

COUNTY OF NEVADA

STATE OF CALIFORNIA

Supervisor Heidi Hall, District I

Chair Ed Scofield, District II

Supervisor Lisa Swarthout, District III

Supervisor Susan Hoek, District IV

Vice-Chair Hardy Bullock, District V

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, June 13, 2023	9:00 AM	Board Chamber, First Floor Eric Rood Administrative Center 950 Maidu Avenue, Suite 200 Nevada City, California

REGULAR MEETING: 9:00 AM

Rollcall. The following Supervisors present:

Heidi Hall, 1st District

Ed Scofield, 2nd District

Lisa Swarthout, 3rd District

Susan Hoek, 4th District

Hardy Bullock, 5th District

STANDING ORDERS:

Chair Scofield called the meeting to order at 9:00 a.m.

Pledge of Allegiance was held.

Corrections and/or deletions to agenda.

ACTION TAKEN: Julie Patterson Hunter, Clerk of the Board, noted that item #43 was pulled from the agenda by staff. An addendum agenda was posted to correct the time for public hearings #59 (10:00 a.m.) and #58 (10:15 a.m.).

PUBLIC COMMENT:

[SR 23-3035](#) Public comment received.

ACTION TAKEN: Chair Scofield opened the opportunity for general public comment, and comments were received from the public. There being no additional members of the public waiting to speak, Chair Scofield closed public comment.

Erika Seward, Senior Management Analyst, Recreation, provided information regarding the dangerous river conditions and safety cautions.

CONSENT CALENDAR:

Behavioral Health Director: Phebe Bell

1. [SR 23-2834](#) Resolution approving Amendment 1 to the contract between the County of Nevada and the County of Placer pertaining to Nevada County Behavioral Health providing telephone triage services for Placer County Adult System of Care and Children's System of Care (Res. 21-317), increasing the contract price from \$1,366,272 to \$1,406,272, for the period July 1, 2021 through June 30, 2023, authorizing the Nevada County Behavioral Health Director to execute the amendment, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Behavioral Health Department budget. (4/5 affirmative vote required)
Adopted.
Enactment No: RES 23-234
2. [SR 23-2826](#) Resolution approving Amendment 2 to the Participation Agreement authorizing the County of Nevada to participate in the California Mental Health Services Authority Semi-Statewide Enterprise Health Record Program for the provision of licensed software, support, hosting, and maintenance of software commonly known as Streamline Healthcare Solutions, LLC related to Nevada County Behavioral Health's Electronic Health Record System (Res. 22-365), adding a module for single sign-on staff login capabilities, for the period July 1, 2022 through March 18, 2029, and authorizing the Director of Behavioral Health to execute the amendment.
Adopted.
Enactment No: RES 23-235
3. [SR 23-1986](#) Resolution approving a renewal contract between the County of Nevada and Tahoe Truckee Unified School District for the provision of Wellness Program Services in the eastern County region as a component of the County's Mental Health Services Act Prevention and Early Intervention Plan, in the maximum amount of \$107,436, for the period July 1, 2023 through June 30, 2024 upon adoption of the Fiscal Year 2023/24 budget, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 23-236

4. [SR 23-0921](#) Resolution approving a renewal agreement between the County of Nevada and Crisis Intervention Services for the provision of Latino outreach services and other support services in the eastern County region as a component of the County's Mental Health Services Act Prevention and Early Intervention Plan, in the maximum amount of \$139,114, for the period July 1, 2023 through June 30, 2024 upon adoption of the Fiscal Year 2023/24 budget, and authorizing the Chair of the Board of Supervisors to execute the agreement.

Adopted.

Enactment No: RES 23-237

5. [SR 23-3017](#) Resolution approving the Participation Agreement authorizing Nevada County to participate in the California Mental Health Services Authority County Revenue Cycle Management and State Reporting Services for the provision of revenue cycle management, state reporting services, and other support services related to Nevada County Behavioral Health's Electronic Health Record System, in the maximum amount of \$868,250, for the period July 1, 2023 through March 20, 2029 upon adoption of the Fiscal Year 2023/24 budget, and authorizing the Chair of the Board of Supervisors to execute the agreement.

Adopted.

Enactment No: RES 23-238

Interim Public Health Director: Erin Mettler

6. [SR 23-1351](#) Resolution approving renewal Subrecipient Agreement 9903-5320-71209-23-24 between the County of Nevada and Essential Access Health ("Essential Access") awarding funding in the maximum amount of \$100,000 for comprehensive reproductive health services, for the period April 1, 2023 through March 31, 2024, and authorizing the Nevada County Public Health Director to execute the agreement.

Adopted.

