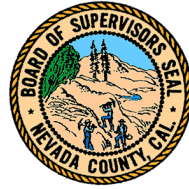


STATE OF CALIFORNIA

Supervisor Heidi Hall, District I
Supervisor Ed Scofield, District II
Chair Dan Miller, District III
Vice Chair Susan Hoek, District IV
Supervisor Hardy Bullock, District V



BOARD OF SUPERVISORS

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Julie Patterson Hunter, Clerk of the Board
Alison Lehman, County Executive Officer
Katharine L. Elliott, County Counsel

SUMMARY MINUTES - Draft

Table with 3 columns: Date, Time, Location. Row 1: Tuesday, April 13, 2021, 9:00 AM, Remote Meeting Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California 95959

REGULAR MEETING: 9:00 AM

Rollcall

The following Supervisors attended by remote:

- Heidi Hall, 1st District
Ed Scofield, 2nd District
Dan Miller, 3rd District
Sue Hoek, 4th District
Hardy Bullock, 5th District

STANDING ORDERS:

Chair Miller called the meeting to order at 9:00 a.m.

Pledge of Allegiance led by Youth Leaders of Future Farmer's of America: Izabella Votin, FFA Chapter President, and Meghan Garret, FFA Chapter Reporter.

Corrections and/or deletions to agenda.

ACTION TAKEN: It was noted that an additional opportunity for public comment was added inside the Board Chambers.

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**CONSENT CALENDAR:****Behavioral Health Director: Phebe Bell**

1. [SR 21-0205](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Aegis Treatment Centers, LLC for the provision of a Drug Medi-Cal Outpatient Narcotic Treatment Program for referred clients of the Nevada County Behavioral Health Department (Res. 20-216), increasing the maximum contract amount from \$399,750 to \$545,000, for the period July 1, 2020 through June 30, 2021, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2020/21 Behavioral Health Department budget. (4/5 affirmative vote required)

**Adopted.**

Enactment No: RES 21-087

2. [SR 21-0207](#) Resolution accepting funds in the amount of \$189,613.89 from the U.S. Department of Justice, Bureau of Justice Assistance, administered by the Board of State and Community Corrections for the Coronavirus Emergency Supplemental Funding Grant Program for Fiscal Year 2020/21, authorizing the County Executive Officer to execute necessary documents in connection with this award, and directing the Auditor-Controller to amend the Fiscal Year 2020/21 Behavioral Health Department budget. (4/5 affirmative vote required)

**Adopted.**

Enactment No: RES 21-088

**Public Health Director: Jill Blake**

3. [SR 21-0166](#) Resolution approving Amendment 2 to Standard Agreement 17-10335 between the County of Nevada and the California Department of Public Health pertaining to funding local Immunization Program services (Res. 18-071), replacing Exhibit "B", Budget Detail and Payment Provisions, amending the total maximum amount payable from \$228,605 to \$280,541 to enhance efforts around influenza vaccination coverage as well as perform Coronavirus Disease 2019 (COVID-19) vaccination planning and implementation, for the period July 1, 2017 through June 30, 2022, authorizing the Nevada County Public Health Director to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2020/21 Public Health Department budget. (4/5 affirmative vote required)

**Adopted.**

Enactment No: RES 21-089

4. [SR 21-0171](#) Resolution approving Amendment 3 to the contract between the County of Nevada and Glennah Trochet, M.D. pertaining to Interim Public Health Officer duties as required by the Nevada County Public Health Department during absences or unavailability of the County Public Health Officer (Res. 20-473), increasing the hourly rate from \$145 to \$150 to match the Public Health Officer's hourly rate, effective March 1, 2021, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

**Adopted.**

Enactment No: RES 21-090

Director of Social Services: Rachel Roos

5. [SR 21-0219](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Nevada County Superintendent of Schools for the provision of Transitional Housing Program Plus services for eligible foster care youth (Res. 19-271), increasing the maximum contract amount from \$300,000 to \$313,915 for Fiscal Year 2020/21, revising Exhibit "A" Schedule of Services to include the Housing Navigator Program and the Transitional Housing Program and Exhibit "B" Schedule of Charges and Payments to reflect the increase in the maximum contract price, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

**Adopted.**

Enactment No: RES 21-091

Child Support Services, Collections, and Housing Director: Mike Dent

6. [SR 21-0214](#) Resolution approving contracts between the County of Nevada and Gold Country Senior Services, Bright Futures for Youth, Interfaith Food Ministries, and the Food Bank of Nevada County, for the provision of State Department of Community Services and Development, Community Services Block Grant CARES Act funding for services to low-income individuals and families impacted by the continuing COVID-19 pandemic, in the maximum amount of \$50,000 for each contractor for a total amount of \$200,000, for the period January 1, 2021 through December 31, 2021, and authorizing the Chair of the Board of Supervisors to execute the contracts.

