

**STATE OF CALIFORNIA, COUNTY OF NEVADA
BOARD OF SUPERVISORS SUMMARY MINUTES,
MARCH 8, 2016**

Meeting held in the Board Chambers, Eric Rood Admin. Center, 950 Maidu Ave., Nevada City, CA

REGULAR MEETING: 9:00 A.M.

STANDING ORDERS:

Chairman Miller called the meeting to order at 9:00 a.m.

The following Supervisors present:

Nathan H. Beason, 1st District
Ed Scofield, 2nd District
Dan Miller, 3rd District
Hank Weston, 4th District
Richard Anderson, 5th District

Pledge of Allegiance led by Ms. Donna Nelson, Administrative Assistant II.

Corrections and/or deletions to agenda.

ACTION TAKEN: No corrections and/or deletions to the agenda were noted.

SCHEDULED ITEM: 9:01 A.M. Charlie Wilson, Human Resources Director

(Video Conferencing for Service Awards at the Truckee Joseph Center, Hobart Mills Conference Room, 10075 Levon Ave., 2nd Floor, Suite 205, Truckee CA.)

1. 2015 Employee Recognition Program: The categories are: Employee of the Year, Creative Employee of the Year, Enthusiastic Employee of the Year, Dedicated Employee of the Year, Supervisor of the Year, Team of the Year, and Safety Champion.

ACTION TAKEN: Chairman Miller introduced the agenda item.

The Board members recognized all nominees and announced the winners as follows:

Creative Employee – Cynthia Soszka, Information and General Services; Dedicated Employee – Claire Chapple, Environmental Health Department; Enthusiastic Employee – Joseph Douville, Department of Social Services; Safety Recognition Award – Grant Eisen, Environmental Health Department; Supervisor of the Year – Cindy Morgan, Behavioral Health Department; Team of the Year – Co-Winners; Brighton Greens Transition Team and Moving Beyond Depression Team; and Employee of the Year – Angelina Coffey, Probation Department.

Chairman Miller congratulated the 2015 nominees and winners, and invited them to attend the reception in the Empire Conference Room.

SCHEDULED ITEMS: 9:30 A.M.

2. Resolution proclaiming the month of March, 2016 as Youth Art Month in Nevada County. (Ms. Holly Hermansen, Superintendent of Schools)

ACTION TAKEN: Ms. Holly Hermansen, Superintendent of Schools, provided a PowerPoint presentation and requested the Board proclaim March 2016 as Youth Art Month in Nevada County.

MOTION: Motion made by Supervisor Beason, seconded by Supervisor Scofield, to adopt [Resolution 16-097](#). On a roll call vote, the motion passed unanimously.

3. Resolution proclaiming the Month of March, 2016 as American Red Cross Month in Nevada County, and dedicating the month of March to all those who support the American Red Cross mission to prevent and alleviate human suffering in the face of emergencies. (Mr. Ned Russell, Volunteer, American Red Cross of Northeastern California)

ACTION TAKEN: Mr. Ned Russell and Mr. Keith Porter, American Red Cross of Northeastern California volunteers, commented on the importance of American Red Cross and the need for additional volunteers. Mr. Russell provided a Red Cross volunteer vest to Supervisor Beason, suggesting that he may want to begin volunteering after his term of office ends.

Chairman Miller read the Resolution into the record and the Board proclaimed March 2016 as Red Cross Month in Nevada County.

MOTION: Motion made by Supervisor Beason, seconded by Supervisor Anderson, to adopt [Resolution 16-098](#). On a roll call vote, the motion passed unanimously.

4. Resolution proclaiming March, 2016 as March for Meals Month in Nevada County, and urging citizens to take this month to honor our Meals on Wheels programs, the seniors they serve, and the volunteers who care for them. (Ms. Sandy Jacobson, Executive Director, Gold Country Community Services, and Mr. Mike Ruggles, Board President)

ACTION TAKEN: Ms. Sandy Jacobson, Executive Director, Gold Country Community Services, and Mr. Mike Ruggles, Board President, raised awareness regarding senior hunger in Nevada County and reported on the Meals on Wheels Program. Ms. Jacobson shared their concerns regarding the need for additional volunteers and funding. Mr. Mike Ruggles, Board President, thanked the Board for their recognition on behalf of all of the dedicated employees, staff, and volunteers that help to serve meals to seniors.

MOTION: Motion made by Supervisor Beason, seconded by Supervisor Weston, to adopt [Resolution 16-099](#). On a roll call vote, the motion passed unanimously.

CONSENT CALENDAR: Chairman Scofield introduced the consent calendar.

