



County of El Dorado

Board of Supervisors
330 Fair Lane, Building A
Placerville, California
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www.edcgov.us/bos

Minutes - Final Board of Supervisors

Brian K. Veerkamp, Chair, District III
Ron Mikulaco, First Vice-Chair, District I
Shiva Frentzen, Second Vice-Chair, District II
Michael Ranalli, District IV
Sue Novasel, District V

James S. Mitrisin, Clerk of the Board of Supervisors
Larry T. Combs, Chief Administrative Officer
Robyn Truitt Drivon, County Counsel

Tuesday, October 6, 2015

8:00 AM

Board of Supervisors Meeting Room

ADDENDUM

Item No. 17 is hereby added to Closed Session.

Vision Statement

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

BOARD MEETING ROOM EQUIPPED WITH AN AUDIO INDUCTION LOOP ASSISTIVE LISTENING SYSTEM.

Live Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors 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.

Public comment will be received on each agenda item listed under Department Matters or Time Allocation as called by the Chair. Principal party on each side of an issue (where applicable) is allocated 10 minutes to speak, individual comments are limited to 3 minutes, and individuals speaking for a group are allocated 5 minutes. (Adopted 8/10/93) Except with the consent of the Board, individuals shall be allowed to speak to an item only once. Upon completion of public comment the matter shall be returned to the Board for deliberation. Members of the public shall not be entitled to participate in that deliberation, or be present at the podium during such deliberation, except at the invitation of the Board for a point of clarification or question by the Board. The Board reserves the right to waive said rules by a majority vote.

Matters not on the agenda may be addressed by the general public during the Open Forum. Public comments during Open Forum are limited to three minutes per person and the total amount of time reserved for Open Forum may be limited. Public comment on items scheduled for Closed Session will be received before the Board recesses to Closed Session.

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 the foyer of 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.

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.

8:00 A.M. - CALL TO ORDER AND RECESS TO CLOSED SESSIONS

Present: 5 - Supervisor Mikulaco, Supervisor Veerkamp , Supervisor Frentzen, Supervisor Ranalli and Supervisor Novasel

9:02 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS

Present: 5 - Supervisor Mikulaco, Supervisor Veerkamp , Supervisor Frentzen, Supervisor Ranalli and Supervisor Novasel

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

**Supervisor Frentzen led the Pledge of Allegiance to the Flag.
Pastor Dave Cooke from the Cold Springs Community Church gave the
Invocation.**

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

**A motion was made by Supervisor Mikulaco, seconded by Supervisor Ranalli to
Adopt the Agenda and Approve the Consent Calendar.**

Yes: 5 - Mikulaco, Veerkamp , Frentzen, Ranalli and Novasel

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 with one single vote. A Board member may request an item be removed from the Consent Calendar for discussion and possible action, and the item will be moved from Consent and heard as a separate item with Department Matters. Any member of the public may ask to address an item on the Consent Calendar prior to Board action.

OPEN FORUM

Public Comment: K. Payne

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 reserves the right to impose a reasonable limit of time afforded to any topic, individual speaker or the total amount of time reserved for Open Forum.

DEPARTMENT/SUPERVISOR REPORTS

Supervisor Ranalli participated in a ride along with the California Highway Patrol on Friday.
He attended the Casa fundraising event on Saturday.
Supervisor Ranalli participates in the pancake breakfast that is held on Sundays at the Kelsey school house. Next week the pancake breakfast will benefit the Garden Valley Fire District.

Supervisor Novasel attended a mental health collaborative last week in Tahoe. She also attended the Edgewood Lodge ground breaking.
Supervisor Novasel attended the candidate forum which took place at the Tahoe Paradise Park in Meyers.

Supervisor Frentzen spoke of her town hall meeting in Shingle Springs. On Saturday, she visited the Sherman Demonstration Garden. She toured the entire area.
She gave an update on the Technical Advisory Committee on Broadband. They had their first meeting. All the elements are available to apply for a technical assistance grant.

Supervisor Mikulaco attended the car show at Serrano. There was a good turn out. Supervisor Mikulaco would like to incorporate some of these classic cars in the opening of the Silva Valley Interchange.

