



County of El Dorado

Board of Supervisors
Department
330 Fair Lane, Building A
Placerville, California
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Minutes - Final Board of Supervisors

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

James S. Mitrising, Clerk of the Board of Supervisors
Don Ashton, Chief Administrative Officer
David Livingston, Interim County Counsel

Tuesday, March 12, 2019

9:00 AM

330 Fair Lane, Placerville, CA

ADDENDUM

Item 24 is hereby added to Department Matters.

Vision Statement

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

This institution is an equal opportunity provider and employer.

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The County of El Dorado is committed to ensuring that persons with disabilities are provided the resources to participate in its public meetings. Please contact the office of the Clerk of the Board if you require accommodation at 530-621-5390 or via email, edc.cob@edcgov.us, preferably no less than 24 hours in advance of the meeting.

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

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

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

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

PROTOCOLS FOR PUBLIC COMMENT

Public comment will be received at designated periods as called by the Board Chair.

Public comment on items scheduled for Closed Session will be received before the Board recesses to Closed Session.

Except with the consent of the Board, individuals shall be allowed to speak to an item only once.

On December 5, 2017, the Board adopted the following protocol relative to public comment periods. The Board adopted minor revisions to the protocol on February 26, 2019, incorporated herein:

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

Public comment on certain agenda items designated and approved by the Board may be treated differently with specific time limits per speaker or a limit on the total amount of time designated for public comment. It is the intent of the Board that quasi-judicial matters have additional flexibility depending upon the nature of the issue. It is the practice of the Board to allocate 20 minutes for public comment during Open Forum and for each agenda item to be discussed. (Note: Unless designated on the agenda, there is no Open Forum period during Special Meetings.)

Individual Board members may ask clarifying questions but will not engage in substantive dialogue with persons providing input to the Board.

If a person providing input to the Board creates a disruption by refusing to follow Board guidelines, the Chair of the Board may take the following actions:

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

9:02 A.M. - CALLED TO ORDER

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

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Chaplain Betsy Vanderpool of the Sierra Chaplaincy gave the Invocation. Supervisor Hidaahl led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: K. Greenwood

**A motion was made by Supervisor Frentzen, seconded by Supervisor Hidaahl to Adopt the Agenda and Approve the Consent Calendar with the following change:
Pull item 8 for discussion.**

Yes: 5 - Veerkamp, Frentzen, Novasel, Hidaahl 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.

OPEN FORUM

Public Comment: K. Payne, L. Brent-Bumb, K. Greenwood, T. Kayes, L. Gustson, K. Niffin, M. Lane

19-0447 OPEN FORUM (See Attachment)

Open Forum is an opportunity for members of the public to address the Board of Supervisors on subject matter that is not on their meeting agenda and within their jurisdiction. Public comments during Open Forum are limited to three minutes per person. Individuals authorized by organizations will have three minutes to present organizational positions and perspectives and may request additional time, up to five minutes. The total amount of time reserved for Open Forum is 20 Minutes.

CONSENT CALENDAR

- 1. **19-0369** Clerk of the Board recommending the Board approve the Minutes from the regular meeting of the Board of Supervisors on March 5, 2019 and the special meeting of the Board of Supervisors on March 6, 2019.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. **16-0305** Chief Administrative Office recommending the Board find that a state of emergency continues to exist in El Dorado County as a result of unprecedented tree mortality due to drought conditions and related bark beetle infestations. (Cont. 3/5/19, Item 7)

This matter was Approved on the Consent Calendar.

- 3. **19-0303** Chief Administrative Office, recommending the Board consider the following:
 - 1) Award Request for Proposals 19-918-037 for advanced life support ambulance operations services within County Service Area 3 (CSA 3) to the sole qualified proposer, California Tahoe Emergency Services Operations Authority (CTESOA); and
 - 2) Authorize the Chief Administrative Officer, or designee, to negotiate an agreement for services with CTESOA for Board consideration.

FUNDING: CSA 3 - Ambulance fee and benefit assessment revenue.

This matter was Approved on the Consent Calendar.

- 4. **19-0359** Clerk of the Board recommending the Board make the following appointment to the Cemetery Advisory Committee:
Appoint Mark McCuster, Fraternal Organization Representative (Vacant), Term Expiration 3/12/2021.

This matter was Approved on the Consent Calendar.

