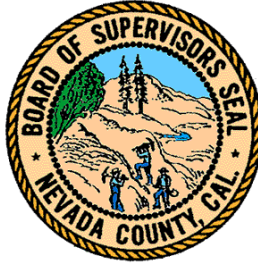


COUNTY OF NEVADA

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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Nevada City, CA 95959-8617
(530) 265-1480
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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, June 13, 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 17-0436](#) Certificate of Recognition for Mr. Roger Ingram, Nevada County Livestock and Natural Resources Farm Advisor, for his thirty-one years of dedicated service in Agriculture.
2. [SR 17-0437](#) Certificate of Recognition for Ms. Susan Healy-Harman, Nevada County Transit Services Manager, for her ten years of dedicated service to the County's transit system.
3. [SR 17-0415](#) Resolution proclaiming June 3, 2017 as "Celebration of Trails" day in Nevada County in conjunction with American Hiking Society's "National Trails Day."
(Laura Petersen, Bear Yuba Land Trust)

Sponsors: Hank Weston, District 4

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 17-0402](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Turning Point Community Programs, Inc. for the provision of temporary housing and supportive counseling services in the Respite Insight Center, increasing the maximum contract price from \$508,489 to \$541,489, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

5. [SR 17-0403](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Willow Glen Care Center for the provision of long-term mental health and residential care to adult clients with mental health conditions, increasing the maximum contract price from \$63,600 to \$134,500, extending the contract termination date from June 30, 2017 to June 30, 2018, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Behavioral Health Department's Fiscal Year 2016/17 budget. (4/5 affirmative vote required)
6. [SR 17-0404](#) Resolution approving a contract between the County of Nevada and Vista Pacifica Enterprises, Inc. dba Vista Pacifica Center for the provision of mental health and residential care services for adults with mental health conditions, in the maximum amount of \$95,106, for the period March 1, 2017 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the contract.
7. [SR 17-0388](#) Resolution approving submittal of the No Place Like Home (NPLH) 2017 Technical Assistance Grant Application and receipt of funds in the amount of \$75,000 from the California Department of Housing and Community Development (HCD), and authorizing Richard A. Haffey, County Executive Officer, to sign the Grant Application.
8. [SR 17-0400](#) Resolution approving the renewal Continuum of Care Program Grant Agreement CA1262L9T151602 between the County of Nevada and the United States Department of Housing and Urban Development (HUD) to provide funding for program participants to obtain and remain in permanent housing, in the maximum amount of \$23,102, with the Agreement commencing as of the date of execution by HUD for the performance period of June 1, 2017 through May 31, 2018.

Sheriff-Coroner/Public Administrator: Keith Royal

9. [SR 17-0370](#) Resolution approving a renewal agreement between the County of Nevada and the County of Placer for the provision of booking and jail services provided by the Nevada County Sheriff at the Truckee Jail, in the amount of \$433,590, for the period July 1, 2017 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the agreement.

Auditor-Controller: Marcia Salter

10. [SR 17-0356](#) Resolution revising the Nevada County Appropriations Limitations amount for Fiscal Year 2016/17 from \$69,373,049 to \$68,805,157.

Agricultural Commissioner: Chris de Nijs

11. [SR 17-0394](#) Resolution approving Agreement 17-0129-000-SA between the County of Nevada and the California Department of Food and Agriculture (CDFA) to reimburse the County for costs incurred in the enforcement of Certified Farmers Market Inspections, in an amount not to exceed \$7,044, for the period July 1, 2017 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the Agreement.

Director of Public Works: Trisha Tillotson

12. [SR 17-0368](#) Acceptance of the Annual Report on Transportation Mitigation Fees - Fiscal Year 2015/16.
13. [SR 17-0399](#) Resolution adopting the Initial Study/Mitigated Negative Declaration for the Shady Creek Bridge at Purdon Road Bridge Replacement Project, and directing the Director of the Nevada County Department of Public Works to file a Notice of Determination with the Nevada County Clerk-Recorder's office and the California State Clearinghouse within five days from the date of this action. (Dist. IV)
14. [SR 17-0346](#) Resolution approving Exhibit A to the Agreement between the County of Nevada and the County of Placer for continuation of Gold Country Stage Route 5 Service for Fiscal Year 2017/18 (Res. 09-388), with transit services charges to Placer County in the amount of \$81,692. (Transit)
15. [SR 17-0366](#) Resolution authorizing submittal of Application, Grant ID No. 6961-0002, to the California Governor's Office of Emergency Services (Cal OES) through the Proposition 1B, Transit System Safety, Security and Disaster Response Account - California Transit Security Program, California Transit Assistance Fund (CTS-GP-CTAF), for a multi-phased bus stop improvement and equipment project to improve and enhance transit system safety and security, in the amount of \$57,733 for Fiscal Year 2016/17. (Transit)
16. [SR 17-0344](#) Resolution approving the Proposition 1B, Public Transportation Modernization, Improvement and Service Enhancement Account (PTMISEA) Corrective Action Plan (CAP) to re-assign \$249,716 to the 2014/15 Gold Country Stage Vehicle Replacement Project for the purchase of up to four paratransit replacement vehicles. (Transit)

