

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

950 Maidu Avenue, Suite 200
Nevada City, CA 95959-8617
(530) 265-1480
Fax: (530) 265-9836
bdofsupervisors@nevadacountyca.gov

SUMMARY MINUTES

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, November 7, 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

Rollcall

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: Tine Mathiasen, Deputy Clerk to the Board, noted that the Clerk of the Board received a request to continue the hearing for agenda item #34, SR 23-4841, the Christ land use appeal. The Clerk of the Board administratively granted that request, and it will be rescheduled for a date to be decided.

PUBLIC COMMENT:

[SR 23-4813](#) Public comment received.

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

CONSENT CALENDAR:

Health and Human Services Agency Director: Ryan Gruver

1. [SR 23-4826](#) Resolution approving an agreement between the Department of Health Care Services and Nevada County that pertains to the Rate Range Intergovernmental Transfer: an agreement whereby Nevada County retroactively receives federal financial participation Medi-Cal funds to cover unreimbursed costs for previously provided mandated services, for the service period of January 1, 2022 through December 31, 2022, and authorizing the Chair of the Board of Supervisors to execute the agreement.
Adopted.
Enactment No: 23-536
2. [SR 23-4712](#) (Waive further reading/Adopt) An Ordinance replacing in its entirety Chapter II, Article 11 of the Nevada County Administrative Code. [Amending the Ordinance authorizing the County of Nevada to join Partnership HealthPlan of California.]
Adopted.
Enactment No: ORD-2532
3. [SR 23-4825](#) Resolution appointing the Director of the Nevada County Health and Human Services Agency to the Partnership Health Plan Board of Commissioners to fill an unexpired 4-year term ending November 7, 2027.
Adopted.
Enactment No: 23-537

Behavioral Health Director: Phebe Bell

4. [SR 23-4710](#) Resolution approving a renewal contract between the County of Nevada and Thomas Milam MD, Inc. dba Iris Telehealth Medical Group for services including providing a licensed clinician to provide needed mental health, intellectual disability, and substance abuse services, in the maximum amount of \$200,000, for the contract term of September 1, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: 23-538

5. [SR 23-4713](#) Resolution approving Amendment 1 to the renewal Agreement for Services RFS-988 (Res. 21-224) between the County of Nevada and the County of El Dorado for acute psychiatric inpatient hospitalization services for referred Nevada County clients at El Dorado's operated Psychiatric Health Facility to add ARTICLE XXVIII, Conflict of Interest, Exhibit B, marked "California Levine Act Statement", ARTICLE XXVI, Contractor to County, ARTICLE XXVII, Independent Contractor/Liability, ARTICLE XXIX, Executive Order N-6-22 - Russia Sanctions, and ARTICLE XXX, Electronic Signatures, and increasing the contract price from \$600,000 to \$800,000, for the contract term of July 1, 2021, through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the amendment.

Adopted.

Enactment No: 23-539

Public Health Director: Kathy Cahill

6. [SR 23-4562](#) Resolution approving renewal Standard Agreement 23-10268 between the County of Nevada and the California Department of Public Health, Childhood Lead Poisoning Prevention Branch, for funding the County's Childhood Lead Prevention Program, in the maximum amount of \$305,262, for the term July 1, 2023 through June 30, 2026, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: 23-540

7. [SR 23-4806](#) Resolution approving an amendment to revenue Agreement 240096 between the County of Nevada and the Tulare County Office of Education for the provision of Social Emotional Learning Services, to increase the contract price from \$20,000 to \$100,000, revise Exhibit "A" Schedule of Services, add Exhibit "B" Fee Schedule and Exhibit "C" Friday Night Live/Club Live Youth Development Standards of Practice, extending the contract termination date from June 30, 2023 to June 30, 2024, authorizing the Chair of the Board of Supervisors to execute the amendment, and directing the Auditor-Controller to amend the Housing & Community Development Department Fiscal Year 2023/24 budget. (4/5 affirmative vote required)

Adopted.

Enactment No: 23-541

Chief Probation Officer: Jeff Goldman

8. [SR 23-4848](#) Resolution approving an agreement between the City of Grass Valley and the Nevada County Probation Department for AB109 police officer services, providing a distribution of AB109 Realignment funds to the City in the amount of \$20,000, for the period July 1, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the agreement.

Adopted.

