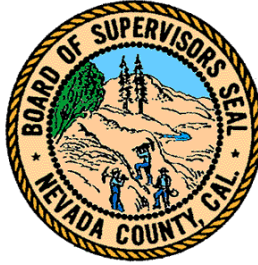


COUNTY OF NEVADA

STATE OF CALIFORNIA

Nate Beason, 1st District
Ed Scofield, 2nd District
Dan Miller, 3rd District (Chair)
Wm. "Hank" Weston, 4th District (Vice-Chair)
Richard Anderson, 5th District



BOARD OF SUPERVISORS

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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, May 24, 2016	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 http://nevco.granicus.com/ViewPublisher.php?view_id=3.

Video Conferencing at 9:01 a.m. for Public Comment 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.

PUBLIC COMMENT: 9:01 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.)

SCHEDULED ITEM: 9:02 AM

1. [SR 16-0412](#) Resolution recognizing the month of June 2016 as "National Safety Month" and proclaiming support for June 2016 as "National Safety Month" in Nevada County.
(Ms. Mary Jo Castruccio, Risk Manager)

INDIVIDUAL BOARD MEMBER ITEM:

2. [SR 16-0411](#) Resolution proclaiming June 4, 2016 as "Celebration of Trails Day" in Nevada County.

Sponsors: Richard Anderson, District 5

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.

Behavioral Health Director: Rebecca Slade

3. [SR 16-0392](#) Resolution approving Amendment 1 to contract between the County of Nevada and Common Goals, Inc. pertaining to outpatient rehabilitative treatment services for the recovery and treatment of alcohol/drug dependency (Res. 15-365), increasing the maximum contract price from \$146,748 to \$168,748, for the period July 1, 2015 through June 30, 2016, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Behavioral Health Department budget for Fiscal Year 2015/16. (4/5 affirmative vote required.)

Public Health Director: Jill Blake

4. [SR 16-0386](#) Resolution approving Amendment A01 to Standard Agreement 13-20425 between the County of Nevada and California Department of Public Health, Office of AIDS, for services related to the Housing Opportunities for Persons with AIDS (HOPWA) Program (Res. 13-433), decreasing the maximum payable amount from \$77,934 to \$76,857, revising the Scope of Work to reflect changes to the Performance Goals for Fiscal Year 2015/16, for the period July 1, 2013 through June 30, 2016, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Director of Social Services: Mike Dent

5. [SR 16-0390](#) Resolution approving the renewal Memorandum of Understanding (MOU) between the Nevada County Probation Department and the Department of Social Services (DSS) related to developing a coordinated services approach between DSS - CalWORKs and the County Probation Department for dual clients, in the maximum amount of \$75,000, for the period July 1, 2015 through June 30, 2016, and authorizing the Director of DSS and the Chief Probation Officer to sign said MOU.

Environmental Health Director: Amy Irani

6. [SR 16-0385](#) Resolution accepting grant funding for Agreement EETAG1502 from the California Environmental Protection Agency (CalEPA) for the Environmental Enforcement & Training Account Grant (EETAG) Program, in the amount of \$34,900, for the period September 1, 2015, through July 30, 2017, and authorizing the Chair of the Board of Supervisors or his/her designee to execute all documents necessary to secure release of grant funds for the EETAG Program.

Planning Director: Brian Foss

7. [SR 16-0393](#) Resolution approving an Agreement between the County of Nevada and the City of Nevada City pertaining to allocation of \$21,780 from County of Nevada Recreation Mitigation Funding, Grass Valley/Nevada City Benefit Zone, for the Pioneer Park Picnic Area Improvements Project, and authorizing the Chair of the Board of Supervisors to execute the Agreement. (Dist. I)

Director of Public Works: Steven Castleberry

8. [SR 16-0353](#) Resolution approving the Maintained Mileage Certification for 2016, certifying the total mileage of County maintained roads to be 562.19 miles.

