



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 - Final Board of Supervisors

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, October 25, 2022

9:00 AM

<https://edcgov-us.zoom.us/j/86157386196>

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

ADDENDUM

Continue item 21 to February 7, 2023.

Continue item 24 off calendar.

Items 25 and 26 are hereby added to Closed Session.

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 861 5738 6196. 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://edcgov-us.zoom.us/j/86157386196>.

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-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.

9:00 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

Rabbi Evon Yakar of the Temple Bat Yam gave the Invocation.

Supervisor Parlin led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: K. Payne, M. Lane

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

Continue item 21 to February 7, 2023.

Continue item 24 off calendar.

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

- 1. **22-1933** Clerk of the Board recommending the Board approve the Minutes from the regular meeting on October 18, 2022.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. **22-1892** Chief Administrative Office recommending the Board adopt and authorize the Chair to sign Resolution **162-2022** approving Amendment 5 to the Amended and Restated Joint Powers Agreement for Pioneer Community Energy expanding Pioneer Community Energy Joint Power Authority membership to include the City of Grass Valley and Nevada City as Voting Members and authorize the CEO to execute same.

Resolution 162-2022 was Adopted upon Approval of the Consent Calendar.

- 3. **22-1973** Chief Administrative Officer recommending the Board approve and authorize the Chair to sign a letter of support to the California Department of Conservation for the Sacramento Municipal Utility District (SMUD) -Mote Hydrogen Forest Biomass to Carbon-Negative Biofuels Pilot Program.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 4. **22-1599** Chief Administrative Office, Parks Division, recommending the Board:
1) Appoint Vickie Sanders, Parks Manager to the Sacramento Placerville Transportation Corridor Joint Powers Authority (SPTC JPA) and approve her appointment as JPA Deputy Chief Executive Officer; and
2) Approve and sign the Reimbursement Agreement between El Dorado County and the SPTC JPA.

FUNDING: SPTC JPA Funds

This matter was Approved on the Consent Calendar.

5. **22-1854** Clerk of the Board and Supervisor Novasel, based upon the recommendation of Supervisor Novasel, recommending the Board reappoint:
- 1) Carl Ribaudo, Director, Term Expiration 11/01/2026 (Four-year term) to the Tahoe Resource Conservation District; and
 - 2) Harold J. Singer, Director, Term Expiration 11/01/2026 (Four-year term) to the Tahoe Resource Conservation District.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

6. **22-1426** Human Resources Department, Risk Management Division, recommending the Board:
- 1) Make findings in accordance with County Ordinance 3.13.030 that it is appropriate to contract with Sedgwick (formerly known as York Risk Service Group) as the County's third-party administrator for Workers' Compensation tail claims 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 Amendment IV for the continuation of perpetual Agreement 3360 with Sedgwick (formerly known as York Risk Service Group) as the County's third-party administrator for Workers' Compensation tail claims, with a total not-to-exceed amount of \$122,033 for the period of November 1, 2022 - October 31, 2023; and
 - 3) Authorize the Purchasing Agent to execute any necessary amendments relating to Agreement 3360, excluding term extensions and increases to the not-to-exceed amount, contingent upon approval by County Counsel and Risk Management.

FUNDING: Workers' Compensation Fund.

This matter was Approved on the Consent Calendar.

7. **22-1695** Information Technologies Department recommending the Board approve revisions to Board Policy A-21 - Electronic Messaging Retention Policy.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

8. **22-0576** Health and Human Services Agency (HHSA) 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), El Dorado County Charter, Section 210(b)(6), and/or Government Code Section 31000;
 - 2) Approve and authorize the Chair to sign Funding Out Agreement 6865 with Los Rios Community College District, Folsom Lake College - El Dorado Center, with a not-to-exceed amount of \$15,000, and for the term of execution through September 30, 2023; and
 - 3) Authorize the HHSA Director, or Director of Public Health, to execute further documents relating to Funding Out Agreement 6865, 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: California Department of Public Health (CDPH) Grant 19-103752 Supplemental Nutrition Assistance Program-Education (SNAP-Ed).

This matter was Approved on the Consent Calendar.

9. **22-1492** Health and Human Services Agency recommending the Board adopt and authorize the Chair to sign Resolution **159-2022** amending the Authorized Personnel Allocation to add one (1.0) Full Time Equivalent Health Educator allocation in the Health and Human Services Agency.

FUNDING: 100% State California Department of Public Health Future of Public Health (FoPH) grant allocation.

Resolution 159-2022 was Adopted upon Approval of the Consent Calendar.

10. 22-1820

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

- 1) Accept a non-competitive Housing and Disability Advocacy Program funding allocation administered by the California Department of Social Services (CDSS), for the term upon acceptance through June 30, 2025, in the estimated amount of \$625,238;
- 2) Approve and authorize the HHSA Director to sign the attached Director's Certification, required for submission to the CDSS to accept this allocation; and
- 3) Delegate authority to the HHSA Director, or HHSA Chief Assistant Director, to execute and administer any subsequent administrative documents relating to said award that do not increase the amount or term, contingent upon County Counsel approval, including required fiscal and programmatic reports.

