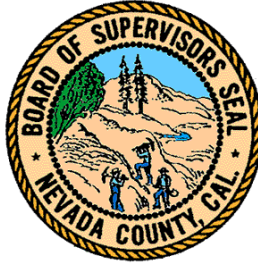


COUNTY OF NEVADA

STATE OF CALIFORNIA

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



BOARD OF SUPERVISORS

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Julie Patterson Hunter, Clerk of the Board
Alison Lehman, County Executive Officer
Alison Barratt-Green, County Counsel

AGENDA

Date	Time	Location
Tuesday, September 11, 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 9:01 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.

Moment of silence for those who lost their lives during the September 11, 2001 (9/11) tragedy.

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 ITEMS: 9:02 A.M.

1. [SR 18-0760](#) Resolution proclaiming September 15, 2018 as South Yuba River Citizen's League's (SYRCL) 21st Annual "Yuba River Cleanup" in Nevada County. (Ms. Melinda Booth, Executive Director, SYRCL)
2. [SR 18-0791](#) Alliance for Workforce Development, Inc. (Nevada County Business and Career Network), annual presentation of the Alliance's Fiscal Year 2017/18 performance - Workforce Innovation and Opportunity Act Program and Services. (Ms. Kristine M. Farrell, Program Manager)

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.

Behavioral Health Director: Phebe Bell

3. [SR 18-0809](#) Resolution approving a renewal agreement between the County of Nevada and the Nevada County Special Education Local Plan Area (SELPA), pertaining to SELPA reimbursing the Nevada County Behavioral Health Department for delivery of Educationally Related Mental Health Services for special education pupils as identified in the student's Individualized Education Program (IEP), for the period July 1, 2018, through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the agreement.

4. [SR 18-0844](#) Resolution approving a renewal contract between the County of Nevada and Tahoe Truckee Unified School District for the provision of Wellness Program Services in the Eastern County region as a component of the County's Mental Health Services Act Prevention and Early Intervention Plan, in the maximum amount of \$55,000, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the contract.
5. [SR 18-0830](#) Resolution approving a renewal contract between the County of Nevada and Social and Environmental Entrepreneurs dba Gateway Mountain Center for the provision of comprehensive specialty mental health services primarily targeted for emotionally disturbed youth, in the maximum amount of \$84,000, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the contract.
6. [SR 18-0842](#) Resolution approving a renewal contract between the County of Nevada and Turning Point Community Programs, Inc. for the provision of temporary housing and supportive counseling services in the Respite Insight Center operated by the contractor, in the maximum amount of \$594,759, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the contract.
7. [SR 18-0849](#) Resolution approving the submittal of an application for and the receipt of one-time Homeless Mentally Ill Outreach and Treatment Program funding in the amount of \$100,000 from the California State Department of Health Care Services, and authorizing the Nevada County Behavioral Health Director to execute the application and all other related documents necessary for participation in the Program.

Director of Social Services: Tex Ritter

8. [SR 18-0831](#) Resolution approving a renewal contract between the County of Nevada and Nevada Joint Union High School District for the provision of CalLearn Program Services for eligible pregnant and parenting teens who have not obtained their high school diploma or its equivalent, in the maximum amount of \$70,000, for the period July 1, 2018 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the contract.

Director of Public Works: Trisha Tillotson

9. [SR 18-0776](#) Resolution approving a Community Partnership Agreement between the County of Nevada and River Valley Community Bank for the realignment and improvement of Town Talk Road, in the maximum amount of \$4,000, and authorizing the Chair of the Board of Supervisors to execute the Agreement. (Dist. III)

10. [SR 18-0805](#) Resolution authorizing the acceptance of grant funding in the amount of \$17,187 from the Department of Resources Recycling and Recovery (CalRecycle), City/County Payment Program, for various beverage container recycling programs and activities in Nevada County, and authorizing the Director of the Department of Public Works to execute documents, as necessary, to implement this grant. (Sanitation)
11. [SR 18-0806](#) Resolution authorizing the acceptance of grant funding in the amount of \$18,302 from the Department of Resources Recycling and Recovery (CalRecycle) Oil Payment Program for used oil and used oil filter collection opportunities and public education in Nevada County, and authorizing the Director of the Department of Public Works to execute documents, as necessary, to implement this grant. (Sanitation)

