

# COUNTY OF NEVADA

## STATE OF CALIFORNIA

*Nate Beason, 1st District*  
*Ed Scofield, 2nd District*  
*Dan Miller, 3rd District (Chair)*  
*Wm. "Hank" Weston, 4th District (Vice-Chair)*  
*Richard Anderson, 5th District*



## BOARD OF SUPERVISORS

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*Julie Patterson Hunter, Clerk of the Board*  
*Richard A. Haffey, County Executive Officer*  
*Alison Barratt-Green, County Counsel*

## SUMMARY MINUTES - Final

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, March 22, 2016	9:00 AM	Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

### Rollcall

*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*

### REGULAR MEETING: 9:00 AM

#### STANDING ORDERS:

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

Pledge of Allegiance led by Mr. Joshua Pack, Principal Civil Engineer.

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Chairman Miller requested a Moment of Silence held for the victims of the terrorist attack in Brussels, as well as, the California Highway Patrol (CHP) officer, Nathan Taylor, who was killed on Interstate 80 while on duty.

ACTION TAKEN: Moment of Silence held.

Corrections and/or deletions to agenda.

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

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**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.*

ACTION TAKEN: Ms. Claudia Taylor, District II resident, provided comments in support of the State of Jefferson movement.

Mr. Weldon Travis, District IV resident, presumed the Board members received by email his document entitled "Exploratory Committee for the Sheriff of Nevada County," which contains what he believes to be serious considerations. He also presumed the Board was aware of recent events that took place in Oregon stemming from the U.S. Bureau of Land Management's (BLM) overreach in southern Nevada, and offered to share his documentation relating to the event. Mr. Travis reminded the Board members of his suggestion to join with Sheriff Royal and develop a policy and strategic plan to prepare for possible threats from BLM. Lastly, Mr. Travis asked if any of the Board members responded to his invitation to visit the Lowell Robinson Liberty Center in Grass Valley.

Mr. Matthew Coulter, District III resident, thanked the County for cleaning the bicycle lane located on Ridge Road. Mr. Coulter provided comments regarding the homelessness issue in Nevada County, and shared his concerns regarding the lack of affordable housing.

Mr. Forrest Hurd, District IV resident, advocated for the critically ill children who may be negatively impacted by the County's Ordinance banning outdoor medical marijuana cultivation, as well as Measure W. He hoped to hear from the Board members by email on what can be done.

There being no further members of the public wishing to provide comments, Chairman Miller closed public comment.

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**CONSENT CALENDAR:**

ACTION TAKEN: Chairman Miller introduced the consent calendar.

Health and Human Services Agency Director: Michael Heggarty

1. [SR 16-0240](#) Resolution authorizing execution of Amendment 1 to contract with Universal Protection Service, LP for the provision of security guard services at various County locations for the Health and Human Services Agency (Res. 15-407), extending the contract termination date from June 30, 2016 to June 30, 2017; increasing the maximum contract price from \$140,000 to \$275,424, not to exceed \$121,265 for Fiscal Year 2015/16 and \$154,159 for Fiscal Year 2016/17, revising Exhibit "A" Schedule of Services, to remove and update language regarding location of services; and revising Exhibit "B" Schedule of Charges and Payments, to reflect the increase in the maximum contract price. (Pulled from consent by Mr. Matthew Coulter, District III resident.)  
Enactment No: 16-134

Behavioral Health Director: Rebecca Slade

2. [SR 16-0254](#) Resolution authorizing execution of Amendment 1 to the Agreement with Nevada County Special Education Local Plan Area (SELPA) for the delivery of Educationally Related Mental Health Services (ERMHS) for special education pupils as identified in the student's Individualized Education Program (IEP) (Res. 15-116), extending the contract termination date from June 30, 2015 to June 30, 2016, and revising Exhibit "C" to add Sugarloaf Mountain, Juvenile Hall Program School, to the list of Nevada County SELPA member Local Education Agencies (LEAs), for the period July 1, 2014 through June 30, 2016.  
**Adopted.**  
Enactment No: RES 16-112
3. [SR 16-0229](#) Resolution authorizing execution of Amendment A04 to Standard Agreement 14-90076 with the California Department of Health Care Services (DHCS) to provide funding for substance use disorder services (Res. 14-507), increasing the maximum payable amount for Fiscal Year 2016/17 to \$1,037,452, revising the total maximum amount from \$2,940,644 to \$3,123,131, for the entire contract term of July 1, 2014 through June 30, 2017.  
**Adopted.**  
Enactment No: RES 16-113

