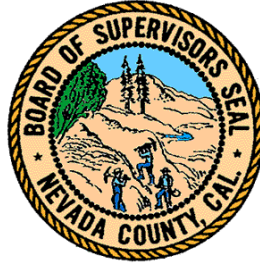


COUNTY OF NEVADA

STATE OF CALIFORNIA

Supervisor Heidi Hall, District I
Chair Ed Scofield, District II
Supervisor Lisa Swarthout, District III
Supervisor Susan Hoek, District IV
Vice-Chair Hardy Bullock, District V

Julie Patterson Hunter, Clerk of the Board
Alison Lehman, County Executive Officer
Katharine L. Elliott, County Counsel



BOARD OF SUPERVISORS

950 Maidu Avenue, Suite 200
Nevada City, CA 95959-8617
(530) 265-1480
Fax: (530) 265-9836
bdofsupervisors@nevadacountyca.gov

AGENDA

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, August 8, 2023	9:00 AM	Board Chamber, First Floor Eric Rood Administrative Center 950 Maidu Avenue, Suite 200 Nevada City, California

The Board of Supervisors welcomes you to their regular meeting.

The County of Nevada will hold its regularly scheduled meeting of the Board of Supervisors from inside the Board Chamber, located at the Eric Rood Administrative Center, 950 Maidu Avenue, First Floor, Nevada City, CA 95959. This meeting is open to in-person attendance.

Members of the public who are unable to attend in person may watch this meeting live on Nevada County Media Comcast Channel 17 in western County and on Optimum Channels 17 and 78 in eastern County, or through the web at www.nevadacountyca.gov/boardmeetings and www.YouTube.com/c/CountyofNevadaCA. Please refer to page 13 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 Board Chamber 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. Closed Captioning is available for hearing impaired viewers.

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 www.nevadacountyca.gov/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.

PUBLIC COMMENT:

[SR 23-3866](#) 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. (Please refer to page 13 for information on the various options being made available for members of the public to provide comment in both western and eastern County.)

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.

Health and Human Services Agency Director: Ryan Gruver

1. [SR 23-4044](#) Resolution approving Amendment 1 to the contract between the County of Nevada and the Department of Health Care Services (DHCS) pertaining to the Rate Range Intergovernmental Transfer agreement whereby Nevada County retroactively receives federal financial participation Medi-Cal funds to cover unreimbursed costs for previously provided, mandated services, for the period January 1, 2021 through December 31, 2021, and authorizing the Chair of the Board of Supervisors to execute the amendment; the amendment represents the final invoice information with revised capitation rates from the original estimate as required by DHCS.

Behavioral Health Director: Phebe Bell

2. [SR 23-3702](#) Resolution approving Amendment 1 to the contract between the County of Nevada and California Psychiatric Transitions, Inc. for Mental Health Rehabilitation Center / Institute for Mental Disease services for mentally disordered persons (Res. 22-248), increasing the maximum contract price from \$225,000 to \$245,000, for the period July 1, 2022 through June 30, 2023, and authorizing the Chair of the Board of Supervisors to execute the amendment.

3. [SR 23-4077](#) Resolution approving Amendment 2 to the contract between the County of Nevada and CF Merced LLC dba Merced Behavioral Health for skilled nursing services, plus long-term 24-hour treatment program services for chronic mentally ill clients (Res. 22-183), increasing the maximum amount from \$156,000 to \$169,000 due to an increase in the need for services, amending Exhibit “B” Schedule of Charges and Payments to reflect the increase in the maximum contract price, and authorizing the Chair of the Board of Supervisors to execute the amendment.
4. [SR 23-4046](#) Resolution approving a contract between the County of Nevada and Environmental Alternatives for the provision of specialized mental health residential treatment services for seriously emotionally disturbed adolescents, in the maximum amount of \$72,000, for the period July 1, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the contract.
5. [SR 23-3668](#) Resolution approving a renewal contract between the County of Nevada and Gateway Mountain Center for the provision of specialty mental health services primarily for youth struggling with their mental health, early intervention for youth in crisis, Latinx leadership development, and the expansion of Gateway’s youth wellness center in Truckee, in the maximum amount of \$179,523, for the period July 1, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the contract.
6. [SR 23-3667](#) Resolution approving a renewal contract between the County of Nevada and Aegis Treatment Centers, LLC for the provision of a Drug Medi-Cal Outpatient Narcotic Treatment Program for referred clients of the Nevada County Behavioral Health Department, in the maximum amount of \$806,000, for the period July 1, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the contract.