**Adopted.**

Enactment No: RES 21-092

7. [SR 21-0180](#) Resolution authorizing Chair of the Board of Supervisors to sign LD#2116-08-10045 Easement Deed agreement allowing Pacific Gas and Electric easement rights on a certain portion of land located at 936 Old Tunnel Rd, Grass Valley, CA 95945 (APN 035-400-054) to provide access to the property for the maintenance of electric power to the property.  
**Adopted.**  
Enactment No: RES 21-093
8. [SR 21-0223](#) Resolution approving an application for funding in the aggregate amount not to exceed \$850,000 in Housing Program housing rehabilitation and homebuyer assistance, and authorizing the Director of Health and Human Services to execute a grant agreement and any amendments thereto for the 2020-2021 funding year of the California Department of Housing and Community Development, Community Development Block Grant Program.  
**Adopted.**  
Enactment No: RES 21-094
9. [SR 21-0221](#) Resolution approving an application for funding in the amount of \$700,000 for Homeless Facilities - Homekey Project activities, and authorizing the Director of the Health and Human Services Agency to execute the grant agreement and any amendments thereto for the California Department of Housing and Community Development, 2020 Community Development Block Grant Program, Coronavirus Response Round 2 and 3 (CDBG-CV2 and CV3) Notice of Funding Availability (NOFA), dated December 18, 2020.  
**Adopted.**  
Enactment No: RES 21-095
10. [SR 21-0172](#) Resolution approving an amendment to the 2020 Community Development Block Grant Program-Coronavirus Response Round 1 (CDBG-CV1) Standard Agreement (Res. 21-003), requesting additional funds in the amount of \$235,690 from the 2020 Community Development Block Grant Program-Coronavirus Response Round 2 and 3 Notice of Funding Availability (NOFA) dated December 18, 2020, and authorizing the Director of the Health and Human Services Agency to execute the application, and if approved, the amendment to the agreement.  
**Adopted.**  
Enactment No: RES 21-096

Public Defender: Keri Klein

11. [SR 21-0217](#) Resolution approving participation in the Indigent Defense Grant Program administered by the Board of State and Community Corrections, for receipt of \$323,400 in grant funds, authorizing the Director of Health and Human Services to sign the Grant Agreement on behalf of the Nevada County Public Defender's Office, and directing the Auditor-Controller to amend the Fiscal Year 2020/21 Public Defender budget. (4/5 affirmative vote required)

**Adopted.**

Enactment No: RES 21-097

Director of Public Works: Trisha Tillotson

12. [SR 21-0254](#) Resolution approving the Nevada County Transportation Commission's Fiscal Year 2021/22 Overall Work Program.

**Adopted.**

Enactment No: RES 21-098

13. [SR 21-0251](#) Acceptance of the Annual Report on Transportation Mitigation Fees for Fiscal Years 2018/19 and 2019/20.

**Accepted.**

14. [SR 21-0255](#) Resolution accepting the Notice of Acceptance and Completion of the contract between the County of Nevada and Truesdell Corporation of California, Inc. for the 2020 High Friction Surface Treatment Project - Federal Contract No. HSIPL 05917(103), County Project No. 225034 (Res. 20-308), with contract costs totaling \$813,619.18, and directing the Clerk of the Board of Supervisors to record this Notice in accordance with Civil Code section 9208.

