



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

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

Tuesday, July 13, 2021

9:00 AM

<https://zoom.us/j/93302078218>

330 Fair Lane, Placerville, CA or live-streamed

PUBLIC PARTICIPATION INSTRUCTIONS: In accordance with new guidance from the California Department of Public Health, the meeting will be open to the public. The meeting will continue to be live-streamed via Zoom and YouTube.

Members of the public may address the Board in-person or via Zoom to make a public comment. Seating is limited and available on a first-come, first-served basis. The public should call into 530-621-7603 or 530-621-7610. The Meeting ID is 933 0207 8218. Please note you will not be able to join the live-stream until the posted meeting start time.

To observe the live stream of the Board of Supervisors meeting go to <https://zoom.us/j/93302078218>.

To observe the Board of Supervisors meetings via YouTube, click <https://www.youtube.com/channel/UCUMjDk3NUItZJrpw2CL7Zkg>.

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.

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. 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, 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. During noticed public hearings, individuals authorized by organizations to speak to organizational positions may request additional time, up to five minutes.

Public comment on certain agenda items designated and approved by the Board may be treated differently within 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-jurisdictional matters have additional flexibility depending on 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.

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.

CONSENT CALENDAR

1. [21-1122](#) Clerk of the Board recommending the Board Approve the Minutes from the regular meeting on June 29, 2021.

GENERAL GOVERNMENT - CONSENT ITEMS

2. [21-0789](#) Chief Administrative Office, Emergency Medical Services and Emergency Preparedness and Response Division, recommending the Board adopt and authorize Chair to sign Resolution **080-2021** amending Resolution 186-2015 and Resolution 187-2015 pertaining to the transfer of the Ambulance Billing function from the Heath and Human Services Agency to the Chief Administrative Office.

FUNDING: N/A

3. [21-1044](#) Chief Administrative Office, Facilities Division, recommending the Board consider the following pertaining to 300 Forni Road, Placerville, as related to the Senate Bill 844 Adult Local Criminal Justice Facilities Construction financing program for the Placerville Rehabilitation and Re-Entry Jail Expansion Project:
 - 1) Authorize the Chair to sign the three Easement Quitclaim Deeds as related to Assessor Parcel Number (APN) 325-300-039 (commonly known as 300 Forni Road); and
 - 2) Authorize the Facilities Division manager to sign and submit any additional necessary paperwork relating to the Quitclaim Deeds.

FUNDING: Senate Bill 844 Grant Funding.

4. [21-0851](#) Chief Administrative Office, Parks Division, recommending the Board adopt and authorize the Chair to sign Resolution **081-2021** authorizing the Chief Administrative Officer to accept donations to the Parks program to support public purposes.

FUNDING: Donations.

5. [21-1058](#) Chief Administrative Office, Parks Division, recommending the Board adopt and authorize the Chair to sign Resolution **084-2021** to complete the Parks and Water Bond Act of 2018 (Prop 68) Grant Program (Round Four) submission for the sports complex project to the State of California, Department of Parks and Recreation.

FUNDING: California Department of Parks and Recreation.

6. [21-1121](#) Supervisor Parlin recommending the Board make the following appointment to the Assessment Appeals Board:
Appoint Patti Smith, Member - District 4, Term Expiration 7/13/24.
- FUNDING:** N/A
7. [21-1109](#) Supervisor Turnboo recommending the Board make the following appointment to the Assessment Appeals Board:
Appoint Richard Mason, Member - District 2, Term Expiration 07/13/2024.
- FUNDING:** N/A
8. [21-1129](#) Supervisor Turnboo recommending the Board make the following appointment to the Human Rights Commission:
Appoint Carla SB Carr, Member - District 2, Term Expiration 01/01/2025.
- FUNDING:** N/A

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

9. [21-0858](#) Child Support Services recommending the Board:
- 1) Find in accordance with County Ordinance 3.13.030 that it is appropriate to contract with Marshal Medical Center for the Parentage Opportunity Program as it is mandated that the service be performed by birthing hospitals; and
 - 2) Approve and authorize the Chair to sign Agreement for Services 5723 with Marshall Medical Center for services to carry out the Parentage Opportunity Program with a three-year term retroactive to April 1, 2021 through March 31, 2024, for an amount not to exceed \$8,000.

FUNDING: State and Federal Child Support Funds.

10. [21-0746](#) Health and Human Services Agency recommending the Board adopt and authorize the Chair to sign Resolution **083-2021**, which authorizes the Auditor-Controller to:
- 1) Distribute the Economic Impact Payment (EIP) provided through the American Rescue Plan Act to each eligible foster youth or the legal guardian representing the foster youth who is still in the El Dorado County Foster Care system; and
 - 2) Return any undistributed EIP money back to the Internal Revenue Service for those foster youth that are not eligible to receive payments as they are no longer in the El Dorado County Foster Care System.

FUNDING: Economic Impact Payments.

