



RESOLUTION NO. -2018

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

**SUBMISSION TO VOTERS OF A MEASURE AMENDING COUNTY CHARTER
SECTION 502.1, CLASSIFIED AND UNCLASSIFIED EMPLOYEES**

WHEREAS, the 2017-18 Charter Review Committee held 10 meetings between June 26, 2017, and January 8, 2018, and issued recommendations and responses on 15 subject areas of the Charter, including the nine Findings from the Grand Jury as well as six additional areas/items; and

WHEREAS, at its June 26, 2018 meeting, the Board of Supervisors considered the report on the six Charter areas identified for possible amendment and directed staff to return to the Board on July 17, 2018, with recommended ballot language for two of the items considered; and

WHEREAS, the Board of Supervisors desires, on the recommendation of the 2017-18 Charter Review Committee, to ask the voters of the County to consider approving an amendment to the County Charter Section 502.1, "Classified and Unclassified Employees," to provide that additional County employment positions may be designated as members of the "unclassified service" as determined by Resolution of the Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

- 1) Pursuant to Government Code Section 23722, The Board of Supervisors does hereby order submitted to the voters at the next established election date on November 6, 2018, a measure to amend the El Dorado County Charter Section 502.1, "Classified and Unclassified Employees," as more specifically set forth in Exhibit A hereto.

- 2) The ballot question to be submitted to the voters shall be as follows:

Shall the measure be adopted to amend the El Dorado County Charter Section 502.1 regarding Classified and Unclassified Employees to provide that the Board of Supervisors may determine, by Resolution, additional positions to be of the "unclassified service," such that the Board may designate that certain County employment positions will no longer be afforded civil services status and protection and shall serve in an "at-will" capacity?

- 3) That in all particulars not recited in the Resolution, the election shall be held and conducted as provided by law. The Registrar of Voters is hereby authorized and directed to take all actions necessary for the conduct of the election, to canvass the results thereof, and to certify the results to the Board of Supervisors.

- 4) That the approval of this Resolution and the submittal of the measure referenced in Section 1 hereof to a vote of the people is not a project under the California Environmental Quality Act in that it does not have the potential to result in either a direct physical change in the environment, or a reasonable foreseeable indirect physical change in the environment (14 Cal. Code of Regs. Section 15378(a)), and in that the creation of governmental funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment is expressly excluded from the definition of a project (14 Code of Cal. Regs. Section 15378(b)(4)).

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held the ___ day of July, 2018, by the following vote of said Board:

Attest:
James S. Mitrisin
Clerk of the Board of Supervisors

Ayes:
Noes:
Absent:

By: _____
Deputy Clerk

Chairman, Board of Supervisors

EXHIBIT A

PROPOSED CHARTER LANGUAGE

ADDITIONAL AT-WILL CLASSIFICATIONS

Article V, Personnel, Section 502.1, "Classified and Unclassified Employees"

This section of the charter, with changes, would read as follows:

Classified and Unclassified Employees

The classified service consists of all positions in which employees have achieved civil service status except those positions designated as unclassified below.

The unclassified service consists of:

- a. elected county officers;*
- b. appointed department heads;*
- c. all appointed boards, committees and commissions;*
- d. all persons serving without compensation (compensation does not include incidental fees and expenses);*
- e. casual patient and inmates at county institutions;*
- f. the following administrative personnel charged with making policy decisions: ~~Deputy Director of Welfare; Undersheriff~~ **and any other unrepresented position as determined by resolution of the Board of Supervisors, all of whom** ~~The Undersheriff~~ shall have the right to return to a former classified position in accord with county ordinance;*
- g. any person holding a confidential position to each member of the Board of Supervisors;*
- h. persons employed to render professional, scientific, technical or expert services on a temporary basis for a specific project;*
- i. persons covered under State Merit Systems;*
- j. persons employed as independent contractors pursuant to contracts, as authorized by the Board of Supervisors.*
- k. persons otherwise excluded by operation of law.*

The Board of Supervisors shall have the right for good cause and after written notice to affected parties, to make "de minimis" changes which amend the foregoing list.