

COUNTY OF NEVADA

STATE OF CALIFORNIA

Heidi Hall, 1st District (Chair)

Ed Scofield, 2nd District

Dan Miller, 3rd District (Vice-Chair)

Susan Hoek, 4th District

Richard Anderson, 5th District

Julie Patterson Hunter, Clerk of the Board

Alison Lehman, County Executive Officer

Katharine L. Elliott, County Counsel



BOARD OF SUPERVISORS

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SUMMARY MINUTES

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, April 28, 2020	9:00 AM	Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

REGULAR MEETING: 9:00 AM

Rollcall

The following Supervisors present:

Heidi Hall, 1st District

Ed Scofield, 2nd District

Dan Miller, 3rd District

Susan Hoek, 4th District

Richard Anderson, 5th District

STANDING ORDERS:

Chair Hall called the meeting to order at 9:01 A.M.

Pledge of Allegiance led by Supervisor Richard Anderson, District V.

Corrections and/or deletions to agenda.

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

PUBLIC COMMENT: 9:01 A.M.

ACTION TAKEN: No public comment received.

INDIVIDUAL BOARD MEMBER ITEMS:**SUPERVISOR HEIDI HALL, DISTRICT I**

1. [SR 20-2342](#) Certificate of Recognition for Ms. Nancy Picker, CAL FIRE Dispatcher, upon her retirement after 46 years in public service.

ACTION TAKEN: CAL FIRE Battalion Chief Steve Mueller, introduced Ms. Nancy Picker, CAL FIRE Dispatch Operator, and spoke to her dedication to the community and devotion to her co-workers and he thanked her for her years of service. Chair Hall read a brief summary of Ms. Picker's service history and congratulated Ms. Picker on her retirement. CAL FIRE Unit Chief Brian Estes, spoke of Ms. Picker's enthusiasm for her work and he thanked her for her service.

The Supervisors thanked Ms. Picker for her excellent service and Chair Hall read the Certificate of Recognition into the record.

SUPERVISOR ED SCOFIELD, DISTRICT II

2. [SR 20-2106](#) Certificate of Recognition for the Forest Lake Christian School 2019-20 Girls' Basketball Team.

ACTION TAKEN: Supervisor Scofield introduced Mr. John McDaniel, Forest Lake Christian School Girls' Basketball Team Coach, and his daughter Ms. Alicia McDaniel, a member of the basketball team. Supervisor Scofield spoke to the team players' excellence and referred to the Championship game they were unable to play, due to it being cancelled during the COVID-19 event. Mr. McDaniel and Ms. McDaniel thanked the Supervisors for the recognition. Supervisor Scofield read the certificate into the record. The Supervisors congratulated Mr. McDaniel, Ms. McDaniel, and the entire team for their successful season.

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

3. [SR 20-2206](#) Acceptance of the 2019 Novel Coronavirus (COVID-19) informational presentation.
Accepted.

ACTION TAKEN: Ms. Jill Blake, Public Health Director, provided an update regarding the 2019 Novel Coronavirus (COVID-19). She thanked the community for their efforts to avoid illness in our community and recommended we continue. Dr. Ken Cutler, Nevada County Health Officer, provided an update on the known testing, infection and recovery numbers in Nevada County and in California. He recommended that people who have COVID-19 symptoms call their doctor and ask about testing opportunities. He reviewed the current procedures being followed in Nevada County when someone receives a positive result for COVID-19, and provided clarification regarding the amended local Stay-at-Home order and provided further guidance to the community.

Ms. Jill Blake provided an overview of Governor Newsom's re-opening roadmap and the six indicators for modifying the Stay-at-Home order. She noted that an Advisory Committee to provide direction for reopening the County is being created and Ms. Mali Dyck, Assistant County Executive Officer reported on the purpose of the committee and the proposed membership, which will include the cities and town, as well as community business leaders and others. Ms. Phebe Bell, Behavioral Health Director, provided information regarding the state of Behavioral Health services during the COVID-19 event. She reported that the County staff has worked hard to continue to support our community members, and to give support to the non-profit providers in the County.

