



County of El Dorado

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

Minutes - Draft Board of Supervisors

John Hidahl, Chair, District I
Lori Parlin, First Vice Chair, District IV
Wendy Thomas, Second Vice Chair, District III
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

Friday, September 10, 2021

9:00 AM

<https://us06web.zoom.us/j/87942924484>

Special Board Meeting - 330 Fair Lane, Placerville, CA or live-streamed

Pursuant to Government Code section 54956, the Chairman of the El Dorado County Board of Supervisors does hereby call a special meeting of the El Dorado County Board of Supervisors, as more specifically set forth herein.

PUBLIC PARTICIPATION INSTRUCTIONS: In accordance with new guidance from the California Department of Public Health, the meeting 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. Seating is limited and available on a first-come, first-served basis. The public should call into 530-621-7603 or 530-621-7610. The Meeting ID is 879 4292 4484. Please note you will not be able to join the live-stream until the posted meeting start time.

To observe the live stream of the Board of Supervisors meeting go to <https://us06web.zoom.us/j/87942924484>.

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 via email by 4:00 p.m. on the Thursday prior to the Board meeting. Please submit your comment to the Clerk of the Board at edc.cob@edcgov.us. Your comment will be placed into the record and forwarded to the Board of Supervisors.

The Clerk of the Board is here to assist you, please call 530-621-5390 if you need any assistance with the above directions.

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.

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.

9:48 A.M. - CALLED TO ORDER

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

PLEDGE OF ALLEGIANCE TO THE FLAG

Supervisor Hidahl led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: Tracy

A motion was made by Supervisor Novasel, seconded by Supervisor Parlin to Adopt the Agenda and Approve the Consent Calendar with no changes.

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

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

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

1. 21-1275

Library Department recommending the Board:

- 1) Approve and authorize acceptance of a donation grant for Broadband firewall technology and hardware donation from the California State Library through Califa, the administrative and fiscal agent for the Broadband Project, for the purpose of increasing broadband capacity at all six libraries, especially urgent due to the increased need of connectivity related to the Caldor Fire in the value of \$318,692.99; and
- 2) Delegate authority to the Library Services Director to accept and sign a grant award, with no County match required, contingent upon County Counsel and Risk Management approval, and authorize the Library Services Director, or designee, to execute and administer any subsequent administrative documents relating the award, including required reports.

FUNDING: California State Library Broadband program.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

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

2. 21-1455

Chief Administrative Office recommending the Board receive updates on the following topics related to the Caldor Fire emergency:

- 1) A report on the current status of the fire and other relevant information the Sheriff’s Office of Emergency Services;
- 2) Efforts to re-evaluate property taxes and the potential impact to County revenues, and to review what taxpayers can expect, from the County Assessor;
- 3) Initiatives to ensure the ability to vote for all fire victims, as well as emergency response personnel, from the Registrar of Voters;
- 4) The effort to begin debris/hazardous tree removal, including the Consolidated Debris Removal Program with CalOES, and a forthcoming urgency ordinance on this topic, from Environmental Management.

FUNDING: N/A

Public Comment: Subsections 1 and 4: J. Cratell, T. Madison, W. Ward, T. Douglas, P. Rhea, J. Picket, J. McDrugis, T. Pasleo, R. McNeil, M. Rodriguez, J. Lather, C. Fortin, S. Wilcox, T. Dollar-Mills, K. Lester, N. Starr, L. Brent-Bumb, J. Lambert, R. Briggs, S. Taylor, J. Wilson, Patty

Public Comment: Subsections 2 and 3: T. Douglas, J. McDrugis, C. Fortin, J. Wilson

The Board received updates on the following topics related to the Caldor Fire emergency:

- 1) A report on the current status of the fire and other relevant information from the Sheriff’s Office of Emergency Services;**
- 2) Efforts to re-evaluate property taxes and the potential impact to County revenues, and to review what taxpayers can expect, from the County Assessor;**
- 3) Initiatives to ensure the ability to vote for all fire victims, as well as emergency response personnel, from the Registrar of Voters; and**
- 4) The effort to begin debris/hazardous tree removal, including the Consolidated Debris Removal Program with CalOES, and a forthcoming urgency ordinance on this topic, from Environmental Management.**

