



**COUNTY OF NEVADA  
COMMUNITY DEVELOPMENT AGENCY  
PLANNING DEPARTMENT**

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**NEVADA COUNTY BOARD OF SUPERVISORS  
Board Agenda Memo**

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**MEETING DATE:** June 11, 2019

**TO:** Board of Supervisors

**FROM:** **Brian Foss, Planning Director**

**SUBJECT:** Resolution approving Amendment No. 2 to the contract between the County of Nevada and Kimley-Horn and Associates, Inc., for the preparation of an Environmental Impact Report for the Commercial Cannabis Cultivation Ordinance, in an amended maximum amount not to exceed \$288,310 for Fiscal Year 2018/19, authorizing the Chair of the Board of Supervisors to execute the Amendment.

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**RECOMMENDATION:** Adopt the Resolution.

**FUNDING:** This contract increase will impact the Fiscal Year 2018/19 Cannabis Policy and Compliance budget. There is sufficient budget available at this time to cover the increased contract cost. However, because this contract has been funded by the County General Fund in recognition of the connection to a Board of Supervisors A Priority, a reimbursement from the General Fund will be provided.

**ATTACHMENT:**

1. Draft Resolution
2. Contract Amendment No. 2 with Exhibit (Scope of Services and Schedule of Compensation)
3. Resolution 18-328 - Original Contract
4. Resolution 18-606 - Amendment No. 1

**BACKGROUND:** On June 26, 2018, the Board of Supervisors approved a contract with Kimley-Horn and Associates, Inc. for the preparation of an Environmental Impact Report

for the proposed Nevada County Commercial Cannabis Cultivation Ordinance in the amount of \$255,985.

On December 11, 2018 the Board of Supervisors approved Amendment No.1 to the contract to add \$25,000 to the contract amount in order to cover additional costs associated with a modified project description, extra groundwater analysis, and additional time to respond to an unexpectedly large amount of public comments.

This Amendment No. 2 for an additional \$7,325 is included to cover printing costs and costs associated with additional response to comments from the water consultant. The Final EIR had two large volumes of text that resulted in increased printing costs from what was estimated in the original scope of work. Additional costs for subconsultant time and preparation associated with Planning Commission and Board of Supervisors hearings were also incurred. The additional \$7,325 will be the final contract amendment (absent a legal challenge) as the Environmental Impact Report has been certified and adopted.

**Approved by:** Brian Foss, Planning Director