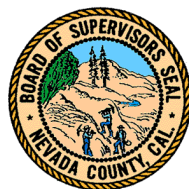


COUNTY OF NEVADA

STATE OF CALIFORNIA

Supervisor Heidi Hall, District I
Supervisor Ed Scofield, District II
Chair Dan Miller, District III
Vice 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

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

SUMMARY MINUTES - Final

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, August 10, 2021	9:00 AM	Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

REGULAR MEETING: 9:00 AM

Rollcall. The following Supervisors present:

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

STANDING ORDERS:

Chair Miller called the meeting to order at 9:01 a.m..

Pledge of Allegiance led by Caleb Dardick, Project Manager.

Corrections and/or deletions to agenda.

ACTION TAKEN: The Clerk of the Board reported that an Addendum Agenda was posted, adding 32a. Public Health Emergency Proclamation.

Chair Miller provided a few words regarding the River Fire, sending thoughts and prayers for residents of Nevada County and Placer County who were affected by the wildfire, and he thanked all of the first responders for their service on behalf of the community.

SCHEDULED ITEMS: 9:01 AM**Clerk of the Board: Julie Patterson Hunter**

1. [SR 21-0617](#) Certificate of Recognition for Sherry Bullard for thirty-one (31) years of dedicated service to members of the public and employees of Nevada County at the County Café.
Recognized.

ACTION TAKEN: Chair Miller introduced Sherry Bullard, owner of the County Café, and thanked her for serving Nevada County staff and residents for the past 31 years. He read the Certificate of Recognition into the record, and the Board members shared words of appreciation for Sherry and the delicious food offered at the Café, and presented her with the Certificate.

Individual Board Member Item: District 5 Supervisor, Hardy Bullock

2. [SR 21-0618](#) Resolution supporting Measure T: Wildfire Protection Measure for the purpose of reducing the risk of wildfire and improving local wildfire prevention, and providing a stable source of local funding for wildfire prevention and mitigation through a special tax in the amount of \$179 per parcel within the boundaries of the Truckee Fire Protection District, for a period of eight years that shall be consolidated and come before the voters with the gubernatorial recall election on September 14, 2021.
Adopted.
Enactment No: RES 21-341

ACTION TAKEN: Supervisor Bullock introduced Fire Chief Bill Saline, Truckee Fire Protection District. Chief Saline reviewed the proposed Measure T: Wildfire Protection Measure for providing a source of income for wildfire prevention and mitigation within the bounds of the Truckee Fire Protection District. Chief Saline spoke of the serious threat of wildfire impacting the entire State of California, including eastern County. There is a massive build-up of fire fuels throughout Truckee's neighborhoods, and a large amount of new residents have moved into the area. Chief Saline reported on the efforts being made to address the fuels build-up, and the difficulty keeping up with the pace and scale of work that is required. A survey was distributed throughout the District found that 79% of the voters were in support of the proposed \$179 property tax to build a Community Wildfire Prevention Fund. Chief Saline reported that the election is scheduled to take place at the same time as the gubernatorial recall election on September 14, 2021. David Diamond, Director, Tahoe Truckee Airport District, and Co-Chair of the Measure T Campaign, provided comments in support of the Measure, and asked the Board members for their endorsement of the Measure.

Board questioning and discussion ensued.

Chair Miller provided an opportunity for public comment, and public comment was received. Chair Miller closed public comment.

MOTION: Motion made by Supervisor Bullock, seconded by Supervisor Hall, to adopt Resolution 21-341. On a roll call vote the motion passed unanimously.

***CONSENT CALENDAR:**

Health and Human Services Agency Director: Ryan Gruver

3. [SR 21-0233](#) Resolution approving a renewal agreement between the County of Nevada and the County of Placer to reimburse Nevada County for providing consultative/program management services related to development of collaborative and regional Health and Human Services in the Tahoe/Truckee area, up to a maximum payable amount of \$130,851, for the period July 1, 2021 through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the agreement.

Adopted.

