



County of El Dorado

Board of Supervisors
Department
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Minutes - Final Board of Supervisors

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

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

Tuesday, August 29, 2017

8:00 AM

330 Fair Lane, Placerville, CA

ADDENDUM

Chief Administrative Office recommending Item 44 be Continued off calendar.

Applicant requesting Item 47 be Continued to October 10, 2017.

Items 53 and 54 are hereby added to the Consent Calendar.

Item 55 is hereby added to Department Matters.

Item 56 is hereby added to Closed Session.

Vision Statement

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

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

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

Materials related to an item on this Agenda submitted to the Board of Supervisors after distribution of the agenda packet are available for inspection during normal business hours in the public viewing packet located in Building A, 330 Fair Lane, Placerville or in the Board Clerk's Office located at the same address. Such documents are also available on the Board of Supervisors' Meeting Agenda webpage subject to staff's ability to post the documents before the meeting.

The Board of Supervisors is concerned that written information submitted to the Board the day of the Board meeting may not receive the attention it deserves. The Board Clerk cannot guarantee that any FAX, email, or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

The Board meets simultaneously as the Board of Supervisors and the Board of Directors of the Air Quality Management District, In-Home Supportive Services, Public Housing Authority, Redevelopment Agency and other Special Districts.

For Purposes of the Brown Act § 54954.2 (a), the numbered items on this Agenda give a brief description of each item of business to be transacted or discussed. Recommendations of the staff, as shown, do not prevent the Board from taking other action.

8:00 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSION

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

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

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

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Supervisor Veerkamp gave the Invocation.
Supervisor Ranalli led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

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

Pull item 4 for discussion.

Pull item 13 for discussion and hear after item 32.

Supervisor Novasel recused herself from item 26.

Continue item 44 off Calendar.

Continue item 47 to October 10, 2017.

Add item 57 to the Agenda as an Urgency item pursuant to Government Code 54954.2(b)(2). This is an item to authorize the Chair to sign a letter of support for state funding for the Department of Forestry and Fire Protection Forest Hill green house gas reduction fund. This would require a 2/3 vote of the Board (4/5 vote of the Board) on a finding that there is a need for immediate action and that it came to attention of staff after the Addendum was posted.

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

A motion was made by Supervisor Ranalli, seconded by Supervisor Veerkmap to add item 57 to the Agenda as an urgency item. (4/5 vote required) The Board voted 5-0 to add this item to the Agenda finding that there is a need for immediate action and that it came to attention of staff after the Addendum was posted.

The Board may make any necessary additions, deletions or corrections to the agenda including moving items to or from the Consent Calendar and adopt the agenda and the Consent Calendar with one single vote. A Board member may request an item be removed from the Consent Calendar for discussion and separate Board action. At the appropriate time as called by the Board Chair, members of the public may make a comment on matters on the Consent Calendar prior to Board action.

OPEN FORUM

Public Comment: S. Frame, L. Anzini, D. Alridge, K. Clark

17-0968

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

CONSENT CALENDAR

- 1. **17-0945** Clerk of the Board recommending the Board approve the Minutes from the regular meeting from August 15, 2017.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. **12-1006** Chief Administrative Office, Procurement and Contracts Division, recommending the Board consider the following:
 - 1) Make findings in accordance with Board Policy C-17 that it is in the best interest of the County and makes good business sense to extend the current Countywide copier rental program with Discovery Office Systems in accordance with Board Policy C-17;
 - 2) Extend the current rental program for an additional three years; and
 - 3) Authorize the Purchasing Agent to extend current individual blanket purchase orders and issue new individual blanket purchase orders on an "as needed" basis for the placement of copiers countywide under the extended term.

FUNDING: Various funding sources from all County departments.

This matter was Approved on the Consent Calendar.

- 3. **15-0110** Chief Administrative Office, recommending the Board approve **Final Passage** (Second Reading) of Ordinance **5059** regarding camping, which will generally do the following:
 - 1) Banning camping on limited public areas, such as trails, and within the 100 year watermark;
 - 2) Banning camping on private property by non-owners in the absence of permission from the owner; and
 - 3) Banning daytime camping from 8:00 a.m. to 8:00 p.m. on all other public property unless it is below 50 degrees Fahrenheit or is raining; and
 - 4) Banning the storage of personal property on private property without consent, on certain public property, and on public property in a way that obstructs County operations or impedes traffic. (Cont. 8/15/17, Item 23)

FUNDING: None.

Ordinance 5059 was Adopted upon Approval of the Consent Calendar.

4. **16-1082** Chief Administrative Office recommending the Board approve **Final Passage** (Second Reading) of Ordinance **5057** repealing Chapter 13.30 regarding Community Services District and Parks and Recreation Impact Mitigation Fees and amending Chapter 13.20 of the County ordinance code regarding Development Fees for Fire Protection Service to set forth requirements for the establishment and administration of development impact mitigation fees collected by the County on behalf of Special Districts within the County. (Cont. 8/15/17, Item 22)

FUNDING: N/A

Public Comment: K. Clark, K. Payne, D. Manning, L. Brent-Bumb

A motion was made by Supervisor Veerkamp, seconded by Supervisor Novasel to Adopt Ordinance 5057.

