



County of El Dorado

MEETING AGENDA

Board of Supervisors

Board of Supervisors
Department
330 Fair Lane, Building A
Placerville, California
530-621-5390
FAX 530-622-3645
www.edcgov.us/bos

John Hidahl, Chair, District I
Lori Parlin, First Vice Chair, District IV
Wendy Thomas, Second Vice Chair, District III
George Turnboo, District II
Sue Novasel, District V

Kim Dawson, Clerk of the Board of Supervisors
Don Ashton, Chief Administrative Officer
David Livingston, County Counsel

Tuesday, October 19, 2021

9:00 AM

<https://us06web.zoom.us/j/95530243248>

330 Fair Lane, Placerville, CA or live-streamed

PUBLIC PARTICIPATION INSTRUCTIONS: In accordance with new guidance from the California Department of Public Health, the meeting will be open to the public. The meeting will continue to be live-streamed via Zoom and YouTube.

Members of the public may address the Board in-person or via Zoom to make a public comment. Seating is limited and available on a first-come, first-served basis. The public should call into 530-621-7603 or 530-621-7610. The Meeting ID is 955 3024 3248 . 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://zoom.us/j/95530243248>.

To observe the Board of Supervisors meetings via YouTube, click <https://www.youtube.com/channel/UCUMjDk3NUItZJrpw2CL7Zkg>.

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 via email by 4:00 p.m. on the Monday prior to the Board meeting. 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.

The Clerk of the Board is here to assist you, please call 530-621-5390 if you need any assistance with the above directions to access the meeting or if you would like to participate in the meeting from a conference room at the Government Center in Bldg. A

Vision Statement

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

This institution is an equal opportunity provider and employer.

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<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. - CALL TO ORDER**INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG****ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR**

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.

CONSENT CALENDAR

1. [21-1654](#) Clerk of the Board recommending the Board Approve the Minutes from the regular meeting on October 12, 2021.

GENERAL GOVERNMENT - CONSENT ITEMS

2. [21-1415](#) Chief Administrative Office recommending the Board of Supervisors find that a Local Health Emergency continues to exist in El Dorado County as a result of the Caldor Fire. (Cont. 9/21/2021, Item 2)

FUNDING: N/A

3. [21-1609](#) Chief Administrative Office recommending the Board approve and authorize the Chair to sign a budget amendment transferring funding set aside in the General Fund designation for 2017 Storm FEMA projects to the Road Fund in the amount of \$1,234,860 and to the Solid Waste Fund in the amount of \$36,422 to reimburse these funds for incurred project costs.

FUNDING: General Fund.

4. [21-1233](#) Chief Administrative Office, Emergency Medical Services and Emergency Preparedness and Response Division, recommending the Board approve and authorize the Purchasing Agent to execute Amendment I to Agreement 3590 with Access Capital Services, Inc. for ambulance billing collection services, extending the term through April 30, 2023, and increasing the not-to-exceed amount to \$100,000.

FUNDING: County Service Areas 3 & 7 Ambulance service fees.

5. [21-1570](#) Human Resources Department recommending the Board adopt and authorize the chair to sign Resolution **129-2021** to change the bargaining unit designation for one vacant Information Technology Project Manager allocation (position 11) in the Information Technologies Department from Unrepresented Management (UM) to Manager (MA).

FUNDING: General Fund.

6. [21-1611](#) Human Resources Department recommending the Board approve and adopt the department-specific class specification revisions for the Sheriff's Office: Deputy Sheriff I/II, Sheriff's Sergeant, Sheriff's Lieutenant, Sheriff's Captain, and Undersheriff.

FUNDING: N/A

7. [21-1603](#) Human Resources Department, Risk Management Division, recommending the Board approve insurance coverage for Medical Malpractice Program with Public Risk Innovation, Solutions, and Management for an amount of \$299,700, and authorize the Human Resources Department, Risk Management Division, to sign and approve all documents required to secure continued insurance coverage for policy period October 1, 2021 - June 30, 2022.

FUNDING: General Liability Internal Service Fund.

8. [21-1250](#) Information Technologies Department recommending the Board:
- 1) Approve Amendment I to Agreement 467 with Megabyte Systems, Inc., adding the Tax Collector Historical Expansion Module to Exhibit B, increasing the annual maintenance rate by \$2,500, and adding Tonya Digiorno as Contract Administrator; and
 - 2) Authorize the Chair to execute Amendment I to Agreement 467.

FUNDING: General Fund.

