

# **County of El Dorado**

# **Minutes - Final**

## **Board of Supervisors**

Lori Parlin, Chair, District IV Wendy Thomas, First Vice Chair, District III John Hidahl, Second Vice Chair, District I George Turnboo, District II Sue Novasel, District V Board of Supervisors Department 330 Fair Lane, Building A Placerville, California 530-621-5390 FAX 530-622-3645 www.edcgov.us/bos

Kim Dawson, Clerk of the Board of Supervisors Don Ashton, Chief Administrative Officer David Livingston, County Counsel		ve Officer
Tuesday, January 4, 2022	9:00 AM	Virtual Meeting - Click here to view meeting https://us06web.zoom.us/j/89616484207

### ADDENDUM

Staff requesting item 26 be Continued off Calendar.

Item 40 is hereby added to the Consent Calendar.

Item 41 is hereby added as a 9:15 A.M. - TIME ALLOCATION.

PUBLIC PARTICIPATION INSTRUCTIONS: As a result of new guidance from the California Department of Public Health, in order to minimize the spread of the COVID19 virus, the Board of Supervisors meeting room will be closed to the public and Board members and staff will be participating remotely in accordance with Government Code § 54953(e). The meeting will continue to be live-streamed via Zoom and YouTube.

Members of the public may address the Board via Zoom to make a public comment. The public should call into 530-621-7603 or 530-621-7610. The Meeting ID is 896 1648 4207. Please note you will not be able to join the live-stream until the posted meeting start time.

To observe the live stream of the Board of Supervisors meeting go to https://us06web.zoom.us/j/89616484207.

To observe the Board of Supervisors meetings via YouTube, click https://www.youtube.com/channel/UCUMjDk3NUltZJrpw2CL7Zkg.

If you are joining the meeting via zoom and wish to make a comment on an item, press the "raise a hand" button. If you are joining the meeting by phone, press \*9 to indicate a desire to make a comment. Speakers will be limited to 3 minutes.

By participating in this meeting, you acknowledge that you are being recorded.

If you choose not to observe the Board of Supervisors meeting but wish to make a comment on a specific agenda item, please submit your comment in writing. Please submit your comment to the Clerk of the Board at edc.cob@edcgov.us. Your comment will be placed into the record and forwarded to the Board of Supervisors.

### Vision Statement Safe, healthy and vibrant communities, respecting our natural resources and historical heritage

### This institution is an equal opportunity provider and employer.

Live Web Streaming and archiving of most Board of Supervisors meeting videos, all meeting agendas, supplemental materials and meeting minutes are available on the internet at: http://eldorado.legistar.com/Calendar.aspx

The County of El Dorado is committed to ensuring that persons with disabilities are provided the resources to participate in its public meetings. Please contact the office of the Clerk of the Board if you require accommodation at 530-621-5390 or via email, edc.cob@edcgov.us, preferably no less than 24 hours in advance of 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.

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 August 24, 2021, incorporated herein:

The Board wants all members of the public to feel welcome to speak, especially regarding controversial items. Time for public input will be provided at every Board of Supervisors meeting. Individuals will have three minutes to address the Board. If the three minutes are exceeded the speaker's microphone will be muted. Applause or other outbursts are not allowed in the Board Chambers.

During noticed public hearings only, individuals authorized by organizations to speak to organizational positions may request additional time, up to five minutes.

Public comment on certain agenda items designated and approved by the Board may be treated differently within 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-jurisdictional matters have additional flexibility depending on the nature of the issue. The Board Chair may limit public comment during Open Forum.

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 Board Chair may take the following actions:

Step 1. Request the person adhere to Board guidelines. If the person refuses, the Board Chair may turn off the speaker's microphone.

Step 2. If the disruption continues, the Board Chair may order a recess of the Board meeting. Step 3. If the disruption continues, the Board Chair may order the removal of the person from the Board meeting.

### 9:00 A.M. - CALLED TO ORDER

**Present:** 5 - Supervisor Novasel, Supervisor Hidahl, Supervisor Parlin, Supervisor Thomas and Supervisor Turnboo

### INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Chaplain Betsy Vanderpool of the Sierra Chaplaincy gave the Invocation. Supervisor Parlin led the Pledge of Allegiance to the Flag.

County Counsel made the following statement as to the addition of an item being added to today's Agenda. Government Code section 54954.2(b)(2) allows an item to be added to the Agenda after the Agenda is posted upon a determination by two-thirds vote of the members of a legislative body present at the meeting that there is a need to take immediate action and the need for the action came to the attention of the local Agency subsequent to the Agenda being posted. This item did not come to the Chief Administrative Office's attention until the past weekend and there is an urgent need to provide immediate assistance to the effected individuals.

A motion was made by Supervisor Thomas, seconded by Supervisor Hidahl to add Urgency Item 42 to the Agenda for today's Board meeting as a Department Matter. Passed 5-0.

### **DEPARTMENT MATTERS (Items in this category may be called at any time)**

42. 22-0088 Chief Administrative Office recommending the Board consider the following:

Accept a donation up to \$10,000 from the El Dorado Community Foundation for the purpose of providing emergency lodging to individuals during a proclaimed local emergency; and
Authorize the Chief Administrative Officer to expend up to \$10,000 from the General Fund in FY 2022-23 to provide emergency lodging if needs exceed the donated amount, and make a finding that the utilization of these funds for this purpose provides a public benefit to the community by helping to preserve life.

