



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

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

Tuesday, February 12, 2019

9:00 AM

330 Fair Lane, Placerville, CA

ADDENDUM

Items 27 and 34 are hereby Continued off calendar.

Items 35 and 36 are hereby added to Closed Session.

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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To listen to open session portions of the meeting in real time, dial (530) 621-7603. This specialized dial in number is programmed for listening only and is operable when the audio system inside the meeting room is activated. Please be advised that callers will experience silence anytime the Board is not actively meeting, such as during Closed Session or break periods.

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.

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:

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 modified.

A total of 20 minutes will be allocated for public comment during Open Forum and for each agenda item to be discussed. 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.

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 ask the Clerk to 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.

9:00 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. 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. [19-0215](#) Clerk of the Board recommending the Board approve the Minutes from the regular meeting of the Board of Supervisors on February 5, 2019 (adjourned to February 6, 2019 at 1:00 P.M. due to winter weather conditions).

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. 2/6/19, Item 2)
3. [19-0174](#) Chief Administrative Office, Facilities Division, recommending the Board consider the following pertaining to the Placerville Jail Roof Replacement:
 - 1) Adopt the bid, specifications and contract documents for the roof replacement needed at the Placerville Jail;
 - 2) Approve and authorize the Chair to sign the construction bid documents; and
 - 3) Authorize advertisement for construction bids (Bid Number:19-968-015).

FUNDING: Accumulated Capital Outlay Fund.

4. [19-0178](#) 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. [19-0145](#) Chief Administrative Office, Procurement and Contracts, and Information Technologies Department recommending the Board:
- 1) Waive formal bid requirements in accordance with Purchasing Ordinance 3.12.160 Section D;
 - 2) Authorize the Purchasing Agent to utilize the State of California's competitively bid Contract No. 1-17-70-02A (Laptop Computers Dell) for the acquisition of laptops and related products for use by all County Departments;
 - 3) Authorize the Purchasing Agent to increase FENIX contract #2075 for the countywide purchase of laptops by \$100,000, bringing the contract value to \$195,000 through the contract term of 6/30/2020; and
 - 4) Authorize the Purchasing Agent to increase the countywide purchase contract on an "as needed" basis during the awarded period as long as funding is available within the requesting department's budget.

FUNDING: Various - General Fund and Non-General Fund.

6. [19-0171](#) Clerk of the Board recommending the Board cancel their regular meeting of Tuesday, May 7, 2019 and schedule a regular meeting for Tuesday, April 30, 2019 in support of multiple Supervisors' attendance at the annual Capitol to Capitol conference in Washington D.C. from May 4, 2019 to May 8, 2019.

7. [19-0182](#) Elections Department recommending the Board approve and authorize the Chair to sign a budget amendment to transfer \$237,640 from General Fund contingency to the Elections Department, to conduct the March 26, 2019 Senate District 1 Special Election, due to vacancy (4/5 vote required).

FUNDING: General Fund, increase to the Election Departments FY 2018-19 budget.

8. [19-0177](#) Human Resources Department recommending the Board receive and file a report (Attachment A) identifying all advanced step hire requests by departments and approved by either the Director of Human Resources or the Chief Administrative Officer during Calendar Year 2018.

FUNDING: N/A

LAND USE AND DEVELOPMENT - CONSENT ITEMS

9. [18-1921](#) Community Development Services (CDS), Administration and Finance Division, recommending the Board:
- 1) Adopt and authorize the Chair to sign Resolution **007-2019** authorizing CDS to take necessary actions to establish a County Trust Account for all revenue and interest received from the County of El Dorado Cemeteries Fund, which is managed by a nonprofit charitable organization;
 - 3) Approve and authorize the Chair to sign Agreement for Services 3535 with El Dorado Community Foundation, to manage the County of El Dorado Cemeteries Fund for the term commencing upon final execution and continuing until terminated by one of the parties thereto; and
 - 4) Authorize the Chief Administrative Officer, or designee, to execute further documents relating to Agreement for Services 3535, including amendments, and contingent upon approval by County Counsel and Risk Management.

