



County of El Dorado

Board of Supervisors
Department
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
Don Ashton, Chief Administrative Officer
Michael J. Ciccozzi, County Counsel

Tuesday, August 30, 2016

8:00 AM

Building C Hearing Room
2850 Fairlane Court
Placerville, CA

ADDENDUM

There was a clerical correction to Item 8.

There have been modifications to the text of Item 32.

Staff recommending Item 34 be Continued off Calendar.

Items 37-42 are hereby added to the Consent Calendar.

Item 43 is hereby added to Department Matters.

Item 44 is 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.

8:00 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSIONS

Present: 3 - Supervisor Mikulaco, Supervisor Frentzen and Supervisor Ranalli

Absent: 2 - Supervisor Veerkamp and Supervisor Novasel

9:13 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS

Present: 3 - Supervisor Mikulaco, Supervisor Frentzen and Supervisor Ranalli

Absent: 2 - Supervisor Veerkamp and Supervisor Novasel

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

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

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: K. Payne

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

Pull item 1 for discussion to be heard after 2:00 p.m.

Pull items 3 and 42 for discussion to be heard after 3:00 p.m.

Per staff recommendation Continue item 34 off Calendar.

Yes: 3 - Mikulaco, Frentzen and Ranalli

Absent: 2 - Veerkamp and Novasel

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.

OPEN FORUM

Public Comment: J. Maynard, L. Parlin

[16-0913](#) 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 Frentzen reported on the following:

Community Corrections Center graduation.
Senior Fundrasier at Sierra Vista Winery.
Local Agency Formation Commission meeting.

Supervisor Ranalli reported on the following:

Tree Mortality Core Team meeting and CalFire.
Medical marijuana advisory committee meeting.
17th Annual Garden Valley Car Show.
12th Annual Taste of the Divide.
Appreciation dinner for the Gold Panning Championship volunteers.

Supervisor Mikulaco reported on the following:

Community Corrections Center meeting.

CAO UPDATE

Don Ashton, Chief Administrative Officer, reported that the 2016/17 budget hearings will take place on Monday, September 12, 2016 and if necessary also on Wednesday, September 14, 2016.

CONSENT CALENDAR

Item 1 was pulled from the Consent Calendar and trailed to be heard after 2:00 P.M. this date.

- 1. [16-0863](#) Clerk of the Board recommending the Board approve the Minutes from the regular meeting of the Board of August 16, 2016.

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

Yes: 4 - Mikulaco, Veerkamp, Frentzen and Ranalli

Absent: 1 - Novasel

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. [14-1241](#) Chief Administrative Office, Economic Development Division, recommending the Board approve and authorize the Purchasing Agent to sign Agreement for Services 196-S1711 with California Department of Transportation to fund a portion of the costs for traffic control services along U.S. Highway 50 in the Camino area on the first four weekends of October 2016 and 2017 in the amount of \$21,328.64 for the two year term of the agreement.

FUNDING: General Fund - Economic Development.

This matter was Approved on the Consent Calendar.

Item 3 was pulled from the Consent Calendar and trailed to be heard by the full Board after 3:00 P.M. this date.

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

- 3. [16-0777](#) Chief Administrative Office recommending the Board approve **Final Passage** (Second Reading) of Ordinance **5040** extending Revenue and Taxation Code Section 69.5 (Proposition 90/110) authorizing receipt by the County of El Dorado of inter-county tax base year transfers. (Refer 6/26/16, Item 52) (Cont. 8/16/16 Item 23)

FUNDING: A \$500.00 application is charged by the County of El Dorado Assessor's Office to cover the Office's cost associated with the research and processing of Prop 90 and 110 applications.

D. Roberts, A. Wood, A. Polinsky, L. Parlin, J. Hidahl, S. Taylor, S. Ferry

There were two motions made for Item 3 (see next page)

- - -

A motion was made by Supervisor Frentzen, seconded by Supervisor Mikulaco to allow Ordinance 4832 to expire and allow existing applications to proceed through the process. (Motion failed 2-3)

Yes: 2 - Mikulaco and Frentzen

Noes: 3 - Veerkamp, Ranalli and Novasel

A motion was made by Supervisor Veerkamp, seconded by Supervisor Novasel, to approve Final Passage of Ordinance 5040. (Motion passed 3-2) Direction was given to staff to provide the Board with annual status reports.

