



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

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

Kim Dawson, Clerk of the Board of Supervisors
Don Ashton, Chief Administrative Officer
David Livingston, County Counsel

Tuesday, November 5, 2019

1:30 PM

330 Fair Lane, Placerville, CA

ADDENDUM

Items 49 and 50 are hereby added to the Consent Calendar.

Vision Statement

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

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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 February 26, 2019, incorporated herein:

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.

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. It is the practice of the Board to allocate 20 minutes for public comment during Open Forum and for each agenda item to be discussed. (Note: Unless designated on the agenda, there is no Open Forum period during Special Meetings.)

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 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.

1:30 P.M. - RECONVENED SPECIAL MEETING OF THE BOARD OF SUPERVISORS OF OCTOBER 24, 2019

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

1:31 P.M. - ADJOURNED SPECIAL MEETING OF OCTOBER 24, 2019

1:31 P.M. - CALLED TO ORDER THE REGULAR MEETING OF THE BOARD OF SUPERVISORS

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

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Deacon Dean Haverty of the Holy Trinity Church gave the Invocation.
Supervisor Hidahl led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: J. Canning

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

Continue item 7 off Calendar.

Supervisor Frentzen registered a No vote on items 20, 21 and 23 due to the agreements being retroactive.

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

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.

- 1. **19-1638** Supervisor Novasel recommending the Board take a moment of silence to honor Brian Ishmael, El Dorado County Deputy Sheriff, killed in the line of duty.

This matter was Approved on the Consent Calendar.

A moment of silence was taken to honor Brian Ishmael, El Dorado County Deputy Sheriff, killed in the line of duty.

OPEN FORUM

Public Comment: K. Greenwood, T. Kayes

- 19-1679** 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. 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

2. 19-1628 Clerk of the Board recommending the Board approve the Minutes from the regular meeting of the October 22, 2019.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

3. 16-0305 Chief Administrative Office 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. 10/22/19, Item 2)

This matter was Approved on the Consent Calendar.

4. 19-1308 Chief Administrative Office, Facilities Division, recommending the Board:
- 1) Make findings that it is more economical and feasible to contract out in accordance with Chapter 3.13, Section 3.13.030 of the County Contracting Out Ordinance to contract out for janitorial services for a facility outside the main government center locations;
 - 2) Authorize the Purchasing Agent to sign Agreement for Services 4292 with Pro-Line Cleaning Services, Inc., to provide janitorial services for the Public Safety Facility with a term of three years and a not-to-exceed amount of \$297,860;
 - 3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 4292, 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; and
 - 4) Approve the attached budget transfer decreasing appropriations in the Sheriff's budget and increasing appropriations in Facilities in the amount of \$75,000 in Fiscal Year 2019-20 for costs related to the monthly custodial and potential as-needed custodial services. (4/5 vote required to approve budget amendment) (Cont. 10/15/19, Item 4)

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

5. 19-1581 Chief Administrative Office recommending the Board order the Auditor-Controller to disburse \$375,955.30 to the El Dorado Hills County Water District (El Dorado Hills Fire Department) from its Development Impact Mitigation Fee Account.

FUNDING: Development Impact Mitigation Fees.

This matter was Approved on the Consent Calendar.

6. **19-1583** Chief Administrative Office recommending the Board order the Auditor-Controller to disburse \$27,653.06 from the Georgetown Fire Protection District ("District") Fire Impact Mitigation Fee account to the District, or to a District account as designated by the District, to fund a portion of the District's purchase of land for the construction of a new headquarters facility.
- FUNDING:** Georgetown Fire Protection District Development Impact Mitigation Fees.
- This matter was Approved on the Consent Calendar.**
7. **19-1651** Chief Administrative Office, EMS and Preparedness Division, recommending the Board:
- 1) Approve funding for the Alert Media internal emergency communication tool to assist in distributing timely emergency notification and status information to County departments and employees, in the amount of \$15,000 for the first year;
 - 2) Authorize the purchasing agent to sign a three-year agreement for said communication tool; and
 - 3) Approve the related budget transfer reducing the General Fund Appropriation for Contingency by \$15,000 and increasing appropriations in the EMS Preparedness Division budget by \$15,000. (4/5 vote required to approve the budget transfer.)
- FUNDING:** General Fund.
- This matter was Continued off calendar upon Approval of the Consent Calendar.**
8. **19-1607** Chief Administrative Office, Facilities Division, recommending the Board:
- 1) Approve the addition of a Capital Project to the Accumulative Capital Outlay (ACO) FY 2019-20 work plan in the amount of \$45,000 to refinish the floors at the Veterans Memorial Building; and
 - 2) Approve the attached budget transfer decreasing special projects and contingency and increasing the operating transfer out in the Veteran's House Council special revenue fund and increasing the operating transfer in and fixed asset building improvement appropriations within the ACO fund to allow for the refinishing of the floors at the Veterans Memorial Building. (4/5 vote required)
- FUNDING:** House Council special revenue funds.
- This matter was Approved on the Consent Calendar.**