FUNDING: 100% State General Fund revenue, authorized pursuant to the Budget Act of 2022 appropriated for the Housing and Disability Advocacy Program. No matching funds are required.

This matter was Approved on the Consent Calendar.

11. 22-1821

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

- 1) Accept a non-competitive California Work Opportunity and Responsibility to Kids Housing Support Program (HSP) funding allocation, administered by the California Department of Social Services (CDSS), for the term upon acceptance through June 30, 2025, in the estimated amount of \$1,778,292;
- 2) Approve and authorize the HHSA Director to sign the attached Director's Certification, required for submission to the CDSS to accept this allocation; and
- 3) Delegate authority to the HHSA Director, or HHSA Chief Assistant Director, to execute and administer any subsequent administrative documents relating to said award that do not increase the total funding allocation beyond \$2,100,000, to allow for the CDSS redistribution of unspent statewide HSP funds, contingent upon County Counsel approval, including required fiscal and programmatic reports.

FUNDING: Federal and State: 89% Federal, 11% State General Fund revenue, authorized pursuant to the Budget Act of 2022 appropriated for the CalWORKs Housing Support Program. No matching funds are required.

This matter was Approved on the Consent Calendar.

12. 22-1826

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

- 1) Accept a non-competitive Bringing Families Home (BFH) funding allocation administered by the California Department of Social Services (CDSS), for the term upon acceptance through June 30, 2025, in the estimated amount of \$279,991;
- 2) Approve and authorize the HHSA Director to sign the attached Director's Certification, required for submission to the CDSS to accept this allocation; and
- 3) Delegate authority to the HHSA Director, or HHSA Chief Assistant Director, to execute and administer any subsequent administrative documents relating to said award that do not increase the term or total funding allocation beyond \$289,991, to allow for the CDSS redistribution of unspent statewide BFH funds, contingent upon County Counsel approval, including required fiscal and programmatic reports.

FUNDING: 100% State General Fund revenue, authorized pursuant to the Budget Act of 2022 appropriated for the Bringing Families Home Program. No matching funds are required.

This matter was Approved on the Consent Calendar.

13. 22-1836

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

- 1) Accept a non-competitive Home Safe Program funding allocation administered by the California Department of Social Services (CDSS), for the term upon acceptance through June 30, 2025, in the amount of \$394,567;
- 2) Approve and authorize the HHSA Director to sign the attached Director's Certification, required for submission to the CDSS to accept this allocation; and
- 3) Delegate authority to the HHSA Director, or HHSA Chief Assistant Director, to execute and administer any subsequent administrative documents relating to said award that do not increase the amount or term, contingent upon County Counsel approval, including required fiscal and programmatic reports.

FUNDING: 100% State General Fund revenue, authorized pursuant to the Budget Act of 2022 appropriated for the Home Safe Program. No matching funds are required.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

- 14. 22-1840** El Dorado County Air Quality Management District (AQMD) and Department of Transportation recommending the Board:
- 1) Acting as the AQMD Board of Directors, authorize the Air Pollution Control Officer to execute a Memorandum of Understanding (MOU) with El Dorado County for \$982,683.25 in Targeted Airshed Grant funding for County roadwork projects for a term commencing upon full execution and terminating July 30, 2027;
 - 2) Approve and authorize the Chair to sign the MOU; and
 - 3) Approve and authorize the Chair to sign the associated budget transfer to accommodate the receipt and expenditure of \$144,286 in TAG funding for road projects for Fiscal Year 2022-23. (4/5 vote required)

FUNDING: U.S. Environmental Protection Agency Targeted Airshed Grant.

This matter was Approved on the Consent Calendar.

- 15. 22-1895** Planning and Building Department, Economic Development Division, recommending the Board:
- 1) Accept a grant award from the California Public Utilities Commission for a Local Agency Technical Assistance grant in the amount of \$500,000; and
 - 2) Delegate authority to the Planning and Building Department Director to execute the Grant Agreement and all grant-related documents including, but not limited to, amendments, requests for payment, reports, and all associated documents necessary to secure grant funds and implement the approved grant program.

FUNDING: Local Agency Technical Assistance Grant Funds.