Yes: 3 - Veerkamp, Ranalli and Novasel

Noes: 2 - Mikulaco and Frentzen

The attendance shown below is entered by the Clerk of the Board for technical purposes only.

Present: 3 - Supervisor Mikulaco, Supervisor Frentzen and Supervisor Ranalli

Absent: 2 - Supervisor Veerkamp and Supervisor Novasel

4. [16-0826](#) Chief Administrative Office, Procurement and Contracts, recommending the Board consider the following:
- 1) Authorize the use of County’s property located at 4451 Missouri Flat Road for the purpose of parking vehicles during the 2016 World Gold Panning Championship to be held at the El Dorado County Fairgrounds;
 - 2) Make a determination that use of the County’s property as described above provides a public benefit to residents of El Dorado County; and
 - 3) Authorize the Chief Administrative Officer to sign Agreement 122-O1710 with El Dorado County Mineral and Gem Society for the parking of their member and vendor vehicles to take place from September 12 through 18, 2016 with twenty-four (24) hour access.

FUNDING: None.

This matter was Approved on the Consent Calendar.

5. [16-0860](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of County surplus property and recommending the Board so declare and authorize disposal of same in accordance with the procedures outlined in the County’s Purchasing Ordinance, Chapter 3.12 and Section 3.12.220 thereof.

This matter was Approved on the Consent Calendar.

6. [16-0635](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board consider the following pertaining to Job Order Contracting, Bid Numbers: 16-968-065, 16-968-066 and 16-968-067:
- 1) Award the Construction Contracts to Danco Builders Northwest, PRIDE Industries One, Inc., and Flint Builders, Inc., the three lowest responsive, responsible bidders;
 - 2) Approve and authorize the Chair to sign Public Works Contract 187-C1799 with Danco Builders Northwest, Contract 188-C1799 with PRIDE Industries One, Inc., and Contract 188-C1799 with Flint Builders, Inc, each agreement having a not-to-exceed amount of \$1,500,000 subject to review and approval of the final Contract Documents by County Counsel and Risk Management; and
 - 3) Authorize the Purchasing Agent to sign an Escrow Agreement, if requested by any Contractor and in accordance with Pubic Contract Code Section 22300, for the purpose of holding Contract retention funds. (Refer: 6/28/16, Item 5)

FUNDING: Accumulated Capital Outlay Fund.

This matter was Approved on the Consent Calendar.

7. [16-0793](#) Clerk of the Board recommending the Board make the following **District-specific** appointments to the Assessment Appeals Board for the terms stated.
- Reappoint Wendi-Mae Davis, District 1, Term Expiration 8/30/2019; Reappoint Sandi North, District 3, Term Expiration 8/30/2019; and Reappoint Douglas Clymer, District 5, Term Expiration 8/30/2019.

This matter was Approved on the Consent Calendar.

8. [16-0852](#) Clerk of the Board, based upon the recommendation of Supervisor Veerkamp, recommending the Board make the following appointment to the Diamond Springs and El Dorado Community Advisory Committee:
- Accept the resignation of Deanne Johnson, Member; and Appoint Carl Hillendahl, Member (Vacant), Term Expiration ~~8/30/2016~~ 08/30/2020.

This matter was Approved on the Consent Calendar.

9. [16-0823](#) Elections Department recommending the Board adopt and authorize the Chair to sign Resolution **142-2016** consolidating local jurisdiction elections with the upcoming November 8, 2016 election.

FUNDING: General Fund and revenue from districts that are billed for their portion of the election.

Resolution 142-2016 was Adopted upon Approval of the Consent Calendar.