Board questioning ensued.

Public Comment: Ms. Julie Patterson Hunter, Clerk of the Board, read public comments from the following people into the record: Mr. Matthew Coulter, County resident; Ms. Megan Sasaki, Attorney in Nevada County and part owner of Kaliko's Hawaiian Kitchen restaurant; Mr. Anthony Halby, President of Halby Group, Inc.; Mr. Chris Barkman, small business owner of three restaurants and wine bars in Truckee and Tahoe City; Ms. Lydia Watson, District II resident; Ms. Amanda Oberacker, District V resident; and Mr. Kevin Murphy, District V resident.

Board questioning continued.

MOTION: Motion made by Supervisor Scofield, and seconded by Supervisor Hoek, to accept the 2019 Novel Coronavirus (COVID-19) informational presentation. On a voice vote the motion passed unanimously.

After a brief recess, Chair Hall called the meeting back to order.

Chief Information Officer: Stephen Monaghan

4. [SR 20-1852](#) Acceptance of the Office of Emergency Services' Wildfire Preparedness Informational Presentation.
Accepted.

ACTION TAKEN: Ms. Trisha Tillotson, Director of Public Works, provided a presentation regarding the Fire Prevention Grant in the amount of \$868,084 received from CAL FIRE which will pay for approximately 100 miles of County Road Vegetation Management. She reviewed the process for determination of the roads where work will be performed. Mr. Paul Cummings, Office of Emergency Services (OES) Program Manager, reviewed the Wildfire Board Objectives and reported on the Assembly Bill (AB) 2766 Northern Sierra Air Quality Management District Grant award for Nevada County in the amount of \$182,153 for residential green waste disposal, chipping and defensible space assistance. He reviewed the amendment to the contract with Fire Safe Council of Nevada County to provide the increased services covered by this grant. OES is also exploring options for increased green waste disposal services in Eastern Nevada County.

Ms. Jamie Jones, Executive Director, Fire Safe Council, reviewed the increased green waste disposal event they will be providing, which will run May 17th through June 27th. She requested interested people sign up to volunteer by calling 211 Connecting Point.

Ms. Gretchen Bennitt, Executive Director, Northern Sierra Air Quality Management District (NSAQMD), and Mr. Terry McMahan, Nevada County Consolidated Fire District Fire Chief. Both spoke to responsible debris burning, and Chief McMahan reported that after May 1, 2020 you will need to have a burn permit. Ms. Bennitt directed the public to the district webpage: www.MyAirDistrict.com and Chief McMahan directed the public to the CAL FIRE website: www.BurnPermit.ca.gov.

Mr. Cummings gave an update on the Countywide mailer that will be sent to the public in May and reported on the completion of the 2020 Wildfire Evacuation Preparedness Action Plan and Supervisor Anderson requested a copy of the 2020 Wildfire Evacuation Preparedness Action Plan be sent to each of the Supervisors.

Board questioning and discussion ensued.

In response to Supervisor Hoek's request, Ms. Bennett reported that public can call the Air District offices at (530) 274-9360.

Supervisor Scofield commented that the transfer station restrictions need to be reviewed with Waste Management. Ms. Tillotson reviewed the current issues that are being experienced at the McCourtney Road Transfer Station and reported that the Nevada County Public Works staff is actively working with Waste Management to find solutions to the current concerns.

Chair Hall asked for public comment. No public comment was received.

MOTION: Motion made by Supervisor Miller, and seconded by Supervisor Hoek, to accept the Office of Emergency Services' Wildfire Preparedness Informational Presentation. On a voice vote the motion passed unanimously.

CONSENT CALENDAR:

Health and Human Services Agency Director: Ryan Gruver

5. [SR 20-2200](#) Resolution approving a revision to the allocation of 1991 Health and Welfare Realignment funds.

Adopted.

