

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

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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, May 8, 2018	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:

Heidi Hall, 1st District
Ed Scofield, 2nd District
Dan Miller, 3rd District
Hank Weston, 4th District
Richard Anderson, 5th District

STANDING ORDERS:

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

Pledge of Allegiance led by Mr. Ryan Gruver, Chief Fiscal/Administrative Officer, Health and Human Services Agency.

Corrections and/or deletions to agenda.

ACTION TAKEN: Ms. Julie Patterson Hunter, Clerk of the Board, noted that Mr. Jim Branham, Executive Officer, will provide the presentation on behalf of Sierra Nevada Conservancy.

PUBLIC COMMENT: 9:01 A.M.

ACTION TAKEN: The following members of the public provided comments regarding and in support of Fire Safe Council of Nevada County's former Executive Director, Ms. Joanne Drummond: Mr. Tom Peck, Nevada County resident; Mr. Bill Wilson, District III resident and Lake Vera/Round Mountain Fire Wise Association representative; Mr. Steve Chandler, District II resident and Lake of the Pines Fire Wise Committee representative; Ms. Kathlyn Torrance, District I resident; Ms. Kathy Greenwood, District I resident and Lake Vera/Round Mountain Firewise Association and Selby Lane Road Association representative; Ms. Joanne Fites-Kaufman, District IV resident; and Ms. Susan Rogers, District II resident, and Vice-Chair of the Coalition Firewise Communities of Nevada County.

Mr. Chris Mertens, Sierra Business Council (SBC) representative, and Ms. Erika Seward, Co-Executive Director of Bear Yuba Land Trust, provided comments regarding the SBC's mission and information regarding two upcoming statewide natural resources and water bond measures; Proposition 68 and the "Water Supply and Water Quality Act."

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. Jim Branham, Executive Officer, Sierra Nevada Conservancy)

ACTION TAKEN: Chairman Scofield introduced the agenda item and Mr. Jim Branham, Executive Officer, Sierra Nevada Conservancy (SNC), provided a PowerPoint presentation regarding the Tahoe-Central Sierra Initiative.

Board questioning ensued.

CONSENT CALENDAR: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.

Adopted.

Enactment No: RES 18-167

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.

Adopted.

Enactment No: RES 18-168

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)

Adopted.

Enactment No: RES 18-169

Director of Social Services: Mike Dent

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

Adopted.

Enactment No: RES 18-170

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.

Adopted.

Enactment No: RES 18-171

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)

Adopted.

Enactment No: RES 18-172

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)

Adopted.

Enactment No: RES 18-173

9. [SR 18-0344](#) Resolution authorizing the purchase of a capital asset of four Americans with Disabilities Act (ADA) accessible transit vans. (Transit)

Adopted.

Enactment No: RES 18-174

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.

Adopted.

Enactment No: RES 18-175

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)

Adopted.

Enactment No: RES 18-176

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)

Adopted.

Enactment No: RES 18-177

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)

Adopted.

Enactment No: RES 18-178

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.

Adopted.

Enactment No: RES 18-179

Individual Board Member Item:

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

Sponsor(s): Wm. 'Hank' Weston

Adopted.

Enactment No: RES 18-180

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.

Appointed.

17. [SR 18-0327](#) Acceptance of Board of Supervisors Summary Minutes for April 24, 2018.

Accepted.

ACTION TAKEN: Chairman Scofield introduced the consent calendar.

Approval of the Consent Agenda

Adopted.

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

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

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

Adopted.

Enactment No: RES 18-181

ACTION TAKEN: Ms. Phebe Bell, Interim Behavioral Health Director, and Ms. Nancy Ramsey, Chair, Nevada County Mental Health Advisory Board, provided a PowerPoint Presentation regarding Mental Health Awareness Month and requested the Board proclaim May 2018 as Mental Health Month in Nevada County.

Board discussion ensued.

Chairman Scofield provided an opportunity for public comment.

Ms. Leah Walls, President, National Alliance on Mental Illness (NAMI), provided comments regarding mental health illness and the services provided in Nevada County.

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

MOTION: Motion made by Supervisor Hall, seconded by Supervisor Miller, to adopt Resolution 18-181. On a roll call vote the motion passed unanimously.

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)
First reading held.

ACTION TAKEN: Supervisor Scofield introduced the agenda item and read the title of the proposed Ordinance into the record. Ms. Trisha Tillotson, Director of Public Works, reviewed the staff report regarding proposed speed limits to be set along Rough and Ready Highway.

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

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.

Adopted.

Enactment No: RES 18-182

ACTION TAKEN: Following a short break, Chairman Scofield called the meeting to order and introduced the agenda item regarding the Nevada County Local Area Management Plan (LAMP), and read the title of the proposed Ordinance into the record.

Ms. Amy Irani, Environmental Health Director, reviewed the staff report and provided a PowerPoint Presentation regarding Nevada County's LAMP and requirements for the California State On-Site Wastewater Treatment Systems (OWTS) Policy. She reported that the OWTS is divided into tiers for easier management. Nevada County opted for Tier 2, which allows for local oversight to remain with the County. In order to choose Tier 2, the County must create a LAMP. Ms. Irani noted that Wolf Creek is listed as an impaired body of water and therefore falls under the Tier 3 category. She reviewed the reporting requirements that the County's Environmental Health Department must provide the Central Valley Regional Water Quality Control Board (CVRWQCB) on a yearly basis to remain in the Tier 2 status. Ms. Irani explained the next steps, which include: 1) reaching out to homeowners that have non-standard septic systems (total of 942); 2) developing the framework for the first annual report due to the CVRWQCB February 1, 2019; and 3) developing the framework for the 5-year maintenance and monitoring report for the CVRWQCB.

Board questioning and discussion ensued.

Chairman Scofield opened the public hearing for public comment. There being no public comment, Chairman Scofield closed the public comment portion of the public hearing.

Ms. Irani requested the Board adopt the proposed Resolution, and the proposed Ordinance.

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.

Waived further reading and adopted.

Enactment No: ORD-2448

MOTION: Motion made by Supervisor Miller, seconded by Supervisor Hall, to adopt Resolution 18-182 and to waive further reading and adopt Ordinance 2448. On a roll call vote the motion passed unanimously.

***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.

***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.

ACTION TAKEN: Closed sessions held. Nothing occurred in the first two closed sessions that was required to be reported out by law.

Per the third closed session, Chairman Scofield announced that Ms. Alison Lehman will be offered the position of County Executive Officer, upon the retirement of Mr. Richard Haffey, current County Executive Officer, and upon the contractual negotiations that will follow.

Chairman Scofield congratulated Ms. Lehman.

ADJOURNMENT:

ACTION TAKEN: Chairman Scofield adjourned the meeting at 12:33 P.M.

Signature and Attestation

Edward C. Scofield, Chairman

ATTEST:

By:

Lelia Loomis, Deputy Clerk to the Board