



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

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

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

Tuesday, February 21, 2023

8:00 AM

<https://edcgov-us.zoom.us/j/89126689134>

330 Fair Lane, Building A Placerville, CA

OR

Live Streamed - [Click here to view](#)

PUBLIC PARTICIPATION INSTRUCTIONS: The Board of Supervisors meeting room 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. The public should call into 530-621-7603 or 530-621-7610. The Meeting ID is 891 2668 9134. Please note you will be able to join the live-stream 15 minutes prior to the posted meeting start time.

To observe the live stream of the Board of Supervisors meeting go to <https://us06web.zoom.us/j/89126689134>.

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 in writing. You are encouraged to submit your comment in writing by 4:00 PM on the Monday before the meeting to ensure the Board of Supervisors has adequate time to review. 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.

8:00 A.M. - CALL TO ORDER AND RECESS INTO CLOSED SESSION

9:00 A.M. - RECONVENE INTO OPEN SESSION AND CLOSED SESSION REPORTS

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. [23-0218](#) Clerk of the Board recommending the Board approve the Minutes from the regular meeting on February 14, 2023.

GENERAL GOVERNMENT - CONSENT ITEMS

2. [23-0395](#) Alternate Public Defender's Office recommending the Board consider the following:
 - 1) Adopt and authorize the Chair to sign Resolution **037-2023** amending the Authorized Personnel Allocation to add one (1.0) Full Time Equivalent Deputy Public Defender I/II/III/IV to the Alternate Public Defender's Office; and
 - 2) Authorize the Purchasing Agent to execute Amendment II to Agreement for Services 5951 with Lori G. London for the provision of defense counsel to indigent defendants whom the Public Defender and/or Alternate Public Defender may not represent due to conflict to increase the monthly billing rate by \$7,000 for a total monthly rate of \$14,000 and increase total compensation by \$12,647 for a total not to exceed \$222,647 for the two-year period of the agreement.

FUNDING: General Fund.

3. [23-0419](#) Chief Administrative Office recommending the Board approve and authorize the Chair to sign:
 - 1) Management Agreement - Chili Bar Park, between El Dorado County and the American River Conservancy (ARC) for the continued management and operation of Chili Bar Park by the ARC; and
 - 2) Lease Agreement - 1671 Chili Bar Ct - Upper Parking Area, between El Dorado County and the ARC for the continued use of the upper parking area for ARC's operation of Chili Bar Park.

FUNDING: General Fund - Chili Bar Park Revenues.

4. [23-0401](#) Chief Administrative Office recommending the Board approve and authorize the Chair to sign a comment letter to the U.S. Bureau of Indian Affairs regarding proposed streamlining provisions on the federal lands into trust process for tribal governments and individual tribal members.

FUNDING: N/A

5. [23-0338](#) Chief Administrative Office recommending the Board order the Auditor-Controller to disburse \$20,056.03 to the El Dorado Hills Community Services District from its park and recreation development impact mitigation fee account for fee program administration.

FUNDING: Development Impact Fees.

6. [23-0282](#) Clerk of the Board, based upon the recommendations of Supervisor Laine and Director of Transportation Rafael Martinez, recommending the Board make the following appointments to the Measure S Citizens' Oversight Committee:
Appoint Ami Chilton, Member, Term Expiration 02/21/2027.
Appoint Edward Miller, Member, Term Expiration 02/21/2027.
Appoint Russell Crawford, Member, Term Expiration 02/21/2027.
Appoint Janet McDougall, Member, Term Expiration 02/21/2027.
Appoint Thomas Celio, Member, Term Expiration 02/21/2027.

FUNDING: N/A

7. [23-0307](#) Clerk of the Board based upon the recommendation of the Planning and Building, Cemeteries Division, recommending the Board make the following appointment to the Cemetery Advisory Committee:
Appoint Kimm Richwine, Fraternal Representative (Vacant), Term Expiration 02/21/2025.

