

COUNTY OF NEVADA

STATE OF CALIFORNIA

Supervisor Heidi Hall, District I
Vice Chair Supervisor Ed Scofield, District II
Supervisor Dan Miller, District III
Chair Susan Hoek, District IV
Supervisor Hardy Bullock, District V

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



BOARD OF SUPERVISORS

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SUMMARY MINUTES

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, April 26, 2022	9:00 AM	Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

To view supporting documents for each agenda item, click on the SR number to the left of the item.

REGULAR MEETING: 9:00 AM

Rollcall.

The following Supervisors present:

Heidi Hall, 1st District
Ed Scofield, 2nd District
Dan Miller, 3rd District
Sue Hoek, 4th District
Hardy Bullock, 5th District

STANDING ORDERS:

Chair Hoek called the meeting to order at 9:00 a.m.

Pledge of Allegiance held.

No corrections and/or deletions to agenda were noted.

PUBLIC COMMENT:

[SR 22-0334](#) Public comment received.

ACTION TAKEN: Chair Hoek opened the opportunity for general public comment, and comments were received.

CONSENT CALENDAR:**Behavioral Health Director: Phebe Bell**

1. [SR 22-0406](#) Resolution approving Amendment 1 to the Participation Agreement between the County of Nevada and the California Mental Health Services Authority (CalMHSA) for services related to early treatment of psychosis (Res. 22-061), revising Section II item 6 for the Early Psychosis Intervention Project to remove Alpine County and add Colusa County as a partner in this Project, in the maximum amount of \$1,864,145, for period September 1, 2021 through June 30, 2025, and authorizing the Chair of the Board of Supervisors to execute the amendment.

Adopted.

Enactment No: RES 22-158

2. [SR 22-0190](#) Resolution authorizing participation in the Department of Health Care Services Behavioral Health, Quality Improvement Program, and authorizing the Behavioral Health Director to request start-up funds, and authorizing the Behavioral Health Director and Auditor-Controller to execute the BH-QOP Start-Up Funding Claiming form and Certification forms with the Department of Health Care Services.

Adopted.

Enactment No: RES 22-159

Public Health Director: Jill Blake

3. [SR 22-0256](#) Resolution approving the use of Alcohol Education Program funds to support the Countywide implementation and provision of alcohol use prevention and youth development programs throughout Nevada County school districts and charter schools, in the amount of \$25,000 for each County fiscal year, during the period of July 1, 2021 through June 30, 2024, and authorizing the Public Health Director to execute the Interagency Agreement between the Nevada County Office of Education and Nevada County Public Health Department.

Adopted.

Enactment No: RES 22-160

Director of Social Services: Rachel Roos

4. [SR 22-0352](#) Resolution approving a renewal contract between the County of Nevada and Nevada-Sierra Connecting Point Public Authority to operate a Market Match Program at Farmers' Markets in Nevada County, in the maximum amount of \$81,811, for the period May 1, 2022 through February 28, 2023, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: RES 22-161

Sheriff-Coroner/Public Administrator: Shannan Moon

5. [SR 22-0403](#) Resolution authorizing the Nevada County Sheriff to use monies from the Anti-Drug Abuse/Gang Diversion Fund (No. 1679) for program implementation by local non-profit agencies to combat substance abuse amongst high-risk elementary and secondary school age students, in the amount of \$15,000 each for Bright Futures and Gateway Mountain Center, for a total amount of \$30,000, and directing the Auditor-Controller to amend the Fiscal Year 2021/22 budget. (4/5 affirmative vote required) (Pulled from consent by Supervisor Bullock)

Adopted.

Enactment No: RES 22-177

Building Director: Craig Griesbach

6. [SR 22-0418](#) Request for Board of Supervisors' approval to issue a letter of support for SB 1074 (McGuire) which would eliminate the state cannabis cultivation tax and provide overall tax relief for the cannabis industry until January 1, 2026. (Cannabis Division) (Pulled from consent by Supervisor Miller) (Supervisor Miller - No)

Approved.

