



# County of El Dorado

## MEETING AGENDA - Final

### 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](http://www.edcgov.us/bos)

*Brian K. Veerkamp, Chair, District III*  
*John Hidahl, First Vice Chair, District I*  
*Lori Parlin, Second Vice Chair, District IV*  
*Shiva Frentzen, District II*  
*Sue Novasel, District V*

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

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Tuesday, February 11, 2020

8:00 AM

330 Fair Lane, Placerville, CA

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#### **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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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](mailto: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.

**8:00 A.M. - CALL TO ORDER AND RECESS TO CLOSED SESSION****9:00 A.M. - RECONVENE TO OPEN SESSION AND CLOSED SESSION REPORTS****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. [20-0212](#) Clerk of the Board recommending the Board approve the Minutes from the regular meeting of the Board of Supervisors on February 4, 2020.

**GENERAL GOVERNMENT - CONSENT ITEMS**

2. [20-0043](#) Chief Administrative Office recommending the Board approve and sign three agreements with the El Dorado County Fair Association for three Capital Improvement Projects on the El Dorado County Fairgrounds property:
  - 1) Removal of a hazardous building with agreement 4522 for a total amount of \$26,487 to be completed by July 1, 2020;
  - 2) Creation of a RV park and gated encroachment on Ray Lawyer Drive with agreement 4544 for a total amount of \$165,857 to be completed by December 31, 2020; and
  - 3) Replacement of light poles on the racetrack with agreement 4545 for a total amount of \$34,253 to be completed by December 31, 2020.The Board approved funding for the projects on November 19, 2019 (Legistar item 19-1601).

FUNDING: Transient Occupancy Tax funds.

3. [20-0124](#) Clerk of the Board, based upon the recommendation of the Tahoe Resource Conservation District, recommending the Board make the following reappointment to the Tahoe Resource Conservation District: Reappoint Martin Goldberg, Director, Term Expiration 11/10/2023.
4. [20-0141](#) Clerk of the Board, based upon the recommendation of the El Dorado County Child Abuse Prevention Council, recommending the Board
  - 1) Make the following appointments to the El Dorado County Child Abuse Prevention Council:
    - a) Appoint Shirleen Hernandez, Community Representative, Term Expiration 6/30/2021
    - b) Appoint Miracle Luebbbers, Parent Representative, Term Expiration 06/30/2021; and
  - 2) Approve the revised Bylaws for the El Dorado County Child Abuse Prevention Council, on the recommendation of the Council.

FUNDING: N/A

5. [20-0091](#) Clerk of the Board recommending the Board adopt revisions to Board Policy F-8 County Display Cases & Exhibits.

FUNDING: N/A

6. [20-0157](#) Human Resources Department recommending the Board approve and adopt Board of Supervisors Policy E-10 - Lactation Accommodation and Break Policy.
- FUNDING: N/A
7. [20-0158](#) Human Resources Department recommending the Board
- 1) Accept the approval from the California Department of Human Resources (CalHR) to convert from an Interagency Merit System county to an Approved Local Merit System county effective March 1, 2020, allowing the County to administer and manage all County personnel functions currently administered and managed by the California Department of Human Resources via a contract with CPS HR Consulting; and
  - 2) Authorize the Chief Administrative Officer to sign the Assurances and Certification section of the ALMS Approval Letter (Attachment A).
8. [20-0076](#) Supervisor Veerkamp recommending the Board consider a request to find it to be a community benefit to waive the Temporary Use Permit fees for the September 2020 Cops & Rodders event being coordinated by the CHP Foundation, a 501c3 non-profit corporation.

**HEALTH AND HUMAN SERVICES - CONSENT ITEMS****9. [19-1473](#)**

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign revenue-generating Memorandum of Understanding (MOU) 4364 with County of Alpine Health and Human Services Agency, for the provision of limited programmatic and administrative support services for the existing Child Welfare Services (CWS) Content Management System (CMS) legacy database and CWS California Automated Response and Engagement System program implementation, state interactions, and technical support functions, for the term of 3 years from execution, with an estimated annual amount of \$25,000, based on actual hours and current staff rates; and
- 2) Authorize the Health and Human Services Agency Director, or designee, to execute further documents relating to MOU 4364, 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: Fee for service revenue from the County of Alpine.

