



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, February 6, 2024

9:00 AM

<https://edcgov-us.zoom.us/j/82972504444>

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 829 7250 4444. 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://edcgov-us.zoom.us/j/82972504444>.

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.

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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. [24-0262](#) Clerk of the Board recommending the Board approve the Minutes from the regular meeting on January 30, 2024.

GENERAL GOVERNMENT - CONSENT ITEMS

2. [24-0142](#) Chief Administrative Office recommending the Board adopt and authorize the Chair to sign Resolution **020-2024** authorizing the submittal of an application for the United States Department of Agriculture Rural Business Development Grant not to exceed \$100,000 for Bioeconomy Development Opportunity Zone Rating to attract future bio-based businesses in the County.

FUNDING: N/A

3. [24-0206](#) Chief Administrative Office recommending the Board adopt and authorize the Chair to sign Resolution **025-2024** approving the Second Amended and Restated Joint Powers Agreement for Pioneer Community Energy, contingent on County Counsel approval.

FUNDING: N/A

4. [23-1960](#) Chief Administrative Office, Emergency Medical Services and Emergency Preparedness and Response Division, recommending the Board:
 - 1) Make findings in accordance with County Ordinance 3.13.030 that the contract is necessary to ensure independent and unbiased findings and it is appropriate to contract with the State of California, Department of General Services/Office of Administrative Hearings for Emergency Medical Technician disciplinary hearings available only through the State, in accordance with Government Code Section 27727;
 - 2) Approve and authorize the Chair to sign Agreement 8117 with the State of California, Department of General Services/Office of Administrative Hearings, to conduct Emergency Medical Technician disciplinary hearings upon request, in the amount of \$48,000, for the term of five years; and
 - 3) Authorize the Purchasing Agent to execute any necessary amendments relating to Agreement 8117, excluding term extensions and increases to compensation, contingent upon approval by County Counsel and Risk Management.

FUNDING: General Fund with reimbursement through State Emergency Medical Services Authority.

5. [24-0192](#) 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.

6. [24-0139](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board approve the following:
- 1) Make findings in accordance with Section 3.13.030(C) of the County Ordinance that due to limited time frames and the temporary or occasional nature of the work, there is a need to engage an independent contractor for as-needed moving services and surplus collection and disposal services;
 - 2) Award competitive Request for Proposal 24-961-029 for as-needed moving services and surplus collection and disposal services to Mother Lode Van & Storage, Inc.;
 - 3) Approve and authorize the Purchasing Agent to sign Agreement for Services 8415 with Mother Lode Van & Storage, Inc. in the not-to-exceed amount of \$200,000 for the period of February 18, 2024 through February 17, 2027 to provide as-needed moving services and surplus collection and disposal services as required by County departments; and
 - 4) Authorize the Purchasing Agent to execute administrative amendments that do not change the term or not-to-exceed amount for Agreement for Services 8415, each amendment would be contingent upon County Counsel and Risk Management approval.

FUNDING: General and Non-General Funds.

7. [24-0086](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board:
- 1) Approve and authorize the Purchasing Agent to sign Amendment No. 2 to Support Services Agreement 5365 with PlanetBids, LLC, for the continued use of the PlanetBids Vendor and Bid Management Proprietary Software, extending the term of the Agreement by three (3) additional years, for an updated term of February 15, 2021 through February 14, 2027 including the provision for additional three (3) year renewal terms on a perpetual basis, and increasing the not-to-exceed amount of the Agreement to \$72,446.06; and
 - 2) Authorize the Purchasing Agent to execute administrative amendments to Support Services Agreement 5365, each amendment would be contingent upon County Counsel and Risk Management approval.

FUNDING: General Fund.

8. [23-1969](#) Human Resources Department recommending the Board:
- 1) Make findings in accordance with County Ordinance 3.13.030(F) that contracting out is necessary to protect against a conflict of interest or to ensure independent and unbiased findings where there is a need for an outside perspective;
 - 2) Approve the continued use of services with Aleshire & Wynder from Request for Proposal 22-918-018 that was awarded in February 2022;
 - 3) Approve and authorize the Purchasing Agent to sign Agreement 8167 with Aleshire & Wynder, LLP to provide professional legal services for the Civil Service Commission for a three-year term, incorporating rate increases with a not-to-exceed amount of \$225,000; and
 - 4) Authorize the Purchasing Agent to execute any necessary amendments relating to Agreement 8167, excluding term extensions and increases to the not-to-exceed amount, contingent upon approval by County Counsel and Risk Management.