Planning Director: Brian Foss

- 7a. [SR 22-0416](#) Resolution repealing Resolutions 22-073 and 22-074 to re-establish the previous Nevada County General Plan Land Use Map designation for Assessor's Parcel Number 034-160-001 located at 10460 Harmony Ridge Road, Nevada City, California to Rural - 5 (RUR-5), and deleting adoption of the Negative Declaration prepared in conformance with the California Environmental Quality Act (Dylan Murty and Dana Law, Applicant). (Dist. V)

Adopted.

Enactment No: RES 22-162

- 7b. [SR 22-0441](#) (Introduce/Waive further reading/Adopt) An Ordinance repealing Ordinance No. 2502 amending Zoning District Map No. 64, to re-establish the previous zoning district of Assessor's Parcel Number 034-160-001 located at 10460 Harmony Ridge Road, Nevada City, California of Residential Agricultural - 5 (RA-5) with Planned Development (PD) Combining District (Dylan Murty and Dana Law, Applicant).
(Dist. V)
Adopted.
Enactment No: ORD-2505

Interim Director of Public Works: Trisha Tillotson

8. [SR 22-0411](#) Resolution approving the Nevada County Transportation Commission's Fiscal Year 2022/23 Overall Work Program.
Adopted.
Enactment No: RES 22-163
9. [SR 22-0324](#) Resolution approving Amendment 4 to the contract between the County of Nevada and Dokken Engineering for engineering and design services for the Hirschdale Road at Truckee River Bridge Rehabilitation and Seismic Retrofit Project - BRLO 0517 (092) - County Project No. 224029 (Res. 16-376), increasing the amount by \$30,000 for a maximum amount not to exceed \$534,400, and authorizing the Chair of the Board of Supervisors to execute the amendment. (Dist. V)
Adopted.
Enactment No: RES 22-164
10. [SR 22-0329](#) Resolution approving summary vacation and abandonment of a portion of the Public Utility Easement over Lots 286 and 287 as shown on the Alta Sierra Estates-Twenty map recorded December 5, 1969, in Book 3 of Subdivisions at Page 45, Assessor's Parcel Numbers 023-450-009 and -010, and directing the Clerk of the Board of Supervisors to record the Resolution of Summary Vacation. (Dist. II)
Adopted.
Enactment No: RES 22-165

11. [SR 22-0413](#) Resolution summarily vacating and abandoning the 10-foot Public Utility Easement located between Lots 181 and 182 as shown on the Darkhorse Phase II & Darkhorse Phase III Subdivision maps recorded October 16, 2002, in Book 8 of Subdivisions at Page 101, and recorded May 19, 2004 in Book 8 of Subdivisions at Page 119 respectively, Assessor's Parcel Numbers 011-151-014 and -037, and directing the Clerk of the Board of Supervisors to record the Resolution of Summary Vacation.
(Dist. II)
Adopted.
Enactment No: RES 22-166
12. [SR 22-0326](#) Resolution approving Program Supplement No. 049 Rev.1 to Administering Agency-State Agreement for Federal Aid Projects No. 03-5917R, in the amount of \$825,000, for the Dog Bar Road Bridge Replacement Project, Federal Contract No. BRLO-5917(084), and authorizing the Chair of the Board of Supervisors to execute the document. (Dist. II)
Adopted.
Enactment No: RES 22-167
13. [SR 22-0337](#) Resolution accepting additional funding in the amount of \$1,819,300 (\$235,000 for construction engineering, and \$1,584,300 for construction) for the 2022 High Friction Surface Treatment Project, Caltrans Highway Safety Improvement Program Project No. HSIPL-5917(110), County Project No. 225038. (All Dists.)
Adopted.
Enactment No: RES 22-168
14. [SR 22-0412](#) Resolution accepting Department of Resource Recycling and Recovery (CalRecycle) Oil Payment Program Grant funding in the amount of \$10,000, for used oil and used oil filter collection opportunities and public education, and authorizing the Director of the Department of Public Works to execute additional documents as necessary to implement this grant. (Solid Waste)
Adopted.
Enactment No: RES 22-169

