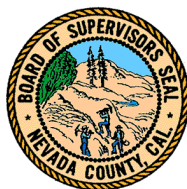


COUNTY OF NEVADA

STATE OF CALIFORNIA

Nate Beason, 1st District
Ed Scofield, 2nd District
Dan Miller, 3rd District (Chair)
Wm. "Hank" Weston, 4th District (Vice-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

SUMMARY MINUTES

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, June 28, 2016	9:00 AM	Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

REGULAR MEETING: 9:00 AM

Rollcall

The following Supervisors present:

Nathan H. Beason, 1st District
Ed Scofield, 2nd District
Dan Miller, 3rd District
Hank Weston, 4th District
Richard Anderson, 5th District

STANDING ORDERS:

Chairman Miller called the meeting to order at 9:00 A.M.

Pledge of Allegiance led by Mark Buttron, Fire Chief, City of Grass Valley.

Corrections and/or deletions to agenda.

ACTION TAKEN: No corrections and/or deletions to the agenda were noted.

PUBLIC COMMENT: 9:01 A.M.

ACTION TAKEN: No public comment received.

SCHEDULED ITEM: 9:02 A.M.

1. [SR 16-0547](#) Certificate of Recognition for Mr. Victor Ferrera, Emergency Services Program Manager, upon his retirement after many years of service to the County of Nevada.

ACTION TAKEN: Chairman Miller read the Certificate of Recognition into the record and the Board presented it to Mr. Victor Ferrera, Office of Emergency Services Program Manager. The Board members thanked Mr. Ferrera for his years of exemplary service to the County of Nevada.

Chairman Miller introduced the new Office of Emergency Services Program Manager, Mr. John Gulserian.

CONSENT CALENDAR:

Behavioral Health Director: Rebecca Slade

2. [SR 16-0561](#) Resolution approving Amendment 1 to the Operational Agreement between the County of Nevada and Sierra Nevada Memorial-Miners Hospital pertaining to the provision of crisis stabilization services at the Sierra Nevada Memorial-Miners Hospital Campus (Res. 15-067), amending Exhibit "A" Scope of Services and Exhibit "B" Financial Arrangement with regard to the County assuming responsibility for the provision of tele-psychiatry services, for the period February 10, 2015 through June 30, 2035, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Adopted.

Enactment No: RES 16-287

3. [SR 16-0548](#) Resolution approving a renewal contract between the County of Nevada and Sierra Mental Wellness Group for services in relation to the operation of a Crisis Stabilization Unit (CSU) at Sierra Nevada Memorial-Miners Hospital, in the maximum amount of \$1,371,261, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: RES 16-288

4. [SR 16-0451](#) Resolution approving a renewal contract between the County of Nevada and the County of Placer for the Nevada County Behavioral Health Department to provide telephone triage services for the Placer County Adult System of Care (ASOC), in the maximum contract amount of \$1,218,660, for the period July 1, 2016 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-289
5. [SR 16-0535](#) Resolution approving a renewal contract between the County of Nevada and Family Resource Center of Truckee for the provision of Latino Outreach Services in the Eastern County region as a component of the County's Mental Health Services Act (MHSA) Prevention and Early Intervention (PEI) Plan, in the maximum amount of \$27,500, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-290
6. [SR 16-0516](#) Resolution approving a renewal contract between the County of Nevada and Fred Finch Youth Center for specialized mental health residential treatment services for emotionally disturbed youth as referred by Nevada County, in the maximum amount of \$55,000, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-291
7. [SR 16-0544](#) Resolution approving a renewal contract between the County of Nevada and Shellee Ann Sepko, LMFT dba What's Up? Wellness Checks for the provision of mental health screening services for high school students in Eastern and Western Nevada County, in the maximum amount of \$106,150, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-292

8. [SR 16-0543](#) Resolution approving a renewal contract between the County of Nevada and Sierra Forever Families for the provision of comprehensive Specialty Mental Health Services, Family Preservation and In-Home Supportive Parent Training Services, in the maximum amount of \$653,882, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: RES 16-293

9. [SR 16-0527](#) Resolution approving a renewal contract between the County of Nevada and Kings View Corporation for the provision of licensed software, support, hosting and maintenance of software related to Behavioral Health's Electronic Health Record System (EHRS), in the maximum amount of \$1,121,298, for the period July 1, 2016 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: RES 16-294

10. [SR 16-0540](#) Resolution approving renewal Agreement 16-93130, known as the County Mental Health Services Performance Contract, between the County of Nevada and the California Department of Health Care Services (DHCS) pertaining to community mental health services to cover the entire area of the County in compliance with all programmatic and state/federal funding requirements, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the Agreement.

Adopted.

Enactment No: RES 16-295

Public Health Director: Jill Blake

11. [SR 16-0519](#) Resolution approving Amendment 1 to the Services and License Agreement between the County of Nevada and Every Child Succeeds (ECS) pertaining to the provision of Moving Beyond Depression Program implementation materials and consulting services (Res. 15-196), increasing the maximum amount from \$32,216.21 to \$36,717.32, extending the termination date from May 31, 2017 to June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Adopted.