Director of Social Services: Mike Dent

5. Resolution authorizing execution of Amendment 1 to contract with Nevada County Superintendent of Schools (NCSOS) for the provision of Independent Living Program (ILP) Services for youth ages 16-21 currently in foster care or who have recently exited foster care (Res. 15-306), increasing the maximum contract price from \$160,000 to \$180,000, for the period July 1, 2015 through June 30, 2017, with funds in the amount of \$90,000 to be encumbered for Fiscal Year 2015/16. ([Resolution 16-100](#) adopted.)

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6. Resolution authorizing execution of Amendment 1 to contract with Domestic Violence and Sexual Assault Coalition (DVSAC) for the provision of coordinated and intensified domestic violence related services for CalWORKs participants and families (Res. 15-377), increasing the contract maximum price from \$69,938 to \$87,064, for the period July 1, 2015 through June 30, 2017, with funds in the amount of \$42,930 to be encumbered for Fiscal Year 2015/16. ([Resolution 16-101](#) adopted.)

Child Support Services Director: Tex Ritter

7. Resolution authorizing execution of an Agreement with the Nevada County Association of Realtors (NCAOR) pertaining to NCAOR providing Nevada County a cash flow loan in the amount of \$60,000 for the First Time Homebuyers (FTHB) Down Payment Assistance Program, for the period March 8, 2016 through December 31, 2016, with loans to be repaid to the FTHB Down Payment Assistance Program once the California Department of Housing and Community Development releases reimbursement to the County. (Housing) ([Resolution 16-102](#) adopted.)

Clerk-Recorder/Registrar of Voters: Gregory Diaz

8. Resolution consolidating the City of Nevada City General Municipal Election, and the City of Nevada City District Measures, with the Presidential Primary Election to be held in the County of Nevada, in the State of California, on Tuesday, June 7, 2016. ([Resolution 16-103](#) adopted)
9. Resolution authorizing execution of contract with Election Systems & Software, LLC. (ES&S) for the purchase of a Ballot on Demand Printing and Software System, in an amount not to exceed \$13,184, with funding available through the Proposition 41 Voting Modernization Board (VMB), which requires a County match of \$1 for every \$3 awarded by VMB, and directing the Auditor-Controller to amend the Clerk-Recorder/Elections Fiscal Year 2015/16 budget. (4/5 affirmative vote is required.) ([Resolution 16-104](#) adopted.)

Environmental Health Director: Amy Irani

10. Resolution authorizing execution of Amendment 1 to contract with Cooperative Agricultural Support Services Authority (CASS) to provide pest detection, trapping, quarantine and/or eradication, pesticide use reporting, vector control and Environmental Health land use services (Res. 15-280), increasing the contract amount by \$36,449 to a maximum contract amount not to exceed \$138,706 for continued services in Fiscal Year 2015/16, and directing the Auditor-Controller to amend the Fiscal Year 2015/16 Environmental Health and Vector Control budgets. (4/5th affirmative vote required.) ([Resolution 16-105](#) adopted.)

Director of Public Works: Steven Castleberry

11. Resolution approving plans, specifications and cost estimate for the Maybert Bridge at Canyon Creek Replacement Project - Contract No. 224017, authorizing the Chair of the Board of Supervisors to sign the documents, and instructing the Clerk of the Board and the Purchasing Agent to advertise for bids with the bid opening date set for April 19, 2016 at 3:00 p.m. (Dist. V) (Resolution 16-106 adopted.)
12. Resolution approving the Notice of Acceptance and Completion of contract with Linear Options, Inc. (Res. 15-189) for the Nevada County Striping 2015 Phase 1 and Phase 2 Project - County Contract No. 426622, with contract costs totaling \$270,548.90, and directing the Clerk of the Nevada County Board of Supervisors to record this Notice in accordance with Civil Code Section 9208. (Dists. I, II, III, IV, V) ([Resolution 16-107](#) adopted.)

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13. Resolution approving Environmental Clearance for the Newtown Road Overlay Project, proposing to overlay, stripe and install pavement markers on approximately 2.63 miles of Newtown Road, between Champion Road and Empress Road, and authorizing the Director of the Nevada County Department of Public Works to file a Notice of Exemption with the Nevada County Clerk Recorder's office. (Dists. I, IV) ([Resolution 16-108](#) adopted.)
14. Resolution approving Environmental Clearance for the 2016 Nevada County Annual Striping Project (Phase 1 and Phase 2), proposing to stripe approximately 160 miles of various sections of County-maintained roads in the spring and fall of 2016, and authorizing the Director of the Nevada County Department of Public Works to file a Notice of Exemption with the Nevada County Clerk-Recorder's office. (Dists. I, II, III, IV, V) ([Resolution 16-109](#) adopted.)
15. Resolution approving plans, specifications and cost estimate for the Nevada County Annual Striping 2016 Phase 1 and Phase 2 - Contract No. 426633, authorizing the Chair of the Board of Supervisors to sign the documents, and instructing the Clerk of the Board and the Purchasing Agent to advertise for bids with the bid opening date to be April 12, 2016 at 3:00 p.m. (Dist. I, II, III, IV, V) ([Resolution 16-110](#) adopted.)

