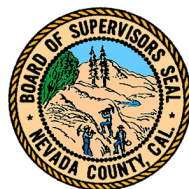


COUNTY OF NEVADA

STATE OF CALIFORNIA

Heidi Hall, 1st District
Ed Scofield, 2nd District (Chair)
Dan Miller, 3rd District
Hank Weston, 4th District
Richard Anderson, 5th District (Vice-Chair)



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

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, July 17, 2018	9:00 AM	Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

SPECIAL MEETING: 9:00 A.M.

Rollcall

The following Supervisors present:

Heidi Hall, 1st District
Ed Scofield, 2nd District
Dan Miller, 3rd District
Hank Weston, 4th District
Richard Anderson, 5th District

STANDING ORDERS:

Chairman Scofield called the meeting to order at 9:01 A.M.

Pledge of Allegiance led by Mr. Ryan Gruver, Chief Fiscal/Administrative Officer, Health and Human Services Agency.

Corrections and/or deletions to agenda.

ACTION TAKEN: Ms. Julie Patterson Hunter, Clerk of the Board, noted that Agenda Item #1 is being pulled from the Agenda.

SCHEDULED ITEM: 9:01 A.M.

1. [SR 18-0645](#) Introduction of Mr. Alonzo “Lon” Henderson, District Ranger, Yuba River Ranger District, Tahoe National Forest.
(Pulled from the Agenda)

PUBLIC COMMENT: 9:03 A.M.

ACTION TAKEN: No public comment received.

CONSENT CALENDAR:**Behavioral Health Director: Phebe Bell**

2. [SR 18-0642](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Michael Lin, M.D. for the provision of direct clinical and other psychiatric services for citizens of Nevada County (Res. 17-294), extending the contract termination date from June 30, 2018 to June 30, 2019, increasing the maximum contract price from \$252,360 to \$581,360 due to an unanticipated increase in services in Fiscal Year 2017/18, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
Adopted.
Enactment No: RES 18-363
3. [SR 18-0631](#) Resolution approving a renewal contract between the County of Nevada and Blair Romer, M.D. for direct clinical and other psychiatric services for clients of the Nevada County Behavioral Health Department, in the maximum amount of \$370,840, for the period July 1, 2018 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 18-364
4. [SR 18-0595](#) Resolution approving a renewal contract between the County of Nevada and 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, in the maximum amount of \$920,525, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 18-365

Director of Social Services: Tex Ritter

5. [SR 18-0636](#) Resolution approving a renewal contract between the County of Nevada and Shona Torgrimson dba Helping Hands Nurturing Center for the provision of Nurturing Parenting Program services as referred by Child Protective Services, in the maximum amount of \$255,000, for the period July 1, 2018 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: RES 18-366

Child Support Services Director: Mike Dent

6. [SR 18-0643](#) Resolution proclaiming August 2018 as “Child Support Awareness Month” in Nevada County.

Adopted.

Enactment No: RES 18-367

7. [SR 18-0635](#) Resolution authorizing the submittal of an application to the California State Department of Housing and Community Development for funding under the HOME Investment Partnerships Program, in the amount of \$1,000,000, authorizing the Chair of the Board of Supervisors to sign and submit the application, and designating the Director of the Nevada County Health and Human Services Agency to act in all matters pertaining to the application. (Housing)

Adopted.

Enactment No: RES 18-368

Sheriff-Coroner/Public Administrator: Keith Royal

8. [SR 18-0644](#) Resolution approving renewal Agreement SS0070-2018 between the County of Nevada and the 17th District Agricultural Association-Nevada County Fairgrounds pertaining to reimbursement for providing cash room guards for the 2018 Nevada County Fair, in an amount up to \$5,060.80, for the period August 8, 2018 through August 12, 2018, and authorizing the Nevada County Sheriff to execute the Agreement.

Adopted.