**Adopted.**

Enactment No: RES 21-099

15. [SR 21-0252](#) Resolution approving an increase of funding in the amount of \$36,250 for Federal Aid Project Number 05917(079), Soda Springs Road Over South Yuba River Bridge Replacement Project, County Project No. 224023 (Res. 19-574). (Dist. V)

**Adopted.**

Enactment No: RES 21-100

16. [SR 21-0256](#) Resolution awarding and approving a contract between the County of Nevada and Bennett Engineering Services, Inc. to provide on-call engineering design services for various projects, in an amount not to exceed \$250,000 for the period April 13, 2021 through April 13, 2026, and authorizing the Chair of the Board of Supervisors to execute the contract.  
**Adopted.**  
Enactment No: RES 21-101
17. [SR 21-0257](#) Resolution awarding and approving a contract between the County of Nevada and Dokken Engineering, Inc. to provide on-call engineering design services for various projects, in an amount not to exceed \$250,000 for the period April 13, 2021 through April 13, 2026, and authorizing the Chair of the Board of Supervisors to execute the contract.  
**Adopted.**  
Enactment No: RES 21-102
18. [SR 21-0258](#) Resolution awarding and approving a contract between the County of Nevada and Nichols Consulting Engineers, Chtd. to provide on-call engineering design services for various projects, in an amount not to exceed \$250,000, for the period April 13, 2021 though April 13, 2026, and authorizing the Chair of the Board of Supervisors to execute the contract.  
**Adopted.**  
Enactment No: RES 21-103
19. [SR 21-0222](#) Resolution awarding and approving a contract between the County of Nevada and Granite Construction Company for the Soda Springs Road over South Yuba River Bridge Replacement Project - HBP 05917(079) - County Project 224023, in the amount of \$1,535,535 plus a contingency of \$69,735, for a total amount of \$1,605,270, and authorizing the Chair of the Board of Supervisors to execute the contract. (Dist. V)  
**Adopted.**  
Enactment No: RES 21-104

20. [SR 21-0259](#) Resolution approving Standard Agreement 64AC19-01157 between the County of Nevada and the State of California Department of Transportation, accepting the award of Federal Transit Administration (FTA) Section 5310 (49 U.S.C. Section 5310) Enhanced Mobility of Seniors and Individuals with Disabilities Capital Grant funds for the purchase of five Paratransit vehicles, in the amount of \$300,700, for the period November 1, 2020 through November 30, 2027, and authorizing the Chair of the Board of Supervisors to execute the Agreement. (Transit)  
**Adopted.**  
Enactment No: RES 21-105
21. [SR 21-0260](#) Resolution authorizing the purchase of capital assets of one (1) Americans with Disabilities Act (ADA) Accessible Class B Cutaway and four (4) ADA Accessible Class V Transit Vans for use in ADA Paratransit and Senior Dial-A-Ride Service, in the amount of \$349,148, and directing the Auditor-Controller to amend the Fiscal Year 2020/21 Transit Services Division budget. (4/5 affirmative vote required) (Transit)  
**Adopted.**  
Enactment No: RES 21-106
22. [SR 21-0261](#) Resolution approving the County of Nevada, Department of Public Works, Transit Services Division, Title VI Program and Language Assistance Plan 2021/22 Updated, and authorizing the Director of the Nevada County Public Works Department to execute all documents necessary for implementation of the updated Transit Services Division Title VI Program. (Transit)  
**Adopted.**  
Enactment No: RES 21-107

Chief Information Officer: Stephen Monaghan

23. [SR 21-0020](#) Resolution approving Amendment 2 to the Site Lease Agreement between the County of Nevada and T-Mobile West, LLC, for tower rental located at 980 Helling Way, Nevada City for additional rental space for installation of a power generator (Res. 11-119), with rent increasing by \$400 per month, effective the date of execution by the last party to sign the Amendment, authorizing the Chair of the Board of Supervisors to execute the Amendment, and authorizing the Director of Facilities Management to execute applications and documents related to the installation of the generator. (Facilities)  
**Adopted.**  
Enactment No: RES 21-108

Director of Human Resources: Steven Rose

24. [SR 21-0229](#) Resolution approving Amendment 1 to the Administrative Services Agreement between the County of Nevada and Basic Pacific to provide third-party pre-tax benefit administration and COBRA administration for dental and vision benefits on behalf of the County's health and welfare plan broker, Keenan & Associates (Res. 20-263), adding the administration of Retiree dental and vision benefits, for the period June 9, 2020 through December 31, 2021, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

**Adopted.**

Enactment No: RES 21-109

25. [SR 21-0241](#) Resolution authorizing an Educational Internship Program, which provides a maximum \$599 stipend per student per calendar year.

