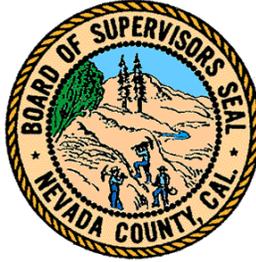


COUNTY OF NEVADA

STATE OF CALIFORNIA

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



BOARD OF SUPERVISORS

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bdofsupervisors@co.nevada.ca.us

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

AGENDA

Date	Time	Location
Tuesday, April 11, 2017	9:30 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 9:31 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: 9:30 AM**STANDING ORDERS:**

Call the meeting to order.

Pledge of Allegiance.

Corrections and/or deletions to agenda.

PUBLIC COMMENT: 9:31 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.)

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

1. [SR 17-0194](#) Resolution approving a contract between the County of Nevada and the County of Sierra pertaining to the Nevada County Behavioral Health Department providing Crisis Stabilization Unit (CSU) Services through its subcontractor, Sierra Mental Wellness Group, for Sierra County referred clients, for a total contract obligation not to exceed \$20,000, for the period April 11, 2017 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the contract.

Public Health Director: Jill Blake

2. [SR 17-0206](#) Resolution approving Amendment A01 to Standard Agreement No. 14-90039 between the County of Nevada and the California Department of Health Care Services (CDHCS) for the Medi-Cal Administrative Activities (MAA) Program (Res. 14-245), increasing the maximum contract amount from \$450,000 to \$1,165,000, for the period July 1, 2014 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Director of Social Services: Mike Dent

3. [SR 17-0212](#) Resolution approving the Nevada County System Improvement Plan (SIP) for Fiscal Years 2016-2021, and authorizing the Chair of the Board of Supervisors to sign the Plan.

Sheriff-Coroner/Public Administrator: Keith Royal

4. [SR 17-0221](#) Resolution approving renewal Master Agreement 17-LE-11051360-018 between the County of Nevada and the USDA Forest Service for campground patrol and controlled substance enforcement on United States Forest Service lands in the Tahoe National Forest beginning on the date of the last signature of said agreement until September 30, 2022, as well as Exhibit A for campground patrol in the amount of \$12,000 and Exhibit B for controlled substances in the amount of \$12,000 for the period effective from the last signature date until September 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the Agreement.

Treasurer-Tax Collector: Tina Vernon

5. [SR 17-0208](#) Resolution approving a contract between the County of Nevada and LexisNexis VitalChek pertaining to credit, debit and electronic check payment processing services, with processing fees charged to and paid by the card user, for the period of April 11, 2017 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the contract.

Agricultural Commissioner: Chris de Nijs

6. [SR 17-0205](#) Resolution approving the renewal of revenue Agreement 16-0663-SF between the County of Nevada and the California Department of Food and Agriculture (CDFA) pertaining to providing trapping activities for the European Grapevine Moth (EGVM), in the maximum reimbursement amount of \$9,897, for the period of January 1, 2017, through December 31, 2017, and authorizing the Chair of the Board of Supervisors to execute the Agreement.

Building Director: Craig Griesbach

7. [SR 17-0227](#) Resolution approving an amendment to the agreement between the County of Nevada and Interwest Consulting Group, Inc. to provide on-call Building Inspection and Plan Review Services (Res. 16-305), increasing the contract amount by \$50,000 for a maximum contract not to exceed \$100,000, authorizing the Chair of the Board of Supervisors to execute the amendment, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Building Department budget. (4/5 affirmative vote required)

Director of Public Works: Trisha Tillotson

8. [SR 17-0211](#) Resolution approving Program Supplement Agreement Number N048-N1 (Rev. 1) to Administering Agency-State Agreement for Federal Aid Project Number 03-5917R, pertaining to the Garden Bar Road at Little Wolf Creek Railcar Bridge Project - County Contract No. 224020, in the amount of \$1,379,582, and authorizing the Chair of the Board of Supervisors to execute the Agreement. (Dist. II)

9. [SR 17-0224](#) Resolution awarding and approving a contract between the County of Nevada and Central Striping Service, Inc. for the 2017 Nevada County Annual Striping Program Phase 1 and Phase 2 - Contract No. 426634 (Res. 17-056), in the amount of \$221,192.88, plus a ten percent contingency for the contract work items, for a grand total of \$243,312.17, and authorizing the Chair of the Board of Supervisors to execute the contract.
10. [SR 17-0214](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Robinson Enterprises, Inc. for leachate transportation services (Res. 16-281), increasing the contract amount of \$359,700 to a maximum amount not to exceed \$509,700 to provide for an additional 2.1 million gallons of leachate through June 30, 2017, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Solid Waste Western budget. (Sanitation) (4/5 affirmative vote required)
11. [SR 17-0195](#) Resolution approving the plans, specifications, and cost estimate for the McCourtney Road Landfill Final Cover Maintenance Project, authorizing the Chair of the Board of Supervisors to execute the documents, authorizing the District Engineer/Public Works Director to incorporate any final changes into the bid documents before advertising for bids, and instructing the Purchasing Division to advertise for bids with the bid opening date to be determined by the Purchasing Agent. (Sanitation)

Planning Director: Brian Foss

12. [SR 17-0226](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Michael Baker International for preparation of an Environmental Impact Report (EIR) for Simon CRE for proposed construction of three Dollar General retail stores (Res. 15-548), extending the contract termination date to December 31, 2017, increasing the maximum contract amount to \$175,886 requiring an additional payment of \$24,681 from the Applicant, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Planning Department budget. (4/5 affirmative vote required)