Enactment No: 23-542

District Attorney: Jesse Wilson

9. [SR 23-4815](#) Resolution accepting the California Office of Emergency Services Grant Award VW23370290 for the Nevada County Victim Witness Assistance Program, in the amount of \$288,835, for the period of October 1, 2023 through September 30, 2024, and authorizing the District Attorney to execute the grant agreement and all additional documents to fulfill the grant requirements.

Adopted.

Enactment No: 23-543

Public Defender: Keri Klein

10. [SR 23-4810](#) Resolution approving a no-cost grant term extension for the Indigent Defense Grant Program for a new term of July 1, 2023 through February 28, 2025, and authorizing the Director of Health and Human Services to modify and execute the agreement.

Adopted.

Enactment No: 23-544

Agricultural Commissioner: Chris de Nijs

11. [SR 23-4808](#) Resolution approving Agreement 23-0612-000-SG between the County of Nevada and the California Department of Food and Agriculture to reimburse the Nevada County Agricultural Commissioner for work performed in high-risk pest exclusion inspections and enforcement activities, for a total contract amount not to exceed \$33,719.29, for the period of July 1, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the agreement.

Adopted.

Enactment No: 23-545

Public Works Director: Heba El-Guindy

12. [SR 23-4799](#) Resolution accepting Regional Surface Transportation Program Funds in the amount of \$80,000 for Fiscal Year 2023/24 for updating the Local Roads Safety Plan under the existing Subrecipient Agreement RSTPNCO071923 between the County of Nevada and the Nevada County Transportation Commission.
Adopted.
Enactment No: 23-546
13. [SR 23-4845](#) Resolution approving contracts between the County of Nevada and Jim Norman's Trees Unlimited, Inc., West Coast Tree Service, Inc., and Loggers Unlimited for as-needed tree removal services, in the maximum aggregate amount not to exceed \$200,000, for a term of November 7, 2023 through June 30, 2024, authorizing contract renewals for up to four additional one-year terms and rejecting all prior bids received for original IFB 174453, and authorizing the Purchasing Agent to execute the contracts.
Adopted.
Enactment No: 23-547
14. [SR 23-4829](#) Resolution approving the Notice of Acceptance and Completion for the 2023 Nevada County Annual Striping Project 426641 (Res. 23-412) with contract costs totaling \$145,003.40, and directing the Clerk of the Board of Supervisors to record this notice in accordance with Civil Code section 9208.
Adopted.
Enactment No: 23-548
15. [SR 23-4828](#) Resolution authorizing additional signatories for the Community Development Block Grant 2017 Mitigation Resilient Infrastructure Program for the 2023-2025 Vegetation Removal Project. (All Districts)
Adopted.
Enactment No: 23-549

Public Works Director: Heba El-Guindy and Emergency Services Director: Craig Griesbach

16. [SR 23-4809](#) Resolution awarding a contract to R.E.Y. Engineers, Inc., for county road right-of-way mapping and surveying services for the 2023 Federal Emergency Management Agency Roadside Vegetation Management Project, Phase I, Federal Emergency Management Agency Grant FEMA-4344-FM-CA PJ0704: Nevada County, FIPS: 057-00000, Supplement 357, California Office Of Emergency Services Contract Dr-4344-704-151R, for a total amount not-to-exceed \$595,077.57, for the period of November 7, 2023 through December 31, 2024, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Office of Emergency Services Fiscal Year 2023/24 budget. (All Districts) (4/5 affirmative vote required)

Adopted.

Enactment No: 23-550

Facilities Management Director: Justin Drinkwater

17. [SR 23-4784](#) Resolution approving a list of design service professionals to work on specific projects as they arise for the period November 7, 2023 through June 30, 2028, and authorizing the Purchasing Agent to solicit bids from the list and to execute and encumber contracts up to a maximum contract amount of \$100,000. (Facilities Management)

Adopted.

Enactment No: 23-551

18. [SR 23-4793](#) Resolution approving a General Use Agreement between the County of Nevada and Nevada City Chamber of Commerce for use of the parking area and trail at the Nevada County Eric Rood Administrative Center for various events, for a 5-year term of December 1, 2023 through December 1, 2028, and authorizing the Director of Facilities to execute the agreement. (Facilities Management)

Adopted.

Enactment No: 23-552

County Counsel: Katharine L. Elliott

19. [SR 23-4800](#) (Introduce/Waive further reading) An Ordinance amending, adding, and repealing non-substantive sections of the Nevada County Land Use and Development Code.

First reading held.

