

# COUNTY OF NEVADA

## STATE OF CALIFORNIA

*Supervisor Heidi Hall, District I*

*Chair Ed Scofield, District II*

*Supervisor Lisa Swarthout, District III*

*Supervisor Susan Hoek, District IV*

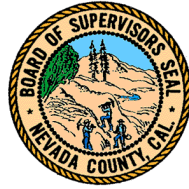
*Vice-Chair Hardy Bullock, District V*

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*Julie Patterson Hunter, 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](mailto:bdofsupervisors@nevadacountyca.gov)

## SUMMARY MINUTES

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, September 26, 2023	9:00 AM	Board Chamber, First Floor Eric Rood Administrative Center 950 Maidu Avenue, Suite 200 Nevada City, California

### REGULAR MEETING: 9:00 AM

*Rollcall*

*The following Supervisors present:*

*Heidi Hall, 1st District*

*Ed Scofield, 2nd District*

*Lisa Swarthout, 3rd District*

*Susan Hoek, 4th District*

*Hardy Bullock, 5th District*

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### STANDING ORDERS:

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

The Pledge of Allegiance was held.

No corrections or deletions to agenda were noted.

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### PUBLIC COMMENT:

[SR 23-4327](#) Public comment received.

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

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

1. [SR 23-4545](#) Resolution approving Amendment 2 to Master Workforce Participation Agreement 3612-WORK-2023-NC between the County of Nevada and the California Mental Health Services Authority, increasing the maximum contract price from \$50,000 to \$308,800, for the period July 1, 2023 through December 31, 2027, authorizing the Chair of the Board of Supervisors to execute the agreement, and directing the Auditor-Controller to amend the Fiscal Year 2023/24 Behavioral Health budget. (4/5 affirmative vote required)  
**Adopted.**  
Enactment No: RES 23-495
2. [SR 23-4504](#) Resolution approving Contract 22-20120 between the County of Nevada and the Department of Health Care Services pertaining to the Intergovernmental Transfer, an agreement whereby Nevada County receives federal financial participation revenue for Specialty Mental Health Services provided by the County, for the period July 1, 2023 through December 31, 2026, and authorizing the Chair of the Board of Supervisors to execute the contract.  
**Adopted.**  
Enactment No: RES 23-496
3. [SR 23-4535](#) Resolution approving Contract 23-30116 between the County of Nevada and the Department of Health Care Services pertaining to the Intergovernmental Transfer whereby Nevada County transfers the non-federal share of Medi-Cal payments and receives federal financial participation revenue for Drug Medi-Cal Organized Delivery System services provided by the County, for the period July 1, 2023 through December 31, 2026, and authorizing the Chair of the Board of Supervisors to execute the contract.  
**Adopted.**  
Enactment No: RES 23-497
4. [SR 23-4552](#) Resolution approving a renewal revenue Contract for Services between the County of Nevada and the County of Placer for the provision of Telephone Triage Services for Placer County Adult System of Care and Children's System of Care, in the maximum amount payable of \$821,068, for the period July 1, 2023 through June 30, 2024, and authorizing the Director of Nevada County Behavioral Health to execute the contract.  
**Adopted.**  
Enactment No: RES 23-498

Director of Social Services: Rachel Peña

5. [SR 23-4546](#) Resolution accepting receipt of the Department of Health Care Services, Providing Access and Transforming Health Supports (PATH) Round 2 grant funding, in the amount of \$150,000 awarded on July 13, 2023, and authorizing the Director of Nevada County Health and Human Services Agency to execute any necessary documents in connection with this award.

**Adopted.**

Enactment No: RES 23-499

Chief Probation Officer: Jeff Goldman

6. [SR 23-4567](#) Resolution approving a Memorandum of Understanding (MOU) between the Nevada County Probation Department and the Nevada County Superior Court for continuation of a Pretrial Program operated by the Nevada County Probation Department, in the amount of \$200,000 funded by a grant through the Judicial Council of California, for the period July 1, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the MOU.

**Adopted.**

Enactment No: RES 23-500

Sheriff-Coroner/Public Administrator: Shannan Moon

7. [SR 23-4544](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Lexipol for law enforcement and correctional policy manuals, updating, and ongoing training on those manuals (Res. 21-188), extending the term of the contract to September 30, 2024, increasing the maximum contract price from \$81,802 to \$112,609, and authorizing the Chair of the Board of Supervisors to execute the contract.

