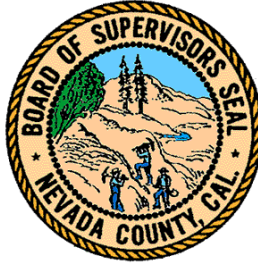


COUNTY OF NEVADA

STATE OF CALIFORNIA

Heidi Hall, 1st District
Ed Scofield, 2nd District (Vice-Chair)
Dan Miller, 3rd District
Wm. "Hank" Weston, 4th District (Chair)
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, March 28, 2017	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.)

SCHEDULED ITEMS: 9:02 A.M.

1. [SR 17-0181](#) Resolution proclaiming April 2017 as "Child Abuse and Neglect Prevention Month" in Nevada County. (Mike Dent, Director of Social Services)
2. [SR 17-0191](#) Resolution proclaiming 2017 as the 75th Anniversary of Nevada Cemetery District. (Mr. Matt Melugin, Operations Manager, and Mr. Dennis Cassella, Chairman of the Board of Trustees)
3. [SR 17-0185](#) Presentation by Tahoe National Forest (TNF) on the Western Nevada County Community Defense Project - Deer Creek. (Mr. Eli Ilano, Forest Supervisor, TNF, and Ms. Karen Hayden, Yuba River District Ranger)

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.

Behavioral Health Director: Rebecca Slade

4. [SR 17-0180](#) Resolution approving the Mental Health Services Act (MHSA) Housing Loan Program Ongoing Annual MHSA Fund Release Authorization for Future Unencumbered Funds Form and authorizing the Director of Behavioral Health to sign and submit the Form to the Department of Health Care Services (DHCS).

Clerk-Recorder/Registrar of Voters: Gregory Diaz

5. [SR 17-0198](#) Resolution adopting the Certified Statement of the Nevada County Clerk-Recorder /Registrar of Voters, results of the March 7, 2017 Mystic Mine Road Community Service District Special Election (Res. 16-566) in the County of Nevada, establishing a special tax on each parcel of land within the District for the purpose of funding road maintenance programs within the District. (Dist. IV)

Community Development Agency Director: Sean Powers

6. [SR 17-0197](#) Resolution appointing Mr. Chris de Nijs as the Nevada County Agricultural Commissioner/Sealer of Weights and Measures, effective April 3, 2017 through April 2, 2021.

Director of Public Works: Trisha Tillotson

7. [SR 17-0157](#) Resolution approving Amendment 1 to the contract between the County of Nevada and HDR Construction Control Corporation for the provision of on-call construction management and inspection services for various projects (Res. 16-069), increasing the contract amount by \$650,000 for a total amount not to exceed \$1,400,000, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Department of Public Works Capital Improvements budget. (4/5 affirmative vote required)
8. [SR 17-0179](#) Resolution rejecting all bids that were opened on March 2, 2017 (Res. 17-055), authorizing re-bidding for the Nevada County Thermoplastic Safety Project 2017 - Contract No. 225030, Federal Contract No. HSIP 5917 (094), and instructing the Purchasing Division to advertise for bids with the bid opening date to be set for April 25, 2017. (Dists. I, II, III and IV)
9. [SR 17-0176](#) Resolution approving Program Supplement Number N040 Rev. 1 to Administering Agency-State Agreement for Federal Aid Project Number 03-5917R for the Retrac Way at Wolf Creek Bridge Replacement Project - County Contract No. 224018, in the amount of \$2,178,025, and authorizing the Chair of the Board of Supervisors to execute the Program Supplement. (Dist. II)
10. [SR 17-0177](#) Resolution approving Program Supplement Number F059 to Administering Agency-State Agreement for Federal Aid Project Number 03-5917F15 for the High Friction Surface Treatment Project - County Contract No. 225029, in the amount of \$751,410, and authorizing the Chair of the Board of Supervisors to execute the Program Supplement.

11. [SR 17-0178](#) Resolution approving Program Supplement Number F060 to Administering Agency-State Agreement for Federal Aid Project Number 03-5917F15 for the 2017 Thermoplastic Striping Project - County Contract No. 225030, in the amount of \$361,900, and authorizing the Chair of the Board of Supervisors to execute the Program Supplement.

