COUNTY OF NEVADA

STATE OF CALIFORNIA

Supervisor Heidi Hall, District I Vice Chair Supervisor Ed Scofield, District II Supervisor Dan Miller, 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 Nevada City, CA 95959-8617 (530) 265-1480 Fax: (530) 265-9836 bdofsupervisors@co.nevada.ca.us

AGENDA

Date Time Location

Tuesday, May 24, 2022 9:00 AM

Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue 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, or listen by calling 1 (415) 655-0001 (you will be prompted to provide Meeting ID# 2550 984 2432 & Password# 266 24 353). 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 9 and 10 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.

PUBLIC COMMENT:

SR 22-0486

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 9 and 10 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

1. SR 22-0426

Resolution approving Amendment 1 to the contract between the County of Nevada and Foothill House of Hospitality, dba Hospitality House for the provision of homeless outreach, and access and linkage to treatment services (Res. 21-253), revising Exhibit "A" Schedule of Services to add funding for two additional outreach case worker positions to the HOME Team, revising Exhibit "B" Schedule of Charges and Payments to reflect the increase in the maximum contract amount from \$243,582 to \$290,130, for the period July 1, 2021 through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the amendment.

Public Health Director: Jill Blake

2. SR 22-0459

Resolution approving Agreement 22-10183 between the County of Nevada and the California Department of Public Health for funding to implement the County's Local Oral Health Program, in the total maximum amount of \$795,345 (\$159,069 per fiscal year), for the period July 1, 2022 through June 30, 2027, and authorizing the Director of Public Health to sign the agreement.

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

Resolution approving Amendment 1 to the contract between the County of Nevada and Nevada County Housing Development Corporation for services related to creating housing opportunities for vulnerable homeless residents of Nevada County (Res. 21-293), amending Exhibit "B" Schedule of Charges and Payments to reflect an increase of the maximum contract amount from \$884,085 to \$1,018,000, for the period July 1, 2021 through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the amendment.

Community Development Agency Director / Acting Public Works Director: Trisha Tillotson

- 4. SR 22-0511 Resolution authorizing the Nevada County Community Development Agency Director to apply for and enter into wildfire prevention grant agreements with the California Department of Forestry and Fire Prevention (CALFIRE) up to a maximum amount of \$1,000,000, until December 31, 2022.
- SR 22-0364 Resolution amending the program for the abatement of the principal amounts of certain County loans made for public sewer systems in Nevada County Sanitation District No. 1 (Res 07-620) to include the abatement of interest amounts, and declaring the accrued interest amounts for certain loans in the amount of \$129,949 to be abated and canceled, and declaring the principal and interest in the amount of \$154,666 pursuant to Resolution 19-197 to be abated and canceled.
- Resolution approving an award of American Rescue Plan Act (ARPA) funds in the amount of \$644,000 to the Nevada County Sanitation District No. 1, and directing the Auditor-Controller to transfer the funds and amend the Fiscal Year 2021/22 budget. (4/5 affirmative vote required)
- Resolution approving Amendment 1 to the contract between the County of Nevada and Riebes Auto Parts, LLC for the Vendor Managed Inventory Parts Facility Operations (Res. 21-273), authorizing an assignment agreement to transfer assignment of the contract to Genuine Parts Company, increasing the contract amount by \$100,000 for an amount not to exceed \$740,000, authorizing the Chair of the Board of Supervisors to execute the amendment, and directing the Auditor-Controller to amend necessary budgets for Fiscal Year 2021/22, release fund balance, and encumber the contract. (4/5 affirmative vote required)
- Resolution approving the amendment of Resolution 13-151 which applies to the Cascade Crossing Permanent Road Division, revising Section 4 from "the parcel charge shall be adjusted" to "the parcel charge may be adjusted" to allow for zero annual increase to be applied in a given year. (Dist. II)