Enactment No: RES 20-127

Behavioral Health Director: Phebe Bell

6. [SR 20-2125](#) Resolution approving acceptance of funds in the amount of \$1,085,664 from the California Health Facilities Financing Authority under the Community Services Infrastructure Grant Program for a jail diversion program facility that will provide mental health treatment and substance use disorder treatment services, for the period March 26, 2020 through June 30, 2022, and authorizing the Behavioral Health Director to sign the Grant Agreement and any necessary documents in connection with this award.

Adopted.

Enactment No: RES 20-128

7. [SR 20-1694](#) Resolution approving Amendment 1 to the contract between the County of Nevada and BHC Heritage Oaks Hospital, Inc. dba Heritage Oaks Hospital for psychiatric inpatient hospitalization services under Welfare & Institutions Code Section 5150 for referred County clients (Res. 19-367), increasing the maximum contract amount to \$45,000, for the period July 1, 2019 through June 30, 2021, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
Adopted.
Enactment No: RES 20-129
8. [SR 20-2108](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Crestwood Behavioral Health, Inc. for IMD (Institutions for Mental Disease) services including the provision of 24-hour skilled nursing services and special treatment programs for chronic mentally ill clients as well as transitional home program services (Res. 19-372), increasing the maximum contract price from \$105,000 to \$150,000 due to an unanticipated increase in services, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
Adopted.
Enactment No: RES 20-130
9. [SR 20-2044](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Aegis Treatment Centers, LLC. for the provision of a Drug Medi-Cal Outpatient Narcotic Treatment Program for referred clients of the Nevada County Behavioral Health Department (Res. 19-472), increasing the maximum contract price from \$300,000 to \$367,000, for the period July 1, 2019 through June 30, 2020.
Adopted.
Enactment No: RES 20-131
10. [SR 20-2197](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Granite Wellness Centers for the provision of services related to serving Nevada County clients with Co-Occurring Disorders (Res. 19-497), adding an alternate payment mechanism for services provided March through June 2020 due to impacts of the Coronavirus, amending Exhibit “B”, Schedule of Charges and Payments, to reflect the alternate payment mechanism, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
Adopted.
Enactment No: RES 20-132

11. [SR 20-2198](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Stanford Youth Solutions (formerly Sierra Forever Families) for the provision of comprehensive Specialty Mental Health Services, primarily targeted to serve pre- and post-adoptive and guardianship children and their families (Res. 19-304), adding an alternate payment mechanism for services provided March through June 2020 due to impacts of the Coronavirus, amending Exhibit “B”, Schedule of Charges and Payments, to reflect the alternate payment mechanism, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
Adopted.
Enactment No: RES 20-133
12. [SR 20-2199](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Turning Point Community Programs, Inc. for the provision of Adult Assertive Community Treatment Program Services as a component of the County’s Mental Health Services Act Community Services and Supports Plan; Supported Independent Living Program Services; and Integrated Healthcare Services as part of the Integration Services Team (Res. 19-469), adding an alternate payment mechanism for services provided March through June 2020 due to impacts of the Coronavirus, amending Exhibit “B”, Schedule of Charges and Payments, to reflect the alternate payment mechanism, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
Adopted.
Enactment No: RES 20-134
13. [SR 20-2202](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Gateway Mountain Center for the provision of specialty mental health services primarily targeted for emotionally disturbed youth (Res. 19-470), adding an alternate payment mechanism for services provided March through June 2020 due to impacts of the Coronavirus, amending Exhibit “B”, Schedule of Charges and Payments, to reflect the alternate payment mechanism, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
Adopted.
Enactment No: RES 20-135

14. [SR 20-2203](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Granite Wellness Centers for the provision of Perinatal and Non-Perinatal Outpatient Drug Free Treatment and Intensive Outpatient Treatment services for substance using pregnant and/or parenting women, men, and adolescents; comprehensive residential treatment program services for the recovery of alcohol/drug dependency; and substance abuse prevention and treatment services to residents of Nevada County (Res. 19-471), adding an alternate payment mechanism for services provided March through June 2020 due to impacts of the Coronavirus, amending Exhibit “B”, Schedule of Charges and Payments, to reflect the alternate payment mechanism, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Adopted.

