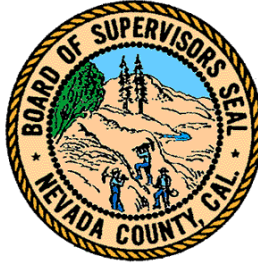


COUNTY OF NEVADA

STATE OF CALIFORNIA

Supervisor Heidi Hall, District I
Vice Chair Supervisor Ed Scofield, District II
Supervisor Lisa Swarthout, District III
Chair Susan Hoek, District IV
Supervisor Hardy Bullock, District V

Julie Patterson Hunter, 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

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, January 10, 2023	9:00 AM	Board Chamber, First Floor Eric Rood Administrative Center 950 Maidu Avenue, Suite 200 Nevada City, California

The Board of Supervisors welcomes you to their regular meeting.

Pursuant to Governor Gavin Newsom's Executive Order pertaining to the convening of public meetings in response to the COVID-19 pandemic, the County of Nevada will hold its regularly scheduled meeting of the Board of Supervisors from inside the Board Chambers, located at the Eric Rood Administrative Center, 950 Maidu Avenue, First Floor, Nevada City, CA 95959. This meeting is open to in-person attendance. To remain in compliance with state public health guidance, face coverings are strongly recommended to be worn by all individuals while indoors, except those specifically exempt pursuant to CDPH guidance. 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 Suddenlink Channels 17 and 78 in eastern County, through the web at www.nevadacountyca.gov/boardmeetings and www.YouTube.com/c/CountyofNevadaCA, or listen by calling 1 (415) 655-0001 (you will be prompted to provide Meeting ID# 2553 054 0790 & Password# 326 68 667). Closed Captioning is available for hearing impaired viewers.

Public comment for items not on the agenda will be taken following the Standing Orders, or as soon thereafter as possible. Please refer to Pages 11 and 12 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 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.) This agenda and certain supporting documents may be obtained at 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.

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

Call the meeting to order.

Pledge of Allegiance.

Corrections and/or deletions to agenda.

[SR 23-0009](#) Moment of Silence in memory of the twenty-second anniversary of the January 10, 2001 tragic incident at the Behavioral Health Department, HEW Building and Lyons Restaurant. In memory of Laura Wilcox, Michael Markle, and Pearlie Mae Feldman.

BOARD MEMBER ITEMS:

1. [SR 23-0010](#) Selection of Chair and Vice Chair for 2023.
2. [SR 23-0011](#) Recognition of Chair Sue Hoek.

PUBLIC COMMENT:

[SR 23-0097](#) 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 Pages 11 and 12 for information on the various options being made available for members of the public to provide comment in both western and eastern County.)

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

3. [SR 23-0001](#) Resolution approving Modification 1 to the Behavioral Health Continuum Infrastructure Program (BHCIP) Behavioral Health County and Tribal Planning grant subcontract 7469-BHCIP-County of Nevada-01G (Res. 22-364), authorizing an amended base performance period of April 19, 2022 to March 31, 2023, and modifying Attachment D, Attachment E and Invoicing terms to reflect the modified period.

4. [SR 22-1662](#) Resolution approving Amendment 2 to the Participation Agreement between the County of Nevada and the California Mental Health Services Authority (CalMHSA) for the multi-county Early Psychosis Intervention Project (Res. 22-061), to include a modified Exhibit B and C, the inclusion of Attachment A-UCD Approved Budget, and adjust the total budget amount from \$1,864,145 to \$1,515,067, for the period September 1, 2021 through June 30, 2025, and authorizing the Chair of the Board of Supervisors to execute the amendment.
5. [SR 23-0016](#) 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 services including infrastructure and startup support for the Enhanced Care Management Program, in the maximum amount of \$69,234, for the period October 25, 2022 through December 31, 2023, and authorizing the Nevada County Behavioral Health Director to execute the MOU.

Interim Public Health Director: Erin Mettler

6. [SR 23-0014](#) Resolution approving the Participation Agreement between the County of Nevada and the California Department of Health Care Services to perform local Medi-Cal Administrative Activities for Medi-Cal eligible and potentially eligible members of the community, effective July 1, 2020 and ongoing until terminated by either party, and authorizing the Chair of the Board of Supervisors to execute the agreement.
7. [SR 22-1658](#) Resolution approving an agreement between the County of Nevada and the County of Santa Cruz for payment of participation fees for the County-based Medi-Cal Administrative Activities/Targeted Case Management Local Governmental Agency Consortium, in the maximum amount of \$49,999, for the period July 1, 2022 through June 30, 2025, and authorizing the Chair of the Board of Supervisors to execute the agreement.

