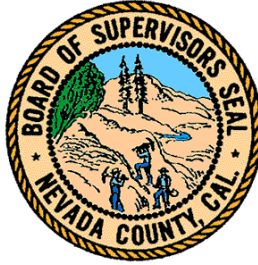


COUNTY OF NEVADA

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)

Julie Patterson Hunter, Clerk of the Board
Alison Lehman, County Executive Officer
Alison Barratt-Green, County Counsel



BOARD OF SUPERVISORS

950 Maidu Avenue
Nevada City, CA 95959-8617
(530) 265-1480
Fax: (530) 265-9836
bdofsupervisors@co.nevada.ca.us

AGENDA

Date	Time	Location
Tuesday, October 22, 2019	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>

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 meetings that are scheduled the second and fourth Tuesdays of every month. 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.)

County Executive Officer: Alison Lehman

1. [SR 19-0943](#) Certificate of Recognition for YubaNet's 20-Year Anniversary. (Susan Levitz, Publisher, and Pascale Fusshoeller, Editor)

Public Health Director: Jill Blake

2. [SR 19-0942](#) Resolution proclaiming October 24, 2019 as "World Polio Day" in Nevada County. (Marcia Salter, Rotary Club of Grass Valley, President/Club Service Chair)

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

3. [SR 19-0913](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Restpadd Health Corp. for the provision of 24-hour locked acute psychiatric services for residents of Nevada County who meet criteria for 5150 placement (PESN3883), increasing the maximum contract price from \$25,000 to \$125,000 due to an unanticipated increase in services, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

4. [SR 19-0892](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Auburn Counseling Services, Inc., dba Communicare for the provision of Phone Triage Services for the Nevada County Behavioral Health Department, Regional Telephone Triage Services for Placer County's Adult System of Care and Children's System of Care, Substance Use Disorder Counseling; Mental Health Therapy in the jail; New Directions Program Services, as well as Patients' Rights and Quality Assurance Services (Res. 19-306), amending Exhibit "A" Schedule of Services to add services for Plumas County and El Dorado County, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
5. [SR 19-0911](#) Resolution approving Amendment 02 to Standard Agreement 17-94081 between the County of Nevada and the California 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 of the Agreement, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
6. [SR 19-0893](#) Resolution approving Amendment 3 to the contract between the County of Nevada and Willow Glen Care Center for the provision of long-term mental health and residential care to adult clients with mental health conditions as referred by Nevada County (Res. 18-252), increasing the maximum contract price from \$81,200 to \$130,000 to allow for the continued placement of clients in need of services, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
7. [SR 19-0901](#) Resolution approving renewal Agreement 18-95261, known as the County Mental Health Services Performance Contract, between the County of Nevada and California Department of Health Care Services for the provision of mental health program services that adhere to all program principles and satisfies the conditions and requirements of various mental health program funding streams, for the period July 1, 2018 through June 30, 2021, and authorizing the Chair of the Board of Supervisors to execute the Agreement.
8. [SR 19-0889](#) Resolution approving a contract between the County of Nevada and the County of El Dorado for the provision of Telephone Triage Services for El Dorado County Adult System of Care and Children's System of Care, in the maximum amount payable of \$41,975, for the period November 1, 2019 through September 30, 2021, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2019/20 Behavioral Health Department budget. (4/5 affirmative vote required)

Director of Social Services: Tex Ritter

9. [SR 19-0919](#) 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. 19-504), increasing the maximum amount to \$174,612 for continuation of services, for the period July 1, 2019 through June 30, 2021, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
10. [SR 19-0939](#) Resolution approving Amendment 1 to the contract between the County of Nevada and The Salvation Army for the provision of CalFresh outreach and emergency shelter services at the Booth Family Center for CalWORKs families (Res. 19-408), increasing the maximum contract price from \$200,964 to \$225,031 to add up to twenty nights of extreme cold weather sheltering for homeless families and individuals, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
11. [SR 19-0938](#) Resolution authorizing the Chair of the Governing Board of Nevada-Sierra Connecting Point Public Authority as the employer of record to submit on behalf of the County of Nevada authorization implementing the wage increase for In-Home Supportive Services (IHSS) Independent Providers to the State Department of Social Services.

