



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

Tuesday, February 26, 2019

9:00 AM

330 Fair Lane, Placerville, CA

ADDENDUM

Changes have been made to the title of items 19 and 27.

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>

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. [19-0258](#) Clerk of the Board recommending the Board approve the Minutes from the regular meeting of the Board of Supervisors on February 12, 2019.

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. 2/12/19, Item 2)
3. [19-0235](#) Chief Administrative Office, Parks and Trails Division, recommending the Board accept with thanks a monetary donation of \$500.00 from Kristi Wyles, resident of the unincorporated community of El Dorado, California, to purchase and install a park bench along the El Dorado Trail.

FUNDING: Donation.

4. [19-0185](#) Clerk of the Board recommending the Board, based upon the recommendation of the El Dorado County Airport Advisory Committee, make the following appointment to the El Dorado County Airport Advisory Committee:
Reappoint Ricky Branaugh, Representing Placerville Airport - 4 year term, term expiration 02/26/2023.
5. [19-0230](#) County Counsel recommending the Board:
 - 1) Approve and authorize the Chair to sign a Letter of Agreement with El Dorado County Deputy Sheriffs' Association that would permit an existing DSA member within the District Attorney's Office to receive canine handler pay under Article 5, Section 12 of the Memorandum of Understanding between the County and the DSA;
 - 2) Order the Auditor-Controller to disburse six thousand dollars (\$6,000) to James Applegate, the DSA member in question, in settlement of claims against the County made by him and the DSA under the Memorandum of Understanding between the County and the DSA as well as the Fair Labor Standards Act; and
 - 3) Approve and authorize the Chair to sign the underlying settlement agreement with the DSA and James Applegate.

FUNDING: Risk Management General Liability Fund.

6. [19-0238](#) Auditor-Controller recommending the Board adopt and authorize the Chair to sign Resolution **019-2019** that is on file in the Board Clerk's Office related to the formation of El Dorado County Community Facilities District No. 2019-1 (Bass Lake Hills Services):
- "Resolution of Intention to Form Community Facilities District No. 2019-1 (Bass Lake Hills Services) and Levy a Special Tax Therein to Finance Certain Public Services Related to Such Community Facilities District," to which are attached three exhibits as follows:
- a. Exhibit A - List of Authorized Services
 - b. Exhibit B - Rate and Method of Apportionment
 - c. Exhibit C - Form of Notice of Hearing
7. [19-0281](#) Supervisor Novasel recommending the Board make the following District V appointment to the Parks and Recreation Commission:
Appoint John Arenz, Member District V (Vacant), Term Expiration 1/1/2023.
8. [19-0284](#) Supervisor Novasel recommending the Board make the following District V appointment to the Commission on Aging:
Reappoint Ronald B. Zehren, Member - District V (Current), Term Expiration 1/1/2023.
9. [19-0309](#) Supervisor Parlin recommending the Board make the following District IV appointment to the Parks and Recreation Commission:
Appoint Julia McIver, Member - District IV (Vacant), Term Expiration 1/1/2023.
10. [19-0277](#) Supervisor Veerkamp recommending the Board make the following appointment to the Diamond Springs and El Dorado Community Advisory Committee:
Appoint Chris Whitaker, Member (Vacant), Term Expiration 2/26/2023.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS**11. [18-1873](#)**

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign Agreement for Services 3592 with BHC Health Services of Nevada, Inc., doing business as West Hills Hospital, for the provision of inpatient acute mental health treatment, for the perpetual term beginning March 1, 2019 until terminated, with a maximum contractual obligation of \$200,000 per fiscal year;
- 2) Find that the County does not possess the facilities or personnel for inpatient acute mental health treatment and has determined, in accordance with County Ordinance Section 3.13.030, it is more economical and feasible to engage an independent contractor for these services; and
- 3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 3592, 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: 1991 and 2011 Mental Health Realignment

12. [18-1955](#)

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign Funding Agreement 3620 with Barton Healthcare System, to support the operation of the Public Health Hospital Preparedness Program, with an effective date commencing upon execution through June 30, 2019, with a maximum funding amount of \$3,700; and
- 2) Authorize the Director of Health and Human Services to execute further documents relating to Funding Agreement 3620, 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: California Department of Public Health, Hospital Preparedness Program funding grant.