Enactment No: RES 23-239

7. [SR 23-2566](#) Resolution approving a renewal contract between the County of Nevada and Sherilynn E. Cooke, M.D. to serve as the Public Health Officer and Registrar for the County of Nevada, in the maximum amount of \$330,000, for the period July 1, 2023 through June 30, 2024 upon adoption of the Fiscal Year 2023/24 budget, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: RES 23-240

8. [SR 23-3020](#) Resolution approving a contract between the County of Nevada and Child Advocates of Nevada County for the provision of Healthy Families America home visiting program services as a component of the County's implementation of the California Home Visiting Program State General Fund Expansion, in the maximum amount of \$337,837, for the period July 1, 2022 through June 30, 2023, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 23-241
9. [SR 23-3018](#) Resolution approving Grant Agreement CHVP SGF EXP 22B-29 between the County of Nevada and the California Department of Public Health for grant funds related to the California Home Visiting Program State General Fund Expansion, in the maximum amount of \$415,106, for the term of approval through June 30, 2023, authorizing the Chair of the Board of Supervisors to execute the agreement, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Public Health Department budget. (4/5 affirmative vote required)
Adopted.
Enactment No: RES 23-242
10. [SR 23-2565](#) Resolution approving acceptance of funds in the amount of \$599,133 from the California Department of Public Health, California Strengthening Public Health Initiative funding award CASPHI0028, for the development and implementation of a Community Health Assessment and Community Health Improvement Plan, for the period December 1, 2022 through November 30, 2027, and authorizing the Nevada County Public Health Director to execute the Acknowledgement of Allocation Letter and any necessary documents in connection with the award.
Adopted.
Enactment No: RES 23-243

Director of Social Services: Rachel Peña

11. [SR 23-2420](#) Resolution approving a contract between the County of Nevada and Shona Torgrimson dba Helping Hands Nurturing Center for the provision of Nurturing Parenting Program services, in the maximum amount of \$81,400, for the period July 1, 2023 through June 30, 2024 upon adoption of the of the Fiscal Year 2023/24 budget, and authorizing the Chair of the Board of Supervisors to execute the agreement.
Adopted.
Enactment No: RES 23-244

12. [SR 23-2885](#) Resolution approving a renewal contract between the County of Nevada and Sierra Nevada Children’s Services for the administration of Stage 1 Child Care payments to fund the provision of child care services for CalWORKs participant families as referred by Nevada County Department of Social Services, in the maximum amount of \$1,486,970, for the period July 1, 2023 through June 30, 2025 upon adoption of the Fiscal Year 2023/24 budget, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: RES 23-245

Child Support Services, Collections, and Housing Director: Mike Dent

13. [SR 23-2833](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and REM Construction, Inc. for the Odyssey House Renovation Project (Res. 20-392), with final costs totaling \$3,427,022, and directing the Clerk of the Board to record this Notice in accordance with Civil Code section 9208. (Housing)

Adopted.

Enactment No: RES 23-246

14. [SR 23-2835](#) Resolution approving Amendment 1 to Standard Agreement 23F-4029 between the County of Nevada and the State Department of Community Services and Development for funding of 2023 Community Services Block Grant Programs for services to improve the conditions of low-income residents (Res. 21-285), deleting Articles 6, 7 and 10 in their entirety and replacing them with Articles 6 and 7, increasing the maximum amount payable from \$292,893 to \$314,004, for the period January 1, 2023 through May 31, 2024, and authorizing the Health and Human Services Agency Director to execute the amendment. (Housing)

Adopted.

Enactment No: RES 23-247

15. [SR 23-2832](#) Resolution approving Amendment 2 of the Sub-Recipient agreement between the County of Nevada and Nevada County Housing Development Corporation as awarded through the Coronavirus-Program Community Development Block Grant (CDBG) Standard Agreements 20-CDBG-CV2-3-00270 and 20-CDBG-CV2-3-00272 (Res. 21-095), increasing the agreement by \$29,664.05 for the conversion of transitional housing units to permanent housing units at Empire Mine Courtyards, for a maximum amount of \$1,138,114.05, for the period January 1, 2022 through October 30, 2023, and authorizing the Director of Housing and Community Services to execute the agreement. (Housing)

Adopted.

Enactment No: RES 23-248

Sheriff-Coroner/Public Administrator: Shannan Moon

16. [SR 23-2824](#) Resolution authorizing acceptance of payment of Nevada County's share of the distribution of the Estate of Albert F. Leuteneker for the County's Spay and Neuter Program (14,076.05 Euros, the equivalent of \$15,500), and authorizing Deputy County Counsel Jamie Hogenson to execute the Declaration of Consent for Settlement and Payment.

Adopted.

Enactment No: RES 23-249

17. [SR 23-3028](#) Resolution authorizing purchase of capital assets, two Honda CRF300L motorcycles in the total amount of \$13,684.28, for the purpose of patrolling in off-road, remote areas, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Sheriff's Office budget. (4/5 affirmative vote required)

Adopted.

