

COUNTY OF NEVADA

STATE OF CALIFORNIA

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

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



BOARD OF SUPERVISORS

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AGENDA

Date	Time	Location
Tuesday, February 11, 2020	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>

Closed Captioning is available for hearing impaired viewers and webcast live at <https://nevco.legistar.com/Calendar.aspx>

Video Conferencing at 9:01 a.m. for Public Comment and for Item 19 at the 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 meeting. 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 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.

Behavioral Health Director: Phebe Bell

1. [SR 20-0750](#) Resolution accepting funds in the amount of \$16,336 for the renewal Substance Abuse and Mental Health Services Administration Center for Mental Health Services for the Projects for Assistance in Transition from Homelessness Formula Grant Program for Fiscal Year 2019/20.
2. [SR 20-0751](#) Resolution accepting funds in the amount of \$238,020 for the renewal Substance Abuse and Mental Health Services Administration Center for Mental Health Services Community Mental Health Services Block Grant Program for Fiscal Year 2019/20.

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

3. [SR 20-0143](#) Resolution approving the submittal of an application to the California State Department of Housing and Community Development for funding in the amount of \$1,000,000 under the CalHOME Program for mortgage assistance and rehabilitation loans to eligible households, and authorizing the Housing and Community Services Director to execute the application, and standard agreement if selected for such funding, and any related documents necessary to participate in the CalHOME Program. (Housing)

4. [SR 20-0561](#) Resolution approving an Assignment and Assumption of the “Option to Ground Lease Agreement” between the County of Nevada, jointly the Regional Housing Authority and Pacific West Communities, Inc., and Grass Valley PSH Associates, LLP pertaining to County-owned property located at 936 Old Tunnel Rd., Grass Valley, CA (APN 035-400-054), designated as the location of the proposed Brunswick Commons Affordable Housing Project (Res. 19-358), and authorizing the Chair of the Board of Supervisors to execute the Agreement. (Housing)

Clerk-Recorder/Registrar of Voters: Gregory Diaz

5. [SR 20-0710](#) Resolution approving an amendment to Standard Agreement 18G30129 between the County of Nevada and the California Secretary of State (Res. 19-052) providing additional funding for replacement/upgrade to Nevada County Voting Systems (\$224,750) and Election Management System replacement (\$61,665.30), for a total contract amount not to exceed \$735,915.30, for the period February 1, 2019 through June 30, 2022, and authorizing the Nevada County Clerk-Recorder to execute the Amendment.
6. [SR 20-0711](#) Resolution accepting Voter’s Choice Act Implementation (SB450) funding from the Office of the California Secretary of State, in the amount of \$116,953, for the period January 1, 2019 through December 30, 2020, and authorizing the Nevada County Clerk-Recorder/Registrar of Voters to execute Standard Agreement 19S10059.

Director of Public Works: Trisha Tillotson

7. [SR 20-0809](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and Central Striping Service, Inc. for the 2019 Nevada County Thermoplastic Safety Striping Project - Federal Aid Project Number HSIP-05917(101), County Contract No. 225033 (Res. 19-413), with contract costs totaling \$399,520.90, and directing the Clerk of the Board of Supervisors to record this Notice in accordance with Civil Code Section 9208. (Dists. I, II, and IV)

Chief Information Officer: Stephen Monaghan

8. [SR 20-0672](#) Resolution approving Amendment 1 to the Site Lease Agreement between the County of Nevada and T-Mobile West, LLC to provide four (4) five-year options to renew to the Agreement for the rental of tower and ground space located at 980 Helling Way, Nevada City, CA (APN 05-020-018) (Res. 11-119), and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Facilities)

Interim County Librarian: Elise Strickler

9. [SR 20-0153](#) Resolution accepting \$10,000 in Library Services and Technology Act funds from the California State Library to maximize space at the San Juan Ridge Community Library, for use during the period January 1, 2020, to June 30, 2020, authorizing the County Librarian to execute all additional grant documents, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 Library budget to reflect the additional revenue and related expenses. (4/5 affirmative vote required)

