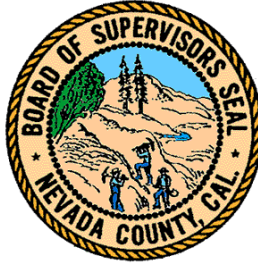


COUNTY OF NEVADA

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 27, 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 9:15 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:

1. [SR 18-0190](#) Certificate of Recognition for Ms. Marty Coleman-Hunt for her thirteen years of dedicated service to the Bear Yuba Land Trust.
2. [SR 18-0183](#) Resolution proclaiming the month of March 2018 as "Youth Art Month" in Nevada County. (Mr. Scott W. Lay, Nevada County Superintendent of Schools)

PUBLIC COMMENT: 9:15 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.

Health and Human Services Agency Director: Michael Heggarty

3. [SR 18-0187](#) Resolution approving an agreement between the County of Nevada and CobbleStone Systems Corp. pertaining to contract lifecycle management software licenses, maintenance, support, and implementation, in the maximum amount of \$52,120.27, commencing upon execution by both parties through June 30, 2019, authorizing the Chair of the Board of Supervisors to execute the agreement, and directing the Auditor-Controller to amend the Purchasing Department's Fiscal Year 2017/18 budget. (4/5 affirmative vote required)
4. [SR 18-0177](#) Resolution approving Agreement 17-NPLH-11536 between the County of Nevada and the California Department of Housing and Community Development (HCD) for the No Place Like Home Program Technical Assistance Grant, in the maximum amount of \$75,000, commencing upon HCD approval and shall not terminate until six years after disbursement of the grant funds, and authorizing the County Executive Officer to execute the Agreement.

Acting Behavioral Health Director: Phebe Bell

5. [SR 18-0160](#) Resolution approving Addendum 1 to the Memorandum of Understanding (MOU) between the County of Nevada and California Health and Wellness Plan (CHWP) for the coordination of services in the delivery of specialty mental health services to CHWP members served by both parties under the Department of Health Care Services Medi-Cal Managed Care Program, commencing on February 27, 2018 and continuing under the terms of the existing MOU, and authorizing the Chair of the Board of Supervisors to execute the MOU.

Public Health Director: Jill Blake

6. [SR 18-0176](#) Resolution approving the Third Amended and Restated Joint Exercise of Powers Agreement between the County of Nevada and Sierra-Sacramento Valley Emergency Medical Services Agency pertaining to participation in the Emergency Medical Services Program (Res. 91-139), and authorizing the Chair of the Board of Supervisors to execute the Agreement.
7. [SR 18-0169](#) Resolution approving renewal Agreement 17-10335 between the County of Nevada and the California Department of Public Health pertaining to funding local immunization program services, in the maximum amount of \$237,140, for the period July 1, 2017 through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the Agreement.

Director of Social Services: Mike Dent

8. [SR 18-0170](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Community Recovery Resources (CoRR) for the provision of substance abuse related treatment services for CalWORKs participants as referred by the County's Department of Social Services (Res. 17-394), adjusting the daily rates for Perinatal and Non-Perinatal Detox and Residential Treatment services, in the maximum amount of \$80,000, for the period July 1, 2017 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

District Attorney: Clifford Newell

9. [SR 18-0152](#) Resolution accepting the California Office of Emergency Services (CalOES) Grant Award VW17310290 for the Nevada County Victim/Witness Assistance Program, with State Victim Witness Assistance funds in the amount of \$36,366 and Federal Victims of Crime Act funds in the amount of \$180,818, for a total amount of \$217,184, for the period of October 1, 2017 to September 30, 2018.

Director of Public Works: Trisha Tillotson

10. [SR 18-0151](#) Resolution approving the Maintained Mileage Certification for 2018, certifying the total mileage of County maintained roads to be 562.10 miles.

11. [SR 18-0154](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and Central Striping Service, Inc. for the 2017 Nevada County Annual Striping Program Phase 1 and Phase 2 - County Contract No 426634 (Res. 17-159), with contract costs totaling \$217,914.60, and directing the Clerk of the Board of Supervisors to record this Notice in accordance with Civil Code Section 9208.
12. [SR 18-0155](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and Central Valley Engineering & Asphalt, Inc. for the Nevada City Highway Sidewalk Extension Project, County Contract No. 229622, Federal Project No. CMLL-5917 (090) (Res. 17-227), with contract costs totaling \$529,232.12, and directing the Clerk of the Board of Supervisors to record this Notice in accordance with Civil Code Section 9208. (Dists. I and III)
13. [SR 18-0156](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and Central Striping Service Inc. for the Nevada County Thermoplastic Safety Project 2017, County Contract No. 225030, Federal Project No. HSIP-5917 (094) (Res. 17-225), with contract costs totaling \$284,979.19, and directing the Clerk of the Board of Supervisors to record this Notice in accordance with Civil Code Section 9028.
14. [SR 18-0171](#) Resolution awarding and approving a contract between the County of Nevada and CH2M Hill, Inc. for professional engineering design services for the Rough and Ready Highway Culvert Replacement Project No. 450001 (Res. 17-567), in an amount not to exceed \$281,727, for the period February 27, 2018 to December 31, 2019, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2017/18 Department of Public Works Capital Improvement budget. (4/5 affirmative vote required)
15. [SR 18-0173](#) Resolution approving bidding documents for the 2018 Road Rehabilitation Project - Contract No. 450002, authorizing the Chair of the Board of Supervisors to sign the documents, authorizing the Director of Public Works to incorporate any final changes into the bid documents prior to advertising for bids, and instructing the Purchasing Division to advertise for bids in accordance with the applicable regulations with the bid opening date to be set by the Director of Public Works. (Dists I, IV, and V)
16. [SR 18-0180](#) Resolution approving bidding documents for the Purdon Road over Shady Creek Bridge Replacement Project, BRLO-5917 (083), Contract No. 224021, authorizing the Chair of the Board of Supervisors to sign the documents, authorizing the Director of Public Works to incorporate any final changes into the bid documents before advertising for bids, and instructing the Purchasing Division to advertise for bids in accordance with the applicable regulations with the bid opening date to be set by the Director of Public Works. (Dist. IV)