Enactment No: RES 23-250

18. [SR 23-1408](#) Resolution approving Amendment 1 to the agreement between the County of Nevada and the County of Sierra for booking and jail services for Sierra County inmates at the Nevada County Jail (Res. 20-454), at the reimbursement rate of \$136 per detainee per day, extending the term of the agreement by one year from July 1, 2023 to June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the amendment.

Adopted.

Enactment No: RES 23-251

19. [SR 23-2455](#) Resolution approving a sixth amendment to the agreement between the County of Nevada and the County of Placer for booking and jail services (Res. 17-253), increasing the reimbursement amount from \$502,648 to \$517,727, extending the term of the agreement from July 1, 2023 to June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the amendment.
Adopted.
Enactment No: RES 23-252
20. [SR 23-3039](#) Resolution approving an agreement between the County of Nevada and the County of Placer for the provision of forensic pathology services, in an amount not to exceed \$180,000, for the period July 1, 2023 through June 30, 2024 contingent upon adoption of the Fiscal Year 2023/24 budget, and authorizing the Chair of the Board of Supervisors to execute the agreement.
Adopted.
Enactment No: RES 23-253
21. [SR 23-3027](#) Resolution approving Amendment 2 to the agreement between the County of Nevada and Sammie's Friends to operate and administer the Nevada County Animal Shelter (Res. 20-252), extending the term of the agreement for one year, increasing the contract amount by \$1,080,000 to a maximum amount not to exceed \$3,225,000, for the period July 1, 2023 through June 30, 2024 contingent upon adoption of the Fiscal Year 2023/24 budget, and authorizing the Chair of the Board of Supervisors to execute the amendment.
Adopted.
Enactment No: RES 23-254

Auditor-Controller: Gina Will

22. [SR 23-3172](#) Resolution approving an agreement between the County of Nevada and the Nevada County Transportation Commission for accounting services provided by the Office of the Auditor-Controller, in an amount not to exceed \$30,000 per year starting with Fiscal Year 2022/23, effective May 17, 2023.
Adopted.
Enactment No: RES 23-255

Community Development Agency Director: Trisha Tillotson

23. [SR 23-3158](#) Resolution approving submittal of an application to the Habitat Conservation Fund Program requesting grant funding in the amount of \$550,000 for recreation improvements to the Van Norden Meadow, with Nevada County as the lead agency in partnership with the South Yuba River Citizens League, and authorizing the Community Development Agency Director to execute the application and other required documents. (Recreation) (Dist. V)

Adopted.

Enactment No: RES 23-256

Planning Director: Brian Foss

24. [SR 23-3153](#) Resolution approving a contract between the County of Nevada and the California Department of Forestry and Fire Protection (CAL FIRE) for Fire Planner services, in the maximum amount of \$479,016, for Fiscal Years 2023/24, 2024/25 and 2025/26 contingent upon adoption of the Fiscal Year 2023/24 budget, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: RES 23-257

Public Works Director: Heba El-Guindy

25. [SR 23-2121](#) Resolution approving the collection of parcel charges and special taxes for services in County Service Areas and Permanent Road Divisions for Fiscal Year 2023/24.

Adopted.

Enactment No: RES 23-258

26. [SR 23-3033](#) Resolution authorizing the Chair of the Board of Supervisors to sign the Invitation to Bid, and authorizing the Purchasing Agent to solicit bids for the 2023 Storm Debris Removal Project, County Project No. 715006. (All Dists.)

Adopted.

Enactment No: RES 23-259

27. [SR 23-2153](#) Resolution approving a contract between the County of Nevada and Nelson Engineering for professional surveying services for County Surveyor functions, in an amount not to exceed \$100,000, for the period July 1, 2023 through June 30, 2024 upon adoption of the Fiscal Year 2023/24 budget, authorizing the Chair of the Board of Supervisors to execute the contract, and appointing Kevin Nelson as County Surveyor for the County of Nevada for Fiscal Year 2023/24.
Adopted.
Enactment No: RES 23-260
28. [SR 23-1915](#) Resolution approving Amendment 5 to the contract between the County of Nevada and Geocon Consultants, Inc. for on-call material testing services for the 2023 Road Rehabilitation Project (Res. 18-438), extending the contract through September 30, 2023 to ensure continuity of test results and reporting for the Project, and authorizing the Chair of the Board of Supervisors to execute the amendment. (Dists. I, II, and IV)
Adopted.
Enactment No: RES 23-261
29. [SR 23-2124](#) Resolution awarding and approving a contract between the County of Nevada and NV5 Inc. for on-call material testing and inspection services for various projects, in an amount not to exceed \$40,000, for the period July 1, 2023 through June 30, 2024 upon adoption of the Fiscal Year 2023/24 budget, and authorizing the Chair of the Board of Supervisors to execute the agreement.
Adopted.
Enactment No: RES 23-262
30. [SR 23-2827](#) Resolution awarding and approving a contract between the County of Nevada and Blackburn Consulting for on-call material testing and inspection services for various projects, in an amount not to exceed \$40,000, for the period July 1, 2023 through June 30, 2024 upon adoption of the Fiscal Year 2023/24 budget, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 23-263

