

COUNTY OF NEVADA
STATE OF CALIFORNIA
BOARD OF SUPERVISORS



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Julie Patterson Hunter,
Clerk of the Board

NEVADA COUNTY BOARD OF SUPERVISORS
Board Agenda Memo

MEETING DATE: January 28 2020

TO: Board of Supervisors

FROM: **Julie Patterson Hunter**

SUBJECT: An Ordinance amending Section A-II 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

RECOMMENDATION: Waive further reading and adopt the attached Ordinance, which was introduced at the January 14, 2020 Board meeting.

FUNDING: N/A

BACKGROUND:

Each year, the incoming Chair works with the Clerk of the Board, County Executive Officer and County Counsel to develop the Board of Supervisors' annual calendar for adoption at the first meeting of the calendar year. The incoming Chair uses their discretion to set all regular meetings and any special meetings that traditionally take into consideration budget hearings, off-site meeting locations (i.e. annual Truckee meeting), and holiday schedules. Currently Nevada County Administrative Code, Title 1 Chapter II Article 2 § A-II 2.4 identifies that all regular meetings occur on the 2nd and 4th Tuesday's of the month. Therefore, any meeting held on the 1st, 3rd or 5th Tuesday of the month have been considered a special meeting. As such, this can have an impact on the timing of the Board's ability to pass ordinances.

Specifically, California Government Code section 25131 provides that an ordinance may be introduced at either a special meeting or regular meeting but that it cannot be passed within 5 days of its introduction and only at a regular meeting. Typically, the Board has adopted a calendar with limited meetings dates in the months of August, November and December which have been identified as special meetings. This has created a limitation on the Board's ability to pass ordinances during such times. To alleviate this limitation, staff has worked with County Counsel on amending Section A-II 2.4 of Article 2 of Chapter II, Title 1 of the Nevada County Administrative Code. The specific amendments provide that when the Board adopts its annual calendar at the beginning of each year, meetings that do not fall on the 2nd and 4th Tuesday of the month that are identified as regular meetings, shall constitute regular meetings and ordinances can be passed at those meetings. Therefore, staff recommends adoption of the attached Ordinance.

Item Initiated by: Jeffrey Thorsby, Senior Management Analyst
Approved by: Julie Patterson Hunter, Clerk of the Board

Submittal Date: January 15, 2020