



County of El Dorado

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

Minutes - Draft Board of Supervisors

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
Tiffany Schmid, Chief Administrative Officer
David Livingston, County Counsel

Tuesday, September 12, 2023

9:00 AM

<https://edcgov-us.zoom.us/j/82634061739>

330 Fair Lane, Building A Placerville, CA
OR Live Streamed - [Click here to view](#)

Although the County strives to offer remote participation, be advised that remote Zoom participation is provided for convenience only. In the event of a technological malfunction, the only assurance of live comments being received by the Board is to attend in person. Except for a noticed teleconference meeting, the Board reserves the right to conduct the meeting without remote access if there is a malfunction.

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 826 3406 1739. 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/82634061739>.

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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**

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

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

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

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

PROTOCOLS FOR PUBLIC COMMENT

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

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

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

On December 5, 2017, the Board adopted the following protocol relative to public comment periods. The Board adopted minor revisions to the protocol on 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-judicial 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 Hidahl, Supervisor Thomas, Supervisor Turnboo, Supervisor Laine and Supervisor Parlin

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Pastor David Cooke of the Cold Springs Community Church gave the Invocation.

Supervisor Turnboo led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: C. Bly-Chester

A motion was made by Supervisor Parlin, seconded by Supervisor Hidahl to Adopt the Agenda and Approve the Consent Calendar with the following change:

Supervisor Parlin supports item 2 because the dog park, basketball and pickle ball courts are not included in the project at this time.

Supervisor Parlin registered a No vote on item 3 and she does not support this grant application due to the need for a comprehensive, Countywide assessment for the location of Emergency Response Centers and the need for a comprehensive traffic circulation analysis for this area of the County.

Pull item 8 for discussion.

Move item 29 before the 9:00 AM Time Allocation.

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

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. [23-1678](#) Clerk of the Board recommending the Board Approve the Minutes from the Special Meeting - Strategic Plan Workshop on August 28, 2023 and the regular meeting on August 29, 2023.

This matter was Approved on the Consent Calendar.

GENERAL GOVERNMENT - CONSENT ITEMS

- 2. [23-1523](#) Chief Administrative Office, Parks Division, recommending the Board:
1) Adopt the Initial Study/Mitigated Negative Declaration for the Forebay Park Improvement Project; and
2) Approve the Phasing Plan for improvements to Forebay Park.

FUNDING: American Rescue Plan Act (90%), California Department of Parks and Recreation Prop 68 Per Capita Program (9%), General Fund (1%).

This matter was Approved on the Consent Calendar.

Supervisor Parlin supports this item because the dog park, basketball and pickle ball courts are not included in the project at this time.

- 3. [23-1630](#) Chief Administrative Office, Parks Division, recommending the Board adopt and authorize the Chair to sign Resolution **139-2023** authorizing the submittal of an application to the State of California, Strategic Growth Council Community Resilience Centers Grant for the Diamond Springs Community Park Project.

FUNDING: Strategic Growth Council Community Resilience Centers Grant.

Resolution 139-2023 was Adopted upon Approval of the Consent Calendar.

Supervisor Parlin registered a No vote on this item because she does not support this grant application due to the need for a comprehensive, Countywide assessment for the location of Emergency Response Centers and the need for a comprehensive traffic circulation analysis for this area of the County.

- 4. [23-1596](#) 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 County's Procurement Policy C-17, Section 6.0 Surplus Property, thereof.

FUNDING: Various.

This matter was Approved on the Consent Calendar.

- 5. [23-1593](#) Clerk of the Board, based upon the recommendation of the El Dorado County Commission for Youth and Families, recommending the Board make the following appointments to the El Dorado County Commission for Youth and Families:
 - 1) Reappoint William "Keith" Bladen, Public Member, Term Expiration 6/30/2025; and
 - 2) Reappoint Terri Stratton, Public Member, Term Expiration 6/30/2025.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

- 6. [23-1646](#) Human Resources Department recommending the Board take the following actions regarding Health Plan Programs for the 2024 Plan Year:
 - 1) Approve the proposed 2024 retiree, Affordable Care Act compliant plan, and Operating Engineers, Local 3 Health Trust health plan rate cards (Attachment A) based on the cost sharing of health premiums in the current Memoranda of Understanding with all bargaining units, and the Salary and Benefits Resolution for unrepresented employees; and
 - 2) Grant Human Resources the authority to correct any minor clerical errors or adjustments, if necessary, to the approved health plan rate cards for the 2024 health benefits plan year, as needed.