Director of Social Services: Rachel Peña

8. [SR 23-0008](#) Resolution authorizing the application for and acceptance of the County Joint Allocation award under the Transitional Housing Program (THP) Round 3 (\$12,193), and Housing Navigation and Maintenance Program (HNMP) Round 1 (\$53,136), and authorizing the Health and Human Services Director to execute any and all documents required to participate in the THP Program.

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

9. [SR 23-0037](#) Resolution approving Amendment 1 to the Subrecipient Agreement between the County of Nevada and Interfaith Food Ministry to provide nutritional support for low-income individuals and families (Res. 21-414), reallocating \$10,400 from personnel expenditures to program funding and extending the expiration date through December 31, 2023, and authorizing the Director of Housing and Community Services to execute the amendment. (Housing)
10. [SR 23-0036](#) Resolution approving Amendment 1 of the Subrecipient Agreement between the County of Nevada and Gold Country Community Services to reduce senior hunger and food insecurity (Res. 21-415), reallocating \$37,000 from personnel expenditures to program funding, extending the expiration date through September 30, 2023, and authorizing the Director of Housing and Community Services to execute the amendment. (Housing)
11. [SR 23-0019](#) Resolution approving Amendment 1 to the Sub-Recipient Agreement between the County of Nevada and Nevada County Housing Development Corporation as awarded through the CoronaVirus-Program Community Development Block Grant Standard Agreement 20-CDBG-CV2-3-00270 and 20-CDBG-CV2-3-00272 (Res. 22-179), in the maximum amount of \$1,108,450 for the period January 1, 2022, through June 30, 2023 (an increase of \$484,450), authorizing the Director of Housing and Community Services to execute the amendment, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Housing and Community Services budget. (4/5 affirmative vote required) (Housing)
12. [SR 23-0005](#) Resolution approving renewal Standard Agreement 23F-4029 between the County of Nevada and the State Department of Community Services and Development (CSD) for funding of 2023 Community Services Block Grant (CSBG) Programs, and authorizing the Health and Human Services Agency Director to sign any required documents associated with CSD notifications of availability of CSBG funds up to the maximum amount of \$292,893, for the period January 1, 2023 through May 31, 2024. (Housing)

Chief Probation Officer: Jeff Goldman

13. [SR 22-1619](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Project H.E.A.R.T. Inc. to provide additional cognitive behavioral therapy-based services for adult and juvenile probation clients (PESQ4514), increasing the maximum amount from \$50,000 to \$100,000, for the period July 1, 2022 through June 30, 2023, and authorizing the Chair of the Board of Supervisors to execute the amendment.

District Attorney: Jesse Wilson

14. [SR 22-1647](#) Resolution accepting the California Office of Emergency Services Grant Award VW22360290 for the Nevada County Victim Witness Assistance Program, in the amount of \$287,913, for the period October 1, 2022 through September 30, 2023, and authorizing the District Attorney to execute the grant agreement and all additional documents to fulfill the grant requirements.

Public Defender: Keri Klein

15. [SR 22-1557](#) Resolution approving a contract between the County of Nevada and Viatron Systems, Inc. pertaining to implementation of the Public Defense Pilot Project for document imaging, conversion, and indexing services (Res. 22-261), in the total maximum amount of \$112,480, for the period December 15, 2022 through June 30, 2023, and authorizing the Nevada County Public Defender to execute the contract.

Interim Director of Public Works: Trisha Tillotson

16. [SR 23-0023](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and Bay Area Tree Specialists for the River Fire Tree Removal Safety Project - County Project No. 440830 (Res. 22-231), with contract costs totaling \$27,800, and directing the Clerk of the Board of Supervisors to record this notice with the Nevada County Clerk-Recorder's office in accordance with Civil Code section 9208.
17. [SR 22-1576](#) Resolution approving the Notice of Acceptance and Completion for the Guardrail Safety Audit Project - Caltrans Project No. HSIPL-5917(102), County Project No. 225035 (Res. 22-383), with contract costs totaling \$413,298.10, and directing the Clerk of the Board of Supervisors to record this notice in accordance with Civil Code section 9208.
18. [SR 23-0020](#) Resolution authorizing environmental clearance for the 2023 Road Rehabilitation Project, and authorizing the Director of the Nevada County Department of Public Works to file a Notice of Exemption with the Nevada County Clerk-Recorder's office. (Dists. II and IV)
19. [SR 23-0022](#) Resolution approving an amendment to finance letter, accepting additional funding in the amount of \$150,000, for a new total amount of \$880,000, for the Hirschdale Road over the Truckee River Bridge Replacement Project, Federal Contract No. BRLO-5917 5917(092). (Dist. V)

