materials, equipment, pilots, and ground crew to conduct maintenance activities on the Rubicon Trail, for a seven (7) month term beginning April 1, 2022, for a total not to exceed amount of \$400,000; and
 - 3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 6255, including amendments which do not increase the maximum dollar amount or term of the Agreement, contingent upon approval by County Counsel and Risk Management.

FUNDING: California State Parks Off-Highway Vehicle Division Grant Funds.

This matter was Approved on the Consent Calendar.

- 5. 22-0429** Clerk of the Board, based on the recommendation of the Cameron Park Design Review Committee, recommending the Board make the following appointment to the Cameron Park Design Review Committee:
Appoint Greg McKinney, Resident Member, Term Expiration 3/15/2026.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 6. 22-0419** Clerk of the Board, based on the recommendation of the Committee Application Review Team, pursuant to Board Policy I-5, recommending the Board appoint Amitabho (Amy) Chattopadhyay to the Civil Service Commission to fill one (1) vacancy based on applications received from two El Dorado County residents for the balance of the remaining term ending January 1, 2025.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

7. **21-2001** Information Technologies Department recommending the Board approve and authorize the Chair to:
- 1) Execute Agreement 6367 with Kronos Incorporated, to provide workforce management and telestaff software for the term of March 18, 2022 through March 17, 2023 for a not-to-exceed amount of \$170,000; and
 - 2) Authorize the use of OMNIA Partners Master Agreement 18220 between Kronos Incorporated and Cobb County, Georgia as the lead public agency for the competitively bid services.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

8. **22-0336** Information Technologies Department recommending the Board approve and authorize the Chair to execute Agreement 6418 with Foresite MSP, Inc. to provide cyber security monitoring and risk assessment services for the term of March 16, 2022 through March 15, 2023 for a not-to-exceed amount of \$96,500.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

9. **22-0397** Supervisor Parlin recommending the Board approve and authorize the Chair to sign a Proclamation recognizing March as American Red Cross Month.

FUNDING: N/A

Public Comment: T. Masters, D. Epstein

Supervisor Parlin read the Proclamation.

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

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

10. **22-0389** Supervisor Turnboo recommending the Board make the following appointment to the Commission on Aging:
Appoint Linda Grimoldi, Member - District 2, Term Expiration 01/01/2025.

FUNDING: N/A

This matter was Continued to March 22, 2022 upon Approval of the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

11. 22-0254

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

- 1) Make findings in accordance with County Ordinance 3.13.030 that it is appropriate to contract with Lake Tahoe Community College District for the purpose of a subcontract with TimelyCare for the provision of mental health services, provided under Agreement 5861 because “(B) “Specialty skills and qualifications not expressly identified in classifications are involved in the performance of the work;”
- 2) Approve and authorize the Chair to sign Agreement for Services 5861 with Lake Tahoe Community College District, with a not-to-exceed (NTE) amount of \$80,000, and for a term effective upon execution through June 30, 2023; and
- 3) Authorize the HHS Director or their designee to execute further documents relating to Agreement 5861, contingent upon approval by County Counsel and Risk Management, including amendments which do not increase the maximum dollar amount or term of the Agreement.

FUNDING: State Funding: 100% Mental Health Services Act.

This matter was Approved on the Consent Calendar.

12. 22-0309

Health and Human Services Agency recommending the Board:

- 1) Accept, with gratitude, a donation of \$10,000 from Kathleen Castro, to the Pet Aid Fund, to support efforts by the Animal Services Program; and
- 2) Authorize the Health and Human Services Agency Director, or designee, to execute further document(s) relating to the donation from Kathleen Castro, to the Animal Services Program.

FUNDING: Donation from Kathleen Castro.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

13. **21-1861** Department of Transportation recommending the Board adopt and authorize the Chair to sign Resolution **044-2022** authorizing the Department of Transportation Director the authority to approve temporary road closures for utility, Capital Improvement Program, Bridge, and Land Development projects.

