



County of El Dorado

Charter Review Committee
330 Fair Lane, Building "A"
Placerville, CA 95667

Minutes - Final Charter Review Committee

Kris Payne, Chair, District 3 Representative
Rachel Michelin, Vice-Chair, District 1 Representative
Jim Hill, District 2 Representative
Terry Gherardi, District 4 Representative
Cathy Staller, District 5 Representative

Ross Branch, Senior Administrative Analyst
Judith Kerr, Principal Assistant County Counsel
Jim Mitrisin, Clerk of the Board of Supervisors

Monday, September 22, 2014

5:00 PM

Conference Room A
330 Fair Lane, Placerville, CA

Matters not on the agenda may be addressed by the general public during Open Forum.

CALL TO ORDER AND PLEDGE OF ALLEGIANCE TO THE FLAG

Present: 4 - Michelin, Hill, Payne and Staller

Absent: 1 - Gherardi

ADOPTION OF THE AGENDA

A motion was made by Member Michelin, seconded by Member Hill to adopt the agenda.

Yes 4 - Michelin, Hill, Payne and Staller

Absent 1 - Gherardi

OPEN FORUM

No public comment

Action Items

1. [14-1231](#) Approval of the August 4, 2014 meeting Minutes

A motion was made by Member Michelin, seconded by Member Staller to approve the Minutes for August 4, 2014.

Yes 4 - Michelin, Hill, Payne and Staller

Absent 1 - Gherardi

2. [14-0894](#) Discussion of Charter Section 402 - Elected Department Heads (Noting the California Constitution requires the positions of Sheriff, District Attorney and Assessor be elected). (Cont. 8/4/14 Item 2)

Public Comment:

Carol Louis asked for clarification on this item should it be removed from the calendar. Ernie Louis commented on the make-up and purpose of this committee.

A motion was made by Member Hill, seconded by Member Michelin to remove this item from the calendar.

Yes 4 - Michelin, Hill, Payne and Staller

Absent 1 - Gherardi

ROLL CALL - Member Gherardi arrived at 5:35 P.M.

Present: 5 - Michelin, Hill, Payne, Gherardi and Staller

3. [14-0895](#) Discussion of Charter Section 202 - Term of Offices (Supervisor). (Cont. 08/04/14 Item 3)

Public Comment:

Carol Louis stated the committee should be encouraged to ask the Board of Supervisors to continue using this committee through 2015.

Karl Weiland commented that he supports the motion to remove this item from the calendar. There is a substantial difference between the legislative roles between Elected department heads and the Board of Supervisors. Legislatures at the state level are limited to two terms.

Larry Weitzman agrees with Mr. Weiland regarding the difference between the legislative Board of Supervisors and the elected department heads.

Cherie Raffety commented that voters in the past simply didn't vote for a sitting member of the Board if they were not satisfied with the Board member's performance. Supervisors terms be eliminated or extended to three terms or more.

Ernie Louis commented that the supervisors are undercutting this committee.

Mike Raffety stated that in the past there were no term limits and many supervisors voluntarily served for 3 terms and then stepped down.

A motion was made by Member Michelin, seconded by Member Hill to remove this item from the calendar.

Yes 5 - Michelin, Hill, Payne, Gherardi and Staller

4. [14-0896](#) Discussion to consider adding language to the Charter pertaining to the topic of Respectful Workplace. (Cont. 08/04/14, Item 4)

Public Comment:

Mike Raffety stated this version is more condensed.

Todd White likes this version and it addresses the issues well.

Larry Weitzman feels it eliminates "fluff" from prior versions submitted to this committee.

Cherie Raffety likes this version.

Carol Louis also likes this version, it is precise and to the point, leaves out ambiguity, likes the second paragraph.

Ernie Louis commented how he appreciates the work the committee has done. Who does this Preamble apply to? Does it apply to all elected officials and department heads and employees?

Following public comment:

Member Payne answered Mr. Louis' questions that this preamble applies to everyone in the county, not only employees.

Member Hill commented that there is still no "teeth" in this preamble. How is anyone held accountability to this?

Karl Weiland noted that elected officials are held accountable to the voters.

Member Payne stated the original charter committee created this section and his revisions reflect the intent.

Member Gherardi likes this version, commenting "Houston we have landed."

A motion was made by Member Gherardi, seconded by Member Staller to approve this matter for consideration by the Board of Supervisors.

Yes 5 - Michelin, Hill, Payne, Gherardi and Staller

MEMBER CLOSING COMMENTS AND SETTING OF NEXT HEARING DATE

Member Payne distributed an email and recommendation from the Treasurer-Tax Collector, Cherie Raffety, regarding Charter section 703-Grand Jury suggesting this matter be considered by the committee at a future meeting. Counsel Judith Kerr stated she would need to review the request in greater detail and commented that there are likely State Law implications should the committee decide to proceed. Reminded the committee they may add anything to a future agenda for consideration.

ADJOURNED SINE DIE AT 6:08 PM (no future meeting date designated)