Enactment No: RES 21-342

Behavioral Health Director: Phebe Bell

4. [SR 21-0556](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Midvalley Recovery Facilities, Inc., dba Pathways for the provision of residential treatment and withdrawal management services for referred clients of Nevada County (Res. 20-214), increasing the maximum contract amount from \$144,825 to \$178,825 due to increased demand in services, for the period July 1, 2020 through June 30, 2021, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Adopted.

Enactment No: RES 21-343

5. [SR 21-0516](#) Resolution approving a renewal contract between Nevada County Behavioral Health Department and Nevada County Special Education Local Plan Area pertaining to the delivery of Educationally Related Mental Health Services for students in western Nevada County schools who are identified as having a mental health need, in the maximum payable amount of \$65,000, for the period July 1, 2021 through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: RES 21-344

Public Health Director: Jill Blake

6. [SR 21-0600](#) Resolution approving Amendment 4 to the contract between the County of Nevada and Glennah Trochet, M.D. pertaining to Interim Public Health Officer duties as required by the Nevada County Public Health Department during absences or unavailability of the County Public Health Officer (PESO3993; Res. 20-473), increasing the maximum contract price from \$130,000 to \$250,535 due to COVID-19-related work and emergency support, for the period July 1, 2020 through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Adopted.

Enactment No: RES 21-345

7. [SR 21-0579](#) Resolution approving a contract between the County of Nevada and the Nevada County Superintendent of Schools pertaining to community health worker support services to address COVID-19 prevention, and vaccine outreach and education for under-served populations in western Nevada County, in the maximum amount of \$61,000, for the period July 1, 2021, through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: RES 21-346

8. [SR 21-0580](#) Resolution approving a contract between the County of Nevada and the Nevada County Superintendent of Schools for the provision of services related to a Health Data Analyst to encourage, improve, and support disease surveillance, testing, data collection, and reporting to address disease infection, control, and prevention in the school community, in the maximum amount of \$145,000, for the period July 1, 2021, through November 17, 2022, and authorizing the Chair of the Board of Supervisors to execute the contract.

Adopted.

Enactment No: RES 21-347

Director of Social Services: Rachel Roos

9. [SR 21-0549](#) Resolution approving a renewal Memorandum of Understanding (MOU) between the Nevada County District Attorney's Office (DA) and the Health and Human Services Agency - Department of Social Services (DSS) for DA to receive revenue from DSS for services related to Welfare Fraud Control, in the maximum amount of \$175,000, for the period July 1, 2021 through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the MOU.

Adopted.

Enactment No: RES 21-348

Sheriff-Coroner/Public Administrator: Shannan Moon

10. [SR 21-0571](#) Resolution approving the Core and Dispatch Upgrade System Contract between the County of Nevada and Motorola Solutions, Inc., for the purchase of a replacement communications system and necessary associated services, in the amount of \$578,155, authorizing the Chair of the Board of Supervisors to execute the Contract, and authorizing the Auditor-Controller to amend the Fiscal Year 2021/22 Sheriff's budget to fund the purchase of the new Dispatch Radio Core and Console System. (4/5 affirmative vote required)

Adopted.

Enactment No: RES 21-349

Clerk-Recorder/Registrar of Voters: Gregory Diaz

11. [SR 21-0611](#) Resolution requesting consolidation of the Truckee Fire Protection District Special Tax Election with the September 14, 2021 California Gubernatorial Recall Election. (Dist. V)

Adopted.

Enactment No: RES 21-350

Auditor-Controller: Marcia Salter

12. [SR 21-0623](#) Resolution authorizing the Auditor-Controller to execute a Standard Form Tax Collection Services Contract with authorized taxing entities pertaining to the collection of special taxes and assessments.

Adopted.

Enactment No: RES 21-351

Building Director: Craig Griesbach

13. [SR 21-0602](#) Resolution approving an agreement between the County of Nevada and Interwest Consulting Group Inc. to provide on-call Building Inspection and Plan Review Services, in a maximum contract amount of \$175,000, for the period July 1, 2021 through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the agreement.

Adopted.

