

COUNTY OF NEVADA

STATE OF CALIFORNIA

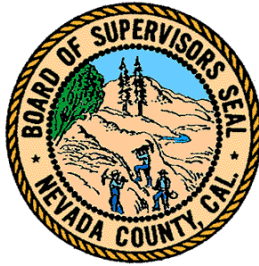
Nate Beason, 1st District

Ed Scofield, 2nd District (Chair)

Dan Miller, 3rd District (Vice-Chair)

Wm. "Hank" Weston, 4th District

Richard Anderson, 5th District



BOARD OF SUPERVISORS

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Julie Patterson Hunter, Clerk of the Board

Richard A. Haffey, County Executive Officer

Alison Barratt-Green, County Counsel

AGENDA

Date	Time	Location
Tuesday, November 10, 2015	9:00 AM	Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

This meeting is broadcast live on NCTV Channel 17 in the Western County and on Truckee-Tahoe Community TV (TTCTV) Channel 18 in the Eastern County and can be viewed live through the web at http://nevco.granicus.com/ViewPublisher.php?view_id=3.

Video Conferencing at 9:01 a.m. for Public Comment located at the
District V Board of Supervisors Conference Room
Nevada County Sheriff's Substation, 10879A Donner Pass Road, Truckee, California

The Board of Supervisors welcomes you to its regular meetings that are scheduled the second and fourth Tuesdays of every month. Your interest is encouraged and appreciated.

ANY MEMBER OF THE AUDIENCE DESIRING TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA: Please approach the rostrum and, after receiving recognition from the Chair, give your name and comments or questions as all meetings are recorded. In order that all interested parties have an opportunity to speak, please limit your comments to the specific item under discussion. Time limitations are explained on the last page of the agenda.

The meeting room is accessible to people with disabilities. Anyone requiring reasonable accommodation to participate in the meeting should contact the Clerk of the Board's office by calling (530) 265-1480 at least four days prior to the meeting. TTY/Speech-to-Speech users may dial 7-1-1 for the California Relay Service.

The agenda and all supporting documents are available for review during regular business hours at the Clerk of the Board office, 950 Maidu Avenue, 2nd Floor, Suite 200, Nevada City, California. This agenda and certain supporting documents may be obtained on the Clerk of the Board's website at <http://www.mynevadacounty.com/nc/bos/cob>. To view the supporting documents on this agenda for a particular item, click on the SR number to the left of the item. Please note that the on-line agenda may not include all related or updated documents.

Proposed actions and supporting documents are considered draft until acted upon by the Board. All items listed on the agenda may be acted upon by the Board of Supervisors.

REGULAR MEETING: 9:00 AM**STANDING ORDERS:**

Call the meeting to order.

Pledge of Allegiance.

Corrections and/or deletions to agenda.

PUBLIC COMMENT: 9:01 A.M.

Members of the public shall be allowed to address the board on items not appearing on the agenda that are of interest to the public and are within the subject matter jurisdiction of the Board.

(Video-Conferencing for the public comment portion of the meeting is also available in Truckee at the District V Board of Supervisors Conference Room, east (left) side of the Sheriff's Substation at 10879A Donner Pass Road.)

CONSENT CALENDAR:

These items are expected to be routine and noncontroversial. The Board of Supervisors will act upon them at one time without discussion. Any Board member, staff member or interested party may request that an item be removed from the consent calendar for discussion.

Director of Social Services: Mike Dent

1. [SR 15-0938](#) Resolution accepting funding in the amount of \$263,750 for the California Work Opportunity and Responsibility to Kids (CalWORKs) Housing Support Program (HSP) for Fiscal Year 2015/16.

Child Support Services Director: Tex Ritter

2. [SR 15-0958](#) Resolution directing the Health and Human Services Agency (H&HSA) through the Housing and Community Services Program to solicit Request for Qualifications for the North San Juan Fire Flow Feasibility Study as authorized under Standard Agreement 13-CDBG-8931 with the State Department of Housing and Community Development (HCD), Community Development Block Grant (CDBG) Program (Res. 14-041). (H&HSA-Housing)

Sheriff-Coroner/Public Administrator: Keith Royal

3. [SR 15-0963](#) Resolution authorizing execution of a renewal contract with ISI Controls LTD/Argyle Security to provide jail security system maintenance at the Wayne Brown Correctional Facility (WBCF), in the maximum amount of \$74,250, for the period November 1, 2015 through November 1, 2018.
4. [SR 15-0908](#) Resolution authorizing execution of a renewal agreement with National Medical Services for forensic toxicology services, in the maximum amount of \$90,000, with \$45,000 to be encumbered for Fiscal Year 2015/16, for the period July 1, 2015 through June 30, 2017.

