



County of El Dorado

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

Minutes - Draft Board of Supervisors

Wendy Thomas, Chair, District III
John Hidahl, First Vice Chair, District I
George Turnboo, Second Vice Chair, District II
Lori Parlin, District IV
Brooke Laine, District V

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

Tuesday, January 24, 2023

9:00 AM

<https://edcgov-us.zoom.us/j/85471552276>

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

ADDENDUM

Item 44 is hereby added to the Consent Calendar

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 854 7155 2276 . 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://us06web.zoom.us/j/85471552276>.

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 Hidahl, Supervisor Thomas, Supervisor Turnboo, Supervisor Laine and Supervisor Parlin

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Pastor David 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

Public Comment: K. Payne, K. Beal

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

Yes: 5 - Hidahl, Thomas, Turnboo, Laine 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.

CONSENT CALENDAR

- 1. **23-0181** Clerk of the Board recommending the Board Approve the Minutes for the regular meeting on January 10, 2023 and the special meeting on January 17, 2023.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. **23-0045** Chief Administrative Office recommending the Board of Supervisors approve and authorize the Purchasing Agent to sign Agreement for Services 7136 with TSS Consultants in the amount of \$15,000 for a term of one year upon final execution to complete a Phase 1 Fatal Flaw Analysis of the potential siting of a biomass cogeneration facility at the Sierra Pacific Industries former sawmill site in Camino.

FUNDING: Transient Occupancy Tax.

This matter was Approved on the Consent Calendar.

- 3. **22-2017** Chief Administrative Office, Emergency Medical Services and Emergency Preparedness and Response Division, recommending the Board:

- 1) Approve and authorize to Chair to sign funding Agreement 7071 with Sacramento Metropolitan Fire District, serving as a fiscal intermediary between the State and the County of El Dorado for the Supplemental Medi-Cal Reimbursement Program for ground emergency medical transport, with an effective date retroactive to July 1, 2022. This Agreement covers the period July 1, 2022 through June 30, 2023, and includes administrative costs based on 1% of the amount reimbursed by the State; and

- 2) Authorize the Deputy Chief Administrative Officer to execute any necessary amendments relating to Agreement 7071, excluding term extension and increases to the not-to-exceed amount, contingent upon approval by County Counsel and Risk Management.

FUNDING: CSA 3 and CSA 7.

This matter was Approved on the Consent Calendar.

4. **23-0054** Chief Administrative Office, Facilities Division, recommending the Board take the following actions related to SB 844 El Dorado County Recovery, Rehabilitation and Reentry Facility Placerville Jail Expansion Project:
- 1) Adopt and authorize the Chair to sign Resolution **018-2023** approving Addendum 1 and Addendum 2 to the adopted Mitigated Negative Declaration (MND); and
 - 2) Approve the Project as revised in Addendum 1 and Addendum 2 to the MND.

FUNDING: Accumulative Capital Outlay.

This matter was Approved and Resolution 018-2023 was Adopted upon Approval of the Consent Calendar.

5. **22-1819** Chief Administrative Office, Facilities Division, recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign the Purchase and Sale Agreement and Joint Escrow Instructions 7029 with the owners Carlton Commercial Properties LLC, of Assessor's Parcel 070-270-031 (commonly known as 3883 Ponderosa Road in Shingle Springs) for \$5,392,500 and direct staff to continue its due diligence;
 - 2) Approve and authorize the Chair to sign the attached budget transfer reducing the Capital Designation by \$6,000,000 and increasing appropriations in the Accumulative Capital Outlay fund by the same amount to allow for the purchase and tenant improvements (including move costs) for the building located at 3883 Ponderosa Road (4/5 vote required);
 - 3) Authorize an escrow deposit of \$100,000;
 - 4) Authorize the Facilities Division Manager to sign any subsequent escrow and related documents;
 - 5) Find that the proposed property acquisition of 3883 Ponderosa Road in Shingle Springs is categorically exempt from review pursuant to California Environmental Quality Act Guideline Section 15301(a); and
 - 6) Approve the attached revised Facilities Capital Workplan which includes the addition of the purchase of the Carlton Building as well as the addition of the Heath and Human Services Agency Senior Nutrition project (Legistar 22-2273).

FUNDING: Capital Designation.

This matter was Approved on the Consent Calendar.