Enactment No: RES 21-352

Acting Director of Public Works: Trisha Tillotson

14. [SR 21-0610](#) Resolution terminating and releasing Nevada County from the 1980 Agreement, Right of Entry and Right of Way for donated Rights of Way with Erickson Lumber Company, dated May 27, 1980 and recorded June 3, 1980 as Document No. 80-15103 (Assessor's Parcel Number 005-290-026), authorizing the Chair of the Board of Supervisors to execute the Deed document for Termination and Release of Agreement, and directing the Clerk of the Board of Supervisors to record the Resolution of Summary Vacation and the Termination and Release of Agreement Deed document. (Dist. I)

Adopted.

Enactment No: RES 21-353

15. [SR 21-0606](#) Resolution approving an increase of funding for the CA FLAP NEV 40(1) Donner Pass Road Project, approving Utility Agreement No. 1 between the County of Nevada and AT&T-California for relocation of utilities on Donner Pass Road, in the amount of \$34,437.94, and authorizing the Chair of the Board of Supervisors to execute the Agreement. (Dist. V)

Adopted.

Enactment No: RES 21-354

16. [SR 21-0608](#) Resolution approving an increase of funding for the CA FLAP NEV 40(1) Donner Pass Road Project, approving Utility Agreement No. 1 between the County of Nevada and Zayo Group for relocation of utilities on Donner Pass Road, in the amount of \$34,437.94, and authorizing the Chair of the Board of Supervisors to execute the Agreement. (Dist. V)

Adopted.

Enactment No: RES 21-355

17. [SR 21-0607](#) Resolution approving an increase of funding for the CA FLAP NEV 40(1) Donner Pass Road Project, approving Utility Agreement No. 1 between the County of Nevada and Level 3 Communications, LLC, for relocation of utilities on Donner Pass Road, in the amount of \$177,109.43, and authorizing the Chair of the Board of Supervisors to execute the Agreement. (Dist. V)
Adopted.
Enactment No: RES 21-356
18. [SR 21-0605](#) Resolution approving an increase of funding for the CA FLAP NEV 40(1) Donner Pass Road Project, approving Utility Agreement No. 1 between the County of Nevada and AT&T-Corp. for relocation of utilities on Donner Pass Road, in the amount of \$245,985.31, and authorizing the Chair of the Board of Supervisors to execute the Agreement. (Dist. V)
Adopted.
Enactment No: RES 21-357
19. [SR 21-0588](#) Resolution awarding and approving a contract between the County of Nevada and Central Striping Service, Inc. for the 2021 Nevada County Annual Striping Project 426639, for a total amount of \$164,880.16, and authorizing the Chair of the Board of Supervisors to execute the contract. (All Dists.)
Adopted.
Enactment No: RES 21-358

Director of Human Resources : Steven Rose

20. [SR 21-0601](#) Resolution approving the Administrative Services Agreement between the County of Nevada and Voya Benefits Company, LLC for third-party Retiree benefit administration and COBRA administration, with service fees as outlined in Exhibit "B" of the Agreement, for the period September 1, 2021 through December 31, 2024, and authorizing the Human Resources Director to execute the agreement on behalf of the County of Nevada.
Adopted.
Enactment No: RES 21-359

Chief Information Officer: Stephen Monaghan

21. [SR 21-0558](#) Resolution approving a Ground Lease between the County of Nevada and Gabriel Kulp for development and construction of an aircraft storage hangar on ramp 4 at Nevada County Airport, in the initial amount of \$175 per month, for the period August 10, 2021 through December 31, 2062, and authorizing the Chair of the Board of Supervisors to execute the Ground Lease. (4/5 affirmative vote required) (Airport)

Adopted.

Enactment No: RES 21-360

22. [SR 21-0587](#) Resolution approving a Lease Agreement between the County of Nevada and the James Parker Living Trust for 2,590 square feet of Library space located in the Lake Center Plaza, at 11010 Combie Road, Suites 108 and 110, Auburn, CA, in the amount of \$2,590 per month, for the period August 1, 2021 through July 31, 2031, authorizing the Chair of the Board of Supervisors to execute the Lease Agreement, and directing the Auditor-Controller to amend the Fiscal Year 2021/22 Library budget. (4/5 affirmative vote required) (Dist. II) (Facilities)

Adopted.

