



County of El Dorado

MEETING AGENDA

Board of Supervisors

Board of Supervisors
Department
330 Fair Lane, Building A
Placerville, California
530-621-5390
FAX 530-622-3645
www.edcgov.us/bos

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
Tiffany Schmid, Chief Administrative Officer
David Livingston, County Counsel

Tuesday, January 30, 2024

9:00 AM

<https://edcgov-us.zoom.us/j/81069881568>

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

ADDENDUM

Staff recommending item 7 be Continued off Calendar.

Although the County strives to offer remote participation, be advised that remote Zoom participation is provided for convenience only. In the event of a technological malfunction, the only assurance of live comments being received by the Board is to attend in person. Except for a noticed teleconference meeting, the Board reserves the right to conduct the meeting without remote access if there is a malfunction.

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 810 6988 1568. 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/ 81069881568](https://us06web.zoom.us/j/81069881568).

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-judicial 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. - CALL TO ORDER

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

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. [24-0214](#) Clerk of the Board recommending the Board approve the Minutes from the regular meeting on January 23, 2024 and the special meeting on January 24, 2024.

GENERAL GOVERNMENT - CONSENT ITEMS

2. [24-0196](#) Chief Administrative Office recommending the Board approve and authorize the Chief Administrative Officer to sign the First Amendment to Agreement 6820 with the El Dorado County Water Agency, revising the project list to add the South Tahoe Public Utilities District Fire Hydrant Intertie Improvement Project in the amount of \$114,882.10 by reallocating funds from the Outingdale Dam Rehabilitation Project, which finished under budget, and updating the El Dorado County Fairgrounds Project description, with no increase in compensation or change to the term of the Agreement.

FUNDING: American Rescue Plan Act Funds.

3. [23-2166](#) Chief Administrative Office, Facilities Division, recommending the Board consider the following pertaining to the annual Job Order Contracting Bid that allows the County to efficiently bid multiple construction jobs throughout the year based on competitively bid unit prices:
 - 1) Approve and adopt the bid, specifications, and contract documents;
 - 2) Approve and authorize the Chair to sign the bid documents; and
 - 3) Authorize advertisement for construction bids (Bid Number: 24-968-036).

FUNDING: Accumulative Capital Outlay Fund.

4. [24-0071](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board:
 - 1) Find that the donation of a surplus vehicle, 1990 Ford F350 Truck (VIN 2FDHF38GXLCB25553), is beneficial to the public good and supports health and human services activities; and
 - 2) Authorize the Purchasing Agent to execute Agreement 8351 for the donation of the above surplus vehicle to the Gilmore Hero Foundation of Placerville, CA., an organization exempt from taxation pursuant to Section 501(c)(3) of the Internal Revenue Code, in accordance with the County's Procurement Policy C-17, Section 6.3 Surplus Property Sale or Transfer.

FUNDING: N/A

5. [24-0044](#) Elections Department recommending the Board consider the following:
1) Authorize the Registrar of Voters to execute Grant Funding Agreement 23G26109; and
2) Approve and authorize a budget amendment to increase revenue and appropriations to the Elections Department for Fiscal Year 2023-24 for \$20,000 (4/5 vote required).

FUNDING: 100% Federal Funding.

6. [24-0144](#) Human Resources Department recommending the Board approve and authorize the Chair to sign Resolution **016-2024** to comply with the California Public Employees' Retirement System reporting requirements, Government Code sections 20636 and 7522.34(a), and California Code of Regulations 570.5 by adopting the salary schedule for the 2023 calendar year incorporating all changes previously approved by the Board and made effective in 2023.

FUNDING: N/A

7. [24-0145](#) Human Resources Department recommending the Board approve and adopt the revised County-wide classification specifications of: Accountant I/II, Senior Accountant, and Supervising Accountant Auditor.

FUNDING: N/A

Staff recommending this matter be Continued off Calendar.

8. [24-0138](#) Treasurer-Tax Collector's Office 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 El Dorado County Code of Ordinances and Section 53607 of the California Government Code.

FUNDING: N/A

9. [24-0221](#) Supervisor Laine recommending the Board adopt and authorize the Chair to sign Resolution **017-2024** approving road restrictions for the 18th Running of the Reno-Tahoe Odyssey Relay Run Adventure held on May 31, 2024 through June 1, 2024.