9. **19-1485** Chief Administrative Office, Procurement and Contracts Division, recommending the Board declare two service weapons as surplus and approve the sale of the weapons to retiring Sheriff's Deputies Marc Gerhart and Mike Sukau.
- FUNDING:** The Sheriff Office Armory will receive the funds paid by the retiring employees.
- This matter was Approved on the Consent Calendar.
10. **19-1450** Clerk of the Board recommending the Board adopt and authorize the Chair to sign Resolution **198-2019** establishing the 2020 regular meeting calendar of the Board of Supervisors.
- Resolution 198-2019 was Adopted upon Approval of the Consent Calendar.**
11. **19-1436** Elections Department recommending the Board approve and authorize the Purchasing Agent to execute a new perpetual Agreement 4151 with Language Line Services, Inc., for foreign language interpretation services and American Sign Language services as required by the State, effective upon contract execution, for \$360 per year plus per minute usage rates.
- FUNDING:** Help America Vote Act funds.
- This matter was Approved on the Consent Calendar.
12. **19-1560** Elections Department recommending the Board appoint Directors to Special Districts in lieu of election held on Tuesday, November 5, 2019.
- FUNDING:** N/A
- This matter was Approved on the Consent Calendar.
13. **19-1564** Elections Department and Human Resources Department recommending the Board approve and authorize the Chair to sign Resolution **181-2019** to authorize Human Resources to initiate a layoff for an Elections Technician I/II incumbent, occupying position 2767, in the Elections Department in order to comply with the requirements of Personnel Rule 1108, Nepotism. (Cont. 10/22/2019, Item 6)
- FUNDING:** General Fund.
- Resolution 181-2019 was Adopted upon Approval of the Consent Calendar.**

14. 19-1520

Human Resources Department recommending the Board:

- 1) Adopt and authorize the Chair to sign Resolution **188-2019** approving the negotiated Memorandum of Understanding (MOU) between the County of El Dorado and the Operating Engineers Local No. 3 representing employees in the Corrections Bargaining Unit;
- 2) Authorize the Chair to sign said MOU, noting the MOU will be effective the first full pay period following Union ratification and Board of Supervisors adoption of the MOU; and
- 3) Direct the Human Resources Department and the Auditor-Controller's Office to administer and implement the MOU provisions.

FUNDING: General Fund.

This matter was Approved and Resolution 188-2019 was Adopted upon Approval of the Consent Calendar.

15. 19-1567

Human Resources Department recommending the Board:

- 1) Approve the revised Sheriff's Office department-specific class specification of Assistant Public Administrator;
- 2) Approve the revised Health & Human Services Agency department-specific class specification of Mental Health Medical Director; and
- 3) Adopt and authorize the Chair to sign Resolution **189-2019** to approve, due to a downward reclassification, the deletion of 1.0 FTE Highway Maintenance Worker IV and the addition of 1.0 FTE Highway Maintenance worker I/II/III in the Department of Transportation.

FUNDING: N/A & Road Fund Savings.

This matter was Approved and Redolution 189-2019 was Adopted upon Approval of the Consent Calendar.

16. 19-1616

Human Resources Department recommending the Board approve the revised department-specific class specification: Deputy Clerk of the Board I/II.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

17. 19-1620

Recorder-Clerk recommending the Board approve and authorize the Recorder-Clerk to execute the Termination Agreement for Contract 3155 with SouthTech Systems, Inc., regarding document recording and management system services, effective upon execution.

FUNDING: Recorder-Clerk Special Revenue Funds.

This matter was Approved on the Consent Calendar.

- 18. 19-1641** Supervisor Novasel recommending the Board adopt and authorize the Chair to sign Resolution **197-2019** acknowledging highway restrictions during the 16th Annual Reno-Tahoe Odyssey Relay Run Adventure, May 29-30, 2020.

Resolution 197-2019 was Adopted upon Approval of the Consent Calendar.

- 19. 19-1642** Supervisor Novasel recommending the Board authorize the Chief Administrative Officer to approve up to eight hours of paid time for County staff who are participating on the holiday choir tour on December 17, 2019.