Public Health Director: Kathy Cahill

7. [SR 23-3999](#) Resolution approving an amendment to the revenue agreement between the County of Nevada and Tulare Superintendent of Schools, a political subdivision of the State of California, dba the California Friday Night Live Partnership, pertaining to the Friday Night Live/Club Live Program in Nevada County (Res. 22-499), increasing the maximum contract price from \$9,000 to \$18,000 and revising Exhibit “B”, Schedule of Charges and Payments to reflect the increase in the maximum contract price, extending the term from June 30, 2023 to June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the amendment.
8. [SR 23-4002](#) Resolution approving Grant Agreement 23-10331 between the County of Nevada and the California Department of Public Health for funding related to the CalFresh Healthy Living Program, in the maximum amount of \$584,604, for the period October 1, 2023 through September 30, 2026, and authorizing the Chair of the Board of Supervisors to execute the agreement.

9. [SR 23-4053](#) Resolution accepting funds from the California Department of Public Health, Future of Public Health Funding Award FoPH-031, in the maximum annual amount of \$690,079, for Fiscal Years 2023/24, 2024/25, and 2025/26, and authorizing the Nevada County Public Health Director to execute the Annual Certifications and other necessary documents in connection with the awards.

Director of Social Services: Rachel Peña

10. [SR 23-3768](#) Resolution approving a renewal agreement between the County of Nevada and The Regents of the University of California, UC Davis Extension pertaining to training and consultation services, and facilitation of the County's Comprehensive Prevention Plan activities, in the maximum amount of \$50,735, for the period July 1, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the agreement.
11. [SR 23-3752](#) Resolution approving a renewal contract between the County of Nevada and Integrated Psychiatric Solutions, Inc. for the provision of psychiatric services and medication management for referred clients of Child Welfare Services, in the maximum amount of \$85,000, for the period July 1, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the contract.
12. [SR 23-4031](#) Resolution approving a contract between the County of Nevada and Granite Wellness Centers for a full range of alcohol/drug treatment and drug testing services for referred clients of Child Welfare Services, in the maximum amount of \$200,000, for the period July 1, 2023 through June 30, 2025, not to exceed \$100,000 each fiscal year, and authorizing the Chair of the Board of Supervisors to execute the contract.
13. [SR 23-3703](#) Resolution approving a renewal contract between the County of Nevada and Nevada-Sierra Connecting Point Public Authority (In-Home Supportive Services) related to In-Home Supportive Services Provider Enrollment and Timesheet Processing, in the maximum amount of \$229,273, for the period July 1, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the contract.

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

14. [SR 23-3770](#) Resolution proclaiming August 2023 as "Child Support Awareness Month" in Nevada County.
15. [SR 23-3590](#) Resolution amending Resolution 18-368 authorizing the submittal of an application to the California State Department of Housing and Community Development for funding under the Home Investment Partnerships Program, in the amount of \$1,000,000, and if selected, authorizing the Health and Human Services Agency Director or the Director of Child Support Services/Collections and Housing and Community Services to execute a standard agreement, any amendments thereto, and any related documents necessary to participate in the Home Investment Partnerships Program. (Housing)

