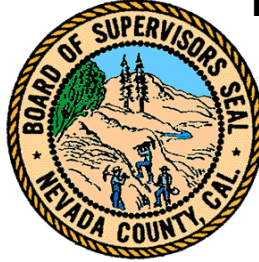


# COUNTY OF NEVADA

## STATE OF CALIFORNIA

Nate Beason, 1st District  
Ed Scofield, 2nd District (Chair)  
Dan Miller, 3rd District (Vice-Chair)  
Wm. "Hank" Weston, 4th District  
Richard Anderson, 5th District



## BOARD OF SUPERVISORS

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Donna Landi, Clerk of the Board  
Richard A. Haffey, County Executive Officer  
Alison Barratt-Green, County Counsel

## AGENDA

<u>Date</u>	<u>Time</u>	<u>Location</u>
<b>Tuesday, February 24, 2015</b>	<b>9:00 AM</b>	<b>Board Chambers First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California</b>

**This meeting is broadcast live on NCTC Channel 17 in the Western County and on Truckee-Tahoe Community TV (TTCTV) Channel 18 in the Eastern County and can be viewed live through the web at [http://nevco.granicus.com/ViewPublisher.php?view\\_id=3](http://nevco.granicus.com/ViewPublisher.php?view_id=3).**

**Video Conferencing at 11:45 a.m. for Public Comment - District V Board of Supervisors Conference Room, Nevada County Sheriff's substation, 10879A Donner Pass Rd, Truckee, CA.**

*The Board of Supervisors welcomes you to its regular meetings that are scheduled the second and fourth Tuesdays of every month. Your interest is encouraged and appreciated.*

*ANY MEMBER OF THE AUDIENCE DESIRING TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA: Please approach the rostrum and, after receiving recognition from the Chair, give your name and comments or questions as all meetings are recorded. In order that all interested parties have an opportunity to speak, please limit your comments to the specific item under discussion. Time limitations are explained on the last page of the agenda.*

*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.*

*The agenda and all supporting documents are available for review during regular business hours at the Clerk of the Board office, 950 Maidu Avenue, 2nd Floor, Suite 200, Nevada City, California. This agenda and certain supporting documents may be obtained on the Clerk of the Board's website at <http://www.mynevadacounty.com/nc/bos/cob>. To view the supporting documents on this agenda for a particular item, click on the SR number to the left of that 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, staff member or interested party may request that an item be removed from the consent calendar for discussion.*

Child Support Services Director: Tex Ritter

1. [SR 15-0141](#) Resolution approving the Plan of Cooperation (POC) for Federal Fiscal Year 2015 (October 1, 2014 through September 30, 2015) between the California Department of Child Support Services (DCSS) and Sierra Nevada Regional Department of Child Support Services for administration of the Title IV-D Child Support Program, and authorizing the Director of Child Support Services to sign the POC.

Director of Social Services: Mike Dent

2. [SR 15-0138](#) Resolution authorizing execution of Amendment 1 to contract with the Nevada County Superintendent of Schools (NCSOS) for the provision of services related to a Transitional Housing Program Plus (THP+) Program for eligible foster care youth ages 18-24, revising the Scope of Services to clarify the eligibility requirements for program participation, and adjusting the breakdown of costs for Fiscal Year 2014/15, with the maximum amount of the contract remaining unchanged at \$180,000, for the period of April 1, 2014 through June 30, 2015.

Sheriff-Coroner/Public Administrator: Mr. Keith Royal

3. [SR 15-0148](#) Resolution authorizing acceptance of a donation from the Estate of Albert F. Leuteneker to the County of Nevada for its Spaying and Neutering Program, in the approximate amount of \$11,750, and directing Nevada County Animal Control to return to the Board of Supervisors with a budget, program plan, and procedure for use of the funds prior to any disbursement of those funds.