5. **19-0329** Human Resources Department recommending the Board approve and adopt the following:
- 1) Revised class specification for the Chief Administrative Office: Principal Management Analyst;
 - 2) Revised class specifications for the Health and Human Services Agency: Public Health Officer and Quality Improvement Coordinator;
 - 3) Revised class specification for the Sheriff's Office: Undersheriff; and
 - 4) Revised County-wide class specification: Accountant/Auditor.
- FUNDING:** N/A
- This matter was Approved on the Consent Calendar.**
6. **19-0379** Human Resources Department recommending the Board approve and adopt the following:
- 1) Revised class specifications for the Probation Department: Deputy Probation Officer I/II and Sr. Deputy Probation Officer; and
 - 2) Revised class specification for the Treasurer Tax-Collector's Office: Sr. Revenue Recovery Officer.
- FUNDING:** General Fund.
- This matter was Approved on the Consent Calendar.**
7. **19-0175** Human Resources Department, and Planning and Building Department recommending the Board adopt and authorize the Chair to sign Resolution **025-2019**, amending the Authorized Personnel Allocation Resolution 132-2018 to:
- 1) Reassign the existing Department Analyst I/II - Ombudsman (1.0 Full Time Equivalent (FTE)) position from Community Development Services Administration and Finance to the Planning and Building Department, to be dedicated 75% to the Economic Development Program and 25% to Planning and Building activities;
 - 2) Add one Senior Administrative Analyst (1.0 FTE) position to the Planning and Building Department, to be dedicated 75% to the Economic Development Program and 25% to Planning and Building activities;
 - 3) Direct that the above changes be added to the Fiscal Year 2018-19 Position Allocation Schedule; and
 - 4) Provide authorization to the Director of Human Resources to make, if needed, any technical corrections to the authorized personnel allocations for the Planning and Building Department and Community Development Services, Administration and Finance.
- FUNDING:** Economic Development (Transient Occupancy Tax) (75%); General Fund (25%).
- Resolution 025-2019 was Adopted upon Approval of the Consent Calendar.**

- 8. 19-0366** Supervisor Novasel recommending the Board authorize the Chief Administrative Office and other appropriate staff to work with Assemblyman Bigelow to explore potential legislative changes that could mitigate some of the traffic challenges facing the Highway 50 Corridor between Placerville and the South Lake Tahoe Basin.

FUNDING: N/A

Public Comment: L. Gustson, T. Kayes, K. Payne, K. Greenwood

A motion was made by Supervisor Veerkamp, seconded by Supervisor Hidahl to Approve this matter and direct staff to work with the Transportation Commission to compose a letter to both state and federal representatives concerning infrastructure or limitations to mitigate some of the traffic challenges in the County and authorize the Chair to sign the letter.

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

- 9. 19-0358** Supervisor Parlin recommending the Board make the following District IV appointment to the Cemetery Advisory Committee:
Reappoint Frank Clark, Dist. Nominee - Dist. IV, Term Expiration 3/12/2021.

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS**10. 18-1956**

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign Amendment I to Agreement for Services 379 (192-S1711) with WellSpace Health, for the provision of alcohol and drug treatment services, increasing the total maximum contractual obligation by \$205,000 for a new maximum obligation of \$325,000, with no change to the term;
- 2) Make findings in accordance with County Ordinance 3.13.030 that it is more economical and feasible to contract with WellSpace Health for services provided under this Agreement 379 (192-S1711) because the County has neither the staff nor facilities to provide 24x7 residential treatment and detoxification services; and
- 3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 379 (192-S1711), 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: 50% State and Realignment, 50% Federal. Funding sources are AB 109 Treatment Services, Drug Court Treatment Services, Alcohol and Other Drug Counseling and Treatment Services, and Mental Health Services Act.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

11. 19-0210 Department of Transportation recommending the Board approve and authorize the Chair to sign Agreement 3704 with Westervelt Ecological Services, LLC, as owner of the Cosumnes Floodplain Mitigation Bank, for the purchase of 0.06 riparian habitat credits by the County of El Dorado for a total purchase price of \$5,100, as necessary mitigation for the construction of the Oak Hill Road at Squaw Hollow Creek - Bridge Replacement Project, CIP 77134/36105031.

FUNDING: Highway Bridge Program (99% Federal), RSTP Exchange Funds (1% State).

This matter was Approved on the Consent Calendar.

