

COUNTY OF NEVADA

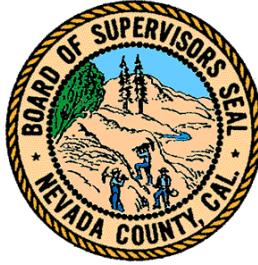
STATE OF CALIFORNIA

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

Jeffrey Thorsby, Chief of Staff/Clerk of the Board

Alison Lehman, County Executive Officer

Katharine L. Elliott, County Counsel



BOARD OF SUPERVISORS

950 Maidu Avenue, Suite 200
Nevada City, CA 95959-8617
(530) 265-1480
Fax: (530) 265-9836
bdofsupervisors@nevadacountyca.gov

AGENDA

Date	Time	Location
Tuesday, May 28, 2024	9:00 AM	Board Chamber, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

The Board of Supervisors welcomes you to their regular meeting.

The County of Nevada will hold its regularly scheduled meeting of the Board of Supervisors from inside the Board Chamber, located at the Eric Rood Administrative Center, 950 Maidu Avenue, First Floor, Nevada City, CA 95959. This meeting is open to in-person attendance.

Members of the public who are unable to attend in person may watch this meeting live on Nevada County Media Comcast Channel 17 in western County and on Optimum Channels 18 and 78 in eastern County, or through the web at www.nevadacountyca.gov/boardmeetings and www.YouTube.com/c/CountyofNevadaCA. Please refer to page 12 for information on how to participate in the meeting, as well as the various options being made available for members of the public to provide comment in both western and eastern County.

The Board Chamber 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. Closed Captioning is available for hearing impaired viewers.

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 www.nevadacountyca.gov/boardmeetings. 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.

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 may request that an item be removed from the consent calendar for discussion. Members of the public wishing to ask questions or hear discussion on items listed under the consent agenda, may raise their concerns to the Board members prior to the consent agenda being introduced. The Supervisors will take the concerns under consideration and decide if there is adequate reason to remove the item from consent.

Health and Human Services Agency Director: Ryan Gruver

1. [SR 24-0881](#) Resolution accepting state and federal funds in the amount of \$1,678,028.46 for reimbursement of COVID-19 related response and recovery costs.

Behavioral Health Director: Phebe Bell

2. [SR 24-0655](#) Resolution approving a renewal contract between the County of Nevada and BHC Heritage Oaks Hospital, Inc. dba Heritage Oaks Hospital for psychiatric inpatient hospitalization services under Welfare & Institutions Code Section 5150 for referred County clients in the maximum amount of \$300,000 for the contract term of July 1, 2023, through June 30, 2025, and authorizing the Chair of the Board of Supervisors to execute the contract.
3. [SR 24-0308](#) Resolution approving a renewal contract between the County of Nevada and BHC Sierra Vista Hospital, Inc. dba Sierra Vista Hospital for psychiatric inpatient hospitalization services under Welfare & Institutions Code Section 5150 for referred County clients for the contract term of July 1, 2023, through June 30, 2025, in the maximum contract price of \$100,000, not to exceed \$50,000 each fiscal year, and authorizing the Chair of the Board of Supervisors to execute the contract.
4. [SR 24-0277](#) Resolution approving Amendment No. 1 to the contract between the County of Nevada and CF Merced Behavioral dba Merced Behavioral Center for skilled nursing services plus long-term 24-hour treatment program services for chronic mentally ill clients (Res. 23-352), increasing the maximum contract price from \$160,000 to \$500,000, amending Exhibit A to add their Behavioral Transitional Care Unit service level and revising Exhibit "B" Schedule of Charges and Payments to reflect the increase in the maximum contract price, for the term of July 1, 2023, to June 30, 2025, and authorizing the Clerk of the Board of Supervisors to execute the amendment.

5. [SR 24-0884](#) Resolution approving a Memorandum of Understanding between the County of Nevada and Partnership Health Plan of California for coordination of care with the Drug Medi-Cal Organized Delivery System of Nevada County Behavioral Health, effective as of the date of execution and which will automatically renew at 1-year intervals until either party terminates the agreement, and authorizing the Director of Behavioral Health to execute the MOU.
6. [SR 24-0885](#) Resolution approving a Memorandum of Understanding between the County of Nevada and Partnership Health Plan of California for coordination of care with the Mental Health Plan of Nevada County Behavioral Health, effective as of the last date of signature and which will automatically renew at 1-year intervals until either party terminates the MOU, and authorizing the Director of Behavioral Health to execute the MOU.