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

5. **17-0832** Chief Administrative Office recommending the Board order the Auditor-Controller to disburse \$156,750.72 from the Georgetown Divide Recreation District ("District") Parks and Recreation Impact Mitigation Fee account to the District, or to a District account as designated by the District, to reimburse the District for projects that expanded recreation opportunities at the Garden Valley Park (\$58,040), the Bayley House Historic Park Barn Center (\$80,436) and costs for administering the projects and the fee program (\$18,274.72).

FUNDING: Georgetown Divide Recreation District Development Impact Mitigation Fees.

This matter was Approved on the Consent Calendar.

6. **17-0889** Chief Administrative Office, recommending the Board approve **Final Passage** (Second Reading) of Ordinance **5060** regarding unclaimed property, which will adjust the time limits for which found or impounded personal property must be stored by the County, clarify the procedures for the sale or disposal of personal property not claimed within 95 days, and provide the means for a person to prove ownership. (Cont. 8/15/17, Item 24)

FUNDING: None.

Ordinance 5060 was Adopted upon Approval of the Consent Calendar.

7. **17-0899** Chief Administrative Office, Procurement and Contracts Division, recommending the Board declare a service weapon as surplus and approve the sale of the weapon to retiring Sergeant Eric Harnage.
- FUNDING:** The Sheriff's Office Armory will receive the funds paid by the retiring employee.
- This matter was Approved on the Consent Calendar.**
8. **17-0925** Chief Administrative Office recommending the Board repeal Board of Supervisors Policy A-12, Employee Suggestion Award Program.
- FUNDING:** N/A
- This matter was Approved on the Consent Calendar.**
9. **17-0943** Chief Administrative Office recommending the Board suspend a portion of Section 5.4.2 of Board of Supervisors Policy C-17 Procurement that requires creation of a purchase order for purchases that are within a department's authority and between \$500 and \$5,000, in preparation for implementation of the County's new enterprise resource planning system.
- FUNDING:** N/A
- This matter was Approved on the Consent Calendar.**
10. **17-0883** Clerk of the Board, based upon the recommendation of Supervisor Frentzen, recommending the Board reappoint Richard Mason to the Assessment Appeals Board as the District II Member, Term Expiration 9/1/2020.
- This matter was Approved on the Consent Calendar.**
11. **17-0880** Elections Department recommending the Board adopt and authorize the Chair to sign Resolution **124-2017** consolidating local jurisdiction elections with the upcoming November 7, 2017 election.
- FUNDING:** N/A
- Resolution 124-2017 was Adopted upon Approval of the Consent Calendar.**

12. 17-0867

Human Resources Department recommending the Board consider the following:

- 1) Approve the classification specification for the position of Veteran Services Representative I/II;
- 2) Adopt and authorize the Chair to sign Resolution **123-2017** establishing the salary range and bargaining unit designation for the Veteran Services Representative I/II;
- 3) Amend the Authorized Personnel Allocation Resolution for the Veterans Office to add 2.0 FTE Veteran Services Representative I/II, and delete 2.0 FTE Veteran Services Representative; and
- 4) Direct Human Resources to appropriately reclassify the two (2) incumbent staff to the new classification of Veteran Services Representative II.

FUNDING: There is no negative fiscal impact.

This matter was Approved and Resolution 123-2017 was Adopted upon Approval of the Consent Calendar.

13. 13-0318

Information Technologies recommending the Board approve and authorize the Chair to sign Amendment III to Agreement 529-S1311 with Tyler Technologies, Inc. for the implementation and maintenance of the Enterprise Resource Planning system replacing the current financial, payroll, and human resources systems, increasing the Agreement by \$10,000 for as needed modifications and interfaces that may be necessary for the implementation of the system, for a total not to exceed amount of \$3,415,077.

FUNDING: General Fund Designation for Capital Projects.

This matter was heard after item 32.

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

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

- 14. 17-0909** Risk Management recommending the Board take the following actions regarding Health Plan Programs and Ancillary Employee Benefit Programs for the 2018 Plan Year:
- 1) Approve the proposed 2018 health plan rate cards (Attachments A and B) based on staff recommendations, the cost sharing of health premiums in the current Memoranda of Understanding with all bargaining units, the Salary and Benefits Resolution for unrepresented employees, the Retiree Health Benefit Contribution plan document and in accordance with the Patient Protection And Affordable Care Act;
 - 2) Authorize the Human Resources Director, or designee, to execute health and benefit program contracts subject to approval by County Counsel; and
 - 3) Grant Risk Management the authority to correct any minor clerical errors or adjustments, if necessary, to the approved health plan rate cards for the 2018 health benefits plan year as needed.