16. [SR 23-4049](#) Resolution amending Resolution 23-313 to reflect edits to the Resolution requested by the State for authorizing application to, and participation in, the Behavioral Health Continuum Infrastructure Program, for a total amount not to exceed \$1,999,975. (Housing)
17. [SR 23-3864](#) Resolution affirming an amendment to the California Department of Housing and Community Development's Permanent Local Housing Allocation (PLHA) Program to support housing-related projects as identified in the PLHA local plan (Res. 21-036), increasing the maximum amount from \$1,337,254 to \$2,266,091, for the period January 25, 2021 through June 30, 2030, and authorizing the Health and Human Services Agency Director to execute the amendment. (Housing)

Sheriff-Coroner/Public Administrator: Shannan Moon

18. [SR 23-3767](#) Resolution accepting the donation of a 2011 Tucker Sno-Cat Model 2000XL from Pacific, Gas and Electric Company (PG&E) valued at \$112,785, for use by the Sheriff's Office search and rescue activities.
19. [SR 23-3534](#) Resolution authorizing the Nevada County Sheriff to use monies from the Anti-Drug Abuse/Gang Diversion Fund (No. 1679) in the amount of \$15,000 for continued program implementation by Bright Futures for Youth to combat substance abuse amongst high risk elementary and secondary school age students, authorizes the Chair of the Board of Supervisors to execute the Grant Award Recipient Agreement.
20. [SR 23-3747](#) Resolution approving an agreement between the County of Nevada and the California Department of Parks and Recreation, Division of Boating and Waterways for reimbursement of boating safety enforcement costs for Fiscal Year 2023/24, accepting grant funds in the amount of \$96,674, authorizing the Nevada County Sheriff to sign the grant agreement and certifications, and rescinding Resolution 23-208.

Clerk-Recorder/Registrar of Voters: Natalie Adona

21. [SR 23-3593](#) Resolution approving a renewal contract between the County of Nevada and Runbeck Election Services, Inc. pertaining to the Software License and Maintenance Agreement for Data Information Management Systems (DIMS), in the total amount of \$81,375, which is provided for in the Fiscal Year 2023/24 Elections Office budget, for the period July 1, 2023 through June 30, 2024, with an option to renew the contract through 2026, for a three-year total amount not to exceed \$251,522.05, and authorizing the Chair of the Board of Supervisors to execute the contract.

Treasurer-Tax Collector: Michelle Bodley

22. [SR 23-4147](#) Resolution authorizing the Treasurer-Tax Collector to sell tax defaulted properties as shown in Exhibit "A" that is subject to the power to sell, by online auction and/or sealed bid auction, pursuant to the California Revenue and Taxation Code.

Community Development Agency Director: Trisha Tillotson

23. [SR 23-4135](#) Resolution authorizing the capital asset purchase of one (1) SAT Lexan Iridium Satellite Box totaling \$12,025, for installation along the South Yuba River at Bridgeport to increase safety and coverage of the area, and directing the Auditor-Controller to amend the Fiscal Year 2023/24 American Rescue Plan Act (ARPA) budget. (4/5 affirmative vote required)
24. [SR 23-4076](#) Resolution directing the Auditor-Controller to amend the Fiscal Year 2022/23 American Rescue Plan Act (ARPA) budget, in the amount of \$85,000, to fully recognize programmatic expenditures that were incurred in Fiscal Year 2022/23. (4/5 affirmative vote required)
25. [SR 23-3945](#) Resolution approving a contract between the County of Nevada and Sierra Business Council (SBC) for Economic Development Program Management services, in the maximum amount of \$178,300, for the period July 1, 2023 through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the contract.
26. [SR 23-4127](#) Resolution authorizing the Director of the Nevada County Community Development Agency to submit a grant application to the United States Department of Energy, Office of State and Community Energy Programs, for the Energy Efficiency and Conservation Block Grant Program, in the approximate amount of \$1,164,000, and to take other actions as necessary to obtain the grant funding.