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

3. 21-1469

HEARING - Planning and Building Department, Planning Division staff, recommending the Board:

1) Adopt Urgency Ordinance **5150**, entitled "Caldor Fire Resiliency and Rebuilding Ordinance" (OR21-0001), adding Chapter 130.69 to Title 130 (Zoning) of the El Dorado County Ordinance Code, which provides for temporary emergency housing options for persons displaced by the Caldor Fire during recovery and rebuilding and provisions to aid during repair and reconstruction of damaged dwellings and other structures in the burn area or provide direction to staff to make modifications to the proposed urgency ordinance and return to the Board on September 21, 2021 for adoption;

2) If adopted, find that the urgency ordinance is exempt from the California Environmental Quality Act (CEQA) pursuant to statutory exemption Public Resource Code Section 21080(b)(3) (projects to maintain, repair, restore, or replace property or facilities damaged or destroyed as a result of a declared disaster); Public Resource Code Section 21080(b)(4) (actions necessary to mitigate an emergency); CEQA Guidelines Section 15269(a) (maintaining, repairing, restoring, demolishing, or replacing property or facilities damaged or destroyed as a result of a disaster); CEQA Guideline Section 15269(c) (specific actions necessary to prevent or mitigate an emergency); and CEQA Guideline Section 15061(b)(3) (Common Sense Exemption); and

3) If adopted, authorize the Chair to sign Urgency Ordinance **5150**. (4/5 vote required)

FUNDING: N/A

Public Comment: T. Madison, A. Cruston, J. Hubber, W. Ward, J. McDrugis, A. Nevis, C. Fortin, S. Taylor

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

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

1) Adopt Urgency Ordinance 5150, entitled "Caldor Fire Resiliency and Rebuilding Ordinance" (OR21-0001), adding Chapter 130.69 to Title 130 (Zoning) of the El Dorado County Ordinance Code, which provides for temporary emergency housing options for persons displaced by the Caldor Fire during recovery and rebuilding and provisions to aid during repair and reconstruction of damaged dwellings and other structures in the burn area, with the following changes to the Urgency Ordinance:

a) Include applications for non-residential structures without insurance to receive the fee waiver in Section 130.69.260.A; and

b) In Section 130.69.260.B - Permit Fee Reductions and Waivers Subsection B include "through any other federal or state sources" and delete "local, private, or non-profit disaster relief program or grant".

2) Find that the Urgency Ordinance is exempt from the California Environmental Quality Act (CEQA) pursuant to statutory exemption Public Resource Code Section 21080(b)(3) (projects to maintain, repair, restore, or replace property or

facilities damaged or destroyed as a result of a declared disaster); Public Resource Code Section 21080(b)(4) (actions necessary to mitigate an emergency); CEQA Guidelines Section 15269(a) (maintaining, repairing, restoring, demolishing, or replacing property or facilities damaged or destroyed as a result of a disaster); CEQA Guideline Section 15269(c) (specific actions necessary to prevent or mitigate an emergency); and CEQA Guideline Section 15061(b)(3) (Common Sense Exemption); and
3) Authorize the Chair to sign Urgency Ordinance 5150, as modified and adopted by the Board of Supervisors.

ADJOURNED AT 5:46 P.M.

CLOSED SESSION

- 4. 21-1419** **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, representing employees in the Supervisory, Professional, and General Bargaining Units; Operating Engineers Local No. 3 representing employees in the Trades & Crafts Bargaining Unit; 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; and El Dorado County Law Enforcement Management Association representing employees in the Law Enforcement Sworn Management Unit. (Est. Time: 15 Min.) (Cont. 8/31/2021, Item 46)
- No Action Reported. All five Supervisors participated.**
- 5. 21-1395** **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1). (Est. Time: 20 Min.) (Cont. 8/31/2021, Item 47)
- No Action Reported. All five Supervisors participated.**
- 6. 21-1401** **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2) and **Initiation of Litigation** pursuant to Government Code section 54956.9(d)(4). Title: Number of potential cases: (4+). (Est. Time: 15 Min.) (Cont. 8/31/2021, Item 48)
- No Action Reported. All five Supervisors participated.**