Director of Social Services: Rachel Peña

7. [SR 24-0375](#) Resolution approving a renewal Memorandum of Understanding between the Nevada County District Attorney's Office and the Health and Human Services Agency Department of Social Services for the District Attorney to receive revenue from Social Services for services related to Welfare Fraud Control, in the maximum amount of \$25,000 for the term of July 1, 2024, through June 30, 2025, contingent upon adoption of the fiscal year 2024/25 budget, and authorizing the Chair of the Board of Supervisors to execute the MOU.
8. [SR 24-0693](#) Resolution authorizing the Chair of the Governing Board of Nevada-Sierra Connecting Point Public Authority, as the employer of record, to submit on behalf of the County of Nevada the authorization to implement an increased and amended wage rate for In-Home Supportive Services Independent Providers to the State Department of Social Services (Res. 24-059).

Child Support Services and Housing Director: Mike Dent

9. [SR 24-0871](#) Resolution approving a contract with Forging Nevada County Forward related to providing low-income residents of Nevada County with job training through a partnership with The Curious Forge, LLC, Advance Manufacturing Training Program in order to obtain employment skills leading to self-sufficiency, in the maximum amount of \$148,000 for the term of April 1, 2024, through December 31, 2025, and authorizing the Chair of the Board of Supervisors to execute the contract. (Housing)
10. [SR 24-0872](#) Resolution approving Amendment No. 1 to Community Care Expansion Preservation program funding agreement between the County of Nevada and HORNE LLP to promote preservation of adult and senior care facilities in Nevada County serving low-income residents (Res. 23-577), to extend the obligation and expenditure dates for program funds, and authorizing the Housing and Community Services Director to execute Amendment No. 1 and any future amendments to the agreement. (Housing)

11. [SR 24-0869](#) Resolution authorizing acceptance of funds and execution of the Standard Agreement 23-MORE-17979 between the California Department of Housing and Community Development and the County of Nevada for the Manufactured Housing Opportunity and Revitalization Program, County of Nevada MORE Project in the amount of \$1,811,500, and authorizing the Health and Human Services Agency Director or the Director of Child Support/Housing and Community Services to execute the award documents. (Housing)

Chief Probation Officer: Jeff Goldman

12. [SR 24-0687](#) Resolution approving a Memorandum of Understanding with Tri County Treatment for provision of Male Community Reentry Program coordination services for the term of July 1, 2024, through June 30, 2025 (fiscal year 2024/25), and authorizing the Chair of the Nevada County Board of Supervisors to execute the MOU.

Sheriff-Coroner/Public Administrator: Shannan Moon

13. [SR 24-0879](#) Resolution authorizing a Notice of Exemption be filed with the State of California for Flock Automated License Reader Project Camera at CA49 and Tyler Foote Road. (Dist. IV)

Community Development Agency Director: Trisha Tillotson

14. [SR 24-0925](#) Resolution authorizing the capital asset purchase of one Changeable Message Sign Board totaling \$23,000 and directing the Auditor-Controller to amend the fiscal year 2023/24 ARPA budget. (4/5 Affirmative vote required)

Acting Public Works Director: George Schureck

15. [SR 24-0913](#) Resolution authorizing the Principal Civil Engineer to sign and submit a claim form for the placement of pedestrian and bicycle services to the Nevada County Transportation Commission and requesting the Nevada County Transportation Commission allocate \$45,000 from fiscal year 2023/24 Local Transportation Fund Pedestrian/Bicycle Funding for the Combie Road Multi-Purpose Trail Project. (Dist. II)
16. [SR 24-0878](#) Resolution authorizing the purchase of Capital Assets of two Americans with Disabilities Act accessible Class B - 12 passenger cutaway buses for use in ADA Paratransit and Dial-A-Ride service in the amount of \$279,999.25 from Model 1 Commercial Vehicles via CalAct Cooperative Agreement No. 20-01. (Transit)
17. [SR 24-0861](#) Resolution accepting the Department of Resource Recycling and Recovery Oil Payment Program grant funding in the amount of \$10,306 for the support of used oil collection and recycling programs. (Solid Waste)
18. [SR 24-0876](#) Resolution to approve the collection of Parcel Charges for Solid Waste collection services in Eastern Nevada County for fiscal year 2024/25. (Solid Waste)

19. [SR 24-0882](#) Resolution to approve the collection of Parcel Charges for Solid Waste collection services in Western Nevada County for fiscal year 2024/25. (Solid Waste)

Director of Human Resources: Steven Rose

20. [SR 24-0764](#) Resolution amending the Nevada County Personnel Code sections 2.0, 10.1, 20.1, 21.5, 21.7, P-1, P-2 and P-9.

