



County of El Dorado

Board of Supervisors
Department
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Placerville, California
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Minutes - Final Board of Supervisors

Sue Novasel, Chair, District V
Brian K. Veerkamp, First Vice Chair, District III
John Hidahl, Second Vice Chair, District I
Shiva Frentzen, District II
Lori Parlin, District IV

James S. Mitrising, Clerk of the Board of Supervisors
Don Ashton, Chief Administrative Officer
David Livingston, Interim County Counsel

Tuesday, April 23, 2019

9:00 AM

330 Fair Lane, Placerville, CA

Vision Statement

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

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The Board of Supervisors is concerned that written information submitted to the Board the day of the Board meeting may not receive the attention it deserves. The Board Clerk cannot guarantee that any FAX, email, or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

The Board meets simultaneously as the Board of Supervisors and the Board of Directors of the Air Quality Management District, In-Home Supportive Services, Public Housing Authority, Redevelopment Agency and other Special Districts.

For Purposes of the Brown Act § 54954.2 (a), the numbered items on this Agenda give a brief description of each item of business to be transacted or discussed. Recommendations of the staff, as shown, do not prevent the Board from taking other action.

Materials related to an item on this Agenda submitted to the Board of Supervisors after distribution of the agenda packet are available for inspection during normal business hours in the public viewing packet located in Building A, 330 Fair Lane, Placerville or in the Board Clerk's Office located at the same address. Such documents are also available on the Board of Supervisors' Meeting Agenda webpage subject to staff's ability to post the documents before the meeting.

PROTOCOLS FOR PUBLIC COMMENT

Public comment will be received at designated periods as called by the Board Chair.

Public comment on items scheduled for Closed Session will be received before the Board recesses to Closed Session.

Except with the consent of the Board, individuals shall be allowed to speak to an item only once.

On December 5, 2017, the Board adopted the following protocol relative to public comment periods. The Board adopted minor revisions to the protocol on February 26, 2019, incorporated herein:

Time for public input will be provided at every Board of Supervisors meeting. Individuals will have three minutes to address the Board. Individuals authorized by organizations will have three minutes to present organizational positions and perspectives and may request additional time, up to five minutes. At the discretion of the Board, time to speak by any individual may be extended.

Public comment on certain agenda items designated and approved by the Board may be treated differently with specific time limits per speaker or a limit on the total amount of time designated for public comment. It is the intent of the Board that quasi-judicial matters have additional flexibility depending upon the nature of the issue. It is the practice of the Board to allocate 20 minutes for public comment during Open Forum and for each agenda item to be discussed. (Note: Unless designated on the agenda, there is no Open Forum period during Special Meetings.)

Individual Board members may ask clarifying questions but will not engage in substantive dialogue with persons providing input to the Board.

If a person providing input to the Board creates a disruption by refusing to follow Board guidelines, the Chair of the Board may take the following actions:

- Step 1. Request the person adhere to Board guidelines. If the person refuses, the Chair may turn off the speaker's microphone.
- Step 2. If the disruption continues, the Chair may order a recess of the Board meeting.
- Step 3. If the disruption continues, the Chair may order the removal of the person from the Board meeting.

9:02 A.M. - CALLED TO ORDER

Present: 5 - Supervisor Veerkamp, Supervisor Frentzen, Supervisor Novasel, Supervisor Hidahl and Supervisor Parlin

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Pastor Craig Klatt of the Camino Adventist Church gave the Invocation.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: M. Lane.

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

Pull item 15 for discussion.

Correct the title of item 20.

Yes: 5 - Veerkamp, Frentzen, Novasel, Hidahl and Parlin

[19-0720](#) 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 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: M. Lane, D. Besak, T. Jenice, T. Kayes, L. Knudsen.

[19-0719](#) 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. Individuals authorized by organizations will have three minutes to present organizational positions and perspectives and may request additional time, up to five minutes. The total amount of time reserved for Open Forum is 20 Minutes.