This matter was Approved on the Consent Calendar.

- 15. 08-1322** Supervisor Frentzen recommending the Board adopt a Proclamation recognizing September 11, 2017, as "Lest We Forget Day" to remember the victims of September 11, 2001, and to honor and thank our local firefighters, law enforcement personnel, emergency rescue workers, military servicemen and women, and volunteers in these fields who work diligently to ensure that we may live our lives in safety and freedom.

This matter was Approved on the Consent Calendar.

- 16. 17-0918** Supervisor Frentzen recommending the Board consider the following pertaining to the Veterans Affairs Commission:
- 1) Accept the resignation of Edgar Brown, District II Alternate Member; and
 - 2) Appoint Roger Reynolds as the District II Alternate Member, term expires 01/01/2021.

This matter was Approved on the Consent Calendar.

- 17. 16-0305** Supervisor Ranalli recommending the Board find that a state of emergency continues to exist in El Dorado County as a result of unprecedented tree mortality due to drought conditions and related bark beetle infestations. (Cont. 8/15/17, Item 8)

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

18. 14-1198

Health and Human Services Agency, recommending the Board:
1) Approve and authorize the Chair to sign Amendment II to Agreement for Services 162-S1511 with LocumTenens.com, LLC, for the provision of medical practitioners for behavioral health services, increasing the maximum contractual obligation by \$250,000 for a combined total maximum contractual obligation of \$1,120,000, and extending the term of the Agreement to August 31, 2018; and
2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 162-S1511, 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: State (including Mental Health Services Act) and Federal Funding.

This matter was Approved on the Consent Calendar.

19. 17-0847

Health and Human Services Agency recommending the Board:
1) Accept and authorize the Chair to sign funding Agreement 161-F1811 with the County of Plumas, as Host Entity, with an effective date retroactive to July 1, 2017 through June 30, 2018 to enable the County of El Dorado to participate in and receive federal revenues for Medi-Cal Administrative Activities and Targeted Case Management services;
2) Authorize the Chief Administrative Officer, or designee, to execute any future amendments which do not increase the maximum dollar amount or term of the Agreement, contingent upon approval by County Counsel and Risk Management; and
3) Further authorize the Director of the Health and Human Services Agency, or designee, to administer Agreement 161-F1811 and execute any subsequent documents relating to said Agreement including required fiscal and programmatic reports.

FUNDING: Medi-Cal Administrative Activities and Targeted Case Management reimbursement.

This matter was Approved on the Consent Calendar.

20. 17-0888

Health and Human Services Agency, recommending the Board:

- 1) Approve and authorize the Health and Human Services Agency Director to submit a grant application to the California Department of Housing and Community Development for the No Place Like Home Program Technical Assistance Grant including any certifications thereto, for a grant term beginning upon award and ending September 30, 2020, with an estimated amount of \$75,000;
- 2) Adopt and authorize the Chair to sign Resolution **126-2017**, which supports the No Place Like Home Program Technical Assistance Grant application thereby fulfilling a requirement of the California Department of Housing and Community Development;
- 3) Delegate authority to the Director of the Health and Human Services Agency to execute subsequent funding agreement, contingent upon approval by County Counsel and Risk Management, as indicated in the attached Resolution; and
- 4) Authorize the Director of Health and Human Services Agency, Assistant Director of Administration and Finance, or the Chief Fiscal Officer, to administer any agreement or subsequent administrative documents relating to said award, including required fiscal and programmatic reports.

FUNDING: State Funding.

This matter was Approved and Resolution 126-2017 was Adopted upon Approval of the Consent Calendar.

21. 17-0904

Library Department recommending the Board consider the following:

- 1) Approve Agreement 131-S1810 with OCLC for ongoing online cataloging services for a perpetual term with an estimated annual obligation of \$10,000;
- 2) Authorize the Purchasing Agent, or designee, to sign Agreement 131-S1810; and
- 3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement 131-S1810, including future 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.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

- 22. 17-0828** Community Development Services, Administration and Finance Division, recommending the Board receive and file the California State Controller's El Dorado County Road Fund Audit Report dated June 2017, for the period of July 1, 2009, through June 30, 2016.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 23. 14-1320** Community Development Services, Department of Transportation, recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign the Notice of Acceptance with Viking Construction Company, Inc., for the Green Valley Road at Weber Creek - Bridge Replacement Project, Contract PW 13-30685, CIP 77114, P&C 213-C1599; and
 - 2) Approve and authorize the Clerk of the Board to release the Payment and Performance Bonds to the Surety upon notification from the Department of Transportation, after the one-year guarantee period.

FUNDING: Highway Bridge Program (86% - Federal), Regional Surface Transportation Program Exchange Funds (10% - State), and Traffic Impact Mitigation Fees (4% - Local).

This matter was Approved on the Consent Calendar.

