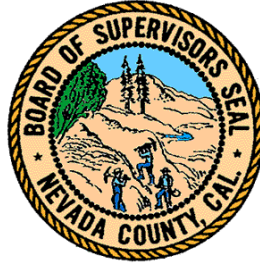


COUNTY OF NEVADA

STATE OF CALIFORNIA

Heidi Hall, 1st District (Vice-Chair)
Ed Scofield, 2nd District
Dan Miller, 3rd District
Susan Hoek, 4th District
Richard Anderson, 5th District (Chair)

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



BOARD OF SUPERVISORS

950 Maidu Avenue
Nevada City, CA 95959-8617
(530) 265-1480
Fax: (530) 265-9836
bdofsupervisors@co.nevada.ca.us

AGENDA

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, December 17, 2019	9:00 AM	Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

SPECIAL MEETING

This meeting is broadcast live on Nevada County Television (NCTV) Channel 17 in the Western County and on Truckee-Tahoe Community TV (TTCTV) Channel 18 in the Eastern County
Closed Captioning is available for hearing impaired viewers and webcast live at
<https://nevco.legistar.com/Calendar.aspx>

Video Conferencing for Public Comment and Scheduled Items at 9:01 a.m. at the District V Board of Supervisors Conference Room Nevada County Sheriff's Substation, 10879A Donner Pass Rd., Truckee, CA

The Board of Supervisors welcomes you to its special meeting. 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.

SPECIAL MEETING: 9:00 AM**STANDING ORDERS:**

Call the meeting to order.

Pledge of Allegiance.

Corrections and/or deletions to agenda.

SCHEDULED ITEMS: 9:01 A.M.

(Video-Conferencing at 9:01 a.m. for Public Comment and Scheduled Items is available in Truckee at the District V Board of Supervisors Conference Room, east (left) side of the Sheriff's Substation at 10879A Donner Pass Rd.)

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.)

Individual Board Member Item: Supervisor Anderson, District V

1. [SR 19-1376](#) Introduction of the new United States Forest Service (USFS) Truckee District Ranger, Jonathan Cook-Fisher. (Eli ILano, USFS Forest Supervisor)

Chief Information Officer: Stephen Monaghan

2. [SR 19-1393](#) Resolution approving a contract between the County of Nevada and M. Arthur Gensler Jr. & Associates, Inc., for architectural design services at the Nevada County Truckee Library for the Truckee Library Remodel Project located at 10031 Levone Avenue, Truckee, in the amount of \$40,500, for the period December 17, 2019 through December 31, 2020, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 Capital Facilities budget. (4/5 affirmative vote required) (Facilities) (Dist. V)

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: Phebe Bell

3. [SR 19-1289](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Aegis Treatment Centers, LLC for the provision of a Drug Medi-Cal Outpatient Narcotic Treatment Program for referred clients of the Nevada County Behavioral Health Department (Res. 18-292), increasing the maximum contract price from \$138,437 to \$174,416 for Fiscal Year 2018/19, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 Behavioral Health budget. (4/5 affirmative vote required)

4. [SR 19-1365](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Aegis Treatment Centers, LLC for the provision of a Drug Medi-Cal Outpatient Narcotic Treatment Program for referred clients of the Nevada County Behavioral Health Department (Res. 19-472), adding additional language regarding staffing requirements, increasing the maximum contract price from \$138,437 to \$300,000 for Fiscal Year 2019/20, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 Behavioral Health budget. (4/5 affirmative vote required)
5. [SR 19-1369](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Common Goals, Inc. for the provision of outpatient rehabilitative treatment services for the recovery and treatment of alcohol/drug dependency (Res. 19-305), increasing the maximum contract price from \$510,688 to \$713,526 due to an unanticipated increase in services, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
6. [SR 19-1367](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Granite Wellness Centers for the provision of Perinatal and Non-Perinatal Outpatient Drug Free Treatment and Intensive Outpatient Treatment services for substance using pregnant and/or parenting women, men, and adolescents, Comprehensive Residential Treatment Program services for the recovery of alcohol/drug dependency, and Substance Abuse Prevention and Treatment services for residents of Nevada County (Res. 19-471), increasing the maximum contract amount from \$1,716,884 to \$1,973,284 to provide for additional services, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
7. [SR 19-1372](#) Resolution approving Amendment 2 to the contact between the County of Nevada and Auburn Counseling Services, Inc., dba Communicare for the provision of Phone Triage services for the Nevada County Behavioral Health Department, Regional Telephone Triage services for Placer County's Adult System of Care and Children's System of Care, substance use disorder counseling, mental health therapy in the jail, New Directions Program services, as well as Patients' Right and Quality Assurance services (Res. 19-306), increasing the maximum contract amount from \$1,198,066 to \$1,238,144 for an additional .75 FTE care coordinator position, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
8. [SR 19-1368](#) Resolution approving Amendment 4 to the Operational Agreement between the County of Nevada and Sierra Nevada Memorial-Miners Hospital pertaining to crisis stabilization services (Res. 15-067), amending Exhibit "B" Financial Arrangement to clarify that the operational budget will be reviewed annually and adjusted as required to reflect actual project costs and revenues of the immediate prior year, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