District II Supervisor: Ed Scofield

20. [SR 23-4860](#) Resolution proclaiming the week of November 27 through December 1, 2023 as “California Clerk of the Board of Supervisors Week” in Nevada County, in recognition of the high level of services bestowed upon the people of the County of Nevada, and the people of California by Clerks of the Board.

Adopted.

Enactment No: 23-553

Clerk of the Board: Julie Patterson Hunter

21. [SR 23-4814](#) Acceptance of Board of Supervisors Summary Minutes for October 10 and 24, 2023.

Accepted.

Approval of the Consent Agenda.

Adopted.

Chair Scofield introduced the consent calendar and provided an opportunity for public comment. No comments were received, and Chair Scofield closed public comment.

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

Regular meeting of the Board of Directors of the Nevada County Sanitation District No. 1.**Call the meeting to order**

ACTION TAKEN: Chair Scofield recessed as the Nevada County Board of Supervisors and convened as the Nevada County Sanitation District No. 1 Board of Directors. All Directors were present.

#####

CONSENT CALENDAR:County Counsel: Katharine L. Elliott

22. [SR 23-4837](#) (Waive further reading/Adopt) An Ordinance amending, adding, and repealing non-substantive sections of the Nevada County Sanitation District Code.

Waived further reading and adopted.

Enactment No: SD-75

Clerk of the Board: Julie Patterson Hunter

- 23. [SR 23-4847](#) Acceptance of Nevada County Sanitation District No. 1 Summary Minutes for October 24, 2023.
Accepted.

Approval of the Consent Agenda.

Adopted.

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

MOTION: Motion made by Director Swarthout, and seconded by Director Hall, to adopt the NCSD#1 consent agenda. On a roll call vote, the motion passed unanimously.

#####

Public comment:

No public comment received.

#####

Adjournment:

ACTION TAKEN: Chair Scofield adjourned the meeting of the Nevada County Sanitation District No. 1 Board of Directors and reconvened as the Nevada County Board of Supervisors.

***INDIVIDUAL BOARD MEMBER ITEM:**

District II Supervisor: Ed Scofield

- 24. [SR 23-4844](#) Resolution honoring the life and legacy of United States Senator Dianne Feinstein.
Adopted.
Enactment No: 23-554

ACTION TAKEN: Chair Scofield introduced the agenda item, honoring the life and legacy of United States Senator Dianne Feinstein, and introduced Joanne Hayes-White, who served as Senator Feinstein's Northern California Director of Operations, who was in attendance to represent the Senator's family and staff.

Jeffrey Thorsby, Senior Management Analyst, reported that on September 29, 2023 United States Senator Feinstein died at 90 years old. Senator Feinstein was the longest serving U.S. Senator in American history being first being elected to the U.S. Senate in 1992 and re-elected five more times thereafter. With roots in local government, Senator Feinstein worked hard to ensure issues and challenges pertaining to local communities and governments were well represented. Over the past several years, Senator Feinstein advocated directly for Nevada County, assisting the County to obtain \$2.5M in Congressionally Directed Spending for public safety related projects, including the North San Juan Fire Suppression Project and the Ponderosa West Grass Valley Defense Zone. Although the Fiscal Year 2025 federal budget has yet to be adopted, it contains \$750,000 in funding for another public safety project in Nevada County that Senator Feinstein advanced through the appropriations process. Senator Feinstein's office has continued to meet with county staff and members of the Board of Supervisors to discuss county challenges, advocacy needs, and opportunities for solutions to some of the most pressing issues that face. Analyst Thorsby recommended the Board adopt the Resolution.

Joanne Hayes-White extended her appreciation for the Board's recognition of the Senator's life and legacy. Joanne had the honor and privilege of working for the Senator over the past 18 months, although they first met in 1979, just after Diane Feinstein started her term as Mayor of San Francisco. Senator Feinstein led with courage, wisdom, and professionalism throughout her career as Mayor of San Francisco, member of the San Francisco Board of Supervisors, and finally as Senator. Joanne Hayes-White thanked the Board for recognizing Senator Feinstein's legacy, and accepted the proclamation on behalf of the Senator's office and family.

Chair Scofield read the Resolution into the record and the Board members shared their appreciation of Senator Feinstein's many years of public service.

Chair Scofield provided an opportunity for public comment and comments were received. Chair Scofield closed public comment.

MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Hoek, to adopt Resolution 23-554, honoring the life and legacy of U.S. Senator Dianne Feinstein. On a roll call vote, the motion passed unanimously.

COMMUNITY PRESENTATION:**Clerk of the Board: Julie Patterson Hunter**

25. [SR 23-4840](#) Resolution proclaiming December 9, 2023 as "Nevada County Food and Toy Run Day."

