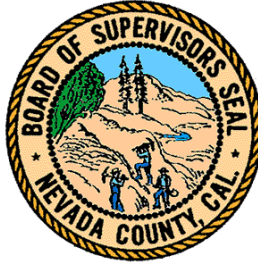


# COUNTY OF NEVADA

## STATE OF CALIFORNIA

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



## BOARD OF SUPERVISORS

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Julie Patterson Hunter, Clerk of the Board  
Richard A. Haffey, County Executive Officer  
Alison Barratt-Green, County Counsel

## AGENDA

Date	Time	Location
Tuesday, October 10, 2017	9:00 AM	Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

This meeting is broadcast live on NCTV Channel 17 in the Western County and on Truckee-Tahoe Community TV (TTCTV) Channel 18 in the Eastern County and can be viewed live through the web at <https://nevco.legistar.com/Calendar.aspx>

Video Conferencing at 9:01 a.m. for Public Comment located at the  
District V Board of Supervisors Conference Room

Nevada County Sheriff's Substation, 10879A Donner Pass Road, Truckee, California

*The Board of Supervisors welcomes you to its regular meetings that are scheduled the second and fourth Tuesdays of every month. Your interest is encouraged and appreciated.*

*ANY MEMBER OF THE AUDIENCE DESIRING TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA: Please approach the rostrum and, after receiving recognition from the Chair, give your name and comments or questions as all meetings are recorded. In order that all interested parties have an opportunity to speak, please limit your comments to the specific item under discussion. Time limitations are explained on the last page of the agenda.*

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

*The agenda and all supporting documents are available for review during regular business hours at the Clerk of the Board office, 950 Maidu Avenue, 2nd Floor, Suite 200, Nevada City, California. This agenda and certain supporting documents may be obtained on the Clerk of the Board's website at <http://www.mynevadacounty.com/nc/bos/cob>. To view the supporting documents on this agenda for a particular item, click on the SR number to the left of the item. Please note that the on-line agenda may not include all related or updated documents.*

*Proposed actions and supporting documents are considered draft until acted upon by the Board. All items listed on the agenda may be acted upon by the Board of Supervisors.*

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

Call the meeting to order.

Pledge of Allegiance.

Corrections and/or deletions to agenda.

**PUBLIC COMMENT: 9:01 A.M.**

*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.*

*(Video-Conferencing for the public comment portion of the meeting is also available in Truckee at the District V Board of Supervisors Conference Room, east (left) side of the Sheriff's Substation at 10879A Donner Pass Road.)*

**SCHEDULED ITEM: 9:02 A.M.**

1. [SR 17-0772](#) Resolution proclaiming October 8-14, 2017 as "Fire Prevention Week 2017" in Nevada County. (Deputy Fire Marshal Terry McMahan, Nevada County Consolidated Fire District)

**CONSENT CALENDAR:**

*These items are expected to be routine and noncontroversial. The Board of Supervisors will act upon them at one time without discussion. Any Board member, staff member or interested party may request that an item be removed from the consent calendar for discussion.*

Behavioral Health Director: Rebecca Slade

2. [SR 17-0765](#) Resolution accepting funds in the amount of \$16,224 for the renewal Substance Abuse and Mental Health Services Administration (SAMHSA) Center for Mental Health Services (CMHS) for the Projects for Assistance in Transition from Homelessness (PATH) Grant Program, for Fiscal Year 2017/18.

District Attorney: Clifford Newell

3. [SR 17-0723](#) Resolution approving a contract between the County of Nevada and Tahoe Safe Alliance for the provision of services to victims of domestic violence, in an amount not to exceed \$3,000 per year, for the period July 1, 2017 through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the contract.

4. [SR 17-0724](#) Resolution approving a contract between the County of Nevada and Community Beyond Violence for the provision of services to victims of domestic violence, in an amount not to exceed \$12,000 per year, for the period July 1, 2017 through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the contract.
5. [SR 17-0725](#) Resolution accepting California Department of Insurance Automobile Insurance Fraud grant funds in the amount of \$31,817, for use during the period July 1, 2017 through June 30, 2018, authorizing the District Attorney to execute all necessary contracts, payment requests, agreements and amendments, and directing the Auditor-Controller to amend the Fiscal Year 2017/18 budget. (4/5 affirmative vote required)
6. [SR 17-0726](#) Resolution accepting California Department of Insurance Workers' Compensation Insurance Fraud grant funds in the amount of \$77,734, for use during the period July 1, 2017 through June 30, 2018, authorizing the District Attorney to execute all necessary contracts, payment requests, agreements and amendments, and directing the Auditor-Controller to amend the Fiscal Year 2017/18 budget. (4/5 affirmative vote required)