Chief Probation Officer: Michael Ertola

12. [SR 16-1026](#) Resolution approving a Memorandum of Understanding (MOU) between the County of Nevada and the County of Butte for Male Community Reentry Program (MCRP) coordination services for Nevada County participants at no cost for Fiscal Year 2016/17 through Fiscal Year 2018/19, and authorizing the Chair of the Board of Supervisors to execute the MOU.
13. [SR 17-0196](#) Resolution approving Amendment 1 to the contract between the County of Nevada and SCRAM of California, Inc. for the provision of continuous remote electronic alcohol monitoring, increasing the maximum amount of the contract from \$20,000 to \$50,000 to provide services for additional participants, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Chief Information Officer: Stephen Monaghan

14. [SR 17-0159](#) Resolution directing the Auditor-Controller to establish a Fiscal Year 2016/17 budget for the new Energy Services Program for the purpose of administering and allocating expenditures associated with operation and repayment of financing costs of the County's solar energy generation systems and for administering expenditures related to the generation and delivery of electrical service to County and Sanitation District facilities. (4/5 affirmative vote required)
15. [SR 17-0184](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and Jacobs Custom Homes, Inc., for the Madelyn Helling Library Amphitheater Project (Res. 16-513), with contract costs totaling \$38,260, and directing the Clerk of the Board to record the Notice in accordance with Civil Code Section 9208. (Facilities)
16. [SR 17-0182](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and Treehenge Construction, Inc., for the Laura Wilcox Tenant Improvement Project (Res. 16-495), with contract costs totaling \$194,063.82, directing the Clerk of the Board to record this Notice in accordance with Civil Code Section 9208, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Capital Facilities budget. (Facilities) (4/5 affirmative vote required)

County Librarian: Laura Pappani

17. [SR 17-0203](#) Resolution authorizing the purchase of a Bibliotheca SelfCheck Desktop Kiosk (capital asset) for the Grass Valley Library - Royce Branch, in the amount of \$10,240, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Library budget. (4/5 affirmative vote required)

County Counsel: Alison Barratt-Green

18. [SR 17-0201](#) (Waive further reading/Adopt) An Ordinance amending Appendix I of Section A-II 22.3 of Article 22 of Chapter II of the Nevada County Administrative Code regarding the County's Conflict of Interest Code.

Individual Board Member Item:

19. [SR 17-0190](#) Resolution creating and establishing the Penn Valley Area Municipal Advisory Council, with an effective date of July 1, 2017, as a pilot program for two years until July 1, 2019.

Sponsors: Hank Weston, District 4

Clerk of the Board: Julie Patterson Hunter

20. [SR 17-0204](#) Resolution proclaiming June 24, 2017 as the annual "North San Juan Cherry Festival" Day.
21. [SR 17-0169](#) Resolution appointing Board of Supervisors Successors in a declared emergency, pursuant to Nevada County Administrative Code Section A-II 1.4 and Government Code Section 8638.
22. [SR 17-0202](#) Acceptance of resignation from M. Clare Aguera as Trustee on the Truckee Cemetery District. (Dist V)
23. [SR 17-0187](#) Acknowledge Supervisor Hall's appointment of Mr. Douglas Brannon as the District I representative to the Building and Accessibilities Standards Board of Appeals, for a four-year term expiring January 1, 2021.
24. [SR 17-0186](#) Acceptance of Board of Supervisors Summary Minutes for March 14, 2017.

DEPARTMENT HEAD MATTERS:**Treasurer-Tax Collector: Tina Vernon**

25. [SR 17-0199](#) Resolution approving a Voluntary Collection Agreement between the County of Nevada and Airbnb, Inc. pertaining to the collection and remittance of Transient Occupancy Taxes in the unincorporated areas of Nevada County, effective May 1, 2017, and authorizing the Chair of the Board of Supervisors to execute the Agreement.

