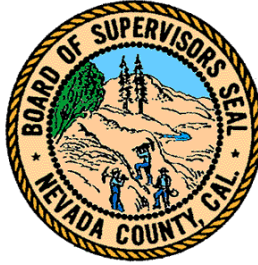


# COUNTY OF NEVADA

## 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

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

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

## AGENDA

Date	Time	Location
Tuesday, January 9, 2018	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>.

Video Conferencing at 9:02 a.m. for Public Comment, and at 1:30 p.m. for the Joint Meeting between the Board of Supervisors and the Community Advisory Group (CAG), 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: 9:00 AM**

#### **STANDING ORDERS:**

Call the meeting to order.

Pledge of Allegiance.

Corrections and/or deletions to agenda.

Moment of Silence in memory of the seventeenth anniversary of the January 10, 2001 tragic incident at the Behavioral Health Department, HEW Building and Lyons Restaurant. In memory of Laura Wilcox, Michael Markle, and Pearlie Mae Feldman.

#### **PUBLIC COMMENT: 9:02 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.)*

1. [SR 18-0014](#) Selection of Chair and Vice Chair for 2018.
2. [SR 18-0015](#) Recognition of Chairman Hank Weston.

#### **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.*

Health and Human Services Agency Director: Michael Heggarty

3. [SR 18-0008](#) Resolution confirming the appointment of Ms. Phebe Bell, MSW, Program Manager - Health and Human Services Truckee Office, as the Acting Director of the Nevada County Behavioral Health Department, and authorizing a letter to be signed by the Chair of the Board of Supervisors notifying the State of California Department of Health Care Services of the appointment.

4. [SR 18-0037](#) Resolution approving a contract between the County of Nevada and Foothill House of Hospitality, dba Hospitality House pertaining to the provision of an additional fifteen shelter beds per night for the time period of November 15, 2017 through April 15, 2018, in the maximum amount of \$37,206, for the period November 15, 2017 through May 31, 2018, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2017/18 budget. (4/5 affirmative vote required)
5. [SR 18-0024](#) Resolution approving a revision to the allocation of 1991 Health and Welfare Realignment funds.

Acting Behavioral Health Director: Phebe Bell

6. [SR 18-0035](#) 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 for the Nevada County Behavioral Health Department, Regional Telephone Triage services for Placer County's Adult System of Care and Children's System of Care, New Directions Program services, as well as Patients' Rights and Quality Assurance services (Res. 17-370), establishing a Quality Assurance/Utilization Review Program for Behavioral Health's substance use treatment services, amending the maximum contract price from \$892,534 to \$930,688, for the period July 1, 2017 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
7. [SR 18-0018](#) Resolution approving renewal Continuum of Care Program Grant Agreement CA0978L9T151602 between the County of Nevada and the United States Department of Housing and Urban Development, awarding the Behavioral Health Department grant funds for rental assistance and administrative costs for the Winters' Haven Project, in the amount of \$38,840, for the performance period of December 1, 2017 through November 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the Agreement.
8. [SR 18-0019](#) Resolution approving renewal Continuum of Care Program Grant Agreement CA1093L9T151605 between the County of Nevada and the United States Department of Housing and Urban Development, awarding the Behavioral Health Department grant funds for development of long-term community housing for homeless persons with disabilities as part of the Summer's Haven Housing Project, in the amount of \$110,841, for the performance period of December 1, 2017 through November 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the Agreement.
9. [SR 18-0034](#) Resolution approving Standard Agreement 17-94647 between the County of Nevada and the California Department of Health Care Services for the administration of crisis services for Nevada County residents affected by the Lobo and McCourtney fires, in the maximum amount of \$38,388.22, for the period October 12, 2017 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the Agreement.

