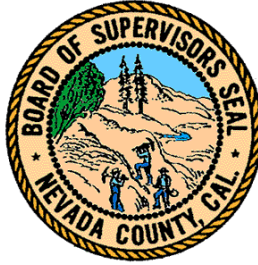


COUNTY OF NEVADA

STATE OF CALIFORNIA

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

Jeffrey Thorsby, Chief of Staff/Clerk of the Board
Alison Lehman, County Executive Officer
Katharine L. Elliott, County Counsel



BOARD OF SUPERVISORS

950 Maidu Avenue, Suite 200
Nevada City, CA 95959-8617
(530) 265-1480
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bdofsupervisors@nevadacountyca.gov

AGENDA

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, April 9, 2024	9:00 AM	Board Chamber, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

The Board of Supervisors welcomes you to their regular meeting.

The County of Nevada will hold its regularly scheduled meeting of the Board of Supervisors from inside the Board Chamber, located at the Eric Rood Administrative Center, 950 Maidu Avenue, First Floor, Nevada City, CA 95959. This meeting is open to in-person attendance.

Members of the public who are unable to attend in person may watch this meeting live on Nevada County Media Comcast Channel 17 in western County and on Optimum Channels 18 and 78 in eastern County, or through the web at www.nevadacountyca.gov/boardmeetings and www.YouTube.com/c/CountyofNevadaCA. Please refer to page 8 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 Board Chamber 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. Closed Captioning is available for hearing impaired viewers.

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 www.nevadacountyca.gov/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 agenda, may raise their concerns to the Board members prior to the consent agenda being introduced. The Supervisors will take the concerns under consideration and decide if there is adequate reason to remove the item from consent.

Sheriff-Coroner/Public Administrator: Shannan Moon

1. [SR 24-0617](#) Resolution authorizing an agreement with the California Department of Parks and Recreation, Division of Boating and Waterways, for reimbursement of boating safety enforcement costs for fiscal year 2024/25, accepting grant funds in the amount of \$96,674, and authorizing the Nevada County Sheriff to sign the grant agreement, certifications, and all claims related to the agreement.

Assessor: Rolf Kleinhans

2. [SR 24-0659](#) Resolution revising the County's "Low Value Threshold" Exemption Policy for certain real and personal property.

Clerk-Recorder/Registrar of Voters: Natalie Adona

3. [SR 24-0671](#) Resolution accepting the State of California, Secretary of State grant award from the Help America Vote Act (HAVA) Federal Funds, administered by the U.S. Election Assistance Commission "for activities to improve the administration of elections for Federal office, including to enhance election technology and make election security improvements, as authorized under sections 101, 103, 104 of HAVA", in the amount of \$135,000, for the period of February 1, 2024, through June 30, 2025, and authorizing the County Clerk-Recorder/Registrar of Voters to execute the grant award agreement 23G27129.
4. [SR 24-0672](#) Resolution adopting the Certified Statement of Votes cast at the Presidential Primary Election on March 5, 2024, with the County of Nevada as certified by the County Clerk-Recorder/Registrar of Voters.

Acting Public Works Director: George Schureck

5. [SR 24-0618](#) Resolution accepting the Amendment Modification Summary (E-76) authorized funding for Construction and Construction Engineering Phases in the amount of \$4,740,000 for Federal Aid Project Number BRLO 5917(092), Hirschdale Road Over Truckee River Bridge Project. (Dist. V)
6. [SR 24-0620](#) Resolution accepting the Amendment Modification Summary (E-76) authorized funding for the Construction and Construction Engineering Phases in the amount of \$4,500,000 for Federal Aid Project Number BRLO 5917(084), Dog Bar Road Bridge Replacement Project. (Dist. II)
7. [SR 24-0619](#) Resolution accepting the Amendment Modification Summary (E-76) authorized funding for Construction and Construction Engineering Phases in the amount of \$1,467,500 for Federal Aid Project Number BRLO 5917(097), Hinton UPRR at Hirschdale Road Bridge Project. (Dist. V)
8. [SR 24-0610](#) Resolution authorizing Environmental Clearance for the Bridge Maintenance and Repair Project. (Dist. II & IV)
9. [SR 24-0521](#) Resolution authorizing the transfer of Capital Asset 27493 Ford F-350 four door 4-wheel drive vehicle in the amount of \$46,118 from Nevada County Fleet Services to Nevada County Transit Services and directing the Auditor-Controller to amend the fiscal year 2023/24 Transit Services Division budget. (4/5 Affirmative vote required) (Transit)
10. [SR 24-0648](#) Resolution approving the 2024 Department of Public Works, Transit Services Division Updated Title VI Program and Language Assistance Plan and authorizing the Director or Interim Director of Public Works to execute all documents necessary for implementation of the Updated Title VI Program. (Transit)
11. [SR 24-0649](#) Resolution authorizing the Chair of the Nevada County Board of Supervisors to execute Federal Fiscal Year 2024 Certifications and Assurances for Federal Transit Administration Assistance Programs including but not limited to 49 United States Code sections 5309, 5310, 5311, 5311(f) and 5339. (Transit)

