

COUNTY OF NEVADA

STATE OF CALIFORNIA

Heidi Hall, 1st District (Chair)

Ed Scofield, 2nd District

Dan Miller, 3rd District (Vice-Chair)

Susan Hoek, 4th District

Richard Anderson, 5th District

Julie Patterson Hunter, Clerk of the Board

Alison Lehman, County Executive Officer

Katharine L. Elliott, County Counsel



BOARD OF SUPERVISORS

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SUMMARY MINUTES

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, October 22, 2019	9:00 AM	Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

REGULAR MEETING: 9:00 AM

Rollcall

The following Supervisors present:

Heidi Hall, 1st District

Ed Scofield, 2nd District

Dan Miller, 3rd District

Susan Hoek, 4th District

Richard Anderson, 5th District

STANDING ORDERS:

Chairman Anderson called the meeting to order at 9:00 A.M.

Pledge of Allegiance led by Mr. Martin Polt, Deputy County Executive Officer/Chief Finance Officer.

Corrections and/or deletions to agenda.

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

SCHEDULED ITEMS: 9:01 A.M.**Public Comment:**

ACTION TAKEN: The following members provided comment: Mr. Jake Jacobson, Mystic Mine Road Community Services District, District IV resident; Mr. Michael Taylor, District I resident; Mr. Jon Blinder, President, Nevada County Arts Council (NCArts); Mr. Donn Coenen, District II resident; and Mr. Walt Abbey, District III resident.

County Executive Officer: Alison Lehman

1. [SR 19-0943](#) Certificate of Recognition for YubaNet's 20-Year Anniversary. (Susan Levitz, Publisher, and Pascale Fusshoeller, Editor)

ACTION TAKEN: Chairman Anderson provided comments regarding the service YubaNet provides and introduced the publisher, Susan Levitz, and editor, Pascale Fusshoeller.

The Board members and the County Executive Officer thanked Susan and Pascale and provided comments regarding their presence in the community, their high level of integrity in journalism, and the important local information YubaNet provides our community.

Chairman Anderson read the certificate into the record and the Board presented the certificate.

Public Health Director: Jill Blake

2. [SR 19-0942](#) Resolution proclaiming October 24, 2019 as "World Polio Day" in Nevada County. (Marcia Salter, Rotary Club of Grass Valley, President/Club Service Chair)

Adopted.

Enactment No: RES 19-558

ACTION TAKEN: Chairman Anderson introduced Ms. Jill Blake, Public Health Director, who provided a video regarding polio, highlighting the goal of 'Getting to Zero,' and Dr. Kenneth Cutler, Public Health Officer, who spoke about the disease and importance of immunization to eradicate the virus. He stressed that it will require vigilance, resources, and awareness to get to zero.

Ms. Marcia Salter, Rotary Club of Grass Valley, President/Club Service Chair, provided comments regarding Rotary's efforts to bring awareness to World Polio Day (October 24, 2019) with the goal of bringing an end to the disease. She introduced representatives from other Rotary Clubs who were in the audience in support of highlighting World Polio Day. Ms. Salter provided information regarding the various fundraising events taking place in the County.

The Board members provided comments and thanked Ms. Salter and Rotary for bringing awareness to World Polio Day. Chairman Anderson read the Resolution into the record and the Board members presented it to Ms. Salter.

MOTION: Motion made by Supervisor Scofield, seconded by Supervisor Hoek, to adopt Resolution 19-558. On a roll call vote the motion passed unanimously.

CONSENT CALENDAR:

Behavioral Health Director: Phebe Bell

3. [SR 19-0913](#) Resolution approving Amendment 1 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 (PESN3883), increasing the maximum contract price from \$25,000 to \$125,000 due to an unanticipated increase in services, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Adopted.

Enactment No: RES 19-559

4. [SR 19-0892](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Auburn Counseling Services, Inc., dba Communicare for the provision of Phone Triage Services for the Nevada County Behavioral Health Department, Regional Telephone Triage Services for Placer County's Adult System of Care and Children's System of Care, Substance Use Disorder Counseling; Mental Health Therapy in the jail; New Directions Program Services, as well as Patients' Rights and Quality Assurance Services (Res. 19-306), amending Exhibit "A" Schedule of Services to add services for Plumas County and El Dorado County, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Adopted.