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

12. [SR 19-0876](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Interfaith Food Ministry (IFM) related to the purchase of a commercial style food dehydrator to enable IFM to preserve surplus fruits and vegetables in order to provide low income members of the community with year-round nutritious produce options (Res. 18-287), in the maximum amount of \$15,000, extending the contract termination date from June 30, 2019 to June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Housing)
13. [SR 19-0864](#) Resolution ratifying the submittal of an amended grant application to the California State Department of Housing and Community Development (HUD) for grant funding up to \$1,000,000 under the CalHome Program (Res. 19-475), and authorizing the Housing and Community Services Director to execute the application, the Standard Agreement, and all other related documents necessary required by HUD to participate in the CalHome Program. (Housing)

Chief Probation Officer: Michael Ertola

14. [SR 19-0935](#) Resolution approving the Nevada County Community Corrections Partnership (CPP) Plan for Fiscal Year 2019-2020, and authorizing the Chair of the Board of Supervisors to execute the CCP Plan.

Environmental Health Director: Amy Irani

15. [SR 19-0910](#) Resolution approving and accepting Grant Agreement EA30-19-0070 between the County of Nevada and the California Department of Recycling and Recovery (CalRecycle) for the Solid Waste LEA (Local Enforcement Agency) Enforcement Assistance Grant, in the amount of \$18,008, for the period July 1, 2019 through October 29, 2020, authorizing the Chair of the Board of Supervisors to execute the Agreement, and authorizing the Director of Environmental Health to execute additional documents as necessary.

Director of Public Works: Trisha Tillotson

16. [SR 19-0869](#) Resolution approving Summary Vacation (Abandonment) of the Public Utility Easement centered on the property boundary between Lots 5 and 6 of the "Alta Sierra Estates - Sixteen" Subdivision as shown in Book 3 of Subdivisions at Page 26 (APNs 026-340-003 and -004), and directing the Clerk of the Board to record this Resolution. (Dist. II)
17. [SR 19-0912](#) Resolution accepting a portion of the Offer of Dedication for any and all public uses as offered to the County of Nevada on that certain Map for Buck Mountain Estates Phase 3 recorded July 10, 2003, in Book 8 of Subdivision Maps at Page 107, and acceptance of Alexandra Way, from Karen Drive to Arianna Court, into the County's Maintained Mileage System, and directing the Clerk of the Board of Supervisors to record this Resolution. (Dist. II)
18. [SR 19-0914](#) Resolution approving Program Supplement No. N045 Rev. 1 to Administering Agency-State Agreement For Federal-Aid Projects No. 03-5917R - Soda Springs Road Bridge over South Yuba River Replacement Project, County Project No. 224023 - Federal Contract No. BRLO 5917(079), in the amount of \$438,750, and authorizing the Chair of the Board of Supervisors to execute the Program Supplement. (Dist. V)
19. [SR 19-0922](#) Resolution authorizing the submittal of an SB2 Planning Grants Program (PGP) application to the Department of Housing and Community Development to accelerate the production of housing, for funds in the amount of \$310,000, and authorizing the Director of Public Works to execute the application, grant documents, and any amendments necessary for receipt of the PGP Grant.

Director of Human Resources : Steven Rose

20. [SR 19-0931](#) Resolution amending the Authorized Personnel Staffing Resolution 19-258, with the total number of FTE changing from 793.85 to 798.15, effective October 22, 2019.
21. [SR 19-0932](#) Resolution amending Authorized Personnel Salary Resolution 19-259, effective October 22, 2019.