CONSENT CALENDAR

1. [19-0611](#) Clerk of the Board recommending the Board approve the Minutes from the regular meeting of the Board of Supervisors on April 9, 2019.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

2. [19-0226](#) Auditor-Controller and the Chief Administrative Officer recommending the Board authorize the continuation and utilization of the perpetual agreement between Hinderliter, deLlamas & Associates and El Dorado County, for the provision of specialized sales tax analysis and recovery services.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

3. [19-0396](#) Auditor-Controller, recommending the Board of Supervisors:
 - 1) Make findings that it is more economical and feasible to contract out the services in accordance with County Ordinance Chapter 3.13, Section 3.13.030; and
 - 2) Approve Contract number 3812 with NBS Government Finance Group, Inc. ("NBS") for the provision of Mello Roos bond administrative services for El Dorado Hills Community Facilities District 1992-1 (Serrano), Community Facilities District 2001-1 (Promontory), Community Facilities District 2005-1 (Blackstone), Community Facilities District 2005-2 (Laurel Oaks), Carson Creek Communities Facilities District 2014-1 (Carson Creek), and Bass Lake Hills Communities Services District 2018-1 (Bass Lake Hills) and any additional Community Facilities Districts Bond administration services which may be formed during the term of the contract.

FUNDING: Special tax proceeds collected for the Community Facilities Districts.

This matter was Approved on the Consent Calendar.

4. [16-0305](#) Chief Administrative Office recommending the Board find that a state of emergency continues to exist in El Dorado County as a result of unprecedented tree mortality due to drought conditions and related bark beetle infestations. (Cont. 4/9/19, Item 4)

This matter was Approved on the Consent Calendar.

5. [19-0382](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board:
- 1) Declare the listed item, a 2008 Chevrolet Trailblazer, as surplus in accordance with the procedures outlined in the County's Purchasing Ordinance, Chapter 3.12 and Section 3.12.220 thereof; and
 - 2) Authorize the Purchasing Agent to execute an agreement for the sale of the above surplus to the Pioneer Fire Department for use by the Quick Response Teams who respond to emergencies.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

6. [19-0533](#) Clerk of the Board recommending the Board approve the extension of terms for current members of the El Dorado County Child Abuse Prevention Council to coincide with their adopted bylaws which state the two-year terms shall be from July 1st to June 30th.

This matter was Approved on the Consent Calendar.

7. [19-0545](#) Elections Department recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign Agreement for Services 3389 with Democracy Live, Inc., for the provision of ADA-compliant Remote Accessible Vote By Mail Solutions and Uniform Overseas Citizens Absentee Voting Act (UOCAVA) and Military Overseas Voter Empowerment (MOVE) Act solutions to voters, for an amount not to exceed \$198,000, effective upon execution for a term of 24 months; and
 - 2) Approve and authorize the Registrar of Voters to sign the attached Memorandum of Understanding (MOU) document related to this grant when received from participating counties, for the purchase of ADA-complaint software solutions; and
 - 3) Approve and authorize the Chair to sign a budget transfer to increase revenue and appropriations for the Elections Department by \$99,000, in order to receive the first half of the Dynamic Random Access Memory (DRAM) Agreement funding.

FUNDING: 100% funded by the Dynamic Random Access Memory (DRAM) Settlement Fund

This matter was Approved on the Consent Calendar.

8. [19-0596](#) Human Resources Department recommending the Board:
1) Approve and adopt the new Chief Administrative Office department-specific class specification of Parks Trail Maintenance Worker (Extra Help); and
2) Adopt and authorize the Chair to sign Resolution **057-2019** to approve the job class number, bargaining unit, and salary range for the new classification of Parks Trail Maintenance Worker (Extra Help).

FUNDING: California Off-Highway Vehicle Funds (Green Sticker) and Grant Funding.

This matter was Approved and Resolution 057-2019 was Adopted upon approval of the Consent Calendar.

9. [19-0616](#) Registrar of Voters recommending the Board declare the results of the official canvass of the March 26, 2019 Senate District 1 Special Primary Election conducted by the Elections Department.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

10. [19-0651](#) Supervisor Novasel recommending the Board:
1) Approve and authorize the Chair to sign the CA Counties Showcase Board of Supervisors Approval Form designating the El Dorado County Chamber of Commerce as the official representative for the County of El Dorado's exhibit at the 2019 California State Fair; and
2) Authorize that any award money for this exhibit, paid by the California Exposition and State Fair, will be paid to the El Dorado County Chamber of Commerce.

