



# County of El Dorado

Board of Supervisors  
330 Fair Lane, Building A  
Placerville, California  
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## Minutes - Final Board of Supervisors

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

*James S. Mitrisin, Clerk of the Board of Supervisors*  
*Larry T. Combs, Chief Administrative Officer*  
*Michael Ciccozzi, Interim County Counsel*

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Tuesday, March 8, 2016

8:00 AM

Board of Supervisors Meeting Room

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### ADDENDUM

Items 19, 28 and 33 include changes in the text.

Item 34 includes a request from the Applicant to Continue the matter to April 5, 2016.

Items 39 and 40 are hereby added to the Consent Calendar.

Items 41 and 42 are hereby added to Closed Session.

### Vision Statement

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

BOARD MEETING ROOM EQUIPPED WITH AN AUDIO INDUCTION LOOP ASSISTIVE LISTENING SYSTEM.

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Public comment will be received on each agenda item listed under Department Matters or Time Allocation as called by the Chair. Principal party on each side of an issue (where applicable) is allocated 10 minutes to speak, individual comments are limited to 3 minutes, and individuals speaking for a group are allocated 5 minutes. (Adopted 8/10/93) Except with the consent of the Board, individuals shall be allowed to speak to an item only once. Upon completion of public comment the matter shall be returned to the Board for deliberation. Members of the public shall not be entitled to participate in that deliberation, or be present at the podium during such deliberation, except at the invitation of the Board for a point of clarification or question by the Board. The Board reserves the right to waive said rules by a majority vote.

Matters not on the agenda may be addressed by the general public during the Open Forum. Public comments during Open Forum are limited to three minutes per person and the total amount of time reserved for Open Forum may be limited. Public comment on items scheduled for Closed Session will be received before the Board recesses to Closed Session.

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 the foyer of 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.

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.

**8:01 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSIONS**

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

**9:10 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS**

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

**INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG**

Pastor Craig Klatt of the Camino Adventist Church gave the Invocation.  
Supervisor Veerkamp led the Pledge of Allegiance to the Flag.

**ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR**

*Public Comment: M. Lane*

**A motion was made by Supervisor Veerkamp, seconded by Supervisor Ranalli to Adopt the Agenda and Approve the Consent Calendar with the following changes:**

**Item 2 correct a clerical error to Exhibit A of Resolution 039-2016 in Section 210 of the Charter, thus striking through "Except as provided for in subsection (c) herein below".**

**Pull Item 10 for discussion.**

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

[16-0249](#) Public Comment on the Consent Calendar (See Attachment)

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 with one single vote. A Board member may request an item be removed from the Consent Calendar for discussion and possible action, and the item will be moved from Consent and heard as a separate item with Department Matters. Any member of the public may ask to address an item on the Consent Calendar prior to Board action.

**OPEN FORUM**

*Public Comment: D. Heryet, M. Lane, D. Rachel*

[16-0250](#) Open Forum (See Attachment)

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 Board reserves the right to impose a reasonable limit of time afforded to any topic, individual speaker or the total amount of time reserved for Open Forum.

**DEPARTMENT/SUPERVISOR REPORTS**

Supervisor Ranalli toured Growlersburg Conservation Camp in Georgetown. He saw the cooperative effort between CalFire and the Department of Corrections. The tree mortality is very obvious when you tour the Camp. He also participated in a discussion with stakeholders and CalFire in Sacramento regarding safety for firefighters and the tree mortality issue.

Supervisor Novasel attended the Tahoe Paradise District master plan meeting. She participated in a ride-a-long with the Probation Department up in South Lake Tahoe.

Supervisor Frentzen attended the Local Agency Formation Commission legislative committee meeting in Sacramento. She also attended the Sheriff's awards ceremony. There is a grand opening of a new fire station in El Dorado Hills. She attended the public scoping meeting for the CIP and TIM fees that was put on by the Community Development Agency. She attended the Shingle Spring Alliance Community meeting. She attended the Cameron Park fire department crab feed fundraiser and the Ponderosa high school fundraiser. She went to the Cameron Park senior luncheon.

Supervisor Veerkamp also attended the Sheriff's awards ceremony. He attended the 10 year anniversary of the El Dorado Hills library. The El Dorado County Transportation Commission staff, city engineer and Supervisor Veerkamp had a meeting with the Deputy Director of the State Transportation Committee and CalTrans to discuss funding. He attended the El Dorado County Transit Commission meeting and the Transportation Committee meeting. He also participated in the Community Action Council.

Supervisor Mikulaco also spoke of the 10 year anniversary of the El Dorado Hills library. He also attended the Sheriff's awards ceremony. Supervisor Mikulaco spoke of Fire Station 84 and how it was one of the original fire stations in El Dorado Hills. Supervisor Mikulaco visits the Senior Center often.

**CAO UPDATE**

No update.

**CONSENT CALENDAR**

1. [16-0181](#) Clerk of the Board recommending the Board approve the Minutes from the regular meeting of February 23, 2016.

**This matter was Approved on the Consent Calendar.**

**GENERAL GOVERNMENT - CONSENT ITEMS**

2. [14-1022](#) Charter Review Committee recommending the Board adopt and authorize the Chair to sign Resolution **039-2016** to place a Charter Amendment on the June 7, 2016 Ballot to delete Charter section 210 c. relating to voting requirements for increases to current benefit assessments of real property. The substance of the section is now covered by general law, after passage of Proposition 218 in November of 1996.

**FUNDING:** N/A

**This matter was Approved and Resolution 039-2016 was Adopted upon Approval of the Consent Calendar with the following change to correct a clerical error to Exhibit A of Resolution 039-2016 to include the deletion of the text "Except as provided for in subsection (c) herein below" from the beginning of Charter Section 210.**

3. [16-0177](#) Clerk of the Board, based upon the recommendation of the El Dorado Office of Education Superintendent's Council, recommending the Board make the following appointment to the First 5 El Dorado Children and Families Commission:  
Appoint Dr. Ed Manansala, Education Member (Vacant), Term Expiration 3/8/2019.

