



# 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)

*John Hidahl, Chair, District I*  
*Lori Parlin, First Vice Chair, District IV*  
*Wendy Thomas, Second Vice Chair, District III*  
*George Turnboo, 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, January 26, 2021

8:00 AM

<https://zoom.us/j/95484842817>

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**Virtual Meeting - Click here to view meeting**

### ADDENDUM

**Items 26 and 27 are hereby added to the Consent Calendar**

**PUBLIC PARTICIPATION INSTRUCTIONS:** To comply with physical distancing requirements and the stay at home order from the Governor, the Board Chambers will be closed to members of the public and all public participation will be handled remotely. The public should call into 530-621-7603 or 530-621-7610. The Meeting ID is 954 8484 2817.

To observe the live stream of the Board of Supervisors meeting go to <https://zoom.us/j/95484842817>.

If you are joining the meeting via zoom and wish to make a comment on an item, press the "raise a hand" button. If you are joining the meeting by phone, press \*9 to indicate a desire to make a comment. Speakers will be limited to 3 minutes.

To view Board of Supervisors meetings via Facebook Live, go to <https://www.facebook.com/EIDoradoCountyNews>. Please note the Board will not be using this function and therefore will not see any comments posted during the livestream.

By participating in this meeting, you acknowledge that you are being recorded.

If you choose not to observe the Board of Supervisors meeting but wish to make a comment on a specific agenda item, please submit your comment via email by 4:00 p.m. on the Monday prior to the Board meeting. Please submit your comment to the Clerk of the Board at [edc.cob@edcgov.us](mailto:edc.cob@edcgov.us). Your comment will be placed into the record and forwarded to the Board of Supervisors.

The Clerk of the Board is here to assist you, please call 530-621-5390 if you need any assistance with the above directions to access the meeting or if you would like to participate in the meeting from a conference room at the Government Center in Bldg. A

**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>

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.

**CONSENT CALENDAR**

1. [21-0094](#) Clerk of the Board recommending the Board Approve the Minutes from the special meeting of January 11, 2021 and the regular meeting of January 12, 2021.

**GENERAL GOVERNMENT - CONSENT ITEMS**

2. [21-0041](#) Chief Administrative Office, Parks Division, recommending the Board:
  - 1) Approve and accept funding for the following California Department of Parks and Recreation, Off-Highway Motor Vehicle Recreation Project Agreements for the Rubicon Trail projects for a total of \$854,768 and authorize the Chief Administrative Officer or his designee to execute the agreements and any amendments that do not change the dollar amount of said Agreements:
    - a) G19-03-06-G01 for Grounds Operations-Annual Operations and Maintenance in the amount of \$142,706 plus match requirement of \$54,859 for a total of \$197,565, for a one year period;
    - b) G19-03-06-S01 for Education and Safety in the amount of \$76,353 plus match requirement of \$34,971 for a total of \$96,204.78 for a one year period;
    - c) G19-03-06-D01 for Development in the amount of \$171,841 plus match requirement of \$60,378 for a total of \$232,219, for a three year period;
    - d) G19-03-06-D02 (Tahoma) for Development in the amount of \$463,868 plus match requirement of \$161,269 for a total of \$625,137, for a three year period; and
  - 2) Approve and authorize the chair to sign Resolution **208-2021** accepting the grants for FY 2020-21, State Grant cycle G19.

**FUNDING:** State Parks and Recreation, Off-Highway Motor Vehicle Division Grant Funding (72%), Lake Tahoe Basin Management Unit Grant (14%), Off-Highway Vehicle Fees (8%), Sacramento Municipal Utility District Funds (4%), Volunteer or in-kind (2%).

3. [21-0018](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board declare a service weapon as surplus and approve the sale of the weapon to retiring Deputy Probation Officer Ashley Hackworth.

**FUNDING:** Funding received from the sale will be deposited into the General Fund.

4. [21-0051](#) Clerk of the Board, on behalf of the El Dorado County Early Care and Education Planning Council, recommending the Board authorize the Chair to sign the Certification Statement regarding composition of Local Planning Council Membership as mandated by AB 1542.