**Adopted.**

Enactment No: RES 23-501

8. [SR 23-4218](#) Resolution authorizing the Nevada County Sheriff to accept the Terms and Conditions of the Department of Health Care Services, Providing Access and Transforming Health Supports (PATH) Round 3 Justice-Involved Planning and Capacity Building Program funds for Correctional Agencies, in the amount of \$2,000,000, provisionally awarded on August 7, 2023, and authorizing the Sheriff to execute any necessary documents in connection with this award.

**Adopted.**

Enactment No: RES 23-502

Clerk-Recorder/Registrar of Voters: Natalie Adona

9. [SR 23-4560](#) Resolution authorizing the donation of an OPEX Ovation 2100 Envelope Opener and the Elections Systems and Software Mail Ballot Verifier from Nevada County Registrar of Voters to Merced County Registrar of Voters.  
**Adopted.**  
Enactment No: RES 23-503

Public Works Director: Heba El-Guindy

10. [SR 23-4550](#) Resolution approving the Notice of Acceptance and Completion for the 2023 Road Rehabilitation Project - County Project No. 450011 (Res. 23-212), with contract costs totaling \$1,354,328.60, and directing the Clerk of the Nevada County Board of Supervisors to record this notice in accordance with Civil Code section 9208.  
**Adopted.**  
Enactment No: RES 23-504
11. [SR 23-4551](#) Resolution approving the Notice of Acceptance and Completion for the Hazard Tree Removal Project -County Project No. 715002 (Res. 22-551), with contract costs totaling \$385,852.74, and directing the Clerk of the Nevada County Board of Supervisors to record this notice in accordance with Civil Code section 9208.  
**Adopted.**  
Enactment No: RES 23-505
12. [SR 23-4554](#) Resolution authorizing Environmental Clearance for the 2023 Storm Debris Removal Project, and authorizing the Director of Nevada County Department of Public Works to file a Notice of Exemption from the California Environmental Quality Act (CEQA) with the Nevada County Clerk-Recorder's office. (All Dists.)  
**Adopted.**  
Enactment No: RES 23-506

Information and General Services Agency Director: Stephen Monaghan

13. [SR 23-4542](#) Resolution approving a first amendment to the Real Property Lease between the County of Nevada and Alpine Aviation, Inc. to operate a maintenance facility as a fixed base operator (Res. 19-121), increasing the term of the lease agreement for a period of five years, adding two more tie-downs for an additional \$50 per month, and authorizing the Chair of the Board of Supervisors to execute the amendment. (Airport)  
**Adopted.**  
Enactment No: RES 23-507

County Executive Officer: Alison Lehman

14. [SR 23-4549](#) Resolution amending various Nevada County budgets through the fourth Consolidated Budget Amendment for Fiscal Year 2022/23. (4/5 affirmative vote required)  
**Adopted.**  
Enactment No: RES 23-508
15. [SR 23-4563](#) Resolution amending various Nevada County budgets through the Fiscal Year 2022/23 Quarter 4 Consolidated American Rescue Plan Act (ARPA) budget amendment, and releasing ARPA fund balance in Fiscal Year 2022/23. (4/5 affirmative vote required)  
**Adopted.**  
Enactment No: RES 23-509

District I Supervisor, Heidi Hall

16. [SR 23-4617](#) Resolution proclaiming September 23, 2023 as "National Public Lands Day" in Nevada County.  
**Adopted.**  
Enactment No: RES 23-510

District II Supervisor, Ed Scofield

17. [SR 23-4614](#) Certificate for Anne Perdue, Nevada County "Teacher of the Year" 2024.  
**Recognized.**

Clerk of the Board: Julie Patterson Hunter

18. [SR 23-4445](#) Approval of reappointments to the Assessment Appeals Board: Steve Hurley as Regular member for a three-year term ending September 30, 2026; and Nicole Phillips as Alternate member for a one-year term ending September 30, 2024.  
**Reappointed.**
19. [SR 23-4328](#) Acceptance of Board of Supervisors Summary Minutes for August 22, and September 12, 2023.  
**Accepted.**

*Approval of the Consent Agenda***Adopted.**

ACTION TAKEN: Chair Scofield introduced the consent calendar and provided an opportunity for public comment on the items on consent; no comments were received.

**MOTION: Motion made by Supervisor Swarthout and seconded by Supervisor Hall to adopt the consent calendar. On a roll call vote, the motion passed unanimously.**

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**Regular meeting of the Board of Directors of the Nevada County Sanitation District No. 1.**

**Call the meeting to order:**

ACTION TAKEN: Chair Scofield recessed as the Nevada County Board of Supervisors and convened as the Board of Directors of the Nevada County Sanitation District No. 1. Chair Scofield called the meeting to order. All Directors were present.