9. [21-1418](#) Information Technologies (IT) Department recommending the Board consider the following:
- 1) Authorize the continuation of the following perpetual hardware maintenance and software license/support agreements:
 - a) Avaya, Inc. (Agreement 1012) for telecom infrastructure maintenance in the estimated amount of \$150,000;
 - b) Comcast (Agreement 378), for Ethernet services in the amount of \$18,000;
 - c) ESRI (Agreement 1033) for Software Maintenance for GIS system in the estimated amount of \$60,000.00;
 - d) Granicus, Inc. (Agreement 529) for Legistar Hosted Agenda Workflow System in the estimated amount of \$36,000;
 - e) Granicus, Inc. (Agreement 3091) for automated email subscription services in the estimated amount of \$25,000;
 - f) J2 Cloud Services (Agreement 390) for eFax services in the estimated amount of \$42,000;
 - g) Karpel Solutions, Inc. (Agreement 4072) for hosting services for case management systems in use by the Public Defender, Alternate Public Defender, and District Attorney;
 - h) Megabyte Systems, Inc. (Agreement 467) for services and support of property tax software in the estimated amount of \$363,500;
 - i) Sacramento County OCIT (Agreement 1019) for access to the Criminal Justice Database in the estimated amount of \$86,000;
 - j) SADA Systems (Agreement 456) for G-Suite for Business and Value Licensing in the amount of \$250,000;
 - k) Time Trade Systems, Inc. (Agreement 866) for appointment scheduling in the estimated amount of \$3,500;
 - l) Tyler Technologies, Inc (Agreement 968) for MUNIS ERP System in the amount of \$280,000; and
 - m) TeamViewer (Agreement 5226) for Help Desk Remote Support Tools in the amount of \$2,400;
 - 2) Authorize the Director of IT, or designee, to sign necessary documents to continue the agreements in accordance with the terms of each agreement; and
 - 3) Authorize the Purchasing Agent to encumber funds for the Fiscal Year 2021-22 and Fiscal Year 2022-23 hardware and software maintenance payments required for each perpetual agreement.

FUNDING: General Fund, with partial cost recovery in future years through the A-87 Cost Plan.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS**10. [21-1538](#)**

Health and Human Services Agency (HHS) recommending the Board:

- 1) Authorize the HHS Director, acting as the Collaborative Applicant on behalf of the El Dorado County (County) Continuum of Care (CoC), to accept funding for the County CoC Program, Homeless Management Information System (HMIS) project grant administered by the United States Department of Housing and Urban Development (HUD), in the amount of \$9,817, retroactively effective from September 13, 2021 through September 13, 2022 (Agreement CA0318L9T252012), which was transferred by The Center for Violence-Free Relationships to the County CoC and executed by HUD on September 13, 2021;
- 2) Delegate authority to the HHS Director to execute the grant funding agreement CA0318L9T252012 Assignment and Assumption Agreement;
- 3) Authorize the HHS Director or their Designee to administer any agreement or subsequent administrative documents related to said award, including any required fiscal and programmatic reports as well as any amendments to the agreement that do not increase the total award amount or term of the agreement; and
- 4) Approve and authorize the Chair to sign the attached Budget Transfer Request increasing revenue and appropriations by \$9,817 due to Federal funding Grant Number CA0318L9T252012.

FUNDING: Federal Funding administered by the U.S. Department of Housing and Urban Development Continuum of Care Program, governed by Title IV of the McKinney-Vento Homeless Assistance Act, with a required match contribution of \$2,455.

11. [21-1447](#)

Health and Human Services Agency recommending the Board:

- 1) Make findings in accordance with County Ordinance 3.13.030 that it is appropriate to contract with Good Guard Security, Inc., for the provision of emergency guard services at Caldor Fire large animal temporary shelters provided under Agreement 5975 because (g) “the nature of the work involves urgent or emergency services;” and
- 2) Approve and authorize the Chair to ratify the signature of the Health and Human Services Agency Director on Agreement for Services 5975 with Good Guard Security, Inc., for the provision of emergency guard services at Caldor Fire large animal temporary shelters, in the amount of \$64,032, for the retroactive 3-month term beginning August 30, 2021.

FUNDING: 100% General Fund; Health and Human Services Agency will seek Federal Emergency Management Agency (FEMA) reimbursement.

12. [21-1422](#) Health and Human Services Agency recommending the Board Approve the **Final Passage** (Second Reading) of Ordinance **5149** which is a new Ordinance to allow participation in the Health Plan of San Joaquin Local Initiative Two-Plan public/commercial Medi-Cal Managed Care Plan Model. (Cont. 10/12/2021, Item 25)

FUNDING: N/A

13. [21-1358](#) Library Department recommending the Board approve and authorize the Director of Library Services, Carolyn Brooks, as the contract administrator, to sign and accept grant funding Contract 6024 with El Dorado County Office of Education in the amount of \$25,000, for a period of November 1, 2021 through June 30, 2022, to provide funding for support of Family, Friends, and Neighbor Caregivers Outreach and Education.