Public Works Director: Heba El-Guindy

27. [SR 23-4008](#) Resolution authorizing Environmental Clearance for the rockslide operations and rock removal at Donner Pass Road, and authorizing the Director of Public Works to file a California Environmental Quality Act (CEQA) with the Nevada County Clerk-Recorder's office. (Dist. V)
28. [SR 23-4003](#) Resolution approving a Subrecipient Agreement between the County of Nevada and the Nevada County Transportation Commission to accept funding in the amount of \$17,500 for Regional Transportation Plan activities.
29. [SR 23-4007](#) Resolution awarding and approving a contract between the County of Nevada and Traffic Limited for the 2023 Nevada County Annual Striping Project, County Project No. 426641 (Res. 23-081), for a total amount of \$148,522.51, and authorizing the Chair of the Board of Supervisors to execute the contract. (All Dists.)
30. [SR 23-4006](#) Resolution awarding and approving a contract between the County of Nevada and Specialized Pavement Marking, LLC for the 2023 Nevada County Thermoplastic and MMA Safety Project, County Project No. 225037 (Res. 23-080), for a total amount of \$786,100, and authorizing the Chair of the Board of Supervisors to execute the contract. (All Dists.)

31. [SR 23-4004](#) Resolution awarding and approving a contract between the County of Nevada and Lords Electric, Inc. for the Electric Bus Charging Project Nevada County Operations Center (NCOC) Phase-1, California Air Resources Board (CARB) grant G20-NS-001, County Project No. 889830 (Res. 23-269), for a total amount of \$294,250, and authorizing the Chair of the Board of Supervisors to execute the contract. (All Dists.)
32. [SR 23-3754](#) Resolution authorizing the Nevada County Department of Public Works to request Regional Surface Transportation Program (RSTP) fund allocation from Nevada County Transportation Commission (NCTC) for a General Maintenance Project, for a total Fiscal Year 2023/24 RSTP funding request in the amount of \$630,384, and authorizing the Chair of the Board of Supervisors to execute Funding Agreement RSTPNCO071923.
33. [SR 23-4005](#) Resolution approving the Fiscal Year 2022/23 County of Nevada Transit Services (Nevada County Connects) Zero-Emission Bus Rollout Plan, and authorizing the Director of Nevada County Public Works to execute all required documents of the Zero Emission Bus Rollout Plan and any future amendments. (Transit Services)

Director of Office of Emergency Services: Craig Griesbach

34. [SR 23-4043](#) Resolution approving Amendment 1 to the contract between the County of Nevada and KVMR to upgrade their communication devices and systems (Res. 22-175), amending Exhibit A of the grant, extending the contract term through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the amendment.
35. [SR 23-3944](#) Resolution rescinding Resolution 23-233 and approving the revised contract between Tetra Tech and Nevada County Office of Emergency Services for the FEMA Hazard Mitigation Grant Program for the HMGP DR-4558-288-088P County of Nevada Local Hazard Mitigation Plan Update, in the amount of \$112,500, for use during the period August 8, 2023 through May 31, 2024, authorizing the Director of Emergency Services to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2022/23 Office of Emergency Services budget. (4/5 affirmative vote required)
36. [SR 23-3942](#) Resolution approving Amendment 1 to the contract between the County of Nevada and the Fire Safe Council of Nevada County for the CAL FIRE 5GG20116 grant, South County Shaded Fuel Break (Res. 22-518), amending Exhibit "D" Contractor/Rental Not to Exceed Rates to permit the Hand Crew Module to be billable as individual module components for the positions of Ground Crew Supervisor (NTE \$60 per hour) and Ground Crew (NTE \$35 per hour), and authorizing the Director of Emergency Services to execute the amendment. (Dist. II)