**Adopted.**

Enactment No: RES 21-110

26. [SR 21-0238](#) Resolution amending the Nevada County Personnel Code, effective April 14, 2021.

**Adopted.**

Enactment No: RES 21-111

County Executive Officer: Alison Lehman

27. [SR 21-0267](#) Acceptance of the Countywide Audit for Fiscal Year 2019 /2020 prepared by the firm CliftonLarsonAllen, LLP.

**Approved.**

Individual Board Member Item: Supervisor Ed Scofield, District II

28. [SR 21-0245](#) Resolution amending Section 4. Membership of Resolution 21-035 creating and establishing the South County Area Municipal Advisory Council to include two (2) alternate members, and to acknowledge District II Supervisor Ed Scofield's appointment to the South County Area Municipal Advisory Council of nine (9) regular members and two (2) alternate members.

Regular members: Vickie Hawkins, MaryJane Huenergardt, Brian Hamilton, James Mathias, Tony Gosalvez, Sandy "Jake" Jacobson, Erin Sullivan, Jon Shilling, and William Checkvala. Alternate members: Gloria Siegle and Dallan Packard.

**Adopted.**

Enactment No: RES 21-112



Clerk of the Board: Julie Patterson Hunter

29. [SR 21-0237](#) Resolution appointing Board of Supervisors Successors in a Declared Emergency.  
**Adopted.**  
Enactment No: RES 21-113
30. [SR 21-0269](#) Reappointments of Joel Radtke and Dena Malakian as Low-Income Sector members, and Lindy Beatie as Public Sector member, to the Adult and Family Services Commission, for two-year terms ending April 30, 2023.  
**Reappointed.**
31. [SR 21-0231](#) Appointments of Alyssa Mayo as Equine Industry member to fill an unexpired term ending March 1, 2022, and Alex Szabo as Viticulture Industry member to fill an unexpired term ending March 1, 2024, to the Agricultural Advisory Commission.  
**Appointed.**
32. [SR 21-0270](#) Reappointment of Ruth Hall to the Citizens' Oversight Committee of the Nevada County Library, for a four-year term ending March 31, 2025.  
**Reappointed.**
33. [SR 21-0228](#) Acceptance of resignations from Sarah Holyhead and Gary Brown as Citizen-at-Large representatives, and Erika Seward as Local Business Representative on the Solid and Hazardous Waste Commission.  
**Accepted.**
34. [SR 21-0236](#) Acceptance of Board of Supervisors summary minutes for March 23, 2021.  
**Accepted.**

*Approval of the Consent Agenda*

**Adopted.**

ACTION TAKEN: Chair Miller introduced the consent calendar.

**MOTION: Motion made by Supervisor Scofield, and seconded by Supervisor Hoek, to approve the consent calendar. On a roll call vote the motion passed unanimously.**

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**COMMUNITY PRESENTATIONS:**

35. [SR 21-0249](#) Nevada Joint Union High School District's Yearly Update: The 2020/21 School Year and Beyond. (NJUHSD Superintendent Brent W. McFadden)  
**Presentation provided.**

ACTION TAKEN: Superintendent Brett McFadden, Nevada Joint Union High School District (NJUHSD), and Linda Melugin, NJUHSD Scholarship Coordinator, provided a presentation entitled The NJUHSD 2020/21 School Year and Beyond. Superintendent McFadden reviewed the challenges the District experienced due to the COVID-19 pandemic. The Superintendent reported on the District's major initiatives moving forward, including: addressing systemic racism and unconscious bias; sound fiscal management; high quality instruction; learning loss and credit recovery; focus on student services and barriers to learning; completion of the Measure B Bond Program; and community engagement. Superintendent McFadden reported on various educational opportunities that are provided at the District's campuses, including careers in Agricultural and Natural Resources, Hospitality, Tourism, and Recreation, Automotive studies, Arts and Entertainment, and Residential and Commercial construction. Superintendent McFadden reported on current and future projects happening throughout the District provided by the Measure B Bond Program. Superintendent McFadden reported that the District has received a donation of an 86-acre ranch off McCourtney Road. Plans are under discussion to offer a hands-hand learning program at this location. Linda Melugin reported on the District's student scholarship opportunities for continuing education. They looked forward to returning to school next year.

