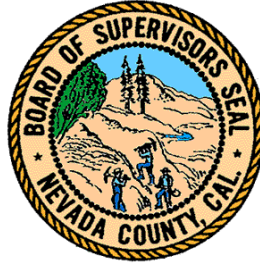


# COUNTY OF NEVADA

## 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

## AGENDA

Date	Time	Location
Tuesday, March 12, 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 on Nevada County Media Comcast Channel 17 in western County and on Optimum Channels 18 and 78 in eastern County, or through the web 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 8 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 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 24-0295](#) Resolution approving the Letter of Agreement between the County of Nevada and California Health and Wellness to receive payment through the CalAIM Incentive Program for the Enhanced Care Management program in the maximum amount of \$49,231.26, for the period of January 1, 2023, through June 30, 2024, and authorizing the Director of Behavioral Health to execute the letter.
2. [SR 24-0261](#) Resolution approving a Memorandum of Understanding (MOU) between the County of Nevada and Blue Cross of California Partnership Plan, Inc. (Anthem) in order for Nevada County to receive payment through the CalAIM Incentive Program for the Enhanced Care Management program, in the maximum amount of \$72,212.74, for the period of July 1, 2023, through December 31, 2023, and authorizing the Nevada County Behavioral Health Director to execute the MOU.
3. [SR 24-0259](#) Resolution approving the Participation Agreement between the County of Nevada and California Mental Health Services Authority to participate in the Connex Program for the provision of a managed Interoperability Software as a Services solution in the maximum amount of \$222,948, for the period of January 1, 2024, through December 31, 2026, 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)
4. [SR 24-0276](#) Resolution approving an amendment to the contract between the County of Nevada and Recover Medical Group P.C. for services for Medi-Cal beneficiaries for the recovery and treatment of alcohol /drug dependency (Res. 23-300), to revise Exhibit "A", Schedule of Services to reflect the addition of Medication Assisted Treatment services, in the maximum contract amount of \$142,329, for the term of July 1, 2023, through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the amendment.

5. [SR 24-0262](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Restpadd Health Corp., Red Bluff, for the provision of 24-hour locked acute psychiatric services for residents of Nevada County who meet criteria for 5150 placement (Res. 22-303), increasing the maximum contract from \$925,000 to \$1,325,000, revising Exhibit “B” Schedule of Charges and Payments to reflect the increase, for the period July 1, 2022, through June 30, 2025, authorizing the Chair of the Board of Supervisors to execute the amendment, and directing the Auditor-Controller to amend the fiscal year 2023/24 Behavioral Health budget. (4/5 affirmative vote required)

Auditor-Controller: Gina Will

6. [SR 24-0383](#) Resolution authorizing a contract between County of Nevada and Lance, Soll & Lunghard, LLP for services pertaining to county audits for fiscal years ending June 30, 2024, through June 30, 2028, for the maximum amount of \$568,881, for the period of April 1, 2024, through June 30, 2029, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the fiscal year 2023/24 Auditor-Controller budget. (4/5 affirmative vote required)

Planning Director: Brian Foss

7. [SR 24-0275](#) Acceptance of the 2023 General Plan Annual Progress Report pursuant to State of California Government Code section 65400, and directing staff to submit the report to the Office of Planning and Research.
8. [SR 24-0331](#) Acceptance of the 2023 Housing Element Annual Progress Report pursuant to State of California Government Code section 65400, and directing staff to submit the report to the California Department of Housing and Community Development and the Office of Planning and Research.

Acting Public Works Director: George Schureck

9. [SR 24-0379](#) Resolution approving a contract between County of Nevada and Zero Foodprint to meet 2024 SB1383 procurement targets (1,972.8 tons compost) for an amount not-to-exceed \$76,947, for the period of March 12, 2024, to December 31, 2024, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the fiscal year 2023/24 Public Works budget. (4/5 affirmative vote required)

Chief Information Officer: Landon Beard

10. [SR 24-0193](#) Resolution approving the U.S. Government Services Administration Contract GS-35F-298GA and related Service Agreement between the County of Nevada and Info-Tech Research Group pertaining to membership, training, research, and consultation services, for the maximum contract amount of \$174,672, for the period of November 1, 2023, through December 31, 2026, and authorizing the Purchasing Agent to execute the contract and agreement.

Director of Office of Emergency Services: Craig Griesbach

11. [SR 24-0325](#) Resolution authorizing environmental clearance for additional clean-up associated with the Direct Community Support Task of the CAL FIRE 5GA21159 Winter Storm Hazardous Vegetation Clean-Up Project (Res. 23-230), and authorizing the Director of Emergency Services to sign and file a Notice of Exemption with the Nevada County Clerk-Recorder and the Office of Planning and Research for the Direct Community Support Task of the 2023 Storm Debris Removal Project.

Director of Facilities Management: Justin Drinkwater

12. [SR 24-0263](#) Resolution approving the bid construction documents and specifications for the Nevada County Bost House Kitchen/Dining Addition, authorizing the Chair of the Board of Supervisors to sign the documents, and directing the Purchasing Agent to solicit bids.