Enactment No: RES 21-361

County Executive Officer: Alison Lehman

23. [SR 21-0632](#) Approve the appointment of Edward (Jeff) Goldman as Nevada County's Chief Probation Officer, effective August 9, 2021.

Approved.

Individual Board Member Item: District I Supervisor, Heidi Hall

24. [SR 21-0596](#) Request to send a Letter of Advocacy urging for the increase of Law Enforcement Officer staffing and resources for efforts of public safety on Federal public lands within the United States Forest Service Region 5, Tahoe National Forest, and Bureau of Land Management Mother Lode Field Office.

Approved.

Clerk of the Board: Julie Patterson Hunter

25. [SR 21-0597](#) Resolution designating the Ben Taylor Home Place, located at 652 Linden Avenue, Grass Valley, CA 95945 (APN 008-800-007-000) as Nevada County Historical Landmark NEV 21-05, and directing the Clerk of the Board to record a certified copy of this Resolution with the Nevada County Clerk-Recorder's office within ten days after adoption.

Adopted.

Enactment No: RES 21-362

26. [SR 21-0615](#) Acknowledge the resignation of Joel Radtke from the Adult & Family Services Commission, effective September 14, 2021.
Acknowledged.
27. [SR 21-0603](#) Acknowledge the resignation of Ruth Jackson Hall from the Citizen's Oversight Committee of the Nevada County Library, effective July 6, 2021.
Acknowledged.
28. [SR 21-0612](#) Approve the reappointments of Dottie Jones as a consumer member, and Susan Healy-Harman as a public member, to the Nevada-Sierra Connecting Point Public Authority Governing Board, for three-year terms ending June 30, 2024.
Reappointed.
29. [SR 21-0566](#) Acceptance of Board of Supervisors Summary Minutes for July 27, 2021.
Accepted.

Approval of the Consent Agenda

Adopted.

MOTION: Motion made by Supervisor Hall, seconded by Supervisor Bullock, to adopt the Consent Calendar. On a roll call vote the motion passed unanimously.

PUBLIC COMMENT:

- [SR 21-0638](#) Chair Miller introduced Public Comment, and comments were received from the public.

SCHEDULED ITEM: 10:00 A.M.

Planning Director: Brian Foss

30. [SR 21-0622](#) Resolution approving the Request for Proposals (RFP) and award selection procedures for "Pines to Mines Environmental Assessment" contract, authorizing the Purchasing Division to advertise for qualified proposals, and directing the Auditor-Controller to increase the Fiscal Year 2021/22 Economic Development budget by \$100,000. (4/5 affirmative vote required)
Adopted as amended.
Enactment No: RES 21-363

ACTION TAKEN: Following a short break, Chair Miller called the meeting back into order.

Brian Foss, Planning Director, Allison Pedley, Tahoe Truckee Trails Association; Steve Frisch, Sierra Business Council; Joshua White, Administrative Analyst; and Eli Ilano, Forest Supervisor, Tahoe National Forest, provided a PowerPoint presentation regarding the Request for Proposals (RFP) and award selection procedures for the Environmental Assessment for the Pines to Mines Trail, an 80-mile back country trail that will connect eastern and western Nevada County and provide for increased public access to open space and trails.

Board questioning and discussion ensued.

Forest Supervisor Ilano explained the public process for analyzing the varied uses of the proposed trail, and explained the Forest Service can extend the public comment period and hold public workshops to provide additional opportunities for public input.

Chair Miller opened the opportunity for public comment and members of the public provided comments. There being no further members of the public waiting to speak, Chair Miller closed public comment.

Board discussion continued.

Supervisor Scofield shared concerns at the level of controversy that still remained; he could not support the item unless reference to motorized vehicles was removed from the RFP (Section 4.0, Scope of Services).