6. 22-2008

Chief Administrative Office, Facilities Division, recommending the Board:

- 1) Authorize the Purchasing Agent to execute Amendment II to Agreement for Services 5158 with Williams + Paddon/Architects + Planners, Inc. to authorize the assignment of Williams + Paddon/Architects + Planners, Inc. to 19six Architects to provide on-call architectural services as related to the Department of Transportation’s Shakori Garage Replacement;
- 2) Authorize the Purchasing Agent to execute any necessary amendments relating to Agreement for Services 5158, excluding term extensions and increases to the not-to-exceed amount, contingent upon approval by County Counsel and Risk Management; and
- 3) Make findings pursuant to Article II, Section 210b(6) of the El Dorado County Charter that the ongoing aggregate of work to be performed is not sufficient to warrant the addition of permanent staff.

FUNDING: General Fund Capital Reserve.

This matter was Approved on the Consent Calendar.

7. 22-2292

Chief Administrative Office, Facilities Division, recommending the Board:

- 1) Authorize the Purchasing Agent to sign Amendment I to Agreement for Services 6736 with Mesa Energy Systems, Inc. to increase compensation by \$150,000 for an amended not-to-exceed of \$225,000 and to increase the term an additional year, expiring July 17, 2024, to provide on-call and emergency maintenance and repair services for heating, ventilating and air conditioning equipment located at various County operated locations; and
- 2) Make findings pursuant to Article II, Section 210b(6) of the El Dorado County Charter and 3.13.030 Section C of County Ordinance 5116 that the ongoing aggregate of the work performed under this Agreement is temporary or occasional in nature and the work to be performed is not sufficient to warrant the addition of permanent staff.

FUNDING: Accumulative Capital Outlay Fund (20%) and General Fund (80%).

This matter was Approved on the Consent Calendar.

8. **22-2240** Chief Administrative Office, Parks Division, recommending the Board approve and authorize the Chair to sign the following:
- 1) Resolution **019-2023** authorizing and directing the Auditor-Controller to transfer the funds from the County Service Area 9 Insurance Reserve Account to the General Fund, Georgetown Divide Recreation District, and the Parks Division as directed on the Resolution, and to close the account after all funds have been transferred; and
 - 2) A Fiscal Year 2022-23 Budget amendment to transfer \$101,000 in funds from the County Service Area 9 Insurance Reserve Account to the General Fund (\$65,000), Georgetown Divide Recreation District (\$1000), and the Parks Division (\$35,000) (4/5 vote required).

FUNDING: Parks Division Insurance Reserve.

This matter was Approved and Resolution 019-2023 was Adopted upon Approval of the Consent Calendar.

9. **23-0125** Chief Administrative Office, Parks Division, recommending the Board:
- 1) Approve and Authorize the Chair to sign Resolution **020-2023** accepting grant funds in the amount of \$411,221 for the Rubicon Trail projects from the State of California, Department of Parks and Recreation, Off-Highway Vehicle Grant Funds, for the Fiscal Year 22-23 (G22) grant cycle; and
 - 2) Approve and authorize the Assistant Chief Administrative Officer to sign the following agreements:
 - a) G22-03-06-G01 for Grounds Operations-Annual Operations and Maintenance in the amount of \$220,698 plus County match requirement of \$77,544 (\$17,000 will be volunteer/in-kind) for a total of \$298,242, for a one-year period;
 - b) G22-03-06-S01 for Education and Safety in the amount of \$81,064 plus County match requirement of \$31,915 for a total of \$112,979, for a one-year period; and
 - c) G22-03-06-R01 for Restoration on the Sacramento Placerville Transportation Corridor in the amount of \$76,427 plus County match requirement of \$26,853 for a total of \$103,280; and
 - 3) Authorize the Assistant Chief Administrative Officer to approve and execute any amendments that do not change the dollar amount of said Agreements, contingent on approval from County Counsel.

FUNDING: State Parks and Recreation, Off-Highway Motor Vehicle Division Grant Funding, Sacramento Municipal Utility District Funds, Off Highway Vehicle Fees, In-Kind Materials and Staff/Volunteer Time.

This matter was Approved and Resolution 020-2023 was Adopted upon Approval of the Consent Calendar.

10. 23-0129

Clerk of the Board, based upon the recommendation of the Building Industry Advisory Committee, recommending the Board:
Appoint Brian Frazier, Building Industry Advisory Committee, S.A.G.E. Alternate Member, Term Expiration 01/01/2026.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

11. 23-0137

Clerk of the Board, based upon the recommendation of the El Dorado County Early Care and Education Planning Council, recommending the Board make the following reappointment to the El Dorado County Early Care and Education Planning Council:
Reappoint Margaret E. Lewis, Public Agency Representative, Term Expiration 01/01/2027.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

12. 23-0092

Human Resources Department recommending the Board:

