



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
Tiffany Schmid, Chief Administrative Officer
David Livingston, County Counsel

Tuesday, December 12, 2023

9:00 AM

<https://edcgov-us.zoom.us/j/8692560101>

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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 869 2560 1010. 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/86925601010>.

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**

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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-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. - 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. [23-2217](#) Clerk of the Board recommending the Board Approve the Minutes from the regular meeting on December 5, 2023.

GENERAL GOVERNMENT - CONSENT ITEMS

2. [23-2153](#) Auditor-Controller recommending the Board consider the following:
1) Receive and file the attached annual reports as required by SB 165 for Community Facilities District No. 1992-1 (CFD 1992-1 Serrano), Community Facilities District 2000-1 (CFD 2000-1 South Lake Tahoe Recreation Facilities JPA), Community Facilities District No. 2001-1 (CFD 2001-1 Promontory), Community Facilities District No. 2005-1 (CFD 2005-1 Blackstone), Community Facilities District No. 2005-2 (CFD 2005-2 Laurel Oaks), Community Facilities District No. 2014-1 (CFD 2014-1 Carson Creek), Community Facilities District No. 2018-1 (CFD 2018-1 Bass Lake Hills), and Community Facilities District No. 2019-1 (CFD 2019-1 Bass Lake Hills Services); and
2) Adopt and authorize the Chair to sign Resolution **192-2023** accepting said reports.

FUNDING: N/A

3. [23-2215](#) Chief Administrative Office recommending the Board adopt and authorize the Chair to sign Resolution **195-2023**, amending the Authorized Personnel Allocation Resolution 088-2023, deleting 1.0 Full Time Equivalent (FTE) Communications and Outreach Manager and adding 1.0 FTE Principal Management Analyst to the Chief Administrative Office.

FUNDING: General Fund.

4. [23-2168](#) Chief Administrative Office recommending the Board authorize the chair to sign Agreement for Services 8228 with the El Dorado County Water District (El Dorado Hills Fire Department) for the assignment of 1.0 FTE Battalion Chief level or higher to serve as a dedicated fire liaison to the Sheriff's Office of Emergency Services in an amount not-to-exceed \$850,000 expiring on June 30, 2027.

FUNDING: General Fund.

5. [23-1840](#)

Chief Administrative Office, Parks Division, recommending the Board consider the following:

- 1) Award Bid 23-968-051 to the lowest responsive and qualified bidder, MWCH Construction LLC, for \$285,343 for the Ellis Creek Maintenance Building;
- 2) Authorize the Chair to sign contract, subject to review and approval by County Counsel and Risk Management;
- 3) Find that the Ellis Creek Maintenance Building project is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15303, New Construction of minor Facilities, 15304, Minor Alteration, Section 15307, Protection of Natural Resources, and Section 15308, Protection of the Environment; and
- 4) Approve and authorize the Chair to sign the attached budget transfer decreasing contingency and increasing use of OHV funds by \$50,000 for additional costs related plan review and inspections. (4/5 vote)

FUNDING: State Parks Off Highway Motor Vehicle (OHV) Division Grant (51%), SMUD Agreement funds (18%), OHV Registration Fee (Green Sticker) funding (31%).

6. [23-2160](#) Chief Administrative Office, Procurement and Contracts Division, on behalf of various County departments, recommending the Board consider the following for the provision of web-based electronic information library services:
- 1) Pursuant to Article II, Section 210(b.)(6) of the El Dorado County Charter and in accordance with County Ordinance Code Chapter 3.13.030 section B, find that specialty skills and qualifications not expressly identified in County classifications are involved in the performance of the work;
 - 2) Find that this contract is exempt from competitive bidding pursuant to section 3.4 (4), since a competitively bid contract is available through the State of California;
 - 3) Approve and authorize the Purchasing Agent to sign Schedule A documents under new Agreement 8207 with RELX Inc., doing business as LexisNexis, for the provision of web-based electronic information library services for use by County departments in the maximum amount of \$150,000 for the period of January 1, 2024, through December 31, 2027;
 - 4) Authorize the Purchasing Agent to extend the term of the requested Agreement for Services 8207 if the State of California Department of General Services extends their Master Service Agreement 5-23-70-40-01 for the provision of web-based electronic information library services;
 - 5) Authorize the Purchasing Agent to sign Schedule A documents for County departments that request access to this agreement and to increase the maximum amount of Agreement for Services 8207 on an "as-needed" basis during the awarded contract period as long as funding is available within the requesting departments budgets; and
 - 6) Authorize the Purchasing Agent to execute administrative amendments to Agreement for Services 8207, each amendment would be contingent upon County Counsel and Risk Management approval.

FUNDING: General and Non-General Funds.

7. [23-2180](#) Elections Department recommending the Board approve the Special District Board Members (referenced in the attachments hereto) who have filed for office and nominees recommended by Directors in lieu of election held on Tuesday, November 7, 2023.