37. [SR 23-3943](#) Resolution retroactively authorizing the Nevada County Office of Emergency Services to submit a grant application to the FEMA Hazard Mitigation Grant Program for the Prepare California Match: Lower Deer Creek - Penn Valley Hazardous Fuels Reduction Project, in an amount not to exceed \$5,000,000 with no required match, and authorizing the Director of Office of Emergency Services to execute all additional documents required to fulfill the requirements of the grant on behalf of the County of Nevada. (Dist. IV)

Director of Facilities Management: Justin Drinkwater

38. [SR 23-4107](#) Resolution approving Amendment 1 to the contract between the County of Nevada and Auburn Acoustical for the Work Surface Installation Project at the Wayne Brown Correctional Facility (Res. 22-587), extending the contract term through June 30, 2024, and authorizing the Chair of the Board of Supervisors to execute the amendment.
39. [SR 23-4109](#) Resolution approving a contract between the County of Nevada and PC, Inc., for the Nevada County Generator Installations at Wayne Brown Correctional Facility, Crown Point, and Brighton Greens Project, in the amount of \$923,460 plus a contingency of \$92,346 for a total contract amount of \$1,015,806, authorizing the Chair of the Board of Supervisors to execute the contract, and directing the Auditor-Controller to amend the Fiscal Year 2023/24 Capital Facilities budget (4/5 affirmative vote required)

County Librarian: Nick Wilczek

40. [SR 23-4050](#) Resolution accepting \$19,700 in National Endowment for the Arts funds from Arts Midwest to support a Big Read Program during Spring 2024, for use during the period September 1, 2023, to June 30, 2024, authorizing the County Librarian to sign all additional grant documents, and directing the Auditor-Controller to amend the Fiscal Year 2023/24 Library budget. (4/5 affirmative vote required)

County Counsel: Katharine L. Elliott

41. [SR 23-4128](#) Resolution approving Amendment 4 to the contract between the County of Nevada and Meyers Nave for legal services (Res. 21-086), amending the Scope of Services to increase Counsel's hourly rate, and authorizing the Chair of the Board to execute the amendment.

County Executive Officer: Alison Lehman

42. [SR 23-3607](#) Resolution confirming allocation of Proposition 172 Public Safety Revenues for Fiscal Year 2023/2024.
43. [SR 23-4110](#) Resolution approving a contract between the County of Nevada and Polco pertaining to conducting one National Citizen Survey and one National Employee Survey, in the total amount of \$39,855, for the period July 1, 2023 through June 30, 2025, and authorizing the Chair of the Board of Supervisors to execute the contract.

Clerk of the Board: Julie Patterson Hunter

44. [SR 23-3923](#) Acceptance of the resignation of Ashley Quadros from the Adult and Family Services Commission, effective July 1, 2023.
45. [SR 23-4065](#) Appointment of Kimberly Grant as Public Sector member to the Adult and Family Services Commission, for an unexpired two-year term ending April 30, 2025.
46. [SR 23-4030](#) Resolution appointing Constance Gast for an unexpired term ending July 1, 2025, and Judi Homer for an unexpired term ending July 1, 2026, to the Truckee Cemetery District.
47. [SR 23-3868](#) Acceptance of Board of Supervisors Minutes for June 27, and July 11, 2023.

CLOSED SESSION: 9:30 A.M.

- [SR 23-4011](#) Pursuant to Government Code § 54956.9(d)(2), County Counsel is requesting a closed session with the Board of Supervisors to discuss two matters in which there are significant threats of litigation against the County.