Public Health Director: Jill Blake

4. [SR 16-0236](#) Resolution authorizing execution of Amendment A-01 to Agreement 14-10909 with the California Department of Public Health (CDPH), Emergency Preparedness Office, pertaining to implementing the Supplemental Funding for Ebola Preparedness and Response Project (Res. 15-163), extending the Agreement termination date from September 30, 2016 to June 30, 2017. (Pulled from consent by Mr. Matthew Coulter, District III resident.)
- Enactment No: RES 16-135

Child Support Services Director: Tex Ritter

5. [SR 16-0255](#) Resolution authorizing execution of contract with Adams Ashby Group pertaining to the provision of Labor Standard Compliance Officer services in compliance with the Davis-Bacon Act and duties required to ensure compliance with the State Department of Housing and Community Development (HCD) Community Development Block Grant (CDBG) Program requirements in relation to the Penn Valley Sewer Pipeline Project (Res. 14-041) and the Bost House Rehabilitation Project (Res. 15-408) as approved by Standard Agreement 13-CDBG-8931, in the maximum amount of \$42,720, for the period March 22, 2016 through September 30, 2016. (Housing)
- Adopted.**
- Enactment No: RES 16-114

Sheriff-Coroner/Public Administrator: Keith Royal

6. [SR 16-0239](#) Resolution authorizing execution of a renewal agreement with the 17th District Agricultural Association - Nevada County Fairgrounds pertaining to law enforcement security services for the 2016 Nevada County Fair, in the amount of \$27,385.95, for the period August 10, 2016 through August 15, 2016, and providing for a maximum contract amount not to exceed \$27,500 should unforeseen circumstances arise that call for additional deputies to respond to the Fair. (Pulled from consent by Mr. Matthew Coulter, District III resident.)
- Enactment No: RES 16-136

7. [SR 16-0253](#) Resolution authorizing the Nevada County Sheriff to execute a renewal agreement with the Department of Justice Drug Enforcement Administration (DEA) for controlled substance eradication and suppression, in an amount up to \$45,000, for the period January 1, 2016 through September 30, 2016. (Pulled from consent by Mr. Matthew Coulter, District III resident.)  
Enactment No: RES 16-137

Community Development Agency Director: Sean Powers

8. [SR 16-0266](#) Resolution authorizing execution of Amendment 1 to the software purchase and maintenance agreement with Accela, Inc. for Fiscal Year 2015/16 (Res. 15-154), authorizing execution of the Order Schedule for the Citizen Relationship Management (CRM) solution, increasing the contract amount by \$113,217 to a maximum contract amount not to exceed \$413,437, authorizing the release of the designated fund balance in CDA Fund 1123 in the amount of \$113,217, and the Road Fund 114 in the amount of \$63,697, and directing the Auditor-Controller to amend the Fiscal Year 2015/16 Community Development Agency and Road Administration Budget. (4/5 affirmative vote required.)  
**Adopted.**  
Enactment No: RES 16-115

Agricultural Commissioner: Chris Flores

9. [SR 16-0226](#) Resolution authorizing execution of renewal Agreement 15-0269 with the California Department of Food and Agriculture (CDFA) for County Pest Detection/Emergency Projects Trapping services, in the amount of \$18,255, for the period July 1, 2015, through June 30, 2016, and authorizing the Nevada County Agricultural Commissioner to execute additional documents necessary for implementation of the Program.  
**Adopted.**  
Enactment No: RES 16-116

