

# 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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## AGENDA

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

**The Board of Supervisors welcomes you to their regular meeting.**

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Pursuant to Governor Gavin Newsom's Executive Order pertaining to the convening of public meetings in response to the COVID-19 pandemic, the County of Nevada will hold its regularly scheduled meeting of the Board of Supervisors by remote. To remain in compliance with state and local public health guidance, face coverings are required to be worn by all individuals while inside County facilities except those specifically exempt pursuant to CDPH guidance. This meeting is broadcast live on Nevada County Media Channel 17 in western County and on Suddenlink Channel 78 in eastern County, and can be viewed live through the web at [www.mynevadacounty.com/boardmeetings](http://www.mynevadacounty.com/boardmeetings). Closed Captioning is available for hearing impaired viewers. Members of the public who are unable to view the meeting on television or through the web may call 1 (415) 655-0001 to listen to the meeting live. You will be prompted to provide Meeting ID# 2552 141 2618 & Password# 292 62 737.

Public comment for items not on the agenda will be taken following adoption of the consent calendar, or as soon thereafter as possible. Please refer to pages 7 & 8 for information on how to participate in the meeting, as well as the various options being made available for members of the public to provide comment in both western and eastern County.

The Eric Rood Administrative Center 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.)

This agenda and certain supporting documents may be obtained at [www.mynevadacounty.com/boardmeetings](http://www.mynevadacounty.com/boardmeetings). 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.

**\*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)

**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 may request that an item be removed from the consent calendar for discussion. Members of the public wishing to ask questions or hear discussion on items listed under the consent agenda, may raise their concerns to the Board members prior to the consent agenda being introduced. The Supervisors will take the concerns under consideration and decide if there is adequate reason to remove the item from consent.*

**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.

**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.

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.

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)

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.

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)
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.
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)

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)
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)
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)

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)

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.

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.
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.

17. [SR 21-0708](#) Acknowledge the resignation of Jeff Hollstien, Supervisor Miller's District III representative, to the Fish and Wildlife Commission.
18. [SR 21-0714](#) Acceptance of Board of Supervisors Summary Minutes for September 14, 2021.

**PUBLIC COMMENT:**

- [SR 21-0731](#) Members of the public shall be allowed to address the Board of Supervisors on items not appearing on the agenda that are of interest to the public and are within the subject matter jurisdiction of the Board during the meeting by using one of the options listed on pages 7 and 8.

**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.

**\*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.

**\*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.*

**\*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.

**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. Truckee Town Hall Administrative Center.*
- 3. Outside the District V Board of Supervisors office, Truckee Town Hall Administrative Center.*
- 4. Online at <https://www.mynevadacounty.com/boardmeetings> and <https://nevco.legistar.com/Calendar.aspx>.*

*Posted: September 23, 2021.*

**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. Members of the public wishing to ask questions or hear discussion on items listed under the consent agenda may raise their concerns to the Board members when the consent agenda is introduced. The Supervisors will take the concerns under consideration and decide if there is adequate reason to remove the item from consent.

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.

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

**WAYS TO WATCH AND LISTEN DURING THE SEPTEMBER 28, 2021 MEETING:**

- 1) Watch from inside the Board Chambers (face coverings are mandatory for all individuals: vaccinated and unvaccinated except those specifically exempt pursuant to CDPH guidance).
- 2) Listen by calling 1 (415) 655-0001 (Meeting ID# 2552 141 2618 and Password# 292 62 737).
- 3) View at <https://www.mynevadacounty.com/boardmeetings>.
- 4) View on Nevada County Media Channel 17 in western County.
- 5) View on Suddenlink Channel 78 in eastern County.

**PROVIDE PUBLIC COMMENT BEFORE THE SEPTEMBER 28, 2021 MEETING BY:**

- 1) Writing a letter to the Board of Supervisors at 950 Maidu Ave, Suite 200, Nevada City, CA 95959.
- 2) Emailing [BOS.PublicComment@co.nevada.ca.us](mailto:BOS.PublicComment@co.nevada.ca.us).
- 3) Leaving an eComment at [www.mynevadacounty.com/boardmeetings](http://www.mynevadacounty.com/boardmeetings).

**PROVIDE PUBLIC COMMENT DURING THE SEPTEMBER 28, 2021 MEETING BY:**

## 1) In-Person:

Eric Rood Administrative Center: Members of the public can provide comment in-person inside the Board of Supervisors' Board Chambers at the Eric Rood Administrative Center (face coverings are mandatory for all individuals: vaccinated and unvaccinated except those specifically exempt pursuant to CDPH guidance)

## 2) Virtual Kiosk:

Eric Rood Administrative Center: Members of the public can provide comment in-person at a virtual public comment kiosk outside at the Eric Rood Administrative Center on the right-side of the front entrance.

## 3) Over the Phone:

Members of the public can call (530) 270-3474 and will be placed in a call-in queue until they are permitted into the meeting for comment. (Please note that the 1 (415) 655-0001 number is only for listening to the meeting.)

Please provide your name, City or District of residence, and the agenda item you wish to comment on.

**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)