Enactment No: RES 19-560

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5. [SR 19-0911](#) Resolution approving Amendment 02 to Standard Agreement 17-94081 between the County of Nevada and the California Department of Health Care Services for the purpose of identifying and providing Drug Medi-Cal Organized Delivery System services for substance use disorder treatment in Nevada County (Res. 18-202), modifying the terms and conditions of the Agreement, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
Adopted.
Enactment No: RES 19-561
6. [SR 19-0893](#) Resolution approving Amendment 3 to the contract between the County of Nevada and Willow Glen Care Center for the provision of long-term mental health and residential care to adult clients with mental health conditions as referred by Nevada County (Res. 18-252), increasing the maximum contract price from \$81,200 to \$130,000 to allow for the continued placement of clients in need of services, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
Adopted.
Enactment No: RES 19-562
7. [SR 19-0901](#) Resolution approving renewal Agreement 18-95261, known as the County Mental Health Services Performance Contract, between the County of Nevada and California Department of Health Care Services for the provision of mental health program services that adhere to all program principles and satisfies the conditions and requirements of various mental health program funding streams, for the period July 1, 2018 through June 30, 2021, and authorizing the Chair of the Board of Supervisors to execute the Agreement.
Adopted.
Enactment No: RES 19-563
8. [SR 19-0889](#) Resolution approving a contract between the County of Nevada and the County of El Dorado for the provision of Telephone Triage Services for El Dorado County Adult System of Care and Children's System of Care, in the maximum amount payable of \$41,975, for the period November 1, 2019 through September 30, 2021, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 Behavioral Health Department budget. (4/5 affirmative vote required)
Adopted.
Enactment No: RES 19-564

Director of Social Services: Tex Ritter

9. [SR 19-0919](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Sierra Nevada Children's Services for services related to administration of the Emergency Child Care Bridge Program for Foster Children (Res. 19-504), increasing the maximum amount to \$174,612 for continuation of services, for the period July 1, 2019 through June 30, 2021, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
Adopted.
Enactment No: RES 19-565
10. [SR 19-0939](#) Resolution approving Amendment 1 to the contract between the County of Nevada and The Salvation Army for the provision of CalFresh outreach and emergency shelter services at the Booth Family Center for CalWORKs families (Res. 19-408), increasing the maximum contract price from \$200,964 to \$225,031 to add up to twenty nights of extreme cold weather sheltering for homeless families and individuals, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
Adopted.
Enactment No: RES 19-566
11. [SR 19-0938](#) Resolution authorizing the Chair of the Governing Board of Nevada-Sierra Connecting Point Public Authority as the employer of record to submit on behalf of the County of Nevada authorization implementing the wage increase for In-Home Supportive Services (IHSS) Independent Providers to the State Department of Social Services.
Adopted.
Enactment No: RES 19-567

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

12. [SR 19-0876](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Interfaith Food Ministry (IFM) related to the purchase of a commercial style food dehydrator to enable IFM to preserve surplus fruits and vegetables in order to provide low income members of the community with year-round nutritious produce options (Res. 18-287), in the maximum amount of \$15,000, extending the contract termination date from June 30, 2019 to June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Housing)
Adopted.
Enactment No: RES 19-568

13. [SR 19-0864](#) Resolution ratifying the submittal of an amended grant application to the California State Department of Housing and Community Development (HUD) for grant funding up to \$1,000,000 under the CalHome Program (Res. 19-475), and authorizing the Housing and Community Services Director to execute the application, the Standard Agreement, and all other related documents necessary required by HUD to participate in the CalHome Program. (Housing)
Adopted.
Enactment No: RES 19-569

Chief Probation Officer: Michael Ertola

14. [SR 19-0935](#) Resolution approving the Nevada County Community Corrections Partnership (CPP) Plan for Fiscal Year 2019-2020, and authorizing the Chair of the Board of Supervisors to execute the CCP Plan.
Adopted.
Enactment No: RES 19-570

