

COUNTY OF NEVADA

STATE OF CALIFORNIA

Heidi Hall, 1st District (Vice-Chair)
Ed Scofield, 2nd District
Dan Miller, 3rd District
Susan Hoek, 4th District
Richard Anderson, 5th District (Chair)

Julie Patterson Hunter, Clerk of the Board
Alison Lehman, County Executive Officer
Alison Barratt-Green, County Counsel



BOARD OF SUPERVISORS

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AGENDA

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, March 12, 2019	9:00 AM	Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

This meeting is broadcast live on NCTV 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 <https://nevco.legistar.com/Calendar.aspx>

Video Conferencing at 9:01 a.m. for Public Comment located at the District V Board of Supervisors Conference Room Nevada County Sheriff's Substation, 10879A Donner Pass Road, Truckee, California
Supervisor Hall, District I, will be attending the meeting by teleconference from the City of Davis, Community Chambers Conference Room, 23 Russell Boulevard, Davis, CA 95616
The Conference Room is open to members of the public

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 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: 9:01 AM

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.)

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.

Behavioral Health Director: Phebe Bell

1. [SR 19-0201](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Foothill House of Hospitality, dba Hospitality House for the provision of homeless outreach services (Res. 18-255), increasing the maximum contract amount to \$143,971 to incorporate Substance Abuse and Mental Health Services Administration for the Benefits of Homeless Individuals grant funding, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the contract.

2. [SR 19-0196](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Community Recovery Resources for the provision of Perinatal and Non-Perinatal Outpatient Drug Free Treatment and Intensive Outpatient Treatment Services, Comprehensive Residential Treatment Program Services, and Substance Abuse Prevention and Treatment Services to residents of Nevada County (Res. 18-389), incorporating additional grant funding received from Community Based Transitional Housing through the State Department of Finance, increasing the maximum price to \$1,930,118, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

3. [SR 19-0173](#) Resolution approving a contract between the County of Nevada and Aurora Behavioral Healthcare - Santa Rosa, LLC., for the provision of 24-hour Locked Acute Inpatient Mental Health Services for residents of Nevada County who meet criteria for 5150 placement, in the maximum amount of \$18,000, for the period February 21, 2018 through December 31, 2018, and authorizing the Chair of the Board of Supervisors to execute the contract.
4. [SR 19-0187](#) Resolution accepting the renewal Continuum of Care Program Grant Award CA0978L9T151703 from the U.S. Department of Housing and Urban Development (HUD) for the Nevada County Behavioral Health Department to provide rental assistance and administrative costs for the Winters' Haven Project, in the maximum amount of \$40,580, commencing as of the date of execution by HUD, for the performance period December 1, 2018 through November 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Scope of Work.
5. [SR 19-0186](#) Resolution accepting the renewal Continuum of Care Program Grant Award CA1093L9T151706 from the U.S. Department of Housing and Urban Development (HUD) for the Nevada County Behavioral Health Department to develop long-term community housing for homeless persons with disabilities as part of the Summer's Haven Housing Project, in the maximum amount of \$113,958, commencing as of the date of execution by HUD, for the performance period December 1, 2018 through November 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Scope of Work.
6. [SR 19-0133](#) Resolution approving a renewal contract between the County of Nevada and the County of Placer for acute psychiatric inpatient hospitalization and crisis residential treatment services for Nevada County's clients, in the total maximum amount of \$611,280, for the period of July 1, 2018 through June 30, 2020, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2018/19 Behavioral Health Department budget. (4/5 affirmative vote required)

Public Health Director: Jill Blake

7. [SR 19-0188](#) Resolution approving Amendment A01 to Agreement 17-10177 between the County of Nevada and the California Department of Public Health for Public Health Emergency Preparedness, Pandemic Influenza, and Hospital Preparedness Program funding (Res. 17-298), shifting funds between categories to allow the County to complete services as outlined in the Scope of Work, for the period July 1, 2017 through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Director of Social Services: Tex Ritter

8. [SR 19-0190](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Shona Torgrimson dba Helping Hands Nurturing Center for the provision of Nurturing Parenting Program services as referred by Child Protective Services (Res. 18-366), increasing the total maximum amount from \$255,000 to \$280,000 to meet service needs of referred families, for the period July 1, 2018 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

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

9. [SR 19-0191](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Sierra Roots for the provision of temporary shelter and activities, including CalFresh outreach activities, for homeless individuals and families who are unable to access Hospitality House during designated cold winter nights (Res. 18-537), expanding the existing contract from 20 to 26 nights, increasing the maximum contract price to \$32,268, for the period November 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Housing)
10. [SR 19-0192](#) Resolution approving Amendment 1 to Standard Agreement 17-NPLH-11536 between the County of Nevada and the California Department of Housing and Community Development for the No Place Like Home (NPLH) Program Technical Assistance Grant to conform the Agreement to NPLH Program Guidelines (Res. 18-068), and authorizing the County Executive Officer to execute the Amendment. (Housing)