9. [SR 19-1371](#) Resolution approving a renewal agreement between Nevada County Behavioral Health Department (NCBH) and Nevada County Special Education Local Plan Area (SELPA) for Fiscal Year 2019/20 pertaining to reimbursement to NCBH for the delivery of Educationally Related Mental Health Services for students in Western Nevada County schools who are identified as having a mental health need, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the agreement.
10. [SR 19-1055](#) Resolution approving a renewal agreement between the Nevada County Behavioral Health Department (NCBH) and Nevada Joint Union High School District (NJUHSD) pertaining to reimbursement for NCBH to provide mental health services at NJUHSD campuses for students identified as having a mental health need under NJUHSD's STARS (Student Assistance Resources and Services) Program, in the maximum amount of \$10,000, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the agreement.
11. [SR 19-1366](#) Resolution approving a renewal Contract for Services between the County of Nevada and the County of Sierra pertaining to the Nevada County Behavioral Health Department providing Respite Insight Center Services for Sierra County referred clients, for a total contractual obligation not to exceed \$20,000, for the period January 1, 2020 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Contract.
12. [SR 19-0838](#) Resolution approving the renewal Continuum of Care Program Grant Agreement CA0978L9T151804 between the County of Nevada and the United States Department of Housing and Urban Development (HUD) for funding for the Winters' Haven Project, in the maximum amount of \$37,280, with the Agreement commencing as of the date of execution by HUD for the performance period of December 1, 2019 through November 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Continuum of Care Program Scope of Work.
13. [SR 19-1233](#) Resolution approving a renewal contract between the County of Nevada and the County of Sierra pertaining to the Nevada County Behavioral Health Department providing Crisis Stabilization Unit services to Sierra County referred clients, for a total contractual obligation not to exceed \$20,000, for the period January 1, 2020 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the contract.
14. [SR 19-0841](#) Resolution approving a renewal contract between the County of Nevada and Sierra Mental Wellness Group for the provision of crisis intervention and community client services, and services relating to the operation of a Crisis Stabilization Unit, in the maximum amount of \$1,133,993, for the period January 1, 2020 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the contract.

Public Health Director: Jill Blake

15. [SR 19-1287](#) Resolution approving the renewal Nevada County's Children's Medical Services Plan, which includes the Child Health and Disability Prevention Program (\$159,194), Health Care Program for Children in Foster Care (\$368,082), and California Children's Services (\$367,497) for Fiscal Year 2019/20, and authorizing the Chair of the Board of Supervisors to execute the Plan Certifications.

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

16. [SR 19-1373](#) Resolution authorizing participation in Round 2 of the No Place Like Home (NPLH) Program and submission of a competitive application for Round 2 NPLH funds, and authorizing the Health and Human Services Agency Director to act on behalf of Nevada County in connection with an award of NPLH Program funding. (Housing)

