

COUNTY OF NEVADA

STATE OF CALIFORNIA

Supervisor Heidi Hall, District I
Chair Ed Scofield, District II
Supervisor Lisa Swarthout, District III
Supervisor Susan Hoek, District IV
Vice-Chair Hardy Bullock, District V

Julie Patterson Hunter, Clerk of the Board
Alison Lehman, County Executive Officer
Katharine L. Elliott, County Counsel



BOARD OF SUPERVISORS

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SUMMARY MINUTES

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, March 14, 2023	9:00 AM	Board Chamber, First Floor Eric Rood Administrative Center 950 Maidu Avenue, Suite 200 Nevada City, California

REGULAR MEETING: 9:00 AM

Roll call. The following Supervisors present:

Heidi Hall, 1st District
Ed Scofield, 2nd District
Lisa Swarthout, 3rd District
Susan Hoek, 4th District
Hardy Bullock, 5th District

STANDING ORDERS:

Chair Scofield called the meeting to order at 9:00 a.m..

Pledge of Allegiance was held.

Corrections and/or deletions to agenda.

ACTION TAKEN: Julie Patterson Hunter, Clerk of the Board, clarified that the agenda was posted at The Partridge Inn in Augusta, GA.

PUBLIC COMMENT:

[SR 23-0194](#) Public comment received.

ACTION TAKEN: Chair Scofield opened the opportunity for general public comment, and comments were received. There being no further members of the public waiting to speak, Chair Scofield closed public comment.

CONSENT CALENDAR:**Behavioral Health Director: Phebe Bell**

1. [SR 23-0260](#) Resolution accepting funds from the Department of Health Care Services under the Capacity and Infrastructure, Transition, Expansion and Development Program, which is part of the California Providing Access and Transforming Health Initiative for the purpose of supporting the Enhanced Care Management Team, in the maximum amount of \$336,533, for the period July 1, 2022 through December 31, 2023, authorizing the Director of Behavioral Health to sign the Acknowledgement of Grant Terms and Conditions and any necessary documents in connection with the award, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Behavioral Health budget. (4/5 affirmative vote required)

Adopted.

Enactment No: RES 23-097

2. [SR 23-0261](#) Resolution approving Amendment 1 to the Participation Agreement between the County of Nevada and California Mental Health Services Authority (CalMHSA) authorizing Nevada County to participate in the CalMHSA Semi-Statewide Enterprise Health Record Program for the provision of licensed software, support, hosting, and maintenance of software commonly known as Streamline Healthcare Solutions, LLC related to Nevada County Behavioral Health's Electronic Health Record System (Res. 22-365), adding capacity for appointment reminders and text communication, increasing the contract maximum from \$2,281,864 to \$2,307,457, for the period July 1, 2022 through March 18, 2029, and authorizing the Behavioral Health Director to execute the amendment.

Adopted.

Enactment No: RES 23-098

3. [SR 23-0253](#) Resolution approving execution Amendment 2 to the contract between the County of Nevada and Restpadd Inc, Redding for the provision of twenty-four locked acute psychiatric services for residents of Nevada County who meet criteria for 5150 placement (Res. 22-146), increasing the maximum contract price from \$235,000 to \$855,500 due to an increased need for services, revising Exhibit “B”, Schedule of Charges and Payments to reflect the increase in the maximum contract price, for the period July 1, 2022 through June 30, 2025, authorizing the Chair of the Board of Supervisors to execute the amendment, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Behavioral Health budget. (4/5 affirmative vote required)
Adopted.

Enactment No: RES 23-099

Interim Public Health Director: Erin Mettler

4. [SR 23-0259](#) Resolution approving a contract between the County of Nevada and the Social Entrepreneurs, Inc. for the facilitation of a comprehensive planning process resulting in a Community Health Assessment and Community Health Improvement Plan, in the maximum amount of \$168,403, for the period April 1, 2023 through December 31, 2024, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.

Enactment No: RES 23-100

Director of Social Services: Rachel Peña

5. [SR 23-0160](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Integrated Psychiatric Solutions, Inc. for the provision of mental health services (PESQ4561), increasing the maximum contract price from \$45,000 to \$85,000, revising Exhibit “B”, Schedule of Charges and Payments to reflect an increase in rates and in the maximum contract price, for the period July 1, 2022 through June 30, 2023, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.

