

# 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*

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*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](mailto:bdofsupervisors@nevadacountyca.gov)

## AGENDA

Date	Time	Location
Tuesday, November 26, 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.

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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 online at [www.nevadacountyca.gov/boardmeetings](http://www.nevadacountyca.gov/boardmeetings) and [www.YouTube.com/c/CountyofNevadaCA](http://www.YouTube.com/c/CountyofNevadaCA). Please refer to page 9 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 Nevada 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](http://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.

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**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.*

**Behavioral Health Director: Phebe Bell**

1. [SR 24-1583](#) Resolution approving Amendment No. 1 to the renewal contract between the County of Nevada and Common Purpose for the provision of outpatient, intensive outpatient, recovery residence, and contingency management services for the treatment of substance use disorders for Drug Medi-Cal members (Res. 24-361) to increase the maximum contract price from \$2,268,439 to \$3,557,598, revise Exhibit "A", Schedule of Services to reflect the addition of residential and withdrawal management services at Bost House, and revise Exhibit "B", Schedule of Charges and Payments to reflect the increase in the maximum contract price in the maximum amount of \$3,557,598 for fiscal year 2024/25, and authorizing the Chair of the Board of Supervisors to execute the amendment.

**Public Health Director: Kathy Cahill**

2. [SR 24-1542](#) Resolution approving an agreement between Nevada County Health and Human Services Agency and Nevada County Superintendent of Schools (NCSOS) to reimburse NCSOS for Medi-Cal Administrative Activities in the maximum amount payable of \$250,000 for the term of October 1, 2024, through June 30, 2027, and authorizing the Chair of the Board of Supervisors to execute the agreement.
3. [SR 24-1543](#) Resolution approving the renewal Subrecipient Agreement Number 9903-5320-2456-200-22.3-24-25 between the Nevada County Health Department and Essential Access Health ("Essential Access") related to funding comprehensive reproductive health services in the maximum amount of \$120,000 for the term of April 1, 2024, through March 31, 2025, and retroactively authorizing the Director of Public Health to execute the agreement on behalf of the County of Nevada.

Social Services Director: Rachel Peña

4. [SR 24-1534](#) Resolution approving Amendment #1 to the contract between the County of Nevada and FREED Independent Living Center, D/B/A FREED for funding to administer the SOARWorks program to eligible clients (Res. 24-376) to increase the total maximum amount from \$100,000 to \$231,587 for the current term of July 1, 2024, through June 30, 2025, due to a new allocation from the State, authorizing the Chair of the Board of Supervisors to execute the amendment, and directing the Auditor-Controller to amend the fiscal year 2024/25 Social Services budget. (4/5 Affirmative vote required)
5. [SR 24-1535](#) Resolution authorizing Amendment #1 to the contract between the County of Nevada and Nevada Sierra Connecting Point Public Authority for the provision of CalWORKS Housing Support Program (Res. 24-420), increasing the contract price from \$500,000 to \$799,235 for the contract term of July 1, 2024, through June 30, 2025, amending Exhibit B to reflect the increased contract amount, and authorizing the Chair of the Board of Supervisors to execute the amendment.
6. [SR 24-1544](#) Resolution approving execution of a Memorandum of Understanding between the County of Nevada Department of Social Services and the Washoe Tribe of Nevada and California for tribal Temporary Assistance for Needy Families commencing at the date of last signature on the agreement and running through June 30, 2029, and directing the Chair of the Board of Supervisors to execute the agreement.

Chief Probation Officer: Jeff Goldman

7. [SR 24-1584](#) Resolution approving the agreement between the City of Grass Valley and the Nevada County Probation Department for AB109 police officer services for which the County reimburses the City up to \$20,000 for the fiscal year 2024/25 term of July 1, 2024, through June 30, 2025, and authorizing the Chair of the Board of Supervisors to execute the agreement.

Sheriff-Coroner/Public Administrator: Shannan Moon

8. [SR 24-1526](#) Resolution authorizing the Nevada County Sheriff to submit an application to the California Department of Parks and Recreation, Division of Boating and Waterways, for reimbursement of boating safety enforcement costs in the amount of \$420, 815.63 for the period July 1, 2025, to June 30, 2026.
9. [SR 24-1576](#) (Introduce/Waive further reading) Ordinance adding section 2.29.01, 2.29.02, 2.29.03, 2.29.04 and 2.29.05 to the Nevada County Code pertaining to the Care and Disposal of Unclaimed Property in the Possession of the Sheriff.