Enactment No: RES 16-296

Director of Social Services: Mike Dent

12. [SR 16-0539](#) Resolution approving a contract between the County of Nevada and Child Advocates of Nevada County pertaining to Court Appointed Special Advocate (CASA) services as part of the CASA of Nevada County Project, in the maximum amount of \$21,600 funded through Community Services Block Grant (CSBG) dollars, for the period July 1, 2016 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-297
13. [SR 16-0532](#) Resolution approving a contract between the County of Nevada and Family Resource Center of Truckee related to supporting the housing and sustainability needs of very low-income residents as part of the Housing Support and Advocacy Program, in the maximum amount of \$34,800 funded through Community Services Block Grant (CSBG) dollars, for the period July 1, 2016 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-298
14. [SR 16-0537](#) Resolution approving a contract between the County of Nevada and Interfaith Food Ministry (IFM) of Nevada County related to increasing the quantity and quality of high protein food products available to food insecure individuals as part of Interfaith food Ministry's Hunger to Health Project, in the maximum amount of \$63,600 funded through Community Services Block Grant (CSBG) dollars, for the period July 1, 2016 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-299
15. [SR 16-0534](#) Resolution approving a contract between the County of Nevada and Victor Community Support Services related to upgrading audio and visual equipment to limit technical barriers for families, in the maximum amount of \$15,000 provided through Community Initiative Funding (CIF), for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-300

16. [SR 16-0523](#) Resolution approving a renewal contract between the County of Nevada and Nevada-Sierra Regional In-Home Supportive Services (IHSS) Public Authority for services related to the administration of employment services through their Nevada County Works Program for Nevada County CalWORKs participants utilizing the Employability Barrier Removal Program, Work Experience (WEX), Subsidized Employment Program (SEP), and Expanded Subsidized Employment (ESE) Programs, in the maximum amount of \$1,030,717, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: RES 16-301

Sheriff-Coroner/Public Administrator: Keith Royal

17. [SR 16-0485](#) (Introduce/Waive further reading) An Ordinance amending Section G-IV 9.1 of Article 9 of Chapter IV of the General Code pertaining to concealed firearms license fees; Section A-II 24.1 of Article II of Chapter 24 of the Administrative Code pertaining to Coroner fees for transportation of bodies; Section A-II 24.15 of Chapter II of Article 24 of the Administrative Code pertaining to explosive permit fees; and Section G-IX 9.3 of Article 9 of Chapter IX of the General Code pertaining to speed zone permits at Boca Reservoir.

Waived further reading and adopted.

Enactment No: ORD-2413

18. [SR 16-0517](#) Resolution approving Amendment 1 to the agreement between the County of Nevada and TouchPay Holdings, LP pertaining to kiosk services for funding inmate accounts at the Wayne Brown Correctional Facility (Res. 13-237), extending the contract term for one year, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Adopted.

Enactment No: RES 16-302

19. [SR 16-0524](#) Resolution approving Amendment 4 to the contract between the County of Nevada and Telmate, LLC for inmate phone services (Res. 11-161), revising Exhibits "A" and "B" to comply with the Federal Communications Commission ruling for jails, effective June 20, 2016, related to fees pertaining to inmate phone calling service contracts, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Adopted.

Enactment No: RES 16-303

20. [SR 16-0515](#) Resolution accepting a grant from the State Department of Alcohol and Beverage Control (ABC) in an amount of up to \$37,500 in reimbursement funds for alcohol licensing enforcement activities, for the period July 1, 2016 through June 30, 2017, and authorizing the Nevada County Sheriff to execute Agreement 16G-LA24.
Adopted.
Enactment No: RES 16-304

Building Director: Craig Griesbach

21. [SR 16-0441](#) Resolution approving an Agreement between the County of Nevada and Interwest Consulting Group, Inc. to provide on-call building inspection and plan review services, in the maximum contract amount of \$50,000, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-305

Director of Public Works: Steven Castleberry

22. [SR 16-0518](#) Resolution approving a renewal contract between the County of Nevada and Nelson Engineering for professional surveying services for County Surveyor support functions, in the maximum contract amount of \$90,000, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-306
23. [SR 16-0533](#) Resolution approving a renewal contract between the County of Nevada and R-1 Snow Removal for snow removal, road sanding and snow pack removal for the Floriston area of Eastern Nevada County, in an amount not to exceed \$18,830, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the contract. (Dist. V)
Adopted.
Enactment No: RES 16-307
24. [SR 16-0536](#) Resolution approving a renewal contract between the County of Nevada and R-1 Snow Removal for snow removal, road sanding and snow pack removal for the Hobart Mills - Russell Valley area of Eastern Nevada County, in an amount not to exceed \$25,400, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board to execute the contract. (Dist. V)
Adopted.
Enactment No: RES 16-308