31. [SR 23-2828](#) Resolution awarding and approving a contract between the County of Nevada and Construction Materials Engineers, Inc., for on-call material testing and inspection services for various projects, in an amount not to exceed \$40,000, for the period July 1, 2023 through June 30, 2024 upon adoption of the Fiscal Year 2023/24 budget, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 23-264
32. [SR 23-2829](#) Resolution awarding and approving a contract between the County of Nevada and Geocon Consultants, Inc. for on-call material testing and inspection services for various projects, in an amount not to exceed \$40,000, for the period July 1, 2023 through June 30, 2024 upon adoption of the Fiscal Year 2023/24 budget, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 23-265
33. [SR 23-2155](#) Resolution approving the Nevada County Transportation Commission's Fiscal Year 2023/24 Overall Work Program.
Adopted.
Enactment No: RES 23-266
34. [SR 23-3031](#) Resolution approving agreements between the County of Nevada and the State of California for the purchase and installation of a Contactless Fare Payment System, including Category A: Payment Acceptance Devices from KUBA, Inc. in the amount of \$103,972, and Category B: Transit Processor services from Littlepay, Inc. in the amount of \$5,000, for a total cost of \$115,000, which includes a contingency of \$6,028, and authorizing the Purchasing Agent to enter into State of California Department of General Services Master Agreements 5-21-70-28-02 and 5-21-70-28-06. (Transit Services)
Adopted.
Enactment No: RES 23-267
35. [SR 23-2122](#) Resolution approving the purchase of three Tolar/Waysine 2-Line Solar LED shelter signs in an amount not to exceed \$24,750 as a capital improvement to the existing Tinloy Bus Stop, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Transit Services Prop 1B budget. (Transit Services) (4/5 affirmative vote required)
Adopted.
Enactment No: RES 23-268

36. [SR 23-1135](#) Resolution authorizing the Chair of the Board of Supervisors to sign the Invitation to Bid and the Purchasing Agent to solicit bids for the Electric Bus Charging Project Nevada County Operations Center (NCOC) Phase-1, County Project No. 889830, for installation of an electric bus charging system at the NCOC, funded by California Air Resources Board Grant G20-NS-001. (All Dists.) (Transit Services)
Adopted.
Enactment No: RES 23-269
37. [SR 23-3022](#) Resolution approving Amendment 6 to the contract between the County of Nevada and USA Fleet Solutions LLC for use of their Vehicle Locational and Diagnostic Information System (Res. 17-415), in an annual amount of \$77,920 upon adoption of the Fiscal Year 2023/24 budget, for a maximum total contract amount not to exceed \$572,413, and authorizing the Chair of the Board of Supervisors to execute the amendment. (Fleet Services)
Adopted.
Enactment No: RES 23-270
38. [SR 23-3023](#) Resolution approving Amendment 3 to the contract between the County of Nevada and Genuine Parts Company for the Vendor Managed Inventory Parts Facility Operations (Res. 21-273), increasing the contract amount by \$210,000 for a total amount not to exceed \$990,000 due to unanticipated repair costs of the County's snow removal equipment, for the period July 1, 2022 through June 30, 2023, and authorizing the Chair of the Board of Supervisors to execute the amendment. (Fleet Services)
Adopted.
Enactment No: RES 23-271
39. [SR 23-2830](#) Resolution continuing the temporary reduction of the Western Nevada County Solid Waste parcel charges for Fiscal Years 2023/24 and 2024/25, approving letters to the Cities of Grass Valley and Nevada City regarding Solid Waste parcel charges, and authorizing the Chair of the Board of Supervisors of the County of Nevada to execute the letters. (Solid Waste)
Adopted.
Enactment No: RES 23-272

Information and General Services Agency Director: Stephen Monaghan

40. [SR 23-3045](#) Resolution authorizing acceptance of Federal Aviation Administration and Caltrans grants to fund the Airport Layout Plan Update at the Nevada County Airport, and authorizing the Director of Facilities to accept the grants and execute all related documents. (Airport)

Adopted.

Enactment No: RES 23-273

Chief Information Officer: Landon Beard

41. [SR 23-3159](#) Resolution authorizing the capital asset purchase of one video projector unit for the Board of Supervisors Chamber, including necessary configuration services and shipping, in the amount of \$21,705, authorizing the Purchasing Agent to execute the contract and other documents as required, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 budget. (4/5 affirmative vote required)

Adopted.