17. [SR 18-0166](#) Resolution approving the plans, specifications and cost estimate for the 2018 Nevada County Annual Striping Program, Contract No. 426635, authorizing the Chair of the Board of Supervisors to sign the documents, authorizing the Director of Public Works to incorporate any final changes into the bid documents before advertising for bids, instructing the Purchasing Division to advertise for bids in accordance with the applicable regulations with the bid opening date of March 29, 2018 at 3:00 p.m. (All Dists.)
18. [SR 18-0165](#) Resolution approving plans, specifications and cost estimate for the 2018 Nevada County Thermoplastic Safety Project, Contract No. 225031, Federal Contract No. HSIP5917 (098), authorizing the Chair of the Board of Supervisors to sign the documents, authorizing the Director of Public Works to incorporate any final changes into the bid documents before advertising for bids, and instructing the Purchasing Division to advertise for bids in accordance with applicable regulations with the bid opening date of March 29, 2018 at 3:30 p.m. (Dists. I, II, III and IV)
19. [SR 18-0167](#) Resolution directing the Department of Public Works to solicit a Request for Qualifications from engineering firms with solid waste expertise for on-call engineering support services at the closed McCourtney Road and Hirschdale landfill facilities. (Sanitation)

Human Resources Director: Seth Schapiro

20. [SR 18-0161](#) Resolution amending Authorizing Personnel Staffing Resolution 17-507, adopted October 10, 2017, revising staffing patterns for various County departments, adding 1.0 FTE to the total staffing count for a total number of 794.85, effective February 27, 2018.
21. [SR 18-0162](#) Resolution amending Authorized Personnel Salary Resolution 17-508, adopted October 10, 2017, assigning job description titles to various salary ranges, effective February 27, 2018.

Chief Information Officer: Stephen Monaghan

22. [SR 18-0199](#) Resolution authorizing the purchase of a data center core network switch and network management software in the amount of \$124,625, and directing the Auditor-Controller to amend the Fiscal Year 2017/18 Information Systems budget (4/5 affirmative vote required)
23. [SR 18-0178](#) Resolution approving an Agreement for Residence Emergency Disaster Assistance between the County of Nevada and the Golden State Finance Authority for grant funding for the provision of temporary housing and shelter assistance associated with the 2017 Wind Complex Fires, in an amount not to exceed \$19,098 to be expended within a two year period according to the terms of the Agreement, and authorizing the Nevada County Director of Emergency Services to execute the Agreement. (Emergency Services)

24. [SR 18-0186](#) Resolution authorizing a contract between the County of Nevada and Conti Corporation dba Conti MEP Corporation for the Board of Supervisors Chambers Audio-Visual Presentation Systems Upgrade Project, in an amount not to exceed \$124,333, for the period February 27, 2018 through September 1, 2018, and directing the Auditor-Controller to amend the Fiscal Year 2017/18 Information Systems budget. (4/5 affirmative vote required) (Facilities)

County Executive Officer: Richard Haffey

25. [SR 18-0185](#) Resolution approving a Tax Neutrality Agreement between the County of Nevada and the Pacific Forest and Watershed Lands Stewardship Council for lands located near White Rock Lake (a portion of Assessor's Parcel Number 15-160-02), and authorizing the County Executive Officer to execute the Agreement.
26. [SR 18-0189](#) Resolution amending various Nevada County budgets through the Second Consolidated Budget Amendment for Fiscal Year 2017/18. (4/5 affirmative vote required)

Clerk of the Board: Julie Patterson Hunter

27. [SR 18-0181](#) Resolution making findings and accepting the appeal filed by Andrew R. Cassano, Susan Rideout, Claudia Anne Baker, and Patricia Frega from the decision of the Planning Department issuing a Notice of Conditional Approval for Boundary Line Adjustment (PLN17-0135; LLA17-0024) located at 15144 and 15200 Lake Lane, Nevada City (APN 38-500-01; and APN 38-120-06, respectfully); and scheduling a public hearing for March 27, 2018 at 10:30 a.m.
28. [SR 18-0198](#) Acceptance of resignation from Ms. Mali Dyck as Citizen-at-Large on the Solid and Hazardous Waste Commission.
29. [SR 18-0168](#) Reappointment of Mr. Terry Jochim, as the Cattle Industry member to the Agricultural Advisory Commission, for a four-year term ending March 01, 2022.
30. [SR 18-0195](#) Appointments of Ms. Lindy Beatie to fill a private sector vacancy for a two-year term ending April 30, 2020, Ms. Cheyenne Little to fill one public vacancy for an unexpired two-year term ending April 30, 2019, and Mr. Langdon Waters to fill the second public vacancy for a two-year term ending April 30, 2020, to the Adult and Family Services Commission.