Enactment No: RES 18-369

9. [SR 18-0640](#) Resolution approving renewal Agreement SS00102-2018 between the County of Nevada and the 17th District Agricultural Association-Nevada County Fairgrounds pertaining to law enforcement security services for the 2018 Nevada County Fair, in an amount up to \$27,012.02, for the period August 8, 2018 through August 13, 2018, and authorizing the Nevada County Sheriff to execute the Agreement.

Adopted.

Enactment No: RES 18-370

Treasurer-Tax Collector: Tina Vernon

10. [SR 18-0647](#) Resolution approving a renewal contract between the County of Nevada and Mailing Systems, Inc. pertaining to printing and mailing of property tax bills, in the maximum amount of \$38,000, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: RES 18-371

Community Development Agency Director: Sean Powers

11. [SR 18-0625](#) Resolution approving an application to purchase tax-defaulted property located at 12984 Combie Road, Auburn, CA 95602 (APN 11-181-03) from the Nevada County Tax Collector pursuant to Chapter 8 of the Revenue and Taxation Code, and authorizing the Chair of the Board of Supervisors to execute the application. (Dist. II)

Adopted.

Enactment No: RES 18-372

Director of Public Works: Trisha Tillotson

12. [SR 18-0630](#) Resolution approving a software maintenance, installation, training and custom programming agreement between the County of Nevada and Cascade Software Systems, Inc., in the maximum amount of \$43,378, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: RES 18-373

13. [SR 18-0656](#) Resolution approving and awarding a contract between the County of Nevada and Blue Flame Crew West, LLC for the McCourtney Road Landfill Gas Extraction Well Installation Project (Res. 18-131), in the amount of \$78,865, plus a ten percent contingency, for a grand total of \$86,751.50, and authorizing the Chair of the Board of Supervisors to execute the contract. (Sanitation)

Adopted.

Enactment No: RES 18-374

14. [SR 18-0615](#) Resolution approving Amendment 6 to the agreement between the County of Nevada and Paratransit Services for the provision of specialized paratransit services in Western Nevada County (Res. 13-168), increasing the fixed vehicle service hourly rate to \$38.60 and the fixed monthly rate to \$61,765 through June 30, 2019, extending the contract term for a two-year period beginning July 1, 2018 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Transit)

Adopted.

Enactment No: RES 18-375

Interim Human Resources Director: Amanda Uhrhammer

15. [SR 18-0665](#) Resolution appointing Alison Lehman to the position of County Executive Officer, commencing on July 17, 2018, approving an Employment Agreement with Alison Lehman, County Executive Officer, and authorizing the Chair of the Board of Supervisors to execute the Agreement.

Adopted.

Enactment No: RES 18-376

Chief Probation Officer: Michael Ertola

16. [SR 18-0611](#) Resolution approving an amendment to the Memorandum of Understanding between the County of Nevada and the County of Butte for the provision of Male Community Reentry Program Coordination services at no cost to Nevada County (Res. 17-135), extending services through Fiscal Year 2018/19, and authorizing the Chair of the Board of Supervisors to execute the amendment.

Adopted.

Enactment No: RES 18-377

17. [SR 18-0609](#) Resolution approving a renewal contract between the County of Nevada and Victor Community Support Services, Inc. to provide clinical and evidence-based programs to assist juveniles in their transition from Juvenile Hall back into homes, schools and neighborhoods, and to provide clinical treatment for juvenile and adult probation clients, in the maximum amount of \$70,650, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: RES 18-378

Chief Information Officer: Stephen Monaghan

18. [SR 18-0648](#) Resolution affirming one deductive Change Order in the amount of \$304,718, and approving the Notice of Acceptance and Completion of the 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 (Res. 16-574), with contract costs totaling \$644,228, directing the Clerk of the Board of Supervisors to record the Notice in accordance with Civil Code Section 9208, and authorizing the Director of Information and General Services to execute related grant reimbursement documents related to the Phase 1 Project. (Airport)

Adopted.

Enactment No: RES 18-379

19. [SR 18-0607](#) Resolution approving a renewal contract between the County of Nevada and the Fire Safe Council of Nevada County to provide fire prevention and education activities to the residents of Nevada County, in the maximum amount of \$60,000, for the period July 1, 2018 through June 30, 2019, and authorizing the Board of Supervisors to execute the contract. (Emergency Services)

Adopted.