15. [SR 22-0417](#) Resolution approving submittal of an application for \$132,811 in Fiscal Year 2021/22 Low Carbon Transit Operations Program (LCTOP) PUC 99313 and 99314 funding for the design, purchase, installation, and operation of a contactless fare payment system on all Nevada County Connects fixed route buses, authorizing the Director of Public Works to comply with all conditions and requirements set forth in the Certifications and Assurances document, and to execute the application and all required documents of the LCTOP with the California Department of Transportation (Caltrans). (Transit Services)
Adopted.
Enactment No: RES 22-170
16. [SR 22-0409](#) Resolution approving Standard Agreement 64RC21-01596 between the County of Nevada and State of California Department of Transportation (Caltrans), accepting Federal Transit Administration Section 5311 (49 U.S.C. Section 5311) Coronavirus Relief and Response Supplemental Appropriations Act capital grant funding in the amount of \$452,890 for Federal Fiscal Year 2021, and authorizing the Chair of the Board of Supervisors to execute the agreement. (Transit Services)
Adopted.
Enactment No: RES 22-171
17. [SR 22-0414](#) Resolution approving Standard Agreement 64RO21-01626 between the County of Nevada and the State of California Department of Transportation (Caltrans) to aid in the financing of operating assistance projects, accepting Federal Transit Administration Section 5311 (49 U.S.C. Section 5311) Coronavirus Relief and Response Supplemental Appropriations Act funding in the amount of \$768,114 for Federal Fiscal Year 2021, and authorizing the Chair of the Board of Supervisors to execute the agreement. (Transit Services)
Adopted.
Enactment No: RES 22-172

Chief Probation Officer: Jeff Goldman

18. [SR 22-0359](#) Resolution approving a Memorandum of Understanding (MOU) between the Nevada County Probation Department and the Nevada County Superior Court for continuation of a Pretrial Program operated by the Probation Department, in the amount of \$197,538, for the period July 1, 2021 through June 30, 2022, authorizing the Chair of the Board of Supervisors to execute the MOU, and directing the Auditor-Controller to amend the Fiscal Year 2021/22 budget. (4/5 affirmative vote required) (Pulled from consent by Chair Hoek)
Adopted.
Enactment No: RES 22-178

Chief Information Officer: Stephen Monaghan

19. [SR 22-0422](#) Resolution authorizing the capital asset purchase of a wireless network controller (HP-Aruba WiFi Controller) to provide wireless networking connectivity for staff and guests at County facilities, and directing the Auditor-Controller to amend the Fiscal Year 2201/22 Information Systems budget in the amount of \$10,291. (4/5 affirmative vote required)
Adopted.
Enactment No: RES 22-173
20. [SR 22-0421](#) Resolution authorizing the capital asset purchase of one Wanco Roadside Message Board to increase communication options during emergencies and disasters, in the amount of \$18,000, and directing the Auditor-Controller to amend the Fiscal Year 2021/22 Office of Emergency Services budget. (4/5 affirmative vote required) (Office of Emergency Services)
Adopted.
Enactment No: RES 22-174
21. [SR 22-0404](#) Resolution approving an agreement between the County of Nevada and KVMR to upgrade their communication devices and systems, in the amount not to exceed \$33,000, for the period July 1, 2021 through June 30, 2023, authorizing the Chair of the Board of Supervisors to execute the agreement, and directing the Auditor-Controller to amend the Fiscal Year 2021/22 Office of Emergency Services budget. (4/5 affirmative vote required) (Office of Emergency Services)
Adopted.
Enactment No: RES 22-175
22. [SR 22-0443](#) (Waive further reading/Adopt) Ordinance amending Article 6 of Chapter XVI of the Nevada County Land Use and Development Code to extend the prohibition of outdoor burning during declared fire season in the Yuba River corridor until the end of the declared fire season on an annual basis. (Office of Emergency Services)
Adopted.
Enactment No: ORD-2506

Clerk of the Board: Julie Patterson Hunter

23. [SR 22-0427](#) Approval of the revised Board of Supervisors Meeting Schedule for 2022.
Approved.
24. [SR 22-0407](#) Resolution authorizing an option to conduct remote teleconference meetings of the Board of Supervisors and its legislative bodies, when necessary, to allow for flexibility in order to comply with social distancing pursuant to the Ralph M. Brown Act.
Adopted.
Enactment No: RES 22-176
25. [SR 22-0335](#) Acceptance of Board of Supervisors Summary Minutes for April 12, 2022.
Accepted.

