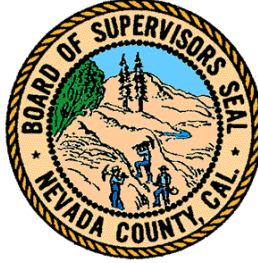


COUNTY OF NEVADA

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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(530) 265-1480
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Julie Patterson Hunter, Clerk of the Board
Richard A. Haffey, County Executive Officer
Alison Barratt-Green, County Counsel

AGENDA

Date	Time	Location
Tuesday, December 13, 2016	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 http://nevco.granicus.com/ViewPublisher.php?view_id=3.

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.

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 16-1009](#) Resolution proclaiming January 12-16, 2017 as South Yuba River Citizen's League's (SYRCL) 15th Annual Wild and Scenic Film Festival. (Mr. Caleb Dardick, Executive Director, SYRCL)
2. [SR 16-1040](#) Presentation of a Certificate of Recognition to Mr. Steven Castleberry, Director of Public Works, upon his retirement, for his many years of service and dedication to the citizens of Nevada County.
3. [SR 16-0963](#) Ms. Karen Hayden, District Ranger, Yuba River Ranger District, Tahoe National Forest, informational report on the 2017 Land and Resource Management Plan (Forest Plan).
4. [SR 16-1038](#) Recognition by District 1 Supervisor Nate Beason of his representatives on the Airport Commission, Building & Accessibility Standards Board of Appeals, Nevada County Historical Landmarks Commission, Planning Commission, and Sewage Disposal Technical Advisory Group.
5. [SR 16-1039](#) Recognition of Supervisor Nate Beason, District 1 Supervisor, for his contributions while serving as a member of the Board of Supervisors.

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: Rebecca Slade

6. [SR 16-0991](#) Resolution accepting funds in the amount of \$15,948 for the renewal Substance Abuse and Mental Health Services Administration (SAMHSA) Center for Mental Health Services (CMHS) for the Projects for Assistance in Transition from Homelessness (PATH) Grant Program for Fiscal Year 2016/17.
7. [SR 16-0989](#) Resolution approving a Contract for Services between the County of Nevada and the County of Placer pertaining to Nevada County Behavioral Health Department providing Crisis Stabilization Unit (CSU) Services to Placer County referred clients through its subcontractor, Sierra Mental Wellness Group, for a total contractual obligation not to exceed \$75,000, for the period December 13, 2016 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the Contract.
8. [SR 16-1015](#) Resolution approving a renewal contract between the County of Nevada and Nevada County Housing Development Corporation (NCHDC) for services related to the Behavioral Health Department's community-based housing projects, housing for residents with a mental health disability, and reimbursement for lease/rental agreements for authorized program participants, in the maximum amount of \$201,848, for the period January 1, 2017 through December 31, 2017, and authorizing the Chair of the Board of Supervisors to execute the contract.

Public Health Director: Jill Blake

9. [SR 16-0984](#) Resolution accepting funds in the amount of \$63,750 for three eligible professionals (\$21,250/each) for the first incentive payments for Fiscal Year 2016/17 under the Medicaid EHR (Electronic Health Records) Incentive Program, and up to a maximum of \$212,500 over the life of the Program through 2021.

Sheriff-Coroner/Public Administrator: Keith Royal

10. [SR 16-0925](#) Resolution approving Amendment 5 to the contract between the County of Nevada and Telmate, LLC for the provision of inmate phone services (Res. 11-161), extending the contract termination date from December 31, 2016 to June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
11. [SR 16-0972](#) Resolution authorizing the Nevada County Sheriff to submit an application to the California Department of Boating and Waterways for reimbursement of boating safety enforcement costs, in the amount of \$245,987.07, pertaining to reimbursement of costs associated with the Boating Safety and Enforcement Program, for the period July 1, 2017 to June 30, 2018.

