

# COUNTY OF NEVADA

## STATE OF CALIFORNIA

*Supervisor Heidi Hall, District I*

*Supervisor Ed Scofield, District II*

*Chair Dan Miller, District III*

*Vice Chair Susan Hoek, District IV*

*Supervisor Hardy Bullock, District V*

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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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## SUMMARY MINUTES

Date	Time	Location
Tuesday, September 28, 2021	9:00 AM	Remote
		Eric Rood Administrative Center
		950 Maidu Avenue
		Nevada City, California

### REGULAR MEETING: 9:00 AM

*Rollcall*

*The following Supervisors attended by remote:*

*Heidi Hall, 1st District*

*Ed Scofield, 2nd District*

*Dan Miller, 3rd District*

*Sue Hoek, 4th District*

*Hardy Bullock, 5th District*

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### STANDING ORDERS:

Chair Miller called the meeting to order at 9:00 a.m.

Pledge of Allegiance was held.

Corrections and/or deletions to agenda.

ACTION TAKEN: The title of the landlord was corrected in agenda item 12, revising the name from 9 Miller Court Properties to 9 Miller Court Properties, LLC and Brighton Green Ventures, LLC.

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**\*DEPARTMENT HEAD MATTER:****Building Director: Craig Griesbach**

1. [SR 21-0705](#) Resolution proclaiming the week of October 3 through 9, 2021 as Code Compliance Officer Appreciation Week in Nevada County. (Code Compliance)  
**Adopted.**  
Enactment No: RES 21-416

ACTION TAKEN: Chair Miller read the title of the Resolution into the record, and Craig Griesbach, Building Director, and Jeff Merriman, Code and Cannabis Compliance Program Manager, reviewed the staff report, requesting the Board proclaim the week of October 3 through 9, 2021 as Code Compliance Officer Appreciation Week in Nevada County. Program Manager Merriman asked the Board to recognize the important role that Nevada County's Code Professionals serve to promote the general health and safety of the public and environment by adopting the proposed Resolution.

The Board members expressed their appreciation for Nevada County's Code and Cannabis Compliance Officers, and discussion ensued.

**MOTION: Motion made by Supervisor Hall, seconded by Supervisor Hoek, to adopt Resolution 21-416. On a roll call vote, the motion passed unanimously.**

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**CONSENT CALENDAR:****Behavioral Health Director: Phebe Bell**

2. [SR 21-0681](#) Resolution approving Amendment 2 to Contract L907 between the County of Nevada and First 5 Nevada County Children and Families First Commission, awarding the Behavioral Health Department \$20,000 annually for a total of \$80,000 for Fiscal Years 2017/18, 2018/19, 2019/20 and 2020/21 for Early Childhood Mental Health Program services (Res. 17-426), extending the Agreement term through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the Amendment.  
**Adopted.**  
Enactment No: RES 21-417

Public Health Director: Jill Blake

3. [SR 21-0409](#) Resolution approving a renewal contract between the County of Nevada and the County of Sacramento for microbiological, rabies testing, and other laboratory tests and consultation services through the Sacramento County Public Health Laboratory for the Nevada County Public Health Department and the Sheriff's Animal Control Division, in the maximum amount of \$37,500, for the period July 1, 2021 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the contract.

**Adopted.**

Enactment No: RES 21-418

Director of Social Services: Rachel Roos

4. [SR 21-0690](#) Resolution approving Standard Agreement 21-5032 between the County of Nevada and the California Department of Social Services for the provision of legal consultations and legal representation on administrative appeals associated with the Resource Family Approval Program of the County Child Welfare Services Agency, for the period July 1, 2021 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the Agreement.

**Adopted.**

Enactment No: RES 21-419

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

5. [SR 21-0640](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Sierra Roots for the provision of a temporary emergency shelter during extreme weather and Public Safety Power Shutoff (PSPS) events (Res. 21-390), increasing the maximum contract amount from \$35,530 to \$41,283 to reflect additional services required for the safe operation of the shelter, for the period August 1, 2021 through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Housing)

**Adopted.**

Enactment No: RES 21-420

Director of Human Resources : Steven Rose

6. [SR 21-0680](#) Resolution approving the Administrative Services Agreement between the County of Nevada and Voya Benefits Company, LLC to administer the County's Flexible Spending Arrangement, Dependent Care Flex Agreement, and Healthcare Reimbursement Accounts, for the period January 1, 2022 through December 31, 2027, and authorizing the Human Resources Director to execute the Agreement.