Director of Office of Emergency Services: Craig Griesbach

12. [SR 24-0523](#) Resolution accepting the Fiscal Year 2023 Emergency Management Performance Grant from the California Governor's Office of Emergency Services funded through the U.S. Department of Homeland Security in the amount of \$145,037 with a 100% match requirement for use during the period July 1, 2023, through June 30, 2025, and authorizing the Director of Emergency Services, County Executive Officer, and Assistant County Executive Officer to fulfill the requirements of the grant.

13. [SR 24-0615](#) Resolution to approve the Director of Emergency Services, the Director of Information and General Services, and the County Executive Officer as authorized officials to execute applications and documents for Department of Homeland Security Grant and Emergency Management Performance Grant programs for years 2024, 2025, and 2026.
14. [SR 24-0665](#) Resolution retroactively authorizing the Nevada County Office of Emergency Services to submit a grant renewal to the California Fire Safe Council 2022 Wildfire CAL FIRE County Coordinator Program - Northern for the Nevada County Wildfire Coordinator in an amount of \$198,620 with no required match during the period April 15, 2024, to December 31, 2024, and authorizing the Director of Emergency Services to execute all additional documents required to fulfill the requirements of the grant on behalf of the County of Nevada.

Director of Facilities Management: Justin Drinkwater

- 15a. [SR 24-0614](#) Resolution approving an agreement between the County of Nevada, Town of Truckee, and Friends of the Truckee Library regarding multi-jurisdictional support and funding for the Truckee Regional Library Project, to be in effect through June 30, 2029, authorizing the County Executive Officer to execute the agreement, and directing the Auditor-Controller to amend the fiscal year 2023/24 Capital Facilities budget. (4/5 Affirmative vote required)
- 15b. [SR 24-0605](#) Resolution approving a contract between the County of Nevada and Jordan Knighton Architects, Inc, for architectural design services for the Nevada County Regional Truckee Library Project, with costs to be shared with the Town of Truckee and Friends of the Truckee Library pursuant to agreement, for a maximum contract price of \$980,640, with a 10% contingency of \$98,640, for a total of \$1,078,704, for the period of April 9, 2024, through June 30, 2029, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the fiscal year 2023/24 Capital Facilities and Library budgets. (4/5 Affirmative vote required)

County Counsel: Katharine L. Elliott

16. [SR 24-0418](#) (Introduce/Waive further reading) An Ordinance amending and renumbering all sections of the Nevada County Administrative, General and Land Use Codes.

Chief of Staff: Jeffrey Thorsby

17. [SR 24-0265](#) Resolution designating Memorial Park located at 415 Central Avenue, Grass Valley, 95945 (APN 008-520-002; APN 009-280-011; APN 009-300-001), as Nevada County Historical Landmark NEV 24-02.
18. [SR 24-0621](#) Reappointment of Duane Strawser as a Public Member to the Transit Services Commission for a two-year term ending March 31, 2026.

Regular meeting of the Board of Directors of the Nevada County Sanitation District No. 1.

Call the meeting to order:

Consent:

These items are expected to be routine and noncontroversial. The Board of Directors 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 agenda, may raise their concerns to the Board members prior to the consent agenda being introduced. The Directors will take the concerns under consideration and decide if there is adequate reason to remove the item from consent.

County Counsel: Katharine L. Elliott

- 19. [SR 24-0284](#) (Introduce/Waive further reading) An Ordinance amending and renumbering all sections of the Nevada County Sanitation District Code.