FUNDING: Countywide cost, shared between the County Departments (General Fund and Non-General Fund) and participating retirees.

This matter was Approved on the Consent Calendar.

- 7. [23-1669](#) Human Resources Department recommending the Board approve and adopt the revised El Dorado County Sheriff’s Office, agency-specific classification specifications of Deputy Sheriff I/II, Sergeant, Lieutenant, Captain, and Undersheriff.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

8. [23-1488](#) Human Resources Department recommending the Board adopt and authorize the Chair to sign Resolution **137-2023** updating the Board's Compensation Philosophy for County employees.

FUNDING: N/A

Public Comment: K. Payne, C. Lewis, C. Bly-Chester

A motion was made by Supervisor Parlin, seconded by Supervisor Hidahl to Continue this matter to September 19, 2023 and to be heard as a Department Matter.

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

9. [23-1528](#) Human Resources Department recommending the Board adopt and authorize the Chair to sign the negotiated Letter of Agreement to the Memorandum of Understanding between the County of El Dorado and El Dorado County Managers' Association representing the Management bargaining unit, adding a new Procurement Certification Incentive pay.

FUNDING: Countywide cost (General Fund and Non-General Fund).

This matter was Approved on the Consent Calendar.

10. [23-1483](#) Treasurer-Tax Collector recommending the Board:
- 1) Adopt and authorize the Chair to sign Resolution **131-2023** approving El Dorado County Amended and Restated 457 Deferred Compensation Plan documents and authorizing the Treasurer-Tax Collector to execute the Adoption Agreement, Amendments, and any further documents required to implement the amended and restated 457 Deferred Compensation Plan;
 - 2) Adopt and authorize the Chair to sign Resolution **132-2023** approving El Dorado County Amended and Restated Social Security Replacement Plan documents for Part-Time, Seasonal, and Temporary Employees and authorizing the Treasurer-Tax Collector to execute the Adoption Agreement, Amendments, and any further documents required to implement the amended and restated Social Security Replacement Plan; and
 - 3) Approve the California Public Employees' ("CalPERS") Amended and Restated 457 Deferred Compensation Plan Document.

FUNDING: N/A

This matter was Approved and Resolutions 131-2023 and 132-2023 were Adopted upon Approval of the Consent Calendar.

11. [23-1693](#) Supervisor Turnboo recommending the Board make the following appointment to the El Dorado County Parks and Recreation Commission: Appoint Candance Flaming, Member - District 2, Term Expiration 01/01/2025.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

12. [23-1661](#) Supervisor Turnboo recommending the Board make the following appointment to the El Dorado County Cemetery Advisory Committee: Appoint Larry Robinson, Member - District 2, Term Expiration 01/01/2025.

FUNDING: N/A

This matter was Approved on the Consent Calendar.

HEALTH AND HUMAN SERVICES - CONSENT ITEMS

13. [23-1469](#)

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

- 1) Authorize the HHS Director to apply for, and if awarded, accept funding for the 2023 Continuum of Care Coordinated Entry System (CES) Project Activity grant, administered by the United States Department of Housing and Urban Development (HUD), for a one-year term, effective upon execution, in the estimated amount of \$22,487, and requires a 25% match in the estimated amount of \$5,622, which will be met through existing grant funding received by HHS as the Administrative Entity (AE) for the El Dorado County Opportunity Knocks (EDOK) Continuum of Care (CoC), and administered by the HHS Housing and Homelessness Services programs;
- 2) If awarded, authorize the HHS Director, acting as the Collaborative Applicant on behalf of the EDOK CoC, to execute the funding agreement, contingent upon approval by County Counsel and Risk Management; and
- 3) Authorize the HHS Director, or HHS Chief Assistant Director, to execute further documents related to said award, including any amendments which do not increase the Net County Cost of the agreement.