Chief Information Officer: Stephen Monaghan

5. [SR 15-0964](#) Resolution accepting and authorizing execution of the Caltrans Division of Aeronautics Matching Airport Improvement Program (AIP) Grant in the amount of \$7,874 to supplement a Federal Aviation Administration (FAA) Grant to fund the Airport Layout Plan (ALP) Update and prepare the Exhibit "A" Airport Property Map, to accomplish an Obstruction Survey and Mitigation Plan, and to accomplish a Pavement Evaluation for the Nevada County Airport, for use during the period July 1, 2015 through June 30, 2016. (Airport)
6. [SR 15-0969](#) Resolution approving and authorizing execution of Amendment 2 to the Memorandum of Understanding (MOU) by and between the County of Nevada, the City of Grass Valley, the City of Nevada City, and the Nevada County Digital Media Center (NCDMC) regarding multi-jurisdictional support and funding for cable television programming, public media center, and infrastructure (Res. 11-196), increasing the amount payable to NCDMC for video operation and production of public meetings to \$240 for a half-day meeting and \$450 for a full-day meeting, effective July 1, 2015.
7. [SR 15-0972](#) Resolution approving and authorizing execution of contract with Amazing Installation and Design, Inc., for the Health and Human Services Agency (H&HSA) Consolidation Project located at 988 McCourtney Road, Grass Valley, pertaining to modular furniture installation, in the maximum contract price of \$51,280, for the period January 1, 2016 through June 30, 2016, and directing the Auditor-Controller to amend the Fiscal Year 2015/16 Capital Facilities budget. (4/5 affirmative vote required.) (Facilities)

County Librarian: Laura Pappani

8. [SR 15-0970](#) Resolution accepting and authorizing execution of the Northern Sierra Air Quality Management District AB 2766 Grant Agreement AB-2015-05 in the amount of \$15,500 to provide downloadable audio and ebooks, and AB 2766 Grant Agreement AB-2015-06 in the amount of \$25,000 to create an online digital branch for the Library, with a matching requirement of \$7,106 and \$18,870, respectively, for a combined total of \$25,976 to be provided by the Library in support of the Project, for the period January 1, 2016 through December 31, 2016, and directing the Auditor-Controller to amend the Fiscal Year 2015/16 Library budget. (4/5 affirmative vote required.)
9. [SR 15-0974](#) Resolution authorizing execution of a Software as a Service (SaaS) Agreement with Auto-Graphics, Inc. for software implementation and first-year subscription services to the VERSO hosted integrated library system, in an amount not to exceed \$113,066 for the first three years of the Agreement, and authorizing the Auditor-Controller to amend the Fiscal Year 2015/16 Library budget. (4/5 affirmative vote required.)

County Executive Officer: Richard Haffey

10. [SR 15-0973](#) Resolution amending various Nevada County budgets through the First Consolidated Budget Amendment for Fiscal Year 2015/16. (4/5 affirmative vote required.)

Clerk of the Board: Julie Patterson Hunter

11. [SR 15-0986](#) Ratification of the revised Bylaws for the Nevada County Fish and Wildlife Commission.
12. [SR 15-0980](#) Acceptance of resignation from Ms. Lynn Lorenson as Director from the Nevada County Resource Conservation District.
13. [SR 15-0978](#) Reappointment of Mr. Lynn Wilson as Viticulture Industry representative member to the Agricultural Advisory Commission, for a four-year term expiring November 1, 2019.
14. [SR 15-0984](#) Acceptance of Board of Supervisors summary minutes for October 27, 2015.

DEPARTMENT HEAD MATTER:**Director of Social Services: Mike Dent**

15. [SR 15-0953](#) Presentation by the Community Support Network of Nevada County, and request for a resolution of support for the Children's Bill of Rights. (Ms. Lindsay Dunckel, Community Support Network representative)

Resolution of support for the Children's Bill of Rights (CBOR) for Nevada County, and encouraging Nevada County residents to support efforts to improve the health, safety, well-being and quality of life of its children and youth.

SCHEDULED ITEM: 10:15 A.M. Brian Foss, Planning Director

16. [SR 15-0967](#) Public hearing to consider the nonrenewal of a Williamson Act Contract (AG89-08) for an Agricultural Preserve, for Ms. Miriam Liskin, on a 23.82 acre parcel located at 21012 Bald Ridge Drive, Penn Valley. (Dist. IV)
- 16a. [SR 15-0968](#) Resolution approving the issuance of a Notice of Nonrenewal for Agricultural Preserve Contract AG89-08 for Assessor's Parcel Number (APN) 50-400-04, owned by Miriam Liskin, and directing the Clerk of the Board to file a Notice of Nonrenewal with the Clerk-Recorder on behalf of the County.