FUNDING: N/A

Resolution 044-2022 was Adopted upon Approval of the Consent Calendar.

14. **22-0306** Department of Transportation recommending the Board approve and authorize the Chair to sign the Third Amendment to Agreement for Services 402-S1611 with DKS Associates, extending the contract for three years to March 24, 2025 with no change to the not-to-exceed amount, to provide traffic analysis and transportation planning services.

FUNDING: Development Project Applicants, Traffic Impact Fee Program, and Road Fund.

This matter was Approved on the Consent Calendar.

15. **22-0178** Department of Transportation recommending the Board approve and authorize the Chair to sign the Fourth Amendment to Agreement for Services 467-S1411 with Quincy Engineering, Incorporated, to provide continued assistance with advertising for construction bids and contractor submittals for the Mosquito Road Bridge at South Fork American River Project, Capital Improvement Program (CIP) 77126 / 36105028, with the following:

- 1) Extend the performance period to December 31, 2022;
- 2) Reducing the not-to-exceed amount to \$6,237,483.21;
- 3) Update contract language per California Department of Transportation federal funding requirements; and
- 4) No changes to the fee schedule or the scope of the agreement.

FUNDING: Highway Bridge Program Funds (99.9%) and Sacramento Municipal Utility District Funds (0.1%). (Federal and Local Funds)

This matter was Approved on the Consent Calendar.

16. 22-0100

Planning and Building Department, Planning Division, Current Planning Unit, recommending the Board consider the following:

- 1) In accordance with Chapter 3.13, Section 3.13.030 of County Ordinance Code, Contracting Out, find that due to the limited time frames, 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; and
- 2) Approve and authorize the Chair to sign Agreement 6316 with Raney Planning & Management, Inc., to assist the County with as-needed planning and environmental review services, with a not-to-exceed amount of \$1,000,000, and a term of three (3) years effective upon execution.

FUNDING: Applicant Funded, Transient Occupancy Tax Funds, and Caldor Fire Relief Designation Funds (General Fund).

Public Comment: K. Payne, T. Doyle, M. Rodriguez, S. Taylor

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

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

LAW AND JUSTICE - CONSENT ITEMS

17. 21-1927

Probation Department recommending the Board consider the following:
1) Make findings in accordance with El Dorado County Ordinance Code, Chapter 3.13.030 (B) that specialty skills and qualifications not expressly identified in County classifications are involved in the performance of the work;

2) Approve and authorize the Chair to sign Agreement 6151 with Noble Software Group, LLC to provide training, access and use license of a proprietary cloud-based assessment service. This agreement is for a retroactive three (3) year term covering the period of November 1, 2021, through October 31, 2024, for a not to exceed amount of \$250,000; and

3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 6151, 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.

END CONSENT CALENDAR

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

- 18. 22-0322** Health and Human Services Agency recommending the Board:
- 1) Receive a presentation recognizing the dedication of our County’s Social Workers; and
 - 2) Adopt and authorize the Chair to sign a Proclamation recognizing March 2022 as “Social Work Month” in El Dorado County.

FUNDING: N/A

Supervisor Parlin read the Proclamation.

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

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

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

OPEN FORUM

Public Comment: J. Connolly, T. Kayes, J. Boswell, M. Rodriguez, D. Wolfson, K. Greenwood, J. McGinnis, L. Cauchon, J. Gainsborough, T. Doyle

- 22-0550** 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.