**FUNDING:** General Fund/Donation from the El Dorado Community Foundation.

Public Comment: A. Nevis

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

Yes: 5 - Novasel, Hidahl, Parlin, Thomas and Turnboo

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

Public Comment: K. Payne, K. Greenwood, M. Rodriguez, S. Taylor, T. Doyle, R. Michelson

A motion was made by Supervisor Thomas, seconded by Supervisor Hidahl to Adopt the Agenda and Approve the Consent Calendar with the following changes: Supervisor Thomas thanked Joshua Castro for his service. Continue item 26 off Calendar. Pull item 40 for discussion. Add Urgency Item 42 to the Agenda for today's Board meeting as a Department Matter.

Yes: 5 - Novasel, Hidahl, Parlin, Thomas and Turnboo

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.

### 9:00 A.M. - TIME ALLOCATION (Items will not be heard prior to time stated)

1.	<u>22-0042</u>	Election of the Chair, Vice Chair and Second Vice Chair of the El Dorado County Board of Supervisors for 2022.
		Public Comment: S. Taylor, K. Payne, K. Greenwood, M. Rodriguez, R. Michelson
		A motion was made by Supervisor Novasel, seconded by Supervisor Thomas to make the following appointments for the El Dorado County Board of Supervisors for 2022:
		Supervisor Parlin - Chair
		Supervisor Thomas - First Vice Chair

Yes: 5 - Novasel, Hidahl, Parlin, Thomas and Turnboo

Supervisor Hidahl - Second Vice Chair

### Welcome from the new Chair of the Board of Supervisors for the Year 2022.

Supervisor Parlin thanked the Board for giving her the opportunity to Chair the Board meetings for 2022 and welcomed all. Supervisor Parlin explained Board Protocols and why they are important.

### CONSENT CALENDAR

2.22-0022Clerk of the Board recommending the Board approve the Minutes from<br/>the regular meeting of the Board of Supervisors on December 14, 2021.

This matter was Approved on the Consent Calendar.

### **GENERAL GOVERNMENT - CONSENT ITEMS**

Chief Administrative Officer recommending the Board adopt and authorize the Chair to sign Resolution 007-2022 amending the current Personnel Allocation Resolution to add 2.1 full time equivalent (FTE) allocations that were included in the Fiscal Year 2021-22 Adopted Budget but not added to the Personnel Allocation including:

0.1 FTE EMS Agency Medical Director allocation in the Chief Administrative Office;
1.0 FTE Grounds Maintenance Worker I/II allocation in the Chief Administrative Office;
3.0.5 FTE Sr. Office Assistant allocation in Information Technologies Department; and
0.5 FTE Sr. Legal Secretary allocation in the Probation Department.

**FUNDING:** 84% General Fund and 16% Ambulance Fees, Special Taxes.

This matter was Approved and Resolution 007-2022 was Adopted upon Approval of the Consent Calendar.

4. <u>21-1936</u> Chief Administrative Office, Emergency Medical Services and Emergency Preparedness and Response Division recommending the Board adopt and authorize the Chair to sign Resolution **003-2022** amending the current Personnel Allocation to delete 1.00 FTE Community Health Advocate and add 1.00 FTE Administrative Technician in the Chief Administrative Office.

FUNDING: California Department of Public Health grant funding.

Resolution 003-2022 was Adopted upon Approval of the Consent Calendar.

5. <u>21-1694</u> Chief Administrative Office, Emergency Medical Services Agency and Emergency Preparedness & Response Division (EMSA), recommending the Board:

> 1) Make a finding in accordance with Section 3.13.030 of Ordinance 5116 that the work requires special skills and qualifications not expressly identified in County Classifications that are involved with the performance of the work; and

> 2) Approve and authorize the Chair to sign perpetual Agreement 6159 with FirstWatch Solutions, Inc., for the implementation, maintenance, and support of proprietary software for the purposes of aggregating and analyzing data from disparate information systems and tracking and identifying key data points to be used in evaluating, maintaining and improving the EMS System in an initial amount of \$327,971.81 for the first five (5) years.

FUNDING: Maddy's and Richie's Funds.

This matter was Approved on the Consent Calendar.

6. <u>21-1976</u> 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.

FUNDING: Various.

This matter was Approved on the Consent Calendar.

 <u>21-1969</u> Chief Administrative Office, Procurement and Contracts Division, recommending the Board declare a service weapon as surplus and approve the sale of the weapon to retiring Deputy Probation Officer Anne Landry.

**FUNDING:** Funding received from the sale will be deposited into the General Fund.

This matter was Approved on the Consent Calendar.

 22-0013 Clerk of the Board, on behalf of the El Dorado County Early Care and Education Planning Council, recommending the Board authorize the Chair to sign the Certification Statement regarding the composition of Local Planning Council Membership as mandated by AB 1542.

9. <u>21-1937</u> Clerk of the Board recommending the Board make the following **Non-District specific** appointments to various Boards, Commissions or Committees for the terms stated.

### **Agricultural Commission**

Reappoint Tim Neilsen, Livestock Industry Representative, Term Expiration 01/01/2026.

### Behavioral Health Commission

Appoint ten (10), Member, Term Expiration 1/1/2025.

### **Board of Appeals**

Reappoint Bill Carey, Community At Large, Term Expiration 1/1/2025. Reappoint Neil Moore, Structural Engineer, Term Expiration 1/1/2025. Reappoint Marilyn Ross, Construction Consultant, Term Expiration 1/1/2025.

### **Cameron Park Design Review Committee**

Reappoint Dyana Anderly, Resident, Term Expiration 1/1/2026. Reappoint Shane Kiley, Resident, Term Expiration 1/1/2026. Reappoint Vince K. Maloney, Business/Resident, Term Expiration 1/1/2026.

Appoint two (2), Resident, Term Expiration 1/1/2026.

### **Cemetery Advisory Committee**

Reappoint Ramona Tripp-Verbeck, Native American Representative, Term Expiration 1/1/2024.