FUNDING: N/A

8. [23-2151](#) Elections Department recommending the Board declare the results of the official canvass of the November 7, 2023 Consolidated Districts Election conducted by the Election Department.

FUNDING: N/A

9. [23-2091](#) Human Resources Department recommending the Board:
1) Approve the minimum wage increase for the County of El Dorado from \$15.50 to \$16.00, effective the pay period containing January 1, 2024; and
2) Approve and authorize the Chair to sign Resolution **190-2023** to increase salaries of certain classifications impacted by the minimum wage increase.
- FUNDING:** Various.
10. [23-2220](#) Supervisor Thomas recommending the Board:
1) Find that a public benefit is derived from supporting funding towards "The Hometown Holiday/Christmas Celebration" in the City of Placerville that includes the annual tree lighting on Main Street; and
2) Approve and authorize the Chief Administrative Officer to sign a funding agreement, consistent with the County's standard form and upon the approval of County Counsel, authorize payment of the \$5,000 community funding contribution to the El Dorado Community Foundation, in support of the tradition.
- FUNDING:** General Fund.
11. [23-2122](#) Supervisors Thomas and Parlin, in concert with Sheriff Leikauf and District Attorney Pierson, recommending the Board Approve the Final Passage (Second Reading) of Ordinance **5189** prohibiting the establishment, operation, use, and/or participation in a syringe exchange program within the unincorporated areas of the County. (Cont. 12/05/23, Item 39)
- FUNDING:** N/A

HEALTH AND COMMUNITY - CONSENT ITEMS

12. [23-1778](#) Health and Human Services Agency (HHSA) along with the Chief Administrative Office, Facilities Division, recommending the Board:
- 1) Make findings in accordance with Board of Supervisors Policy C-2, Lease Agreement 335-L1411 (FENIX No. 0634) is eligible to exercise the first of two Options to extend the term for an additional three-year period.
 - 2) Approve and authorize the Purchasing Agent to execute Option No. 1 Notification Letter for Lease Agreement 335-L1411 (FENIX No. 0634) with Briw Office Investors, for the additional term of three years from February 1, 2024, through January 31, 2027, thereby increasing the amount by \$1,966,353.88 for a new maximum obligation of \$7,989,895.44; and
 - 3) Authorize the Purchasing Agent to execute amendments relating to Lease Agreement 335-L1411 (FENIX No. 0634), contingent upon approval by County Counsel and Risk Management, which do not increase the maximum dollar amount or term of the Agreement.

FUNDING: State and Federal funds with County match met primarily from Realignment funds.

13. [23-1777](#) Health and Human Services Agency (HHSA) recommending the Board, acting as the Governing Board of the El Dorado County Public Housing Authority (PHA):
- 1) Adopt and authorize the Chair to sign Resolution **184-2023** to acknowledge the El Dorado County PHA as a high performing agency exempt from the requirement to annually receive approval from the United States Department of Housing and Urban Development (HUD) of its Agency Plan; and
 - 2) Authorize the Chair to sign the accompanying PHA Certifications as required by HUD.

FUNDING: 97.5% Federal United States Department of Housing and Urban Development funding, 2.2% General Fund, 0.3% other revenue sources.

14. [23-1878](#) Health and Human Services Agency (HHS) recommending the Board:
- 1) Accept the grant award to HHS from the California Department of Health Care Services (DHCS) in the amount of \$3,339,411, for the Behavioral Health Bridge Housing (BHH) Program for a retroactive term beginning June 23, 2023, through June 30, 2027; and
 - 2) Delegate authority to the HHS Director, or the HHS Chief Assistant Director, to execute the BHH Funding-In Agreement 8168 with Advocates for Human Potential (AHP), the entity administering the funding, and any amendments that do not increase Net County Cost, contingent upon approval by County Counsel and Risk Management, and subsequent administrative documents or required fiscal or programmatic reports.

FUNDING: 100% State of California funding through the Department of Health Care Services for the Behavioral Health Bridge Housing Program. No match requirement.

15. [23-1679](#) Health and Human Services Agency (HHS) recommending the Board:
- 1) Approve and authorize the Chair to sign Amendment I to Revenue Agreement RFS-988 (5818) with County of Nevada, for this county's use of the El Dorado County Psychiatric Health Facility (PHF) for placement of their mental health clients, increasing revenue by \$200,000 and amending the maximum obligation language to replace annual appropriations with a new not-to-exceed amount of \$800,000, with no change to the term of the Agreement;
 - 2) Authorize the Purchasing Agent to execute amendments relating to Agreement 5818, contingent upon approval by County Counsel and Risk Management, which do not increase the maximum dollar amount or term of the Agreement; and
 - 3) Authorize the HHS Director, or the Chief Assistant Director, to execute programmatic, administrative, and fiscal documents relating to Agreement 5818.