FUNDING: El Dorado County Office of Education.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

14. [21-1512](#) Department of Transportation recommending the Board adopt and authorize the Chair to sign Resolution **128-2021** authorizing the extension of the temporary closure of portions of Sienna Ridge Road and North Silver Dove Way (Hawk View Road) east of Bass Lake Road for a period of sixty (60) additional days past the current end date of October 25, 2021.

FUNDING: Developer Funded.

15. [21-1131](#) Department of Transportation recommending the Board consider the following:
- 1) Accept the subdivision improvements for Saratoga Estates Village 1A, TM 14-1520, as complete;
 - 2) Reduce Performance Bond 30070828 from \$4,372,486.95 to \$437,248.70, which is ten percent of the total cost of the subdivision improvements, an amount which guarantees against any defective work, labor done, or defective materials furnished, which is to be released along with its Rider after one year if no claims are made;
 - 3) Hold Laborers & Materialmens Bond 30070828 in the amount of \$2,186,243.48 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.

16. [21-1132](#) Department of Transportation recommending the Board consider the following:
- 1) Accept the subdivision improvements for Saratoga Estates Village 1B, TM14-1520, as complete;
 - 2) Reduce Performance Bond 30070829 from \$1,610,660.55 to \$161,066.06, which is ten percent of the total cost of the subdivision improvements, an amount which 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 30070829 in the amount of \$805,330.28 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.

17. [21-1264](#) Department of Transportation recommending the Board approve and authorize the Chair to sign First Amendment to Agreement for Services 3313 with R.E.Y. Engineers, Inc., to extend the performance period an additional two (2) years and update contract language per California Department of Transportation federal funding requirements, with no changes to the not-to-exceed amount of \$450,000, rate schedule, or scope of work, for on-call surveying support services.

FUNDING: Various funding sources as detailed in the Department of Transportation's Capital Improvement Program, Land Development, and Right of Way projects, including federal, state, and local funding. 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.

18. [21-1546](#) Department of Transportation and Sheriff's Office, Office of Emergency Services, recommending the Board authorize the Director of Transportation and Sheriff to sign a letter addressed to the Offices of California's Congressman McClintock, Senator Feinstein and Senator Padilla to support the Departments' efforts in an appeal to the Federal Emergency Management Agency for denial of a Net Small Project Overrun from the 2017 Storm Event FEMA-DR-4308-CA.

FUNDING: N/A

19. [21-1565](#) Planning and Building Department, with concurrence from the Chief Administrative Office and pursuant to Board of Supervisors Policy B-2, Section II, B(1), recommending the Board approve a waiver of applicable permit review fees for Permit 317507 in the amount of \$3,092.16, including \$522.08 for Building, \$294.00 for Planning, \$522.08 for Code Enforcement, \$1,714.00 for Environmental Management, and \$40.00 for the Surveyor's Office, requested by John and Kelly Helms for the unpermitted conversion of a 500 square-foot garage to a second dwelling on the property located at 6521 Slug Gulch Road in Somerset, Board of Supervisors District II (Attachment A).

FUNDING: General Fund.

20. [21-1592](#)

Surveyor's Office recommending the Board:

- 1) Approve and authorize the Chair to acknowledge an Irrevocable Offer of Dedication for a Drainage Easement;
- 2) Acknowledge a Drainage Easement on behalf of those public entities that will provide services, subject to the purveyor's construction standards; and
- 3) Authorize the Chair to sign the Consent to Offer of Dedication to record the Irrevocable Offer of Dedication (IOD) with the Consent attached. Authorization for recording said Offer is pursuant to Government Code Section 7050.

FUNDING: Application Fees. (General Fund)

21. [21-1593](#)

Surveyor's Office recommending the Board:

- 1) Approve and authorize the Chair to acknowledge an Irrevocable Offer of Dedication for Public Utilities Easements;
- 2) Acknowledge the Public Utilities Easements on behalf of those public entities that will provide services, subject to the purveyor's construction standards; and
- 3) Authorize the Chair to sign the Consent to Offer of Dedication to record the Irrevocable Offer of Dedication (IOD) with the Consent attached. Authorization for recording said Offer is pursuant to Government Code Section 7050.

FUNDING: Application Fees. (General Fund)

LAW AND JUSTICE - CONSENT ITEMS**22. [21-1532](#)**

District Attorney recommending the Board consider the following:

- 1) Adopt and authorize the Chair to sign Resolution **130-2021** authorizing the District Attorney to execute a Grant Award Agreement with the California Department of Insurance for the Automobile Insurance Fraud Program for Fiscal Year 2021-2022 in the amount of \$198,464 including any extensions or amendments thereafter which would not increase net county costs;
- 2) Adopt and authorize the Chair to sign Resolution **131-2021** authorizing the District Attorney to execute a Grant Award Agreement with the California Department of Insurance for the Workers' Compensation Insurance Fraud Program for Fiscal Year 2021-2022 in the amount of \$437,474 including any extensions or amendments thereafter which would not increase net county cost; and
- 3) Approve and authorize the Chair to sign Fiscal Year 2021-2022 budget transfer increasing appropriations and revenue in both the Workers' Compensation Fraud Special Revenue Fund and the District Attorney's Office; and decreasing appropriations and revenue in the Automobile Fraud Special Revenue Fund and the District Attorney's Office. (4/5 vote required)

FUNDING: Worker's Compensation and Automobile Fraud Grants.