9.	SR 22-0508	Resolution awarding and approving a contract between the County of Nevada and Vintage Paving Co., Inc. for the 2022 Road Rehabilitation Project (Res. 22-116), in the total amount of \$910,848.46 under County Project No. 450010, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to encumber the contract. (Dists. II and IV)
10.	SR 22-0507	Resolution awarding and approving a contract between the County of Nevada and Q&D Construction, LLC for the 2022 High Friction Surface Treatment Project (Res. 22-136), for a total amount of \$1,511,399.87, and authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to encumber the contract. (All Dists.)
11.	SR 22-0503	Resolution approving Amendment 2 to the agreement between the County of Nevada and HDR Engineering, Inc. for developing project plans, specifications, and estimates for the McCourtney Road Solid Waste Transfer Station Redesign Project (Res. 19-528), extending the agreement term to June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the amendment. (Solid Waste)
12.	SR 22-0455	Resolution continuing the temporary reduction of the Western Nevada County Solid Waste Parcel Charges for Fiscal Year 2022/23 at a 25% reduction rather than the previously-approved 50% reduction, approving draft letters to the Cities of Grass Valley and Nevada City regarding Solid Waste Parcel Charges, and authorizing the Chair of the Board of Supervisors to execute the letters. (Solid Waste)
13.	SR 22-0514	Resolution approving Standard Agreement 64BO21-01704 between the County of Nevada and the State of California Department of Transportation (Caltrans), accepting Federal Transit Administration (FTA) Section 5311 (49 U.S.C. Section 5311) grant funding in the amount of \$518,113 to aid in the financing of operating assistance projects for non-urbanized public transportation systems, for the period July 1, 2021 through December 31, 2022, and authorizing the Chair of the Board of Supervisors to execute the agreement. (Transit Services)

Chief Information Officer: Stephen Monaghan & Building Director: Craig Griesbach

Resolution approving Amendment 3 to the contract between the County of Nevada and Fire Safe Council of Nevada County to provide for additional winter storm emergency response supporting the gathering and processing of green waste created by the 2021 winter storm event in eastern Nevada County (PESP4415 and Res. 22-123), and authorizing the Purchasing Agent to execute the amendment. (Dist. V) (Emergency Services)

Chief Information Officer: Stephen Monaghan

Resolution declaring certain County property as surplus, and authorizing the Purchasing Agent to sell, donate, or otherwise dispose of those certain items of surplus property listed on Exhibit A as "Assets to be Sold, Recycled or Donated." (4/5 affirmative vote required) (Purchasing)

County Executive Officer: Alison Lehman

- Resolution approving a multi-year contract between the County of Nevada and Paragon Government Relations, Inc. for professional federal advocacy services, in the maximum contract amount of \$151,834, for the period May 1, 2022 through June 30, 2024, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2021/22 County Executive Office budget in the amount of \$8,333.33. (4/5 affirmative vote required)
- 17. SR 22-0566 Resolution amending various Nevada County budgets through the Third Consolidated Budget Amendment for Fiscal Year 2021/22. (4/5 affirmative vote required)

Clerk of the Board: Julie Patterson Hunter

- 18. SR 22-0434 (Introduce/Waive further reading) An Ordinance amending Article 13 and Article 30 of Chapter II of the Nevada County Administrative Code regarding the Assessment Appeals Board.
- 19. SR 22-0492 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.
- 20. SR 22-0497 Approve Conflict of Interest Code for the Nevada County Consolidated Fire District.
- 21. SR 22-0498 Acknowledge Supervisor Hall's appointment of Stuart Lauters as a District I representative to the Nevada County Historical Landmarks Commission, effective April 28, 2022.
- 22. SR 22-0571 Acknowledge Supervisor Sue Hoek's appointment of Patricia Rockwell as Member to the Penn Valley Area Municipal Advisory Council, effective May 9, 2022, for an unexpired two-year term ending June 30, 2023.
- Request for the Board of Supervisors to accept and approve Zip Code Priorities for Early Care and Education in Nevada County as prepared by the Local Planning Council (LPC) Child Care Development for Nevada County, and authorizing the Chair of the Board of Supervisors to execute the LPC County Priorities Report Form. (Rossnina Dort, LPC Director, Local Planning Council-Child Care Development for Nevada County)

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

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.

Community Development Agency Director / Acting Public Works Director: Trisha Tillotson

24a. SR 22-0365 Resolution accepting the American Rescue Plan Act (ARPA) funding award in the amount of the \$644,000.

Clerk of the Board: Julie Patterson Hunter

24b.	SR 22-0354	Reappointment of Terry Thies as Owner of Lake Wildwood Property Zone 1 Service
		Area Alternate Member to the Nevada County Sanitation District No. 1 Advisory
		Committee, for an unexpired two-term ending June 30, 2023.