### **Clean Tahoe Community - Board of Directors**

Appoint Karen Bender, Member, Term Expiration 1/1/2024.

### El Dorado County Child Abuse Prevention Council

Appoint Melissa Mutzig, Law Enforcement, Term Expiration 1/1/2024.

### First 5 El Dorado Children and Families Commission

Reappoint Ed Manansala, EdD, Education Representative, Term Expiration 1/1/2025. Reappoint Don Semon, El Dorado County Health Officer Representative, Term Expiration 1/1/2025.

### **Historical Museum Commission**

Reappoint Jeannette R. Barrett, Member-Local Chapter of the Daughters of the American Revolution, Term Expiration 1/1/2026. Reappoint E. Keith Berry, Member-El Dorado Western Railroad Foundation, Term Expiration 1/1/2026.

### In-Home Supportive Services (IHSS) Advisory Committee

Reappoint Ellen Yevdakimov, Consumer Representative, Term Expiration 1/1/2024.

Appoint one (1), Community Member, Term Expiration 1/1/2024. Appoint three (3), Consumer Representative, Term Expiration 1/1/2024. Appoint two (2), Provider Representative, Term Expiration 1/1/2024.

### Law Library Trustees

Appoint one (1), BOS-Designee, Term Expiration 1/1/2023.

### Local Enforcement Agency Independent Hearing Panel

Reappoint Ronald Duncan, Technical Expert, Term Expiration 1/1/2026.

### **Rural Counties Environmental Services Joint Powers Authority**

Appoint Jeffery Warren, Alternate Delegate-Solid Waste Authority, Term Expiration 1/1/2023. Reappoint Mark Moss, Alternate Delegate-Solid Waste Authority, Term Expiration 1/1/2023.

### **Tahoe Regional Planning Agency**

Reappoint Don Ashton, Member-2nd Alternate, Term Expiration 1/1/2023.

This matter was Approved on the Consent Calendar.

# 10. <u>21-1993</u> Human Resources Department recommending the Board: Approve and adopt the revised Health and Human Services Agency department-specific class specification: Animal Services Officer Supervisor (title change from Supervising Animal Control Officer); and Adopt and authorize the Chair to sign Resolution 005-2022 to approve the abovementioned title change.

### FUNDING: N/A

This matter was Approved and Resolution 005-2022 was Adopted upon Approval of the Consent Calendar.

**11.** <u>22-0029</u> Human Resources Department recommending the Board approve and authorize the Chair to sign Resolution 006-2022: 1) Adopting a new salary scale for the Community Health Advocate and Defensible Space Inspector I/II/Sr classifications retroactive to November 20, 2021, to comply with the Memorandum of Understanding between the County of El Dorado and the El Dorado County Employees' Association, Local 1, AFSCME Council 57, representing employees in the General, Professional, and Supervisory bargaining units, Article 5, Section 1; 2) Authorizing the compensation of employee(s) in the Community Health Advocate classification for back pay resulting from the delay in implementation of the required salary increase; and 3) Waiving recovery of overpayment to employees in the Defensible Space Inspector I/II/Sr classifications made in accordance with the incorrect salary schedule previously effective the pay period including November 20, 2021 through pay period 01 of 2022 (December 31, 2021), as the sole incumbent has separated employment and the classifications are presently vacant.

### FUNDING: Various.

Resolution 006-2022 was Adopted upon Approval of the Consent Calendar.

# 12. 22-0045 Supervisor Thomas recommending the Board: Accept the resignation of Joshua Castro, Alternate on the Veterans Affairs Commission for District III; Appoint to the Veterans Affairs Commission Stephanie Carlson, Alternate, District III, Term Expiration 01/01/2025; and Approve and authorize the Chair to sign a Certificate of Appreciation to Joshua Castro for his service to the Veterans Affairs Commission and Veterans in El Dorado County. This matter was Approved on the Consent Calendar.

Supervisor Thomas thanked Joshua Castro for his service.

### **HEALTH AND HUMAN SERVICES - CONSENT ITEMS**

**13**. 21-1518 Health and Human Services Agency (HHSA) recommending the Board: 1) Make findings in accordance with County Ordinance 3.13.030 that it is appropriate to contract with Bi-Valley Medical Clinic, Inc., dba BAART Programs Carmichael, for the provision of Drug Medi-Cal Organized Delivery System Services services, provided under Agreement 5863 because (B) "Specialty skills and gualifications not expressly identified in classifications are involved in the performance of the work;" 2) Approve and authorize the Chair to sign Agreement for Services 5863 with Bi-Valley Medical Clinic, Inc., dba BAART Programs Carmichael, with a not-to-exceed amount of \$400,000, and for a term effective upon final execution through June 30, 2023; and 3) Authorize the HHSA Director, or designee, to execute further documents relating to Agreement 5863, contingent upon approval by County Counsel and Risk Management, including amendments which do not increase the maximum dollar amount or term of the Agreement.

**FUNDING:** 70% Federal Medi-Cal, 5% State General Fund for Narcotic Treatment Program services, and 25% 2011 Realignment.

This matter was Approved on the Consent Calendar.

### **14.** <u>21-1709</u>

Health and Human Services Agency (HHSA) recommending the Board: 1) Authorize the HHSA Behavioral Health Director to sign Non-Financial MOU 5291 with California Correctional Health Care Services (CCHCS) Health Information Management (HIM) for the provision of electronic data sharing services provided under Agreement 5291 for a term of three (3) years effective upon final execution; and 2) Authorize the HHSA Behavioral Health Director to execute further documents relating to Agreement 5291, contingent upon approval by County Counsel, Risk Management, and IT, including amendments which do not increase the term of the MOU.

