

# COUNTY OF NEVADA

## STATE OF CALIFORNIA

*Heidi Hall, 1st District (Vice-Chair)*

*Ed Scofield, 2nd District*

*Dan Miller, 3rd District*

*Susan Hoek, 4th District*

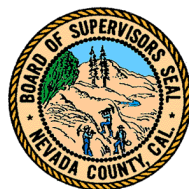
*Richard Anderson, 5th District (Chair)*

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*Julie Patterson Hunter, Clerk of the Board*

*Alison Lehman, County Executive Officer*

*Alison Barratt-Green, County Counsel*



## BOARD OF SUPERVISORS

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## SUMMARY MINUTES

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, February 12, 2019	9:00 AM	Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

### REGULAR MEETING: 9:00 AM

*Rollcall*

*The following Supervisors present:*

*Heidi Hall, 1st District*

*Ed Scofield, 2nd District*

*Dan Miller, 3rd District*

*Susan Hoek, 4th District*

*Richard Anderson, 5th District*

### STANDING ORDERS:

Chairman Anderson called the meeting to order at 9:00 A.M.

Pledge of Allegiance led by Mr. Sean Powers, Community Development Agency Director.

Corrections and/or deletions to agenda.

ACTION TAKEN: No corrections and/or deletions to the agenda were noted.

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**PUBLIC COMMENT: 9:01 A.M.**

ACTION TAKEN: The following members of the public provided comments:  
Mr. Wade Laughter, District I resident.

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

1. [SR 19-0134](#) Resolution approving Amendment A01 to Standard Agreement 17-94081 between the County and the Department of Health Care Services for the purpose of identifying and providing Drug Medi-Cal Organized Delivery System services for substance use disorder treatment in Nevada County (Res. 18-202), modifying the terms and conditions, and authorizing the Chair of the Board of Supervisors to execute the Amendment.  
**Adopted.**  
Enactment No: RES 19-045
2. [SR 19-0144](#) Resolution approving the renewal Continuum of Care Program Grant Agreement CA1262L9T151703 between the County of Nevada and the U.S. Department of Housing and Urban Development (HUD), pertaining to awarding the County's Behavioral Health Department funds in the amount of \$24,950 to help program participants obtain and remain in permanent housing, with the Agreement commencing as of the date of execution by HUD, for the performance period June 1, 2018 through May 31, 2019, and authorizing the Chair of the Board of Supervisors to execute the Agreement.  
**Adopted.**  
Enactment No: RES 19-046
3. [SR 19-0139](#) Resolution accepting grant funding from the Federal Substance Abuse and Mental Health Services Administration in the amount of \$400,000 for the provision of services for homeless individuals in Nevada County with substance use disorders or co-occurring disorders, for the period November 30, 2018 through November 29, 2019, and directing the Auditor-Controller to amend the Fiscal Year 2018/19 Behavioral Health budget. (4/5 affirmative vote required)  
**Adopted.**  
Enactment No: RES 19-047

Public Health Director: Jill Blake

4. [SR 19-0140](#) Resolution authorizing the Nevada County Public Health Director to sign and submit the Department of Health Care Services' Family PACT Provider Application to the State of California Health and Human Services Agency, for Nevada County to participate in the Family Planning, Access, Care and Treatment (PACT) Program.

**Adopted.**

Enactment No: RES 19-048

Director of Social Services: Tex Ritter

5. [SR 19-0141](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Sierra Nevada Children's Services for services related to administration of the Emergency Child Care Bridge Program for Foster Children (Res. 18-151), increasing the maximum contract amount to \$137,549, for the period April 1, 2018 through June 30, 2019, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2018/19 Department of Social Services budget. (4/5 affirmative vote required)

**Adopted.**

Enactment No: RES 19-049

Clerk-Recorder/Registrar of Voters: Gregory Diaz

6. [SR 19-0105](#) Resolution approving Amendment 3 to the Warranty, Support and License Agreement between the County of Nevada and HART InterCivic, Inc. pertaining to the Clerk-Recorder/Registrar of Voters voting system (Res. 07-247), increasing the total amount of the Agreement by \$43,135.50, extending the term of the Agreement to June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

**Adopted.**

Enactment No: RES 19-050

7. [SR 19-0101](#) Resolution accepting the State of California, Secretary of State's grant award known as "HAVA" (Help America Vote Act) administered by the U.S. Elections Administration Commission, for the improvement of Nevada County's efforts to address cyber security and infrastructure related to VoteCal, in the amount of \$25,000, for the period January 2, 2019 through June 30, 2021, and authorizing the Nevada County Clerk-Recorder/Registrar of Voters to execute Standard Agreement 18G27129.