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**Consent:**

Public Works Director: Heba El-Guindy

**20a. [SR 23-4556](#)** Resolution authorizing Nevada County Sanitation District No. 1 to enter into a financing and service agreement with Xylem Water Solutions, Inc. to procure 25 submersible pumps and associated controls and hardware/software for sewer lift stations in Lake Wildwood and Lake of the Pines, and directing the Auditor-Controller to amend the Fiscal Year 2023/24 Nevada County Sanitation District No. 1 budget. (4/5 affirmative vote required)

**Adopted.**

Enactment No: SD23-008

Clerk of the Board: Julie Patterson Hunter

**20b. [SR 23-3869](#)** Acceptance of Nevada County Sanitation District No. 1 Board of Directors Summary Minutes for June 27 and July 11, 2023.

**Accepted.**

*Approval of the Consent Agenda.*

**Adopted.**

ACTION TAKEN: Chair Scofield introduced the consent calendar and provided an opportunity for public comment on the items on consent; no comments were received.

**MOTION: Motion made by Director Hoek and seconded by Director Hall to adopt the consent calendar. On a roll call vote, the motion passed unanimously.**

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**Public comment:**

[SR 23-4072](#) No public comment received.

ACTION TAKEN: No public comment was received.

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**Adjournment:**

ACTION TAKEN: Chair Scofield adjourned the meeting of the Nevada County Sanitation District No. 1 Board of Directors and reconvened as the Nevada County Board of Supervisors.

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**COMMUNITY PRESENTATIONS:**

**Director of Human Resources: Steven Rose**

21. [SR 23-4493](#) Resolution proclaiming September 29 through October 27, 2023 as United Way of Nevada County "Campaign Kick-Off Month" in Nevada County.

**Adopted.**

Enactment No: RES 23-511

ACTION TAKEN: Following a short break, Chair Scofield called the meeting back into order. Steve Rose, Human Resources Director, introduced Louise Reed, United Way Executive Director, who reported on the work of United Way of Nevada County during 2023. Highlights include their partnership with Interfaith Food Ministry, the School Pantry Program, Project Warmth, support for farm workers, and an emphasis on disaster preparedness. Additional collaborators in their 2023/24 Partner Network Spotlight include the Food Bank of Nevada County, Gold Country Senior Services, Partners in English Language Learning, Community Beyond Violence, and Hospitality House. It was also noted that the book fair hosted in Nevada County facilities will take place September 29 through October 27, 2023.

Board questioning and discussion ensued. No public comment was received. Chair Scofield read the resolution into the record and presented it to Executive Director Reed.

**MOTION: Motion made by Supervisor Bullock and seconded by Supervisor Hoek to adopt Resolution 23-511, proclaiming September 29 through October 27, 2023 as United Way of Nevada County "Campaign Kick-Off Month" in Nevada County. On a roll call vote, the motion passed unanimously.**

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**Child Support Services and Housing Director: Mike Dent**

22. [SR 23-4126](#) Acceptance of the informational presentation on Hunger Action Month. (Housing) (Interfaith Food Ministry and Food Bank of Nevada County)

**Accepted.**

**ACTION TAKEN:** Josie Garcia, Child Support Services Program Manager, and Phil Alonzo, Executive Director, Interfaith Food Ministry (IFM), provided a presentation regarding Interfaith's activities to address food insecurity in Nevada County.

10,000 individuals in Nevada County are experiencing food insecurity according to the USDA. However, more individuals are served by IFM than the number reported. Nevada County's medium income is \$87,183; real cost measures define the amount of \$82,274 as the amount that is actually needed for the average costs of living. Average annual income of the those they feed is \$20,000; 50% of clients are families with children; 45% are adults; and 25% are seniors (55+). In 2022, IFM had a record numbers for their food distribution program: 92,000 visits; 210,000 bags of food; and 10,000-13,000 unique individuals visiting.

Gaps and challenges include: fundraising challenges; rising costs of food; relying on volunteers; challenges of the drive-thru model and longer lines of cars; and freezer storage space. Volunteer needs of the organization include driving to grocery stores; storing food for distribution; preparing food for distribution; administrative work; and fundraising and food drive support. The partnership and working relationship with Nevada County is appreciated by the organization, and continuing collaboration is desired.