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

20. 19-1297

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign Amendment II to Memorandum of Understanding 265-M1610 with the California Department of State Hospitals, for the provision of State hospital beds on an “as requested” basis, retroactively extending the term by one (1) year through June 30, 2020, with a variable maximum obligation dependent on usage of State hospital beds;
- 2) Approve and authorize the Chair to sign Participation Agreement 4282 with California Mental Health Services Authority (CalMHSA) Joint Powers Authority (JPA), to participate in the “CalMHSA State Hospital Program” with a retroactive effective date of July 1, 2019 through June 30, 2020, and an administrative fee of \$1,402/per bed/fiscal year, thereby authorizing CalMHSA to negotiate and contract with the State for State hospital beds on behalf of the County; and
- 3) Approve and authorize the Chair to sign Participation Agreement 4284 with California Mental Health Services Authority (CalMHSA) Joint Powers Authority (JPA), to participate in the “CalMHSA North Valley Suicide Prevention Hotline Program” with a retroactive effective date of July 1, 2019 through June 30, 2020, and an administrative fee of \$8,175, thereby authorizing CalMHSA to administer program funding on behalf of the County.

FUNDING: State funding.

This matter was Approved on the Consent Calendar.

Supervisor Frentzen registered a No vote based on the agreement being retroactive.

21. 19-1526

Health and Human Services Agency (HHSA), in conjunction with Sheriff's Department and Probation, recommending the Board:

- 1) Approve and authorize the Chair to sign Agreement 19-96158 (FENIX 4259) with the California Department of Health Care Services, for participation in the Medi-Cal County Inmate Program, with a maximum obligation of \$403,078.43 for the retroactive term beginning July 1, 2019 through June 30, 2020;
- 2) Adopt and approve the Chair to sign Resolution **182-2019**, thereby delegating authority to the Director of the Health and Human Services Agency to execute future agreements with the California Department of Health Care Services to participate in the Medi-Cal County Inmate Program, contingent upon approval by County Counsel and Risk Management; and
- 3) Authorize the HHSA Director, HHSA Chief Fiscal Officer (CFO), Sheriff, or Sheriff's Office CFO to administer any subsequent administrative documents, including required fiscal and programmatic reports.

FUNDING: Federal (Medicaid); County share of cost for the non-federal portion is based on usage, not to exceed \$403,078.43 in General Fund.

This matter was Approved and Resolution 182-2019 was Adopted upon Approval of the Consent Calendar.

Supervisor Frentzen registered a No vote based on the agreement being retroactive.

22. 19-1530

Health and Human Services Agency recommending the Board adopt and authorize the Chair to sign Resolution **191-2019**, amending the Authorized Personnel Allocation Resolution (105-2019), thereby deleting 3.0 vacant Full Time Equivalent (FTE) Screener and adding 3.0 FTE Office Assistant III.

FUNDING: 100% Federal and State Funding.

Resolution 191-2019 was Adopted upon Approval of the Consent Calendar.

23. 19-1576

Health and Human Services Agency, Sheriff's Office and Probation Department recommending the Board:

- 1) Find, in accordance with County Ordinance Section 3.13.030, it is more economical and feasible to engage an independent contractor to provide licensed healthcare professionals trained in correctional medicine;
- 2) Approve and authorize the Chair to sign Amendment 1 to Agreement for Services 2989 with California Forensic Medical Group for the provision of health services in the County detention facilities for the term of January 1, 2019 through December 31, 2023, with a reduction in Fiscal Year 2019-20 by \$87,154 retroactively effective July 1, 2019 due to the closure of the Placerville Juvenile Hall, and continuing for the remaining term of the Agreement (total reduction over five year term \$418,096), thereby reducing the maximum contractual obligation of \$21,967,666 to \$21,549,570;
- 3) Approve and authorize the attached Budget Transfer Request to increase the General Fund contribution for Fiscal Year 2019-20 CFMG budget by \$195,846, and decrease the General Fund contribution to the County Medical Services Program budget by \$195,846; and
- 4) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 2989, 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: General Fund.

This matter was Approved on the Consent Calendar.

Supervisor Frentzen registered a No vote based on the agreement being retroactive.

24. 19-1599

Health and Human Services Agency recommending the Board adopt and authorize the Chair to sign Resolution **195-2019**, amending the Authorized Personnel Allocation Resolution (105-2019), thereby deleting 1.0 Full Time Equivalent (FTE) Social Service Program Manager and adding 1.0 FTE Program Manager - Protective Services.

FUNDING: General Fund.