**Adopted.**

Enactment No: RES 19-051

8. [SR 19-0106](#) Resolution accepting the State of California, Secretary of State's, grant award known as "Voting System Replacement" to reimburse the County of Nevada for voting system replacement activities, in the maximum amount of \$449,500, for the period February 1, 2019 through June 30, 2021, and authorizing the Nevada County Clerk-Recorder/Registrar of Voters to execute Standard Agreement 18G30129.
- Adopted.**
- Enactment No: RES 19-052

District Attorney: Clifford Newell

9. [SR 19-0102](#) Resolution approving a Grant Award Agreement between the County of Nevada and the California Department of Insurance, Workers' Compensation Insurance Fraud Program, accepting additional grant funds in the amount of \$2,414, for a total award amount of \$88,579, for use during the period of July 1, 2018 to June 30, 2019, and authorizing the Nevada County District Attorney to execute the Agreement.
- Adopted.**
- Enactment No: RES 19-053
10. [SR 19-0107](#) Resolution accepting the California Office of Emergency Services Grant Award VW18320290 for the Nevada County Victim/Witness Assistance Program, with State Victim Witness Assistance funds in the amount of \$24,528 and Federal Victims of Crime Act funds in the amount of \$223,394, for a total amount of \$247,922, for the period of October 1, 2018 to September 30, 2019.
- Adopted.**
- Enactment No: RES 19-054

Planning Director: Brian Foss

11. [SR 19-0115](#) Resolution approving an agreement between the County of Nevada and Helix Environmental Planning, Inc. to provide on-call cannabis permit processing and site plan review, in the maximum contract amount of \$75,000, for the period February 12, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the contract. (4/5 affirmative vote required)
- Adopted.**
- Enactment No: RES 19-055

12. [SR 19-0116](#) Resolution approving an Agreement between the County of Nevada and ICF Jones and Stokes, Inc. to provide on-call cannabis permit processing and site plan review, in the maximum contract amount of \$75,000, for the period February 12, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the contract. (4/5 affirmative vote required)  
**Adopted.**  
Enactment No: RES 19-056

Director of Public Works: Trisha Tillotson

13. [SR 19-0112](#) Resolution approving Environmental Clearance for the 2019 Road Rehabilitation Project, and authorizing the Director of the Department of Public Works to file a Notice of Exemption with the Nevada County Clerk-Recorder's office.  
**Adopted.**  
Enactment No: RES 19-057
14. [SR 19-0072](#) Resolution approving bidding documents for the Combie Road Corridor Improvement Project - County Contract No. 440814, authorizing the Chair of the Board of Supervisors to sign the documents, and instructing the Purchasing Division to advertise for bids in accordance with the applicable regulations, with the bid opening date to be set by the Director of the Department of Public Works. (Dist. II)  
**Adopted.**  
Enactment No: RES 19-058
15. [SR 19-0135](#) Resolution of Intent to annex territory (Retherford Road area) into the Darkhorse Permanent Road Division, hold a public hearing on April 9, 2019 at 11:00 a.m. regarding the proposed annexation, and conduct a ballot proceeding to impose a special tax for the purpose of providing road maintenance services. (Dist. II)  
**Adopted.**  
Enactment No: RES 19-059

Chief Information Officer: Stephen Monaghan

16. [SR 19-0120](#) Resolution continuing the declaration of a Local Emergency in Nevada County due to the Airport Hangar Fire. (4/5 affirmative vote required) (Airport)  
**Adopted.**  
Enactment No: RES 19-060

17. [SR 19-0126](#) Resolution authorizing acceptance of the California Department of Transportation, Division of Aeronautics, Matching Airport Improvement Program grant in the amount of \$6,516, to supplement a Federal Aviation Administration grant for the design of Taxiway A, Ramps 1, 2, and 5, Pavement Preservation and Rehabilitation at the Nevada County Airport, and authorizing the Chair of the Board of Supervisors to execute the grant acceptance documents. (Airport)  
**Adopted.**  
Enactment No: RES 19-061
18. [SR 19-0119](#) Resolution approving a contract between the County of Nevada and D.G. Granade, Inc., for construction of the Nevada County Operations Center located at 12350 La Barr Meadows Road, Grass Valley, in the amount of \$13,988,000 plus a contingency of \$1,398,800 for a maximum contract amount of \$15,386,800, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2018/19 Capital Projects budget. (4/5 affirmative vote required) (Facilities)  
**Adopted.**  
Enactment No: RES 19-062
19. [SR 19-0136](#) Resolution declaring certain County property as surplus and authorizing the Purchasing Agent to sell, or otherwise dispose of, those certain items of surplus personal property listed on Exhibit A as "Assets to be Sold or Recycled." (4/5 affirmative vote required) (Purchasing)  
**Adopted.**  
Enactment No: RES 19-063