**10. [20-0161](#)**

Health and Human Services Agency recommending the Board:

- 1) Adopt and authorize the Chair to sign Resolution 023-2020, which authorizes the County to participate in the Homeless Housing, Assistance, and Prevention (HHAP) Program, administered by the California Business, Consumer Services, and Housing Agency's Homeless Coordinating and Financing Council;
- 2) Designate the Health and Human Services Agency to serve as the Administrative Entity for the El Dorado County Continuum of Care for the HHAP Program administered by the California Homeless Coordinating and Financing Council and delegate authority to the Director of Health and Human Services Agency to accept funding and execute any grant agreement, if awarded, in the estimated amount of \$722,117;
- 3) Delegate authority to the Director of Health and Human Services Agency to accept funding and execute any grant agreement, if awarded, in the estimated amount of \$668,990 with an anticipated term extending through December 31, 2023, including any extension(s) or amendment(s) thereto, contingent upon County Counsel and Risk Management Approval; and
- 4) Authorize the Director to submit a letter of support on behalf of the El Dorado County Continuum of Care, agreeing to regional coordination and partnership with the Continuum of Care, on all funding and program elements related to the HHAP grant program.

FUNDING: State funding authorized pursuant to California Assembly Bill 101, signed into law by Governor Newsom on July 31, 2019.

11. [20-0113](#) Health and Human Services Agency recommending the Board, acting as the Governing Body of the El Dorado County In-Home Supportive Services Public Authority, approve and authorize the Chair to sign Memorandum of Understanding (MOU) UDWA/IHSS-2020 between the El Dorado County In-Home Supportive Services Public Authority and United Domestic Workers of America, AFSCME, Local 3930, AFL-CIO for the term of June 30, 2017 through December 31, 2024.

FUNDING: State Funding and General Fund.



**LAND USE AND DEVELOPMENT - CONSENT ITEMS**

12. [20-0096](#) Department of Transportation recommending the Board take the following actions pertaining to the Headington Wash Rack Facility Project, CIP 81134/36005001, Contract 4299:
- 1) Award the Construction Contract to D.G. Granade, Inc. who was the lowest responsive, responsible bidder;
  - 2) Approve and authorize the Chair to sign the Construction Contract, subject to review and approval by County Counsel and Risk Management; and
  - 3) Authorize the Director of Transportation 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.

FUNDING: Road Fund/Discretionary (100%). (Local Funds)

13. [20-0186](#) Planning and Building Department, Planning Division, submitting for approval of a Final Map (TM-F19-0005) for the Saratoga Estates Tentative Subdivision Map Village 1A (TM14-1520), creating a total of 80 residential lots, 1 future development lot, and 5 lettered lots, ranging in size from 0.06 acres to 7.75 acres on the 25.426-acre site, on property identified as Assessor's Parcel Number 120-070-020, located on the north side of Saratoga Way, approximately 1,100 feet west of the intersection with Finders Way, in the El Dorado Hills area, and recommending the Board consider the following:
- 1) Approve the Final Map (TM-F19-0005) for Saratoga Estates Village 1A; and
  - 2) Approve and authorize the Chair to sign the Agreement to Make Subdivision Improvements (Attachment B). (Supervisory District 1)

FUNDING: N/A (Developer Funded)

14. [20-0165](#) Planning and Building Department, Planning Division, submitting for approval of a Large Lot Final Map (TM-F19-0006) for the Saratoga Estates Tentative Subdivision Map (TM14-1520) creating a total of 18 large lots for the purpose of financing and phasing, consisting of three future residential development lots and 15 lettered lots on the 121.87-acre property. The property, identified as Assessor's Parcel Number 120-070-020, located on the north side of Saratoga Way, approximately 1,100 feet west of the intersection with Finders Way, in the El Dorado Hills area, and recommending the Board approve Large Lot Final Map (TM-F19-0006) for the Saratoga Estates Tentative Subdivision Map (Supervisory District 1) (Exhibits A and B).

