



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

Tuesday, September 12, 2017

9:00 AM

330 Fair Lane, Placerville, CA

ADDENDUM

Chief Administrative Office recommending Item 5 be Continued to September 19, 2017.

Item 31 is hereby added to the Consent Calendar.

Items 32 and 33 are hereby added to Department Matters.

Vision Statement

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

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.

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. [17-0967](#) Clerk of the Board recommending the Board approve the Minutes from the special meetings of August 28, 2017 and September 1, 2017 and the regular meeting of August 29, 2017.

GENERAL GOVERNMENT - CONSENT ITEMS

2. [09-0024](#) Air Quality Management District (AQMD) recommending the Board, acting as the AQMD Board of Directors:
 - 1) Approve and authorize the Chair to sign Resolution **141-2017**, approving the Sacramento Regional 8-Hour Ozone Attainment and Reasonable Further Progress Plan (Plan); and
 - 2) Direct staff to forward the Plan to the California Air Resources Board for transmittal to the U.S. Environmental Protection Agency as a revision to the State Implementation Plan.

FUNDING: None required.

3. [17-0490](#) Chief Administrative Office recommending the Board approve and authorize the Chair to sign a **revised** Amendment I to the Agreement Between The County Of El Dorado And The El Dorado County Fair Association, Inc., a General Non-Profit Corporation, effective April 1, 2005, amortizing general liability allocated insurance charges over a ten-year period in order to lessen the budgetary burden on the Fair Association for 2017 and 2018.

FUNDING: No County funds are included in the Fair Association budget.

4. [17-0919](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of County surplus property and recommending the Board so declare and authorize disposal of same in accordance with the procedures outlined in the County's Purchasing Ordinance, Chapter 3.12 and Section 3.12.220 thereof.

FUNDING: Various.

5. [17-0966](#) Chief Administrative Office recommending the Board authorizes the Chief Administrative Officer to delegate to the Agricultural Commissioner/Sealer of Weights & Measures administrative, contract administration and day to day oversight responsibilities associated with the University of California Cooperative Extension Multi-County Partnership.
Chief Administrative Office recommending this matter be Continued to September 19, 2017.

FUNDING: General Fund

6. [17-0978](#) TRAKiT Executive Committee, recommending the Board receive and file an attached update memo on the TRAKiT system, a planning, permitting, and parcel management software solution.
7. [17-0952](#) Treasurer-Tax Collector per California Code 1063 (and with an abundance of caution), the Treasurer-Tax Collector seeks consent from the Board of Supervisors to be out of the state in excess of 30 days, should there be an unexpected delay in travel plans.
8. [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. 8/29/17, Item 17)

HEALTH AND HUMAN SERVICES - CONSENT ITEMS**9. [17-0917](#)**

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign nonfinancial Agency Assistance Agreement 096-M1811 (Agreement) with Southwest Gas Corporation, for access to its web-based Agency Pledge Portal, with a perpetual term commencing upon final signature;
- 2) Approve and authorize the Chief Administrative Officer, or designee, to sign amendments, if any, that do not affect the termination date or change the nonfinancial state of said Agreement, and contingent upon approval by County Counsel and Risk Management; and
- 3) Approve and authorize the Health and Human Services Agency Director, or successor, to administer said agreement, including termination should the Agreement become unnecessary.

FUNDING: Federal Funding.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

10. [17-0730](#) Community Development Services, Administration and Finance Division, recommending the Board take the following actions pertaining to the Crack Seal, Joint Seal & Mark Runway, Taxiways, Aprons & T-Hangar Taxilanes; Change Runway End ID Project at the Georgetown Airport, PW 17-31164, CIP 93527:
- 1) Award the Construction Contract to Maxwell Asphalt, Inc., the lowest responsive, responsible bidder, in the amount of \$243,362.60, subject to Federal Aviation Administration review and approval;
 - 2) Approve and authorize the Chair to sign the Construction Contract, subject to review and approval of the final Contract Documents by County Counsel and Risk Management;
 - 3) Authorize the Chief Administrative Officer, or designee, to sign an Escrow Agreement, if requested by the Contractor, in accordance with Public Contract Code Section 22300, for the purpose of holding Contract retention funds; and
 - 4) Provide award acceptance and approval of the following Grants and authorize the Chief Administrative Officer or designee to execute all associated documents, subject to review and approval by County Counsel:
 - a) The Federal Aviation Administration Grant Agreement and Terms and Conditions of Accepting Airport Improvement Program Grants in an estimated amount of \$276,528 from the United States Department of Transportation, Federal Aviation Administration, and
 - b) A State of California, Department of Transportation, Aeronautics Division, Airport Improvement Program Matching Grant in an estimated amount of \$13,826, if successful.

