

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

Julie Patterson Hunter, Clerk of the Board
Alison Lehman, County Executive Officer
Katharine L. Elliott, County Counsel



BOARD OF SUPERVISORS

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SUMMARY MINUTES

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, January 24, 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
Dan Miller, 3rd District
Sue Hoek, 4th District
Hardy Bullock, 5th District

STANDING ORDERS:

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

The Pledge of Allegiance was held.

There were no corrections or deletions to the agenda were noted.

COMMUNITY PRESENTATION:

District I Supervisor, Heidi Hall

1. [SR 23-0112](#) Certificate of recognition for departing Executive Director of the South Yuba River Citizens League, Melinda Booth.
Recognized.

ACTION TAKEN: Chair Scofield introduced the agenda item recognizing Melinda Hall, departing Executive Director, of the South Yuba River Citizens League.

Supervisor Hall thanked Melinda Booth and read the Certificate of Recognition into the record. The Board members thanked Melinda for her efforts on behalf of the Yuba River. Chair Scofield provided an opportunity for public comment and comments were received. Melinda thanked the Board for the recognition.

PUBLIC COMMENT:

[SR 23-0152](#) Public comment received.

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

CONSENT CALENDAR:

Health and Human Services Agency Director: Ryan Gruver

2. [SR 22-1665](#) Resolution accepting the Nevada County Public Health Officer's request to terminate the local health emergency for the August 2020 Jones Fire.
Adopted.
Enactment No: RES 23-032
3. [SR 23-0012](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Resource Development Associates, Inc. for the provision of consulting services (Res. 22-396), increasing the maximum contract price from \$162,150 to \$399,970, revising Exhibit "A", Schedule of Services, to reflect expanded consultation services and Exhibit "B", Schedule of Charges and Payments, to reflect the expanded scope and extended term, for the period January 1, 2022 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the amendment.
Adopted.
Enactment No: RES 23-033

Behavioral Health Director: Phebe Bell

4. [SR 23-0076](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Nevada County Housing Development Corporation (NCHDC) for services related to community-based housing projects and specialized housing programs for residents with a mental health disabilities (Res. 22-360), increasing the maximum contract price from \$999,632 to \$1,294,703, revising Exhibit “A”, Schedule of Services, to consolidate programs and add additional language and clarification and Exhibit “B”, Schedule of Charges and Payments, to reflect the increase in the maximum contract price, for the period July 1, 2022 through June 30, 2023, and authorizing the Chair of the Board of Supervisors to execute the amendment.

Adopted.

Enactment No: RES 23-034

5. [SR 22-1663](#) Resolution approving Amendment A02 to Standard Agreement 20-10190 between the County of Nevada and the Department of Health Care Services for the purpose of identifying and providing Drug Medi-Cal Organized Delivery System services for substance use disorder treatment in Nevada County (Res. 22-500), modifying the terms and conditions as outlined in the original contract: Exhibit A A1 - Scope of Work Exhibit A, Attachment I A1 - Program Specifications, Exhibit B A1- Budget Detail and Payment Provisions, Exhibit D(F) A1 - Special Terms and Conditions, Exhibit F A1 - Business Associate Addendum, for the period July 1, 2020 through June 30, 2023, and authorizing the Nevada County Behavioral Health Director to execute the amendment.

Adopted.

Enactment No: RES 23-035

Interim Public Health Director: Erin Mettler

6. [SR 23-0035](#) Resolution approving the Children’s Medical Services Plan and the Interagency Agreement between the County of Nevada and the State Department of Health Care Services, Children’s Medical Services Branch, to receive the County’s allotment of the California Children’s Services Program funds for Fiscal Year 2022/2023.

Adopted.