13. [18-1966](#) Health and Human Services Agency recommending the Board:
- 1) Approve and authorize the Chair to sign Agreement for Services 3582 with Stanford Youth Solutions, Inc., for the provision of Peer Partner Services for adults and youth receiving Child Welfare Services, in the amount of \$550,000, for the term from March 1, 2019 through June 30, 2020;
 - 2) Make findings in accordance with County Ordinance 3.13.030 that it is more economical and feasible to contract with Stanford Youth Solutions for services provided under this Agreement 3582 because the County does not have the qualified staff nor the facilities to provide said services; and
 - 3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 3582, 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, State, and Federal funds.
Funding amounts vary based on client eligibility for Medi-Cal.

14. [19-0151](#) Health and Human Services Agency recommending the Board accept with appreciation a donation of \$8,243 from the non-profit organization "Meals on Wheels by ACC" to help fund the delivery of meals through the Senior Nutrition Program.

FUNDING: Donations from Meals on Wheels by ACC.

15. [18-1855](#) Veterans Affairs Commission recommending the Board of Supervisors approve the updated Commission Bylaws, modified and approved by the Commission on December 13, 2018.

FUNDING: N/A

LAND USE AND DEVELOPMENT - CONSENT ITEMS

16. [18-0074](#) Department of Transportation recommending the Board approve and authorize the Chair to sign Amendment 8 to Subdivision Improvement Agreement 06-1060 for Silver Springs - Unit 1, TM 97-1330, with Silver Springs El Dorado County, Inc., extending the performance period to September 24, 2020 and recognizing Silver Springs El Dorado County, Inc. as "Successor Owner."

FUNDING: N/A

17. [18-1699](#) Department of Transportation recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign the Notice of Acceptance with Granite Construction Company for the El Dorado Trail - Los Trampas to Halcon Project, Contract 2612, PW 17-31207, CIP 97012/36109001; 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: Accumulative Capital Outlay-Parks (11%), Congestion Mitigation and Air Quality Program (40%), Pollock Pines/Camino Park Zone of Benefit (2%), State Parks Recreational Trails Program (43%), and Transportation Development Act (4%). (Local, State, and Federal Funds)

18. [18-1761](#) Department of Transportation recommending the Board take the following actions related to the Oflyng Water Quality Project, CIP 95177/36107016:
- 1) Adopt the California Environmental Quality Act (CEQA) Mitigated Negative Declaration and Mitigation Monitoring and Reporting Plan; and
 - 2) Approve the project as described in the CEQA Initial Study / Mitigated Negative Declaration.

FUNDING: California Tahoe Conservancy Site Improvement Grant (67%), Tahoe Regional Planning Agency/Water Quality (16%), and State Water Resources Control Board (17%).

19. [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. (Cont. 2/12/19, Item 12);
and
- 3) Approve and authorize the Chair to sign an Encroachment Agreement with the El Dorado Irrigation District.

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

20. [19-0173](#)

Department of Transportation (Transportation) recommending the Board:

- 1) Make findings that the purchase of three (3) replacement 2019 Chevrolet Silverados, two (2) replacement dump/hookloaders, and one (1) replacement loader are exempt from competitive bidding in accordance with Purchasing Ordinance 3.12.16, Section D;
- 2) Authorize the Purchasing Agent to utilize the State of California competitively bid Contract 1-18-23-20D for the acquisition of the three (3) Chevrolet Silverados, 4x4 for the Department of Transportation, Maintenance and Operations Division;
- 3) Authorize the Purchasing Agent to sign a purchase order to the awarded State vendor, Winner Chevrolet of Elk Grove, CA. in the amount of \$149,115 plus applicable delivery, fees and taxes (estimated at \$11,287.08) for a one time purchase for three (3) 2019 Chevrolet Silverados following Board approval;
- 4) Authorize the Purchasing Agent to utilize the State of California competitively bid Contract 1-18-23-20F for the acquisition of two (2) dump/hookloaders for the Department of Transportation, Maintenance and Operations Division;
- 5) Authorize the Purchasing Agent to sign a purchase order to the awarded State vendor, Riverview International of West Sacramento, CA. in the amount of \$247,493.78 plus applicable delivery, fees and taxes (estimated at \$17,964.30) for a one time purchase for two (2) dump/hookloaders following Board approval;
- 6) Authorize the Purchasing Agent to utilize the National Joint Powers Alliance (NJPA) competitively bid Contract 032515-JDC for the acquisition of one (1) loader for the Department of Transportation, Maintenance and Operations Division;
- 7) Authorize the Purchasing Agent to sign a purchase order to the awarded NJPA vendor, Pape Machinery of West Sacramento, CA. in the amount of \$162,950.00 plus applicable delivery, fees and taxes (estimated at \$32,379.07) for a one time purchase for one (1) loader following Board approval;
- 8) Make findings that the purchase of the one (1) 10-wheel dump truck with hookloader is exempt from competitive bidding in accordance with Purchase Ordinance 3.12.16, Section B and C; and
- 9) Authorize the Purchasing Agent to sign a purchase order with Riverview International of West Sacramento, CA. in the amount of \$223,068.34 plus applicable delivery, fees and taxes (estimated at \$16,189.95) for a one time purchase for a 10-wheel dump truck with hookloader following Board approval.

