



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

Kim Dawson, Clerk of the Board of Supervisors
Don Ashton, Chief Administrative Officer
David Livingston, County Counsel

Tuesday, September 17, 2019

9:00 AM

330 Fair Lane, Placerville, CA

ADDENDUM

There has been a change to the title of item 8.

Staff is recommending item 34 be Continued off calendar.

Item 37 is hereby added to the Consent Calendar.

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, preferably no less than 24 hours in advance of the meeting.

The Board of Supervisors is concerned that written information submitted to the Board the day of the Board meeting may not receive the attention it deserves. The Board Clerk cannot guarantee that any FAX, email, or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

The Board meets simultaneously as the Board of Supervisors and the Board of Directors of the Air Quality Management District, In-Home Supportive Services, Public Housing Authority, Redevelopment Agency and other Special Districts.

For Purposes of the Brown Act § 54954.2 (a), the numbered items on this Agenda give a brief description of each item of business to be transacted or discussed. Recommendations of the staff, as shown, do not prevent the Board from taking other action.

Materials related to an item on this Agenda submitted to the Board of Supervisors after distribution of the agenda packet are available for inspection during normal business hours in the public viewing packet located in Building A, 330 Fair Lane, Placerville or in the Board Clerk's Office located at the same address. Such documents are also available on the Board of Supervisors' Meeting Agenda webpage subject to staff's ability to post the documents before the meeting.

PROTOCOLS FOR PUBLIC COMMENT

Public comment will be received at designated periods as called by the Board Chair.

Public comment on items scheduled for Closed Session will be received before the Board recesses to Closed Session.

Except with the consent of the Board, individuals shall be allowed to speak to an item only once.

On December 5, 2017, the Board adopted the following protocol relative to public comment periods. The Board adopted minor revisions to the protocol on February 26, 2019, incorporated herein:

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 extended.

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. It is the practice of the Board to allocate 20 minutes for public comment during Open Forum and for each agenda item to be discussed. (Note: Unless designated on the agenda, there is no Open Forum period during Special Meetings.)

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 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. [19-1375](#) Clerk of the Board recommending the Board approve the Minutes from the regular meeting of September 10, 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. 9/10/19, Item 3)
3. [19-1273](#) Chief Administrative Office recommending the Board adopt and authorize the Chair to sign Resolution **152-2019** accepting the exchange of property tax increments for the annexation of one parcel (APN 006-011-022) into the El Dorado Irrigation District service area, Local Agency Formation Commission Project 2019-05.

FUNDING: N/A

4. [19-1268](#) Chief Administrative Office, Procurement and Contract Division, recommending the Board adopt revised Board Policy C-13, the Environmentally Preferable Purchasing Policy, formerly called the Recycle Paper Products Procurement Policy.

FUNDING: N/A

5. [19-1319](#) Clerk of the Board, based upon the recommendation of the Director of Environmental Management Department, recommending the Board accept the following resignation and make the following appointment to the El Dorado Solid Waste Advisory Committee:
 - 1) Accept the resignation of John D. Marchini, South Tahoe Refuse Alternate; and
 - 2) Appoint Jeanette Tillman, South Tahoe Refuse Alternate, Term Expiration 09/17/2024.

6. [19-1251](#) County Counsel recommending the Board authorize the discharge from accountability in the amount of \$27,751.85 for non-collectable court ordered fees from Public Guardian cases.

FUNDING: N/A

7. [19-1292](#) Elections Department recommending the Board:
- 1) Approve and authorize the Registrar of Voters to sign agreement 4209 with the Opex Corporation for the purchase of two Opex M72 extractors, printers and envelope catchers, installation and training, and one year of equipment service/maintenance for a total of \$76,858;
 - 2) Approve and authorize the addition of the M72 extractors to the Fixed Asset list for the Fiscal Year 2019-2020 Board approved Recommended Budget; and
 - 3) Approve and authorize the Purchasing Agent, or designee, to execute a purchase order for said purchase and further documents relating to agreement 4209, including amendments that do not increase the maximum dollar amount or term of the Agreement, and contingent upon approval by County Counsel and Risk Management.

FUNDING: 75% Funding with Prop 41 - 25% Funding with HAVA 301.

8. [19-1395](#) Director of Human Resources and Chief Administrative Officer recommending the Board:
- 1) Assign all authority and responsibility for the operation of the Department of Information Technologies as an additional duty to William O'Neill, current Registrar of Voters, effective September 17, 2019; and
 - 2) Adopt and authorize the Chair to sign Resolution **157-2019** to approve a monthly stipend in the amount of \$2,920.67, prorating the month of September based on this Board action.

