

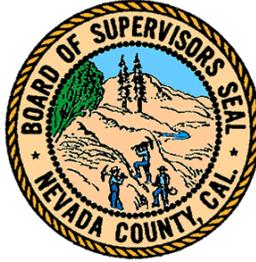
# COUNTY OF NEVADA

## STATE OF CALIFORNIA

*Supervisor Heidi Hall, District I*  
*Supervisor Ed Scofield, District II*  
*Chair Dan Miller, District III*  
*Vice Chair Susan Hoek, District IV*  
*Supervisor Hardy Bullock, District V*

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*Julie Patterson Hunter, Clerk of the Board*  
*Alison Lehman, County Executive Officer*  
*Katharine L. Elliott, County Counsel*



## BOARD OF SUPERVISORS

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Nevada City, CA 95959-8617  
(530) 265-1480  
Fax: (530) 265-9836  
bdofsupervisors@co.nevada.ca.us

## AGENDA

<u>Date</u>	<u>Time</u>	<u>Location</u>
<b>Tuesday, May 25, 2021</b>	<b>9:00 AM</b>	<b>Remote Meeting Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California</b>

**The Board of Supervisors welcomes you to their regular meeting.**

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Pursuant to Governor Gavin Newsom's Executive Order pertaining to the convening of public meetings in response to the COVID-19 pandemic, the County of Nevada will hold its regularly scheduled meeting of the Board of Supervisors by remote. This meeting is broadcast live on Nevada County Media Channel 17 in the Western County and on Suddenlink Channel 78 in the Eastern County, and can be viewed live through the web at [www.mynevadacounty.com/boardmeetings](http://www.mynevadacounty.com/boardmeetings). Closed Captioning is available for hearing impaired viewers.

Members of the public who are unable to view the meeting on television or through the web may call 1 (415) 655-0001 to listen to the meeting live. You will be prompted to provide Meeting ID# 182 408 8500 & Password# 887 92 796.

Public comment for items not on the agenda will be taken following the Community Presentations (agenda items 29, 30, & 31), or as soon thereafter as possible. Please refer to Pages 9 and 10 for information on how to participate in the meeting, as well as the various options being made available for members of the public to provide comment in both Western and Eastern County.

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The Eric Rood Administrative Center 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.)

This agenda and certain supporting documents may be obtained at [www.mynevadacounty.com/boardmeetings](http://www.mynevadacounty.com/boardmeetings). To view the supporting documents on this agenda for a particular item, click on the SR number to the left of the item. Please note that the on-line agenda may not include all related or updated documents. Proposed actions and supporting documents are considered draft until acted upon by the Board. All items listed on the agenda may be acted upon by the Board of Supervisors.

**REGULAR MEETING: 9:00 AM****STANDING ORDERS:**

Call the meeting to order.

Pledge of Allegiance.

Corrections and/or deletions to agenda.

**CONSENT CALENDAR:**

*These items are expected to be routine and noncontroversial. The Board of Supervisors will act upon them at one time without discussion. Any Board member may request that an item be removed from the consent calendar for discussion. Members of the public wishing to ask questions or hear discussion on items listed under the consent agenda, may raise their concerns to the Board members prior to the consent agenda being introduced. The Supervisors will take the concerns under consideration and decide if there is adequate reason to remove the item from consent.*

**Health and Human Services Agency Director: Ryan Gruver**

1. [SR 21-0296](#) Resolution authorizing the County Executive Officer to execute a grant agreement between the County of Nevada and the Board of State and Community Corrections Governing Board pertaining to the award of Prop 64 Public Health & Safety Grant Program Cohort 2 funding in the maximum amount of \$1,000,000, for the period May 1, 2021 through October 31, 2024, and designating the Nevada County Office of Education to act as the Lead Public Agency that will receive, administer, and take full responsibility for Grant funds.

**Behavioral Health Director: Phebe Bell**

2. [SR 21-0302](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Midvalley Recovery Facilities, Inc. dba Pathways, for the provision of residential treatment and withdrawal management services for referred clients of Nevada County (Res. 20-214), increasing the maximum contract amount from \$119,280 to \$144,825 to reflect the incorporation of additional services, for the period July 1, 2020 through June 30, 2021, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
3. [SR 21-0322](#) Resolution approving Amendment 5 to the contract between the County of Nevada and Restpadd Health Corp. for the provision of 24-hour locked acute psychiatric services for residents of Nevada County who meet criteria for 5150 placement (Res. 19-559), increasing the maximum contract price from \$589,180 to \$732,180 due to an increase in services in Fiscal Year 2020/21, for the period July 1, 2019 through June 30, 2021, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

4. [SR 21-0292](#) Resolution approving an agreement between the County of Nevada and the Tahoe Forest Hospital District (TFHD) pertaining to participation in an Adverse Childhood Experiences (ACEs) Planning Grant awarded to TFHD to improve the ACEs Network of Care in the Tahoe Truckee Region, with Nevada County Behavioral Health receiving the maximum amount of \$20,000, for the period February 1, 2021 through July 31, 2021, and authorizing the Chair of the Board of Supervisors to execute the agreement.

