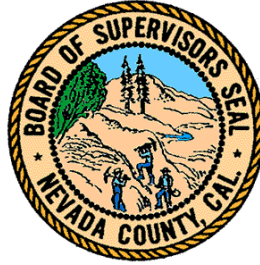


COUNTY OF NEVADA

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, February 13, 2018	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 <https://nevco.legistar.com/Calendar.aspx>

Video Conferencing at 9:20 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.

SCHEDULED ITEMS: 9:01 A.M.

1. [SR 18-0125](#) Certificate of Recognition for the Golden Empire Flying Association on the commissioned project for the design, funding, construction and installation of the Nevada County Airport and Grass Valley Air Attack Base Sign. (Mr. Lee Ocker, Airport Manager)
2. [SR 18-0139](#) Update on the Tahoe National Forest, and introduction of Mr. Eric Burke, Acting District Ranger, Yuba River Ranger District, Tahoe National Forest. (Mr. Eli Ilano, Forest Supervisor, Tahoe National Forest)

PUBLIC COMMENT: 9:20 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.)

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.

Public Health Director: Jill Blake

3. [SR 18-0126](#) Resolution approving Amendment A01 to Standard Agreement 16-10303 between the County of Nevada and the California Department of Public Health, Office of AIDS, for services related to the Housing Opportunities for Persons with AIDS Program (Res. 16-524), increasing the maximum amount from \$78,735 to \$85,229 due to a revised State allocation formula, for the period July 1, 2016 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

4. [SR 18-0132](#) Resolution approving Amendment 05 to Standard Agreement 14-10525 between the County of Nevada and the California Department of Public Health for Public Health Emergency Preparedness, Pandemic Influenza, and Hospital Preparedness Program funding (Res. 14-404), revising Exhibit B 'Budget' to shift funds between categories, in the maximum amount of \$1,105,967, for the period July 1, 2014 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
5. [SR 18-0123](#) Resolution approving a renewal agreement between the County of Nevada and Tahoe Truckee Community Foundation pertaining to reimbursing the County's Public Health Department for the services of a Health Education Coordinator for project coordination services related to the Tahoe Truckee Future without Drug Dependency Project, in the maximum amount of \$37,032, for the period October 1, 2017 through September 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the agreement.
6. [SR 18-0118](#) Resolution approving a contract between the County of Nevada and Ellis Planning Associates, Inc. for consulting services in relation to the County's Local Oral Health Program, in the maximum amount of \$73,779, for the period February 13, 2018 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the contract.

Child Support Services Director: Tex Ritter

7. [SR 18-0113](#) Resolution approving Amendment 4 to the 2014 Housing Preservation Grant Agreement between the County of Nevada and the United States Department of Agriculture, Rural Development, to improve the living conditions of Nevada County's low and very low-income residents in need of repairs or rehabilitation to their housing (Res. 14-469), extending the ending date of the Agreement from December 31, 2017 to June 30, 2018, and authorizing the Director of the Health and Human Services Agency to execute the Amendment. (Housing)

Sheriff-Coroner/Public Administrator: Keith Royal

8. [SR 18-0130](#) Resolution approving renewal Agreement 2018-32 between the County of Nevada and the Department of Justice Drug Enforcement Administration, Domestic Cannabis Eradication and Suppression Program, for funding in the amount of \$31,500 for efforts related to the eradication of illicit cannabis cultivation on public lands (not related to nuisance complaints associated with the Nevada County Marijuana Cultivation Ordinance), for the period October 1, 2017 through September 30, 2018, and authorizing the Nevada County Sheriff to execute the Agreement.
9. [SR 18-0136](#) Resolution approving the renewal agreement between the County of Nevada and the California Department of Boating and Waterways pertaining to reimbursement of boating safety and enforcement costs associated with the Sheriff's Office Boat Patrol, in an amount not to exceed \$96,674, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the agreement.