**This matter was Approved on the Consent Calendar.**

**HEALTH AND HUMAN SERVICES - CONSENT ITEMS**

4. [16-0059](#) Health and Human Services Agency, Mental Health Division, recommending the Board:
- 1) Approve and authorize the Chair to sign Agreement for Services 348-S1611 with California Psychiatric Transitions, Inc. for the provision of long-term residential treatment for mentally ill adults for the term from April 1, 2016 through March 31, 2018, with a maximum contractual obligation of \$1,500,000; and
  - 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 348-S1611, including amendments that do not increase the maximum dollar amount or term of the Agreement and contingent upon approval by County Counsel and Risk Management.

**FUNDING:** State and Federal Funding.

**This matter was Approved on the Consent Calendar.**

5. [16-0112](#) Health and Human Services Agency, Social Services Division, recommending the Board:
- 1) Accept additional funding for the Commercially Sexually Exploited Children program in the amount of \$15,541 thereby increasing the original allocation of \$277,628 to \$293,169; and
  - 2) Adopt and authorize the Chair to sign Resolution **018-2016**, amending the current Authorized Personnel allocation to increase the Staff Services Analyst I/II allocation by one (1) full time equivalent, which has available State and Federal funding.

**FUNDING:** State and Federal Funding.

**This matter was Approved and Resolution 018-2016 was Adopted upon Approval of the Consent Calendar.**

6. [16-0121](#) Health and Human Services Agency, Public Health Division, recommending the Board approve and authorize the Chair to sign one letter to support Assembly Bill 1554, and one letter to support Senate Bill 819 to support the ban on the manufacture, offer for sale, sale, distribution, possession or use of powdered alcohol.

**This matter was Approved on the Consent Calendar.**

7. [16-0193](#) Health and Human Services Agency (HHS), Community Services Division, recommending the Board approve and authorize the HHS Director to sign a letter of support for American River College's grant application titled, "Tech Hire Partnership Grants," sponsored by the United States Department of Labor - Employment and Training Administration.

**FUNDING:** HHS's participation in the program is considered an in-kind contribution, referred to by the grant as "leverage."

**This matter was Approved on the Consent Calendar.**

**LAND USE AND DEVELOPMENT - CONSENT ITEMS**

8. [15-1422](#) Air Quality Management District (AQMD) recommending the Board, acting as the AQMD Board of Director's, approve and authorize the Chair to sign Funding Agreement 212-F1611 with Crystal View Enterprises, Inc. for a not-to-exceed amount of \$20,000 for a two (2) year term following execution by both parties, to purchase and install four (4) Level 2 electric vehicle charging stations.

**FUNDING:** Air Quality Management District Funds.

**This matter was Approved on the Consent Calendar.**

9. [16-0137](#) Air Quality Management District (AQMD) recommending the Board, acting as the AQMD Board of Directors:
- 1) Approve and authorize the Chair to sign Resolution **038-2016**, approving proposed Rule 523-1 Federal Non-Attainment New Source Review ("Rule"); and
  - 2) Direct staff to forward the Rule to the California Air Resources Board for transmittal to the U.S. Environmental Protection Agency as a revision to the State Implementation Plan.

**FUNDING:** None Required.

**This matter was Approved and Resolution 038-2016 was Adopted upon Approval of the Consent Calendar.**



10. [09-1405](#) Community Development Agency, Administration and Finance Division, recommending the Board consider the following;
- 1) Waive competitive bidding requirements for the construction of tenant improvements related to the lease of additional office space at 924 Emerald Bay Road, South Lake Tahoe, finding that competitive bidding would not produce a public benefit; and
  - 2) Approve and authorize the Chair to sign Lease Agreement 124-L1611 with Emerald Bay Properties, LLC, in the amount of \$4,536 per month commencing on April 1, 2016, and ending at the end of the month in which a Notice of Completion is recorded for tenant improvements, estimated to occur in July 2016, at which point rent will increase to \$11,520 per month for twelve months, thereafter increasing by two percent annually, and ending after 120 months, for office space located on the second floor at 924 Emerald Bay Road, South Lake Tahoe, for staff in the Community Development Agency.

**FUNDING:** Road Fund (49%) and General Fund (51%). (Federal Funds)

**A motion was made by Supervisor Novasel, seconded by Supervisor Veerkamp to Approve this matter and direct staff to return to the Board with a report of facilities in place and funding mechanisms unique to the South Lake Tahoe basin.**

**Yes:** 4 - Mikulaco, Veerkamp, Ranalli and Novasel

**Noes:** 1 - Frentzen

11. [12-1352](#) Community Development Agency, Long Range Planning Division, recommending the Board approve and authorize the Chair to sign an amendment to an Agreement for Services, and a corresponding amendment to an applicant funding Agreement, to ensure the project applicant continues to fund all costs, as follows:
- 1) Amendment III to Funding Agreement 240-F1311 with Serrano Associates, LLC increasing funding by \$155,198 for a new total not-to-exceed amount of \$949,027;
  - 2) Amendment IV to Agreement for Services 239-S1311 with ICF Jones and Stokes, Inc., increasing the maximum obligation by \$130,198 for a total not-to-exceed amount of \$623,021 to provide direct consultant services to the County for preparation of Environmental Impact Reports and planning consultation services, and extend the expiration date of the agreement by three (3) years; and
  - 3) Approve and authorize the Chair to sign a Budget Transfer to increase revenue and appropriations by \$155,198 associated with the Funding Agreement. (4/5 vote required)

**FUNDING:** Applicant Funding Agreement.

**This matter was Approved on the Consent Calendar.**

12. [12-1354](#) Community Development Agency, Long Range Planning Division, recommending the Board approve and authorize the Chair to sign an amendment to an Agreement for Services, and a corresponding amendment to an applicant funding agreement, to ensure the project applicant continues to fund all costs, as follows:
- 1) Amendment III to Funding Agreement 245-F1311 with Marble Valley Company, LLC increasing funding by \$137,340 for a new total not-to-exceed amount of \$939,150;
  - 2) Amendment IV to Agreement for Services 268-S1311 with ICF Jones and Stokes, Inc., increasing the maximum obligation by \$112,340 for a total not-to-exceed amount of \$595,257 to provide direct consultant services to the County for preparation of Environmental Impact Reports and planning consultation services, and extend the termination date of the agreement three (3) additional years; and
  - 3) Approve and authorize the Chair to sign a Budget Transfer to increase revenue and appropriations by \$137,340 associated with the Funding Agreement. (4/5 vote required)