Enactment No: RES 20-136

15. [SR 20-2187](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Common Goals, Inc. for the provision of outpatient rehabilitative treatment services for the recovery and treatment of alcohol/drug dependency (Res. 19-305), adding an alternate payment mechanism for services provided March through June 2020 due to impacts of the Coronavirus, amending Exhibit “B”, Schedule of Charges and Payments, to reflect the alternate payment mechanism, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Adopted.

Enactment No: RES 20-137

Interim Director of Social Services: Mali Dyck

16. [SR 20-2107](#) Resolution approving Amendment 1 to Training Services Agreement EW-2019-24 between the County of Nevada and The Regents of the University of California, Davis University Extension, for the provision of a quality Eligibility Services Training Program (Res. 19-474), extending the termination date from June 30, 2020 to September 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Adopted.

Enactment No: RES 20-138

Sheriff-Coroner/Public Administrator: Shannan Moon

17. [SR 20-2127](#) Resolution authorizing Assignment, Consent, and Amendment by Alta Consulting Services Inc. and Justice Engineering Corp. to contract with Justice Engineering Corp. previously adopted by Resolution 18-489 to provide for consulting services for security upgrades at the Wayne Brown Correctional Facility, through November 1, 2020.
Adopted.
Enactment No: RES 20-139
18. [SR 20-1847](#) Resolution approving a multi-year site license agreement between the County of Nevada and the County of Placer for public safety radio communication vault space located in Cisco Grove, California (APN 015-110-037-000), in the maximum initial annual amount of \$9,600 with a one-time charge of \$2,500 payable to Placer County to evaluate compatibility of Nevada County equipment and thereafter increasing at 3% per annum, for a period of up to ten years upon Placer County's approval, and authorizing the Chair of the Board of Supervisors to execute the license agreement.
Adopted.
Enactment No: RES 20-140

Director of Public Works: Trisha Tillotson

19. [SR 20-1968](#) Resolution accepting California Department of Forestry and Fire Protection (CAL FIRE), Fire Prevention Grant Program funds in the amount of \$868,084 (Res. 19-646), pertaining to vegetation management alongside 200 miles of County roads, over a two-year period ending May 31, 2022, and authorizing the Director of the Department of Public Works to execute Grant Agreement 5GG19133.
Adopted.
Enactment No: RES 20-141
20. [SR 20-2196](#) Resolution accepting Department of Resource Recycling and Recovery (CalRecycle) Oil Payment Program Grant funding in the amount of \$18,108, and authorizing the Director of the Department of Public Works to execute additional documents as necessary to implement this grant. (Solid Waste)
Adopted.
Enactment No: RES 20-142

Chief Information Officer: Stephen Monaghan

21. [SR 20-2285](#) Resolution approving Amendment 1 to the Free Residential Green Waste Disposal Contract between the County of Nevada and Fire Safe Council of Nevada County pertaining to fire mitigation, allocating responsibility for management of the Green Waste Disposal, Chipping, and Access and Functional Needs Assistance Programs (PESN3964), increasing the amount of the contract to \$194,533, for the period April 15, 2020 through August 31, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Emergency Services)
Adopted.
Enactment No: RES 20-143
22. [SR 20-2269](#) Resolution accepting AB2766 funds from the Northern Sierra Air Quality Management District (NSAQMD) in the amount of \$182,153 for wildfire mitigation efforts including the Green Waste Disposal, Chipping, and Access and Functional Needs Assistance Programs to reduce smoke impacts during the COVID-19 respiratory pandemic, authorizing the Chair of the Board of Supervisors to execute Agreement 2021-10 between the County of Nevada and NSAQMD, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 Office of Emergency Services budget. (4/5 affirmative vote required) (Emergency Services)
Adopted.
Enactment No: RES 20-144
23. [SR 20-2210](#) Resolution approving the Exclusive Negotiation Agreement between the County of Nevada and Koch & Koch, Inc. for hangar development at the Nevada County Airport on ramp one, and authorizing the Chair of the Board of Supervisors to execute the Agreement, effective April 28, 2020. (Airport)
Adopted.
Enactment No: RES 20-145
24. [SR 20-2128](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Avfuel Corporation pertaining to aviation fuel services and support at the Nevada County Airport (Res. 19-084), amending the contract to include the participation in the Contract Fuel Dealer Program as outlined in the original contract, for the period March 1, 2019 through June 30, 2024. (Airport)
Adopted.
Enactment No: RES 20-146

