



RESOLUTION No. _____
OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING A LICENSE AGREEMENT BETWEEN THE COUNTY OF NEVADA AND PHILLIPS AND JORDAN, INC., REPRESENTING PACIFIC GAS AND ELECTRIC COMPANY, FOR THE USE OF THE NEVADA COUNTY OPERATIONS CENTER ACCESS ROAD FOR A TREE MORTALITY DEBRIS MANAGEMENT SITE (DMS), IMPROVEMENTS TO THE ACCESS ROAD AND LA BARR MEADOWS ROAD, PROVIDING A LOCATION FOR A POSSIBLE PUBLIC DMS, AND AUTHORIZING THE CHAIR OF THE BOARD OF SUPERVISORS TO EXECUTE THE LICENSE AGREEMENT

WHEREAS, Resolution 16-468 proclaimed a Local Emergency in Nevada County due to extreme tree mortality from bark beetle infestation resulting from record drought conditions experienced in Nevada County over the last five years and Pacific Gas and Electric Company (PG&E) has agreed to remove infested trees from private and public lands that endanger dwellings and infrastructure; and

WHEREAS, PG&E has contracted with Phillips and Jordan, Inc., (P & J) to facilitate the removal and disposal of the infected trees by establishing a DMS adjacent to County property for the storage of trees, tree slash, and green waste debris; and

WHEREAS, P & J has leased part of the Rare Earth property for this use, and because the location is not accessible from La Barr Meadows Road due to contaminated soil, P & J has requested to enter into a License Agreement with the County to use the Nevada County Operations Center road to access the DMS area; and

WHEREAS, for consideration of this License, P & J will make improvements to La Barr Meadows Road and to the access road as necessary for their operations; and

WHEREAS, it is P & J's intent to obtain an additional lease for the Fire Safe Council to operate a public DMS off La Barr Meadows Road that will allow the public to bring green waste to the site for chipping operations and disposal and to install fencing to contain the public within the paved area; and

WHEREAS, use of the road and required improvements will not interfere with the construction of the Operations Center and will be at no cost to the County.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Nevada, State of California, that the Chair of the Board of Supervisors approves and the Board Chair be and is hereby authorized to execute a License Agreement for use of the Nevada County Operations Center access road by and between said County and Phillips and Jordan, Inc., representing Pacific Gas and Electric Company, for the period February 14, 2017 through February 13, 2019 with options to renew this License Agreement for two additional two-year terms contingent on mutual agreement and compatibility with the County's building development plan for the Operations Center.