4. [SR 15-0158](#) Resolution approving the filing of an application(s) for an Off-Highway Vehicle (OHV) Grant or Cooperative Agreement with the State of California, Department of Parks and Recreation, appointing the Nevada County Sheriff as agent to conduct all negotiations and execute and submit all documents which may be necessary for completion of the Project, and directing the Sheriff to obtain the Board of Supervisors' approval for acceptance of this Grant for Fiscal Year 2015/16, if awarded.

Planning Director: Brian Foss

5. [SR 15-0146](#) Resolution authorizing execution of an Agreement with Foothill Associates to provide consulting services for the Darkhorse Golf Course and Residential Community Final Oak Woodland Mitigation and Monitoring Program (Final Map FM97-008), in an amount not to exceed \$41,686, for the period February 25, 2015 through June 30, 2016. (Dist. II)

Director of Public Works: Steven Castleberry

6. [SR 15-0129](#) Resolution approving the Notice of Acceptance and Completion for the Lime Kiln Road Safety Project - County Contract No. 225026, Federal Project No. HSIP-5917 (075), with contract costs totaling \$230,925, and directing the Clerk of the Board to record this Notice in accordance with Civil Code Section 9208. (Dist. II)
7. [SR 15-0130](#) Resolution approving the Notice of Acceptance and Completion for the Nevada County Thermoplastic Safety Project 2014 - County Contract No. 225027, Federal Project No. HSIP-5917 (087), with contract costs totaling \$147,175.80, and directing the Clerk of the Board to record this Notice in accordance with Civil Code Section 9208.
8. [SR 15-0131](#) Resolution approving Environmental Clearance for the Cooper Road Improvement Project, and authorizing the Director of the Department of Public Works to file a Notice of Exemption with the Nevada County Clerk-Recorder's office. (Dist. V)
9. [SR 15-0132](#) Resolution approving Environmental Clearance for the Willow Valley Road Improvement Project, and authorizing the Director of the Department of Public Works to file a Notice of Exemption with the Nevada County Clerk-Recorder's office. (Dist. I)
10. [SR 15-0133](#) Resolution approving Environmental Clearance for the Scotts Valley Road Improvement Project, and authorizing the Director of the Department of Public Works to file a Notice of Exemption with the Nevada County Clerk-Recorder's office. (Dist. I)

11. [SR 15-0134](#) Resolution approving Environmental Clearance for the 2015 Nevada County Overlay Project, proposing to overlay, stripe and install pavement markers on approximately 6.7 miles of County-maintained roadways, and authorizing the Director of the Department of Public Works to file a Notice of Exemption with the Nevada County Clerk-Recorder's office.
12. [SR 15-0135](#) Resolution approving Environmental Clearance for the 2015 Nevada County Striping Project, proposing to centerline stripe approximately 164 miles and edge stripe approximately 248 miles of various sections of County-maintained roads in the Spring and Fall of 2015, and authorizing the Director of the Department of Public Works to file a Notice of Exemption with the Nevada County Clerk-Recorder's office.
13. [SR 15-0136](#) Resolution approving Environmental Clearance for the 2015 Nevada County Chip Seal Project, proposing to perform chip sealing on County-maintained roadways, and authorizing the Director of the Department of Public Works to file a Notice of Exemption with the Nevada County Clerk-Recorder's office.
14. [SR 15-0137](#) Resolution awarding contract to Parsons Brinckerhoff, Inc. pertaining to professional engineering services for the County of Nevada Local Traffic Mitigation Fee Update, in an amount not to exceed \$43,909, for the period February 24, 2015 through December 31, 2015, and authorizing the Chair of the Board of Supervisors to execute the contract.
15. [SR 15-0149](#) Resolution adopting the Nevada County Department of Public Works 2015 Road Maintenance and Capital Improvement Five Year plan, authorizing the Director of Public Works to proceed with implementation of the Plan, and approving for claim purposes those projects funded with Measure "F" funds, which are consistent with the original Measure "F" Allocation Plan.
16. [SR 15-0156](#) Resolution authorizing the Chair of the Nevada County Board of Supervisors to execute the Federal Fiscal Year 2015 Certifications and Assurances for Federal Transit Administration (FTA) Assistance Programs. (Transit Services)
17. [SR 15-0157](#) Resolution accepting the award of Fiscal Year 2014/15 Proposition 1B (Prop 1B), Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA) funding administered by the California Department of Transportation (Caltrans) (Res. 14-288 and Res. 14-290), for bus stop improvements (\$150,000) and purchase of three transit replacement buses (\$446,771), for a total amount of \$596,771. (Transit Services)