10. [16-0753](#) FENIX Executive Committee and Project Manager recommending the Board receive and file a status update on implementation of our new Enterprise Resource Program.
- This matter was Approved on the Consent Calendar.**
11. [16-0829](#) Human Resources and Sheriff's Office recommending the Board approve revisions to the Correctional Sergeant job specification related to minimum experience requirements.
- FUNDING:** No change to net County cost.
- This matter was Approved on the Consent Calendar.**
12. [16-0013](#) Information Technologies recommending the Board authorize the Purchasing Agent to sign Amendment II to Agreement 198-S1311 with j2 Cloud Services, Inc., to provide electronic fax services through August 31, 2017, with an automatic annual renewal thereafter, and an approximate cost of \$40,000 per year.
- FUNDING:** General Fund.
- This matter was Approved on the Consent Calendar.**
13. [14-1443](#) Information Technologies recommending the Board consider the following:
- 1) Approve and authorize the Chief Technology Officer, or designee, to increase Agreement 191-S1511 with AT&T by an estimated \$27,000 to add CalNet 3 cloud web security services for the remainder of the contract term; increasing the estimated amount to \$327,000 for the remainder of the term, which expires June 30, 2018; and
 - 2) Approve and authorize the Chief Technology Officer, or designee, to authorize additional service requests in accordance with the terms and conditions of Agreement 191-S1511 with AT&T for services under CalNet 3; contingent upon availability of funding in the appropriate departments budget, and contingent upon review and approval of required ordering documents from AT&T by County Counsel and Risk Management.
- FUNDING:** General Fund and Non-General Fund.
- This matter was Approved on the Consent Calendar.**
14. [16-0305](#) Supervisor Ranalli recommending the Board find that a state of emergency continues to exist in El Dorado County as a result unprecedented tree mortality due to drought conditions and related bark beetle infestations. (Cont. 8/16/16, Item 7)
- This matter was Approved on the Consent Calendar.**

HEALTH AND HUMAN SERVICES - CONSENT ITEMS**15. [14-1657](#)**

Health and Human Services Agency, Community Services Division, recommending the Board:

- 1) Approve and authorize the Chair to sign, retroactive since July 1, 2016, Amendment I to Agreement for Services 240-M1510 with County of Plumas, serving as the Host Entity, extending the term through June 30, 2017, and increasing the maximum contractual obligation by \$60,000 for Fiscal Year 2016/17. This agreement establishes Plumas County as the Host Entity for the County-Based Medi-Cal Administrative Activities (CMAA) or Targeted Case Management (TCM) program. As the Host Entity, County of Plumas serves as the administrative hub for CMAA/TCM program activities and collects/disburses participation fees for the Counties who participate in the Local Government Agency Consortium for CMAA/TCM;
- 2) Authorize the Chief Administrative Officer, or designee, to execute further documents relating to Agreement for Services 240-M1510, 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; and
- 3) Further authorize the Director of the Health and Human Services Agency, or designee, to administer Agreement 240-M1510 and execute any subsequent documents relating to said Agreement including required fiscal and programmatic reports.

FUNDING: Federal Medicaid Revenue.

This matter was Approved on the Consent Calendar.

16. [16-0862](#) Health and Human Services Agency (HHS), recommending the Board:
- 1) Authorize the HHS Director to submit a grant application to the County Medical Services Program Governing Board for the County Wellness and Prevention Pilot Project grant program for 2017, 2018, and 2019, for an estimated grant amount of \$300,000 with no required match obligation;
 - 2) Delegate authority to the Director of Health and Human Services Agency to accept funding and execute the grant agreement, if awarded, including any extension(s) or amendment(s) thereto, contingent on County Counsel and Risk Management approval; and
 - 3) Authorize the Director of Health and Human Services Agency, or Chief Fiscal Officer, to administer any agreement or subsequent administrative documents relating to said award, including required fiscal and programmatic reports.

FUNDING: State Funding.

This matter was Approved on the Consent Calendar.

17. [16-0831](#) Health and Human Services Agency, Mental Health Division, recommending the Board:
- 1) Approve and authorize the Chair to sign Agreement for Services 019-S1711 with El Dorado Hills Community Vision, Inc. for the provision of mental health services to children as part of Primary Intervention Project services on an "as requested basis", for the term upon final execution through June 30, 2019, with a maximum contractual obligation of \$240,000; and
 - 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 019-S1711, 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: Mental Health Services Act.

This matter was Approved on the Consent Calendar.

18. [16-0838](#) Health and Human Services Agency, Public Health Division, recommending the Board authorize the Public Health Division to use a portion of the WellDorado Partnership Fund to purchase food/refreshments for members, stakeholders, and partners attending Community Health Improvement Process monthly meetings.

FUNDING: WellDorado Partnership Funds - Public Health Realignment.

This matter was Approved on the Consent Calendar.

19. [16-0768](#)

Library Department recommending the Board consider the following:
1) Acceptance of funding totaling \$26,206 from the California State Library for staff, supplies and travel costs to implement the Digital Student project to provide library cards and instruction on digital resources for students in targeted grades in 24 schools in the County; and
2) Authorize the Chair to sign the Financial Claim and Grant Award Certification requesting grant funding.