24c. SR 22-0095 Acceptance of Nevada County Sanitation District No. 1 Summary Minutes for November 16, 2021.

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 Pages 9 and 10 for information on the various options being made available for members of the public to provide comment.)

Adjournment:

*DEPARTMENT HEAD MATTERS:

Director of Social Services: Rachel Peña

25. SR 22-0482 Resolution accepting the notice of funding award from the California Volunteers in the amount of \$1,736,241 to be used for developing a Youth Workforce Program, and authorizing the Chair of the Board of Supervisors to execute the Contractor Certification Clauses form.

Community Development Agency Director / Acting Public Works Director: Trisha Tillotson

26a.	SR 22-0505	Resolution accepting funds for the CAL FIRE Wildfire Prevention Grants Program for brush and debris removal under the California Climate Investment Fire Prevention Grant Program (Res. 22-118), in the amount of \$950,000 for Grant Agreement 5GA21115.
26b.	SR 22-0509	Resolution awarding and approving a contract between the County of Nevada and Robinson Enterprises, Inc. for the Storm Debris Removal Project (Res. 22-133), for a total amount of \$98,059.50 under County Project No. 440836, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to encumber the contract. (All Dists.)
26c.	SR 22-0510	Resolution awarding and approving a contract between the County of Nevada and Bay Area Tree Specialists for the River Fire Tree Removal Safety Project (Res. 22-134), for a total amount of \$30,850 under County Project No. 440830, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to encumber the contract. (Dist. II)
26d.	SR 22-0512	Resolution approving Amendment 1 to the contract between the County of Nevada and McKellar Tree Service and Logging, Inc. for professional services for the Egress/Ingress Fire Safety Project (Res. 21-031), amending the Scope of Service, extending the term of the contract to December 30, 2022, increasing the contract amount by \$300,000 for a maximum amount not to exceed \$966,600.01 (\$240,000 reimbursed through CAL FIRE Grant No. 5GA21115), authorizing the Chair of the Board of Supervisors to execute the amendment, and directing the Auditor-Controller to encumber the additional funds.
26.	CD 22 0512	Description approxima Amandment 5 to the contract between the County of Neveda and

26e. SR 22-0513 Resolution approving Amendment 5 to the contract between the County of Nevada and West Coast Arborist, Inc., for tree trimming and removal services (Res. 17-529), in an amount not to exceed \$150,000, for the final one-year term of 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 encumber the contract.

*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.

COMMUNITY PRESENTATIONS:

Sue Hoek, District IV Supervisor

Heidi Hall, District I Supervisor

27. SR 22-0584 Resolution declaring support of California CareForce's free health care clinic in Nevada County July 15 through 17, 2022, and encouraging community support of the event through professional and general volunteerism and financial donations. (Mindy Oberne,

Community Host Co-Lead, California CareForce)

28. SR 22-0580 Resolution proclaiming June 4, 2022 as "Celebration of Trails Day" in Nevada County.

DEPARTMENT HEAD MATTERS:

County Executive Officer: Alison Lehman

29a.	SR 22-0577	Resolution approving a Grant Award Agreement between the County of Nevada and
		Nevada County Economic Resource Council in the amount of \$35,000 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.

- 29b. SR 22-0576 Resolution approving a Grant Award Agreement between the County of Nevada and Sierra Commons in the amount of \$36,000 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.
- 29c. SR 22-0575

 Resolution approving a Grant Award Agreement between the County of Nevada and Grass Valley Downtown Association in the amount of \$69,000 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.

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 and nevco.legistar.com/Calendar.aspx.

Posted: May 19, 2022.

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 MAY 24, 2022 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# 2550 984 2432 and Password# 266 24 353).
- 3) View at www.nevadacountyca.gov/boardmeetings.
- 4) View on Nevada County Media Channel 17 in western County.
- 5) View on Suddenlink Channels 17 and 78 in eastern County.

PROVIDE PUBLIC COMMENT BEFORE THE MAY 24, 2022 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@co.nevada.ca.us.

PROVIDE PUBLIC COMMENT DURING THE MAY 24, 2022 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 (face coverings are strongly recommended for all individuals: vaccinated and unvaccinated, except those specifically exempt pursuant to CDPH guidance)

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 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 not 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)