FUNDING: Fee-for-Service revenue received from County of Nevada.

16. [23-1677](#) Health and Human Services Agency (HHS) with El Dorado County Sheriff's Office concurrence recommending the Board:
- 1) Approve and authorize the HHS Director and Sheriff to sign Memorandum of Understanding (MOU) 8008 for Psychiatric Emergency Response Team services, in the amount of \$540,000 and for the retroactive term of three years from July 1, 2023 through June 30, 2026, to ensure continuity of services as the prior MOU expired June 30, 2023, with the option to extend the term of the MOU for one additional year for a term to not exceed June 30, 2027, for a total maximum obligation of \$720,000;
 - 2) Authorize the HHS Director and Sheriff to execute amendments relating to MOU 8008, contingent upon approval by County Counsel and Risk Management, which do not increase Net County Cost; and
 - 3) Authorize the HHS Director, or the Chief Assistant Director of HHS, to execute programmatic, administrative, and fiscal documents relating to MOU 8008.

FUNDING: 100% State funded Mental Health Services Act.

17. [23-1532](#) Health and Human Services Agency (HHS) recommending the Board:
- 1) Approve and authorize the Chair to sign competitively bid Funding Out Agreement 8019 with Live Violence Free, with an approximate annual obligation of \$60,000, contingent on funding availability, and for the term of December 31, 2023, through December 31, 2026;
 - 2) Approve and authorize the Chair to sign competitively bid Funding Out Agreement 8081 with The Center for Violence-Free Relationships, with an approximate annual obligation of \$60,000, contingent on funding availability, and for the term of December 31, 2023, through December 31, 2026;
 - 3) Authorize the Purchasing Agent to execute amendments relating to Agreements 8019 and 8081, contingent upon approval by County Counsel and Risk Management, which do not increase the Net County Cost or the term of the Agreements; and
 - 4) Authorize the HHS Director, or the HHS Chief Assistant Director, to execute programmatic, administrative, and fiscal documents relating to Agreements 8019 and 8081.

FUNDING: 100% Marriage license fees in accordance with California Welfare and Institutions Code Section 18305 (b).

18. [23-1917](#) Health and Human Services Agency (HHS) recommending the Board:
- 1) Accept the grant award to HHS from the California Department of Health Care Services in the amount of \$896,407 for the Providing Access and Transforming Health Justice-Involved Capacity Building Program (PATH-JI) Round 3, for the retroactive term starting September 25, 2023, through April 1, 2026;
 - 2) Ratify the HHS Behavioral Health Director's acknowledgement of the PATH-JI Terms and Conditions on September 25, 2023, now known as Funding In Agreement 8241; and
 - 3) Authorize the HHS Director, or HHS Chief Assistant Director, to execute amendments relating to Funding-In Agreement 8241 which do not increase Net County Cost, contingent upon approval by County Counsel and Risk Management, and to execute programmatic, administrative, and fiscal documents.

FUNDING: 100% State of California Department of Health Care Services funding; no match requirement.

19. [23-2054](#) Health and Human Services Agency (HHS) recommending the Board adopt and authorize the Chair to sign Resolution **189-2023** amending the Authorized Personnel Allocation Resolution to revise the expiration dates of:
- 1) 1.0 Full-Time Equivalent (FTE) Limited Term Senior Citizens' Attorney I/II/III allocation; and
 - 2) 0.5 FTE Limited Term Program Assistant allocation.

FUNDING: California Department of Aging Older Adult Rescue & Recovery Act (OARR).

20. [23-2114](#)

