

# COUNTY OF NEVADA

## STATE OF CALIFORNIA

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

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*Julie Patterson Hunter, Clerk of the Board*  
*Alison Lehman, County Executive Officer*  
*Alison Barratt-Green, 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

## SUMMARY MINUTES

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, November 13, 2018	9:00 AM	Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue 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*  
*Hank Weston, 4th District*  
*Richard Anderson, 5th District*

### STANDING ORDERS:

Chairman Scofield called the meeting to order at 9:00 A.M.

Pledge of Allegiance led by Mr. Mike Dent, Director of Child Support Services and Collections.

Corrections and/or deletions to agenda.

ACTION TAKEN: No corrections and/or deletions to the agenda were noted.

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Moment of Silence in honor of those who lost their lives and homes in the Camp Fire.

ACTION TAKEN: Chairman Scofield shared a moment of silence.

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Update on the Butte County Camp Fire.

ACTION TAKEN: Mr. Stephen Monaghan, Chief Information Officer, provided an update of the current state of the Butte County Camp Fire and Nevada County's coordination with Butte County's Office of Emergency Services.

Board questioning and discussion ensued.

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### **SCHEDULED ITEMS: 9:01 A.M.**

#### **Public Comment:**

ACTION TAKEN: The following members provided comment: Ms. JoAnn Fites-Kaufman, District IV resident; Mr. Wade Laughter, District I resident; and Ms. Marty Coleman-Hunt, District I resident.

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1. [SR 18-1009](#) Resolution proclaiming December 8, 2018 as "Food & Toy Run Day" throughout Nevada County, and encouraging the community to support this event. (Mr. Thom Staser, CEO and Founder)

**Adopted.**

Enactment No: RES 18-527

ACTION TAKEN: Chairman Scofield introduced Mr. Thom Staser, CEO and Founder of the Food and Toy Run event, scheduled for December 8, 2018 in Nevada County.

Mr. Staser thanked the Board for their support, and invited everyone to come out and attend the event for the benefit of Nevada County's children.

Chairman Scofield read the title of the Resolution into the record and the Board members thanked Mr. Staser on behalf of Nevada County's residents.

**MOTION: Motion made by Supervisor Miller, seconded by Supervisor Weston, to adopt Resolution 18-527. On a roll call vote the motion passed unanimously.**

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2. [SR 18-1001](#) Tahoe National Forest (TNF), 2018 Update. (Mr. Eli Ilano, Forest Supervisor, TNF)

ACTION TAKEN: Mr. Eli Ilano, Forest Supervisor, Tahoe National Forest (TNF), and Mr. Lon Henderson, District Ranger for the Yuba River Ranger District, provided a PowerPoint presentation regarding the United States Forest Service's activities during the past year within the Forest, including prescribed burning and fuels clearing, and he reported on the current state of potential wildfire in California's forests. He reviewed trail systems that are being updated and added, and the current condition and upgrading of TNF campgrounds.

Board questioning and discussion ensued. The Board thanked Mr. Ilano and Mr. Henderson for the important services they and their staff provide.

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### **CONSENT CALENDAR:**

#### **Behavioral Health Director: Phebe Bell**

3. [SR 18-0975](#) Resolution accepting grant funding in the amount of \$16,285 for the renewal Substance Abuse and Mental Health Services Administration, Center for Mental Health Services, for the Projects for Assistance in Transition from Homelessness Program for Fiscal Year 2018/19.  
**Adopted.**  
Enactment No: RES 18-528
4. [SR 18-1000](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Willow Glen Care Center for the provision of long-term mental health and residential care to adult clients with mental health conditions (Res. 18-252), increasing the maximum contract price from \$50,000 to \$60,000, for Fiscal Years 2018/19 and 2019/20, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2018/19 Behavioral Health Department budget. (4/5 affirmative vote required)  
**Adopted.**  
Enactment No: RES 18-529