25. [SR 16-0538](#) Resolution approving a renewal contract between the County of Nevada and R-1 Snow Removal for snow removal, road sanding and snow pack removal for the Glenshire Drive, Hirschdale Road and Boca Road area of Eastern Nevada County, in an amount not to exceed \$31,322, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the contract.
(Dist. V)
Adopted.
Enactment No: RES 16-309
26. [SR 16-0542](#) Resolution awarding and approving a contract between the County of Nevada and Steelhead Constructors, Inc. for the Maybert Road Bridge at Canyon Creek Project (Res. 16-187), County Contract No. 224017, Federal Project No. BRLO-5917(045), in the amount of \$1,012,270 plus a ten percent contingency for the contract work items, for a grand total of \$1,113,497, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Department of Public Works Fiscal Year 2016/17 budget. (Dist. V) (4/5 affirmative vote required)
Adopted.
Enactment No: RES 16-310
27. [SR 16-0549](#) Resolution approving a Reimbursement Agreement between the County of Nevada and Central Federal Lands Highway Division for the Donner Pass Road Improvement Project pertaining to the cost sharing methodology that will be used for Project delivery, authorizing the Chair of the Board of Supervisors to execute the Agreement, and directing the Auditor-Controller to amend the Department of Public Works Fiscal Year 2016/17 budget. (Dist. V) (4/5 affirmative vote required.)
Adopted.
Enactment No: RES 16-311
28. [SR 16-0530](#) Resolution accepting the award of Fiscal Year 2015/16 Low Carbon Transit Operations Program (LCTOP) funding in the amount of \$83,222 from the California Department of Transportation/Division of Rail and Mass Transportation (Res. 16-023), to fund an incentive fare project that offers "free fare days" on Gold Country Stage. (Transit Services)
Adopted.
Enactment No: RES 16-312

29. [SR 16-0531](#) Resolution accepting the award of Fiscal Year 2014/15 Proposition 1B (Prop 1B), Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA) funding administered by the California Department of Transportation for bus stop improvements and transit vehicle replacements (Res. 15-475 and Res. 15-476), in the amount of \$527,986. (Transit Services)
Adopted.
Enactment No: RES 16-313

Human Resources Director: Charlie Wilson

30. [SR 16-0550](#) Resolution approving a renewal contract between the County of Nevada and Liebert Cassidy Whitmore pertaining to legal employment relations services and training, in the total amount of \$25,500, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board to execute the contract.
Adopted.
Enactment No: RES 16-314
31. [SR 16-0567](#) Resolution approving a renewal contract between the County of Nevada and Riitta Herwitz Design Support LLC pertaining to advertising services for Nevada County employment, for the period July 1, 2016 through June 30, 2019, with an amount totaling no more than \$40,000 through June 30, 2017 and no more than \$40,000 for each successive fiscal year through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-315
32. [SR 16-0569](#) Resolution approving a renewal contract between the County of Nevada and Alliant Insurance Services pertaining to benefits brokerage services, in an amount not to exceed \$50,000, for the period July 1, 2016 through June 30, 2019, and authorizing the Chair of the Board to execute the contract.
Adopted.
Enactment No: RES 16-316

Child Support Services Director: Tex Ritter

33. [SR 16-0490](#) Resolution approving the addition of delinquent Community Development Agency (CDA) Code Enforcement assessments onto the 2016/17 secured property tax roll. (Collections Division)
Adopted.
Enactment No: RES 16-317

Chief Information Officer: Stephen Monaghan

34. [SR 16-0564](#) Resolution approving Amendment 3 to the contract between the County of Nevada and EPIC Aviation, LLC, for aviation fuel services and support at the Nevada County Airport (Res. 06-071), extending the term of the contract for an additional year through February 14, 2017, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Airport)
Adopted.
Enactment No: RES 16-318
35. [SR 16-0554](#) Resolution authorizing purchase of a capital asset, a WatchGuard Firewall system to enhance protection of the County's data resources from Internet-based attacks (\$27,653), and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Information Systems budget. (4/5 affirmative vote required.)
Adopted.
Enactment No: RES 16-319
36. [SR 16-0552](#) Resolution approving contract between the County of Nevada and Pro-line Cleaning Services, Inc., for janitorial services at various County facilities, in the amount of \$85,000, for the period July 1, 2016 through December 31, 2016, and authorizing the Chair of the Board of Supervisors to execute the contract. (Facilities)
Adopted.
Enactment No: RES 16-320

County Librarian: Laura Pappani

37. [SR 16-0541](#) Resolution approving an amendment to the Memorandum of Understanding (MOU) between the County of Nevada and the Friends of the Libraries of Nevada County pertaining to management of the Doris Foley Library for Historical Research by the Friends of the Nevada County Libraries (Res. 10-197), for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the amendment.
Adopted.
Enactment No: RES 16-321

38. [SR 16-0545](#) Resolution approving a renewal contract between the County of Nevada and the Nevada County Superintendent of Schools for operation of the Read Up! Literacy Program, in the maximum amount of \$34,984, for the period of July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-322

County Counsel: Alison Barratt-Green

39. [SR 16-0558](#) Resolution approving Amendment 3 to the contract between the County of Nevada and Porter Scott, A Professional Corporation for legal services (Res. 14-338), extending the term of the contract to June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
Adopted.
Enactment No: RES 16-323

40. [SR 16-0560](#) Resolution approving Amendment 4 to the contract between the County of Nevada and Porter Scott, A Professional Corporation for legal services in connection with claims and related litigation (PESG2609 and Res. 15-062), extending the term of the contract to June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
Adopted.
Enactment No: RES 16-324

County Executive Officer: Richard Haffey

41. [SR 16-0562](#) Resolution approving a renewal contract between the County of Nevada and W. Gregory Klein pertaining to conflict indigent defense services, in the amount of \$160,000 (\$80,000 per fiscal year), for the period of July 1, 2016 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-325
42. [SR 16-0483](#) Resolution approving a renewal contract between the County of Nevada and Shaw/Yoder/Antwih, Inc. for State of California Legislative Advocacy Services, in the amount of \$3,000 monthly for a maximum of \$36,000 on an annual basis, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-326