Clerk-Recorder/Registrar of Voters: Gregory Diaz

12. [SR 16-1020](#) Resolution adopting the certified statement of the Nevada County Clerk-Recorder/Registrar of Voters, of the results of the November 8, 2016 General Election held in the County of Nevada. (Elections)
13. [SR 16-1022](#) Resolution authorizing and directing the Nevada County Clerk-Recorder/Registrar of Voters to conduct the March 7, 2017 Special Election of the Mystic Mine Road Community Services District in Nevada County, and to bill the District for the cost of the election. (Elections)

Community Development Agency Director: Sean Powers

14. [SR 16-1011](#) Resolution approving Amendment 2 to the contract between the County of Nevada and TruePoint Solutions, LLC for implementation of Accela software (Res. 15-155), increasing the contract amount by \$37,500 for a maximum amount not to exceed \$318,300, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Community Development Agency budget. (4/5 affirmative vote required)

Agricultural Commissioner: Chris Flores

15. [SR 16-0986](#) Resolution approving the amended and restated Joint Exercise of Powers Agreement between Sutter, Nevada, and Yuba Counties (Res. 89-95) for the purpose of purchasing and maintaining a Weight Truck, and authorizing the Chair of the Board of Supervisors to execute the Agreement.

Building Director: Craig Griesbach

16. [SR 16-0938](#) (Waive further reading/Adopt) An Ordinance amending Chapter V of the Land Use and Development Code of the County of Nevada, adopting the 2016 California Building Standards, and local amendments thereto; and adoption of express findings of reasonable necessity for changes and modifications to the California Building Standards Code based on local climatic, geological, or topographical conditions.

Environmental Health Director: Amy Irani

17. [SR 16-1021](#) Resolution approving Amendment 1 to the agreement between the Nevada County Environmental Health Department and Map Associates dba Northstar Engineering for development and submittal of a Local Area Management Plan (LAMP) as required under AB 885 by the California Water Resources and Control Board (Res. 15-315), extending the contract termination date to June 30, 2018, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Environmental Health budget. (4/5 affirmative vote required)

Director of Public Works: Steven Castleberry

18. [SR 16-1018](#) Resolution approving Summary Vacation (Abandonment) of a portion of the public right-of-way shown as Charles Drive on that certain map for the Loma Rica Industrial Park recorded June 23, 1960 in Book 8 of Subdivision Maps at Page 121 and as accepted by the Nevada County Board of Supervisors Resolution 09-047, and directing the Clerk of the Board of Supervisors to record the Resolution of Summary Vacation. (Dist. I)
19. [SR 16-1019](#) Resolution approving Summary Vacation (Abandonment) of a portion of the public right-of-way shown as Nevada City Avenue and Charles Drive on that certain map for the Loma Rica Industrial Park recorded June 23, 1960 in Book 1 of Subdivision Maps at Page 121 and as accepted by the Nevada County Board of Supervisors Resolution 09-047, and directing the Clerk of the Board of Supervisors to record the Resolution of Summary Vacation. (Dist. I)

Chief Probation Officer: Michael Ertola

20. [SR 16-1014](#) Resolution approving a Regional Facility Agreement between the County of Nevada and the County of Inyo to house certain juvenile wards in the Nevada County Carl F. Bryan II Juvenile Hall facility with a rate payable in the amount of \$90 per day, rescinding Resolution 16-405, and authorizing the Chair of the Board of Supervisors to execute the Agreement.
21. [SR 16-1013](#) Resolution accepting a grant from the Federal Substance Abuse and Mental Health Services Administration (SAMHSA), in the amount of \$324,345, for the expansion of Nevada County Collaborative Courts' Substance Abuse Treatment Programs, for the period September 30, 2016 through September 29, 2019.