FUNDING: N/A

8. [23-0371](#) Treasurer-Tax Collector Department recommending the Board:
1) Approve and authorize the Chair to sign a budget transfer increasing the Department's Fixed Asset appropriations by \$10,000 with an offsetting decrease in Treasury services appropriations; and
2) Authorize the addition of two systems furniture workstations at a cost of \$20,500 to the Treasurer-Tax Collector FY 2022-23 Fixed Asset List.

FUNDING: General Fund.

9. [23-0394](#) Supervisor Thomas recommending the Board approve and authorize the Chair to sign a Proclamation recognizing March as Civil Grand Jury Awareness Month.

FUNDING: N/A

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

10. [23-0212](#) Health and Human Services Agency (HHS) recommending the Board:
- 1) Approve and accept an additional allocation from the California Department of Social Services for an estimated amount of \$226,606 to enhance Child Welfare Services Emergency Response services for Fiscal Year 2022-23 for a term to begin upon execution through June 30, 2025;
 - 2) Delegate authority to the HHS Director to sign Attachment I of All County Letter 22-93 to secure the allocation; and
 - 3) Authorize the HHS Director, or Assistant Director of Protective Services, to execute and administer any subsequent administrative documents relating to said allocation, including any extension(s) or amendment(s), which do not increase net county cost, and required fiscal and programmatic reports.

FUNDING: 100 % State General Funds.

11. [22-0939](#) Health and Human Services Agency (HHS) recommending the Board:
- 1) Receive and review the County of El Dorado's Children's Medical Services Program Projected Budgets specific to the Child Health and Disability Prevention program (CHDPP), and the Health Care Program for Children in Foster Care (HCPCFC) program, including Psychotropic Medication Monitoring Oversight, for Fiscal Year 2022-23. The collective proposed budgets totaling \$899,000 fund the provision of mandated preventive and specialized health care services to vulnerable children from birth to twenty-one (21) years of age, outside and internal to the HHS support structures of Child Welfare and Behavioral Health;
 - 2) Authorize the Chair to sign the CHDPP and the HCPCFC Certification Statements; and
 - 3) Delegate authority to the HHS Director, or the Deputy Director of Public Health, to execute any further documents or reports.

FUNDING: Federal and State funding: 27% Federal Children's Medical Services Allocation, 24% State Children's Medical Services Allocations, and 49% Public Health Realignment Fund Match.

12. [22-2112](#)

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

- 1) Make findings in accordance with El Dorado County Ordinance Code, Chapter 3.13.030(B) and El Dorado County Charter, Section 210(b)(6) that the provision of Drug Medi-Cal Organized Delivery System services provided by Recover Medical Group P.C. include specialty skills and qualifications not expressly identified in County classifications;
- 2) Approve and authorize the Chair to sign Agreement for Services 7107 with Recover Medical Group P.C., with a not-to-exceed amount of \$300,000 and for the term of two years effective upon execution; and
- 3) Authorize the HHS Director or Behavioral Health Director to execute further documents relating to Agreement 7107, 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:85% Drug Medi-Cal Federal Financial Participation/State General Fund and 15% Behavioral Health Realignment.

13. [23-0321](#)

Library Department recommending the Board:

- 1) Accept the Books for All Grant award 40-9402 from the California State Library in the amount of \$30,000 for the purchase and acquisition of eBooks; and
- 2) Delegate authority to the Library Director to execute the Grant Agreement and all grant-related documents, including all associated documents necessary to secure grant funds that do not increase the Net County Cost and implement the approved grant program.

FUNDING: 83.3% California State Library Building Forward Library Infrastructure Grant Program, 16.7% Friends of the Library Book donation.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

14. [22-2220](#) Department of Transportation recommending the Board approve and authorize the Chair to sign the Sixth Amendment to Agreement for Services 467-S1411 (Fenix 876) with Consor North America, Incorporated, modifying various administrative details related to their acquisition of Quincy Engineering, Incorporated, for design support services during the construction of the Mosquito Road Bridge at South Fork American River Project, Capital Improvement Program project number 77126/36105028, with no changes to the compensation of \$6,950,886.23, rate schedule, term, or scope of work.

