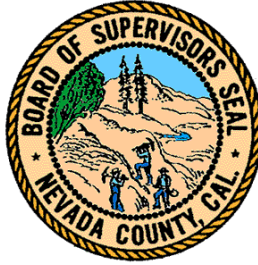


COUNTY OF NEVADA

STATE OF CALIFORNIA

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

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



BOARD OF SUPERVISORS

950 Maidu Avenue
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>
Tuesday, March 22, 2022	9:00 AM	Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

The Board of Supervisors welcomes you to their regular meeting.

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 from inside the Board Chambers, located at the Eric Rood Administrative Center, 950 Maidu Avenue, First Floor, Nevada City, CA 95959. This meeting is open to in-person attendance. To remain in compliance with state public health guidance, face coverings are strongly recommended to be worn by all individuals while indoors except those specifically exempt pursuant to CDPH guidance. Members of the public who are unable to attend in person may watch this meeting live on Nevada County Media Channel 17 in western County and on Suddenlink Channel 78 in eastern County, through the web at www.mynevadacounty.com/boardmeetings, or listen by calling 1 (415) 655-0001 (you will be prompted to provide Meeting ID# 2553 641 3803 & Password# 987 52 745). Closed Captioning is available for hearing impaired viewers.

Public comment for items not on the agenda will be taken following the Standing Orders, or as soon thereafter as possible. Please refer to Pages 8 and 9 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.

The meeting room is accessible to people with disabilities. Anyone requiring reasonable accommodation to participate in the meeting should contact the Clerk of the Board's office by calling (530) 265-1480 at least four days prior to the meeting. (TTY/Speech-to-Speech users may dial 7-1-1 for the California Relay Service.) This agenda and certain supporting documents may be obtained at 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.

PUBLIC COMMENT:

[SR 22-0258](#) Members of the public shall be allowed to address the Board of Supervisors on items not appearing on the agenda that are of interest to the public and are within the subject matter jurisdiction of the Board. (Please refer to Pages 8 and 9 for information on the various options being made available for members of the public to provide comment in both western and eastern County.)

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.

Clerk-Recorder/Registrar of Voters: Gregory Diaz

1. [SR 22-0278](#) Resolution consolidating the City of Nevada City General Municipal Election and the Town of Truckee Special Municipal Election with the Statewide Direct Primary Election to be held in the County of Nevada in the State of California on Tuesday, June 7, 2022.

Agricultural Commissioner: Chris de Nijs

2. [SR 22-0280](#) Resolution approving Amendment 1 to Revenue Agreement No. 20-0172 between the County of Nevada and the California Department of Food and Agriculture for County Pest Detection/Emergency Projects Trapping services for insects only (Res. 20-511), for a total contract amount not to exceed \$66,888, for the period July 1, 2020 through June 30, 2022, authorizing the Chair of the Board of Supervisors to execute the Amendment, and authorizing the Agricultural Commissioner to execute additional documents necessary for implementation of the program.

Planning Director: Brian Foss

3. [SR 22-0270](#) Acceptance of the 2021 County of Nevada General Plan Annual Progress Report, substantially in the form attached, pursuant to California Government Code section 65400.

Director of Public Works: Panos Kokkas

4. [SR 22-0275](#) Resolution adopting bidding documents for the Storm Debris Removal Project 440836, authorizing the Chair of the Board of Supervisors to sign the Invitation to Bid, authorizing the Purchasing Agent to solicit bids for the Project, authorizing the Director of Public Works to award and execute the contract to the lowest responsive bidder (not to exceed \$104,500) or to reject all bids, and directing the Auditor-Controller to release fund balance in Fund 1114 and to amend the Fiscal Year 2021/22 budget. (All Dists.) (4/5 affirmative vote required)
5. [SR 22-0274](#) Resolution adopting bidding documents for the River Fire Tree Removal Safety Project 440830, authorizing the Chair of the Board of Supervisors to sign the Invitation to Bid, authorizing the Purchasing Agent to solicit bids for the Project, authorizing the Director of Public Works to award and execute the contract to the lowest responsive bidder (not to exceed \$187,000) or to reject all bids, and directing the Auditor-Controller to release fund balance from Fund 1114 and to amend the Fiscal Year 2021/22 budget. (Dist. II) (4/5 affirmative vote required)
6. [SR 22-0271](#) Resolution adopting bidding documents for the 2022 Nevada County Annual Striping Project 426640, authorizing the Chair of the Board of Supervisors to sign the Invitation to Bid, authorizing the Purchasing Agent to solicit bids for the Project, authorizing the Director of Public Works to award and execute the contract to the lowest responsive bidder (not to exceed \$284,900) or to reject all bids, and directing the Auditor-Controller to encumber the contract. (All Dists.)
7. [SR 22-0273](#) Resolution adopting bidding documents for the 2022 High Friction Surface Treatment Project, Caltrans Project No. HSIPL-5917(110), County Project No. 225038, authorizing the Chair of the Board of Supervisors to sign the Invitation to Bid, authorizing the Purchasing Agent to solicit bids for the Project, authorizing the Director of Public Works to award and execute the contract to the lowest responsive bidder (not to exceed \$1,584,297) or to reject all bids, and authorizing the Auditor-Controller to encumber the contract. (All Dists.)

