



ORDINANCE No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

AN ORDINANCE AMENDING SECTION A-II 2.4 OF ARTICLE 2 OF CHAPTER II, TITLE 1 OF THE NEVADA COUNTY ADMINISTRATIVE CODE ENTITLED TIME AND PLACE OF MEETINGS OF BOARD OF SUPERVISORS TO SET FORTH THE PROVISIONS THAT SHALL CONSTITUTE A REGULAR MEETING OF THE BOARD OF SUPERVISORS

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA, STATE OF CALIFORNIA, ORDAINS AS FOLLOWS:

SECTION I:

The Board of Supervisors hereby finds and determines that:

1. The Board of Supervisors adopts its Annual Calendar at the first Regular Meeting of the Board of Supervisors of each year that identifies all Regular Meetings as defined under Government Code sections 25080 through 25081.
2. In consultation with the County Executive Officer, County Counsel, and the Clerk of the Board, the Chair of the Board of Supervisors develops and sets forth an Annual Calendar for the Board of Supervisors' consideration for approval.
3. When developing the Board of Supervisors Annual Calendar, the Chair uses discretion to consider the Board of Supervisors' Annual Workshop, Budget Hearings, alternative meeting locations (i.e. Truckee), and holiday schedules.
4. Routinely, the Annual Calendar as adopted by the Board of Supervisors has included alternative meeting dates in the holiday months of November and December, which are inaccurately described as Special Meetings as defined in the Nevada County Administrative Code Title 1, Chapter II, Article 2, section A-II 2.4.
5. Moreover, per California Government Code section 25131, all ordinances adopted by the Board of Supervisors shall not be passed within five days of their introduction, except for urgency ordinances which may be passed immediately, and must be passed only at a regular meeting held at least five days after introduction or alteration.
6. Therefore, the Board of Supervisors' wishes to amend Section A-II 2.4 of Article 2 of Chapter II, Title 1 of the Nevada County Administrative Code that sets forth the provisions that constitute a Regular Meeting of the Board of Supervisors to increase the Board's flexibility to schedule Regular Meetings through the adoption of the Board of Supervisors Annual Calendar.

SECTION II:

Section A-II 2.4 of Article 2 of Chapter II, Title 1 entitled Time and Place of Meetings of Board of Supervisors of the Nevada County Administrative Code is hereby amended to read as set forth in Exhibit A attached hereto and incorporated herein by reference.

SECTION III:

This Ordinance shall take effect and be in full force thirty (30) days from and after its introduction and adoption, and it shall become operative on the _____ day of _____, 2020. Before the expiration of fifteen (15) days after its passage it shall be published once, with the names of the Supervisors voting for and against same in the Union, a newspaper of general circulation printed and published in the County of Nevada.

EXHIBIT A

ARTICLE 2, Section A-II 2.4

Time and Place of Meetings of Board of Supervisors

“Sec. A-II 2.4 Time and Place of Meetings of Board of Supervisors

The Board of Supervisors shall meet in regular session on each of the second and fourth Tuesdays of every month, except as herein provided, at the Rood Administrative Center, 950 Maidu Avenue, Nevada City, 95959 California. The Board may also meet at such other times and places as the Board may decide is required to conduct its business. Notice shall be given of the time and place of any meeting. All notices shall comply with the provisions of the Brown Act (Govt. Code section 54950, et seq.) and all other laws applicable thereto.

Provided, further that the Board of Supervisors shall meet on those dates as designated in the Board's annual meeting calendar which will be adopted by the Board at the beginning of each calendar year, and as adjusted by a majority of the board of Supervisors or the County Executive Officer during the year.

For State law as to meetings of Board of Supervisors, see Government Code sections 25080 and 25081.”