Planning Director: Brian Foss

10. [SR 16-0251](#) Resolution authorizing execution of a Second Amendment to the Grant Agreement between the County of Nevada and Oak Tree Park and Recreation District for the Oak Tree Community Park Pavilion Project (Res. 13-199), extending the expiration date to May 12, 2017 to provide an additional fifteen months to complete the Project. (Dist. IV)  
**Adopted.**  
Enactment No: RES 16-117

11. [SR 16-0252](#) Resolution authorizing a one time five-year extension of the Wildwood Ridge Development Agreement with Wildwood Resolution, LLC (Ord. 2197), extending the termination date of the Agreement from March 16, 2021 to March 16, 2026 to provide additional time to develop the property. (Dist. IV)  
**Adopted.**  
Enactment No: RES 16-118

Director of Public Works: Steven Castleberry

12. [SR 16-0246](#) Resolution authorizing execution of Amendment 1 to contract with Ferguson Family Enterprises dba Gray Electric Company for maintenance of traffic signals and other traffic related electrical equipment (PESJ2886), increasing the total maximum contract amount from \$25,000 to \$35,000, for Fiscal Year 2015/16.  
**Adopted.**  
Enactment No: RES 16-119
13. [SR 16-0259](#) Resolution authorizing execution of Amendment 1 to contract with Nelson Engineering for professional surveying services for County surveyor functions (Res. 15-283), increasing the maximum contract amount from \$115,000 to \$145,000, and directing the Auditor-Controller to amend the Surveyor Fiscal Year 2015/16 budget. (4/5 Affirmative Vote Required)  
**Adopted.**  
Enactment No: RES 16-120
14. [SR 16-0247](#) Resolution authorizing execution of Amendment 6 to contract with ADKO Engineering for the Maybert Bridge Replacement Project near the Town of Washington in Eastern Nevada County "Canyon Creek Bridge No. 17C-0030" over Canyon Creek - Contract No. 224017 (Res. 08-323), extending the contract expiration date from March 31, 2016 to December 31, 2016. (Dist. V)  
**Adopted.**  
Enactment No: RES 16-121
15. [SR 16-0235](#) Resolution authorizing execution of a Memorandum of Understanding (MOU) between Placer County and Nevada County, whereby Placer County shall contribute \$154,228 local cash match requirement for the Donner Pass Road Improvement Project (Res. 15-549), for the period March 22, 2016 through December 31, 2020. (Dist. V)  
**Adopted.**  
Enactment No: RES 16-122

16. [SR 16-0248](#) Resolution directing the Purchasing Division, in coordination with the Department of Public Works, to solicit Statements of Qualifications from qualified civil engineering firms specializing in project management and bridge design for the Hirschdale Road Bridges, Bridge Rehabilitation and Seismic Retrofit Project. (Dist.V)  
**Adopted.**  
Enactment No: RES 16-123
17. [SR 16-0257](#) Resolution approving plans, specifications and cost estimate for the Newtown Class II Bike Lane Project - Contract No. 229620, authorizing the Chair of the Board of Supervisors to sign the documents, and directing the Clerk of the Board and Purchasing Division to advertise for bids, with the bid opening date set for April 21, 2016. (Dist. I)  
**Adopted.**  
Enactment No: RES 16-124
18. [SR 16-0250](#) Resolution authorizing execution of an amendment to the agreement with Holt of California for the repair of heavy equipment for Nevada County Fleet Services (PESJ2933), increasing the maximum contract price from \$25,000 to \$55,000, for the period July 1, 2015 through June 30, 2016.  
**Adopted.**  
Enactment No: RES 16-125
19. [SR 16-0258](#) Resolution authorizing the Chair of the Nevada County Board of Supervisors to execute the Federal Fiscal Year 2016 Certifications and Assurances for Federal Transit Administration (FTA) Assistance Programs. (Transit Services)  
**Adopted.**  
Enactment No: RES 16-126

