



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

Michael Ranalli, Chair, District IV
Sue Novasel, Vice Chair, District V
Brian K. Veerkamp, Second Vice Chair, District III
John Hidahl, District I
Shiva Frentzen, District II

James S. Mitrising, Clerk of the Board of Supervisors
Don Ashton, Chief Administrative Officer
Michael J. Ciccozzi, County Counsel

Tuesday, January 30, 2018

9:00 AM

330 Fair Lane, Placerville, CA

Vision Statement

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

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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:

Time for public input will be provided at every Board of Supervisors meeting. Individuals will have three minutes to address the Board. Individuals authorized by organizations will have three minutes to present organizational positions and perspectives and may request additional time, up to five minutes. At the discretion of the Board, time to speak by any individual may be extended.

A total of 20 minutes will be allocated for public comment during Open Forum and for each agenda item to be discussed. Public comment on certain agenda items designated and approved by the Board may be treated differently with 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 upon the nature of the issue.

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 Chair of the Board may take the following actions.

- Step 1. Request the person adhere to Board guidelines. If the person refuses, the Chair may ask the Clerk to turn off the speaker's microphone.
- Step 2. If the disruption continues, the Chair may order a recess of the Board meeting.
- Step 3. If the disruption continues, the Chair may order the removal of the person from the Board meeting.

9:00 A.M. - CALLED TO ORDER

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

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

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

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

A motion was made by Supervisor Veerkamp, seconded by Supervisor Frentzen to Adopt the Agenda and Approve the Consent Calendar with the following change:

Pull item 4 for discussion.

Correct the Minutes of January 23, 2018 item 45 to reflect the vote of the Board of 4-1 with Supervisor Frenzten registering a No vote and salary at \$16,648 per month.

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

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.

OPEN FORUM

Public Comment: R. Mason

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. Individuals authorized by organizations will have three minutes to present organizational positions and perspectives and may request additional time, up to five minutes. The total amount of time reserved for Open Forum is 20 Minutes.

CONSENT CALENDAR

- 1. **18-0177** Clerk of the Board recommending the Board approve the Minutes from the regular meeting of January 23, 2018.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. **18-0144** Clerk of the Board, with concurrence from County Counsel, recommending the Board adopt Policy A-7, Processing California Public Records Act Requests.

This matter was Approved on the Consent Calendar.

- 3. **18-0175** Supervisor Frentzen recommending the Board approve the appointment of Shirley Woods to serve on the El Dorado Solid Waste Advisory Committee as the District II representative, Term Expiration 1/1/2023.

This matter was Approved on the Consent Calendar.

- 4. **18-0183** Supervisor Novasel recommending the Board approve and authorize the Chair to sign Resolution **009-2018** to support a ban on new offshore oil and gas drilling and fracking in federal and state waters in the Pacific Ocean and a ban on new federal oil and gas leases in all U.S. waters.

Public Comment: K. Payne

A motion was made by Supervisor Novasel to Adopt Resolution 009-2018. Motion Failed for lack of second.

- 5. **16-0305** Supervisor Ranalli recommending the Board find that a state of emergency continues to exist in El Dorado County as a result of unprecedented tree mortality due to drought conditions and related bark beetle infestations. (Cont. 1/23/18, Item 14)

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

6. 18-0034

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign Amendment 2 to Agreement for Services 117-S1610 with Jill Gustafson, LCSW, for the provision of therapeutic counseling services, increasing the maximum contractual obligation by \$57,815 for a new maximum of \$250,000, with no change to the term of September 24, 2015 through September 30, 2018; and
- 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 117-S1610, 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: Federal and State.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

7. **18-0075** Community Development Services, Administration and Finance Division, recommending the Board consider the following:
- 1) Approve appointments of Advisory Committee members to fill vacancies on Zone of Benefit Advisory Committees in County Service Areas 2 and 9 as outlined on Exhibit A, Zone of Benefit Advisory Committee Changes for 2017/2018; and
 - 2) Confirm the appointment of Advisory Committee members who will be continuing their participation on the zone of benefit advisory Committees in County Service Areas 2 and 9 as outlined in Exhibit B, Zone of Benefit Advisory Committee Continuing Participants for 2017/18.

