



County of El Dorado

MEETING AGENDA

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

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, March 12, 2024

9:00 AM

<https://edcgov-us.zoom.us/j/84828581396>

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

ADDENDUM

Item 22 is hereby added to 9:00 A.M. Time Allocation

Item 23 is hereby added to 9:30 A.M. Time Allocation

Item 24 is hereby added to Closed Session

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 848 2858 1396. 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/84828581396>.

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.

Live Web Streaming and archiving of most Board of Supervisors meeting videos, all meeting agendas, supplemental materials and meeting minutes are available on the internet at: <http://eldorado.legistar.com/Calendar.aspx>

The County of El Dorado is committed to ensuring that persons with disabilities are provided the resources to participate in its public meetings. Please contact the office of the Clerk of the Board if you require accommodation at 530-621-5390 or via email, edc.cob@edcgov.us, preferably no less than 24 hours in advance of the meeting.

The Board of Supervisors is concerned that written information submitted to the Board the day of the Board meeting may not receive the attention it deserves. The Board Clerk cannot guarantee that any FAX, email, or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

The Board meets simultaneously as the Board of Supervisors and the Board of Directors of the Air Quality Management District, In-Home Supportive Services, Public Housing Authority, Redevelopment Agency and other Special Districts.

For Purposes of the Brown Act § 54954.2 (a), the numbered items on this Agenda give a brief description of each item of business to be transacted or discussed. Recommendations of the staff, as shown, do not prevent the Board from taking other action.

Materials related to an item on this Agenda submitted to the Board of Supervisors after distribution of the agenda packet are available for inspection during normal business hours in the public viewing packet located in Building A, 330 Fair Lane, Placerville or in the Board Clerk's Office located at the same address. Such documents are also available on the Board of Supervisors' Meeting Agenda webpage subject to staff's ability to post the documents before the meeting.

PROTOCOLS FOR PUBLIC COMMENT

Public comment will be received at designated periods as called by the Board Chair.

Public comment on items scheduled for Closed Session will be received before the Board recesses to Closed Session.

Except with the consent of the Board, individuals shall be allowed to speak to an item only once.

On December 5, 2017, the Board adopted the following protocol relative to public comment periods. The Board adopted minor revisions to the protocol on 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. - CALL TO ORDER**INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG****ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR**

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. [24-0457](#) Clerk of the Board recommending the Board Approve the Minutes from the regular meeting on March 5, 2024.

GENERAL GOVERNMENT - CONSENT ITEMS

2. [24-0423](#) Auditor-Controller recommending the Board authorize the Auditor-Controller to remove the fixed assets and minor equipment listed on the attached schedules from the County's fixed asset records.

FUNDING: N/A

3. [24-0413](#) Chief Administrative Office, on behalf of the Broadband Ad Hoc Committee, recommending the Board:
1) Rename the Broadband Ad Hoc Committee to the Broadband and Connectivity Ad Hoc Committee; and
2) Approve and authorize the Chair to sign and submit a letter of opposition to the California Public Utility Commission regarding AT&T's application for relief from its Carrier of Last Resort Obligation.

FUNDING: N/A

4. [24-0427](#) Chief Administrative Office, based upon the recommendation of the El Dorado County Fair Association Board of Directors, recommending the Board appoint the El Dorado County Fair Association Chief Executive Officer as the primary representative for El Dorado County with the Chair of the El Dorado County Fair Association Board of Directors as the alternate representative to the California Construction Authority Joint Powers Authority for El Dorado County.

FUNDING: N/A

5. [24-0434](#) Supervisor Laine recommending the Board adopt and authorize the Chair to sign Resolution **043-2024** approving road restrictions for the 31st Annual America's Most Beautiful Bike Ride on Sunday, June 2nd, 2024 between the hours of 6:30 A.M. and 9:00 A.M.

FUNDING: N/A

6. [24-0452](#) Supervisor Parlin, as the appointee to the Rural County Representatives of California Environmental Services Joint Powers Authority, recommending the Board send a letter of support to Assembly Member Jim Wood for Assembly Bill 2902, regarding organic waste management.