FUNDING: Highway Bridge Program Funds (99.9%) and Sacramento Municipal Utility District Funds (0.1%). (Federal and Local Funds)

15. [23-0319](#) Department of Transportation recommending the Board approve and authorize the Chair to sign the First Amendment to Agreement for Services 5189 with California Compaction Equipment, increasing the not-to-exceed amount by \$150,000 for a total not-to-exceed amount of \$400,000, and other minor administrative changes determined necessary, with no changes to the rates or the term of the contract, to provide equipment rentals.

FUNDING: Transit Occupancy Tax. (100%)

16. [22-2248](#) Department of Transportation recommending the Board approve and authorize the Chair to sign the Second Amendment to Agreement for Services 3480 with Crawford & Associates, Incorporated to provide on-call geological, geotechnical, hydraulic, and hydrologic engineering support services, increasing the not-to-exceed by \$200,000 for a total not-to-exceed of \$600,000, updating contract language per California Department of Transportation federal funding requirements with no changes to the billable rates or term of the contract.

FUNDING: Funding 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 Fund, Accumulative Capital Outlay, Developer Advanced Funds, Sacramento Municipal Utility District, and/or General Fund.

17. [23-0399](#)

Director of the Department of Transportation, serving as the Road Commissioner, recommending the Board receive and file the attached report as required under Resolution 016-2023, providing a status update on the emergency road repair work related to the 2022 storms.

FUNDING: Undetermined. Options include Road Fund, Tribe Fund Balance or Road Maintenance General Fund Designation.

LAW AND JUSTICE - CONSENT ITEMS

18. [23-0278](#) District Attorney's Office and the Human Resources Department recommending the Board adopt and authorize the Chair to sign Resolution **036-2023** to approve the following:
- 1) Addition of 2.0 FTE Deputy District Attorney I-IV positions;
 - 2) Deletion of 2.0 FTE Sr. Office Assistant positions; and
 - 3) Deletion of 1.0 FTE Sr. Office Assistant - Limited Term position in the District Attorney's Office Authorized Personnel Allocation.

FUNDING: General Fund.

19. [22-2249](#) Probation Department recommending the Board:
- 1) Approve and authorize the Chair to sign Amendment II to Agreement for Services 6304 with O'Connell Research, to increase compensation by \$128,724 for a total of \$217,224; and
 - 2) Authorize the Chief Probation Officer and Deputy Chief Probation Officer to execute further documents relating to Agreement 6304, 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: Justice and Mental Health Collaboration Program Grant (70%) & 22/23 Community Corrections Partnership Funding (30%).

20. [23-0322](#) Sheriff's Office recommending the Board approve and authorize Sheriff's Captain, Tasha Thompson, to execute a reimbursement agreement with the California Department of State Hospitals (DSH) to provide DSH with inmate interview assistance, and relevant inmate medical records of those who are awaiting admission to a DSH facility, and who have been committed to DSH as Incompetent to Stand Trial on a felony charge, The DSH services are for the purpose of re-evaluating competency status, psychotropic medication status, and assessment for placement in an alternative community based program including but not limited to mental health diversion or community based restoration. This Agreement has no stated end date.

FUNDING: Reimbursement from the Department of State Hospitals.

21. [23-0317](#)

Sheriff's Office recommending the Board approve and authorize the Chair to sign the Memorandum of Understanding between the Sheriff's Office and the Sacramento County Office of Education for the provision of supplemental law enforcement services for the Sly Park Environmental Education Center in the amount of \$10,000 through June 30, 2023.

FUNDING: Revenue received from the Sacramento County Office of Education.