FUNDING: Library Services and Technology Act funding administered by the California State Library. No change to net county cost.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

20. [13-0787](#) Community Development Agency, Transportation Division, recommending the Board consider the following regarding United States Forest Service Domestic Grant 13-DG-11051900-029:
- 1) Retroactively approve and ratify the Community Development Agency Director's signature on Modification 3 of Domestic Grant 13-DG-11051900-029, which increased the original grant total of \$1,555,000 by \$132,604, for a new Grant total of \$1,687,604; and
 - 2) Approve and authorize the Community Development Agency Director to sign Modification 4 of Domestic Grant 13-DG-11051900-029, which will increase the current Grant total of \$1,687,604 by \$550,622, for a new Grant total of \$2,238,226.

FUNDING: United States Forest Service Grant Funds (100%).
(Federal Funding)

This matter was Approved on the Consent Calendar.

21. [16-0511](#) Community Development Agency, Transportation Division, recommending the Board take the following actions pertaining to the Blair Road at EID Canal - Bridge Replacement Project, Contract PW 15-31111, CIP 77119, P&C 145-C1699:
- 1) Award the Construction Contract to the lowest responsive, responsible bidder; said bidder to be determined after the bid opening scheduled for August 11, 2016;
 - 2) Approve and authorize the Chair to sign the Construction Contract, subject to review and approval by County Counsel and Risk Management; and
 - 3) Authorize the Community Development Agency Director to sign an Escrow Agreement, if requested by the Contractor and in accordance with Public Contract Code Section 22300, for the purpose of holding Contract retention funds.

FUNDING: Highway Bridge Program (100%). (Federal Funds)

This matter was Approved on the Consent Calendar.

22. [16-0766](#) Community Development Agency, Transportation Division, recommending the Board consider the following:
- 1) Retroactively approve and accept Domestic Grant 013-DG-11051900-013 for \$150,000 from the United States Forest Service;
 - 2) Ratify the Transportation Director's signature on Domestic Grant 013-DG-11051900-013; and
 - 3) Authorize the Community Development Agency Director to execute any future modifications to Domestic Grant 013-DG-11051900-013 that do not increase the current Grant amount of \$150,000.

FUNDING: United States Forest Service Grant Funds (100%).
(Federal Funds)

This matter was Approved on the Consent Calendar.

23. [16-0799](#) Surveyor's Office recommending the Board adopt and authorize the Chair to sign Resolution **140-2016** rescinding Resolution 223-81 which accepted the grant of a Open Space Easement from Roger Welt. The rescinding of Resolution 223-81 would effectively amend the February 7, 1995 Board action (Item 53) that further established said easement as a Conditional Open Space Easement. Affected parcel is APN: 032-361-03, located on Glenmore Way in Angora Highlands 2, Lake Tahoe. The property owner is Roger and Catherine Welt, Trustees of The 2009 Welt Family Revocable Trust Agreement.

FUNDING: N/A

Resolution 140-2016 was Adopted upon Approval of the Consent Calendar.

24. [16-0800](#) Surveyor's Office recommending the Board consider the following:
- 1) Consent to, but reject an Irrevocable Offer of Dedication (IOD 16-004) from Lennar Homes of California, Inc., a California Corporation, for drainage easements located on a portion of Assessor's Parcel Numbers 117-580-12, 117-580-16 and 117-580-17. Parcels are further identified as Lot LL-12, Lot D-D and Lot E-E of "Carson Creek Unit 1-Phase A"; and
 - 2) Authorize the Chair to sign the Consent To Offer Dedication And Rejection Of Offer for the drainage easements.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

- 25. [16-0818](#) Probation Department recommending the Board:
1) Ratify the Chief Probation Officer's signature on Agreement 391-S1611 with County of Humboldt, Probation Department for the housing of El Dorado County juvenile wards placed in the County of Humboldt New Horizon Program for the period of May 1, 2016 through April 30, 2020; and
2) Approve and authorize the Chair to sign Agreement 392-S1611 with County of Humboldt, Department of Health and Human Services-Mental Health for the provision of mental health treatment services of El Dorado County juvenile wards placed in the County of Humboldt New Horizon Program for the period of March 1, 2016 through February 28, 2020.

FUNDING: Youthful Offender Block Grant/General Fund.

This matter was Approved on the Consent Calendar.

- 26. [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. 8/16/16, Item 20)

This matter was Approved on the Consent Calendar.