Adopted.

Enactment No: 23-555

ACTION TAKEN: Chair Scofield read the proposed Resolution into the record. Food and Toy Run representatives Ed Peevey and Shannon Buehler thanked the Board for recognizing the upcoming event. They were very much looking forward to the first Food and Toy Run following the COVID-19 pandemic, which will again allow the children to come into the building located at the Nevada County Fairgrounds and choose their own toys. Meals will be handed out to all of the families in attendance, and more meals will be distributed by the local Food Banks. Shannon Buehler thanked the Board for supporting the event.

Board questioning and discussion ensued.

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

MOTION: Motion made by Supervisor Hoek, and seconded by Supervisor Swarthout, to adopt Resolution 23-555, proclaiming December 9, 2023 as "Nevada County Food and Toy Run Day." On a roll call vote, the motion passed unanimously.

SCHEDULED ITEM: 10:00 AM**Planning Director: Brian Foss**

26. [SR 23-4839](#) Resolution adopting Development Impact Mitigation Fees for the Nevada County Consolidated Fire District, pursuant to Nevada County Land Use and Development Code section L-IX 2.3.

Adopted.

Enactment No: 23-556

ACTION TAKEN: Following a short break, Chair Scofield called the meeting back into order and introduced the next agenda item, proposed a Resolution to adopt Development Impact Fees for the Nevada County Consolidated Fire District (NCCFD).

Brian Foss, Planning Director reported that the Board of Directors of the Nevada County Consolidated Fire District, at their September 21, 2023 meeting, held a public hearing to review and discuss the NCCFD Fire Facilities Impact Fee Study Update. The updated Fee Program recommends a change in rates from the previous fiscal year and includes an annual adjustment due to inflation based on the California Construction Cost Index as provided by the State of California Department of General Services Real Estate Service Division for the prior fiscal year. Pursuant to Land Use and Development Code L-IX 2.3.A, the Nevada County Board of Supervisors establishes the amount of AB1600 development fees collected by each individual fire protection district located in the unincorporated areas of the County upon receiving a completed fee study adopted by a fire district. This action requires a public hearing and the fee increases become effective 60 days after the adoption of the County's resolution. The Board of Directors of NCCFD is requesting the Board of Supervisors review the Fire Facilities Impact Fee Study and consider adoption.

Director Foss reviewed the proposed revisions to the fees: Residential construction fees will increase from \$0.45 to \$0.63 per square foot; Commercial construction fees will increase from \$0.90 to \$1.21 per square foot; and there are similar increases proposed for Office, Industrial, and Agriculture construction. The Fire Impact Fees will be automatically adjusted for inflation annually on October 1st of each year by the change in the California Construction Cost Index as provided by the State of California Department of General Services Real Estate Division. Director Foss requested the Board adopt the Resolution adopting the Development Impact Fees for NCCFD.

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

MOTION: Motion made by Supervisor Swarthout, and seconded by Supervisor Hall, to adopt Resolution 23-556, adopting Development Impact Mitigation Fees for Nevada County Consolidated Fire District. On a roll call vote, the motion passed unanimously.

SCHEDULED ITEM: 10:15 AM

Public Works Director: Heba El-Guindy

27. [SR 23-4858](#) Resolution approving the Local Traffic Mitigation Fees and the Regional Transportation Mitigation Fees, and accepting the associated 2023 Nexus Study Updates.

Adopted.

Enactment No: 23-557

ACTION TAKEN: Heba El-Giundy, Director of Public Works, reported that at the September 12, 2023 meeting, the Board of Supervisors received a presentation regarding the 2023 Local Traffic Mitigation Fees Nexus Study Update and the 2023 Regional Transportation Mitigation Fees Nexus Study Update, and approved associated revisions to the Local Traffic Mitigation Fees (LTMF) and the Regional Transportation Mitigation Fees (RTMF) following the public hearing that was noticed ten days in advance. However, Public Works was later notified that although the resolution to increase the fees follows the standard Government Code 6062a requirements of a ten-day noticing period, the adoption of the nexus study requires a thirty-day public hearing notice pursuant to Government Code 66016.5(a)(7). To ensure proper public noticing, staff is reintroducing this agenda item before the Board for consideration and approval. The revised public hearing notice published on the County's website and in the Union newspaper on October 5, 2023, and in the Sierra Sun on October 6, 2023, thereby meeting the thirty-day noticing requirement. Staff recommends the Board accept the Nexus Study and approve the LTMF and the RTMF, which become effective in January 2024, 60-days from today's hearing.