FUNDING: Donations.

10. [18-1520](#) Department of Transportation recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign the Notice of Acceptance with West Coast Paving, Inc., for the 2018 Elks Club Drive Emergency Road Repair Project, Contract PW 17-31191, CIP 78725, Contract 2455; and
 - 2) Approve and authorize the Clerk of the Board to release the Payment and Performance Bonds to the Surety upon notification from the Department of Transportation, after the one-year guarantee period.

FUNDING: Federal Highway Administration anticipated reimbursement (88.53%), California Disaster Assistance Act anticipated reimbursement (8.60%), Road Fund (2.87%).

11. [18-1879](#) Department of Transportation recommending the Board approve and authorize the Chair to sign Amendment 1 to Agreement 498-S1711 (FENIX 930) with Nichols Consulting Engineers, CHTD., expanding the scope of work to include geotechnical, geological, hydraulic and hydrologic on-call services in the Tahoe Basin with no change to term, rates, or the not-to-exceed amount.

FUNDING: Various funding sources as detailed in the Department of Transportation's Capital Improvement Program, including federal, state, and local funding.

12. [19-0055](#) Department of Transportation recommending the Board consider the following pertaining to the Hazel Valley Road at EID Canal Bridge Replacement Project, CIP 77125/36105021, Contract 2770:
- 1) Approve and adopt the Plans and Contract Documents and authorize the Chair to sign the Plans; and
 - 2) Authorize advertisement for construction bids.

FUNDING: Highway Bridge Program (100%). (Federal Funds)

13. [19-0059](#) Department of Transportation recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign the Notice of Acceptance with RNR Construction, Inc., for the Airport Road Storm Damage Repair Project, CIP 78717/36102022, Contract 3240; and
 - 2) Approve and authorize the Clerk of the Board to release the Payment and Performance Bonds to the Surety upon notification from the Department of Transportation, after the one-year guarantee period.

FUNDING: Federal Highway Administration anticipated reimbursement (89.11%), California Disaster Assistance Act anticipated reimbursement (8.21%), Road Fund (2.68%).

14. [18-1945](#) Department of Transportation recommending the Board:
- 1) Award Request for Proposal 19-961-023 to the successful proposer, Crawford & Associates, Inc.;
 - 2) Make findings in accordance with Section 3.13.030 of the County Ordinance that it is more economical and feasible to engage an independent contractor for on-call geological, geotechnical, hydraulic, and hydrologic engineering support services; and
 - 3) Approve and authorize the Chair to sign Agreement for Services 3480 with Crawford & Associates, Inc. to provide on-call geological, geotechnical, hydraulic, and hydrologic engineering support services in the not-to-exceed amount of \$300,000 for a period beginning upon execution and expiring three years thereafter.

FUNDING: Various funding sources as detailed in the Department of Transportation's Capital Improvement Program, including federal, state, and local funding.

15. [18-1901](#)

Department of Transportation recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign the Notice of Acceptance with MKD Construction, Inc., for the Francisco Drive Americans with Disabilities Act Improvements Project, Contract PW 18-31218, CIP 71363/36105051, Contract 2773; and
- 2) Approve and authorize the Clerk of the Board to release the Payment and Performance Bonds to the Surety upon notification from the Department of Transportation, after the one-year guarantee period.

FUNDING: Regional Surface Transportation Program - Urban Surface Transportation Block Grant Program (76%) and Regional Surface Transportation Program Exchange Funds - Caltrans (24%). (Federal Funds)

16. [19-0010](#)

Department of Transportation (Transportation), recommending the Board:

- 1) Approve the addition of a 2019 International Hookloader to Department of Transportation's fixed asset list;
- 2) Approve and authorize the Chair to sign the attached budget amendment to increase revenue and appropriations to reflect funding from the Tahoe Regional Planning Agency for the fixed asset (4/5ths vote required);
- 3) Make findings that this purchase is exempt from competitive bidding in accordance with Purchasing Ordinance 3.12.160, Section D;
- 4) Authorize the Purchasing Agent to utilize the State of California competitively bid Contract 1-18-23-20F for the acquisition of one (1) 2019 International Hookloader for Transportation; and
- 5) Authorize the Purchasing Agent to sign a purchase order to the awarded State vendor, Riverview International Trucks, LLC in the amount of \$201,457.75 plus applicable delivery, fees, and taxes (estimated at \$14,617.94) for a one time purchase following Board approval.