- 24. 17-0217** Community Development Services, Department of Transportation recommending the Board retroactively approve and authorize the Chair to execute retroactive Contract Change Order 4 with Lamon Construction Co., Inc., in the amount of \$35,481.00 to perform work on the 2017 Mt. Aukum Road Sinkhole Project, CIP 78713, Contract PW 17-31155, P&C 443-C1799, and confirm that it is in the public interest to waive competitive bidding for the work described therein.

FUNDING: Road Fund (100%), with the potential for reimbursement from the Federal Highway Administration (88.53% - Federal) and California Disaster Assistance Act (8.6% - State).

This matter was Approved on the Consent Calendar.

- 25. 17-0354** Community Development Services, Department of Transportation, recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign the Notice of Acceptance with Pavement Coatings Co., for the Resurfacing of Tahoma Roadway Project, Contract 471-C1799, Project 49313; and
 - 2) Authorize the Clerk of the Board to release the Payment and Performance Bonds to the Surety upon notification from the Department of Transportation, after the one-year guarantee period.

FUNDING: Road Fund. (100% Local)

This matter was Approved on the Consent Calendar.

- 26. 17-0809** Community Development Services, Planning and Building Department, recommending the Board authorize a request submitted by Susan Simon of Simon Environmental Planning, on behalf of the Carl White Fair Trust, for a commercial floor area allocation of 975 square feet within the Meyers Community Plan Area at 3161 U.S. Highway 50 on Assessor's Parcel Number 034-331-31, subject to the Conditions presented in the Staff Memorandum dated July 5, 2017. (Supervisory District 5)

FUNDING: N/A

This matter was Approved on the Consent Calendar.
Supervisor Novasel recused herself from this matter.

- 27. 17-0332** Surveyor's Office recommending the Board adopt and authorize the Chair to sign Resolution **136-2017** for Abandonment of Easement 17-001 to abandon a public utility easement and drainage easement on Lot 43 of "Village H El Dorado Hills Unit 2", recorded at Book H of Subdivisions at Page 99, identified as Assessor's Parcel 123-072-06.

FUNDING: N/A

Resolution 136-2017 was Adopted upon Approval of the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

- 28. 17-0071** El Dorado County Sheriff's Office of Emergency Services recommending the Board find that a local state of emergency continues to exist in El Dorado County due to the effects of severe storms throughout Northern California bringing high winds, substantial precipitation, high and fast flowing streams, creeks and rivers, and general flooding. (Cont. 8/15/17, Item 14)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 29. 17-0184** El Dorado County Sheriff's Office of Emergency Services recommending the Board find that a local state of emergency continues to exist in El Dorado County due to the effects of severe storms, starting on February 6th, throughout Northern California bringing high winds, substantial precipitation, high and fast flowing streams, creeks and rivers, and general flooding. (Cont. 8/15/17, Item 15)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 30. 17-0884** Sheriff's Office recommending the Board adopt and authorize the Chair to sign Resolution **137-2017** delegating authority to the Sheriff, or designee, to apply for and accept grant funds from the State of California, Department of Resources Recycling and Recovery (CalRecycle), Illegal Disposal Site Abatement Grant Program and execute all grant related documents, including, but not limited to, the grant funding agreement, amendments, reports, request for payments and all associated documents necessary to secure and expend such grant funds.

FUNDING: State of California, Department of Resources Recycling and Recovery (CalRecycle), Illegal Disposal Site Abatement Grant Program.

Resolution 137-2017 was Adopted upon Approval of the Consent Calendar.

END CONSENT CALENDAR

10:00 A.M. - TIME ALLOCATION

- 31. 17-0923** The Board is asked to consider a request from the Georgetown Fire Protection District to adopt and authorize the Chair to sign Resolution **138-2017** increasing the District's development impact mitigation fees. (Est. Time: 15 Min.)

Public Comment: G. Schwab

A motion was made by Supervisor Veerkamp, seconded by Supervisor Ranalli to Adopt Resolution 138-2017.

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

- 32. 16-0753** FENIX Executive Committee and Project Manager recommending the Board receive and file a status update on implementation of the Enterprise Resource Program. (Est. Time: 15 Min.)

Received and Filed.

11:00 A.M. - TIME ALLOCATION

- 33. 14-1130** Supervisor Frentzen recommending the Board approve and authorize the Chair to sign a Proclamation recognizing September, 2017, as Prostate Cancer Awareness Month. (Est. Time: 5 Min.)

Supervisor Frentzen read the Proclamation.

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

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

- 34. 16-0236** Assessor, Auditor-Controller and Treasurer/Tax Collector recommending the Board receive and file an update relative to the implementation of the Megabyte Property Tax System. (Est. Time: 10 Min.)

Received and Filed.

35. 17-0860

Community Development Services, Department of Transportation, recommending the Board consider the following:

- 1) Receive a presentation on and approve the 2017 Americans with Disabilities Act Formal Transition Plan for County Maintained Roadways; and
- 2) Provide direction to staff as to funding to establish an annual budget for implementing the 2017 Americans with Disabilities Act Formal Transition Plan for County Maintained Roadways starting in Fiscal Year 2018/19. (Est. Time: 15 Min.)