FUNDING: Federal Aviation Administration Grant Funds (Federal - 90%) and Local/State Funds following the adoption of the final Fiscal Year 2017/18 Budget (10%).

11. [17-0960](#) Community Development Services, Administration and Finance Division, recommending the Board take the following actions pertaining to the County Service Area 2, Arrowbee Estates Road and Drainage Maintenance and Improvement Project. Contract PW 16-31129, P&C 093-C1775:
- 1) Approve and adopt the Plans and Contract Documents and sign the Plans; and
 - 2) Authorize advertisement for bids.

FUNDING: County Service Area 2, Zone of Benefit Assessments.

12. [16-1264](#)

Community Development Services, Department of Transportation, recommending the Board approve and authorize the Chair to sign Cooperative Agreement 03-0612 with the State of California Department of Transportation for the planning, design, and construction of a multimodal complete streets strategy for the Meyers Corridor along U.S. Highway 50 /State Route 89, including the processing of the Project Approval and Environmental Document for the Meyers Corridor Operational Improvement Project, CIP 73120, and phasing projects, Apache Avenue/U.S. Highway 50 Intersection Improvement Project, CIP 72380, and Pioneer Trail/U.S. Highway 50 Intersection Safety Improvement Project, CIP 72379, and to obtain an estimated \$300,000 in Congestion Mitigation and Air Quality Improvement Program funding for completing the various project work.

FUNDING: Congestion Mitigation and Air Quality Improvement Program (Federal Funding)

13. [17-0300](#)

Community Development Services, Department of Transportation, recommending the Board consider the following pertaining to the Kyburz Drive Culvert Replacement Project, CIP 78703, Starkes Grade Road Slipout Project, CIP 78715 and Sweeney Road at North Fork Consumes River Bridge Project, CIP 78727:

- 1) Delegate to the Chief Administrative Officer, in conjunction with the Director of Transportation or designee, the ability to:
 - a) Approve and adopt the Plans and Contract Documents and sign the Plans, subject to County Counsel approval;
 - b) Authorize advertisement for bids;
 - c) Award the Construction Contract to the lowest responsive, responsible bidder, provided that if the bid is not to be awarded to the lowest bidder, the Director of Transportation must come back to the Board for a determination of responsiveness and/or responsibility;
 - d) Approve and sign the Construction Contract, subject to final review and approval by County Counsel and Risk Management, and subject to the Board ratifying any Contracts when it is asked to review the County's Emergency Proclamation every fourteen days; and
 - e) Authorize the Director of Transportation or designee, 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;
- 2) Authorize a 10-day advertisement for construction bids; and
- 3) Pursuant to Public Contract Code Section 22050, find that the Projects will not permit a delay resulting from a typical competitive solicitation for bids, and that the implementation of these Projects is necessary to respond to the January 2017 storm damage emergency. (4/5 vote required)

FUNDING: Local discretionary funding initially (100%), with Transportation staff working with the Federal Emergency Management Agency to obtain emergency reimbursement

LAW AND JUSTICE - CONSENT ITEMS

14. [17-0801](#) Probation Department recommending the Board consider the following:
- 1) Approve and authorize the Chair to execute Amendment I to Agreement 469-S1510 with BI, Inc. for the provision of electronic monitoring services for supervision of offenders, increasing the agreement amount by \$20,000 for a total not to exceed amount of \$83,000; and
 - 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 469-S1510, 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: AB 109 and General Fund.