DEPARTMENT HEAD MATTERS:

Director of Public Works: Trisha Tillotson

31. [SR 18-0164](#) Discussion regarding the Nevada County Department of Public Works "Ask Nevada County" Customer Relationship Management System.

***ANNOUNCEMENTS:**

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

Recess for lunch:

AFTERNOON SESSION**SCHEDULED ITEM: 1:30 P.M.****Planning Director: Brian Foss**

32. [SR 18-0184](#) A Public Hearing to:

32a. [SR 18-0202](#) Consider the appeal filed by Charisse Lolli and Donald Mooney (Representative), (“Appellants”) to the Planning Commission’s actions on the Penn Valley Dollar General project (DP15-004, MGT15-013, COC17-0001, LLA16-006; EIR15-001) pertaining to the certification of the project specific Environmental Impact Report (EIR), approval of the project development permit, wetlands and water course management plan, certificate of compliance and lot line adjustment at property located at 17652 Penn Valley Drive (proposed store parcel) (APN 51-120-06) and 17630 Penn Valley Drive (Lot-Line Adjustment and Certification of Compliance), Penn Valley, CA 95946 (Dist. IV); and

Resolution denying the appeal filed by Donald Mooney, Attorney on behalf of Charisse Lolli regarding the Planning Commission’s October 26, 2017 decision to certify Environmental Impact Report (EIR15-001) for the Dollar General Store Projects in Alta Sierra, Rough and Ready Highway and Penn Valley and the approvals of Development Permit (DP15-004), Wetlands and Watercourse Management Plan (MGT15-013), Certificate of Compliance (COC17-0001), and Lot-Line Adjustment (LLA16-006) for a proposed 9,100 square foot Dollar General Store and associated improvements located at 17652 Penn Valley Drive (proposed store parcel) (APN 51-120-06) and 17630 Penn Valley Drive (Lot-Line Adjustment and Certificate of Compliance) (APN 51-150-29) Penn Valley, California and sustaining the Planning Commission’s Certification of the Project Environmental Impact Report (EIR15-001) and approval of the Project Entitlements (DP15-004; MGT15-013; COC17-0001; and LLA16-006).

- 32b.** [SR 18-0203](#) Consider the appeal filed by Simon CRE, CJS Development, LLC and Peter Lemmon (Representative), (“Appellants”) to the Planning Commission’s actions on the Alta Sierra Dollar General project (DP14-001, MGT14-010, EIR15-001) pertaining to the denial of the project Development Permit and Oak Tree Management Plan at property located at 10166 Alta Sierra Drive (proposed store parcel) (APN 25-430-08), 10120 Alta Sierra Drive (septic line parcel) (APN 25-430-10), and 15675 Johnson Place (septic leach field parcel) (APN25-430-12) Grass Valley, CA 95945 (Dist. II); and
- Resolution denying the appeal filed by Peter Lemmon, Attorney on behalf of Simon CRE, CJS Development II, LLC regarding the Planning Commission’s November 9, 2017 denial of Development Permit (DP14-001) and Management Plan (MGT14-010) for a proposed 9,100 square foot Dollar General Store and associated improvements located at 10166 Alta Sierra Drive (APN 25-430-08); septic line located at 10120 Alta Sierra Drive (APN 25-430-10); and septic leach field located at 15675 Johnson Place (APN 25-430-12) Grass Valley, California and sustaining the Planning Commission’s denial of the Development Permit (DP14-001) and Management Plan (MGT14-010) proposing to allow disturbance of 1.40-acres of landmark oak grove and four individual landmark oak trees.
- 32c.** [SR 18-0204](#) Consider the appeal filed by Simon CRE, Harley V, LLC and Peter Lemmon (Representative), (“Appellants”) to the Planning Commission’s actions on the Rough and Ready Highway Dollar General project (DP15-001, EIR15-001) pertaining to the denial of the project development permit at property located at 12345 Rough and Ready Highway (APN 52-122-03) Grass Valley, CA 95945 (Dist. III).
- Resolution denying the appeal filed by Peter Lemmon, Attorney on behalf of Simon CRE, Harley V, LLC regarding the Planning Commission’s October 26, 2017 denial of Development Permit (DP15-001) for a proposed 9,100 square foot Dollar General retail store and associated improvements located at 12345 Rough and Ready Highway, Grass Valley, California, Assessor’s Parcel Number 52-122-03, and sustaining the Planning Commission’s denial of the Development Permit (DP15-001)

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 22, 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)