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

- 1) Authorize the Chair to execute Amendment I to Agreement for Services 7928 for children's/youth Specialty Mental Health Services (SMHS) with New Morning Youth and Family Services, Inc., for the retroactive term start date of July 1, 2023, to revise the scope of services and rates to include Non-Mental Health Supportive Services and Goods as well as additional Provider Rate Taxonomies in adherence with new Medi-Cal billing requirements, with no changes to the maximum obligation or term of the Agreement;
- 2) Authorize the Chair to execute Amendment I to Agreement for Services 7937 for children's/youth SMHS Short-Term Residential Treatment Program with Summitview Child and Family Services, Inc., for the retroactive term start date of July 1, 2023, to revise the scope of services and rates to include Non-Mental Health Supportive Services and Goods as well as additional Provider Rate Taxonomies in adherence with new Medi-Cal billing requirements, with no changes to the maximum obligation or term of the Agreement;
- 3) Authorize the Chair to execute Amendment I to Agreement for Services 7938 for children's/youth SMHS with Summitview Child and Family Services, Inc., for the retroactive term start date of July 1, 2023, to revise the scope of services and rates to include Non-Mental Health Supportive Services and Goods as well as additional Provider Rate Taxonomies in adherence with new Medi-Cal billing requirements, with no changes to the maximum obligation or term of the Agreement;
- 4) Authorize the Chair to execute Amendment I to Agreement for Services 7940 for children's/youth SMHS with Sierra Child & Family Services, Inc., for the retroactive term start date of July 1, 2023, to revise the scope of services and rates to include Non-Mental Health Supportive Services and Goods as well as additional Provider Rate Taxonomies in adherence with new Medi-Cal billing requirements, with no changes to the maximum obligation or term of the Agreement;
- 5) Authorize the Chair to execute Amendment I to Agreement for Services 7944 for children's/youth SMHS with Stanford Youth Solutions doing business as Stanford Sierra Youth & Families, for the retroactive term start date of July 1, 2023, to revise the scope of services and rates to include Non-Mental Health Supportive Services and Goods as well as additional Provider Rate Taxonomies in adherence with new Medi-Cal billing requirements, with no changes to the maximum obligation or term of the Agreement;
- 6) Authorize the Purchasing Agent to execute amendments relating to these SMHS Agreements, contingent upon approval by County Counsel and Risk Management, which do not increase the maximum dollar amounts or terms of the agreements; and
- 7) Authorize the HHS Director, HHS Chief Assistant Director, and HHS Behavioral Health Director to execute programmatic, administrative, and fiscal documents relating to these agreements.

FUNDING: Federal and State Funding: 50% Federal Medi-Cal, 13% Realignment, and 37% Mental Health Services Act.

21. [23-1976](#)

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

1) Adopt and authorize the Chair to sign Resolution **187-2023** authorizing the County to accept the California Department of Housing and Community Development Transitional Housing Program (THP) Round 5 Allocation Award in the amount of \$193,140, if additional funding is available up to \$386,280, and the Housing Navigation and Maintenance Program (HNMP) Round 2 Allocation Award in the amount of \$51,581, if additional funding is available up to \$103,162; and
2) Approve and authorize the HHS Director, or the HHS Chief Assistant Director, to execute the resulting funding agreements for both THP Round 5 and HNMP Round 2, and any subsequent amendments that do not increase Net County Cost, contingent upon County Counsel and Risk Management approval, and subsequent administrative documents or required fiscal or programmatic reports.

FUNDING: 100% State of California Department of Housing and Community Development funding; no matching funds are required.

LAND USE AND DEVELOPMENT - CONSENT ITEMS

22. [23-2145](#) Department of Agriculture recommending the Board approve and authorize the Agricultural Commissioner to sign amended Attachment C for the University of California Cooperative Extension in the amount of \$316,865.

FUNDING: General Fund.

23. [23-2163](#) Air Quality Management District (AQMD) recommending the Board, acting as the AQMD Board of Directors:
- 1) Award the following eligible Motor Vehicle Subvention Program (AB 2766) 2024/2025 projects;
 - a) South Fork Arts and Recreation (SoFar) Coloma Shuttle (\$246,500);
 - b) El Dorado County (EDC) Chamber of Commerce Stay & Play Shuttle (\$100,000);
 - c) Cameron Park Community Services District (CSD) Summer Spectacular Shuttle (\$2,975);
 - d) Cameron Park CSD Telecommunication System (\$32,243);
 - e) EDC Fair Shuttle (\$64,000);
 - f) EDC Library Bookmobile (\$215,366);
 - 2) Authorize the Air Pollution Control Officer to execute funding agreements for the awarded amounts with the applicants of the awarded projects, pending approval of County Counsel and Risk Management;
 - 3) Approve the addition of a 15 passenger van to AQMD's Fiscal Year (FY) 2023-24 Fixed Asset budget and authorize the purchase of the van to be used primarily for the SoFar Coloma Shuttle (\$80,000 of the remaining \$188,916);
 - 4) Approve and authorize the Chair to sign a budget transfer appropriating contingency funds for the purchase of the passenger van (4/5 vote required); and
 - 5) Direct AQMD to issue a Request for Proposals to solicit the purchase, installation and maintenance of DC fast chargers at the Placerville and South Lake Tahoe Libraries for use by the Bookmobile (\$100,000 of the remaining \$188,916).

FUNDING: California Department of Motor Vehicles AB 2766 Subvention Funds.

24. [23-1813](#)

Air Quality Management District (AQMD) recommending the Board, acting as the AQMD Board of Directors:

- 1) Award Bid 23-918-053 for the replacement of electric vehicle chargers at County facilities and park and ride locations to True Upside Consulting LLC;
- 2) Authorize the Air Pollution Control Officer (APCO) to execute a funding agreement in the amount of \$235,950 for the five year term, pending approval of County Counsel and Risk Management;
- 3) Authorize the APCO to execute any necessary amendments to the funding agreement, excluding term extensions and increases to the not-to-exceed amount, contingent upon approval by County Counsel and Risk Management;
- 4) Reject the Bid Protest submitted by TurnonGreen, Inc. for Bid 23-918-053;
- 5) Establish an initial fee for the use of the new chargers at \$0.317 per kilowatt hour; and
- 6) Direct staff to reevaluate the fee each year and recommend updated fees in the proposed fiscal year AQMD budgets.

