



**REGULAR CITY COUNCIL MEETING  
MEETING AGENDA  
WEDNESDAY, JUNE 22, 2016**

**Regular Meeting - 6:30 PM**

**City Hall – Beryl P. Robinson, Jr. Conference Room  
317 Broad Street, Nevada City, CA 95959**

**MISSION STATEMENT**

*The City of Nevada City is dedicated to preserving and enhancing its small town character and historical architecture while providing quality public services for our current and future residents, businesses and visitors.*

**Jennifer Ray, Mayor**

**Robert Bergman, Council Member  
Terri Andersen, Council Member**

**Evans Phelps, Vice Mayor  
Duane Strawser, Council Member**

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The City Council welcomes you to its meetings which are scheduled at 6:30 PM on the 2<sup>nd</sup> and 4<sup>th</sup> Wednesdays of each month. Your interest is encouraged and appreciated. This meeting is recorded on DVD and is televised on local public television Channel 17. Other special accommodations may be requested to the City Clerk 72 hours in advance of the meeting. Please turn off all cell phones or similar devices. Action may be taken on any agenda item. Agenda notices are available at City Hall. Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Hall at 317 Broad Street, Nevada City, CA during normal business hours.

**ANY MEMBER OF THE PUBLIC DESIRING TO ADDRESS THE COUNCIL ON ANY ITEM ON THIS AGENDA:** After receiving recognition from the Mayor, give your name and address, and then your comments or questions. Please direct your remarks to the Councilmembers. In order that all interested parties have an opportunity to speak, please limit your comments to the specific item under discussion. All citizens will be afforded an opportunity to speak, consistent with their Constitutional rights. Time limits shall be at the Mayor's discretion. **IF YOU CHALLENGE** the Council's decision on any matter in court, you will be limited to raising only those issues you or someone else raised at the meeting or Public Hearing described on this agenda, or in written correspondence delivered to the City Council at, or prior to, the meeting or Public Hearing.

**REGULAR MEETING – 6:30 PM - Call to Order**

**Roll Call:** Andersen, Bergman, Strawser, Vice Mayor Phelps, & Mayor Ray

**PLEDGE OF ALLEGIANCE**

**PROCLAMATION:**

**PRESENTATION:**

**BUSINESS FROM THE FLOOR**

**1. PUBLIC COMMENT**

Under Government Code Section 54954.3, members of the public are entitled to address the City Council concerning any item within the Nevada City Council's subject matter

jurisdiction. Comments on items NOT ON THE AGENDA are welcome at this time. Normally, public comments are limited to no more than three minutes each. **Except for certain specific exceptions, the City Council is prohibited from discussing or taking action on any item not appearing on the posted agenda.**

## **2. COUNCIL MEMBERS REQUESTED ITEMS AND COMMITTEE REPORTS:**

### **3. CONSENT ITEMS:**

All matters listed under the Consent Calendar are to be considered routine by the City Council and will be enacted by one motion in the form listed. There will be no separate discussion of these items unless, before the City Council votes on the motion to adopt, members of the Council, City staff or the public request specific items to be removed from the Consent Calendar for separate discussion and action.

- A. Subject:** Nevada City's Special Tax (1986) for the 2016/17 Fiscal Year and Future Fiscal Years  
**Recommendation:** Pass Resolution No. 2016-XX requesting the Nevada County Auditor-Controller and Tax Collector to collect Nevada City's Special Tax (1986) for the 2016/17 Fiscal Year and future fiscal years.
- B. Subject:** Nevada City's Special Tax (Measure K) for the 2016/17 Fiscal Year and Future Fiscal Years  
**Recommendation:** Pass Resolution No. 2016-XX requesting the Nevada County Auditor-Controller and Tax Collector to collect Nevada City's Special Tax (Measure K) for the 2016/17 Fiscal Year and future fiscal years.
- C. Subject:** Local Transportation Fund (LTF) Claim for Transit and Paratransit Operations  
**Recommendation:** Pass Resolution No. 2016-XX requesting the Nevada County Transportation Commission (NCTC) allocate \$87,090 of the City's FY 2016/17 estimated apportionment of LTF in support of transit and paratransit services.
- D. Subject:** Rate Adjustment for Solid Waste and Recycling Services from Waste Management in Conformance with Terms and Conditions Contained in the Franchise Agreement  
**Recommendation:** Pass Resolution 2016-XX, approving the rate adjustment for solid waste and recycling services provided by Waste Management.
- E. Subject:** Determination of Public Convenience and Necessity for the Inn Town Campground at 9 Kidder Court  
**Recommendation:** Pass Resolution 2016-XX authorizing the Police Chief to Make a Determination of Public Convenience and Necessity for the Inn Town Campground at 9 Kidder Court.
- F. Subject:** Resolution Noticing Municipal Election Related to Transactions and Use Tax for Special Purposes and Requesting Consolidation with November 8, 2016 Statewide General Election

