

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 - Final

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, September 24, 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

Sue 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. Donn Coenen, District II resident.

Corrections and/or deletions to agenda.

ACTION TAKEN: Ms. Julie Patterson Hunter, Clerk of the Board, noted that staff has requested Agenda items #27 and #28 be pulled from the Agenda.

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

ACTION TAKEN: The following members of the public provided comment: Mr. Thom Staser, District I resident, CEO and Founder of the Food and Toy Run event; Mr. Donn Coenen, District II resident; Mr. Wade Laughter, District I resident; and Ms. Alice Root, District IV resident.

Clerk of the Board: Julie Patterson Hunter

1. [SR 19-0824](#) Resolution proclaiming the month of October 2019 as "United Way of Nevada County Campaign Kick-Off Month" in Nevada County. (Ms. Megan Timpany, Executive Director, United Way of Nevada County)

Adopted.

Enactment No: RES 19-515

ACTION TAKEN: Mr. Jeffrey Thorsby, Senior Management Analyst, introduced Ms. Megan Timpany, Executive Director, United Way of Nevada County. Ms. Timpany reported on United Way's mission, focusing on food, emergency shelter, and access to health care. She reported that they are working with California Care Force to host a free health care event at the Nevada County Fairgrounds on January 11 and 12, 2020, which will provide access to dental, vision, and medical care. Ms. Timpany presented the Board with a Gold Award for the County's staff payroll contributions to United Way of Nevada County.

Ms. Alison Lehman, County Executive Officer, reported on the efforts of the Nevada County employees to raise funds for United Way, including the Book Sale, and individual payroll pledges.

Board questioning and discussion ensued.

Chairman Anderson provided an opportunity for public comment, and the following member of the public provided comments: Mr. Matthew Coulter, District I resident. There being no further public comment, Chairman Anderson closed the opportunity for public comment.

Chairman Anderson read the Proclamation into the record and the Board members thanked Ms. Timpany and presented the Proclamation.

MOTION: Motion made by Supervisor Miller, seconded by Supervisor Hoek, to adopt Resolution 19-515. On a roll call vote the motion passed unanimously.

Individual Board Member Item: Supervisor Sue Hoek

2. [SR 19-0850](#) Certificate of Recognition for the Golden Empire Flying Association (GEFA) for its work supporting the Nevada County Airport. (Mr. Christy Barden, GEFA President, and Mr. Ray Anderson, Air Show Executive Director)

ACTION TAKEN: Supervisor Hoek thanked the Golden Empire Flying Association (GEFA) for the work they do in support of the Nevada County Airport. Mr. Jeffrey Thorsby, Senior Management Analyst, introduced Mr. Christy Barden, GEFA President, who provided comments regarding the history of the organization, highlighting efforts of the members of GEFA and the good work they do within the County of Nevada.

The Board members provided comments and thanked the Association for their efforts.

Chairman Anderson provided an opportunity for public comment, and the following members of the public spoke: Mr. Matthew Coulter, District I resident; and Mr. Lee French, District II resident.

There being no further members of the public wanting to speak, Chairman Anderson closed public comment.

Chairman Anderson read the Certificate into the record, and the Board members presented it to members of the Golden Empire Flying Association.

CONSENT CALENDAR:

Public Health Director: Jill Blake

3. [SR 19-0862](#) Resolution proclaiming October 2019 as Breast Cancer Awareness Month in Nevada County.

Adopted.

Enactment No: RES 19-516

4. [SR 19-0705](#) Resolution approving renewal Agreement 19-10166 between the County of Nevada and the California Department of Public Health for the Women, Infants, and Children (WIC) Supplemental Nutrition Program, in the maximum amount of \$2,015,799, for the period October 1, 2019 through September 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the Agreement.
- Adopted.**
- Enactment No: RES 19-517

Behavioral Health Director: Phebe Bell

5. [SR 19-0854](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Nevada County Housing Development Corporation for services related to Behavioral Health's community-based housing projects - housing for residents with a mental health disability, and reimbursement for lease/rental agreements for authorized program participants (Res. 19-374), increasing the maximum contract amount from \$280,758 to \$436,368 for Fiscal Year 2019/20 due to additional funding from Proposition 47, revising Exhibits "A" and "B" to reflect the addition of salary and benefits costs and master leased housing funds, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
- Adopted.**
- Enactment No: RES 19-518