FUNDING: General Fund, Road Fund, Tribe Funds, potentially Urban Surface Transportation Block Grant Funds, Senate Bill 1 Funds, Active Transportation Program Grant Funds, and other available state and federal funding sources.

Public Comment: R. Meyers, S. Parker

A motion was made by Supervisor Veerkamp, seconded by Supervisor Hidahl to Approve this matter and direct staff to establish a funding stream to continue the plan and explore funding options as part of the budget process.

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

36. 15-0211

Community Development Services, Planning and Building Department, recommending the Board:

- 1) Receive a presentation on the State of California Trash Policy;
- 2) Endorse staff's recommendation to select compliance Track 2 for both the West Slope and the Lake Tahoe Basin to comply with the State's Trash Policy; and
- 3) Direct staff to send the required submittals to the State Water Resources Control Board and the Lahontan Regional Water Quality Control Board by September 1, 2017. (Est. Time: 30 Min.)

FUNDING: National Pollutant Discharge Elimination System - General Fund and Road Fund.

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

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

37. 14-0414

HEARING - Supervisor Hidahl recommending the Board conduct a public hearing to adopt and authorize the Chair to sign Resolution **125-2017** to declare that the operation of a carnival at the El Dorado Hills Town Center by Butler Amusements, Inc. on October 12, 2017 through October 15, 2017 will not endanger the public health, safety and welfare and that the operation of a carnival does not violate any zoning or health laws or regulations. (Est. Time: 5 Min.)

Supervisor Frentzen opened the public hearing.

A motion was made by Supervisor Hidahl, seconded by Supervisor Ranalli to Adopt Resolution 125-2017.

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

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

- 38. 17-0944** Community Development Services, Department of Transportation, recommending the Board receive and file an update on the emergency road projects in the Tahoe Basin and Western Slope of El Dorado County. (Est. Time: 10 Min.)

FUNDING: Local discretionary funding initially (100%), with Transportation staff working with FHWA, Governor's Office of Emergency Services, and FEMA to obtain emergency reimbursement.

Received and Filed.

39. 15-0764

HEARING - Community Development Services, Planning and Building Department, recommending the Board consider the following:

- 1) Conduct a public hearing to consider adopting and authorizing the Chair to sign Resolution **134-2017** amending the Program Guidelines for the Housing Acquisition Loan Program to comply with the Home Investment Partnerships Program statutes and regulations pursuant to Title II of the Cranston-Gonzalez National Affordable Housing Act of 1990, in federal implementing regulations set forth in Title 24 of the Code of Federal Regulations, Part 92, and in Title 25 of the California Code of Regulations commencing with Section 8200;
- 2) As part of the public hearing, consider adopting and authorizing the Chair to sign Resolution **135-2017** amending Program Guidelines for the County's Community Development Block Grant Housing Acquisition Loan Program to comply with the California Department of Housing and Community Development Program requirements under Code of Regulations Section 570.489 (e)(I) [CDBG Final Rule 2012];
- 3) Authorize the Planning and Building Department Director, or designee, to submit Program Guidelines and to sign other grant-related documents and any other required documents for the implementation of the Housing Acquisition Loan Program to the California Department of Housing and Community Development, contingent upon approval by County Counsel and Risk Management; and
- 4) Authorize the Chair to execute a revised letter for submittal to the California Department of Housing and Community Development authorizing the Planning and Building Department Director, or successor, to execute all National Environmental Policy Act documents associated with the Home Investment Partnerships Program Grant activity. (Est. Time: 5 Min.)

FUNDING: Federal Department of Transportation, Housing and Urban Development, Home Investment Partnerships Program, and Community Development Block Grant Program Funds.

A motion was made by Supervisor Novasel, seconded by Supervisor Ranalli to Approve this matter and Adopt Resolutions 134-2017 and 135-2017.

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

- 40. 17-0844** HEARING - Community Development Services, Planning and Building Department, recommending the Board conduct a public hearing under the requirements of the Tax Equity and Fiscal Responsibility Act of the Internal Revenue Code of 1986, as amended, to consider adoption and authorizing the Chair to sign Resolution **131-2017** approving the issuance of bonds by the California Municipal Finance Authority, in the aggregated principal amount not to exceed \$30,000,000, to finance and refinance the cost of the acquisition and improvement of educational facilities located at 4250 Town Center Boulevard, El Dorado Hills (unincorporated El Dorado County), California, with the Bonds to be issued by the CMFA for the Project will be the sole responsibility of the Borrowers, and the County will have no financial, legal, moral obligation, liability or responsibility for the Project, or the repayment of the Bonds for the financing of the Project. (Est. Time: 5 Min.)

FUNDING: California Municipal Finance Authority Charter School Lease Revenue Bonds (John Adams Academy, El Dorado Hills) Series 2017.