Chief Probation Officer: Michael Ertola

18. [SR 15-0145](#) Resolution authorizing execution of Amendment 1 to contract with Common Goals, Inc. pertaining to transitional housing and reentry services for AB109 participants (PESG2645), modifying the Scope of Work and clarifying the contractor's responsibilities, increasing the maximum contract amount to \$60,000 for the period July 1, 2014 through June 30, 2015, and directing the Auditor-Controller to encumbrance an additional \$36,200 for Fiscal Year 2014/15.

Chief Information Officer: Stephen Monaghan

19. [SR 15-0140](#) Resolution accepting a contribution from the Center for the Arts in the amount of \$59,000 for installation of new seating at the Grass Valley Veterans Memorial Building, and recognizing the Center's fundraising efforts, generosity and partnership in improving the upper level seating and the dedication of each seat to a Veteran or active duty military personnel at the Grass Valley Veterans Memorial Building.
20. [SR 15-0161](#) Resolution accepting a Caltrans Division of Aeronautics matching Airport Improvement Program (AIP) grant in the amount of \$5,625, for Airport perimeter fence and gate system design and engineering for use during the period February 24, 2015 through June 30, 2015, and authorizing the Chair of the Board of Supervisors to execute all grant acceptance documents. (Airport)
21. [SR 15-0162](#) Resolution authorizing the purchase of a Rampstar R010 Refueling Truck in the amount of \$57,042 to enable faster refuel, reload and return times to local wildfires, and directing the Auditor-Controller to amend the Fiscal Year 2014/15 Airport budget. (Airport) (4/5 affirmative vote required.)
22. [SR 15-0163](#) Resolution authorizing the purchase of a Session Initiation Protocol (SIP) Controller as a prerequisite to updating the County's telephone trunking technology in the amount of \$13,304, and directing the Auditor-Controller to reduce the Information Technology Assignment of the General Fund by \$27,454 and amend the Fiscal Year 2014/15 Information Systems budget. (Purchasing) (4/5 affirmative vote required.)

County Executive Officer: Richard Haffey

23. [SR 15-0147](#) Resolution amending various Nevada County budgets through the Second Consolidated Budget Amendment for Fiscal Year 2014/15, and directing the Auditor-Controller to increase the Fiscal Year 2014/15 General Fund Contingency by \$17,534. (4/5 affirmative vote required.)

Clerk of the Board: Donna Landi

24. [SR 15-0111](#) Approval of Forest Charter School's amended Conflict of Interest Code.
25. [SR 15-0122](#) Resolution appointing Board of Supervisors Successors in a Declared Emergency, pursuant to Nevada County Administrative Code Section A-II 1.4 and Government Code Section 8638.
26. [SR 15-0150](#) Reappointment of Mr. Clifford Bottenfield, Jr. as the Forest and Related Industry member to the Agriculture Advisory Commission, for a term expiring March 1, 2019.
27. [SR 15-0151](#) Appointment of Mr. Mark Thomas as Member-at-Large to the Fish and Wildlife Commission, for a term expiring January 31, 2016.
28. [SR 15-0152](#) Acknowledgement of Supervisor Miller's appointments of Mr. James Dierberger and Ms. Elinor Barnes as District III representatives to the Historical Landmarks Commission.
29. [SR 15-0164](#) Appointments of Mr. John Tracy and Ms. Shavati Karki-Pearl as Community-at-Large representatives to the Adult and Family Services Commission, for terms expiring April 30, 2017.
30. [SR 15-0165](#) Acknowledgement of Supervisor Weston's acceptance of resignation from Mr. Weldon Travis as District IV representative on the Historical Landmarks Commission.
31. [SR 15-0166](#) Resolution appointing Ms. Melissa Neville as Director to the San Juan Ridge County Water District, for a term expiring December 7, 2018.
32. [SR 15-0174](#) Acceptance of the Board of Supervisors summary minutes for February 10, 2015.