Director of Social Services: Tex Ritter

6. [SR 19-0861](#) Resolution approving a renewal contract between the County of Nevada and Crisis Intervention Services (formerly Family Resource Center of Truckee) for the provision of Child Development and Family Support Services in Eastern County within the framework of the Differential Response Program, in the maximum amount of \$30,000, for the period July 1, 2019 through June 30, 2021, and authorizing the Chair of the Board of Supervisors to execute the contract.
- Adopted.**
- Enactment No: RES 19-519

District Attorney: Clifford Newell

7. [SR 19-0707](#) Resolution authorizing acceptance of a grant from the California Department of Insurance for \$97,726 in State of California funds for the Worker's Compensation Insurance Fraud Program, for use during the period July 1, 2019 through June 30, 2020, and authorizing the District Attorney to execute all necessary documents.

Adopted.

Enactment No: RES 19-520

Chief Probation Officer: Michael Ertola

8. [SR 19-0853](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Common Goals, Inc. for the provision of evidence-based recovery housing services for probation clients recovering from alcohol and drug dependency (Res. 19-275), amending the contract terms listed in Exhibit "A" Schedule of Services, for the period June 1, 2019 through July 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Adopted.

Enactment No: RES 19-521

9. [SR 19-0847](#) Resolution approving a Regional Facility Agreement between the County of Nevada and Calaveras County to house certain juvenile wards in the Nevada County Carl F. Bryan II Youth Center (Nevada County Juvenile Detention Facility), at the rate of \$100 per bed day, and authorizing the Chair of the Board of Supervisors to execute the Agreement.

Adopted.

Enactment No: RES 19-522

Community Development Agency Director: Sean Powers

10. [SR 19-0837](#) Resolution approving Amendment 4 to the contract between the County of Nevada and TruePoint Solutions, LLC pertaining to implementation of Accela software (Res. 15-155), increasing the contract amount by \$15,000 for additional support services, for a maximum contract amount not to exceed \$358,200, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 Community Development Agency budget. (4/5 affirmative vote required)

Adopted.

Enactment No: RES 19-523

Director of Public Works: Trisha Tillotson

11. [SR 19-0843](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and Apply-A-Line, LLC for the 2019 Nevada County Annual Striping Program - County Contract No. 426636 (Res. 19-153), with contract costs totaling \$300,954.60, and directing the Clerk of the Board to record this Notice in accordance with Civil Code Section 9208.
Adopted.
Enactment No: RES 19-524
12. [SR 19-0844](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and MP Nexlevel of California, Inc. for the Combie Road Rule 20A Improvements Project - County Contract No. 337008 (Res. 18-439), with contract costs totaling \$926,485.42, and directing the Clerk of the Board of Supervisors to record this Notice in accordance with Civil Code Section 9208. (Dist. II)
Adopted.
Enactment No: RES 19-525
13. [SR 19-0834](#) Resolution approving plans, specifications, and cost estimate for the 2019 McCourtney Road Landfill West Ditch Drainage Improvement Project, authorizing the Chair of the Board of Supervisors to sign the documents, and instructing the Purchasing Division to advertise for bids in accordance with applicable regulations with the bid opening date to be determined by the Purchasing Agent. (Solid Waste)
Adopted.
Enactment No: RES 19-526
14. [SR 19-0835](#) Resolution awarding and approving a contract between the County of Nevada and Deschaine Enterprises, Inc. for the 2019 McCourtney Road Landfill Leachate Management Improvement Project (Res. 19-341), in the amount of \$390,000 plus a ten percent contingency for a total amount not to exceed \$429,000, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 Solid Waste Western budget. (4/5 affirmative vote required) (Solid Waste)
Adopted.
Enactment No: RES 19-527

15. [SR 19-0833](#) Resolution awarding and approving an 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. 17-016), in an amount not to exceed \$1,682,813.95, for the period September 24, 2019 through June 30, 2021, authorizing the Chair of the Board of Supervisors to execute the Agreement, and directing the Auditor-Controller to amend the Fiscal Year 2019/10 Solid Waste Western budget. (4/5 affirmative vote required) (Solid Waste)

Adopted.