Director of Public Works: Trisha Tillotson

7. [SR 17-0781](#) (Waive further reading/Adopt) Ordinance adding Subsection 202 to Section G-IV 3.A.3, and adding Subsection 18 to Section G-IV 3.A.4 of Article 3.A of Chapter IV of the Nevada County General Code pertaining to speed limits on Mount Olive Road. [Twenty-Five Miles Per Hour Prima Facie Speed Limit established on Mount Olive Road from Highway 174 to Miranda Drive, and Thirty Miles Per Hour Prima Facie Speed Limit established on Mount Olive Road from Miranda Drive to Rolphholm Road.] (Dist I)

Interim Human Resources Director: Alison Lehman

8. [SR 17-0769](#) Resolution amending the Authorized Personnel Staffing Resolution 17-277, adopted July 2, 2017, allocating positions to various County Departments, with the total number of FTE changing from 788.85 to 793.85, effective October 10, 2017.
9. [SR 17-0770](#) Resolution amending Authorized Personnel Salary Resolution 17-278, adopted July 2, 2017, assigning job description titles to various salary ranges, adding the position of Director of Facilities Management, effective October 10, 2017.
10. [SR 17-0768](#) Resolution approving a contract between the County of Nevada and Liebert Cassidy Whitmore pertaining to legal employment relations services and review of Personnel Code and Administrative Code, in the total amount of \$86,000, for the period September 8, 2017 through June 30, 2018, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2017/18 Human Resources budget (4/5 affirmative vote required)

11. [SR 17-0774](#) Resolution approving Amendment Two to the contract between the County of Nevada and GovernmentJobs.com for purchase and implementation of an employment application management system (Res. 15-026), adding the Perform module to optimize the performance review process, in the amount of \$28,175 for Fiscal Year 2017/18, \$20,675 for Fiscal Year 2018/19, and \$20,675 for Fiscal Year 2019/20, for the period October 1, 2017 through June 30, 2020, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2017/18 Human Resources budget. (4/5 affirmative vote required)

Chief Information Officer: Stephen Monaghan

12. [SR 17-0763](#) Resolution continuing the Proclamation of a Local Emergency in Nevada County due to Extreme Tree Mortality resulting in extreme levels of combustible fuels and the severe threat of wildfires. (Emergency Services)
13. [SR 17-0764](#) Resolution continuing the Proclamations of Local Emergencies in Nevada County due to extreme and cumulative precipitation, atmospheric rivers and storms in January and February 2017 resulting in flooding, subsidence and other damage to public and private infrastructure and facilities. (Emergency Services)

Clerk of the Board: Julie Patterson Hunter

14. [SR 17-0778](#) Election of Supervisor Ed Scofield to continue as representative, and Supervisor Hank Weston to continue as alternate, to the California State Association of Counties (CSAC) Board of Directors for the 2017/18 Association Year, beginning Tuesday, November 28, 2017.
15. [SR 17-0773](#) Appointment of Ms. Nicole Bowden as a Consumer member to the Nevada-Sierra Connecting Point Public Authority Governing Board, for a 3-year term ending June 30, 2020.
16. [SR 17-0761](#) Approval of Grass Valley School District's amended Conflict of Interest Code. (Updating the Designated Positions to include the Assistant Superintendent and adding an Appendix to include Disclosure Categories, Designated Positions, and Disclosures for Consultants.)
17. [SR 17-0766](#) Acceptance of Board of Supervisors Summary Minutes for September 26, 2017.

**DEPARTMENT HEAD MATTERS:****Clerk of the Board: Julie Patterson Hunter**

18.     [SR 17-0771](#)     Resolution designating the W. C. Jones Memorial Hospital, also known as the Swan Levine House, located at 328 South Church Street, Grass Valley, CA 95945 (APN 08-403-05-000) as Nevada County Historical Landmark No. NEV 17-02, and directing the Clerk of the Board to record a certified copy of this Resolution with the Nevada County Clerk-Recorder's office within ten days after adoption hereof. (Dist. III)

**County Librarian: Laura Pappani**

19.     [SR 17-0617](#)     Resolution approving an agreement between the County of Nevada and the Friends of the Libraries of Nevada County (Friends) pertaining to the management of the Doris Foley Library for Historical Research, fundraising, and general support by the Friends, for the period July 1, 2017 through June 30, 2023, and authorizing the Chair of the Board of Supervisors to execute the agreement.
20.     [SR 17-0777](#)     Resolution approving an agreement between the County of Nevada and the San Juan Ridge Community Library (SJRL) to support the operation of SJRL, in the amount of \$50,000, for the period October 10, 2017 through June 20, 2018, and authorizing the Chair of the Board of Supervisors to execute the agreement.