Sheriff-Coroner/Public Administrator: Shannan Moon

17. [SR 19-1236](#) Resolution authorizing the Nevada County Sheriff to sign a Memorandum of Understanding with the California State Sheriffs' Association to provide Victim Information Notification Everyday (VINE) services as previously authorized (Resolutions 08-331, 10-236, and 16-010), pertaining to monitoring the custody status of offenders in California's county jails, and authorizing the continuation of VINE program operations free of charge in Nevada County.
18. [SR 19-1335](#) Resolution awarding and approving a contract between the County of Nevada and Stanley Convergent Security Solutions, Inc. for the 2019 Wayne Brown Correctional Facility Security System Upgrade, in the amount of \$381,400 plus a ten percent contingency of \$38,140, for a total amount not to exceed \$419,540, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 Sheriff's budget. (4/5 affirmative vote required)

Clerk-Recorder/Registrar of Voters: Gregory Diaz

19. [SR 19-0952](#) Resolution consolidating the City of Nevada City General Municipal Election, Penn Valley Union Elementary School District Election, and the Higgins Fire Protection District Election, with the Presidential Primary Election to be held in the County of Nevada, in the State of California, on Tuesday, March 3, 2020.

Building Director: Craig Griesbach

20. [SR 19-1392](#) Resolution ratifying Ordinance No. 15-2019 of the Truckee Fire Protection District, adopting the 2019 California Fire Code with amendments specific to local climatic, geographic and topographic conditions. (Dist. V)

Director of Public Works: Trisha Tillotson

21. [SR 19-1331](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Dokken Engineering for professional engineering services for the South Yuba River at North Bloomfield Road Bridge Replacement Project (Res. 14-529), in the amount of \$635,045.59, extending the term of the contract from December 31, 2019 to December 31, 2024 to provide time to complete additional design services and environmental work, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Dists. IV and V)
22. [SR 19-1328](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Dokken Engineering for professional engineering services for the Bear River at Dog Bar Road Bridge Replacement Project (Res. 14-542), increasing the amount of the contract to a new maximum amount not to exceed \$751,352.71 to provide additional design services and environmental work, extending the term of the contract from December 31, 2019 to December 31, 2023, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Dist. II)
23. [SR 19-1323](#) Resolution approving an Agreement for Sharing Costs of State Highway Electrical Facilities between the County of Nevada and the State of California Department of Transportation, and authorizing the Director of Public Works and County Executive Officer to execute the Agreement.
24. [SR 19-1324](#) Resolution authorizing Environmental Clearance for the 2020 Nevada County Highway Safety Improvement Program High Friction Surface Treatment Project, and authorizing the Nevada County Department of Public Works to file a Notice of Exemption with the Nevada County Clerk-Recorder's office.
25. [SR 19-1330](#) Resolution approving Environmental Clearance for the 2020 Road Rehabilitation Project, and authorizing the Nevada County Department of Public Works to file a Notice of Exemption with the Nevada County Clerk-Recorder's office.
26. [SR 19-1329](#) Resolution approving Amendment 3 to the Memorandum of Understanding between the County of Nevada and the County of Placer for use of the Eastern Regional Material Recovery Facility for disposal of solid waste generated in Eastern Nevada County (Res. 97-523), extending the expiration date to January 31, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Dist. V) (Solid Waste)
27. [SR 19-1325](#) Resolution awarding and approving a contract between the County of Nevada and Edward T. Navickis for the 2019 McCourtney Road Landfill West Ditch Drainage Improvements (Res. 19-526), in the amount of \$44,900 plus a ten percent contingency of \$4,490, for a total amount not to exceed \$49,390, and authorizing the Chair of the Board of Supervisors to execute the contract. (Solid Waste)

Director of Human Resources : Steven Rose

28. [SR 19-1194](#) Resolution approving Amendment 1 to the Employment Agreement between the County of Nevada and Katharine L. Elliott pertaining to the appointment of Katharine L. Elliott to the Office of the County Counsel for the County of Nevada (Res. 19-491), and authorizing the Chair of the Board of Supervisors to execute the Amendment.
29. [SR 19-1380](#) Resolution approving Amendment 1 to the Administrative Services Agreement between the County of Nevada and Navia Benefit Solutions for the flexible spending arrangement and other employee benefit plans (Res. 19-507), and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Chief Probation Officer: Michael Ertola

30. [SR 19-0934](#) Resolution approving an agreement between the County of Nevada and the City of Grass Valley for AB109 police officer services, in an amount not to exceed \$45,000 funded by State-Local Community Corrections Account apportionment for Fiscal Year 2019/20, and authorizing the Chair of the Board of Supervisors to execute the agreement.