Resolution 195-2019 was Adopted upon Approval of the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

- 25. 19-1556** Department of Agriculture recommending the Board:
- 1) Approve the addition of one (1) Seraphin Slip on Calibration Unit with three 5 gallon stainless steel provers with a 50 gallon high speed prover to the Department's Fixed Asset List; and
 - 2) Approve and authorize the Chair to sign a budget transfer from General Fund Appropriation for Contingency in the amount of \$32,311 for the fixed asset, to re-budget the item in order to complete a purchase that was approved as part of the FY 2018-19 Budget and Fixed Asset List, but unable to be delivered prior to the end of the fiscal year. (4/5 vote required)

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

- 26. 19-1351** Department of Transportation recommending the Board:
- 1) Approve an increase of \$399,000 to the 2018 Capital Improvement Program direct construction budget for the South Tahoe Greenway Shared Use Trail Phase 1B and 2 Project;
 - 2) Approve and adopt the South Tahoe Greenway Shared Use Trail Phase 1B and 2 Project (CIP 95200/36107022, Contract 3785) Plans and Contract Documents and authorize the Chair to sign the Plans; and
 - 3) Authorize advertisement for construction bids (the total estimated cost for the construction phase of the Project is \$5,499,528).

FUNDING: Active Transportation Program (36% - Federal), Congestion Mitigation and Air Quality Program (7% - Federal), California Tahoe Conservancy (57% - State).

This matter was Approved on the Consent Calendar.

- 27. 19-1368** Department of Transportation recommending the Board approve and authorize the Chair to sign Cooperative Agreement 03-0701 between the California Department of Transportation and County of El Dorado defining the roles, responsibilities, and cost contribution of each agency related to the Plans, Specifications, and Estimate phase of the U.S. 50/Pioneer Trail Intersection Safety Improvement Project, CIP 72379/36104026.

FUNDING: Surface Transportation Block Grant Program (32%), Tahoe Regional Planning Agency Air Quality Mitigation Funds (4%), Congestion Mitigation and Air Quality Program funding (9%), and Highway Safety Improvement Program (55%).

This matter was Approved on the Consent Calendar.

- 28. 19-1474** Department of Transportation recommending the Board adopt and authorize the Chair to sign Resolution **190-2019**, thereby amending the FY 2019-20 Authorized Personnel Allocation Resolution for the Department of Transportation, adding one 1.0 FTE Administrative Technician - Limited Term.
- FUNDING:** 50% Developer and Traffic Impact Mitigation Fee funds and 50% Road Fund.
- Resolution 190-2019 was Adopted upon Approval of the Consent Calendar.**
- 29. 19-1499** Department of Transportation recommending the Board approve the following:
- 1) Award Bid 20-292-016 for the purchase of Washoe Sand to the sole qualified bidder, Cinderlite Trucking Corporation of Carson City, NV;
 - 2) Authorize the Purchasing Agent to issue a purchase order contract in the amount of \$120,000 plus applicable sales tax and fees for a thirty-six (36) month period following Board approval; and
 - 3) Authorize the Purchasing Agent to increase the purchase order contract on an "as needed" basis during the awarded period as long as funding is available within the requesting department's budget.
- FUNDING:** Road Fund - Discretionary.
- This matter was Approved on the Consent Calendar.**
- 30. 19-1503** Department of Transportation recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign the Notice of Acceptance with Truesdell Corporation of California for the Safety Countermeasures at Various Locations Project, 49320/36201034, Contract 3630;
 - 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; and
 - 3) Approve and authorize the Chair to sign a Budget Transfer in the amount of \$375,000, increasing appropriations and related revenues for Fiscal Year 2019-20 to re-budget expenditures that did not occur during FY 2018-19. (4/5 vote required)
- FUNDING:** Highway Safety Improvement Program Funds (100%).
(Federal Funds)
- This matter was Approved on the Consent Calendar.**

31. 19-1396

Department of Transportation recommending the Board approve and authorize the Chair to sign Resolution **169-2019** setting for election a measure to consider a special tax for the purpose of snow removal equipment acquisition ~~and services~~ in the South Shore Snow Removal Zone of Benefit 501 within County Service Area 3, noting that the measure will be submitted to the zone electorate on the ballots distributed for the Presidential Primary Election to be held March 3, 2020. (Cont. 10/22/2019, Item 27) (Est. Time: 10 Min.)

FUNDING: County Service Area Zone of Benefit Special Taxes.

Resolution 169-2019 was Adopted upon Approval of the Consent Calendar.