Board questioning and discussion ensued, and Chair Miller thanked Superintendent McFadden and Linda Melugin for their presentation.

\*\*\*\*\*

36. [SR 21-0244](#) Resolution proclaiming April 2021, and every April thereafter, as Arts, Culture, and Creativity Month in Nevada County in coordination with California's designation per Senate Concurrent Resolution No. 33. (Eliza Tudor, Executive Director, Arts Collaborative of Nevada County)  
**Adopted.**  
Enactment No: RES 21-114

ACTION TAKEN: Eliza Tudor, Executive Director, Nevada County Arts Council, thanked the Board for the support of the County's creative sector over the last year.

Executive Director Tudor reported on the arts in Nevada County, and requested the Board proclaim April 2021 as Arts, Culture, and Creativity Month in Nevada County.

The Board members spoke in support of the Arts and thanked Eliza Tudor for bringing the item forward.

Chair Miller provided an opportunity for public comment, and an email received from Catharine Bramkamp was read into the record. There being no further members of the public waiting to provide comments, Chair Miller closed the opportunity for public comment.

**MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Bullock, to adopt Resolution 21-114. On a roll call vote the motion passed unanimously.**

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**PUBLIC COMMENT:**

[SR 21-0273](#)

Chair Miller introduced public comment and reviewed the process for the public to provide comments before the Board of Supervisors.

Following a short break, the following members of the public provided comments: Suzie; Penelope Sullivan, District I; Stacey Salvato, District IV Joy Brann, District I; Weldon Travis, District IV; Camille; Mariam Seyle, District II; Cheryl Brook(?), District IV; Wade Laughter, District I; Ken Paige, District II; David Pourier(?); Reinette Senum, District I; Michael Jay, District I; Kirsten Rushitoff(?), District IV; Susan Frisbie, District I; Anna Gloria, District I; Sophia Tracey; Jacquelyn Mattoon, District IV; and William Mattoon, District IV.

There being no further public comment, Chair Miller closed the opportunity for public comment.

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**\*DEPARTMENT HEAD MATTERS:****Child Support Services, Collections, and Housing Director: Mike Dent**

- 37a. [SR 21-0176](#) Resolution accepting funding award from the California Department of Housing and Community Development's Local Housing Trust Fund Program in the amount of \$1,345,692 for Fiscal Year 2020/21 to be used for housing related projects, and directing the Auditor-Controller to release General Fund unassigned fund balance and to amend the Fiscal Year 2020/21 General Fund and Housing and Community Services Division's Regional Housing Project budgets. (4/5 affirmative vote required) (Housing)

**Adopted.**

Enactment No: RES 21-115

- 37b. [SR 21-0175](#) Resolution authorizing a loan to Affordable Housing Development Corporation through Nevada City Cashin's Field, a Limited Partnership, in the amount of \$1,575,000 to be used for Cashin's Field, a 51-unit low-income multi-family housing project, authorizing the Health and Human Services Agency Director to sign the loan documents and amendments to the Loan Agreement or other documents necessary to complete the loan transaction, and directing the Auditor-Controller to make temporary cash advances from the County's General Fund to the Western Nevada County Regional Trust Fund for the purpose of paying invoices related to this loan. (Housing)

**Adopted.**

Enactment No: RES 21-116

**ACTION TAKEN:** Mike Dent Housing Director. provided a PowerPoint presentation regarding the Local Housing Trust Fund, and reported on funding in the amount of \$1,345,692 that has been awarded to Nevada County.

Mike Dent continued his presentation, reporting on the proposed loan to Affordable Housing Development Corporation. He reported that Cashin's Field Housing Project, which is located in Nevada City, was selected for funding. The 51 units will provide 100% affordable workforce housing. Mike Dent explained the terms of the loan, 55-year loan term at 3% interest. Construction is scheduled to begin by July 1, 2021, and estimated completion is the Summer of 2022.

Mike Dent and Gustavo Becerra, Executive Director, Regional Housing Authority, responded to Board questioning.

**MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Scofield, to adopt Resolution 21-115. On a roll call vote the motion passed unanimously.**

**MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Hoek, to adopt Resolution 21-116. On a roll call vote the motion passed unanimously.**

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**District Attorney: Clifford Newell**

38. [SR 21-0213](#) Resolution proclaiming April 18-24, 2021 as National Crime Victims' Rights Week in Nevada County.