Approval of the Consent Agenda

Adopted.

ACTION TAKEN: Chair Hoek provided an opportunity for public comment on the items on consent, and comments were provided. Supervisor Miller requested Agenda Item No. 6 be pulled for discussion; Supervisor Bullock requested Agenda Item No. 5 be pulled from for discussion; and Supervisor Hoek requested Agenda Item No. 18 be pulled from consent in response to the questions raised by members of the public.

MOTION: Motion made by Supervisor Bullock, and seconded by Supervisor Scofield, to adopt the consent calendar, less Agenda Items 5, 6, and 18. On a roll call vote, the motion passed unanimously.

Items Removed from the Consent Calendar:

Sheriff-Coroner/Public Administrator: Shannan Moon

5. [SR 22-0403](#) Resolution authorizing the Nevada County Sheriff to use monies from the Anti-Drug Abuse/Gang Diversion Fund (No. 1679) for program implementation by local non-profit agencies to combat substance abuse amongst high-risk elementary and secondary school age students, in the amount of \$15,000 each for Bright Futures and Gateway Mountain Center, for a total amount of \$30,000, and directing the Auditor-Controller to amend the Fiscal Year 2021/22 budget. (4/5 affirmative vote required) (Pulled from consent by Supervisor Bullock)
Enactment No: RES 22-177

ACTION TAKEN: Rolf Kleinhans, Chief Fiscal/Administrative Officer for the Sheriff's office, reported that the monies held in Fund No. 1679 are expressly used for programs that combat anti-gang and/or anti-drug activity in the County's elementary and secondary schools. The Sheriff's office, District Attorney, Public Defender, Chief Probation Officer, and local Police Chiefs collaborate to determine qualified providers and programs in both eastern and western County. Bright Futures for Youth and Gateway Mountain Center were chosen through the Purchasing Agent's Request for Proposals (RFP) process. Both organizations have been vetted and are well-known within the community for providing youth support. Each will receive \$15,000 for a total of \$30,000, and the program will be monitored and evaluated with a final evaluation occurring in the fall of 2022.

Board questioning and discussion ensued.

MOTION: Motion made by Supervisor Scofield, and seconded by Supervisor Bullock, to adopt Resolution 22-177. On a roll call vote, the motion passed unanimously.

Building Director: Craig Griesbach

6. [SR 22-0418](#) Request for Board of Supervisors' approval to issue a letter of support for SB 1074 (McGuire) which would eliminate the state cannabis cultivation tax and provide overall tax relief for the cannabis industry until January 1, 2026. (Cannabis Division) (Pulled from consent by Supervisor Miller) (Supervisor Miller - No)

ACTION TAKEN: Supervisor Miller wondered why the cannabis industry is treated differently than other industries in the State of California; why they would be offered tax relief while other industries were not. Supervisor Miller shared his displeasure about the number of the County's growers who have not come into compliance, and suggested that the proposed legislation does not address the problem.

Jeff Merriman, Cannabis Compliance Division Program Manager, reported that Senator McGuire's proposal is in response to the high tax rates for cannabis, which are over 50%. The market for cannabis is in turmoil right now and growers are opting out. The proposed letter is an attempt to take action to address the issue.

Supervisor Hall stressed that the cannabis industry is taxed far beyond any other business and has onerous regulations that are not applied to other businesses.

Supervisor Hall reported that she attended a panel discussion during the recent California State Association of Counties (CSAC) Legislative Conference where it was stated by experts in attendance that the answer to the issues surrounding the illegal cannabis industry is to make it legal, and in order to make it legal it needs to be affordable.