Chair Scofield opened the public hearing for public comment, and no comments were received. Chair Scofield closed the public comment portion of the public hearing.

MOTION: Motion made by Supervisor Hoek, and seconded by Supervisor Bullock, to adopt Resolution 23-557, approving the Local Traffic Mitigation Fees and the Regional Transportation Mitigation Fees, and accepting the associated 2023 Nexus Study updates. On a roll call vote, the motion passed unanimously.

***DEPARTMENT HEAD MATTERS:**

Child Support Services and Housing Director: Mike Dent

28. [SR 23-4807](#) Resolution approving a contract between the County of Nevada and Sierra Roots pertaining to the provision of a temporary emergency shelter during extreme weather and Public Safety Power Shutoff (PSPS) events, in the maximum amount of \$41,283, for the period September 1, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: 23-558

ACTION TAKEN: Ryan Gruver, Health and Human Services Agency Director, provided an overview of homeless and warming shelters in Nevada County, which are currently located in North San Juan, the Town of Truckee, and the City of Nevada City. Homeless weather sheltering started as a grass roots effort, and continues to support and improve shelter operations in the County. The North San Juan Community Center started opening its doors and allowing people to shelter from winter conditions. Funding for this shelter has shifted from state Community Initiative funding to Homeless Grant funding. The Tahoe-Truckee shelter started as a faith-based shelter, and expanded its hours during the COVID-19 pandemic by staying open during the day. Last winter, the shelter was open 79 nights due to the extreme weather. Current challenges for the upcoming winter include staffing issues, the need for a new location, as well as a new lead agency to oversee the shelter.

Mike Dent, Housing Director, reviewed the proposed contract with Sierra Roots for temporary emergency shelter in Western County. Director Dent reported that the extreme weather shelter in Nevada City will open on days that meet the weather threshold (generally 30 degrees or less for an extended period of time, taking wind-chill factors into consideration) or Public Safety Power Shutoff (PSPS) criteria. The shelter will operate between the hours of 4:30 p.m. and 8:00 a.m. during these designated events unless alternate hours of operation are approved by County staff. The shelter will provide a clean, safe, sanitary environment for Western County residents experiencing homelessness who need shelter due to extreme weather conditions through June 30, 2024. Staff recommended the Board approve the agreement to support implementation of a shelter for vulnerable individuals experiencing homelessness in the Western Nevada County area.

Board questioning and discussion ensued.

Chair Scofield provided an opportunity for public comment, and comments were received. Chair Scofield closed public comment.

MOTION: Motion made by Supervisor Swarthout, and seconded by Supervisor Bullock, to adopt Resolution 23-558, approving the contract with Sierra Roots for temporary emergency shelter. On a roll call vote, the motion passed unanimously.

Behavioral Health Director: Phebe Bell

29. [SR 23-4816](#) Resolution approving acceptance of Behavioral Health Bridge Housing Program award and execution of a subcontract agreement with Advocates for Human Potential, Inc. on behalf of the California Department of Health Care Services, in the maximum amount of \$3,601,814, for the contract term of June 23, 2023 through June 30, 2027, authorizing the Director of Behavioral Health to execute the subcontract agreement, and directing the Auditor-Controller to amend the Behavioral Health 2023/24 budget. (4/5 affirmative vote required)
Adopted.
Enactment No: 23-559
30. [SR 23-4819](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Foothill House of Hospitality, dba Hospitality House (Res. 23-304) for services including the provision of Homeless Outreach and Access and Linkage to Treatment, increasing the maximum contract price from \$585,347 to \$1,482,810, revising Exhibit "A", Schedule of Services to reflect the addition of activities related to the Behavioral Health Bridge Housing program funds and Exhibit "B", Schedule of Charges and Payments to reflect the increase in the maximum contract price, and authorizing the Chair of the Board of Supervisors to execute the amendment.
Adopted.
Enactment No: 23-560

ACTION TAKEN: Ryan Gruver, Health and Human Services Agency Director, introduced the related items, accepting grant funding in the amount of \$3,601,814 from the Behavioral Health Bridge Housing (BHBH) Program, and adoption of an amendment to the contract with Hospitality Housing for Homeless Outreach services. The grant award of \$3,601,814 is funded from the California Department of Health Care Services for the BHBH Program, administered through Advocates for Human Potential, Inc. (AHP) to address housing and treatment needs of people experiencing unsheltered homelessness. A budget amendment is included and requires an affirmative 4/5 vote by the Board members. No County general fund dollars are required.