FUNDING: California Department of Motor Vehicles AB 2766 Subvention Funds.

25. [23-1957](#)

Department of Transportation and County Counsel recommending the Board consider the following:

- 1) Approve and authorize the continuation of the perpetual Agreement 6755 between County of El Dorado and Burke, Williams & Sorensen, LLP for legal advice and litigation representation, review of resolutions of necessity, and property acquisition matters inclusive of eminent domain, concerning various Capital Improvement Program projects; and
- 2) Find that Agreement 6755 is exempt from competitive bidding in accordance with County's Procurement Policy C-17, Section 3.4 "Exemptions from Competitive Bidding" because it is for legal services.

FUNDING: For various Capital Improvement Program and Environmental Improvement Program projects, 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 Funds, Accumulative Capital Outlay, Developer Advanced Funds, Sacramento Municipal Utility District, and/or General Fund.

26. [23-2008](#) Department of Transportation recommending the Board:
1) Accept a donation in the amount of \$3,400 in Fiscal Year (FY) 2023-24 from Alison Winter on behalf of the residents of the King of the Mountain Zone of Benefit (Zone) to continue to fund Zone operations;
2) Approve and authorize the Chair to sign a Funding Agreement with Alison Winter in the amount of \$3,400 for FY 2023-24; and
3) Approve and authorize the Chair to sign a Budget Transfer adjusting the King of the Mountain Zone of Benefit 98138 budget for FY 2023-24. (4/5 vote required)

FUNDING: Donation. (100%)

27. [23-2014](#) Department of Transportation recommending the Board approve and confirm appointments of existing and new advisory committee members to fill vacancies on Zone of Benefit Advisory Committees in County Service Areas 2 and 9 as outlined in Exhibit A, 2024 Zone of Benefit Advisory Committee Roster.

FUNDING: County Service Area 2 and 9 Zone of Benefit Special Taxes and Assessments. (100%)

28. [23-2057](#) Department of Transportation recommending the Board approve and authorize the Chair to sign the Amendment to the Agreement between the El Dorado County Transportation Commission and County of El Dorado for Fiscal Year 2022-23 Surface Transportation Block Grant Program Exchange Funds (X23-6157(081)) to receive additional funding in the amount of \$90,600.

FUNDING: Surface Transportation Block Grant Program Exchange Funds (X23-6157(081)).

29. [23-2068](#)

Department of Transportation recommending the Board take the following actions related to the construction phase of the Pioneer Trail/ U.S. Highway 50 Intersection Safety Improvement Project - Roundabout, CIP 36104026:

- 1) Approve and authorize the Chair to sign Maintenance Agreement 03-ED 50, PM 71.48 with the State of California Department of Transportation to define maintenance responsibilities of each agency for the project area after construction is complete; and
- 2) Approved and authorize the Chair to sign Cooperative Agreement 03-0817 with the State of California Department of Transportation defining the roles and responsibilities and funding contributions of each agency for the Right of Way and Construction phases of the subject project. (District V)

FUNDING: Funding for the Maintenance Agreement will be provided by the Road Fund (100%). Funding for the Cooperative Agreement will be provided by project funds for CIP 36104026 as follows: Surface Transportation Block Grant Program (26%), Tahoe Regional Planning Agency (TRPA) Air Quality Mitigation Funds (6%), Congestion Mitigation and Air Quality Program funding (27%), and Highway Safety Improvement Program (41%).

30. [23-1409](#)

Department of Transportation recommending the Board receive and file Annual Mitigation Fee Act Reports for Fiscal Year 2022-23:

- 1) The Traffic Impact Fee Program in compliance with California Government Code Section 66006;
- 2) The Community Benefit Fee according to the Alto, LLC Development Agreement in compliance with California Government Code Sections 65865(e) and 66006;
- 3) The Developer fee programs of: Bar J, Marble Valley, Serrano J7 Frontage Improvement, Bass Lake Hills Specific Plan Public Facilities Plan, Bass Lake Overlay, and Cool General Retail in compliance with California Government Code Sections 66006;
- 4) The Intelligent Transportation System Program in compliance with California Government Code Sections 66006; and
- 5) Adopt and authorize the Chair to sign Resolution **198-2023** making certain findings under California Government Code Section 66001(d) related to the development impact mitigation fee program.

FUNDING: Fee Programs.