Information and General Services Agency Director: Stephen Monaghan

21. [SR 24-0894](#) Resolution declaring certain County property as surplus, and authorizing the Purchasing Agent to sell or otherwise dispose of those certain items of surplus property listed on Exhibit A as "Assets to be Sold or Recycled." (4/5 Affirmative vote required) (Purchasing)

Director of Office of Emergency Services: Craig Griesbach

22. [SR 24-0956](#) Resolution approving the contract between the Nevada County Office of Emergency Services and Yuba Watershed Institute for the Sierra Nevada Conservancy South Yuba Rim Hazardous Fuels Reduction Project (SNC #1512) in the amount of \$179,201 for use during the period May 28, 2024, through February 28, 2027, authorizing the Director of Emergency Services to execute the contract, and directing the Auditor-Controller to amend the fiscal year 2023/24 Emergency Services budget. (4/5 Affirmative vote required)
23. [SR 24-0954](#) Resolution approving acceptance of the FEMA Building Resilient Infrastructure and Communities Funds for the BRIC21-AP01251 Nature Based Mitigation and Wildfire Retrofitting for Climate Resiliency Phase 1 Project in the amount of \$988,971.91 (Federal Share) and \$51,494.30 (Phase 1 Management Costs) with a local match requirement of \$445,914.09 during the period March 22, 2024, through March 12, 2027, and authorizing the Director of Emergency Services to execute the grant agreement and all additional documents required to fulfill the requirements of the grant on behalf of the County of Nevada. (Dist. I)
24. [SR 24-0933](#) Resolution approving acceptance of the Sierra Nevada Conservancy Wildfire Recovery and Forest Resilience Grant Funds for the SNC #1512 South Yuba Rim Hazardous Fuels Reduction Project in the amount of \$214,666 during the period May 28, 2024, through March 1, 2027, and authorizing the Director of Emergency Services to execute the grant agreement and all additional documents to fulfill the requirements of the grant on behalf of County of Nevada.

Director of Facilities Management: Justin Drinkwater

25. [SR 24-0837](#) Resolution approving a standard public works contract between the County of Nevada and ICOR Inc. for the Nevada County Bost House Kitchen/Dining Addition Project in the amount of \$306,990 plus a contingency of \$30,699 for a total contract amount of \$337,689, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the fiscal year 2023/24 Capital Facilities budget. (4/5 Affirmative vote required)
26. [SR 24-0832](#) Resolution approving Amendment No. 1 to the site lease agreement between the County of Nevada and SprintComm LLC, a limited liability company, along with its affiliates (Res. 05-009), to allow for the installation of a power generator, increase monthly rent and update insurance language, and authorizing the Chair of the Board of Supervisors to execute the amendment.

County Counsel: Katharine L. Elliott

27. [SR 24-0875](#) Resolution approving Amendment No. 3 to Professional Services Contract BFS23332 between the County of Nevada and Porter Scott, A Professional Corporation, for continued litigation services, extending the term of the contract to June 30, 2025, and authorizing the Chair of the Board of Supervisors to execute the amendment. (4/5 Affirmative vote required)
28. [SR 24-0870](#) Resolution approving Amendment No. 4 to the Personal Services Contract between the County of Nevada and Manning & Kass, Ellrod, Ramirez, Trester, LLP, for continued litigation services, extending the term of the contract to June 30, 2025, and authorizing the Chair of the Board of Supervisors to execute the amendment. (4/5 Affirmative vote required)
29. [SR 24-0874](#) Resolution approving Amendment No. 12 to the Personal Services Contract between the County of Nevada and Porter Scott, A Professional Corporation, for continued litigation services, extending the contract term to June 30, 2026, and authorizing the Chair of the Board of Supervisors to execute the amendment. (4/5 Affirmative vote required)

County Executive Officer: Alison Lehman

30. [SR 24-0899](#) Resolution approving a multi-year professional services contract between the County of Nevada and Paragon Government Relations, Inc. for professional federal advocacy services for the contract term from July 1, 2024, through June 30, 2027, for a maximum contract amount of \$242,160 contingent upon the adoption of the fiscal year 2024/25 budget, and authorizing the Chair of the Board of Supervisors to execute the contract.
31. [SR 24-0909](#) Resolution amending various Nevada County budgets through the third consolidated budget amendment for the 2023/24 fiscal year. (4/5 Affirmative vote required)