FUNDING: N/A

7. [24-0444](#)

Supervisor Thomas recommending the Board:

- 1) Find that a public benefit is derived from supporting funding towards the Camino Beautification Project in the roundabout built for the Camino Safety Project at Camino Heights and Carson Road; 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, authorize payment of the \$5,000 community funding contribution to Arts & Culture El Dorado as the fiscal agent for this community project.

FUNDING: Community Funding/General Fund.

HEALTH AND COMMUNITY - CONSENT ITEMS

8. [23-2113](#) Health and Human Services Agency (HHS) recommending the Board:
- 1) Designate HHS to continue to serve as the Administrative Entity (AE) for the El Dorado Opportunity Knocks Continuum of Care (CoC) for the Homeless Housing, Assistance and Prevention (HHAP) Grant Program Round 5, administered by the California Interagency Council on Homelessness (Cal ICH);
 - 2) Authorize the HHS Director to submit a joint application, and modifications or updates thereto, in the estimated amount of \$1,383,450, for HHS and the CoC's continued participation in the HHAP Program;
 - 3) Delegate authority to the HHS Director, or HHS Chief Assistant Director, to accept HHAP Program Round 5 funding, if awarded, and to execute the resulting funding agreement and future amendments that do not increase Net County Cost, contingent upon County Counsel and Risk Management approval; and
 - 4) Authorize the Chief Administrative Officer to execute a non-financial Memorandum of Understanding (MOU) between HHS and the CoC that is required to be submitted with the HHAP Program Round 5 application, and to execute future amendments thereto that do not alter the non-financial aspect of the MOU, contingent upon County Counsel and Risk Management approval.

FUNDING: 100% State funding authorized pursuant to California Assembly Bill 129, and Health and Safety Code 50230 signed into law by Governor Newsom on July 10, 2023; no matching funds are required.

9. [24-0259](#) Health and Human Services Agency (HHS) recommending the Board:
- 1) Accept Round 2 grant funding for the California Public Health Workforce Career Ladder Education and Development Program (PH-Career Ladder) grant, administered by the California Department of Public Health (CDPH), with the additional funds awarded through Amendment 1 to CDPH Agreement 22-11297 (County Agreement 7767), in the amount of \$34,999.50, for a new amended total grant amount of \$65,487.50, with no change to the term and performance period of February 1, 2022, to June 30, 2026; and
 - 2) Delegate authority to the HHS Director to execute Amendment I to Grant Agreement 7767 expected to be issued to HHS by CDPH next month contingent upon Board acceptance of this funding, and future amendments that do not increase Net County Cost, contingent upon County Counsel and Risk Management approval, and subsequent administrative documents or required fiscal or programmatic reports.

FUNDING: 100% State California PH-Career Ladder Program Grant. No matching funds are required.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

10. [23-2143](#) Department of Transportation recommending the Board consider the following:
- 1) Find in accordance with County Ordinance Code Chapter 3.13, Section 3.13.030(C), 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 plan inspection services, on-call construction inspection services, and updates to the Countywide Standards Manual;
 - 2) Award Request for Proposal (RFP) 23-961-044 Category 1 for On-call Plan Inspection Services to R.E.Y. Engineers, Inc. and SNG & Associates;
 - 3) Award RFP 23-961-044 Category 2 for On-call Construction Inspection Services to Ghirardelli Associates, Inc.;
 - 4) Award RFP 23-961-044 Category 3 for Updates to the Countywide Standards Manual to SNG & Associates;
 - 5) Approve and authorize the Chair to sign Agreement for Services 8047 with R.E.Y. Engineering with a not-to-exceed amount of \$250,000, for a three (3) year term effective upon final execution;
 - 6) Approve and authorize the Chair to sign Agreement for Services 8049 with Ghirardelli & Associates with a not-to-exceed amount of \$2,100,000, for a three (3) year term effective upon final execution; and
 - 7) Approve and authorize the Chair to sign Agreement for Services 8267 with SNG & Associates with a not-to-exceed amount of \$90,170, for a two (2) year term effective upon final execution.