Supervisor Veerkamp announced that the strategic planning process is at the phase now for engaging the citizens. The citizen engagement survey is now available. Each Supervisor will be holding a town hall meeting in the next couple of weeks regarding the survey. He encouraged everyone to participate. He, Supervisor Mikulaco, County Counsel and the Chief Administrative Officer met with representatives from the Miwok Tribe concerning the Tribe's future plans for development as well as the County's concerns.
Supervisor Veerkamp and Supervisor Frentzen attended the Local Agency Formation Commission (LAFCO) meeting last week. The discussion centered around the LAFCO conference.
Supervisor Veerkamp thanked the departments who helped with the traffic plan for Apple Hill.

CONSENT CALENDAR

- 1. **15-1156** Clerk of the Board recommending the Board approve the Minutes from the regular meeting of September 29, 2015.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. **15-1019** Information Technologies recommending the Board ratify the renewals and purchases with Network Solutions for the following County domain names, each with a five (5) year term, and total cost of \$489:
 - 1) www.edcgov.us for a five (5) year term and a total cost of \$99;
 - 2) www.eldoradolibrary.org for a five (5) year term and a total cost of \$99;
 - 3) www.accedc.org for a five (5) year term and a total cost of \$99;
 - 4) Private registration for www.accedc.org for a five (5) year term and total cost of \$64; and
 - 5) New domain www.chooseeldoradocounty.us for a five (5) year term and a total cost of \$124.

Pursuant to Procurement Policy C-17, Board of Supervisors' approval is required for any contract term exceeding three (3) years inclusive of all any amendments and regardless of dollar amount.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

- 3. 15-1029** Community Development Agency, Transportation Division, recommending the Board consider the following pertaining to the Sly Park Road at Clear Creek Crossing - Bridge Replacement Project, CIP No. 77115:
- 1) Approve and authorize the Chair to sign the Acquisition Agreement for Public Purposes and the Certificates of Acceptance for the related documents from Matthew E. Carmichael and Angelica Carmichael Husband and Wife for Assessor's Parcel Number 079-030-11;
 - 2) Authorize the Community Development Agency Director, or designee, to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including payment of title and escrow fees; and
 - 3) Authorize the Community Development Agency Director, or designee, to extend the date of closure of escrow upon mutual agreement of both parties if necessary.

FUNDING: This project is funded by the Federal Highway Bridge Program (83%), Traffic Impact Mitigation Fees (15%) and Regional Surface Transportation Program Exchange Funds (2%).

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

- 4. **13-0942** District Attorney recommending the Board consider the following:
1) Adopt and authorize the Chair to sign Resolution **167-2015** authorizing the District Attorney to execute a Grant Award Agreement with the Department of Insurance for the Automobile Insurance Fraud Program for Fiscal Year 2015/16 in the amount of \$307,231; and
2) Adopt and authorize the Chair to sign Resolution **168-2015** authorizing the District Attorney to execute a Grant Award Agreement with the California Department of Insurance for the Workers' Compensation Insurance Fraud Program for Fiscal Year 2015/16 in the amount of \$279,615.

Resolutions 167-2015 and 168-2015 were Adopted upon Approval of the Consent Calendar.

- 5. **15-1096** Probation Department recommending the Board receive and file the annual Juvenile Justice Crime Prevention Act Progress Report for El Dorado County's Community Alliance to Reduce Truancy Program for Fiscal Year 2014/15.

FUNDING: Juvenile Justice Crime Prevention Act.

This matter was Approved on the Consent Calendar.

- 6. **14-1417** El Dorado County Sheriff's Office of Emergency Services recommending the Board find that a state of emergency continues to exist in El Dorado County as a result of drought conditions. (Cont. 9/29/15, Item 20)

This matter was Approved on the Consent Calendar.

7. **15-0929** Sheriff's Office and Human Resources Department recommending the Board consider the following:
- 1) Adopt and authorize the Chair to sign Resolution **169-2015** establishing the salary schedule and bargaining unit for the classification of Correctional Food Services Coordinator and amend the Authorized Personnel Allocation Resolution to ADD 1.0 FTE Correctional Food Services Coordinator, and DELETE 1.0 FTE Correctional Food Services Supervisor;
 - 2) Approve the reclassification of a Corrections Food Services Supervisor position in the Sheriff's Office to Correctional Food Services Coordinator; and
 - 3) Waive the requirement for filling the upgraded position through a competitive examination process allowing the current incumbent to be appointed.

FUNDING: General Fund.

This matter was Approved and Resolution 169-2015 was Adopted upon Approval of the Consent Calendar.