FUNDING: N/A (Developer Funded Subdivision Improvements)

15. [20-0162](#) Surveyor's Office recommending the Board adopt and authorize the Chair to sign Resolution 019-2020 for Abandonment of Easement 19-0007, to abandon a public utility easement on Lot 22 of Village H, El Dorado Hills, Unit 1, recorded in Book H of Subdivisions at Page 98, identified as Assessor's Parcel Number 123-060-024, within the community of El Dorado Hills, Supervisorial District 1.

FUNDING: Application Fees (General Fund).

**LAW AND JUSTICE - CONSENT ITEMS****16. [20-0152](#)**

District Attorney recommending the Board:

- 1) Approve the use of Department of Justice Asset Forfeiture Funds to support applicable Law Enforcement related costs in the total amount of \$41,800;
- 2) Approve and authorize the Chair to sign a budget transfer increasing revenue and appropriations within the District Attorney's FY 2019-20 budget by \$41,800 (4/5 vote required); and
- 3) Adopt and authorize the Chair to sign Resolution 020-2020 finding that supporting the 2020 "Drug Store Project" provides a valuable public benefit by educating youth about the consequences of substance abuse and authorizing a contribution in the amount of \$2,000 to Tahoe Youth & Family Services to support the project.

FUNDING: Department of Justice Asset Forfeiture Funds.

**17. [19-1876](#)**

District Attorney recommending the Board:

- 1) Adopt and authorize the Chair to sign Resolution 021-2020 amending the current Authorized Personnel Allocation Resolution for the District Attorney to:
  - a) Delete 1.0 vacant Special Investigator (District Attorney)
  - b) Add 1.0 Investigator (District Attorney)
  - c) Delete 1.0 vacant Executive Assistant - Law & Justice
  - d) Add 1.0 Paralegal I/II allocation; and
- 2) Approve and authorize the Chair to sign a budget transfer modifying the District Attorney's FY 2019-20 operating budget increasing appropriations and revenue, resulting in no financial impact to net county cost (4/5 vote).

FUNDING: General Fund, California Governor's Office of Emergency Services Victims of Crime Act Fund, and California Department of Insurance, District Attorney/Public Defender Sub-Fund

**END CONSENT CALENDAR**

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

18. [19-1516](#) Department of Transportation recommending the Board take the following actions related to the U.S. 50/Ponderosa Rd/So. Shingle Rd Interchange Improvements Project, CIP 71333:
- 1) Adopt the California Environmental Quality Act (CEQA) and National Environmental Policy Act (NEPA) Initial Study with Proposed Mitigated Negative Declaration/Environmental Assessment with Finding of No Significant Impact (IS/MND/EA/FONSI); and
  - 2) Approve Build Alternative 1 as described in the IS/MND/EA/FONSI and revised per the attached Errata Sheet (Exhibit A). (Est. Time: 15 Min.)
- FUNDING: El Dorado County TIM Fee Program. The Project may also be eligible for state and federal grant funds.
19. [20-0159](#) Recorder-Clerk Office recommending the Board consider the following:
- 1) Approve the use of Modernization Special Revenue Funds for reconfiguration construction costs of the Recorder-Clerk Office; and
  - 2) Approve and authorize the Chair to sign the attached budget amendment, increasing revenue and appropriations in the Recorder-Clerk Office by \$150,000, increasing revenue and appropriations in the Accumulated Capital Outlay budget in Facilities by \$250,000, and adding a Fixed Asset to the Fixed Asset list for Building and Improvements to the Recorder-Clerk Department. (4/5 vote required to approve budget amendment) (Est. Time: 10 Min.)
- FUNDING: Modernization Special Revenue Trust Funds.
20. [20-0127](#) Clerk of the Board recommending the Board appoint a Board member to the El Dorado County Commission for Youth and Families. (Est. Time: 5 Min.)
- FUNDING: N/A
21. [20-0051](#) Chief Administrative Office recommending the Board receive informational presentations from the listed Departments as part of the preparation for the Fiscal Year 2020-21 Budget development process:
- 1) Board of Supervisors/Clerk of the Board;
  - 2) Public Defender; and
  - 3) Sheriff. (Est. Time: 40 Min.)

**10:00 A.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)**

22. [20-0125](#) Department of Transportation recommending the Board receive information and provide direction on the draft Public Facilities Financing Plan for the MC&FP Phase II (Attachment A). (Est. Time: 1 Hr.)