Chief Probation Officer: Michael Ertola

20. [SR 16-0260](#) Resolution authorizing execution of Amendment 1 to contract with Victor Community Support Services to expand treatment options for youthful offenders suffering from mental illness (Res. 15-346), modifying the scope of work to include the provision of Strengths, Opportunities and Recidivism Reduction (SOARR) Program services to a maximum of five youth and their families, and increasing the maximum contract amount to \$146,024, for the period July 1, 2015 through June 30, 2016.  
**Adopted.**  
Enactment No: RES 16-127

Chief Information Officer: Stephen Monaghan

21. [SR 16-0264](#) Resolution authorizing the purchase of a capital asset, a Barracuda Load Balancer, to provide enhanced availability of services of the County's Sungard financial system to users by allowing processing load to be distributed across multiple servers, and directing the Auditor-Controller to amend the Fiscal Year 2015/16 Information Systems budget. (4/5 affirmative vote required.)  
**Adopted.**  
Enactment No: RES 16-128
22. [SR 16-0267](#) Resolution authorizing execution of Amendment 1 to contract with KPFF Consulting Engineers to complete an Airport Boundary Survey of the Nevada County Airport and file a new Record of Survey Map with the Nevada County Clerk-Recorder (Res. 15-497), increasing the maximum contract price by \$5,265 to \$47,265, for the period October 27, 2015 through June 30, 2016. (Airport)  
**Adopted.**  
Enactment No: RES 16-129
23. [SR 16-0241](#) Resolution approving the Notice of Acceptance and Completion of contract with Jacobs Custom Homes, Inc., for the Eric Rood Administrative Center (ERAC) Elections, Recorder, and Auditor Remodel Project, with contract costs totaling \$310,194.50, and directing the Clerk of the Board of Supervisors to record this Notice in accordance with Civil Code Section 9208. (Facilities)  
**Adopted.**  
Enactment No: RES 16-130
24. [SR 16-0243](#) Resolution authorizing execution of a Pacific Gas and Electric Company (PG&E) General Off-Bill and On-Bill Financing Loan Agreement in the amount of \$39,267.13, with an interest rate of 0% for a term of 54 months with fixed monthly loan payments of \$727.17, for the Nevada County Brighton Greens Resource Center located at 988 McCourtney Road, Grass Valley, and authorizing the Chief Information Officer to sign any additional documentation required to implement this Agreement. (Facilities)  
**Adopted.**  
Enactment No: RES 16-131



25. [SR 16-0249](#) Resolution approving construction documents and authorizing the Purchasing Agent to solicit bids for the Grass Valley Veterans Memorial Building Sidewalk Improvement Project. (Facilities)

**Adopted.**

Enactment No: RES 16-132

County Executive Officer: Richard Haffey

26. [SR 16-0269](#) Resolution authorizing execution of Amendment 2 to contract with W. Gregory Klein for the delivery of Conflict Indigent Defense Services (Res.14-303), increasing the contract amount to \$259,500 (\$149,333 for Fiscal Year 2014/15 and \$110,167 for Fiscal Year 2015/16), for the period July 1, 2014 through June 30, 2016.

**Adopted.**

Enactment No: RES 16-133

Clerk of the Board: Julie Patterson Hunter

27. [SR 16-0256](#) Reappointment of Ms. Holly Hermansen as member representing interests of local school districts to the First 5 Nevada County Children & Families First Commission, for a term expiring February 28, 2018.

**Appointed.**

28. [SR 16-0244](#) Acceptance of Board of Supervisors Summary Minutes for March 8, 2016.

**Accepted.**

ACTION TAKEN: Mr. Matthew Coulter, District III resident, requested Agenda Items #1, #4, #6, and #7 be removed from the consent calendar for discussion.

Approval of the Consent Agenda.

MOTION: Motion made by Supervisor Anderson, seconded by Supervisor Weston to approve the consent calendar, less Agenda Items #1, 4, 6 and 7. On a roll call vote, the motion passed unanimously.