Auditor-Controller: Marcia Salter

10. [SR 18-0153](#) Resolution authorizing the Lake of the Pines Ranchos Community Services District to replace its annual audit with an annual financial review for two consecutive years, and with a financial audit to be performed every third year, beginning with the fiscal year ending June 30, 2017.

Director of Public Works: Trisha Tillotson

11. [SR 18-0145](#) Resolution approving Amendment 1 to the contract between the County of Nevada and MAP Associates dba NorthStar for professional surveying services and County surveyor functions (Res. 17-223), increasing the amount by \$40,000 for a new maximum amount not to exceed \$140,000 due to increased activities related to the County Surveyor position, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2017/18 County Surveyor budget. (4/5 affirmative vote required)
12. [SR 18-0148](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and Q&D Construction, Inc. for the 2017 Western County Bridge Project - County Contract No. 224031 (Res. 17-201), with contract costs totaling \$2,609,113.10, and directing the Clerk of the Board of Supervisors to record this Notice in accordance with Civil Code Section 9208.
13. [SR 18-0149](#) Resolution directing the Department of Public Works to solicit Request for Qualifications from qualified engineering firms for on-call material testing and inspection services.
14. [SR 18-0133](#) Resolution authorizing the Chair of the Nevada County Board of Supervisors to execute Federal Fiscal Year 2017 Certifications and Assurances for Federal Transit Administration Assistance Programs. (Transit)
15. [SR 18-0146](#) Resolution approving Amendment 1 to the contract between Nevada County and Routematch Software, Inc. for ongoing Premium Support and Maintenance, Cellular Data Services and Cloud Hosting Services of the Transit Technology Solution (Res. 14-085), in the amount of \$16,379.36, for a new maximum contract amount not to exceed \$134,019.36, for the period of January 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Transit)

Chief Information Officer: Stephen Monaghan

16. [SR 18-0122](#) Resolution continuing the proclamation of a Local Emergency in Nevada County due to the Wind Complex Fires and related evacuations in the affected communities and requesting that the Governor continue to maintain a State of Emergency for the County of Nevada. (Emergency Services)

17. [SR 18-0158](#) Request to submit a letter to the State of California Governor and Office of Emergency Services (OES) Director outlining the legislative assistance required to address the ongoing threat of wildfires to Yuba, Butte, and Nevada counties. (Emergency Services)
18. [SR 18-0127](#) Resolution approving Change Order Number 2 to Contract BFC17534 between the County of Nevada and Steve A. Owens dba Owens Construction, for the Bost House ADA Parking and Entry Ramp Project (Res. 17-490), extending the contract time for 120 days to May 15, 2018 to allow for asphalt sealing and parking lot striping, and authorizing the Purchasing Agent to execute the Change Order. (Facilities)
19. [SR 18-0131](#) Resolution approving bidding documents and specifications for the Eric Rood Administrative Center Health and Human Services Agency (HHSA) Remodel and Adult Protective Services (APS) Relocation Project, authorizing the Chair of the Board of Supervisors to sign the documents, and directing the Purchasing Agent to solicit bids for this Project. (Facilities)

Interim County Librarian: Yolande Wilburn

20. [SR 18-0077](#) Resolution accepting a grant from the California State Library for \$10,000 in Federal Library Services and Technology Act Funds for collection development for the Nevada County Community Library for use during the period January 23, 2018 to June 30, 2018, and directing the Auditor Controller to amend the Fiscal Year 2017/18 Library budget to reflect the additional revenue and related expenses. (4/5 affirmative vote required)

County Counsel: Alison Barratt-Green

21. [SR 18-0134](#) Resolution approving Amendment 7 to Contract BFS15295 between the County of Nevada and Porter Scott, A Professional Corporation for legal services (Res. 14-338), increasing the maximum contract price by \$75,000, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

County Executive Officer: Richard Haffey

22. [SR 18-0140](#) Resolution adopting the 2018 Board Objectives and Legislative Priorities for Nevada County as discussed at the Board's January Workshop, and directing the County Executive Officer to use the Objectives and Priorities for the development of the 2018/19 Fiscal Year Budget and the management of County operations, programs and services.
23. [SR 18-0142](#) Resolution adopting the 2018/19 Vision, Mission, and Value Statements, and Core Services definition for Nevada County, as discussed at the Board's January Workshop, and directing the County Executive Officer to use the County Vision, Mission, and Value Statements for the development of the 2018/19 Fiscal Year budget and the management of County operations, programs and services, and repealing Resolution 17-083.