Enactment No: RES 23-036

Child Support Services, Collections, and Housing Director: Mike Dent

7. [SR 23-0088](#) Resolution approving a contract between the County of Nevada and Bright Futures for Youth (BFFY) for the purchase of a 12-passenger van (or the equivalent) to increase access to BFFY's comprehensive, year-round, long-term program that provides social and emotional support and crucial life skills to at-risk girls, in the maximum amount of \$15,000, for the period January 24, 2023 through June 30, 2023, and authorizing the Chair of the Board of Supervisors to execute the contract. (Housing)
Adopted.
Enactment No: RES 23-037
8. [SR 23-0109](#) Resolution approving a contract between the County of Nevada and Robert M. Wallis dba Wallis Design Studio for architectural design services for the development of a Resource Center Project, in the maximum contract price of \$232,500, for the period January 24, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the contract. (Housing)
Adopted.
Enactment No: RES 23-038
9. [SR 23-0086](#) Resolution authorizing the submission of a HOME Investment Partnerships Program, Program Income Application to the California State Department of Housing and Community Development for funding in the amount of \$1,072,762, and if awarded, authorizing the Director of Nevada County Health and Human Services Agency to execute the standard agreement, any amendments thereto, and other related documents necessary to participate and comply with in the Home Investment Partnerships Program. (Housing)
Adopted.
Enactment No: RES 23-039

Sheriff-Coroner/Public Administrator: Shannan Moon

10. [SR 23-0074](#) Resolution accepting the Boating Safety and Enforcement Equipment grant award from the California Department of Parks and Recreation, Division of Boating and Waterways, for reimbursement of boating equipment costs, in the amount of \$29,000 for Fiscal Year 2022/23, authorizing the Nevada County Sheriff to sign the agreement and certifications, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Sheriff's office budget. (4/5 affirmative vote required)
Adopted.
Enactment No: RES 23-040

Community Development Agency Director/Interim Director of Public Works: Trisha Tillotson

12. [SR 23-0096](#) Resolution authorizing a budget expenditure in the amount of \$37,517.25 for an Incidental Take Permit fee for the Dog Bar Road Bridge over the Bear River Project. (Dist. II)

Adopted.

Enactment No: RES 23-041

13. [SR 23-0095](#) Resolution authorizing application for, and receipt of, Regional Early Action Planning (REAP) Grant Program funds in an amount not to exceed \$5,000,000 for Infrastructure and Multimodal Improvements in the Combie Road area, and authorizing the Nevada County Community Development Agency Director to execute the Request for Funds, Standard Agreement, and any and all other documents necessary to secure the REAP 2.0 allocation. (Dist. II)

Adopted.

Enactment No: RES 23-042

Planning Director: Brian Foss

14. [SR 23-0106](#) Resolutions approving Grant Award Agreements between the County of Nevada and the City of Grass Valley (\$115,000), the City of Nevada City (\$60,000), and the Truckee Sanitary District (\$30,000), pertaining to Regional Early Action Planning Grant (REAP) funding for preparation of Regional Infrastructure Planning Studies, authorizing the Chair of the Board of Supervisors to execute the agreements, and directing the Auditor-Controller to encumber the funds for each jurisdiction.

Adopted.

Enactment No: RES 23-043

Information and General Services Agency Director: Stephen Monaghan

15. [SR 23-0101](#) Resolution authorizing the Information and General Services (IGS) Agency Director (Director), or designee, to execute the attached Internet Service Provider (ISP) Nondisclosure Agreement (NDA) and other future NDAs in substantially similar form and substance to support the County's efforts to expand and improve broadband service, and authorizing the Director, or designee, to destroy pursuant to Government Code section 26205.1, all records exchanged with ISPs under such NDAs.

Adopted.

Enactment No: RES 23-044

16. [SR 22-1615](#) Resolution approving a contract between the County of Nevada and PRIDE Industries One, Inc. for janitorial services at various County facilities, in an annual amount not to exceed \$323,000, for the period January 1, 2023 through December 31, 2023, and authorizing the Chair of the Board of Supervisors to execute the contract. (Facilities Management)
Adopted.
Enactment No: RES 23-045
17. [SR 23-0102](#) Resolution rescinding Resolution 22-487 and approving the revised Amendment 3 to the Ground Lease Agreement between the County of Nevada and John Barleycorn Investments, LLC to allow for the building of a 20,220 sq. ft. office and storage facility, and a Commercial Lease Agreement for the County to lease the facility and parking area with a starting monthly rate of \$25,275, for a 23-year term expiring August 22, 2046, and authorizing the Facilities Director to execute the agreements. (Facilities Management)
Adopted.
Enactment No: RES 23-046