**Adopted.**

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**ITEMS PULLED FROM THE CONSENT CALENDAR:**

Health and Human Services Agency Director: Michael Heggarty

1. [SR 16-0240](#) Resolution authorizing execution of Amendment 1 to contract with Universal Protection Service, LP for the provision of security guard services at various County locations for the Health and Human Services Agency (Res. 15-407), extending the contract termination date from June 30, 2016 to June 30, 2017; increasing the maximum contract price from \$140,000 to \$275,424, not to exceed \$121,265 for Fiscal Year 2015/16 and \$154,159 for Fiscal Year 2016/17, revising Exhibit "A" Schedule of Services, to remove and update language regarding location of services; and revising Exhibit "B" Schedule of Charges and Payments, to reflect the increase in the maximum contract price. (Pulled from consent by Mr. Matthew Coulter, District III resident.)

ACTION TAKEN: Chairman Miller introduced the agenda item, and requested Mr. Matthew Coulter, District III resident, come forward and explain his concerns regarding the item.

Mr. Coulter has been inside County facilities recently, and shared his concerns regarding security guards who don't raise their heads up from their cell phones to see who is coming through the door.

Mr. Michael Heggarty, Health and Human Services Agency Director, explained that security guards are stationed at their post for sometimes 8 ½ hours; periodically they leave their posts and walk through and around the perimeter of the buildings, both at the Crown Point facility and the Eric Rood Administrative Center. At times it could appear that their heads are down; they stand at their post for long periods of time. Staff has had conversations with them regarding paying closer attention, greeting customers, and remaining alert at all times.

Mr. Richard Haffey, County Executive Officer, has found the security guards to be very beneficial, and stressed that they are a useful tool for both County employees and Management.

Chairman Miller provided an opportunity for public comment.

Mr. Weldon Travis, District IV resident, agreed with the proposed expenditures because of the recent terrorist attacks in Brussels.

There being no further public comment, Chairman Miller closed the public comment period.

Supervisor Anderson was in support of having security guards at County facilities, and requested the contractor be made aware of the concerns that have been raised. Supervisor Beason concurred with Supervisor Anderson's suggestion.

Mr. Heggarty agreed to contact the contractor.

MOTION: A motion was made by Supervisor Scofield, seconded by Supervisor Beason, to approve the resolution. On a roll call vote the motion passed unanimously.

**Adopted.**

Enactment No: 16-134

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Public Health Director: Jill Blake

4. [SR 16-0236](#) Resolution authorizing execution of Amendment A-01 to Agreement 14-10909 with the California Department of Public Health (CDPH), Emergency Preparedness Office, pertaining to implementing the Supplemental Funding for Ebola Preparedness and Response Project (Res. 15-163), extending the Agreement termination date from September 30, 2016 to June 30, 2017. (Pulled from consent by Mr. Matthew Coulter, District III resident.)

ACTION TAKEN: Chairman Miller introduced the agenda item. Mr. Matthew Coulter, District III resident, understood the seriousness of the Ebola virus, although he was more concerned about the Zika virus, which is already in northern California. Chairman Miller explained that the agenda item before the Board does not address the Zika virus.

Supervisor Beason asked staff if something would be coming forward regarding the Zika virus. Dr. Cutler, Public Health Officer, reported that the proposed funding for Ebola preparedness provides flexibility for lab testing and surveillance relating to the Zika virus. Vector control will be trapping mosquitos, although he noted that to date, the mosquito carrying the Zika virus has not been found in Nevada County. Public Health's main concern is for women who are pregnant and are traveling to areas that have the virus, such as South American and Central America. They recommend that women avoid these areas during pregnancy.

MOTION: A motion was made by Supervisor Beason, seconded by Supervisor Anderson, to approve the resolution. On a roll call vote the motion passed unanimously.

**Adopted.**

Enactment No: RES 16-135

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Sheriff-Coroner/Public Administrator: Keith Royal

6. [SR 16-0239](#) Resolution authorizing execution of a renewal agreement with the 17th District Agricultural Association - Nevada County Fairgrounds pertaining to law enforcement security services for the 2016 Nevada County Fair, in the amount of \$27,385.95, for the period August 10, 2016 through August 15, 2016, and providing for a maximum contract amount not to exceed \$27,500 should unforeseen circumstances arise that call for additional deputies to respond to the Fair. (Pulled from consent by Mr. Matthew Coulter, District III resident.)