Sheriff-Coroner/Public Administrator: Shannan Moon

11. [SR 19-0145](#) Resolution rescinding Resolution 18-576, and approving a revised contract between the County of Nevada and ChemImage for a mail screen scanning system, with an extended service agreement for the period February 12, 2018 through June 30, 2021, for a maximum contract amount of \$150,597, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2018/19 Sheriff's office budget. (4/5 affirmative vote required)

Auditor-Controller: Marcia Salter

12. [SR 19-0198](#) Resolution authorizing the Auditor-Controller to implement California Revenue and Taxation Code Section 5105 regarding the processing of specified property tax refunds.

Director of Public Works: Trisha Tillotson

13. [SR 19-0202](#) Resolution approving the 2019 Annual Update of the Nevada County Department of Public Works Road Maintenance and Capital Improvement Five Year Plan for Fiscal Years 2018/2019 through 2022/2023, and authorizing the Director of Public Works to proceed with implementation of the Program.

Chief Information Officer: Stephen Monaghan

14. [SR 19-0169](#) Resolution continuing the declaration of a Local Emergency in Nevada County due to the Airport Hangar Fire. (4/5 affirmative vote required) (Airport)
15. [SR 19-0195](#) Resolution approving an agreement between the County of Nevada and the Town of Truckee for the provision of Information Technology Services, at a cost to the Town of \$1,652 per month plus additional amounts as may be authorized by the Town for additional services, effective upon execution by both parties, and authorizing the Chair of the Board of Supervisors to execute the agreement.
16. [SR 19-0137](#) Resolution approving Amendment 1 to the contract between the County of Nevada and R&B Com Inc. for computer installation and upgrade services at Nevada County facilities (PESL3508), increasing the contract amount by \$40,000 for a maximum contract price of \$65,000, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2018/19 Information Systems budget. (4/5 vote affirmative required)
17. [SR 19-0009](#) Resolution approving a Lease Agreement between the County of Nevada and Wildwood West Investors for Library space located in the Wildwood Commercial Center, 11252 and 11254 Pleasant Valley Road, Penn Valley, for the period December 1, 2018 through November 30, 2023, for a total monthly rent payment of \$2,800 for the first year, authorizing the Chair of the Board of Supervisors to execute the Lease Agreement, and directing the Auditor-Controller to amend the Fiscal Year 2018/19 Library budget. (4/5 affirmative vote required) (Facilities)
18. [SR 19-0142](#) Resolution approving a contract between the County of Nevada and Pacific Gas & Electric for engineering services to establish gas and electric service at the Nevada County Operations Center located at 12350 La Barr Meadows Road, Grass Valley, in the amount of \$28,330.41, authorizing the Chair of the Board to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2018/19 Capital Projects budget. (4/5 affirmative vote required) (Facilities)

County Executive Officer: Alison Lehman

19. [SR 19-0178](#) Resolution amending various Nevada County budgets through the Second Consolidated Budget Amendment for Fiscal Year 2018/19. (4/5 affirmative vote required)

Individual Board Member Item:

20. [SR 19-0193](#) Resolution in support of a Statewide commission to address significant challenges to California's recycling markets.

Sponsor(s): Ed Scofield, District II

Clerk of the Board: Julie Patterson Hunter

21. [SR 19-0194](#) Resolution proclaiming June 1st, 2019 as the annual "North San Juan Cherry Festival" day.
22. [SR 19-0189](#) Acceptance of resignation from Ms. Barbara Smith, Public Sector representative, from the Adult and Family Services Commission.
23. [SR 19-0204](#) Confirm and ratify the appointment of Ms. Jennifer Hershon as a Public Sector representative to the Adult & Family Services Commission, for a two-year term expiring April 30, 2021.
24. [SR 19-0200](#) Acceptance of Board of Supervisors Summary Minutes for February 26, 2019.

***CLOSED SESSIONS:**

[SR 19-0215](#) Pursuant to Government Code Section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case:
Steelhead Constructors, Inc. v. County of Nevada, St. of Ca. OAH, Public Works Contract Arb., Case No. A-0011-2018.

[SR 19-0216](#) Pursuant to Government Code Section 54956.9(d)(2), County Counsel is requesting a closed session with the Board of Supervisors to discuss one matter in which there is a significant threat of litigation against the County.

[SR 19-0224](#) Public Employee Performance Evaluation, pursuant to Government Code Section 54957(b)(1).