County Executive Officer: Alison Lehman

13. [SR 24-0242](#) Resolution amending various Nevada County budgets through the Second Consolidated Budget Amendment for the 2023/24 Fiscal Year and to release Civil Litigation Assignment in the General Fund in Fiscal Year 2023/24. (4/5 affirmative vote required)

Chief of Staff: Jeffrey Thorsby

14. [SR 24-0324](#) Acknowledgement of the updated Chair appointments to the Local Agency Formation Commission.
15. [SR 24-0327](#) Acknowledgement of Supervisor Scofield's appointment of Laura Barhydt as Regular member to the South County Area Municipal Advisory Council, effective February 22, 2024.

**PUBLIC COMMENT:**

[SR 24-0278](#) 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 8 for information on the various options being made available for members of the public to provide comment in both western and eastern county.)

**SCHEDULED ITEM: 10:00 AM**

Planning Director: Brian Foss

16. [SR 24-0274](#) Public hearing to: A) Consider the amendment to a Williamson Act Contract to remove a parcel previously included in the contract following change of ownership (PLN23-0172; WAC23-0001). The remaining subject parcel is 54.67 acres with Agricultural Exclusive zoning, is used for cattle grazing, and is proposed as an agricultural preserve. B) Consider approval of a Williamson Act Contract (PLN23-0177; WAC23-0002). The parcel was previously included in a Williamson Act Contract, and the new owner is requesting a new contract following change of ownership. The subject parcel is 116.46 acres with Agricultural Exclusive zoning, is used for cattle grazing, and is proposed as an agricultural preserve. Project location: 12515 Personeni Lane, Nevada City, CA (APN 004-021-005) and 14634 Bitney Springs Road, Nevada City, CA (APN 052-030-026). No new parcels will be added under contract nor will any parcels be removed from a contract.
- 16a. [SR 24-0515](#) Resolution authorizing an amendment to a Williamson Act Contract for an Agricultural Preserve for Lily Marie Mora and Robert G. Mora, as trustees of the Robert G. Mora and Lily Marie Mora Trust and James Gates, as trustee of the James Gates 2018 revocable living trust (RES. 20-402), removing 116.46 acres from the contract due to separate ownership of these properties.
- 16b. [SR 24-0511](#) Resolution approving a Williamson Act Contract for an Agriculture Preserve for Patrick Beauchamp on one parcel.

**\*COMMUNITY PRESENTATION:**

**Chief of Staff: Jeffrey Thorsby**

17. [SR 24-0266](#) Resolution proclaiming the month of March 2024 as "Youth Art Month" in Nevada County. (Scott Lay, Nevada County Superintendent of Schools)

**\*INDIVIDUAL BOARD MEMBER ITEM:**

**District IV Supervisor, Sue Hoek**

18. [SR 24-0374](#) Informational presentation from Mary-Ann Warmerdam, Senior Vice President of the Rural County Representatives of California.

**\*DEPARTMENT HEAD MATTERS:****Community Development Agency Director: Trisha Tillotson**

19. [SR 24-0267](#) Presentation from Sierra Business Council on the Comprehensive Economic Development Strategy.

**County Executive Officer: Alison Lehman**

- 20a. [SR 23-4435](#) Resolution approving the contract between County of Nevada and Cohen Defense Group for indigent legal defense services in the maximum amount of \$3,028,780, for the period of March 12, 2024, through June 30, 2027, and authorizing the County Executive Officer to execute the contract.
- 20b. [SR 24-0388](#) Resolution approving an agreement between County of Nevada and the County of Placer for conflict indigent legal defense services in the Eastern region, and authorizing the County Executive Officer to sign and execute the agreement.
21. [SR 24-0243](#) Resolution amending various Nevada County budgets through the Fiscal Year 2023/24 Quarter 2 Consolidated American Rescue Plan Act Expenditure Plan Budget Amendment. (4/5 affirmative vote required)

**\*CLOSED SESSIONS:**

22. [SR 24-0382](#) Pursuant to Government Code section 54957.6, a closed session of the Board of Supervisors will be held for the purpose of reviewing its position and instructing its designated labor negotiations representatives regarding employee salaries, salary schedules, fringe benefits, and all other matters within the statutory scope of representation. The designated labor negotiation representatives for Nevada County Caleb Dardick, Assistant County Executive Officer, Steven Rose, Human Resources Director, and Lisa Charbonneau, Labor Attorney. The labor negotiations concern Local 39, Professional, Deputy District Attorney, Deputy Public Defender Association, Confidential and Sheriff's Management Association.
23. [SR 24-0294](#) 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 significant threat of litigation against the County.
24. [SR 24-0419](#) 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.

**Recess for lunch:**

**AFTERNOON SESSION 1:30 PM****\*DEPARTMENT HEAD MATTERS:****County Executive Officer: Alison Lehman**

25. [SR 24-0381](#) 2024 Board Objectives Charter and resource allocation discussion.

**Director of Human Resources: Steven Rose**

26. [SR 24-0330](#) Resolution amending Authorized Personnel Staffing Resolution 23-338, as amended by Resolutions 23-529, 24-025, and 24-093.

**\*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 his or her 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 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.)*

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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: March 7, 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).
- 3) View on Nevada County Media Channel 17 in western County.
- 4) View on Optimum Channels 18 and 78 in eastern County.

**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)