**FUNDING:** Applicant Funding Agreement.

**This matter was Approved on the Consent Calendar.**

13. [12-1370](#) Community Development Agency, Long Range Planning Division, recommending the Board approve and authorize the Chair to sign an amendment to an Agreement for Services, and a corresponding amendment to an applicant funding agreement, to ensure the project applicant continues to fund all costs, as follows:
- 1) Amendment III to Funding Agreement 241-F1311 with G3 Enterprises, Inc., increasing funding by \$137,340 for a new total not-to-exceed amount of \$919,641;
  - 2) Amendment IV to Agreement for Services 267-S1311 with ICF Jones and Stokes, Inc., increasing the maximum obligation by \$112,340 for a total not-to-exceed amount of \$575,421 to provide direct consultant services to the County for preparation of Environmental Impact Reports and planning consultation services for the Lime Rock Valley Specific Plan Project, and to extend the term expiration date by three (3) years; and
  - 3) Approve and authorize the Chair to sign a Budget Transfer to increase revenue and appropriations by \$137,340 associated with the Funding Agreement. (4/5 vote required)

**FUNDING:** Applicant Funding Agreement.

**This matter was Approved on the Consent Calendar.**

14. [12-1372](#) Community Development Agency, Long Range Planning Division, recommending the Board approve and authorize the Chair to sign the Amendment IV to Agreement 365-S1210 with Michael Baker International (formerly Pacific Municipal Consultants), expanding the scope of work to add a contingency, changing the name of the consultant from Pacific Municipal Consultants to Michael Baker International, and increasing the not-to-exceed amount of the Agreement by \$75,000 for a not-to-exceed total amount of \$839,139 to assist County staff with tasks associated with processing the proposed Central El Dorado Hills, Village of Marble Valley, and Lime Rock Valley Specific Plan Project applications.

**FUNDING:** Applicant Funding Agreements.

**This matter was Approved on the Consent Calendar.**

15. [13-0395](#) Community Development Agency, Transportation Division, recommending the Board approve and authorize the Chair to sign Amendment 1 to the Cooperative Agreement 03-0525 with the State of California Department of Transportation (Caltrans) for the planning, design, right of way, and construction phases of the Diamond Springs Parkway - Phase 1A - SR-49 Realignment Project, CIP 72375, to include Caltrans as a Funding Partner and include \$1,000,000 in State Highway Operation and Protection Program funds to be allocated and authorized for construction of the project.

**FUNDING:** Master Circulation & Funding Plan Financing (7.4%), 2004 GP Traffic Impact Mitigation Fee Program (2.8%), West Slope Traffic Impact Mitigation Fee Program (40%), Local Tribe Funds (28.4%) and Utilities (21%). (No Federal Funds)

**This matter was Approved on the Consent Calendar.**

16. [14-0128](#) Community Development Agency, Transportation Division, recommending the Board approve and authorize the Chair to sign First Amendment to Agreement for Services 327-S1411 with Benchmark Land Use Group, Inc., doing business as Benchmark Resources, increasing the compensation amount by \$28,670 for a new not-to-exceed amount of \$242,568 for the completion of the Final Subsequent Environmental Impact Report for the Silver Springs Parkway to Bass Lake Road (south segment), CIP 76108.

**FUNDING:** 2004 GP Traffic Impact Mitigation Funds (10%), Developer Advance Traffic Impact Mitigation Funds (45%), Developer Funds (39%), Traffic Impact Mitigation Fees (West Slope) (6%). (No Federal Funds)

**This matter was Approved on the Consent Calendar.**

17. [15-1452](#)

Chief Administrative Office, Procurement and Contracts on behalf of Community Development Agency - Transportation Division - Fleet Unit, recommending the Board approve the following:

- 1) Authorize an additional purchase from awarded Bid 16-070-031, bid vehicle "B", for the purchase of one 2016 Ford Expedition the low qualified bidder Downtown Ford Sales of Sacramento, CA; and
- 2) Authorize the Purchasing Agent to sign PO201614429 to Downtown Ford Sales of Sacramento, CA in the amount of \$30,127 (plus taxes and fees estimated at \$2,269).

**FUNDING:** Fleet Internal Service Fund.

**This matter was Approved on the Consent Calendar.**

**LAW AND JUSTICE - CONSENT ITEMS**

18. [16-0128](#) Human Resources Department and District Attorney's Office recommending the Board consider the following:
- 1) Adopt and authorize the Chair to sign Resolution **031-2016** amending the Authorized Personnel Allocation Resolution for the District Attorney's Office to add 1.0 FTE Paralegal I/II and delete 1.0 FTE Executive Secretary (Law and Justice) allocation;
  - 2) Approve the reclassification of one (1) Executive Secretary (Law and Justice) position to the classification of Paralegal I/II based on a reclassification study; and
  - 3) Waive the requirement for filling the Paralegal I/II position through a competitive examination process, allowing the current incumbent to be appointed to the position as provided for in Section 306.1 of the Personnel Rules.

**FUNDING:** General Fund.

**This matter was Approved and Resolution 031-2016 was Adopted upon Approval of the Consent Calendar.**

19. [16-0126](#) Human Resources Department and the Sheriff's Office recommending the Board consider the following:
- 1) Approve the classification specification for the position of Supervising Property Evidence Technician;
  - 2) Adopt and authorize the Chair to sign Resolution **027-2016** to establish the salary schedule and bargaining unit for the classification of Supervising Property Evidence Technician and amend the Authorized Personnel Allocation Resolution for the Sheriff's Office to add 1.0 FTE Supervising Property Evidence Technician and delete 1.0 FTE Senior Property Evidence Technician allocation;
  - 3) Approve the reclassification of one (1) Senior Property Evidence Technician position to the classification of Supervising Property Evidence Technician based on a reclassification study; and
  - 4) Waive the requirement for filling the Supervising Property Evidence Technician position through a competitive examination process, allowing the current incumbent to be appointed to the position as provided for in Section 306.1 of the Personnel Rules.

