

COUNTY OF NEVADA

STATE OF CALIFORNIA

Supervisor Heidi Hall, District I
Supervisor Ed Scofield, District II
Chair Dan Miller, District III
Vice Chair Susan Hoek, District IV
Supervisor Hardy Bullock, District V

Julie Patterson Hunter, Clerk of the Board
Alison Lehman, County Executive Officer
Katharine L. Elliott, County Counsel



BOARD OF SUPERVISORS

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AGENDA

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, February 9, 2021	9:00 AM	Remote Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

The Board of Supervisors welcomes you to their regular meeting.

Pursuant to Governor Gavin Newsom's Executive Order pertaining to the convening of public meetings in response to the COVID-19 pandemic, the County of Nevada will hold its regularly scheduled meeting of the Board of Supervisors by remote. This meeting is broadcast live on Nevada County Media Channel 17 in Western County and on Suddenlink Channel 78 in Eastern County, and can be viewed live through the web at www.mynevadacounty.com/boardmeetings. Closed Captioning is available for hearing impaired viewers.

Members of the public who are unable to view the meeting on television or through the web may call 1 (415) 655-0001 to listen to the meeting live. You will be prompted to provide Meeting ID# 182 745 3909 & Password# 96547989.

Public comment for items not on the agenda will be taken following adoption of the Consent Calendar, or as soon thereafter as possible. Please refer to Pages #6 and #7 for information on how to participate in the meeting, as well as the various options being made available for members of the public to provide comment in both Western and Eastern County.

The Eric Rood Administrative Building 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.)

This agenda and certain supporting documents may be obtained at www.mynevadacounty.com/boardmeetings. 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.

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 may request that an item be removed from the consent calendar for discussion. Members of the public wishing to ask questions or hear discussion on items listed under the consent calendar, may raise their concerns to the Board members prior to the consent calendar being introduced. The Supervisors will take the concerns under consideration and decide if there is adequate reason to remove the item from consent.

Child Support Services, Collections, and Housing Director: Mike Dent

1. [SR 21-0068](#) Resolution authorizing the Chair of the Board of Supervisors to sign Parcel Map No. 19PLN-48 "Brunswick Commons" as a representative of the property owner, County of Nevada, with the signed original Map to be forwarded to the City of Grass Valley Community Development Department for final processing and recordation.

District Attorney: Clifford Newell

2. [SR 21-0078](#) Resolution accepting Grant Award XC20030290 from the California Office of Emergency Services for the Nevada County Victim Witness Services Program, in the amount of \$148,026, for the period of January 1, 2021 to December 31, 2021, and authorizing the District Attorney to execute the agreement.

Treasurer-Tax Collector: Tina Vernon

3. [SR 21-0097](#) Notifying the California Schools Cash Reserve Program Authority that the County of Nevada will not be issuing a Tax and Revenue Anticipation Note (TRAN) in the name of Grass Valley School District and that the District can issue a TRAN on their own behalf, and authorizing the Clerk of the Board to sign the attached Notice.

Planning Director: Brian Foss

4. [SR 21-0080](#) Resolution granting a one-year extension for Commercial Rafting permits RAF19-0001, RAF19-0002, RAF19-0003, and RAF19-0004, allowing the commercial river rafting companies to operate for the 2021 season under the terms and conditions of the approved 2019 Use Permits to assist in recovery from the COVID-19 pandemic and extreme fire season restrictions.

Director of Public Works: Trisha Tillotson

5. [SR 21-0091](#) Resolution authorizing Environmental Clearance for the 2021 Road Rehabilitation Project, and authorizing the Director of the Department of Public Works to file a notice of Exemption with the Nevada County Clerk-Recorder's office.
6. [SR 21-0090](#) Resolution awarding and approving a contract between the County of Nevada and McKellar Tree Service and Logging, Inc. for the Egress/Ingress Fire Safety Project (Res. 20-490), in the amount of \$606,000.01 plus a ten percent contingency, for a grand total of \$666,600.01, scheduled to begin in February/March 2021 and to be completed by March 31, 2022, authorizing the chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2020/21 budget. (4/5 affirmative vote required) (All Dists.)
7. [SR 21-0013](#) Resolution approving County of Nevada Transit Services Division as a Sub-Grantee in the application for an Environmental Protection Agency (EPA) 2019-20 Targeted Airshed Grant (EPA-OAR-OAQPS-20-01) for the purchase of two 35-foot Low-floor Battery Electric Zero Emission Transit Buses, depot slow charger, on-route fast charger, and associated implementation costs, in the amount of \$2,460,653. (Transit)