FUNDING: General Fund.

9. [24-0260](#) Human Resources Department and the Planning and Building Department recommending the Board:
- 1) Approve and adopt the revised Planning and Building department-specific classification specification of Deputy Director of Planning; and
 - 2) Adopt and authorize the Chair to sign resolution **026-2024** amending the Authorized Personnel Allocation Resolution to:
 - a) Delete 1.0 full-time equivalent (FTE) vacant Supervising Civil Engineer allocation; and
 - b) Add 1.0 FTE Deputy Director of Planning allocation in the Planning and Building Department; and
 - 3) Approve and authorize the Chair to sign the revised Resolution 014-2024, Planning and Building Department Process Improvements, as directed by the Board at their January 23, 2024 meeting.

FUNDING: General Fund.

HEALTH AND COMMUNITY - CONSENT ITEMS**10. [24-0023](#)**

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

- 1) Make findings that the provision of emergency shelter care services provided by New Morning Youth and Family Services, Inc. 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 El Dorado County Ordinance Code, Chapter 3.13.030(B);
- 2) Approve and authorize the Chair to sign Amendment II to Agreement for Services 6372 with New Morning Youth and Family Services, Inc., increasing compensation by \$74,181 for a new not-to-exceed amount of \$150,000, with no change to the rates or term of the Agreement;
- 3) Authorize the Purchasing Agent to execute amendments relating to Agreement 6372, contingent upon approval by County Counsel and Risk Management, which do not increase the maximum dollar amount or term of the Agreement; and
- 4) Authorize the HHSA Director, or the Chief Assistant Director, to execute programmatic, administrative, and fiscal documents relating to Agreement 6372.

FUNDING: 28% Federal Funding including Temporary Assistance for Needy Families (TANF), Foster Care (Title IV-E), Stephanie Tubbs Jones Child Welfare Services (CWS) Program (Title IV-B Subpart 1 of the Social Security Act), 72% County Realignment Funding

LAND USE AND DEVELOPMENT - CONSENT ITEMS

11. [24-0016](#) Department of Transportation recommending the Board approve and authorize the Chair to sign the Second Amendment to Agreement for Services 279-S1711, Fenix 546, with Burne Engineering Services, Inc. extending the performance period an additional two (2) years, increasing the compensation by \$25,000 for a new not-to-exceed amount of \$201,890.90, and updating contract language per California Department of Transportation federal funding requirements, all to provide design and support services during the construction of the Oak Hill at Squaw Hollow Creek - Bridge Replacement Project, Capital Improvement Program project 36105031.
(District III)

FUNDING: Highway Bridge Program. (100% - Federal)

12. [24-0009](#) Department of Transportation recommending the Board consider the following pertaining to the Pioneer Trail/ U.S. Highway 50 Intersection Safety Improvement Project, Capital Improvement Program project number 36104026, Contract 7614:
- 1) Authorize a total project budget increase of \$3,055,000 to reflect California State and Local Partnership Program funding awarded to the subject project, raising the estimated total project cost as reflected in the 2023 Capital Improvement Program from \$8,791,000 to \$11,846,000;
 - 2) Approve and adopt the Plans and Contract Documents and authorize the Chair to sign the Plans; and
 - 3) Authorize advertisement for construction bids with an estimated construction phase total cost of \$10,507,000.
- (District V)

FUNDING: Highway Safety Improvement Program (30% - Federal), Tahoe Regional Planning Agency Mitigation Funds (4% - Local), Congestion Mitigation and Air Quality Program (20% - Federal), Surface Transportation Block Grant (19% - Federal) and State and Local Partnership (SLPP) (27% - State).