Supervisors Bullock, Scofield, and Hoek shared their support of the letter and the County's legitimate cannabis farmers.

Board discussion ensued.

MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Bullock, to approve sending the letter of support for SB 1074 (McGuire). On a roll call vote the motion passed as follows: Supervisors Hall, Bullock, Scofield, and Hoek - Aye; Supervisor Miller - No.

Chief Probation Officer: Jeff Goldman

18. [SR 22-0359](#) Resolution approving a Memorandum of Understanding (MOU) between the Nevada County Probation Department and the Nevada County Superior Court for continuation of a Pretrial Program operated by the Probation Department, in the amount of \$197,538, for the period July 1, 2021 through June 30, 2022, authorizing the Chair of the Board of Supervisors to execute the MOU, and directing the Auditor-Controller to amend the Fiscal Year 2021/22 budget. (4/5 affirmative vote required) (Pulled from consent by Chair Hoek)
- Enactment No: RES 22-178

ACTION TAKEN: Jeff Goldman, Chief Probation Officer, reported that initially the program was funded through grant dollars provided by the State. Beginning in Fiscal Year 2022/23, the program will become mandated by the State per Senate Bill (SB) 129.

Chief Goldman added that the program is evaluated each year, and data is collected. The Probation Department is building a dashboard to report out to the public. The data will be compiled with information from the Courts, Jail, along with Probation

MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Miller, to adopt Resolution 22-178. On a roll call vote, the motion passed unanimously.

DEPARTMENT HEAD MATTERS:*Child Support Services, Collections, and Housing Director: Mike Dent**

29. [SR 22-0419](#) Resolution approving a sub-recipient agreement between the County of Nevada and Nevada County Housing Development Corporation as awarded through Coronavirus Program Community Development Block Grant Standard Agreement 20-CDBG-CV2-3-00270 to convert the current Empire Mine Courtyard complex from transitional housing to permanent housing (Res. 21-095 and Res. 21-399), in the maximum amount of \$624,000, for the period January 1, 2022 through June 30, 2023, and authorizing the Director of Housing and Community Services to execute the agreement.

Adopted.

Enactment No: RES 22-179

ACTION TAKEN: To make the best use of time, Chair Hoek introduced Agenda Item No. 29, and Mike Dent, Child Support Services, Collections, and Housing and Community Services Director, provided a PowerPoint presentation regarding Project HomeKey, and the receipt of State Community Development Block Grant-Corona Virus Program funding in the amount of \$700,000. \$624,000 of that amount will be used to convert transitional housing into nineteen permanent housing units, with seniors, veterans, and families receiving priority. The project is located at the motel that was once the Coach N' Four in Grass Valley. The property is managed by AMI Housing, which provides 24/7 hour per day oversight. Director Dent requested the Board adopt the Resolution to enter into a sub-recipient agreement with Nevada County Housing Development Corporation.

Director Dent responded to Board questioning and discussion ensued.

Chair Hoek provided an opportunity for public comment, and comments were received.

MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Bullock, to adopt Resolution 22-179. On a roll call vote, the motion passed unanimously.

SCHEDULED ITEMS:**10:00 A.M. Chief Information Officer: Stephen Monaghan**

26. [SR 22-0366](#) Resolution approving a License Agreement between the County of Nevada, Gold Country Kiwanis, and Fire Safe Council of Nevada County pertaining to the non-exclusive use of the Nevada County Eric Rood Administrative Center to host the Seventeenth Annual Children's Safety and Health Carnival - Community Wildfire Preparedness Day on Saturday, May 7, 2022, and authorizing the Director of Emergency Services to execute the Agreement. (Office of Emergency Services)

Adopted.

Enactment No: RES 22-180

ACTION TAKEN: Stephen Monaghan, Chief Information Officer, introduced Ed Harvey, Administrative Analyst II, Office of Emergency Services, and Allen Schafer, Chair, Gold Country Kiwanis.