**Adopted.**

Enactment No: RES 21-117

ACTION TAKEN: Chris Walsh, Assistant District Attorney, provided a PowerPoint presentation requesting the Board proclaim April 18 through 24, 2021 as National Crime Victim's Week in Nevada County. Assistant DA Walsh was joined by Lori Nunnick, Senior Rights Advocate, Marina Bernheimer CASA (Court-Appointed Special Advocates) Executive Director, Stephanie Fischer, Community Beyond Violence Executive Director, and Kristy Oriol, Sierra Community House. The Victim/Witness Program was established in 1981, with a mission to make visible the varying components of victimization and the effects of victimization and promote avenues for helping victims recover from crime; renew our nation's commitment to ensure all victims are informed of their rights and have access to available services; and honor past crime victims, here and gone.

Board questioning and discussion ensued.

**MOTION: Motion made by Supervisor Bullock, and seconded by Supervisor Scofield, to adopt Resolution 21-117. On a roll call vote the motion passed unanimously.**

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**Director of Human Resources : Steven Rose**

39. [SR 21-0242](#) Resolution authorizing the process to appoint a District Attorney to fill the vacancy for the remaining term due to District Attorney Clifford Newell retiring.

**Adopted.**

Enactment No: RES 21-118

ACTION TAKEN: Steve Rose, Human Resources Director, reported on the proposed process and timeline for filling the vacant position following Clifford Newell's retirement as the Nevada County District Attorney as of July 2021.

**MOTION: Motion made by Supervisor Scofield, and seconded by Supervisor Hall, to adopt Resolution 21-118. On a roll call vote the motion passed unanimously.**

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**Agricultural Commissioner: Chris de Nijs**

- 40a. [SR 21-0230](#) (Introduce/Waive further reading) An Ordinance amending Section A-II 42.9.1 and Section A-II 42.9.2 of Chapter II of the Nevada County Administrative Code, pertaining to the composition of the Nevada County Agricultural Advisory Commission and Ex Officio Members.

**First reading held.**

- 40b. [SR 21-0272](#) Ratify the revised bylaws of the Nevada County Agricultural Advisory Commission.

**Approved.**

ACTION TAKEN: Chris de Nijs, Agricultural Commissioner, provided a PowerPoint presentation regarding the Ordinance proposing to revise the composition of the Agricultural Advisory Commission members. The Commission members expressed their interest to add an additional agricultural industry representative. To provide for this, the Board of Supervisors' representative will become an Ex Officio non-voting member and will remain on the Commission. The Commission recommends the Board introduce and waive further reading of the Ordinance, and ratify the Bylaws.

Board questioning and discussion ensued.

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

**MOTION: On a voice vote, the Board agreed unanimously to approve the revised bylaws for the Agricultural Advisory Commission.**

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**\*CLOSED SESSIONS:**

[SR 21-0250](#) Pursuant to Government Code section 54956.9(d)(2), County Counsel is requesting a closed session with the Board of Supervisors to discuss one matter in which there is a significant threat of litigation against the County.

[SR 21-0271](#) Pursuant to Government Code section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case: Evans, et al. v. County of Nevada, Nevada County Superior Court Case No. CU15-081064.

**ACTION TAKEN:** Chair Miller introduced closed session and Katharine Elliott, County Counsel, read the titles of the closed session items and the Board members entered into closed session, which was held over the lunch break.

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**AFTERNOON SESSION: 1:30 P.M.**

The Board returned to the remote meeting at 1:30 p.m. and Katharine Elliott, County Counsel, reported that with regard to File No. SR 21-0250, this item was discussion only and direction was given. Per File No. SR 21-0271, direction was given.

**\*DEPARTMENT HEAD MATTERS:**

**Building Director: Craig Griesbach**

41. [SR 21-0266](#) (Introduce/Waive further reading) An Ordinance amending Chapter II of Title 3 of the Nevada County Land Use and Development Code regarding Administrative Enforcement and Cannabis Cultivation.  
**First reading held.**

**ACTION TAKEN:** Craig Griesbach, Building Director, and Jeff Merriman, Code Compliance Program Manager, provided a PowerPoint presentation regarding the revised Ordinance regarding Administrative Enforcement and Cannabis Cultivation. Revisions were made in response to the Board's concerns regarding the proposed Ordinance when it was originally introduced at the March 23, 2021 meeting. Supervisors Hall and Scofield met with staff to review the requested changes, which include revisions to the definition of "Responsible Party" to mirror the definition of "Violator" and the return of the term "reasonably" back into the Ordinance, to clarify what determines that a Code Violation exists.