SCHEDULED ITEM: 10:15 A.M.**County Executive Officer: Alison Lehman**

48. [SR 23-4068](#) Informational presentation from Pioneer Community Energy regarding Community Choice Aggregation (CCA). (Don Eckert, Executive Director, Pioneer Community Energy)

DEPARTMENT HEAD MATTER:*County Counsel: Katharine L. Elliott**

49. [SR 23-3771](#) Resolution approving Amendment 3 to the contract between the County of Nevada and Abbott & Kindermann, Inc. for legal services related to the Idaho Maryland Mine - Rise Grass Valley Project (Res. 20-152), increasing the contract price by \$125,000 for a maximum amount of \$375,000, amending the Schedule of Services, authorizing the Chair of the Board to execute the amendment, and directing the Auditor-Controller to amend the Fiscal Year 2023/24 Planning Department budget. (4/5 affirmative vote required)

SCHEDULED ITEM: 11:30 A.M.**INDIVIDUAL BOARD MEMBER ITEM:****District III Supervisor, Lisa Swarhout & District IV Supervisor Sue Hoek**

50. [SR 23-4070](#) Resolution approving a Memorandum of Understanding (MOU) between the County of Nevada, Rough & Ready Fire Protection District, Penn Valley Fire Protection District, and Nevada County Consolidated Fire District to support the reorganization of these districts into one consolidated district and provide gap funding in an amount not to exceed \$1,000,000 to operate Rough & Ready Fire Station No. 59 prior to consolidation (Fiscal Year 2023/24, \$400,000; and Fiscal Year 2024/25, \$600,000), authorizing the Chair of the Board of Supervisors to execute the MOU, and directing the Auditor-Controller to amend the Fiscal Year 2023/24 budget. (4/5 affirmative vote required)

Recess for lunch:**AFTERNOON SESSION:****SCHEDULED ITEM: 1:30 P.M.****County Executive Officer: Alison Lehman**

51. [SR 23-4009](#) Resolution to create and establish the Nevada County Youth Commission with an effective date of August 8, 2023, and ratifying the bylaws of the Nevada County Youth Commission.

DEPARTMENT HEAD MATTERS:*Director of the Office of Emergency Services: Craig Griesbach**

52. [SR 23-4075](#) Informational presentation from Pacific Gas & Electric Company (PG&E) regarding their wildfire emergency preparedness projects, initiatives, and related activities. (Brandon Sanders, PG&E, Sierra Division Government Affairs)

Community Development Agency Director: Trisha Tillotson

- 53a. [SR 23-4129](#) Resolution approving a Grant Award Agreement between the County of Nevada and Nevada County Consolidated Fire District for an "Outdoor Visitor Safety Fund" grant funded by the American Rescue Plan Act (ARPA) and General Fund dollars from the approved Fiscal Year 2023/24 budget, in the amount of \$77,500 for the Pioneer Trailhead Improvement Project, and authorizing the Chair of the Board of Supervisors to execute the agreement.

