



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

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, April 25, 2017

9:00 AM

330 Fair Lane, Placerville, CA

ADDENDUM

Items 36 through 38 are hereby added to Closed Session.

Vision Statement

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

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<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.

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.

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.

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 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. [17-0440](#) Clerk of the Board recommending the Board approve the Minutes from the regular meeting of April 18, 2017.

GENERAL GOVERNMENT - CONSENT ITEMS

2. [17-0413](#) Air Quality Management District recommending the Board, acting as the Board of Directors of the Air Quality Management District, ratify the Air Pollution Control Officer's signature on Funding Agreement 249-F1711, between the Air Quality Management District ("AQMD"), and the Wesley L. & Gertrude B. Wilkinson Revocable Trust, Barry J. Wilkinson Revocable Family Trust, Jane C. Wilkinson Trust, and Cindy W. Seip Separate Property Trust ("Property Owners"), and which was written to allow the Property Owners to have six (6) AQMD supplied electric vehicle chargers installed at their property at 3047 Briw Road in Placerville (where the El Dorado County Health and Human Services Agency is located), with AQMD providing funding for the installation up to a total cost of \$8,000.

FUNDING: Vehicle Registration Fee (Local Funding) and Air Quality Management District fund balance (Local Funding).

3. [17-0416](#) Auditor-Controller recommending the Board authorize the continuation and utilization of the perpetual agreement between Hinderliter, deLlamas & Associates (HdL) and El Dorado County for the provision of services related to sales tax administration and reporting.
4. [16-1127](#) Chief Administrative Office recommending the Board approve and authorize the Chair to sign Amendment I to the Employment Agreement By and Between County of El Dorado and Roger Niello, Interim Director of the Community Development Agency, effective November 2, 2016, extending the term of the agreement through May 17, 2017, and reducing the salary to \$5,780.80 per biweekly pay period for the period from May 1, 2017 through May 17, 2017.

5. [17-0442](#) Chief Administrative Office recommending the Board:
- 1) Award Request for Proposals (RFP) 17-918-031 to the successful proposer, NeoConnect, to provide a Broadband Needs Assessment and Feasibility Study for El Dorado County;
 - 2) Authorize the Chief Administrative Officer, or designee, to negotiate an agreement for services with NeoConnect, with a maximum obligation not to exceed \$150,000, to perform a Broadband needs assessment and feasibility study;
 - 3) Authorize the Purchasing Agent to execute said Agreement for Services, contingent upon approval by County Counsel and Risk Management; and
 - 4) Authorize the Purchasing Agent, or designee, to execute any contract amendments which do not increase the total amount or term of the Agreement, and contingent upon approval by County Counsel and Risk Management.

FUNDING: Federal Economic Development Administration (EDA) Grant (50%) and General Fund (50%).

6. [14-0133](#) Chief Administrative Office, Facilities Division, recommending the Board consider the following:
- 1) Make findings pursuant to Article II, Section 210b(6) of the El Dorado County Charter that an independent contractor can more economically and feasibly perform the work than County employees;
 - 2) Authorize the Purchasing Agent to sign Amendment III to Agreement for Services 301-S1611 with Architectural Nexus, Inc., to increase compensation by \$354,080, for an amended not to exceed of \$945,149, to provide Design Criteria Consultant Services Phases Five through Eight; and
 - 3) Award Request for Proposal 17-918-038 for Construction Management Services, as related to the Public Safety Facility, to Vanir Construction Management, Inc., and authorize Facilities Staff to negotiate the terms of the agreement and return to the Board for contract approval.

FUNDING: Accumulative Capital Outlay Fund & United States Department of Agriculture.

7. [16-0398](#) Chief Administrative Office recommending the Board adopt and authorize the Chair to sign Resolutions **070-2017**, **071-2017**, **072-2017**, **073-2017**, **074-2017**, **075-2017** thereby executing United States Department of Agriculture (USDA) Form 1942-47 Loan Resolutions in accordance with USDA financing documentation requirements.

FUNDING: Accumulative Capital Outlay Funds, General Fund.

8. [17-0161](#) Chief Administrative Office, Facilities Division, recommending the Board receive and file an update on the Public Safety Facility.

FUNDING: General Fund.