20. [SR 23-0032](#) Resolution approving Standard Agreement 64T021-01845 between the County of Nevada and the State of California Department of Transportation (Caltrans) for operation of rural transit service in Western Nevada County, accepting Federal Transit Administration (FTA) Section 5311 (49 U.S.C. Section 5311) American Rescue Plan Act (ARPA) operating grant funds in the amount of \$476,000, for Federal Fiscal Year 2021, and authorizing the Chair of the Board of Supervisors to execute the agreement. (Transit Services)

Chief Information Officer: Stephen Monaghan

21. [SR 23-0021](#) Resolution authorizing the capital asset purchase of two (2) Battery Backup Systems (UPS), and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Information Systems budget in the amount of \$49,685. (4/5 affirmative vote required)
22. [SR 23-0039](#) Resolution authorizing the capital asset purchase of an air conditioning unit in the amount of \$6,846 for the Eric Rood Administrative Center Board Chamber Broadcast Room, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Facilities budget. (4/5 affirmative vote required) (Facilities)
23. [SR 22-1616](#) Resolution authorizing the capital asset purchase of a gas furnace in the amount of \$5,826 for the Nevada City Veterans Hall, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Facilities budget. (4/5 affirmative vote required) (Facilities)

Director of Office of Emergency Services: Craig Griesbach

24. [SR 22-1654](#) Resolution approving Amendment 1 to the Memorandum of Understanding (MOU) between the County of Nevada and the Nevada County Sheriff's Search and Rescue to upgrade their communication devices and systems (Res. 21-410), extending the termination date to December 31, 2023, and authorizing the Chair of the Board of Supervisors to execute the amendment.
25. [SR 23-0024](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Fire Safe Council of Nevada County for HMGP DR-4344-703-150R, Nevada County Access and Functional Needs Program Phase I, increasing the contract performance period from December 31, 2022 to February 28, 2023, increasing the maximum amount from \$315,124.32 to \$339,124.32 with the match requirement remaining the same at \$99,506, authorizing the Chair of the Board of Supervisors to execute the amendment, and directing the Auditor-Controllers to amend the Fiscal Year 2022/23 Office of Emergency Services budget. (4/5 affirmative vote required)

26. [SR 23-0025](#) Resolution approving Amendment 2 to the contract between the County of Nevada and Fire Safe Council of Nevada County for HMGP DR-4353-023-033R,"Nevada County Access and Functional Needs Program, Phase 1, increasing the contract performance period from December 31, 2022 to February 28, 2023, and authorizing the Chair of the Board to execute the amendment.
27. [SR 23-0026](#) Resolution accepting United Way of Nevada County Grant funding in the amount of \$24,000 for the Nevada County Access and Functional Needs Program, Phase I, for use during the period of December 15, 2022 through April 2, 2023, authorizing execution of the agreement signed December 15, 2022 by the Director of Emergency Services, and authorizing the Director of Emergency Services to execute all additional documents required to fulfill the requirements of the grant.

County Executive Officer: Alison Lehman

28. [SR 23-0038](#) Resolution approving a Grant Award Agreement between the County of Nevada and Bear River Recreation and Park District in the amount of \$100,000 for the "Community Resiliency Grant" funded by the American Rescue Plan Act (ARPA), and authorizing the Chair of the Board of Supervisors to execute the agreement.

Clerk of the Board: Julie Patterson Hunter

29. [SR 23-0083](#) Review and adoption of the Board of Supervisors Meeting Schedule for 2023.
30. [SR 23-0082](#) Resolution authorizing an option to conduct remote teleconference meetings of the Board of Supervisors and its legislative bodies, when necessary, to allow for flexibility in order to comply with social distancing pursuant to the Ralph M. Brown Act.
31. [SR 23-0015](#) Approve the appointment of Jon Katis as representative to the Area 4 Agency on Aging Advisory Council, for an unexpired three-year term ending June 30, 2025.
32. [SR 23-0092](#) Acceptance of Board of Supervisors Summary Minutes for December 6 and 13, 2022.

***DEPARTMENT HEAD MATTERS:**

County Executive Officer: Alison Lehman

33. [SR 22-1642](#) Resolution adopting the County of Nevada 2023 Legislative Platform.
34. [SR 23-0040](#) Informational presentation on Community Resiliency Grant Awards funded by the American Rescue Plan Act (ARPA).

Director of Human Resources: Steven Rose

35. [SR 23-0045](#) Resolution appointing Gina Will as Auditor-Controller to fill the vacancy due to the Court's ruling disqualifying the Elected Auditor-Controller, effective January 11, 2023, and through the term ending January 2027.

SCHEDULED ITEM: 11:15 A.M.

A public comment kiosk will be available for Agenda Item no. 36 located at Truckee Town Hall, Trout Creek conference room, 2nd floor, 10183 Truckee Airport Rd., Truckee, CA 96161.