FUNDING: General Fund.

9. [19-1178](#) Human Resources Department recommending the Board adopt and authorize the Chair to sign Resolution **132-2019** to approve, due to a downward reclassification, the deletion of 1.0 FTE Animal Control Operations Manager and the addition of 1.0 FTE Supervising Animal Control Officer in the Health and Human Services Agency.

FUNDING: N/A

10. [19-1298](#) Human Resources Department recommending the Board
- 1) Adopt and authorize the Chair to sign Resolution **146-2019** to approve:
 - a) Due to an upward reclassification, the deletion of 1.0 FTE Accountant I/II position and the addition of 1.0 FTE Administrative Analyst I/II in the Chief Administrative Office where the retention of the incumbent is approved by the appointing authority; and
 - b) Due to lateral reclassifications, the deletion of 4.0 FTE Sr. Department Analyst positions and the addition of 4.0 FTE Sr. Administrative Analyst positions in the Chief Administrative Office where the competitive recruitment and selection process is being waived by the Director of Human Resources at the request of the appointing authority in accordance with Personnel Rule 507.1.1; and
 - 2) Waive the competitive recruitment and selection process for 1.0 FTE Administrative Analyst I/II in accordance with Personnel Rule 507.1.2.d.

FUNDING: General Fund.

11. [19-1353](#) Human Resources Department recommending the Board:
- 1) Approve the department-specific class specification: Victim/Witness Program Coordinator; and
 - 2) Adopt and authorize the Chair to sign Resolution **155-2019** to approve the revised salary range for the Victim/Witness Program Coordinator classification.

FUNDING: CalOES and Victim Witness Grant Funding.

12. [19-1309](#) Human Resources Department and Planning and Building Department recommending the Board adopt and authorize the Chair to sign Resolution **150-2019**, amending the Fiscal Year 2019-2020 Authorized Personnel Allocation Resolution to:
- 1) Delete one vacant Assistant/Associate Planner (1.0 FTE) position from the Planning and Building Department, Planning Services Division;
 - 2) Add one Development Technician (1.0 FTE) position to the Planning and Building Department, Planning Services Division;
 - 3) Direct that the above changes be added to the Fiscal Year 2019-2020 Position Allocation Schedule; and
 - 4) Provide authorization to the Director of Human Resources to make, if needed, any technical corrections to the authorized personnel allocations for the Planning and Building Department.

FUNDING: Planning and Building Permit Revenue and General Fund (Cost Savings).

13. [19-1228](#) Treasurer-Tax Collector Department recommending the Board approve and authorize the Chair to sign Agreement 4265 with HdL Software LLC for business license, transient occupancy tax, and cannabis licensing and tax collection software.
- FUNDING:** General Fund.
14. [19-1286](#) Treasurer-Tax Collector recommending the Board approve and authorize the Chair to sign Amendment III to Agreement for Services 65 (030-S0211) with PCI LLC, dba PCI Software Solutions LLC, to change from annual to quarterly invoicing, with no change to the term or amount of the agreement.
- FUNDING:** General Fund.
15. [19-1288](#) Supervisor Novasel, based upon the recommendation of the First 5 El Dorado Children and Families Commission, recommending the Board make the following appointment to the First 5 El Dorado Children and Families Commission:
Reappoint Dr. Trey Washburn, MD, Medical Representative, Term Expiration 09/17/2022.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

16. [19-0895](#) Health and Human Services Agency recommending the Board:
- 1) Approve and authorize the Chair to sign Agreement for Services 4148 with A Balanced Life: Individual, Child and Family Therapy, Inc., for the provision of therapeutic counseling and related services, for the term of three years from November 1, 2019 through October 31, 2022, with a maximum contractual obligation of \$225,000; and
 - 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 4148, 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:** Federal 30%, Realignment 70%.
17. [19-1082](#) Health and Human Services Agency recommending the Board:
- 1) Approve and authorize the Chair to sign Agreement for Services 4161 with California Hearing Officers, LLP, for the provision of Certification Review Hearings as defined in Welfare and Institutions Code Section 5256.1, in the amount of \$200,000, for the term of 3 years from October 1, 2019, through September 30, 2022; and
 - 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 4161, 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:** 100% 1991 Realignment.
18. [19-1144](#) Health and Human Services Agency recommending the Board:
- 1) Approve and authorize the Chair to sign Agreement for Services 3736 with Applied Survey Research, Inc., for the provision of training and assistance to the El Dorado County Opportunity Knocks Continuum of Care, in the amount of \$121,090, for the term effective upon execution through December 31, 2021; and
 - 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 3736, 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. (Cont. 8/27/2019, Item 24)
- FUNDING:** 100% California Emergency Solutions and Housing Program Grant funding.