### FUNDING: N/A

15. <u>21-1710</u>	<ul> <li>Health and Human Services Agency (HHSA) recommending the Board:</li> <li>1) Make findings in accordance with County Ordinance 3.13.030 that it is appropriate to contract with Koefran Industries for the provision of animal carcass, hazardous waste carcass, and associated medical/biohazardous waste disposal services for Animal Services, provided under Agreement 5672 because "(B) "Specialty skills and qualifications not expressly identified in classifications are involved in the performance of the work;"</li> <li>2) Approve and authorize the Chair to sign Agreement 5672 with Koefran Industries, with a not-to-exceed (NTE) amount of \$90,000, and for the term of January 4, 2022 through December 31, 2024; and</li> <li>3) Authorize the HHSA Director or their designee to execute further documents relating to Agreement 5672, contingent upon approval by County Counsel and Risk Management, including amendments which do not increase the maximum dollar amount or term of the Agreement.</li> <li>FUNDING: 100% General Fund.</li> <li>This matter was Approved on the Consent Calendar.</li> </ul>
16. <u>21-1874</u>	<ul> <li>Health and Human Services Agency (HHSA), Veteran Services Program, recommending the Board:</li> <li>1) Find that a public benefit is derived in reimbursing Fleet Reserve Association (Branch 275) in the amount of \$600 and reimbursing Veterans of Foreign Wars (Camerado Post 10165) in the amount of \$600, for unrealized estimated donations for fundraising breakfasts that the organizations cancelled due to the Veterans Memorial Building's parking lot being used as a staging center to fight the Caldor Fire in September 2021; and</li> <li>2) Approve and authorize HHSA to pay \$600 to Fleet Reserve Association (Branch 275) and pay \$600 to the Veterans of Foreign Wars (Camerado Post 10165) for reimbursement of unrealized donations as described in Attachment B and Attachment C.</li> </ul>
	FUNDING: General Fund. This matter was Approved on the Consent Calendar.
<b>17</b> . <u>21-1952</u>	Health and Human Services Agency recommending the Board approve and adopt the revised Board of Supervisors Policy F-2 "Animal Shelter Private Donor Recognition Policy," attached hereto as Attachment A, to incorporate minor updates and extend the sunset review date.

**FUNDING:** Private Donations.

18. 21-1972 Health and Human Services Agency (HHSA) recommending the Board:
1) Adopt and authorize the Chair to sign Resolution 004-2022 revising the authorization of the HHSA Director to apply for and accept the California Department of Housing and Community Development's (HCD) Housing Navigation Program (HNP) Round 2 Allocation Award, in the amount of \$26,855, effective upon execution through June 30, 2024, to assist young adults in foster care, ages 18 to 21, secure and maintain transitional housing; and

2) Rescind Resolution 140-2021, upon adoption of Resolution 004-2022 that replaces Resolution 140-2021.

**FUNDING:** State Funding: 100% California Department of Housing and Community Development.

This matter was Approved and Resolution 004-2022 was Adopted upon Approval of the Consent Calendar.

19. <u>21-1997</u> Health and Human Services Agency recommending the Board:
1) Accept, with gratitude, an initial distribution of \$25,086.55 from the Valerie E. Kimura Trust, dated March 12, 1992, as amended and restated December 29, 2016, (Trust) to the County of El Dorado, Animal Services; and

2) Authorize the Health and Human Services Agency Director, or designee, to execute document(s) relating to distribution(s) from the Trust.

FUNDING: Valerie E. Kimura Trust.

### LAND USE AND DEVELOPMENT - CONSENT ITEMS

20. <u>21-1738</u> Environmental Management recommending the Board approve and authorize the Chair to sign a budget transfer request to increase revenues and appropriations for both the Oil Payment Program and City County Payment Program Special Revenue Funds in order to draw down previous years deferred grant revenues in Fiscal Year 2021-22. (4/5 vote required)

**FUNDING:** Oil Payment Program and City County Payment Program grant funds.

This matter was Approved on the Consent Calendar.

21. 21-1925 Department of Transportation recommending the Board approve and authorize the Chair to sign the First Amendment to Agreement for Services 3480 with Crawford & Associates, Incorporated to provide on-call geological, geotechnical, hydraulic, and hydrologic engineering support services, extending the performance period an additional two (2) years to February 11, 2024, increasing the not-to-exceed by \$100,000 for a total not-to-exceed of \$400,000, and updating contract language per California Department of Transportation federal funding requirements.

**FUNDING:** Funding for various Capital Improvement Program and Environmental Improvement Program projects which will be provided by associated Federal, State, and Local funding sources. Local funding sources may include any combination of the following: Traffic Impact Fee Program, Missouri Flat Area Master Circulation and Financing Plan, Road Fund, Tribe Funds, Accumulative Capital Outlay, Developer Advanced Funds, Sacramento Municipal Utility District, and/or General Fund.

This matter was Approved on the Consent Calendar.

22. <u>21-1765</u> Department of Transportation recommending the Board adopt Resolution 002-2022, delegating to the Director of Transportation the authority to sign Notices of Deed Restriction and Covenants to Indemnify the County of El Dorado for Variances.

FUNDING: Fees paid by applicants.

Resolution 002-2022 was Adopted upon Approval of the Consent Calendar.

**23.** <u>21-1816</u> Department of Transportation recommending the Board adopt and authorize the Chair to sign Resolution **001-2022** approving the performance period extension of Subdivision Improvement Agreements for projects referenced in the Resolution for one year from the current performance date if the project improvements are not completed by said date.