Enactment No: RES 23-274

42. [SR 23-3190](#) Resolution approving a contract between the County of Nevada and R&B Communications Inc. for computer installation and deployment services, for a maximum not to exceed contract price of \$60,000, for the period July 1, 2023 through June 30, 2024 upon adoption of the Fiscal Year 2023/24 budget, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: RES 23-275

43. [SR 23-2557](#) Resolution approving a multi-year renewal agreement between the County of Nevada and Granicus LLC, dba Granicus for annual maintenance and support of Legislative Management, Meeting Efficiency, Citizen Participation and MediaManager modules, in an amount not to exceed \$173,796, for the period July 1, 2023 through June 30, 2026 upon adoption of the Fiscal Year 2023/24 budget, and authorizing the Chair of the Board of Supervisors to execute the agreement. (Removed from consideration)

Pulled.

44. [SR 23-3157](#) Resolution approving a Microsoft State and Local Government Enterprise Agreement between the County of Nevada and Dell Marketing LP, in an amount not to exceed \$1,538,658, for the period July 1, 2023 through June 30, 2026 upon adoption of the Fiscal Year 2023/24 budget, and authorizing the Nevada County Purchasing Agent to execute all necessary documents.
Adopted.
Enactment No: RES 23-276

County Counsel: Katharine L. Elliott

45. [SR 23-3046](#) (Waive further reading/adopt) An Ordinance amending, adding, and repealing non-substantive sections of the Nevada County Administrative Code.
Adopted.
Enactment No: ORD-2525
46. [SR 23-3047](#) (Waive further reading/Adopt) An Ordinance amending, adding, and repealing nonsubstantive sections of the Nevada County General Code.
Adopted.
Enactment No: ORD-2526
47. [SR 23-3021](#) Resolution approving Amendment 2 to Contract PESO4187 between the County of Nevada and Porter Scott, A Professional Corporation for legal services, increasing the maximum contract price by \$50,000, to a maximum contract amount of \$100,000, extending the term of the contract to June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the amendment. (4/5 affirmation vote required)
Adopted.
Enactment No: RES 23-277
48. [SR 23-3024](#) Resolution approving Amendment 3 to the contract between the County of Nevada and Manning & Kass, Ellrod, Ramirez, Trester, LLP for legal services (Res. 21-195), in the maximum amount of \$250,000, extending the term of the contract to June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the amendment. (4/5 affirmative vote required)
Adopted.
Enactment No: RES 23-278

49. [SR 23-3041](#) Resolution approving Amendment 4 to the contract between the County of Nevada and Porter Scott, A Professional Corporation for legal services (Res. 19-464), extending the term of the contract to June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the amendment. (4/5 affirmative vote required)

Adopted.

Enactment No: RES 23-279

50. [SR 23-3044](#) Resolution approving Amendment 11 to the contract between the County of Nevada and Porter Scott, A Professional Corporation for legal services (14-338), extending the contract term to June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the amendment. (4/5 affirmative vote required)

Adopted.

Enactment No: RES 23-280

Individual Board Member Item: District IV Supervisor, Sue Hoek

51. [SR 23-3364](#) Resolution proclaiming June 24, 2023 as "North San Juan Cherry Festival Day" in Nevada County.

Adopted.

Enactment No: RES 23-281

Clerk of the Board: Julie Patterson Hunter

52. [SR 23-2553](#) Resolution designating the Chinatowns of Truckee, located in Old Truckee Downtown Historical District, with a landmark plaque to be located at the Old Truckee Jail Museum at 10142 Jibboom Street, Truckee California, 96161 (APN 019-102-004-000), as Nevada County Historical Landmark NEV 23-02. (Dist. V)

Adopted.

Enactment No: RES 23-282

53. [SR 23-2421](#) Reappointment of Laura Barhydt as Cattle Industry representative to the Agricultural Advisory Commission, for a four-year term ending March 31, 2027.

Reappointed.

54. [SR 23-2556](#) Reappointment of Kelly Carpenter as Board of Supervisors-appointed representative on the Area 4 Agency on Aging Advisory Council, for a three-year term beginning July 1, 2023 and ending June 30, 2026.

Reappointed.

55. [SR 23-3036](#) Acceptance of Board of Supervisors Summary Minutes for May 23, 2023.
Accepted.

Approval of the Consent Agenda

Adopted.

ACTION TAKEN: Chair Scofield introduced the consent calendar and provided an opportunity for public comment on the items on consent, and comments were received. Chair Scofield closed public comment.

MOTION: Motion made by Supervisor Bullock and seconded by Supervisor Swarthout to adopt the consent calendar, less agenda item #43. On a roll call vote the motion passed unanimously.

#####

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

Call the meeting to order:

ACTION TAKEN: Chair Scofield adjourned as the Nevada County Board of Supervisors and called the regular meeting of the Nevada County Sanitation District No. 1 Board of Directors to order. All Directors were present.

Consent:

Public Works Director: Heba El-Guindy

- 56a. [SR 23-2123](#) Resolution requesting the County of Nevada to place Sanitation District No. 1 Sewer Service and Standby Charges for Zones 1, 2, 4, 5, 6, 7, 8, 9, 11, and 12 for Fiscal Year 2023/24 on the Nevada County Tax Roll.