12. 19-0285 Department of Transportation recommending the Board approve and authorize the Chair to sign the Second Amendment to Agreement for Services 402-S1611 with DKS Associates, increasing funding by \$250,000 for a new not-to-exceed amount of \$589,075 and extending the contract for three years to March 24, 2022, to provide traffic analysis and transportation planning services.

FUNDING: Development Project Applicants, Traffic Impact Mitigation Fee Program, and Road Fund.

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS**13. 18-1862**

Probation Department recommending the Board:

- 1) Make findings in accordance with County Ordinance Chapter 3.13, Section 3.13.030 that it is more economical and feasible to contract out with The California Department of Corrections and Rehabilitation, Division of Juvenile Justice to provide services under this Agreement C5608391 (Fenix 3670) to the Probation Department for youth referred in Juvenile Court;
- 2) Approve and authorize the Chief Probation Officer, or designee, to sign Agreement C5608391(Fenix 3670) with The California Department of Corrections and Rehabilitation, Division of Juvenile Justice to allow services of Diagnostic Studies, Treatment Services, and Temporary Detention for delinquent youth. This agreement is for a term beginning upon final execution and expiring on June 30, 2020, for a not to exceed amount of \$99,904.00; and
- 3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement C5608391 (Fenix 3670) including future amendments which do not increase the maximum dollar amount or term of the resolution, and contingent upon approval by County Counsel and Risk Management.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

14. 19-0134

Probation Department recommending the Board:

- 1) Approve and authorize the Chair to sign Amendment III to Agreement 043-S1711 (FENIX 88) with Tahoe Youth and Family Services (TYFS) to increase the amount available for existing services by \$60,391.95 and expand the scope of services to include TYFS Program Therapist(s) or Alcohol and Other Drug Counselor(s) services to out of custody youth in the amount of \$20,750 and effective upon execution, to increase the total amount of the Agreement for a not to exceed amount of \$400,141.95; and
- 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement 043-S1711 including future amendments which do not increase the maximum dollar amount or term of the agreement, contingent upon approval by County Counsel and Risk Management.

FUNDING: Juvenile Probation Camp Funding / General Fund.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

9:00 A.M. - TIME ALLOCATION

- 15. 19-0308** Supervisor Hidahl recommending the Board conduct a public hearing to adopt and authorize the Chair to sign Resolution **024-2019** to declare that the operation of a carnival at the El Dorado Hills Town Center by Butler Amusements, Inc. on April 11, 2019 through April 14, 2019 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.)

Public Comment: K. Greenwood

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

A motion was made by Supervisor Hidahl, seconded by Supervisor Veerkamp to Adopt Resolution 024-2019.

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

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

- 16. 19-0381** Director of Human Resources recommending the Board appoint Ronald Ladage to the position of Director of Child Support Services, effective March 16, 2019, at step 5 of the salary range (annual salary of \$160,056). (Est. Time: 5 Min.)

FUNDING: State and Federal Funding.

Public Comment: K. Payne

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

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

- 17. 19-0371** Supervisor Hidahl recommending the Board:
- 1) Direct staff to evaluate the feasibility of providing business cards to members of Board of Supervisors designated boards, committees and commissions that make a formal request; and
 - 2) Direct staff to return to the Board no later than April 9, 2019 with a recommendation and options. (Est. Time: 10 Min.)

Public Comment: K. Payne, T. Kayes

A motion was made by Supervisor Hidahl, seconded by Supervisor Veerkamp to Approve this matter and direct staff to return to the Board no later than April 9, 2019 with a recommendation and options.

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

18. 19-0306

Supervisor Novasel, serving as Chair of the Human Rights Commission, recommending the Board take the following action regarding the Human Rights Commission ordinance;

- 1) Approve the Introduction (First Reading) of Ordinance **5099** repealing section 2.20.1111 of the El Dorado County Ordinance Code thereby removing the provision that would make the commission inoperative after the initial one year evaluation period. This action will result in the commission continuing indefinitely; and
- 2) Waive full reading of the ordinance by the Clerk of the Board and continue this matter to March 19, 2019 for Final Passage (Second Reading). (Est. Time: 10 Min.)

Public Comment: T. Kayes

A motion was made by Supervisor Parlin, seconded by Supervisor Frentzen to direct staff to amend (and therefore not repeal) section 2.20.1111 of the El Dorado County Ordinance Code to extend the one year evaluation term to a two year evaluation term from the effective date of Ordinance 5081 (April 20, 2018) and Continue Ordinance 5099 to March 19, 2019 for Final Passage (Second Reading).