Supervisor Frentzen opened the public hearing.

A motion was made by Supervisor Hidahl, seconded by Supervisor Frentzen to Adopt Resolution 131-2017.

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

- 41. 17-0767** HEARING - Chief Administrative Office recommending the Board approve the Final Response to the 2016/17 Grand Jury Final Reports 16-002: South Lake Tahoe Juvenile Treatment Center; 16-004: Red Hawk Tribe Board of Supervisors MOU; 16-005: Workers' Compensation Administration Program; and 16-009: FENIX Project, Migration off the Main Frame (Attachment 3A), providing any final direction to staff regarding any changes to include with the Final Response for these four reports. (Est. Time: 10 Min.)

FUNDING: N/A

Supervisor Frentzen opened the public hearing.

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

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

- 42. 17-0859** Chief Administrative Office recommending the Board approve minor revisions to Board of Supervisors Policy A-6, Grant Applications, to allow county Department Heads discretion in applying for and accepting grants of up to \$10,000, in specific situations, and to update the format of the policy. (Est. Time: 5 Min.)

FUNDING: N/A

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

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

- 43. 17-0866** Chief Administrative Office recommending the Board:
- 1) Approve revisions to Board of Supervisors Policy L-1, Privacy, General;
 - 2) Repeal the following policies:
 - a) L-2 Privacy: General
 - b) L-3 Privacy: Client Rights
 - c) L-4 Privacy: Use and Disclosure of Protected Health Information
 - d) L-5 Privacy: Minimum Necessary
 - e) L-6 Privacy: Administrative, Technical, and Physical Safeguards
 - f) L-7 Privacy: Research Use And Disclosure
 - g) L-8 Privacy: De-Identified Protected Health Information, Limited Data Sets, Data Use Agreements
 - h) L-9 Privacy: Business Associates
 - i) L-10 Privacy: Sanctions, Penalties, And Whistleblowers
 - j) L-11 Privacy: Group Health Plans; and
 - 3) Adopt the El Dorado County Privacy & Security Policies and Procedures in compliance with the Health Insurance Portability and Accountability Act. (Est. Time: 10 Min.)

FUNDING: General Fund.

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

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

44. 17-0921

Chief Administrative Office recommending the Board:

- 1) Approve and authorize the Chair to sign a letter of endorsement supporting the El Dorado County Transportation Commission's grant application for Caltrans Sustainable Transportation Planning Grant Program funds under Senate Bill 1 - The Road Repair and Accountability Act of 2017, for the development of a Community Transportation Plan for the El Dorado Hills Business Park; and
- 2) To authorize the allocation of up to 300 hours of County staff time, over the course of a year, in support of such efforts. Pursuant to Policy A-5 Section II(A)(1) grant endorsements for non-county agencies that include a commitment of County staff time require Board approval. (Est. Time: 10 Min.)

FUNDING: General Fund.

Chief Administrative Office recommending this item be Continued off calendar.

This matter was Continued off calendar upon Approval of the Consent Calendar.

45. 17-0830

Chief Administrative Office recommending the Board:

- 1) Provide conceptual approval to amend County Ordinance, Chapter 2.14 - Appointed Officers and Department Heads, Section 2.14.010 - Designation of appointed department heads, to add the position of Registrar of Voters, pursuant to Section 404 of the County Charter;
- 2) Provide direction to staff to return to the Board at the first reading of the amended ordinance with a related staffing plan and further analysis of the fiscal impact, of creating a Registrar of Voters department head position;
- 3) Direct Human Resources to evaluate and make a recommendation to the Board revising the Recorder-Clerk salary range as necessary, based on revised job responsibilities; and
- 4) Direct Human Resources to evaluate the proposed job Classification Specifications for and recommend the salary for the Registrar of Voters position. (Est. Time: 15 Min.)

FUNDING: N/A

Public Comment: J. Copeland, W. Schultz

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

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

2:00 P.M. - TIME ALLOCATION

- 46. 17-0651** HEARING - To consider a request submitted by Sue Taylor, Save Our County, appealing the Planning Commission's June 22, 2017, approval of Planned Development PD17-0002/Diamond Springs Village Apartments on property identified by Assessor's Parcel Number 051-461-59, consisting of 10.7 acres in the Diamond Springs area; and Planning staff recommending the Board take the following actions:
- 1) Adopt the Mitigated Negative Declaration based on the Initial Study prepared by staff (Attachment G);
 - 2) Adopt the Mitigation Monitoring Reporting Program in accordance with the California Environmental Quality Act Guidelines Section 15074(d), incorporated as Conditions of Approval (Attachment 2C); and
 - 3) Deny the appeal, thereby upholding the Planning Commission's June 22, 2017, approval of Planned Development PD17-0002 based on the Findings (Attachment 2B) and subject to the Conditions of Approval (Attachment 2C). (Supervisorial District 3) (Est. Time: 30 Min.)

