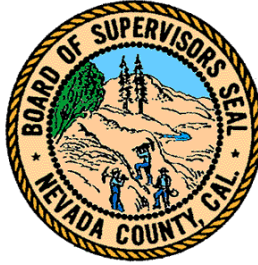


# COUNTY OF NEVADA

## STATE OF CALIFORNIA

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



## BOARD OF SUPERVISORS

950 Maidu Avenue  
Nevada City, CA 95959-8617  
(530) 265-1480  
Fax: (530) 265-9836  
bdofsupervisors@co.nevada.ca.us

\*\*\*\*\*

Julie Patterson Hunter, Clerk of the Board  
Richard A. Haffey, County Executive Officer  
Alison Barratt-Green, County Counsel

## AGENDA

Date	Time	Location
Tuesday, February 28, 2017	10:00 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 [http://nevco.granicus.com/ViewPublisher.php?view\\_id=3](http://nevco.granicus.com/ViewPublisher.php?view_id=3).

Video Conferencing at 10:01 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

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: 10:00 AM****STANDING ORDERS:**

Call the meeting to order.

Pledge of Allegiance.

Corrections and/or deletions to agenda.

**PUBLIC COMMENT: 10:01 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.)*

**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.*

**Interim Behavioral Health Director: Jill Blake**

1. [SR 17-0098](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Auburn Counseling Services, Inc., dba Communicare for the provision of Phone Triage Services and Regional Telephone Triage Services for Placer County's Adult System of Care (Res. 16-368), amending the contract to include Telephone Triage Services for Placer County's Children's System of Care (CSOC), and Telephone Answering Services for after-hours CSOC child welfare calls, increasing the contract maximum amount from \$888,726 to \$900,618, for the period July 1, 2016 through June 30, 2017, authorizing the Chair of the Board of Supervisors to execute the amendment, and directing the Auditor-Controller to amend the Behavioral Health Department's budget for Fiscal Year 2016/17. (4/5 affirmative vote required)
2. [SR 17-0070](#) Resolution approving an Amendment to the contract between the County of Nevada and the County of Placer pertaining to Nevada County Behavioral Health department providing Telephone Triage Services for the Placer County Adult System of Care (ASOC) (Res. 16-289), amending the contract to include Telephone Triage Services for Placer County's Children's System of Care (CSOC) and Telephone Answering Services for after-hours CSOC child welfare calls, increasing the total contractual obligation from \$1,218,660 to \$1,254,012, for the period July 1, 2016 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the amendment.

3. [SR 17-0114](#) Resolution approving a contract between the County of Nevada and Social and Environmental Entrepreneurs, dba Gateway Mountain Center for the provision of comprehensive specialty mental health treatment services primarily targeted for emotionally disturbed youth, in the maximum amount of \$35,000, for the period February 28, 2017 through August 31, 2017, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Behavioral Health Department's budget for Fiscal Year 2016/17. (4/5 affirmative vote required)

Director of Social Services: Mike Dent

4. [SR 17-0103](#) Resolution approving Amendment 1 to the contract between the County of Nevada and KARE Crisis Nursery, Inc. for the provision of court-ordered monitored visitation services for Child Protective Services (CPS) clients (PESJ2930), increasing the maximum obligation from \$12,000 to \$16,000 for Fiscal Year 2016/17, for a revised total contract maximum of \$28,000 for the contract term of July 1, 2015 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Sheriff-Coroner/Public Administrator: Keith Royal

5. [SR 17-0135](#) (Waive further reading/Adopt) An Ordinance amending Subsection 1.4 BB. of Article 1 of Chapter IV of the Nevada County General Code, pertaining to the definition of "Vicious Dog."
6. [SR 17-0130](#) Resolution accepting the award from the Department of Justice Drug Enforcement Administration (DEA), Domestic Cannabis Eradication/Suppression Program, related to the eradication of illicit cannabis cultivation on public lands, and authorizing the Nevada County Sheriff to execute Agreement 2017-34 in an amount of up to \$22,500, for the period October 1, 2016 through September 30, 2017.
7. [SR 17-0107](#) Resolution authorizing an agreement between the County of Nevada and the California Department of Boating and Waterways pertaining to reimbursement of boating safety and enforcement costs associated with the Sheriff's Office Boat Patrol, in an amount not to exceed \$96,674, for period July 1, 2017 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the agreement.

Treasurer-Tax Collector: Tina Vernon

8. [SR 17-0106](#) Resolution approving Amendment 1 to the Purchasing Agent contract between the County of Nevada and Mailing Systems, Inc. for printing and mailing of County property tax bills (PESK3165), increasing the maximum contract price from \$25,000 to \$33,000, for the period July 1, 2016 through June 30, 2017, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Community Development Agency Director: Sean Powers

9. [SR 17-0096](#) Resolution approving Amendment 3 to the software purchase and maintenance agreement between the County of Nevada and Accela, Inc. (Res. 15-154), increasing the contract amount by \$27,276 to a maximum contract amount of \$462,920, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Community Development Agency's Fiscal Year 2016/17 budget. (4/5 affirmative vote required)