Chief Information Officer: Stephen Monaghan

8. [SR 21-0089](#) Resolution declaring certain County property as surplus and authorizing the Purchasing Agent to sell, or otherwise dispose of, those certain items of surplus property listed on Exhibit A as "Assets to be Sold or Recycled." (4/5 affirmative vote required) (Purchasing)

Clerk of the Board: Julie Patterson Hunter

9. **SR 21-0110** Affirm the appointment of Supervisor Susan Hoek to the Regional Housing Authority.
10. [SR 21-0109](#) Approve the appointments of Mr. Sam Sebastian and Ms. Suzanne Nobles as members to Mental Health and Substance Use Advisory Board for unexpired three-year terms ending June 30, 2022, and June 30, 2021, respectively.

PUBLIC COMMENT:

- [SR 21-0121](#) 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 during the meeting by using one of the various options listed on pages #6 and #7.

DEPARTMENT HEAD MATTER:*Director of Social Services: Rachel Roos**

11. [SR 21-0029](#) Resolution proclaiming February 11, 2021 as “211 Day” in Nevada County, California.

INDIVIDUAL BOARD MEMBER ITEM:*Supervisor Ed Scofield, District II**

12. [SR 21-0087](#) Resolution to create and establish the South County Area Municipal Advisory Council with an effective date of March 1, 2021 that shall sunset and dissolve upon the adoption of the updated Nevada County Higgins Area Plan, and ratifying the Bylaws of the South County Area Municipal Advisory Council. (Dist. II)

DEPARTMENT HEAD MATTER:*County Counsel: Katharine L. Elliott**

13. [SR 21-007](#) Request to: 1) receive presentation on redrawing supervisorial districts for the 2021 redistricting process; and 2) provide direction regarding the Board’s preferred methodology for the 2021 redistricting process.

***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.

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. Truckee Joseph Center.*
- 3. Outside the District V Board of Supervisors office.*
- 4. Online at <https://nevco.legistar.com/Calendar.aspx> and <http://www.mynevadacounty.com/boardmeetings>.*

Posted: February 4, 2021.

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. Members of the public wishing to ask questions or hear discussion on items listed under the consent calendar may raise their concerns to the Board members when the consent calendar is introduced. The Supervisors will take the concerns under consideration and decide if there is adequate reason to remove the item from consent.

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.

At special meetings of the Board, public comment will only be allowed on matters appearing on the agenda.

WAYS TO PARTICIPATE DURING THE FEBRUARY 9, 2021 BOARD MEETING:

- 1) Listen inside the Eric Rood Administrative Center Lobby if wearing a mask
- 2) Listen outside the Eric Rood Administrative Center at the Outside Public Comment Kiosk if not wearing a mask
- 3) Listen by calling 1 (415) 655-0001 (Meeting ID#: 182 745 3909 and the Password#: 96547989)
- 4) View at www.mynevadacounty.com/boardmeetings
- 5) View on Nevada County Media Channel 17 in the Western County
- 6) View on Suddenlink Channel 78 in the Eastern County

PROVIDE PUBLIC COMMENT BEFORE THE FEBRUARY 9, 2021 MEETING BY:

- 1) Writing a letter to the Board of Supervisors at 950 Maidu Ave, Suite 200, Nevada City, CA 95959
- 2) Emailing BOS.PublicComment@co.nevada.ca.us
- 3) Leaving an eComment at www.mynevadacounty.com/boardmeetings

PROVIDE PUBLIC COMMENT DURING THE FEBRUARY 9, 2021 MEETING BY:

1) In-Person:

Eric Rood Administrative Center: Members of the public can provide comment in-person inside the Board of Supervisors' Board Chambers at the Eric Rood Administrative Center. Members of the public will be allowed into the Chambers one-at-a-time. Masks are mandatory inside all County facilities.

2) Virtual Kiosk:

Eric Rood Administrative Center: Members of the public can provide comment in-person at a virtual public comment kiosk outside at the Eric Rood Administrative Center on the left-side of the front entrance.

3) Over the Phone:

Members of the public can call (530) 270-3474 and will be placed in a call-in queue until they are permitted into the meeting for comment. (Please note that the 1 (415) 655-0001 number is only for listening to the meeting.)

Please provide your name, City or District of residence, and the agenda item you wish to comment on.

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)