Adopted.

Enactment No: SD23-005

Clerk of the Board: Julie Patterson Hunter

- 56b. [SR 23-3037](#) Acceptance of Nevada County Sanitation District No. 1 Board of Directors Summary Minutes for May 23, 2023.

Accepted.

Approval of the Consent Agenda

Adopted.

ACTION TAKEN: Chair Scofield introduced the consent calendar and provided an opportunity for public comment. No comments were received, and Chair Scofield closed public comment.

MOTION: Motion made by Director Hoek and seconded by Director Bullock to adopt the consent calendar. On a roll call vote the motion passed unanimously.

Public comment:

ACTION TAKEN: Chair Scofield provided an opportunity for general public comment on issues regarding Nevada County Sanitation District No. 1, and no comments were received. Chair Scofield closed public comment.

Adjournment:

ACTION TAKEN: Chair Scofield adjourned as the Board of Directors of the Nevada County Sanitation District No. 1 and reconvened as the Nevada County Board of Supervisors.

#####

***CLOSED SESSION:**

[SR 23-3029](#)

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 Caleb Dardick, Assistant County Executive Officer, Steven Rose, Human Resources Director, and Lisa Charbonneau, Labor Attorney. The labor negotiations concern the Sheriff Management Association and the Probation Peace Officers' Association.
Closed Session held.

ACTION TAKEN: Katharine Elliot, County Counsel, read the title of the closed session item into the record. Chair Scofield provided an opportunity for public comment on the closed session items and comments were received. The Board members entered into closed session.

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

DEPARTMENT HEAD MATTER:*Director of Human Resources: Steven Rose**

57. [SR 23-3155](#) Resolution adopting a successor Memorandum of Understanding between the County of Nevada and the Probation Peace Officers' Association, providing changes in compensation and terms and conditions of employment, during the period July 1, 2023 through June 30, 2026.

Adopted.

Enactment No: RES 23-283

ACTION TAKEN: Steve Rose, Human Resources Director, provided a presentation regarding the proposed Agreement with the Probation Peace Officers' Association. Highlights included information on the 3-year term; cost of living adjustments: (2% in 2023; 3% in 2024; and 2% in 2025); equity adjustments (4%; 2%; and 2%); and retiree health contributions. Board discussion ensued.

Chair Scofield provided an opportunity for public comment and no comments were received. (Joshua Browning, president of the Probation Peace Officers' Association, later in the meeting expressed appreciation for the process and agreement that was approved by the Board.)

MOTION: Motion made by Supervisor Swarthout and seconded by Supervisor Hoek to adopt Resolution 23-283, adopting a successor Memorandum of Understanding between the County of Nevada and the Probation Peace Officers' Association. On a roll call vote, the motion passed unanimously.

SCHEDULED ITEM: 10:00 A.M.**Sheriff-Coroner/Public Administrator: Shannan Moon**

59. [SR 23-1344](#) Public Community Forum regarding the TRUTH Act, pursuant to Government Code sections 7283 to 7283.2, to provide information to the public about Immigration and Customs Enforcement (ICE) access to individuals, and to receive and consider public comment.

Accepted.

ACTION TAKEN: Chair Scofield introduced the TRUTH Act Public Community Forum. Sheriff Moon introduced Lieutenant Michael Vingom who presented on the legislation requiring written consent forms be given to inmates prior to interviews with Immigration and Customs Enforcement (ICE). The Sheriff is required to hold a public community forum during the year to provide information to the public regarding ICE's access to individuals and to receive public comment. Lt. Vingom reviewed the process and reported on statistics for 2022: total of eight bookings (including zero federal bookings and two bookings with holds from other agencies). Zero releases were made to ICE. Board questioning and discussion ensued.

Chair Scofield provided an opportunity for public comment; no comments were received. Chair Scofield closed public comment.

MOTION: Motion made by Supervisor Hall and seconded by Supervisor Swarthout to accept the Public Community Forum regarding the TRUTH Act. On a roll call vote, the motion passed unanimously.

SCHEDULED ITEM: 10:15 A.M.

Child Support Services, Collections, and Housing Director: Mike Dent

58. [SR 23-2818](#) Public hearing to discuss the service needs and priorities of Nevada County and to solicit citizen input. The Nevada County Adult and Family Services Commission, on behalf of the County of Nevada, is in the process of submitting an updated Community Action Plan for the 2024/2025 program years. The Community Action Plan guides service development and delivery for the next two years, based on community and agency input regarding service needs and gaps in the County. The draft 2024/25 Community Action Plan was prepared utilizing input collected from community surveys completed by members of the low-income community and service providers. The purpose of this hearing is to allow the public to provide information or concerns regarding the delivery of poverty-related services to families and individuals in Nevada County to the Board of Supervisors for inclusion in the plan.