Chief Information Officer: Stephen Monaghan

12. [SR 18-0852](#) Resolution continuing the declaration of a Local Emergency in Nevada County due to the Airport Hangar Fire. (4/5 affirmative vote required) (Airport)
13. [SR 18-0848](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and Treehenge Construction, Inc., for the Eric Rood Administrative Center Health and Human Services Agency Remodel and Adult Protective Services Relocation Project (Res. 18-141), with contract costs totaling \$187,728, and directing the Clerk of the Board to record this Notice in accordance with Civil Code Section 9208. (Facilities)

County Librarian: Yolande Wilburn

14. [SR 18-0818](#) Resolution accepting a grant from the California State Library in the amount of \$5,000 in Federal Library Services and Technology Act funds, for use during the period August 28 through September 21, 2018, for development of the Library's book collection.
15. [SR 18-0847](#) Resolution authorizing acceptance of the California Library Literacy Services Literacy Award in the amount of \$18,000 for Fiscal Year 2018/19, and authorizing the Auditor-Controller to sign a claim for the purpose of covering a portion of the costs of providing Read Up! literacy program services to Nevada County residents.

County Executive Officer: Alison Lehman

16. [SR 18-0840](#) Resolution amending various Nevada County Budgets through the Fourth Consolidated Budget Amendment for Fiscal Year 2017/18. (4/5 affirmative vote required)
17. [SR 18-0850](#) Resolution of the Board of Supervisors of the County of Nevada authorizing the Defeasance of County of Nevada Certificates of Participation (2011 Refunding) (Bank Qualified), authorizing the execution and delivery of an Escrow Agreement between the County of Nevada and the Bank of New York Mellon Trust Company, N.A. and necessary documents and certificates, and authorizing payment for professional services and related actions.

Clerk of the Board: Julie Patterson Hunter

18. [SR 18-0832](#) Resolution proclaiming the week of September 17 through 23, 2018 as "Constitution Week" in Nevada County. (Daughters of the American Revolution)
19. [SR 18-0856](#) Confirm and ratify the appointments of Ms. Ana Acton and Ms. Janeth Marroletti as low-income sector members on the Adult and Family Services Commission, both for unexpired two-year terms ending April 30, 2020.
20. [SR 18-0841](#) Acceptance of Board of Supervisors Summary Minutes for August 28, 2018.

Regular meeting of the Board of Directors of the Nevada County Sanitation District No. 1.Call the meeting to order:Consent:

These items are expected to be routine and noncontroversial. The Board of Directors of the Nevada County Sanitation District No. 1 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.

County Executive Officer: Alison Lehman

- 21a. [SR 18-0845](#) Resolution amending various Nevada County Sanitation District No. 1 Budgets through the Fourth Consolidated Budget Amendment for Fiscal Year 2017/18.

Clerk of the Board: Julie Patterson Hunter

- 21b. [SR 18-0858](#) Acceptance of Nevada County Sanitation District No. 1 Summary Minutes for August 28, 2018.

Public comment:

(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.)

Adjournment:***DEPARTMENT HEAD MATTER:****Agricultural Commissioner: Chris de Nijs**

22. [SR 18-0843](#) Acceptance of the 2017 Nevada County Annual Crop and Livestock Report.

***CLOSED SESSIONS:**

[SR 18-0857](#) Pursuant to Government Code Section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case:
Saling v. Keith Royal, et al., U.S. District Court, E.D. Cal., Case No. 2:13-cv-1039-TLN-EFB.

[SR 18-0860](#) Pursuant to Government Code section 54957(b)(1), the Board of Supervisors will hold a closed session for a public employee performance evaluation: County Counsel.

***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 1:30 P.M.**INDIVIDUAL BOARD MEMBER ITEM:**

23. [SR 18-0855](#) (Introduce/Waive further reading/Adopt) An Urgency Ordinance adding Article 6 of Chapter XVI of the Nevada County Land Use and Development Code to prohibit outdoor burning during fire season in the Yuba River Corridor and repealing Section G-VII 1.23 from Article I of Chapter VII of the Nevada County General Code. (4/5 affirmative vote required)

Sponsor(s): Heidi Hall, District I, Hank Weston, District IV

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 September 6, 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)