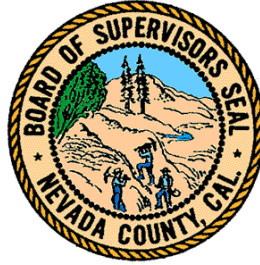


# COUNTY OF NEVADA

## STATE OF CALIFORNIA

Heidi Hall, 1st District  
Ed Scofield, 2nd District (Chair)  
Dan Miller, 3rd District  
Wm. "Hank" Weston, 4th District  
Richard Anderson, 5th District (Vice-Chair)



## BOARD OF SUPERVISORS

950 Maidu Avenue  
Nevada City, CA 95959-8617  
(530) 265-1480  
Fax: (530) 265-9836  
bdofsupervisors@co.nevada.ca.us

\*\*\*\*\*

Julie Patterson Hunter, Clerk of the Board  
Richard A. Haffey, County Executive Officer  
Alison Barratt-Green, County Counsel

## AGENDA

| Date                 | Time    | Location                                                                                                      |
|----------------------|---------|---------------------------------------------------------------------------------------------------------------|
| Tuesday, May 8, 2018 | 9:00 AM | Board Chambers, First Floor<br>Eric Rood Administrative Center<br>950 Maidu Avenue<br>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 <https://nevco.legistar.com/Calendar.aspx>

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 ITEM: 9:02 A.M.**

1. [SR 18-0343](#) Presentation regarding the Tahoe-Central Sierra Initiative between the Sierra Nevada Conservancy (SNC), Tahoe and El Dorado National Forest Services, the Tahoe Basin, and others, to develop new partnerships and ways of doing business, and game changing strategies to leverage resources, and to increase the pace and scale of forest restoration. (Mr. Chris Dallas, Central Subregion Area Representative, SNC)

**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.*

Health and Human Services Agency Director: Michael Heggarty

2. [SR 18-0340](#) Resolution accepting additional competitive funds from the California Department of Social Services, Housing and Disability Advocacy Program, to be used to support implementation and integration of the Nevada County SOARWorks Program into the County's Continuum of Care, in the amount of \$69,165 available for use through June 30, 2020, which is in addition to the previously allocated amount of \$81,897 (Res. 18-093), revising the total amount received to \$151,062.

Acting Behavioral Health Director: Phebe Bell

3. [SR 18-0347](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Community Recovery Resources to provide comprehensive and integrated residential treatment and withdrawal management services for adults for recovery and treatment of alcohol/drug dependency (Res. 17-556), increasing the maximum contract price from \$178,000 to \$241,124, for the period November 14, 2017 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
4. [SR 18-0302](#) Resolution accepting funds from the Department of Finance for the Community-Based Transitional Housing Program at the Bost House residential treatment center, in the amount of \$1,945,000, and directing the Auditor-Controller to amend the Fiscal Year 2017/18 Behavioral Health Department's budget. (4/5 affirmative vote required)

Director of Social Services: Mike Dent

5. [SR 18-0331](#) Resolution proclaiming May 2018 as "Older Americans Month" in Nevada County.

Agricultural Commissioner: Chris de Nijs

6. [SR 18-0337](#) Resolution approving Cooperative Service Agreement 18-73-06-0265-RA between the County of Nevada and the United States Department of Agriculture, Animal and Plant Health Inspection Service-Wildlife Services for Fiscal Year 2018/19 through Fiscal Year 2022/23, authorizing the Chair of the Board of Supervisors to execute the Agreement, and approving and authorizing the Chair of the Board of Supervisors to execute the annual Financial Plan between the County of Nevada and United States Department of Agriculture, Animal and Plant Health Inspection Service-Wildlife Services.

Director of Public Works: Trisha Tillotson

7. [SR 18-0333](#) Resolution approving Summary Vacation of a public utility easement near the rear (westerly) property line on Lot 49 of Alta Sierra Estates No. 12, as shown on the map recorded in Book 3 of Subdivisions at page 6, Assessor's Parcel Number 20-830-25, and directing the Clerk of the Board of Supervisors to record the Resolution of Summary Vacation. (Dist. II)
8. [SR 18-0349](#) Resolution approving Amendment 1 to Standard Agreement 64BO17-00392 between the County of Nevada and the California Department of Transportation for a Federal Transit Administration Section 5311(40) U.S.C. Section 5311 grant in the amount of \$440,467 for public transportation projects (Res. 17-202), extending the Agreement through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Transit)
9. [SR 18-0344](#) Resolution authorizing the purchase of a capital asset of four Americans with Disabilities Act (ADA) accessible transit vans. (Transit)

Chief Probation Officer: Michael Ertola

10. [SR 18-0339](#) Resolution approving Amendment 1 to the contract between the County of Nevada and George Mason University for the provision of a Risk-Need-Responsivity Program (PESL3088), changing the Scope of Services to provide SUSTAIN access, training, and technical assistance, increasing the maximum contract amount to \$67,824, extending the contract end date to April 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Chief Information Officer: Stephen Monaghan