- 1) Adopt and authorize the Chair to sign Resolution **021-2023** approving the negotiated Memorandum of Understanding (MOU) between the County of El Dorado and the El Dorado County Probation Officers Association representing employees in the Probation Bargaining Unit;
- 2) Authorize the Chair to sign said MOU, noting the MOU will be effective the first full pay period following Association ratification and Board of Supervisors adoption of the MOU;
- 3) Direct the Human Resources Department and the Auditor-Controller's Office to administer and implement the MOU provisions;
- 4) Adopt and authorize the Chair to sign Resolution **022-2023**, pursuant to the terms of the MOU, to:
 - a) Approve and adopt the new flexibly staffed classification series of Deputy Probation Officer I/II/III (A) and the separately allocated classification of Deputy Probation Officer Supervisor (A), Job Class Numbers (JCN), bargaining unit, and salary ranges for the new classifications;
 - b) Approve due to lateral reclassifications, the:
 1. Deletion and abolishment of 13.0 full-time equivalent (FTE) Deputy Probation Officer I/II-Institutions (JCN 5721/5722) allocations;
 2. Deletion and abolishment of 8.0 FTE Sr. Deputy Probation Officer - Institution (JCN 5723) allocations;
 3. Deletion and abolishment of 5.0 FTE Supervising Deputy Probation Officer - Institution (JCN 5725) allocations;
 4. Deletion of a vacant 1.0 FTE Deputy Probation Officer I/II (JCN 5701/5702) allocation;
 - ~~5. Deletion of a vacant 1.0 FTE Sr. supervising Deputy Probation Officer (JCN 5705) allocation;~~
 5. Addition of ~~23~~**22.0** FTE Deputy Probation Officer I/II/III (A) (JCN 5711/5712/5713) allocations; and
 6. Addition of 5.0 FTE Deputy Probation Officer Supervisor (A) allocations (JCN 5714);
 - c) Approve and adopt the retitling, class revisions, and salary ranges for Deputy Probation Officer I/II, Sr. Deputy Probation Officer, and Supervising Deputy Probation Officer classifications to:
 1. Deputy Probation Officer I (B) (JCN 5701)
 2. Deputy Probation Officer II (B) (JCN 5702)
 3. Sr. Deputy Probation Officer (B) (JCN 5705); and
 4. Deputy Probation Officer Supervisor (B) (JCN 5710);
 - 5) Authorize the Chief Administrative Office the authority to approve laterally filling vacated Deputy Probation Officer (B) positions with Deputy Probation Officer (A) positions using the overfill/underfill process described in Personnel Rule 505;
 - 6) Direct staff to return to the Board to abolish the Deputy Probation Officer (B) classifications when operationally feasible; and

7) Approve the waiver of any applicable recruitment requirements as necessary for any employees occupying an extra help classification of Deputy Probation Officer I/II or Deputy Probation Officer I/II - Institutions to be laterally reclassified as extra help to the corresponding level of Deputy Probation Officer I/II/III (A) classification.

FUNDING: Various.

This matter was Approved and Resolutions 021-2023 and 022-2023 were Adopted upon Approval of the Consent Calendar.

13. 23-0140

Surveyor's Office recommending the Board adopt and authorize the Chair to sign Resolution **023-2023** for Abandonment of Easement 22-0004, to abandon a portion of a Drainage easement on Lot 45 of Stonebriar Unit No. 3, recorded in Book I of Subdivisions at Page 98, identified as Assessor's Parcel Number 117-200-006. Said property is within the community of El Dorado Hills, Supervisorial District 1, and is located at 3227 Montrose Way.

FUNDING: Application Fees (General Fund).

Resolution 023-2023 was Adopted upon Approval of the Consent Calendar.

14. 23-0029

Treasurer-Tax Collector Department recommending the Board renew delegation of fiduciary authority to the Treasurer-Tax Collector to invest and re-invest County funds, pursuant to Section 3.38.040 of the County Code and Section 53607 of the California Government Code.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

15. 23-0119

Supervisor Hidahl recommending the Board make the following appointment to the El Dorado County Veteran Affairs Commission: Appoint Robert Fischer, Alternate Member - District 1, Term Expiration 01/01/2025. (Refer 1/10/2023, Item 8)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

16. 23-0153

Supervisor Laine and Clerk of the Board recommending the Board make the following appointment to the Meyers Advisory Council: Appoint Jim Dickinson, Member, Term Expiration 01/24/2027.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 17. 23-0173** Supervisor Parlin, based upon the recommendation of the First 5 El Dorado Children and Families Commission, recommending the Board make the following appointment to the First 5 El Dorado Children and Families Commission:
Appoint Elizabeth “Luli” Velasco, Community Representative, Term Expiration January 13, 2026