11. [21-1000](#)

Health and Human Services Agency (HHS) recommending the Board:

- 1) Accept funding for El Dorado County for the Homeless Housing, Assistance, and Prevention (HHAP) Round 2 Program administered by the Homeless Coordinating and Financing Council (HCFC) for the term upon execution through June 30, 2026 and in the amount of \$305,824 (Agreement 21-HHAP-00019);
- 2) Authorize the Director of HHS, acting as the Administrative Entity on behalf of the El Dorado Opportunity Knocks Continuum of Care (CoC) in accordance with Resolution 023-2020, to accept funding for the CoC for the HHAP Round 2 Program for the term upon execution through June 30, 2026 and in the amount of \$341,680 (Agreement 21-HHAP-00020);
- 3) Delegate authority to the Director of HHS, on behalf of both El Dorado County and the CoC, to execute the grant funding agreements 21-HHAP-00019 and 21-HHAP-00020, including any extension(s) or amendment(s) thereto, contingent upon County Counsel and Risk Management approval; and
- 4) Authorize the Director of HHS to apply for, and if awarded, accept any additional funding for homeless programs, during the term of this grant, on behalf of both the County and the CoC that are administered as a part of the HHAP Program by the HCFC, contingent upon County Counsel and Risk Management Approval.

FUNDING: 100% State funding authorized pursuant to Assembly Bill 83, signed into law by Governor Newsom on June 29, 2020.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

12. [21-1016](#) Department of Transportation recommending the Board consider the following:
- 1) Accept the road improvements for the Bass Lake Road Reconstruction & Country Club Drive Extension Project, Agreement 19-54906, CIP 71360, as complete;
 - 2) Reduce Performance Bond 9327157 from \$7,968,982.63 to \$796,898.26, which is ten percent of the total cost of the road improvements, an amount which guarantees against any defective work, labor done, or defective materials furnished, and is to be released after one year if no claims are made;
 - 3) Hold Laborers & Materialmens Bond 9327157 in the amount of \$7,968,982.63 for six months to guarantee payments to persons furnishing labor, materials, or equipment; and
 - 4) Authorize the Clerk of the Board to release the respective Bonds after the required time periods upon written request by the Department.

FUNDING: Road Fund (1%), Developer Advance TIF Zone B (59%), Developer Advance TIF Zone C (40%).

13. [21-1077](#) Environmental Management Department recommending the Board approve and authorize the Chair to sign the Household Hazardous Waste Facility Agreement with the El Dorado Hills County Water District.

FUNDING: Community Service Area 10 Household Hazardous Waste.

14. [21-0680](#) Environmental Management Department recommending the Board consider the following:
- 1) Authorize the Environmental Management Department to amend the existing 3-year Agreement for Services with Doug Veerkamp General Engineering, Inc., increasing the not-to-exceed amount from \$300,000 to \$400,000, and the existing 3-year Agreement for Services with Joe Vicini, Inc., increasing the not-to-exceed amount from \$300,000 for Joe Vicini to \$500,000; and
 - 2) Authorize the Purchasing Agent to execute said Agreements, contingent upon County Counsel and Risk Management review, including minor revisions as required.

FUNDING: Non-General Fund / County Service Area No. 10 - Solid Waste funds.

LAW AND JUSTICE - CONSENT ITEMS

15. [21-1020](#) Probation Department recommending the Board:
- 1) Approve and authorize the Chair to sign Amendment I to Agreement for Services 2998 with Julie Wyatt, dba J. Wyatt Consulting, to increase the amount of the contract by \$25,302.07 for a total not to exceed amount of \$430,302.07;
 - 2) Approve and authorize the Chair to sign Amendment I to extend the term of the agreement an additional two months for a new term of July 14, 2018, to September 13, 2021; and
 - 3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 2998, 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: Public Safety Realignment (AB 109).

16. [21-1028](#) Probation Department recommending the Board receive the Juvenile Justice Realignment Block Grant Plan pursuant to Welfare and Institutions Code Section 1991.

FUNDING: Juvenile Justice Realignment Funds established by Senate Bill 823 (2020).

17. [21-1072](#) Sheriff's Office recommending the Board authorize the Chair to sign Amendment I to revenue Agreement 2007 with Amador County Sheriff's Office for the term July 1, 2020 to June 30, 2025 to:
- 1) Increase the not-to-exceed total from \$150,000 to \$800,000;
 - 2) Update the Contract Administrator; and
 - 3) Amend the first and last paragraphs in Exhibit B - Compensation, revising the not-to-exceed amount in the first paragraph, and adding language in the last paragraph that the El Dorado County Sheriff's Office will notify Amador County in writing of the cost of services increase in the second year of the agreement, and that the price increase will go into effect thirty (30) days after written notification.

FUNDING: Revenue Agreement with Amador County.

18. [21-1073](#) Sheriff's Office recommending that the Board approve and authorize the acceptance, with gratitude, of a donation of a new Polaris General 4 1000 Utility Terrain Vehicle, Polaris Pro Track System, and Trailer for an estimated value of \$27,000 to the El Dorado County Sheriff's Office Search and Rescue Unit from the El Dorado Search & Rescue Council.