### FUNDING: N/A

### Resolution 001-2022 was Adopted upon Approval of the Consent Calendar.

**24.** <u>21-1892</u> Department of Transportation recommending the Board consider the following:

1) Accept the subdivision improvements for Serrano Village J7, TM 18-1536, as complete;

2) Hold Performance Bond 0773107 in the amount of \$347,179.77, which is ten percent of the total cost of the subdivision improvements. This amount guarantees against any defective work, labor done, or defective materials furnished, which is to be released after one year if no claims are made;

3) Hold Laborers & Materialmens Bond 0773107 in the amount of \$1,735,898.84 for six months to guarantee payments to persons furnishing labor, materials, or equipment; and

4) Authorize the Clerk of the Board to release the respective Bonds after the required time periods upon written request by Transportation.

FUNDING: Developer Funded.

This matter was Approved on the Consent Calendar.

**25.** <u>21-1150</u> Planning and Building Department, Economic Development Division, and Chief Administrative Office recommending the Board approve and authorize the Purchasing Agent to sign Amendment III to Agreement 4555 with NEO Fiber, Inc., doing business as Neo Connect, for as-needed, ongoing staffing support and consulting services in support of American Rescue Plan Act-funded Broadband connectivity in the County, increasing the compensation amount by \$80,882 for a not-to-exceed amount of \$160,882, extending the term of the Agreement by one (1) year for a revised expiration date of January 29, 2023, and other minor administrative changes as necessary, with no changes to the scope of work.

**FUNDING:** American Rescue Plan Act (ARPA) / Transient Occupancy Tax (TOT) funds.

### LAW AND JUSTICE - CONSENT ITEMS

26. <u>21-1601</u>
Probation Department recommending the Board:

Approve and authorize the Chair to sign retroactive Amendment III to Agreement for Services 3977 with O'Connell Research, to extend the Agreement term end date from December 31, 2021, to December 31, 2022, due to extension of the Justice and Mental Health Collaboration Program (JMHCP) grant, for the provision providing research to assess the prevalence and outcomes of those with behavioral health needs, as well as developing analytics and data driven solutions for addressing the needs as part of the grant award for Stepping Up; and
Authorize the Purchasing Agent, or designee, to execute further documents relating to Contract 3977, including future amendments which do not increase the maximum dollar amount or term of the Contract, and contingent upon approval by County Counsel and Risk Management.

**FUNDING:** 88% JMHCP grant, 12% AB109 (Public Safety Realignment Act).

### Staff requesting this item be Continued off Calendar.

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

### END CONSENT CALENDAR

### **DEPARTMENT MATTERS (Items in this category may be called at any time)**

**27.** <u>22-0064</u> Supervisor Thomas recommending the Board accept the donation of property identified by Assessor's Parcel Number 331-400-002, located at 3447 Clemenger Drive, for the purpose of developing a Sports Complex in the community of Diamond Springs.

Public Comment: K. Payne, J. McKim-Hibbard, S. Taylor, K. Greenwood, J. Harper, R. Michelson, B. Veerkamp, K. Lishman

A motion was made by Supervisor Thomas, seconded by Supervisor Hidahl to: 1) Accept the donation of property identified by Assessor's Parcel Number 331-400-002, located at 3447 Clemenger Drive, for the purpose of developing a Sports Complex in the community of Diamond Springs; and 2) Direct staff to return to the Board with an item to authorize the Chair to sign a dedication agreement by the end of January 2022.

Supervisor Parlin registered a No vote on this matter due to the County not having an opportunity to do due diligence before taking ownership.

- Yes: 4 Novasel, Hidahl, Thomas and Turnboo
- Noes: 1 Parlin
- **28.** <u>22-0075</u> Supervisor Novasel recommending the Board consider directing staff to discontinue the pursuit of the Homekey Round 2 NOFA application for the purchase of the Best Western Inn in Pollock Pines.

Public Comment: M. Dion Perry, P. Vandergard, R. Michelson, S. Taylor, T. Doyle, D. Wolfson, K. Greenwood, L. Cauchon, F. Porter, B. Chapman, M. Rodriguez, T. Wallace

After the main motion was made, a substitute motion was made by Supervisor Hidahl to:

1) Direct staff to continue with the outreach activities which are currently planned that is within scope;

2) Conduct outreach meetings; and

3) Return to the Board by February 22, 2022 with a draft presentation so that everything can be made available to the public.

Motion failed for lack of a second.

A motion was made by Supervisor Novasel, seconded by Supervisor Parlin to: 1) Direct staff to discontinue the pursuit of the Homekey Round 2 NOFA application for the purchase of the Best Western Inn in Pollock Pines; and 2) Focus efforts on the Strategic Plan.

Yes: 3 - Novasel, Parlin and Turnboo

Noes: 2 - Hidahl and Thomas

<b>29</b> . <u>22-0027</u>	Chief Administrative Office recommending the Board:
	1) Approve and authorize the Chair to sign Agreement 6269 between the
	El Dorado County Fair Association, Inc. (Association) and the County of
	El Dorado for the continued use, possession, and management of the
	fairgrounds property and annual county fair for an initial term ending June
	30, 2026, with automatic extensions of one year occurring every April 1;
	2) Approve and authorize the Chair to sign a Calendar Year 2022 El
	Dorado County Fair Association Budget in the amount of \$1,609,148, as
	approved by the El Dorado County Fair Board of Directors at its
	December 8, 2021, meeting;
	3) Receive a presentation on and file the following documents, as outlined

3) Receive a presentation on and file the following documents, as outlined in Agreement 6269: a financial audit of the Association for calendar year 2020 and a five-year Strategic Plan for the period of 2021-2026 from the Association Chief Executive Officer; and

4) Approve an initial American Rescue Plan Act spending plan for the El Dorado County Fair Association allocated funds.