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 18. 23-0174** Supervisor Parlin recommending the Board approve the First 5 El Dorado Children and Families Commission Bylaws, which were approved by the Commission on January 9, 2023.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 19. 23-0189** Supervisor Thomas recommending the Board approve and authorize the Chair to sign a Proclamation recognizing January 22-28, 2023 as School Choice Week in El Dorado County. El Dorado County will join dozens of city and county leaders across the country in officially acknowledging School Choice Week to simply raise awareness of the K-12 education options.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

20. 22-0840

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

- 1) Make findings that the provision of Drug Medi-Cal Organized Delivery System Services provided by Aegis Treatment Centers, LLC are in the public's best interest and that there are specialty skills, qualifications, and equipment not expressly identified in County classifications involved in the performance of the work in accordance with El Dorado County Ordinance Code, Chapter 3.13.030(B), El Dorado County Charter, Section 210(b) (6), and/or Government Code Section 31000;
- 2) Approve and authorize the Chair to sign Amendment II to Agreement for Services 5348 with Aegis Treatment Centers, LLC, to increase compensation by \$765,000, from \$860,000, for a new maximum obligation of \$1,625,000, and extending the term by one year, through June 30, 2024; and
- 3) Authorize the HHS Director, or Director of Behavioral Health, contingent upon County Counsel and Risk Management approval, to execute further documents relating to Agreement for Services 5348, including amendments which do not increase the maximum dollar amount or term of the Agreement.

FUNDING: 75% Federal Medi-Cal, 8% State Medi-Cal, 17% 2011 Realignment.

This matter was Approved on the Consent Calendar.

21. 23-0084

Health and Human Services Agency (HHS) as the Administrative Entity for the El Dorado Opportunity Knocks (EDOK) Continuum of Care (CoC) are asking the Board to consider a request from the EDOK CoC recommending the Board:

- 1) Make findings that the provision of temporary, inclement weather lodging and street outreach services to unsheltered homeless clients provided by Housing El Dorado are in the public's best interest and that due to the limited timeframes, temporary or occasional nature, or schedule for the project or scope of work, the ongoing aggregate of work to be performed is not sufficient to warrant the addition of permanent staff in accordance with El Dorado County Ordinance Code, Chapter 3.13.030, El Dorado County Charter, Section 210(b)(6), and/or Government Code Section 31000;
- 2) Make findings in accordance with the El Dorado County Board of Supervisors Procurement Policy C-17 Section 3.4(2) exempting the competitive bidding process, with Purchasing Agent concurrence, because the Contractor is the sole provider operating an Inclement Weather Lodging/Shelter Program with connected street outreach services on the west slope of El Dorado County;
- 3) Approve and authorize the Chair to sign Agreement for Services 7189 with El Dorado Community Foundation, as the fiscal agent for Housing El Dorado, with a not-to-exceed amount of \$150,175.85 and for the retroactive term from December 1, 2022, through March 31, 2023; and
- 4) Authorize the HHS Director, or HHS Deputy Director of Community Services, acting on behalf of HHS as the Administrative Entity for the EDOK CoC, to execute further documents relating to Agreement 7189, 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: 100% Federal Funding administered by the State of California Department of Housing and Community Development, Emergency Solutions Grant Program, as a result of the Coronavirus Aid, Relief, and Economic Stimulus Act enacted March 27, 2020.

This matter was Approved on the Consent Calendar.

22. 22-0275

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

- 1) Make findings that the provision of State hospital beds provided by Contractor is 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 Memorandum of Understanding (MOU) 6374 with California Mental Health Services Authority (CalMHSA) and the California Department of State Hospitals (DSH), for the provision of State hospital beds on an “as requested” basis, for a retroactive term of July 1, 2022, through February 28, 2023, with a variable maximum obligation dependent on usage of State hospital beds;
- 3) Approve and authorize the Chair to sign Participation Agreement 7154 with CalMHSA to participate in the CalMHSA State Hospital Program, for a retroactive term of July 1, 2022, through June 30, 2023, with a maximum obligation of \$1,402, thereby authorizing CalMHSA to negotiate and contract with the DSH for State hospital beds on behalf of the County; and
- 4) Authorize the HHS Director, or Behavioral Health Director, to execute future documents or amendments relating to the Participation Agreement 7154 issued by CalMHSA and MOU 6374 issued by CalMHSA and DSH, contingent upon approval by County Counsel and Risk Management.

FUNDING: 1991 Mental Health Realignment.

This matter was Approved on the Consent Calendar.