Staff recommended the Board introduce and waive further reading of the proposed Ordinance.

Supervisors Hall and Scofield were on the Ad Hoc Committee to review revisions, and they were both in agreement that the revisions made the changes requested by the Board when it was first introduced in March.

Board discussion ensued.

Chair Miller provided an opportunity for public comment, and the following members of the public spoke: Diana Gamzon, Executive Director, Nevada county Cannabis Alliance; Mark Shafer, District IV; and Sarah Smale, District IV.

There being no further members of the public waiting to speak, Chair Miller closed public comment.

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

\*\*\*\*\*

**Chief Information Officer: Stephen Monaghan**

42. [SR 21-0263](#) Resolution approving the contract between the County of Nevada and Fire Safe Council of Nevada County pertaining to free residential green waste disposal for wildfire mitigation, in the total amount of \$124,243.76, for the period April 13, 2021 through July 16, 2021, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2020/21 Office of Emergency Services budget. (4/5 affirmative vote required) (Emergency Services)

**Adopted.**

Enactment No: RES 21-119



**ACTION TAKEN:** Paul Cummings, Office of Emergency Services Program Manager, and Jenn Tamo, Administrative Analyst, provided a PowerPoint presentation regarding the proposed contract with Fire Safe Council pertaining to free residential green waste disposal for wildfire mitigation. Administrative Analyst Tamo reported that the proposed contract aligns with the Board's Objective regarding wildfire mitigation, and encourages County residents to harden their properties against wildfire in both Eastern and Western County.

Jenn Tamo and Jamie Jones, Executive Director, Fire Safe Council, responded to the Board's questions, and discussion ensued. Supervisor Hall heard that Fire Safe Council will be distributing the green waste as mulch, so invasive plants, such as blackberry vines and scotch broom, will not be accepted. Administrative Analyst Tamo reported that invasive plants should be taken to the transfer station where they can be disposed of in the regular trash stream.

**MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Bullock, to adopt Resolution 21-119. On a roll call vote the motion passed unanimously.**

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43. [SR 21-0194](#) Resolution approving the allocation of funding, the submittal of applications for funding, authorizing the Information and General Services Agency Director/Director of Emergency Services, or County Executive Officer to enter into and execute agreements and any amendments thereto, from the Community Development Block Grant 2017 Mitigation Resilient Infrastructure Program allocation for the County of Nevada, up to the amount of \$3,159,981. (Emergency Services)  
**Adopted.**  
Enactment No: RES 21-120

**ACTION TAKEN:** Jenn Tamo, Administrative Analyst, continued the presentation for the Office of Emergency Services, reporting on the allocation of Community Development Block Grant 2017 Mitigation Resilient Infrastructure Program funding from the California Department of Housing and Community Development in an amount up to \$3,159,981. Staff was notified that the County is eligible to apply for the funding. Administrative Analyst Tamo noted that the funding must be used for recovery and mitigation efforts following disasters such as wildfires. Certain zip codes throughout the State are considered highly impacted and distressed, which includes Yuba County. Therefore Nevada County's project will take place on the Western portion of the County to provide benefits to Yuba County.

Board questioning ensued.

Chair Miller provided an opportunity for public comment and Maggie Philipsborn, District IV, provided comments in support of the item. There being no more members of the public waiting to speak, Chair Miller closed public comment.

**MOTION: Motion made by Supervisor Scofield, and seconded by Supervisor Bullock, to adopt Resolution 21-120. On a roll call vote the motion passed unanimously.**

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**\*ANNOUNCEMENTS:**

ACTION TAKEN: Updates provided by Board members.

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**ADJOURNMENT:**

ACTION TAKEN: Chair Miller adjourned the meeting at 2:27 p.m.

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Signature and Attestation

Dan Miller, Chair

ATTEST:

By:

Julie Patterson Hunter, Clerk of the Board