Chief Information Officer: Stephen Monaghan

22. [SR 16-1000](#) Resolution approving the official change of name of the Nevada County-owned airport located at 13083 John Bauer Avenue, Grass Valley, from "Nevada County Air Park" to "Nevada County Airport." (Airport)
23. [SR 16-1004](#) Resolution awarding and approving a contract between the County of Nevada and Crusader Fence Company, Inc. for construction of Phase I (Base Bid) of a new Perimeter Fence and Gate System at the Nevada County Airport located at 13083 John Bauer Avenue, Grass Valley, in the amount of \$996,393, inclusive of contingency, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Airport budget. (4/5 affirmative vote required.) (Airport)

24. [SR 16-1001](#) Resolution authorizing the Airport Manager to submit an application for a Federal Aviation Administration grant in the amount of \$115,157 to fund the design of the Taxiway A, Ramps 1, 2, and 5, Pavement Preservation and Service Road Paving Project at the Nevada County Airport, and authorizing the Chief Information Officer to execute the application. (Airport)
25. [SR 16-1003](#) Resolution approving a contract between the County of Nevada and C&S Engineers, Inc. pertaining to construction management services for Phase I (Base Bid) of the Perimeter Fence and Gate System Upgrades Project at the Nevada County Airport, in the amount of \$125,495, for the period July, 1, 2016 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the contract. (Airport)
26. [SR 16-1002](#) Resolution authorizing the Airport Manager to submit an application for a Federal Aviation Administration grant in the amount of \$1,196,054 to fund the second phase of construction of a New Perimeter Fence and Gate Project at the Nevada County Airport, and authorizing the Chief Information Officer to execute the application. (Airport)
27. [SR 16-0974](#) Resolution recognizing the continuing proclamation of a local emergency in Nevada County due to extreme tree mortality, and directing a certified copy of this Resolution be forwarded to the Governor of California with a request he proclaim the County of Nevada to be in a state of emergency. (Emergency Services)
28. [SR 16-0995](#) Resolution approving a contract between the County of Nevada and Pro-Line Cleaning Services, Inc., pertaining to janitorial services at various Nevada County facilities, up to a maximum amount of \$120,000, for the period January 1, 2017 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the contract. (Facilities)
29. [SR 16-0996](#) Resolution approving a contract between the County of Nevada and The Boland Group, Inc., dba Out of Sight Cleaning pertaining to janitorial services at various Nevada County Facilities, up to an amount of \$120,000, for the period January 1, 2017 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the contract. (Facilities)

County Librarian: Laura Pappani

30. [SR 16-1023](#) Resolution authorizing acceptance of a grant from the Northern Sierra Air Quality Management District (NSAQMD) in the amount of \$20,600 to provide downloadable audio and eBooks, authorizing the Chair of the Board of Supervisors to execute Agreement AB 2016-02, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Library budget. (4/5 affirmative vote required.)

County Counsel: Alison Barratt-Green

31. [SR 16-1005](#) (Waive further reading/Adopt) An Ordinance amending Appendix I of Section A-II 22.3 of Article 22 of Chapter II of the County of Nevada Administrative Code regarding the County's Conflict of Interest Code.

Clerk of the Board: Julie Patterson Hunter

32. [SR 16-0983](#) Resolution approving reappointment of Mr. Robert Ingram and Ms. Susan Hoek, and appointment of Mr. James Drew, as Directors to the Nevada County Resource Conservation District, for four-year terms expiring November 27, 2020.
33. [SR 16-0966](#) Acceptance of Board of Supervisors Summary Minutes for November 8 and 15, 2016.

Regular meeting of the Board of Directors of the Nevada County Sanitation District No. 1.Call the meeting to order:34. 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.

- 34a. [SR 16-0994](#) Resolution approving the Clean Water State Revolving Fund Small Community Loan Agreement CWSRF Project No. C-06-8077-110/ between Nevada County Sanitation District No. 1 and the State Water Resources Control Board for the Cascade Shores Community Leachfield Project, in the amount of \$2.2 million with \$1.1 million of that to be forgiven, authorizing the District Administrator to execute the Agreement, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Capital Improvement budget for Cascade Shores Zone 8. (4/5 affirmative vote required) (Dist. I)
- 34b. [SR 16-1017](#) Resolution approving Amendment 2 to Grant Agreement 13-829-550 between Nevada County Sanitation District No. 1 and the State Water Resources Control Board for the Penn Valley Sewer System Connection Project (Res. SD14-004), increasing the funding amount from \$5,000,000 to \$6,000,000, revising the Project completion date from June 2017 to October 2017, and authorizing the District Administrator to execute the Amendment. (Dist. IV)
- 34c. [SR 16-1006](#) Acceptance of Nevada County Sanitation District No. 1 Summary Minutes for October 25, 2016. (Clerk of the Board)