11. [SR 18-0293](#) Resolution terminating the proclamation of a Local Emergency in Nevada County due to the Wind Complex Fires and related evacuations in the affected communities for the County of Nevada and directing the Auditor-Controller to amend the Fiscal Year 2017/18 Office of Emergency Services budget. (4/5 affirmative vote required) (Emergency Services)
12. [SR 18-0301](#) Resolution terminating the proclamation of a Local Health Emergency in Nevada County due to hazardous waste and debris from the Wind Complex (Lobo and McCourtney) Fires. (Emergency Services)
13. [SR 18-0332](#) Resolution approving Amendment 1 to the contract between the County of Nevada and LDA Partners, LLP, for architectural design services for the Nevada County Operations Center located at 12350 La Barr Meadows Road, Grass Valley (Res. 16-538), increasing the contract amount by \$23,700 for a maximum contract price of \$1,068,600, extending the contract termination date to December 31, 2020, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2017/18 Capital Facilities budget. (4/5 affirmative vote required) (Facilities)

County Executive Officer: Richard Haffey

14. [SR 18-0346](#) Resolution approving an agreement between the County of Nevada and the California Department of Healthcare Services to allow Nevada County to participate in the Medi-Cal Inmate Participation Program, in the amount of \$7,644.14, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board to execute the agreement.

Individual Board Member Item:

15. [SR 18-0348](#) Resolution ratifying the Bylaws of the Penn Valley Area Municipal Advisory Council (MAC).

**Sponsors:** Wm. 'Hank' Weston

Clerk of the Board: Julie Patterson Hunter

16. [SR 18-0353](#) Appointments of Ms. Dee Murphy as the Board of Supervisors representative, and Ms. Helen Cavanaugh and Mr. Jeffrey Guyton as Trustees to the Board of Trustees of the Law Library, for terms expiring January 31, 2019.
17. [SR 18-0327](#) Acceptance of Board of Supervisors Summary Minutes for April 24, 2018.

**DEPARTMENT HEAD MATTERS:****Acting Behavioral Health Director: Phebe Bell**

18. [SR 18-0330](#) Resolution proclaiming May 2018 as "Mental Health Month" in Nevada County.

**Director of Public Works: Trisha Tillotson**

19. [SR 18-0336](#) (Introduce/Waive further reading) Ordinance adding Subsection 58 of Section G-IV 3.A.5 of Article 3.A of Chapter IV of the Nevada County General Code pertaining to speed limits on Rough and Ready Highway between Rex Reservoir Road and Valley Drive, and adding Subsection 23 of Section G-IV 3.A.7 of Article 3.A of Chapter IV of the Nevada County General Code pertaining to speed limits on Rough and Ready Highway between Valley Drive and State Route 20. [Thirty-Five Miles Per Hour Prima Facie Speed Limit established on Rough and Ready Highway from Rex Reservoir Road to Valley Drive; and Forty-Five Miles Per Hour Prima Facie Speed Limit established on Rough and Ready Highway from Valley Drive to State Route 20.] (Dist. IV)

**SCHEDULED ITEM: 10:15 A.M. Amy Irani, Environmental Health Director**

- 20a. [SR 18-0188](#) Public hearing to consider a Resolution approving the adoption and implementation of the County of Nevada Local Area Management Plan (LAMP) and Onsite Wastewater Treatment System Policy as approved and adopted by the Central Valley Regional Water Quality Control Board on April 7, 2017; and to introduce, waive further reading, and adopt an Ordinance amending Section L-VI 1.1-1.22 of the Nevada County Land Use and Development Code.

Resolution approving the adoption and implementation of the County of Nevada On-Site Wastewater Treatment Systems and related documents which comprise the Local Area Management Plan (LAMP) approved and adopted by the State Central Valley Regional Water Quality Control Board on April 7, 2017.

- 20b. [SR 18-0363](#) (Introduce/Waive further reading/Adopt) An Ordinance amending Section L-VI 1 of Article 1 of Chapter VI of the Nevada County Land Use and Development Code pertaining to On-Site Sewage Disposal Standards.

**\*CLOSED SESSIONS:**

- [SR 18-0319](#) 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 two matters.
- [SR 18-0365](#) Pursuant to Government Code Section 54956.8, the Board of Supervisors desires to hold a closed session regarding real property negotiations. The negotiators for the County are Trisha Tillotson, Public Works Director, and Yolanda Matrange, Bender Rosenthal, Inc. The negotiator for the property owners is Mojtaba Seyed Monir on behalf of property owner, Darwish, LLC. Items under negotiation concern the price and terms of payment, and the property interest to be obtained, for a portion of property located at 21515 Higgins Road, Nevada County, California (APN 57-141-32).
- [SR 18-0364](#) Pursuant to Government Code Section 54957(b)(1), the Board of Supervisors will hold a closed session to consider the appointment and employment of the County Executive Officer.

**\*ANNOUNCEMENTS:**

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

**ADJOURNMENT:**

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

This agenda was posted on bulletin boards 72 hours in advance of the meeting at the following locations: 1. Eric Rood Administrative Center; outside Board office, outside Board Chambers, and outside main entrance. 2. Madelyn Helling Library. 3. Truckee Town Hall. Posted May 3, 2018.

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.

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

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.

**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)