Public Health Director: Jill Blake

26. [SR 17-0193](#) Resolution proclaiming April 3-9, 2017 as Public Health Week in Nevada County.
27. [SR 17-0172](#) Resolution approving Agreement 16-10698 between the County of Nevada and the California Department of Public Health (CDPH) pertaining to awarding the Nevada County Public Health Department funds to implement Project LAUNCH (Linking and Addressing the Unmet Needs for Children's Health) activities throughout the County, in the total maximum amount of \$367,931, for the period October 1, 2016 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Agreement.
28. [SR 17-0192](#) Resolution approving a contract between the County of Nevada and First 5 Nevada County Children and Families First Commission for services related to Project LAUNCH (Linking and Addressing the Unmet Needs for Children's Health) to improve outcomes for families who reside in at-risk communities through evidence-based visiting programs throughout Nevada County, in the total maximum amount of \$318,013, for the period March 28, 2017 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the contract.

Environmental Health Director: Amy Irani

29. [SR 17-0175](#) Resolution approving an amendment to the 2013 Local Primacy Delegation Agreement between the County of Nevada and the State of California Department of Public Health, Drinking Water Branch, authorizing the Nevada County Environmental Health Department to operate as the Local Primacy Agency, authorizing the Chair of the Board to execute the Local Primacy Delegation Agreement, and authorizing the Environmental Health Director to implement the Agreement and execute any additional documents necessary.

INDIVIDUAL BOARD MEMBER ITEMS:

30. [SR 17-0146](#) Resolution accepting the establishment of a Nevada County Poet Laureate Program and the nomination and designation of the Poet Laureate by Nevada County Arts Council, Ms. Molly Fisk, for the term of April 1, 2017 through March 31, 2018.

Sponsors: Heidi Hall, District 1

31. [SR 17-0189](#) Request to send a Letter of support for Assembly Bill (AB) 211 (Bigelow), an act to amend Section 4214 of the Public Resources Code, relating to the use of State Responsibility Area (SRA) Fire Prevention Fees.

Sponsors: Hank Weston, District 4

SCHEDULED ITEM: 11:00 A.M.

32. [SR 17-0183](#) Rural County Representatives of California (RCRC) organizational overview and presentation of their 2017/18 legislative and regulatory priorities. (Mr. Greg Norton, President/CEO, Mr. Justin J. Caporusso, Vice President, External Affairs/Administration, and Ms. Staci Heaton, Regulatory Affairs Advocate, RCRC)

Sponsors: Dan Miller, District 3

***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.

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 March 23, 2017.

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 when the agenda item is considered by the Board. The Chair may limit the total amount of time for comment on any agenda item and may limit any individual desiring to address the Board to no less than three (3) minutes. 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 Chair of the Board may limit the total amount of time allocated for public comment; provided, however, the Board will allocate at least fifteen (15) minutes for receiving public comment during any Board meeting. The Chair of the Board may limit any individual desiring to address the Board to no less than three (3) minutes. Time to address the Board will be allocated on the basis of the order in which the requests were received.

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 Chair of the Board may limit the total amount of time allocated for the public hearing and may limit any individual desiring to address the Board 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 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. If, after the public hearing is closed and 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. Speakers are encouraged but not required to give their name and city of residence before addressing the Board. Speakers shall direct their comments to the Board, not the audience or staff. 2.) Comment on the specific matter before the Board with reasons for the position taken. 3.) The Chair may, at his or her discretion, allow up to five (5) minutes for those who are serving as a spokesperson for a group or organization. 4.) A speaker may not yield time to another speaker. 5.) 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. 6.) In the interest of civil discourse, the rules specified in this Order and Decorum of Board Business and Robert's Rules of Order, to the extent such Rules are not in conflict with the Brown Act, shall apply at all Board meetings. 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. 7.) 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 modified at the Chair of the Board's discretion.

SPECIAL MEETINGS:

At special meetings of the Board, public comment will only be allowed on matters appearing on the agenda.

ORDINANCES:

- 1) By statute, an ordinance may be passed immediately upon introduction only after notice and a public hearing.
- 2) An urgency ordinance may be passed immediately upon introduction.
- 3) 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.
- 4) Adoption of the ordinance is made by majority vote.
- 5) 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 17-084 (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)