FUNDING: N/A

HEALTH AND COMMUNITY - CONSENT ITEMS**10. [23-2244](#)**

Health and Human Services Agency recommending the Board:

- 1) Approve the addition of one commercial double convection oven in the amount of \$30,000 and one commercial Hobart mixer in the amount of \$60,000 to the Fiscal Year 2023-24 Fixed Asset List for the Senior Nutrition Program in the Community Services Division, with offsetting savings of \$90,000 from other fixed assets that came in under budget, as outlined in the background below;
- 2) Make findings that the purchase of one commercial double oven and one commercial mixer is exempt from competitive bidding in accordance with Procurement Policy C-17, Section 3.4 (4), due to the use of the Sourcwell (a local government unit) competitively bid Contract 063022-SES;
- 3) Authorize the Purchasing Agent to sign two Purchase Orders with the Sourcwell awarded vendor, Chefs' Toys, a TriMark Company, with the first in the approximate amount of \$30,000 for the one-time purchase of the double convection oven and the second in the approximate amount of \$60,000 for the one-time purchase of the commercial mixer, plus any applicable delivery, taxes and fees; and
- 4) Authorize the Purchasing Agent to process a change order to correct the termination date of the Senior Nutrition Infrastructure Funding Agreement NI-2223-29 (FENIX 7161) from December 31, 2023, to December 31, 2024, to match the fully executed Agreement's ending term date.

FUNDING: 100% State California Department of Aging Senior Nutrition Infrastructure Grant Agreement Number NI-2223-29.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

11. [24-0053](#) Agriculture Department, on behalf of Fish and Wildlife Commission, recommending the Board approve and authorize the Chair to sign a Fiscal Year 2023-24 budget transfer decreasing General Fund Contingency and increasing appropriations in the Fish and Wildlife Commission in the amount of \$15,000 for Youth Fishing Derbies. (4/5 vote required)

FUNDING: General Fund.

12. [24-0051](#) Department of Transportation recommending the Board approve and authorize the Chair to sign a Budget Transfer increasing appropriations by \$2,250,000 for the transfer of funds from the Senate Bill 1 special revenue fund to the Maintenance and Operations Division to cover cost of Board approved road maintenance projects funded by Senate Bill 1: Road Repair and Accountability Act of 2017. (4/5 vote required)

FUNDING: Road Maintenance and Rehabilitation Act of 2017. (SB1)
(100%)

13. [24-0076](#) Department of Transportation recommending the Board consider the following:
- 1) Accept the road improvements for the Saratoga Way Medical Office Building, Work Order 61762, as complete;
 - 2) Reduce Performance Bond PB11562507428 from \$326,020 to \$32,602, which is ten percent of the total cost of the road improvements. This amount guarantees against any defective work, labor done, or defective materials furnished, which is to be released after one year if no claims are made;
 - 3) Hold Laborers & Materialmens Bond PB11562507428 in the amount of \$326,020 for six months to guarantee payments to persons furnishing labor, materials, or equipment; and
 - 4) Authorize the Clerk of the Board to release the respective Bonds after the required time periods upon written request by Transportation.

FUNDING: Developer Funded.

14. [24-0181](#) Department of Transportation recommending the Board receive and file a special tax report for Measure S - the 4% Special Tax increase to the County's Transient Occupancy Tax rate in the unincorporated portion of the Tahoe Area for Fiscal Year 2022-2023.

FUNDING: Special Tax.

LAW AND JUSTICE - CONSENT ITEMS

15. [23-2239](#) Probation Department recommending the Board approve and authorize the Chair to sign Lease Agreement 8414 with A&G Holdings, LLC, for monthly rent for transitional housing located at 3769 Pioneer Trail, South Lake Tahoe, for a non-minor dependent youth under Less Restrictive Programming, currently housed at the South Lake Tahoe Juvenile Treatment Center, in the monthly amount of \$1,750, with a \$1,850 security deposit, to commence February 1, 2024, and terminate on January 31, 2025.

FUNDING: California Health and Human Services Agency, Office of Youth and Community Restoration, Secure Youth Treatment Facility placement to Less Restrictive Programs Grant (100%).

END CONSENT CALENDAR

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

16. [24-0207](#) Chief Administrative Office recommending the Board adopt the final 2024 Strategic Plan.

FUNDING: N/A

17. [24-0034](#) Human Resources Department recommending the Board, acting as the Air Quality Management Board of Directors, appoint Rania Serieh as the Interim Air Pollution Control Officer, at Step 1 of the salary range (\$64.18/hour), effective February 3, 2024.

FUNDING: N/A

18. [24-0020](#) Chief Administrative Office recommending the Board adopt and authorize the Chair to sign Resolution **015-2024** accepting the exchange of property tax increments for the annexation of one parcel (APN 088-031-061) into the Georgetown Divide Public Utility District service area, Local Agency Formation Commission Project 2023-01.