32. 19-1380

Department of Transportation recommending the Board:

- 1) Accept the subdivision improvements for West Valley Village, Unit 5B, Phase 2, TM 99-1359-R, as complete;
- 2) Reduce Performance Bond 024057245 from \$3,240,410.70 to \$324,041.07, which is ten percent of the total cost of the subdivision improvements. This amount guarantees against any defective work, labor done, or defective materials furnished, which is to be released after one year if no claims are made;
- 3) Hold Laborers & Materialmens Bond 024057245 in the amount of \$1,620,205.35 for six months to guarantee payments to persons furnishing labor, materials, or equipment; and
- 4) Authorize the Clerk of the Board to release the respective Bonds after the required time periods upon written request by the Department of Transportation.

FUNDING: Developer Funded.

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

- 33. 19-1339** Chief Administrative Office, Facilities Division on behalf of the Sheriff's office, recommending the Board:
- 1) Ratify the Facilities Manager's signature on the hold over letter sent to the Placerville Masonic Center Association on May 23, 2019 exercising the hold over provision as stipulated in Section 21.3 of Contract 151 for the lease agreement with the Placerville Masonic Center Association Inc. for up to an additional forty-five (45) days, from September 1, 2019 through October 15, and
 - 2) Authorize an increase of \$20,000 to Contract 151 to cover expenses for an additional forty-five (45) days of rent payments, from September 1, 2019 through October 15, 2019.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

- 34. 19-1569** Sheriff's Office recommending the Board:
- 1) Approve and authorize the Chair to sign a Governing Body Resolution **192-2019** for FY 2019 Homeland Security Grant Program sub-granted through the California Governor's Office of Emergency Services; and
 - 2) Approve and authorize the Chair to sign a Governing Body Resolution **193-2019** for FY 2019 Emergency Management Performance Grant sub-granted through the California Governor's Office of Emergency Services.

FUNDING: Federal Grant Funds.

Resolutions 192-2019 and 193-2019 were Adopted upon Approval of the Consent Calendar.

- 35. 19-1570** Sheriff's Office recommending the Board approve and authorize the Chair to sign a Governing Body Resolution **194-2019** for FY 2018 - FY 2020 State Criminal Alien Assistance Program grant award through the federal Department of Justice.

FUNDING: Federal Grant Funds.

Resolution 194-2019 was Adopted upon Approval of the Consent Calendar.

END CONSENT CALENDAR

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

36. 19-1555 Supervisor Hidahl recommending the Board approve and authorize the Chair to sign a Proclamation recognizing Moseley Collins for his efforts to fight hunger. (Est. Time: 5 Min.)

**Supervisor Hidahl read the Proclamation.
A motion was made by Supervisor Hidahl, seconded by Supervisor Veerkamp to Approve this matter.**

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

37. 19-1648 Supervisor Frentzen recommending the Board take the following actions regarding the Central El Dorado Hills project:

- 1) Hold a Planning Commission Hearing for the Central El Dorado Hills project in El Dorado Hills in January, after the holidays in the evening;
- 2) Hold the Board of Supervisors Hearing for the Central El Dorado Hills project in the evening in El dorado Hills; and
- 3) Direct staff to review and amend if necessary, the Time and Material Agreement with Parker Development Company to ensure the full cost recovery from the developer. (Est. Time: 10 Min.)

Public Comment: K. Moreno, B. Hendricks, T. Kayes

A motion was made by Supervisor Novasel, seconded by Supervisor Veerkamp to hold an additional Special Planning Commission Hearing for the Central El Dorado Hills project in El Dorado Hills in January, after the holidays in the evening.

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

A motion was made by Supervisor Frentzen, seconded by Supervisor Hidahl to hold an additional Special Board of Supervisors Hearing for the Central El Dorado Hills project in the evening in El Dorado Hills.

Yes: 3 - Frentzen, Hidahl and Parlin

Noes: 2 - Veerkamp and Novasel

**A motion was made by Supervisor Frentzen to direct staff to review and amend if necessary, the Time and Material Agreement with Parker Development Company to ensure the full cost recovery from the developer.
Motion Failed for lack of a second.**

1:30 P.M. - TIME ALLOCATION

38. 19-1568 HEARING - Recorder-Clerk recommending the Board conduct a public hearing and approve and authorize the Chair to sign Ordinance **5108** adding Chapter 3.25 to the El Dorado County Ordinance Code pertaining to a schedule of fees and fee changes for the Recorder-Clerk's Office, with fee changes to become effective January 1, 2020. (Est. Time: 15 Min.)

FUNDING: General Fund Revenue.