31. [23-1953](#) Environmental Management Department recommending the Board:
- 1) Adopt and authorize the Chair to sign Resolution **194-2023** authorizing a new Franchise Agreement between El Dorado County and South Tahoe Refuse Co, Inc; and
 - 2) Approve and authorize the Chair to sign the Franchise Agreement with South Tahoe Refuse Co, Inc. effective January 1, 2024 and expiring December 31, 2043.

FUNDING: User Fees/Franchise Fees.

32. [23-2137](#) Environmental Management Department recommending the Board adopt and authorize the Chair to sign Resolution **199-2023** amending the Certified Unified Program Agency Annual Surcharge Resolution 100-2017 and authorizing an increase to the annual surcharges on behalf of the State of California, to cover costs of the state agencies that have responsibilities under the Certified Unified Program Agency.

FUNDING: N/A

33. [23-2141](#) Environmental Management Department recommending the Board authorize the purchasing agent to execute Agreement for Services 8110 with Accela, Inc. for the provision of EnvisionConnect software licensing and support services, with a not-to-exceed amount of \$53,077.39 and a term of one (1) year, with a retroactive term start date of November 1, 2023.

FUNDING: Permit Fees.

34. [23-1408](#) Planning and Building Department recommending the Board receive and file the Annual Mitigation Fee Act Reports for Fiscal Year 2022-23 for:
- 1) Ecological Preserve Fee and Oak Woodland Conservation Fee Programs in compliance with California Government Code Section 66006; and
 - 2) Adopt and authorize the Chair to sign Resolutions **196-2023** and **197-2023** making certain findings as required by California Government Code Section 66001(d)(1).

FUNDING: Fee Programs.

35. [23-2047](#) Planning and Building Department, Airports Division, recommending the Board:
- 1) Approve the Advanced Systems Design Service, Non-federal Program, Operation and Maintenance Manual, which includes an Agreement for Operation & Maintenance of the Automated Weather Observing System at the Placerville Airport with the Federal Aviation Administration;
 - 2) Delegate authority to the Director of Planning and Building, or Department Head overseeing Airports, to sign the Advanced Systems Design Service, Non-federal Program, Operation and Maintenance Manual, which includes an Agreement for Operation & Maintenance, and initial where required; and
 - 3) Delegate authority to the Director of Planning and Building, or Department Head overseeing Airports, to sign subsequent amendments produced by the FAA, contingent upon County Counsel approval.

FUNDING: General Fund.

36. [23-1426](#) Planning and Building Department, Planning Division, Long Range Planning Unit, recommending the Board approve and authorize the Chair to sign Amendment II to Agreement 5185 with WSP USA Environment & Infrastructure Inc., for the provision of services to assist the County with updating its General Plan Public Health, Safety, and Noise Element, increasing cost by \$55,085 for a new not-to-exceed amount of \$270,227, updating the scope of work (Attachment B, Amended Exhibit A), and extending the term of the agreement by one year with a new expiration date of March 16, 2025.

FUNDING: General Fund (81%) and El Dorado County Water Agency (19%).

LAW AND JUSTICE - CONSENT ITEMS**37. [23-1756](#)**

District Attorney's Office recommending the Board consider the following:

- 1) Adopt and authorize the Chair to sign Resolution **191-2023** 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 (FY) 2023-24 in the amount of \$187,683, based on the received grant award letter, including any extensions or amendments thereafter which would not increase net county costs;
- 2) Adopt and authorize the Chair to sign Resolution **192-2023** authorizing the District Attorney to execute a Grant Award Agreement with the California Department of Insurance for the Workers' Compensation Insurance Fraud Program for FY 2023-24 in the amount of \$506,895 including any extensions or amendments thereafter which would not increase net county cost; and
- 3) Approve and authorize the Chair to sign FY 2023-24 budget transfer adjusting appropriations and estimated revenue in the Workers' Compensation Fraud Special Revenue Fund, Automobile Fraud Special Revenue Fund, and the District Attorney's Office to reflect actual grant award and carryforward amounts. (4/5 vote required)

FUNDING: California Department of Insurance Grant Programs.

38. [23-1959](#)

District Attorney's Office recommending the Board:

- 1) Accept a grant from the Governor's Office of Emergency Services for the Child Advocacy Center Program for the total project cost of \$250,000 for the period of April 1, 2024 through March 31, 2025, based on the received Letter of Intent;
- 2) Approve and authorize the Chair to sign the current Certification of Assurance of Compliance and any modified Certifications that may be required during the performance period, contingent upon approval by County Counsel;
- 3) Authorize the District Attorney to execute the Grant Award Agreement and required documents, including any extensions or amendments thereof which would not increase net county cost, contingent upon approval by County Counsel;
- 4) Adopt and authorize the Chair to sign Resolution **185-2023**, extending the expiration date of 1.0 FTE Victim/Witness Program Specialist I/II - Limited Term position, through March 31, 2025; and
- 5) Adopt and authorize the Chair to sign Resolution **186-2023**, extending the expirations date of 1.0 FTE Deputy District Attorney I/II/III/IV - Limited Term position, through December 31, 2024, in relation to the previously approved grant award for the VV23 Program.