**FUNDING:** 65% Fair Association Raised Funds, 2% State Funds, and 33% American Rescue Plan Act Funds.

Public Comment: K. Payne

A motion was made by Supervisor Thomas, seconded by Supervisor Parlin to Approve this matter.

- Yes: 5 Novasel, Hidahl, Parlin, Thomas and Turnboo
- **30.** <u>21-1445</u> Department of Transportation recommending the Board adopt and authorize the Chair to sign Resolutions authorizing the submittal of a Parks and Water Bond Act of 2018 (Prop 68) for the following grant program applications to the State of California, Department of Parks and Recreation:

1) Resolution **008-2022** for El Dorado Trail/Missouri Flat Road Pedestrian Overcrossing, Capital Improvement Program (CIP) 97015/36109002, for the Rural Recreation and Tourism Program Grant Funds; and

2) Resolution **009-2022** for Depot Park Multigenerational Exercise Circuit and Parking Lot for the Regional Park Program Grant Funds.

**FUNDING:** Prop 68 for initial construction expenditures and General Fund for ongoing maintenance and repair/replacement expenditures.

Public Comment: K. Payne

A motion was made by Supervisor Thomas, seconded by Supervisor Hidahl to Approve this matter and Adopt Resolutions 008-2022 and 009-2022.

Yes: 5 - Novasel, Hidahl, Parlin, Thomas and Turnboo

<b>31</b> . <u>21-1934</u>	Clerk of the Board recommending the Board make Board Member appointments to various Boards, Commissions or Committees for 2022:
	Abandoned Vehicle Abatement Service JPA Appoint one (1) Member: Supervisor Thomas, since 2021 Appoint one (1) Alternate: Supervisor Hidahl, since 2021
	Behavioral Health Commission Appoint one (1) Member: Supervisor Thomas, since 2021
	California Identification Remote Access Network Appoint one (1) Member: Current: Supervisor Hidahl, since 2017
	Capital Southeast Connector Joint Powers Authority Appoint one (1) Member: Supervisor Hidahl, since 2017 Appoint one (1) Alternate: Supervisor Turnboo, since 2021
	Cemetery Advisory Committee Appoint one (1) Member: Supervisor Parlin, since 2021 Appoint (1) Alternate: Shelley Wiley, since 2021
	Community Action Council Appoint one (1) Member: Supervisor Turnboo & one (1) Alternate: Todd White/Mark Treat, since 2021
	Appoint one (1) Member: Supervisor Thomas & one (1) Alternate: Karen Feathers, since 2021 Appoint one (1) Member: Supervisor Parlin & one (1) Alternate: Shelley Wiley, since 2021
	El Dorado County Commission for Youth and Families Appoint one (1) Member: Supervisor Novasel, since 2020
	El Dorado County Water Agency Appoint one (1) Member: Supervisor Turnboo, since 2021 Appoint one (1) Member: Supervisor Thomas, since 2021 Appoint one (1) Member: Supervisor Parlin, since 2019
	El Dorado County Youth Commission Appoint one (1) BOS Liaison: Supervisor Thomas, since 2021
	Evelyn Horn Scholarship Committee (must be from a District which constitutes a major portion of the Western Slope) Appoint one (1) Member - Chair: Supervisor Thomas, since 2021 Appoint one (1) Member - Vice Chair: Supervisor Turnboo, since 2021

First 5 El Dorado Children and Families Commission Appoint one (1) Member: Supervisor Novasel, since 2015

Golden Sierra Job Training Agency Appoint one (1) Member: Supervisor Parlin, since 2019 Appoint one (1) Alternate: Supervisor Turnboo, since 2021

Golden State Finance Authority (This committee is connected to RCRC. The representative for RCRC needs to be the same for this committee) Appoint one (1) Member: Supervisor Parlin, since 2019 Appoint one (1) Alternate: Supervisor Thomas, since 2021

Human Rights Commission Appoint one (1) Member: Supervisor Novasel, since 2018 Appoint one (1) Member: Supervisor Hidahl, since 2021

Local Agency Formation Commission (LAFCO) Appoint one (1) Member: Supervisor Hidahl, since 2020 Appoint one (1) Member: Supervisor Thomas, since 2021 Appoint one (1) Alternate: Supervisor Turnboo, since 2021

Local Enforcement Agency Independent Hearing Panel Appoint one (1) Member: Supervisor Turnboo, since 2021

Mountain Counties Air Basin Control Council Appoint one (1) Member: Supervisor Parlin, since 2019 Appoint one (1) Alternate: Supervisor Turnboo, since 2021

National Association of Counties (NACo) Appoint one (1) Member: Supervisor Parlin, since 2021 Appoint one (1) Alternate Member: Supervisor Thomas, since 2021

Rural Counties Environmental Services Joint Powers Authority Appoint one (1) Member: Supervisor Parlin, since 2019

Rural County Representatives of California (RCRC) Appoint one (1) Member: Supervisor Parlin, since 2019 Appoint one (1) Alternate Member: Supervisor Thomas, since 2021

Sacramento Area Council of Governments Appoint one (1) Member: Supervisor Thomas, since 2021 Appoint one (1) Alternate Member: Supervisor Parlin, since 2020

Sacramento-Placerville Transportation Corridor Joint Powers Authority Appoint one (1) Member: Supervisor Hidahl, since 2021 Appoint one (1) Alternate Member: Supervisor Turnboo, since 2021

Sierra Nevada Conservancy Board Appoint one (1) Member: Supervisor Parlin, since 2019 Appoint one (1) Alternate Member: Supervisor Turnboo, since 2021

South Fork American River (SOFAR) Collaborative Appoint one (1) Member: Supervisor Parlin, since 2021 Appoint one (1) Alternate Member: Supervisor Turnboo, since 2021