Supervisor Novasel opened the public hearing and upon conclusion of public comment and staff input, closed the hearing.

A motion was made by Supervisor Veerkamp, seconded by Supervisor Hidahl to Adopt Ordinance 5108.

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

39. 19-1559 HEARING - Planning and Building Department, Planning Division, forwarding a request from Winn Communities for an Initiation Hearing (Conceptual Review) of a proposed new Specific Plan that would require amending the General Plan land use designation of a de-annexed portion of the El Dorado Hills Business Park from the current Research and Development to residential land uses to allow medium- and low-density single family residential development with an expected range of 700 to 900 dwelling units. The property, identified by Assessor's Parcel Number 117-010-012, consisting of 208 acres, is located within the El Dorado Hills Business Park, in the El Dorado Hills area. Staff recommends the Board take the following actions:

- 1) Find that the proposed Pre-Application PA19-0001 complies with the criteria for initiation of General Plan Amendments as required by Board of Supervisors Policy J-6; and
- 2) Provide the Applicant with initial feedback on the proposed project. (Supervisory District 2) (Est. Time 1 Hr.)

FUNDING: N/A

Public Comment: B. Hendricks, E. Foreshear, T. Chapfield, S. Shoe, D. Manning, L. Brent-Bumb, K. Payne, T. Kayes, G. Willard, J. Gainsborough

Supervisor Novasel opened the public hearing and upon conclusion of public comment and staff input, closed the hearing.

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

Yes: 3 - Veerkamp, Novasel and Hidahl

Noes: 2 - Frentzen and Parlin

40. 19-1394

Department of Transportation recommending the Board receive information and provide input on items related to the Missouri Flat Master Circulation and Financing Plan Phase II. Staff recommending the Board:

- 1) Approve the draft Technical Memorandum 1-9 Summary of Net Fiscal effects of the project (Attachment B);
- 2) Receive a status report on the draft CEQA Initial Study findings for the project; and
- 3) Receive and file the updated MC&FP Phase II project schedule (Attachment C). (Est. Time: 1 Hr.)

FUNDING: Missouri Flat Master Circulation and Financing Plan Phase II Funds.

Public Comment: K. Payne, T. Kayes

A motion was made by Supervisor Frentzen not to Approve the draft Technical Memorandum 1-9 Summary of Net Fiscal effects of the project (Attachment B). Motion failed for lack of a second.

A motion was made by Supervisor Veerkamp, seconded by Supervisor Hidahl to Approve this matter and direct staff to compile data on the return on investment for MC&FP Phase I subject to not exceeding currently allotted funding.

Yes: 3 - Veerkamp, Novasel and Hidahl

Noes: 2 - Frentzen and Parlin

41. 19-1585

HEARING - Chief Administrative Office, Cemeteries and Airport Division, recommending the Board:

- 1) Conduct a public hearing to receive public comment of all interested parties for or against the formation of the Western Slope Cemetery Zone of Benefit within County Service Area 9;
- 2) Make findings consistent with the County's Policy and Procedure Guidelines for Creation and Administration of Zones of Benefit Within a County Service Area, as amended February 10, 2015;
- 3) If there is no majority protest, adopt and authorize the Chair to sign Resolution **199-2019** forming the Western Slope Cemetery Zone of Benefit within County Service Area 9 contingent on a parcel tax ballot measure being approved by the voters on the March 2020 election;
- 4) Approve and authorize the Chair to sign Resolution **200-2019** without an inflation factor or Resolution **201-2019** including a 1.55% inflation factor setting for election a measure to consider a special tax for the purpose to provide better levels of service in the operation, maintenance, historical preservation, and capital improvements for public cemeteries County Service Area 9; except for properties within Kelsey Cemetery District, Happy Homestead Cemetery District, Georgetown Cemetery Zone of Benefit, City of Placerville, and County Service Area 3; noting that the measure will be submitted to the zone electorate on the ballots distributed for the Presidential Primary Election to be held March 3, 2020 and;
- 5) Approve the ballot question that will be on the March 3, 2020 Presidential Primary Election ballot. (Est. Time: 1 Hr.)

FUNDING: General Fund.

Public Comment: G. Tumbo, G. Giltenburger, M. Roberts, M. Gardono, K. Payne, B. Watts, K. Ross, A. Richards, R. Weeks, T. Kayes, W. Feroza, G. Willard

Supervisor Novasel opened the public hearing and upon conclusion of public comment and staff input, closed the hearing.