5. [SR 18-0983](#) Resolution approving Amendment 1 to the contract between the County of Nevada and the Nevada County Housing Development Corporation for services related to Behavioral Health's community-based housing projects, housing for residents with a mental health disability, and reimbursement for lease/rental agreements for authorized program participants (Res. 18-387), increasing the maximum contract price from \$226,303 to \$265,507 due to the incorporation of Winters' Haven leasing portion of the project budget, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Amendment.  
**Adopted.**  
Enactment No: RES 18-530
6. [SR 18-0943](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Sutter Center for Psychiatry pertaining to psychiatric inpatient hospital services for County referred clients (PESL3516), increasing the maximum contract price from \$10,000 to \$35,000, for the period July 1, 2017 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Amendment.  
**Adopted.**  
Enactment No: RES 18-531
7. [SR 18-1015](#) Resolution approving execution of Amendment 1 to the contract between the County of Nevada and Community Recovery Resources for the prevention, treatment and recovery of alcohol and drug dependency (Res. 18-389), revising the contract to incorporate funds received from the Community Based Transitional Housing grant through the State Department of Finance, thereby increasing the maximum contract price from \$1,682,211 to \$1,743,562, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Amendment.  
**Adopted.**  
Enactment No: RES 18-532
8. [SR 18-0986](#) Resolution approving a renewal contract between the County of Nevada and Community Recovery Resources for the provision of treatment services for persons with both a psychiatric disorder and substance abuse issue (Co-Occurring Disorder), in the maximum amount of \$82,348, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the contract.  
**Adopted.**  
Enactment No: RES 18-533

Public Health Director: Jill Blake

9. [SR 18-0990](#) Resolution approving the County of Nevada's renewal Children's Medical Services Plan, which includes the Child Health and Disability Prevention Program (\$173,876), Health Care Program for Children in Foster Care (\$316,846), and California Children's Services (\$405,353), for Fiscal Year 2018/19, and authorizing the Chair of the Board of Supervisors to execute the Plan Certifications.

**Adopted.**

Enactment No: RES 18-534

Director of Social Services: Tex Ritter

10. [SR 18-1012](#) Resolution approving Amendment 1 to the contract between the County of Nevada and The Salvation Army for the provision of emergency shelter services at the Booth Family Center for CalWORKs families (Res. 18-340), revising the contract to provide up to 20 nights of extreme cold weather sheltering for homeless families and individuals, increasing the maximum contract price from \$200,964 to \$225,031, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

**Adopted.**

Enactment No: RES 18-535

11. [SR 18-1023](#) Resolution approving a renewal contract between the County of Nevada and Welcome Home Vets, Inc. pertaining to the securing of psychotherapy services for the veteran population of Nevada County, in the maximum amount of \$40,000, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the contract.

**Adopted.**

Enactment No: RES 18-536

Child Support Services Director: Mike Dent

12. [SR 18-0958](#) Resolution approving a contract between the County of Nevada and Sierra Roots to provide temporary emergency shelter activities for homeless individuals and families who are unable to access Hospitality House during designated cold weather events and CalFresh outreach and application assistance, in the maximum amount of \$27,192, for the period November 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the contract. (Housing)

**Adopted.**

Enactment No: RES 18-537

District Attorney: Clifford Newell

13. [SR 18-1005](#) Resolution accepting California Department of Insurance Workers' Compensation Insurance Fraud grant funds in the amount of \$86,165, to investigate and prosecute workers' compensation insurance fraud, for use during the period of July 1, 2018 through June 30, 2019, and authorizing the District Attorney to execute all necessary contracts, payment requests, agreements and amendments.

**Adopted.**

Enactment No: RES 18-538

Agricultural Commissioner: Chris de Nijs

14. [SR 18-0963](#) Resolution approving renewal Agreement 18-0258 between the County of Nevada and the California Department of Food and Agriculture to provide reimbursement for County Pest Detection/Emergency Projects Trapping services, in a total contract amount not to exceed \$19,604, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Agreement.

**Adopted.**

Enactment No: RES 18-539

Director of Public Works: Trisha Tillotson

15. [SR 18-1002](#) Resolution of Intent to amend the Special Taxes for the existing Darkhorse Permanent Road Division, hold a public hearing on January 8, 2019 at 11:00 a.m., and conduct an election. (Dist. II)

**Adopted.**

Enactment No: RES 18-540

16. [SR 18-1003](#) Resolution of Intent to annex territory (Retherford Road Area) into the Darkhorse Permanent Road Division, hold a public hearing on January 8, 2019 at 11:15 a.m., and conduct an election. (Dist. II)

**Adopted.**

Enactment No: RES 18-541

17. [SR 18-0996](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and Blue Flame Crew West, LLC for the McCourtney Road Landfill Gas Extraction Well Installation Project (Res. 18-374), with contract costs totaling \$73,314.20, and directing the Clerk of the Board to record this Notice in accordance with Civil Code Section 9208.