FUNDING: General Fund.

9:00 A.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)

19. [24-0205](#) Supervisor Parlin recommending the Board:
- 1) Consider documentation, staff information, and public comment regarding the proposed Native Directions/HomeCA Substance Use Disorder Treatment Centers;
 - 2) Approve and authorize the Chair to sign the attached letter to Senator Alvarado-Gil, Assemblyman Patterson, and other interested parties, requesting assistance with interfacing with the Department of Health Care Services (DHCS) and other pertinent agencies on how to prevent these proposed projects from negatively impacting our rural communities and/or relocating them to more suitable locations; and
 - 3) Provide direction to staff to collaborate with affected departments, agencies, and organizations to research and determine a path forward to either fully mitigate the negative impacts to the County and our communities or relocate the facilities.

FUNDING: N/A

10:00 A.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)**20. [24-0022](#)**

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

- 1) Adopt and authorize the Chair to sign Urgency Ordinance **5192**, pursuant to California Government Code Section (GC) 65858, adopting an interim moratorium on new tobacco retailer applications for all purposes within the unincorporated areas of the County of El Dorado pending the study and development of reasonable regulations, with the Urgency Ordinance being in effect for forty-five (45) days from the date of adoption, unless extended by the County Board of Supervisors; and
- 2) Find that the urgency ordinance is not a “project” under the California Environmental Quality Act (CEQA) and even if it were a project would be exempt from the CEQA pursuant to statutory exemption CEQA Guidelines Section 15061 (b)(3)(Common Sense Exemption) because there is no possibility that adoption of this temporary moratorium would have a significant effect on the environment (4/5 vote required).

FUNDING: N/A

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

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.

1:15 P.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)

21. [24-0220](#) Supervisor Laine recommending the Board receive a presentation from the Tahoe Regional Planning Agency on the Lake Tahoe Destination Stewardship Plan.

FUNDING: N/A

2:00 - TIME ALLOCATION (Items will not be heard prior to the time stated)

22. [24-0175](#) **HEARING** - To consider Planning and Building Department's proposed amendments to Title 130 (Zoning Ordinance) of the County Code (OR23-0002) that would amend Chapter 130.41 Commercial Cannabis and staff recommending the Board of Supervisors take the following actions:
- 1) Approve the Introduction (First Reading) of Ordinance **5193**, (Attachment C) without the additional changes recommended by the Planning Commission, making modifications to the administrative portions of the cannabis program, waive full reading of the Ordinance, read by title only, and continue this matter to the February 27, 2024 meeting of the Board of Supervisors for Final Passage (Second Reading);
 - 2) Find the proposed amendment to the Zoning Ordinance, without the additional changes recommended by the Planning Commission, is exempt from the California Environmental Quality Act (CEQA) based on the CEQA Guidelines 15060(c)(2) and 15061(b)(3) as it can be seen with certainty that there is no possibility that the modifications to the administrative portions of the cannabis program will not have a significant effect on the environment, and this change will not result in a direct or reasonably foreseeable indirect physical change in the environment; and
 - 3) Direct staff to return to the Planning Commission for further recommendation and review of setbacks, canopy limits, propagation, lighting and manufacturing uses.

FUNDING: General Fund.

3:00 - TIME ALLOCATION (Items will not be heard prior to the time stated)

23. [23-2184](#) Chief Administrative Office recommending the Board receive and file department presentations outlining the department's mission, structure, services, budget, role in the strategic plan, and upcoming policy issues. (Cont. 1/24/2024, Item 1)

FUNDING: N/A

TO AND FROMS: This is an opportunity for Board Members to provide informational updates on matters of countywide concern. No action will be taken. (May be called at any time during the meeting)

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

ADJOURNMENT

CLOSED SESSION

- 24. [24-0217](#) **Conference with Legal Counsel - Significant Exposure to Litigation**
pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1).

- 25. [24-0109](#) **Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator:**
Property: No physical address, APN: 325-240-011
County Negotiators: Tiffany Schmid, Chief Administrative Officer or designee
Negotiating Parties: State of California or designee
Under Negotiation: Price and terms of payment for sale.

Addendum

GENERAL GOVERNMENT - CONSENT ITEMS

Staff recommending item 7 be Continued off Calendar.

7. [24-0145](#) Human Resources Department recommending the Board approve and adopt the revised County-wide classification specifications of: Accountant I/II, Senior Accountant, and Supervising Accountant Auditor.

FUNDING: N/A

Staff recommending this matter be Continued off Calendar.