FUNDING: Donation.

19. [21-1096](#)

Sheriff's Office recommending the Board approve and authorize the Chair to sign Amendment I to Contract 4437 with Relias Learning, LLC, to increase users from 95 to 100 for the provision of web-based education and information resource subscription services for inmates housed in both County Jails with a \$3,845.01 increase to the Contract revising the not-to-exceed amount to \$85,961.46, for the 7-year term from 10/1/2019 to 9/30/26.

FUNDING: General Fund.

END CONSENT CALENDAR

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

20. [21-1042](#) Planning and Building Department, Planning Division, Long Range Planning Unit, recommending the Board adopt and authorize the Chair to sign Resolution of Intention **082-2021** to Amend Title 130 of the County Zoning Ordinance and initiate the Zoning Ordinance Update project.

FUNDING: N/A

21. [21-1102](#) Supervisors Hidahl and Thomas recommending the Board appoint two Board members to an Ad Hoc Committee to participate in discussions with El Dorado Community Foundation, local stakeholders with the mobile home park working group and staff regarding mobile home park issues and concerns.

22. [21-1125](#) Chief Administrative Office recommending the Board consider a request from the City of Placerville to appoint two members of the Board to participate in discussions with two members of the City Council to discuss issues relating to homelessness within city limits, and if so desired, appoint two Board members to participate in these discussions.

FUNDING: N/A

9:00 A.M. TIME ALLOCATION (Items will not be heard prior to the time stated)

23. [21-1080](#) Chief Administrative Office recommending the Board:
- 1) Receive a presentation on the American Rescue Plan Act (ARPA) funding, specifically eligible and ineligible uses of funds;
 - 2) Provide direction on Board priorities for allocating ARPA funding; and
 - 3) Direct the Chief Administrative Office to return by the end of October with recommendations regarding the use of ARPA funds.

FUNDING: American Rescue Plan Act.

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

24. [21-0775](#) HEARING - Department of Transportation recommending the Board adopt and authorize the Chair to sign Resolution **079-2021** for the 2021 Traffic Impact Fee (TIF) Schedule Annual Update.

FUNDING: Traffic Impact Fee Program.

25. [21-0458](#)

Clerk of the Board recommending the Board:

- 1) Approve the **Introduction** (First Reading) of Ordinance **5143** to repeal Ordinance 4476 Section 15 and Ordinance 4591 which established and amended the membership of the Environmental Board of Appeals; and
- 2) Waive full reading of the Ordinance, read by title only and Continue this matter to July 20, 2021 for **Final Passage** (Second Reading). (Cont. 4/6/2021, Item 46)

FUNDING: N/A

1:00 P.M. - TIME ALLOCATION (Items will not be heard prior to the 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. The total amount of time reserved for Open Forum is 20 Minutes.

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

26. [21-1111](#) **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:** County Negotiator: Director of Human Resources and/or designee. Employee organizations: El Dorado County Employees' Association, Local 1, representing employees in the Supervisory, Professional, and General Bargaining Units; Operating Engineers Local No. 3 representing employees in the Trades & Crafts Bargaining Unit; El Dorado County Criminal Attorneys' Association representing employees in the Criminal Attorney Unit; El Dorado County Managers' Association representing employees in the Management Unit; and Deputy Sheriff's Association representing employees in the Law Enforcement Unit. (Est. Time: 35 Min.)
27. [21-1099](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Robert Peterson v. County of El Dorado; El Dorado County Superior Court Case Number PC20200367. (Est. Time: 20 Min.)
28. [21-1107](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: (1) County of El Dorado v. Amerisourcebergen Drug Corporation, et al., United States District Court for the Eastern District of California, Case No. 2:18-at-679, (2) In re, Purdue Pharma L.P., et al., United States Bankruptcy Court for the Southern District of New York, Case No. 19-23649 (RDD) Number of potential cases: (2) (Est. Time: 10 Min.)
29. [21-1133](#) **Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(d)(4). Number of potential cases: (1). (Est. Time: 15 Min.)
30. [21-1139](#) **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1). (Est. Time: 15 Min.)
31. [21-1145](#) **Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator:**
Properties: 3050-3066 Lake Tahoe Blvd., South Lake Tahoe, CA (APN 026-050-005) and 1170 Rufus Allen Blvd., South Lake Tahoe, CA (APN 026-050-003) (commonly known as 56 Acres Campground)
County Negotiator: Don Ashton, Chief Administrative Officer, or designee
Negotiating Parties: South Lake Tahoe City Manager or designee
Under Negotiation: Price and terms of payment for sale or lease (Est. Time: 10 Min.)

- 32. [21-1093](#) **Pursuant to Government Code Section 54957- Public Employee Appointment.** Title: Director of Environmental Management. (Est. Time: 15 Min.)

- 33. [21-1110](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Agricultural Commissioner. (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.