FUNDING: 100% Federal HUD funding in the estimated amount of \$22,487, with a required 25% match contribution in the estimated amount \$5,622 which will be met through grant funding administered by HHS, acting as the AE for the EDOK CoC.

This matter was Approved on the Consent Calendar.

14. [23-1597](#)

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

- 1) Authorize the HHSA Director to apply for, and if awarded, accept funding for the 2023 Continuum of Care Homeless Management Information System (HMIS) Project Bonus grant, administered by the United States Department of Housing and Urban Development (HUD), for a one year term effective upon execution, in the estimated amount of \$35,239, and requires a 25% match in the estimated amount of \$8,810 to be met through existing grant funding received by HHSA Housing and Homelessness Services;
- 2) If awarded, authorize the HHSA Director, acting as the Collaborative Applicant on behalf of the El Dorado Opportunity Knocks (EDOK) Continuum of Care (CoC), to execute the funding agreement, contingent upon approval by County Counsel and Risk Management; and
- 3) Authorize the HHSA Director, or HHSA Chief Assistant Director, to execute further documents related to said award, including any amendments which do not increase the Net County Cost of the Agreement.

FUNDING: 100% Federal HUD funding in the estimated amount of \$35,239, with a required 25% match contribution in the estimated amount of \$8,810 which will be met through existing grant funding received by HHSA.

This matter was Approved on the Consent Calendar.

15. [23-1470](#)

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

- 1) Authorize HHSA Director to apply for, and if awarded, accept funding for the 2023 Continuum of Care Homeless Management Information System (HMIS) Project Renewal grant, administered by the United States Department of Housing and Urban Development (HUD), for a one-year term effective upon execution, in the estimated amount of \$9,817, that requires a 25% match in the estimated amount of \$2,454 to be met through existing grant funding received by the HHSA Housing and Homelessness Services;

- 2) If awarded, authorize the HHSA Director, acting as the Collaborative Applicant on behalf of the El Dorado Opportunity Knocks (EDOK) Continuum of Care (CoC), to execute the funding agreement, contingent upon approval by County Counsel and Risk Management; and

- 3) Authorize the HHSA Director, or HHSA Chief Assistant Director, to execute further documents related to said award, including any amendments which does not increase the Net County Cost of the agreement.

FUNDING: 100% Federal HUD funding in the estimated amount of \$9,817, with a required 25% match contribution in the estimated amount of \$2,454 which will be met through existing grant funding received by HHSA.

This matter was Approved on the Consent Calendar.

16. [23-1471](#) Health and Human Services Agency (HHS) recommending the Board:
- 1) Authorize the HHS Director to apply for, and if awarded, accept funding for the 2023 Continuum of Care Planning grant, administered by the United States Department of Housing and Urban Development (HUD), for a one-year term effective upon execution, in the estimated amount of \$50,000, and requires a 25% match in the estimated amount of \$12,500 which will be met through existing grant funding received by HHS as the Administrative Entity (AE) for the El Dorado County Opportunity Knocks (EDOK) Continuum of Care (CoC), and administered by the HHS Housing and Homelessness Services programs;
 - 2) If awarded, authorize the HHS Director, acting as the Collaborative Applicant on behalf of the EDOK CoC, to execute the resulting funding agreement, contingent upon approval by County Counsel and Risk Management; and
 - 3) Authorize the HHS Director, or HHS Chief Assistant Director, to execute further documents related to said award, including any amendments which does not increase the Net County Cost of the agreement.

FUNDING: 100% Federal HUD funding in the estimated amount of \$50,000, with a required 25% match contribution in the estimated amount of \$12,500 which will be met through existing grant funding received by HHS, acting as the AE for the EDOK CoC.

This matter was Approved on the Consent Calendar.

17. [23-1625](#) Health and Human Services Agency (HHS) recommends the Board authorize the Purchasing Agent to increase the prior Board approved amount of \$114,186.93 for the purchase of new dog kennels for HHS South Lake Tahoe Animal Services, by \$1,500 for a new total amount of \$115,686.93, due to unanticipated costs for equipment offloading delivery services that were not included in the prior Board approved amount for this purchase.