43. [SR 16-0484](#) Resolution approving a renewal contract between the County of Nevada and Gallina, LLP pertaining to the audit of fiscal records of the County of Nevada and entities for the 2015/2016 Fiscal Year, in the maximum amount of \$81,700, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-327
44. [SR 16-0563](#) Resolution approving a contract between the County of Nevada and William Gordon Walker III for conflict indigent defense services, in the amount of \$100,000 (\$50,000 per fiscal year), for the period July 1, 2016 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-328
45. [SR 16-0526](#) Resolution approving a renewal contract between the County of Nevada and Area 4 Agency on Aging/RSVP pertaining to volunteer services for County departments and community partners, in the maximum amount of \$15,000, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 16-329
46. [SR 16-0565](#) Resolution approving a renewal Memorandum of Understanding (MOU) between the County and the Superior Court regarding the provision of County services to the Court, for the period of July 1, 2016 through June 30, 2019.
Adopted.
Enactment No: RES 16-330

Clerk of the Board: Julie Patterson Hunter

47. [SR 16-0503](#) Resolution reappointing Mr. Dennis Cassella and Ms. Sushila Mertens as members to the Nevada Cemetery District Board of Trustees, for terms expiring July 1, 2020.
Adopted.
Enactment No: RES 16-331
48. [SR 16-0577](#) Acceptance of Board of Supervisors Summary Minutes for June 7, 2016.
Accepted.

*Approval of the Consent Agenda***Adopted.**

ACTION TAKEN: Chairman Miller introduced the consent calendar.

MOTION: Motion made by Supervisor Beason, seconded by Supervisor Anderson to approve the consent calendar. On a roll call vote, the motion passed unanimously.

#####

Chairman Miller recessed as the Board of Supervisors and convened as the Board of Directors of the Nevada County Sanitation District No. 1.

Regular meeting of the Board of Directors of the Nevada County Sanitation District No. 1.

Chairman Miller called the meeting to order. All Directors present.

Consent: Chairman Miller introduced the consent calendar.

Director of Public Works: Steven Castleberry

49a. [SR 16-0555](#) Resolution approving Amendment 3 to the contract between the County of Nevada and Coastland Civil Engineering for project management services for the Connection of the Penn Valley Sewer System to the Lake Wildwood Wastewater Treatment Plant Improvement Project (Res. SD14-04), increasing the maximum contract price by \$49,550 for a total contract price of \$196,196, extending the contract term to August 31, 2016, and authorizing the Chair of the Board of Directors to execute the Amendment. (Sanitation) (Dist. IV)

Adopted.

Enactment No: SD16-010

49b. [SR 16-0553](#) Resolution approving a renewal contract between the County of Nevada and Robinson Enterprises Investment Co., Inc. for transport and disposal of biosolids from Nevada County Sanitation District No. 1 wastewater treatment facilities, in the amount of \$40,000, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Directors to execute the contract.

Adopted.

Enactment No: SD16-011

Clerk of the Board: Julie Patterson Hunter

49c. [SR 16-0578](#) Acceptance of Nevada County Sanitation District No. 1 Minutes for June 7, 2016.

Accepted.

Approval of the Consent Agenda

Adopted.

MOTION: Motion made by Director Beason, seconded by Director Weston, to approve the consent calendar. On a roll call vote, the motion passed unanimously.

#####

Public Comment: No public comment received.

#####

Adjournment:

ACTION TAKEN: Chairman Miller adjourned as the Board of Directors of the Nevada County Sanitation District No. 1 and reconvened as the Nevada County Board of Supervisors.

DEPARTMENT HEAD MATTERS:

Agricultural Commissioner: Chris Flores

50. [SR 16-0475](#) (Introduce/Waive further reading) An Ordinance amending Section A-II 42.9.1 of Article 42 of Chapter II of the Nevada County Administrative Code regarding the creation and composition of the Agricultural Advisory Commission and ratifying the revised bylaws of the Nevada County Agricultural Advisory Commission.
First reading held.

ACTION TAKEN: Chairman Miller introduced the agenda item and read the title of the Ordinance into the record.

Mr. Sean Powers, Community Development Agency (CDA) Director, was happy to report that the Agricultural Commissioner's office is now located at the Eric Rood Administrative Center. Mr. Powers reviewed the staff report regarding the request for approval of the Agricultural Advisory Commission's revised bylaws and introduction of an Ordinance ratifying the changes to the creation and composition of the Commission. Mr. Powers reported that the Commission is proposing to change their meeting schedule to meet every other month, rather than on a monthly basis.

Supervisor Scofield was fine with the revised bylaws. However, he suggested a Supervisor be appointed to the Commission, especially with upcoming issues regarding marijuana cultivation. He requested the new Chair consider the appointment to be made at the beginning of the 2017 year along with the annual Chair assignments.

Board discussion ensued.

Ms. Alison Barratt-Green, County Counsel, suggested that there are two options at this time; one is to come back with a separate amendment and move the item forward now, or continue it to a later meeting and draft the changes to be adopted at a later meeting.

Mr. Sean Powers recommended continuation of the item at this time for changes to be made, and then to return to the Board at a later date for approval.