Public Health Director: Jill Blake

5. [SR 21-0305](#) Resolution approving acceptance of funds from the California Department of Public Health, Paycheck Protection Program and Health Care Enhancement Act Response Activities, for the period May 18, 2020 through November 17, 2022 in the amount of \$1,933,215, and concurrently approving the acceptance of expansion funds in the amount of \$3,960,818 for the period January 15, 2021 through July 31, 2023 from the federal Coronavirus Response and Relief Supplemental Appropriations Act of 2021, for a total amount of \$5,894,033, and directing the Auditor-Controller to amend the Fiscal Year 2020/21 Public Health Department budget. (4/5 affirmative vote required)

Director of Social Services: Rachel Roos

6. [SR 21-0235](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Common Goals, Inc. for the provision of drug testing and alcohol/drug treatment services for Child Welfare Services (Res. 19-438), increasing the maximum contract price from \$80,000 to \$97,000, for the period July 1, 2019 through June 30, 2021, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Auditor-Controller: Marcia Salter

7. [SR 21-0331](#) Resolution authorizing an increase in the special appropriation fund to the amount of \$5,000 for the District Attorney's Office administered through an external bank account, and rescinding Resolution 97-115.

Chief Probation Officer: Michael Ertola

8. [SR 21-0354](#) Resolution approving Amendment 1 to the Memorandum of Understanding (MOU) between the Nevada County Probation Department and the Nevada County Superior Court for the Pretrial Pilot Program (Res. 19-643), extending the end date of the MOU through December 31, 2022, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Director of Public Works: Trisha Tillotson

9. [SR 21-0344](#) Resolution authorizing Environmental Clearance for the 2021 Nevada County Annual Traffic Striping Project - 426639, proposing to stripe approximately 112 miles of County-maintained roads in western and eastern County, and authorizing the Department of Public Works to file a Notice of Exemption with the Nevada County Clerk-Recorder's office for the Project. (All Dists.)
10. [SR 21-0345](#) Resolution approving bidding documents for the 2021 Nevada County Annual Striping Project - 426639, authorizing the Chair of the Board of Supervisors to sign the documents, and instructing the Purchasing Division to advertise for bids in accordance with the applicable regulations, with the bid opening date to be set by the Director of Public Works. (All Dists.)
11. [SR 21-0348](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Construction Materials Engineers, Inc., for on-call materials testing and construction inspection services (Res. 18-349), extending the contract termination date to June 30, 2023, and authorizing the Director of Public Works to execute the Amendment.
12. [SR 21-0346](#) Resolution approving State-Aid Master Agreement No. 03-5917S21 and Program Supplement No. 000000W45 to Administering Agency-State Agreement for State Funded Projects No 03-5917S1, in the amount of \$70,000, for the 2022 High Friction Surface Treatment Project, Project No. HSIPL-5917 (110), and authorizing the Chair of the Board of Supervisors to execute the Program Supplement and State Aid Master Agreement. (All Dists.)
13. [SR 21-0347](#) Resolution approving Program Supplement No. 000000W44 to Administering Agency-State Agreement for State Funded Projects No 03-5917S21, in the amount of \$45,000, for the 2022 Nevada County Thermoplastic and MMA Safety Project, Project No. HSIPL-5917 (109), and authorizing the Chair of the Board of Supervisors to execute the Program Supplement. (All Dists.)
14. [SR 21-0351](#) Resolution approving Amendment 5 to Agreement BFO18104 between the County of Nevada and Riebes Auto Parts, LLC for a Vendor Managed Inventory Parts Facility Operation (Res. 19-015), increasing the current Fiscal Year 2020/21 encumbrance to \$620,000, for a new maximum amount not to exceed of \$1,764,628, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Fleet Services)
15. [SR 21-0352](#) Resolution authorizing the Director of the Department of Public Works to submit and execute an application to the State of California Department of Transportation (Caltrans) for Federal Transit Administration (FTA) Section 5311 (49 U.S.C. Section 5311) grant funding in the amount of \$518,113 for Federal Fiscal Year 2020/21 (2021). (Transit Services)