**SCHEDULED ITEMS: 9:03 A.M.**

33. [SR 15-0143](#) Certificate of Recognition to Ms. Donna Landi, Clerk of the Board, upon her retirement, for her many years of service to the citizens of Nevada County.

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

a. Consent:

*These items are expected to be routine and noncontroversial. The Board of Directors of the Nevada County Sanitation District No. 1 will act upon them at one time without discussion. Any Board member, staff member, or interested party may request that an item be removed from the consent calendar for discussion.*

1. [SR 15-0159](#) Resolution authorizing the purchase of a 2015 Ford Interceptor Sedan (Taurus) in the amount of \$21,754 to replace a Nevada County Sanitation District No. 1 fleet vehicle due to age and increasing mileage costs. (Sanitation)
2. [SR 15-0173](#) Acceptance of the Nevada County Sanitation District No. 1 summary minutes for January 13, 2015. (Clerk of the Board)

Public Comment:

*(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.)*

Adjournment.

**\*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 SESSIONS:**

- [SR 15-0169](#) Pursuant to Government Code Section 54957(b)(1), County Counsel is requesting a closed session for the Board of Supervisors to consider discipline or dismissal of a public employee.
- [SR 15-0170](#) Pursuant to Government Code Section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case: Keller v. County of Nevada, et al. (Placer County Superior Court, Case No. S-CV-0034767)



**SCHEDULED ITEM: 11:15 A.M.**

35. [SR 15-0139](#) Presentation of the Community Collaborative, Tahoe Truckee Community Foundation, Winter 2015 Tahoe Truckee Report Card. (Ms. Alison Schwedner, Director, Community Collaborative, Tahoe Truckee Community Foundation)

**PUBLIC COMMENT: 11:45 A.M.**

*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.*

*(Video-Conferencing for the public comment portion of the meeting is also available in Truckee at the District V Board of Supervisors Conference Room, east (left) side of the Sheriff's Substation at 10879A Donner Pass Road.)*

**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. Madelyn Helling Library. 3. Truckee Town Hall. Posted 2/19/2015.

Notice was also posted at the District V Board of Supervisors Conference Room, Truckee Joseph Center, Truckee Library and the Grass Valley Library.



**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 during the time the agenda item is considered by the Board. The Chair may limit the total amount of time for comment on any agenda item to no less than 3 minutes for each individual. 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.

The Board will allocate at least 15 minutes for receiving public comment during any Board meeting. The chairperson of the Board may limit any individual desiring to address the Board to no less than 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, there will not be a scheduled public comment period allocated for items not on the agenda. Public comment will only be allowed on matters appearing on the agenda at the time they are discussed by the Board.

**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 Board may limit any person's input 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 to 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. After the public hearing is closed, if 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 after giving name and city of residence. Speakers shall direct their comments to the Board, not the audience; 2) Comment on the specific matter before the Board with reasons for the position taken; 3) A time limit of at least three minutes per speaker will be provided for all oral comments. Time limits may be increased at the Chair of the Board's discretion; 4) The chair may, at his or her discretion allow five (5) minutes for those who are serving as a spokesperson for a group or organization; 5) A speaker may not yield time to another speaker; 6) 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; 7) In the interest of civil discourse, the same rules specified in the Board Order and Decorum (adopted every year by Resolution) and Robert's Rules of Order (General Henry M. Robert) shall apply for this section as well, and are hereby incorporated by reference. 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; and 8) 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 increased at the Chair of the Board's discretion.

**ORDINANCES:**

By statute, an ordinance may be passed immediately upon introduction only after notice and a public hearing.

An urgency ordinance may be passed immediately upon introduction.

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.

Adoption of the ordinance is made by majority vote.

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 13-050 (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)