Director of Office of Emergency Services: Craig Griesbach

18. [SR 22-1553](#) Resolution accepting the Office of Emergency Services' request to terminate the Local Emergency for the August 2020 Jones Fire, and accepting reimbursable costs from FEMA and the State of California in the amount of \$158,667.
Adopted.
Enactment No: RES 23-047
19. [SR 23-0107](#) Resolution accepting FEMA Hazard Mitigation Grant Program funds for the HMGP DR-4558-288-088P County of Nevada Local Hazard Mitigation Plan Update, in the amount of \$112,500 for use during the period November 4, 2022 through February 4, 2024, and authorizing the Director of Office of Emergency Services to execute the grant agreement and all additional documents required to fulfill the requirements of the grant on behalf of the County of Nevada.
Adopted.
Enactment No: RES 23-048

20. [SR 22-1599](#) Resolution approving Amendment 3 to the contract between the County of Nevada and The Lew Edwards Group relating to services, including public education for a revenue measure (PESP4367), increasing the contract amount by \$22,500 for a new maximum amount not to exceed \$70,000, and authorizing the Purchasing Agent to execute the amendment.
Adopted.
Enactment No: RES 23-049
21. [SR 23-0108](#) Resolution retroactively authorizing the Director of Office of Emergency Services to apply to the Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant Program for funding in the amount of \$1,002,846.96, with a required 25% match, for Phase 1 of the Roadside Vegetation Management Program, and authorizing the Director of Emergency Services to execute the application.
Adopted.
Enactment No: RES 23-050

Director of Human Resources : Steven Rose

22. [SR 23-0103](#) Resolution amending authorized Personnel Staffing Resolution 22-290, changing the total number of FTE from 847.10 to 848.10, effective January 24, 2023.
Adopted.
Enactment No: RES 23-051
23. [SR 23-0104](#) Resolution amending Authorized Personnel Salary Resolution 22-291, allocating positions to various salary ranges, effective January 24, 2023.
Adopted.
Enactment No: RES 23-052

County Counsel: Katharine L. Elliott

24. [SR 23-0043](#) Resolution approving Amendment 3 to the contract between the County of Nevada and Meyers Nave, increasing the contract price by \$225,000 for a maximum contract price of \$375,000, extending the term of the contract to June 30, 2024, and authorizing the Chair of the Board to execute the Amendment. (4/5 affirmative vote required)
Adopted.
Enactment No: RES 23-053

Clerk of the Board: Julie Patterson Hunter

25. [SR 23-0017](#) Resolution appointing Board of Supervisors Successors in a Declared Emergency.
Adopted.
Enactment No: RES 23-054
26. [SR 23-0018](#) Acknowledgement of 2023 Chair Appointments to Boards, Committees, and Commissions.
Acknowledged.
27. [SR 22-1584](#) Acknowledge Supervisor Swarthout's appointment of Terry McAteer as District III representative to the Planning Commission, and the reappointment of Carl Van Son as District III representative to the Building & Accessibilities Standards Board of Appeals, for terms effective on January 3, 2023.
Acknowledged.
28. [SR 23-0114](#) Resolution appointing Bernard Zimmerman to the Nevada Cemetery District Board of Trustees, to fill an unexpired four-year term beginning January 24, 2023 and ending July 1, 2024.
Adopted.
Enactment No: RES 23-055

Approval of the Consent Agenda

Adopted.

ACTION TAKEN: Chair Scofield introduced the consent calendar and opened the opportunity for public comment. Public comment was received. Agenda item no. 11 (SR 23-0093) was pulled from consent for discussion.

MOTION: Motion made by Supervisor Bullock and seconded by Supervisor Hoek to adopt the consent calendar, less agenda item no. 11 (SR 23-0093). On a roll call vote the motion passed unanimously.

Items Removed from the Consent Calendar:

Community Development Agency Director/Interim Director of Public Works: Trisha Tillotson

11. [SR 23-0093](#) Resolution approving Environmental Clearance for the 2023 Nevada County Annual Traffic Striping Project, and directing the Director of the Nevada County Department of Public Works to file a Notice of Exemption with the Nevada County Clerk-Recorder's Office. (All Dists.) (Pulled from consent.)
Adopted.
Enactment No: RES 23-056

ACTION TAKEN: Trisha Tillotson, CDA Director/Interim Public Works Director, provided clarification of the agenda item, which is simply a request to provide environmental clearance for the project. Thermoplastic material is used on a few roads, but mostly paint is used, both of which are best options.