(Sanitation)

**Adopted.**

Enactment No: RES 18-542

Chief Information Officer: Stephen Monaghan

18. [SR 18-1004](#) Resolution continuing the declaration of a Local Emergency in Nevada County due to the Airport Hangar Fire. (4/5 affirmative vote required) (Airport)  
**Adopted.**  
Enactment No: RES 18-543
19. [SR 18-1027](#) Resolution approving Amendment 9 to the contract between the County of Nevada and EPIC Aviation, LLC, for aviation fuel services and support at the Nevada County Airport (Res. 06-071), extending the contract expiration date through December 31, 2018, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Airport)  
**Adopted.**  
Enactment No: RES 18-544
20. [SR 18-1010](#) Resolution approving a contract between the County of Nevada and C&S Engineers, Inc., to design and provide bid documents for the Pavement Preservation and Rehabilitation of Taxiway A, Ramps 1, 2, and 5 at the Nevada County Airport, in the maximum contract price of \$136,604, for the period November 13, 2018 through October 31, 2019, and authorizing the Chair of the Board of Supervisors to execute the contract. (Airport)  
**Adopted.**  
Enactment No: RES 18-545
21. [SR 18-0999](#) Resolution accepting the Fiscal Year 2018 Emergency Management Performance Grant from the California Governor's Office of Emergency Services funded through the U.S. Department of Homeland Security, in the amount of \$145,009 with a 100% matching fund requirement, for use during the period July 1, 2018 through June 30, 2019. (Emergency Services)  
**Adopted.**  
Enactment No: RES 18-546
22. [SR 18-1021](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Zag Technical Services Inc. for Office 365 Migration services (PESL3478), increasing the maximum contract price by \$15,000 for a total amount of \$39,223, extending the contract term through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Amendment.  
**Adopted.**  
Enactment No: RES 18-547

23. [SR 18-1020](#) Resolution amending the contract amount in Resolution 15-142 for the purchase of a Pitney Bowes Connect+ 3000 Digital Mailing System, for a total five-year capital lease including equipment, maintenance and subscriptions in the amount of \$37,579.80.  
**Adopted.**  
Enactment No: RES 18-548
24. [SR 18-1028](#) Resolution approving a Settlement Agreement and Release between the County of Nevada and Pacific Gas and Electric (PG&E), in the amount of \$45,000 to settle Claim No. 2018423410 in relation to delays that occurred at two of the County's solar project sites, and authorizing the Chair of the Board of Supervisors to execute the Settlement Agreement and Release. (Facilities)  
**Adopted.**  
Enactment No: RES 18-549
25. [SR 18-0987](#) Resolution approving a contract between the County of Nevada and George Roofing for the Nevada County Roof Restoration and Replacement Project at Various Locations (Res. 18-446), pertaining to roof restoration at the Grass Valley Veterans Memorial Building (255 South Auburn Street, Grass Valley), in the amount of \$177,154 plus a contingency of \$17,716 for a maximum contract amount of \$194,870, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2018/19 Capital Facilities budget. (4/5 affirmative vote required)  
(Facilities)  
**Adopted.**  
Enactment No: RES 18-550
26. [SR 18-0989](#) Resolution approving a contract between the County of Nevada and Rua & Son Mechanical, Inc., for the Nevada County Roof Restoration and Replacement Project at Various Locations (Res. 18-446), pertaining to roof restoration at the Eric Rood Administrative Center (950 Maidu Avenue, Nevada City), the District Attorney Building (201 Commercial Street, Nevada City), and the Animal Shelter Modular (14679 McCourtney Road, Grass Valley), in the amount of \$533,664 plus a contingency of \$53,367 for a maximum contract amount of \$587,031, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2018/19 Capital Facilities budget. (4/5 affirmative vote required)  
(Facilities)  
**Adopted.**  
Enactment No: RES 18-551



27. [SR 18-0998](#) Resolution approving Amendment 2 to the Commercial Lease Agreement between the County of Nevada and Wildwood Commercial Center for Nevada County Public Library space located at 11336 Pleasant Valley Road, Penn Valley (Res. 16-423), extending the term of the Lease from November 30, 2018 to May 31, 2019 to allow for the additional time required for tenant improvements and relocation to a larger space, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Facilities)