Supervisor Beason noticed that the bylaws directed the Commission's minutes be provided to the Clerk of the Board, and periodic written or verbal reports be provided to the Board. He asked for clarification. Mr. Powers responded that the minutes are for regular updates for the Board and then a summary would be sent to the Board regarding larger topics that may have been discussed over several meetings.

Supervisor Weston suggested information provided to the Board should not just be 'periodic.' He asked how the Board can be quickly notified of critical or urgent issues. Mr. Powers explained that 'hot topics' would be provided to the Board for recommendation in a quick and timely manner. Supervisor Weston did not want communication to be shut off with any commission if it is a critical issue. Mr. Powers stressed that their intent was to improve the process and make it faster.

Board discussion ensued.

Supervisor Scofield thought that having a Supervisor on the Commission would prevent any communication problems.

MOTION: Motion made by Supervisor Scofield, seconded by Supervisor Weston, to introduce and waive further reading of the Ordinance. On a roll call vote, the motion passed unanimously.

***CLOSED SESSIONS:**

[SR 16-0586](#) Pursuant to Government code § 54956.9(d)(4), County Counsel is requesting a closed session to determine whether litigation should be initiated by the County in one matter.

[SR 16-0587](#) Pursuant to Government code § 54956.9(d)(2), County Counsel is requesting a closed session with the Board of Supervisors to discuss one matter in which there is significant exposure to litigation against the County.

ACTION TAKEN: Ms. Alison Barratt-Green, County Counsel, read the title of the closed session items into the record and the Board entered into closed session.

Following closed session, Ms. Barratt-Green reported that nothing occurred in either closed session that is required to be reported out by law.

***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.

ACTION TAKEN: Updates were provided by members of the Board.

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

51. [SR 16-0514](#) Public hearing to consider approval of proposed increases to Development Impact Mitigation Fees (“AB 1600 Fees”) and Quimby Act Fees In-Lieu of Land Dedication, for the Truckee-Donner Recreation and Park District. (District V)

Resolution adopting Development Impact Mitigation Fees (“AB 1600 Fees”), and Quimby Act Fees In-Lieu of Land Dedication, for the Truckee-Donner Recreation and Park District pursuant to Sections L-IX 1.1 and 1.3 of the Land Use and Development Code of the County of Nevada, effective October 1, 2016.

Adopted.

Enactment No: RES 16-332

ACTION TAKEN: Mr. Brian Foss, Planning Director, reviewed the staff report regarding the proposed increase in Development Impact Mitigation Fees and Quimby Act Fees In-Lieu of Land Dedication for the Truckee-Donner Recreation and Park District. He reported that earlier this year, the District approved inflationary increases to their fees last adopted in 2014. Mr. Foss reviewed the fee adjustments, including a 5% increase in Park Impact fees and a 21% fee increase in Quimby In-Lieu fees. He noted that representatives from the District were available by teleconference in Truckee to answer any questions.

Supervisor Anderson clarified that it is a two year increase in fees. Mr Foss responded that Supervisor Anderson is correct; it is based on increases over the last two years.

Supervisor Weston asked if the Town of Truckee has already weighed in on the increases or if they would approve the fees after the Board approves. Mr. Foss responded that it appears the increases have yet to be approved by the Town of Truckee.

Mr. Brandon Perry, District Clerk and Human Resources Manager, Truckee Donner Recreation and Park District, explained that the changes have been sent to Truckee for their approval, but they have not yet been approved by the Town. He reported that the proposed increases were recommended by a consultant and it has been two years since their last increase.

Chairman Miller opened the public hearing for public comment.

Ms. Pat Davison, Executive Director, Truckee Tahoe Contractor's Association, reported that they do support annual, incremental inflationary adjustments, which is preferable to a large jump in fees every few years. Her questions have been answered and she has no issues or concerns with today's proposal.

There being no further public comment, Chairman Miller closed the public comment period.

MOTION: Motion made by Supervisor Anderson, seconded by Supervisor Weston, to adopt Resolution 16-332. On a roll call vote the motion passed unanimously.

SCHEDULED ITEM: 10:30 A.M. Laura Pappani, County Librarian

52. [SR 16-0463](#) Public hearing to consider a proposed ordinance/ballot measure to (a) extend the Library Transactions and Use Tax for an additional 15 years; (b) adjust the maximum tax rate from 1/8th cent to 1/4th cent; (c) revise the existing Expenditure Plan to guide the use of the funds generated by the proposed tax; and (d) make other amendments to Article 7 of the Nevada County General Code consistent with this proposal and current state law. (Library)
- 52a. [SR 16-0585](#) (Introduce/Waive further reading/Adopt) An Ordinance amending Article 7 of Chapter V of the General Code of the County of Nevada regarding continuation and adjustment of the Nevada County Library Sales Tax. (Library) (4/5 affirmative vote required.)
Adopted.
Enactment No: ORD-2414
- 52b. [SR 16-0588](#) Resolution calling an Election for, and authorizing the submission to the Voters of a Measure to continue the Nevada County Library Sales Tax for an additional 15 years, and to adjust the tax rate from one-eighth (1/8) of one cent to one-quarter (1/4) of one cent, and consolidating the Election with the November 8, 2016 Statewide General Election. (Library) (4/5 affirmative vote required.)
Adopted.
Enactment No: RES 16-333

ACTION TAKEN: Chairman Miller introduced the agenda item regarding the proposed ballot measure to extend the Library tax, and read the title of the Ordinance into the record.