MOTION: Motion made by Supervisor Hoek and seconded by Supervisor Hall to adopt Resolution 23-056. On a roll call vote the motion passed unanimously.

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

ACTION TAKEN: Chair Scofield adjourned as the Nevada County Board of Supervisors and called the regular meeting of the Nevada County Sanitation District No. 1 Board of Directors to order. All Directors present. (Supervisor Bullock attended remotely.)

Consent:

Community Development Agency Director/Interim Director of Public Works: Trisha Tillotson

- 29a. [SR 23-0094](#) Resolution approving the purchase of a Flexiprobe Camera System in an amount not to exceed \$13,000, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Wastewater Zone 1 and Zone 2 budget. (4/5 affirmative vote required)
Adopted.
Enactment No: SD23-001

Clerk of the Board: Julie Patterson Hunter

- 29b. [SR 22-1591](#) Acceptance of Nevada County Sanitation District No. 1 Minutes for December 6 and 13, 2022.
Accepted.

ACTION TAKEN: Chair Scofield introduced the consent calendar and provided an opportunity for public comment.

MOTION: Motion made by Director Hall and seconded by Director Bullock to adopt the Sanitation District's consent calendar. On a roll call vote the motion passed unanimously.

Public comment:

[SR 23-0155](#) Public comment received.

ACTION TAKEN: Chair Scofield provided an opportunity for public comment on topics under the jurisdiction of Nevada County Sanitation District No. 1 and public comment was received.

Adjournment:

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

***DEPARTMENT HEAD MATTERS:**

Health and Human Services Agency Director: Ryan Gruver

30. [SR 22-1559](#) Resolution accepting designation of Nevada County as a Stepping Up Innovator County.
Adopted.
Enactment No: RES 23-057

ACTION TAKEN: Chair Scofield introduced the agenda item and Ryan Gruver, HHSA Director, provided a presentation regarding Nevada County as a Stepping Up Innovator, assisted by representatives from Behavioral Health, Probation, Public Defender, Sheriff, and the District Attorney's office. Staff provided information regarding the processes and services provided by their departments to assist individuals in crisis. Nevada County is one of 50 Innovator counties across the nation.

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 Bullock to adopt Resolution 23-057. On a roll call vote the motion passed unanimously.

County Executive Officer: Alison Lehman

31. [SR 23-0087](#) Review and provide feedback on the 2022 Board Objectives Year-End Report.
Accepted.

ACTION TAKEN: Alison Lehman, CEO, introduced the item, and Caleb Dardick, Assistant CEO, provided the 2022 Objects Year-end Update presentation.

Staff presented the status of the objectives and initiatives, which align with the budget process. Caleb Dardick reviewed the objectives: Fiscal Responsibility; Emergency Preparedness; Broadband, Economic Development; Housing; Cannabis; Homelessness; and Recreation.

Board questioning and discussion ensued.

Chair Scofield provided an opportunity for public comment and comments were received.

***CLOSED SESSION:**

- [SR 23-0098](#) Pursuant to Government Code section 54957(a), a closed session is requested for the annual consultation with the Sheriff, or their designee, and Steve Monaghan, Chief Information Officer, concerning matters posing a risk to essential public services.
Closed Session held.

ACTION TAKEN: Katharine Elliot, County Counsel, read the title of the closed session into the record, and the Board members entered into closed session.

SCHEDULED ITEM: 11:00 A.M.

Director of Human Resources : Steven Rose

32. [SR 23-0042](#) Presentation of Nevada County Employee Service Awards.
Recognized.

ACTION TAKEN: Steve Rose, Human Resources Director, introduced the Employee Service Awards Program. The Board recognized 117 employees for their five, ten, twenty and twenty-five years of service.

***ANNOUNCEMENTS:**

ACTION TAKEN: Announcements not held.

Recess for lunch

AFTERNOON SESSION

SCHEDULED ITEM: 1:30 P.M.