Resolution accepting public comment on the Community Services Block Grant (CSBG) 2024/25 Community Action Plan and approving the submittal of the CSBG 2024/25 CAP to the State Department of Community Services and Development, and authorizing the Chair of the Board of Supervisors to sign the Certification of the Community Action Plan and Assurances.

Adopted.

Enactment No: RES 23-284

ACTION TAKEN: Chair Scofield opened the public hearing and Erin Mettler, Interim Public Health Director, provided a presentation. Nevada County receives annual federal CSBG funding to support low income County residents. State law requires each CSBG entity to develop a Community Action Plan (CAP) that will address poverty-related need and available resources. The top five priorities community-wide are 1) accessing mental and behavioral health services; 2) affordable housing and homeless services; 3) utility assistance; 4) increasing household income through child care, food assistance, etc.; and 5) accessing health insurance.

Chair Scofield provided an opportunity for public comments, which were received. Chair Scofield closed the public hearing for public comment. Board questioning and discussion ensued.

MOTION: Motion made by Supervisor Hoek and seconded by Supervisor Hall to adopt Resolution 23-284 accepting public comment on the Community Services Block Grant (CSBG) 2024/25 Community Action Plan and approving the submittal of the CSBG 2024/25 CAP. On a roll call vote, the motion passed unanimously.

SCHEDULED ITEM: 10:30 A.M.

Planning Director: Brian Foss

60. [SR 23-2422](#) Public hearing to consider approval of the Truckee-Donner Recreation and Park District Park Impact Fee Nexus Study Update and modifications to Development Impact Mitigation Fees (“AB 1600 Fees”) for the Truckee-Donner Recreation and Park District; and the Truckee-Donner Recreation and Park District Quimby Land Dedication and In-Lieu Fee Study and Revised Quimby In-Lieu Fees charged on new residential development pursuant to California Government Code Section 6477. The proposed fee amount modifications are based on the Truckee-Donner Recreation and Park District’s February 2023 “Park Impact Fee Nexus Study Update,” and Resolution no. 2023-313. The proposed land dedication and Quimby fee amount modifications are based on the Truckee-Donner Recreation and Park District’s April 2023 Quimby Land Dedication and In-Lieu Fee Study Update and Resolution no. 2023-317. If approved, the new fees will become effective August 13, 2023.

Public hearing held.

60a. [SR 23-3418](#) Resolution adopting the Truckee-Donner Recreation and Park District Park Impact Fee Nexus Study update and amendments to Development Impact Mitigation Fees ("AB1660 fees") pursuant to Sections L-IX 1.1 and 1.3 of the Land Use and Development Code of the County of Nevada, setting the effective date of the fees as August 13, 2023.

Adopted.

Enactment No: RES 23-285

60b. [SR 23-3417](#) Resolution adopting the Truckee-Donner Recreation and Park District Quimby Land Dedication and In-Lieu Fee Study and revised Quimby in-lieu fees pursuant to California Government Code section 66477 and sections L-IX 1.1 and 1.3 of the Land Use and Development Code of the County of Nevada, setting the effective date of the fees as August 13, 2023.

Adopted.

Enactment No: RES 23-286

ACTION TAKEN: Chair Scofield introduced the public hearing. Brian Foss, Planning Director, reported on the proposed fees and Nexus Study for the Truckee-Donner Recreation and Park District (TDRPD) Impact Fee Nexus Study and the increases to the fees. The District has approved the fees and requests the Board consider the changes to the fees, approve the fees, and adopt the Impact Fee Nexus Study.

Chair Scofield opened the public hearing for public comment and comments were received. Sven Leff, TDRPD, and Blaire Aas, SCI Consulting, reported on the need to update fees per market rates to keep the District open and providing services.

Board questioning and discussion ensued.

MOTION: Motion made by Supervisor Bullock and seconded by Supervisor Swarthout to adopt Resolution 23-285 adopting the Truckee-Donner Recreation and Park District Park Impact Fee Nexus Study update and amendments to Development Impact Mitigation Fees. On a roll call vote, the motion passed. (Supervisors Hall, Bullock, Swarthout, and Scofield: Aye; Supervisor Hoek: Abstain)

MOTION: Motion made by Supervisor Bullock and seconded by Supervisor Swarthout to adopt Resolution 23-286 adopting the Truckee-Donner Recreation and Park District Quimby Land Dedication and In-Lieu Fee Study and revised Quimby in-lieu fees. On a roll call vote, the motion passed unanimously.

***CLOSED SESSIONS:**

[SR 23-3030](#) Pursuant to Government Code section 54956.9(d)(2), County Counsel is requesting a closed session with the Board of Supervisors to discuss a matter in which there is a significant threat of litigation against the County.

Closed Session held.

[SR 23-3367](#) Pursuant to Government Code section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case: Young, Amy vs. Diaz, County of Nevada, Nevada County Superior Court, Case No. CU0000261.

Closed Session held.