Chief Information Officer: Stephen Monaghan

31. [SR 19-1390](#) Resolution terminating the declaration of a local emergency in Nevada County due to recurrent Public Safety Power Shutoffs (PSPS) in response to extreme weather conditions resulting in unprecedented wind events and high fire danger in Nevada County (Res. 19-588). (Emergency Services)
32. [SR 19-1126](#) Resolution approving a contract between the County of Nevada and Kimley-Horn and Associates, Inc. pertaining to the proposed Ponderosa West Grass Valley Defense Zone Extension Project's NEPA (National Environmental Policy Act) compliance, in the maximum amount of \$98,564, for the period December 17, 2019 through December 17, 2020, and authorizing the Chair of the Board of Supervisors to execute the contract. (Emergency Services) (Dist. III & IV)
33. [SR 19-1391](#) Resolution authorizing the capital asset purchase of an emergency backup generator for the Nevada County Airport to support fueling to emergency aircraft, for a total cost of \$18,459, authorizing the Purchasing Agent to sign all documents relating to the purchase and installation of the generator system, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 Office of Emergency Services budget. (4/5 affirmative vote required) (Emergency Services)
34. [SR 19-1375](#) Resolution approving the bid construction documents and specifications for Phase III of the Nevada County Airport Hangar Restoration Project, authorizing the Chair of the Board of Supervisors to sign the documents, and directing the Purchasing Agent to solicit bids for this Project. (Facilities)

35. [SR 19-1412](#) Resolution approving a General Use Agreement between the County of Nevada and the Nevada City Chamber of Commerce for use of the parking area and trail at the Nevada County Eric Rood Administrative Center during the Victorian Christmas Event held in downtown Nevada City, for the three year term beginning December 1, 2019 through December 31, 2022, and authorizing the Chair of the Board of Supervisors to execute the Agreement. (Facilities)

Clerk of the Board: Julie Patterson Hunter

36. [SR 19-0953](#) Designation of Supervisor Dan Miller to serve as delegate and Supervisor Sue Hoek to serve as alternate to the Rural County Representatives of California (RCRC) Board of Directors, the Golden State Finance Authority, and the Rural Counties' Environmental Services Joint Powers Authority for 2020.
37. [SR 19-1362](#) Reappointment of Mr. Andrew Burton as the Non-Supervisor Member to the Area 4 Agency on Aging Governing Board, for a two-year term ending December 31, 2021.
38. [SR 19-1397](#) Acceptance of resignation of Ms. Nancy Jo Ramsey, Family Member representative, from the Nevada County Mental Health and Substance Use Advisory Board.
39. [SR 19-0906](#) Approval of the Conflict of Interest Code for the Forest Charter School.
40. [SR 19-1057](#) Acceptance of Board of Supervisors Summary Minutes for November 5 and 12, 2019.

***DEPARTMENT HEAD MATTERS:**

Chief Information Officer: Stephen Monaghan

41. [SR 19-1409](#) Resolution approving a License Agreement between the County of Nevada and the City of Nevada City for the use of ten parking spaces at the Nevada County Eric Rood Administrative Center for overflow parking designated for the Sugarloaf Trail, and authorizing the Chair of the Board of Supervisors to execute the Agreement. (Facilities)

Chief Probation Officer: Michael Ertola

42. [SR 19-1364](#) Resolution approving a Memorandum of Understanding (MOU) between the County of Nevada and the Nevada County Superior Court for the implementation of a Pretrial Pilot Program, in the amount of \$311,289, during the period beginning August 9, 2019 and ending December 31, 2021, authorizing the Chief Probation Officer and the Chair of the Board of Supervisors to execute the MOU and associated forms, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 budget. (4/5 affirmative vote required)

SCHEDULED ITEM: 10:30 A.M.**Sheriff-Coroner/Public Administrator: Shannan Moon**

43. [SR 19-1396](#) Public Community Forum, pursuant to The Truth Act (Government Code Sections 7283-7283.2 and 7282.5), to provide information to the public about Immigration and Customs Enforcement (ICE) access to individuals, and to receive and consider public comment.