**Adopted.**

Enactment No: RES 21-421

Chief Information Officer: Stephen Monaghan

7. [SR 21-0696](#) Resolution directing the Auditor-Controller to amend the Fiscal Year 2021/22 Information and General Services Administration budget to support financing of Last-Mile Broadband Grants awarded by Resolution 21-141. (4/5 affirmative vote required)

**Adopted.**

Enactment No: RES 21-422

8. [SR 21-0728](#) Resolution approving the Golden State Connect Authority (GSCA) Joint Exercise of Powers Agreement (JPA) for the purpose of expanding broadband access and quality in rural counties, and authorizing the Chair of the Board of Supervisors to execute the JPA, and to appoint a Supervisor as the County's delegate and a Supervisor as an alternate delegate to serve on the GSCA.

**Adopted.**

Enactment No: RES 21-423

9. [SR 21-0725](#) Resolution accepting the FY 2020 Community Power Resiliency (CPR) Program allocation for FY 20-2021 from the California Governor's Office of Emergency Services to prepare for and respond to Public Safety Power Shutoff (PSPS) events, in the amount of \$187,757, for use during the period July 1, 2020 through March 31, 2022, and authorizing the Director of Emergency Services, County Executive Officer, and Assistant County Executive Officer to fulfill the requirements of the CPR Program. (Office of Emergency Services)

**Adopted.**

Enactment No: RES 21-424

10. [SR 21-0718](#) Resolution accepting Department of Homeland Security's Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant Program (HMGP) funding for the Nevada County HMGP DR-4344-703-150R, Access and Functional Needs Program, Phase I, in the maximum amount of \$498,167.29 for the 75% Federal share with a 25% local share of \$166,055.76, for the period September 28, 2021 through July 14, 2022, and authorizing the Director of Emergency Services to execute the grant agreement and all ancillary documents to fulfill the grant requirements. (Office of Emergency Services)  
**Adopted.**  
Enactment No: RES 21-425
11. [SR 21-0720](#) Resolution accepting Department of Homeland Security's Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant Program (HMGP) funding for the Nevada County HMGP DR-4353-023-033R, Nevada County Abatement Program, Phase I, in the maximum amount of \$516,273.75 for the 75% Federal share with a 25% local share of \$172,091.25, for the period September 28, 2021 through September 13, 2022, and authorizing the Director of Emergency Services to execute the grant agreement and all ancillary documents to fulfill the grant requirements. (Office of Emergency Services)  
**Adopted.**  
Enactment No: RES 21-426
12. [SR 21-0706](#) Resolution approving a renewal Sublease Agreement between the County of Nevada and the Alliance for Workforce Development, Inc. for approximately 1,673 square feet of office space located at the Brighton Greens Resource Center, 988 McCourtney Road, Grass Valley, with rent in the amount of \$2,258.55 per month, for the term commencing July 1, 2021 and ending June 30, 2026, and authorizing the Chair of the Board of Supervisors to execute the Sublease Agreement. (Facilities)  
**Adopted.**  
Enactment No: RES 21-427

County Executive Officer: Alison Lehman

13. [SR 21-0721](#) Resolution approving the Truckee Tahoe Workforce Housing Agency (TTWHA) Joint Powers Agreement and Bylaws, authorizing the County Executive Officer, or their designee, to execute the Agreement, approving the one-time and annual fees to be paid by the County in the maximum amount of \$26,103 for Fiscal Year 2021/22, authorizing the County of Nevada to become a member of TTWHA, and directing the Auditor-Controller to amend the Fiscal Year 2021/22 County Executive Office budget. (4/5 affirmative vote required)  
**Adopted.**  
Enactment No: RES 21-428

Individual Board Member Item: District V Supervisor Hardy Bullock

14. [SR 21-0712](#) Resolution proclaiming October 6, 2021 California Clean Air Day in Nevada County.  
**Adopted.**  
Enactment No: RES 21-429