9. [17-0084](#) Chief Administrative Office recommending the Board make the following appointments to the Charter Review Committee, to establish a five member citizen committee including one representative and one alternate from the identified supervisorial districts:

District One: Member - Rachel Michelin, and Alternate - Richard Ross

District Two: Member - Don Fuller, and Alternate - Jim Hill

District Three: Member - Kris Payne

District Four: Member - Michael Powell, and Alternate - Gary Campbell

District Five: Member - Jeanne Harper

FUNDING: General Fund.

10. [17-0394](#) Clerk of the Board recommending the Board:
- 1) Adopt and authorize the Chair to sign Resolution **068-2017** approving the consolidation of the Arroyo Vista Community Services District (AVCSD) election(s) of their Board of Directors (currently held in odd-numbered years) with the statewide general elections held in even-numbered years, pursuant to California Elections Code Section 10404; and
 - 2) Receive and file a report from the Registrar of Voters on the cost-effectiveness of the proposed action by AVCSD .

FUNDING: N/A

11. [17-0389](#) County Counsel recommending the Board:
- 1) Approve the Billing Rates for County Counsel attorneys to invoice outside entities; and
 - 2) Adopt and authorize the Chair to sign Resolution **069-2017** setting forth those rates.

FUNDING: Reimbursement to County.

12. [17-0451](#) Supervisor Hidahl recommending the Board approve the appointment of Jon Vegna as the District I Planning Commissioner, pending any additional applications received prior to April 25, 2017. The appointment would be effective May 1, 2017 with a term expiration of January 1, 2021.

13. [16-1262](#) Supervisors Ranalli and Veerkamp recommending the Board authorize the Chair to sign a letter addressed to the California Energy Commission (CEC) to request that the CEC allocate additional Electric Program Investment Charge (EPIC) funds for the forest bioenergy projects that scored favorably in the CEC's review of the projects considered for EPIC Grant Funding Opportunity 15-325.

14. [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. 4/18/17, Item 10)

HEALTH AND HUMAN SERVICES - CONSENT ITEMS**15. [14-1031](#)**

Health and Human Services Agency, Behavioral Health Division, recommending the Board:

- 1) Approve and authorize the Chair to sign Amendment 1 to Agreement for Services 104-S1511 with EDCA Lifeskills, Inc., for the provision of senior peer counseling services, to extend the term through June 30, 2018, and increase the maximum contractual obligation to \$190,000; and
- 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 104-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: 21% Federal, 33% State, 44% Mental Health Services Act, 2% AB109 & Other.

16. [15-0101](#)

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign Amendment 1 to Agreement for Services 470-S1511 with Big Brothers Big Sisters of El Dorado County, for the provision of mentoring services in support of the Mental Health Services Act Mentoring for 3-5 Year Olds by Adults and Older Adults Prevention and Early Intervention Project, for a one (1) year extension of term through June 30, 2018, and an increase of \$25,000 for a maximum contractual obligation of \$100,000; and
- 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 470-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: Mental Health Services Act.

17. [17-0395](#)

Health and Human Services Agency, recommending the Board:

- 1) Authorize the Health and Human Services Agency Director to submit a grant application to the California Department of Public Health for the Naloxone Distribution Project Grant Program for an estimated \$10,631, for a grant term from June 1, 2017 to June 30, 2019;
- 2) Delegate authority to the Director of Health and Human Services Agency to accept funding allocated for naloxone distribution and project administrative costs and execute the grant agreement, if awarded, including any extension(s) or amendment(s) thereto, contingent upon County Counsel and Risk Management Approval; and
- 3) Authorize the Director of Health and Human Services, or Chief Fiscal Officer, to administer any agreement or subsequent administrative documents relating to said award, including required fiscal and programmatic reports.