23. 22-2217

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

- 1) Make findings that the provision of weatherization services provided by EdwardsAppliance, doing business as Edwards A-1 Appliance, are in the public's best interest and that there are specialty skills, qualifications, and equipment not expressly identified in County classifications involved in the performance of the work in accordance with El Dorado County Ordinance Code, Chapter 3.13.030(B), El Dorado County Charter, Section 210(b) (6), and/or Government Code Section 31000;
- 2) Approve and authorize the Chair to sign Agreement for Services 6943 with EdwardsAppliance, doing business as Edwards A-1 Appliance, with a not-to-exceed amount of \$358,500, and for the term of three (3) years from January 25, 2023, through January 24, 2026; and
- 3) Authorize the HHS Director, or Assistant Director of Human Services, to execute further documents relating to Agreement 6943, 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: 100% Federal Low-Income Energy Assistance Program.

This matter was Approved on the Consent Calendar.

24. 22-2273

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

- 1) Accept funding per Agreement NI-2223-29 from the California Department of Aging (CDA) for the Senior Nutrition Infrastructure Grant;
- 2) Delegate authority to the HHS Director, or Assistant Director of Human Services, on behalf of El Dorado County, to execute Senior Nutrition Infrastructure Grant NI-2223-29 Agreement (FENIX 7161) with the CDA for the retroactive term of October 1, 2022, to December 31, 2023, in the amount of \$645,001, to be expended after Board approval;
- 3) Authorize the HHS Director, or Assistant Director of Human Services, to execute further documents relating to Grant Agreement NI-2223-29 (FENIX 7161), contingent upon approval by County Counsel and Risk Management, including amendments which do not increase the maximum dollar amount or term of the Agreement;
- 4) Authorize the HHS Director, or Assistant Director of Human Services, to administer any subsequent administrative documents, including any required fiscal and programmatic reports;
- 5) Approve a budget transfer increasing revenue and appropriations within the HHS Fiscal Year 2022-23 budget in the amount of \$645,001 (4/5 vote required); and
- 6) Approve the addition of \$619,951 in fixed assets, \$225,000 in building improvements and \$394,951 in equipment as listed below.

FUNDING: 100% California Department of Aging Senior Nutrition Infrastructure Grant NI-2223-29 (EDC 7161).

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

25. 23-0206 Director of the Department of Transportation, serving as the Road Commissioner, recommending the Board receive and file the attached report as required under Resolution 016-2023, providing a status update of the emergency road repair work related to the 2022 storms.

FUNDING: Undetermined. Options include Road Fund, Tribe Fund Balance or Road Maintenance General Fund Designation.

This matter was Approved on the Consent Calendar.

26. 23-0006 Department of Transportation recommending the Board:
1) Authorize the Department of Transportation to proceed with ordering title reports and certified appraisals, enter into negotiations with the owners, or their designated representatives, and commence with the acquisition process for the Clear Creek Road Scour Mitigation Project, Capital Improvement Program No. 36106002, affecting the portions of the following subject parcels:
a) APN 079-110-046, Nick Caputo and Jennifer Caputo, husband and wife, as joint tenants with rights of survivorship; and
b) APN 079-110-024, Jason Kline and Celeste Kline, husband and wife, as joint tenants; and
2) Appoint Monument ROW as the real estate negotiator on behalf of the County for said parcels. (Supervisory District 3)

FUNDING: Coronavirus Response and Relief Supplemental Appropriations Act of 2021 (100%). (State Funds)

This matter was Approved on the Consent Calendar.

27. 22-2057

Environmental Management Department recommending the Board consider the following:

- 1) Award Request for Proposal 23-926-008 for the provision of household hazardous waste collection, transportation, processing, disposal, and associated services to the successful proposer, Clean Harbors Environmental Services, Inc. of West Sacramento, CA;
- 2) Approve and authorize the Chair to sign the Agreement for Services 7114 with a term of three years and a not to exceed amount of \$300,000; and
- 3) Authorize the Purchasing Agent to execute Agreement 7114, as well as any future amendments that do not include changes to the not-to-exceed amount or term of the Agreement that exceed purchasing agent's authority.

FUNDING: Non-General Fund / County Service Area No. 10 - Household Hazardous Waste funds.

This matter was Approved on the Consent Calendar.

28. 22-2126

Environmental Management Department recommending the Board consider the following:

- 1) Award Request for Proposal 22-918-052 for the provision of General Engineering and Construction Quality Assurance Services for the Union Mine Wastewater Treatment Facility Headworks to the successful proposer, Stantec Consulting Services, Inc.;
- 2) Approve and authorize the Chair to sign the Agreement for Services 6919 with a set term to expire on December 31, 2024 and a not to exceed amount of \$518,600; and
- 3) Authorize the Purchasing Agent to execute Agreement 6919, as well as any future amendments that do not include changes to the not-to-exceed amount or term of the Agreement that exceed purchasing agent's authority.