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS**11. [19-0216](#)**

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign Agreement for Services 3741 with Scripps Psychological Associates, Inc. for the provision of psychological evaluation services, in the amount of \$180,000 for the term of three years from May 1, 2019 through April 30, 2022;
- 2) Make findings in accordance with County Ordinance 3.13.030 that it is more economical and feasible to contract with Scripps Psychological Associates, Inc. for services provided under this Agreement 3741 because the County does not have the staff to perform said services; and
- 3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 3741, 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: 35% Federal Funding, 65% 2011 Realignment: Funding sources are Foster Care - Title IV-E, and Social Services Realignment.

This matter was Approved on the Consent Calendar.

12. [19-0319](#)

Health and Human Services Agency recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign a Budget Transfer Request to increase appropriations for Fixed Assets by \$50,000 and to decrease appropriations for Computer Maintenance by \$50,000, in HHSA Administration and Finance, for the purchase of three (3) servers and supporting items to store security camera recordings for the period of one (1) year, in accordance with California Government Code Section 26202.6 and;
- 2) Approve and authorize the addition of three (3) servers to the Fixed Asset list.

FUNDING: County General Fund.

This matter was Approved on the Consent Calendar.

13. [19-0553](#)

Health and Human Services Agency recommending the Board:

- 1) Adopt and authorize the Chair to sign Resolution **056-2019**, which delegates authority to the Director of the Health and Human Services Agency (HHS) to execute any agreement, amendment or other document resulting from the California Emergency Solutions and Housing Program Notice of Funding Availability application;
- 2) Designate the Health and Human Services Agency as the Administrative Entity for purposes of this grant opportunity;
- 3) Authorize the HHS Director to accept funding and execute the grant agreement, if awarded, including any extension(s) or amendment(s) thereto, contingent upon County Counsel and Risk Management Approval; and
- 4) Authorize the HHS Director, Assistant Director of Administration and Finance, or the Chief Fiscal Officer, to administer any agreement or subsequent administrative documents relating to said award, including required fiscal and programmatic reports.

FUNDING: State and Federal Funding, specifically the California Emergency Solutions and Housing Program.

This matter was Approved and Resolution 056-2019 was Adopted upon approval of the Consent Calendar.

14. [19-0614](#)

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Chair to sign non-financial Memorandum of Understanding 3362 (MOU) with KP Cal, LLC (Kaiser), establishing the roles and responsibilities in the provision of Substance Abuse Disorder services for the beneficiaries of the Medi-Cal Managed Care program administered by Kaiser, for a term beginning upon final execution of the MOU and expiring March 31, 2021;
- 2) Authorize the Chair to execute further documents relating to the MOU, including amendments that do not increase the maximum dollar amount or term of the MOU, and contingent upon approval by County Counsel; and
- 3) Authorize the Director of the Health and Human Services Agency, or designee, to execute any administrative documents relating to said MOU including required fiscal and programmatic reports

FUNDING: This is a non-financial MOU.

This matter was Approved on the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

15. [19-0475](#) Department of Transportation recommending the Board adopt and authorize the Chair to sign Resolution **055-2019** with route map included as Resolution Exhibit A, stating the Board's support for the development of United States Bicycle Routes 50 from South Lake Tahoe to San Francisco and 85 from southern California to Oregon.

FUNDING: N/A

Public Comment: M. Bean, T. Kayes.

A motion was made by Supervisor Frentzen, seconded by Supervisor Veerkamp to Adopt Resolution 055-2019.

Yes: 5 - Veerkamp, Frentzen, Novasel, Hidahl and Parlin

16. [19-0577](#) Environmental Management Department recommending the Board provide conceptual review and approval, as required by Board Policy A-3, for the Environmental Management Department, to amend the Ordinance Code Chapter 8.38 - Hazardous Materials, repeal Ordinance Code Chapter 8.40 - Underground Storage Tanks, and repeal Ordinance Code Chapter 8.41 - Fuel Containing MTBE, in order to better align with and comply with revisions to local and state regulations.

FUNDING: Non-General Fund / Regulated Facility Permit Fees.