**\*CLOSED SESSION:**

- [SR 17-0792](#)     Pursuant to Government Code Section 54956.9(d)(2), County Counsel is requesting a closed session with the Board of Supervisors to discuss three matters in which there is a significant threat of litigation against the County.

**\*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: 1:30 P.M.****SCHEDULED ITEM: Brian Foss, Planning Director**

21.     [SR 17-0767](#)     Public hearing to consider the appeal filed by Kim and Don Crevoiserat, et. al. of the Nevada County Planning Commission's August 10, 2017, approval (4-1 vote) of a Development Permit (DVP16-8) for the Northern Sierra Propane Project. (Dist. 1)

Resolution denying the appeal filed by Kim and Don Crevoiserat, Gary and Pauline Rudolph, Kenneth and Elise Stupi, Robert and Candace Burbage, Carter and Louise Taylor, Sterling and Connie Bailey, Dana and Fayrene Dickey, and Ron and Mary Arneson regarding the Planning Commission's August 10, 2017 approval of a Development Permit (DVP16-8) for Northern Sierra Propane located at 13145 Loma Rica Drive, Grass Valley, Assessor's Parcel Number 06-920-10, and sustaining the Planning Commission's approval of the Development Permit, based on findings 1 through 6.

**ADJOURNMENT:**

\*(The Board of Supervisors can discuss these items at any time during the meeting.)

This agenda was posted on bulletin boards 72 hours in advance of the meeting at the following locations: 1. Eric Rood Administrative Center; outside Board office, outside Board Chambers, and outside main entrance. 2. Madelyn Helling Library. 3. Truckee Town Hall.

Posted October 5, 2017.

Notice was also posted at the District V Board of Supervisors Conference Room, Truckee Joseph Center, Truckee Library and the Grass Valley Library.

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

The Board Chairperson shall first caution any person at the meeting who is abusive, disruptive, or out of order, and then ask that person to leave if the person will not stop; additionally, the Chair reserves the right to recess the meeting until the person leaves or is escorted out and order is restored.

**PUBLIC COMMENT:**

Matters on the Agenda: The Board shall allow public comment on items appearing on the agenda when the agenda item is considered by the Board. The Chair may limit the total amount of time for comment on any agenda item and may limit any individual desiring to address the Board to no less than three (3) minutes. Comments by the public must be relevant to the item on the agenda being considered by the Board.

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

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

**PUBLIC HEARINGS:**

All members of the public shall be allowed to address the Board as to any item which is noticed on the Board's agenda as a public hearing. The Chair of the Board may limit the total amount of time allocated for the public hearing and may limit any individual desiring to address the Board to not less than three (3) minutes. Any person may provide the Board with a written statement in lieu of or in supplement to any oral statement made during a public hearing. Written statements shall be submitted to the Clerk of the Board.

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

**ORDER AND DECORUM:**

Individuals or organizations desiring to address the Board shall: 1.) Address the Board from the podium. Speakers are encouraged but not required to give their name and city of residence before addressing the Board. Speakers shall direct their comments to the Board, not the audience or staff. 2.) Comment on the specific matter before the Board with reasons for the position taken. 3.) The Chair may, at his or her discretion, allow up to five (5) minutes for those who are serving as a spokesperson for a group or organization. 4.) A speaker may not yield time to another speaker. 5.) No individual may speak more than once during the Public Comment period or on an item on the agenda unless recognized by the Chair as having new information. 6.) In the interest of civil discourse, the rules specified in this Order and Decorum of Board Business and Robert's Rules of Order, to the extent such Rules are not in conflict with the Brown Act, shall apply at all Board meetings. It shall be the responsibility of the Chair to ensure public comments are conducted in such a manner that avoids disruptive activity, promotes mutual respect, keeps comments focused on issues, and avoids personal attack. 7.) Applicants, applicant representatives and appellants desiring to speak shall be permitted to speak first during the public comment portion of a public hearing for not more than ten (10) minutes (or fifteen (15) minutes at Appeal Hearings), unless different rules for conducting the hearing are provided by County code. Time limits may be modified at the Chair of the Board's discretion.

**SPECIAL MEETINGS:**

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

**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)