**FUNDING:** General Fund.

**This matter was Approved and Resolution 027-2016 was Adopted upon Approval of the Consent Calendar.**

20. [14-1417](#) El Dorado County Sheriff's Office of Emergency Services recommending the Board find that a state of emergency continues to exist in El Dorado County as a result of drought conditions. (Cont. 2/23/16, Item 32)
- This matter was Approved on the Consent Calendar.**
21. [14-0721](#) Sheriff's Office recommending the Board:
- 1) Approve and authorize the Chair to execute Amendment I to Agreement 020-S1511 with the County of Sacramento for the provision of autopsy services, increasing compensation by \$75,000 for a total not to exceed \$150,000 for the period of July 1, 2014 through June 30, 2016; and
  - 2) Update Article XXII Administrator to reflect Lieutenant Matthew Foxworthy as the Administrator.
- FUNDING:** General Fund.
- This matter was Approved on the Consent Calendar.**
22. [16-0132](#) Sheriff's Office recommending the Board approve and authorize the Chair to execute Reimbursement Agreement 297-F1611 with the City of Placerville for reimbursement of funds in the amount of \$18,506 for the grant performance period that ends May 31, 2018 from the Fiscal Year 2015 Homeland Security Grant for the purchase of Body Worn Cameras for the Placerville Police Department's Officers.
- FUNDING:** Fiscal Year 2015 Homeland Security Grant.
- This matter was Approved on the Consent Calendar.**
23. [16-0166](#) Sheriff's Office recommending the Board approve and authorize the Chair to sign Agreement 002-S1711 with the County of Sacramento in an amount not-to-exceed \$180,000 for the term July 1, 2016 through June 30, 2018 to continue to receive reports from certified forensic pathologists in instances of a homicide, suspicious death or Sudden Infant Death Syndrome.
- FUNDING:** General Fund.
- This matter was Approved on the Consent Calendar.**

**END CONSENT CALENDAR**

**10:00 A.M. - TIME ALLOCATION**

24. [16-0119](#) HEARING - Surveyor's Office recommending the Board approve and authorize the Chair to sign Resolution **044-2016** for final approval of the proposed name change renaming the segment of Silva Valley Parkway from the southern end of the existing Silva Valley Parkway at the intersection with White Rock Road, northerly to the intersection of the realigned Silva Valley Parkway. (Est. Time: 5 Min.) (Refer: 2/23/16, Item 28)

**FUNDING:** N/A

**Supervisor Mikulaco opened the public hearing.**

**A motion was made by Supervisor Veerkamp, seconded by Supervisor Ranalli to Approve this matter and Adopt Resolution 044-2016.**

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

25. [16-0120](#) HEARING - Surveyor's office recommending the Board approve and authorize the Chair to sign Resolution **045-2016** for final approval of the proposed name change renaming the segment of White Rock Road from the Silva Valley Interchange easterly to the Hwy 50 Right-Of-Way. The most westerly segment of the road to be renamed was realigned as part of the Silva Valley Interchange Project. This realignment will result in a "T" intersection and the contiguous segment of the road to the west of the intersection is proposed to be renamed Clarksville Crossing. (Est. Time: 5 Min.) (Refer: 2/23/16, Item 29)

**FUNDING:** N/A

**A motion was made by Supervisor Frentzen, seconded by Supervisor Veerkamp to Continue this matter to March 22, 2016.**

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

26. [16-0065](#) Community Development Agency, Administration and Finance Division, recommending the Board consider the following:
- 1) Review and accept the Engineer's Report dated January 2016 supporting the proposed benefit assessment for the Carson Crossing Drive Drainage Zone of Benefit;
  - 2) Approve and authorize the Chair to sign Resolution **040-2016** authorizing commencement of an assessment ballot proceeding for the owners of property within the zone boundaries to consider levy of the benefit assessment for the Carson Crossing Drive Drainage Zone of Benefit 98310, noting that approval of the funding mechanism is required in order for formation of the zone to be completed;
  - 3) Waive the forty-five (45) day balloting period prescribed under Government Code section 53753(b) at the request of the property owners;
  - 4) Conduct a hearing on March 8, 2016 at 11:00 a.m., at which time the assessment ballots will be distributed, received and tabulated; and
  - 5) If no majority protest exists, authorize the Chair to sign Resolution **041-2016** adopting the subject benefit assessment to be levied commencing in the 2017/18 tax year.

**FUNDING:** Developer Funds. (No Federal Funding)

**A motion was made by Supervisor Novasel, seconded by Supervisor Ranalli to:**

- 1) Correct the Engineer's Report dated January 2016 to February 2016;
- 2) Approve Action Items 1-3;
- 3) Adopt Resolution 040-2016; and
- 4) Trail Action Items 4 and 5 to 11:00 a.m.

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

**Item 26 was reopened.**

**Supervisor Mikulaco opened the public hearing.**

**Hearing no public comment, Supervisor Mikulaco closed the public hearing.**

**Item trailed to allow time for the Clerk of the Board to tabulate the assessment ballots.**

**Upon completion of the tabulation of the assessment ballots, the Clerk of the Board reported that the weighted value of the ballots cast are 100% in favor of the formation of the Carson Crossing Drive Drainage Zone of Benefit.**

**A motion was made by Supervisor Veerkamp, seconded by Supervisor Novasel to Adopt Resolution 041-2016.**

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



27. [14-0133](#)

Chief Administrative Office, Facilities Division, recommends the Board consider the following:

- 1) Adopt and authorize Chair to sign Resolution **043-2016** certifying the Environmental Impact Report for the Public Safety Facility Project, adopting the Findings of Fact and Statement of Overriding Considerations, and the Mitigation Monitoring and Reporting Program for the Public Safety Facility Project;
- 2) Authorize the payment of the purchase price and close of escrow for acquisition of approximately 30.73 acres of land commonly known as Industrial Drive and 6625 Merchandise Way in Diamond Springs (APN 329-240-55 and 329-391-10) for approximately \$2,650,000, less any prior deposits; and authorize Chair to execute a Certificate of Acceptance for the property;
- 3) Direct staff to file a Notice of Determination on the property acquisition; and
- 4) Authorize the Chief Administrative Officer, or designee, to execute any documents as may be necessary to complete the transaction and close escrow consistent with the purchase agreement.