SCHEDULED ITEM: 10:30 A.M.**Chief Information Officer: Stephen Monaghan**

25. [SR 19-0197](#) Public hearing to consider approval of the Eric Rood Administrative Center Board Chamber and Conference Room Usage Fee Schedule. The proposed fee schedule will affect user fees related to the cost of providing certain individual services.

Resolution approving a Room Usage Policy and Fee Schedule for after-hours use of the Eric Rood Administrative Center Board of Supervisors Chambers, Empire, and Providence Rooms. (Facilities)

***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.

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. 4. City of Davis.

Posted March 7, 2019.

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 when the agenda item is considered by the Board. The Chair may limit the total amount of time for comment on any agenda item and may limit any individual desiring to address the Board to no less than three (3) minutes. Comments by the public must be relevant to the item on the agenda being considered by the Board.

Matters not on the Agenda: At regular meetings of the Board, members of the public shall be allowed to address the Board of Supervisors on matters not appearing on the agenda which are of interest to the public and which are within the subject matter jurisdiction the Board. Pursuant to the Ralph M. Brown Act, the Board shall not take any action or discuss any matter not appearing on the agenda; although staff may be asked to briefly respond to or follow up on such items.

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

The Chair of the Board may limit the total amount of time allocated for public comment; provided, however, the Board will allocate at least fifteen (15) minutes for receiving public comment during any Board meeting. The Chair of the Board may limit any individual desiring to address the Board to no less than three (3) minutes. Time to address the Board will be allocated on the basis of the order in which the requests were received.

PUBLIC HEARINGS:

All members of the public shall be allowed to address the Board as to any item which is noticed on the Board's agenda as a public hearing. The Chair of the Board may limit the total amount of time allocated for the public hearing and may limit any individual desiring to address the Board to not less than three (3) minutes. Any person may provide the Board with a written statement in lieu of or in supplement to any oral statement made during a public hearing. Written statements shall be submitted to the Clerk of the Board.

Whenever a public hearing is conducted, the public hearing is closed and the matter is continued to a subsequent meeting for Board deliberation and/or action, the Board shall not allow public comment and/or testimony on that item at the subsequent hearing. However, at the initial public hearing, prior to taking action, the Board may, at its sole discretion, elect to continue the matter and reopen the public hearing. At the subsequent hearing, all information will be considered. The Board may also, at the initial public hearing, prior to taking action, announce that the public hearing is being continued for specific information and the public testimony will only be heard on new information specific to the Board's direction. If, after the public hearing is closed and the Board later decides to reopen the public hearing for public testimony, appropriate notices must be published.

ORDER AND DECORUM:

Individuals or organizations desiring to address the Board shall: 1) Address the Board from the podium. Speakers are encouraged but not required to give their name and city of residence before addressing the Board. Speakers shall direct their comments to the Board, not the audience or staff. 2) Comment on the specific matter before the Board with reasons for the position taken. 3) The Chair may, at his or her discretion, allow up to five (5) minutes for those who are serving as a spokesperson for a group or organization. 4) A speaker may not yield time to another speaker. 5) No individual may speak more than once during the Public Comment period or on an item on the agenda unless recognized by the Chair as having new information. 6) In the interest of civil discourse, the rules specified in this Order and Decorum of Board Business and Robert's Rules of Order, to the extent such Rules are not in conflict with the Brown Act, shall apply at all Board meetings. It shall be the responsibility of the Chair to ensure public comments are conducted in such a manner that avoids disruptive activity, promotes mutual respect, keeps comments focused on issues, and avoids personal attack. 7) Applicants, applicant representatives and appellants desiring to speak shall be permitted to speak first during the public comment portion of a public hearing for not more than ten (10) minutes (or fifteen (15) minutes at Appeal Hearings), unless different rules for conducting the hearing are provided by County code. Time limits may be modified at the Chair of the Board's discretion.

ORDINANCES:

- 1) By statute, an ordinance may be passed immediately upon introduction only after notice and a public hearing.
- 2) An urgency ordinance may be passed immediately upon introduction.
- 3) Ordinances shall not be passed within five days of their introduction, nor at other than a regular meeting or at an adjourned regular meeting unless authorized by statute as indicated above. The Board of Supervisors will address ordinances at first readings. The public is urged to address ordinances at first readings; as passage of ordinances will be held at second readings, after reading the title.
- 4) Adoption of the ordinance is made by majority vote.
- 5) The Board reserves the right to amend any proposed ordinances and to hold a first reading in lieu of a second reading. (Gov. Code Section 25131, et seq.)

INFORMATIONAL CORRESPONDENCE:

The Board may direct any item of informational correspondence to a department head for appropriate action.

REFERENCES:

- Nevada County Resolution 17-084 (Public comment)
Ralph M. Brown Act, California Government Code Sec. 54950, et. seq. (Open meetings law)
Nevada County Land Use Code Sec. L-II 5.12 (Appeals)