Board questioning and discussion ensued. Chair Scofield provided an opportunity for public comment and no comments were received.

**MOTION: Motion made by Supervisor Hoek and seconded by Supervisor Swarhout to accept the informational presentation on Hunger Action Month. On a voice vote, the motion passed unanimously.**

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**District II Supervisor, Ed Scofield**

23. [SR 23-4565](#) Certificates of Recognition for Ahmer Al-Kayyali and Roy Lewis for their bravery and heroic efforts in helping prevent the spread of the newly sparked Reader Fire on August 17, 2023.

**ACTION TAKEN:** Following a short break, Chair Scofield called the meeting back into order. He introduced Ahmer Al-Kayyal, one of the subjects of the recognition at hand. Ahmer and Roy Lewis (not present) were recognized for their heroic efforts in helping to prevent the spread of a wildfire on Highway 49, south of North San Juan. Chair Scofield read the Certificates of Recognition for Ahmer and Roy into the record.



Ahmer thanked the first responders that arrived and put the fire out. He was pleased to have the opportunity to help out, and he thanked the Board for the recognition. Roy was unable to attend but will be receiving his Certificate and a Challenge Coin in the coming days.

Board discussion ensued, and the Board members presented the Certificate and Challenge Coin to Ahmer. Chair Scofield provided an opportunity for public and no comments were received. Chair Scofield closed public comment.

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**\*DEPARTMENT HEAD MATTERS:**

**County Librarian: Nick Wilczek**

24. [SR 23-4572](#) Acceptance of the Nevada County Library's informational presentation: Summer Learning 2023 Highlights.  
**Accepted.**

ACTION TAKEN: Nick Wilczek, County Librarian, introduced Youth Services Team Emily Phillips, Grass Valley Library, and Tricia Caspers-Ross, Madelyn Helling Library. He also recognized the Piret Griffith, Truckee Library, who was not in attendance. Emily and Tricia provided a presentation regarding the Summer Learning Program. Together they reviewed a long list of highlights of the Summer Program, including field trips to nature sites and free books for children. The Library partnered with Public Health (smoothie bike events); Tahoe National Forest (pollinators and animal identification learning events); Bear-Yuba Land Trust (hikes and story times on BYLT trails); and Calfire (Smokey the Bear visits).

Board questioning and discussion ensued. No public comment was received.

**MOTION: Motion made by Supervisor Hoek and seconded by Supervisor Hall to accept the Nevada County Library's informational presentation: Summer Learning 2023 Highlights. On a voice vote, the motion passed unanimously.**

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**Sheriff-Coroner/Public Administrator: Shannan Moon**

26. [SR 23-4010](#) Acceptance of the Sheriff's 2019-2022 Term Report Presentation.  
**Accepted.**

**ACTION TAKEN:** Sheriff Shannan Moon gave an overview of the term report, touching on the following topics: security, corrections, evidence retention, search and rescue, animal control; coroner; civil; and public administration.

The Sheriff then discussed several highlights in more detail. In 2019, the Sheriff introduced a Compassionate Release and Re-Entry Program. Inmates are released during regular business hours unless they have someone to pick them up. The Mobile Crisis Team (MCT) was implemented in 2020 to assist citizens experiencing a mental health crisis and to help them connect with needed services. The initial Mobile Crisis Team was so successful a second MCT was introduced. Also in 2020, the K9 Program was re-established, welcoming Ranger, a three-year old German Shepard who works with Deputy Stanis in the unincorporated area of Nevada County. In September 2021, an additional K9, Vito, was introduced into the program. The Community Academy was launched in 2021, a free 18-week program designed to give those with little law enforcement exposure an opportunity for a behind the scenes look at the Sheriff's Office. The Sheriff's new Dispatch Center opened in 2022. Also implemented was the Humane Emergency Animal Rescue Team (HEART). This non-profit rescue team is activated by the Sheriff's Office during emergencies and evacuations. The Cannabis Enforcement Team was implemented in 2022/23, and is comprised of Sheriff's investigators from the Special Investigations Unit. They partner with Code and Cannabis Compliance and other agencies to investigate and eradicate illegal cannabis cultivation in Nevada County. Additional accomplishments were touched on, including body worn camera implementation; coroner and animal control staffing updates; and dive team and off-highway team expansion.

Board questioning and discussion ensued. Chair Scofield provided an opportunity for public comments and comments were received. Chair Scofield closed public comment.