FUNDING: Missouri Flat Master Circulation and Financing Plan Phase I Funds

**11:00 A.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)**

23. [20-0126](#) Department of Transportation recommending the Board discuss the Grant Funding and Local Serving Share of Non-Residential Employment component of the 2020 Major Update to the Traffic Impact Mitigation Fee Program and provide staff and their consultants with input and direction. (Est. Time: 1 Hr.)

FUNDING: Traffic Impact Mitigation Fee Program.

**1:00 P.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)**

24. [19-1714](#) HEARING - To consider a request submitted by Joe Harn appealing the Planning Commission's October 24, 2019 approval of Planned Development PD18-0005/Tentative Subdivision Map TM18-1536/Serrano Village J7 to allow a Development Plan for the proposed subdivision; a Tentative Subdivision Map creating 65 single family residential lots and six landscape lots; and Design Waivers of the El Dorado County Design and Improvement Standard Manual road improvement standards on property identified by Assessor's Parcel Number 123-040-011, consisting of 9.86 acres, in the El Dorado Hills area; and staff recommending the Board take the following actions:
- 1) Find that the project is Statutorily Exempt pursuant to Section 15182 of the California Environmental Quality Act Guidelines; and
  - 2) Deny the appeal, thereby upholding the Planning Commission's October 24, 2019, approval of Planned Development PD18-0005/Tentative Subdivision Map TM18-1536 based on the Findings (Attachment B) and subject to the Conditions of Approval (Attachment C). (Supervisory District 1) (Est. Time: 1 Hr.) (Refer: 12/10/19, Item 46) (Cont. 2/4/20, Item 12)

**2:00 P.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)****25. [20-0192](#)**

Chief Administrative Office recommending the Board:

- 1) Receive a presentation from El Dorado County departments receiving funding from the El Dorado - Sacramento Municipal Utility District (SMUD) Cooperation Agreement special revenue fund as requested at the September 10, 2019, (19-1215) SMUD Fund Board Presentation; and
- 2) Provide direction to staff on the need to return to the Board with an analysis of the impact of any recommended revisions to the current SMUD fund expenditure practices. (Est. Time: 1.5 Hr.)

FUNDING: SMUD Funds.

**3:00 P.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)****26. [20-0098](#)**

Chief Administrative Office, EMS and Emergency Preparedness & Response Division, recommending the Board consider the following:

- 1) Receive and file an update on the implementation of the Vegetation Management and Defensible Space Ordinance;
- 2) Approve the Introduction (First Reading) of amendments to the Vegetation Management and Defensible Space Ordinance 5119;
- 3) Waive full reading of the Ordinance, read by title only and Continue to this matter to February 25, 2020 for Final Passage (Second Reading); and
- 4) Adopt and authorize the Chair to sign Resolution 022-2020 to:
  - a) Establish the job classification specification, salary range, and bargaining unit for the new classification of Defensible Space Inspector I/II; and
  - b) Amend the Personnel Allocation for the Chief Administrative Office (EMS and Emergency Preparedness & Response Division) to add 1.0 FTE Defensible Space Inspector I/II. (Est. Time: 30 Min.)

FUNDING: General Fund, included in FY 2019-20 Budget.

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

**CLOSED SESSION**

27. [20-0214](#) Conference with Legal Counsel - Existing Litigation pursuant to Government Code Section 54956.9(d)(1). Title: Natural Resources Defense Council, Inc. v. El Dorado County Natural Resources Defense Council, Inc. v. El Dorado County (El Dorado County Superior Court Case No. PC20190271), Number of potential cases: (1). (Est. Time: 15 Min.)
28. [20-0218](#) 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 No. 3 representing employees in the Trades & Crafts Bargaining Unit; El Dorado County Employees' Association representing employees in the Supervisory, Professional, and General Bargaining Units; and El Dorado County Probation Officers Association. (Est. Time: 10 Min.)
29. [20-0183](#) Pursuant to Government Code Section 54957- Public Employee Performance Evaluation. Title: Director, Health & Human Services Agency. (Est. Time: 15 Min.)
30. [20-0148](#) Pursuant to Government Code Section 54957- Public Employee Performance Evaluation. Title: Registrar of Voters. (Cont. 2/4/2020, Item 14) (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.