**Adopted.**

Enactment No: RES 18-552

28. [SR 18-0995](#) Resolution declaring certain County property as surplus and authorizing the Purchasing Agent to sell, or otherwise dispose of, those certain items of surplus personal property listed on Exhibit A as "Assets to be Sold at Auction: November 2018." (4/5 affirmative vote required) (Purchasing)

**Adopted.**

Enactment No: RES 18-553

29. [SR 18-0994](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Aramark Uniform Services for rental and laundering of uniforms, mats and towels (Res. 15-477), increasing the contract amount by \$50,000 for a total contract amount not to exceed \$150,000, for the period October 1, 2015 through March 31, 2019, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Purchasing)

**Adopted.**

Enactment No: RES 18-554

County Librarian: Yolande Wilburn

30. [SR 18-0981](#) Resolution accepting a grant from Califa in the amount of \$5,000 to be used by December 31, 2018 for the Informal Childcare Provider Outreach Pilot Project, and directing the Auditor-Controller to amend the Fiscal Year 2018/19 Library budget to reflect the additional revenue. (4/5 affirmative vote required)

**Adopted.**

Enactment No: RES 18-555

31. [SR 18-0982](#) Resolution accepting a grant from the California State Library in the amount of \$7,500 in California Library Services Act and Federal Library Services and Technology Act funds for the purchase of Zip Books, for use during the period October 1, 2018 through June 30, 2019, and directing the Auditor-Controller to amend the Fiscal Year 2018/19 Library budget to reflect the additional revenue and related expenses. (4/5 affirmative vote required)  
**Adopted.**  
Enactment No: RES 18-556

County Counsel: Alison Barratt-Green

32. [SR 18-1007](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Angelo, Kilday & Kilduff for legal services (PESM3670), increasing the contract by \$75,000 for a new maximum contract price of \$100,000, and authorizing the Chair of the Board of Supervisors to execute the Amendment.  
**Adopted.**  
Enactment No: RES 18-557

County Executive Officer: Alison Lehman

33. [SR 18-1019](#) Resolution amending various Nevada County budgets through the First Consolidated Budget Amendment for Fiscal Year 2018/19. (4/5 affirmative vote required)  
**Adopted.**  
Enactment No: RES 18-558

Clerk of the Board: Julie Patterson Hunter

34. [SR 18-0985](#) Resolution proclaiming November 26 through 30, 2018 as "California Clerk of the Board of Supervisors Week" in Nevada County.  
**Adopted.**  
Enactment No: RES 18-559
35. [SR 18-0984](#) Resolution approving the reappointments of Ms. Patricia Kiehl and Mr. Dave Barhydt as Directors to the Nevada County Resource Conservation District, for terms expiring November 25, 2022.  
**Adopted.**  
Enactment No: RES 18-560

36. [SR 18-1016](#) Resolution approving the appointment of members to Special District Boards with Insufficient Candidates: Terry Eberhardt and Debi Juric, Bear River Recreation and Park District; Pat Browning, San Juan Ridge County Water District; Walt Ahrens, Washington County Water District; Jeffrey Glover, Western Gateway Recreation and Park District; and Bruce Jones and Charles Suszko, Higgins Area Fire Protection District.  
**Adopted.**  
Enactment No: RES 18-561
37. [SR 18-1022](#) Reappointment of Ms. Jill Blake, Public Health Director, as Public Health Director representative to the First 5 Nevada County Children & Families First Commission, for a two-year term ending October 31, 2020.  
**Reappointed.**
38. [SR 18-0979](#) Acknowledgement of Supervisor Hall's acceptance of the letter of resignation from Ms. Ricki Heck, District I representative on the Planning Commission, effective November 30, 2018.  
**Acknowledged.**
39. [SR 18-1038](#) Acknowledge Supervisor Hall's appointment of Ms. Marty Coleman-Hunt as the District I representative to the Planning Commission effective December 1, 2018.  
**Acknowledged.**
40. [SR 18-0978](#) Acknowledgement of Supervisor Hall's appointment of Ms. Susan Chalpin as District I representative to the Sewage Disposal Technical Advisory Group on October 18, 2018.  
**Acknowledged.**
41. [SR 18-0966](#) Acceptance of Board of Supervisors Summary Minutes for October 23, 2018.  
**Accepted.**

ACTION TAKEN: Chairman Scofield introduced the consent calendar.