County Librarian: Yolande Wilburn

20. [SR 19-0110](#) Resolution accepting grant funds from the California State Library, in the amount of \$7,100 in Federal Library Services and Technology Act funds for a copycat grant to create a 3D Design Coaching Program, for use during the period January 1, 2019 through September 30, 2019, and directing the Auditor-Controller to amend the Fiscal Year 2018/19 Library budget. (4/5 affirmative vote required)  
**Adopted.**  
Enactment No: RES 19-064

21. [SR 19-0111](#) Resolution accepting grant funds from the California State Library, in the amount of \$8,375 in Federal Library Services and Technology Act funds for a copycat grant to create Learning2Go early literacy kits, for use during the period January 1, 2019 through September 30, 2019, and directing the Auditor-Controller to amend the Fiscal Year 2018/19 Library budget. (4/5 affirmative vote required)  
**Adopted.**  
Enactment No: RES 19-065
22. [SR 19-0124](#) Resolution authorizing acceptance of an additional California Library Literacy Services award to assist with operational costs of the Library's ReadUp! Literacy Program, in the amount of \$1,998 for use during Fiscal Year 2018/19.  
**Adopted.**  
Enactment No: RES 19-066
23. [SR 19-0123](#) Resolution authorizing acceptance of the California Library Literacy Services, Family Literacy Award, in the amount of \$35,000, and directing the Auditor-Controller to amend the Fiscal Year 2018/19 Library budget. (4/5 affirmative vote required)  
**Adopted.**  
Enactment No: RES 19-067

County Counsel: Alison Barratt-Green

24. [SR 19-0070](#) Resolution approving Amendment 1 to contract PESM3669 between the County of Nevada and Angelo, Kilday & Kilduff for legal services, increasing the maximum contract amount by \$75,000, for a new maximum contract price of \$100,000 to expand the scope of services, and authorizing the Chair of the Board of Supervisors to execute the Amendment.  
**Adopted.**  
Enactment No: RES 19-068
25. [SR 19-0100](#) Resolution approving a contract between the County of Nevada and Porter Scott, A Professional Corporation, for legal services related to the case entitled Howie vs. Nevada County, California, et al., in the maximum contract amount of \$0, and authorizing the Chair of the Board of Supervisors to execute the contract.  
**Adopted.**  
Enactment No: RES 19-069

County Executive Officer: Alison Lehman

26. [SR 19-0148](#) Resolution adopting the 2019 Board Objectives and Legislative Priorities for Nevada County as discussed at the Board's January Workshop, and directing the County Executive Officer to use the Objectives and Priorities for the development of the 2019/20 Fiscal Year budget and the management of County operations, programs and services.  
**Adopted.**  
Enactment No: RES 19-070
27. [SR 19-0150](#) Resolution adopting the 2019/20 Vision, Mission, and Value Statements, and Core Services definition for Nevada County, as discussed at the Board's January Workshop, directing the County Executive Officer to use the County Vision, Mission, and Value Statements for the development of the 2019/20 Fiscal Year budget and the management of County operations, programs and services, and repealing Resolution 18-063.  
**Adopted.**  
Enactment No: RES 19-071
28. [SR 19-0149](#) Approving the Order and Decorum of Board Business for 2019, as discussed at the Board's January Workshop.  
**Approved.**
29. [SR 19-0147](#) Approval of the 2019/2020 proposed Budget Schedule and Policies, as discussed at the Board's January Workshop.  
**Approved.**
30. [SR 19-0152](#) Acceptance of the Countywide Audit for Fiscal Year 2017-2018 prepared by the firm of CliftonLarsonAllen, LLP.  
**Accepted.**
31. [SR 19-0154](#) Request for approval to send a Letter requesting reimbursement from the State for costs to administer the 2019 Special Election for State Senate District 1.  
**Approved.**

Clerk of the Board: Julie Patterson Hunter

32. [SR 19-0138](#) Resolution appointing Board of Supervisors Successors in a Declared Emergency.  
**Adopted.**  
Enactment No: RES 19-072
33. [SR 19-0127](#) Acceptance of resignation from Mr. Richard Johansen, Truck Farming Industry representative, from the Agricultural Advisory Commission.  
**Accepted.**



34. [SR 19-0128](#) Acceptance of resignation from Ms. Susan George, from her position as member on the Municipal Advisory Council (Penn Valley).  
**Accepted.**
35. [SR 19-0129](#) Acceptance of resignation from Mr. Alvin Urke, as Contractor representative on the Sewage Disposal Technical Advisory Group.  
**Accepted.**
36. [SR 19-0130](#) Acknowledge Supervisor Susan Hoek's appointment of Mr. Richard Johansen as District IV representative to the Planning Commission, effective January 22, 2019.  
**Acknowledged.**
37. [SR 19-0151](#) Acceptance of Board of Supervisors Summary Minutes for January 22, 23, and 24, 2019.  
**Accepted.**

ACTION TAKEN: Chairman Anderson introduced the consent calendar.