ACTION TAKEN: Chairman Miller introduced the agenda item. Mr. Matthew Coulter, District III resident, believed that law enforcement's purpose is to handle unforeseen circumstances and shared his concerns regarding additional funding for Sheriff's operations.

Supervisor Scofield responded that the County has a great partnership with the Fairgrounds, and explained that the Fair pays the County for the Sheriff's services. As a former Chief Executive Officer (CEO) for the Nevada County Fairgrounds, he found it comforting knowing that the deputies were available on the grounds.

Chairman Miller provided an opportunity for public comment.

Mr. Weldon Travis, District IV resident, shared concerns regarding terrorism and stressed the need to be prepared.

At the request of Chairman Miller, Undersheriff Joseph Salivar confirmed that the Fairgrounds pays the Sheriff's office for law enforcement services during the Nevada County Fair.

MOTION: A motion was made by Supervisor Weston, seconded by Supervisor Beason, to approve the resolution. On a roll call vote the motion passed unanimously.

**Adopted.**

Enactment No: RES 16-136

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7. [SR 16-0253](#) Resolution authorizing the Nevada County Sheriff to execute a renewal agreement with the Department of Justice Drug Enforcement Administration (DEA) for controlled substance eradication and suppression, in an amount up to \$45,000, for the period January 1, 2016 through September 30, 2016. (Pulled from consent by Mr. Matthew Coulter, District III resident.)

ACTION TAKEN: Chairman Miller introduced the agenda item. Mr. Matthew Coulter,

District III resident, asked if the County was paying the Drug Enforcement Administration (DEA). Chairman Miller explained that the funding was provided by DEA to the Sheriff's office for controlled substance eradication.

Mr. Coulter asked if the monies come from Search and Seizure funding. Undersheriff Joseph Salivar was not aware of where the funding comes from, although it could come from fines, forfeitures, and asset seizure. He noted that the intended use of the funding is for illicit marijuana eradication and suppression.

Mr. Coulter suggested that the high level of petty crime in Nevada County is caused by heroin users rather than marijuana users. Undersheriff Salivar would not argue that there is a drug problem in Nevada County, although he stressed that these particular funds are specifically for cannabis eradication. He was not aware if there would be any money coming from the DEA specifically for the heroin problem in the County.

MOTION: A motion was made by Supervisor Beason, seconded by Supervisor Scofield, to approve the resolution. On a roll call vote the motion passed unanimously.

**Adopted.**

Enactment No: RES 16-137

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## **DEPARTMENT HEAD MATTERS:**

### **Public Health Director: Jill Blake**

29. [SR 16-0245](#) Resolution proclaiming April 4 - 10, 2016 as Public Health Week in Nevada County, and promoting the theme: "Healthiest Nation 2030."

ACTION TAKEN: Ms. Jill Blake, Public Health Director, and Dr. Kenneth Cutler, Public Health Officer, provided a PowerPoint presentation regarding National Public Health Week, promoting this year's theme of "Healthiest Nation 2030." Ms. Blake and Dr. Cutler concluded their presentation and requested the Board proclaim April 4-10, 2016 as Public Health Week in Nevada County.

Board questioning and discussion ensued.

MOTION: Motion made by Supervisor Beason, seconded by Supervisor Anderson, to adopt the resolution. On a roll call vote the motion passed unanimously.

**Adopted.**

Enactment No: RES 16-138

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**County Executive Officer: Richard Haffey**

30. [SR 16-0270](#) Acceptance of the Countywide Audit for Fiscal Year 2014/2015 prepared by the firm of Gallina, LLP.