FUNDING: Zone of Benefit Special Taxes and Assessments.

This matter was Approved on the Consent Calendar.

8. **17-0412** Community Development Services, Department of Transportation, recommending the Board consider the following:
- 1) Approve and accept the State of California Standard Grant Agreement CTA 17 013L with the California Tahoe Conservancy in the amount of \$250,000 for the implementation of Phases 1 and 2 of the Country Club Heights Erosion Control Project, CIP 95191;
 - 2) Approve and accept the State of California Standard Grant Agreement CTA 17 019L with the California Tahoe Conservancy for \$250,000 for planning of Phase 3 of the Country Club Heights Erosion Control Project, CIP 95191;
 - 3) Authorize the Chair to sign the State of California Standard Grant Agreements CTA 17 013L and CTA 17 019L; and
 - 4) Authorize the Director of Transportation to execute any future amendments or modifications to Grant Agreements CTA 17 013L and CTA 17 019L that do not increase the current grant amounts of \$250,000 each.

FUNDING: California Tahoe Conservancy - Proposition 1 Grant Program. (State Funding)

This matter was Approved on the Consent Calendar.

9. 17-1364 Community Development Services, Department of Transportation, recommending the Board consider the following pertaining to the Sly Park Road at Clear Creek Crossing - Bridge Replacement Project, Contract PW 11-30579, CIP 77115, P&C 003-C1899:
- 1) Approve and adopt the Plans and Contract Documents and authorize the Chair to sign the Plans; and
 - 2) Authorize advertisement for construction bids.

FUNDING: Highway Bridge Program (86%), Regional Surface Transportation Program Funds - Exchange and Match (1%), Traffic Impact Mitigation Fees - Zones 1-7 and West Slope (12%), and Road Fund (<1%). (Federal and Local Funds)

This matter was Approved on the Consent Calendar.

10. 18-0028 Community Development Services, Department of Transportation, recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign the Notice of Acceptance with Thomas Haen Company, Inc., for the Meyers Stream Environment Zone/Erosion Control Project, Contract PW 16-31121, CIP 95179, P&C 087-C1799; and
 - 2) Approve and authorize the Clerk of the Board to release the Payment and Performance Bonds to the Surety upon notification from the Department of Transportation, after the one-year guarantee period.

FUNDING: California Tahoe Conservancy Proposition 1 Grant (44% - State), United States Forest Service Grant (42% - Federal), and Tahoe Regional Planning Agency Stream Environmental Zone Mitigation Funds (14% - Local).

This matter was Approved on the Consent Calendar.

11. 18-0107 Community Development Services, Planning and Building Department, submitting for approval the Final Map (TM14-1523-F) for Rancheria Court Subdivision, creating a total of two residential lots ranging in size from 5.11 to 11.535 acres, on property identified by Assessor's Parcel Number 319-330-27, located on the north side of Rancheria Court, approximately 600 feet east of Rancheria Drive, in the Shingle Springs area, and recommending the Board approve the Final Map (TM14-1523-F) for Rancheria Court Subdivision. (Supervisory District 4)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 12. 18-0110** Community Development Services, Planning and Building Department, submitting for approval the Final Map (TM10-1496-F5) for Serrano Village K5 Phase 2, Unit 4, creating a total of 28 residential lots, on property identified as Assessor's Parcel Number 123-590-01 located on the south side of Greenview Drive at the intersection with Hogarth Way, within the Serrano Master Planned Community, in the El Dorado Hills area, and recommending the Board consider the following:
- 1) Approve the Final Map (TM10-1496-F5) for Serrano Village K5 Phase 2, Unit 4;
 - 2) Approve and authorize the Chair to sign the Agreement to Make Subdivision Improvements (Attachment B);
 - 3) Approve and authorize the Chair to sign the Agreement on Conditions for Acceptance of Drainage Easements (Attachment C); and
 - 4) Approve and authorize the Chair to sign the Agreement on Conditions for Acceptance of Roads (Attachment D). (Supervisory District 1)

FUNDING: N/A (Developer Funded Subdivision Improvements)

This matter was Approved on the Consent Calendar.