**FUNDING:** General Fund.

*Public Comment: S. Taylor*

**A motion was made by Supervisor Veerkamp, seconded by Supervisor Mikulaco to Approve this matter and Adopt Resolution 043-2016.**

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

28. [14-1467](#)

Chief Administrative Office (CAO), Facilities Division, recommending the Board:

- 1) Find that the A&B Renovation Project and related temporary office space is exempt from CEQA pursuant to CEQA Guidelines Sections 15301 and 15302; as well as Sections 15311 (c), 15304 (e), 15303 (c); and
  - 2) Receive presentation and recommendation regarding the Request for Proposal (RFP) 16-968-034 for the renovation of Buildings A and B; and
  - 3) Provide direction regarding Alternate Scopes of Work No. 1 and No. 2 and if Alternate Scope of Work No. 1 is approved, authorize the Facilities Manager to work with the CAO's, Board Clerk's offices and a member of the Board to form a design team for renovation of the Board Chamber; and
  - 4) Make findings that the selected proposer, Carter-Kelly, Inc. offers the best value to the County for the design and construction of the A&B Renovation Project based on the criteria stated in the Request for Proposals; and
  - 5) Award RFP 16-968-034 to proposer Carter-Kelly, Inc. upon direction from Board after discussion of items 2 and 3 above, approve and authorize the Chair to sign Public Works Contract 386-C1699 with Carter-Kelly, Inc. for a not-to-exceed amount between \$10,679,305 and \$11,021,099, depending upon the Board's direction regarding Alternate Scopes of Work No. 1 and No. 2, subject to review and approval of the final Contract Documents by County Counsel and Risk Management, and Authorize the Purchasing Agent to sign an Escrow Agreement, if requested by selected Contractor in accordance with Public Contract Code Section 22300 for the purpose of holding Contract retention funds; and
  - 6) Consider Bid 16-968-003 for Data and Voice Cabling Services as related to the renovation of Buildings A and B, including adopt the bid, specifications and contract documents; approve and authorize the Chair to sign the bid documents; and authorize advertisement for constructions bids.
- (Cont. 2/23/16, Item 39)

**FUNDING:** Accumulated Capital Outlay Fund.

*Public Comment: K. Weiland*

**A motion was made by Supervisor Veerkamp, seconded by Supervisor Ranalli to Approve this matter and:**

- 1) Approve the Base Proposal cost of \$10,679,305;
- 2) Approve and direct staff to include an additional \$500,000 to cover Contract Alternate Nos. 1 and 2 and any prudent department level design modifications; and
- 3) Appoint Supervisor's Veerkamp and Mikulaco to the design team for the

renovation of the Board meeting room.

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

**11:00 A.M. - TIME ALLOCATION**

29. [16-0184](#) The Board of Supervisors will receive a presentation from Matt Cate, Executive Director of the California State Association of Counties (CSAC) recognizing Larry Combs, Interim Chief Administrative Officer, with the CSAC Circle of Service Award. (Est. Time: 10 Min.)

**Received and Filed.**

30. [13-0105](#) HEARING - Community Development Agency, Housing, Community and Economic Development Programs recommending the Board consider the following:
- 1) Conduct a public hearing to consider adopting and authorizing the Chair to sign Resolution **042-2016** amending the County's Community Development Block Grant (CDBG) Business Assistance Loan Program Guidelines for the purpose of ensuring ongoing compliance with State regulations and to update program information, and
  - 2) Authorize the Chief Administrative Officer, or designee, to submit the Guidelines to the State Department of Housing and Community Development as required under Standard Agreement 13-CDBG-8935. (Est. Time: 5 Min.)

**FUNDING:** N/A

**Supervisor Mikulaco opened the public hearing.**

**A motion was made by Supervisor Novasel, seconded by Supervisor Veerkamp to Approve this matter and Adopt Resolution 042-2016.**

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

**DEPARTMENT MATTERS (Agenda items in this category may be called at anytime)**

Items 31 and 32 must be heard after final action is taken on Item 26.

31. [16-0182](#) Community Development Agency, Development Services Division, submitting for approval the Final Map (TM04-1391-F-5) for Carson Creek Unit 1, Phase C creating a total of 20 residential lots, ranging in size from 5,250 to 7,142 square feet, and 3 lettered lots on property identified by Assessor's Parcel Numbers 117-580-10 and 117-580-11 located on the south side of Golden Foothill Parkway, approximately 0.41 mile west of the intersection with Latrobe Road, in the El Dorado Hills Area and recommending the Board consider the following:
- 1) Approve the Final Map for Carson Creek Unit 1, Phase C Subdivision. (Supervisory District 1)

**FUNDING:** N/A (Developer funded subdivision improvements)

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

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

32. [16-0183](#) Community Development Agency, Development Services Division, submitting for approval of Final Map (TM04-1391-F-6) for Carson Creek Unit 1, Phase D creating a total of 84 residential lots, ranging in size from 4,712 to 8,984 square feet, and 2 lettered lots on property identified by Assessor's Parcel Numbers 117-580-04 through 117-580-09 located on the south side of Golden Foothill Parkway, approximately 0.41 mile west of the intersection with Latrobe Road, in the El Dorado Hills Area and recommending the Board consider the following:
- 1) Approve the Final Map for Carson Creek Unit 1, Phase D Subdivision. (Supervisory District 1)

**FUNDING:** N/A (Developer funded subdivision improvements).

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

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

**33. [16-0188](#)**

Supervisor Veerkamp recommending the Board direct the Chief Administrative Officer, or designee, to enter into negotiations with the property owners of parcel numbers: ~~327-250-12~~ 327-250-38 and ~~327-250-13~~ 327-250-37 located at 40 Old Depot Rd and 50 Old Depot Rd. for the purposes of the potential development of a park as outlined in the Parks Division's priorities.