FUNDING: Tahoe Regional Planning Agency and Road Fund

17. [19-0166](#)

Department of Transportation recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign the Notice of Acceptance with Trinity River Construction, Inc., for the 2017 Happy Valley Storm Damage Repair Project, CIP 78724/36102023, Contract 2769; and
- 2) Approve and authorize the Clerk of the Board to release the Payment and Performance Bonds to the Surety upon notification from the Department of Transportation, after the one-year guarantee period.

FUNDING: Local and State discretionary funding initially (100%), with Transportation staff working with the Federal Emergency Management Agency and California Office of Emergency Services to obtain reimbursement of up to 93.75% of total eligible project costs.
(Local/State/Federal)

END CONSENT CALENDAR

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

18. [18-1591](#) Department of Transportation recommending the Board take the following actions related to the 2018 Elks Club Drive Emergency Road Repair Project, Contract PW 17-31191, CIP 78725, Fenix 2455:
- 1) Retroactively approve and authorize the Chair to sign Contract Change Order 2, in the amount of \$44,926.05, replacing existing substandard structural material to prolong the life of the new roadway; and
 - 2) Find that an exception to the competitive bidding requirement exists for the work described in Contract Change Order 2 and that a waiver of competitive bidding is appropriate. (Est. Time: 5 Minutes)
- FUNDING:** Federal Highway Administration anticipated reimbursement (88.53%), California Disaster Assistance Act anticipated reimbursement (8.60%), Road Fund (2.87%).
19. [19-0101](#) Department of Transportation recommending the Board take the following actions related to the White Meadow Road and Peavine Ridge Road Storm Damage Repair Project, CIP 78711/36102025, Contract 2771:
- 1) Retroactively approve and authorize the Board chair to sign Contract Change Order 4, in the amount of \$144,525 due to an increase in the amount of import material needed at the site;
 - 2) Find that an exception to the competitive bidding requirement exists for the work described in Contract Change Order 4 and that a waiver of competitive bidding is appropriate; and
 - 3) Authorize an increase to the construction budget in the amount of \$75,000. (Est. 5 Min.)
- FUNDING:** Local and State discretionary funding initially (100%), with Department of Transportation staff working with the Federal Emergency Management Agency and the California Office of Emergency Services to obtain reimbursement. (Local, State, and Federal)
20. [19-0197](#) Ad Hoc Code Enforcement Advisory Committee recommending the Board give conceptual approval to amend County Ordinance Code, Chapter 08.08.010 -Fire Prevention, pursuant to Board Policy A-3, to direct staff to begin working on draft vegetation management changes to the ordinance. (Est. Time: 10 Min.)

21. [19-0181](#) Health and Human Services Agency, acting as the Administrative Entity for the El Dorado County Continuum of Care, is recommending the Board approve and authorize the Chair to sign a Budget Transfer Form to add \$1,448,323.63 of Homeless Emergency Aid Program grant funds, with no local match required. (4/5 vote required) (Est. Time: 15 Min.)

FUNDING: Homeless Emergency Aid Program grant funds are administered by the California Business, Consumer Services, and Housing Agency Homeless Coordinating and Financing Council.

22. [19-0071](#) Chief Administrative Office recommending the Board receive informational presentations from the listed Departments as part of the preparation for the Fiscal Year 2019-20 Budget development process:
- 1) Recorder-Clerk; (continued from 2/6/19)
 - 2) Elections; (continued from 2/6/19)
 - 3) Agriculture;
 - 4) Environmental Management;
 - 5) Library; and
 - 6) Human Resources. (Est. Time: 1 Hr.)