Enactment No: RES 18-380

20. [SR 18-0622](#) Resolution approving Amendment 1 to the agreement between the County of Nevada and USA Fleet Solutions, LLC for the acquisition and use of the Fleet Solutions vehicle locational and diagnostic information system (Res. 17-415), extending the contract term through August 14, 2018, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Fleet)

Adopted.

Enactment No: RES 18-381

County Executive Officer: Richard Haffey

21. [SR 18-0651](#) Board of Supervisors Responses to the 2017/18 Nevada County Civil Grand Jury Report entitled "Safety and Security at Nevada County Schools."
Approved.
22. [SR 18-0652](#) Resolution directing the Purchasing Agent to issue a Request for Proposals for Conflict Indigent Legal Defense Services.
Adopted.
Enactment No: RES 18-382

Clerk of the Board: Julie Patterson Hunter

23. [SR 18-0621](#) Acceptance of Board of Supervisors Summary Minutes for June 26, 2018.
Accepted.

ACTION TAKEN: Chairman Scofield introduced the consent calendar.

Approval of the Consent Agenda

Adopted.

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

***CLOSED SESSION:**

- [SR 18-0667](#) Pursuant to Government Code Section 54957(b)(1), the Chair of the Board of Supervisors is requesting a closed session for a public employee performance evaluation: County Executive Officer.

ACTION TAKEN: Ms. Alison Barratt-Green, County Counsel, read the title of the closed session into the record and the Board entered into closed session.

Following the closed session, Ms. Barratt-Green reported that nothing occurred in closed session that is required to be reported out by law.

SCHEDULED ITEM: 9:30 A.M.**Planning Director: Brian Foss**

24. [SR 18-0641](#) Public hearing to consider approval of proposed increases to Development Impact Mitigation Fees (“AB 1600 Fees”) for the Truckee-Donner Recreation and Park District. The proposed increases are based on the Truckee-Donner Recreation and Park District’s October 2013 “Park Impact Fee Nexus Study Update,” and Truckee-Donner Recreation and Park District Resolution No. 2018-272. If approved, the new fees will become effective 60 days after the adoption of the Resolution. (Dist. V)

Resolution adopting Development Impact Mitigation Fees (“AB 1600 Fees”) for the Truckee-Donner Recreation and Park District, pursuant to Sections L-IX 1.1 of the Land Use and Development Code of the County of Nevada, with increased fees in the amount of \$1.93 per square foot for Single-Family Housing, and \$2.77 per square foot for Multi-Family Housing, effective September 15, 2018.

Adopted.

Enactment No: RES 18-383

ACTION TAKEN: After a brief recess, Chairman Scofield called the meeting back to order and read the title of the public hearing into the record.

Mr. Brian Foss, Planning Director, reviewed the staff report regarding the proposed fee update for the Truckee-Donner Recreation and Park District.

Board discussion ensued.

Chairman Scofield opened the public hearing for public comment.

Ms. Pat Davison, Government Affairs Manager, Contractor's Association of Truckee Tahoe, provided comments in support of the proposed fee updates.

Chairman Scofield closed public comment.

MOTION: Motion made by Supervisor Anderson, seconded by Supervisor Hall, to adopt Resolution 18-383. On a roll call vote the motion passed unanimously.

***INDIVIDUAL BOARD MEMBER ITEM:**

25. [SR 18-0653](#) Discussion and request for Board direction for the consideration of the waiving of County fees and covering the Local Agency Formation Commission (LAFCo) annexation, and other costs associated with the River Valley Bank Offer for Dedication and Right of Way Abandonment of Town Talk Road.

Sponsor(s): Dan Miller, District III

Continued.