Ms. Laura Pappani, County Librarian, reviewed the staff report and provided a PowerPoint presentation regarding a Library Sales Tax Measure to be placed on the November 2016 ballot to amend Article 7 of the General Code, Library Transactions and Use Tax.

In 1996 Library funding was cut by 50% resulting in a loss of about \$490,000. She reviewed the state of the Libraries at that time. In 1998 Measure B was passed, establishing a one-eighth of one cent sales tax throughout Nevada County, which increased the Library's budget and allowed many improvements and necessary staffing additions to be made. In 2002 Measure C continued the funding stream established by Measure B for an additional 15 years and established the Citizen's Oversight Committee of the Nevada County Library to ensure that all monies were coming to the Libraries and being spent in a manner in the best interests of the residents of Nevada County. Measure C passed with 76.54% of the votes, indicating strong support and appreciation for the role of public libraries in Nevada County. Ms. Pappani reported that due to the voter's approval Measure C, the County's Libraries are popular and heavily used. Last year staff recorded a total of 346,962 visits, resulting in 678,793 checked out items. 24,420 members of the public enjoyed over 1,000 programs provided by the Library. The summer reading program has improved and digital item downloads have increased to almost 29,000 items per year. Ms. Pappani reviewed the Library's varied funding sources, including Measure C, Nevada County General Fund, as well as grants, donations and other sources.

She reviewed the poll taken by the Library this year; the community responded strongly and provided lots of input, requesting additional children's services, increased service levels, and increased services in Truckee and Penn Valley. Also, the volunteer library in North San Juan has requested support for their operations. Ms. Pappani reviewed the fiscal trends for the past 10 years, including salaries and benefits, services and supplies, facility improvements and sales tax received. With the current budget passed for 2016/17, staffing levels are unaffordable, the County is unable to restore library hours to pre-recession levels, and the materials budget had to be cut by 50%. In short, the expectations of Nevada County's residents cannot be met at the current tax rate.

Ms. Pappani reported that an advisory board of community members was convened in December of 2014 to advise County staff on the best course of action. The Public Library Committee unanimously recommended pursuing the renewal of the sales tax, and adjust the current sales tax rate to one-quarter of one cent with a 15-year extension, with all funding received to be directed to the Library. Ms. Pappani reviewed the proposed expenditure plan and the next steps for placement on the November 8, 2016 ballot, and requested Board support and approval of the proposed Ordinance.

Board questioning and discussion ensued.

The Board members provided comments in support of the Measure.

Chairman Miller opened the public hearing for public comment.

The following members of the public provided comments in support of Measure A: Ms. Alexis Tjoa, District IV resident and Friends of the Nevada County Library President; Mr. Arlo Reuss, student and Library volunteer; Ms. Kathleen Kiefer, District I resident, and Director of Curriculum, Instruction and Accountability, Nevada County Superintendent of Schools; Ms. Ava Reuss, 7th Grader at Grass Valley Charter School; Ms. Roo Cantada, Grizzly Hills School Librarian and Community Librarian at the San Juan Ridge Library; Ms. Robyn Caywood, District IV resident; Mr. Howard Levine, Grass Valley Council Member and District III resident; Ms. Lisa Roe, Board member, San Juan Ridge Community Library and District IV resident; Mr. Dick Noble, District IV resident; Ms. Madelyn Helling, Librarian; and Mr. Marty Lombardi, District III resident.

The following members of the public shared concerns regarding increased taxes: Mr. Eddie Garcia, District II resident; and Ms. Claudia Taylor, District II resident.

There being no further public comment, Chairman Miller closed the public comment period.

Board discussion ensued.

MOTION: Motion made by Supervisor Beason, seconded by Supervisor Anderson, to introduce, waive further reading, and adopt Ordinance 2414. On a roll call vote the motion passed unanimously.

MOTION: Motion made by Supervisor Scofield, seconded by Supervisor Weston, to adopt Resolution 16-333. On a roll call vote the motion passed unanimously.

Recess for lunch: Meeting recessed at 11:30 A.M.

AFTERNOON SESSION

SCHEDULED ITEMS: 1:30 P.M.

Director of Public Works: Steven Castleberry

53. [SR 16-0571](#) Public hearing continued from June 28, 2016 to consider an appeal filed by Larry and Cheryl Andresen (“Appeal”) of the decision of the Public Works Director regarding application for encroachment permit on Floriston Avenue/Iceland Road, proposing realignment of Floriston Avenue, relocation of existing utilities, removal of vegetation, and removal of existing structures within the existing right-of-way. (Dist. V)

Resolution denying the appeal filed by Mr. Larry Andresen regarding the decision of the Public Works Director to deny an application for an encroachment permit on Floriston Avenue/Iceland Road in Hirschdale.

Continued.

ACTION TAKEN: Chairman Miller introduced the public hearing item.

Mr. Steven Castleberry, Director of Public Works, requested that the item be continued until August 9, 2016, per the request of the Applicant, to provide time to work something out short of the appeal process.

Ms. Alison Barratt-Green, County Counsel, requested that the public hearing be opened and that Chairman Miller take a motion to continue the item until August 9, 2016 at 1:30 p.m.