Clerk of the Board: Julie Patterson Hunter

15. [SR 21-0727](#) Appointment of Nicole McNeely as a Low-Income Sector member to the Adult & Family Services Commission, for an unexpired 2-year term ending April 30, 2023.  
**Appointed.**
16. [SR 21-0710](#) Reappointment of Gerald Bushore as a regular member to the Assessment Appeals Board, for a three-year term ending September 30, 2024.  
**Reappointed.**
17. [SR 21-0708](#) Acknowledge the resignation of Jeff Hollstien, Supervisor Miller's District III representative, to the Fish and Wildlife Commission.  
**Acknowledged.**
18. [SR 21-0714](#) Acceptance of Board of Supervisors Summary Minutes for September 14, 2021.  
**Accepted.**

*Approval of the Consent Agenda***Adopted.**

**MOTION: Motion made by Supervisor Scofield, seconded by Supervisor Bullock, to approve the consent calendar. On a roll call vote passed unanimously.**

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**PUBLIC COMMENT:**

[SR 21-0731](#) Public comment was provided.

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**SCHEDULED ITEM: 10:15 A.M.**

**Director of Public Works: Panos Kokkas**

19. [SR 21-0717](#) Public hearing regarding the appointment of the Director of Public Works as the Nevada County Road Commissioner in accordance with the California Streets and Highways Code Section 2006 and Nevada County Administrative Code section A-II 42.10.3.

Resolution appointing Panos Kokkas, Director of Public Works, as the Road Commissioner for the County of Nevada.

**Adopted.**

Enactment No: RES 21-430

ACTION TAKEN: Following a short break, Chair Miller called the meeting back into order and Trisha Tillotson, Community Development Agency Director, reviewed the staff report regarding the public hearing for the appointment of Panos Kokkas, Director of Public Works, as the Road Commissioner for the County of Nevada.

Director Kokkas was looking forward to serving as the Nevada County Road Commissioner.

Board discussion ensued.

Chair Miller opened the public comment portion of the public hearing for public comment, and public comment was received. Chair Miller closed the opportunity for public comment.

**MOTION: Motion made by Supervisor Bullock, seconded by Supervisor Hall, to adopt Resolution 21-430, appointing Panos Kokkas, Public Works Director, as the Nevada County Road Commissioner. On a roll call vote, the motion passed unanimously.**

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**\*DEPARTMENT HEAD MATTER:****Director of Public Works: Panos Kokkas**

20. [SR 21-0715](#) (Introduce/Waive further reading) Ordinance adding Subsection K to Article 3.A of Chapter IV of the Nevada County General Code adding parking prohibitions on Old Downieville Highway and Champion Road - District 1.  
**First reading held.**

ACTION TAKEN: Chair Miller introduced the agenda item and Panos Kokkas, Director of Public Works, reviewed the staff report and provided a PowerPoint presentation regarding the proposed Ordinance adding parking prohibitions on Old Downieville Highway and Champion Road. Director Kokkas reported on parking issues on the narrow road, which makes it difficult and dangerous for routine and emergency traffic to pass through safely. A neighborhood meeting was held regarding the issues affecting Old Downieville Highway and Champion Road. During that meeting, health and safety concerns were raised, including the hazard of wildfires started by campers, lack of public restrooms, pollution of Deer Creek by campers bathing and washing laundry in it, littering, and safety issues caused by parked vehicles impeding access for residents and emergency responders. The amendment to the Ordinance is needed to enable enforcement of no overnight camping to address these issues.

Director Kokkas responded to Board questioning and discussion ensued.

Chair Miller provided an opportunity for public comment, and comments were received. Chair Miller closed public comment.

**MOTION: Motion made by Supervisor Hall, seconded by Supervisor Bullock, to introduce and waive further reading of the Ordinance. On a roll call vote, the motion passed unanimously.**

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**\*ANNOUNCEMENTS:**

Not held.

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**\*DEPARTMENT HEAD MATTER:****Building Director: Craig Griesbach**

21. [SR 21-0569](#) Resolution adopting the Nevada County Cannabis Equity Assessment and Cannabis Local Equity Program Manual, and creating the Nevada County Cannabis Local Equity Program pursuant to the California Cannabis Equity Act of 2018. (Supervisor Dan Miller - No)

