



RESOLUTION No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION AUTHORIZING EXECUTION OF A PERSONAL SERVICES CONTRACT WITH INDIAN HEAD ENTERPRISES FOR SERVICES RELATED TO A NUISANCE ABATEMENT CLEAN-UP AT THE PROPERTY LOCATED AT 13341 RED TAIL HAWK ROAD, NEVADA CITY, IN AN AMOUNT NOT TO EXCEED \$41,430.40 WHICH INCLUDES A 10% CONTINGENCY FOR THE TERM OF MAY 15, 2017 THROUGH JUNE 15, 2017

WHEREAS, the Code Compliance Division opened a code case on the property located at 13341 Red Tail Hawk Road, Nevada City with the initial complaints consisting of people living in a horse shed and several trailers on the property, along with solid waste, inoperable vehicles covering the property, and an excessive number of animals occupying the property; and

WHEREAS, small progress has been made over the years to correct the violations but citations were issued for an expired permit, recreational vehicle use and temporary occupancy, solid waste and inoperable vehicles; and

WHEREAS, several attempts continued to be made to both the property owner and tenant to correct the violations but were unsuccessful; and

WHEREAS, on December 2, 2016, a Nuisance Abatement Hearing was held by the Nevada County Code Compliance Division to allow for neighbors and community members to voice their concerns about the property. In addition, the Code Compliance Division presented its case against the property and provided evidence about the continuation of the violations; and

WHEREAS, on January 4, 2017 the final decision made by Hearing Officer David J. Ruderman declared the following items to be a public nuisance:

1. Solid Waste Accumulation, County of Nevada General Code Section G-IV 8.1 and 8.3, General and Waste Removal Time Periods; Solid Waste, California Public Resource Code Section 40191; Nuisance/Property Maintenance, California Health and Safety Code 17920.3 (c); and Abatement and Removal of Inoperable Motor Vehicles, County of Nevada Land Use and Development Code, Section L-II, 5.20; and Property Maintenance, County of Nevada Land Use and Development Code, Section L-II 5.22.
 - a. Solid waste includes: furniture, tires, apparently abandoned vehicles, travel trailers, a recreation vehicle, appliances, wood pallets, disintegrating tarps, and miscellaneous household and construction debris. Vehicles, solid waste and personal property are located and/or stored in such a way as to hamper and interfere with prevention or suppression of fire and may be detrimental to the health, safety and welfare of persons in the vicinity. The solid waste will be removed from the property as part of the nuisance abatement.

WHEREAS, Request for Proposals were solicited from contractors interested in completing the nuisance abatement clean-up on the property; and

WHEREAS, Community Development Agency staff reviewed proposals submitted by three (3) contractors and selected Indian Head Enterprises based on their past experience and comprehensive description of the services they would provide in order to complete the project; and

WHEREAS, based on the scope of work, the contract amount of \$37,664.00, 10% contingency \$3,766.40, for maximum of \$41,430.40 will be paid from the Code Compliance Division Fiscal Year 2016/17 Nuisance Abatement Budget 1119-20709-324-1000/521520; and

WHEREAS, said contract is attached as Exhibit A.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Supervisors, of the County of Nevada, State of California, that the Chair of the Board of Supervisors be and is hereby authorized to execute, on behalf of the County of Nevada, that certain Personal Services Contract pertaining to the nuisance abatement clean-up at the property located at 13341 Red Tail Hawk Road, Nevada City in the amount not to exceed \$41,430.40 which includes a 10% contingency for the period May 15, 2017 through June 15, 2017 and hereby is approved.