South Lake Tahoe Basin Waste Management Authority Appoint one (1) Member: Supervisor Novasel, since 2015 Appoint one (1) Alternate Member: Supervisor Thomas, since 2021

South Lake Tahoe Recreation Facilities Joint Powers Authority Appoint one (1) Member: Supervisor Novasel, since 2015 Appoint one (1) Alternate Member: Supervisor Thomas, since 2021

South Tahoe Redevelopment Successor Agency Oversight Board Appoint one (1) Member: Supervisor Novasel, since 2016 Appoint one (1) Alternate Member: Supervisor Thomas, since 2021

Tahoe Conservancy Appoint one (1) Member: Supervisor Novasel, since 2015 Appoint one (1) Alternate Member: Supervisor Thomas, since 2021

Tahoe Regional Planning Agency Appoint one (1) Member: Supervisor Novasel, since 2015 Appoint one (1) 1st Alternate Member: Supervisor Thomas, since 2021

Tahoe Transportation District Appoint one (1) Member: Supervisor Novasel, since 2015 Appoint one (1) Alternate Member: Supervisor Thomas, since 2021

Transit Authority

Appoint one (1) Member: Supervisor Hidahl, since 2017 Appoint one (1) Member: Supervisor Turnboo, since 2021 Appoint one (1) Member: Supervisor Parlin, since 2021 Appoint one (1) Alternate: Supervisor Thomas, since 2021

**Transportation Commission** 

Appoint one (1) Commissioner: Supervisor Hidahl, since 2017 Appoint one (1) Commissioner: Supervisor Turnboo, since 2021 Appoint one (1) Commissioner: Supervisor Thomas, since 2021 Appoint one (1) Commissioner: Supervisor Parlin, since 2019 University of California-Cooperative Extension (UCCE) Appoint one (1) Member: Supervisor Parlin, since 2021

A motion was made by Supervisor Novasel, seconded by Supervisor Thomas to make the following appointments:

Abandoned Vehicle Abatement Service JPA Appoint one (1) Member: Supervisor Thomas, since 2021 Appoint one (1) Alternate: Supervisor Hidahl, since 2021

Behavioral Health Commission Appoint one (1) Member: Supervisor Thomas, since 2021

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Local Enforcement Agency Independent Hearing Panel Appoint one (1) Member: Supervisor Turnboo, since 2021

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National Association of Counties (NACo) Appoint one (1) Member: Supervisor Parlin, since 2021 Appoint one (1) Alternate Member: Supervisor Thomas, since 2021

Rural Counties Environmental Services Joint Powers Authority Appoint one (1) Member: Supervisor Parlin, since 2019

Rural County Representatives of California (RCRC) Appoint one (1) Member: Supervisor Parlin, since 2019 Appoint one (1) Alternate Member: Supervisor Turnboo, since 2022

Sacramento Area Council of Governments Appoint one (1) Member: Supervisor Thomas, since 2021 Appoint one (1) Alternate Member: Supervisor Parlin, since 2020

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Tahoe Regional Planning Agency Appoint one (1) Member: Supervisor Novasel, since 2015 Appoint one (1) 1st Alternate Member: Supervisor Thomas, since 2021

Tahoe Transportation District Appoint one (1) Member: Supervisor Novasel, since 2015 Appoint one (1) Alternate Member: Supervisor Thomas, since 2021

Transit Authority Appoint one (1) Member: Supervisor Hidahl, since 2017 Appoint one (1) Member: Supervisor Turnboo, since 2021 Appoint one (1) Member: Supervisor Parlin, since 2021 Appoint one (1) Alternate: Supervisor Thomas, since 2021

**Transportation Commission** 

Appoint one (1) Commissioner: Supervisor Hidahl, since 2017 Appoint one (1) Commissioner: Supervisor Turnboo, since 2021 Appoint one (1) Commissioner: Supervisor Thomas, since 2021 Appoint one (1) Commissioner: Supervisor Parlin, since 2019

University of California-Cooperative Extension (UCCE) Appoint one (1) Member: Supervisor Parlin, since 2021

Yes: 5 - Novasel, Hidahl, Parlin, Thomas and Turnboo

### 10:00 A.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)

**32. 21-0809** The Registrar of Voters recommending the Board:

1) Approve the introduction (First Reading) of Ordinance **5157** requiring elected officers, candidates and committees to file campaign statements electronically; and

2) Waive full reading of Ordinance by the Clerk of the Board and continue this matter to February 1, 2022 for final passage. (Second Reading)

### FUNDING: N/A

Public Comment: S. Taylor, A. Nevis, T. Doyle

A motion was made by Supervisor Hidahl, seconded by Supervisor Novasel to Approve this matter and Continue Ordinance 5157 to February 1, 2022 for Final Passage (Second Reading). Yes: 5 - Novasel, Hidahl, Parlin, Thomas and Turnboo

**33.** <u>22-0044</u> Supervisor Thomas recommending the Board authorize the Chair to sign a Proclamation recognizing Marshall Medical Center's 2021 Leapfrog Top Hospital Award and "A" rating for outstanding quality and safety.

Public Comment: K. Greenwood, J. Harper, K. Payne, L. Brent-Bumb, B. Veerkamp

### Supervisor Thomas read the Proclamation.

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

Yes: 5 - Novasel, Hidahl, Parlin, Thomas and Turnboo

### 1:00 P.M - TIME ALLOCATION (Items will not be heard prior to time stated)

### **OPEN FORUM**

Public Comment: R. Michelson, L. Bradley, K. Greenwood, T. Doyle, M. Rodriguez, S. Taylor, D. Wolfson, S. Ferry, K. Lishman, K. Grassi, B. Chapman

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 total amount of time reserved for Open Forum is 20 Minutes.