DEPARTMENT HEAD MATTERS: (Continued)*Director of Public Works: Trisha Tillotson**

- 44a. [SR 19-1386](#) Resolution authorizing Environmental Clearance for amendments to the Nevada County Department of Public Works Standard Drawings and to Chapters II, VII, XVI, and XVII of the Land Use and Development Code, pertaining to Zoning Regulations, Street Addressing, Fire Safety Regulations, and Road Standards, respectively. (All Dists.)
- 44b. [SR 19-1483](#) Resolution authorizing amendments to the Nevada County Department of Public Works Standard Drawings. (All Dists.)
- 44c. [SR 19-1484](#) (Introduce/Waive further reading) Ordinance amending Chapters II, VII, XVI, and XVII of the Land Use and Development Code, pertaining to Zoning Regulations, Street Addressing, Fire Safety Regulations, and Road Standards, respectively. (All Dists.)

Planning Director: Brian Foss

45. [SR 19-1374](#) Acceptance of the presentation and report on the Nevada County Recreation and Park Services: Evaluation of Governance Alternatives by Economic & Planning Systems, Inc., and direction to staff to form and facilitate a community coalition.

***CLOSED SESSIONS:**

- [SR 19-1388](#) Pursuant to Government Code Section 54956.9(d)(2), County Counsel is requesting a closed session with the Board of Supervisors to discuss one matter in which there is a significant threat of litigation against the County.
- [SR 19-1175](#) 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 two matters.
- [SR 19-1387](#) Pursuant to Government Code Section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case: Lau, et al. v. County of Nevada, et al., Nevada County Superior Court, Case No. CU18-082845.

Recess for lunch:

AFTERNOON SESSION: 1:30 P.M.**Chief Information Officer: Stephen Monaghan**

46. [SR 19-0874](#) Acceptance of the Office of Emergency Services' Wildfire Preparedness Informational Presentation.
47. [SR 19-1127](#) Resolution authorizing the Nevada County Office of Emergency Services to submit seven applications to the California Department of Forestry and Fire Protection, Fire Prevention Grant Program, to fund County of Nevada Fire Prevention Projects, in the total amount of \$8,858,397, and authorizing the Director of Emergency Services to execute the applications. (Emergency Services)
48. [SR 19-0857](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Fire Safe Council of Nevada County pertaining to fuels reduction services within the Ponderosa West Grass Valley Defense Zone Project (Res. 19-529), allocating responsibility for fuels reduction services to the Fire Safe Council of Nevada County for the entire 1,200 acres of the Project area, increasing the maximum contract amount from \$979,900 to \$3,343,553, effective December 17, 2019 through March 30, 2022, and authorizing the Chair of the Board to execute the Amendment. (Emergency Services)

***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 Joseph Center.*

Posted December 12, 2019.

Notice was also posted at the District V Board of Supervisors Conference Room, 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 when the agenda item is considered by the Board. The Chair may limit the total amount of time for comment on any agenda item and may limit any individual desiring to address the Board to no less than three (3) minutes. 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.

At special meetings of the Board, public comment will only be allowed on matters appearing on the agenda.

The Chair of the Board may limit the total amount of time allocated for public comment; provided, however, the Board will allocate at least fifteen (15) minutes for receiving public comment during any Board meeting. The Chair of the Board may limit any individual desiring to address the Board to no less than three (3) minutes. Time to address the Board will be allocated on the basis of the order in which the requests were received.

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 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 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 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.

ORDER AND DECORUM:

Individuals or organizations desiring to address the Board shall: 1) Address the Board from the podium. Speakers are encouraged but not required to give their name and city of residence before addressing the Board. Speakers shall direct their comments to the Board, not the audience or staff. 2) Comment on the specific matter before the Board with reasons for the position taken. 3) The Chair may, at his or her discretion, allow up to five (5) minutes for those who are serving as a spokesperson for a group or organization. 4) A speaker may not yield time to another speaker. 5) 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. 6) In the interest of civil discourse, the rules 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 public comments are conducted in such a manner that avoids disruptive activity, promotes mutual respect, keeps comments focused on issues, and avoids personal attack. 7) 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 modified at the Chair of the Board's discretion.

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.
- 3) 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.
- 4) Adoption of the ordinance is made by majority vote.
- 5) 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 17-084 (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)