Analyst Harvey and Kiwanis Chair Schafer reported on the 17th Annual Health, Safety, and Fire Preparedness Carnival. The free carnival is being held for families by Gold Country Kiwanis on May 7, 2022 between the hours of 11:00 a.m. to 4:00 p.m., at the Eric Rood Administrative Center, 950 Maidu Avenue, Nevada City, CA 95959. Kiwanis Chair Schafer reported on the event, which the organization has hosted for the past seven years. Analyst Harvey and Kiwanis Chair Schafer provided a PowerPoint presentation highlighting the games and events that will be provided for children and their families, highlighting health, safety, and fire prevention. The free event provides an opportunity for children to meet the County's first responders in a safe environment.

The Board spoke in support of the event and discussion ensued.

Chair Hoek provided an opportunity for public comment and comments were received.

MOTION: Motion made by Supervisor Miller, and seconded by Supervisor Scofield, to adopt Resolution 22-180. On a roll call vote, the motion passed unanimously.

10:15 A.M. Interim Director of Public Works: Trisha Tillotson

27. [SR 22-0399](#) Public hearing regarding the appointment of the Director of Public Works as the Nevada County Road Commissioner in accordance with the California Streets and Highways Code section 2006 and Nevada County Administrative Code section A-II 42.10.3.

Resolution appointing Trisha Tillotson to serve as the Nevada County Road Commissioner under the direction and supervision of the Board of Supervisors, effective the date of the Resolution, and directing the Nevada County Community Development Agency to notify the State Controller's Office of this appointment and the County's compliance with section 2006 of the Streets and Highways Code.

Adopted.

Enactment No: RES 22-181

ACTION TAKEN: Trisha Tillotson, Community Development Agency Director, reported on the need for the Board to appoint a registered civil engineer to the position of Nevada County Road Commissioner, which is required by the California Streets and Highways Code section 2006. Director Tillotson explained that she was recently appointed Interim Director of Public Works, and will be filling in as the Road Commissioner if appointed by the Board.

The Board thanked Director Tillotson for her leadership and discussion ensued.

Chair Hoek opened the public hearing for public comment and comments were received.

Director Tillotson reported that members of the public can go online to DPW's website to the service request link on the front page www.nevadacountyca.gov/1581/Service-Requests. From there, the public can report issues with the road and send a request that goes directly to the County's road crews.

MOTION: Motion made by Supervisor Miller, and seconded by Supervisor Hall, to adopt Resolution 22-181, appointing Trisha Tillotson as the Nevada County Road Commissioner. On a roll call vote the motion passed unanimously.

10:30 A.M. Planning Director: Brian Foss

28. [SR 22-0362](#) Public Hearing to consider the Nevada County Planning Commission's February 10, 2022, 5-0 vote, recommending that the Nevada County Board of Supervisors approve a request by Terra Alta Development to enter into a Development Agreement with the County of Nevada in order to extend the Vesting Tentative Final Map approval for a period not to exceed 10 years for map recordation, which would otherwise expire on September 3, 2021. The Development Agreement includes an option of applying for three 3-year extensions, for a total possible lifespan of 19 years. The project as proposed does not include a proposal to amend the Tentative Final Map for Deer Creek Park II and only seeks to extend its expiration date and timeline for map recordation. (Dist. I)

EIR approved.

(Introduce/Waive further reading/Adopt) An Ordinance approving Development Agreement (MIS21-0009) between the County of Nevada and Terra Alta Development Company, LLC for Phase I, II, III and IV of the Deer Creek Park II Vesting Tentative Final Map Project, located off of the south side of Red Dog Road across and upslope from the Pasquale Road / Red Dog Road 'Y' and Red Dog Road and Quaker Hill Cross Road, within unincorporated western Nevada County.

Adopted.

Enactment No: ORD-2507

ACTION TAKEN: Following a short break, Chair Hoek called the meeting back into order and Brian Foss, Planning Director and Matt Kelley, Senior Planner, provided a PowerPoint presentation regarding the Deer Creek Park II Development Agreement.