District 3 Supervisor: Lisa Swarthout and District 4 Supervisor: Sue Hoek:

32. [SR 24-0887](#) Resolution approving Amendment No. 2 to the Memorandum of Understanding between County of Nevada, Rough & Ready Fire Protection District, Penn Valley Fire Protection District, and Nevada County Consolidated Fire District to support the reorganization of these districts into one consolidated district, and authorizing the Chair of the Board of Supervisors to execute the amendment.

Chief of Staff: Jeffrey Thorsby

33. [SR 24-0902](#) Resolution authorizing the Twin Ridges Elementary School District to sell general obligation bonds directly, in the maximum principal amount of \$2,600,000 by negotiated sale, without further action.
34. [SR 24-0934](#) Resolution amending Resolution 21-178 designating Arts Collaborative of Nevada County dba Nevada County Arts Council as Nevada County's State-Local Partner through the California Arts Council State-Local Partnership Program in perpetuity.
35. [SR 24-0864](#) Resignation of Sam Sebastian Echeverria as Consumer Member representative to the Nevada County Mental Health and Substance Use Advisory Board, effective April 28, 2024.
36. [SR 24-0951](#) Acknowledge the resignation of Barbara Larsen as Private Sector member from the Adult and Family Services Commission, effective June 1, 2024, and the resignation of Lindy Beatie as Public Sector member from the Adult and Family Services Commission as well as the representing member on the Area 4 Agency on Aging Advisory Council, effective May 7, 2024.

Regular meeting of the Board of Directors of the Nevada County Sanitation District No. 1.**Call the meeting to order:**

Recess the meeting of the Nevada County Board of Supervisors and convene as the Nevada County Sanitation District No. 1 Board of Directors.

Sanitation District Consent:

These items are expected to be routine and noncontroversial. The Board of Directors will act upon them at one time without discussion. Any Board member may request that an item be removed from the consent calendar for discussion. Members of the public wishing to ask questions or hear discussion on items listed under the consent agenda, may raise their concerns to the Board members prior to the consent agenda being introduced. The Directors will take the concerns under consideration and decide if there is adequate reason to remove the item from consent.

Acting Public Works Director: George Schureck

37. [SR 24-0886](#) Resolution amending the Nevada County Sanitation District No. 1 budgets for fiscal year 2023/24. (4/5 Affirmative vote required)

Sanitation District Public Comment:

[SR 24-1022](#) Members of the public shall be allowed to address the Board of Directors on items not appearing on the agenda that are of interest to the public and are within the subject matter jurisdiction of the Board. (Please refer to page 12 for information on the various options being made available for members of the public to provide comment in both western and eastern county.)

Sanitation District Adjournment:

Adjourn the meeting of the Nevada County Sanitation District No. 1 Board of Directors and reconvene as the Nevada County Board of Supervisors.

PUBLIC COMMENT:

[SR 24-1021](#) Members of the public shall be allowed to address the Board of Supervisors on items not appearing on the agenda that are of interest to the public and are within the subject matter jurisdiction of the Board. (Please refer to page 12 for information on the various options being made available for members of the public to provide comment in both western and eastern county.)

SCHEDULED ITEM: 9:30 AM**Sheriff-Coroner/Public Administrator: Shannan Moon**

38. [SR 24-0834](#) Resolution authorizing the agreement to transfer ownership of canine officer Ranger from Nevada County Sheriff's Office to canine handler Deputy Joshua Stanis for the purchase price of \$1.00 as canine officer Ranger is retired, and authorizing the Sheriff or her designee to execute the agreement.

DEPARTMENT HEAD MATTERS:*Director of Social Services: Rachel Peña**

39. [SR 24-0657](#) Resolution accepting a certificate of membership from AARP as a participant in the Network of Age-Friendly Communities.