9. [SR 16-0406](#) Resolution approving Exchange Program Agreement X16-5917(096) for the Federal Apportionment Exchange Program and State Match Program, with Nevada County funds in the amount of \$286,695 available for exchange and \$100,000 in available State Matching funds, for a total amount of \$386,695, and authorizing the Chair of the Board of Supervisors to execute the original two documents on behalf of the County of Nevada.
10. [SR 16-0407](#) Resolution approving Program Supplement Number N036 Rev. 2, to Administering Agency-State Agreement for Federal Aid Projects Number 03-5917R, in the amount of \$694,349, for construction of the Newtown Road Class II Bike Lane Project - 5917(070), and authorizing the Chair of the Board of Supervisors to execute the Agreement. (Dist. I)
11. [SR 16-0356](#) Resolution continuing a temporary reduction of the Western Nevada County Solid Waste Parcel Charges for Fiscal Years 2016/17 and 2017/18, approving draft letters to the Cities of Grass Valley and Nevada City regarding Solid Waste Parcel Charges, and authorizing the Chair of the Board of Supervisors to execute the letters. (Sanitation).
12. [SR 16-0403](#) Resolution accepting award of Fiscal Year 2014/15 Proposition 1B, California Transit Security Grant Program-California Transit Assistance Fund (CTSGP-CTAF) funding, Grant 6761-0002, for multi-phased bus stop improvements and equipment to improve and enhance transit system safety and security, in the amount of \$72,167. (Transit Services)

Chief Information Officer: Stephen Monaghan

13. [SR 16-0387](#) Resolution rescinding Resolution 16-170, approving a revised contract between the County of Nevada and DMCE Concrete & Engineering, Inc., for the Grass Valley Veterans Memorial Building Sidewalk Improvements Project, in the amount of \$67,733 plus a contingency of \$6,774, for a total contract amount of \$74,507, and authorizing the Chair of the Board of Supervisors to execute the contract. (Facilities)
14. [SR 16-0395](#) Resolution approving construction documents, and directing the Purchasing Agent to solicit bids for the Bost House Renovation Project, located at 145 Bost Avenue, Nevada City. (Facilities)
15. [SR 16-0396](#) Resolution authorizing acceptance and recordation of a Non-Exclusive Access Easement from Eden Ranch Homeowners Association, Inc., to allow access to County property, located at 13782 State Highway 49, Nevada City (APN 14-140-67), for construction, operation and maintenance of the Nevada County Energy Conservation and Generation Project, and authorizing the Chair of the Board of Supervisors to execute the Easement Deed. (Facilities)

16. [SR 16-0397](#) Resolution authorizing the conveyance and recordation of a Non-Exclusive Easement at the Wayne Brown Correctional Facility Property, located at 925 Maidu Avenue, Nevada City (APN 05-020-22), approving the Easement Agreement between the County of Nevada, Pacific Gas and Electric (PG&E) Company, and Pacific Bell Telephone Company dba AT&T California, for installation and maintenance of utilities, and authorizing the Chair of the Board of Supervisors to execute the Easement Deed. (Facilities)

County Counsel: Alison Barratt-Green

17. [SR 16-0421](#) Resolution approving a Legal Services Fee Agreement between the County of Nevada and Attorney Andrea Widmer and a Power of Attorney to Mr. Widmer for the continued administration and distribution of the Estate of Albert F. Leuteneker, and authorizing the Chair of the Board of Supervisors to execute the documents.

County Executive Officer: Richard Haffey

18. [SR 16-0413](#) Resolution amending various Nevada County budgets through the Third Consolidated Budget Amendment for Fiscal Year 2015/16. (4/5 affirmative vote required)

Clerk of the Board: Julie Patterson Hunter

19. [SR 16-0399](#) Resolution making findings, accepting in part and rejecting in part the appeal filed by Larry and Cheryl Andresen to a decision of the Public Works Director regarding application for an encroachment permit on Floriston Avenue/Iceland Road, and scheduling a public hearing for June 28, 2016 at 1:30 pm. (Dist. V)
20. [SR 16-0409](#) Appointment of Mr. Philip Reinheimer as a Public Member representative to the Adult & Family Services Commission, for a term expiring April 30, 2018.
21. [SR 16-0398](#) Reappointment of Mr. James Meshwert as a public member to the Nevada County Finance Authority, for a term expiring June 30, 2018.
22. [SR 16-0405](#) Acknowledge Supervisor Scofield's acceptance of Ms. Debra Robertson's resignation as District II representative on the Sewage Disposal Technical Advisory Group.
23. [SR 16-0429](#) Acceptance of Board of Supervisors Summary Minutes for May 10, 2016.