FUNDING: American Rescue Plan Act.

This matter was Approved on the Consent Calendar.

29. 22-2282

Planning and Building Department, Planning Division, Long Range Planning Unit, recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign Amendment II to Agreement 4511 with PlaceWorks, Inc. for assistance in the development of the County's Housing Element Update Project and Permit Ready Accessory Dwelling Unit Plan Program, extending the term of the Agreement by one (1) year for a revised expiration date of January 28, 2024, with no changes to the scope of work or not-to-exceed amount; and
- 2) Authorize the Purchasing Agent, or designee, to execute any further documents determined necessary related to Agreement 4511, including amendments which do not increase not-to-exceed amount or term of the Agreement, contingent upon approval by County Counsel and Risk Management.

FUNDING: Senate Bill 2 Building Homes and Jobs Act Planning Grants Program.

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

30. 22-2313

Probation Department recommending the Board:

- 1) Approve and authorize the Chair to sign Amendment I to Agreement for Services 5758 with Justice Benefits, Inc, to increase the not-to-exceed amount by \$34,000 for a total not-to-exceed amount of \$134,775 to cover the remainder of quarterly invoices through the end of the term of the agreement on August 13, 2023, for the provision of providing the Probation Department professional assistance specific to Federal Title IV-E Administrative Claims; and
- 2) Authorize the Chief Probation Officer and Deputy Chief Probation Officer to execute further documents relating to Contract 5758, including future amendments which do not increase the maximum dollar amount or term of the Contract, and contingent upon approval by County Counsel and Risk Management.

FUNDING: 100% Title IV-E (Federal Payments for Foster Care, Prevention, and Permanency).

This matter was Approved on the Consent Calendar.

31. 23-0104

Sheriff's Office recommending the Board:

- 1) Waive the competitive bid process for services relating to build up and tear down of law enforcement vehicles in accordance with the County's Procurement Policy C-17, Section 3.4(4);
- 2) Approve and authorize the Chair to sign agreement 7125 with Stommel, Inc., doing business as Lehr Auto Electric, utilizing Placer County's contract, to provide law enforcement vehicle tear down and build up services from January 28, 2023, to January 27, 2026, and a not to exceed amount of \$1,000,000; and
- 3) Authorize the Purchasing Agent to increase the purchase agreement on an "as-needed" basis during the awarded period as long as funding is available within the requesting department's budget.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

32. 23-0031

Sheriff's Office recommending the Board approve and authorize the following actions:

- 1) Approve and authorize the Chair to sign a budget transfer increasing revenue in the amount of \$50,000 from the Chief Administrative Office, Parks Division, Green Sticker funds (State Off-Highway Vehicle License Fees) account and increasing appropriations in the fixed asset expenditure class (60-character expenditure object class) by \$50,000 in the Sheriff's Office FY 2022-23 budget for purchase of a four-person, side-by-side vehicle and accessories for the Homeless Outreach Team Unit; and
- 2) Authorize the addition of this vehicle to the approved Sheriff's Office FY 2022-23 Fixed Asset List.

FUNDING: Off-Highway Vehicle License Fee Revenue.

This matter was Approved on the Consent Calendar.

33. 23-0030

Sheriff's Office recommending the Board approve and authorize the Chair to sign retroactive Lease Agreement 7363 with Pinnacle Towers LLC, in the amount of \$2,050 per month commencing January 1, 2020, and increasing by 3% each anniversary date thereafter for five years for space in the company's communications vault on Bald Mountain in Georgetown for radio communication equipment.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

34. 23-0035

Sheriff's Office recommending the Board:

- 1) Find that, in accordance with Section 3.13.03(b) of the El Dorado County Ordinance Code, that the work requires specialty skills and qualifications not expressly identified in County classifications;
- 2) Find that, in accordance with Section 3.4.2 of the El Dorado County Procurement Policy, Exemption from Competitive Bidding, due to the unique nature of the property or services required competitive bidding is precluded;
- 2) Authorize the Chair to sign Agreement 7165 in the amount of \$267,000 with CA Leo Technologies, LLC. from February 1, 2023 to January 31, 2026, for use of Verus software and systems and services for recording, analyzing and transcribing inmate phone calls for potential criminal activity; and
- 3) Authorize the Purchasing Agent to increase the Agreement on an "as-needed" basis during the awarded period as long as funding is available within the requesting department's budget.

