

# COUNTY OF NEVADA

## STATE OF CALIFORNIA

Heidi Hall, 1st District (Chair)  
Ed Scofield, 2nd District  
Dan Miller, 3rd District (Vice-Chair)  
Susan Hoek, 4th District  
Richard Anderson, 5th District

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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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## AGENDA

Date	Time	Location
Tuesday, March 10, 2020	9:00 AM	Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

This meeting is broadcast live on NCTV Channel 17 in the Western County and on Truckee-Tahoe Community TV (TTCTV) Channel 18 in the Eastern County and can be viewed live through the web at <https://nevco.legistar.com/Calendar.aspx>

Closed Captioning is available for hearing impaired viewers and webcast live at <https://nevco.legistar.com/Calendar.aspx>

Video Conferencing at 9:01 a.m. for Public Comment located at the District V Board of Supervisors Conference Room Nevada County Sheriff's Substation, 10879A Donner Pass Road, Truckee, California

*The Board of Supervisors welcomes you to its regular meeting. Your interest is encouraged and appreciated.*

*ANY MEMBER OF THE AUDIENCE DESIRING TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA: Please approach the rostrum and, after receiving recognition from the Chair, give your name and comments or questions as all meetings are recorded. In order that all interested parties have an opportunity to speak, please limit your comments to the specific item under discussion. Time limitations are explained on the last page of the agenda.*

*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.*

*The agenda and all supporting documents are available for review during regular business hours at the Clerk of the Board office, 950 Maidu Avenue, 2nd Floor, Suite 200, Nevada City, California. This agenda and certain supporting documents may be obtained on the Clerk of the Board's website at <http://www.mynevadacounty.com/nc/bos/cob>. 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.

**SCHEDULED ITEMS: 9:01 A.M.****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. (Video-Conferencing for the public comment portion of the meeting is also available in Truckee at the District V Board of Supervisors Conference Room, east (left) side of the Sheriff's Substation at 10879A Donner Pass Road.)*

**Public Health Director: Jill Blake**

1. [SR 20-1484](#) Acceptance of the report from the Nevada County Public Health Department regarding the 2019 Novel Coronavirus (COVID-19). (Dr. Kenneth Cutler, Public Health Officer)

**Chief Information Officer: Stephen Monaghan**

- 2a. [SR 20-1546](#) Resolution proclaiming a Local Emergency in Nevada County due to the potential introduction of COVID-19 (Coronavirus) in the County of Nevada. (4/5 affirmative vote required) (Office of Emergency Services)
- 2b. [SR 20-1555](#) Resolution ratifying the Declaration of a Local Health Emergency in Nevada County due to the potential introduction of COVID-19 (Coronavirus). (Dr. Kenneth Cutler, Public Health Officer)

**Clerk of the Board: Julie Patterson Hunter**

3. [SR 20-1327](#) Resolution proclaiming March 2020 as "Brain Injury Awareness Month" in Nevada County. (Ms. Ana Acton, Executive Director, FREED Center for Independent Living)

**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, staff member or interested party may request that an item be removed from the consent calendar for discussion.*

**Behavioral Health Director: Phebe Bell**

4. [SR 20-1060](#) Resolution approving a renewal contract between the County of Nevada and Aurora Behavioral Healthcare - Santa Rosa, LLC for the provision of 24-hour Locked Acute Inpatient Mental Health Services for residents of Nevada County who meet criteria for 5150 placement, in the maximum amount of \$47,000, for the period January 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the contract.

**Public Health Director: Jill Blake**

5. [SR 20-0940](#) Resolution approving an agreement between the County of Nevada and the County of Santa Cruz for payment of participation fees for the County-based Medi-Cal Administrative Activities/Targeted Case Management Local Governmental Agency Consortium, in the maximum amount of \$71,500, for the period July 1, 2019 through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the agreement.

