



County of El Dorado

Board of Supervisors
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Minutes - Final

Board of Supervisors

Brian K. Veerkamp, Chair, District III
Ron Mikulaco, First Vice-Chair, District I
Shiva Frentzen, Second Vice-Chair, District II
Michael Ranalli, District IV
Sue Novasel, District V

James S. Mitrison, Clerk of the Board of Supervisors
Larry T. Combs, Chief Administrative Officer
Robyn Truitt Drivon, County Counsel

Monday, December 7, 2015

9:00 AM

Board of Supervisors Meeting Room

Special Meeting

Vision Statement

**Safe, healthy and vibrant communities, respecting our natural resources
and historical heritage**

9:00 A.M. - CALLED TO ORDER AND PLEDGE OF ALLEGIANCE TO THE FLAG

Supervisor Veerkamp led the Pledge of Allegiance to the Flag.

Present: 5 - Supervisor Mikulaco, Supervisor Veerkamp, Supervisor Frentzen, Supervisor Ranalli and Supervisor Novasel

ADOPTION OF THE AGENDA AND APPROVAL OF THE CONSENT CALENDAR

A motion was made by Supervisor Novasel, seconded by Supervisor Mikulaco to Adopt the agenda with the following change:
Pull Item 1 for discussion.

Yes: 5 - Mikulaco, Veerkamp, Frentzen, Ranalli and Novasel

CONSENT CALENDAR

1. **15-0868** Community Development Agency, Development Services Division, recommending the Board consider the following, pending review and approval by County Counsel and Risk Management;
- 1) Approve and authorize the Chair to sign the Certificate of Acceptance to acquire 22.165 acres of land known as Cameron Meadows Phase 2 for the purpose of rare plant mitigation;
 - 2) Authorize the County Surveyor to create a 22.165 parcel based on the legal description within the Grant Deed; and
 - 3) Ratify the Development Services Division Director's signature on the Subgrant Agreement for Acquisition of Fee Interest and the Notice of Unrecorded Subgrant Agreement.

FUNDING: Funded by the Ecological Preserve Special Revenue Fund. (No Federal Funds)

Public comment: K. Payne

A motion was made by Supervisor Novasel, seconded by Supervisor Mikulaco to Approve this matter to include the addition of the following language to action item 3;

Authorize the Director to sign any remaining documents related to the close of escrow.

Yes: 5 - Mikulaco, Veerkamp , Frentzen, Ranalli and Novasel

END CONSENT CALENDAR

9:00 A.M. - TIME ALLOCATION

2. **15-1398** Supervisor Ranalli recommending the Board consider the following:
- 1) Receive a presentation provided by representatives of the Foster Awareness Network on the mission of the organization, and the goals of the 2016 "Superman Campaign" which will be undertaken in partnership with local county agencies and non-profit organizations; and
 - 2) Authorize the Chair to sign a Proclamation to recognize 2016 as the "Year of Foster Youth" in the County of El Dorado. (Est. Time: 15 Min.)

A motion was made by Supervisor Frentzen, seconded by Supervisor Ranalli to Approve this matter.

Yes: 5 - Mikulaco, Veerkamp, Frentzen, Ranalli and Novasel

3. **14-0245** Community Development Agency, Long Range Planning Division, recommending the Board consider the following relating to the Major Capital Improvement Program (CIP) and Traffic Impact Mitigation (TIM) Fee Program Update:
- 1) Determine TIM Fee Zone Geography and TIM Fee Zones;
 - 2) Approve TIM Fee Project List;
 - 3) Provide direction on inclusion or removal of right-of-way, sidewalk, and curb and gutter from the TIM Fee Program and Frontage Improvements Ordinance;
 - 4) Provide direction on the percentage allocation of El Dorado County Transportation Commission State/Federal Grant Projection;
 - 5) Provide direction on relief for secondary dwelling units;
 - 6) Adopt and authorize the Chair to sign Resolution of Intent **204-2015** to amend the General Plan, pending review and approval by County Counsel and Risk Management;
 - 7) Provide direction for TIM Fee revenue annual transfer of funds from Zone 8 and Zones 1-7 to ensure fair share funding of roadway improvements;
 - 8) Receive and file Draft TIM Fee Ordinance and Resolution;
 - 9) Receive and file TIM Fee Program Environmental Constraints Analysis;
 - 10) Approve in concept the draft CIP project list, and discuss and provide direction on "Unfunded" CIP Projects;
 - 11) Receive and file Public Outreach Summary and Report; and
 - 12) Discuss Project Schedule Information. (Est. Time: 3 Hr.)

FUNDING: TIM Fees and Road Fund.

Public Comment: T. Taren, K. Payne, G. Carpenter, N. Brown, E. Veerkamp, W. Nagle, H. Batsel

The Board elected to record individual motions pursuant to staff recommendations for each action item as shown on attachment 13M (Presentation, slide # 61).

Action Item #1: Adopt Smoothed 8 Zone TIM Fee Geography - Zones 2 and 3 merged

A motion was made by Supervisor Frentzen, seconded by Supervisor Ranalli, to Approve staff recommendation.