15. [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. 8/29/17, Item 28)

FUNDING: N/A

16. [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. 8/29/17, Item 29)

FUNDING: N/A

17. [17-0597](#) Sheriff's Office recommending the Board approve and authorize the Chair to execute Reimbursement Agreement 528-O1711 between the County and City of Placerville for reimbursement of funds in the amount of \$4,000 for the Fiscal Year 2016 Homeland Security grant performance period that ends May 31, 2019, for the purchase of a Video Monitoring System for the Placerville Police Department.

FUNDING: Fiscal Year 2016 Homeland Security Grant.

18. [17-0912](#) Sheriff's Office and District Attorney's Office recommending the Board approve and authorize the Chair to electronically sign the Fiscal Year 2016/17 Equitable Sharing Agreement and Certification for Federal Asset Forfeiture with the United States Department of Justice and United States Department of the Treasury.

FUNDING: Equitable Sharing (Asset Forfeiture).

19. [17-0938](#) Sheriff's Office and Probation Department recommending the Board approve and authorize the Chair to sign Agreement 135-S1811 with Madeira Group International, to provide background investigation services for a three-year period with a retroactive effective date of August 4, 2017, expiring on August 3, 2020, for a total maximum obligation not to exceed \$245,000 for the term of the agreement.

FUNDING: General Fund.

20. [17-0948](#) Sheriff's Office recommending the Board approve and authorize the Sheriff to sign Grant Agreement C17L0607 with the State of California, Department of Parks and Recreation, Division of Boating and Waterways, in the amount of \$17,696 for the purchase of miscellaneous boating and dive equipment for a term that commences upon execution until September 30, 2018.

FUNDING: Boating and Waterways Equipment Grant.

END CONSENT CALENDAR

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

21. [17-0901](#) Community Development Services, Planning and Building Department, recommending the Board take the following actions to initiate the process to make various updates to the Zoning Ordinance:
- 1) Approve and adopt Resolution of Intention **139-2017** to amend the Zoning Ordinance for Minor Amendments; and
 - 2) Approve and adopt Resolution of Intention **140-2017** to amend the Zoning Ordinance for Major Amendments. (Est. Time: 30 Min.)

FUNDING: General Fund.

11:00 A.M. - TIME ALLOCATION

22. [14-1238](#) Health and Human Services Agency recommending the Board adopt and authorize the Chair to sign a Proclamation recognizing September 2017 as National Preparedness Month. (Est. Time: 10 Min.)

FUNDING: There is no funding associated with this Proclamation.

23. [17-0983](#) Supervisor Ranalli recommending the Board authorize the Chair's signature on a proclamation to recognize Jillian Firth for her contributions to the County of El Dorado, the Georgetown Library and the Community of Georgetown and to congratulate her on her retirement. (Est. Time: 10 Min.)

24. [17-0982](#) Supervisor Ranalli recommending Board join him in welcoming Lt. Matt Stover, the new Commander of the California Highway Patrol, Placerville Office. (Est. Time: 10 Min.)

25. [16-0805](#) HEARING - Health and Human Services Agency recommending the Board:
- 1) Adopt and authorize the Chair to sign Resolution **142-2017** revising the Public Guardian Fee Schedule effective fiscal year 2017/18; and
 - 2) Authorize County Counsel to reduce, waive or negotiate fees with the Public Defender, or if ordered by the Court. (Est. Time: 5 Min.)

FUNDING: Fee for Service.

1:00 P.M. - CLOSED SESSION26. [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.)

2:00 P.M. - TIME ALLOCATION

27. [12-1203](#)

Community Development Services, Planning and Building Department, recommending the Board consider the General Plan Biological Resources Policy Update, Oak Resources Management Plan, and Oak Resources Conservation Ordinance, consisting of specific revisions to biological resources objectives, policies, and implementation measures included in the Conservation and Open Space Element of the County's General Plan, adoption of the Oak Resources Management Plan, adoption of an Oak Resources Conservation Ordinance, and adoption of an in-lieu fee (collectively the Project), and further recommends that the Board take the following final actions, pursuant to Board direction on July 18, 2017:

- 1) Approve and authorize the Chair to sign Resolution **127-2017** Certifying the Final Environmental Impact Report for the General Plan Biological Resources Policy Update, Oak Resources Management Plan, Oak Resources Conservation Ordinance and In-Lieu Fee; Making Environmental Findings of Fact (Exhibit A); Adopting a Statement of Overriding Considerations (Exhibit B); and Approving the Mitigation Monitoring and Reporting Program (Exhibit C); (see Attachment 25B for Resolution and 22N for a link to the Final Environmental Impact Report);
- 2) Approve and authorize the Chair to sign Resolution **128-2017** Adopting a General Plan Amendment to the Biological Resources Policies, Objectives, and Implementation Measures in the El Dorado County General Plan (Attachment 25C);
- 3) Approve and authorize the Chair to sign Resolution **129-2017** Adopting an Oak Resources Management Plan (Attachment 25D);
- 4) Approve and authorize the Chair to sign Resolution **130-2017** Establishing an In-Lieu Fee to Mitigate Impacts to Oak Woodland Areas and Individual Oak trees (Attachment 25E);
- 5) Approve and authorize the Chair to sign Ordinance **5061**, for Oak Resources Conservation (Attachment 25F); and
- 6) Direct staff to return to the Planning Commission and Board within 12-18 months after adoption or earlier, if necessary, to review implementation of the Project.

The Board held a public hearing on this matter on July 18, 2017. The public hearing was closed and the matter was continued to September 12, 2017.

Planning and Building Department staff is recommending that the Board redirect staff to remove two Board initiated proposed changes (exclusion of Live Oaks from the definition of Heritage Trees and modification of the personal use exemption) from the Project and to Continue this matter to October 10, 2017.

FUNDING: N/A

ITEMS TO/FROM SUPERVISORS

CAO UPDATE

ADJOURNMENT

CLOSED SESSION

28. [17-1004](#) **Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator:** Instructions to its negotiator regarding the real property described as 1170 Rufus Allen Blvd., South Lake Tahoe, CA. The person or persons with whom the negotiator may negotiate City of South Lake Tahoe and/or Boys and Girls Club of Lake Tahoe. Instructions to negotiator will concern price, terms of payment, or both. Don Ashton, CAO, or his designee will be the negotiator on behalf of El Dorado County. (Est. Time:15 Min.)
29. [17-0997](#) **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.)
30. [17-0027](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Director of Health & Human Services. (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

Chief Administrative Office recommending Item 5 be Continued to September 19, 2017.

- 5. [17-0966](#) Chief Administrative Office recommending the Board authorizes the Chief Administrative Officer to delegate to the Agricultural Commissioner/Sealer of Weights & Measures administrative, contract administration and day to day oversight responsibilities associated with the University of California Cooperative Extension Multi-County Partnership.

Chief Administrative Office recommending this matter be Continued to September 19, 2017.

FUNDING: General Fund

GENERAL GOVERNMENT - CONSENT ITEMS

- 31. [17-1016](#) Chief Administrative Office, Facilities Division, recommending the Board appoint Don Ashton, or designee, as the real estate negotiator on behalf of the County for negotiation with the City of South Lake Tahoe and/or Boys and Girls Club of Lake Tahoe on the parcel described as 1170 Rufus Allen Boulevard, South Lake Tahoe.

FUNDING: NA

Please see other side.

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

32. [17-0987](#) Community Development Services, Department of Transportation, recommending the Board consider the following pertaining to the Evelyn Road Culvert and Road Repair Project, Contract PW 17-31181, CIP 78721:
- 1) Authorize \$65,000 in additional funding for the subject Project to reflect the value of the low bid received, raising the estimated total project cost from \$300,000 to \$365,000;
 - 2) Award the Construction Contract to the lowest responsive, responsible bidder, MKD Construction, Inc.;
 - 3) Approve and authorize the Chair to sign the Construction Contract, subject to review and approval by County Counsel and Risk Management; and
 - 4) Authorize the Community Development Services, 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 and State discretionary funding initially (100%), with Transportation staff working with the Federal Emergency Management Agency to obtain emergency reimbursement. (State and Federal)

33. [17-1009](#) Supervisor Novasel recommending the Board appoint herself and Supervisor Ranalli, with staff support from the Sheriff, Treasurer/Tax-Collector, Chief Administrative Office and County Counsel, to review existing ordinances and policies relative to vacation home rentals and present any recommended changes to the Board for consideration. (Est. Time: 10 Min.)

FUNDING: Transient Occupancy Tax.