Environmental Health Director: Amy Irani

15. [SR 19-0910](#) Resolution approving and accepting Grant Agreement EA30-19-0070 between the County of Nevada and the California Department of Recycling and Recovery (CalRecycle) for the Solid Waste LEA (Local Enforcement Agency) Enforcement Assistance Grant, in the amount of \$18,008, for the period July 1, 2019 through October 29, 2020, authorizing the Chair of the Board of Supervisors to execute the Agreement, and authorizing the Director of Environmental Health to execute additional documents as necessary.
Adopted.
Enactment No: RES 19-571

Director of Public Works: Trisha Tillotson

16. [SR 19-0869](#) Resolution approving Summary Vacation (Abandonment) of the Public Utility Easement centered on the property boundary between Lots 5 and 6 of the "Alta Sierra Estates - Sixteen" Subdivision as shown in Book 3 of Subdivisions at Page 26 (APNs 026-340-003 and -004), and directing the Clerk of the Board to record this Resolution. (Dist. II)
Adopted.
Enactment No: RES 19-572

17. [SR 19-0912](#) Resolution accepting a portion of the Offer of Dedication for any and all public uses as offered to the County of Nevada on that certain Map for Buck Mountain Estates Phase 3 recorded July 10, 2003, in Book 8 of Subdivision Maps at Page 107, and acceptance of Alexandra Way, from Karen Drive to Arianna Court, into the County's Maintained Mileage System, and directing the Clerk of the Board of Supervisors to record this Resolution. (Dist. II)
Adopted.
Enactment No: RES 19-573
18. [SR 19-0914](#) Resolution approving Program Supplement No. N045 Rev. 1 to Administering Agency-State Agreement For Federal-Aid Projects No. 03-5917R - Soda Springs Road Bridge over South Yuba River Replacement Project, County Project No. 224023 - Federal Contract No. BRLO 5917(079), in the amount of \$438,750, and authorizing the Chair of the Board of Supervisors to execute the Program Supplement. (Dist. V)
Adopted.
Enactment No: RES 19-574
19. [SR 19-0922](#) Resolution authorizing the submittal of an SB2 Planning Grants Program (PGP) application to the Department of Housing and Community Development to accelerate the production of housing, for funds in the amount of \$310,000, and authorizing the Director of Public Works to execute the application, grant documents, and any amendments necessary for receipt of the PGP Grant.
Adopted.
Enactment No: RES 19-575

Director of Human Resources : Steven Rose

20. [SR 19-0931](#) Resolution amending the Authorized Personnel Staffing Resolution 19-258, with the total number of FTE changing from 793.85 to 798.15, effective October 22, 2019.
Adopted.
Enactment No: RES 19-576
21. [SR 19-0932](#) Resolution amending Authorized Personnel Salary Resolution 19-259, effective October 22, 2019.
Adopted.
Enactment No: RES 19-577

Chief Information Officer: Stephen Monaghan

22. [SR 19-0937](#) Resolution directing the Auditor-Controller to amend the Fiscal Year 2019/2020 Cable INET and PEG (Public, Education and Government) budget, and releasing fund balance in the amount of \$50,000 for payment of PEG fees to the Nevada County Digital Media Center. (4/5 affirmative vote required)
Adopted.
Enactment No: RES 19-578
23. [SR 19-0920](#) Resolution accepting the Fiscal Year 2019 Homeland Security Grant Program from the California Governor's Office of Emergency Services funded through the U.S. Department of Homeland Security, in the amount of \$177,017, for use during the period September 1, 2019 through May 31, 2022. (Emergency Services)
Adopted.
Enactment No: RES 19-579
24. [SR 19-0933](#) Resolution rejecting all bids received for Invitation for Bid No. 116839, approving and authorizing contract between the County of Nevada and PRIDE Industries One Inc., for janitorial services at various County Facilities, in an annual amount of \$150,000, for the period November 1, 2019 through October 31, 2020, authorizing the Chair of the Board of Supervisors to execute the contract, and authorizing the Purchasing Agent to encumber and make change orders to the contract up to an aggregate increase of ten percent as may be necessary to change the level or schedule of service to meet the needs of the County. (Facilities)
Adopted.
Enactment No: RES 19-580