Enactment No: RES 23-101

6. [SR 23-0204](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Nevada-Sierra Connecting Point Public Authority for the provision of services related to the administration of employment services through their Employment Services program for Nevada County CalWORKs participants (Res. 22-371), shifting funding in the amount of \$11,792, with the maximum amount remaining at \$1,548,197, revising Exhibit “A”, Schedule of Services to reflect the addition of a Behavioral Health Consultant to provide therapy services and Exhibit “B”, Schedule of Charges and Payments to reflect the line item adjustment, for the period July 1, 2022 through June 30, 2023, and authorizing the Chair of the Board of Supervisors to execute the amendment.

Adopted.

Enactment No: RES 23-102

7. [SR 23-0161](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Advocates for Mentally Ill Housing, Inc., dba AMI Housing, Inc. for the provision of housing support (Res. 22-314), increasing the maximum contract price from \$714,473 to \$1,086,382, revising Exhibit “B”, Schedule of Charges and Payments to reflect changes to the Housing and Staffing line items within the maximum amount, for the period July 1, 2022 through June 30, 2023, and authorizing the Chair of the Board of Supervisors to execute the amendment.

Adopted.

Enactment No: RES 23-103

Child Support Services, Collections, and Housing Director: Mike Dent

8. [SR 23-0212](#) Resolution approving Amendment 1 to the contract between the County of Nevada and House of Hospitality, dba Hospitality House to provide 20 beds of non-congregate interim shelter for vulnerable households experiencing homelessness located at the Sierra Guest Home, including pre-development work for future improvements (Res. 22-142), in the maximum amount of \$668,900, extending the expiration date through June 30, 2023, and authorizing the Chair of the Board of Supervisors to execute the amendment. (Housing)

Adopted.

Enactment No: RES 23-104

District Attorney: Jesse Wilson

9. [SR 23-0272](#) Resolution accepting the California Office of Emergency Services Grant Award XC22050290 for the Nevada County Victim Services Program, in the amount of \$144,634, for the period January 1, 2023 through December 31, 2023, and authorizing the District Attorney to execute the agreement and any additional documents required to fulfill the grant requirements.

Adopted.

Enactment No: RES 23-105

Community Development Agency Director/Interim Director of Public Works: Trisha Tillotson

10. [SR 23-0433](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Accela, Inc. for the Community Development Agency's land use software system (Res. 20-168), increasing the contract amount by \$58,131.27 to a maximum contract of \$213,791, effective upon the signature of both parties and setting the contract termination date as April 26, 2024, and authorizing the Chair of the Board of Supervisors to execute the contract amendment and sign the software renewal order form.

Adopted.

Enactment No: RES 23-106

11. [SR 23-0200](#) Resolution approving the Notice of Acceptance and Completion for the Guardrail Safety Audit Project - Caltrans Project No. HSIPL-5917(102), County Project No. 225035 (superseding Res. 23-016), with contract costs totaling \$412,363.10, and directing the Clerk of the Nevada County Board of Supervisors to record this notice in accordance with Civil Code Section 9208.

Adopted.

Enactment No: RES 23-107

12. [SR 23-0397](#) Resolution authorizing environmental clearance for brush clearing as part of the 2023-2025 Vegetation Removal Project through the Community Development Block Grant. (All Dists.)

Adopted.

Enactment No: RES 23-108

Information and General Services Agency Director: Stephen Monaghan

13. [SR 23-0462](#) Resolution authorizing the capital asset purchase and installation of a propane heater in the amount of \$7,178 to replace the heater at a fixed base operator facility owned by the Nevada County Airport, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Airport budget. (4/5 affirmative vote required) (Airport)
Adopted.
Enactment No: RES 23-109
14. [SR 23-0432](#) Resolution authorizing the Airport Manager to submit both an application for a Federal Administration (FFA) Airport Improvement Program (AIP) Project grant in the amount of \$220,500, and an application for a California Department of Transportation (CALTRANS) Division of Aeronautics AIP matching grant in the amount of \$11,025, to help fund the Airport Layout Plan at the Nevada County Airport, and authorizing the Director of the Information and General Services Agency to execute the applications. (Airport)
Adopted.
Enactment No: RES 23-110
15. [SR 23-0273](#) Resolution approving bid construction documents and specifications for the Nevada County Truckee Library Improvements Project, authorizing the Chair of the Board of Supervisors to sign the documents, and directing the Purchasing Agent to solicit bids. (Facilities Management) (Dist. V)
Adopted.
Enactment No: RES 23-111
16. [SR 23-0374](#) Resolution authorizing the capital asset purchase of an ice and water dispenser in the amount of \$5,227.30 for the Eric Rood Administrative Center Café, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Facilities budget. (4/5 affirmative vote required) (Facilities Management)
Adopted.
Enactment No: RES 23-112