19. [19-1235](#)

Health and Human Services Agency and the Human Resources Department recommending the Board:

- 1) Approve the revised department-specific class specification: Director of Mental Health (Title Change from Mental Health Director); and
- 2) Adopt and authorize the Chair to sign Resolution **154-2019** to approve:
 - a) The title change from Mental Health Director to Director of Mental Health; and
 - b) Amend the Personnel Allocation to add 1.0 FTE Director of Mental Health position in the Health and Human Services Agency.

FUNDING: Behavioral Health Funding - Estimated State 50%; Federal 43%; Other 7%.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

20. [19-0326](#) Department of Transportation recommending the Board receive and file an annual report on real property acquisitions executed by the Director of Transportation, under the authority of Ordinance 5094, for acquisitions totaling \$28,702 during the reporting period of June 1, 2018 through June 30, 2019.

FUNDING: Accumulative Capital Outlay, Tribe Funds, Road Fund, Traffic Impact Mitigation Fees, Utility Fees, Master Circulation & Funding Plan Financing, Congestion Mitigation and Air Quality Program, and General Fund.

21. [19-1271](#) Department of Transportation recommending the Board adopt and authorize the Chair to sign Resolution **149-2019** authorizing the Director of Transportation, or designee, to execute agreements for purchase of mitigation credits of up to \$175,000, individually for each agreement, from mitigation and conservation banks for improvements, maintenance, and operations of Capital Improvement Program projects and public facilities allowing for the program implementation process to function more efficiently.

FUNDING: N/A

22. [19-1224](#)

Department of Transportation and Human Resources recommending the Board:

- 1) Adopt the new class specification of Transportation Engineer/Traffic Engineer;
- 2) Adopt the revised class specification of Sr. Traffic Engineer (Title change from Sr. Traffic Civil Engineer); and
- 3) Approve the Chair to adopt and sign Resolution **153-2019** to:
 - a) Adopt the new salary range, job class number, and bargaining unit for the new class of Transportation Engineer (Traffic Engineer is an existing class);
 - b) Delete 1.0 FTE Traffic Engineer and add 1.0 FTE Transportation Engineer/Traffic Engineer in the Department of Transportation;
 - c) Adopt the title change from Sr. Traffic Civil Engineer to Sr. Traffic Engineer; and
 - d) Delete 1.0 FTE Sr. Civil Engineer and add 1.0 FTE Sr. Traffic Engineer in the Department of Transportation due to an upward reclassification where the retention of the incumbent is approved by the appointing authority; and
- 4) Waive the competitive recruitment and selection process for 1.0 FTE Sr. Traffic Engineer in the Department of Transportation in accordance with Personnel Rule 507.1.2.d.

FUNDING: Various sources.

LAW AND JUSTICE - CONSENT ITEMS**23. [19-1242](#)**

Probation Department recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign Memorandum of Understanding (FENIX Contracts 4261 and 4264) between Placerville Police Department, South Lake Tahoe Police Department, and El Dorado County Probation Department for "Managing the Effects of Public Safety Realignment Enforcement Operations Program." This agreement is for a term beginning upon final execution and expiring on June 30, 2020, for a not to exceed amount of \$50,000; and
- 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Memorandum of Understanding 4261 and 4264, 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: Community Corrections Funding (Public Safety Realignment).

END CONSENT CALENDAR

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

24. [19-1333](#) County Counsel recommending the Board deny the tax refund claim submitted by Edward Mackay and refer the matter to County Counsel to provide notice to the claimant. (Est. Time: 10 Min.)

FUNDING: No fiscal impact if the refund is denied.

25. [19-1293](#) Elections Department recommending the Board approve and authorize the Purchasing Agent to sign agreement 4170 with Missouri Flat Storage Depot for lease of two storage units for the term, with a retroactive effective date of July 1, 2019, on a month to month basis for up to one year through June 30, 2020, for a total amount up to \$8,042. (Est. Time: 5 Min.)

FUNDING: HAVA 301 Funds.

10:00 A.M. - TIME ALLOCATION

26. [19-1279](#) Department of Transportation recommending the Board receive and file a presentation regarding utilization of Tribe Funds within the Department of Transportation. (Est. Time: 30 Min.)

FUNDING: N/A

27. [19-1324](#) Supervisors Frentzen and Parlin recommending the Board direct staff to:
- 1) No longer include funds received from Shingle Springs Band of Miwok Indians (Tribe) tribal funds to support the Diamond Springs Parkway Phase 1B and Phase II;
 - 2) Determine that no other discretionary fund sources be used to construct the Diamond Springs Parkway; and
 - 3) Report back to the Board in 60 days on how the Tribe funds could be used for other public improvement projects to benefit El Dorado County.
- (Est. Time: 30 Min.)