FUNDING: 60.6% City of South Lake Tahoe, 28.3% General Fund, 3.6% State Public Health Realignment, 7.5% El Dorado County licenses/permits, fees and fines. (No Federal Funds)

This matter was Approved on the Consent Calendar.

18. [23-1563](#) Health and Human Services Agency (HHSA) recommending the Board adopt and authorize the Chair to sign Resolution **138-2023**, authorizing the addition of one full-time equivalent Deputy Public Guardian I/II allocation in HHSA .

FUNDING: 100% State-funded Mental Health Services Act for the Lanterman-Petris-Short Project.

Resolution 138-2023 was Adopted upon Approval of the Consent Calendar.

19. [23-1553](#) Health and Human Services Agency recommending the Board adopt and authorize the Chair to sign Resolution **133-2023** amending the Authorized Personnel Allocation Resolution to:
- 1) Delete one (1.0) full-time equivalent (FTE) vacant Fiscal Assistant I/II allocation; and
 - 2) Add one (1.0) FTE Sr. Office Assistant allocation in the Health and Human Services Agency.

FUNDING: General Fund, Veteran Services.

Resolution 133-2023 was Adopted upon Approval of the Consent Calendar.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

20. [23-1509](#) Environmental Management Department recommending the Board approve and authorize the Chair to sign Agreement 7977 with Clean Tahoe to provide litter abatement services in the Lake Tahoe Basin, with a not-to-exceed amount of \$58,000 and retroactive to a term beginning July 1, 2023, and ending June 30, 2025.

FUNDING: County Service Area No. 10, Zone C Parcel Fees.

This matter was Approved on the Consent Calendar.

21. [23-1595](#) Planning and Building Department, with concurrence from the Chief Administrative Office and pursuant to Board of Supervisors Policy B-2, Section II, B(3), recommending the Board approve a waiver of applicable Building and Planning permit review fees in the amount of \$1,303 requested by the California Highway Patrol Senior Volunteers in cooperation with the El Dorado Community Foundation for hosting a Car Show fundraiser with proceeds benefiting the local community (Attachment A).

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

22. [23-0736](#) Planning and Building Department, Airports Division, recommending the Board approve the Final Passage (Second Reading) of Ordinance **5182** to amend Section 3.08.021 of the El Dorado County Ordinance Code to add the delegation of signature authority on Temporary Use Agreements, airport ground leases, and County-owned hangar leases to the County of El Dorado Director of Planning and Building and to add the delegation of signature authority on airport tie-down agreements to the County of El Dorado Airport Operations Supervisor. (Cont. 8/22/2023, Item 22)

FUNDING: Placerville and Georgetown Airport Enterprise Funds - Fee Revenue.

Ordinance 5182 was Adopted upon Approval of the Consent Calendar.

23. [23-1540](#) Planning and Building Department, Airports Division, recommending the Board approve and authorize the Chair to sign County of El Dorado Airport Ground Lease 2067, between the County and Lessee, Mike Worth, for a privately-owned hangar located on Space H-21 at the Placerville Airport, representing use of 2,902.50 square feet of Airport ground, with commencement rental fee due of \$2,856.06 that requires a rental fee to be paid at commencement of the lease and paid annually thereafter in accordance with fees established by the Board Resolution in effect at the time payment is due (currently Board Resolution 183-2019 approved by the Board on October 22, 2019, Item 31, Legistar 19-0663), and upon Board execution, a lease term of ten years. (4/5 vote required)

FUNDING: Placerville Airport Enterprise Fund - Fee Revenue.

This matter was Approved on the Consent Calendar.

24. [23-1589](#) Planning and Building Department, Building Division, recommending the Board, in accordance with Health and Safety Code Section 13869.7(c), take the following actions:
- 1) Adopt and authorize the Chair to sign Resolutions that ratify Ordinances adopted by each of the following Districts to reflect changes to the California Fire Code, 2022 Edition; delegate the enforcement of the Ordinances to the respective Fire Department Chief; and rescind the previous Resolutions Adopted in 2020:
 - a) Resolution **134-2023** - Lake Valley Fire Protection District
 - b) Resolution **135-2023** - Meeks Bay Fire Protection District; and
 - c) Resolution **136-2023** - Mosquito Fire Protection District; and
 - 2) Direct Staff to transmit the Board's determination to each District within 15 days of the determination.