Director of the Office of Emergency Services: Craig Griesbach

17. [SR 23-0438](#) Resolution approving acceptance of FEMA Hazard Mitigation Grant Program Funds for HMGP FM-5380-335-03R Ponderosa West Grass Valley and South County Fuels Reduction Phase 1, in the amount of \$256,040 for use during the period January 13, 2023 through March 13, 2024, and authorizing the Director of the Office of Emergency Services to execute the grant agreement and all additional documents required to fulfill the requirements of the grant. (Dist. II and IV)
Adopted.
Enactment No: RES 23-113
18. [SR 23-0437](#) Resolution retroactively authorizing the Director of the Office of Emergency Services to apply to the Wildlife Conservation Board Grant Program for the Jones Bar Forest Resilience Project, in the amount of \$2,396,000, and authorizing the Director of the Office of Emergency Services to execute the application. (Dist. IV)
Adopted.
Enactment No: RES 23-114
19. [SR 23-0435](#) Resolution authorizing the Nevada County Office of Emergency Services to submit a grant application to the CAL FIRE Wildfire Prevention Grant Program for the Woodpecker Ravine Shaded Fuel Break Phase 2 Project, in the amount of \$3,914,536.64, and authorizing the Director of the Office of Emergency Services to execute all additional documents required to fulfill the requirements of the grant. (Dists. I and II)
Adopted.
Enactment No: RES 23-115
20. [SR 23-0439](#) Resolution approving Amendment 3 to the contract between the County of Nevada and Fire Safe Council of Nevada County for HMGP DR-4344-703-150R, "Nevada County Access and Functional Needs Program, Phase 1" (Res. 22-125), increasing the contract performance period termination date from February 28, 2023 to March 28, 2023, and authorizing the Chair of the Board to execute the amendment.
Adopted.
Enactment No: RES 23-116

21. [SR 23-0440](#) Resolution approving Amendment 3 to the contract between the County of Nevada and Fire Safe Council of Nevada County for HMGP DR-4353-023-033R, "Nevada County Access and Functional Needs Program, Phase 1" (Res. 22-124), increasing the contract performance period termination date from February 28, 2023 to March 28, 2023, and authorizing the Chair of the Board to execute the amendment.
Adopted.
Enactment No: RES 23-117

Director of Human Resources : Steven Rose

22. [SR 23-0274](#) Resolution authorizing a renewal contract between the County of Nevada Governmentjobs.com (DBA NEOGOV) for a vendor-hosted software solution, in the amount of \$138,170.88, for a one-year term beginning August 27, 2022 and ending August 26, 2023 (to September 21, 2023 for candidate text messaging feature), with an option to renew year two at same price, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 23-118

County Counsel: Katharine L. Elliott

23. [SR 23-0561](#) (Waive further reading/Adopt) Ordinance amending, adding, and repealing non-substantive sections of the Nevada County Administrative Code.
Adopted.
Enactment No: ORD-2518

Clerk of the Board: Julie Patterson Hunter

24. [SR 23-0089](#) Acknowledgement of the Board of Supervisors Budget Subcommittee and the Ad Hoc Subcommittee appointments.
Appointed.
25. [SR 23-0419](#) Acknowledge Supervisor Heidi Hall's appointment of Kathleen Hillis as District I Representative to the Historical Landmarks Commission, effective February 23, 2023.
Appointed.
26. [SR 23-0559](#) Acceptance of Board of Supervisors Summary Minutes for February 7, 2023.
Accepted.

Approval of the Consent Agenda

Adopted.

ACTION TAKEN: Chair Scofield provided an opportunity for public comment on the consent calendar, and no comments were received. Chair Scofield closed public comment.

MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Hoek, to adopt the consent calendar. On a roll call vote the motion passed unanimously.

COMMUNITY PRESENTATIONS:

Clerk of the Board: Julie Patterson Hunter

27. [SR 23-0564](#) Resolution proclaiming the month of March 2023 as "Youth Art Month" in Nevada County. (Scott Lay, Nevada County Superintendent of Schools)
Adopted.