Senior Planner Kelley reported that the application is for the Deer Creek Park II Development Agreement with Terra Alta Development. The undeveloped site is located off of Red Dog Road and Pasquale Road in Nevada City, CA, and the property is zoned Residential Agricultural (RA); Planned Development Combining District (PD); Subdivision Limitation Combining District (X); and the General Plan designation for the entire Project is Planned Development - Estate. The Development Agreement proposes to extend the Final Map Tentative approval period to ten years, with an option to apply for three 3-year extensions for a total of 19 year extension. The Tentative Final Map was originally scheduled to end on September 3, 2021, however the applicant applied to extend the timeline prior to the expiration date.

Senior Planner Kelley provided background information, explaining that in 2001 the applicant applied to subdivide the 580-acre parcel into 193 parcels, along with a rezone. In August 2006 an Environmental Impact Report (EIR) was completed by the Applicant. The original decision was appealed and upheld by the Board of Supervisors in 2006. In January 2007, due in part to the appeal process, an addendum to the EIR was approved and the parcels were decreased in size, with the overall number of parcels decreased from to 193 to 62. At that time there was a prohibition on Accessory Dwelling Units (ADUs). In August 2007, the Planning Commission approved an addendum to the Development Agreement and an amendment to the Project to allow ADUs in Phase I of the Project. The Applicant has recorded Phase I of the Project, and will be recording other Phases as the Applicant moves through the proposed Development Agreement.

Senior Planner Kelley reported that the Development Agreement is allowed by County and State Code. No changes are requested to be made to the previously approved Project or the Conditions of Approval. Senior Planner Kelley stressed that the request merely extends the period of time for the Board to approve the Final Map and requested the Board take the following actions: 1) Find that the original Project Environmental Impact Report is adequate environmental review is adequate for the proposed Project, and therefore further environmental review is not required; and 2) Introduce, waive further reading, and adopt the propose Ordinance approving the Development Agreement.

Board questioning and discussion ensued.

Chair Hoek opened the public hearing for public comment, and comments were received.

MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Miller, finding that the original project Environmental Impact Report is adequate environmental review for the approval of this project, and therefore further environmental review is not required pursuant to section 15162 of the California Environmental Quality Act. On a roll call vote the motion passed unanimously.

MOTION: Motion made by Supervisor Hall, and seconded by Supervisor Miller, to introduce, waive further reading, and adopt Ordinance 2507. On a roll call vote the motion passed unanimously.

County Executive Officer: Alison Lehman

30. [SR 22-0282](#) Resolution adopting the County of Nevada 2022 Legislative Platform.

Adopted.

Enactment No: RES 22-182

ACTION TAKEN: Ariel Lovett, Senior Administrative Analyst, and Jeffrey Thorsby, Senior Management Analyst, provided a PowerPoint presentation regarding the County of Nevada's Legislative Platform for 2022. Analyst Thorsby reported that the purpose is to provide a framework to support legislative and regulatory advocacy to ensure the sustainable delivery of core public services, advance priority objectives, and to solicit funding. The Platform provides a framework to support legislative advocacy to ensure the sustainable delivery of core public services, advance priority objectives, and solicit funding. The development process for the legislative platform begins with the Board's 2022 Objectives. Input is received from County departments, Nevada County's legislative advocates, neighboring jurisdictions, and advocacy organizations including California State Association of Counties (CSAC), and Rural County Representatives of California (RCRC). The Legislative Platform is organized into five policy areas: 1) Administration of Justice; 2) Agriculture, Environment, and Natural Resources; 3) Government Finance and Administration; 4) Health and Human Services; and 5) Housing, Land Use, and Transportation. As a working document, the Legislative Platform can return to the Board for review at any time. Analyst Lovett concluded the presentation and requested the Board adopt the Resolution.

Nevada County Sheriff's Captain Bob Jakobs reported that the Sheriff is a recipient of federal earmark funds that will allow the office to upgrade the Sheriff's office aging radio infrastructure. Captain Jakobs explained that the system provides emergency communications for all local law enforcement agencies and is obsolete. The cost of the necessary upgrades is estimated to be \$6.3 million; with the recent award of \$4.8 million in earmarked funds, the Sheriff's office will be able to proceed with the upgrades at a greatly reduced cost. The funding award is clearly a result of the County's Legislative Platform, and the Sheriff's office looked forward to continued collaboration.