- 27. [15-0720](#) Sheriff's Office recommending the Board approve and authorize the Chair to sign Amendment I to contract 643-O1311 with Public Communications Services, Inc. to provide inmate phone systems in the jails. This Amendment is to extend the term date retroactively from May 15, 2016 to January 31, 2017 and to adjust the compensation for services in order to be in compliance with Federal Communications Commission regulations.

FUNDING: Non-General Fund - Inmate Welfare Trust Fund.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

10:00 A.M. - TIME ALLOCATION

28. [16-0746](#) Health and Human Services Agency, Public Health Division, recommending the Board receive a presentation from the Public Health Division on the Community Health Assessment and the Community Health Improvement Plan. (Est. Time: 30 Min.)

FUNDING: N/A

Received and Filed.

11:00 A.M. - TIME ALLOCATION

29. [12-1484](#) HEARING - Community Development Agency, Long Range Planning Division, Housing, Community and Economic Development Program recommending the Board consider the following:
- 1) Conduct a Public Hearing to consider adopting and authorizing the Chair to sign Resolution **141-2016** revising the El Dorado County Community Development Block Grant Program Income Reuse Plan governing a Program Income revolving loan fund in accordance with the federal Community Development Block Grant regulations governing Community Development Block Grant-assisted activities; and
 - 2) Authorize the Community Development Agency Director, or designee, to sign the revised Community Development Block Grant Program Income Reuse Plan for submittal to the California Department of Housing and Community Development and administer the Plan on behalf of the County. (Est. Time: 10 Min.)

FUNDING: Community Development Block Grant Funds. (Federal Funds)

Supervisor Mikulaco opened the public hearing.

A motion was made by Supervisor Ranalli, seconded by Supervisor Frentzen to Approve this matter and Adopt Resolution 141-2016.

Yes: 3 - Mikulaco, Frentzen and Ranalli

Absent: 2 - Veerkamp and Novasel

Item 30 was opened for public comment at 11:00 A.M. and trailed to be heard by the full Board after 3:00 P.M. this date.

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

- 30. [16-0805](#)** HEARING - Health and Human Services Agency, Administration and Finance Division, recommending the Board adopt and authorize the Chair to sign the following Resolutions:
- 1) Resolution **143-2016** establishing fees effective October 1, 2016, specific to the Animal Services Program;
 - 2) Resolution **144-2016** establishing fees effective October 1, 2016, specific to the Emergency Medical Services Agency;
 - 3) Resolution **145-2016** establishing fees effective October 1, 2016, specific to the Mental Health Program;
 - 4) Resolution **146-2016** establishing fees effective October 1, 2016, specific to the Public Guardian Program;
 - 5) Resolution **147-2016** establishing fees effective October 1, 2016, specific to the Public Health Clinic, Laboratory and Vital Statistics Program; and
 - 6) Resolution **148-2016** establishing fees effective October 1, 2016, specific to the Senior Day Care and Senior Services Program. (Est. Time: 30 Min.)

FUNDING: Fee for Service.

Public Comment: N. Cangero (A.M.), C. Lishman, N. Cangero (P.M.), D. Roberts

Supervisor Mikulaco opened the public hearing.

This matter was trailed to the afternoon session no earlier than 3:00 p.m.

A motion was made by Supervisor Frentzen, seconded by Supervisor Mikulaco to

- 1) Adopt and authorize the Chair to sign Resolutions 143-2016, 145-2016, 146-2016 and 147-2016; and**
- 2) Direct staff to return to the Board on September 13, 2016 with revisions to Resolutions 144-2016 and 148-2016 as discussed by the Board.**

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

The attendance shown below is entered by the Clerk of the Board for technical purposes only.

Present: 3 - Supervisor Mikulaco, Supervisor Frentzen and Supervisor Ranalli

Absent: 2 - Supervisor Veerkamp and Supervisor Novasel

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

31. [14-1425](#)

Chief Administrative Office recommending the Board:

- 1) Approve the **Introduction** (First Reading) of Ordinance **5041** adding Chapter 5.21 to Title 5 of the El Dorado County Ordinance Code, Business Taxes, Licenses and Regulations, to establish the legal framework for the regulation of Remote Caller Bingo; and
- 2) Waive full reading, read by title only and continue this matter to September 13, 2016 for **Final Passage** (Second Reading).

FUNDING: N/A

A motion was made by Supervisor Frentzen, seconded by Supervisor Ranalli to Approve this matter and Continue Ordinance 5041 to September 13, 2016 for Final Passage (Second Reading).