Public Comment: K. Payne, J. Samboceti, L. Brent-Bumb, L. Parlin, J. Davies, K. Wild

Supervisor Frentzen opened the public hearing.

A motion was made by Supervisor Veerkamp, seconded by Supervisor Ranalli to refer this item back to the Planning Commission for further discussion including exploring the possibility of dedication of park land.

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

47. 15-1470

HEARING - To consider the Planning Commission's recommendation on the Piedmont Oak Estates Project (Rezone Z12-0010/Planned Development PD12-0002/Tentative Subdivision Map TM12-1510) on property identified by Assessor's Parcel Numbers 051-550-40, 051-550-58, 051-550-48, and 051-550-51, consisting of 25.86 acres, in the Diamond Springs area, submitted by Jim Davies and Terri Chang; and recommending the Board take the following actions:

- 1) Adopt the Mitigated Negative Declaration based on the Revised Initial Study prepared by staff (Attachment 4E);
- 2) Adopt the Mitigation Monitoring Reporting Program in accordance with California Environmental Quality Act Guidelines Section 15074(d), incorporated as Conditions of Approval (Attachment 5C);
- 3) Approve Z12-0010 rezoning portions of the following, based on the Findings presented (Attachment 5B):
 - a) Assessor's Parcel Number 051-550-58: Approximately 5.05 acres of Single Unit Residential-Planned Development to Open Space-Planned Development; and approximately 0.24 acre of Single Unit Residential-Planned Development to Community Commercial-Planned Development;
 - b) Assessor's Parcel Number 051-550-40: Approximately 1.44 acres of Single Unit Residential-Planned Development to Open Space-Planned Development;
 - c) Assessor's Parcel Number 051-550-48: Approximately 0.57 acre of Single Unit Residential-Planned Development to Open Space-Planned Development; and
 - d) Assessor's Parcel Number 051-550-51: Approximately 1.22 acres of Single Unit Residential-Planned Development to Open Space-Planned Development;
- 4) Approve Planned Development PD12-0002 establishing the official Development Plan for Piedmont Oak Estates Subdivision based on the Findings (Attachment 5B) and subject to the Conditions of Approval (Attachment 5C);
- 5) Approve Tentative Subdivision Map TM12-1510 consisting of 75 residential lots (20 custom and 55 clustered), one lift station lot, one road lot, 12 private access lots, six open space lots, one commercial lot, and seven remainder lots, based on the Findings (Attachment 5B) and subject to the Conditions of Approval (Attachment 5C);
- 6) Approve the Design Waiver for the construction of sidewalks on both sides of the road with reduced widths from 8-foot to 6-foot (along Commercial area frontage) and 6-foot to 4-foot (along residential subdivision); and
- 7) Adopt Ordinance **5055** for said rezone (Attachment 5A).
(Supervisory District 3) (Cont. 7/25/17, Item 27) (Est. Time: 1 Hr.)

Applicant requesting this item be Continued to October 10, 2017.

This matter was Continued to October 10, 2017.

ITEMS TO/FROM SUPERVISORS

Supervisor Hidahl reported on the following:
South East Connector Joint Powers Authority.
John Adams Academy.
Eagle Scout awards.

Supervisor Veerkamp reported on the following:
SOFAR committee.
Budget meeting.
Sacramento Area Council Of Governments Board meeting and civic lab.
Diamond Springs/El Dorado Advisory committee.
Taxpayers Association meeting.
Tahoe Summit.
Senior Legal Ad Hoc meeting.
Elected meeting.
Forest Management bill meeting.
Camino Safety project.
Boys and Girls Club Tahoe tour.
Good Governance Board workshop.

Supervisor Novasel reported on the following:
Tahoe Summit.
Tahoe Regional Planning Agency boat trip.
Boys and Girls Club Tahoe tour.

Supervisor Ranalli reported on the following:
Rural County Representatives of California meeting.
Cannabis committee.
Taste of the Divide.

Supervisor Frentzen reported on the following:
Don Spear's retirement party.
John Adams Academy.
Local Agency Formation Committee.

CAO UPDATE

Don Ashton, Chief Administrative Office, reported on the following:
AB 1250.
Thank you to the Board for the Good Governance discussion.

ADJOURNED AT 4:28 P.M.