16. [SR 21-0353](#) Resolution authorizing the Director of the Department of Public Works to submit and execute a grant application to the State of California Department of Transportation (Caltrans) for Federal Transit Administration (FTA) Section 5311 (49 U.S.C. Section 5311) Coronavirus Relief and Response Supplemental Appropriations Act grant funding in the amount of \$1,221,004 for Federal Fiscal Year 2021. (Transit Services)
17. [SR 21-0349](#) Resolution approving Amendment 1 to the agreement between the County of Nevada and HDR Engineering, Inc. for developing project plans, specifications and estimates for the McCourtney Road Solid Waste Transfer Station Redesign Project (Res. 19-528), extending the agreement term to June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Sanitation)
18. [SR 21-0369](#) Resolution authorizing the submittal of regional application(s) to CalRecycle for all grants for which Nevada County is eligible, and authorizing the Director of the Department of Public Works to execute all grant documents necessary to secure grant funds and implement the approved grant project. (Sanitation)
19. [SR 21-0350](#) Resolution accepting the Department of Resource Recycling and Recovery (CalRecycle) Oil Payment Program grant funding in the amount of \$10,000, and authorizing the Director of the Department of Public Works to execute additional documents as necessary to implement this grant. (Sanitation)

Chief Information Officer: Stephen Monaghan

20. [SR 21-0319](#) Resolution approving a space permit for four tie-downs for use by Alpine Aviation Inc., for a month-to-month basis in the amount of \$150 per month, and authorizing the Airport Manager to execute the permit. (4/5 affirmative vote required) (Airport)
21. [SR 21-0360](#) Resolution approving a Memorandum of Understanding (MOU) between the County of Nevada and Washington County Water District relating to public safety services, in the amount of \$10,000 for Fiscal Year 2020/21, and authorizing the Chair of the Board of Supervisors to execute the MOU. (Emergency Services)
22. [SR 21-0357](#) Resolution approving a Tower Structure Lease Agreement between the County of Nevada and New Cingular Wireless PCS, LLC for the rental of space on the Telecommunications Tower and Equipment Room located at 980 Helling Way, Nevada City (APN 05-020-18-000), in the amount of \$2,200 per month, for a period of five years commencing upon the effective date of the Lease Agreement, and authorizing the Chair of the Board to execute the Agreement. (Facilities)

County Executive Officer: Alison Lehman

23. [SR 21-0343](#) Resolution directing the Auditor-Controller to amend various Nevada County Budgets through the Third Consolidated Budget Amendment for Fiscal Year 2020/21, and to release Facilities Planning Assignment in the General Fund in Fiscal Year 2020/21. (4/5 affirmative vote required)

24. [SR 21-0376](#) Resolution accepting the funding award from the U.S. American Rescue Plan Act - State and Local Aid Program (federal aid) to Nevada County in the amount of \$19,376,239 for Fiscal Year 2020/21 through Fiscal Year 2023/24, and authorizing the County Executive Officer to sign necessary documents for award and reporting.

Clerk of the Board: Julie Patterson Hunter

25. [SR 21-0361](#) Approve the appointments of Edy Cassell as Low-Income Sector member, and Barbara Larsen, Stephanie Fischer and Paige Derdowski as Private Sector members to the Adult and Family Services Commission; and acknowledge the resignations from Langdon Waters as Public Sector member and Janeth Marroletti and Ana Acton as Low-Income Sector members.
26. [SR 21-0268](#) Appointment of Theo des Tombe as Forest and Related Industries member of the Agricultural Advisory Commission.
27. [SR 21-0381](#) Appointment of Maralee Nelder and reappointment of Jeffrey Guyton to the Board of Trustees of the Law Library.
28. [SR 21-0311](#) Acceptance of Board of Supervisors Summary Minutes for April 27, 2021.

### **COMMUNITY PRESENTATIONS:**

#### **Supervisor Dan Miller, District III**

29. [SR 21-0203](#) Presentation from City of Grass Valley Mayor Ben Aguilar and Grass Valley City Manager Tim Kiser on the City of Grass Valley 2021 priorities.

#### **Supervisor Heidi Hall, District I**

30. [SR 21-0330](#) Resolution proclaiming June 5, 2021 as Celebration of Trails Day in Nevada County.