Yes: 3 - Mikulaco, Frentzen and Ranalli

Absent: 2 - Veerkamp and Novasel

2:00 P.M. - TIME ALLOCATION

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

32. [14-1054](#)

Chief Administrative Office, County Counsel, and Community Development Agency recommending the Board;

- 1) Adopt and authorize the Chair to sign Resolution **149-2016** adopting interim guidelines for interpreting Measure E, a voter initiative passed on June 7, 2016, which affects elements of the El Dorado County General Plan;
- 2) Discuss key issues and next steps; and
- 3) Provide direction to staff as necessary.

FUNDING: General Fund.

Public Comment: S. Ferry, J. Sweeney, D. VanDyke, B. Center, J. Hidal, B. Smart, L. Boeger, C. Bursen, E. VanDyke, C. Sandberg, S. Taylor, M. Lane, J. Harper, N. Brown

A motion was made by Supervisor Frentzen to:

- 1) **Adopt and authorize the Chair to sign Resolution 149-2016; and**
- 2) **Direct staff to work on the inconsistencies of the traffic interpretation of the level of service for the County's highways.**

Motion Failed for lack of a second

A motion was made by Supervisor Ranalli, seconded by Supervisor Veerkamp to:

- 1) **Receive and file the report on Measure E Implementation and Continue Resolution 149-2016 off Calendar;**
- 2) **Receive and file the report concerning Highway 50 and the CalTrans data and direct staff to post the report to the County website to address the recurring questions;**
- 3) **Move the implementation of the voter approved Measure E Initiative forward as written and as it was before the voters;**
- 4) **Direct staff to return to the Board by mid October 2016 with an update and additional information concerning the impact of Measure E on the sites identified in the Housing Element necessary to satisfy the County's Regional Housing Need Allocation. Further answer the CEQA questions, provide the Board with a comprehensive list of General Plan inconsistencies and the impact on the County's budget; and**
- 5) **Direct staff to conduct Board workshops to address the traffic and circulation issues underlying Measure E.**

Yes: 4 - Mikulaco, Veerkamp, Ranalli and Novasel

Noes: 1 - Frentzen

3:00 P.M. - TIME ALLOCATION

33. [16-0836](#) Chief Administrative Office recommending the Board of Supervisors consider the following:
- 1) Receive and file the Final Draft Response to the 2015/16 Grand Jury Final Report; and, following the incorporation of any changes directed by the Board at this meeting; and
 - 2) Authorize and direct staff to submit the Board of Supervisors' Final Response to the 2015/16 Grand Jury Final Report to the Presiding Judge of the Superior Court.

FUNDING: N/A

A motion was made by Supervisor Veerkamp, seconded by Supervisor Ranalli to authorize and direct staff to submit the Final Response to the 2015/16 Grand Jury Final Report to the Presiding Judge of the Superior Court.

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

34. [14-0133](#) **Addendum: Staff recommending this matter be continued off calendar.**

Chief Administrative Office, Facilities Division, pursuant to the direction given regarding the Public Safety Facility Design Build construction project delivery during the Board meeting of July 11th, 2016, recommending the Board authorize the Purchasing Agent (subject to final County Counsel and Risk Management approval) to sign Amendment II to Agreement for Services 301-S1611 with Architectural Nexus, Inc. to increase compensation by \$577,829, for an amended total not-to-exceed of \$952,829, and extend the term an additional one year to include:

- 1) Phase Four: Bridging Documents;
- 2) Phase Five: Design Build Team Prequalification and Team Selection;
- 3) Phase Six: Construction Document Review / Design Intent Review;
- 4) Phase Seven: Design Build Construction support; and
- 5) Phase Eight: Facility Commissioning and Project Closeout. (Cont. 8/16/16, Item 29)

FUNDING: Accumulative Capital Outlay Fund.

This matter was Continued off Calendar upon Approval of the Consent Calendar.

ADJOURNED AT 6:46 P.M.

CLOSED SESSION

35. [16-0587](#) **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Title: Tahoma Chip Seal Incident Number of potential cases: (1). (Est. Time: 15 Min.)

No Action Reported. Supervisors Mikulaco, Frentzen and Ranalli participated.

36. [16-0084](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Sarah Kern vs. County of El Dorado, Michael Allen Overmeyer, and DOES 1 through 50 inclusive. Number of cases: (1). (Est. Time: 10 Min.)