Human Resources Director: Charlie Wilson

17. [SR 17-0390](#) Resolution approving Amendment One to the contract between the County of Nevada and Liebert Cassidy Whitmore for legal representation, litigation and other legal employment relations services and training (Res. 16-314), increasing the total contract amount from \$25,500 to \$60,000, for the period July 1, 2016 through June 30, 2017, authorizing the Chair of the Board to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Human Resources budget. (4/5 affirmative vote required)
18. [SR 17-0391](#) Resolution approving Amendment Two to the contract between the County of Nevada and Van Dermyden Maddux Law Corporation for administrative investigative services (Res. 17-057), increasing the amount from \$60,000 to \$62,258, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Chief Information Officer: Stephen Monaghan

19. [SR 17-0371](#) Resolution recognizing the continuing proclamation of a Local Emergency in Nevada County due to Extreme Tree Mortality. (Emergency Services)
20. [SR 17-0372](#) Resolution continuing the proclamations of Local Emergencies in Nevada County due to extreme and cumulative precipitation, atmospheric rivers and storms in January and February 2017 resulting in flooding, subsidence and other damage to public and private infrastructure and facilities. (Emergency Services)
21. [SR 17-0373](#) Resolution approving the License Agreement between the County of Nevada and the Golden Empire Flying Association (GEFA) for the non-exclusive use of the Nevada County Airport to host the Thirty-Fifth Nevada County "AirFest 2017" scheduled for Friday evening, July 7, and Saturday, July 8, 2017, and authorizing the Airport Manager to execute the License Agreement. (Airport)
22. [SR 17-0422](#) Resolution approving a Memorandum of Understanding (MOU) between the County of Nevada, the City of Grass Valley, the City of Nevada City, and Nevada County Digital Media Center, pertaining to multi-jurisdictional support for cable television programming and infrastructure, commencing in Fiscal Year 2016/17 and continuing through June 30, 2021, and authorizing the Chair of the Board of Supervisors to execute the MOU.
23. [SR 17-0378](#) Resolution approving a Second Amendment to the Lease Agreement between the County of Nevada and Turning Point Community Programs for office space located at 500 Crown Point Circle, Suite 100, Grass Valley (Res. 11-413), exercising the Second Option to renew the Lease for a term of three years commencing July 1, 2017 through June 30, 2020, in the amount of \$5,725.61 per month, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Facilities)

24. [SR 17-0408](#) Resolution awarding and approving a contract between the County of Nevada and Kodiak Union Roofing Services, Inc., for the Wayne Brown Correctional Facility Roof Replacement Project located at 925 Maidu Avenue, Nevada City (Res. 14-188), in the amount of \$728,600 plus a contingency of \$72,860 for a total contract amount of \$801,460, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Capital Facilities budget. (4/5 affirmative vote required) (Facilities)

County Librarian: Laura Pappani

25. [SR 17-0430](#) Resolution authorizing the purchase of capital assets (Watchguard M500 Firebox, \$18,944, and Arbuia 5406R Switch, \$5,394), using California State Library grant funds to upgrade broadband hardware at the Madelyn Helling Library (Res. 17-025), and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Library budget. (4/5 affirmative vote required)

County Executive Officer: Richard Haffey

26. [SR 17-0426](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Jennifer Walters Staniar for delivery of Conflict Indigent Defense services (Res. 16-361), extending the contract term to July 1, 2016 through June 30, 2019, increasing the maximum contract amount to \$175,000, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Conflict Indigent Defense budget. (4/5 affirmative vote required)
27. [SR 17-0428](#) Resolution approving Amendment 1 to the contract between the County of Nevada and W. Gregory Klein for the provision of Conflict Indigent Defense services (Res. 16-325), increasing the maximum contract amount to \$245,000, for the period of July 1, 2016 through June 30, 2018, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Conflict Indigent Defense budget. (4/5 affirmative vote required)
28. [SR 17-0431](#) Resolution approving Amendment 1 to the contract between the County of Nevada and William G. Walker III for the provision of Conflict Indigent Defense services (Res. 16-328), increasing the maximum contract amount to \$115,000, for the period of July 1, 2016 through June 30, 2018, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Conflict Indigent Defense budget. (4/5 affirmative vote required)

Clerk of the Board: Julie Patterson Hunter

29. [SR 17-0460](#) Acceptance of Board of Supervisors Summary Minutes for May 23, 2017.