8. **15-1135** Sheriff's Office recommending the Board approve and authorize the Sheriff's Office to accept the online award for the Fiscal Year 2015 State Criminal Alien Assistance Program (SCAAP) in the amount of \$6,383 for reimbursement of correctional expenses incurred in Fiscal Year 2013/14.

FUNDING: Fiscal Year 2015 SCAAP Funds.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

11:00 A.M. - TIME ALLOCATION

GENERAL GOVERNMENT - 11:00 A.M. TIME ALLOCATION

- 9. 15-1157 Supervisor Veerkamp recommending the Board authorize the Chair to sign a Proclamation recognizing October as Dysautonomia Awareness Month. (Est. Time: 5 Min.)

Supervisor Veerkamp read the Proclamation.

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

Yes: 5 - Mikulaco, Veerkamp , Frentzen, Ranalli and Novasel

- 10. 15-1047 Assessor's Office recommending the Board authorize the Chair to sign a Proclamation in recognition and appreciation of Becky Heflin's 35 years of dedication to public service and excellence. (Est. Time 5 Min.)

Karl Weiland, Assessor, read the Proclamation.

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

Yes: 5 - Mikulaco, Veerkamp , Frentzen, Ranalli and Novasel

- 11. 14-1386 Supervisor Mikulaco recommending the Board authorize the Chair to sign a Proclamation recognizing October as Breast Cancer Awareness Month. (Est. Time: 10 Min.)

Supervisor Mikulaco read the Proclamation.

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

Yes: 5 - Mikulaco, Veerkamp , Frentzen, Ranalli and Novasel

- 12. 15-0524 Supervisor Novasel recommending the Board receive and file a Presentation by Kathleen Guerrero, Executive Director of First 5 El Dorado, Children and Families First Commission, and Bill Roby, Executive Director of the El Dorado Community Foundation, to provide an update on their partnership with "Legacy El Dorado", proposing a community-based model offering prevention services to families through "hubs", mobile outreach, and connecting to direct services. (Est. Time: 30 Min.)

Public Comment: K. Greenwood

Received and Filed.

DEPARTMENT MATTERS

- 13. 15-1032** ~~Chief Administrative Office providing the Board with an update on Grassy Run Community Service District and Pioneer Fire Department.~~
(Refer: 9/22/15, Item 19)

Addendum:

Chief Administrative Office recommending the Board:

- 1) Receive update on Grassy Run Community Service District and Pioneer Fire Department;
- 2) Make a finding that a \$5,000 payment to LAFCO on behalf of Grassy Run CSD is a public benefit in accordance with MOU Agreement Paragraph 2.1 and is for the express benefit of Grassy Run Homeowners Association and its members as consistent with Exhibit A;
- 3) Approve a Budget Transfer reducing General Fund Contingency and increasing appropriations in Department 15 in the amount of \$5,000 for payment to LAFCO on behalf of Grassy Run CSD (4/5 vote required);
- 4) Direct the Chief Administrative Officer to prepare and sign a claim voucher payable to LAFCO in the amount of \$5,000 from the Department 15 budget; and
- 5) Order the Auditor-Controller to pay the claim voucher prepared by the Chief Administrative Officer in the amount of \$5,000 to LAFCO on behalf of the Grassy Run CSD.

FUNDING: General Fund.

Public Comment: J. Enrique, K. Payne

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

Yes: 5 - Mikulaco, Veerkamp , Frentzen, Ranalli and Novasel

2:00 P.M. - TIME ALLOCATION

14. 15-1008

Community Development Agency, Development Services Division, recommending the Board take the following actions on the Consultant Contracts for the Shingle Springs Village project, funded entirely with development applicant funding (SPR15-0003):

- 1) Make findings pursuant to County Ordinance Section 3.13.030 that it is more economical and feasible to engage an independent contractor to complete environmental assessments and prepare the necessary California Environmental Quality Act documents due to the unavailability of qualified County employees to perform the work;
- 2) Approve and authorize the Chair to sign Agreement for Services 074-S1610 with Hauge Brueck Associates, LLC to complete environmental assessments and prepare the necessary CEQA documents, for a three year term following final execution, and a not-to-exceed value of \$40,000; and
- 3) Approve and authorize the Chair to sign Funding Agreement 092-F1611 with the Shingle Springs Band of Miwok Indians Development Corporation ("Applicant") for a total not-to-exceed amount of \$40,000. (Cont. 9/15/15, Item 30) (Est. Time: 1 Hr.)