*Approval of the Consent Agenda*

**Adopted.**

**MOTION: Motion made by Supervisor Weston, seconded by Supervisor Anderson to approve the consent calendar. On a roll call vote, the motion passed unanimously.**

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**\*DEPARTMENT HEAD MATTERS:****Behavioral Health Director: Phebe Bell**

42. [SR 18-0976](#) Resolution approving Memorandum of Understanding (MOU) No. 2018-010 between the Nevada County Behavioral Health Department and Health Management Associates, Inc. pertaining to the receipt of grant funding in the maximum amount of \$25,000 to expand access to medication assisted treatment of opioid addiction in County jail(s) and drug court(s), for the period of October 1, 2018 through December 31, 2019, and authorizing the Chair of the Board of Supervisors to execute the MOU.  
**Adopted.**  
Enactment No: RES 18-562  
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43. [SR 18-0954](#) Resolution approving the receipt of the Justice and Mental Health Collaboration Grant Award No. 2018-MO-BX-0018 from the U.S. Department of Justice pertaining to awarding the Nevada County Behavioral Health Department grant funds in the amount of \$243,569 to help reduce the number of people with mental illness in County jails, for the performance period January 1, 2019 through December 31, 2020, and authorizing the County Executive Officer to execute the Award Letter on behalf of Nevada County.  
**Adopted.**  
Enactment No: RES 18-563  
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44. [SR 18-1011](#) Resolution approving the receipt of Grant Award No. 1 H1URH32367-01-00 from the Health Resources and Services Administration, Rural Health Care Services Outreach Program, for the Rural Health Opioid Program, in the amount of \$250,000 to be used to create collaboration between Nevada County's Behavioral Health and Public Health Departments to address the impacts of the opioid crisis in the County, for the initial project period of September 30, 2018 through September 29, 2019.  
**Adopted.**  
Enactment No: RES 18-564

**ACTION TAKEN:** Ms. Phebe Bell, Behavioral Health Director, provided a PowerPoint presentation regarding three separate grants that the County has received:

1. \$25,000 for coaching and training in best practices regarding Medication Assisted Therapy in jails, which provides treatment of substance use disorders. There is a promise of an additional \$100,000 in funding to help with staffing needs.
2. \$250,000 each year for three years, to decrease the incidence of opioid overdoses through increased access to treatment and prevention with a focus on the most vulnerable people struggling with addiction.
3. \$243,569 over two years to create collaboration between Behavioral Health, Public Health, and the Sheriff's Office to address the impacts of the opioid crisis in Nevada County and to identify and treat people in jail with mental illness.

**MOTION: Motion made by Supervisor Hall, seconded by Supervisor Miller, to adopt Resolutions 18-562, 18-563, and 18-564 (Agenda Items 42, 43 and 44). On a roll call vote the motion passed unanimously.**

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**Director of Public Works: Trisha Tillotson**

45. [SR 18-0997](#) (Introduce/Waive further reading) Ordinance adding Subsection 59 of Section G-IV 3.A.5 of Article 3.A of Chapter IV of the Nevada County General Code pertaining to Speed Limits on Oak Tree Road between Tyler Foote Crossing Road and Wampum Way, and amending Subsection 19 of Section G-IV 3.A.7 of Article 3.A of Chapter IV of the Nevada County General Code pertaining to Speed Limits on Oak Tree Road from Wampum Way to State Route 49. (Dist. IV)  
**First reading held.**

**ACTION TAKEN:** Ms. Trisha Tillotson, Director of Public Works, reviewed the Ordinance proposing to lower speed limits on Oak Tree Road between Tyler Foote Crossing Road and Wampum Way.

**MOTION: Motion made by Supervisor Weston, seconded by Supervisor Anderson, to introduce and waive further reading of the Ordinance. On a roll call vote the motion passed unanimously.**

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**County Counsel: Alison Barratt-Green**

46. [SR 18-0905](#) (Introduce/Waive further reading) An Ordinance amending Appendix I of Section A-II 22.3 of Article 22 of Chapter II of the Nevada County Administrative Code regarding the County's Conflict of Interest Code.  
**First reading held.**

ACTION TAKEN: Chairman Scofield read the title of the proposed Ordinance into the record and Ms. Alison Barratt-Green, County Counsel, reported that this is a process of identifying positions within the County that are required to report any potential conflicts of interest. The County's Conflict of Interest code is reviewed every two years to comply with requirements of the Fair Political Practices Commission (FPPC). She recommended the Board introduce and waive further reading of the Ordinance.