Enactment No: RES 19-528

Chief Information Officer: Stephen Monaghan

16. [SR 19-0846](#) Resolution authorizing and approving the capital assets purchase of two wood chippers in the amount of \$80,000, and the directing the Auditor-Controller to amend the Fiscal Year 2019/20 Office of Emergency Services budget in the amount of \$2,536,477, for the Ponderosa West Grass Valley Defense Zone Project. (4/5 affirmative vote required) (Emergency Services) (Dists. III and IV)

Adopted.

Enactment No: RES 19-529

17. [SR 19-0858](#) Resolution authorizing the Office of Emergency Services to apply to the Sierra Nevada Conservancy's Sierra Nevada Watershed Improvement Program Forest Health Grant FY2019-2020 to fund an extension to the Ponderosa West Grass Valley Defense Zone Project on Federal land, in the total amount of \$999,925, and authorizing the Director of Emergency Services to execute the application. (Emergency Services) (Dists. III and IV)

Adopted.

Enactment No: RES 19-530

18. [SR 19-0840](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and George Roofing for the Nevada County Roof Restoration and Replacement Project at Various Locations (Res. 18-550), for roof restoration at the Grass Valley Veterans Memorial Building, with contract costs totaling \$194,869, and directing the Clerk of the Board of Supervisors to record this Notice in accordance with Civil Code Section 9208. (Facilities)

Adopted.

Enactment No: RES 19-531

19. [SR 19-0839](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and Rua & Son Mechanical, Inc., for the Nevada County Roof Restoration and Replacement Project at Various Locations (Res. 18-551), for the Eric Rood Administrative Center, the District Attorney Building, and the Animal Shelter Modular, with contract costs totaling \$587,031, and directing the Clerk of the Board of Supervisors to record this Notice in accordance with Civil Code Section 9208. (Facilities)
Adopted.
Enactment No: RES 19-532
20. [SR 19-0852](#) Resolution approving the bidding documents and specifications for the Nevada County Bost House HVAC Installation Project, authorizing the Chair of the Board of Supervisors to execute the documents, and directing the Purchasing Agent to solicit bids for this Project. (Facilities)
Adopted.
Enactment No: RES 19-533
21. [SR 19-0836](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Disability Access Consultants for the Nevada County Facilities ADA Self Evaluation and Transition Plan (BMS18504 and Res. 18-504), extending the contract termination date from September 30, 2019 to June 30, 2020 to allow for additional time to complete the survey, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Facilities)
Adopted.
Enactment No: RES 19-534

County Librarian: Yolande Wilburn

22. [SR 19-0832](#) Resolution accepting \$15,000 in National Endowment for the Arts funds from Arts Midwest to fund creation of a Big Read Program in Nevada County to promote reading and community engagement, for use during the period September 1, 2019 through June 30, 2020, and directing the Auditor Controller to amend the Fiscal Year 2019/20 Library budget. (4/5 affirmative vote required)
Adopted.
Enactment No: RES 19-535

Clerk of the Board: Julie Patterson Hunter

23. [SR 19-0845](#) Ratify the redesignation of Ms. Jennifer Morrill from her current position as a Low-Income representative to a Private Sector representative on the Adult and Family Services Commission, to fill an unexpired two-year term ending April 30, 2021.
Redesignated.
24. [SR 19-0828](#) Acceptance of Board of Supervisors Summary Minutes for September 10, 2019.
Accepted.

ACTION TAKEN: Chairman Anderson introduced the consent calendar.

Approval of the Consent Agenda

Adopted.

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

SCHEDULED ITEM: 9:30 A.M.