- 25a. [SR 20-1891](#) Resolution approving a Grant Agreement between the County of Nevada and Exwire, Inc. for the Truckee Prosser Area Project as a part of the Nevada County Last-Mile Broadband Grant Program, in the maximum amount of \$52,900, for the period April 28, 2020 through April 28, 2021, and authorizing the Chair of the Board of Supervisors to execute the Agreement.

Adopted.

Enactment No: RES 20-147

- 25b. [SR 20-1892](#) Resolution approving a Grant Agreement between the County of Nevada and Nevada County Fiber, Inc. for the Banner Mountain South/Deer Creek Project as a part of the Nevada County Last-Mile Broadband Grant Program, in the maximum amount of \$124,209, for the period April 28, 2020 through April 28, 2022, and authorizing the Chair of the Board of Supervisors to execute the Agreement.

Adopted.

Enactment No: RES 20-148

Director of Human Resources : Steven Rose

26. [SR 20-2186](#) Resolution amending Authorized Personnel Staffing Resolution 19-258, as amended, revising the staffing patterns in various departments, with the total number of FTE increasing from 801.15 to 801.65, effective April 28, 2020.

Adopted.

Enactment No: RES 20-149

27. [SR 20-2339](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Van Dermeyden Maddux to allow for additional administrative executive legal services related to labor and employment matters (PESN3921), increasing the maximum contract amount to \$75,000, for the period December 3, 2019 through June 30, 2020, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 Human Resources budget. (4/5 affirmative vote required)

Adopted.

Enactment No: RES 20-150

28. [SR 20-2337](#) Resolution approving a contract between the County of Nevada and Keenan & Associates pertaining to benefits brokerage services, in the maximum amount of \$75,000 for the first year of the contract, for the period April 1, 2020 through December 31, 2023, authorizing the Chair of the Board of Supervisors to execute the contract, and authorizing the Human Resources Director, as Plan Administrator, to approve the annual renewal document pertaining to plan selection, fees, and commissions.

Adopted.

Enactment No: RES 20-151

County Counsel: Katharine L. Elliott

29. [SR 20-2341](#) Resolution approving a contract between the County of Nevada and Abbott & Kindermann, Inc. for legal services related to the Idaho Maryland Mine-Rise Grass Valley Project, in the maximum contract amount of \$150,000, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 Planning Department budget. (4/5 affirmative vote required)

Adopted.

Enactment No: RES 20-152

Clerk of the Board: Julie Patterson Hunter

30. [SR 20-2185](#) Acknowledgement of Supervisor Richard Anderson's appointment of Mr. William Greeno as the District V representative to the Planning Commission, effective April 15, 2020.

Acknowledged.

31. [SR 20-2205](#) Resolution supporting the adoption of a policy of the County of Nevada allowing electronic and facsimile signatures on certain official documents.

Adopted.

Enactment No: RES 20-153

32. [SR 20-2190](#) Acceptance of Board of Supervisors Summary Minutes for April 14, 2020.

Accepted.

ACTION TAKEN: Chair Hall introduced the consent calendar.

Approval of the Consent Agenda

Adopted.

MOTION: Motion made by Supervisor Miller, seconded by Supervisor Anderson to approve the consent calendar. On a roll call vote, the motion passed unanimously.

