

# COUNTY OF NEVADA

## STATE OF CALIFORNIA

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

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*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>
<b>Tuesday, May 23, 2023</b>	<b>9:00 AM</b>	<b>Board Chamber, First Floor Eric Rood Administrative Center 950 Maidu Avenue, Suite 200 Nevada City, California</b>

**The Board of Supervisors welcomes you to their regular meeting.**

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The County of Nevada will hold its regularly scheduled meeting of the Board of Supervisors from inside the Board Chamber, located at the Eric Rood Administrative Center, 950 Maidu Avenue, First Floor, Nevada City, CA 95959. This meeting is open to in-person attendance.

Members of the public who are unable to attend in person may watch this meeting live on Nevada County Media Comcast Channel 17 in western County and on Suddenlink Channels 17 and 78 in eastern County, or through the web at [www.nevadacountyca.gov/boardmeetings](http://www.nevadacountyca.gov/boardmeetings) and [www.YouTube.com/c/CountyofNevadaCA](http://www.YouTube.com/c/CountyofNevadaCA). Please refer to page 11 for information on how to participate in the meeting, as well as the various options being made available for members of the public to provide comment in both western and eastern County.

The Board Chamber is accessible to people with disabilities. Anyone requiring reasonable accommodation to participate in the meeting should contact the Clerk of the Board's office by calling (530) 265-1480 at least four days prior to the meeting. TTY/Speech-to-Speech users may dial 7-1-1 for the California Relay Service. Closed Captioning is available for hearing impaired viewers.

The agenda and all supporting documents are available for review during regular business hours at the Clerk of the Board office, 950 Maidu Avenue, 2nd Floor, Suite 200, Nevada City, California. This agenda and certain supporting documents may be obtained on the Clerk of the Board's website at [www.nevadacountyca.gov/boardmeetings](http://www.nevadacountyca.gov/boardmeetings). To view the supporting documents on this agenda for a particular item, click on the SR number to the left of the item. Please note that the on-line agenda may not include all related or updated documents. Proposed actions and supporting documents are considered draft until acted upon by the Board. All items listed on the agenda may be acted upon by the Board of Supervisors.

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

Call the meeting to order.

Pledge of Allegiance.

Corrections and/or deletions to agenda.

**PUBLIC COMMENT:**

[SR 23-2127](#) Members of the public shall be allowed to address the Board of Supervisors on items not appearing on the agenda that are of interest to the public and are within the subject matter jurisdiction of the Board. (Please refer to page 11 for information on the various options being made available for members of the public to provide comment in both western and eastern County.)

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**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.

**Interim Public Health Director: Erin Mettler**

1. [SR 23-1059](#) Resolution approving a renewal contract between the County of Nevada and the Nevada County Superintendent of Schools for community health worker support to address COVID-19 prevention and vaccine outreach and education to underserved populations in western Nevada County, in the maximum amount of \$61,000, for the period July 1, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the contract.
2. [SR 23-1409](#) Resolution approving a renewal agreement between the County of Nevada and First 5 Nevada County Children and Families First Commission to reimburse First 5 for Medi-Cal Administrative Activities, in the maximum payable amount of \$80,000 for the period July 1, 2023 through June 30, 2026.

**Director of Social Services: Rachel Peña**

3. [SR 23-2551](#) Resolution proclaiming May 2023 as " Older Americans Month" in Nevada County.

4. [SR 23-1791](#) Resolution approving a renewal contract between the County of Nevada and Nevada Joint Union High School District to provide CalLearn Program services for eligible pregnant and parenting teens who have not obtained their high school diploma or its equivalent, in the maximum amount of \$67,593, for the period July 1, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the contract.
5. [SR 23-1983](#) Resolution approving a Memorandum of Understanding (MOU) between the Health and Human Services Agency - Department of Social Services and the Nevada-Sierra Connecting Point Public Authority for reimbursement of the Career Pathways Program, in the maximum amount of \$309,870, for the period October 1, 2022 through December 31, 2023, and authorizing the Director of Nevada County Social Services to execute the MOU.
6. [SR 23-1909](#) Resolution approving a renewal contract between the County of Nevada and The Salvation Army for the provision of CalFresh outreach and shelter services at the Booth Family Center for CalWORKs families, in the maximum amount of \$319,738, for the period July 1, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the contract.