Brendan Phillips, Behavioral Health Program Manager, and Joe Naake, Hospitality Housing Director of Strategic Programming, reported that through the BHBH Program, Nevada County Behavioral Health and its primary partner Hospitality House will provide 25 to 30 new beds for individuals who are experiencing homelessness and have serious behavioral health conditions by using a combination of hotels and rental houses.

Local Enhanced Care Management and Community Supports will be leveraged to provide case management services for individuals being served through the BHBH Program, focusing on promoting mental and physical health, identification and stabilization of a local support network, care coordination, and promoting life skills needed to be successful in maintaining permanent housing. Staff recommended the Board accept the funding award and approve the agreement with AHP, to provide increased capacity for unsheltered individuals with behavioral health conditions within our community.

Board questioning and discussion ensued.

Chair provided an opportunity for public comment and comments were received. Chair Scofield closed public comment.

MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Swarthout, to adopt Resolution 23-559, accepting funds from the Behavioral Health Bridge Housing Program. On a roll call vote, the motion passed unanimously.

MOTION: Motion made by Supervisor Swarthout, and seconded by Supervisor Hall, to adopt Resolution 23-560, approving the Amendment with Hospitality House for Homeless Outreach services. On a roll call vote, the motion passed unanimously.

Director of Social Services: Rachel Peña

31. [SR 23-4804](#) Veterans Services Office informational presentation. (David West, Veterans Services Officer)
Accepted.

ACTION TAKEN: Rachel Pena, Director of Social Services, introduced David West, Veterans Services Officer (VSO), who provided a PowerPoint presentation regarding services provided by the Nevada County Veterans Services Office (NCVSO) in Nevada County during Fiscal Year 2023/24. VSO West highlighted events that are planned to celebrate Military Appreciation Week, which runs November 4 through 12, 2023. NCVSO advocates for the Veterans of Nevada County by assisting Veterans, survivors, and their dependents in obtaining federal, state and local benefits accrued through active duty military service such as: Disability Compensation and Pension Programs; benefits available for some surviving spouses; Veterans receive \$6.6 million in Federal Benefits; Education/College Fee Waivers; and Outreach efforts.

The NCVSO operates on a budget of \$642,908 per year, and is full staffed with three full-time employees and one part-time office assistant. VSO West concluded his presentation, and Board questioning and discussion ensued.

Chair Scofield provided an opportunity for public comment, and comments were received. Chair Scofield closed public comment.

MOTION: Motion made by Supervisor Hoek, and seconded by Supervisor Swarthout, to accept the Veterans Services Office informational presentation. On a roll call vote, the motion passed unanimously.

Chief Probation Officer: Jeff Goldman

32. [SR 23-4842](#) Resolution approving the Nevada County Community Corrections Partnership Plan for Fiscal Year 2023/24, and authorizing the Chair of the Board of Supervisors to execute the Plan.

Adopted.

Enactment No: 23-561

ACTION TAKEN: Jeff Goldman, Chief Probation Officer, reported that Community Corrections Partnerships (CCP) were established by Senate Bill (SB) 678 in 2009, and was a precursor to 2011 realignment legislation. The purpose of the legislation is to alleviate state prison overcrowding and save money, without compromising public safety by reducing the number of individuals on felony supervision who are sent to state prison. The CCP is also designed to encourage county probation departments to use evidence-based supervision practices to accomplish these goals. In 2011 Governor Brown introduced Assembly Bill (AB) 109 and AB 117, referred to as Realignment, which made fundamental changes to California's correctional system to stop the costly and unsafe revolving door of lower-level offenders and parole violators. As result of Realignment, in the first six months of implementation over 38,000 individuals who would have been in prison or on parole, were instead supervised and housed in jails by local county probation and sheriff departments.

In response to Realignment implementation, local jurisdictions created CCPs. Nevada County's local CCP Executive Committee is made up of the Chief Probation Officer, Court Operations Director, Health and Human Services Agency Director, Public Defender, District Attorney, Sheriff, and Grass Valley Chief of Police (representing the Town of Truckee, City of Grass Valley, and the City of Nevada City).