33. [SR 22-1603](#) Public hearing to consider the meeting of Nevada County Planning Commission's November 10, 2022 vote and recommendation for the Ranch House project including: 1) Adopt the Mitigated Negative Declaration (EIS22-0009) (Vote 2-1) (2 absent); 2) Approve the Zoning District Map Amendment to rezone the subject parcel from Residential Agricultural - 3-acre minimum parcel size - Planned Development (RA-3-PD) to Residential Agricultural - 1.5-acre minimum parcel size RA-1.5 (RZN21-0004) (Vote 3-0) (2 absent), and; 3) Adopt Resolution A to deny or B to approve the Conditional Use Permit to allow for the development and operation of a 6-unit Multifamily Residential Development containing six (6) one-bedroom apartments, as well as the demolition of an existing single-family residence that exists on the project site (CUP21-0006) (Vote 3-0 to Deny) (2 absent). (Dist. I)
Public hearing held.

- 33a.** [SR 23-0148](#) Resolution adopting a Mitigated Negative Declaration in connection with the adoption of an Ordinance amending Zoning District Map No. 052a to rezone Assessor's Parcel Number 004-140-067 from Residential Agricultural - 3-acre minimum parcel size - Planned Development (RA-3-pd) to Residential Agricultural - 1.5-acre minimum parcel size (RA-1.5), and the adoption of Resolution A or B denying or approving a Conditional Use Permit to allow for the development and operation of a 6-unit Multifamily Residential Development containing six (6) one-bedroom apartments, as well as the demolition of an existing single-family residence on the site. (File Nos. PLN21-0311; RZN21-0004; CUP21-0006; EIS22-0009)
Adopted.
Enactment No: RES 23-058
- 33b.** [SR 23-0149](#) (Introduce/Waive further reading/Adopt) An Ordinance amending Zoning District Map No. 052a to rezone Assessor's Parcel Number 004-140-067 from Residential Agricultural - 3-acre minimum parcel size - Planned Development (RA-3-PD) to Residential Agricultural - 1.5-acre minimum parcel size (RA-1.5) (File Nos. PLN21-0311; RZN21-0004; CUP21-0006; EIS22-0009) (County of Nevada, property owner).
Adopted.
Enactment No: ORD-2517
- 33c.** [SR 23-0150](#) Resolution denying the Conditional Use Permit (CUP21-0006) to allow for the development and operation of a 6-unit Multifamily Residential Development containing six (6) one-bedroom apartments (File Nos. PLN21-0311; RZN21-0004; CUP21-0006; EIS22-0009) located on Assessor's Parcel Number 004-140-067.
No action taken.
- 33d.** [SR 23-0151](#) Resolution approving the Conditional Use Permit (CUP21-0006) to allow for the development and operation of a 6-unit Multifamily Residential Development containing six (6) one-bedroom apartments (File Nos. PLN21-0311; RZN21-0004; CUP21-0006; EIS22-0009) located on Assessor's Parcel Number 004-140-067.
Adopted as amended.
Enactment No: RES 23-059

ACTION TAKEN: Chair Scofield opened public hearing. Brian Foss, Planning Director, Kyle Smith, Senior Planner, and Phebe Bell, Behavioral Health Director, presented on the proposed project. Discussion of the project redesign, environmental review, services, and client experiences ensued.

The Board provided comments and questions. Chair Scofield opened the opportunity for public comment and public comment was received.

Board discussion continued and staff responded to comments.

MOTION: Motion made by Supervisor Hall and seconded by Supervisor Bullock to adopt Resolution 23-058. On a roll call vote the motion passed unanimously.

MOTION: Motion made by Supervisor Hoek and seconded by Supervisor Bullock to adopt Ordinance 2517. On a roll call vote the motion passed unanimously.

MOTION: Motion made by Supervisor Swarthout and seconded by Supervisor Bullock to adopt Resolution 23-059, as amended. On a roll call vote the motion passed unanimously.

ADJOURNMENT:

ACTION TAKEN: Chair Scofield adjourned the meeting at 3:37 p.m.

Signature and Attestation

Ed Scofield, Chair

ATTEST:

By:

Tine Mathiasen, Deputy Clerk to the Board