Joe Krahn, President, Paragon Government Relations, the County's Legislative Advocates, provided comments in support of Nevada County's Legislative Platform.

Analysts Thorsby and Lovett concluded their presentation and responded to Board questioning. Discussion ensued and input was provided by the Board members.

Chair Hoek provided an opportunity for public comment, and comments were received.

MOTION: Motion made by Supervisor Miller, and seconded by Supervisor Hall, to adopt Resolution 22-182. On a roll call vote, the motion passed unanimously.

***ANNOUNCEMENTS:**

ACTION TAKEN: Updates were provided by the Board members.

Recess for lunch

ACTION TAKEN : Chair Hoek recessed the meeting at 12:22 p.m.

AFTERNOON SESSION: 1:30 P.M.

COMMUNITY PRESENTATIONS:

County Executive Officer: Alison Lehman

31. [SR 22-0437](#) Acceptance of the Tahoe National Forest (TNF) 2022 Update. (Eli Ilano, Forest Supervisor, TNF)
Accepted.

ACTION TAKEN: Chair Hoek called the meeting back into order at 1:30 p.m. Alison Lehman County Executive Officer, introduced the United States Forest Service (USFS) leadership team, and thanked them for the partnership and ongoing efforts to review their partnership.

Eli Ilano, Forest Supervisor, Tahoe National Forest (TNF), provided the Tahoe National Forest 2022 Update PowerPoint presentation. The Tahoe National Forest system encompasses 194,841 acres of forest land with 28 campgrounds managed by the Forest Service for the public. Highlights of the past year include the Natural Resources ongoing and completed work in 2022: North Alder plantation thinning; North Alder Creek Highway 89 Fuels Reduction and Forest Health Project; Lady Bug Forest Health and Resilience Project; ongoing discussions with Truckee River Watershed Council regarding restoration actions in the Truckee River watershed; PG&E Lake Fordyce Dam Seepage Mitigation Project; Van Norden Meadow Restoration and Recreation Project; Boca Watershed Assessment; Western Nevada County Community Defense Project; and PG&E Hazard Tree Removal along power lines on Forest Service lands.

Forest Supervisor Ilano concluded his presentation, and Board questioning and discussion ensued.

Chair Hoek provided an opportunity for public comment, and comments were received.

Sheriff-Coroner/Public Administrator: Shannan Moon

32. [SR 22-0408](#) (Introduce/Waive further reading/Adopt) Uncodified Urgency Ordinance to adopt a Military Equipment Use Policy pursuant to AB 481. (4/5 affirmative vote required)

Waived further reading and adopted.

Enactment No: ORD-2508

ACTION TAKEN: Sheriff's Captain Sam Brown provided a PowerPoint presentation regarding the Nevada County Sheriff's Office acceptance of military equipment as required per Assembly Bill (AB) 481. The purpose is to ensure law enforcement has appropriate equipment to protect its officers and the public against individuals carrying high-powered weaponry. Captain Brown reviewed the equipment that the Sheriff's office maintains, which includes non-consumable and consumable inventory. Consumable equipment includes smoke grenades and smoke canisters, and Non-Consumable equipment, including firearms and a Mine Resistant Ambush Protected Vehicle that provides ballistic protection. Per AB 481, the Sheriff must provide an annual report to the Board regarding the usage of military equipment. Annual reports will be made publicly available on the Sheriff's office website if there is military equipment available for their use.

Captain Brown concluded his report and Board questioning and discussion ensued.

Chair Hoek provided an opportunity for public comment and comments were received.

MOTION: Motion made by Supervisor Miller, and seconded by Supervisor Scofield, to introduce, waive further reading, and adopt Ordinance 2508. On a roll call vote the motion passed unanimously.

ADJOURNMENT:

ACTION TAKEN: Chair Hoek adjourned the meeting at 3:23 p.m.

Signature and Attestation



Susan K. Hoek, Chair

ATTEST:

By:



Julie Patterson Hunter, Clerk of the Board