13. [24-0117](#) Department of Transportation recommending the Board consider the following:
- 1) Rescind Resolution 150-2023 from October 10, 2023 (Legistar 23-1690); and
 - 2) Adopt and authorize the Chair to sign Resolution **019-2024** authorizing the submittal of applications to the State of California, Department of Resources Recycling and Recovery, for all eligible Grant Programs for recycled-content surfacing for a not-to-exceed amount of \$250,000, to be in effect for a period of five (5) years from the effective date of the resolution or until rescinded by the Board, whichever occurs first.

FUNDING: California Department of Resources Recycling and Recovery.

14. [24-0078](#) Department of Transportation recommending the Board:
- 1) Authorize the Purchasing Agent to increase purchase contract 8326 with Econolite Control Products Inc. for the as needed purchase of signal controller cabinets and components in the amount of \$130,000, not-to-exceed \$225,000, for the remainder of the three year term; and
 - 2) Authorize the Purchasing Agent to increase the purchase contract on an "as needed" basis during the awarded period as long as funding is available within the requesting department's budget.

FUNDING: 100% Road Fund.

15. [24-0055](#) Department of Transportation recommending the Board adopt and authorize the Chair to sign Resolution **018-2024** amending the Authorized Personnel Allocation Resolution 088-2023 to approve the following allocation changes:
- 1) Delete 1.0 Full Time Equivalent (FTE) vacant Associate Right of Way Agent allocation; and
 - 2) Add 1.0 Full Time Equivalent (FTE) Administrative Technician allocation.

FUNDING: Road Fund and various funding sources associated with the Capital Improvement Program.

16. [24-0235](#) Environmental Management Department recommending the Board approve and authorize the Chair to sign Amendment 1 to Agreement 7977 with The Clean Tahoe Program, with a retroactive term beginning April 1, 2023, and ending June 30, 2025 and no change to the not-to-exceed amount.

FUNDING: County Service Area No. 10, Zone C Parcel Fees. (No Federal Funds)

17. [23-1732](#) Planning and Building Department, Airports Division, recommending the Board:
- 1) Award Request for Proposals 23-405-064 for the purchase of aviation fuel and related support services to the low qualified proposer, CityServiceValcon, LLC, in Kalispell, Montana; and,
 - 2) Approve and authorize the Chair to sign Agreement for Services 8387 with CityServiceValcon, LLC, for a five-year term with five additional one-year term extensions for a not-to-exceed amount of \$3,500,000.

FUNDING: Placerville and Georgetown Airport Enterprise Funds.

18. [24-0218](#) Planning and Building Department, Planning Division, submitting for approval of the Final Map (TM-F22-0014) for the Vineyards at El Dorado Hills Subdivision (TM16-1528), creating a total of ten residential lots and four lettered lots, on property identified as Assessor's Parcel Numbers 126-680-001, 126-680-005, 126-680-006, and 126-680-008 located on the north side of the intersection of Malcom Dixon Road and Via Veritas, in the El Dorado Hills area (Attachment E, Exhibits A & B), and recommending the Board:
- 1) Approve the Final Map (TM-F22-0014) for The Vineyards at El Dorado Hills Unit 1 (Attachment E, Exhibit C); and
 - 2) Approve and authorize the Chair to sign the Agreement to Make Subdivision Improvements (Attachment B) (Supervisory District 4).

Funding: Developer-Funded.

LAW AND JUSTICE - CONSENT ITEMS

19. [23-0523](#) 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 February and March 2023 Storms. (Cont. 1/9/2024, Item 41)

FUNDING: N/A

END CONSENT CALENDAR

DEPARTMENT MATTERS (Items in this category may be called at any time)**20. [23-1908](#)**

Department of Transportation recommending the Board:

- 1) Pursuant to Board Policy A-3, "Ordinances - New or Amended," approve of the Introduction (First Reading) of Ordinance **5194** amending County Code section 12.08 to increase the threshold at which a Road Improvement Agreement is required from \$100,000 to \$250,000, to provide additional clarity as to the security requirements under such agreements, and to delegate authority to the Director of Transportation to execute agreements and amendments on projects in the county right-of-way with costs of up to \$1,000,000; and
- 2) Waive reading of the full Ordinance, read by title only, and continue this matter to March 5, 2024, for Final Passage (Second Reading).