A motion was made by Supervisor Frentzen not to Approve Resolutions 199-2019, 200-2019 and 201-2019 and deny forming the Western Slope Cemetery Zone of Benefit within County Service Area 9.

Motion failed for lack of a second.

A motion was made by Supervisor Parlin, seconded by Supervisor Veerkamp to form the Western Slope Cemetery Zone of Benefit within County Service Area 9 subject to voter approval in the November 2022 election.

Yes: 4 - Veerkamp, Novasel, Hidahl and Parlin

Noes: 1 - Frentzen

A motion was made by Supervisor Parlin, seconded by Supervisor Veerkamp to direct staff or the Cemetery Advisory Committee to return to the Board in March of 2020 with a plan to maintain cemeteries going forward.

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

CLOSED SESSION

- 42. 19-1653** **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Thomas Austin and Helen Austin v. the County of El Dorado, and Does 1 through 50, El Dorado County Superior Court Case No. PC20150633, Number of potential cases: (1). (Est. Time: 15 Min.)

No Action Reported. All five Supervisors participated.

ADJOURNED AT 7:04 P.M. TO WEDNESDAY, NOVEMBER 6, 2019 at 8:00 A.M.

ADDENDUM

GENERAL GOVERNMENT - CONSENT ITEMS

- 49. 19-1659** Supervisor Veerkamp recommending the Board authorize the Chair to sign a Proclamation to recognize the contributions of the American Legion Post 119 to El Dorado County as they commemorate their 100th anniversary.

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

- 50. 19-1661** Sheriff's Office recommending the Board:
- 1) Approve and authorize the Chair to sign Resolution **203-2019** to:
 - a) Allow County Staff to donate Vacation and/or Comp time to Deputy Brian Ishmael's family (and any future deputies who may be killed in the line of duty), who died in the line of duty on October 23, 2019, within one-hundred and eighty (180) days of the date of death; and
 - b) Allow for the donated leave time to apply to COBRA continuation benefits so that the family of Deputy Ishmael (and the families of any future deputies who may be killed in the line of duty) will continue to have health insurance; and
 - 2) Authorize Human Resources to apply Deputy Ishmael's health insurance pre-payments through the month of November.

FUNDING: General Fund.

This matter was Approved and Resolution 203-2019 was Adopted upon Approval of the Consent Calendar.

8:03 A.M. RECONVENED MEETING AND RECESSED TO CLOSED SESSION

Present: 3 - Supervisor Frentzen, Supervisor Novasel and Supervisor Parlin

Absent: 2 - Supervisor Veerkamp and Supervisor Hidahl

9:00 A.M. - TIME ALLOCATION

Present: 4 - Supervisor Veerkamp, Supervisor Frentzen, Supervisor Novasel and Supervisor Parlin

Absent: 1 - Supervisor Hidahl

43. 19-1577

Planning and Building Department recommending the Board:

- 1) Receive and file the State of the Planning and Building Department Report for Fiscal Year 2019-20; and
- 2) Provide conceptual approval for the addition of five Full Time Equivalent positions to assist with the increased workload associated with the implementation of new regulations in the area of Vacation Home Rentals, Model Water Efficiency Landscaping, and the Targeted General Plan Amendment/Zoning Ordinance Update; an increased budget for overtime and extra help to assist with the current increase and permitting activity and seasonal peak workloads; and funding to create new office spaces for the new positions. (Est. Time: 1 Hr.)

FUNDING: Permit revenue, Transient Occupancy Tax, and General Fund.

Public Comment: J. Short

A motion was made by Supervisor Veerkamp, seconded by Supervisor Novasel to Approve this matter and provide conceptual approval to return with a revised Personnel Allocation Resolution and budget amendment to add four additional positions:

- 1) Development Technician dedicated to MWELo implementation \$95,000;
- 2) Development Technician dedicated to VHR implementation \$95,000 ;
- 3) Sr. Office Assistant to replace the position that was transferred to create the HR Liaison/Executive Assistant position \$77,000;
- 4) Office Assistant to provide capacity for Planning Commission functions \$69,000;
- 5) Increase overtime budget by \$57,000;
- 6) Increase Extra Help budget to assist with backlog and peak workloads \$144,000; and
- 7) Provide funding to create new office spaces for the new positions \$20,000.

Yes: 4 - Veerkamp, Frentzen, Novasel and Parlin

Absent: 1 - Hidahl

A motion was made by Supervisor Veerkamp, seconded by Supervisor Novasel to provide conceptual approval to return with a revised Personnel Allocation Resolution and budget amendment to add an additional position of Sr. Planner dedicated to Economic Development Projects \$153,000.