23. [21-1596](#)

Probation Department recommending the Board:

- 1) Authorize appointment of Brianne James as an Extra Help Deputy Probation Officer II-Institutions, effective October 23, 2021;
- 2) Authorize an exception to Personnel Rule 604.3, Salary Compensation - Extra Help, to hire at Step 5 (\$32.61 hourly); and
- 3) Authorize an exception to Personnel Rule 805 - Selection Procedure for Extra Help Employees, regarding the selection procedure for Extra Help positions.

FUNDING: General Fund.

24. [21-1396](#)

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 the extreme wildland fire known as the Caldor Fire. (Cont. 9/21/2021, Item 32)

FUNDING: N/A

END CONSENT CALENDAR

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

25. [21-0500](#) Planning and Building Department, Planning Division, recommending the Board:
- 1) Receive and file this Oak Resources Management Plan Implementation Report;
 - 2) Defer any potential adjustments to the in-lieu fees until the next biennial report is performed in 2022; and
 - 3) Provide direction for staff to explore alternative methodologies for determining the amount of any potential future adjustment of In-Lieu Fees.

FUNDING: General Fund.

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

26. [21-1505](#) Supervisor Hidahl recommending the Board approve and authorize the Chair to sign a Proclamation recognizing October 23 as Deputy Brian "Ish" Ishmael Day.

27. [21-1444](#) Health and Human Services Agency recommending the Board receive and file a presentation on the status of structural budget deficits (Public Health, Social Services, and Behavioral Health) within the agency, including a five-year projection of Realignment funding and expenditures, as well as a long-term plan to address all budget deficits.

FUNDING: Public Health, Social Services, and Behavioral Health Realignment.

11:00 A.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)

28. [21-1552](#) Planning and Building Department, Planning Division, forwarding a request from Josh Pane, Pane & Pane Associates, for an Initiation Hearing (Conceptual Review) of a proposed General Plan Amendment to apply the Community Region designation to a portion of the project site that is currently in a Rural Region, and a proposed Specific Plan Amendment to increase the number of dwelling units in the Bass Lake Hills Specific Plan (BLHSP), and change the land use designations anticipated for the project site in the BLHSP. The project site, identified by Assessor's Parcel Numbers (APNs) 119-080-012, 119-080-017, 119-080-021, and 119-080-023, consisting of approximately 80 acres, is located in the El Dorado Hills area. Staff recommends that the Board take the following actions:
- 1) Evaluate the submitted Conceptual Review under Pre-Application PA21-0013, for the proposed Town & Country Village Project, as to whether the proposed General Plan Amendment would further the overall goals and objectives of the Board of Supervisors as specified within Section III of Board of Supervisors Policy J-6 (evaluation criteria for potential General Plan amendments); and
 - 2) Provide the Applicant with initial feedback on the proposed project. (Supervisory District 1)

FUNDING: Applicant-Funded.

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

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)**29. [21-1591](#)**

HEARING - To consider an appeal to the Board of Supervisors in the matter of Patrick Delaney's contested Code Enforcement cases (CE20-0684 & CE20-0685) and the Administrative Order for County ordinance violations including; an unpermitted structure, unpermitted grading, unpermitted outhouse, and occupancy of a recreational vehicle. Staff recommends the following:

1) Deny Mr. Delaney's appeal to overturn the decision of the Hearing Officer; and

2) Uphold the decision of the Hearing Officer that would provide the following:

a) The appellant is to pay the fines set by the administrative decision dated August 24, 2021; and

b) Fines to accrue commencing September 24, 2021 as determined by the Hearing Officer.

ITEMS TO/FROM SUPERVISORS (May be called at any time during the meeting)**CAO UPDATE (May be called at any time during the meeting)****ADJOURNMENT**

CLOSED SESSION

- 30. [21-1656](#) **Conference with Legal Counsel - Significant Exposure to Litigation**
pursuant to Government Code Section 54956.9(d)(2). Title: Exposure to
Litigation Regarding AT&T Mobility LLC, Pacific Bell Telephone Company,
Sprint Telephone PCS, LP and T-Mobile West, LLC Tax Refund Claims.
Number of potential cases: (4). (Est. Time: 10 Min.)

- 31. [21-1643](#) **Pursuant to Government Code Section 54957- Public Employee**
Appointment. Title: Interim Director of Planning and Building. (Est. Time:
15 Min.)

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.