Public comment:

[SR 24-0685](#) Members of the public shall be allowed to address the Board of Directors on items not appearing on the agenda that are of interest to the public and are within the subject matter jurisdiction of the Board. (Please refer to page 8 for information on the various options being made available for members of the public to provide comment in both western and eastern county.)

Adjournment:

Adjourn the meeting of the Nevada County Sanitation District No. 1 Board of Directors and reconvene as the Nevada County Board of Supervisors.

PUBLIC COMMENT:

[SR 24-0417](#) Members of the public shall be allowed to address the Board of Supervisors on items not appearing on the agenda that are of interest to the public and are within the subject matter jurisdiction of the Board. (Please refer to page 8 for information on the various options being made available for members of the public to provide comment in both western and eastern county.)

DEPARTMENT HEAD MATTERS:*District Attorney: Jesse Wilson**

20. [SR 24-0643](#) Resolution proclaiming April 21 through April 27, 2024 as "National Crime Victims' Rights Week" in Nevada County.

Director of the Office of Emergency Services: Craig Griesbach

- 21a. [SR 24-0666](#) Resolution approving acceptance of the FEMA Hazard Mitigation Grant Program Funds for the HMGP DR-4482-693-19 Phase 1 Prepare CA Match - Nevada County South Yuba Rim Hazardous Fuels Reduction Project in the amount of \$772,799.85 (Federal Share), \$85,866.65 (Non-Federal Share), and \$42,933.32 (Phase 1 Management Costs) during the period February 7, 2024, through July 19, 2025, and authorizing the Director of Emergency Services to execute the grant agreement and all additional documents to fulfill the requirements of the grant.
- 21b. [SR 24-0668](#) Resolution approving the contract between Yuba Watershed Institute and the Nevada County Office of Emergency Services for the Prepare CA Match - Nevada County South Yuba Rim Hazardous Fuels Reduction Project (HMGP DR-4482-693-19 Phase 1) in the amount of \$710,000 for use during the period February 7, 2024, through June 1, 2025, authorizing the Director of Emergency Services to execute the contract, and directing the Auditor-Controller to amend the fiscal year 2023/24 Emergency Services budget. (4/5 Affirmative vote required)

SCHEDULED ITEM: 11:00 AM**Acting Public Works Director: George Schureck**

22. [SR 24-0520](#) Public hearing public hearing to consider adoption of a resolution annexing property into the Merrill Court Permanent Road Division and impose a parcel charge in compliance with Proposition 218.

Resolution annexing the Dreher/Legg parcel (APN 037-430-037 and 037-070-016) into the Merrill Court Permanent Road Division and authorizing collection of a parcel charge for road maintenance services. (Dist. I)

DEPARTMENT HEAD MATTERS:*Acting Public Works Director: George Schureck**

23. [SR 24-0079](#) (Introduce/Waive further reading) An ordinance repealing section 16.03.030.4, amending sections 16.03.070.1 and 16.03.050.3, and adding sections 16.03.040.15, 16.03.080.3, 16.03.030.150, and 16.03.030.151 of the Nevada County Code pertaining to speed limits on Cement Hill Road, Mooney Flat Road, and Donner Pass Road.

Sheriff-Coroner/Public Administrator: Shannan Moon

24. [SR 24-0183](#) Resolution authorizing approval of the existing Military Equipment Use Policy as called for in AB 481 and acknowledging the 2023 annual report and subsequent public engagement meeting requirement.

***ANNOUNCEMENTS:**

Pursuant to Government Code Section 54954.2, Board members, County Executive Officer and Chief of Staff may make a brief announcement or brief report on his or her activities. Board members, County Executive Officer, and Chief of Staff 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 Town Hall Administrative Center, 10183 Truckee Airport Road, Truckee, CA 96161.*
- 3. Outside the District V Board of Supervisors office, Truckee Town Hall Administrative Center.*
- 4. Online at www.nevadacountyca.gov/boardmeetings and nevco.legistar.com/Calendar.aspx.*

Posted: April 4, 2024.

WAYS TO WATCH AND LISTEN DURING THE MEETING:

This Board of Supervisors meeting is open to the public. Staff and members of the public may observe the meeting using the options listed below. Online streaming of Board of Supervisors meetings is provided to members of the public as a courtesy. If an internet connection falters for any reason and there are no Board members attending the meeting remotely, the Board of Supervisors will continue the public meeting in Chambers without online access.