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

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

1:00 P.M. - TIME ALLOCATION (see next page)

34. [14-1617](#)

HEARING - To consider the recommendation of the Planning Commission on the Dixon Ranch project [General Plan Amendment A11-0006/Rezone Z11-0008/Planned Development PD11-0006/Tentative Map TM11-1505/Development Agreement DA14-0001] for the following requests: 1) Certification of Environmental Impact Report and adoption of the Mitigation Monitoring and Reporting Program; 2) General Plan Amendment; 3) Zone Amendments; 4) Development Plan for Phase 1 and a Conceptual Development Plan for Phase 2; 5) Tentative Subdivision Map consisting of: A) Large Lot Tentative Subdivision Map (Phase 0) creating 33 large lots for financing and phasing purposes; B) Small Lot Tentative Subdivision Map for Phase 1 creating a total of 411 single family residential lots, one public park lot, one clubhouse lot, eight open space lots, 10 landscape lots, six road lots, and one sewer lift station lot; and C) Conceptual approval of the Small Lot Tentative Subdivision Map for Phase 2 creating the remaining 194 single family residential lots, one neighborhood park, and the remaining open space, landscape, and road lots, and 6) Design waivers from Standard Plan 101B on property identified by Assessor's Parcel Numbers 126-020-01, 126-020-02, 126-020-03, 126-020-04 and 126-150-23, consisting of 280.27 acres, located in the Community Region of El Dorado Hills, submitted by Dixon Ranch Ventures, LLC; and recommending the Board take the following actions:

- 1) Adopt Resolution **034-2016** (Attachment 5E) certifying the Environmental Impact Report (EIR) (SCH No. 2012062023) subject to CEQA Findings and Statement of Overriding Considerations (Attachment 5L);
- 2) Adopt the Mitigation Monitoring Reporting Program (MMRP) (Attachment 5M), in compliance with CEQA Guidelines Section 15097(a);
- 3) Adopt Resolution **035-2016** (Attachment 5F) amending the General Plan from Low Density Residential (LDR, 278.99 acres) and Open Space (OS, 1.28 acres) to High Density Residential (HDR, 186.26 acres), Medium Density Residential (MDR, 21.40 acres), Low Density Residential (LDR, 5.02 acres), and Open Space (OS, 67.59 acres) [General Plan Amendment A11-0006], based on the Findings (Attachment 5J) presented;
- 4) Adopt Ordinance **5034** (Attachment 5G) rezoning property from Exclusive Agriculture (AE, 279.95 acres) and Estate-Residential Five-Acre (RE-5, 0.32 acres) to One-Family Residential-Planned Development (R1-PD, 177.04 acres); One-Acre Residential-Planned Development (R1A-PD, 5.52 acres); Single-Family Three-Planned Development (RF-PD, 9.22 acres); and Open Space-Planned Development (OS-PD, 67.59 acres) [Rezone Z11-0008], based on the Findings (Attachment 5J) presented;
- 5) Approve the Phase 1 Development Plan containing several



residential lot types, including age-restricted units. Residences will be served by gated private roads. The development will provide a public park, open space, and landscape areas totaling 62.84 acres; internal pedestrian/bicycle circulation consisting of sidewalks, pedestrian pathways, open space trails, and multi-use trails; and a public Class 2 bike lane from Green Valley Road to the on-site public park. (Exhibit G1 [Attachment 3E] and Revised Exhibit G-2 [Attachment 5N]) [Development Plan PD11-0006], based on the Findings (Attachment 5J) and subject to the Conditions of Approval (Attachment 5K) presented;

6) Approve the Large-Lot Tentative Subdivision Map creating 33 large lots for financing and phasing purposes [Tentative Map TM11-1505] (Exhibit H1 [Attachment 3E]);

7) Approve the Phase 1 Tentative Map consisting of 411 residential lots, one public park lot, eight open space lots, 10 landscape lots, six road lots, and one public utility lot [Tentative Map TM11-1505] (Exhibits H1, H2, and H3 [Attachment 3E]), based on the Findings (Attachment 5J) and subject to the MMRP (Attachment 5M) and Conditions of Approval (Attachment 5K) presented;

8) Approve Design Waivers 1 through 12 based on the Findings (Attachment 5J) and subject to the Conditions of Approval (Attachment 5K) presented;

9) Conceptually approve Phase 2 of Development Plan PD11-0006 in compliance with Zoning Ordinance Section 130.040.010.A (Exhibit I [Attachment 3E]); and

10) Adopt Ordinance **5035** (Attachment 5H) approving the Dixon Ranch Development Agreement [Development Agreement DA14-0001] (Exhibit J).

(Supervisory District 1) (Est. Time: 4-5 Hr.)

**Clerk's Note: The Project Applicant has requested this matter be continued to April 5, 2016.**

*Public Comment: E. VanDyke, B. Peterson, M. Williams, A. Bailey, M. Chiles, R. Kyle, J. Jiles, G. Cuchair, L. Dewild, K. O'Marra, D. VanDyke, B. Jenson, C. Campbell, D. Barkley, M. Goodin, D. Larsen, S. Taylor, C. Langley*

**A motion was made by Supervisor Veerkamp, seconded to Supervisor Ranalli to Continue this matter off calendar.**

**Yes:** 4 - Veerkamp, Frentzen, Ranalli and Novasel

**Recused:** 1 - Mikulaco

**ADJOURNED AT 4:06 P.M. in honor of Jean West, Merv Rupley and Loring Brunius.**

**CLOSED SESSION**

35. [16-0186](#) **Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(d)(4). Title: Number of potential cases: (1). (Est. Time: 10 Min.)

**No Action Reported. All five Supervisors participated.**

36. [16-0118](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Rural Communities United v. El Dorado County Board of Supervisors, El Dorado County Superior Court Case PC20160024. (Est. Time: 20 Min.)

**No Action Reported. All five Supervisors participated.**

37. [15-1021](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Placerville Historic Preservation League vs. Judicial Council of California (CPF-15-514387). (Est. Time: 5 Min.)

**No Action Reported. All five Supervisors participated.**

38. [16-0070](#) **Pursuant to Government Code section 54957- Public Employee Appointment.** Title: County Counsel. (Est. Time: 15 Min.)