**MOTION: Motion made by Supervisor Swarthout and seconded by Supervisor Hoek to accept the Sheriff's 2019-2022 Term Report presentation. On a voice vote, the motion passed unanimously.**

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**Public Works Director: Heba El-Guindy**

25. [SR 23-4555](#) Resolution authorizing the Director of the Nevada County Department of Public Works to circulate the Environmental Impact Report for the North Bloomfield Road at South Yuba River Bridge Project. (Dists. I, IV, & V)

**Adopted.**

Enactment No: RES 23-512

**ACTION TAKEN:** Heba El-Guindy, Director of Public Works, and Patrick Perkins, Principal Civil Engineer, provided a presentation regarding circulation of an Environmental Impact Report for the North Bloomfield Road at South Yuba River Bridge Project. Staff's recommendation is to circulate the EIR for a 45-day period with a community meeting to be scheduled during the period.

Patrick provided an overview of the project, located in proximity to Districts I, II, and IV. The Project proposes to replace a single lane structurally deficient bridge that was built in 1904 with a new 2-lane bridge. The current bridge has load restrictions and cannot support emergency vehicles. There are two locations for the alternative bridge: Alternative 1 is 60' upstream of the current bridge, and Alternative 2 is 1,000' upstream of the current bridge. Alternative 2 spans a longer distance and the construction costs will be more than double the cost of Alternative 1. Caltrans is willing to fund Alternative 1, but has provided no confirmation for funding Alternative 2. Both options keep the existing bridge in place to be used as a pedestrian crossing. Access during construction will be limited with either option.

Public meetings have been held in two locations and outside agencies are been engaged. The schedule for the proposed project is as follows: complete EIR circulation in November 2023; establish preferred alternative by December 2023; request Caltrans approve the County's preferred alternative; finalize EIR in July 2024; and begin construction in summer of 2027 pending funding availability. Staff emphasized coordination between the state departments and the opportunity to look at it as a recreational project.

Board questioning and discussion ensued. Chair Scofield provided an opportunity for public comments and comments were received.

**MOTION: Motion made by Supervisor Hall and seconded by Supervisor Hoek to adopt Resolution 23-512, authorizing the Director of the Nevada County Department of Public Works to circulate the Environmental Impact Report for the North Bloomfield Road at South Yuba River Bridge Project. On a roll call vote, the motion passed unanimously.**

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**Recess for lunch into Closed Session:**

**\*CLOSED SESSIONS:**

[SR 23-4541](#) Pursuant to Government Code section 54957(b)(1), a closed session will be held to discuss the appointment of the Clerk of the Board.

**Closed Session held.**

[SR 23-4573](#) Pursuant to Government Code section 54956.9(d)(2), County Counsel is requesting a closed session with the Board of Supervisors to discuss a matter in which there is a significant threat of litigation against the County.

**Closed Session held.**

[SR 23-4576](#) 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 one matter.

**Closed Session held.**

[SR 23-4577](#) Pursuant to Government Code section 54956.8, County Counsel is requesting a closed session regarding real property negotiations. The negotiator for the County is Steve Monaghan, Director of Information and General Services Agency. Items under negotiation concern the price and terms of lease and payment. The property in interest to be leased is APN 005-050-032-000, located at 405 Kahele Court, Nevada City. The owner of the property is the County of Nevada. The negotiator for the Tahoe National Forest, is agent Eliseo Llano, Forest Supervisor.

**Closed Session held.**

ACTION TAKEN: Chair Scofield introduced closed session, and reported that Julie Patterson Hunter, Clerk of the Board, is retiring the end of 2023. Chair Scofield offered the opportunity for public comment; no public comment on closed session was received. Katharine Elliott, County Counsel, read the titles of the closed session items into the record and the Board members entered into closed session.

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

ACTION TAKEN: Following closed session, Chair Scofield called the meeting back into order. Katharine Elliott, County Counsel, reported out of closed session regarding the four items. Related to SR 23-4541, direction was given to staff. Related to SR 23-4573, information was provided and direction was given to staff. Related to SR 23-4576, direction was given to staff. Related to SR 23-4577, authority to negotiate the lease was given to staff.

**\*ANNOUNCEMENTS:**

ACTION TAKEN: Not held.

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**ADJOURNMENT:**

ACTION TAKEN: Chair Scofield adjourned the meeting at 2:40 p.m.

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Signature and Attestation

\_\_\_\_\_  
Edward C. Scofield, Chair

ATTEST:

By:

\_\_\_\_\_  
Tine Mathiasen, Deputy Clerk to the Board