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)

- 35. 22-2193** Planning and Building Department, Cemeteries Division, recommending the Board receive and file an update to the work plan for administration of El Dorado County-managed cemeteries.

FUNDING: Fees for services, plot sales, parcel taxes for the Georgetown Cemetery Zone of Benefit, General Fund.

Public Comment: J. Connolly, M. Roberts, K. Payne, L. Cauchon

The Board received and filed an update to the work plan for administration of El Dorado County-managed cemeteries.

- 36. 23-0012** County Counsel recommending the Board authorize the Chair to sign Agreement for Legal Services between El Dorado County and Baron & Budd, PC., Dixon Diab & Chambers, LLP, for representation on a contingency fee basis in litigation against PG&E arising from the Mosquito Fire. (4/5 vote required)

FUNDING: Contingency fee from net recovery.

A motion was made by Supervisor Parlin, seconded by Supervisor Turnboo to Approve this matter.

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

- 37. 23-0128** Clerk of the Board recommending the Board discuss the purpose, mission and membership of the El Dorado County Human Rights Commission and provide direction to staff on how to proceed.

FUNDING: N/A

Public Comment: J. Connolly, K. Payne, A. Nevis, D. Wolfson, K. Nalewaja, M. Rodriguez, L. Cauchon, C. Hearn, K. Lishman

A motion was made by Supervisor Parlin, seconded by Supervisor Turnboo to direct staff to return to the Board within 60 days with an item to disband the Human Rights Commission.

Yes: 3 - Thomas, Turnboo and Parlin

Noes: 2 - Hidahl and Laine

- 38. 23-0170** Chief Administrative Office recommending the Board appoint two members to the Fiscal Year 2023-24 Budget Ad Hoc Committee.

FUNDING: N/A

A motion was made by Supervisor Parlin, seconded by Supervisor Turnboo to appoint Supervisor Thomas (Chair) and Supervisor Hidahl (First Vice Chair) to the Fiscal Year 2023-24 Budget Ad Hoc Committee.

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

39. 23-0159

Chief Administrative Office recommending the Board approve and authorize the Chair to:

- 1) Sign Resolution **024-2023**, and incorporating Committee Bylaws, to create a Citizens' Oversight Committee to review and report on the revenue and expenditure of funds from voter approved Measure S - a 4% increase in Transient Occupancy Tax in the unincorporated area of the Tahoe Area; and
- 2) Direct the Clerk of the Board to commence the application process for the selection of five (5) Committee Members, pursuant to Board Policy I-5 and return to the Board no later than March 1, 2023, for the appointment of said Members.

FUNDING: General Fund - Transient Occupancy Tax.

A motion was made by Supervisor Laine, seconded by Supervisor Parlin to Approve this matter and Adopt Resolution 024-2023.

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

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

40. 23-0169

Chief Administrative Office recommending the Board:

- 1) Approve and authorize the Chair to sign the Calendar Year 2023 El Dorado County Fair Association Budget in the amount of \$1,642,363, as approved by the El Dorado County Fair Association (Association) Board of Directors at its January 4, 2023, meeting; and
- 2) Receive a presentation on and file the following documents, as outlined in Agreement 6269 between the County and the Association: a financial review of the Association for calendar year 2021 and an update on progress towards the five-year Strategic Plan for the period of 2021-2026 from the Association’s Chief Executive Officer.

FUNDING: 78% Fair Association Raised Funds, 2% State Funds, and 20% County Allocated American Rescue Plan Act Funds.

Public Comment: K. Payne, L. Cauchon, K. Lishman

A motion was made by Supervisor Turnboo, seconded by Supervisor Parlin to Approve this matter.

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

11:00 A.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)

41. 23-0197

Supervisor Turnboo recommending the Board rename the Public Safety Facility to the "Sheriff John D'Agostini Public Safety Facility" and direct the Chief Administrative Office, Facilities Division to procure and install appropriate signage on the face of the building above the front doors upon confirmation of receiving private donations to cover the costs.

FUNDING: Private Donations.

Public Comment: J. Lacont, J. Thompson, D. Lacont, B. Veerkamp, J. Connolly, J. D'Agostini, K. Payne, M. Lane, L. D'Agostini, no name given, K. Smith, L. Mansour, C. Hearn, D. Wolfson, L. Cauchon, K. Pruet

After the main motion was made, a substitute motion was made by Supervisor Parlin, seconded by Supervisor Laine to:

- 1) Continue this matter off calendar; and
- 2) Direct staff to bring back an item to the Board creating an Ad Hoc Committee to address the implementation of an El Dorado County building naming policy.

Motion failed.