Supervisor Frentzen registered a No vote based on the funding of the position partially coming from the Transient Occupancy Tax. Supervisor Frentzen supports the portion of the position which is Developer funded.

Yes: 3 - Veerkamp, Novasel and Parlin

Noes: 1 - Frentzen

Absent: 1 - Hidahl

44. 19-1521

Department of Planning and Building and Chief Administrative Office recommending the Board receive and file a report updating the Board on the implementation of the Vacation Home Rental Ordinance. (Cont. 10/22/2019, Item 28) (Est. Time: 1 Hr.)

Public Comment: L. Allen, J. McDuggle, J. Arden

A motion was made by Supervisor Veerkamp, seconded by Supervisor Novasel to receive and file a report updating the Board on the implementation of the Vacation Home Rental Ordinance and direct staff to return to the Board in late January 2020 with updated information on Vacation Home Rentals.

Yes: 4 - Veerkamp, Frentzen, Novasel and Parlin

Absent: 1 - Hidahl

A motion was made by Supervisor Frentzen, seconded by Supervisor Parlin to direct staff to return within 30 days with an Urgency Ordinance to put a cap at the current level on the number of permits that would be in effect while the County studies additional means of addressing some of the locational criteria. Motion failed.

Yes: 2 - Frentzen and Parlin

Noes: 2 - Veerkamp and Novasel

Absent: 1 - Hidahl

ITEMS TO/FROM SUPERVISORS

Supervisor Frentzen reported on the following:
Broadband meeting.
Local Agency Formation Commission conference.
Living History Cemetery tour.
Fire Insurance town hall meeting.
Fazio water rights.
Town Hall meeting tonight.
Deputy Ishmael's service.
Letter of Recognition for Steven Woods, County employee.

Supervisor Veerkamp reported on the following:
Fazio water rights.
Fire Insurance town hall meeting.
Save the Graves.
SOFAR meeting.
Oak Hill Fire Safe Council meeting.
Sacramento Area Council of Governments meeting.
Deputy Ishmael's service.

Supervisor Parlin reported on the following:
Commission on Aging.
Cemetery Advisory Committee meeting.
El Dorado High School meeting.
Oakmont meeting.
Monthly meeting with County Counsel.
Fire Insurance town hall meeting.
Airport user meeting.
Auburn State Recreation area meeting.
Save the Graves.
Tour of North County.
Cemetery agenda item.
March at the State Capital.
Cool Hall membership barbecue.
Kelsey breakfast.
Human Rights Commission meeting.
Deputy Ishmael's service.

Supervisor Novasel reported on the following:
Tahoe Regional Planning Agency meeting.
Tahoe Prosperity Center meeting.

CAO UPDATE

Don Ashton, Chief Administrative Officer, reported on the following:
Prop 68 funding site visits.
Press conference regarding shooting of Deputy Ishmael.
South Lake Tahoe Chief Executive Officer round table.
California Grand Jury speaking engagement.

ADJOURNED AT 12:34 P.M. in honor of Deputy Ishmael

CLOSED SESSION

- 45. 19-1623** **Pursuant to Government Code Section 54956.9(d)(1)- Existing Litigation.** Title: Claim of Jeri Bianca v. County of El Dorado York Risk Services Group, Inc., Worker's Compensation Claim Settlement, Claim ELAB-547806, ELAB-547892, ELAC-548123, ELAD-548226. (Est. Time: 5 Min.)

No Action Reported. Supervisors Frentzen, Veerkamp, Parlin and Novasel participated. Supervisor Hidahl was absent.

- 46. 19-1649** **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:** County Negotiator: Director of Human Resources and/or designee. Unrepresented employee: Chief Administrative Officer. (Est. Time: 10 Min.)

No Action Reported. Supervisors Frentzen, Veerkamp, Parlin and Novasel participated. Supervisor Hidahl was absent.

- 47. 19-1603** **Pursuant to Government Code Section 54957- Public Employment.** Title: Director of Information Technologies Recruitment. (Est. Time: 15 Min.)

No Action Reported. Supervisors Frentzen, Veerkamp, Parlin and Novasel participated. Supervisor Hidahl was absent.

- 48. 19-1621** **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Director of Planning & Building. (Est. Time: 15 Min.)

Supervisors Frentzen, Veerkamp, Parlin and Novasel participated. Supervisor Hidahl was absent. After the performance evaluation of the Director of Planning and Building, the Board unanimously approved a step increase from step 4 to step 5. This increases Ms. Schmid's salary from \$14,057/ per month to \$14,761/per month effective November 9, 2019.