Chief Probation Officer Goldman reviewed the County's AB 109 population, separated by risk level, supervision type, and number of AB 109 offenders in the Wayne Brown Correctional Facility, which varies throughout the year. Recidivism is defined as conviction of a new felony or misdemeanor committed within three years of release from custody or committed within three years of placement on supervision for a previous criminal conviction. With an annual budget of \$3,373,887, the goals of Nevada County's CCP are to: 1) be data-driven in decision-making and evaluating outcomes; 2) improve community engagement and participation in the CCP; 3) ensure safe Nevada County by reducing and preventing crime; and 4) improve overall quality of life in Nevada County.

Chief Probation Officer Goldman concluded his presentation and responded to the Board's questions.

Chair Scofield provided an opportunity for public comment, and comments were received.

MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Hoek, to adopt Resolution 23-561, approving the Fiscal Year 2023/24 Nevada County Community Corrections Plan. On a roll call vote, the motion passed unanimously.

***CLOSED SESSION:**

33. [SR 23-4833](#) According to Government Code § 54956.9(d)(1), County Counsel requests a closed session to discuss the following existing litigation case: Andresen vs. Minnis, et al., Nevada County Superior Court, Case No. TCU17-6612.
Closed Session held.

ACTION TAKEN: Katharine Elliott, County Counsel, read the title of the closed session item into the record. Chair Scofield provided an opportunity for public comment, and Tine Mathiasen, Deputy Clerk to the Board, reported that the Board received a letter regarding the closed session topic, which was uploaded to the Board's agenda management system for public review. The Board members entered into closed session, and would report out following the lunch break.

Recess for lunch

ACTION TAKEN: Chair Scofield recessed the meeting into closed session.

AFTERNOON SESSION

ACTION TAKEN: Chair Scofield called the meeting back into order. Katharine Elliott, County Counsel, reported out of closed session that direction was given to staff.

SCHEDULED ITEM: 1:30 PM**Planning Director: Brian Foss**

34. [SR 23-4841](#) Resolution denying the appeal filed by Glenn Christ regarding the Planning Department's September 15, 2023 letter outlining that the approved Christ Tentative Final Map (FM07-010; EIS08-053) was not eligible for the State automatic extension of time provided by Assembly Bill 1561 as a matter of law, and directing the Planning Director to work with the Appellant regarding the resubmittal of FM070-010 as allowed for by Nevada County Land Use and Development Code Chapter IV, section L-IV 2.12.C.

Continued.

DEPARTMENT HEAD MATTERS:*Code and Cannabis Compliance Director: Matt Kelley**

35. [SR 23-4835](#) Resolution accepting the award of the California Department of Cannabis Control Local Jurisdiction Retail Access Grant in the amount of \$275,000, and authorizing the Community Development Agency Director to execute the grant agreement.

Adopted.

Enactment No: 23-562

ACTION TAKEN: Matthew Kelley, Code and Cannabis Compliance Director, reported on the award of the California Department of Cannabis Control Local Jurisdiction Retail Access grant funding. On April 18, 2023, the Board of Supervisors authorized application for the California Department of Cannabis Control Retail Access grant. On June 20, 2023, the County was notified that funds were awarded in the amount of \$275,000. The program provides reliable consumer access to regulated, tested cannabis in the legal market, and reduces demand in the illicit market. By supporting local jurisdictions in establishing cannabis retail licensing programs, the Local Jurisdiction Retail Access grant seeks to reduce the size of the illicit market and establish sufficient cannabis retail stores statewide to meet existing consumer demand. \$75,000 from Phase I Equity Bonus funds from California Department of Cannabis Control will allow future applicants to gain financial assurance from the County and state with help for their applications.

Once the funds are accepted, the Community Development Agency will utilize \$200,000 of the funds for: 1) County staff time in the development of proposed ordinance amendments to the Nevada County Cannabis Ordinance, as directed by the Board of Supervisors during the January 25 – 27, 2023 Board Workshop. 2) Consultants to assist with engaging stakeholders for public workshops could also be utilized as part of the grant funds. 3) Preparation of a California Environmental Quality Act (CEQA) Initial Study or Environmental Impact Report Addendum Analysis for the ordinance amendments. 4) Creation of a proposed Retail Licensing Equity Program, which could provide potential technical or financial assistance with County or State license applications, compliance training or financial assistance for County Permit Applications.

Nevada County was also awarded: 1) Department of Cannabis Control Local Jurisdiction Assistance grant in the amount of \$1,221,188, which will be used for assistance and preparation of environmental documents for compliance with California Environmental Quality Act (CEQA) implementation of mitigation measures or environmental compliance; 2) Governor's Office of Business and Economic Development Local Jurisdiction Assistance grant in the amount of \$755,895.55, which will be used to assist equity applicants and future local equity licensees to gain entry to and successfully operate in the regulated cannabis marketplace.