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

7. [SR 23-1989](#) Resolution approving the Memorandum of Understanding (MOU) between the County of Nevada and the Nevada County Continuum of Care-531, designating Nevada County Continuum of Care-531 as Lead Agency and Collaborative Applicant for Homeless Housing Assistance and Prevention (HHAP) for Round 4 grant funding, in the total amount of \$1,367,783, and future HHAP rounds during the term of the MOU.  
(Housing)

Sheriff-Coroner/Public Administrator: Shannan Moon

8. [SR 23-1407](#) Resolution approving an agreement between the County of Nevada and the California Department of Parks and Recreation, Division of Boating and Waterways, for reimbursement of boating safety enforcement costs, in the amount of \$96,674, for the period July 1, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the agreement.

Clerk-Recorder/Registrar of Voters: Natalie Adona

9. [SR 23-2819](#) Resolution authorizing the Elections Office to opt out of printing the list of Proponents and Opponents of Local Measures.

10. [SR 23-2820](#) Resolution authorizing the Nevada County Clerk-Recorder to establish a new Restrictive Covenant Modification Program and a Special Revenue Fund to collect the \$2.00 fee imposed by Government Code section 27388.2(a) to recover the reasonable regulatory cost of performing inspections and audits to redact unlawfully restrictive and discriminatory covenants.

Planning Director: Brian Foss

11. [SR 23-2425](#) Resolution approving Amendment 1 to the contract between the County of Nevada and PlaceWorks, Inc. related to the preparation of the South County Area Plan (Res. 21-297), extending the contract term to July 31, 2023, and authorizing the Chair of the Board of Supervisors to execute the amendment. (Dist. II)

Public Works Director: Heba El-Guindy

12. [SR 23-1710](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Nelson Engineering for professional surveying services (Res. 22-320), increasing the amount by \$30,000 for a new maximum amount of \$130,000 for additional services during the period July 1, 2022 through June 30, 2023, authorizing the Chair of the Board of Supervisors to execute the amendment, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 County Surveyor budget. (4/5 affirmative vote required)
13. [SR 23-1916](#) Resolution awarding and approving a contract between the County of Nevada and Baldwin Contracting Company Inc. dba Knife River Construction for the 2023 Road Rehabilitation Project, County Contract No. 450011, in the total amount of \$1,401,348.56, and authorizing the Chair of the Board of Supervisors to execute the contract. (Dists. I, II, IV)
14. [SR 23-1918](#) Resolution accepting the Department of Resource Recycling and Recovery (CalRecycle) Oil Payment Program (OPP) grant funding in the amount of \$10,982, and authorizing the Director of the Department of Public Works to execute additional documents as necessary to implement this grant. (Solid Waste)
15. [SR 23-1917](#) Resolution accepting the Department of Resource Recycling and Recovery (CalRecycle) City/County Payment Program grant funding in the amount of \$17,410, and authorizing the Director of the Department of Public Works to execute additional documents as necessary to implement this grant. (Solid Waste)
16. [SR 23-2154](#) Resolution approving the purchase of one Heliox 50kW Mobile DC Fast Charger for emergency charging of Transit Battery Electric Buses, in an amount not to exceed \$42,000, and authorizing the Nevada County Purchasing Agent to encumber the funds and issue a purchase order. (Transit Services)

17. [SR 23-2152](#) Resolution approving submittal of an application for \$138,749 in Fiscal Year 2022/23 Low Carbon Transit Operations Program (LCTOP) PUC 99313 and 99314 funding for the Low-Income Fare Subsidy Program for use on all Nevada County Connects fixed route buses, and authorizing Director of the Department of Public Works to execute the Certifications and Assurances and all required documents for the LCTOP administered by the California Department of Transportation (Caltrans). (Transit Services)

Information and General Services Agency Director: Stephen Monaghan

18. [SR 23-1301](#) Resolution approving bid construction documents and specifications for the Nevada County Ranch House Project, located at 16782 State Highway 49, Nevada City, CA, authorizing the Chair of the Board to sign the documents, and directing the Purchasing Agent to solicit bids for this Project. (Facilities Management)
19. [SR 23-2419](#) Resolution awarding and approving a contract between the County of Nevada and Pro-Ex Construction Inc. for the Nevada County Truckee Library Improvement Project located at 10031 Levone Avenue, Truckee, CA 96161, for a total contract amount of \$172,700, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Capital Facilities and Library budgets. (4/5 affirmative vote required) (Facilities Management) (Dist. V)