Chief Information Officer: Stephen Monaghan

22. [SR 19-0937](#) Resolution directing the Auditor-Controller to amend the Fiscal Year 2019/2020 Cable INET and PEG (Public, Education and Government) budget, and releasing fund balance in the amount of \$50,000 for payment of PEG fees to the Nevada County Digital Media Center. (4/5 affirmative vote required)
23. [SR 19-0920](#) Resolution accepting the Fiscal Year 2019 Homeland Security Grant Program from the California Governor's Office of Emergency Services funded through the U.S. Department of Homeland Security, in the amount of \$177,017, for use during the period September 1, 2019 through May 31, 2022. (Emergency Services)
24. [SR 19-0933](#) Resolution rejecting all bids received for Invitation for Bid No. 116839, approving and authorizing contract between the County of Nevada and PRIDE Industries One Inc., for janitorial services at various County Facilities, in an annual amount of \$150,000, for the period November 1, 2019 through October 31, 2020, authorizing the Chair of the Board of Supervisors to execute the contract, and authorizing the Purchasing Agent to encumber and make change orders to the contract up to an aggregate increase of ten percent as may be necessary to change the level or schedule of service to meet the needs of the County. (Facilities)

County Librarian: Yolande Wilburn

25. [SR 19-0917](#) Resolution approving an agreement between the County of Nevada and the San Juan Ridge Community Library to support operation of the San Juan Ridge Community Library, in the amount of \$50,000, for the period July 1, 2019 through June 30, 2020, and authorizing the Chair of the Board of Supervisors to execute the agreement. (Dist. IV)

Clerk of the Board: Julie Patterson Hunter

26. [SR 19-0930](#) Resolution designating the Nevada County Arts Council as Nevada County's State-Local Partner through the California Arts Council (CAC) State-Local Partnership Program to execute the 2020-2022 CAC grant as approved by the California Arts Council.
27. [SR 19-0923](#) Resolution making findings, and accepting the appeal filed by Scott Merritt from the decision of the Nevada County Building and Accessibility Standards Board of Appeals to deny issuing a Certificate of Occupancy (Permit 181444) for the residential property located at 16887 Champion Road, Nevada City, CA 95959 (APN 004-151-088), and scheduling the appeal for a public hearing on November 12, 2019 at 10:30 a.m. (Dist. I)
28. [SR 19-0915](#) Reappointments of Mr. James Rees as a regular member to the Assessment Appeals Board for a three-year term ending September 30, 2022, and Mr. David Guerland as an alternate member to the Assessment Appeals Board for a one-year term ending September 30, 2020.

29. [SR 19-0941](#) Acknowledge Supervisor Hoek's appointment of Mr. Robert Lawless as the District IV representative on the Building and Accessibility Standards Board of Appeals, for a four-year unexpired term ending July 1, 2023.
30. [SR 19-0905](#) Acceptance of Board of Supervisors Summary Minutes for October 8, 2019.

***DEPARTMENT HEAD MATTERS:**

Chief Information Officer: Stephen Monaghan

31. [SR 19-0926](#) Acceptance of the Nevada County Broadband Strategy Plan, prepared by Sierra Business Council (SBC). (Chelsea Walterscheid, Program Manager, SBC)
32. [SR 19-0872](#) Acceptance of the Wildfire Preparedness Informational Presentation. (Emergency Services)

***BOARD MEMBER ITEM: Chairman Richard Anderson**

33. [SR 19-0936](#) Certificate of Recognition for Ms. Alison Barratt-Green for over 9 years of dedicated service to the citizens of Nevada County as Nevada County County Counsel, for a total of 29 years of legal experience and over 26 years in public service.

***CLOSED SESSIONS:**

[SR 19-0881](#) Pursuant to Government Code Section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case: Peterson v. Nevada County, et al., U.S. Dist. Ct., E.D. Cal., Case No. 2:19-cv-00949-JAM-EFB.

[SR 19-0944](#) Pursuant to Government Code Section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case: Lau, et al. v. County of Nevada, et al., Nevada County Superior Court, Case No. CU18-082845.

[SR 19-0947](#) Pursuant to Government Code Section 54956.9(d)(1), County Counsel is requesting a closed session to discuss the following existing litigation case: County of Nevada v. Amerisourcebergen Drug Corporation, et al., United States Eastern District of California, Sacramento Division, Case No. 2:18-cv-01152.

[SR 19-0916](#) Pursuant to Government Code Section 54956.9(d)(4), County Counsel is requesting a closed session to determine whether litigation should be initiated by the County in one matter.

***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.

ADJOURNMENT:

**(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: October 17, 2019.

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

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)