Supervisor Hall spoke in support of the project as a unique opportunity for Nevada County. Although Supervisor Hall acknowledged the concerns raised regarding adding motorized vehicles to the RFP; she highlighted different ways individuals use trails, including on foot, on horseback, on bikes, and potentially e-bikes, and asked everyone to come together and work to share trails. Supervisor Hall would like to see the Environmental Assessment move forward.

Supervisor Hoek stressed that this was designated as a non-motorized trail from the beginning, and suggested the reference to motorized bike usage be removed from the document.

Supervisor Bullock shared concerns that disabled athletes are also a user group of trails, and their voice on the issue has not been heard. Supervisor Bullock shared that as an avid mountain bike rider he uses the trails often and cannot personally tell the difference between a bike and an e-bike. Supervisor Bullock wanted everyone's voices be heard equally, and was in support of starting the process with approval of the Environmental Assessment.

Board discussion continued.

Chair Miller wanted to return to the original intent; he wanted to move forward and fund the Environmental Assessment, removing the analysis of e-bikes.

Katharine Elliott, County Counsel, clarified that the contract would come back to the Board. While the Board could not direct the Forest Service on what to do, the Board is awarding the money to the Forest Services and could do so on the condition that the money does not fund the study of motorized bikes.

MOTION: Motion made by Supervisor Hoek to move forward with the proposal with e-bikes omitted from the National Environmental Policy Act (NEPA) Environmental Assessment (EA), seconded by Supervisor Scofield.

Eli Ilano, TNF, asked if the motion on the floor excludes County funds from going towards analysis of other alternatives. During the NEPA process, the Forest Service has to analyze alternatives that are brought up during the scoping period. If the intent is for no County dollars to go towards the analysis of e-bikes, it could be legally indefensible.

Board discussion ensued.

Katharine Elliott, County Counsel, clarified that even if the trail is classified as a non-motorized trail, e-bikes are still being used. Can the Board provide the funding with the restrictions? Yes, but accomplishing the study likely needs to have analysis of e-bikes included, and this might be a stumbling block preventing the trail to be completed. The Board is not the lead agency but still has a voice in the matter and will be able to respond and represent their constituents throughout the process.

MOTION: On a roll call vote, the motion passed unanimously. (Supervisors Hall and Bullock noted their displeasure with removal of e-bikes as part of the analysis.)

***DEPARTMENT HEAD MATTERS:**

Health and Human Services Agency Director: Ryan Gruver

31. [SR 21-0633](#) (Introduce/Waive further reading) An Ordinance amending Article II of Chapter II of the Nevada County Administrative Code authorizing County of Nevada to join Partnership HealthPlan of California Commission.

First reading held.

ACTION TAKEN: Following a short break, Chair Miller called the meeting back into order. (Supervisor Hall rejoined the meeting shortly after the meeting being called back into order.)

Ryan Gruver, Health and Human Services Agency Director, reviewed the staff report regarding the proposed Ordinance authorizing the County to join Partnership HealthPlan of California Commission. He explained that the Ordinance proposes to switch the County's Medi-Cal managed care plan. There are several models, most predominantly "two plan" models, County Organized Health System (COHS) Models, and the Regional Model. Rural mountain counties were not provided a choice by the state and placed them all in the Regional Model. An audit found shortcomings in the system, particularly when it came to mental health. Therefore recommended Regional Model counties be allowed to join a COHS. Many counties in Northern California sought to enter the COHS model, which is generally regarded as offering the greatest amount of local control. The COHS has been around since 1983, and has expanded based on effectiveness. The Board can establish its own plan or join an existing plan; staff is recommending the later. All ten regional model counties from Placer County north are in the process of joining Partnership and the County's major Medi-Cal providers are in strong support of the switch, as well as Sierra Nevada Memorial Hospital (SNMH) and Western Sierra Medical Clinic. The process moving forward includes adoption of the ordinance, which is sent to the state for determination of how many counties are moving to COHS; the transition period begins; and final membership is determined. Once that membership is determined, the Board of Supervisors will select members to sit on the Partnership Board, with the final change will be effective January 2024.