FUNDING: N/A

This matter was Approved and Resolutions 134-2023, 135-2023 and 136-2023 were Adopted upon Approval of the Consent Calendar.

LAW AND JUSTICE - CONSENT ITEMS

25. [23-1639](#)

Sheriff's Office recommending the Board:

- 1) Make findings in accordance with Chapter 3.13, Section 3.13.030(B) County Ordinance, that the work requires specialty skills and qualifications not expressly identified in County classifications;
- 2) Make findings to waive the competitive bid process over \$100,000 in accordance with County's Procurement Policy Section 3.4.2(f), Exemption from Competitive Bidding, as this vendor provides efficiencies, and other vendors cannot provide similar efficiencies, and that would cause the helicopter to be out of use for an extended period of time;
- 3) Approve and authorize the Chair to sign Agreement 7946 with Advanced Helicopter Services, Inc., to provide helicopter maintenance and repair services effective upon final execution of the Agreement for three years, in a not-to-exceed amount of \$1,500,000; and
- 4) Authorize the Purchasing Agent to increase the purchase agreement on an "as-needed" basis during the awarded period as long as funding is available within the requesting department's budget.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

26. [23-1479](#)

Sheriff's Office recommending the Board:

- 1) Approve and authorize the continuation of the perpetual Agreement 6902 with Cellebrite Inc. for the use of Cellebrite Premium Unlimited Package software;
- 2) Find that Agreement 6902 is exempt from competitive bidding in accordance with County's Procurement Policy C-17, Section 3.5 Specific Exemptions and Written Findings of Fact;
- 3) Approve and authorize the Purchasing Agent to execute a Contract Change Order for Agreement 6902 with Cellebrite Inc. in the amount of \$109,096, for a term of October 8, 2023, to October 14, 2024; and
- 4) Authorize the Purchasing Agent to increase the Contract 6902 on an "as-needed" basis during the Agreement term as long as funding is available within the requesting department's budget.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

27. [23-1641](#)

Sheriff's Office recommending the Board:

- 1) Make findings that the provision of removal and transportation services of decedents provided by Contractor are in the public's best interest and there are specialty skills, qualifications, and equipment not expressly identified in County classifications involved in the performance of the work in accordance with El Dorado County Ordinance Code, Chapter 3.13.030(B);
- 2) Make findings to waive the competitive bid process in accordance with County's Procurement Policy Section 3.4.2(a), because of a technological, specialized, unique character of the service;
- 3) Authorize the Chair to sign Agreement 7990 with Green Valley Mortuary, Ltd., for transportation services for a not-to-exceed amount of \$500,000 for the term January 1, 2024, to December 30, 2026; and
- 4) Authorize the Purchasing Agent to increase the agreement on an "as-needed" basis during the awarded period as long as funding is available within the requesting department's budget.

FUNDING: General Fund.

This matter was Approved on the Consent Calendar.

28. 23-0090

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 December 2022 Storms. (Cont. 8/22/2023, Item 18)

FUNDING: N/A

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

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

29. [23-1694](#) Human Resources Department recommending the Board appoint Olivia Byron-Cooper to the position of Director of Health and Human Services Agency, effective September 23, 2023, at Step 5 of the salary range (approximate annual salary of \$236,246.40).

FUNDING: Costs reimbursed by HHSA programmatic funding, allocated to programs through an annually approved indirect cost rate plan.

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

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

30. **23-1541** Chief Administrative Office recommending the Board consider the Draft Board of Supervisors Response to the 2022-23 Grand Jury Final Report and take one of the following actions:
- 1) Direct staff to make changes and return to the Board with a final report by September 19, 2023; or
 - 2) Approve the report as the Final Report and submit it to the Presiding Judge.