FUNDING: County Engineer, Road Fund.

11. [23-2248](#) Department of Transportation recommending the Board approve and authorize the Chair to sign the Third Amendment to competitively-procured Agreement for Services 3562 with HDR Construction Control Corporation to extend the performance period an additional year for a total of six years for as-needed construction support services, with no changes to the total compensation amount of \$3,150,000 or the scope of work.

FUNDING: Utility agencies via time and material billings and local funding sources that may include any combination of the following: Traffic Impact Fee Program, Missouri Flat Area Master Circulation and Financing Plan, Road Fund, Tribe Funds, Accumulative Capital Outlay, Developer Advanced Funds, Sacramento Municipal Utility District, and/or General Fund.

12. [24-0183](#) Department of Transportation recommending the Board approve and authorize the Chair to sign a budget transfer for Rolling Ranch Zone of Benefit 98140 to increase the special tax revenue amount in the current fiscal year as a result of a successful special election with a respective increase to the Zone's Road Maintenance and Construction budget expense category. (4/5 vote required)

FUNDING: Zone of Benefit Special Taxes. (100%)

13. [24-0279](#) Department of Transportation recommending the Board:
- 1) Approve and authorize the Chair to sign a Budget Transfer adjusting Transportation's budget for Fiscal Year (FY) 2023-24 to accommodate one (1) International Truck Chassis, one (1) plow and one (1) dump body;
 - 2) Approve the addition of one (1) International Truck Chassis to the Department of Transportation's FY 2023-24 Fixed Asset List at \$95,000;
 - 3) Approve the addition of one (1) Dump Body to the Department of Transportation's FY 2023-24 Fixed Asset List at \$30,000; and
 - 4) Approve the addition of one (1) Plow to the Department of Transportation's FY 2023-24 Fixed Asset List at \$20,000. (4/5 Vote required to approve the budget amendment)

FUNDING: Road Fund (100%).

14. [24-0464](#) Department of Transportation recommending the Board:
- 1) Adopt and authorize the Chair to sign Resolution **041-2024**, finding an emergency exists on Patterson Drive in Diamond Springs due to a sinkhole resulting from a failed culvert;
 - 2) Authorize the Director of Transportation, acting as the Road Commissioner, to take all necessary actions to approve, authorize, and award emergency repair projects (4/5 vote required);
 - 3) Find that the adoption of this Resolution and the repair project is exempt from the California Environmental Quality Act under Public Resources Code Section 21080 and CEQA Guidelines Sections 15269 and 15301; and
 - 4) Direct staff to return to the Board as soon as the emergency repairs are completed with an update on completed repairs and final costs.

FUNDING: Road Fund.

15. [24-0379](#) Environmental Management Department recommending the Board approve and authorize the Chair to execute Amendment II to Agreement 2098 with Global Labs, Inc., doing business as California Laboratory Services, for the provision of as-needed collection and analysis of groundwater, surface water, stormwater, wastewater, soil, hazardous materials, and hazardous waste sample testing services for the Union Mine Disposal Site and other various County locations as needed, extending the term of the Agreement for an additional three (3) years, expiring March 12, 2027 and increasing the not-to-exceed amount by \$300,000, for a total not-to-exceed amount of \$900,000, with updated rates in Exhibit B.

FUNDING: Non-General Fund/County Service Area 10 - Solid Waste and Liquid Waste funds.