FUNDING: The California Governor's Office of Emergency Services Victims of Crime Act Fund and the Services Training Officers Prosecutors Violence Against Women Formula and General Fund for required match.

39. [23-1982](#)

District Attorney's Office recommending the Board:

- 1) Accept a grant from the California Governor's Office of Emergency Services for the Unserved/Underserved Victim Advocacy and Outreach (UV) Program in the total project cost of \$246,133 for the period of January 1, 2024 through December 31, 2024, based on the received Letter of Intent;
- 2) Approve and authorize the Chair to sign the current Certification of Assurance of Compliance and any modified Certifications that may be required during the performance period, contingent upon approval by County Counsel;
- 3) Authorize the District Attorney to execute the Grant Award Agreement and required documents, including any extensions or amendments thereof which would not increase net county cost, contingent upon approval by County Counsel; and
- 4) Adopt and authorize the Chair to sign Resolution **188-2023**, extending the expiration date of 2.0 FTE Victim/Witness Program Specialist I/II - Limited Term positions, through December 31, 2024.

FUNDING: The California Governor's Office of Emergency Services Victims of Crime Act Fund and General Fund for required match.

40. [23-1251](#) District Attorney's Office recommending the Board consider the following:
- 1) Make a finding in accordance with Procurement Policy C-17, Sections 3.4.2, 3.4.3, and 3.4.5, in which competitive bidding would produce no benefit to the County for the requested Psychotherapy Services;
 - 2) Approve and authorize the Chair to execute Agreement 8197 with Wendy Barillas, Marriage & Family Therapy, A Professional Corporation in the not-to-exceed amount of \$160,440 for the service period of January 1, 2024 through December 31, 2024; and
 - 3) Approve and authorize the Purchasing Agent to execute any future amendments to agreement 8197, which do not increase the amount or the term of the agreement, contingent upon County Counsel approval.

FUNDING: California Governor's Office of Emergency Services Victims of Crime Act Victim Assistant Formula Grant Program funds.

41. [23-2169](#) Sheriff's Office recommending the Board:
- 1) Receive and File the El Dorado County Sheriff's Office Annual Military Equipment Use Report for 2022;
 - 2) Approve continued use of Ordinance 5160;
 - 3) Authorize continued use of military equipment as shown in the attached Annual Equipment Report for 2022 and authorize the Sheriff's Office to amend the inventory as changes occur during FY 2023-24;
 - 4) Authorize the Sheriff's Office to purchase and acquire military equipment in compliance with the Military Equipment policy as shown in the attached Annual Military Equipment use Report for 2022; and
 - 5) Find that each type of military equipment identified in the Annual Military Equipment Report for 2022 has complied with the standards for approval set forth in Government Code Section 7071(d).

FUNDING: N/A

42. [23-2144](#) Sheriff's Office recommending the Board authorize the Sheriff to issue a Notice of Termination for Agreement 396-L1611(State Lease L-1579) with the State of California Department of General Services for lease of the communications vault at the Big Hill radio site located in El Dorado County for the term May 1, 2016, through April 30, 2026, with an automatic extension option through December 31, 2030.

FUNDING: N/A

43. [23-2147](#)

Sheriff's Office recommending the Board:

- 1) Approve the addition of 1.0 FTE Administrative Technician allocation in the Sheriff's Office;
- 2) Approve the deletion of 1.0 FTE Human Resources Technician allocation in the Sheriff's Office;
- 3) Approve the bargaining unit designation modifications for 1.0 FTE Administrative Technician (position 4333) and 1.0 FTE Administrative Analyst I/II allocation (position 1398) in the Sheriff's Office to Confidential (CO); and
- 4) Adopt and authorize the chair to sign Resolution **191-2023** to modify the bargaining unit designations as noted above.

FUNDING: General Fund

44. [23-2162](#)

Sheriff's Office and Probation Department recommending the Board:

- 1) Make findings that the provision of health services in the County detention facilities by licensed healthcare professionals trained in correctional medicine provided by Contractor are in the public's best interest and that there are specialty skills, qualifications, and equipment not expressly identified in County classifications involved in the performance of the work in accordance with County Ordinance 3.13.030(B);
- 2) Make findings in accordance with Procurement Policy C-17 Section 3.4(3) exempting the competitive bidding process, with Purchasing Agent concurrence, because "competitive bidding would produce no economic benefit to the County" and may result in the lack of continuity in appropriate mandated correctional medical care to detained adults and children in detention facilities in the County of El Dorado; and
- 3) Approve and authorize the Chair to sign Amendment III to Agreement for Services 2989 with California Forensic Medical Group increasing the maximum obligation by \$2,000,000, from \$21,695,139 to \$23,495,139, with the term extended from the original term of January 1, 2019, through December 31, 2023, to January 1, 2019, through February 29, 2024.