DEPARTMENT HEAD MATTERS: Continued

Director of Social Services: Mike Dent

24. [SR 16-0388](#) Presentation on services, performance measures and an update regarding pertinent statistical outcomes related to the Calendar Year 2015 for the Nevada County Child Protective Services Division of the Department of Social Services, as well as providing information regarding Assembly Bill (AB) 403, the Continuum of Care Reform legislation.

Director of Public Works: Steven Castleberry

25. [SR 16-0415](#) (Introduce/Waive Further Reading) An Ordinance adding Subsections G-IV 8.18.D. through F. to Article 8 of Chapter IV of the General Code of the County of Nevada establishing regulations for the levy, collection and adjustment of Solid Waste Parcel Charges within Eastern Nevada County.

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

26. **Consent:**

These items are expected to be routine and noncontroversial. The Board of Directors of the Nevada County Sanitation District No. 1 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.

Director of Public Works: Steven Castleberry

- 26a1. [SR 16-0402](#) Resolution authorizing the approval of bidding documents and specifications for construction of the Penn Valley Dual Sewer Force Main Project - Contract No. 877140, and instructing the Purchasing Division to advertise for bids with the bid opening date to be set by the Director of Public Works. (Dist. IV)
- 26a2. [SR 16-0417](#) Resolution authorizing equipment sole source for the Penn Valley Dual Sewer Force Main Project. (Dist. IV)

Clerk of the Board: Julie Patterson Hunter

- 26b. [SR 16-0427](#) Acceptance of Nevada County Sanitation District No. 1 minutes for February 23, 2016. (Clerk of the Board)

Public comment:

(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.)

Adjournment.**SCHEDULED ITEM: 10:00 AM**

27. [SR 16-0422](#) Presentation on the status of Bark Beetles in Nevada County - 2016. (Mr. Robert Ingram, Nevada County Resource Conservation District)

***CLOSED SESSIONS:**

[SR 16-0424](#) 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.

[SR 16-0426](#) Pursuant to Government Code Section 54957(b)(1), the Board of Supervisors will hold a closed session for a public employee performance evaluation: Clerk of the Board.

***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.

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 May 19, 2016.

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 during the time the agenda item is considered by the Board. The Chair may limit the total amount of time for comment on any agenda item to no less than 3 minutes for each individual. 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 Board will allocate at least 15 minutes for receiving public comment during any Board meeting. The chairperson of the Board may limit any individual desiring to address the Board to no less than 3 minutes. Time to address the Board will be allocated on the basis of the order in which the requests were received.

At special meetings of the Board, there will not be a scheduled public comment period allocated for items not on the agenda. Public comment will only be allowed on matters appearing on the agenda at the time they are discussed by the Board.

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 Board may limit any person's input 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 to 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. After the public hearing is closed, if 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 after giving name and city of residence. Speakers shall direct their comments to the Board, not the audience; 2) Comment on the specific matter before the Board with reasons for the position taken; 3) A time limit of at least three minutes per speaker will be provided for all oral comments. Time limits may be increased at the Chair of the Board's discretion; 4) The chair may, at his or her discretion allow five (5) minutes for those who are serving as a spokesperson for a group or organization; 5) A speaker may not yield time to another speaker; 6) 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; 7) In the interest of civil discourse, the same rules specified in the Board Order and Decorum (adopted every year by Resolution) and Robert's Rules of Order (General Henry M. Robert) shall apply for this section as well, and are hereby incorporated by reference. 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; and 8) 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 increased at the Chair of the Board's discretion.

ORDINANCES:

By statute, an ordinance may be passed immediately upon introduction only after notice and a public hearing.

An urgency ordinance may be passed immediately upon introduction.

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.

Adoption of the ordinance is made by majority vote.

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 13-050 (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)