**The Board met in Closed Session regarding the appointment of County Counsel and voted 3-2 in favor of opening a recruitment for a County Counsel.**

**Yes:** 3 - Mikulaco, Frentzen and Ranalli

**Noes:** 2 - Veerkamp and Novasel

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. Only those speakers that provide this required number of hard copies will be permitted to proceed with a visual presentation.

Persons interested in serving on any Board of Supervisors ADVISORY BOARD, COMMITTEE, OR COMMISSION are encouraged to complete and submit an Application Form to the Clerk of the Board of Supervisors. The application is available online at: <http://www.edcgov.us/BOS/Forms.aspx> or at the Board of Supervisor's office, 330 Fair Lane, Placerville, CA.

Digital Recordings of regular, Tuesday Board of Supervisors meeting are BROADCAST ON CABLE TV as follows:

West Slope - Comcast - Channel 15, Wednesday at 1:00 P.M. (day after Tuesday meeting) and Tuesday at 7:00 A.M. (One week after previous Tuesday Meeting)

**ADDENDUM**

Items 19, 28 and 33 include changes in the text.

19. [16-0126](#)

Human Resources Department and the Sheriff's Office recommending the Board consider the following:

- 1) Approve the classification specification for the position of Supervising Property Evidence Technician;
- 2) Adopt and authorize the Chair to sign Resolution **027-2016** to establish the salary schedule and bargaining unit for the classification of Supervising Property Evidence Technician and amend the Authorized Personnel Allocation Resolution for the Sheriff's Office to add 1.0 FTE Supervising Property Evidence Technician and delete 1.0 FTE Senior Property Evidence Technician allocation;
- 3) Approve the reclassification of one (1) Senior Property Evidence Technician position to the classification of Supervising Property Evidence Technician based on a reclassification study; and
- 4) Waive the requirement for filling the Supervising Property Evidence Technician position through a competitive examination process, allowing the current incumbent to be appointed to the position as provided for in Section 306.1 of the Personnel Rules.

**FUNDING:** General Fund.

**This matter was Approved and Resolution 027-2015 was Adopted upon Approval of the Consent Calendar.**

28. [14-1467](#)

Chief Administrative Office (CAO), Facilities Division, recommending the Board:

- 1) Find that the A&B Renovation Project and related temporary office space is exempt from CEQA pursuant to CEQA Guidelines Sections 15301 and 15302; as well as Sections 15311 (c), 15304 (e), 15303 (c); and
  - 2) Receive presentation and recommendation regarding the Request for Proposal (RFP) 16-968-034 for the renovation of Buildings A and B; and
  - 3) Provide direction regarding Alternate Scopes of Work No. 1 and No. 2 and if Alternate Scope of Work No. 1 is approved, authorize the Facilities Manager to work with the CAO's, Board Clerk's offices and a member of the Board to form a design team for renovation of the Board Chamber; and
  - 4) Make findings that the selected proposer, Carter-Kelly, Inc. offers the best value to the County for the design and construction of the A&B Renovation Project based on the criteria stated in the Request for Proposals; and
  - 5) Award RFP 16-968-034 to proposer Carter-Kelly, Inc. upon direction from Board after discussion of items 2 and 3 above, approve and authorize the Chair to sign Public Works Contract 386-C1699 with Carter-Kelly, Inc. for a not-to-exceed amount between \$10,679,305 and \$11,021,099, depending upon the Board's direction regarding Alternate Scopes of Work No. 1 and No. 2, subject to review and approval of the final Contract Documents by County Counsel and Risk Management, and Authorize the Purchasing Agent to sign an Escrow Agreement, if requested by selected Contractor in accordance with Public Contract Code Section 22300 for the purpose of holding Contract retention funds; and
  - 6) Consider Bid 16-968-003 for Data and Voice Cabling Services as related to the renovation of Buildings A and B, including adopt the bid, specifications and contract documents; approve and authorize the Chair to sign the bid documents; and authorize advertisement for constructions bids.
- (Cont. 2/23/16, Item 39)

**FUNDING:** Accumulated Capital Outlay Fund.

*Public Comment: K. Weiland*

**A motion was made by Supervisor Veerkamp, seconded by Supervisor Ranalli to Approve this matter and:**

- 1) **Approve the Base Proposal cost of \$10,679,305;**
- 2) **Approve and direct staff to include an additional \$500,000 to cover Contract Alternate Nos. 1 and 2 and any prudent department level design modifications; and**
- 3) **Appoint Supervisor's Veerkamp and Mikulaco to the design team for the**

renovation of the Board meeting room.

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

34. [14-1617](#)

HEARING - To consider the recommendation of the Planning Commission on the Dixon Ranch project [General Plan Amendment A11-0006/Rezone Z11-0008/Planned Development PD11-0006/Tentative Map TM11-1505/Development Agreement DA14-0001] for the following requests: 1) Certification of Environmental Impact Report and adoption of the Mitigation Monitoring and Reporting Program; 2) General Plan Amendment; 3) Zone Amendments; 4) Development Plan for Phase 1 and a Conceptual Development Plan for Phase 2; 5) Tentative Subdivision Map consisting of: A) Large Lot Tentative Subdivision Map (Phase 0) creating 33 large lots for financing and phasing purposes; B) Small Lot Tentative Subdivision Map for Phase 1 creating a total of 411 single family residential lots, one public park lot, one clubhouse lot, eight open space lots, 10 landscape lots, six road lots, and one sewer lift station lot; and C) Conceptual approval of the Small Lot Tentative Subdivision Map for Phase 2 creating the remaining 194 single family residential lots, one neighborhood park, and the remaining open space, landscape, and road lots, and 6) Design waivers from Standard Plan 101B on property identified by Assessor's Parcel Numbers 126-020-01, 126-020-02, 126-020-03, 126-020-04 and 126-150-23, consisting of 280.27 acres, located in the Community Region of El Dorado Hills, submitted by Dixon Ranch Ventures, LLC; and recommending the Board take the following actions:

- 1) Adopt Resolution **034-2016** (Attachment 5E) certifying the Environmental Impact Report (EIR) (SCH No. 2012062023) subject to CEQA Findings and Statement of Overriding Considerations (Attachment 5L);
- 2) Adopt the Mitigation Monitoring Reporting Program (MMRP) (Attachment 5M), in compliance with CEQA Guidelines Section 15097(a);
- 3) Adopt Resolution **035-2016** (Attachment 5F) amending the General Plan from Low Density Residential (LDR, 278.99 acres) and Open Space (OS, 1.28 acres) to High Density Residential (HDR, 186.26 acres), Medium Density Residential (MDR, 21.40 acres), Low Density Residential (LDR, 5.02 acres), and Open Space (OS, 67.59 acres) [General Plan Amendment A11-0006], based on the Findings (Attachment 5J) presented;
- 4) Adopt Ordinance **5034** (Attachment 5G) rezoning property from Exclusive Agriculture (AE, 279.95 acres) and Estate-Residential Five-Acre (RE-5, 0.32 acres) to One-Family Residential-Planned Development (R1-PD, 177.04 acres); One-Acre Residential-Planned Development (R1A-PD, 5.52 acres); Single-Family Three-Planned Development (RF-PD, 9.22 acres); and Open Space-Planned Development (OS-PD, 67.59 acres) [Rezone Z11-0008], based on the Findings (Attachment 5J) presented;
- 5) Approve the Phase 1 Development Plan containing several

residential lot types, including age-restricted units. Residences will be served by gated private roads. The development will provide a public park, open space, and landscape areas totaling 62.84 acres; internal pedestrian/bicycle circulation consisting of sidewalks, pedestrian pathways, open space trails, and multi-use trails; and a public Class 2 bike lane from Green Valley Road to the on-site public park. (Exhibit G1 [Attachment 3E] and Revised Exhibit G-2 [Attachment 5N]) [Development Plan PD11-0006], based on the Findings (Attachment 5J) and subject to the Conditions of Approval (Attachment 5K) presented;

6) Approve the Large-Lot Tentative Subdivision Map creating 33 large lots for financing and phasing purposes [Tentative Map TM11-1505] (Exhibit H1 [Attachment 3E]);

7) Approve the Phase 1 Tentative Map consisting of 411 residential lots, one public park lot, eight open space lots, 10 landscape lots, six road lots, and one public utility lot [Tentative Map TM11-1505] (Exhibits H1, H2, and H3 [Attachment 3E]), based on the Findings (Attachment 5J) and subject to the MMRP (Attachment 5M) and Conditions of Approval (Attachment 5K) presented;

8) Approve Design Waivers 1 through 12 based on the Findings (Attachment 5J) and subject to the Conditions of Approval (Attachment 5K) presented;

9) Conceptually approve Phase 2 of Development Plan PD11-0006 in compliance with Zoning Ordinance Section 130.040.010.A (Exhibit I [Attachment 3E]); and

10) Adopt Ordinance **5035** (Attachment 5H) approving the Dixon Ranch Development Agreement [Development Agreement DA14-0001] (Exhibit J).

(Supervisory District 1) (Est. Time: 4-5 Hr.)

**Clerk's Note: The Project Applicant has requested this matter be continued to April 5, 2016.**

*Public Comment: E. VanDyke, B. Peterson, M. Williams, A. Bailey, M. Chiles, R. Kyle, J. Jiles, G. Cuchair, L. Dewild, K. O'Marra, D. VanDyke, B. Jenson, C. Campbell, D. Barkley, M. Goodin, D. Larsen, S. Taylor, C. Langley*

**A motion was made by Supervisor Veerkamp, seconded to Supervisor Ranalli to Continue this matter off calendar.**

**Yes:** 4 - Veerkamp, Frentzen, Ranalli and Novasel

**Absent:** 1 - Mikulaco



**CONSENT CALENDAR****GENERAL GOVERNMENT - CONSENT ITEMS**

39. [14-0414](#) Supervisor Mikulaco recommending the Board conduct a public hearing and adopt Resolution **028-2016** to declare that the operation of a carnival at the El Dorado Hills Town Center by Butler Amusements, Inc. on March 17, 2016 through March 20, 2016 will not endanger the public health, safety and welfare and that the operation of a carnival does not violate any zoning or health laws or regulations. This resolution is required for the approval of the business license submitted by Butler Amusements, Inc. prior to the commencement of the carnival.

**Resolution 028-2016 was Adopted upon Approval of the Consent Calendar.**

**LAND USE AND DEVELOPMENT - CONSENT CALENDAR****40. [11-1429](#)**

Air Quality Management District (AQMD) recommending the Board of Supervisors, acting as the AQMD Board of Directors, consider the following:

- 1) Award the eligible AB 2766 Fiscal Year 2016/17 projects in response to a Request For Proposals issued by AQMD in November 2015;
- 2) Authorize the Air Pollution Control Officer to execute project agreements with the applicants for the amounts requested (up to \$400,692), pending approval of County Counsel and Risk Management; and
- 3) Change the Drive Clean program by expanding eligibility to include all County residents.

**FUNDING:** California Department of Motor Vehicles AB 2766 Subvention Funds.

**This matter was Approved on the Consent Calendar.**

**CLOSED SESSION**

41. [12-0443](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: United States of America (USA) v. El Dorado County and City of South Lake Tahoe, Civil Action S-01-1520 x-ref: (Meyers Landfill Site). (Est. Time: 10 Min.)
- No Action Reported. All five Supervisors participated.**
42. [16-0016](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Thomas Austin and Helen Austin v. the County of El Dorado and Does 1 through 50, El Dorado County Superior Court Case PC20150633. (Est. Time: 15 Min.)
- No Action Reported. All five Supervisors participated.**
43. [16-0237](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Sue Taylor, Elector v. County of El Dorado; William E. Schultz, Election Official; Michael Ciccozzi, Interim County Counsel, and DOES 1-20, Respondents, El Dorado County Superior Court Case No. PC20160104, (Est. Time: 10 Min.)
- At the recommendation of County Counsel, a motion was made by Supervisor Ranalli, seconded by Supervisor Novasel to add item 43 to the Agenda.**
- Action Reported. All five Supervisors participated. The Board authorized the defense of the action on behalf of all named Respondents.**