Board questioning ensued.

**MOTION: Motion made by Supervisor Anderson, seconded by Supervisor Hall, to introduce and waive further reading of the Ordinance. On a roll call vote the motion passed unanimously.**

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**INDIVIDUAL BOARD MEMBER ITEM:**

47. [SR 18-0993](#) (Introduce/Waive further reading) An Ordinance amending Section G-VII 1.27 of Article 1 of Chapter VII of the Nevada County General Code pertaining to discharging a firearm. (4/5 affirmative vote required)
- Sponsor(s):** Hank Weston, District IV  
**First reading held.**

ACTION TAKEN: Chairman Scofield read the title of the proposed Ordinance into the record and Mr. Jeffrey Thorsby, Senior Administrative Analyst, reviewed the staff report and provided an overview regarding an amendment to the General Code to address the discharging of a firearm.

Mr. Thorsby reported that the revisions to the Ordinance propose to:

1. Prohibit discharging of firearms on parcels zoned R1, R2, R3, and RA (parcels under 5 acres or less)
2. Prohibit discharging of firearms to 150 feet of a building
3. Prohibit discharging of firearms from 5 p.m. to 9 a.m. (except for legally allowed hunting)
4. Prohibit discharging of firearms within 1,000 feet of school grounds (private and public)
5. Prohibit discharging of firearms continuously over 2 hours
6. Prohibit discharging of firearms in an area and during a red-flag warning

Mr. Thorsby provided information where discharging of firearms is allowed and where it is currently prohibited, and reviewed the policies of other agencies, including the United States Forest Service (USFS), and the Bureau of Land Management (BLM). He suggested that the Ordinance does not impact law enforcement or legal hunting activities.

Supervisor Weston provided additional information relating to parks and schools, as well as public gathering places. He felt the Ordinance provided for balance, and allows plenty of areas for discharging firearms.

Board questioning ensued.

Supervisor Hall requested clarification regarding allowance of discharging firearms for lawful slaughtering of animals. Chairman Scofield suggested this has do with individuals legally raising farm animals in the identified zones, rather than game. Supervisor Hall understood RA zoned properties, but was confused why R1, R2, and R3 zoned parcels were included. Supervisor Weston reported that he did not want to change other aspects of the Ordinance; they are addressing only the impacts relating to discharging of firearms.

Board discussion continued.

Supervisor Anderson suggested the second sentence in Paragraph 'C' be removed from the Ordinance and the first sentence simply continued to say; "other than what is allowed by federal or state law." Ms. Alison Barratt-Green stated that this change would be a good way to cover possible conflicts with federal and state law.

Supervisor Weston wanted to add language regarding public gathering. Mr. Thorsby read suggested language into the record. Ms. Barratt-Green suggested it be altered to just identify "public parks."

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Language in the Ordinance was revised to read as follows, and the first reading was approved as amended:

B.3. Discharge any firearm within 1,000 feet of any public or private school and public park grounds.

C. It shall be unlawful for any person to discharge any firearm from 5 p.m. to 9 a.m., other than allowed by federal and state law.

**MOTION: Motion made by Supervisor Weston, seconded by Supervisor Miller, to introduce and waive further reading of the Ordinance. On a roll call vote the motion passed unanimously.**

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**\*CLOSED SESSIONS:**

[SR 18-0991](#) Pursuant to Government Code Section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case: Sullivan, a minor, et al. v. Lake Wildwood Association, et al., Nevada County Superior Court, Case No. CU18-083052.

[SR 18-1045](#) Pursuant to Government Code section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the existing litigation case entitled Clark v. County of Nevada, et al., (Nevada County Superior Court, Case No. CU18-082918).

**ACTION TAKEN:** Ms. Alison Barratt-Green, County Counsel, read the title of the closed sessions into the record and the Board entered into closed session.

Following the closed sessions, Ms. Barratt-Green reported that nothing occurred in either closed session that is required to be reported out by law.

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**\*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.*

ACTION TAKEN: Updates were provided by members of the Board.

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**ADJOURNMENT:**

ACTION TAKEN: Chairman Scofield adjourned the meeting at 11:31 A.M.

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Signature and Attestation

Edward C. Scofield, Chairman

ATTEST:

By:

Lelia Loomis, Deputy Clerk to the Board