FUNDING: General Fund.

END CONSENT CALENDAR

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

45. [23-2177](#) Supervisor Thomas recommending the Board approve and authorize the Chair to sign a Proclamation recognizing December 15, 2023 as Bill of Rights Day in El Dorado County.

FUNDING: N/A

46. [23-1913](#) Chief Administrative Office recommending the Board:
- 1) Receive a presentation from the Emergency Medical Service Agency on Ambulance Services in County Service Area (CSA) 3;
 - 2) Direct staff to return in January with updated ambulance rates and a plan for Fiscal Year 2024-25 Budget for CSA 3 Ambulance Services;
 - 3) Provide direction to staff to work with CalTahoe JPA on cost savings measures; and
 - 4) Provide direction to staff to begin discussions with the El Dorado County Emergency Services Authority on a successor agreement for prehospital advanced life support, ambulance, and dispatch services in County Service Area 7.

FUNDING: Fee for Service, Federal American Rescue Plan Act Funding, and General Fund.

47. [23-1131](#) Planning and Building Department, Cemeteries Division, recommending the Board:
- 1) Approve the Introduction (First Reading) of Ordinance **5190** to amend County Ordinance Code § 8.20, Cemeteries, Title 8, Public Health and Safety, to revise multiple sections of the Cemeteries Ordinance; and
 - 2) Waive full reading, read by title only and continue this matter to January 9, 2024 for Final Passage (Second Reading).

FUNDING: N/A

48. [23-2203](#) Chief Administrative Office recommending the Board:
- 1) Approve and authorize the Chair to sign the attached comprehensive response letter that incorporates the assessed impacts if the Federal Government accepts the specified parcels "in trust" for the Shingle Springs Rancheria Band of Miwok Indians, Shingle Springs Rancheria (Verona Tract), California; and
 - 2) Authorize transmittal of the letter to the U. S. Department of the Interior, Bureau of Indian Affairs to formally request consideration as outlined in the referenced letter.

FUNDING: N/A

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

- 49.** [23-2058](#) HEARING - Environmental Management Department recommending the Board consider the following regarding the solid waste collection rates for South Tahoe Refuse Co., Inc., Areas A and B:
- 1) Based on the analysis completed by Crowe LLP, find that an 8.33% increase to the existing rates be in accordance with the Base year rate setting process as outlined in the Solid Waste Rate Setting Policies and Procedures Manual; and
 - 2) Adopt and authorize the Chair to sign Resolution **200-2023** authorizing an increase to the solid waste collection rates for South Tahoe Refuse Co., Inc., Franchise Areas A and B by 8.33% for the 2023 Base year to be effective January 1, 2024.

FUNDING: User Fees / Franchise Fees.

- 50.** [23-2182](#) Supervisor Parlin recommending the Board receive a presentation from the First 5 El Dorado Commission with an update on Community Hubs.

FUNDING: N/A

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.

1:15 P.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)

- 51.** [23-2024](#) HEARING - Chief Administrative Office, Parks Division, recommending the Board:
- 1) Approve and certify the Final Environmental Impact Report (FEIR) for the Diamond Springs Community Park (Project);
 - 2) Adopt the Findings of Fact and incorporated Mitigation Monitoring and Reporting Plan for the Project;
 - 3) Approve the Project as described in the FEIR;
 - 4) Formally accept the donation of the property identified by Assessor's Parcel Number 331-400-002, located at 3447 Clemenger Drive, and authorize the Chair to sign the Certificate of Acceptance;
 - 5) Authorize and direct staff to proceed with filing the Notice of Determination for the Project; and
 - 6) Direct staff to move the Project forward.

FUNDING: Bass Lake Property Designation (57%), Discretionary Transient Occupancy Tax (32%), General Fund (17%).

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

- 52.** [23-1644](#) Chief Administrative Office, Office of Wildfire Preparedness and Resilience, recommending the Board consider the following:
- 1) Approve the **Introduction** (First Reading) of Ordinance **5186** to amend Chapter 8.09 of the El Dorado County Code of Ordinances entitled Hazardous Vegetation and Defensible Space; and
 - 2) Waive full reading of the Ordinance, read by title only, and continue this matter to January 23, 2024, for **Final Passage** (Second Reading).

FUNDING: General Fund.

TO AND FROMS: This is an opportunity for Board Members to provide informational updates on matters of countywide concern. No action will be taken. (May be called at any time during the meeting)

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

ADJOURNMENT

CLOSED SESSION

53. [23-1987](#) **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.
54. [23-2123](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Air Pollution Control Officer.
55. [23-2193](#) **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Title: Bucks Bar Bridge Replacement Project CEQA Challenge Number of potential cases: (1).