FUNDING: State Grant Funding.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

18. [14-0071](#) Community Development Agency, Transportation Division, recommending the Board approve and authorize the Chair to sign the Third Amendment to Agreement for Services 551-S1411 with T.Y. Lin International, updating contract language to the current California Department of Transportation Standards and allowing for reimbursement of travel expenses, with no increase in rates or change to the expiration date of the contract, for the Bucks Bar Road at the North Fork Cosumnes River - Bridge Replacement Project, CIP 77116.
- FUNDING:** Highway Bridge Program (88% - Federal), Traffic Impact Mitigation Fees (10% - Local), Regional Surface Transportation Program (1% - State), and Road Fund (1% - Local).
19. [17-0213](#) Community Development Agency, Long Range Planning, recommending the Board approve and authorize the Chair to sign the First Amendment to Agreement 236-S1710 with Ascent Environmental, Inc., changing the Contract Administrator, increasing the compensation amount by \$234,600 for a total contract amount not to exceed \$300,000, with no change to the existing rates or the term, and expanding the scope of the work to include planning and environmental services for future development projects.
- FUNDING:** Applicant Funded.
20. [17-0260](#) Community Development Agency, Transportation Division, recommending the Board approve and authorize the Chair to sign Agreement for Services 470-S1711 with Dokken Engineering, in the not-to-exceed amount of \$400,000, to provide on-call structural engineering support services in support of various Capital Improvement Program projects, including those due to the storms of 2017, with a term to become effective upon execution by both parties and expiring three years thereafter.
- FUNDING:** Various Capital Improvement Program Funding Sources, including Federal, State, and Local funds.
21. [17-0354](#) Community Development Agency, Transportation Division, recommending the Board consider the following pertaining to the Resurfacing of Tahoma Roadway Project, Contract 471-C1799:
- 1) Approve and adopt the Contract Documents and authorize the Chair to sign the Plans/Maps Title Sheet; and
 - 2) Authorize advertisement for construction bids.
- FUNDING:** Road Fund. (100% - Local)

22. [17-0362](#) Community Development Agency, Transportation Division, recommending the Board consider the following for acquiring right of way for the Diamond Springs Parkway Phase1A - SR-49 Realignment Project, CIP 72375:
- 1) Approve and authorize the Chair to sign the Acquisition Agreement for Public Purposes and Certificates of Acceptance accepting a Grant Deed, Grants of Public Utility Easement, and a Grant of Slope and Drainage Easement, from Laurence E. Abel and Jacqueline Abel, Trustees of the Laurence E. and Jacqueline Abel Family Trust dated October 8, 2009, as to APN 051-250-61 (formerly 051-250-46), and Laurence E. Abel and Jacqueline Abel, Trustees or their successor in trust, under the 2009 Abel Disclaimer Trust dated October 8, 2009, and any amendments thereto, as to APN 051-250-65 (formerly 051-250-12), with an estimated total cost of \$65,500;
 - 2) Authorize the Community Development Agency Director, or designee, to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including payment of title and escrow fees; and
 - 3) Authorize the Community Development Agency Director, or designee, to extend, if necessary, the date of closure of escrow upon mutual agreement of both parties.

FUNDING: Tribe Funds (67% - Local), Utility Agencies (15% - Local), State Highway Operations and Protection Program (7% - State), Traffic Impact Mitigation Fees (5% - Local), Master Circulation & Funding Plan Financing (5% - Local), and Road Fund (<1% - Local).

23. [17-0398](#) Community Development Agency, Environmental Management Division, recommending the Board authorize payment to Playcore Wisconsin, Inc., dba Belson Outdoors, LLC, in the amount of \$20,458.25, with \$1,458.25 coming from State funding awarded to El Dorado County, for recycling receptacles and make a finding that a public benefit is derived from disbursement of the receptacles to the City of Placerville.

FUNDING: CalRecycle Beverage Container Recycling City/County Payment Program. (State - 100%)

LAW AND JUSTICE - CONSENT ITEMS

24. [15-0310](#) District Attorney's Office recommending the Board:
1) Ratify the District Attorney's signature on Grant Application SubAward Face Sheet LE16030090 with the California Governor's Office of Emergency Services for the Law Enforcement Specialized Units Program for the grant award period beginning on January 1, 2017, and ending on December 31, 2017, due to an increase in funding levels; and
2) Approve and authorize the Chair to sign a budget transfer increasing revenues and appropriations through the use of Department of Justice Asset Forfeiture Equitable Sharing Funds totaling \$2,527 for the matching requirement of the grant award and increasing revenues and appropriations by \$10,107 for grant funds anticipated to be used in Fiscal Year 2016/17. (4/5 vote required)

FUNDING: CalOES State Grant Funds and Department of Justice Asset Forfeiture Equitable Sharing Funds.