Enactment No: RES 23-119

ACTION TAKEN: Nevada County Superintendent of Schools Scott Lay provided a PowerPoint presentation announcing Youth Art Month: Young at Art, celebrating the arts in Nevada County's schools. Superintendent Lay reported on funding from the State, which is expected to be increased statewide. In Nevada County art education begins at the preschool level and transitions through to the 12th grade. Students are exposed to classical music on a daily basis, and arts are integrated across subject areas in the Common Core State Standards. Although the County's STEAM Expo 2023 was cancelled due to the recent storms, Superintendent Lay reported that he plans to visit each school to celebrate the student's efforts. Superintendent Lay shared photographs of Nevada County's students at work producing art, theater, poetry, and music.

Board questioning and discussion ensued.

Chair Scofield provided an opportunity for public comment, and no comments were received.

The Board presented the proclamation to Superintendent Lay.

MOTION: Motion made by Supervisor Hoek, and seconded by Supervisor Swarthout, to adopt Resolution 12-119 proclaiming March 2023 as "Youth Art Month: in Nevada County. On a roll call vote the motion passed unanimously.

Director of the Office of Emergency Services: Craig Griesbach

28. [SR 23-0565](#) Resolution proclaiming March 2023 as "American Red Cross Month" in Nevada County.

Adopted.

Enactment No: RES 23-120

ACTION TAKEN: Craig Griesbach, Director of Office of Emergency Services (OES), and Paul Cummings, OES Program Manager, reported on the important role American Red Cross plays in Nevada County, and the partnership between Red Cross and Nevada County during the recent disasters, including wildfires and extreme winter snowstorms. Program Manager Cummings thanked Red Cross for their support and partnership.

Board questioning and discussion ensued.

Red Cross Volunteer Rod Lewis thanked the Board for the recognition. Chair Scofield read the proclamation into the record and the Board members presented it to Volunteer Lewis.

MOTION: Motion made by Supervisor Hoek, and seconded by Supervisor Hall, to adopt Resolution 12-120 proclaiming March 2023 as "American Red Cross Month in Nevada County. On a roll call vote the motion passed unanimously.

DEPARTMENT HEAD MATTER:*Director of the Office of Emergency Services: Craig Griesbach**

29. [SR 23-0568](#) Resolution approving contracts in the aggregate not to exceed amount \$750,000 for Snow, Tree and Debris Removal Services for the February 24, 2023 Winter Storm, authorizing the Purchasing Agent to execute contracts and encumber the funds, and directing the Auditor-Controller to release committed general fund reserves for economic uncertainty and amend the Fiscal Year 2022/23 Office of Emergency Services budget. (4/5 affirmative vote required)

Adopted.

Enactment No: RES 23-121

ACTION TAKEN: Craig Griesbach, Director of Office of Emergency Services (OES), and Paul Cummings, OES Program Manager, reported on the contracts that are being proposed in response to recent winter extreme snowstorms.

The contracts total the aggregate amount of up to \$750,000, and the contractors include C&D Constructors, Hansen Bros Enterprise, Robinson Enterprises, JW Bamford, Ridge Logging and Frenchi Construction. Director Griesbach requested the Board approve the proposed contracts.

Board questioning and discussion ensued regarding the storm response and community needs. The Board members thanked OES for their dedicated efforts on behalf of the community, noting that the public can visit the County's website or OES call if needing assistance with issues resulting from the recent storms.

Supervisor Hall suggested that local communities build a FaceBook neighborhood group and invited the County to join the online groups in order to have an additional way to access information regarding the community's needs during emergencies.

Director Griesbach reported on permit waivers being provided to the public who have experienced damage on their property. He urged members of the community to visit the County's website to fill out the online storm survey. The public should provide their name, address, and report the issues they are experiencing, such as lack of power, property damage, and/or road closures, etc. The information is provided to the state for potential federal assistance, and currently 800 responses have been received.

Supervisor Hoek reported that the public can reach out to the Assessor's office for information regarding their program that can assist County residents by temporarily lowering of property assessments for those who have experienced damage to their residences relating to the storms.

MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Bullock, to adopt Resolution 12-121 approving contracts for services in response to the February 2023 Winter Storm. On a roll call vote the motion passed unanimously.

***INDIVIDUAL BOARD MEMBER ITEM:**

District II Supervisor, Ed Scofield

30. [SR 23-0282](#) Resolution amending Section 3 (Council Purpose) and Section 5 (Terms of Office) of Resolution 21-035 extending the sunset and dissolution of the South County Area Municipal Advisory Council to December 31, 2024.

Adopted.