CLOSED SESSION

- 48. 17-0647** **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:** County Negotiator: Director of Human Resources and/or designee.
Employee Organization: El Dorado County Employees Association Local No.1 representing employees in the General, Professional, and Supervisory Bargaining Units; Operating Engineers Local No. 3 representing employees in the Trades & Crafts and Corrections Bargaining Units; El Dorado County Probation Officer's Association; Deputy Sheriffs Association representing employees in the Law Enforcement Unit; El Dorado County Criminal Attorney Association; El Dorado County Deputy County Counsel Association; El Dorado County Managers Association; El Dorado County Law Enforcement Managers Association; and Unrepresented Employees. (Est. Time: 45 Min.)
No Action Reported. All five Supervisors participated.
- 49. 17-0894** **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1). (Est. Time: 10 Min.)
No Action Reported. All five Supervisors participated.
- 50. 15-0738** **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Dan Dellinger, individually, and doing business as Dan Dellinger Consulting vs. Joe Harn, individually and acting as EDC Auditor-Controller under contract to the Pioneer Fire Protection District, the County of El Dorado, the Pioneer Fire Protection District, and Does 1-10; El Dorado County Case PC20150251 (Est. Time: 10 Min.)
No Action Reported. All five Supervisors participated.
- 51. 17-0778** **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Title: Number of potential cases: (1). (Est. Time: 15 Min.)
No Action Reported. All five Supervisors participated.
- 52. 17-0946** **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Judy Stobby vs. County of El Dorado, County of El Dorado Board of Supervisors, Pamela Knorr, individually and in her official capacity, and DOES 1 through 10, El Dorado County Superior Court Case Number PC20150538, Number of potential cases: (1). (Est. Time: 10 Min.)
No Action Reported. All five Supervisors participated.

On August 19, 2003, the Board adopted the following protocol: It is a requirement that all speakers, County staff and the public, when approaching the podium to make a visual presentation to the Board of Supervisors, must provide the Clerk with the appropriate number of hard copies of the presentation for Board members and the audience.

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

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

ADDENDUM

Chief Administrative Office recommending Item 44 be Continued off calendar.

Applicant requesting Item 47 be Continued to October 10, 2017.

GENERAL GOVERNMENT - CONSENT CALENDAR

- 53. 17-0902** Recorder-Clerk recommending the Board approve and authorize the Chair to sign perpetual agreement 183-S1811 with BMI Imaging Systems, Inc. for the provision of document conversion, imaging, archival and data hosting services, with a first year estimated expenditure of \$34,850 plus applicable sales tax and annual estimated expenditures of \$25,000 thereafter, to be effective upon contract execution.

FUNDING: Micrographics Special Revenue Fund.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT CALENDAR

- 54. 17-0950** Community Development Services, Environmental Management Department, recommending the Board consider the following:
 - 1) Accept a donation of soil from the California Department of Transportation to be utilized at the Union Mine Disposal Site; and
 - 2) Pursuant to Government Code Section 25355, delegate authority to the Director of Environmental Management, or designee, to accept such future soil donations from the California Department of Transportation.

FUNDING: Non-General Fund/County Service Area 10 Solid Waste Funds.

This matter was Approved on the Consent Calendar.

DEPARTMENT MATTERS (Items in this category may be called at any time)**55. 17-0300**

Community Development Services, Department of Transportation, recommending the Board take the following actions pertaining to the Tahoe Road Repair (FEMA) Project, Contract PW 17-31183; and the 2017 Tahoe Basin Pavement Rehabilitation Project formerly referred to as the Tahoe Road Repair (Local) Project, Contract PW 17-31187:

- 1) Authorize an increase to the estimated amounts approved by the Board on July 25, 2017;
- 2) Award the Construction Contract to the lowest responsive, responsible bidders, including award of the Base Bid-Schedule A and Additive Alternative Bid Schedules B through G for the 2017 Tahoe Basin Pavement Rehabilitation Project;
- 3) Approve and authorize the Chair to sign each Construction Contract, subject to review and approval of the final Contract Documents by County Counsel and Risk Management; and
- 4) Authorize the Department of Transportation Director to sign an Escrow Agreement, if requested by the Contractor and in accordance with Public Contract Code Section 22300, for the purpose of holding contract retention funds. (Est. Time: 5 Min.)

FUNDING: Local Discretionary Funds (Local), Road Fund (State), and SB1-RMRA Fund (State). Federal Emergency Management Agency Funds and California Office of Emergency Services have been applied for and are pending approval.

Public Comment: K. Payne

A motion was made by Supervisor Veerkamp, seconded by Supervisor Novasel to Approve this matter and direct staff to return to the Board on September 19, 2017 identifying funding source priority in the following order:

- 1) **Current funding;**
- 2) **Tribe funding; and**
- 3) **Reserve, if necessary.**

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

CLOSED SESSION**56. 17-0954**

Conference with Legal Counsel - Significant Exposure to Litigation pursuant to Government Code Section 54956.9(d)(2). Title: Number of potential cases: (1). (Est. Time:15 Min.)

No Action Reported. All five Supervisors participated.

57. 17-0972

Chief Administrative Office recommending that the Board of Supervisors:

- 1) Approve the addition of this agenda item as an urgency item to the agenda of the regular Board of Supervisors meeting for August 29, 2017, as the information regarding the need to take action arose following the posting of the Addenda Agenda; and
- 2) Approve the attached letter to support continued State funding of the Department of Forestry and Fire Protection's (CAL FIRE) Forest Health Greenhouse Gas Reduction Fund, and authorize the Chair to sign the letter.

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

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