- 13. 18-0059** Surveyor's Office recommending the Board adopt and authorize the Chair to sign Resolution **007-2018** for Abandonment of Easement 17-004 to abandon a slope, drainage and public utility easement on Lot 15 of "Ridgeview West Unit No. 3", recorded at Book J of Subdivisions at Page 55, identified as Assessor's Parcel 120-680-15.

Resolution 007-2018 was Adopted upon Approval of the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

14. 17-0071 Sheriff's Office of Emergency Services recommending the Board find that a local state of emergency continues to exist in El Dorado County due to the effects of severe storms throughout Northern California bringing high winds, substantial precipitation, high and fast flowing streams, creeks and rivers, and general flooding. (Cont. 1/23/18, Item 29)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

15. 17-0184 Sheriff's Office of Emergency Services recommending the Board find that a local state of emergency continues to exist in El Dorado County due to the effects of severe storms, starting on February 6th, throughout Northern California bringing high winds, substantial precipitation, high and fast flowing streams, creeks and rivers, and general flooding. (Cont. 1/23/18, Item 30)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

16. 18-0008 Sheriff's Office recommending the Board approve and authorize the Chair to:
- 1) Accept an award in the amount of \$25,000 from the State Department of Alcoholic Beverage Control (ABC) for the Grant Assistance Program (GAP);
 - 2) Ratify the Sheriff's signature on the ABC GAP Contract with the retroactive effective date of October 1, 2017, for a term of one year, through September 30, 2018; and
 - 3) Authorize the Sheriff and the Undersheriff to execute on behalf of El Dorado County contracts, extensions, amendments and subsequent contracts with the ABC for the GAP, subject to approval by County Counsel.

FUNDING: State of California ABC GAP.

This matter was Approved on the Consent Calendar.

17. 18-0009

Sheriff's Office recommending the Board approve **Final Passage** (Second Reading) of Ordinance **5077** repealing Section 2.15.090 regarding the Residence requirement for Sheriff's Deputies.

FUNDING: N/A

Ordinance 5077 was Adopted upon Approval of the Consent Calendar.

END CONSENT CALENDAR

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

18. 18-0197 Chief Administrative Officer recommending the Board consider the reappointment of Michael Ciccozzi, County Counsel, to a four year term in accordance with County Charter Section 403, as well as placement on the approved salary range for this position as identified in the County’s salary resolution. (Est. Time: 5 Min.)

A motion was made by Supervisor Veerkamp, seconded by Supervisor Novasel to Approve this matter and correct the salary to \$16,648 per month.

Yes: 4 - Veerkamp, Ranalli, Novasel and Hidahl

Noes: 1 - Frentzen

19. 18-0167 Committee Application Review Team recommending the Board take the following actions to fill three (3) vacant Member At-Large positions on the Community and Economic Development Advisory Committee from the six (6) applications received and pursuant to Board Policy I-5, Boards, Committees and Commissions - Application Evaluation Policy for Members At-Large and Resolution 177-2017;

1) Appoint Felicity Wood, Member At-Large, term expiration January 29, 2022

2) Appoint Mark Lobaugh, Member At-Large, term expiration January 29, 2022

3) Appoint Kris Payne, Member At-Large, term expiration January 29, 2022. (Est. Time: 10 Min.)

Public Comment: K. Payne

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

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

20. 18-0169 Chief Administrative Office recommending the Board:
1) Receive a presentation updating the implementation of the Good Governance goal of the County’s Strategic Plan; and
2) Approve new Good Governance objectives for completion. (Est. Time: 30 Min.)