10:00 A.M. - TIME ALLOCATION

23. [19-0187](#) Chief Administrative Office recommending the Board receive a presentation from Steve Teshara, CEO from Lake Tahoe South Shore Chamber of Commerce on activities completed for Fiscal Year 2017-18. (Est. Time: 30 Min.)

FUNDING: N/A

11:00 A.M. - TIME ALLOCATION

24. [18-1913](#) HEARING - Planning and Building Department recommending the Board conduct a public hearing to:
- 1) Adopt and authorize the Chair to sign Resolution **006-2019** authorizing the submittal of a 2018 Community Development Block Grant Application under the Notice of Funding Availability to the California Department of Housing and Community Development in an amount up to \$2,910,000, for the following eligible activities to take place within the unincorporated area of the County: a) Up to \$850,000 for Homeownership and Housing Rehabilitation Assistance Loan Programs; and b) Up to \$2,060,000 for Public Facilities to repair and rehabilitate the Placerville Senior Center building; and
 - 2) If the Grant is awarded, authorize the Planning and Building Department Director, or designee, to enter into and sign the Grant Agreement and any subsequent amendments, and any and all other documents or instruments necessary or required by the Department or the Federal Department of Housing and Urban Development, for participation in the Community Development Block Grant Program, collectively the required documents, contingent upon approval by County Counsel and Risk Management. (Est. Time: 10 Min.)

FUNDING: Federal Community Development Block Grant Funds.

25. [19-0180](#) Department of Transportation recommending the Board receive and file a presentation regarding Road Fund Operating Budget. (Est. Time: 30 Min.)

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

CLOSED SESSION

26. [19-0206](#) **Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(d)(4). Number of potential cases: (1). (Est. Time: 10 Min.)
27. [19-0208](#) **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 Placerville Armory property located at 100 Placerville Drive, Placerville, described as follows: APN: 325-280-03-100 Current Property Owner: State of California, Instructions to El Dorado County's negotiator will concern price and terms of payment. Don Ashton, Chief Administrative Officer or his designee, 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: 15 Min.)
Staff requesting this matter be Continued off calendar.
28. [19-0110](#) **Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code section 54956.9(d)(4) Number of potential cases: (1). (Est. Time: 15 Min.) (Cont. 2/5/19, Item 22)
29. [19-0137](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Clerk of the Board of Supervisors. (Est. Time: 20 Min.) (Cont. 2/6/19 Item 23)
30. [19-0138](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Director of Library Services. (Est. Time: 20 Min.) (Cont. 2/6/19, Item 24)
31. [19-0221](#) **Pursuant to Government Code Section 54957- Public Employee Appointment.** Title: Interim Director, Child Support Services. (Est. Time: 10 Min.)
32. [19-0218](#) **Pursuant to Government Code Section 54957- Public Employment.** Title: Director of Child Support Services Recruitment. (Est. Time: 10 Min.)
33. [19-0222](#) **Pursuant to Government Code Section 54957- Public Employee Appointment.** Title: Acting Mental Health Director. (Est. Time: 10 Min.)
34. [19-0207](#) **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 Hrs.)
Staff requesting this matter be Continued off calendar.

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.

ADDENDUM**CLOSED SESSION**

27. [19-0208](#) **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 Placerville Armory property located at 100 Placerville Drive, Placerville, described as follows: APN: 325-280-03-100 Current Property Owner: State of California, Instructions to El Dorado County's negotiator will concern price and terms of payment. Don Ashton, Chief Administrative Officer or his designee, 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: 15 Min.)
Staff requesting this matter be Continued off calendar.
34. [19-0207](#) **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 Hrs.)
Staff requesting this matter be Continued off calendar.
35. [19-0232](#) **Pursuant to Government Code Section 54957- Public Employee Appointment.** Title: Interim County Counsel. (Est. Time: 10 Min.)
36. [19-0231](#) **Pursuant to Government Code Section 54957- Public Employment.** Title: County Counsel Recruitment. (Est. Time: 10 Min.)