Dr. Brian Evans, President/CEO, SNMH, and Jennifer Malone, CEO, Western Sierra Medical Clinic, provided comments in support of the change. In addition, Tahoe Forest Hospital, Chapa-De Indian Health Clinic, and Sierra Family Medical Group also provided their support for the change.

Phebe Bell, Behavioral Health Director, responded to Board questioning.

Brianna Lierman, California Health and Wellness, (Nevada County's current Medi-Cal partner), provided comments regarding the proposed Ordinance and switch to Partnership HealthPlan.

Chair Miller provided an opportunity for public comment and members of the public spoke. Chair Miller closed public comment.

MOTION: Motion made by Supervisor Hall, seconded by Supervisor Bullock, to introduce and waive further reading of the proposed Ordinance, authorizing the County of Nevada to join Partnership HealthPlan of California Commission. On a roll call vote the motion passed unanimously.

Chief Information Officer: Stephen Monaghan

32. [SR 21-0639](#) Resolution proclaiming a Local Emergency in Nevada County due to the River Fire. (4/5 affirmative vote required) (Office of Emergency Services)

Adopted.

Enactment No: RES 21-364

MOTION: Motion made by Supervisor Hall, seconded by Supervisor Scofield, to adopt Resolution 21-364. On a roll call vote the motion passed unanimously.

Public Health Director: Jill Blake

32a. [SR 21-0645](#) Resolution ratifying a Local Health Emergency Proclamation by the Nevada County Deputy Public Health Officer due to the immediate public health threat caused by hazardous waste and debris from the River Fire.

Adopted.

Enactment No: RES 21-365

ACTION TAKEN: Steve Monaghan, Chief Information Officer and Emergency Services Director, introduced and reviewed the two staff reports for proclamations requesting the Board proclaim 1) a Local Emergency in Nevada County due to the River Fire; and 2) a Local Health Emergency by the Public Health Officer due to the immediate public health threat caused by hazardous waste and debris from the River Fire.

Chair Miller provided an opportunity for public comment, and members of the public spoke. There being no further members of the public waiting to speak, Chair Miller closed public comment.

MOTION: Motion made by Supervisor Hoek, seconded by Supervisor Scofield, to adopt Resolution 21-365. On a roll call vote the motion passed unanimously.

Community Development Agency Director: Trisha Tillotson

33. [SR 21-0604](#) (Introduce/Waive further reading) An Ordinance amending section 1.27 to Chapter VII Article I of the General Code of the County of Nevada pertaining to discharging a firearm.

First reading held.

ACTION TAKEN: Trisha Tillotson, Community Development Agency Director, provided a PowerPoint presentation regarding proposed amendments to the General Code regarding discharging a firearm.

In December 2018 the Board amended the General Code to: 1) Restrict discharge of firearms on R1, R2, R3 and RA parcels under 5 acres; 2) Increase the required distance from buildings for discharge of firearms to 150 yards (450 feet); 3) Restrict the discharge of firearms from 5pm to 9am other than allowed by Federal/State law; 4) Restrict the continuous discharge of a firearm to two (2) hours followed by a two-hour break; 5) Restrict the discharge of firearms within 1,000 feet of any private or public school or public parks; and 6) Restrict the discharge of firearms during Red Flag Warning Days.

The current amendments propose to: 1) Extend the allowable time: from: 9am to 5pm to: 9am to 6pm; 2) Allow permitted/grandfathered commercial shooting ranges to operate on Red Flag Warning Days with annual approval by the applicable fire authority; 3) Remove requirement to register shooting range with Sheriff's Department within 90 days of adoption of ordinance; and 4) Clarify exemptions are only for permitted/grandfathered commercial shooting ranges.

Trisha Tillotson recommended the Board introduce and waive further reading of the proposed Ordinance.

Chair Miller provided an opportunity for public comment, and members of the public spoke. There being no further members of the public waiting to speak, Chair Miller closed public comment.