County Librarian: Yolande Wilburn

25. [SR 19-0917](#) Resolution approving an agreement between the County of Nevada and the San Juan Ridge Community Library to support operation of the San Juan Ridge Community Library, in the amount of \$50,000, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the agreement.
(Dist. IV)
Adopted.
Enactment No: RES 19-581

Clerk of the Board: Julie Patterson Hunter

26. [SR 19-0930](#) Resolution designating the Nevada County Arts Council as Nevada County's State-Local Partner through the California Arts Council (CAC) State-Local Partnership Program to execute the 2020-2022 CAC grant as approved by the California Arts Council.
Adopted.
Enactment No: RES 19-582
27. [SR 19-0923](#) Resolution making findings, and accepting the appeal filed by Scott Merritt from the decision of the Nevada County Building and Accessibility Standards Board of Appeals to deny issuing a Certificate of Occupancy (Permit 181444) for the residential property located at 16887 Champion Road, Nevada City, CA 95959 (APN 004-151-088), and scheduling the appeal for a public hearing on November 12, 2019 at 10:30 a.m. (Dist. I)
Adopted.
Enactment No: RES 19-583
28. [SR 19-0915](#) Reappointments of Mr. James Rees as a regular member to the Assessment Appeals Board for a three-year term ending September 30, 2022, and Mr. David Guerland as an alternate member to the Assessment Appeals Board for a one-year term ending September 30, 2020.
Reappointed.
29. [SR 19-0941](#) Acknowledge Supervisor Hoek's appointment of Mr. Robert Lawless as the District IV representative on the Building and Accessibility Standards Board of Appeals, for a four-year unexpired term ending July 1, 2023.
Acknowledged.
30. [SR 19-0905](#) Acceptance of Board of Supervisors Summary Minutes for October 8, 2019.
Accepted.

ACTION TAKEN: Chairman Anderson introduced the consent calendar.

Approval of the Consent Agenda

Adopted.

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

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

31. [SR 19-0926](#) Acceptance of the Nevada County Broadband Strategy Plan, prepared by Sierra Business Council (SBC). (Chelsea Walterscheid, Program Manager, SBC)
Accepted.

ACTION TAKEN: Chairman Anderson introduced Mr. Stephen Monaghan, Chief Information Officer, who reviewed the staff report regarding Nevada County's Broadband Strategy Plan prepared by Sierra Business Council (SBC) outlining the Board's efforts to expand broadband throughout the County.

Ms. Chelsea Walterscheid, Program Manager, SBC, provided a PowerPoint presentation highlighting Nevada County's goals regarding expansion of broadband, priorities, and the steps being taken to increase connectivity throughout the County. She reported on the next steps to finalize the Strategy Plan, with a stronger focus on disaster resilience.

Ms. Walterscheid and Mr. Monaghan responded to Board questioning, and discussion ensued.

Ms. Alison Lehman, County Executive Officer, reviewed action steps being taken by County staff to increase broadband connectivity throughout the community in response to Board Priority 'A'.

Chairman Anderson provided an opportunity for public comment, and the following members of the public spoke: Mr. Michael Anderson, Planet Works owner. There being no further members of the public wishing to speak, Chairman Anderson closed the opportunity for public comment.

MOTION: Motion made by Supervisor Hall, seconded by Supervisor Scofield, to accept the Nevada County Broadband Strategy Plan. On a voice vote the motion passed unanimously.

32. [SR 19-0872](#) Acceptance of the Wildfire Preparedness Informational Presentation.
(Emergency Services)
Accepted.