County Executive Officer: Alison Lehman

40. [SR 24-0979](#) Resolution approving a professional services contract between the County of Nevada and Nelco Architecture, Inc. dba Nelson for a highest and best use study for the potential re-use of the Nevada County Courthouse for a maximum contract amount of \$295,000 for the period of May 28, 2024, through June 30, 2025, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the fiscal year 2023/24 County Executive Office and Other Sources and Uses budgets. (4/5 Affirmative vote required)

Community Development Agency Director: Trisha Tillotson

41. [SR 24-0927](#) Resolution to adopt the Nevada County Recreation and Resiliency Master Plan and authorize the Community Development Agency Director or designee to incorporate any minor changes before publishing the final version. (Recreation)

***CLOSED SESSIONS:**

42. [SR 24-0608](#) 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 Caleb Dardick, Assistant County Executive Officer, Steven Rose, Human Resources Director, and Lisa Charbonneau, Labor Attorney. The labor negotiations concern Local 39, Professional, Deputy District Attorney, Deputy Public Defender Association, Confidential and Sheriff's Management Association.
43. [SR 24-0990](#) Pursuant to Government Code section 54956.9(d)(4), County Counsel is requesting a closed session to determine whether litigation should be initiated by the County in two matters.

Recess for lunch:

AFTERNOON SESSION 1:30 PM***DEPARTMENT HEAD MATTERS:****Information and General Services Agency Director: Stephen Monaghan**

In addition to other public comment options, members of the public may comment on agenda items 44a. and 44b. only (SR 24-0932 and SR 24-0992) from the Trout Creek conference room, Truckee Town Hall, 10183 Truckee Airport Rd., Truckee, CA 96161.

- 44a.** [SR 24-0932](#) Resolution appointing the County Executive Officer and the Assistant County Executive Officer as the initial voting members and the appointment of the Deputy County Executive Officer as the alternate to the Board of the Joint Powers Authority for a New Library Facility in the Truckee Area.
- 44b.** [SR 24-0992](#) Resolution authorizing the County Executive Officer to sign a Letter of Intent to Placer County Board of Supervisors affirming Nevada County's commitment to exploring a regional approach to the delivery of library services in Eastern Placer and Eastern Nevada Counties and acknowledging the intent of the Truckee Library Joint Powers Authority to finance the new regional Truckee library including seeking grants and implementing a bond measure.

Auditor-Controller: Gina Will

- 45.** [SR 24-0964](#) Resolution accepting the countywide independent audits for fiscal year 2022/23 performed by CliftonLarsonAllen, LLP, and authorizing an amendment to the contract between the County of Nevada and CliftonLarsonAllen, LLP pertaining to the audits, increasing the contract cost by \$5,780, authorizing the Chair of the Board of Supervisors to execute the amendment, and directing the Auditor-Controller to amend the 2023/24 budget by \$5,780. (4/5 Affirmative vote required)

Director of Social Services: Rachel Peña

- 46.** [SR 24-0890](#) Resolution approving a new contract between the County of Nevada and Sierra Harvest to operate a Market Match Program at Farmers' Markets in Nevada County in the maximum amount of \$81,811 for the term of May 1, 2024, through February 28, 2025, contingent upon adoption of the fiscal 2024/25 budget, and authorizing the Chair of the Board of Supervisors to execute the contract.

***ANNOUNCEMENTS:**

Pursuant to Government Code Section 54954.2, Board members, County Executive Officer and Chief of Staff may make a brief announcement or brief report on his or her activities. Board members, County Executive Officer, and Chief of Staff 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. Truckee Town Hall Administrative Center, 10183 Truckee Airport Road, Truckee, CA 96161.*
- 3. Outside the District V Board of Supervisors office, Truckee Town Hall Administrative Center.*
- 4. Trout Creek conference room, 10183 Truckee Airport Road, Truckee, CA 96161.*
- 5. Online at www.nevadacountyca.gov/boardmeetings and nevco.legistar.com/Calendar.aspx.*

Posted: May 23, 2024.

WAYS TO WATCH AND LISTEN DURING THE MEETING:

This Board of Supervisors meeting is open to the public. Staff and members of the public may observe the meeting using the options listed below. Online streaming of Board of Supervisors meetings is provided to members of the public as a courtesy. If an internet connection falters for any reason and there are no Board members attending the meeting remotely, the Board of Supervisors will continue the public meeting in Chambers without online access.

- 1) Watch from inside the Board Chambers (and the Trout Creek room for agenda items # 44a and 44b only).
- 2) View at www.nevadacountyca.gov/boardmeetings and www.YouTube.com/c/CountyofNevadaCA.
- 3) View on Nevada County Media Channel 17 in western County.
- 4) View on Optimum Channels 18 and 78 in eastern County.