Enactment No: RES 23-122

ACTION TAKEN: Supervisor Scofield introduced the agenda item for the extension of the sunset date of the South County Area Municipal Advisory Council (MAC). Jeffrey Thorsby, Senior Management Analyst, reviewed the staff report, and provided background information regarding the MAC, which was established in February 2021 for the purpose to review and provide recommendations to the District II Supervisor on the final draft of the Greater Higgins Area Plan. The MAC was scheduled to sunset at the end of the process. Analyst Thorsby reported that the Greater Higgins Area Plan is coming forward to the Board for adoption later in today's meeting. Supervisor Scofield and the MAC members have expressed an interest in continuing beyond adoption of the Plan, to continue providing recommendations on the implementation of the Plan, development projects, land use designations, and on issues as directed by the Supervisor. The proposed Resolution extends the sunset and dissolution of the MAC to the end of December 2024; continuation of the MAC's annual budget of \$2,500, as well as shifting to quarterly meetings is included as part of today's request.

Supervisor Scofield thanked staff for supporting the MAC and their process. He explained that although the MAC was scheduled to sunset upon adoption of the Area Plan, the MAC provided an opportunity for the community to come together and have conversations regarding the Higgins Area.

Jim Mathias, Vice Chair of the MAC, spoke in support of continuing through the end of 2024 to provide a place for the community to meet as an organized group. Board discussion ensued in support of extending the sunset date of the MAC through the end of December 2024.

Chair Scofield provided an opportunity for public comment, and no comments were received. Chair Scofield passed the gavel to Supervisor Hoek so that he could make the motion.

MOTION: Motion made by Supervisor Scofield, and seconded by Supervisor Hall, to adopt Resolution 23-122 to extend the sunset and dissolution of the South County Area Municipal Advisory Council to December 31, 2024

Supervisor Scofield recognized the South County Area Municipal Advisory Council members, and thanked them for their efforts on the Greater Higgins Area Plan.

***ANNOUNCEMENTS:**

ACTION TAKEN: Updates were provided by the Board members.

***CLOSED SESSION:**

[SR 23-0390](#) Pursuant to Government Code § 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case: Tucks Restaurant vs. County of Nevada, Board of Supervisors, United States District Court - Eastern District Case No. 2:20-cv-02256.

ACTION TAKEN: Katharine Elliot, County Counsel, read the title of the closed session, and reported that the Board would enter into closed session and report out following the lunch break. Chair Scofield provided an opportunity for public comment on the closed session item and no comments were received.

The lunch recess was taken.

AFTERNOON SESSION

ACTION TAKEN: Chair Scofield called the meeting back into order at 1:30 p.m.

Katharine Elliott, County Counsel, reported out of closed session that direction was given to staff.

Chair Scofield provided the following statement regarding the topic that was discussed:

In November 2020, the Restaurant Coalition, a restaurant membership association led by Friar Tucks, sued the County of Nevada, the State of California, and certain Nevada County officials, in a case called Tucks Restaurant vs. County of Nevada, Board of Supervisors. The Restaurant Coalition's lawsuit is based on allegations that the public health orders issued to combat the spread of COVID-19 harmed their businesses by placing unconstitutional restrictions on indoor dining services.

The fact is that the County of Nevada was simply enforcing the State's public health orders in 2020-21. It is worth noting that the Governor has revoked the COVID state of emergency just last month. The Restaurant Coalition is seeking \$500,000 compensatory damages and attorney's fees and costs. To date, the County has spent over \$160,000 on outside legal counsel fees to defend our community against this lawsuit. This litigation is still active.

SCHEDULED ITEM: 1:30 P.M.**Planning Director: Brian Foss**

31. [SR 23-0182](#) Public hearing to consider the meeting of Nevada County Planning Commission's January 12, 2023, unanimous vote (4-0) and recommendation to approve the Greater Higgins Area Plan, including: 1) approving a Negative Declaration (EIS22-0014); 2) approving a General Plan Text Amendment (GPA22-0002) to adopt the Area Plan and to update references to the Area Plan within Chapter 1. Land Use Element of the General Plan; 3) approving a Zoning Map Amendment (RZN22-0002) to correspond with the proposed expansion of the Area Plan boundaries to add the Site Performance (SP) Combining District zoning to specific parcels to reflect the applicability of the Area Plan, and; 4) approving a Zoning Ordinance Amendment (ORD22-3) to amend Sec. L-II 4.2.3 of the Nevada County Zoning Ordinance to update the reference to the Greater Higgins Area Plan. (District II).

Public hearing held.