Chief Probation Officer: Jeff Goldman

8. [SR 22-0272](#) Resolution approving an agreement between the County of Nevada and Sonoma County Juvenile Hall to house youth from Nevada County who have been realigned from the State Division of Juvenile Justice under SB92 and SB823 to serve their sentences in local secure youth treatment facilities instead of state institutions, effective upon execution of the agreement through August 31, 2024, in an estimated amount not to exceed \$150,000, authorizing the Chair of the Board to execute the Agreement, and directing the Auditor-Controller to amend the Fiscal Year 2021/22 budget. (4/5 affirmative vote required)

Chief Information Officer: Stephen Monaghan

9. [SR 22-0253](#) Resolution approving Amendment 1 to the contract between the County of Nevada and R&B Com. Inc. for computer installation and labor services for County computers (PESP4363), increasing the contract amount by \$40,000 for a maximum contract price not to exceed \$90,000, for the period of July 1, 2021 through June 30, 2022, authorizing the Chair of the Board to execute the amendment, and directing the Auditor-Controller to amend the Fiscal Year 2021/22 Information Systems budget. (4/5 affirmative vote required)

Individual Board Member Item: District II Supervisor, Ed Scofield

10. [SR 22-0183](#) Resolution honoring the great work of the Tommyknockers Shrine Club and Shriners Children's Northern California, and proclaiming 2022 as the "100th Anniversary of the Shriners Children's Hospital."

Clerk of the Board: Julie Patterson Hunter

11. [SR 22-0178](#) Resolution designating a plaque honoring Chinese railroad workers in the construction of the Nevada County Narrow Gauge Railroad located at the site of the former Nevada City terminus of the Railroad, also known as Clampers Square, located on Railroad Avenue near the intersection of Sacramento Street in Nevada City as Nevada County Historical Landmark NEV 22-01.
12. [SR 22-0301](#) Resolution authorizing an option to conduct remote teleconference meetings of the Board of Supervisors and its legislative bodies, when necessary, to allow for flexibility in order to comply with social distancing pursuant to the Ralph M. Brown Act.
13. [SR 22-0262](#) Acceptance of the resignation of Marcia Small from the Kingsbury Greens Community Services District.
14. [SR 22-0286](#) Acknowledgement of Supervisor Miller's appointment James Johnston as District III representative to the Fish and Wildlife Commission, for a term beginning April 1, 2022.

15. [SR 22-0288](#) Acknowledgement of Supervisor Scofield's appointment of Gary Baker as alternate member to the South County Municipal Advisory Council.
16. [SR 22-0254](#) Reappointment of Aleta Barrett as Farming Industry representative to the Agricultural Advisory Commission, for a four-year term beginning April 1, 2022 and ending March 31, 2026.
17. [SR 22-0285](#) Reappointment of Robert Graham as Cattle Industry representative to the Agricultural Advisory Commission, for a four-year term beginning April 1, 2022 and ending March 31, 2026.
18. [SR 22-0260](#) Reappointment of Carly Pacheco as Public Member to the Transit Services Commission, for a two-year term beginning April 1, 2022 and ending March 31, 2024.
19. [SR 22-0259](#) Acceptance of Board of Supervisors Summary Minutes for March 8, 2022.

SCHEDULED ITEM: 10:30 A.M.

Behavioral Health Director: Phebe Bell

20. [SR 22-0247](#) Nevada County Board of Supervisors will consider funding for its contractor to purchase certain real property described as 0.28 acres of real property with a single-family home located in the City of Grass Valley from Michael and Carolyn Inglis, for a total cost of \$799,000. The Board of Supervisors will be considering the amendment of an existing contract with Nevada County Housing Development Corporation (Contractor). The amendment will provide funding for Contractor to purchase a property to be owned by Contractor contingent on a 55-year deed restriction (interest) for the Contractor to use the property for permanent supportive housing. The County's interest in this property will be the deed restriction.