- 53b.** [SR 23-4130](#) Resolution approving the Grant Award Agreement between the County of Nevada and Bear Yuba Land Trust (BYLT) for an "Outdoor Visitor Safety Fund" grant funded by the American Rescue Plan Act (ARPA) and General Fund dollars from the approved Fiscal Year 2023/24 budget, in the amount of \$30,000 for the BYLT Trail Stewardship and Outreach Capacity Project, and authorizing the Chair of the Board of Supervisors to execute the agreement.
- 53c.** [SR 23-4131](#) Resolution approving the Grant Award Agreement between the County of Nevada and South Yuba River Citizens League for an "Outdoor Visitor Safety Fund" grant funded by the American Rescue Plan Act (ARPA) and General Fund dollars from the approved Fiscal Year 2023/24 budget, in the amount of \$59,000 for the Van Norden Meadow Restoration and Recreation Project: Trailhead Development, and authorizing the Chair of the Board of Supervisors to execute the agreement.
- 53d.** [SR 23-4132](#) Resolution approving the Grant Award Agreement between the County of Nevada and Truckee Dirt Union for an "Outdoor Visitor Safety Fund" grant funded by the American Rescue Plan Act (ARPA) and General Fund dollars from the approved Fiscal Year 2023/24 budget, in the amount of \$20,000 for the Truckee Community Trails Stewardship Program, and authorizing the Chair of the Board of Supervisors to execute the agreement.
- 53e.** [SR 23-4133](#) Resolution approving the Grant Award Agreement between the County of Nevada and Truckee River Watershed Council for an "Outdoor Visitor Safety Fund" grant funded by the American Rescue Plan Act (ARPA) and General Fund dollars from the approved Fiscal Year 2023/24 budget, in the amount of \$40,000 for the Euer Valley Sustainable Recreation and Habitat Protection Project, and authorizing the Chair of the Board of Supervisors to execute the agreement.
- 53f.** [SR 23-4134](#) Resolution approving the Grant Award Agreement between the County of Nevada and Truckee Trails Foundation for an "Outdoor Visitor Safety Fund" grant funded by the American Rescue Plan Act (ARPA) and General Fund dollars from the approved Fiscal Year 2023/24 budget, in the amount of \$74,280 for the Eastern Nevada County Visitor Safety, Recreation Management and Environmental Hazard Prevention Program, and authorizing the Chair of the Board of Supervisors to execute the agreement.
- 53g.** [SR 23-4136](#) Resolution approving the Grant Award Agreement between the County of Nevada and South Yuba River Citizens League for an "Outdoor Visitor Safety Fund" grant funded by the American Rescue Plan Act (ARPA) and General Fund dollars from the approved Fiscal Year 2023/24 budget, in the amount of \$16,700 for the South Yuba River Ambassador Program, and authorizing the Chair of the Board of Supervisors to execute the agreement.

- 53h. [SR 23-4137](#) Resolution approving the Grant Award Agreement between the County of Nevada and Sierra Gold Parks Foundation for an "Outdoor Visitor Safety Fund" grand funded by the American Rescue Plan Act (ARPA) and General Fund dollars from the approved Fiscal Year 2023/24 budget, in the amount of \$71,000 for the Yuba River Safety Enhancement Project, and authorizing the Chair of the Board of Supervisors to execute the agreement.
- 53i. [SR 23-4069](#) Resolution approving the allocation of up to \$20,000 of unexpended fund remaining in the Fiscal Year 2023/24 "Outdoor Visitor Safety" fund for signage, parking, and road surface improvements within the County right-of-way on Hirschdale Road along its approach to the Tahoe Pyramid Trail.
- 53j. [SR 23-4062](#) Resolution approving the allocation of up to \$20,000 of unexpended fund remaining in the Fiscal Year 2023/24 "Outdoor Visitor Safety" fund to be utilized for business assistance and outreach in the Donner Summit Region.

Public Works Director: Heba El-Guindy

54. [SR 23-4184](#) Resolution ratifying the contract for the Donner Pass Road Rockslide Project between the County of Nevada and Neil's Controlled Blasting L.P., in the amount of \$389,695 plus a 10 percent contingency of \$38,969.50, for a total amount of \$428,664.50, and authorizing the Director of Information and General Services Agency to execute the contract. (Dist. V)

***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. Truckee Town Hall Administrative Center, 10183 Truckee Airport Road, Truckee, CA 96161.*
- 3. Outside the District V Board of Supervisors office, Truckee Town Hall Administrative Center.*
- 4. Online at www.nevadacountyca.gov/boardmeetings and nevco.legistar.com/Calendar.aspx.*

Posted: Posted August 3, 2023.

WAYS TO WATCH AND LISTEN DURING THE MEETING:

- 1) Watch from inside the Board Chambers.
- 2) View at www.nevadacountyca.gov/boardmeetings and www.YouTube.com/c/CountyofNevadaCA.
- 3) View on Nevada County Media Channel 17 in western County.
- 4) View on Optimum Channels 17 and 78 in eastern County.

PROVIDE PUBLIC COMMENT BEFORE THE MEETING:

- 1) Leaving an eComment at www.nevadacountyca.gov/boardmeetings.
- 2) Writing a letter to the Board of Supervisors at 950 Maidu Ave, Suite 200, Nevada City, CA 95959.
- 3) Emailing BOS.PublicComment@nevadacountyca.gov.