**Adopted.**

Enactment No: RES 21-431

ACTION TAKEN: Following a short break, Chair Miller called the meeting back into order. Craig Griesbach, Building Director, reviewed the staff report and provided a PowerPoint presentation "Nevada County Cannabis Equity Assessment and Local Equity Program," in coordination with Dr. Dominic Corva, California Center for Rural Policy at Humboldt State University, and Jeff Merriman, Code and Cannabis Enforcement Program Manager. Dr. Corva is one of the primary authors in the development of the Assessment and Programmatic documents that will be reviewed during the presentation. Director Griesbach reviewed his Department's efforts to improve the County's cannabis programs, including improve staffing and capacity overall, along with opportunities to increase their capacity in the coming months and years. Staff is implementing tools, such as the unmanned aircraft system program, establishing interagency Memorandums of Understanding (MOUs), creating policies for administrative abatements to improve enforcement effectiveness, and they are actively working on an annual Board Objective of investigating cannabis licensing types. Director Griesbach's Team is reviewing the County Ordinance to reduce barriers to entry while protecting neighborhoods. Staff is actively reviewing funding opportunities to help fund the permitting programs and have identified several grants that they will be applying for in the coming year to support these efforts. Additionally they are collaborating with other rural jurisdictions that have similar programs, to support Nevada County's long-standing, small, legacy cannabis farmers. Director Griesbach reviewed Assembly Bill 97 (AB 97), the California Cannabis Equity Act, which provides an established agreement to administer a Cannabis Equity Grants Program, which supports the intent of Proposition 64 and the Adult Use of Marijuana Act, and is aimed at reducing barriers to entry for regulated cannabis, while reducing the illicit cannabis market.

Dr. Corva provided background and an overview of the Project, which provides support for local, long-standing cannabis growers. The Equity Assessment and Local Equity Program reduces barriers to entry for regulated cannabis farmers. Nevada County has a significant legacy population with expertise on cannabis cultivation, breeding, and medical product formulation that struggle with transition to regulated markets. Dr. Corvas reviewed barriers to entry, which include: financial costs; limited banking services; and permitting processes.

Program Manager Merriman reported that over 40 interviews and meetings were held with elected officials, and local government departments, and noted that several counties and cities are developing or have already established equity programs. The Equity Program provides support for small legacy cannabis farmers, supports enforcement efforts, and provides assistance for compassionate/medicinal use programs.

Director Griesbach reviewed next steps, including: ongoing evaluation of the program; applications for Type 2 Grant funding; local funding contributions; build-out of program logistics; and continued partnerships with community stakeholders, other rural jurisdictions, and state cannabis equity program stakeholders.

Staff recommended the Board adopt the proposed resolution creating a Cannabis Local Equity Program, and the Nevada County Equity Assessment and Local Equity Program Manual.

Board questioning ensued.

Chair Miller provided an opportunity for public comment, and comments were received. Chair Miller closed public comment.

Board discussion ensued.

Supervisor Hall shared her support of the Program and the cultivators who have come into compliance.

Supervisor Bullock shared his support of the Program although admitted to being an initial critic of cannabis. Since that time, Supervisor Bullock has come to understand that cannabis is a viable and important part of the local economy. The Supervisor did have concerns regarding the high use of cannabis among teens in Nevada County, and therefore urged that revenue from the sale of cannabis be directed to educational programs that assist in the prevention of substance abuse among the County's youth.

Supervisor Scofield shared concerns that the report appeared to be one-sided, and did not include significant issues that were experienced within the County's neighborhoods and communities. Supervisor Scofield would approve the Program because it supports small legacy farmers; although the impacts on the community are real and there is still a need for ongoing protection of the neighborhoods.

Supervisor Hoek agreed with some of Supervisor Scofield's comments and acknowledged there were challenges. Supervisor Hoek carefully reviewed the Local Equity Program and could see how it would provide support for the community's local, legacy farmers.

Chair Miller reiterated Supervisor Scofield's comments, and he shared many of his own concerns regarding language in the report, and the likelihood of growers coming into compliance.

Board discussion continued.

**MOTION:** Motion made by Supervisor Hall, and seconded by Supervisor Bullock, to adopt Resolution 21-431, adopting the Nevada County Cannabis Equity Assessment and Cannabis Local Equity Program Manual, and creating the Nevada County Cannabis Local Equity Program. On a roll call vote, the motion passed as follows: Supervisors Hall, Scofield, Hoek, and Bullock - Aye; Supervisor Miller - No.

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**ADJOURNMENT:**

ACTION TAKEN: Chair Miller adjourned the meeting at 12:07 P.M.

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Signature and Attestation



Dan Miller, Chair

ATTEST:

By:



Julie Patterson Hunter, Clerk of the Board