MOTION: Motion made by Supervisor Scofield, seconded by Supervisor Bullock, to introduce and waive further reading of the proposed Ordinance, amending section 1.27 to Chapter VII Article I of the General Code of the County of Nevada pertaining to discharging a firearm. On a roll call vote the motion passed unanimously.

AFTERNOON SESSION: 1:30 P.M.**Building Director: Craig Griesbach**

34. [SR 21-0635](#) Receive the presentation and provide direction regarding implementation of an Unmanned Aircraft System (UAS) pilot program specific to unpermitted commercial cannabis enforcement. (Supervisor Heidi Hall - No.)
Approved.

ACTION TAKEN: Following a short break, Chair Miller called the meeting back into order. Craig Griesbach, Building Director, and Jeff Merriman, Code Compliance Program Manager, provided a PowerPoint presentation regarding Unmanned Airport System (UAS) Pilot Program for unpermitted cannabis enforcement. The Program continues to be complaint driven, with the vast majority of complaints located within neighborhoods. Rural Counties currently using Aerial Imagery Technology for Cannabis Enforcement include: Sonoma County; Humboldt County; Tehama County; Yolo County; and Glenn County. Of all the unpermitted cannabis grow sites that have been visited, Code Compliance found numerous safety issues, including: two sites that were the cause of structure and wildland fire; unpermitted electric work and generators; and unpermitted land. Benefits of the proposed Program include: improved staff safety; improved program effectiveness/efficiency; supports complaint driven process; supports the permitted cannabis industry; and addresses fiscal efficiency. When complaints are received the process will begin with staff attempting an inspection from a publicly accessible area. The UAS operation will be approved by the Program Manager, and certified staff will operate the UAS from a publicly accessible area, being mindful of neighborhood privacy and noise nuisances. Photos will only taken if violations are observed. The UAS will not be flown over private parcels and no photos or individuals will be taken. Staff provided outreach to the community, and primary feedback included: allowable use on unpermitted grow sites only; employee safety and training; sata privacy; protection of neighboring property privacy rights; increased enforcements; and implementation of other tools such as regular plane and helicopter flights. If implementation is approved, the Program will start with the next growing season. Staff recommended implementation of the UAS Pilot Program. Craig Griesbach and Jeff Merriman responded to Board questioning and discussion ensued.

Supervisor Hall shared concerns regarding individual privacy rights, and suggested staff continue with the flyover process; she was not sure all of the questions were answered. Supervisor Hall challenged concerns regarding the cost of flyovers as opposed to the costs associated with the purchase of drones and staff training and recertification. In response to concerns regarding fire safety and environmental issues, and illegal use of water and pesticides, cannabis farmers are not the only individuals causing these issues, but it appeared to Supervisor Hall that cannabis farmers are being targeted.

Supervisor Hoek stressed the need for increased enforcement on illegal grows. She understood the difficulties when attempting to view a potential unpermitted grow site due to locked gates, since a warrant is required. Supervisor Hoek would support the process beginning as a Pilot Program as proposed. Supervisor Hoek suggested the need for additional staffing, and spoke to the importance of closer collaboration between the Sheriff and District Attorney.

Supervisor Bullock wanted to ensure there was adequate staffing, and also suggested the Community Development Agency Director provide oversight for at least the beginning of the Program. Supervisor Bullock explained that he was in support of it as a Pilot Program since the County has made a commitment to legal cannabis farmers.

Supervisor Scofield noted the amount of time and effort that was directed to the Cannabis Licensing Program; the illegal grow have gotten out of hand, causing impacts such as water usage that affects neighboring wells. Supervisor Scofield was in support of permitted grows and saw drones as a useful tool. More work needs to be done, and he suggested increased staffing levels may be required.

Supervisor Miller stressed the importance of addressing complaints in a timely manner; drones provide for that and County residents are looking to the County for assistance.

Chair Miller provided an opportunity for public comment and members of the public provided comment. There being no further members of the public waiting to speak, Chair Miller closed public comment.

Final comments were made by the Board members.