END CONSENT CALENDAR

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

22. [23-0384](#) Chief Administrative Office recommending the Board approve a step increase from Step 1 to Step 4 for Olivia Byron-Cooper, Interim Director of the Health and Human Services Agency, increasing her salary from \$16,196.27 to \$18,749.47 per month, effective February 25, 2023.

FUNDING: N/A

23. [23-0233](#) Human Resources Department recommending the Board:
- 1) Assign Tiffany Schmid into Acting Status for Chief Administrative Officer at Step 2 of the salary range (\$125.47/hour), effective February 25, 2023, and waive the fifteen (15) working day service period under Section 1208 of the Salary and Benefits Resolution for Unrepresented Employees; and
 - 2) Appoint Tiffany Schmid as Interim Chief Administrative Officer at Step 3 of the salary range (\$127.93 /hour), effective March 25, 2023.

FUNDING: General Fund.

24. [23-0417](#) Human Resources Department recommending the Board approve and authorize the Chair to sign Resolution **038-2023**:
- 1) Adopting a new salary scale for the Alternate Public Defender, District Attorney, Public Defender, Sheriff/Coroner/Public Administrator, County Counsel, and Chief Administrative Officer classifications to comply with Section 602 of the Salary and Benefits Resolution for Unrepresented Employees, and
 - 2) Authorizing the compensation of employee(s) in the Alternate Public Defender, District Attorney, Public Defender, Sheriff/Coroner/Public Administrator, County Counsel, and Chief Administrative Officer classifications for back pay resulting from the delay in implementation of the required salary increases.

FUNDING: General Fund.

25. [23-0306](#) Planning and Building Department, Code Enforcement Division, recommending the Board consider proposed amendments to Chapter 9.02., related to code enforcement violation notification and order activities.

FUNDING: N/A

26. [23-0402](#) Supervisors Parlin and Thomas recommending the Board remove the Implicit Bias Training requirement for Board appointed members of all Committees/Commissions/Boards.

FUNDING: N/A

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

27. [23-0358](#) Chief Administrative Office recommending the Board:
- 1) Recognize Carolyn Brooks, El Dorado County Director of Library Services, on her retirement from the County after a career spanning almost four decades, with 16 years of service in El Dorado County; and
 - 2) Approve and authorize the Chair to sign a Proclamation recognizing Carolyn's dedication to public service and congratulate her on her retirement.

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

28. [23-0359](#) Chief Administrative Office recommending the Board receive and file the attached report relative to the Community and Economic Development Advisory Committee and provide direction to staff.

FUNDING: N/A

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

29. [23-0226](#) Probation Department and Health & Human Services Agency recommending the Board engage in a discussion regarding transitional housing of clients in El Dorado County.

FUNDING: Various.

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 Board Chair may limit public comment during Open Forum.

1:30 P.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)

30. [23-0444](#) Chief Administrative Office recommending the Board:
- 1) Recognize Don Ashton, El Dorado County Chief Administrative Officer, on his retirement after 12 years of service in El Dorado County and a public-service career spanning 30 years; and
 - 2) Approve and authorize the Chair to sign a Proclamation recognizing Don's dedication to public service and congratulate him on his retirement.

TO AND FROMS: Board members may make a brief report on commission or committee meetings, or make a brief announcement on matters of countywide concern (May be called at any time during the meeting)

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

ADJOURNMENT

CLOSED SESSION

31. [23-0442](#) **Pursuant to Government Code Section 54957- Public Employment.**
Title: Agriculture Commissioner. (Est. Time: 30 Min.)
32. [23-0252](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Director of Information Technologies
(Est. Time: 15 Min.)
33. [23-0418](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: El Dorado County Growers Advocacy Alliance v. County of El Dorado; El Dorado County Board of Supervisors; El Dorado County Sheriff's Department, et al. Case No. 21CV0161. Number of potential cases: (1). (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.