Chairman Miller opened the public hearing for public comment. There being no public comment, Chairman Miller closed the public comment period, leaving the public hearing open per suggestion of Ms. Alison Barratt-Green, County Counsel. Ms. Barratt-Green informed the Board that the property neighbors have been notified of the change in date.

MOTION: Motion made by Supervisor Weston, seconded by Supervisor Anderson, to continue the item to August 9, 2016 at 1:30 p.m. On a roll call vote the motion passed unanimously.

Planning Director: Brian Foss

54. [SR 16-0504](#) Public hearing to consider the Nevada County Planning Commission's May 26, 2016, 3-0 (2 absent) recommendation for the Nevada County Consolidated Fire District surplus fire stations project to: 1) adopt a Negative Declaration (EIS16-004); 2) approve a General Plan Land Use Designation Map amendment for three properties (GP16-001, GP16-002, and GP16-003); and 3) approve a Zoning District Map amendment for two properties (Z16-002, Z16-003) (Districts I, II and III).

- 54a.** [SR 16-0505](#) Resolution adopting a Negative Declaration (EIS16-004) for the proposed General Plan Land Use (GP16-001; GP16-002; and GP16-003) and Zoning District Map amendments (Z16-002 and Z16-003) associated with the Nevada County Consolidated Fire District Fire Station Surplus Project (APNs 08-070-34, 36-170-17 and 56-470-17).
- 54b.** [SR 16-0506](#) Resolution amending Nevada County General Plan Land Use Map designation for Assessor's Parcel Number (APN) 08-070-34 (GP16-001: Ridge Road) from Public (PUB) to Neighborhood Commercial (NC); APN 36-170-17 (GP16-002: Quaker Hill Cross Road) from Rural Commercial (RC) to Urban Single Family (USF); and APN 56-470-17 (GP16-003: East Lime Kiln Road) from Public (PUB) to Estate (EST).
- 54c.** [SR 16-0507](#) (Introduce/Waive further Reading/Adopt) An Ordinance amending 1) Zoning District Map 064a, to rezone 0.80 acres (APN 36-170-17) located at 13376 Quaker Hill Cross Road, from Public (P) to Single Family Residential with the Subdivision Limitation Combining District (R1-X) (Z16-002) and; 2) Zoning District Map 044, to rezone 0.61 acres (APN 56-470-17) located at 10085 Lime Kiln Road, from Public (P) to Residential Agriculture with a three-acre density limitation (RA-3) (Z16-003) (Nevada County Consolidated Fire District, property owner).

ACTION TAKEN: Chairman Miller introduced the agenda item.

Mr. Brian Foss, Planning Director, introduced Mr. Tyler Barrington, Principal Planner.

Mr. Barrington reviewed the staff report and provided a PowerPoint presentation regarding the rezoning on behalf of the Nevada County Consolidated Fire District. He provided background information regarding the three proposals amending General Land Use Map designation: 1) GP16-001, 13315 Ridge Road from Public (PUB) to Neighborhood Commercial (NC); 2) GP16-002/Z16-002, 13376 Quaker Hill Cross Road from Rural Commercial (RC) to Urban Single Family (USF); and 3) GP16-003/Z16-003, 1085 East Lime Kiln Road from Public (PUB) to Estate (EST). EIS16-004 Draft Initial Study/Recommended Negative Declaration.

Mr. Barrington reported that no significant impacts would occur as a result of the proposed Project, and recommended the Board approve the Resolution for the Negative Declaration; approve the Resolution approving the General Plan Amendments; and adopt the Ordinance approving the Zoning District Map Amendments.

Board questioning ensued.

Supervisor Weston was concerned that the proposed zoning for Ridge Road would not be compatible for the residential neighbors; once a use permit is agreed to, it is difficult to make changes.

Referring to the Ridge Road rezone, Supervisor Anderson questioned what sort of uses would be allowed in the C1 zone. Mr. Barrington responded that there is a long list of potential uses that could be allowed in that zone. Supervisor Anderson asked if an autoshop would be an allowed use under C1. Mr. Barrington stated an autoshop could be an allowable use, which would be similar to the former autoshop that was previously located there. Also a bar would be an allowed use, as well as a community care facility. Depending on what type of use was being proposed on the parcel, staff would analyze that use and if the impact were determined to be significant an Environmental Impact Report (EIR) would be required.

Board questioning and discussion ensued.

Supervisor Beason asked if it would be possible to approve the rezone and limit the uses; clearly commercial is all the Ridge Road parcel could be used for. On the other hand, consideration should be given to the neighbors, which could be done during the project process. Mr. Barrington believed the Board could place reasonable standards as part of the action, but he would defer to County Counsel on whether or not specific uses could be restricted.

Supervisor Scofield was concerned that the property was donated to the Fire District for a Fire Department, not a body shop. He suggested it be returned to the original zoning.

Supervisor Weston shared concerns that whatever the Board approves today would have ramifications in the future not only to the potential purchaser but also to the neighbors. Although, once it is rezoned a new use permit would be required for a new business. He clarified that once a use permit is given, it stays with the property from that time forward.

Ms. Alison Barratt-Green clarified that if the rezone was approved, they would have less discretion to deny the actual use. In the future, they would be able to place certain conditions on a Use Permit. She stated that the most discretion the Board has is with the rezone.