Director Kelley recommended the Board adopt the Resolution approving the acceptance of the California Department of Cannabis Control Local Jurisdiction Retail Access Grant in the amount of \$275,000.

Director Kelley responded to the Board's questions and discussion ensued.

Chair Scofield provided an opportunity for public comment and comments were received. Chair Scofield closed public comment.

MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Hoek, to adopt Resolution 23-562, accepting California Department of Cannabis Control Local Jurisdiction Retail Access grant funding. On a roll call vote, the motion passed unanimously.

Chief Information Officer: Landon Beard

36. [SR 23-4792](#) Nevada County Enterprise Information Security Program informational presentation.
Approved.

ACTION TAKEN: Landon Beard, Chief Information Officer, and Jason Jones, Information Security Manager, provided an informational PowerPoint presentation regarding the County's Information Security Program. Major goals of the Information Security Program are to maintain the integrity, confidentiality, and availability of the County's informational assets and business lines. The primary objective is support the Board's objective of financial stability and core services. The Program is updated regularly to reflect organizational needs and industry cybersecurity best practices. Nevada County completes a self assessment each year, which helps to identify gaps that directs the implementation of Information System's initiatives over the upcoming year. Manager Jones reviewed the Cybersecurity Awareness Training Program, which is assigned to all staff members to gage how the Program is working, as well as the areas that need attention. Manager Jones was pleased to report that Nevada County rates above average over other like-sized governmental agencies. The County's Cybersecurity Initiatives include: security policy updates; managed detection and response service; suspicious email reported tool; critical business process analysis with departments; and cyber tabletop exercises.

Manager Jones concluded his report, and Board questioning and discussion ensued.

MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Hoek, to accept the Enterprise Information Security Program report. On a voice vote, the motion passed unanimously.

Chair Scofield provided an opportunity for public comment on the County's Information Security Program, and no comments were received.

37. [SR 23-4849](#) Resolution approving Amendment 1 to Purchasing Contract 50112 between the County of Nevada and ePlus Technology Inc. for project manager services related to the enterprise resource project, increasing the contract amount by \$737,435.34 for a not to exceed amount of \$787,339.44, extending the termination date to December 31, 2025, authorizing the Purchasing Agent to execute the amendment, and directing the Auditor-Controller to amend the Fiscal Year 2023/24 Revised American Rescue Plan Act Expenditure Plan budget. (4/5 affirmative vote required)

Adopted.

Enactment No: 23-563

ACTION TAKEN: Landon Beard, Chief Information Officer, provided a PowerPoint presentation regarding the proposed amendment to the contract for Nevada County's Enterprise Resource Planning (ERP) system, which is essential to the delivery of nearly all services within the organization. The current system (Finance Plus) is used to process budgeting, accounting, and payroll for every County department and is approaching end of its life. The County is in the initial stages of replacing Finance Plus with a modern ERP system. This Project was presented to senior leadership and each individual Board member in December 2022, as well as being discussed as a known cost on the horizon during the Board's January 2023 Workshop.

As part of this project, staff contracted with ePlus Technology Inc for Project Management Services including facilitation of organizational change management, project coordination through implementation phase, establishing and facilitating decision making throughout the project inclusive in the project management scope. Funding for this contract will be provided through American Rescue Plan Act funds as previously presented in the 2023 Revised ARPA Expenditure Plan and ERP Project overviews. The proposed amendment increases the total contract amount to \$787,339.44, and extends the termination date to December 31, 2015.

Information Systems collaborated with Purchasing to utilize a cooperative agreement competitively awarded by the State Department of General Service Procurement Division, State of California Multiple Award Schedule, which allows for the County to leverage other public agencies competitively awarded contracts. Chief Information Officer requested the Board approve the contract amendment.

Board questioning and discussion ensued.

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

MOTION: Motion made by Supervisor Bullock, and seconded by Supervisor Hoek, to adopt Resolution 23-563, approving the contract amendment with ePlus Technology Inc. On a roll call vote, the motion passed unanimously.

***ANNOUNCEMENTS:**

ACTION TAKEN: Updates were provided by the Board members

ADJOURNMENT:

ACTION TAKEN: Chair Scofield adjourned the meeting at 2:53 p.m.

Signature and Attestation

Edward C. Scofield, Chair

ATTEST:

By:

Julie Patterson Hunter, Clerk of the Board