ACTION TAKEN: Supervisor Miller reported that he felt this was a unique opportunity to partner with River Valley Community Bank to respond to an issue that has been before the County for many years. He shared concerns regarding the unsafe road conditions at the intersection of Brunswick Road as reported by residents of Bubbling Wells Road/Town Talk Road and members of the Horseman's Club, which is also located in the area in question. River Valley Community Bank is developing a new location in the area and they are looking at using Town Talk Road as a possible entry, to lessen the impact at the existing intersection. They submitted a realignment to the City of Grass Valley, which was approved. The realignment would align the entry of Town Talk Road with the intersection of Brunswick Road. He was aware that this was an unusual request, but due to the public benefit, was looking for support of a fee waiver. He was asking the Board to approve the realignment and provide staff with direction to waive the easement abandonment fee of \$1,214; for the County to pay for the \$2,500 LAFCo annexation fee and the \$300 Board of Equalization (BOE) annexation fee; to pay for removal of asphalt on the abandoned portion of Town Talk Road at a cost to the County of \$5,000, and to prepare a Public Works budget amendment with General Fund monies to cover the fee costs presented, in the amount of \$4,014.00. He stressed that this was an opportunity to respond to a public safety issue; he was not suggesting to set a precedent for waiving fees, but suggested that this is a problem that cannot be solved in other ways.

Mr. Michael Vasquez, Senior Vice-President Special Projects Officer, River Valley Community Bank, and Mr. Martin Wood, SCO Planning and Engineering representative, responded to Board questioning.

Board questioning and discussion ensued.

Mr. Rick Haffey, County Executive Officer, Mr. Jeffrey Thorsby, Senior Administrative Analyst, and Ms. Trisha Tillotson, Public Works Director, responded to Board questioning.

Supervisor Weston asked if there was a way to reimburse the Applicant for their costs from future development along Town Talk Road? Ms. Alison Barratt-Green, County Counsel, responded to concerns regarding a potential reimbursement agreement. This could be explored by staff.

Board questioning and discussion continued.

Chairman Scofield provided an opportunity for public comment.

The following members of the public provided comments in support of the proposal: Mr. Chuck Kull, District III resident, and Holdrege and Kull representative; and Mr. Barry Turner, District III resident.

There being no further public comment, Chairman Scofield closed public comment.

Board questioning ensued.

Supervisor Miller presented the timeline and asked that Public Works prepare a budget amendment and enter into a reimbursement agreement with River Valley Community Bank, that River Valley Community Bank submit an easement abandonment application, that Public Works waive the easement abandonment fee, that River Valley Community Bank start the annexation process with Grass Valley that will include re-zoning and a General Plan amendment, that River Valley Community Bank start the annexation process with LAFCo, that Public Works reimburse River Valley Community Bank per agreement and that Public Works remove asphalt and road debris. The estimated total cost to the County would be \$9,014.07.

Supervisor Weston suggested not to set a precedent by waiving fees, but to enter into a public-private safety partnership to provide a certain amount of money toward the safety improvements. Supervisor Hall believed this would set a different precedent.

Board discussion continued.

Ms. Alison Barratt-Green, County Counsel, explained that if the Board finds there is a public purpose they could enter into an agreement to help pay the costs, however, there is no way to accomplish this without setting a precedent. She explained that the realignment could provide additional space for building an additional business at the location.

Discussion ensued regarding the resulting parcel of approximately 8-9,000 square feet of land. Mr. Wood stated that no project is proposed for this parcel at this time.

Motion made by Supervisor Miller that the County enter into a reimbursement agreement with the Bank and that the Bank would cover the costs associated with the abandonment, LAFCo and the BOE fees, in order to accomplish the realignment. The motion was seconded by Supervisor Weston for discussion and clarification.

Board discussion for clarification ensued.

Motion amended by Supervisor Miller to enter into a reimbursement agreement to reimburse River Valley Community Bank an amount not to exceed \$4,200 and that the County agrees to remove the asphalt and debris from the abandoned portion of Town Talk Road for reuse by the County.

No action was taken on this motion.

Chairman Scofield suggested a motion to direct Staff to formulate an agreement to bring back to the Board.