ACTION TAKEN: Mr. Martin Polt, Deputy County Executive Officer/Chief Fiscal Officer, reviewed the staff report regarding the County's audited financial reports as of June 30, 2015. He explained that the audit consists of five reports: Comprehensive Annual Financial Report, Single Audit Report, Nevada County Finance Authority Report, Nevada County Sanitation District No. 1 Report, and the Treasury Oversight Compliance Audit Report. The Audit Review Committee reviewed the reports and no changes were recommended. Mr. Polt reported that the Reports have received an 'unqualified' designation. Additionally, the Government Finance Officers Association (GFOA) Certificate of Achievement for Excellence in Financial Reporting was received by the Auditor-Controller for last year's reports ending June 30, 2014, which is the eighth consecutive year this award has been received.

Ms. Marcia Salter, Auditor-Controller, was pleased to complete the Fiscal Year 2014/15 fiscal activities, which are based on the Board's budget plan. She acknowledged her staff for their hard work. Ms. Salter reported that the Governmental Accounting Standards Board (GASB) continues to add additional requirements to the reports, including the implementation of GASB Statement No. 68 this year. As Mr. Polt mentioned, the Reports are unqualified and meet Generally Accepted Accounting Principles (GAAP).

Board questioning and discussion ensued.

MOTION: Motion made by Supervisor Weston, seconded by Supervisor Scofield to adopt the resolution. On a roll call vote the motion passed unanimously.

**Accepted.**

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**\*CLOSED SESSION:**

[SR 16-0279](#) Pursuant to Government Code § 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation cases:

Livingwell, et al. v. Harris, et al., United States District Court, Northern District, Case No. 3:15-cv-04939-EDL

Hurd v. Diaz, et al., Nevada County Superior Court, Case No. CU16-081626.

ACTION TAKEN: Ms. Alison Barratt-Green, County Counsel, read the closed session items

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.

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Following a short break, Chairman Miller called the meeting to order.

**SCHEDULED ITEM: 11:00 A.M.**

31. [SR 16-0002](#) Presentation by Ms. Elizabeth Martin, Sierra Fund, and representatives from California Department of Parks and Recreation regarding Malakoff Diggins State Park Water Quality Improvement Project.

**Sponsors:** Hank Weston, District 4, Richard Anderson, District 5

**ACTION TAKEN:** Chairman Miller introduced the agenda item. Supervisor Weston was excited that the Project was moving forward. He will be approaching the State Budget Subcommittee on April 27, 2016 to request funding for a solar energy project at Malakoff, which he expects will bring an increase in visitation to the Park, allow it to become more self-sustaining, and provide for their eco-classroom to be an ongoing program throughout the year. Supervisor Anderson made note of the obvious health benefits with regard to improvements in water quality, particularly the reduction in mercury levels. He also noted the benefits for hikers, resulting from the proposed construction of a boardwalk, which will re-route the Humbug Creek Trail.

Ms. Any Irani, Environmental Health Director, was pleased to bring the item forward on behalf of Supervisors Weston and Anderson, and reported on the extensive history of mining in Nevada County, and the numerous abandoned mines located on properties throughout the County. Her Department has a responsibility to public health, safety, and environmental protection regarding potential physical and chemical hazards associated with abandoned mines within the County, and explained that they coordinate with State and Federal agencies to review existing or proposed legislation governing abandoned mine lands. Ms. Irani introduced representatives from California State Parks and The Sierra Fund.

Mr. Daniel Millsap, Construction Supervisor, California State Parks, provided a brief statement regarding The Sierra Fund Pilot Assessment – Malakoff Diggins State Park.

Ms. Elizabeth Martin, Chief Executive Officer, and Ms. Carrie Monohan, Ph.D., Science Director, The Sierra Fund, provided a comprehensive PowerPoint presentation entitled “Humbug Creek Watershed Assessment and Management Recommendations Malakoff Diggins State Historic Park.”

Board questioning and discussion ensued, and Chairman Miller thanked the representatives from The Sierra Fund for providing the presentation.

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**\*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.

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**ADJOURNMENT:**

ACTION TAKEN: There being no further business, Chairman Miller adjourned the meeting at 11:56 a.m.

**Signature and Attestation**

**Dan Miller, Chairman**

**ATTEST:**

**By:**

**Julie Patterson Hunter, Clerk of the Board**