### 2:00 P.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)

**34.** <u>20-1133</u> Department of Transportation recommending the Board take the following actions related to the Pioneer Trail/ US Highway 50 Intersection Safety Improvement Roundabout Project, Capital Improvement Program project number 36104026:

1) Adopt the California Environmental Quality Act Mitigated Negative Declaration based on the Initial Study; and

2) Approve the Pioneer Trail/ U.S. Highway 50 Intersection Safety Improvement Roundabout Project as described in the CEQA document.

**FUNDING:** Highway Safety Improvement Program (40.44%), Tahoe Regional Planning Agency Air Quality Mitigation Funds (2.96%), Congestion Mitigation and Air Quality Program (14.21%), Regional Surface Transportation Program (1.58%), To Be Determined (Federal, State, and Local Grants) (40.8%).

Public Comment: S. Teshera, K. Greenwood, K. Payne, S. Taylor

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

Yes: 5 - Novasel, Hidahl, Parlin, Thomas and Turnboo

### ITEMS TO/FROM SUPERVISORS (May be called at any time during the meeting)

Supervisor Hidahl reported on the following: Traffic Advisory Committee meeting. Pioneer Community Energy meeting. Human Rights Commission meeting. El Dorado Hills Community Council meeting.

Supervisor Turnboo reported on the following: Constituent meetings. Department Head meetings. Communications Center visit.

Supervisor Thomas reported on the following: Thanked staff and faith based communities..

Supervisor Novasel reported on the following: Tahoe Regional Planning Agency meeting. Tahoe Conservancy meeting. Thanked snow plow drivers. Thanked staff.

Supervisor Parlin reported on the following: Golden Sierra Job Training Agency meeting. Bureau of Land Management update. Storm update. Georgetown community outreach efforts.

### CAO UPDATE (May be called at any time during the meeting)

Don Ashton, Chief Administrative Officer, reported on the following: PG&E facilities agreement update. Caldor Fire update.

22-0094 CAO Update - Caldor Fire

ADJOURNED AT 6:56 P.M.

### **CLOSED SESSION**

Public Comment: S. Taylor

**35.** <u>22-0061</u> **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator**: County Negotiator: Director of Human Resources and/or designee. Unrepresented Employee: Chief Administrative Officer. (Est. Time: 10 Min.)

No Action Reported. All five Supervisors participated.

36. 22-0074 Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator: County Negotiator: Director of Human Resources and/or designee. Employee organizations: El Dorado County Employees' Association, Local 1, AFSCME Council 57 representing employees in the Supervisory, Professional, and General Bargaining Units; Operating Engineers Local No. 3 representing employees in the Trades & Crafts and Corrections Bargaining Units; El Dorado County Criminal Attorneys' Association representing employees in the Criminal Attorney Unit; El Dorado County Managers' Association representing employees in the Management Unit; Deputy Sheriff's Association representing employees in the Law Enforcement Unit; El Dorado County Probation Officers Association representing employees in the Probation Bargaining Unit; and El Dorado County Law Enforcement Management Association representing employees in the Law Enforcement Sworn Management Unit. (Est. Time: 30 Min.)

No Action Reported. All five Supervisors participated.

37. 22-0037
Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator: Project: Newtown Road at South Fork of Weber Creek Bridge Replacement Project (CIP No. 36105030). Properties: 4820 Newtown Road, Placerville CA (APN 077-431-062). County negotiator: Tanna Reynoso, Associate Right of Way Agent, El Dorado County Department of Transportation. Negotiating Parties: Wanda H. Nagel, Trustee of Wanda H. Nagel 1999 Revocable Trust under instrument dated January 14, 1999; the Wopumnes Nisenan-Mewuk Tribe. Under Negotiation: Price and terms of payment for sale. (Est Time: 10 Min.)

No Action Reported. All five Supervisors participated.

**38.** <u>22-0032</u> **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Jade Kintz v. County of El Dorado; Sacramento County Superior Court Case Number 34-2020-00280947. (Est. Time: 15 Min.)

No Action Reported. All five Supervisors participated.

**39.** 22-0038 **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 No. PC20150633 Number of potential cases: (1). (Est. Time: 30 Min.)

No Action Reported. All five Supervisors participated.

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.

### ADDENDUM

Staff requesting item 26 be Continued off Calendar.

### LAW AND JUSTICE - CONSENT ITEMS

40. 22-0084 Sheriff's Office of Emergency Services recommending the Board adopt and authorize the Chair to sign Resolution 013-2022 ratifying the local state of emergency proclamation declared by the Director of Emergency Services due to the effects of severe December 2021 storms throughout Northern California, significantly impacting El Dorado County bringing high winds, heavy snow, substantial precipitation, high and fast flowing streams, creeks and rivers which resulted in power outages and damages.

### FUNDING: N/A

Public Comment: K. Greenwood, M. Rodriguez, S. Taylor

A motion was made by Supervisor Hidahl, seconded by Supervisor Thomas to Adopt Resolution 013-2022.

Yes: 5 - Novasel, Hidahl, Parlin, Thomas and Turnboo

### 9:15 A.M. - TIME ALLOCATION (Items will not be heard prior to time stated)

**41.** <u>22-0087</u> Chief Administrative Officer recommending the Board receive an update from PG&E and County staff relative the infrastructure damage caused by the recent winter storms, estimated power restoration time frames and other actions being taken to support the community.

### FUNDING: N/A

Public Comment: J. Harper, S. Taylor, K. Greenwood, A. Nevis, R. Michelson, K. Payne, K. Lishman, M. Rodriguez

The Board received an update from PG&E and County staff relative the infrastructure damage caused by the recent winter storms, estimated power restoration time frames and other actions being taken to support the community.