#### **Clerk of the Board: Julie Patterson Hunter**

31. [SR 21-0262](#) Resolution designating the Arts Collaborative of Nevada County, dba Nevada County Arts Council as Nevada County's local partner for the California Arts Council (CAC) State-Local Partnership Program, approving the submittal of an application by the Nevada County Arts Council to the CAC, and designating the Nevada County Arts Council to execute the 2021-2023 CAC grant as approved by the California Arts Council. (Eliza Tudor, Executive Director, Nevada County Arts Council)

### **Morning Break:**

**PUBLIC COMMENT:**

[SR 21-0395](#) 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 during the meeting by using one of the options listed on agenda pages #9 and #10.

**\*DEPARTMENT HEAD MATTERS:****Chief Information Officer: Stephen Monaghan**

32. [SR 21-0386](#) Resolution proclaiming a local emergency in Nevada County due to the effects of the statewide extreme drought and recurrent Public Safety Power Shutoff Events in the County of Nevada.

**Building Director: Craig Griesbach**

33. [SR 21-0390](#) Informational presentation regarding Unmanned Aircraft System (UAS) programs and uses related to community development land-use activities.

**\*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.*

**\*CLOSED SESSION:**

[SR 21-0359](#) 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 Mali LaGoe, Assistant County Executive Officer, Steven Rose, Human Resources Director, and Donna Williamson, Labor Attorney. The labor negotiations concerning Stationary Engineers, Local 39 General and Professional Units, Sheriff's Management Association, Confidential Employees, and Deputy District Attorney/Deputy Public Defender's Unit.

**ADJOURNMENT:**

*\*(The Board of Supervisors can discuss these items at any time during the meeting.)*

*This agenda was posted on bulletin boards 72 hours in advance of the meeting at the following locations:*

- 1. Eric Rood Administrative Center; outside Board office, outside Board Chambers, and outside main entrance.*
- 2. Truckee Town Hall Administrative Center.*
- 3. Outside the District V Board of Supervisors office, Truckee Town Hall Administrative Center.*
- 4. Online at <http://www.mynevadacounty.com/boardmeetings> and <https://nevco.legistar.com/Calendar.aspx>.*

*Posted: May 20, 2021.*

**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. Members of the public wishing to ask questions or hear discussion on items listed under the consent agenda may raise their concerns to the Board members when the consent agenda is introduced. The Supervisors will take the concerns under consideration and decide if there is adequate reason to remove the item from consent.

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.

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

**WAYS TO WATCH AND LISTEN DURING THE MAY 25, 2021 BOARD MEETING:**

- 1) Listen inside the Eric Rood Administrative Center Board Chambers. (Chambers capacity is limited to a total of 34 individuals due to Public Health restrictions in response to the COVID-19 Pandemic. Face coverings are mandatory inside all County facilities.)
- 2) Listen outside the Eric Rood Administrative Center at the Outside Public Comment Kiosk.
- 3) Listen by calling 1 (415) 655-0001. (Meeting ID#: 182 408 8500 and the Password#: 88792796)
- 4) View at [www.mynevadacounty.com/boardmeeting](http://www.mynevadacounty.com/boardmeeting).
- 5) View on Nevada County Media Channel 17 in the Western County.
- 6) View on Suddenlink Channel 78 in the Eastern County.

**PROVIDE PUBLIC COMMENT BEFORE THE MAY 25, 2021 MEETING BY:**

- 1) Writing a letter to the Board of Supervisors at 950 Maidu Ave, Suite 200, Nevada City, CA 95959.
- 2) Emailing BOS.PublicComment@co.nevada.ca.us.
- 3) Leaving an eComment at [www.mynevadacounty.com/boardmeetings](http://www.mynevadacounty.com/boardmeetings).

**PROVIDE PUBLIC COMMENT DURING THE MAY 25, 2021 MEETING BY:**

## 1) In-Person:

Eric Rood Administrative Center: Members of the public can provide comment in-person inside the Board of Supervisors' Board Chambers at the Eric Rood Administrative Center. (Chambers capacity is limited to a total of 34 individuals due to Public Health restrictions in response to the COVID-19 Pandemic. Face coverings are mandatory inside all County facilities.)

## 2) Virtual Kiosk:

Eric Rood Administrative Center: Members of the public can provide comment in-person at a virtual public comment kiosk outside at the Eric Rood Administrative Center on the right-side of the front entrance.

## 3) Over the Phone:

Members of the public can call (530) 270-3474 and will be placed in a call-in queue until they are permitted into the meeting for comment. (Please note that the 1 (415) 655-0001 number is only for listening to the meeting.)

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

**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.

**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)