Director of Office of Emergency Services: Craig Griesbach

20. [SR 23-2403](#) Resolution authorizing the capital asset purchase of four specialized all-terrain electric bikes in the amount of \$21,737 to support the Nevada County Sheriff's Search and Rescue Team with an all-terrain asset to use in non-motorized areas, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Office of Emergency Services budget. (4/5 affirmative vote required)
21. [SR 23-2423](#) Resolution approving the contract between the Fire Safe Council of Nevada County and the Nevada County Office of Emergency Services for the Winter Storm Green Waste Mitigation Project, in the amount of \$125,000 for use during the period of May 23, 2023 through December 31, 2023, and authorizing the Director of Emergency Services to execute the contract.
22. [SR 23-2560](#) Resolution accepting FEMA Hazard Mitigation Grant Program funding for the HMGP DR-4344-704-151R Roadside Vegetation Management Program Phase 1, in the amount of \$752,135.22 for use during the period April 3, 2023 through September 24, 2024, and authorizing the Director of Office of Emergency Services to execute the grant agreement and all additional documents required to fulfill the requirements of the grant.

Director of Human Resources: Steven Rose

23. [SR 23-2822](#) Certificate of Recognition for Technical Sergeant Breona Calvert as the winner of the 2023 Lieutenant Commander Louis "Lou" Conter Military Ambassador award.

County Counsel: Katharine L. Elliott

24. [SR 23-1179](#) (Introduce/Waive further reading) An Ordinance amending, adding and repealing non-substantive sections of the Nevada County Administrative Code.
25. [SR 23-1180](#) (Introduce/Waive further reading) An Ordinance amending, adding and repealing nonsubstantive sections of the Nevada County General Code.

County Executive Officer: Alison Lehman

26. [SR 23-2564](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Clifton Larsen Allen LLP (CLA) for the annual audit of the financial statements of the County of Nevada and related entities for the Fiscal Year ending June 30, 2022 (Res. 22-411), increasing the contract by \$20,000 for a total amount not to exceed \$111,300, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 budget. (4/5 affirmative vote required)
27. [SR 23-2151](#) Resolution approving Amendment 4 to the contract between the County of Nevada and Robert D. Niehaus, Inc. for providing an independent economic impact analysis of the proposed Idaho-Maryland Mine Project in Nevada County (Res. 21-539), increasing the maximum contract amount from \$88,000 to \$94,458 for additional services, extending the contract termination date from June 30, 2023 to June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the amendment.
28. [SR 23-2558](#) Resolution amending various Nevada County budgets through the third Consolidated Budget Amendment for Fiscal Year 2022/23. (4/5 affirmative vote required)

Individual Board Member Item: District II Supervisor Ed Scofield

29. [SR 23-1982](#) Resolution ratifying the restated bylaws of the South County Area Municipal Advisory Council.

Clerk of the Board: Julie Patterson Hunter

30. [SR 23-2237](#) Acknowledge Supervisor Scofield's acceptance of the resignations of Brian Hamilton, Gloria Siegel, and Tony Gosalvez, and the term ending of Dallan Packard as Regular members from the Municipal Advisory Council (South County), effective April 13, 2023; and acknowledging the redesignation of Gary Baker from Alternate member to Regular member, and the appointments of Jeff Pettitt as Regular member and Jaime Jones as Alternate member, effective May 23, 2023.
31. [SR 23-2424](#) Accept the resignation of Jon Byerrum as Public Member from the Nevada County Finance Authority, effective April 26, 2023; and approve the appointment of Robert Long as Public Member to the Nevada County Finance Authority, for an unexpired two-year term ending June 30, 2024.

32. [SR 23-2553](#) Resolution designating the Chinatowns of Truckee, located in Old Truckee Downtown Historical District, with a landmark plaque to be located at the Old Truckee Jail Museum at 10142 Jibboom Street, Truckee California, 96161 (APN 019-102-004-000), as Nevada County Historical Landmark NEV 23-02.
33. [SR 23-1346](#) Acceptance of Board of Supervisors Summary Minutes for May 9, 2023.

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### **Regular meeting of the Board of Directors of the Nevada County Sanitation District No. 1.**

*Adjourn as the Nevada County Board of Supervisors and call the regular meeting of the Nevada County Sanitation District No. 1 Board of Directors to order.*

#### **Call the meeting to order:**

#### **Consent:**

These items are expected to be routine and noncontroversial. The Board of Directors 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 Directors will take the concerns under consideration and decide if there is adequate reason to remove the item from consent.