FUNDING: Road Fund Discretionary.

21. [19-0186](#) Department of Transportation recommending the Board approve and authorize the Chair to sign the first amendment to master rental agreement for equipment rentals 273-O1811, Fenix Contract 2579 with Holt of California, increasing the not-to-exceed amount by \$200,000 for a total not-to-exceed amount of \$400,000 with no change to the term.

FUNDING: Local Discretionary Funds (Local) and SB1-RMRA (State).

22. [19-0205](#) Environmental Management Department recommending the Board:
- 1) Approve the addition of one (1) new 2019 Chevrolet Tahoe to the Environmental Management Department fixed asset list;
 - 2) Approve and authorize the purchase of one (1) new 2019 Chevrolet Tahoe for the Hazardous Materials, Incident Response Team, as a carryover vehicle that was unable to be purchased during Fiscal Year 2017-18;
 - 3) Authorize the Purchasing Agent to utilize the State of California competitively bid Contract 1-18-23-23D for the purchase of one (1) Chevrolet Tahoe for the Hazardous Materials, Incident Response Team;
 - 4) Make findings that this purchase is exempt from competitive bidding in accordance with Purchasing Ordinance 3.12.16, Section D;
 - 5) Authorize the Purchasing Agent to sign a purchase order to the awarded State vendor, Elk Grove Auto/Winner Chevrolet of Elk Grove, CA. in the amount of \$36,951.00 plus applicable delivery, fees, and taxes (estimated at \$2,837.70) for a one-time purchase following Board approval; and
 - 6) Approve and authorize the Chair to sign a budget transfer in the amount of \$303,771, adjusting the Environmental Management Department's budget for Fiscal Year 2018-19 to allow for the addition of grant funding, fixed asset funding, closure of the County Service Area No. 10 Litter Fund, and purchase of load cells for the Scalehouse Automation project. (4/5 vote required)

FUNDING: Non-General Fund, County Service Area No. 10 - Solid Waste, County Service Area No. 10 - Liquid Waste, and County Service Area No. 10 - Litter Funds.

LAW AND JUSTICE - CONSENT ITEMS**23. [19-0191](#)**

District Attorney recommending the Board:

- 1) Adopt and authorize the Chair to sign Resolution **017-2019** authorizing the District Attorney to execute a Grant Award Agreement with the California Department of Insurance for the High Impact Insurance Fraud Program for Fiscal Year 2018-19 in the amount of \$60,000, including any extensions or amendments thereof which would not increase net county costs; and
- 2) Approve and authorize the Chair to sign a budget transfer increasing revenue and expense appropriations in the District Attorney's operating budget by \$60,000 for expert witness services. (4/5 vote required)

FUNDING: California Department of Insurance.

24. [19-0229](#)

District Attorney recommending the Board:

- 1) Accept a grant from the Governor's Office of Emergency Services Child Advocacy Center Program for the total project cost of \$218,750 for the period of April 1, 2019 - March 31, 2020, based on the received Letter of Intent;
- 2) Approve and authorize the Chair to sign the Certification of Assurance of Compliance; and
- 3) Authorize the District Attorney to execute the Grant Award Agreement and required documents, including any extensions or amendments thereof which would not increase net county cost.