[SR 23-3533](#) Pursuant to Government Code section 54956.9(d)(2), County Counsel is requesting a closed session with the Board of Supervisors to discuss two matters in which there is are significant threats of litigation against the County.

Closed Session held.

ACTION TAKEN: Katharine Elliot, County Counsel, read the titles of the closed session items into the record. No public comment was received.

Chair Scofield noted that following closed session, the Board would recess for lunch and would report out upon returning for the 1:30 p.m. afternoon session. The Board members entered into closed session.

Recessed for lunch

ACTION TAKEN: Following closed session, the Board members recessed directly into the lunch break.

AFTERNOON SESSION

ACTION TAKEN: Following the lunch break, Chair Scofield called the meeting back into order at 1:30 p.m. Katharine Elliot, County Counsel, reported that the Board of Supervisors met in closed session and information was provided to the Board.

SCHEDULED ITEM: 1:30 P.M.**Public Works Director: Heba El-Guindy**

61. [SR 23-2567](#) Public hearing to consider approval of proposed increases in Solid Waste Parcel Charges for all customers within unincorporated eastern Nevada County. Any record owner of a parcel upon which the Solid Waste Parcel Charge is imposed may submit a written protest to the proposed Solid Waste Parcel Charge adjustments. Protests must: 1) be in writing; 2) state which utility service rate adjustment(s) the identified property owner or tenant is protesting; 3) provide the location of the identified parcel by street address or assessor's parcel number; and 4) include the name and signature of the property owner or tenant submitting the written protest. However, only one protest will be counted per identified parcel. To be counted, written protests must be received before the close of the public comment portion of the public hearing. Any protest submitted via e-mail or other electronic means will not be accepted as a valid written protest.

Any person interested may appear at the public hearing and be heard on any matter related to the proposed increase in the Solid Waste Parcel Charges. At the public hearing, the County will consider all written protests. Oral comments at the public hearing will not qualify as formal protests unless accompanied by a written protest. At the end of the public hearing, the County Board will consider the adoption of the proposed increases. If a majority of customers noticed (50% + 1) protest in writing against the proposed charges, the County will not increase the eastern unincorporated County Solid Waste Parcel Charges. (Solid Waste)

Public hearing held.

61a. [SR 23-3025](#) Resolution accepting the Rate Study for unincorporated eastern Nevada County Solid Waste parcel charge.

Adopted.

Enactment No: RES 23-287

61b. [SR 23-3026](#) (Introduce/Waive further reading/Adopt) An Ordinance amending subsection A of section G-IV 8.26 of Article 8 of Chapter IV of the General Code of the County of Nevada establishing a schedule of parcel charges within eastern Nevada County, effective July 13, 2023.

Waived further reading and adopted.

Enactment No: ORD-2527

ACTION TAKEN: Heba Guindy, Public Works Director, introduced the agenda item for approval of proposed increases to solid waste parcel charges for solid waste charges in eastern County. Rick Simonson, HF&H Consultants, provided a presentation regarding the proposed solid waste parcel charges in eastern County. Tahoe Truckee Sierra Disposal provides refuse collection, processing, and disposal services to 9,862 residential parcels in eastern County. Nevada County Public Works Department is responsible for the Franchise Agreement and maintaining the County's closed landfill. Parcel charges have not kept up with the actual costs and reserves have been filling the gap. The rates pay for weekly collection of all materials from each parcel; disposal of solid waste; and processing of recycling materials. Other services include: drop-off hazardous water, e-waste, and sharps; curbside Christmas tree collection; resident yard trimming; and abandoned waste and illegal dumping collection throughout eastern County. Current charges is \$311.76 per year, subject to minimum inflationary increase 3%. Currently, revenues are less than the cost of providing services.

A Proposition 218 process is required when increasing charges. Notice was provided to ratepayers of the proposed change in the rates, and a public hearing to adopt rates is now being held as a majority protest does not exist. (One protest letter was received, which did not represent 51% of the residents.)

Board questioning and discussion ensued.

Chair Scofield opened the public comment portion of the public hearing, and comments were received. Chair Scofield closed the public hearing for public comment. Board questioning and discussion continued.

MOTION: Motion made by Supervisor Bullock and seconded by Supervisor Hoek to adopt Resolution 23-287 accepting the Rate Study for unincorporated eastern Nevada County Solid Waste parcel charge. On a roll call vote, the motion passed unanimously.

MOTION: Motion made by Supervisor Bullock and seconded by Supervisor Swarthout to adopt Ordinance 2527 amending the General Code establishing a schedule of parcel charges within eastern Nevada County. On a roll call vote, the motion passed unanimously.

***ANNOUNCEMENTS:**

ACTION TAKEN: Updates were provided by the Board members.

ADJOURNMENT:

ACTION TAKEN: Chair Scofield adjourned the meeting at 2:38 p.m.

Signature and Attestation

Edward C. Scofield, Chair

ATTEST:

By:

Tine Mathiasen, Deputy Clerk to the Board