**Interim Director of Social Services: Mali Dyck**

6. [SR 20-1199](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Sierra Nevada Children's Services for the administration of Stage 1 Child Care payments to fund the provision of child care services for CalWORKs participant families (Res. 19-272), increasing the maximum contract price from \$600,000 to \$800,000 due to increased referrals and expanded eligibility, for the period July 1, 2019 through June 30, 2021, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 Social Services budget. (4/5 affirmative vote required)

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

- 7a. [SR 20-0423](#) Resolution approving a Loan Agreement between the County of Nevada and the Regional Housing Authority to provide a deferred loan to the Penn Valley Lone Oak Senior Apartment Project, in the amount of \$898,000 with a repayment term of fifty-five years from the issuance of the certificate of occupancy at a rate of 3% per annum, authorizing the Chair of the Board of Supervisors to sign the Loan Agreement and Promissory Note, authorizing the Health and Human Agency Director to sign any amendments to the Loan Agreement and other documents necessary to complete the loan transaction, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 General Fund and Housing-Community Services budget. (4/5 affirmative vote required) (Housing)

- 7b. [SR 20-1547](#) Resolution approving a Loan Agreement between the County of Nevada and Penn Valley Pacific Associates, LP to provide a Home Program Income Loan in furtherance of the development of the Penn Valley Lone Oak Senior Apartment Project, in the amount of \$304,768 with a repayment term of fifty-five years from issuance of the certificate of occupancy, at an interest rate of 3% per annum, authorizing the Chair of the Board of Supervisors to execute the Loan Agreement and Promissory Note, and authorizing the Health and Human Services Agency Director to sign any amendments to the Loan Agreement and other documents necessary to complete the loan transaction. (Housing)

Treasurer-Tax Collector: Tina Vernon

8. [SR 20-1053](#) Resolution approving a Memorandum of Understanding (MOU) between the Nevada County Tax Collector and the California State Association of Counties - Finance Corporation Tax Refund Exchange and Compliance System, for the administration of the Franchise Tax Board Intercept Program, in an amount not to exceed \$10,000 per year, and authorizing the Chair of the Board of Supervisors to execute the MOU.

Director of Public Works: Trisha Tillotson

9. [SR 20-1264](#) Resolution approving Modification 2 to Agreement DTFH68-15-E-00043 between the County of Nevada and the Central Federal Lands Highway Division for the Donner Pass Road Project (Res. 15-549), in the amount of \$630,000, and authorizing the Chair of the Board of Supervisors to execute the Agreement. (Dist. 5)
10. [SR 20-1241](#) Resolution adopting a List of Projects for Fiscal Year 2020-21 Funded by SB 1: The Road Repair and Accountability Act of 2017.
11. [SR 20-1196](#) Resolution approving Environmental Clearance for the 2020 Nevada County Annual Traffic Striping Project, proposing to apply 241 miles of striping on various County-maintained roads in western and eastern Nevada County, and authorizing the Department of Public Works to file a Notice of Exemption with the Nevada County Clerk-Recorder's Office. (All Dists.)

Chief Probation Officer: Michael Ertola

12. [SR 20-1071](#) Resolution approving an agreement between the County of Nevada and the County of Plumas to house certain juvenile wards in the Nevada County Carl F. Bryan II Youth Center (Nevada County Juvenile Detention Facility), at the payable rate of \$125 per bed day, for the period February 1, 2020 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the agreement.

Chief Information Officer: Stephen Monaghan

13. [SR 20-1266](#) Resolution authorizing the Airport Manager to submit an application for a Federal Aviation Administration (FAA) Airport Improvement Program grant in the amount of \$122,400, and an application for a California Department of Transportation (Caltrans) Division of Aeronautics AIP matching grant in the amount of \$6,120, to help fund the Pavement Management Plan at the Nevada County Airport, and authorizing the Chief Information Officer to execute the applications. (Airport)
14. [SR 20-0891](#) Resolution approving Amendment 20 to the contract between the County of Nevada and Ray Morgan Company for leasing and service of office equipment (Res. 10-404 and BML15289), providing an increase in the monthly lease cost of \$102.63 per month for a total lease cost of \$10,123.49 plus tax, per month, providing for variable monthly maintenance and usage expenses, for the period June 23, 2015 through June 30, 2020, and authorizing the Purchasing Agent to execute the Amendment.

