

COUNTY OF NEVADA

STATE OF CALIFORNIA

Heidi Hall, 1st District (Vice-Chair)

Ed Scofield, 2nd District

Dan Miller, 3rd District

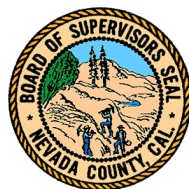
Susan Hoek, 4th District

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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SUMMARY MINUTES

| <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 |

REGULAR MEETING: 9:00 AM

Rollcall

The following Supervisors present:

Heidi Hall, 1st District (Attending by teleconference from Davis, California)

Ed Scofield, 2nd District

Dan Miller, 3rd District

Susan Hoek, 4th District

Richard Anderson, 5th District

STANDING ORDERS:

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

Pledge of Allegiance led by Mr. Lee French, District II resident.

Corrections and/or deletions to agenda.

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

PUBLIC COMMENT: 9:01 AM

ACTION TAKEN: The following members provided comment: Ms. Shanti Emerson, District I resident; Mr. Lee French, District II resident; Mr. Abraham Valensky, District IV resident; Ms. Linda Chaplin, District I resident; and Mr. Wade Laughter, District I resident.

CONSENT CALENDAR:**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.
Adopted.
Enactment No: RES 19-088
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.
Adopted.
Enactment No: RES 19-089
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.
Adopted.
Enactment No: RES 19-090

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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.
- Adopted.**
Enactment No: RES 19-091
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.
- Adopted.**
Enactment No: RES 19-092
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)
- Adopted.**
Enactment No: RES 19-093

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.

Adopted.

Enactment No: RES 19-094

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.

Adopted.

Enactment No: RES 19-095

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)

Adopted.

Enactment No: RES 19-096

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)

Adopted.

Enactment No: RES 19-097

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)

Adopted.

Enactment No: RES 19-098

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.

Adopted.

Enactment No: RES 19-099

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.

Adopted.

Enactment No: RES 19-100

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)
Adopted.
Enactment No: RES 19-101
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.
Adopted.
Enactment No: RES 19-102
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)
Adopted.
Enactment No: RES 19-103
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) (Pulled from consent by Ms. Linda Chaplin, District I resident.)
Adopted.
Enactment No: RES 19-107

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)
Adopted.
Enactment No: RES 19-104

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)
Adopted.
Enactment No: RES 19-105

Individual Board Member Item:

20. [SR 19-0193](#) Resolution in support of a Statewide commission to address significant challenges to California's recycling markets. (Pulled from consent by Ms. Linda Chaplin, District I resident.)
Sponsor(s): Ed Scofield, District II
Adopted.
Enactment No: RES 19-108

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.
Adopted.
Enactment No: RES 19-106
22. [SR 19-0189](#) Acceptance of resignation from Ms. Barbara Smith, Public Sector representative, from the Adult and Family Services Commission.
Accepted.
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.
Appointed.
24. [SR 19-0200](#) Acceptance of Board of Supervisors Summary Minutes for February 26, 2019.
Accepted.

ACTION TAKEN: Chairman Anderson introduced the consent calendar. Agenda Items #17 and #20 pulled from consent by Ms. Linda Chaplin, District I resident.

Approval of the Consent Agenda

Adopted.

MOTION: Motion made by Supervisor Miller, seconded by Supervisor Hoek, to approve the consent calendar less Agenda Items #17 and #20. On a roll call vote, the motion passed unanimously.

ITEMS PULLED FROM THE CONSENT CALENDAR:

Chief Information Officer: Stephen Monaghan

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) (Pulled from consent by Ms. Linda Chaplin, District I resident.)
Enactment No: RES 19-107

ACTION TAKEN: Ms. Linda Chaplin, District I resident, shared support for the County Libraries, but was concerned that so many items are placed on consent, which places the burden on the public to pull an item for discussion. She wanted to hear the Board discuss the item.

Supervisor Hoek shared her support of public libraries, and was pleased that the new library in her District would be larger while not affecting the County budget.

Mr. Stephen Monaghan, Chief Information Officer, reported that this item was reviewed previously by the Board members at the Board Workshop in January.

MOTION: Motion made by Supervisor Hoek, seconded by Supervisor Scofield, to adopt Resolution 19-107. On a roll call vote the motion passed unanimously.

Individual Board Member Item:

20. [SR 19-0193](#) Resolution in support of a Statewide commission to address significant challenges to California's recycling markets. (Pulled from consent by Ms. Linda Chaplin, District I resident.)