Public Health Director: Jill Blake

10. [SR 18-0025](#) Resolution approving Agreement 17-10710 between the County of Nevada and the California Department of Public Health for funding to implement the County's Local Oral Health Program, in the maximum amount of \$795,345, for the period January 1, 2018 through June 30, 2022, authorizing the Director of the Public Health Department to sign the Agreement, and directing the Auditor-Controller to amend Public Health Department's Fiscal Year 2017/18 budget. (4/5 affirmative vote required)

Director of Social Services: Mike Dent

- 11a. [SR 18-0036](#) Resolution ratifying the amended Bylaws of the Nevada County Adult and Family Services Commission.
- 11b. [SR 18-0046](#) Resolution ratifying the reclassification of the current Adult and Family Services Commission (AFSC) members in accordance with the Nevada County AFSC amended Bylaws.
12. [SR 18-0013](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Nevada-Sierra Connecting Point Public Authority (In-Home Supportive Services) for services related to maintaining The Community Resource Directory of 211 Nevada County ([www.211connectingpoint.org](http://www.211connectingpoint.org)) database, providing CalFresh Outreach and application assistance for clients, as well as managing and staffing the Nevada County 211 Call Center (Res. 17-313), adding additional Coordinated Care/Homeless Management Information System services/data collection and reporting requirements, increasing the maximum contract price from \$167,003 to \$180,000, for the period July 1, 2017 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Clerk-Recorder/Registrar of Voters: Gregory Diaz

13. [SR 18-0032](#) Resolution accepting the State of California, Secretary of State's grant award known as, "HAVA Polling Place Accessibility Training Program" under Section 261 of the Help America Vote Act (HAVA), providing to assist in implementing accessibility to polling places/vote centers in Nevada County, authorizing the Nevada County Clerk-Recorder/Registrar of Voters to execute Agreement 17G26128, in the maximum amount of \$20,000, for the period December 1, 2017 through June 30, 2019, and directing the Auditor-Controller to amend the Elections Department's Fiscal Year 2017/18 budget. (4/5 affirmative vote required)

Public Defender: Keri Klein

14. [SR 18-0040](#) Resolution adopting a revised fee schedule for the Public Defender's Office to remove fees pertaining to juvenile indigent defense.

Environmental Health Director: Amy Irani

15. [SR 18-0023](#) Resolution accepting a grant from the California Environmental Protection Agency for Fiscal Year 2017/2018, in the amount of \$100,000 to support the Nevada County Environmental Health Department's responsibilities for the continued enhancement and development of the Certified Unified Program Agency.

Director of Public Works: Trisha Tillotson

16. [SR 18-0017](#) Resolution authorizing Environmental Clearance for the 2018 Road Rehabilitation Project, and authorizing the Director of the Department of Public Works to file a Notice of Exemption with the Nevada County Clerk-Recorder's office.
17. [SR 18-0020](#) Resolution approving bid documents for the Combie Road Rule 20A Utility Relocation Project No. 337008, instructing the Purchasing Division to advertise for bids in accordance with the applicable regulations with the bid opening date to be set by the Director of Public Works, authorizing the Public Works Director to incorporate any final changes into the bid documents before advertising for bids, and authorizing the Chair of the Board of Supervisors to sign the bid documents. (Dist. II)

Interim Human Resources Director: Alison Lehman

- 18a. [SR 18-0043](#) Resolution formalizing the presentation of Nevada County Employee Service Awards to eligible employees, and repealing Resolution 03-536.
- 18b. [SR 18-0047](#) Resolution formalizing the presentation of Nevada County Employee Recognition Awards to eligible employees, and rescinding Resolution 06-065.