DEPARTMENT HEAD MATTERS:*Child Support Services, Collections, and Housing Director: Mike Dent**

33a. [SR 20-2188](#) Resolution approving Standard Agreement 18-HOME-12592 between the County of Nevada and the State Department of Housing and Community Development (HCD) for the HOME Grant Program (Res. 18-368), in the maximum amount of \$1,000,000 upon HCD approval through February 2, 2048, and authorizing the Director of Child Support Services/Collections and Housing and Community Services to sign the Agreement and all other documents required by the HCD for participation in the HOME Program.
(Housing)

Adopted.

Enactment No: RES 20-154

ACTION TAKEN: Mr. Mike Dent, Director of Child Support, Collections, Housing and Community Services, reviewed agenda item #33a, the application and funding through the HOME Grant program. He reported that the grant awards funds for home buying down payment assistance as well as rental payment assistance during the COVID-19 event.

Ms. Mali Dyck, Acting Director of Social Services, reviewed agenda item #33b regarding Federal Emergency Management Agency (FEMA) reimbursement funds for Project Room Key applicants.

Chair Hall asked for public comment, and no public comment was received.

MOTION: Motion made by Supervisor Anderson, seconded by Supervisor Hoek, to adopt Resolution 20-154. On a roll call vote the motion passed unanimously.

Interim Director of Social Services: Mali Dyck

33b. [SR 20-2189](#) Resolution approving acceptance of \$50,000 in "Project Room Key" funding from the California Department Of Social Services for the purpose of securing hotel rooms for temporary housing of individuals who are affected by COVID-19 and lack the means to isolate themselves due to homelessness or needing alternative housing to isolate themselves from a vulnerable household member with whom they reside, authorizing the Director of Social Services to execute the documents, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 Social Services budget. (4/5 affirmative vote required)

Adopted.

Enactment No: RES 20-155

MOTION: Motion made by Supervisor Scofield, seconded by Supervisor Miller, to adopt Resolution 20-155. On a roll call vote the motion passed unanimously.

Planning Director: Brian Foss

34. [SR 20-2207](#) Resolution approving a contract between the County of Nevada and Raney Planning & Management, Inc. for the preparation of an Environmental Impact Report (EIR19-0001) and contract planning services for the proposed Idaho-Maryland Mine - Rise Grass Valley Project, in the maximum amount of \$381,194, for the period May 1, 2020 through May 1, 2022, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 Planning Department budget. (4/5 affirmative vote required)

Adopted.

Enactment No: RES 20-156

ACTION TAKEN: Mr. Brian Foss, Planning Director, reviewed the agenda item, adding that the total contract amount would be paid for by the applicant. He reported on the selection procedure for the award of the contract.

Mr. Foss responded to Board questioning regarding the California Environmental Quality Act (CEQA) requirements, timeline and future procedures, which will include a public hearing, and approval by both the Planning Commission and Board of Supervisors, that will take place before the Environmental Impact Report (EIR) can be accepted.

Chair Hall opened Public Comment and Ms. Julie Patterson Hunter, Clerk of the Board read the comment received from Ms. Samantha, Nevada County resident. Mr. Foss responded to the public comment question regarding ground water use concerns.

MOTION: Motion made by Supervisor Miller, seconded by Supervisor Hoek, to adopt Resolution 20-156. On a roll call vote the motion passed unanimously.

***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: Updates were provided by members of the Board.

Recess for lunch: 12:30 P.M.

AFTERNOON SESSION**SCHEDULED ITEM: 1:30 P.M.****Planning Director: Brian Foss**

35. [SR 20-1850](#) Public hearing to consider amendments to the Outdoor Event Ordinance (Article 2 of Chapter V of the General Code). The amendments include the following:
- 1) Increase the number of allowed events from four (4) to eight (8) per year;
 - 2) Modify the permit issuing agency to the Community Development Agency from the Nevada County Sheriff's Office;
 - 3) Provide clarification of sanitation requirements for portable toilets;
 - 4) Remove the requirements for criminal record checks, security posting and proof of insurance; and
 - 5) Clarify the appeal and violation procedures.