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

- 16. 22-1712** Sheriff's Office recommending the Board approve and authorize the Purchasing Agent, contingent upon County Counsel and Risk Management approval, to issue a purchase order in the amount of \$118,372.23, to ePlus Technology for the consolidated renewal of the Palo Alto Networks' multiple firewall device subscriptions and annual support and maintenance for the terms December 23, 2022, to December 23, 2023; February 2, 2023, to February 2, 2024; February 23, 2023, to February 23, 2024; February 16, 2023, to February 16, 2024; and June 25, 2023 to June 25, 2024.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

- 17. 22-1787** Sheriff's Office recommending the Board approve and authorize the continuation of the perpetual Support Services portion of Agreement 5330 with Sun Ridge Systems Inc., in the amount of \$116,895 for a term from August 26, 2022, to August 25, 2023, for annual software maintenance support services associated with the purchase of a new records management system (RIMS) in 2020.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

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

- 18. 22-1891** Supervisor Hidahl recommending the Board:
- 1) Discuss adopting and implementing the National Conflict Resolution Center's Code of Civil Discourse (Code); and
 - 2) Direct staff to return to the Board within 45 days with a new Board Policy to address the implementation of the Code for all Boards, Commissions and Committees.

Public Comment: B. Carter, K. Payne, A. Nevis, M. Lane

A motion was made by Supervisor Hidahl, seconded by Supervisor Novasel to direct staff to include the Code of Civil Discourse during the Good Governance workshop.

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

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

- 19. 22-1551** Chief Administrative Office recommending the Board receive a presentation provided by James Corless, Chief Executive Officer of the Sacramento Area Council of Governments on the 2024 Blueprint Scenario for our region.

FUNDING: N/A

Public Comment: K. Payne, M. Rodriguez

The Board received a presentation provided by James Corless, Chief Executive Officer of the Sacramento Area Council of Governments on the 2024 Blueprint Scenario for our region.

10:30 A.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)

- 20. 22-1516** **HEARING** - Chief Administrative Office, Parks Division, recommending the Board adopt and authorize the Chair to sign Resolution **161-2022**:
- 1) Revising Park Fees;
 - 2) Authorizing the Parks Manager to increase the Park Fees annually based on the Consumer Price Index for All Urban Consumers; and
 - 3) Authorizing the Parks Manager to add Park amenities or new park locations to the Parks Fee Schedule.

FUNDING: Parks Use and Rental Fees.

Supervisor Parlin 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 Thomas to:

- 1) Approve this matter; and
- 2) Adopt Resolution 161-2022 with the following changes to the Resolution "Under Parking & River Fees for Parking Pass - Private Vehicle Only and Parking Pass + Single Kayak Put In/Out change Unit description to Calendar Year."

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

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

OPEN FORUM

Public Comment: B. Carter, M. Lane, J. Connolley, J. Gainsborough, M. Rodriguez, K. Greenwood, R. Williams, L. Cauchon

22-2026 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.

- 21. 22-0690** Sheriff's Office is recommending the Board approve the update to the County Operational Area Emergency Operations Plan (EOP).

FUNDING: N/A

This matter was Continued to February 7, 2023 upon Approval of the Consent Calendar.

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)

Supervisor Novasel reported on the following:
No report.

Supervisor Hidahl reported on the following:
California Local Agency Formation Commission general conference.
Pioneer Community Energy meeting.
Annual California Identification Remote Network meeting.
Human Rights Commission meeting.

Supervisor Thomas reported on the following:
El Dorado County Arts and Culture event.
Sacramento Area Council of Governments Board meeting.
Monthly meeting with Planning and Building.

Supervisor Turnboo reported on the following:
Staff meetings.
Re-Lining Union Mine landfill.
Leoni Meadows letter.

Supervisor Parlin reported on the following:
Association of California Water Agencies meeting.
Mountain Counties Resources Board meeting.
Tax Payer's Association meeting.

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

Tiffany Schmid, Assistant Chief Administrative Officer, reported on the following:
No report.

ADJOURNED AT 2:48 P.M.

CLOSED SESSION

- 22. 22-1865** **Pursuant to Government Code Section 54957- Threat to Public Services or Facilities.** Title: Consultation with Sheriff's Office representative(s). (Est. Time: 20 Min.)
No Action Reported. All Supervisors participated.

- 23. 22-1910** **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Agricultural Commissioner/Sealer of Weights & Measures. (Est. Time: 15 Min.)
By a 5-0 vote, the Board voted to accept the retirement of Charlene Carveth, Agricultural Commissioner/Sealer of Weights & Measures, effective November 30, 2022.

- 24. 22-1931** **Pursuant to Government Code Section 54957- Public Employee Discipline/Dismissal/Release.** (Est. Time: 30 Min.)
This matter was Continued off calendar upon Approval of the Consent Calendar.

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.

ADDENDUM

Continue item 21 to February 7, 2023.

Continue item 24 off calendar.

CLOSED SESSION

- 25. 22-1995** **Conference with Legal Counsel - Significant Exposure to Litigation**
pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1). (Est. Time: 15 Min).
No Action Reported. All Supervisors participated.

- 26. 22-1996** **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Supervisor's Assistant. (Est. Time: 15 Min.)
No Action Reported. All Supervisors participated.