25. [15-0483](#) District Attorney's Office recommending the Board approve and authorize the Purchasing Agent to execute Amendment II to Agreement 477-S1511 with The Center for Violence-Free Relationships, to amend the billing rate, effective May 1, 2017, from \$4,175.75 per month to \$5,681.50 per month and increase the not-to-exceed by \$12,046 to \$162,373, contingent upon review and approval by Risk Management.

FUNDING: CalOES State Grant Funds.

26. [11-1352](#) Probation Department recommending the Board:
1) Authorize the Chair to sign Agreement 422-S1711 with the County of Madera Probation, Juvenile Corrections Camp, for the space-available rate of \$125 per day/per ward, to provide court-ordered commitments for juvenile court wards on an "as requested" basis; for a term of three years from date of execution with two (2) one year renewal options, and a not to exceed a total of \$270,000; and
2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 422-S1711, including amendments which do not increase the maximum dollar amount or term of the Agreement, contingent upon approval by County Counsel and Risk Management.

FUNDING: Youthful Offender Block Grant.

27. [15-0747](#) Probation Department recommending the Board approve and authorize the Chair to sign Amendment I of Memorandum of Understanding 524-M1511 with the Superior Court of California, County of El Dorado, to receive revenue related to the Recidivism Reduction Fund Court Grant Program Pretrial Supervision Program; reducing the NTE amount to \$384,041.00 and extending the term to April 30, 2018.

Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 524-M1511, including amendments which do not increase the maximum dollar amount or term of the Agreement, contingent upon approval by County Counsel and Risk Management.

FUNDING: State Funds; Superior Court to reimburse Probation Department.

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. 4/18/17, Item 24)

FUNDING: N/A

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. 4/18/17, Item 25)

FUNDING: N/A

30. [09-1096](#) Sheriff's Office recommending the Board consider the following:
- 1) Authorize the continuation of perpetual Agreement 875-S0911 with Keefe Commissary Network, LLC, an affiliate of The Keefe Group, for the term April 30, 2017 through April 29, 2018 to provide commissary services to the inmates housed in the Placerville and South Lake Tahoe Jails; and
 - 2) Authorize the Purchasing Agent to increase the contract encumbrance as needed to accommodate inmates' purchases and to cover the service fee of 25% of adjusted gross sales.

FUNDING: Inmate Welfare Trust Account - No County Funds.

END CONSENT CALENDAR

11:00 A.M. - TIME ALLOCATION

31. [15-0417](#) Health and Human Services Agency recommending the Board:
1) Approve and authorize the Chair to sign a proclamation to recognize April 23-29, 2017 as National Volunteer Week; and
2) Recognize and formally thank the volunteers who work with the Health and Human Services Agency for their time and energy to support and improve our community. (Est. Time: 10 Min.)

FUNDING: N/A

32. [17-0450](#) Supervisor Veerkamp recommending the Board join him in the recognition and celebration of "10 Years of Collective Giving" by the Women's Fund El Dorado. (Est. Time: 10 Min.)

ITEMS TO/FROM SUPERVISORS**CAO UPDATE****ADJOURNMENT**

CLOSED SESSION

33. [16-0557](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: GEORGETOWN PRESERVATION SOCIETY, Petitioner v. COUNTY OF EL DORADO; EL DORADO COUNTY BOARD OF SUPERVISORS, and Does 1-20, Respondents; SIMON CRE ABBIE, LLC; DENTON BEAM; CAROLYN BEAM, and Does 21-40, Real Parties in Interest; El Dorado County Case PC20160205; (Dollar General Project). (Est. Time: 15 Min.)
34. [17-0392](#) **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:** County Negotiator: Interim 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: 30 Min.)
35. [17-0424](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: County Counsel. (Est. Time: 15 Min.)

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**CLOSED SESSION**

36. [17-0443](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: EL DORADO HILLS COMMUNITY SERVICES DISTRICT, a California Community Services District v. JOE HARN, in his official capacity as County of El Dorado Auditor and Controller, and DOES 1 through 50, inclusive; El Dorado County Superior Court Case No. PC20170166; Number of potential cases: (1). (Est. Time: 15 Min.)
37. [17-0444](#) **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1). (Est. Time: 15 Min.)
38. [17-0472](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Number of potential cases: (30 Conservatorship Litigation). (Est. Time: 10 Min.)