- 1) Watch from inside the Board Chambers.
- 2) View at www.nevadacountyca.gov/boardmeetings and www.YouTube.com/c/CountyofNevadaCA.
- 3) View on Nevada County Media Channel 17 in western County.
- 4) View on Optimum Channels 18 and 78 in eastern County.

PROVIDE PUBLIC COMMENT BEFORE THE MEETING:

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

Written or emailed public comments received by 4:00 p.m. the day prior to the meeting will be provided to the Board members electronically or in written format and will become part of the public record.

PROVIDE PUBLIC COMMENT DURING THE MEETING:

- 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.

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

PERSONS DESIRING TO ADDRESS THE BOARD**CONTROL OF MEETING:**

The Board Chair shall first caution any individual at the meeting that their behavior is disrupting the meeting and that failure to cease the disruptive behavior could result in removal. After warning, the Chair will request the individual to leave if the individual does not stop their disruptive behavior. 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. Comments by the public must be relevant to the item on the agenda being considered by the Board. This includes: a. Consent Agenda; b. Community Presentations; c. Department Head Matters; d. Individual Board Member Items; and e. Scheduled Items. At special meetings of the Board, public comment will only be allowed on matters appearing on the agenda.

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

ORDER AND DECORUM:

Individuals or organizations desiring to address the Board shall:

- 1) Address the Board from the designated podium, virtual kiosk, or other designated location, including teleconferencing system(s). Speakers are encouraged but not required to give their name and location of residence before addressing the Board. This is to identify the speaker's supervisorial district.
- 2) Speakers shall direct their comments to the Board, through the Chair, and not to the audience or staff.
- 3) Speakers may comment on specific matters before the Board with reasons for the position taken.
- 4) The Chair may, at their discretion, increase the allotted time for any given speaker, but shall not be required to do so.
- 5) A speaker may not yield time to another speaker.
- 6) No individual may speak more than once during general public comment or on an item on the agenda unless recognized by the Chair as having new information.
- 7) In the interest of civil discourse, the rules as 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 that public comment is conducted in such a manner in order to avoid disruptive activity, promote mutual respect, keep comments focused on the subject being discussed, avoid personal attacks, prohibit hate speech and the threat of violence.
- 8) At the start of each meeting, the Chair shall remind the public of the rules and expectations of the public including distinguishing the process for: a) public comment for items on the consent agenda; b) general public comment for items not listed on the agenda; and c) public comment for items on the agenda.
- 9) Applicants, applicant representatives, and appellants desiring to speak shall be permitted to speak first during the public comment portion of a public hearing for no more than ten (10) minutes (or fifteen (15) minutes at Appeal Hearings) unless different rules for conducting the hearing are provided by County Code or other applicable law. Time limits may be modified at the Chair of the Board's discretion.

DISCLOSURE OF CAMPAIGN CONTRIBUTIONS (Gov. Code section 84308)

Members of the Board of Supervisors are disqualified and not able to participate in any agenda item involving contracts (other than competitively bid, labor, or personal employment contracts), franchises, discretionary land use permits and other entitlements if the Board member received more than \$250 in campaign contributions from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant who actively supports or opposes the County's decision on the agenda item since January 1, 2023. Members of the Board of Supervisors who have received, and applicants, contractors or their agents who have made, campaign contributions totaling more than \$250 to a Board member since January 1, 2023, are required to disclose that fact for the official record of the subject proceeding. Disclosures must include the amount of the campaign contribution and identify the recipient Board member and may be made either in writing to the Clerk of the Board of Supervisors prior to the subject hearing or by verbal disclosure at the time of the hearing.

PUBLIC HEARINGS:

All members of the public shall be allowed to address the Board on 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 no more 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.

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 with a 4/5 affirmative vote.
- 3) All other 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 and will make any amendments. The public is urged to address ordinances at first readings; as passage of ordinances will be held at second readings, after waiving further reading of the ordinance.

INFORMATIONAL CORRESPONDENCE:

The Board may direct any item of informational correspondence to a department head for appropriate action.

REFERENCES:

Board of Supervisors Order and Decorum 2024

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)