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

ITEMS TO/FROM SUPERVISORS

Supervisor Veerkamp reported on the following:

Vegetation stakeholders meeting.

Fair Board meeting.

Sacramento Area Council of Government Transportation and Elected officials meetings.

Transportation and Transit meetings.

State Water Board meeting.

Vegetation Management group meeting.

Forest Management task force.

World of Outlaws event.

Supervisor Parlin reported on the following:

Strategic Planning workshop.

Sierra Nevada Conservancy water shed program.

Sierra Nevada Conservancy board meeting.

Transportation Commission meeting.

Veterans meeting.

John Adams Academy ribbon cutting ceremony.

Special River Management Advisory Committee meeting.

Supervisor Hidahl reported on the following:

Biomass facilities.

Evacuation sites and routes.

Strategic Planning workshop.

Costco site stakeholder meetings.

John Adams Academy ribbon cutting ceremony.

Budget Ad Hoc Committee meeting.

Monthly meeting with the Planning Department.

Supervisor Frentzen reported on the following:

Economic Development Costco meetings.

Sacramento Area Council of Government information meeting.

El Dorado Transit and Transportation meeting.

Planning Department meeting.

Subcommittee Water Agency meeting.

Ponderosa High School foundation banquet.

John Adams Academy ribbon cutting ceremony.

New Hire Orientation.

Supervisor Novasel reported on the following:

Strategic Planning workshop.

Tahoe Transportation meeting.

First Five meeting.

CAO UPDATE

Don Ashton, Chief Administrative Officer, reported on the following:

Strategic Plan workshop.

American Leadership forum.

Transportation and FEMA meeting.

ADJOURNED AT 3:55 P.M.

CLOSED SESSION

- 19. 19-0330** **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:** County Negotiator: Director of Human Resources and/or designee. Employee organizations: Operating Engineers Local 3 representing employees in the Trades & Crafts and Corrections Bargaining Units; Deputy Sheriffs Association representing employees in the Law Enforcement Unit; El Dorado County Managers' Association, and El Dorado County Deputy County Counsel Association (Est. Time: 30 Min.)
- No Action Reported. All five Supervisors participated.**
- 20. 19-0377** **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 Probation Officers' Association. (Est. Time: 10 Min.)
- No Action Reported. All five Supervisors participated.**
- 21. 19-0364** **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Serrano Associates Appeal of Park Impact Fees Number of potential cases: (1). (Est. Time: 10 Min.)
- No Action Reported. All five Supervisors participated.**
- 22. 19-0375** **Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator:** This body will hold a closed session to give instructions to its negotiator for the Industrial Drive/Missouri Flat Intersection Signalization CIP Project 73366 regarding the real properties described as follows:
- 1) APN 329-260-01: 4568 Missouri Flat Road, Placerville, CA Owner: Irene Mazzoni; and
 - 2) APN 329-261-12; 4551 Missouri Flat Road, Placerville, CA Owners: Robert S. Moore and Deborah J. Moore, Trustees of the Moore Family Trust, dated September 5, 2014.
- Instructions to El Dorado County's negotiator will concern price and terms of payment. Kyle Lassner, Right-of-Way Supervisor will be the negotiator on behalf of El Dorado County. The parties with whom El Dorado County's negotiator may negotiate are those parties identified above and their agents and successors. (Est. Time: 10 Min.)
- No Action Reported. All five Supervisors participated.**

2:00 P.M. - TIME ALLOCATION (CLOSED SESSION)

- 23. 19-0356** **Pursuant to Government Code Section 54957- Threat to public services or facilities.** Consultation with Sheriff John D'Agostini, and designated deputies. (Est. Time: 1.5 Hr.)
- No Action Reported. All five Supervisors participated.**

ADDENDUM

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

- 24. 19-0383** Human Resources Department, Risk Management Division, recommending the Board approve and authorize the Chair to sign a budget transfer increasing use of Risk Management Internal Service Fund fund balance and expense appropriations by \$3,455,349 within the Risk Management Division Workers' Compensation Operating Budget to fund claims incurred prior to the transition to the Primary Workers' Compensation Program. (4/5 vote required) (Est. Time: 5 Min.)

FUNDING: Risk Management Internal Service Fund.

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

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