(Video-conferencing for public hearing located at the District V Board of Supervisors Conference Room, Nevada County Sheriff's Substation, 10879A Donner Pass Road, Truckee, California)

Planning Director: Brian Foss

25. [SR 19-0831](#) Public hearing to consider approval of proposed increases to Development Impact Mitigation Fees ("AB 1600 Fees") for the Truckee-Donner Recreation and Park District. (Dist. V)

Resolution adopting Development Impact Mitigation Fees ("AB 1600 Fees") for the Truckee-Donner Recreation and Park District, pursuant to Section L-IX 1.1 of the Land Use and Development Code of the County of Nevada, with increased fees in the amount of \$1.99 per square foot for Single-Family Housing, and \$2.85 per square foot for Multi-Family Housing, effective November 23, 2019.

Adopted.

Enactment No: RES 19-536

ACTION TAKEN: Chairman Anderson introduced the public hearing, and Mr. Brian Foss, Planning Director, reviewed the staff report regarding the request for increases to the Development Impact Fees for the Truckee-Donner Recreation and Park District. He reported that the District held a public hearing on August 22, 2019 regarding the fee increases requested due to inflation and the increases were approved, if passed by the Board of Supervisors the increases will become effective November 23, 2019.

Mr. Randall, General Manager, was available by teleconference in Truckee to respond to questions.

Board questioning ensued.

Chairman Anderson opened the public hearing for public comment, and the following member of the public provided comments: Ms. Pat Davison, Government Affairs Manager, Contractors Association of Truckee-Tahoe. There being no further public comment, Chairman Anderson closed public comment.

MOTION: Motion made by Supervisor Scofield, seconded by Supervisor Hoek, to adopt Resolution 19-536. On a roll call vote the motion passed unanimously.

***DEPARTMENT HEAD MATTERS:**

Agricultural Commissioner: Chris de Nijs

26. [SR 19-0842](#) Acceptance of the 2018 Nevada County Annual Crop and Livestock Report.
Accepted.

ACTION TAKEN: Chairman Anderson introduced the agenda item, and Mr. Chris de Nijs, Agricultural Commissioner, provided a PowerPoint presentation regarding the 2018 Crop and Livestock report, highlighting the economic contributions provided through the agricultural community's efforts in Nevada County. Mr. de Nijs reported that the total benefit to Nevada County is approximately \$33.3 million. He stressed that Nevada County agriculture provides benefits in the form of economic "ripple effects" throughout County businesses, plus "multiplier effects" of agricultural lands for the benefit of the community and the local ecosystem. He conclude his report and was prepared to answer questions.

Board questioning and discussion ensued and the Board thanked Commissioner de Nijs for the report.

Chairman Anderson provided an opportunity for public comment and the following members of the public provided comments: Mr. Matthew Coulter, District I resident; and Ms. Diana Gamzon, District I resident and Executive Director, Nevada County Cannabis Alliance.

There being no further members of the public wishing to speak, Chairman Anderson closed public comment.

MOTION: Chairman Anderson asked for a voice vote from the Board to accept the 2018 Nevada County Annual Crop and Livestock Report. On a voice vote the motion passed unanimously.

Building Director: Craig Griesbach

27. [SR 19-0851](#) (Introduce/Waive further reading) An Ordinance amending Article 5 of Chapter II of Title 3 of the Nevada County Land Use and Development Code regarding administrative enforcement. (Pulled from the Agenda.)

Chief Information Officer: Stephen Monaghan

28. [SR 19-0859](#) Resolution approving a License Agreement between the County of Nevada and the City of Nevada City for use of ten parking spaces at the Nevada County Eric Rood Administrative Center for overflow parking designated for the Sugarloaf Trail. (Facilities) (Dist I) . (Pulled from the Agenda.)

***CLOSED SESSION:**

- [SR 19-0863](#) Pursuant to Government Code § 54956.8, the Board of Supervisors desires to hold a closed session regarding real property negotiations. The negotiator for the County is Steve Monaghan, Chief Information Officer/Director of Information and General Services. The negotiator for the property owner, Sixteen Circles LLC, is Jason Read and the owner/agents of Sixteen Circles LLC. Items under negotiation concern the price and terms of payment, and the property interest to be obtained, for property located at 1125 Sutton Way, Grass Valley, California. (APN 035-400-088.)