5. [21-0029](#) Human Resources Department recommending the Board approve the revised Civil Service Commission Rules of Procedure.
- FUNDING:** N/A
6. [21-0069](#) Human Resources Department, Risk Management Division, recommending the Board approve and authorize payment of invoice 21900075 in the amount of \$1,531.71, for a penalty charged by PRISM for the delinquent payment of the Medical Malpractice Insurance premium for the period 10/1/20 through 10/1/21.
- FUNDING:** Liability Fund.
7. [21-0004](#) Treasurer-Tax Collector recommending the Board renew delegation of fiduciary authority to the Treasurer-Tax Collector to invest and re-invest County funds, pursuant to Section 3.38.040 of the County Code and Section 53607 of the California Government Code.
- FUNDING:** N/A
8. [21-0116](#) Supervisor Thomas recommending the Board authorize the Chair to sign a Proclamation recognizing Mark Acuna for his exceptional service on the Placerville City Council.
9. [21-0134](#) Supervisor Thomas recommending the Board make the following District III specific appointments:  
Appoint Kathleen Jermstad, Member - District III Fish and Wildlife Commission, Term Expiration 01/01/2025; and  
Appoint Marian Washburn, Member - District III Commission on Aging, Term Expiration 01/01/2025.
- FUNDING:** N/A

**HEALTH AND HUMAN SERVICES - CONSENT ITEMS****10. [21-0031](#)**

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign Amendment 2 to Agreement for Services 5061 with Maxim Healthcare Staffing Services, Inc., for the provision of COVID-19, screening, testing, triage, case investigation, nursing care and contact tracing, increasing the maximum obligation by \$900,000 for a new total maximum obligation of \$1,500,000, effective upon final execution, extending the term for a new term date of August 25, 2020 through December 31, 2021;
- 2) Make findings in accordance with County Ordinance 3.13.030 that it is appropriate to contract with Maxim Healthcare Staffing Services, Inc. for services provided under this Amendment 2 to Agreement 5061 because the temporary, and occasional nature of the work does not warrant the addition of new staff; and
- 3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 5061, 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 and State: FEMA funding as available, otherwise Public Health Realignment.

**11. [21-0044](#)**

Health and Human Services Agency recommending the Board approve and authorize the Director of Health and Human Services Agency and Board Chair to sign the revised Certification of Assurance of Compliance, pertaining to the Request for Application issued by the California Governor's Office of Emergency Services for the County Victim Services Program for Fiscal Years 2020-21 and 2021-22.

**FUNDING:** \$84,473 in 2018 and \$84,473 in 2019 Victims of Crime Act funds, for a total estimated allocation of \$168,946; with a total required match in the amount of \$42,236, which will be provided by CASA El Dorado through in-kind volunteer hours.



12. [21-0053](#) Health and Human Services Agency recommending the Board approve and authorize the Director of Health and Human Services Agency and Board Chair to sign the revised Certification of Assurance of Compliance, pertaining to the Request for Application issued by the California Governor's Office of Emergency Services for the Elder Abuse Program for Fiscal Years 2020-21 and 2021-22.

**FUNDING:** Federal funding from the 2018 Victims of Crime Act, the 2019 Victims of Crime Act with a County match requirement.

**LAND USE AND DEVELOPMENT - CONSENT ITEMS**

13. [21-0023](#) Department of Transportation, Maintenance and Operations Division, Fleet Services Unit (Transportation), recommending the Board approve the addition of one mid-size SUV to Transportation's 2020-21 Fixed Asset List in the amount of \$32,000.

**FUNDING:** Fleet Internal Service Fund.

14. [21-0078](#) Surveyor's Office recommending the Board adopt and authorize the Chair to sign Resolution **207-2021** for Abandonment of Easement 20-0005, to abandon slope, public utility and drainage easements on Lot 7 of Barnett Business Park, recorded in Book G of Subdivisions at Page 49, identified as Assessor's Parcel Number 109-401-002, within the community of Shingle Springs, Supervisorial District 2.

**FUNDING:** Application Fees (General Fund).

**END CONSENT CALENDAR**

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

15. [20-0526](#) Chief Administrative Office recommending the Board receive an update from County Departments on the operational impacts of COVID-19 and provide direction to staff if necessary. (Cont. 1/12/2021, Item 9)

**FUNDING:** N/A

16. [21-0014](#) Supervisor Hidahl recommending the Board approve and authorize the Chair to sign a Proclamation recognizing January 24-30, 2021 as School Choice Week in El Dorado County. El Dorado County will join dozens of city and county leaders across the country in officially acknowledging School Choice Week to simply raise awareness of the K-12 education options.

17. [20-1606](#) Chief Administrative Office recommending the Board:
- 1) Conceptually approve the creation of the Office of the Alternate Public Defender as a new county department initially serving the West Slope;
  - 2) Authorize the Chief Administrative Officer to extend Agreement 4108 with El Dorado Law for the provision of conflict defense services for period of three months; and
  - 3) Authorize the Chief Administrative Officer, or designee, to negotiate up to two contracts for conflict defense services in the Tahoe Basin.