Supervisor Miller wanted the item to come back quickly as the project is moving forward and delay will add more cost.

MOTION: Motion made by Supervisor Miller to direct County staff to bring back to the Board an agreement whereas the County can partner with River Valley Community Bank for a realignment project (Town Talk Road), seconded by Supervisor Weston. On a roll call vote, the motion passed as follows: (Ayes - Weston, Miller, and Scofield) (Noes - Hall and Anderson)

SCHEDULED ITEM: 11:00 A.M.**Interim Human Resources Director: Amanda Uhrhammer**

(Video-Conferencing from the Truckee Joseph Center, Hobart Mills Conference Room, 10075 Levon Avenue, 2nd Floor, Suite 205, Truckee, CA.)

26. [SR 18-0634](#) 2017 Employee Recognition Awards Program. The categories are: Employee of the Year, Supervisor of the Year, Innovative Employee of the Year, Above and Beyond Employee of the Year, Multiplier Employee of the Year, Collaborative Employee or Team of the Year, and Rookie of the Year.

ACTION TAKEN: Following a short break, Chairman Scofield called the meeting back into order and introduced the 2017 Employee Recognition Awards Program. The Board members introduced all of the nominees and the following employees were recognized:

Ms. Georgeana Pilcher, Supervising Accounting Assistant, Employee of the Year

Ms. Kristin Plante, Eligibility Supervisor, Supervisor of the Year

Mr. Joshua Pack, Principal Civil Engineer, Innovative Employee of the Year

Mr. Kevin Gunning, Computer Service Technician III, Above and Beyond Employee of the Year

Mr. Jeffrey Thorsby, Senior Administrative Analyst, Multiplier Employee of the Year

The Atmospheric River Storm Response Team, Collaborative Employee or Team of the Year

Ms. Taylor Wolfe, Administrative Analyst I, Rookie of the Year

Ms. Amanda Uhrhammer, Interim Human Resources Director, thanked staff for their efforts and the judges for taking the time. She invited staff to attend the reception.

***CLOSED SESSIONS:**

[SR 18-0668](#) Pursuant to Government Code Section 54956.8, the Board of Supervisors desires to hold a closed session regarding real property negotiations. The negotiator for the County is Trisha Tillotson, Director of Public Works, and Michael E. Lahodny, Right of Way Program/Project Manager, with Bender Rosenthal, Inc. The negotiator for the property owner, Dillon Property, is unknown at this time. Items under negotiation concern the price and terms of payment, and the property interest to be obtained, for a portion of property located at 10108 Soda Springs Road, Soda Springs, California (APN 45-440-16).

[SR 18-0659](#) Pursuant to Government Code Section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation cases: Evans, et al. v. County of Nevada, Nevada County Superior Court, Case No. CU15-081064 Saling v. Keith Royal, et al., U.S. District Court, E.D Cal., Case No. 2:13-cv-1039-TLN-EFB

[SR 18-0670](#) Pursuant to Government Code Section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case: Sullivan, a minor, et al. v. Lake Wildwood Association, et al., Nevada County Superior Court, Case No. CU18-083052

ACTION TAKEN: Mr Rick Haffey, County Executive Officer, read the title of the closed sessions into the record and the Board entered into closed session.

Following closed session, Ms. Alison Barratt-Green, County Counsel, reported that with respect to SR 18-0670, Sullivan v. Lake Wildwood Association, et al., nothing occurred in closed session that is required to be reported out by law. The same is true with respect to SR 18-0659, Saling v. Keith Royal, et al.

Ms. Barratt-Green reported that with respect to SR 18-0659, Evans, et al. v. County of Nevada, the Board of Supervisors, by unanimous vote, directed staff to file an appeal of the Court's decision to grant a new trial.

***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.

ADJOURNMENT:

ACTION TAKEN: Chairman Scofield adjourned the meeting at 12:49 P.M.

Signature and Attestation

Edward C. Scofield, Chairman

ATTEST:

By:

Lelia Loomis, Deputy Clerk to the Board