- 31a. [SR 23-0572](#) Resolution adopting a Negative Declaration in connection with the adoption of the Greater Higgins Area Plan and association actions pursuant to section 15074 of the California Environmental Quality Act guidelines. (PLN22-1090; GPA22-0002; RZN22-0002; ORD22-3; EIS22-0014)

Adopted.

Enactment No: RES 23-123

- 31b. [SR 23-0577](#) Resolution amending the Nevada County General Plan Chapter 1: Land Use Element Supporting Planning Documents, Planning for Legacy Communities, Policy 1.3.13, and adopting the Greater Higgins Area Plan (GPA22-0002).

Adopted.

Enactment No: RES 23-124

- 31c. [SR 23-0578](#) (Introduce/Waive further reading/Adopt) An Ordinance amending section L-II 1.3.D, Article 1, Chapter II, of the Land Use and Development Code of the County of Nevada, to amend Zoning District Maps No. 46, 46a, 47, 47a, and 58 to add the Site Performance (SP) Combining District with a paranthetical reference to the adopting ordinance number to parcels added to the Area Plan boundaries (RZN22-0002).

Adopted.

Enactment No: ORD-2519

31d. [SR 23-0579](#) (Introduce/Waive further reading/Adopt) An Ordinance amending section L-II 4.2.3.2, Article 4, Chapter II, of the Land Use and Development Code of the County of Nevada to update the reference to the Greater Higgins Area Plan (ORD22-3).

Adopted.

Enactment No: ORD-2520

ACTION TAKEN: Brian Foss, Planning Director, and Bruce Brubaker, Placeworks design firm, provided a PowerPoint presentation regarding proposed amendments to the Greater Higgins Area Plan. Director Foss provided background information and reported on the Project's purpose, which is to establish a comprehensive future vision integrating housing, commerce and culture, serve as a blueprint for future development within the area, and engage the community in an inclusive visioning process.

Director Foss reported that the South County Municipal Advisory Council (MAC) was formed to engage the community in the process and to advise the project team to ensure inclusive process with a final plan that promotes the community's vision.

Bruce Brubaker reviewed the Greater Higgins Area Plan, reported on the community engagement process, and reviewed the Plan's organization. Mr. Brubaker reported on each chapter of the Plan, including: Opportunity Sites; Land Use and Community Character; Economic Development; Public Services and Infrastructure; Recreation and Trails; Historic, Cultural, Natural, and Scenic Resources; and Implementation. The Design Guidelines were developed to address: Scenic and Natural Resources; Design Districts; Site Planning; Building Design; Landscaping; Public Art; Lighting; Signage; Crime Prevention; and Multi-Family Residential Development.

Director Foss reviewed the Project's Comments, Environmental Review, along with General Plan/Zoning Consistency, and reported on the Planning Commission's recommendation that the Board of Supervisors approve the Greater Higgins Area Plan.

The Board members deferred to the public first to provide comments on the Project. Chair Scofield opened the public hearing for public comment, and comments were received. Chair Scofield closed the public comment portion of the public hearing, thanking members of the MAC for their efforts on the Plan, and shared his thanks for their continued efforts.

Director Foss and Bruce Brubaker responded to Board questioning and discussion ensued.

MOTION: Motion made by Supervisor Hoek, and seconded by Supervisor Swarthout, to adopt Resolution 23-123, adopting the Negative Declaration in connection with adoption of the Greater Higgins Area Plan. On a roll call vote, the motion passed unanimously.

MOTION: Motion made by Supervisor Bullock, and seconded by Supervisor Hoek, to adopt Resolution 23-124, amending the Nevada County General Plan Chapter 1: Land Use Element Supporting Planning Documents, Planning for Legacy Communities, Policy 1.3.13, and adopting the Greater Higgins Area Plan. On a roll call, vote the motion passed unanimously.

MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Swarthout, to adopt Ordinance 2519, amending section L-II 1.3.D, Article 1, Chapter II, of the Land Use and Development Code of the County of Nevada. On a roll call, vote the motion passed unanimously.

MOTION: Motion made by Supervisor Swarthout, and seconded by Supervisor Hoek, to adopt Ordinance 2520, amending section L-II 4.2.3.2, Article 4, Chapter II, of the Land Use and Development Code of the County of Nevada to update the reference to the Greater Higgins Area Plan. On a roll call, vote the motion passed unanimously.

ADJOURNMENT:

Chair Scofield adjourned the meeting at 2:32 p.m.

Signature and Attestation

Edward C. Scofield, Chair

ATTEST:

By:

Julie Patterson Hunter, Clerk of the Board