Public Works Director: Heba El-Guindy

- 34a. [SR 23-2156](#) Resolution amending the Nevada County Sanitation District No. 1 budget for Fiscal Year 2022/23. (4/5 affirmative vote required)

Clerk of the Board: Julie Patterson Hunter

- 34b. [SR 23-2823](#) Acceptance of March 28, 2023 Nevada County Sanitation District No.1 Summary Minutes.

#### **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. (Please refer to page 11 for information on the various options being made available for members of the public to provide comment.)

#### **Adjournment:**

*Adjourn as the Board of Directors of the Nevada County Sanitation District No. 1 and reconvene as the Nevada County Board of Supervisors.*

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**INDIVIDUAL BOARD MEMBER ITEMS:****District I Supervisor, Heidi Hall**

35. [SR 23-2552](#) Certificate of Recognition for Dr. Roger Hicks, and Linda Rachmel, R.N., for founding and operating YUBAdocs Urgent Care for more than twenty years.
36. [SR 23-2554](#) Resolution proclaiming the month of June 2023 as “Celebration of Trails Month” in Nevada County.

**\*DEPARTMENT HEAD MATTERS:****Child Support Services, Collections, and Housing Director: Mike Dent**

37. [SR 23-1704](#) Resolution awarding the Western Nevada County Regional Housing Trust Fund Request for Proposal number three (RFP #3) in the maximum amount of \$1,024,755 to Pacific West Communities for Development Of Lone Oak Senior Apartments II, A 31 Unit Affordable Housing Project for low-income seniors, located in Penn Valley, CA. (Housing) (Dist. IV)

**Director of Human Resources : Steven Rose**

38. [SR 23-2817](#) (Waive further reading/Adopt) An Ordinance approving an amendment to the contract between the Board of Supervisors of the County of Nevada and the Board of Administration of the California Public Employees’ Retirement System (to provide section 20439 [county jail, detention or correctional facility employees as "county peace officers"]).

**SCHEDULED ITEM: 11:00 A.M.****Public Works Director: Heba El-Guindy**

39. [SR 23-1914](#) Public hearing to consider adoption of a resolution amending the assessments for County Service Area (CSA) 22 6B Ranch Estates Zone 1 in compliance with Proposition 218. The Board of Supervisors shall consider all objections and protests, if any, to the proposed parcel charges and will tabulate the vote on the proposed parcel charges. Any interested person shall be permitted to present written and/or oral testimony. In order to better fund road maintenance within CSA 22 Zone 1, the following three items are proposed to be implemented:

- 1) Increase the parcel charges to a point that aligns with current construction costs.
- 2) Implement a 5% annual escalation factor that will begin in Fiscal Year 2024/25 and end in Fiscal Year 2044/45.
- 3) Add an additional \$1,000 charge to each parcel to recuperate emergency funds. This will be paid in addition to the parcel charge in three installments over the next three years. \$333.32/parcel in Fiscal Year 2023/24, \$333.32/parcel in Fiscal Year 2024/25, and \$333.36/parcel in Fiscal Year 2025/26.



- 39a. [SR 23-3019](#) Resolution amending the parcel charges for County Service Area (CSA) 22 - 6B Ranch Estates, Zone 1. (Dist. IV)

**\*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:**

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**AFTERNOON SESSION: 1:30 P.M.**

**DEPARTMENT HEAD MATTERS:**

**Director of the Office of Emergency Services: Craig Griesbach**

40. [SR 23-2178](#) Resolution recognizing the Firewise Together Fundraiser Event being held on June 3, 2023 to benefit Firewise Communities.
41. [SR 23-2559](#) Resolution approving acceptance of the CAL FIRE California Climate Investments Wildfire Prevention Grant for the 5GA21159 Winter Storm Hazardous Vegetation Clean-Up Project, in the amount of \$950,000 for use during the period May 12, 2023 through March 15, 2025, and retroactively authorizing the Director of Emergency Services to execute the grant agreement and all additional documents required to fulfill the requirements of the grant.
- 42a. [SR 23-2561](#) Resolution approving the contract between Pyroanalysis LLC and Nevada County Office of Emergency Services for the CAL FIRE California Climate Investments Evacuation Route Planning and Development Grant for the 5GG21105 County of Nevada - Evacuation Route Planning Project, in the amount of \$135,422 provided by CAL FIRE for use during the period May 23, 2023 through February 1, 2024, authorizing the Director of Emergency Services to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Office of Emergency Services budget. (4/5 affirmative vote required)
- 42b. [SR 23-2562](#) Resolution approving the contract between Dudek and Nevada County Office of Emergency Services for the Community Wildfire Protection Plan Update, in the amount not to exceed \$156,031 for use during the period May 23, 2023 through December 31, 2024, authorizing the Director of Emergency Services to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Office of Emergency Service budget. (4/5 affirmative vote required)