Clerk of the Board: Julie Patterson Hunter

16. Acceptance of resignation from Mr. Paul Molino as member on the Citizen's Oversight Committee of the Nevada County Library. (Accepted.)
17. Reappointment of Ms. Laura Brown as the greater Truckee area member representing the interests of children to the First 5 Nevada County Children and Families First Commission, for an unexpired 2-year term ending October 31, 2017. (Reappointed.)
18. Reappointments of Mr. Joe Heckel and Ms. Ann Guerra as Public Members chosen by the Board of Supervisors to the Transit Services Commission, for terms expiring March 31, 2018. (Reappointed.)
19. Appointment of Mr. Jeff Jenkins as Member-at-Large to the Fish & Wildlife Commission, for a term expiring January 31, 2020. (Appointed.)
20. Acceptance of Board of Supervisors minutes for February 9 and 23, 2016. (Accepted.)

ACTION TAKEN: Chairman Miller requested that Agenda Item #19 be removed from consent so he can recuse himself (Mr. Jenkins is Chairman Miller's son-in-law).

MOTION: Motion made by Supervisor Weston, seconded by Supervisor Anderson, to approve the consent calendar, less Agenda Item #19. On a roll call vote, the motion passed unanimously.

ITEMS PULLED FROM THE CONSENT CALENDAR:

19. Appointment of Mr. Jeff Jenkins as Member-at-Large to the Fish & Wildlife Commission, for a term expiring January 31, 2020. (Appointed.)

ACTION TAKEN: Chairman Miller recused himself and passed control of the meeting to Vice Chair Weston.

Vice Chair Weston explained that two applicants were interviewed by Ms. Chris Flores, Agricultural Commissioner, and himself. They are recommending Mr. Jenkins be appointed to the position of Member-at-Large to the Fish & Wildlife Commission, for a term expiring January 31, 2020.

MOTION: Motion made by Supervisor Scofield, seconded by Supervisor Beason, to appoint Mr. Jeff Jenkins as Member-at-Large to the Fish & Wildlife Commission. On a roll call vote, the motion passed as follows: Ayes: Supervisors Scofield, Beason, Weston, and Anderson. Noes: None. Abstain: Supervisor Miller. Absent: None.

***CLOSED SESSION:**

Pursuant to Government Code § 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case: Erickson, et al. v. County of Nevada, Nevada County Superior Court, Case No. CU13-079389.

ACTION TAKEN: Ms. Alison Barratt-Green, County Counsel, read the closed session item into the record and the Board members entered into closed session.

Following closed session, Ms. Barratt-Green reported that nothing occurred in closed session that is required to be reported out by law.

***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: Not held.

SCHEDULED ITEM: 11:00 A.M. Steven Castleberry, Director of Public Works

21. Public hearing to consider amending the existing annual parcel charges for ongoing road maintenance for the Greenwood Forest Permanent Road Division (PRD), and to consider adoption of a resolution authorizing and levying amended parcel charges within the boundaries of the existing Greenwood Forest PRD, in compliance with Proposition 218. (Dist. I)

Determine if a majority protest of property owners exists regarding the amended PRD assessments.

In the absence of a majority protest, direct staff to count the mail-out election ballots received by the Clerk of the Board regarding the amended parcel charges.

In the event that a majority of the votes received support the amended parcel charge, consider adopting the Resolution authorizing amended assessments for the existing Greenwood Forest PRD and collection of the amended Parcel Charges beginning in Fiscal Year 2016/17 and each year thereafter.

Resolution approving and authorizing amended assessments for road maintenance in the existing Greenwood Forest Permanent Road Division (PRD), authorizing the Auditor-Controller to collect fees and charges in regard to the administration of the parcel charge, and directing the parcel charge to be collected each year in the same manner and at the same time as the general property taxes, and deposited into a fund for payment of road maintenance services within the boundaries of the Greenwood Forest PRD. ([Resolution 16-111](#) adopted.)