County Executive Officer: Alison Lehman

10. [SR 20-0856](#) Resolution adopting the 2020/2021 Vision, Mission, and Value Statements, and Core Services definition for Nevada County, as discussed at the January Workshop, directing the County Executive Officer to use the County Vision, Mission, and Value Statements for development of the Fiscal Year 2020/2021 budget and the management of County operations, Programs and services, and repealing Resolution 19-071.
11. [SR 20-0854](#) Approving the Order and Decorum of Board Business for 2020, as discussed at the Board's January Workshop.
12. [SR 20-0858](#) Approval of the 2020/2021 Proposed Budget Schedule and Policies, as discussed at the Board's January Workshop.
13. [SR 20-0855](#) Resolution approving Amendment 1 to the contract between the County of Nevada and the State of California for the the California Complete Count Census 2020 Outreach and Awareness Campaign (Res. 19-039), accepting an additional \$78,150 for a new maximum contract price of \$153,150, adding Attachment A-1 Additional Responsibilities and Requirements for Certification to Exhibit "A", Attachments D-1 Protection of Confidential and Sensitive Information, D-2 Non-Disclosure Certificate, and D-3 Volunteer Release of Liability to Exhibit "D", and Exhibit "E" Equipment Purchases, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
14. [SR 20-0857](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Connecting Point pertaining to the California Complete Count Census 2020 Outreach and Awareness campaign (Res. 19-353), amending the contract to add additional responsibilities and requirements in furtherance of the California Complete Count in the County of Nevada, increasing the maximum contract amount to \$127,835, for the period February 1, 2020 through December 31, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Clerk of the Board: Julie Patterson Hunter

15. [SR 20-0747](#) Confirmation and ratification of the appointments of Mr. Joel Radtke as a Low-Income Sector member to the Adult and Family Services Commission and Ms. Kari Stehmeyer as a Private Sector member to the Adult and Family Services Commission, both to fill unexpired terms ending April 30, 2021.
16. [SR 20-0852](#) Acceptance of Board of Supervisors Summary Minutes for January 22, 23, 24, and 28, 2020.

INDIVIDUAL BOARD MEMBER ITEM:**Supervisor Ed Scofield, District II**

17. [SR 20-0138](#) Alliance for Workforce Development, Inc. (Nevada County Business and Career Network), annual presentation of the Alliance's Mid-Year 2019/20 Performance Report - Workforce Innovation and Opportunity Act Program and Services. (Amy Velazquez, Director of Business Services, AFWD)

SCHEDULED ITEMS: 10:00 A.M.**County Executive Officer: Alison Lehman**

18. [SR 20-0853](#) Resolution adopting the 2020 Board Objectives for Nevada County as discussed at the Board's January Workshop, and directing the County Executive Officer to use the Board Objectives for the development of the 2020/2021 Fiscal Year budget, and the management of the County operations. programs and services.

Clerk of the Board: Julie Patterson Hunter

(Teleconferencing from the District V Board of Supervisors Conference Room, Nevada County Sheriff's Substation, 10879A Donner Pass Road, Truckee)

19. [SR 20-0784](#) Resolution making findings, accepting the appeal filed by Mr. Larry and Ms. Cheryl Andresen to a decision of the Department of Public Works issuance of a Notice of Encroachment Permit Violation regarding unpermitted work that occurred in the County right-of-way on Floriston Avenue, and scheduling a public hearing on March 25, 2020, at 9:30 a.m. (Dist. V)

***CLOSED SESSION:**

- [SR 20-0783](#) 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.

***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.

Recess for lunch:

AFTERNOON SESSION**SCHEDULED ITEM: 1:30 P.M.****Planning Director: Brian Foss**

- 20a.** [SR 20-0746](#) Public hearing to consider the Planning Commission’s January 9, 2020 4-0 vote, recommending that the Nevada County Board of Supervisors adopt a Resolution approving the proposed revisions to the Nevada County Safety Element, Chapter 10 of the General Plan, which was previously adopted by Nevada County in 2014. The Safety Element update is required by Government Code Section 65302(g). The Safety Element addresses potential and existing hazards in the County, which are outlined in the following categories: Emergency Preparedness, Geological Hazards/Seismic Activity, Flood Hazards, Airport and Military Airspace Hazards, Hazardous Material and Mining Hazards, Public Safety Services and Facilities, Fire Hazards and Protection, and Severe Weather Hazards. Among other updates, two additional categories for Climate Change Resiliency and Mitigation, and Environmental Justice have been added to the Safety Element. The Board will also consider and the Planning Commission’s recommendation to adopt the Negative Declaration (EIS19-0005) prepared in accordance with the California Environmental Quality Act (CEQA) for the proposed amendments to the Nevada County General Plan, Chapter 10, Safety Element.

Resolution adopting a Negative Declaration for the update to the Nevada County General Plan Chapter 10, Safety Element (Planning File Nos. GPT19-0002, EIS19-0005).

- 20b.** [SR 20-0934](#) Resolution amending the Nevada County General Plan Chapter 10, Safety Element (Planning File No. GPT19-0002).

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 Joseph Center.*

Posted February 6, 2020.

Notice was also posted at the District V Board of Supervisors Conference Room, 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)