PROVIDE PUBLIC COMMENT BEFORE THE MEETING:

- 1) Writing a letter to the Board of Supervisors at 950 Maidu Ave, Suite 200, Nevada City, CA 95959.
- 2) Emailing BOS.PublicComment@nevadacountyca.gov.

Written or emailed public comments received by 4:00 p.m. the day prior to the meeting will be provided to the Board members electronically or in written format and will become part of the public record.

**eComment not available this meeting.

PROVIDE PUBLIC COMMENT DURING THE MEETING:

- 1) In-Person:

Eric Rood Administrative Center: Members of the public can provide comment in-person inside the Board of Supervisors' Board Chambers at the Eric Rood Administrative Center. Additionally, members of the public may comment on agenda items 44a. and 44b. only (SR 24-0932 and SR 24-0992) from Trout Creek conference room, Truckee Town Hall, 10183 Truckee Airport Rd., Truckee, CA 96161.

- 2) Over the Phone:

Members of the public can call (530) 270-3474 and will be placed in a call-in queue until they are permitted into the meeting for comment.

Please provide your name, City or District of residence, and the agenda item you wish to comment on.

PERSONS DESIRING TO ADDRESS THE BOARD**CONTROL OF MEETING:**

The Board Chair shall first caution any individual at the meeting that their behavior is disrupting the meeting and that failure to cease the disruptive behavior could result in removal. After warning, the Chair will request the individual to leave if the individual does not stop their disruptive behavior. 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. Comments by the public must be relevant to the item on the agenda being considered by the Board. This includes: a. Consent Agenda; b. Community Presentations; c. Department Head Matters; d. Individual Board Member Items; and e. Scheduled Items. At special meetings of the Board, public comment will only be allowed on matters appearing on the agenda.

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 of 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.

ORDER AND DECORUM:

Individuals or organizations desiring to address the Board shall:

- 1) Address the Board from the designated podium, virtual kiosk, or other designated location, including teleconferencing system(s). Speakers are encouraged but not required to give their name and location of residence before addressing the Board. This is to identify the speaker's supervisorial district.
- 2) Speakers shall direct their comments to the Board, through the Chair, and not to the audience or staff.
- 3) Speakers may comment on specific matters before the Board with reasons for the position taken.
- 4) The Chair may, at their discretion, increase the allotted time for any given speaker, but shall not be required to do so.
- 5) A speaker may not yield time to another speaker.
- 6) No individual may speak more than once during general public comment or on an item on the agenda unless recognized by the Chair as having new information.
- 7) In the interest of civil discourse, the rules as 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 that public comment is conducted in such a manner in order to avoid disruptive activity, promote mutual respect, keep comments focused on the subject being discussed, avoid personal attacks, prohibit hate speech and the threat of violence.
- 8) At the start of each meeting, the Chair shall remind the public of the rules and expectations of the public including distinguishing the process for: a) public comment for items on the consent agenda; b) general public comment for items not listed on the agenda; and c) public comment for items on the agenda.
- 9) Applicants, applicant representatives, and appellants desiring to speak shall be permitted to speak first during the public comment portion of a public hearing for no more than ten (10) minutes (or fifteen (15) minutes at Appeal Hearings) unless different rules for conducting the hearing are provided by County Code or other applicable law. Time limits may be modified at the Chair of the Board's discretion.

DISCLOSURE OF CAMPAIGN CONTRIBUTIONS (Gov. Code section 84308)

Members of the Board of Supervisors are disqualified and not able to participate in any agenda item involving contracts (other than competitively bid, labor, or personal employment contracts), franchises, discretionary land use permits and other entitlements if the Board member received more than \$250 in campaign contributions from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant who actively supports or opposes the County's decision on the agenda item since January 1, 2023. Members of the Board of Supervisors who have received, and applicants, contractors or their agents who have made, campaign contributions totaling more than \$250 to a Board member since January 1, 2023, are required to disclose that fact for the official record of the subject proceeding. Disclosures must include the amount of the campaign contribution and identify the recipient Board member and may be made either in writing to the Clerk of the Board of Supervisors prior to the subject hearing or by verbal disclosure at the time of the hearing.

PUBLIC HEARINGS:

All members of the public shall be allowed to address the Board on 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 no more 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.

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 with a 4/5 affirmative vote.
- 3) All other 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 and will make any amendments. The public is urged to address ordinances at first readings; as passage of ordinances will be held at second readings, after waiving further reading of the ordinance.

INFORMATIONAL CORRESPONDENCE:

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

REFERENCES:

- Board of Supervisors Order and Decorum 2024
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)