This matter was Approved on the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

17. [19-0213](#) District Attorney's Office and Public Defender's Office recommending the Board
- 1) Approve the replacement of existing case management systems to a consolidated, single database case management system by Karpel Solutions, which will provide a comprehensive, modern system to meet the business needs of both departments;
 - 2) Waive the competitive bidding requirements for the purchase of the Karpel Case Management System, in accordance with County Ordinance 3.12.160 Section B;
 - 3) Authorize the District Attorney and Public Defender to negotiate agreements for products and services for the purchase and installation of the Karpel Case Management System;
 - 4) Authorize the Purchasing Agent to execute said Agreements, contingent upon review and approval by County Counsel and Risk Management, in the estimated not-to-exceed amounts of \$386,500 for the Prosecutor Module and \$95,700 for the Defender Module. The estimated not-to-exceed amounts include the purchase price for the modules, data conversion, installation, training and one year of maintenance;
 - 5) Approve and authorize the use of the AB109 District Attorney and Public Defender Subaccount funding for these purchases;
 - 6) Approve the addition of the Prosecutor Module to the District Attorney's FY 2018/19 Fixed Asset list and approve the addition of the Defender Module to the Public Defender's FY 2018/19 Fixed Asset list;
 - 7) Approve and authorize the Chair to sign a budget transfer increasing revenue and expense appropriations within the District Attorney's Office operating budget by \$179,500 (4/5 votes required); and
 - 8) Approve and authorize the Chair to sign a budget transfer increasing revenue and expense appropriations within the Public Defenders' Office operating budget by \$84,500 (4/5 votes required).

FUNDING: AB109 District Attorney and Public Defender Subaccount

This matter was Approved on the Consent Calendar.

18. [19-0568](#) Sheriff's Office recommending the Board approve and authorize the Chair to sign Resolution **058-2019** adopting the 2019 update to the El Dorado County Multi-Jurisdictional Hazard Mitigation Plan for the purpose of increasing the safety for citizens of the County during natural hazard events, while reducing the risk of loss of life and property.

FUNDING: N/A

Resolution 058-2019 was Adopted upon approval of the Consent Calendar.

19. [19-0571](#) Sheriff's Office recommending the Board approve and authorize the Chair to sign Amendment II to the perpetual Agreement 875-S0911 (FENIX 1026) with Keefe Commissary Network, LLC, an affiliate of The Keefe Group, to do the following:
- 1) Replace Section 6. Menu in Agreement 875-S0911 Amendment I;
 - 2) Amend Section 8. Term & Termination to revise the contract term from perpetual to month-to-month beginning April 30, 2019 until either party cancels in writing 30 days prior to the date of termination; and
 - 3) Amend Notice to Parties and County Officer responsible for administering the contract to update the information.

FUNDING: Inmate Welfare Trust Account.

This matter was Approved on the Consent Calendar.

20. [19-0587](#) Sheriff's Office recommending the Board approve and authorize the following actions:
- 1) Approve and authorize the Chair to sign a budget transfer drawing down funds from the Supplemental Law Enforcement Services Account (SLESA) increasing use of ~~fund balance~~ revenues and increasing appropriations by \$260,000 in the Sheriff's Office budget for the purchase of handheld radios (4/5 vote required); and
 - 2) Approve the addition of a quantity of forty-seven (47) hand held radios to the Sheriff's Office Fiscal Year (FY) 2018/19 Fixed Asset List; and
 - 3) Authorize the Purchasing Agent to increase Contract Number FENIX #2169 by an amount not to exceed \$260,000 with Motorola Inc. for the purchase of additional hand-held radios; and
 - 4) Approve and authorize the addition/deletion to the Sheriff's Office FY 2018/19 Fixed Asset list, deleting Jail Cameras and adding a quantity of three (3) 9-1-1 consoles for the Dispatch unit for an estimated cost of \$90,000

FUNDING: SLESA Funding \$260,000, General Fund \$90,000.

This matter was Approved on the Consent Calendar. The Chief Administrative Officer noted the terminology change as indicated above by strike through and underline.

END CONSENT CALENDAR

DEPARTMENT MATTERS (Items in this category may be called at any time)**21. [19-0421](#)**

Health and Human Services Agency recommending the Board:

- 1) Approve and authorize the Purchasing Agent to sign Agreement for Services 3792 with C.O.R.E. Medical Clinic, Inc., for the provision of Drug Medi-Cal Organized Delivery System (DMC-ODS), Narcotic Treatment Program (NTP) services in the amount of \$69,877, with an effective date retroactive to April 1, 2019, through December 31, 2020;
- 2) Find in accordance with County Ordinance Section 3.13.030 it is more economical and feasible to engage an independent contractor for DMC-ODS and NTP services; and
- 3) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 3792, 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. (Est. Time: 5 Min.)