Yes: 2 - Laine and Parlin

Noes: 3 - Hidahl, Thomas and Turnboo

A motion was made by Supervisor Turnboo, seconded by Supervisor Thomas to Approve this matter and direct staff in the Chief Administrative Office to:

- 1) Include a commemorative plaque in the plaza of the Public Safety Facility in recognition of former Sheriff D'Agostini's vision for the Public Safety Facility;
- 2) Return to the Board within 30 days with cost estimates for the plaque and to procure and install appropriate signage on the face of the building above the front doors;
- 3) Return to the Board within 30 days with the creation of an Ad Hoc Committee whose purpose will be to draft procedures regarding naming an El Dorado County building; and
- 4) Return to the Board within 6 months with a draft policy to address the implementation of an El Dorado County building naming policy.

Supervisor Parlin registered a No vote on this matter stating "I'd like the record to reflect that I really think that we should not be naming buildings without a policy, and I do support some commemorative signage for the Sheriff, absolutely."

Yes: 3 - Hidahl, Thomas and Turnboo

Noes: 2 - Laine and Parlin

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

OPEN FORUM

Public Comment: A. Selby, L. Rolo, L. Columbo, M. Griffie, J. Connolly, M. Lane, B. Day, L. Cauchon

23-0281 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.

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 Parlin reported on the following:
El Dorado County Opportunity Knocks meeting.
First 5 El Dorado meeting.
Committee/Commission workshop.
Two by Two with the Cameron Park Community Services District meeting.
Ranch Marketing Ad Hoc Committee meeting.
Rural County Representatives of California meeting.

Supervisor Turnboo reported on the following:
Two by Two with the Cameron Park Community Services District meeting.
Food Bank meeting.
Cameron Park Airport tour.
Area Planning Agency Committee meeting.
Chamber Awards dinner.
Constituent meetings.
Department Head meetings.

Supervisor Hidahl reported on the following:
Housing El Dorado meeting.
El Dorado County Opportunity Knocks meeting.
El Dorado Hills Community Council meeting.
M.O.R.E. event.
Health and Human Services Agency meeting.
Strategic Planning meeting.
Pioneer Community Energy meeting.
Chili Bar Ad Hoc meeting.

Supervisor Laine reported on the following:
Thank you to staff.

Supervisor Thomas reported on the following:
Ranch Marketing Ad Hoc Committee meeting.
Sacramento Area Council of Governments meeting.
Food Distribution event.
Highway 50 meeting.

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

Tiffany Schmid, Assistant Chief Administrative Officer, reported on the following:

Emergency Operations Center deactivated.

President's disaster declaration.

Sheriff's Office of Emergency Services.

ADJOURNED AT 4:32 P.M.

CLOSED SESSION

42. 23-0028 **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:** County Negotiator: Director of Human Resources and/or designee. Employee organizations: El Dorado County Employees' Association, Local 1, AFSCME Council 57 representing employees in the Supervisory, Professional, and General Bargaining Units; Operating Engineers Local No. 3 representing employees in the Trades & Crafts and Corrections Bargaining Units; El Dorado County Criminal Attorneys' Association representing employees in the Criminal Attorney Unit; El Dorado County Managers' Association representing employees in the Management Unit; Deputy Sheriff's Association representing employees in the Law Enforcement Unit; El Dorado County Probation Officers Association representing employees in the Probation Bargaining Unit; and El Dorado County Law Enforcement Management Association representing employees in the Law Enforcement Sworn Management Unit. (Est. Time: 1.5 Hr.)

No Action Reported.

43. 23-0180 **Pursuant to Government Code Section 54957-Public Employee Appointment.** Title: Interim Chief Administrative Officer. (Est. Time: 30 Min.)

No Action Reported.

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

LAND USE AND DEVELOPMENT - CONSENT ITEMS

44. 22-2190

Planning and Building Department, Economic Development Division, recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign Amendment IV to Agreement 4555 with NEO Fiber, Inc., doing business as Neo Connect, for as-needed, ongoing staffing assistance and consulting services in support of broadband connectivity in the County, revising the scope of work to include additional tasks, increasing the compensation amount by \$189,118 for a not-to-exceed amount of \$350,000, and extending the term of the Agreement by three (3) years for a revised expiration date of January 29, 2026; and
- 2) Authorize the Purchasing Agent, or designee, to execute any further documents determined necessary related to Agreement 4555, including amendments which do not increase the not-to-exceed amount or term of the Agreement, contingent upon approval by County Counsel and Risk Management.

FUNDING: American Rescue Plan Act / Transient Occupancy Tax funds.
This matter was Approved on the Consent Calendar.