

# COUNTY OF NEVADA

## STATE OF CALIFORNIA

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

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Julie Patterson Hunter, Clerk of the Board  
Alison Lehman, County Executive Officer  
Katharine L. Elliott, County Counsel



## BOARD OF SUPERVISORS

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## AGENDA

Date	Time	Location
Tuesday, February 25, 2020	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>

Closed Captioning is available for hearing impaired viewers and webcast live 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 meeting. 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.)*

**PRESENTATIONS:****Clerk of the Board: Julie Patterson Hunter**

1. [SR 20-0632](#) Presentation and request for adoption of a Resolution proclaiming the month of March 2020 as "Youth Art Month" in Nevada County. (Scott W. Lay, Nevada County Superintendent of Schools)
2. [SR 20-1119](#) Presentation highlighting Nevada Joint Union High School District's Vision, Mission, Core Values, and Strategic Plan. (Brett W. McFadden, NJUHSD Superintendent)

**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.*

**Director of Social Services: Tex Ritter**

3. [SR 20-0887](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Nevada-Sierra Connecting Point Public Authority (In-Home Supportive Services) for the provision of services related to maintaining the Community Resource Directory of 211 Nevada County database ([www.211NevadaCounty.com](http://www.211NevadaCounty.com)) and services related to the operation of the Nevada County 211 Call Center (Res. 19-268), increasing the maximum contract price from \$190,263 to \$195,563 to obtain software to support the database for 211, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

4. [SR 20-1003](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Nevada County Superintendent of Schools pertaining to the provision of family support and self-sufficiency services in Western Nevada County (Res. 19-439), increasing the maximum contract price from \$473,839 to \$ 576,239, for the period July 1, 2019 through June 30, 2020, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Social Services' Fiscal Year 2019/20 budget. (4/5 affirmative vote required)
5. [SR 20-0890](#) Resolution approving the renewal Memorandum of Understanding (MOU) between the Nevada County Probation Department and the Department of Social Services (DSS) related to developing a coordinated services approach between DSS - CalWORKs and the County Probation Department for dual clients for Fiscal Year 2019/20, in the maximum amount of \$55,000, and authorizing the Director of the Department of Social Services and the Chief Probation Officer to sign the MOU.

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

6. [SR 20-0811](#) Resolution authorizing commitment of Health and Human Services Agency funds in the amount of \$150,000 to the Regional Housing Authority (RHA) in furtherance of the proposed funding and development of the Brunswick Commons Affordable Housing Project on County-owned property located at 936 Old Tunnel Rd., Grass Valley, CA (APN 035-400-054), and authorizing the Chair of the Board of Supervisors to sign all documents necessary to complete the grant of funds to RHA. (Housing)

Sheriff-Coroner/Public Administrator: Shannan Moon

7. [SR 20-1002](#) Resolution approving Intergovernmental Agreement 97-08-0009 between the County of Nevada and the United States Marshals Service to house federal detainees at the Wayne Brown Correctional Facility, maintaining the Jail Capital Projects Reserve within the General Fund, increasing the reimbursement rate to \$136 per detainee per day and \$57 per hour for transportation of federal detainees, and authorizing the Chair of the Board of Supervisors to execute the Agreement effective beginning on the date of the last signature.

Assessor: Sue Horne

- 8a. [SR 20-0630](#) Resolution accepting the revenue allocations of the awarded State Supplementation for County Assessors Program (SSCAP), in the amount of \$156,948 for Fiscal Year 2019/20 and \$193,787 for Fiscal Year 2020/21, and directing the Auditor-Controller to amend the Assessor's Fiscal Year 2019/20 budget. (4/5 affirmative vote required)
- 8b. [SR 20-1120](#) Resolution approving a contract between the County of Nevada and Hines Enterprise Document Management (EDM), Inc. for document scanning services, in the amount of \$127,000, for the period February 25, 2020 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the contract.

Community Development Agency Director: Sean Powers

9. [SR 20-1072](#) Resolution authorizing State of California Cannabis Equity Act grant funding to be executed by the Director of the Nevada County Community Development Agency.