FUNDING: California Governor's Office of Emergency Services Victims of Crime Act Fund.

25. [19-0211](#)

Probation Department recommending the Board consider the following:

- 1) Make findings in accordance with County Ordinance Chapter 3.13, Section 3.13.030 that it is more economical and feasible to contract out with The Carey Group, Inc. to provide services under this Agreement 3556 to the Probation Department in training and policy development in alignment with evidence based practices;
- 2) Approve and authorize the Chair to sign Agreement 3556 with The Carey Group, Inc. to provide specialized training to Probation Department employees in Motivational Interviewing and Case Planning and to provide consulting services to develop policies on an "as requested" basis. This agreement is for a term beginning upon final execution of the agreement and expiring on January 31, 2021, for a not to exceed amount of \$78,000.00; and
- 3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement 3556 including future amendments which do not increase the maximum dollar amount or term of the agreement, contingent upon approval by County Counsel and Risk Management.

FUNDING: General Fund.

END CONSENT CALENDAR

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

26. [19-0234](#) Human Resources Department recommending the Board adopt and authorize the Chair to sign Resolution **018-2019** providing a comprehensive update to the El Dorado County Personnel Rules, thereby repealing and replacing:
- 1) The County of El Dorado Personnel Rules, Resolution 015-2014;
 - 2) Board of Supervisors Policy E-6, Relocation Reimbursement;
 - 3) Board of Supervisors Policy E-7, Recruitment Signing Bonus;
 - 4) Board of Supervisors Policy E-8, Tuition Reimbursement;
 - 5) Personnel Policy Number 2, Early Salary Range Step Advancement Policy;
 - 6) Personnel Policy Number 3, Management Evaluation Program; and
 - 7) Personnel Policy Number 4, Payoff of Compensatory Time Off for Employees Promoted to a Management Position. (Est. Time: 10 Min.)

FUNDING: N/A

9:30 A.M. - TIME ALLOCATION

27. [19-0072](#) 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) Sheriff;
 - 2) District Attorney;
 - 3) Human Resources; (Continued from 2/12/19)
 - 4) Treasurer-Tax Collector;
 - 5) Planning & Building; and
 - 6) ~~County Counsel~~; (Continue to 3/5/19)
 - 7) Chief Administrative Office. (Est. Time: 1.5 Hrs.)
28. [19-0204](#) Chief Administrative Office recommending the Board receive and file the attached Fiscal Year 2018-19 Mid-Year Budget Report. (Est. Time: 30 Min.)

ITEMS TO/FROM SUPERVISORS

CAO UPDATE

ADJOURNMENT

CLOSED SESSION

29. [19-0225](#) **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:** County Negotiator: Director of Human Resources and/or designee. Employee organizations: Operating Engineers Local 3 representing employees in the Trades & Crafts and Corrections Bargaining Units; Deputy Sheriffs Association representing employees in the Law Enforcement Unit; El Dorado County Managers' Association, and El Dorado County Deputy County Counsel Association (Est. Time: 30 Min.)
30. [19-0264](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Rural Communities United v. El Dorado County Board of Supervisors; El Dorado County Superior Court Case PC20160024 (TGPA-ZOU) Number of potential cases: (1). (Est. Time: 10 Min.)
31. [19-0283](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Erin Young of the Wopumnes Nisenan-Mewuk Tribe v. County of El Dorado and El Dorado County Board of Supervisors, El Dorado County Superior Court Case No. PC 20190050, Number of potential cases: (1). (Est. Time: 5 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.

ADDENDUM

Changes have been made to the title of items 19 and 27.

19. [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. (Cont. 2/12/19, Item 12); and
 - 3) Approve and authorize the Chair to sign an Encroachment Agreement with the El Dorado Irrigation District.

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

27. [19-0072](#) 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) Sheriff;
 - 2) District Attorney;
 - 3) Human Resources; (Continued from 2/12/19)
 - 4) Treasurer-Tax Collector;
 - 5) Planning & Building; and
 - 6) ~~County Counsel;~~ (Continue to 3/5/19)
 - 7) Chief Administrative Office. (Est. Time: 1.5 Hrs.)