Public Works Director: David Garcia

10. [SR 24-1571](#) Resolution accepting the Amendment Modification Summary (E-76) for an additional \$400,000 for the Preliminary Engineering Phase, of the Rough and Ready Highway Multimodal Project, Federal Aid Project Number CML-5917(104). (Dist. III)

11. [SR 24-1570](#) Resolution approving Amendment No. 5 to the contract between the County of Nevada and Kimley-Horn and Associates, Inc., for Professional Engineering Services for the Rough and Ready Highway Multimodal Project (Res. 19-453), increasing the contract amount by \$221,099.28 for a new not to exceed amount of \$611,126.18, updating the Scope of Work, extending the contract through June 30, 2026, and authorizing the Chair of the Board of Supervisors to execute the amendment. (Dist. III)
12. [SR 24-1572](#) (Introduce/Waive further reading) Ordinance amending section 2.08.300 of the Nevada County Code to renew the authority of the Director of Public Works regarding contracting authority through February 14, 2030.

Cannabis and Code Compliance Director: Matt Kelley

13. [SR 24-1574](#) Resolution authorizing the submission of an application for the Governor's Office of Business and Economic Development Cannabis Equity Grants Program for Local Jurisdictions for Type 2 funding in the amount of \$500,000 for fiscal year 2024/25.

Human Resources Director: Steven Rose

14. [SR 24-1487](#) Resolution to approve a renewal of the administrative services agreement between the County of Nevada and Voya Benefits Company, LLC for third party retiree benefits administration and COBRA administration for the period beginning January 1, 2025, through December 31, 2025.

Office of Emergency Services Director: Craig Griesbach

15. [SR 24-1517](#) Resolution approving Amendment No. 1 to the Professional Services Contract between the County of Nevada and USA Waste of California, Inc. for the Community Green Waste Mitigation Project (Res. 24-184), extending the contract timeline through December 31, 2025, and authorizing the Director of Emergency Services to execute the contract amendment.

Facilities Management Director: Justin Drinkwater

16. [SR 24-1588](#) Resolution approving Amendment 4 to the Ground Lease Agreement between the County of Nevada and John Barleycorn Investments LLC (Res. 06-419) to allocate \$160,000 for final design and construction efforts of the new County storage facility on Loma Rica Rd. (Lot 5), authorizing the Director of Facilities Management to execute the amendment, and directing the Auditor-Controller to amend the fiscal year 2024/25 Capital Facilities budget. (4/5 Affirmative vote required)

County Librarian: Nick Wilczek

17. [SR 24-1547](#) Resolution approving an agreement between the County of Nevada and the San Juan Ridge Community Library to support operation of the San Juan Ridge Community Library in the amount of \$75,000 for the period July 1, 2024, through June 30, 2025, authorizing the Chair of the Board of Supervisors to execute the agreement, and directing the Auditor-Controller to amend the fiscal year 2024/25 Library budget. (4/5 Affirmative vote required)

Chief of Staff: Jeffrey Thorsby

18. [SR 24-1575](#) Resignation of Bethany Wilkins from the Nevada County Mental Health and Substance Use Advisory Board, effective December 9, 2024.
19. [SR 24-1596](#) Motion of intent to adopt the 2025 Board of Supervisors Calendar.
20. [SR 24-1537](#) Acceptance of the Board of Supervisors June 11, June 18, June 25, and July 9, 2024, meeting minutes.

**PUBLIC COMMENT:**

- [SR 24-1614](#) 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 9 for information on the various options available for members of the public to provide comment in both western and eastern county.)

**\*COMMUNITY PRESENTATIONS:****Social Services Director: Rachel Peña**

21. [SR 24-1539](#) Nevada Sierra Connecting Point informational presentation on National Caregiver's Month. (Tim Guiliani, Executive Director, and Leslie Kerns, Registry Manager)
22. [SR 24-1581](#) The Food Bank of Nevada County informational presentation to the Board. (Julie Thornbury, Executive Director, and Doug Fleming, Board President)

**\*DEPARTMENT HEAD MATTERS:****Sheriff-Coroner/Public Administrator: Shannan Moon**

23.     [SR 24-1525](#)     Informational presentation on the Co-Responder Mobile Crisis Team program.

**Behavioral Health Director: Phebe Bell**

24.     [SR 24-1582](#)     Informational presentation on the CARE Act.