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

- 19. 22-0341 HEARING** - To consider an appeal received from Angela Copeland appealing the Planning Commission’s January 27, 2022 denial of Bean Barn Drive-Thru Coffee Shop (Staff Level Design Review DR20-0009) to allow the construction and operation of a new 360-square-foot commercial structure to be used as a Bean Barn drive-through coffee shop. The project includes associated improvements for landscaping, lighting, and parking on property identified as Assessor’s Parcel Number 083-132-001, consisting of 0.61-acre, in the Cameron Park Community Region, submitted by Angela Copeland; and staff recommending the Board of Supervisors take the following actions:
- 1) Find Design Review Permit DR20-0009 Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15303 (New Construction or Conversion of Small Structures); and
 - 2) Uphold the appeal and approve Design Review Permit DR20-0009 based on the Findings and subject to the Conditions of Approval as presented by staff. (Supervisorial District 4)

FUNDING: Appeal Fee. (General Fund)

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

A motion was made by Supervisor Turnboo, seconded by Supervisor Hidahl to Approve this matter to:

- 1) Find Design Review Permit DR20-0009 Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15303 (New Construction or Conversion of Small Structures); and
- 2) Uphold the appeal and approve Design Review Permit DR20-0009 based on the Findings and subject to the Conditions of Approval as presented by staff.

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

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

Supervisor Hidahl reported on the following:
Ground breaking ceremony in El Dorado Hills.
Sacramento Capital SouthEast Connector Joint Powers Authority meeting.
Back the Badge event.
Director of Air Quality Management District meeting.
El Dorado Hills Community Council Mental Health Forum.

Supervisor Novasel reported on the following:
Hank the Tank update.
State of the State address for South Shore.
Transfer Occupancy Tax discussions.

Supervisor Thomas reported on the following:
Camino issues.
Community Health Center visit.
State Senate candidate meeting.
Water Agency meeting.
Marshall Medical and Project Roomkey.

Supervisor Turnboo reported on the following:
Library Commissioner meeting.
Water Agency meeting.
Representative Kevin Kiley meeting.
Women's Republican luncheon.
Chief Administrative Officer meeting.
County Counsel meeting.
Planning Commissioner meeting.

Supervisor Parlin reported on the following:
Rural County Representative of California update.
California State Association of Counties update.
Golden State Finance meeting.
Environmental Services Joint Powers Authority.
Taxpayer's Association meeting.
Staff meetings pertaining to Code Enforcement.

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

Don Ashton, Chief Administrative Officer, reported on the following:
Greater Sacramento Economic Council meeting.
Placerville extending winter shelter agreement.
Strategic Plan update next week.
Fire Resiliency update next week.

22-0543 CAO Update (Caldor Fire update see attachment)

ADJOURNED AT 2:26 P.M.

CLOSED SESSION

Public Comment: S. Taylor

- 20. 22-0492** **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. (Est. Time: 30 Min.)

No Action Reported. All five Supervisors participated.

- 21. 22-0455** **Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator:** This body will hold a closed session to give instructions to its negotiator for the:
Project: Diamond Springs Parkway Phase 1B Project CIP No. 72334;
Property: 4465 Missouri Flat Road, Diamond Springs, CA 95667 (APN's: 327-270-048 and -049);
County Negotiators: Matthew Smeltzer, Deputy Director, Engineering, County Department of Transportation, or designee;
Negotiating Parties: Raley's, a California Corporation;
Under Negotiation: Price and terms of payment. (Est. Time: 10 Min.)

No Action Reported. All five Supervisors participated.

- 22. 22-0484** **Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator:** This body will hold a closed session to give instructions to its negotiator for the:
Project: Diamond Springs Parkway Phase 1B Project CIP No. 72334;
Property: North Side of China Garden Road, East of Missouri Flat Road, Placerville, CA 95667 [APN 327-270-43, APN 327-270-46, APN 327-270-47, APN 327-270-50];
County Negotiators: Matthew Smeltzer, Deputy Director, Engineering, County Department of Transportation, or designee;
Negotiating Parties: James & Elizabeth Ann Teter Property, Trustees of the 1991 Revocable Living Trust dated July 22, 1991; and Trustees under the Teter Family Trust, dated April 4, 1978;
Under Negotiation: Price and terms of payment. (Est. Time: 15 Min.)

No Action Reported. All five Supervisors participated.

- 23. 22-0402** **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Director of Child Support Services. (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.