Chief Information Officer: Stephen Monaghan

19. [SR 18-0029](#) Resolution continuing the proclamation of a Local Emergency in Nevada County due to the Wind Complex Fires and related evacuations in the affected communities and requesting that the Governor continue to maintain a State of Emergency for the County of Nevada. (Emergency Services)
20. [SR 18-0016](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and Impact Construction Services, Inc., for the purchase and installation of a modular building for the Nevada County Crisis Stabilization Unit at the Sierra Nevada Memorial-Miners Hospital Campus (Res. 15-192), with contract costs totaling \$437,462.01, and directing the Clerk of the Board to record this Notice in accordance with Civil Code Section 9208. (Facilities Management)

Clerk of the Board: Julie Patterson Hunter

21. [SR 18-0002](#) Selection of Supervisor Dan Miller to serve as delegate and Supervisor Ed Scofield to serve as alternate to the Rural County Representatives of California, the Golden State Finance Authority, and the Rural Counties' Environmental Services Joint Powers Authority for 2018.
22. [SR 18-0039](#) Reappointment of Ms. Ann Guerra as an At-Large member to the Nevada County Transportation Commission for a four-year term ending January 1, 2022.
23. [SR 18-0006](#) Appointment of Ms. Judith Bell to the Nevada-Sierra Connecting Point Public Authority Governing Board (In-Home Supportive Services) as a public representative for an unexpired three-year term ending June 30, 2019, and appointment of Ms. Susan Healy-Harmon to the Nevada-Sierra Connecting Point Public Authority Governing Board (In-Home Supportive Services) as a public representative for a three-year term ending June 30, 2021.
24. [SR 18-0042](#) Resolution making findings, accepting the appeal filed by Johanna Finney, Cynthia Pierce, Alex Giron, Lisa Reinhardt, Shawn Blue, Ryan McVay, Krsna Bryant, Govida Bryant, Matt King, Dorothy Sullivan and Don Rivenes from the decision of the Zoning Administrator adopting Mitigated Negative Declaration (EIS17-0022) and approving Conditional Use Permit (CUP17-0015) for the construction and installation of an unmanned 130-foot mono-pine telecommunications tower and equipment facility (PLN17-0073) located at 19406 Burning Bush Road, Nevada City (APN 34-090-03), and scheduling the appeal for a public hearing on February 13, 2018 at 10:30 a.m. (Dist. V)
25. [SR 18-0003](#) Acceptance of Board of Supervisors Summary Minutes for December 19, 2017.

**DEPARTMENT HEAD MATTERS:****Director of Public Works: Trisha Tillotson**

26. [SR 18-0028](#) (Introduce/Waive further reading) An Ordinance adding Subsection J to Section G-IV 3.A.8 of Article 3.A of Chapter IV of the Nevada County General Code adding a Parking Prohibition on Via Vista [No vehicle parking between the hours of 8:00 a.m. and 4:00 p.m. on school days upon the County right-of-way on Via Vista between Ridge Road and 200 feet east of its intersection with Echo Ridge Drive]. (Dist. I)

**Clerk of the Board: Julie Patterson Hunter**

27. [SR 18-0005](#) Review and adoption of the Board of Supervisors Meeting Schedule for 2018.

**\*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.*

**SCHEDULED ITEM: 10:30 A.M.****Health and Human Services Agency Director: Michael Heggarty**

28. [SR 18-0044](#) Presentation on progress toward the 2017 Board Objective related to Homelessness and proposed short- and long-term plans to address the issue.

Recess for lunch:

**AFTERNOON SESSION: 1:30 P.M.**

*Video Conferencing for the Joint Meeting between the Board of Supervisors and the Community Advisory Group, is located at the District V Board of Supervisors Conference Room Nevada County Sheriff's Substation, 10879A Donner Pass Road, Truckee, California*

**JOINT MEETING BETWEEN THE BOARD OF SUPERVISORS  
AND THE COMMUNITY ADVISORY GROUP (CAG)****Community Development Agency Director: Sean Powers**

29. [SR 18-0041](#) Resolution determining the Cannabis Community Advisory Group's (CAG) process for gathering input for the County's long-term cannabis cultivation regulations as complete, and dissolving the CAG.

**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 January 4, 2018

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 (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.

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.

**SPECIAL MEETINGS:**

At special meetings of the Board, public comment will only be allowed on matters appearing on the agenda.

**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)