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

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

SCHEDULED ITEMS: 10:30 A.M.

Chief Information Officer: Stephen Monaghan

29. [SR 19-0808](#) Resolution proclaiming October 6 through 12, 2019 as Fire Prevention Week in Nevada County. (Emergency Services)

Adopted.

Enactment No: RES 19-537

ACTION TAKEN: Mr. Steve Monaghan, Chief Information Officer, reviewed the staff report and provided a PowerPoint presentation regarding the request to proclaim October 6 through 12, 2019 as Fire Prevention Week in Nevada County. Mr. Monaghan introduced Fire Chief Jerry Goodwill, Higgins Fire Protection District. Chief Goodwill thanked the Board for acknowledging the importance of fire prevention, and he accepted the proclamation on behalf of Nevada County Fire Chiefs Association.

Chairman Anderson provided an opportunity for members of the public to provide comments and the following member of the public spoke: Mr. Matthew Coulter, District I resident. There being no further public comment, Chairman Anderson closed public comment.

The Board members thanked the efforts made within the County to prevent wildfire, and they presented the proclamation to Chief Goodwill.

MOTION: Motion made by Supervisor Hall, seconded by Supervisor Miller, to adopt Resolution 19-537. On a roll call vote the motion passed unanimously.

30. [SR 19-0867](#) Acceptance of the Office of Emergency Services' Wildfire Preparedness Informational Presentation.
Accepted.

ACTION TAKEN: Chairman Anderson introduced the agenda item and Captain Jeff Pettitt, Office of Emergency Services Program Manager, provided a PowerPoint presentation, updating the Board regarding staff's efforts to address wildfire preparedness throughout the County. Captain Pettitt reported on the current Red Flag Warning, noting that areas in the County are currently experiencing a Pacific Gas and Electric (PG&E) Public Safety Power Shutoff, due to low humidity, heat, and high wind conditions.

Board questioning and discussion ensued.

Chairman Anderson provided an opportunity for public comment and the following member of the public spoke: Mr. Matthew Coulter, District I resident. There being no further public comment, Chairman Anderson closed public comment.

MOTION: Chairman Anderson asked for a voice vote from the Board to accept the Office of Emergency Services' Wildfire Preparedness Informational Presentation. On a voice vote the motion passed unanimously.

31. [SR 19-0860](#) Informational presentation from Pacific Gas and Electric Co. (PG&E) regarding their Community Wildfire Safety Program and related activities. (Emergency Services)

ACTION TAKEN: Mr. Stephen Monaghan, Chief Information Officer, introduced Mr. Brandon Sanders, Pacific Gas and Electric (PG&E) Public Affairs representative for the Sierra Division. Mr. Sanders provided a PowerPoint presentation regarding PG&E's Community Wildfire Safety Program, a three-tiered program aimed at mitigating the risk from the electrical system, including Real-Time Monitoring and Intelligence; New and Enhanced Safety Measures; and System Hardening and Resiliency.

He reported on their expanded and enhanced vegetation management program set in place to further reduce wildfire risk, and provided clarification of their Public Safety Power Shutoff (PSPS) process.

Mr. Sanders invited the public to visit PG&E's Weather and Public Safety Power Shutoff Forecasting Website at www.pge.com/weather, and he provided his contact information:

Phone: (916) 472-2241

email: Brandon.Sanders@pge.com.

He stressed that individuals with immediate concerns should contact PG&E directly:

Phone: (866) 743-6589

Email: wildfiresafety@pge.com

Website: www.pge.com/wildfiresafety

Board questioning and discussion ensued.

Chairman Anderson provided an opportunity for public comment, and the following members of the public spoke: Mr. Matthew Coulter, District I resident; and Mr. Randall Strossen, District I resident. There being no further members of the public wanting to speak, Chairman Anderson closed public comment.

Chairman Anderson thanked Mr. Sanders for the report.

Recess for lunch: 11:45 A.M.

AFTERNOON SESSION

SCHEDULED ITEM: 1:30 P.M.