FUNDING: Funded by Development Applicant.

Public Comment: L. Brent-Bumb, B. Wistapaste, J. Williams, D. Milliar, L. Parlin, C. Lewis, S. Taylor, M. Doran

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

Yes: 5 - Mikulaco, Veerkamp , Frentzen, Ranalli and Novasel

CAO UPDATE

No update.

ITEMS TO/FROM SUPERVISORS

Supervisor Ranalli will have town hall meetings on October 7, 8, 28 and 29, 2015.

Supervisor Veerkamp reminded everyone that this weekend if the first annual "Cops and Rodders" car show out at the Fair Grounds. There is also the Boys and Girls Club annual fundraiser, which is a golf tournament on Friday.

ADJOURNED AT 3:30 P.M. in honor of Jim Imes

CLOSED SESSION

- 15. 14-1360 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 Sly Park at Clear Creek Bridge Replacement Project #77115, regarding the real properties described as follows:
- 1) APN 079-030-09: Edgar Max North, Jr., (authorized negotiator: Carlotta Davies); and
 - 2) APN 079-030-10: Kurtiss R. Ault and Pamela R. Ault, (authorized negotiator Kurtiss R. Ault or Pamela R. Ault).

Instructions to negotiators will concern price and terms of payment. The authorized negotiator for El Dorado County will be Kyle Lassner. (Est. Time: 10 Min.)

No Action Reported. All five Supervisors participated.

- 16. 15-0738 Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Dan Dellinger, individually, and doing business as Dan Dellinger Consulting vs. Joe Harn, individually and acting as EDC Auditor-Controller under contract to the Pioneer Fire Protection District, the County of El Dorado, the Pioneer Fire Protection District, and Does 1-10; El Dorado County Case No. PC20150251 (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. Only those speakers that provide this required number of hard copies will be permitted to proceed with a visual presentation.

Persons interested in serving on any Board of Supervisors ADVISORY BOARD, COMMITTEE, OR COMMISSION are encouraged to complete and submit an Application Form to the Clerk of the Board of Supervisors. The application is available online at: <http://www.edcgov.us/BOS/Forms.aspx> or at the Board of Supervisor's office, 330 Fair Lane, Placerville, CA.

Digital Recordings of regular, Tuesday Board of Supervisors meeting are BROADCAST ON CABLE TV as follows:

West Slope - Comcast - Channel 15, Wednesday at 1:00 P.M. (day after Tuesday meeting) and Tuesday at 7:00 A.M. (One week after previous Tuesday Meeting)

ADDENDUM

DEPARTMENT MATTERS (Revision to Item 13)

- 13. 15-1032** ~~Chief Administrative Office providing the Board with an update on Grassy Run Community Service District and Pioneer Fire Department. (Refer: 9/22/15, Item 19)~~

Addendum:

Chief Administrative Office recommending the Board:

- 1) Receive update on Grassy Run Community Service District and Pioneer Fire Department;
- 2) Make a finding that a \$5,000 payment to LAFCO on behalf of Grassy Run CSD is a public benefit in accordance with MOU Agreement Paragraph 2.1 and is for the express benefit of Grassy Run Homeowners Association and its members as consistent with Exhibit A;
- 3) Approve a Budget Transfer reducing General Fund Contingency and increasing appropriations in Department 15 in the amount of \$5,000 for payment to LAFCO on behalf of Grassy Run CSD (4/5 vote required);
- 4) Direct the Chief Administrative Officer to prepare and sign a claim voucher payable to LAFCO in the amount of \$5,000 from the Department 15 budget; and
- 5) Order the Auditor-Controller to pay the claim voucher prepared by the Chief Administrative Officer in the amount of \$5,000 to LAFCO on behalf of the Grassy Run CSD.

FUNDING: General Fund.

Please see next page

CLOSED SESSION

17. 15-1177

Conference with Legal Counsel - Existing Litigation pursuant to Government Code Section 54956.9(d)(1). Title: Mary Magdalene Quilty, Tanra McLean and Aedyn Quilty, a minor, by and through his Guardian ad Litem Brian Quilty vs. County of El Dorado, Jeremiah Christopher Hamon, and Does 1 through 100, inclusive. Case Number PC20150213. (Est. Time: 15 Min.)

No Action Reported. All five Supervisors participated.