**Recommendation:** Pass Resolution 2016-XX submitting a transactions and use tax for special purposes ballot measure to voters and requesting consolidation with November 8, 2016 Statewide General Election.

**G. Subject:** Fire Activity Report – May 2016

**Recommendation:** Receive and file.

**H. Subject:** Placement of Embankment / Fill Material at 157 Airport Road

**Recommendation:** Pass a Motion authorizing the Mayor to sign a contract for grading, brush removal and placement of embankment material at 157 Airport Road.

#### **4. APPROVAL OF ACTION MINUTES:**

A. City Council Meeting – June 8, 2016

#### **5. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:**

**A. Subject:** Proposed Bench and Sign for Gathering Garden on Environs Property

**Recommendation:** Approve sign design and bench placement for sign and bench to be placed at the Gathering Garden located on the Environs Property.

#### **6. PUBLIC HEARINGS:**

**A. Subject:** Collection of Delinquent Sewer and/or Water Accounts on the Nevada County Tax Roll

**Recommendation:** After holding a public hearing, pass Resolution 2016-XX requesting that the County of Nevada levy and collect delinquent water and sewer service charges on the tax roll.

#### **7. OLD BUSINESS:**

**A. Subject:** An Ordinance of the City of Nevada City amending Chapter 5.32 to Title 5 of the Nevada City Municipal Code Relating to Licensure of Tobacco Retailers (First Reading)

**Recommendation:** Waive reading of Ordinance, read title only and introduce for first reading.

**B. Subject:** Appeal of Planning Commission Decision to Deny the Architectural Review Application of Charlotte Dewar to Construct a Front Entry Façade on the Accessory Building located at 254 Boulder Street and Progress Report of Sub-Committee Meeting on Design Suggestions

**Recommendation:** After considering an update on the appellant's ability to prepare necessary design documents, Council shall make a determination whether or not to set a date certain for the applicant to come back before Council with modifications to the design of her front entry façade of her accessory building.

**8. NEW BUSINESS:**

- A. Subject:** An Ordinance of the City of Nevada City Amending Subsection G of Section 17.72.060 of Chapter 17.72 of the Nevada City Municipal Code Pertaining to Fees for Administrative Home Occupations (First Reading)  
**Recommendation:** Waive reading of Ordinance, read title only and introduce for first reading.

**9. CORRESPONDENCE:**

**10. ANNOUNCEMENTS:**

**11. CITY MANAGER’S REPORT:**

**12. ADJOURNMENT**

**Certification of Posting of Agenda**

I, Mark Prestwich, City Manager for the City of Nevada City, declare that the foregoing agenda for the June 22, 2016 Regular Meeting of the Nevada City City Council was posted June 16, 2016 at the office of the City of Nevada City (City Hall). The agenda is also posted on the City’s website [www.nevadacityca.gov](http://www.nevadacityca.gov).

Signed this June 16, 2016 at Nevada City, California

\_\_\_\_\_, Mark Prestwich, City Manager

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**CITY OF NEVADA CITY  
City Council  
Long Range Calendar**

July 6, 2016	Regular Council Meeting
July 27, 2016	Regular Council Meeting
August 10, 2016	Regular Council Meeting
August 24, 2016	Regular Council Meeting
September 14, 2016	Regular Council Meeting
September 28, 2016	Regular Council Meeting

NOTE: This list is for planning purposes; items may shift depending on timing and capacity of a meeting.

**NOTICE:** *As presiding officer, the Mayor has the authority to preserve order at all City Council meetings, to remove or cause the removal of any person from any such meeting for disorderly conduct, or for making personal, impertinent, or slanderous remarks, using profanity, or becoming boisterous, threatening or personally abusive while addressing said Council and to enforce the rules of the Council.*