FUNDING: 47% Federal, 11% State, 26% Realignment, 16% Other, and 0% General Fund. Medi-Cal (including Federal Financial Participation and State funding); and Behavioral Health Realignment.

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

Yes: 5 - Veerkamp, Frentzen, Novasel, Hidaahl and Parlin

22. [19-0449](#)

Chief Administrative Office, Facilities Division and Procurement and Contracts Division, and Health and Human Services Agency, recommending the Board consider the following:

- 1) Reject the Bid Protest submitted by Norwood Construction Services for Bid No 19-968-041; and
- 2) Award Bid No. 19-968-041 for the tenant improvements needed at 3368 Sandy Way, South Lake Tahoe to the lowest responsive and qualified bidder, Roebbelen Contracting, Inc.; and
- 3) Authorize the Chair to sign Public Works Contract No. 19-968-041, subject to review and approval by County Counsel and Risk Management; with Roebbelen Contracting, Inc. for \$1,064,000 and a term of 120 calendar days; and
- 4) 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. (Est. Time: 10 Min.)

Public Comment: Norwood

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

Yes: 5 - Veerkamp, Frentzen, Novasel, Hidahl and Parlin

23. [19-0595](#)

Supervisor Novasel recommending the Board:

- 1) Authorize funding of \$1,500 to support the Tahoe Home Connections efforts to distribute mailers to second home owners on the South Shore of Lake Tahoe, soliciting interest in long-term or seasonal renting of their homes and find that a public benefit is derived from supporting this effort which serves to address the lack of available housing; and
- 2) Direct the Chief Administrative Officer, or designee, to return to the Board with a funding agreement for consideration. (Cont. 4/9/19, Item 33) (Est. Time: 10 Min.)

FUNDING: Community Funding.

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

Yes: 5 - Veerkamp, Frentzen, Novasel, Hidahl and Parlin

10:00 A.M. - TIME ALLOCATION

24. [19-0610](#) Chief Administrative Office and the Planning and Building Department, Economic Development Division, recommending the Board:
- 1) Receive a presentation from Barry Broome, President and CEO for Greater Sacramento Economic Council (GSEC) on achievements and the County's return on investment for Fiscal Year (FY) 2018-19; and
 - 2) Direct to Staff to return to the Board with an Agreement with Greater Sacramento Economic Council for FY 2019-20 in an amount not to exceed \$62,345. (Est. Time: 1 Hr.)

FUNDING: N/A

Public Comment: T. Kayes, K. Payne, M. Stafford, T. Kingsbury.

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

Yes: 5 - Veerkamp, Frentzen, Novasel, Hidahl and Parlin

11:00 A.M. - TIME ALLOCATION

25. [19-0575](#) Supervisor Novasel recommending the Board approve and authorize the Chair to sign a Proclamation recognizing the month of May 2019 as National Bike Month. (Est. Time: 5 Min.)

Supervisor Novasel read the Proclamation.

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

Yes: 5 - Veerkamp, Frentzen, Novasel, Hidahl and Parlin

26. [19-0633](#) Registrar of Voters recommending the following:
- 1) Receive a presentation on the benefits of implementing Voter Centers in El Dorado County; and
 - 2) Authorize and approve the Registrar of Voters to implement the Voter's Choice Act to implement Vote Center elections in the County, including performing all activities required in the Voter's Choice Act (VCA), starting with the 2020 elections; and
 - 3) Provide direction to staff to return to the Board with a contract with one of the State-certified vendors to purchase a voting system that utilizes the Vote Center model. (Est. Time: 1 Hr.)

FUNDING: State and Federal Funding with a maximum General Fund match of \$757,000.

Public Comment: T. Kayes, F. Porter.