SCHEDULED ITEM: 10:30 A.M.

17. [SR 15-0983](#) Update on NEO's (New Events and Opportunities) activities since opening the youth center and future planning. (Ms. Lynn Skrukud, NEO Co-Director and Co-Founder)

SCHEDULED ITEM: 11:00 A.M.

18. [SR 15-0982](#) Review of Board priority from the January 2015 Board Workshop: Assist water agencies as requested during this drought as appropriate, and update from Mr. Remleh Scherzing, Nevada Irrigation District (NID) General Manager, on the Centennial Reservoir and current impacts of the drought.

***ANNOUNCEMENTS:**

Pursuant to Government Code Section 54954.2, Board members and County Executive Officer may make a brief announcement or brief report on his or her activities. Board members and County Executive Officer may also provide a reference to staff or other resources for factual information, request staff to report back to the Board at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda.

Recess for lunch:

AFTERNOON SESSION**SCHEDULED ITEMS: 1:30 P.M. Brian Foss, Planning Director**

19. [SR 15-0988](#) Continuation of the October 27, 2015 public hearing to consider the Nevada County Planning Commission's August 27, 2015 3-1 (1 recusal) recommendation for the Housing Element Rezone Program Implementation Project, including: 1) approval of General Plan Amendment GP12-002 to re-designate Sites 3 and 5; and 2) approval of Zoning Map Amendment Z12-002 to amend specific Zoning District Maps to change existing zoning of Sites 3 and 5 to High Density Residential (R3) or the equivalent of R3, including adding the Regional Housing Need (RH) Combining District.
- 19a. [SR 15-0992](#) Resolution amending the Nevada County General Plan land use map designations for two properties, which is in addition to the Board adopted Resolution 15-504, adopted on October 27, 2015, to increase the County's Urban High Density land use designation by the equivalent of at least 43.7-acres, effectively implementing the Housing Element Rezone Program Implementation Project. (Nevada County 2014-2019 Housing Element Program HD-8.1.1); (GP12-002)
- 19b. [SR 15-0993](#) (Introduce/Waive Further Reading/Adopt) An Ordinance amending Zoning District Map No. 52c as an addition to Board adopted Ordinance No. 2401, adopted on October 27, 2015, to perform site specific rezoning to add the Regional Housing Need (RH) Combining District and increase the County's High Density Residential (R3) zoning by an equivalent of at least 43.7-acres in connection with the Housing Element Rezone Program Implementation Project (Z12-002).
20. [SR 15-0971](#) Public hearing to consider the appeal filed by Mr. Leroy Bakelmun, et al. (Appellants) to the Planning Commission's actions on the North Star Water Treatment Project (U14-009, MGT14-015, EIS14-012), pertaining to the construction and operation of a groundwater collection, conveyance, and treatment system on property located at 12509 Allison Ranch Road (Assessor Parcel Numbers (APNs) 22-120-28, -35; 22-160-27; 29-290-26; 29-350-03, -04, and -16) Grass Valley, CA 95949. (Dist. III)

Resolution denying the appeal filed by Leroy Bakelmun, et al. (Appellants) regarding the Planning Commission's September 24, 2015 adoption of a Mitigated Negative Declaration (EIS14-012) and approval of a Use Permit and Management Plan for the North Star Water Treatment Project (U14-009, MGT14-015) on property located at 12509 Allison Ranch Road, Grass Valley (APNs 22-120-28, -35; 22-160-27; 29-290-26; 29-350-03, -04, and -016), and upholding the Planning Commission's actions on the Project, subject to modified conditions of approval.

ADJOURNMENT:

*(The Board of Supervisors can discuss these items at any time during the meeting.)

This agenda was posted on bulletin boards 72 hours in advance of the meeting at the following locations: 1. Eric Rood Administrative Center; outside Board office, outside Board Chambers, and outside main entrance. 2. Madelyn Helling Library. 3. Truckee Town Hall.

Posted November 5, 2015.

Notice was also posted at the District V Board of Supervisors Conference Room, Truckee Joseph Center, Truckee Library and the Grass Valley Library.

PERSONS DESIRING TO ADDRESS THE BOARD**CONTROL OF MEETING:**

The Board Chairperson shall first caution any person at the meeting who is abusive, disruptive, or out of order, and then ask that person to leave if the person will not stop; additionally, the Chair reserves the right to recess the meeting until the person leaves or is escorted out and order is restored.