**Public Works Director: David Garcia**

- 25a.    [SR 24-1550](#)     Resolution awarding the contract for the Dog Bar Road over Bear River Bridge Replacement Project to Viking Construction Company, Inc. for a total amount of \$10,132,198.50 plus a 10% contingency of \$1,013,219.85 for a total of \$11,145,418.35 under County project number 224024, authorizing the Chair of the Board to execute the contract, and authorizing the Auditor-Controller to encumber the contract. (Dist. II)
- 25b.    [SR 24-1553](#)     Resolution approving a contract between the County of Nevada and HDR Construction Control Corporation Inc. for Construction Management and Inspection Services for the Dog Bar Road over Bear River Bridge Replacement Project Federal No. BRLO 05917-084, County Project No. 224024, for \$1,127,518.93 plus a 10% contingency of \$112,751.89 for a total amount not to exceed \$1,240,270.82 for the term of November 26, 2024, through June 30, 2027, and authorizing the Chair of the Board of Supervisors to execute the contract. (Dist. II)
- 25c.    [SR 24-1552](#)     Resolution awarding the contract for the Hirschdale Road over Truckee River Bridge Replacement Project, County Project number 224029 and the Hirschdale Road at Hinton Overhead Rehabilitation Project, County Project Number 224030, to Myers & Sons Construction LLC for a combined total amount of \$13,522,228.50 plus a 10% contingency of \$1,352,222.85 for a total amount of \$ 14,874,451.35, authorizing the Chair of the Board to execute the contract, and directing the Auditor-Controller to encumber the contract, release \$209,576 from the Special Project Continuation Assignment in the General Fund, and amend the fiscal year 2024/25 Roads Capital Improvements and Other Sources & Uses budgets. (4/5 Affirmative vote required) (Dist. V)

- 25d. [SR 24-1551](#) Resolution approving a contract between the County of Nevada and HDR Construction Control Corporation Inc. for Construction Management and Inspection Services for the Hirschdale Road over Truckee River Bridge Replacement Project Federal No. BRLO 05917-092, County Project No. 224029 and Hirschdale Road at Hinton (UPRR) Overhead Rehabilitation Project Federal No. BRLO 05917-097, County Project No. 224030 for \$1,503,423.68 plus a 10% contingency of \$150,342.37 for a total amount not to exceed \$1,653,766.05 for the term of November 26, 2024, through June 30, 2027, and authorizing the Chair of the Board of Supervisors to execute the contract. (Dist. V)

**\*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 their 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 direct staff to place a matter of business on a future agenda.*

**\*CLOSED SESSION:**

26. [SR 24-1622](#) Pursuant to Government Code section 54956.8, County Counsel is requesting a closed session regarding real property negotiations. The negotiator for the County is Ryan Gruver, Director of Health and Human Services Agency, or his designee. The items under negotiation concern the price and property interest to be obtained to provide the purchaser with site control of the property. The address is 936 Old Tunnel Rd, Grass Valley, CA 95945, specifically portions of APN 035-400-095-000 and APN 035-400-096-000. The negotiator for the purchaser is Nancy Baglietto, for Foothill House of Hospitality.

**Recess for lunch:**

**AFTERNOON SESSION 1:30 PM****SCHEDULED ITEM: 1:30 PM****Planning Director: Brian Foss**

27. [SR 24-1569](#) Public Hearing to consider the Nevada County Planning Commission's October 24, 2024, 4 for/0 against/1 vacancy vote recommending the adoption of an ordinance to add section 12.03.310 to the Nevada County Code Title 12 Zoning Regulations to establish health and safety standards, certification requirements, site development standards and design requirements that would allow for Tiny Homes on Wheels as single-family dwellings, second dwellings and dwelling groups consistent with allowed density, and accessory dwelling units within those zoning districts that would otherwise allow traditional built housing (ORD24-2).

(Introduce/Waive further reading/Adopt) Ordinance amending Title 12: Zoning Regulations of the Nevada County Code to allow Tiny Homes on Wheels as permanent housing.

**ADJOURNMENT:**

*\*(The Board of Supervisors can discuss these items at any time during the meeting.)*

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*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. Online at [www.nevadacountyca.gov/boardmeetings](http://www.nevadacountyca.gov/boardmeetings) and [nevco.legistar.com/Calendar.aspx](http://nevco.legistar.com/Calendar.aspx).*

*Posted: November 21, 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.
- 2) View at [www.nevadacountyca.gov/boardmeetings](http://www.nevadacountyca.gov/boardmeetings) and [www.YouTube.com/c/CountyofNevadaCA](http://www.YouTube.com/c/CountyofNevadaCA).

**PROVIDE PUBLIC COMMENT BEFORE THE MEETING:**

- 1) Leaving an eComment at [www.nevadacountyca.gov/boardmeetings](http://www.nevadacountyca.gov/boardmeetings).
- 2) Writing a letter to the Board of Supervisors at 950 Maidu Ave, Suite 200, Nevada City, CA 95959.
- 3) Emailing [BOS.PublicComment@nevadacountyca.gov](mailto: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.

**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.

- 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)