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

Yes: 5 - Veerkamp, Frentzen, Novasel, Hidahl and Parlin

1:30 P.M. - TIME ALLOCATION (see next page)

27. [19-0278](#)

HEARING - Department of Transportation recommending the Board conduct a Hearing to adopt and authorize the Chair to sign Resolution of Necessity **051-2019** related to the Country Club Drive Alignment - Bass Lake Road to Tierra de Dios Drive Project CIP 71360 / 36105010 Project (Project) authorizing the commencement of eminent domain proceedings to acquire interests in portions of the real property identified as Assessor's Parcel Numbers 119-080-12 and -23 owned by M.H. Mohanna, a married man as his sole and separate property, and finding that:

- 1) The public interest and necessity require the proposed Project;
- 2) The Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury;
- 3) The Property sought to be acquired is necessary for the Project;
- 4) The Offer required by Section 7267.2 of the Government Code has been made to the owner(s) of record, unless the owner(s) could not be located with reasonable diligence; and
- 5) Authorizing outside Counsel, Meyers-Nave, with cooperation as needed from County Counsel, to proceed with the necessary steps to acquire the required property.

Note: a 4/5 vote of the Board is required to adopt the Resolution of Necessity. This Resolution of Necessity and the following eminent domain action is required because negotiations with the property owner are at an impasse. Also, the compensation to be paid for the property is not the subject of this hearing. (Est. Time: 1 Hr.)

FUNDING: This Project is funded by Developer Advanced TIM fees with future reimbursement/credit to Developer.

Public Comment: B. Lebeck, C. Sandberg, L. Mohanna, M. Mohanna, G. Carpenter, A. Sabie, J. Harn, R. Martinez, T. Kayes.

Supervisor Novasel opened the public hearing and upon conclusion of public comment and staff input, closed the public hearing.

A motion was made by Supervisor Veerkamp, seconded by Supervisor Hidahl to Adopt Resolution 051-2019 and Approve this matter as presented, finding that:

- 1) The public interest and necessity require the proposed Project;
- 2) The Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury;
- 3) The Property sought to be acquired is necessary for the Project;
- 4) The Offer required by Section 7267.2 of the Government Code has been made to the owner(s) of record, unless the owner(s) could not be located with reasonable diligence;
- 5) Outside Counsel, Meyers-Nave, with cooperation as needed from County Counsel, is authorized to proceed with the necessary steps to acquire the required property; and
- 6) Direction to staff is given to defer filing the complaint with the court for a maximum of three weeks from today's date in an effort to reach a resolution

with the property owner.

Yes: 5 - Veerkamp, Frentzen, Novasel, Hidahl and Parlin

2:30 P.M. - TIME ALLOCATION

28. [19-0630](#)

Ad Hoc Code Enforcement Advisory Committee recommending the Board consider the following:

- 1) Approve the **Introduction** (First Reading) of Ordinance **5101** to amend County ordinance code section **08.08.010** - Fire Prevention regarding vegetation management; and
- 2) Waive full reading of the Ordinance, Clerk of the Board to read by title only, present background on the ordinance and continue this matter to April 30, 2019 for **Final Passage** (Second Reading). (Est. Time: 1 Hr.)

FUNDING: General Fund and Abatement Charges

Public Comment: M. Almer, K. Payne, T. Kayes, M. Matthews, S. Haufner, C. Parker.

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

- 1) Approve Introduction of Ordinance 5101 to include the changes indicated in Attachment C including a correction in Section 6 to reflect "Lighting & Landscape District" in place of "Lighting & Lamp District"; and
- 2) Continue this matter to April 30, 2019 for Final Passage.

Yes: 5 - Veerkamp, Frentzen, Novasel, Hidahl and Parlin

ITEMS TO/FROM SUPERVISORS

Supervisor Hidahl reported on the following:

El Dorado Hills Area Planning Advisory Committee meeting.

Juvenile Hall luncheon.

Community and Economic Development Advisory Committee meeting.

El Dorado Hills Community Services District two by two meeting.

Sacramento Municipal Utility District vegetation management meeting.

Northern California Construction ribbon cutting event.

Vehicle abatement meeting.

El Dorado County new employee orientation.

Supervisor Frentzen reported on the following:

Northern California Construction ribbon cutting event.

El Dorado Hills Community Services District two by two meeting.

Met with a group of Cub Scouts to assist them with an assignment.

Supervisor Veerkamp reported on the following:

County Audit Committee meeting.

Sacramento Area Council of Governments strategic retreat.