Resolution approving Amendment 2 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 and housing for residents with a mental health disability for authorized program participants (Res. 21-288), increasing the maximum contract price from \$405,760 to \$1,305,760, revising Exhibit "A", Schedule of Services, to reflect the addition of funding to purchase permanent supportive housing, and revising Exhibit "B", Schedule of Charges and Payments, to reflect the increase in the maximum contract price, for the period July 1, 2021 through June 30, 2022, authorizing the Chair of the Board of Supervisors to execute the amendment, and directing the Auditor-Controller to amend the Fiscal Year 2021/22 Behavioral Health budget. (4/5 affirmative vote required)

DEPARTMENT HEAD MATTERS:*Child Support Services, Collections, and Housing Director: Mike Dent**

21. [SR 22-0180](#) Resolution approving a contract between the County of Nevada and Foothills House of Hospitality, dba Hospitality House to provide non-congregate interim shelter for vulnerable households experiencing homelessness located at the Sierra Guest House, and pre-development work for future improvements, in the maximum amount of \$668,900, for the period April 1, 2022 to March 31, 2023, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2021/22 Housing and Community Services Department budget. (4/5 affirmative vote required) (Housing)

Chief Information Officer: Stephen Monaghan

22. [SR 22-0279](#) Resolution declaring certain County property as surplus, and authorizing the Purchasing Agent to sell, donate, or otherwise dispose of those certain items of surplus property listed on Exhibit A as "Assets to be Sold, Recycled or Donated." (4/5 affirmative vote required) (Purchasing)
23. [SR 22-0287](#) Resolution declaring certain County property as surplus and authorizing the Purchasing Agent to dispose of surplus property (2004 Ford Utilimaster E350 Cargo Van), and approving the donation of such property to Nevada County Media for the purpose of modifying the unit with production equipment for mobile use. (4/5 affirmative vote required) (Purchasing)

***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 22-0308](#) Pursuant to Government Code § 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case:
Carl Balistreri vs. County of Nevada, Nevada County Superior Court, Case No. CU22-086276.

Recess for lunch:

AFTERNOON SESSION**SCHEDULED ITEM: 1:30 P.M.****Director of Human Resources : Steven Rose**

24. [SR 22-0257](#) Presentation of Nevada County Employee Service Awards to 86 employees.

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, 10183 Truckee Airport Road, Truckee, CA 96161.*
- 3. Outside the District V Board of Supervisors office, Truckee Town Hall Administrative Center.*
- 4. Online at www.mynevadacounty.com/boardmeetings and nevco.legistar.com/Calendar.aspx.*

Posted: March 17, 2022.

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 more than three (3) minutes at the Chair's discretion. Comments by the public must be relevant to the item on the agenda being considered by the Board. This includes: a. Consent Agenda; b. Community Presentations; c. Department Head Items; and d. Scheduled Items.

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 of the Board. Pursuant to the Ralph M. Brown Act, the Board shall not take any action or discuss any matter not appearing on the agenda although staff may be asked to briefly respond to or follow up on such items. The Chair of the Board may limit the total amount of time allocated for public comment; provided, however, the Board will allocate at least fifteen (15) minutes for receiving public comment during regular Board meetings. The Chair of the Board may limit any individual desiring to address the Board to no more than three (3) minutes at the Chair's discretion. Time to address the Board will be allocated on the basis of the order in which the requests were received. The public addressing the Board may be limited in amount of time dependent upon the press of business and the number of persons wishing to address the Board.

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 MARCH 22, 2022 MEETING:

- 1) Watch from inside the Board Chambers. (Face coverings are highly recommended for all individuals while indoors: vaccinated and unvaccinated except those specifically exempt pursuant to CDPH guidance.)
- 2) Listen by calling 1 (415) 655-0001 (Meeting ID# 2553 641 3803 and Password# 987 52 745).
- 3) View at www.mynevadacounty.com/boardmeetings.
- 4) View on Nevada County Media Channel 17 in western County.
- 5) View on Suddenlink Channel 78 in eastern County.

PROVIDE PUBLIC COMMENT BEFORE THE MARCH 22, 2022 MEETING BY:

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

PROVIDE PUBLIC COMMENT DURING THE MARCH 22, 2022 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. (Face coverings are highly recommended for all individuals while indoors: vaccinated and unvaccinated except those specifically exempt pursuant to CDPH guidance.)

2) 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.

ORDER AND DECORUM:

- 1) Address the Board from the designated podium, virtual kiosk, or other designated location, including teleconferencing system(s). Speakers are encouraged but not required to give their name and location of residence before addressing the Board. This is to assist the Board with identifying which supervisorial district the speaker resides in.
- 2) Speakers shall direct their comments to the Board, through the Chair, and not to the audience or staff.
- 3) Speakers may comment on specific matters before the Board with reasons for the position taken.
- 4) The Chair may, at their discretion, increase the allotted time for any given speaker, but shall not be required to do so.
- 5) A speaker may not yield time to another speaker.
- 6) No individual may speak more than once during Public Comment or on an item on the agenda unless recognized by the Chair as having new information.
- 7) In the interest of civil discourse, the rules as 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 that Public Comment is conducted in such a manner in order to avoid disruptive activity, promote mutual respect, keep comments focused on the subject being discussed, avoid personal attacks, prohibit hate speech and the threat of violence.
- 8) At the start of each meeting, the Chair shall remind the public of the rules and expectations of the public including distinguishing the process for a) public comment for items on the consent agenda; b) general public comment for items not listed on the agenda; and c) public comment for items on the agenda.
- 9) 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 or other applicable law. Time limits may be modified at the Chair of the Board's discretion.

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 no more 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.

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)