ACTION TAKEN: Mr. Steven Castleberry, Director of Public Works, introduced Mr. Joshua Pack, Principal Civil Engineer. Mr. Pack reviewed the staff report and provided a PowerPoint presentation pertaining to amended parcel charges within the boundaries of the existing Greenwood Forest Permanent Road Division (PRD) for ongoing road maintenance. He reported that in 2015 residents of the PRD approached staff about the possibility of amending their assessments to accelerate repairs on their roads. Sufficient petitions were collected and the Board approved a Resolution of Intent on January 13, 2016. Mr. Pack reviewed the annual assessments, explaining that the residents had requested cost certainty, and asked for an annual inflationary adjustment of 2.5%. Mr. Pack noted that over the last 25 years, the annual Consumer Price Index (CPI) has been about 2.4%, so staff is confident that the amount will keep pace with inflation. Mr. Pack added that two of the 28 parcels are land only, and the owners have requested there be no annual inflationary adjustments on those parcels. Staff has adjusted the other 26 parcels accordingly, which comes to an additional \$4 - \$5 per parcel. Mr. Pack reviewed the process for the public hearing, explaining that staff will count the election ballots in full open view so members of the public can watch the process. If the ballots supporting the PRD are greater than 50%, staff will request the Board adopt the Resolution amending the parcel charges.

Board questioning ensued.

Chairman Miller opened the public hearing for public comment.

Mr. Matthew Coulter, District III resident, requested that the bicycle lane along Ridge Road, which ties into Greenwood Forest Permanent PRD, be cleaned-up and maintained so people can use it.

There being no further public comment, Chairman Miller closed the public comment portion of the public hearing.

Chairman Miller noted that no majority protest had been received regarding the amended parcel charges, and recessed the meeting for staff to open and count the ballots in public view and report back to the Board.

Following the opening of the ballots, Chairman Miller called the meeting to order. Ms. Julie Patterson Hunter, Clerk of the Board, reported out that of a total of 20 votes received and counted, the results of the weighted assessment is: 17.5 ballots were yes, 2 ballots were no, for a total of 90% affirmative votes.

MOTION: Motion made by Supervisor Beason, seconded by Supervisor Anderson, to adopt [Resolution 16-111](#). On a roll call vote, the motion passed unanimously.

PUBLIC COMMENT: 11:45 A.M.

ACTION TAKEN: Chairman Miller explained that 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. He noted that pursuant to the Ralph M. Brown Act, the Board is not able to respond to or discuss any matter that is not on the agenda. He was aware that some members of the audience are not planning to speak to the Measure W issue, and would allow them to provide their comments first so the Board could devote the rest of the comment period to those wishing to provide comments regarding Measure W.

The following members of the public provided comments in support of the State of Jefferson movement in Nevada County: Ms. Fran Freedle, District IV resident; and Ms. Claudia Taylor, District II resident;

Ms. Linda Chaplin, District I resident, shared concerns regarding the removal of a large amount of trees along Highway 49 between Alta Sierra and the City of Grass Valley.

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Mr. Jim Firth, District III resident, provided comments in opposition to the State of Jefferson and in support of Nevada County remaining a part of the State of California.

Mr. Matthew Coulter, District III resident, invited the Board and interested parties to join him at the Nevada Theater for tonight's Veterans Symposium. He added that the event will be broadcast live on 89.5 KVMR.

The following members of the public provided comments supporting the concerns of parents with children with debilitating forms of epilepsy and requesting the Board make reasonable accommodations and exceptions for those at-risk children in Measure W: Mr. Forrest Hurd, District IV resident; Mr. Jon Enos, District I resident; Mr. Nathan Headlan(*sp?*), District IV resident; Ms. Lorraine Webb, District I resident; Mr. Scott Davis, District II resident; Ms. Kathryn O'Connell, District IV resident; Ms. Adora McNeil, District IV resident; Mr. Mike Lyman, District II resident; Ms. Melissa King, District III resident; Ms. Wanda Karadonis(*sp?*), County resident; Ms. Song Kowbell, District IV resident; Mr. Brad Peceimer, District II resident; Mr. Michael Taylor, District I resident; Mr. Phil Reddy, District III resident; Ms. Patricia Smith, District IV resident; Mr. Sam Allen, County resident; Ms. Mary Alice Reddy, District II resident; Ms. Kit Fox, District IV resident; Mr. Zach Tanner, District IV resident; Mr. Andrew Goodwin, District IV resident; Ms. Anna Antepara, District IV resident; Mr. Mark Johnson, District IV resident; Mr. Juniper Trice, District II resident; Ms. Beth Moore, District I resident; Mr. Ezra Storm, District IV resident; and Mr. Robert Richards, District IV resident.

ADJOURNMENT: There being no further business, Chairman Scofield adjourned the meeting at 12:57 p.m.

Dan Miller, Chairman

ATTEST:

By: Julie Patterson Hunter, Clerk of the Board