LAW AND JUSTICE - CONSENT ITEMS

16. [24-0026](#) Public Defender's Office recommending the Board consider the following:
- 1) Approve the addition of two Verkada Dome Cameras assigned to Fiscal Year 2023-24 Fixed Asset list, with a total approximate cost of \$11,000;
 - 2) Approve and authorize the Chair to sign a Budget Transfer decreasing the Public Defender's Office Salary and Benefits appropriations by \$11,000 and increasing the department's Fixed Asset appropriations by \$11,000;
 - 3) Make findings in accordance with Ordinance 3.13.030(c) 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 addition of permanent staff;
 - 4) Approve and authorize the Purchasing Agent to sign Agreement 8355 for camera system equipment, installation, and licensing with Surveillance Systems Integration Inc., for Public Defender's Office in South Lake Tahoe, in the amount of \$10,907.70, which includes a 10-year agreement term for associated software licenses; and
 - 5) Authorize the Purchasing Agent to execute any necessary amendments relating to Agreement 8355, excluding term extensions and increases to the not-to-exceed amount, contingent upon approval by County Counsel and Risk Management.

FUNDING: General Fund.

END CONSENT CALENDAR

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

17. [24-0408](#) Supervisor Hidahl and Supervisor Turnboo recommending the Board direct Department of Transportation to:
- 1) Prepare an analysis that would identify the preferred route alignment for a new roadway to connect Latrobe Road to the Sacramento County Line south of the El Dorado Hills Business Park;
 - 2) Prepare a programmatic-level environmental analysis for the proposed alignment; and
 - 3) Return to the Board with a proposed amendment to the Transportation and Circulation Element of the General Plan which would add the new roadway to Figure TC-1 *Circulation Map*. (Districts I and II)

FUNDING: Road Fund.

18. [24-0429](#) Chief Administrative Office, Parks Division, recommending the Board receive an update on current Parks projects and program priorities.

FUNDING: N/A

11:00 A.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)19. [24-0083](#)

HEARING - Health and Human Services Agency (HHSA), Public Health Division, Tobacco Use Prevention Program and the Planning and Building Department (Planning) recommending the Board:

- 1) Adopt and authorize the Chair to sign Urgency Ordinance **5197** pursuant to California Government Code Section 65858, extending an interim forty-five day moratorium for ten months and fifteen days, on new tobacco retailer applications for all purposes within the unincorporated areas in El Dorado County, pending the study and development of reasonable regulations (4/5 vote required);
- 2) Find that the extension interim moratorium is not a “project” under the California Environmental Quality Act (CEQA) and even if it were a project, it would be exempt from the CEQA pursuant to statutory exemption CEQA Guidelines Section 15061 (b)(3)(Common Sense Exemption) because there is no possibility that adoption of this temporary moratorium would have a significant effect on the environment;
- 3) Receive the requested presentation on tobacco retail zoning and licensing provisions; and
- 4) Direct staff to return with a tobacco retail license draft ordinance that reflects Board direction.

FUNDING: N/A

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

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.

BOARD MEMBER UPDATES: This is an opportunity for Board Members to provide short informational updates on matters of countywide concern and brief reports on meetings attended at the expense of the County, in accordance with Government Code § 53232.3. No action will be taken. (May be called at any time during the meeting)

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

ADJOURNMENT

CLOSED SESSION

- 20. [24-0459](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Agricultural Commissioner and Sealer of Weights and Measures.

- 21. [24-0190](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Director of Transportation. (Cont. 3/5/2024, Item 21)

ADDENDUM**9:00 A.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)****22. [24-0472](#)**

Supervisor Parlin recommending the Board make findings that food trucks are not needed nor appropriate at Henningsen Lotus Park and amend Agreement 7980 with Mikey's Kilted Kitchen to remove the use of Henningsen Lotus Park for mobile food vendor services.

FUNDING: N/A

9:30 A.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)**23. [24-0487](#)**

Supervisor Laine recommending the Board:

- 1) Receive and file an update on transit operations in the Tahoe Basin; and
- 2) Authorize staff to initiate negotiations with the City of South Lake Tahoe regarding the formation of a Tahoe South Shore Transit Joint Powers Authority between the City of South Lake Tahoe and El Dorado County

FUNDING: N/A

CLOSED SESSION**24. [24-0503](#)**

Conference with Legal Counsel - Existing Litigation pursuant to Government Code Section 54956.9(d)(1). Title: El Dorado County, et al, v. PG & E Corporation. Superior Court of California, County of San Francisco, Case No. CJC-23-005272 Number of potential cases: (1).