Planning Director: Brian Foss

32. [SR 19-0866](#) Public hearing to consider an urgency ordinance for amendments to Land Use and Development Code Chapter II, Article 3, Section 3.30 Commercial Cannabis Ordinance. The amendments will add a definition of “processing” and add a subsection regulating “offsite processing.”

(Introduce/Waive further reading/Adopt) An Urgency Ordinance amending Section L-II 3.30 Cannabis Cultivation by adding Subsection L-II 3.30(C) (34.1) Processing Definition and Subsection L-II 3.30(D)(12) Offsite Processing to Chapter II Zoning Regulations, Article 3 Specific Land Uses. (4/5 affirmative vote required) (Supervisor Miller - No)

Waived further reading and adopted.

Enactment No: 2470

ACTION TAKEN: Chairman Anderson introduced the public hearing and Mr. Brian Foss, Planning Director, reviewed the staff report regarding consideration of adopting an urgency ordinance implementing amendments to Land Use and Development Code Chapter II, Article 3, Section 3.30 Commercial Cannabis Ordinance. He explained that the proposed amendments will add a definition of "processing" as well as a subsection regulating "offsite processing." Mr. Foss reviewed the standard requirements and criteria that will be implemented upon adoption, including limitation of five processing permits County-wide, with activities limited to daytime hours with 6 vehicle trips allowed per day in order to be compatible with surrounding residential and agricultural land uses. In addition, all offsite processing would be required to meet all of the current ordinance standards. He concluded his report and was prepared to respond to questions.

Board questioning and discussion ensued.

Chairman Anderson opened the public hearing for public comment, and the following members of the public provided comments: Ms. Diana Gamzon, District I resident and Executive Director, Nevada County Cannabis Alliance; Ms. Patricia Rockwell, District IV resident; Mr. Abraham Valenski, District IV resident; Ms. Barbara Jones, District IV resident; Mr. Matthew Coulter, District I resident; Mr. Mike Ingram, District IV resident; Ms. Maria Herrera, District III resident; Ms. Sarah Smale, District II resident and Attorney; Mr. Jack Jacobs, District IV resident; Mr. Daniel Bachelor, District II resident; and Mr. Wade Laughter, District I resident.

There being no further members of the public wishing to speak, Chairman Anderson closed the public comment portion of the public hearing.

Board discussion continued.

Supervisor Hall was convinced that the proposed sunset date (December 31, 2020) and the amount of processing plants allowed (5), should both be removed from the Ordinance or revised. She felt that the Board could always come back and make additional changes as needed. Supervisor Hall felt that the Board does not have enough information at this time to know what the proper cap should be.

Ms. Alison Barratt-Green, County Counsel, explained that the cap is recommended because once growers have invested the money to build the processing area, it is difficult to take it away. It is easier to increase a cap if the Board decides it is warranted. Until the Board has had a chance to see how the process is working, staff believed that allowing up to five processing facilities was a safer way for all involved to move forward.

Mr. Valenski responded to Board questioning regarding his permitted growing operation and how the processing issue applies to his business.

Discussion ensued regarding potential impacts to the initial EIR (Environmental Impact Report), CEQA, and neighboring properties, impacts such as; traffic, number of employees, noise, hours of operation, and odor, etc.

Supervisor Hoek was in favor of having specific locations for processing and she did not want additional buildings placed all over the County on agricultural land. As long as the ordinance includes the ability for the Board to revisit issues in the future and make modifications she is good with the ordinance as is, however, she is in agreement with Supervisor Hall's suggestions.

Board deliberation continued. In response to the Board's request, Ms. Gamzon clarified the Cannabis Alliance position regarding the cap.

MOTION: Motion made by Supervisor Hall, seconded by Supervisor Hoek, to introduce, waive further reading and adopt the proposed Urgency Ordinance 2470, with the amendments of removing the cap and removing the date. On a roll call vote the motion passed as follows: Ayes: Supervisors Scofield, Hoek, Hall, Anderson. Noes: Supervisor Miller.

***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 3:08 P.M.

Signature and Attestation

Richard Anderson, Chairman

ATTEST:

By:

Lelia Loomis, Deputy Clerk to the Board