Yes: 5 - Mikulaco, Veerkamp , Frentzen, Ranalli and Novasel

Action Item #2: Approve TIM Fee Project List

A motion was made by Supervisor Ranalli, seconded by Supervisor Mikulaco to Approve staff recommendation.

Yes: 5 - Mikulaco, Veerkamp , Frentzen, Ranalli and Novasel

Action Item #3 Motion 1: Remove right-of-way, sidewalk, and curb and gutter from TIM Fee Projects; direct staff to process Frontage Improvements Ordinance

A motion was made by Supervisor Novasel, seconded by Supervisor Mikulaco to Approve staff recommendation with the following exceptions;
1) This motion excludes CIP Project R-1: Cameron Park Drive from Palmer Drive to Hacienda Road project.
2) Exempt from the removal of right-of-way, sidewalk, and curb and gutter costs project R-10: Country Club Drive project between Bass Lake Road/Old Bass Lake Road to Tierre de Dios Drive.

Yes: 5 - Mikulaco, Veerkamp , Frentzen, Ranalli and Novasel

Action Item #3 Motion 2: Remove right-of-way, sidewalk, and curb and gutter from TIM Fee Projects; direct staff to process Frontage Improvements Ordinance

A motion was made by Supervisor Mikulaco, seconded by Supervisor Novasel to approve staff recommendation specific to CIP Project R-1: Cameron Park Drive from Palmer Drive to Hacienda Road project.

Yes: 4 - Mikulaco, Veerkamp , Ranalli and Novasel

Recused: 1 - Frentzen

Action Item # 4: Direct staff to apply 45% of future grant funding towards non-TIM Fee CIP projects and 55% towards the TIM Fee Program

A motion was made by Supervisor Ranalli, seconded by Supervisor Novasel to Approve staff recommendation with direction to staff to perform analysis regarding the distribution percentage and return to the Board in January 2016 with an update.

Yes: 5 - Mikulaco, Veerkamp , Frentzen, Ranalli and Novasel

Action Item # 5: Allow applicants with secondary dwelling units to apply for relief via the TIM Fee Offset Program

A motion was made by Supervisor Ranalli, seconded by Supervisor Novasel to direct staff to perform additional analysis and return to the Board in January 2016 with an update.

Yes: 5 - Mikulaco, Veerkamp , Frentzen, Ranalli and Novasel

Action Item # 6: Adopt Resolution of Intention - direct staff to proceed with General Plan Amendment

A motion was made by Supervisor Mikulaco, seconded by Supervisor Ranalli to Adopt Resolution of Intention 204-2015.

Yes: 5 - Mikulaco, Veerkamp , Frentzen, Ranalli and Novasel

Action Item # 7: Direct staff to require all TIM Fee Zones to pay their fair share payments of roadway improvements

**A motion was made by Supervisor Mikulaco, seconded by Supervisor Novasel to deny staff recommendation.
(Upon clarification by staff, Supervisor Novasel withdrew her second. The Chair polled the Board on the motion a second time, motion failed for lack of a second).**

A motion was made by Supervisor Ranalli, seconded by Supervisor Novasel to approve staff recommendation.

Yes: 4 - Veerkamp , Frentzen, Ranalli and Novasel

Noes: 1 - Mikulaco

Supervisor Frentzen requested the Board reconsider Action Item # 6.

A motion was made by Supervisor Mikulaco, seconded by Supervisor Frentzen to reconsider Action Item #6.

Yes: 5 - Mikulaco, Veerkamp , Frentzen, Ranalli and Novasel

Reconsideration of Action Item # 6: Adopt Resolution of Intention - direct staff to proceed with General Plan Amendment

Upon reconsideration of the motion and staff clarification regarding the employment cap and flexibility in the Resolution of Intention, the Board took the following action:

A motion was made by Supervisor Ranalli, seconded by Supervisor Novasel to Adopt Resolution 204-2015.

Yes: 5 - Mikulaco, Veerkamp , Frentzen, Ranalli and Novasel

Action items 8, 9 and 11 were Received and Filed.

Action Item # 10: Approve in concept the proposed CIP Project list

A motion was made by Supervisor Ranalli, seconded by Supervisor Mikulaco to approve staff recommendation.

Yes: 4 - Mikulaco, Veerkamp , Ranalli and Novasel

Noes: 1 - Frentzen

2:00 P.M. - TIME ALLOCATION

- 4. 15-0048** Community Development Agency, Long Range Planning Division, recommending the Board consider the following:
- 1) Receive and file the history of the funding mechanism for Missouri Flat Master Circulation and Funding Plan (MC&FP) monies;
 - 2) Receive and file the draft Final Missouri Flat Retail Market and Financial Feasibility Analysis Report;
 - 3) Direct staff to proceed with the MC&FP Phase II;
 - 4) Confirm the approach to public outreach for the MC&FP Phase II; and
 - 5) Receive and file the updated MC&FP Plan Phase II project schedule. (Est. Time: 2 Hr.)

FUNDING: MC&FP Funds.

Public Comment: J. Sweeney, L. Grado, K. Payne

A motion was made by Supervisor Ranalli, seconded by Supervisor Novasel to direct staff to continue with Phase II.

Yes: 4 - Mikulaco, Veerkamp , Ranalli and Novasel

Noes: 1 - Frentzen

ADJOURNED AT 4:15