Sponsor(s): Ed Scofield, District II
Enactment No: RES 19-108

ACTION TAKEN: Supervisor Scofield reported that this is an item brought forward by California State Association of Counties (CSAC) regarding the difficulties in recycling due to the change in China's process. He stressed that it is a statewide issue.

Mr. David Garcia, Solid Waste Program Manager, believed the staff report outlined the background and provided the clarification necessary.

Board discussion ensued.

MOTION: Motion made by Supervisor Scofield, seconded by Supervisor Miller, to adopt Resolution 19-108. On a roll call vote the motion passed unanimously.

*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).

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

Following the closed sessions, Ms. Barratt-Green reported that nothing occurred in either of the first two closed sessions that was required to be reported out by law.

Pertaining to the third closed session regarding her performance review, Ms. Alison Barratt-Green, County Counsel, reported out that she advised the Board that she would be retiring effective November 1, 2019, and she thanked the Board for the opportunity to serve as their County Counsel.

The Board thanked Ms. Barratt-Green for her service to the County.

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) (Hall - Abstain)

Adopted as amended.

Enactment No: RES 19-109

ACTION TAKEN: Chairman Anderson introduced the public hearing, and Mr. Stephen Monaghan, Chief Information Officer, and Ms. Elise Strickler, Chief Fiscal Officer, reviewed the staff report regarding the proposed Fee Schedule for Conference Room usage in the Eric Rood Administrative Center. He reported that the large portion of public use of the conference rooms is after hours, during a time when the only employees in the building are custodians, who are not generally working in the location of the meetings. Mr. Monaghan spoke to employee and public security and safety, along with costs of keeping the building open after general business hours.

He reviewed the four issues experienced, including homeless coming into the unlocked lobby doors and avoiding detection in order to spend the night which makes it important to have a dedicated security person at night to keep the facility safe and protected. Usage has increased as the word has gotten out that the rooms have been free for use and there are hundreds of community and non-profit groups asking to use the space. In order to be fair, the County must allow all groups to use the facilities, not just those that have used it in the past and, currently, there is no specific procedure regulating the rental of the room. The third issue is technology usage; the County has invested in very expensive systems for audio and video, and issues have happened with members of the public using the system without full understanding. If technology is needed for a meeting at night, an employee needs to be on site that is trained in the use of the system. The last issue is cost recovery; after hours usage has a hard cost, including cleaning, power usage, etc. The proposed policy and fee schedule seeks to address these four major areas of concern. The fee schedule has been reviewed and compared to other counties.

Mr. Monaghan responded to Board questioning.

Supervisor Miller clarified that the use being discussed today is after hours and/or weekends. Mr. Monaghan confirmed that is the case.

Chairman Anderson asked how the fees compared to other venues. Mr. Monaghan responded that they have surveyed other Counties regarding both their policies and their fees, plus other types of rental venues.

Board discussion ensued regarding the policy referencing partisan and non-partisan/political meetings and how to differentiate active political events.

Chairman Anderson opened the public hearing for public comment, and the following members of the public provided comments: Ms. Claudia Taylor, representing the Nevada County Republican Central Committee; Ms. Nicole Raglin, representing the Nevada County Green Party; Ms. Itera O'Connell, District III resident, and Outreach Chair for the Democratic Party; Ms. Janice Bedayn, President, League of Women Voters; and Ms. Beth Moore, County resident and member of the Green Party.

There being no further public comment, Chairman Anderson closed the public comment period.

Board questioning and discussion ensued.

Chairman Anderson took issue with the word 'political' in the policy definitions and discussion ensued regarding removing that definition.

Mr. Monaghan agreed to strike the word 'political' from the policy.

MOTION: Motion made by Supervisor Scofield, seconded by Supervisor Miller, to adopt Resolution 17-109, amended to modify the policy to remove the word 'political' from the definitions. On a roll call vote the motion passed as follows: Ayes: Supervisors Scofield, Hoek, Miller and Anderson. Noes: None. Absent: None. Abstain: Supervisor Hall.

***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: Postponed until Supervisor Hall returns.

ADJOURNMENT:

ACTION TAKEN: Chairman Anderson adjourned the meeting at 11:54 A.M.

Signature and Attestation

Richard Anderson, Chairman

ATTEST:

By:

Lelia Loomis, Deputy Clerk to the Board