No Action Reported. Supervisors Mikulaco, Frentzen and Ranalli participated.

ADDENDUM

There was a clerical correction to Item 8.

There have been modifications to the text of Item 32.

Staff recommending Item 34 be Continued off Calendar.

CONSENT CALENDAR

37. [15-1434](#) Chief Administrative Office, Economic Development Division, recommending the Board:
- 1) Make a finding that the provision of funding to the City of Placerville for the purposes of road surface repair at Placerville Drive and at the main entrance gate in support of the World Championship Gold Panning event September 11-18, 2016 at the El Dorado County Fairgrounds will result in a public benefit; and
 - 2) Authorize the Chief Administrative Officer to reimburse the City of Placerville for one-third of the total cost of the work, not to exceed \$5,000.

FUNDING: General Fund. (Transient Occupancy Tax)

This matter was Approved on the Consent Calendar.

38. [16-0017](#) County Counsel recommending the Board authorize the Chair to execute Amendment 1 to Agreement for Legal Services Between El Dorado County and Abbott & Kindermann, LLP (Austin litigation), amending Section 2, Compensation, and Section 8, Qualifications, of the Agreement and further amends Exhibit A, Rate Schedule..

FUNDING: The cost for legal services will be funded by the county risk fund.

This matter was Approved on the Consent Calendar.

39. [16-0296](#) County Counsel recommending the Board authorize the Chair to execute Amendment 1 to Agreement for Legal Services Between El Dorado County and Abbott & Kindermann, LLP, Agreement 432-S1611, amending Section 8, Qualifications and Section 16, Contract Administrator of the Agreement and further amends Exhibit A, Rate Schedule.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

40. [16-0903](#) Health and Human Services Agency, recommending the Board:
1) Approve and authorize the Chair to sign Amendment 1 to Agreement for Services 146-O1310 with California Shock/Trauma Air Rescue (d.b.a. CALSTAR), for the assignment and transition to the newly formed company named CALSTAR Air Medical Services LLC thereby allowing ongoing provision of air ambulance transport services, with no change to the term. There is no remuneration associated with this Agreement 146-O1310; and
2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 146-O1310, including amendments which do not change the term of the Agreement, and contingent upon approval by County Counsel and Risk Management.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

41. [16-0891](#) Health and Human Services Agency, Public Health Division, recommending the Board approve and authorize the Chair to sign a letter of support to El Dorado Community Foundation in support of the Endow El Dorado 2017 Grant to South County Large Animal Rescue.

This matter was Approved on the Consent Calendar.

Item 42 was pulled from the Consent Calendar and trailed to be heard by the full Board after 3:00 P.M. this date.

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

42. [16-0896](#) Supervisor Novasel requesting the Board direct the Chief Administrative Officer to approve a fee waiver for the requested Temporary Use Permit application by St. Theresa's Catholic Church for their 1st annual Bread and Broth, B&B 4 Kids, fundraising event called Burlap and Denim, to be held September 10th, 2016, at the historic Celio Ranch in Meyers, California, Lake Tahoe Basin.

A motion was made by Supervisor Veerkamp, seconded by Supervisor Mikulaco to approve this matter.

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

The attendance shown below is entered by the Clerk of the Board for technical purposes only.

Present: 3 - Supervisor Mikulaco, Supervisor Frentzen and Supervisor Ranalli

Absent: 2 - Supervisor Veerkamp and Supervisor Novasel

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

43. [16-0769](#) Chief Administrative Office recommending the Board consider the following:
- 1) Receive an update on the Public Safety Impact Fee refund process directed by the Board on August 2, 2016;
 - 2) Approve the refund methodology; and
 - 3) Authorize the Auditor-Controller to transfer funds that remain after final calculation of the refunds due to rounding (estimated at less than \$50) to the General Fund to close the account.

FUNDING: Public Safety Development Impact Mitigation Fee Revenue.

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

Yes: 3 - Mikulaco, Frentzen and Ranalli

Absent: 2 - Veerkamp and Novasel

CLOSED SESSION

44. [16-0895](#) **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). **Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(d)(4). Number of potential cases: (2). (Est. Time: 15 Min.)
- Supervisors Mikulaco, Frentzen and Ranalli participated. The Board by a 3-0 vote authorized the appeal of the State's denial of the County's 2015 Emergency Medical Services' Plan.**