ACTION TAKEN: Mr. Stephen Monaghan, Chief Information Officer and Director of Emergency Services, introduced the agenda item and Ms. Jenn Tamo, Administrative Analyst II, provided a PowerPoint presentation regarding the County's efforts towards wildfire preparedness. She reviewed the initiatives implemented by staff throughout the community to address both prevention and preparedness including: increased public awareness; additional guidance for members of the public; increased funding; reduction of hazardous vegetation on County-maintained roads and County-owned property and strengthened enforcement of the County's Hazardous Vegetation Ordinance; development of the County's Emergency Operations Center; increased Code Red registrations; and completion of the Ponderosa West Fuel Break Project.

Board questioning and discussion ensued.

Supervisor Hall advised staff on the concerns she is receiving from her constituents regarding the Pacific Gas and Electric (PG&E) Power Outages, which prevent members of the community from receiving information and Code Red Alerts.

Supervisor Scofield asked if the Emergency Operations Center (EOC) will be reopened for the upcoming Power Outage. Mr. Monaghan reported that staff will be opening the EOC starting at a low-level. Staff learned a few things from the previous Outage, and will be meeting to review their process and to implement improvements.

Mr. Monaghan reported on the various ways that the public can receive information and updates during power outages, including: Nevada County's Facebook page; Office of Emergency Services' Facebook page; Office of Emergency Services general information line 265-1515; email the Office of Emergency Services at oes@co.nevada.ca.us; and Dial 211.

MOTION: Motion made by Supervisor Hall, seconded by Supervisor Hoek, to accept the Wildfire Preparedness Informational Presentation. On a voice vote the motion passed unanimously.

***BOARD MEMBER ITEM: Chairman Richard Anderson**

33. [SR 19-0936](#) Certificate of Recognition for Ms. Alison Barratt-Green for over 9 years of dedicated service to the citizens of Nevada County as Nevada County County Counsel, for a total of 29 years of legal experience and over 26 years in public service.

ACTION TAKEN: Chairman Anderson introduced the agenda item, recognizing the 9 years of dedicated County service provided by Ms. Alison Barratt-Green, Nevada County County Counsel, upon her retirement. He read the Certificate of Recognition into the record, highlighting her 29 years of legal experience, including over 26 years of public service.

The Board members thanked Ms. Barratt-Green for her service, and wished her much happiness upon her retirement.

Chairman Anderson provided an opportunity for public comment, and the following members of the public provided comments: Ms. Diana Gamzon, Executive Director, Nevada County Cannabis Alliance; Ms. Alison Lehman, County Executive Officer; and Ms. SR Jones, Executive Director, Nevada County Local Agency Formation Commission. There being no further public comment, Chairman Anderson closed the opportunity for public comment.

Ms. Barratt-Green thanked the Board for the recognition, and spoke in appreciation of the work of County staff, especially the hard work of her own staff in County Counsel's office. In addition, she thanked her husband and family for their support throughout her career.

The Board presented the certificate to Ms. Barratt-Green.

***CLOSED SESSIONS:**

[SR 19-0881](#) Pursuant to Government Code Section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case: Peterson v. Nevada County, et al., U.S. Dist. Ct., E.D. Cal., Case No. 2:19-cv-00949-JAM-EFB.

[SR 19-0944](#) Pursuant to Government Code Section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case: Lau, et al. v. County of Nevada, et al., Nevada County Superior Court, Case No. CU18-082845.

[SR 19-0947](#) Pursuant to Government Code Section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case: County of Nevada v. Amerisourcebergen Drug Corporation, et al., United States Eastern District of California, Sacramento Division, Case No. 2:18-cv-01152.

[SR 19-0916](#) Pursuant to Government Code Section 54956.9(d)(4), County Counsel is requesting a closed session to determine whether litigation should be initiated by the County in one matter.

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

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

***ANNOUNCEMENTS:**

Pursuant to Government Code Section 54954.2, Board members and County Executive Officer may make a brief announcement or brief report on his or her activities. Board members and County Executive Officer may also provide a reference to staff or other resources for factual information, request staff to report back to the Board at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda.

ACTION TAKEN: Not held.

ADJOURNMENT:

ACTION TAKEN: Chairman Anderson adjourned the meeting at 11:59 A.M.

Signature and Attestation

Richard Anderson, Chairman

ATTEST:

By:

Lelia Loomis, Deputy Clerk to the Board