FUNDING: Tribe Funds.

11:00 A.M. - TIME ALLOCATION

28. [19-1313](#) Planning and Building Department, Economic Development Division, recommending the Board receive and file a presentation on the Comprehensive Economic Development Strategy (CEDS) for the Sacramento Region from Valley Vision. The purpose of this presentation is to provide an overview of the CEDS that Valley Vision and other participating agencies have been working on and how El Dorado County can participate and benefit from the strategy going forward. (Est. Time: 10 Min.)

FUNDING: N/A

29. [19-1347](#) HEARING - The Board is asked to consider a request from the Cameron Park Community Services District ("District") to adopt and authorize the Chair to sign Resolution **151-2019** revising and reducing parks and recreation development impact mitigation fees for the District. (Est. Time: 10 Min.)

1:30 P.M. - TIME ALLOCATION

30. [19-1356](#) Supervisor Novasel recommending the Board:
- 1) Receive a presentation by representatives of the Sheriff's Office of Emergency Services and the Chief Administrative Office's Emergency Preparedness and Response Program on their efforts to educate the residents of El Dorado County on the importance of individuals, households, and each community taking steps to be prepared for a disaster or emergency, and the role of these county programs in responding to local emergencies and disasters; and
 - 2) Adopt and authorize the Chair to sign a Proclamation recognizing September 2019 as National Preparedness Month. (Est. Time: 30 Min.)

2:00 P.M. - TIME ALLOCATION

31. [19-1314](#) Probation Department recommending the Board:
- 1) Recognize Terry Goodman, Deputy Probation Officer II, on her retirement from El Dorado County after 25 years of service; and
 - 2) Approve and authorize the Chair to sign a Proclamation recognizing Deputy Probation Officer II Goodman's dedication to public service and to congratulate her on her retirement. (Est. Time: 10 Min.)

FUNDING: N/A

32. [19-1100](#) HEARING - Department of Transportation (Transportation) to provide the Board with an update on the grant funding projections for El Dorado County and how the decreased grant revenue projections affect the Traffic Impact Mitigation (TIM) Fee program, and provide staff direction. (Est. Time: 1.5 Hr.) (Cont. 8/13/2019, Item 18)

Transportation recommending the Board:

- 1) Provide direction as to the selection and implementation of Alternatives 1, 2 or 3 for the Interim TIM Fee adjustment;
- 2) Provide direction as to the expedited 2020 Major TIM Fee update and level of public outreach; and
- 3) Provide direction as to the request for temporary additional administrative staff.

FUNDING: Traffic Impact Mitigation Fee Program.

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

CLOSED SESSION

33. [19-1334](#) **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:** County Negotiator: Bruce Heid of Industrial Employers and Distributors Association; Director, Health & Human Services Agency and/or designee. Non-Employee Organization: In-Home Supportive Services. (Est. Time: 10 Min.)
34. [19-1311](#) **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.)
- Staff requesting this matter be Continued off calendar.**
35. [19-1388](#) **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Title: Edward Mackay Tax Refund Claim. Number of potential cases: (1). (Est. Time: 20 Min.)
36. [19-1304](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Director of Transportation. (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.

ADDENDUM

There has been a change to the title of item 8.

8. [19-1395](#) Director of Human Resources and Chief Administrative Officer recommending the Board:
- 1) Assign all authority and responsibility for the operation of the Department of Information Technologies as an additional duty to William O'Neill, current Registrar of Voters, effective September 17, 2019; and
 - 2) Adopt and authorize the Chair to sign Resolution **157-2019** to approve a monthly stipend in the amount of \$2,920.67, prorating the month of September based on this Board action.

FUNDING: General Fund.

34. [19-1311](#) **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.)

Staff requesting this matter be Continued off calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

37. [19-1335](#) Human Resources Department recommending the Board:
- 1) Adopt and authorize the Chair to sign Resolution **156-2019** approving the negotiated Memorandum of Understanding (MOU) between the County of El Dorado and the El Dorado County Managers' Association representing the Management Bargaining Unit;
 - 2) Authorize the Chair to sign said MOU, noting the MOU will be effective the first full pay period following Union ratification and Board of Supervisors adoption of the MOU; and
 - 3) Direct the Human Resources Department and the Auditor-Controller's Office to administer and implement the MOU provisions.

FUNDING: General Fund and Non-General Fund.