PUBLIC COMMENT:

Matters on the Agenda: The Board shall allow public comment on items appearing on the agenda during the time the agenda item is considered by the Board. The Chair may limit the total amount of time for comment on any agenda item to no less than 3 minutes for each individual. Comments by the public must be relevant to the item on the agenda being considered by the Board.

Matters not on the Agenda: At regular meetings of the Board, members of the public shall be allowed to address the Board of Supervisors on matters not appearing on the agenda which are of interest to the public and which are within the subject matter jurisdiction the Board. Pursuant to the Ralph M. Brown Act, the Board shall not take any action or discuss any matter not appearing on the agenda; although staff may be asked to briefly respond to or follow up on such items.

The Board will allocate at least 15 minutes for receiving public comment during any Board meeting. The chairperson of the Board may limit any individual desiring to address the Board to no less than 3 minutes. Time to address the Board will be allocated on the basis of the order in which the requests were received.

At special meetings of the Board, there will not be a scheduled public comment period allocated for items not on the agenda. Public comment will only be allowed on matters appearing on the agenda at the time they are discussed by the Board.

PUBLIC HEARINGS:

All members of the public shall be allowed to address the Board as to any item which is noticed on the Board's agenda as a public hearing. The Board may limit any person's input to not less than three (3) minutes. Any person may provide the Board with a written statement in lieu of or in supplement to any oral statement made during a public hearing. Written statements shall be submitted to the Clerk of the Board.

Whenever a public hearing is conducted, the public hearing is closed, and the matter is continued to a subsequent meeting for Board deliberation and/or action, the Board shall not allow public comment and/or testimony on that item at the subsequent hearing. However, at the initial public hearing, prior to taking action, the Board may, at its sole discretion, elect to continue the matter and to reopen the public hearing. At the subsequent hearing, all information will be considered. The Board may also, at the initial public hearing, prior to taking action, announce that the public hearing is being continued for specific information and the public testimony will only be heard on new information specific to the Board's direction. After the public hearing is closed, if the Board later decides to reopen the public hearing for public testimony, appropriate notices must be published.

ORDER AND DECORUM:

Individuals or organizations desiring to address the Board shall: 1) Address the Board from the podium after giving name and city of residence. Speakers shall direct their comments to the Board, not the audience; 2) Comment on the specific matter before the Board with reasons for the position taken; 3) A time limit of at least three minutes per speaker will be provided for all oral comments. Time limits may be increased at the Chair of the Board's discretion; 4) The chair may, at his or her discretion allow five (5) minutes for those who are serving as a spokesperson for a group or organization; 5) A speaker may not yield time to another speaker; 6) No individual may speak more than once during the Public Comment period or on an item on the agenda unless recognized by the Chair as having new information; 7) In the interest of civil discourse, the same rules specified in the Board Order and Decorum (adopted every year by Resolution) and Robert's Rules of Order (General Henry M. Robert) shall apply for this section as well, and are hereby incorporated by reference. It shall be the responsibility of the Chair to ensure public comments are conducted in such a manner that avoids disruptive activity, promotes mutual respect, keeps comments focused on issues, and avoids personal attack; and 8) Applicants, applicant representatives and appellants desiring to speak shall be permitted to speak first during the public comment portion of a public hearing for not more than ten (10) minutes (or fifteen (15) minutes at Appeal Hearings), unless different rules for conducting the hearing are provided by County code. Time limits may be increased at the Chair of the Board's discretion.

ORDINANCES:

By statute, an ordinance may be passed immediately upon introduction only after notice and a public hearing.

An urgency ordinance may be passed immediately upon introduction.

Ordinances shall not be passed within five days of their introduction, nor at other than a regular meeting or at an adjourned regular meeting unless authorized by statute as indicated above. The Board of Supervisors will address ordinances at first readings. The public is urged to address ordinances at first readings; as passage of ordinances will be held at second readings, after reading the title.

Adoption of the ordinance is made by majority vote.

The Board reserves the right to amend any proposed ordinances and to hold a first reading in lieu of a second reading. (Gov. Code Section 25131, et seq.)

INFORMATIONAL CORRESPONDENCE:

The Board may direct any item of informational correspondence to a department head for appropriate action.

REFERENCES:

Nevada County Resolution 13-050 (Public comment)

Ralph M. Brown Act, California Government Code Sec. 54950, et. seq. (Open meetings law)

Nevada County Land Use Code Sec. L-II 5.12 (Appeals)