Public Comment: K. Payne

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

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

10:00 A.M. - TIME ALLOCATION

21. 18-0153

Supervisor Ranalli recommending the Board consider the following:

- 1) Authorize the chair to sign California Department of Forestry and Fire Protection (CAL FIRE) Local Assistance for Tree Mortality Grant Application Fiscal Year 2017/18 Funding Opportunity that would provide approximately \$393,892 in funding for tree mortality operations for government organizations in El Dorado County, which were approved by the Governor’s Office of Emergency Services for California Disaster Assistance Act funds, for the purpose of identifying, removing and disposing of dead and dying trees that pose a threat to public health and safety; and
- 2) Approve the distribution of the \$393,892 in CAL FIRE funds to the following organizations at the following amounts:
 - a) El Dorado County - \$306,175
 - b) Grizzly Flats Community Services District - \$82,717
 - c) City of Placerville - \$5,000
- 3) Authorize the chair to sign letter addressed to California Department of Forestry and Fire Protection (CAL FIRE) that identifies the Board's approved distribution of the \$393,892 in CAL FIRE Local Assistance for Tree Mortality grant funds. (Est. Time: 10 Min.)

Public Comment: K. Payne, J. Laufer

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

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

22. 18-0101

Chief Administrative Office recommending the Board receive informational presentations from the listed Departments as part of the preparation for the Fiscal Year 2018-19 Budget development process:

- 1) Recorder-Clerk, Elections & Veteran Affairs; and
- 2) Library & Museum. (Est. Time: 40 Min.)

Public Comment: R. Mason, J. Harvel

The Board received presentations from the Recorder-Clerk, Elections & Veterans Affairs and Library & Museum.

11:00 A.M. - TIME ALLOCATION

23. 18-0185 Health and Human Services Agency recommending the Board of Supervisors recognize Shirley White upon her retirement from the County of El Dorado Health and Human Services Agency, and approve the Chair to sign a Proclamation recognizing Shirley’s service and dedication to the clients in the Behavioral Health Division of the Health and Human Services Agency. (Est. Time: 10 Min.)

Patricia Charles-Heathers, Director of Health and Human Services Agency, read the Proclamation.

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

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

24. 18-0082 Supervisor Veerkamp recommending the Board receive a presentation from the El Dorado Arts Council on their Veteran writing program and to learn about the first ever published anthology of the participant's writings. (Est. Time: 15 Min.)

Received and Filed.

25. 18-0117 HEARING - Supervisor Hidahl recommending the Board conduct a public hearing to adopt and authorize the Chair to sign Resolution **008-2018** to declare that the operation of a carnival at the El Dorado Hills Town Center by Butler Amusements, Inc. on March 22, 2018 through March 25, 2018 will not endanger the public health, safety and welfare and that the operation of a carnival does not violate any zoning or health laws or regulations. (Est. Time: 5 Min.)

Supervisor Ranalli opened the public hearing.

A motion was made by Supervisor Hidahl, seconded by Supervisor Veerkamp to Adopt Resolution 008-2018.

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

26. 18-0203 Supervisor Veerkamp recommending the Board receive a presentation from the El Dorado County Fish and Game Commission. (Est. Time: 30 Min.)

Received and Filed.

1:00 P.M. - TIME ALLOCATION

- 27. 18-0171** Chief Administrative Office, Economic Development Division, recommending the Board receive an update report on the Property Assessed Clean Energy programs and their operation in El Dorado County (attached). (Est. Time: 20 Min.)

Public Comment: J. Levich, R. Bendroff, G. Apostolopoulos, F. Warner, J. Harn, J. Kenneth

Received and Filed.

ITEMS TO/FROM SUPERVISORS

Supervisor Veerkamp reported on the following:
Search and Rescue crab feed.
Town Hall meeting for District 3.
Chocolate Affair.

Supervisor Novasel reported on the following:
Broadband.
Tahoe Regional Planning Authority.
South Tahoe Recreation Joint Powers Authority.

Supervisor Hldahl reported on the following:
Southeast Connector Joint Powers Authority.
City of Rancho Cordova.

CAO UPDATE

Don Ashton, Chief Administrative Officer, reported on the following:
Thursday's Board meeting in Lake Tahoe.
Chief Administrative Office round table.

ADJOURNED AT 1:51 P.M.

CLOSED SESSION

- 28. 18-0184** **Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code section 54956.9(d)(4). Number of potential cases: (1). (Est. Time: 10 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.

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)