Chief Information Officer: Stephen Monaghan

13. [SR 17-0168](#) Resolution recognizing the continuing Proclamation of a Local Emergency in Nevada County due to Extreme Tree Mortality. (Emergency Services)
14. [SR 17-0209](#) Resolution continuing the Proclamations of Local Emergencies in Nevada County Due to extreme and cumulative precipitation, atmospheric rivers and storms in January and February 2017 resulting in flooding, subsidence and other damage to public and private infrastructure and facilities. (Emergency Services)

15. [SR 17-0222](#) Resolution approving Amendment 1 to the Lease Agreement between the County of Nevada and Nevada-Sierra Regional In-Home Supportive Services (IHSS) Public Authority for office space at the Laura Wilcox Building located at 208 Sutton Way, Grass Valley (Res. 16-424), pertaining to a business name change, in that all references to "Nevada-Sierra Regional IHSS Public Authority" are changed to "Nevada-Sierra Connecting Point Public Authority," effective September 13, 2016, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Facilities)

County Librarian: Laura Pappani

16. [SR 17-0237](#) Resolution proclaiming April 9 through April 15, 2017 as "National Library Week" in Nevada County.
17. [SR 17-0236](#) Resolution approving a contract between the County of Nevada and Califa for the provision, installation, and maintenance of advanced network (data) services at certain Nevada County Community Library branches, for a total contractual obligation not to exceed \$34,947 per year not including taxes and surcharges, for the period April 1, 2017 through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the contract.

Individual Board Member Item:

18. [SR 17-0235](#) Resolution expressing approval and support for the development and designation of a portion of State Route 89 in Nevada County as United States Bike Route 85.

Sponsors: Richard Anderson, District 5

Clerk of the Board: Julie Patterson Hunter

19. [SR 17-0217](#) Acceptance of resignation from Ms. Stephanie Kreiter as a District V representative on the Nevada County Mental Health Advisory Board.
20. [SR 17-0216](#) Acceptance of Board of Supervisors Summary Minutes for March 28, 2017.

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 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.

- 21a. [SR 17-0215](#) Resolution approving the reassignment of Sewer Capacity in Penn Valley, Zone 6, between Assessor Parcel Number (APN) 51-151-47 and APNs 51-210-20 and 51-390-25. (Sanitation) (Dist. IV)

- 21b. [SR 17-0234](#) Acceptance of the Nevada County Sanitation District No. 1 Summary Minutes for March 14, 2017. (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.

SCHEDULED ITEM: 10:30 A.M.

22. [SR 17-0164](#) Presentation by the League of Women Voters (LWV) of Western Nevada County - 2017 Recreation and Parks Study. (Ms. JoAnn Marie, President, and Mr. Justin Sternberg, Secretary, LWV of Western Nevada County)

Presentation by staff on Parks and Recreation: Nevada County 2017 Board Priority A Objective.

***CLOSED SESSIONS:**

[SR 17-0239](#) Pursuant to Government Code Section 54956.9(d)(2), County Counsel is requesting a closed session with the Board of Supervisors to discuss one matter in which there is a significant threat of litigation against the County.

[SR 17-0241](#) Pursuant to Government Code Section 54956.8, the Board of Supervisors desires to hold closed sessions regarding the following real property negotiations. The negotiators for the County are Trisha Tillotson, Public Works Director, and Jamie Formico, Right-of-Way Manager, Dokken Engineering. Items under negotiation concern the price and terms of payment for a portion of each of the following properties and the property interest to be obtained:

1. 10953 Floriston Avenue, Truckee, CA 96161; Assessor's Parcel Number: 48-120-21. The negotiator for the property owners is Greg Gatto, Attorney at Law.

2. 10930 Floriston Avenue, Truckee, CA 96161; Assessor's Parcel Number: 48-120-40. The negotiator for the property owners is John Mohun, Attorney at Law.

Recess for lunch:

AFTERNOON SESSION**SCHEDULED ITEM: 1:30 P.M.**

23. [SR 17-0228](#) Resolution approving an agreement between the County of Nevada and MIG, Inc. for services related to the formation and facilitation of the Cannabis Community Advisory Group, in an amount not to exceed \$115,260, for the period April 11, 2017 through April 20, 2018, authorizing the Chair of the Board of Supervisors to execute the agreement, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Community Development Agency Administration and General Fund budgets. (4/5 affirmative vote required)

***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.

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.

Posted April 6, 2017.

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 when the agenda item is considered by the Board. The Chair may limit the total amount of time for comment on any agenda item and may limit any individual desiring to address the Board to no less than three (3) minutes. 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 Chair of the Board may limit the total amount of time allocated for public comment; provided, however, the Board will allocate at least fifteen (15) minutes for receiving public comment during any Board meeting. The Chair of the Board may limit any individual desiring to address the Board to no less than three (3) minutes. Time to address the Board will be allocated on the basis of the order in which the requests were received.

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 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 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 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.

ORDER AND DECORUM:

Individuals or organizations desiring to address the Board shall: 1.) Address the Board from the podium. Speakers are encouraged but not required to give their name and city of residence before addressing the Board. Speakers shall direct their comments to the Board, not the audience or staff. 2.) Comment on the specific matter before the Board with reasons for the position taken. 3.) The Chair may, at his or her discretion, allow up to five (5) minutes for those who are serving as a spokesperson for a group or organization. 4.) A speaker may not yield time to another speaker. 5.) 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. 6.) In the interest of civil discourse, the rules 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 public comments are conducted in such a manner that avoids disruptive activity, promotes mutual respect, keeps comments focused on issues, and avoids personal attack. 7.) 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 modified at the Chair of the Board's discretion.

SPECIAL MEETINGS:

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

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.
- 3) 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.
- 4) Adoption of the ordinance is made by majority vote.
- 5) 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 17-084 (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)