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 MATTERS:**Public Health Director: Jill Blake**

35. [SR 16-0992](#) Resolution approving a Grant Agreement between the County of Nevada and the County Medical Services Program (CMSP) Governing Board for services related to the County Wellness & Prevention Pilot Project, in the maximum amount of \$225,000, for the period January 1, 2017 through June 30, 2020, authorizing the Chair of the Board of Supervisors to execute the Agreement, and directing the Auditor-Controller to amend the Public Health Department's Fiscal Year 2016/17 budget. (4/5 affirmative vote required.)

Environmental Health Director: Amy Irani

36. [SR 16-1029](#) Resolution approving the Martis Valley Groundwater Basin (MVGB) Alternative Plan submittal to the State Department of Water Resources in accordance with the Sustainable Groundwater Management Act (SGMA) by County of Nevada Environmental Health Department in concurrence with the parties of the Martis Valley Groundwater Basin Group (MVGBG).

Chief Probation Officer: Michael Ertola

37. [SR 16-1007](#) Resolution to formally participate in the "Stepping Up" initiative, a nationwide initiative to provide coordinated support to counties to help people living with mental illnesses stay out of jail and start on the path to recovery.

Chief Information Officer: Stephen Monaghan

38. [SR 16-0998](#) Resolution adopting and implementing a Countywide Enterprise Information Security Program.

Clerk of the Board: Julie Patterson Hunter

39. [SR 16-1008](#) Resolution denying the refund of appeal fees in the amount of \$1,374.20 related to the appeal filed by James Powell and Carol Fuller Powell on August 5, 2016 regarding the Nevada County Planning Commission's July 28, 2016 decision to approve the Byers Warehouse Project.

***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**SCHEDULED ITEM: 1:30 P.M.****County Counsel: Alison Barratt-Green**

40. [SR 16-1027](#) (Introduce/Waive Further Reading) An Ordinance adding subsections G-IV 5.2.X, G-IV 5.3.CC, G-IV 5.3.DD, G-IV 5.4.M and 5.4.N to Article 5 of Chapter IV of the Nevada County General Code regarding Indoor Personal Marijuana Cultivation.

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.

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 during the time the agenda item is considered by the Board. The Chair may limit the total amount of time for comment on any agenda item to no less than 3 minutes for each individual. 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.

The Board will allocate at least 15 minutes for receiving public comment during any Board meeting. The chairperson of the Board may limit any individual desiring to address the Board to no less than 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, there will not be a scheduled public comment period allocated for items not on the agenda. Public comment will only be allowed on matters appearing on the agenda at the time they are discussed by the Board.

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 Board may limit any person's input 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 to 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. After the public hearing is closed, if 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 after giving name and city of residence. Speakers shall direct their comments to the Board, not the audience; 2) Comment on the specific matter before the Board with reasons for the position taken; 3) A time limit of at least three minutes per speaker will be provided for all oral comments. Time limits may be increased at the Chair of the Board's discretion; 4) The chair may, at his or her discretion allow five (5) minutes for those who are serving as a spokesperson for a group or organization; 5) A speaker may not yield time to another speaker; 6) 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; 7) In the interest of civil discourse, the same rules specified in the Board Order and Decorum (adopted every year by Resolution) and Robert's Rules of Order (General Henry M. Robert) shall apply for this section as well, and are hereby incorporated by reference. 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; and 8) 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 increased at the Chair of the Board's discretion.

ORDINANCES:

By statute, an ordinance may be passed immediately upon introduction only after notice and a public hearing.

An urgency ordinance may be passed immediately upon introduction.

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.

Adoption of the ordinance is made by majority vote.

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 13-050 (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)