Director of Public Works: Trisha Tillotson

10. [SR 17-0109](#) Resolution approving the Maintained Mileage Certification for 2017, certifying the total mileage of County maintained roads to be 562.19 miles.
11. [SR 17-0112](#) Resolution approving Summary Vacation (abandonment) of a portion of the public right-of-way shown as Nevada City Avenue on that certain map for the Loma Rica Industrial Park recorded June 23, 1960 in Book 1 of Subdivision Maps at Page 121 (Res. 09-047), and directing the Clerk of the Board of Supervisors to record the Resolution of Summary Vacation. (Dist. III)
12. [SR 17-0113](#) Resolution approving bidding documents and specifications for the Emergency Vehicle Preemption Safety System Project 2017 - Contract No. 440815, authorizing the Chair of the Board of Supervisors to sign the documents, and instructing the Purchasing Division to advertise for bids with the bid opening date to be determined by the Purchasing Agent. (Dist. II)
13. [SR 17-0115](#) Resolution authorizing the Chair of the Nevada County Board of Supervisors to execute the Federal Fiscal Year 2017 Certifications and Assurances for Federal Transit Administration (FTA) Assistance Programs. (Transit Services)

Human Resources Director: Charlie Wilson

14. [SR 17-0088](#) Resolution amending Authorized Staffing Resolution 16-240 adopted June 21, 2016, with the total number of FTE remaining unchanged at 785.75, effective February 28, 2017.

Chief Information Officer: Stephen Monaghan

15. [SR 17-0108](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and Deschaine Enterprises, Inc. for the Laura Wilcox Memorial Building Accessibility Project, located at 208 Sutton Way, Grass Valley (Res. 16-514), with contract costs totaling \$49,168, and directing the Clerk of the Board to record this Notice in accordance with Civil Code Section 9208.

16. [SR 17-0116](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and Ferguson Family Enterprises, Inc., dba Gray Electric Co. for the Electric Vehicle Charging Stations Project located at 950 Maidu Avenue, Nevada City (Res. 16-458), with contract costs totaling \$51,363.98, and directing the Clerk of the Board to record this Notice in accordance with Civil Code Section 9208.
17. [SR 17-0142](#) Resolution to ratify a Proclamation of a Local Emergency in Nevada County due to extreme weather, to request the Governor to proclaim a State of Emergency for Nevada County, to authorize the County Executive Officer to take action for necessary repair of public facilities, and to authorize a registered Engineer under the direction of the Department of Public Works to make necessary repairs to County roads. (Emergency Services) (4/5 affirmative vote required)

County Executive Officer: Richard Haffey

18. [SR 17-0133](#) Resolution amending various Nevada County budgets through the Second Consolidated Budget Amendment for Fiscal Year 2016/17.  
(4/5 affirmative vote required.)

Clerk of the Board: Julie Patterson Hunter

19. [SR 17-0131](#) Acceptance of Board of Supervisors Summary Minutes for February 14, 2017.

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

Call the meeting to order:

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.*

- 20a. [SR 17-0101](#) Resolution authorizing the Board of Directors of the Nevada County Sanitation District No. 1 to enter into an Agreement with Inland Environmental Resources (IER) Environmental Systems, Inc. for a trial use period with an option to purchase, to install and evaluate a Gener-Ox Sulfide Oxidation Unit for odor control use in Lake Wildwood, Zone 1, in the maximum amount of \$100,885, authorizing the Chair of the Board of Directors to execute the Agreement, and directing the Auditor-Controller to amend the Fiscal Year 2016/17 Sanitation District budget. (4/5 affirmative vote required) (Dist. IV)
- 20b. [SR 17-0140](#) Acceptance of Nevada County Sanitation District No.1 Summary Minutes for February 14, 2017.

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:**DEPARTMENT HEAD MATTERS:****Interim Behavioral Health Director: Jill Blake**

21. [SR 17-0110](#) Resolution approving the Nevada County Mental Health Services Act (MHSA) Annual Update to the Three Year Program and Expenditure Plan for Fiscal Year 2016/17 and Annual Progress Report for Fiscal Year 2014/15, and authorizing the Nevada County Behavioral Health Director to sign and certify the MHSA County Compliance Certification.

**\*CLOSED SESSIONS:**

[SR 17-0141](#) Pursuant to Government Code 54956.9(d)(4), County Counsel is requesting a closed session to determine whether litigation should be initiated by the County in one matter.

[SR 17-0077](#) Pursuant to Government Code Section 54957.6, a closed session of the Board of Supervisors will be held for the purpose of reviewing its position and instructing its designated labor negotiations representatives regarding employee salaries, salary schedules, fringe benefits, and all other matters within the statutory scope of representation. The designated labor negotiation representatives for Nevada County are: Alison Lehman, Assistant County Executive Officer, Charlie Wilson, Director of Human Resources, and Donna Williamson, Labor Attorney. The labor negotiations concern the following County bargaining units: Probation Peace Officers' Association and Management Employees' Association.

**\*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.

Posted February 23, 2017.

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 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.

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 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 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, public comment will only be allowed on matters appearing on the agenda.

**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 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. 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 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 same 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; and 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 minutes (or fifteen 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)