MOTION: Motion made by Supervisor Bullock, and seconded by Supervisor Scofield, to proceed with a implementation of an Unmanned Aircraft System (UAS) Pilot Program specific to unpermitted commercial cannabis enforcement, adding: additional oversight by the Community Development Agency Director; additional coordination between the Sheriff and District Attorney's office; investigation of the need for additional staffing enhancements to make the Program successful; and an action plan for egregious grows identified from use of the Pilot Program. On a roll call vote the motion passed as follows: Supervisors Scofield, Miller, Hoek, and Bullock: Aye. Supervisor Hall: No.

***Joint meeting of the Board of Supervisors & the Board of Directors of the Nevada County Sanitation District No. 1.**

Call the meeting to order

Closed Sessions:

[SR 21-0631](#) Pursuant to Government Code section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case: Saigh, et al. v. County of Nevada, et al. (Nevada County Superior Court, Case No. CU18-082850)

[SR 21-0630](#) Pursuant to Government Code section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case: Saigh, et al. v. County of Nevada, et al. (Nevada County Superior Court, Case No. CU18-082850)

[SR 21-0620](#) Pursuant to Government Code section 54956.8, the Board of Supervisors desires to hold a closed session regarding real property negotiations. The negotiator for the County is Steve Monaghan, Chief Information Officer/Director of Information and General Services. Items under negotiation concern the price and terms of payment, and the property interest to be obtained, for properties located at:

347 Nile Street, Nevada City, CA (APN 005-440-027-000)

Owner Negotiator: Beth Everhart

13413 State Hwy 49, Grass Valley CA (APN 023-070-068-000)

Owner Negotiator: Ron Pitamber-Trustee

760 Zion Street, Nevada City, CA (APN 005-270-022-000)

Owner Negotiator: Ron and Anita Pitamber-Trustees

405 So. Auburn Street, Grass Valley, CA (APN 008-510-042-000)

Owner Negotiator: Ron and Anita Pitamber-Trustees

1103-1105 Sutton Way, Grass Valley, CA (APN 035-400-042-0000)

Owner Negotiator: Doug Summers

131 Glenwood Avenue, Grass Valley, CA (APN 035-270-035-000)

Owner Negotiator: Nancy Baglietto

12390 Rough and Ready Hwy, Grass Valley CA (APN 052-160-007-000)

Owner Negotiator: Captain Bridget McCourt

10725 Alta Street, Grass Valley, CA (APN 008-110-008-000)

Owner Negotiator: Captain Bridget McCourt

10187 West River Street, Truckee, CA (APN 019-130-051-000)

Owner Negotiator: JB Benna

11053 Spring Lane, Truckee, CA (APN 018-650-008-000)

Owner Negotiator: Mark DiGiacomo
 10092 E Street, Truckee, CA (APN 019-112-003-000)
 Owner Negotiator: Father Vince (local representative)
 10069 Church Street, Truckee, CA (APN 019-111-009-000)
 Owner: Community Methodist Church-Truckee (Church of the Mountains)
 11351 State Hwy 89 South (11351 River Road), Truckee, CA (APN
 018-740-021-000)
 Owner Negotiator: Sasha Spiegel-Wallace

The negotiator for the properties on behalf of the property owner are listed.

ACTION TAKEN: Katharine Elliott, County Counsel, read the titles of the closed session items into the record, and the Board members entered into closed session.

Following closed session, Katherine Elliot, County Counsel, reported that with regards to the first two sessions, direction was given to staff; with regards to the last closed session, negotiation authority was provided to staff.

Adjournment:

ACTION TAKEN: Chair Miller adjourned the meeting of the Board of Directors of the Nevada County Sanitation District No. 1.

***ANNOUNCEMENTS:**

Not held.

ADJOURNMENT:

ACTION TAKEN: Chair Miller adjourned the meeting of the Board of Supervisors at 5:02 p.m.

Signature and Attestation

Dan Miller, Chair

ATTEST:

By:

Julie Patterson Hunter, Clerk of the Board