Director of Public Works: Trisha Tillotson

10. [SR 20-0997](#) Approval to submit a Letter of Concern to the California Public Utility Commission regarding unpaid Rule 20A Invoices to the Pacific Gas and Electric Company. (Dist. II)

Chief Information Officer: Stephen Monaghan

11. [SR 20-0812](#) Resolution appointing Mr. Reinard W. Brandley Consulting Services as the Nevada County Airport Engineer and Consultant, for a five-year term for the period February 25, 2020 through February 25, 2025. (Airport)
12. [SR 20-1000](#) Resolution awarding and approving a Standard Public Works Contract between the County of Nevada and Bill Litchfield Construction, Inc., for Phase III of the Nevada County Airport Hangar Restoration Project located at 13308 Nevada City Avenue, Grass Valley (Res. 19-639), in the amount of \$252,494 plus a contingency of \$25,250 for a maximum contract amount of \$277,744, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Airport's Fiscal Year 2019/20 budget. (4/5 affirmative vote required) (Facilities)

Interim County Librarian: Elise Strickler

13. [SR 20-0942](#) Resolution increasing the Link + grant award from Northnet Library System for Fiscal Year 2019/20 by \$2,349 for a total grant award of \$14,450 (Res. 19-605), and directing the Auditor-Controller to amend the Library's Fiscal Year 2019/20 budget. (4/5 affirmative vote required)

County Executive Officer: Alison Lehman

14. [SR 20-0996](#) Resolution amending various Nevada County Budgets through the Second Consolidated Budget Amendment for the 2019/20 Fiscal Year. (4/5 affirmative vote required)
15. [SR 20-1062](#) Resolution approving a contract between the County of Nevada and National Research Center pertaining to conducting two National Citizen Surveys and two National Employee Surveys, in the total amount of \$64,710, for the period March 1, 2020 through June 1, 2025, and authorizing the Chair of the Board of Supervisors to execute the contract.

**Clerk of the Board: Julie Patterson Hunter**

16. [SR 20-1063](#) Resolution proclaiming June 6, 2020 as the annual "North San Juan Cherry Festival" Day.
17. [SR 20-1029](#) Approve the appointment of Mr. Chris Navo as the Contractor member on the Sewage Disposal Technical Advisory Group.
18. [SR 20-0892](#) Acceptance of Board of Supervisors Summary Minutes for February 11, 2020.

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

19. [SR 20-0909](#) Resolution endorsing and certifying John Woolman School, located at 13075 Woolman Lane, Nevada City, CA 95959 (APN 004-081-059) as Nevada County Historical Landmark NEV 20-01. (Dist. IV)
20. [SR 20-0912](#) Resolution endorsing and certifying the Kentucky Flat School, located at 13281 Newtown Road, Nevada City, CA 95959 (APN 052-090-007) as Nevada County Historical Landmark NEV 20-02. (Dist. IV)

**SCHEDULED ITEMS: 10:30 A.M.****Agricultural Commissioner: Chris de Nijs**

21. [SR 20-0939](#) Public hearing, pursuant to Government Code Section 65858, to review and approve the written report outlining the measures taken to alleviate the conditions which led to the adoption of County Ordinance No. 2465 and to consider the adoption of an extension of the April 23, 2019 Urgency Ordinance (County Ordinance No. 2465), extending the temporary moratorium on the cultivation of Industrial Hemp within the unincorporated areas of the County of Nevada for a period of one year from date of the expiration of the 10-months and 15-days moratorium.

(Introduce/Waive further reading/Adopt) An Interim Urgency Ordinance extending the temporary moratorium on the cultivation of Industrial Hemp within the unincorporated areas of the County of Nevada for an additional one year. (4/5 affirmative vote required)

**Chief Information Officer: Stephen Monaghan**

22. [SR 20-1054](#) Presentation by Sierra Business Council (SBC) regarding the Nevada County Last-Mile Broadband Grant Pilot-Program Award Recommendations for Fiscal Year 2019/20, and direction to staff to develop grant award contracts with Exwire, Inc. in the amount of \$52,900, and Nevada County Fiber in the amount of \$124,209, to bring back to the Board of Supervisors for approval and execution.

**\*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.*

**\*CLOSED SESSIONS:**

[SR 20-0067](#) Pursuant to Government Code Section 54957.6, a closed session of the Board of Supervisors will be held for the purpose of reviewing its position and instructing its designated labor negotiations representatives regarding employee salaries, salary schedules, fringe benefits, and all other matters within the statutory scope of representation. The designated labor negotiation representatives for Nevada County are Mali Dyck, Assistant County Executive Officer, Steven Rose, Human Resources Director, and Donna Williamson, Labor Attorney. The labor negotiations concern the Management Employees' Association and the Probation Peace Officers' Association.

[SR 20-1020](#) Pursuant to Government Code Section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation cases:  
County of Nevada v. PG&E Corporation, et al.,  
Nev. Co. Sup. Ct., Case No. CU19-083418, and  
In Re: PG&E Corporation and Pacific Gas and Electric Company, Debtors.,  
U. S. Bankruptcy Ct., No. Dist. of Ca., San Francisco Div., Case No. 19-30088

**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 Joseph Center.*

*Posted February 20, 2020*

*Notice was also posted at the District V Board of Supervisors Conference Room, 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.

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

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.

**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)