Supervisor Parlin reported on the following:

Appreciated department staff input on history of matters.

Veterans Affairs Commission meeting in Georgetown and resource fair on May 18.

Georgetown Divide Public Utility District meeting.

Garden Valley Fire Safe Council breakfast.

Kelsey Cemetery District software assistance.

Facilitation of meeting in Coloma regarding a new committee in that area.

Fire prevention and landscaping meeting in Cameron Park.

Human Rights Commission meeting.

Coloma Fire Safe Council meeting.

Supervisor Novasel reported on the following:

California Tahoe Conservancy meeting in Sacramento.

Human Rights Commission meeting.

Tahoe Regional Planning Agency.

Tahoe Prosperity Center meeting.

May is Autism Awareness month.

CAO UPDATE

CAO reported on the following:

Upcoming Department Head meeting to include discussions on the Strategic Plan.

Meeting with the City Manager of South Lake Tahoe regarding two by two meetings.

Cameron Park Rotary luncheon.

Chamber of Commerce luncheon.

ADJOURNED AT 5:36 P.M.

CLOSED SESSION

29. [19-0428](#) **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:** County Negotiator: Bruce Heid of Industrial Employers and Distributors Association; Director, Health & Human Services Agency and/or designee. Non-Employee Organization: In-Home Supportive Services. (Est. Time: 10 Min.) (Cont. 4/2/19, Item 49)
No action reported. All five Supervisors participated.
30. [19-0613](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: El Dorado County Emergency Medical Services v. Emergency Medical Services Authority (EMSA); Office of Administrative Hearings Case No. 2019010199 (CSA3 Appeal), Number of potential cases: (1). (Est. Time: 15 Min.)
No Action Reported. All five Supervisors participated.
31. [19-0620](#) **Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator:** This body will hold a closed session to give instructions to its negotiator for the Diamond Springs Parkway - Phase 1B Project regarding the real properties located in Diamond Springs with APNs 051-250-51 and 051-250-54, owned by Michael D. Lindeman and Lorraine D. Lindeman, Trustees of the Lindeman Family 2005 Trust dated October 17, 2005. Instructions to El Dorado County's negotiator will concern price and terms of payment and agreement. Kyle Lassner, Right-of-Way Supervisor, is the negotiator on behalf of El Dorado County. The parties with whom El Dorado County's negotiator may negotiate are those parties identified above and their agents and successors. (Est. Time: 10 Min.)
No Action Reported. All five Supervisors participated.
32. [19-0621](#) **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code section 54956.9(d)(2). Number of potential cases: (1). (Est. Time: 15 Min.)
No Action Reported. All five Supervisors participated.
33. [19-0635](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Newtown Preservation Society and Wanda Nagel v. County of El Dorado and El Dorado County Board of Supervisors (El Dorado County Superior Court Case PC 20190037). Number of potential cases: (1). (Est. Time: 15 Min.)
No Action Reported. All five Supervisors participated.

34. [19-0636](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Erin Young of the WOPUMNES NISENAN-MEWUK TRIBE v. County of El Dorado and El Dorado County Board of Supervisors, PC 20190050. Number of potential cases: (1). (Est. Time: 5 Min.)
No Action Reported. All five Supervisors participated.
35. [19-0637](#) **Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(d)(4). Number of potential cases: (1). (Est. Time: 15 Min.)
No Action Reported. All five Supervisors participated.
36. [19-0644](#) **Pursuant to Government Code Section 54957- Public Employment.**
Title: County Counsel Recruitment. (Est. Time: 10 Min.)
No Action Reported. All five Supervisors participated.
37. [19-0631](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: National Prescription Opiate Litigation - County of El Dorado v. Amerisourcebergen Drug Corporation, et al., United States District Court for the Eastern District of California, Case No. 2:18-at-679. (Est. Time: 10 Min.)
In the matter of the National Prescription Opiate Litigation, the Board of Supervisors on a 5-0 vote, ratified the March 18, 2019 filing of a complaint naming various members of the Sackler family (owners of Purdue Pharmaceuticals) as defendants.
38. [19-0679](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: In the Matter of the Appeal by Patricia Damian, California Department of Human Resources, Case No. D-18-0018. Number of potential cases: (1). (Est. Time: 10 min)
No Action Reported. All five Supervisors participated.