- 42c. [SR 23-2563](#) Resolution approving the contract between Tetra Tech and Nevada County Office of Emergency Services for the FEMA Hazard Mitigation Grant Program for the HMGP DR-4558-288-088P County of Nevada Local Hazard Mitigation Plan Update, in the amount not to exceed \$112,500 for use during the period May 23, 2023 through May 31, 2024, authorizing the Director of Emergency Services to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Office of Emergency Services budget. (4/5 affirmative vote required)

**INDIVIDUAL BOARD MEMBER ITEM:**

**District III Supervisor Lisa Swarthout & District IV Supervisor Sue Hoek**

43. [SR 23-2555](#) Request to send a Letter of Opposition to AB 742 (Jackson) proposing to prohibit the use of canines by peace officers for arrest and apprehension, or in any circumstances to bite a person, but permits the use of canines for search and rescue, explosives detection, and narcotics detection.

**\*CLOSED SESSION:**

- [SR 23-2831](#) Pursuant to Government Code § 54956.9(d)(2), County Counsel is requesting a closed session with the Board of Supervisors to discuss two matters in which there are significant threats of litigation against the County.

**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. Outside the District V Board of Supervisors office, Truckee Town Hall Administrative Center.*
- 4. Online at [www.nevadacountyca.gov/boardmeetings](http://www.nevadacountyca.gov/boardmeetings) and [nevco.legistar.com/Calendar.aspx](http://nevco.legistar.com/Calendar.aspx).*

*Posted: May 18, 2023.*

**WAYS TO WATCH AND LISTEN DURING THE MEETING:**

- 1) Watch from inside the Board Chambers.
- 2) View at [www.nevadacountyca.gov/boardmeetings](http://www.nevadacountyca.gov/boardmeetings) and [www.YouTube.com/c/CountyofNevadaCA](http://www.YouTube.com/c/CountyofNevadaCA).
- 3) View on Nevada County Media Channel 17 in western County.
- 4) View on Suddenlink Channels 17 and 78 in eastern County.

**PROVIDE PUBLIC COMMENT BEFORE THE MEETING:**

- 1) Leaving an eComment at [www.nevadacountyca.gov/boardmeetings](http://www.nevadacountyca.gov/boardmeetings).
- 2) Writing a letter to the Board of Supervisors at 950 Maidu Ave, Suite 200, Nevada City, CA 95959.
- 3) Emailing [BOS.PublicComment@nevadacountyca.gov](mailto:BOS.PublicComment@nevadacountyca.gov).

Written or emailed public comments received by 4:00 p.m. the day prior to the meeting will be provided to the Board members electronically or in written format and will become part of the public record.

**PROVIDE PUBLIC COMMENT DURING THE MEETING:**

- 1) In-Person:

Eric Rood Administrative Center: Members of the public can provide comment in-person inside the Board of Supervisors' Board Chambers at the Eric Rood Administrative Center.

- 2) Over the Phone:

Members of the public can call (530) 270-3474 and will be placed in a call-in queue until they are permitted into the meeting for comment.

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

**PERSONS DESIRING TO ADDRESS THE BOARD****CONTROL OF MEETING:**

The Board Chair shall first caution any individual at the meeting that their behavior is disrupting the meeting and that failure to cease the disruptive behavior could result in removal. After warning, the Chair will request the individual to leave if the individual does not stop their disruptive behavior. Additionally, the Chair reserves the right to recess the meeting until the person leaves or is escorted out and order is restored.

**PUBLIC COMMENT:**

Matters on the Agenda: The Board shall allow public comment on items appearing on the agenda when the agenda item is considered by the Board. Comments by the public must be relevant to the item on the agenda being considered by the Board. This includes: a. Consent Agenda; b. Community Presentations; c. Department Head Matters; d. Individual Board Member Items; and e. Scheduled Items. At special meetings of the Board, public comment will only be allowed on matters appearing on the agenda.