24. [SR 18-0143](#) Approving the Order and Decorum of Board Business for 2018, as discussed at the Board's January Workshop.
25. [SR 18-0141](#) Approval of the 2018/19 proposed Budget Schedule and Policies, as discussed at the Board's January Workshop.
26. [SR 18-0144](#) Acceptance of the Countywide Audit for Fiscal Year 2016/2017 prepared by the firm of CliftonLarsonAllen, LLP.

Clerk of the Board: Julie Patterson Hunter

27. [SR 18-0129](#) Acknowledgement of 2018 Chair appointments to Boards, Committees, and Commissions.
28. [SR 18-0135](#) Reappointment of Ms. Shar Johns as the member representing the interests of local school districts to the First 5 Nevada County Children & Families First Commission, for a two-year term expiring February 28, 2020.
29. [SR 18-0128](#) Reappointment of Ms. Suzanne Gallaty as Tenant Representative to the Regional Housing Authority of Sutter and Nevada Counties, for a two-year term expiring December 6, 2019.
30. [SR 18-0112](#) Acceptance of Board of Supervisors Summary Minutes for January 9, 23, 24, and 25, 2018.

DEPARTMENT HEAD MATTERS:

Clerk-Recorder/Registrar of Voters: Gregory Diaz

31. [SR 18-0159](#) Resolution amending the Nevada County Clerk-Recorder/Registrar of Voters Fiscal Year 2017/18 budget for implementation of the Voters Choice Act. (4/5 affirmative vote required)

***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.

SCHEDULED ITEM: 10:30 A.M.

32. [SR 18-0137](#) Open public hearing and continue it to Tuesday, March 13 at 1:30 p.m. to hear the appeal filed by Johanna Finney et. al. of the Nevada County Zoning Administrator's November 29, 2017, adoption of a Mitigated Negative Declaration (EIS17-0022) and approval of the Conditional Use Permit (CUP17-0015) for a proposed AT&T Communication Tower (PLN-0073) with support facilities. The project includes a 130-foot tall mono-pine cell tower with nine (9) panel antennas and 18 remote radio head/units installed on the mono-pine cell, an 80" by 80" walk-in utility cabinet with a climate control HVAC system, 15kW emergency backup generator with 54-gallon diesel tank located within an acoustical cabinet, and two manually operated outdoor light fixtures with cut-off shields. A solid six-foot tall redwood fence will enclose the entire 30-foot by 30-foot facility lease-area. (Dist. V)

***CLOSED SESSIONS:**

[SR 18-0147](#) 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 18-0163](#) Pursuant to Government Code Section 54957.6, a closed session of the Board of Supervisors will be held for the purpose of reviewing its position and instructing its designated labor negotiations representatives regarding employee salaries, salary schedules, fringe benefits, and all other matters within the statutory scope of representation. The designated labor negotiation representatives for Nevada County are: Alison Lehman, Assistant County Executive Officer, Seth Schapiro, Human Resources Director, Joseph Salivar, Undersheriff, and Donna Williamson, Labor Attorney. The labor negotiations concern the following bargaining units: Unrepresented Confidential Employees, Local 39 General Employees Unit, Local 39 Professional Employees Unit, Sheriff's Management Association, and Deputy District Attorney/Deputy Public Defenders Association.

Recess for lunch:

AFTERNOON SESSION: 1:30 P.M.**Community Development Agency Director: Sean Powers**

33. [SR 18-0150](#) Discussion regarding the County's long-term cannabis cultivation regulations policy questions, and direction to County Counsel to begin drafting a revised ordinance.

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: February 8, 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.

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)