Written or emailed public comments received by 4:00 p.m. the day prior to the meeting will be provided to the Board members electronically or in written format and will become part of the public record.

PROVIDE PUBLIC COMMENT DURING THE MEETING:

- 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.

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

PERSONS DESIRING TO ADDRESS THE BOARD**CONTROL OF MEETING:**

The Board Chair shall first caution any individual at the meeting that their behavior is disrupting the meeting and that failure to cease the disruptive behavior could result in removal. After warning, the Chair will request the individual to leave if the individual does not stop their disruptive behavior. 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. Comments by the public must be relevant to the item on the agenda being considered by the Board. This includes: a. Consent Agenda; b. Community Presentations; c. Department Head Matters; d. Individual Board Member Items; and e. Scheduled Items. At special meetings of the Board, public comment will only be allowed on matters appearing on the agenda.

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 of 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.

ORDER AND DECORUM:

Individuals or organizations desiring to address the Board shall:

- 1) Address the Board from the designated podium, virtual kiosk, or other designated location, including teleconferencing system(s). Speakers are encouraged but not required to give their name and location of residence before addressing the Board. This is to assist the Board with identifying which supervisorial district the speaker resides in.
- 2) Speakers shall direct their comments to the Board, through the Chair, and not to the audience or staff.
- 3) Speakers may comment on specific matters before the Board with reasons for the position taken.
- 4) The Chair may, at their discretion, increase the allotted time for any given speaker, but shall not be required to do so.
- 5) A speaker may not yield time to another speaker.
- 6) No individual may speak more than once during general public comment or on an item on the agenda unless recognized by the Chair as having new information.
- 7) In the interest of civil discourse, the rules as 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 that public comment is conducted in such a manner in order to avoid disruptive activity, promote mutual respect, keep comments focused on the subject being discussed, avoid personal attacks, prohibit hate speech and the threat of violence.
- 8) At the start of each meeting, the Chair shall remind the public of the rules and expectations of the public including distinguishing the process for: a) public comment for items on the consent agenda; b) general public comment for items not listed on the agenda; and c) public comment for items on the agenda.
- 9) Applicants, applicant representatives, and appellants desiring to speak shall be permitted to speak first during the public comment portion of a public hearing for no more than ten (10) minutes (or fifteen (15) minutes at Appeal Hearings) unless different rules for conducting the hearing are provided by County Code or other applicable law. Time limits may be modified at the Chair of the Board's discretion.

DISCLOSURE OF CAMPAIGN CONTRIBUTIONS (Gov. Code section 54308)

Members of the Board of Supervisors are disqualified and not able to participate in any agenda item involving contracts (other than competitively bid, labor, or personal employment contracts), franchises, discretionary land use permits and other entitlements if the Board member received more than \$250 in campaign contributions from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant who actively supports or opposes the County's decision on the agenda item since January 1, 2023. Members of the Board of Supervisors who have received, and applicants, contractors or their agents who have made, campaign contributions totaling more than \$250 to a Board member since January 1, 2023, are required to disclose that fact for the official record of the subject proceeding. Disclosures must include the amount of the campaign contribution and identify the recipient Board member and may be made either in writing to the Clerk of the Board of Supervisors prior to the subject hearing or by verbal disclosure at the time of the hearing.

PUBLIC HEARINGS:

All members of the public shall be allowed to address the Board on 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 no more 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.

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 with a 4/5 affirmative vote.
- 3) All other 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 and will make any amendments. The public is urged to address ordinances at first readings; as passage of ordinances will be held at second readings, after waiving further reading of the ordinance.

INFORMATIONAL CORRESPONDENCE:

The Board may direct any item of informational correspondence to a department head for appropriate action.

REFERENCES:

Board of Supervisors Order and Decorum 2023

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)