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

36. [SR 23-0006](#) Presentation on Truckee Chamber of Commerce current activities. (Jessica Penman, President and CEO)

***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.

Recess for lunch:

AFTERNOON SESSION**SCHEDULED ITEM: 1:30 P.M.****Planning Director: Brian Foss**

37. [SR 23-0047](#) Public Hearing to consider the Nevada County Planning Commission's December 8, 2022, 3-1 (1 absent) recommendation that the Nevada County Board of Supervisors adopt the Addendum to the Certified Final Environmental Impact Report (SCH# 2018082023) and a 4-0 (1 absent) recommendation that the Nevada County Board of Supervisors approve a Zoning Ordinance amendment to Section L-II 3.30 of Chapter II Zoning Regulations to amend the County's Commercial Cannabis Cultivation Ordinance. The draft ordinance proposes the following general changes in addition to other minor changes, clarifications, and clean-up: 1) Allow adult use cultivation in addition to medical use cultivation. 2) Combine Commercial Cannabis Permit (CCP) and Administrative Development Permit (ADP) application/permitting process. 3) Add standards and requirements for additional license types for distribution, non-volatile manufacturing, microbusinesses, and retail sales. 4) Remove onsite residence requirement for adjacent parcels included in common ownership or control of overall Premises. 5) Allow a percentage of Support Area to be used for additional Canopy Area and/or manufacturing/distribution operations. 6) Allow aggregate parcel sizes of multiple parcels to be used to calculate allowed maximum canopy sizes. 7) Modification to setback requirements to increase setbacks for larger cultivation sites, modify setbacks to sensitive sites to be consistent with State requirements, and modify setbacks for shared property lines of a Premises. 8) Add parking requirements.
- 37a. [SR 23-0091](#) Resolution adopting an Addendum to the Certified Final Environmental Impact Report (EIR8-0001, SCH#2018082023) for amendments to section L-II 3.30 of the Zoning Ordinance for Commercial Cannabis Cultivation, and directing the Nevada County Planning Department to file a Notice of Determination with the Nevada County Clerk-Recorder's office pursuant to Public Resources Code section 21152(a) and section 15 of the State California Environmental Quality Act (CEQA) Guidelines..
- 37b. [SR 23-0090](#) (Introduce/Waive further reading/Adopt) An Ordinance amending Chapter II of the Nevada County Land Use and Development Code Zoning Regulations section L-II 3.30 Commercial Cannabis Cultivation.

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. Truckee Town Hall Administrative Center, 10183 Truckee Airport Road, Truckee, CA 96161.*
- 3. Trout Creek conference room, 2nd floor, Truckee Town Hall Administrative Center.*
- 4. Outside the District V Board of Supervisors office, Truckee Town Hall Administrative Center.*
- 5. Online at www.nevadacountyca.gov/boardmeetings and nevco.legistar.com/Calendar.aspx.*

Posted: January 5, 2023.

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 more than three (3) minutes at the Chair's discretion. 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.

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.

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 regular Board meetings. The Chair of the Board may limit any individual desiring to address the Board to no more than three (3) minutes at the Chair's discretion. Time to address the Board will be allocated on the basis of the order in which the requests were received. The public addressing the Board may be limited in amount of time dependent upon the press of business and the number of persons wishing to address the Board. At special meetings of the Board, public comment will only be allowed on matters appearing on the agenda.

WAYS TO WATCH AND LISTEN DURING THE JANUARY 10, 2023 MEETING:

- 1) Watch from inside the Board Chambers (face coverings are strongly recommended for all individuals while indoors, except those specifically exempt pursuant to CDPH guidance).
- 2) Listen by calling 1 (415) 655-0001 (Meeting ID# 2553 054 0790 and Password# 326 68 667).
- 3) View at www.nevadacountyca.gov/boardmeetings and www.YouTube.com/c/CountyofNevadaCA.
- 4) For item #36, the public can watch from the Trout Creek conference room located at the Truckee Town Hall.
- 5) View on Nevada County Media Channel 17 in western County.
- 6) View on Suddenlink Channels 17 and 78 in eastern County.

PROVIDE PUBLIC COMMENT BEFORE THE JANUARY 10, 2023 MEETING BY:

- 1) Leaving an eComment at 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.

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 JANUARY 10, 2023 MEETING BY:

- 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) In-Person: Truckee Town Hall: For item #36, members of the public can provide comment in-person inside the Trout Creek conference room, located on the 2nd floor.

(Face coverings are strongly recommended for all individuals: vaccinated and unvaccinated, except those specifically exempt pursuant to CDPH guidance)

- 3) 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 note that the 1 (415) 655-0001 number is only for listening to the meeting.)

Please provide your name, City or District of residence, and the agenda item you wish to comment on.

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 assist the Board with identifying which supervisorial district the speaker resides in.
- 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 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.

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 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.
- 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)