(Introduce/Waive Further Reading/Adopt) An Ordinance amending Article 2 of Chapter V of the Nevada County General Code regarding Outdoor Events.

ACTION TAKEN: Mr. Brian Foss, Planning Director, provided a brief PowerPoint presentation regarding the proposed amendments to the Outdoor Event Ordinance. He reviewed the concerns expressed regarding the current Ordinance that the Community Development Agency has received from industry participants over the past 5+ years, since the initial Ordinance was adopted, and outlined the proposed amendments.

Board discussion and questioning ensued.

Chair Hall opened Public Comment and Ms. Julie Patterson Hunter read the following comments received from the public:

In favor of the Amendment: Ms. Robin Galvan-Davies, Executive Director, Greater Grass Valley Chamber of Commerce and Ms. Cathy Whittlesey, Executive Director, Nevada City Chamber of Commerce; Ms. Joy Porter, Owner of Winding Road Imagery; Mr. Jerry Cirino, Owner of Cirino's Restaurant; Ms. Linda Miller, District IV resident; Ms. Lillie Piland, Owner, Yuba Blue, Inc.; Ms. Jan Roth, Owner, Roth Estate; Ms. Deborah Totoonchie, District IV; and Ms. Cathy Frazier, General Manager, Gold Miners' Inn.

Nevada County Fire Chiefs' Association had comments suggesting certain changes to the current Ordinance. Mr. Foss reported that many of these suggestions have been written into the amended Ordinance.

In opposition of the amendment: Ms. Eve Diamond and Mr. Tom Sheehy, District IV residents; Mr. Ron Maier, Nevada County resident.

Board questioning and discussion ensued.

Supervisor Hoek wanted to be sure all permit and fee information is connected to and included with the initial application to ensure transparency when someone comes in to apply. Her concern was that there are no surprises that come after the application has been submitted. She was particularly concerned with additional certificates with fees that may be required from Environmental Health. Mr. Foss stated that staff could look at the fee schedule and clarify what all the fees are. He also felt that the information was currently included in the application process.

Supervisor Scofield and Supervisor Anderson had concerns with increasing the number of events to eight, and the impact these additional events would have on neighborhoods.

Supervisor Hall and Supervisor Miller felt that the increase was reasonable and beneficial.

Supervisor Miller was concerned that if the Ordinance is tabled today until a future Board meeting the 2020 wedding season will have passed and venues will not be able to have the extra number of events this wedding season.

Supervisors Anderson and Hoek shared concerns regarding the public's ability to provide comments during a remote meeting, and suggested the item return to a future meeting when the public can attend in person.

Supervisor Miller made a motion to adopt the amended Ordinance, the motion failed for lack of a second.

Ms. Alison Lehman, County Executive Officer, recommended the Board table the Ordinance today and staff will convene a stakeholder group to get more public input, then bring the item back to the Board later this year.

Chair Hall tabled the item until later in the year and closed public comment.

***CLOSED SESSION:**

[SR 20-2286](#) Pursuant to Government Code Section 54957.6, a closed session of the Board of Supervisors will be held for the purpose of reviewing its position and instructing its designated labor negotiations representatives regarding employee salaries, salary schedules, fringe benefits, and all other matters within the statutory scope of representation. The designated labor negotiation representatives for Nevada County are Alison Lehman, County Executive Officer, Mali Dyck, Assistant County Executive Officer, Steven Rose, Human Resources Director, and Donna Williamson, Labor Attorney. The labor negotiations concern the Management Employees' Association and the Probation Peace Officers' Association.

ACTION TAKEN: Ms. Katharine Elliott, County Counsel, read the title of the closed session into the record and the Board entered into closed session.

Following closed session, Ms. Katharine Elliot, County Counsel, reported that direction was given to staff.

ADJOURNMENT:

ACTION TAKEN: Chair Hall adjourned the meeting at 2:55 P.M.

Signature and Attestation

Heidi Hall, Chair

ATTEST:

By:

Julie Patterson Hunter, Clerk of the Board