*Approval of the Consent Agenda*

**Adopted.**

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

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**\*DEPARTMENT HEAD MATTERS:**

**Director of Public Works: Trisha Tillotson**

38. [SR 19-0114](#) Review of the County of Nevada Community Development Agency, Department of Public Works, Capital Improvement Plan 2019 Annual Update for Fiscal Years 2018/19 through 2022/23.

ACTION TAKEN: Ms. Trisha Tillotson, Director of Public Works, in conjunction with Mr. Patrick Perkins, Acting Principal Civil Engineer, and Mr. David Garcia, Solid Waste Program Manager, provided a PowerPoint presentation regarding the 2019 Nevada County Capital Improvement Plan (CIP) 2019 Annual Update. She explained that today's report was informational only and the purpose of today's presentation is to review funding sources and revenue, and to provide an outline of projects that the engineering division will be overseeing for the next five years, including projects from Transit, Wastewater and Solid Waste. Staff will bring the CIP back to the Board for adoption on March 12, 2019.

Board questioning ensued.

Board members thanked Ms. Tillotson and Staff for the presentation.

**Chief Information Officer: Stephen Monaghan**

39. [SR 19-0132](#) Presentation of the Nevada County Energy Plan Public Review in draft form by the Sierra Business Council (SBC), including goals, strategies, and implementation of the Nevada County Energy Plan. (Mr. Paul Ahrns, Program Director, SBC)

Resolution accepting the Nevada County Energy Action Plan 2019, including support for participation in the Institute for Local Government's Beacon Program to promote energy sustainability and adopt specific implementation measures to achieve the County's Energy Goals.

**Adopted.**

Enactment No: RES 19-073

ACTION TAKEN: Mr. Stephen Monaghan, Chief Information Officer, provided a brief review of the staff report regarding the proposed Energy Action Plan (EAP). He introduced Ms. Kerri Timmer, Sierra Business Council (SBC) Vice President, Climate & Energy, who introduced staff members; Ms. Justine Quealy, Climate Planning Team Technician; and Ms. Simone Cordery-Cotter, CivicSpark fellow, who together presented a PowerPoint presentation regarding the draft EAP. Ms. Quealy explained that the EAP focus areas are: 1) Energy efficiency; 2) Renewable energy; and 3) Water efficiency. She spoke to the potential savings that could result from actions suggested in the EAP. Ms. Quealy and Ms. Cordery-Cotter reviewed the EAP implementation timeline and the community agencies that may be partners in the plan. Ms. Timmer reviewed the potential plan benefits.

Board discussion and questioning ensued.

Chairman Anderson asked about the next steps for the County moving forward. Mr. Monaghan replied that the Program was planned to be low-impact on County staff with most of the effort being undertaken by SBC representatives. The EAP presented is a community Plan for the unincorporated areas of the County; the County also has an Energy Plan in place that is for County facility purposes.

Board members thanked Ms. Timmer and her staff for the presentation.

**MOTION: Motion made by Supervisor Hall, seconded by Supervisor Hoek, to adopt Resolution 19-073. On a roll call vote the motion passed unanimously.**

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**\*CLOSED SESSIONS:**

[SR 19-0125](#) Pursuant to Government Code Section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation cases:

Howie v. Nevada County, et al., U.S. Dist. Ct., E.D. Cal., Case No. 2:18-cv-03146-JAM-KJN

County of Nevada v. PG&E Corporation, et al., Nev. Co. Sup. Ct., Case No. CU19-083418

[SR 19-0156](#) 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 Deputy Sheriff's Association bargaining unit and the unrepresented Department Head employee group.

**ACTION TAKEN:** Ms. Alison Barratt-Green, County Counsel, read the title of the closed session into the record and the Board entered into closed session.

Following the closed session, Ms. Barratt-Green reported that nothing occurred in closed session that is required to be reported out by law.

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**\*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.*

ACTION TAKEN: Updates were provided by members of the Board.

Supervisor Hall commented regarding AT&T issues as well as Suddenlink issues and provided information that she and staff have been working to make contact with AT&T and Suddenlink. In response to the concerns, Ms. Alison Lehman, County Executive Officer, would work with staff to address current issues in each District.

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**ADJOURNMENT:**

ACTION TAKEN: Chairman Anderson adjourned the meeting at 11:04 A.M.

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Signature and Attestation

Richard Anderson, Chairman

ATTEST:

By:

Lelia Loomis, Deputy Clerk to the Board