FUNDING: Road Fund, Developer Funded.

21. [24-0198](#)

Chief Administrative Office, Parks Division, and Board of Supervisors Chili Bar Ad Hoc Committee recommending the Board:

- 1) Receive an update on the status of Chili Bar Park;
- 2) Make findings in accordance with County Ordinance Section 3.13.030 Contracting Out, that contracting out for necessary civil engineering work is more economical and feasible due to the specialty skills and qualifications needed and the fact that the ongoing aggregate of the work to be performed is not sufficient to warrant the addition of permanent staff;
- 3) Approve Agreement 8330 for Lebeck Engineering, Inc. in the amount of \$95,753 for a two (2) year term, and authorize the Purchasing Agent to sign upon review by County Counsel and Risk; and
- 4) Dissolve the Ad Hoc Committee established to work on the Request for Proposals.

FUNDING: Discretionary Transient Occupancy Tax Revenue.

22. [24-0125](#)

Ad Hoc Cemetery Committee in conjunction with Planning and Building and the Cemetery Advisory Committee, recommending the Board dissolve the Cemetery Advisory Committee, and incorporate items A - G listed within the associated staff report into the existing Board-reviewed annual Cemeteries Work Plan as discussed at the December 19, 2023 meeting of the Cemetery Advisory Committee.

FUNDING: N/A

23. [24-0202](#) Chief Administrative Office, Office of Wildfire Preparedness and Resilience, recommending the Board consider the following:
- 1) Due to the limited timelines and urgent nature of this proposed Ordinance, waive the conceptual approval requirement for new ordinances or ordinance amendments as specified in Board Policy A-3, Ordinances - New or Amended;
 - 2) Approve the Introduction (First Reading) of Ordinance **5195** to amend Chapter 8.08 of the El Dorado County Code of Ordinances entitled Fire Prevention to adopt the Fire Hazard Severity Zone map developed by the California Department of Forestry and Fire Protection, as required by California Government Code section 51179 in order to apply for designation as a Fire Risk Reduction Community; and
 - 3) Waive full reading of the Ordinance, read by title only, and continue this matter to February 27, 2024 for Final Passage (Second Reading).

FUNDING: General Fund.

9:30 A.M. - TIME ALLOCATION (Items will not be heard prior to the time stated)

24. [23-2249](#) Planning and Building Department, Economic Development Division, recommending the Board receive and file presentations from the organizations related to their respective activities completed during Fiscal Year 2022-23 pursuant to each organizations' Funding Agreement:
- 1) El Dorado County Chamber of Commerce - Film Commission;
 - 2) El Dorado County Chamber of Commerce - Visitor's Authority;
 - 3) Lake Tahoe South Shore Chamber of Commerce;
 - 4) Tahoe Prosperity Center; and
- Return at a later date to receive and file a presentation from El Dorado Hills Chamber of Commerce.

FUNDING: Discretionary Transient Occupancy Tax. (General Fund)

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.

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

25. [24-0154](#) Planning and Building Department, Economic Development Division, recommending the Board consider the following:
- 1) Receive and file an update on Policy J-9, Startup and Entrepreneur Technical Assistance Program;
 - 2) Receive and file brief presentations from six selected El Dorado County Startups and Entrepreneurs eligible for funds under Policy J-9;
 - 3) Award J-9 awards to six eligible Startups/Entrepreneurs, in a cumulative amount of \$172,500;
 - 4) Approve use of the J-9 Funding Agreement template; and
 - 5) Delegate authority to the Planning and Building Department Director to execute J-9 awards and all other documents necessary to award J-9 funds.

FUNDING: Discretionary Transient Occupancy Tax. (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

26. [24-0025](#) **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1).
27. [24-0027](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Cheryl Bly-Chester v. El Dorado County Board of Supervisors, et al. El Dorado Superior Court Case Number 22CV1334. Number of potential cases: (1).
28. [24-0276](#) **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1).
29. [24-0153](#) **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Number of potential cases: (1).
30. [24-0255](#) **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.