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

These items are expected to be routine and noncontroversial. The Board of Directors of the Nevada County Sanitation District No. 1 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.

- 30a.** [SR 17-0421](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Cranmer Engineering, Inc. for laboratory testing of water samples from Nevada County Sanitation District No. 1 Wastewater Treatment Facilities, Monitoring Wells and Collection Systems (PESK3147), increasing the maximum contract price by \$12,000 for a total contract price of \$37,000, authorizing the Chair of the Board to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Nevada County Sanitation District No. 1 budget. (4/5 affirmative vote required)
- 30b.** [SR 17-0455](#) Acceptance of Nevada County Sanitation District No. 1 Summary Minutes for April 11, 2017.

Public comment:

(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.)

Adjournment:**DEPARTMENT HEAD MATTERS:****Behavioral Health Director: Rebecca Slade**

- 31.** [SR 17-0363](#) Resolution approving the Nevada County Mental Health Services Act (MHSA) Innovation (INN) Five-Year Work Plan "Developing Collaboration to Strengthen the Crisis Continuum of Care" for Fiscal Year 2017/18 through Fiscal Year 2021/22, and authorizing the Director of Behavioral Health to sign and submit the Work Plan.

Chief Information Officer: Stephen Monaghan

- 32.** [SR 17-0384](#) Office of Emergency Services Informational Presentation to the Board of Supervisors regarding 2017 Fire Season preparations, Tree Mortality, and Mitigation Plan Update. (Emergency Services)

SCHEDULED ITEM: 10:00 A.M. Mike Dent, Director of Social Services

33. [SR 17-0375](#) Public hearing to accept public comments regarding the Community Services Block Grant (CSBG) 2018/19 Community Action Plan (CAP).

Resolution accepting public comment on the Community Services Block Grant (CSBG) 2018/19 Community Action Plan (CAP), approving submittal of the CAP to the State Department of Community Services and Development (CSD), and authorizing the Chair of the Board of Supervisors to sign the Certification of Community Action Plan and Assurances.

SCHEDULED ITEM: 10:15 A.M.

34. [SR 17-0301](#) Resolution designating the Arts Collaborative of Nevada County, dba Nevada County Arts Council, as Nevada County's State-Local Partner through the California Arts Council State-Local Partnership Program, and designating Nevada County Arts to execute the 2017/2018 CAC grant as approved by the California Arts Council. (Ms. Eliza Tudor, Executive Director, Nevada County Arts Council)

SCHEDULED ITEM: 10:30 A.M. Brian Foss, Planning Director

- 35a. [SR 17-0397](#) Public hearing to consider the Nevada County Planning Commission's May 11, 2017, 4-0 (1 absent) recommendation to: 1) adopt a Mitigated Negative Declaration (EIS15-014); and 2) introduce, waive further reading and adopt a Zoning District Map amendment for four properties to add the Mineral Extraction (ME) Combining District (Z15-004) (Assessor's Parcel Numbers (APNs) 38-370-17, 38-380-15, 38-380-16, and 38-430-02). (Dist. V)

Resolution adopting a Mitigated Negative Declaration (EIS15-014) for the Hansen Brothers Greenhorn Creek Aggregate Mine Expansion Project in connection with the adoption of an Ordinance amending Zoning District Map No. 078 to add the Mineral Extraction Combining District (Z15-004) to Assessor's Parcel Numbers (APNs) 38-370-17, 38-380-15, 38-380-16, and 38-430-02, and making findings 1 through 5.

- 35b. [SR 17-0454](#) (Introduce/Waive further reading/Adopt) An Ordinance amending Zoning District Map No. 078, to add the Mineral Extraction (ME) Combining District to Assessor's Parcel Numbers 38-370-17, 38-380-15, 38-380-16 and 38-430-02 resulting in a Forest (FR)-40-ME designation (Files Nos. Z15-004 and EIS15-014) (Hansen Bros. Enterprises Property Owner).

INDIVIDUAL BOARD MEMBER ITEM:

36. [SR 17-0486](#) Approve and authorize the Chair to sign and submit Letters of Opposition to Assembly Bill (AB) 1250 (Jones-Sawyer) to Governor Jerry Brown and the applicable Senate Committee Chair as of June 13, 2017.

Sponsors: Hank Weston, District 4

***CLOSED SESSION:**

- [SR 17-0427](#) Pursuant to Government Code Section 54956.9(d)(4), County Counsel is requesting a closed session to determine whether litigation should be initiated by the County in one matter.

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

37. [SR 17-0414](#) Discussion and request for direction regarding potential amendments to Nevada County Land Use and Development Code Section L-II 3.3 for an update to Agricultural Uses to include Agritourism Events and Activities. (All Dists.)

Close Board Order BO17-01.

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 June 8, 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)