Board discussion ensued.

Chief Jim Turner, Nevada County Consolidated Fire District, provided comments regarding the proposed rezone. He spoke to cost increases and their need for funding. The three Stations in question have not had a response out of them in over ten years due to consolidation, automatic aid agreements, and adjustments to jurisdictional boundaries with the City of Grass Valley. The District has found that even if there is growth in the areas, the location of the stations and the facilities themselves would not support 24-hour staffing.

Chairman Miller understands the reasoning behind the rezones, he just has an issue with the Ridge Road property.

Supervisor Anderson suggested the property on Ridge Road should be zoned residential, and asked how much of a windfall to the District would the residential sale be versus the sale of a commercially zoned property. Mr. Greg Ward, Network Real Estate, suggested that it would be a difficult property to turn into a residential site, and is more appropriate for a small commercial business. He explained that property values are higher for commercial purposes, noting that all three parcels are currently in escrow.

Referring to the parcel on East Lime Kiln Road, Supervisor Scofield asked for clarification of the proposed usage. Mr. Ward responded that the buyer would be using it for personal vehicle storage. Mr. Barrington added that the RA zoning district looks at single family residential as the primary importance in the Estate (EST) General Plan designation, and would allow for an accessory garage or agricultural structure without a residence. Supervisor Scofield asked about the history of how the lot was created; he wondered if it was created for a fire station. Based on the Public (PUB) zoning, Mr. Barrington suggested that it was probably created for a volunteer fire station.

Chairman Miller opened the public hearing for public comment.

Mr. Tim Biddinger, District III resident, commented that his house is located right next the proposed rezone on Ridge Road. His concerns are the same as the Board's concerns; noise, activity, time of business hours etc. Their house is located within five to six feet of the building, and they also have a granny unit that is even closer.

Mr. Steve Oas, District III resident, commented that he lives right next door to the property. He thanked the Board for acknowledging their concerns.

There being no further public comment, Chairman Miller closed the public comment period.

Board discussion ensued.

Supervisor Scofield was not sure that the Board was obligated to rezone these properties for the Fire District because it is all about finances.

Supervisor Beason suggested they approve two of the properties and then move forward with new proposals for the third property. Mr. Barrington suggested the Board make a motion of intent and then staff would return to the Board with a new proposal.

Chairman Miller called for a motion of intent, suggesting the Fire District work on a more aggressive marketing plan for the Ridge Road property and leave the other two properties at the current zoning.

Mr. Barrington suggested that if it is the pleasure of the Board to move forward with the East Lime Kiln Road (GP16-003/Z16-003) and the Quaker Hill Cross Road (GP16-002/Z16-002) properties, the Board would make a motion of intent to adopt the Negative Declaration and then a motion of intent to approve those particular elements. Staff would go back and revise the documents and we would recommend that the Board either continue it to a date and time certain and/or allow staff to re-notice the project or the consideration of the resolutions for a future date.

Ms. Alison Barratt-Green recommended that the Board make a motion of intent on each of the items separately.

MOTION: Motion of intent made by Supervisor Beason, seconded by Supervisor Anderson, to approve the resolution adopting a Negative Declaration pursuant to Section 15074 of the California Environmental Quality Act guidelines, based on findings contained in the resolution under Attachment 1.

Supervisor Beason asked County Counsel if his motion would get it done. Ms. Barratt-Green responded that it was fine. Staff would take the motion as direction, and go back and relook at the documents.

Supervisor Scofield asked for confirmation that by voting yes there would be no negative impact on any of the parcels. Ms. Barratt-Green responded that a yes vote would be saying that the Negative Declaration appropriately identifies all of the impacts and has appropriately mitigated all of them.

On a roll call vote, the motion passed unanimously.

MOTION: Motion of Intent made by Supervisor Beason, seconded by Supervisor Scofield, to adopt the Ordinance amending zoning district map 064a, to rezone 0.80 acres (APN 36-170-17) located at 13336 Quaker Hill Cross Road, from Public (P) to single family residential with the subdivision limitation combining district (R1-X) (Z16-002). On a roll call vote the motion passed unanimously.

Mr. Barrington recommended the Board make a motion of intent on the General Plan Amendment associated with the Quaker Hill Cross Road to be consistent with Supervisor Beason's motion on the zoning district map.

MOTION: Motion of intent made by Supervisor Beason, seconded by Supervisor Scofield, to adopt the resolution for the proposed General Plan Amendment for GP16-002, Quaker Hill Cross Road from Rural Commercial (RC) to Urban Single Family (USF). On a roll call vote the motion passed unanimously.

MOTION: Motion of intent made by Supervisor Beason, seconded by Supervisor Anderson, to direct staff to go back and review the remaining two rezone, General Plan Amendment, proposals and make determination as to whether the proposed zoning is the most appropriate course of action. On a roll call vote the motion passed unanimously.

ACTION TAKEN: Mr. Barrington asked if the Board wished to continue to a date and time certain. Chairman Miller asked to leave the item open until Planning felt comfortable bringing it back.

ADJOURNMENT:

ACTION TAKEN: Meeting adjourned at 2:54 P.M.

Signature and Attestation

Dan Miller, Chairman

ATTEST:

By:

Lelia Loomis, Deputy Clerk to the Board