Matters not on the Agenda: At regular meetings of the Board, members of the public shall be allowed to address the Board of Supervisors on matters not appearing on the agenda which are of interest to the public, and which are within the subject matter jurisdiction of the Board. Pursuant to the Ralph M. Brown Act, the Board shall not take any action or discuss any matter not appearing on the agenda although staff may be asked to briefly respond to or follow up on such items. At special meetings of the Board, public comment will only be allowed on matters appearing on the agenda.

**ORDER AND DECORUM:**

Individuals or organizations desiring to address the Board shall:

- 1) Address the Board from the designated podium, virtual kiosk, or other designated location, including teleconferencing system(s). Speakers are encouraged but not required to give their name and location of residence before addressing the Board. This is to 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 general public comment or on an item on the agenda unless recognized by the Chair as having new information.
- 7) In the interest of civil discourse, the rules as specified in this Order and Decorum of Board Business and Robert's Rules of Order, to the extent such rules are not in conflict with the Brown Act, shall apply at all Board meetings. It shall be the responsibility of the Chair to ensure that public comment is conducted in such a manner in order to avoid disruptive activity, promote mutual respect, keep comments focused on the subject being discussed, avoid personal attacks, prohibit hate speech and the threat of violence.
- 8) At the start of each meeting, the Chair shall remind the public of the rules and expectations of the public including distinguishing the process for: a) public comment for items on the consent agenda; b) general public comment for items not listed on the agenda; and c) public comment for items on the agenda.
- 9) Applicants, applicant representatives, and appellants desiring to speak shall be permitted to speak first during the public comment portion of a public hearing for no more than ten (10) minutes (or fifteen (15) minutes at Appeal Hearings) unless different rules for conducting the hearing are provided by County Code or other applicable law. Time limits may be modified at the Chair of the Board's discretion.

**DISCLOSURE OF CAMPAIGN CONTRIBUTIONS (Gov. Code section 54308)**

Members of the Board of Supervisors are disqualified and not able to participate in any agenda item involving contracts (other than competitively bid, labor, or personal employment contracts), franchises, discretionary land use permits and other entitlements if the Board member received more than \$250 in campaign contributions from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant who actively supports or opposes the County's decision on the agenda item since January 1, 2023. Members of the Board of Supervisors who have received, and applicants, contractors or their agents who have made, campaign contributions totaling more than \$250 to a Board member since January 1, 2023, are required to disclose that fact for the official record of the subject proceeding. Disclosures must include the amount of the campaign contribution and identify the recipient Board member and may be made either in writing to the Clerk of the Board of Supervisors prior to the subject hearing or by verbal disclosure at the time of the hearing.

**PUBLIC HEARINGS:**

All members of the public shall be allowed to address the Board on any item which is noticed on the Board's agenda as a public hearing. The Chair of the Board may limit the total amount of time allocated for the public hearing and may limit any individual desiring to address the Board to no more than three (3) minutes. Any person may provide the Board with a written statement in lieu of or in supplement to any oral statement made during a public hearing. Written statements shall be submitted to the Clerk of the Board.

Whenever a public hearing is conducted, the public hearing is closed and the matter is continued to a subsequent meeting for Board deliberation and/or action, the Board shall not allow public comment and/or testimony on that item at the subsequent hearing. However, at the initial public hearing, prior to taking action, the Board may, at its sole discretion, elect to continue the matter and reopen the public hearing. At the subsequent hearing, all information will be considered. The Board may also, at the initial public hearing, prior to taking action, announce that the public hearing is being continued for specific information and the public testimony will only be heard on new information specific to the Board's direction. If, after the public hearing is closed and the Board later decides to reopen the public hearing for public testimony, appropriate notices must be published.

**ORDINANCES:**

- 1) By statute, an ordinance may be passed immediately upon introduction only after notice and a public hearing.
- 2) An urgency ordinance may be passed immediately upon introduction with a 4/5 affirmative vote.
- 3) All other ordinances shall not be passed within five days of their introduction, nor at other than a regular meeting or at an adjourned regular meeting unless authorized by statute as indicated above. The Board of Supervisors will address ordinances at first readings and will make any amendments. The public is urged to address ordinances at first readings; as passage of ordinances will be held at second readings, after waiving further reading of the ordinance.

**INFORMATIONAL CORRESPONDENCE:**

The Board may direct any item of informational correspondence to a department head for appropriate action.

**REFERENCES:**

Board of Supervisors Order and Decorum 2023

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)