FUNDING: N/A

Public Comment: C. Lewis, C. Bly-Chester, K. Payne, K. Davis, S. Taylor

A motion was made by Supervisor Hidahl, seconded by Supervisor Parlin to direct staff to return to the Board on September 19, 2023 with changes directed by the Board to Case 22-23 GJ03: Building Projects - R5 which would modify the Ombudsman title and R8 regarding permit status quantity or timelines for processing permits by permit type - directing staff to report back to the Board on the progress by December 31, 2023.

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

31. [23-1629](#)

Chief Administrative Office recommending the Board consider the following:

- 1) Direct the Chief Administrative Office to develop a policy on County involvement in jurisdictional reorganizations for the Board's consideration;
- 2) Establish an ad hoc committee on jurisdictional reorganizations; and
- 3) Authorize the Chief Administrative Office to issue a Request for Qualifications for a consulting firm to assist the County with analysis, negotiations, and the development of a policy related to jurisdictional reorganizations. (Cont. 8/29/23, Item 33)

FUNDING: General Fund.

A motion was made by Supervisor Turnboo, seconded by Supervisor Laine to Approve this matter and appoint Supervisors Parlin and Thomas to the Ad Hoc Committee on jurisdictional reorganizations.

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

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

- 32. [23-0122](#) Department of Transportation recommending the Board approve and authorize the Chair to sign a Covenant and Agreement between the California Regional Water Quality Control Board, Central Valley Region, and the County of El Dorado to protect future health and safety and the environment as a result of potential risk related to the possible presence of hazardous materials as defined in Health and Safety Code §25260 pertaining to the Diamond Springs Parkway Phase 1B Project, Capital Improvement Program number 72334/36105011. (Cont. 8/15/2023, Item 20)

FUNDING: N/A

Public Comment: C. Bly-Chester, K. Payne, S. Taylor, C. Wyatt

Items 32 and 33 were heard together.

A motion was made by Supervisor Thomas, seconded by Supervisor Hidahl to Approve this matter and direct staff to pursue a letter from the Water Quality Board stating the County is not a principle responsible party for future liability.

Supervisor Parlin registered a No vote on this matter.

Yes: 4 - Hidahl, Thomas, Turnboo and Laine

Noes: 1 - Parlin

33. [23-1146](#) Department of Transportation recommending the Board adopt and authorize the Chair to sign Resolution **124-2023** to accept the Irrevocable Offer of Dedication from Michael D. Lindeman and Lorraine D. Lindeman, Trustees of the Lindeman Family 2005 Trust dated October 17, 2005, for road right-of-way in fee, slope and drainage and public utilities easement, and temporary construction easement pertaining to the property identified as Assessor's Parcel Number 051-250-54 in relation to the Diamond Springs Parkway Phase 1B Project, Capital Improvement Program number 72334/36105011. (Cont. 8/15/2023, Item 21)

FUNDING: N/A

Items 32 and 33 were heard together.

A motion was made by Supervisor Thomas, seconded by Supervisor Hidahl to Adopt Resolution 124-2023 and direct staff to pursue a letter from the Water Quality Board stating the County is not a principle responsible party for future liability.

Supervisor Parlin registered a No vote on this matter.

Yes: 4 - Hidahl, Thomas, Turnboo and Laine

Noes: 1 - Parlin

10:00 A.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)**34. [23-1640](#)**

Sheriff's Office and Chief Administrative Office, Facilities Division, recommending the Board:

- 1) Receive and file a presentation on the SB 844 Recovery, Rehabilitation, and Re-Entry Jail Expansion Project, Design-Build proposals, evaluation process, and results for the Placerville Jail Expansion;
- 2) Make findings that the selected proposer, Roebbelen Contracting, Inc., offers the best value to the County for the design and construction of the Placerville Jail Expansion based on the criteria stated in the Request for Proposals (RFPs);
- 3) Conditionally award RFP 23-906-030.2, Design-Build Services - Placerville Jail Expansion, to proposer Roebbelen Contracting, Inc. contingent upon financing approval at the Pooled Money Investment Board (PMIB) meeting on December 13, 2023;
- 4) Approve and authorize the Purchasing Agent to sign contract 8055 with Roebbelen Contracting, Inc. in an amount of \$37,375,565 for design-build services for the Placerville Jail Expansion contingent upon Risk and County Counsel approval and County's receipt and acceptance of payment and performance bonds and approval of the financing at the PMIB meeting on December 13, 2023;
- 5) Authorize the Purchasing Agent to sign any amendments to the contract that do not affect the total dollar amount or term of the contract contingent upon review and approval by County Counsel;
- 6) Authorize the Purchasing Agent to sign an Escrow Agreement, if requested by the Contractor and in accordance with Public Contract Code Section 22300, for the purpose of holding Contract retention funds;
- 7) Authorize the Chair to sign Resolution **140-2023** authorizing the assurance of match funding;
- 8) Direct staff to include the use of \$15.5M from the Designated Capital Reserve in the Fiscal Year (FY) 2023-24 Accumulative Capital Outlay fund for the Re-Entry Jail Expansion Project.

FUNDING: Senate Bill 844 (60%), Designated Capital Reserve (37%), General Fund (1%), Accumulative Capital Outlay Funds (1%).

Public Comment: K. Payne, L. Cauchon, K. Weddel

A motion was made by Supervisor Parlin, seconded by Supervisor Turnboo to Approve this matter and Adopt Resolution 140-2023.

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

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

OPEN FORUM

Public Comment; L. Cauchon, K. Greenwood

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.

- 35. [23-1501](#) County Counsel and the Planning and Building Department, Commercial Cannabis Division, recommending the Board:
 - 1) Provide direction on changes to the County's existing cannabis ordinances; and
 - 2) If changes are supported, direct staff to return to the Board with a Resolution of Intent reflecting the Board's guidance to start the ordinance amendment process.

FUNDING: General Fund.

Public Comment: M. Ranalli, K. McCarty, P. Barrier, K. Cicchino, J. Earls, L. Cauchon, D. Harde, C. Lewis, M. Parrett, T. Clark, B. McAdam, J. Kipperman, P. Huntsinger, A. Aubrey, K. Greenwood, M. Compton, R. Miller, E. Lewicki, R. Michelson, I. Brent-Bumb, E. Jacobsen, A. Jones, Dwayne

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

- 1) Direct staff to return with a Resolution of Intention on the following items:
 - a) Incorporating the state definition of "owner" into the cannabis ordinance;
 - b) Changing the tax structure from square footage to gross receipts for cultivation;
 - c) Incorporating items 8(a) and (b) from the County Counsel staff report and item 8(c) from the Planning and Building staff report; and
- 2) Direct the following items be sent to the Planning Commission for further review and recommendation to the Board:
 - a) Staff report item 1 (setbacks);
 - b) Staff report item 2 (canopy size);
 - c) Staff report item 3 (propagation and lighting changes);
 - d) Staff report item 4 (allowance of nonvolatile manufacturing);
 - e) Staff report item 7A (examination of cannabis tax rates); and
 - f) Consideration of a multi year cannabis license

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)

Supervisor Parlin reported on the following:
Rural County Representative of California Ad Hoc meeting.

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

Tiffany Schmid, Chief Administrative Officer, reported on the following:
No report.

The Board recessed to Closed Session at 4:36 P.M.

ADJOURNED AT 6:33 P.M.

CLOSED SESSION

Public Comment: L. Cauchon

- 36. [23-1708](#) **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1).
No Action Reported.**
- 37. [23-1272](#) **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Title: Erin Trefethen v. County of El Dorado (Case No. TBD) Number of potential cases: (1).
No Action Reported.**
- 38. [23-1656](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: County of El Dorado, v. El Dorado County Civil Service Commission, and Erin Trefethen. (El Dorado County Case No. 23CV0237). Number of potential cases: (1).
No Action Reported.**
- 39. [23-1574](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Thomas Eide v. Experian Information Solutions, Inc, et al. United States District Court for the Eastern District of California, Case No. 2:22-CV-01820-KJM-DB Number of potential cases: (1).
No Action Reported.**
- 40. [23-1631](#) **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1). (Cont. 8/28/2023, Item 38)
No Action Reported.**

41. [23-1695](#)

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.

No Action Reported.