Clerk of the Board: Julie Patterson Hunter

15. [SR 20-1312](#) Resolution approving the Request for Proposals (RFP) and Scope of Services for comprehensive economic development management services, and authorizing the Purchasing Division to advertise for bids from qualified firms or organizations.
16. [SR 20-1326](#) Acceptance of resignation from Ms. Shanti Emerson as a Board of Supervisors-appointed representative on the Area 4 Agency on Aging Advisory Council.
17. [SR 20-1268](#) Reappointment of Mr. Scott Lay, Nevada County Superintendent of Schools, to the First 5 Nevada County Children and Families First Commission as the member representing interests of local school districts, for a two-year term ending February 28, 2022.
18. [SR 20-1198](#) Acceptance of Board of Supervisors Summary Minutes for February 25, 2020.

**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 of the Nevada County Sanitation District No. 1 will act upon them at one time without discussion. Any Board member, staff member, or interested party may request that an item be removed from the consent calendar for discussion.*

- 19a. [SR 20-1267](#) Appointment of Mr. Brian Schulz to the position of Owner of Cascade Shores Property, Zone 8 member, to the Nevada County Sanitation District No. 1 Advisory Committee, for an unexpired two-year term ending June 30, 2021.
- 19b. [SR 20-1313](#) Acceptance of Nevada County Sanitation District No. 1 Summary Minutes for January 28, 2020.

**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.)*

**Adjournment:****\*DEPARTMENT HEAD MATTER:**

Director of Public Works: Trisha Tillotson

20. [SR 20-1195](#) Resolution approving the Nevada County Department of Public Works Capital Improvement Plan 2020 Annual Update, and authorizing the Director of Public Works to proceed with the implementation of the Plan.

**\*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.*

**\*CLOSED SESSION:**

- [SR 20-1466](#) Pursuant to Government Code Section 54956.8, the Board of Supervisors desires to hold a closed session regarding real property negotiations. The negotiator for the County is Steve Monaghan, Chief Information Officer/Director of Information and General Services. Items under negotiation concern the price and terms of payment, and the property interest to be obtained, for property located at 12984 Combie Road, Auburn, California. (APN 011-181-003.)

**Recess for lunch:**

*The Board members will leave the Eric Rood Administrative Center at 1:30 p.m. for their tour of the Nevada County Operations Center, located at 12350 La Barr Meadows Road, Grass Valley, CA 95945.*

**AFTERNOON SESSION****SCHEDULED ITEM: 1:30 P.M.**

21. [SR 20-1373](#) Nevada County Operations Center Project onsite tour.

Project Location:  
12350 La Barr Meadows Road  
Grass Valley, CA 95945

**ADJOURNMENT:**

*The Board of Supervisors will adjourn the meeting onsite, following their tour of the Nevada County Operations Center.*

*\*(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. Madelyn Helling Library.*
- 3. Truckee Joseph Center.*

*Posted March 5, 2020.*

*Notice was also posted at the District V Board of Supervisors Conference Room, Truckee Library and the Grass Valley Library.*

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**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 less than three (3) minutes. Comments by the public must be relevant to the item on the agenda being considered by the Board.

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 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.

At special meetings of the Board, public comment will only be allowed on matters appearing on the agenda.

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 any Board meeting. The Chair of the Board may limit any individual desiring to address the Board to no less than three (3) minutes. Time to address the Board will be allocated on the basis of the order in which the requests were received.

**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 less 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.



**ORDER AND DECORUM:**

Individuals or organizations desiring to address the Board shall: 1) Address the Board from the podium. Speakers are encouraged but not required to give their name and city of residence before addressing the Board. Speakers shall direct their comments to the Board, not the audience or staff. 2) Comment on the specific matter before the Board with reasons for the position taken. 3) The Chair may, at his or her discretion, allow up to five (5) minutes for those who are serving as a spokesperson for a group or organization. 4) A speaker may not yield time to another speaker. 5) No individual may speak more than once during the Public Comment period or on an item on the agenda unless recognized by the Chair as having new information. 6) In the interest of civil discourse, the rules 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 public comments are conducted in such a manner that avoids disruptive activity, promotes mutual respect, keeps comments focused on issues, and avoids personal attack. 7) Applicants, applicant representatives and appellants desiring to speak shall be permitted to speak first during the public comment portion of a public hearing for not more than ten (10) minutes (or fifteen (15) minutes at Appeal Hearings), unless different rules for conducting the hearing are provided by County code. Time limits may be modified at the Chair of the Board's discretion.

**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)