**FUNDING:** General Fund.

**11:00 AM TIME ALLOCATION (Items will not be heard prior to the time stated)**

18. [21-0108](#) Supervisor Hidahl recommending the Board authorize the Chair to sign a Certificate of Recognition for El Dorado Savings Bank which is being awarded the Business Hall of Fame by Sacramento Metropolitan Chamber of Commerce at the 126th Annual Business Awards event.

**FUNDING:** N/A

19. [21-0045](#) HEARING - Agriculture Department, on behalf of the Hemp Ad Hoc Advisory Committee, recommending the Board approve an urgency Ordinance **5138** extending an interim 45-day moratorium on the cultivation of industrial hemp for all purposes within the unincorporated areas of the County of El Dorado, pending the study and development of reasonable regulations, for ten months (10) and fifteen (15) days.

**FUNDING:** N/A

**1:00 PM TIME ALLOCATION (Items will not be heard prior to time stated)****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.

**2:00 PM TIME ALLOCATION (Items will not be heard prior to time stated)****20. [20-1460](#)**

HEARING - Department of Transportation recommending the Board consider the following:

- 1) Conduct a Hearing to consider adoption of Resolution of Necessity **189-2020** related to the Diamond Springs Parkway Phase 1B Project, CIP 72334/36105011 (Project) authorizing the commencement of eminent domain proceedings to acquire the parcel identified as Assessor Parcel Number 051-250-011, owned by Martin Murillo and Diane S. Murillo, Trustees of the MDM Trust under Declaration of Trust Dated December 18, 2007;
- 2) Make findings pursuant to California Code of Civil Procedure Section 1245.230 that:
  - a) The public interest and necessity require the proposed Project;
  - b) The Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury;
  - c) The property described in the Resolution of Necessity is necessary for the proposed project; and
  - d) The offer required by Section 7267.2 of the Government Code has been made to the owner(s) of record, unless the owner(s) could not be located with reasonable diligence;
- 3) Adopt the Resolution of Necessity (4/5 vote required); and
- 4) Authorize outside Counsel, Meyers-Nave, with cooperation as needed from County Counsel, to proceed with the necessary steps to acquire the required property. (Cont. 12/8/2020, Item 40)

**FUNDING:** Traffic Impact Mitigation Fees (20.4%), Master Circulation and Funding Plan (41.8%), Tribe Funds (18.6%), Road Fund (<1%), and to be determined anticipated grant funds (18.8%). (Local and State Funds).

**ITEMS TO/FROM SUPERVISORS (May be called at any time during the meeting)**

**CAO UPDATE (May be called at any time during the meeting)**

**ADJOURNMENT**

**CLOSED SESSION**

21. [21-0110](#) **Pursuant to Government Code Section 54957-Threat to Public Services or Facilities:** Consultation with Information Security Officer (Est. Time: 1 Hr.)
22. [21-0083](#) **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:** County Negotiator: Director of Human Resources and/or designee. Employee organization: Operating Engineers Local No. 3 representing employees in the Trades & Crafts Bargaining Unit. (Est. Time: 15 Min.)
23. [21-0082](#) **Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator:** Instructions to its negotiator regarding the real property described as Properties:  
1) 515 Main Street, Placerville, CA (APN 002-151-02-100; APN 002-151-18-100); and  
2) 525 Main Street, Placerville, CA (APN 002-151-03-100). County Negotiator: Don Ashton, Chief Administrative Officer, successor or designee. Negotiating Parties: Jill G. Kearney, President, successor or designee; Fred Ott, President, El Dorado Gold 1848, successor or designee. Under Negotiation: Price and terms of payment for sale or lease. (Est. Time: 10 Min.)
24. [21-0114](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Rural Communities United (Bio) v. County of El Dorado, et al. (Case No. PC20170536), Number of potential cases: (1). (Est. Time: 15 Min.)
25. [21-0067](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Director of Library Services. (Est. Time: 15 Min.)

On August 19, 2003, the Board adopted the following protocol: It is a requirement that all speakers, County staff and the public, when approaching the podium to make a visual presentation to the Board of Supervisors, must provide the Clerk with the appropriate number of hard copies of the presentation for Board members and the audience.

**ADDENDUM**

**GENERAL GOVERNMENT - CONSENT ITEMS**

26. [21-0155](#) Supervisor Parlin recommending the Board authorize the Chair to sign a letter of support for the Governor’s proposed Wildfire and Forest Resilience Expenditure Plan.

**FUNDING:** N/A

27. [21-0157](#) Supervisor Parlin recommending the Board appoint Sara Schwartz Kendall to the position of Library Commissioner - District 4, Term Expiration 01/01/2023.

**FUNDING:** N/A