



**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.

### **CLOSED SESSION: 6:00 PM**

**Under Government Code Section 54950 members of the public are entitled to comment on the closed session agenda before the Council goes into closed session.**

1. Pursuant to Government Code Section 54956.9(d)(4) City Attorney, Crystal Hodgson, City Manager, Catrina Olson and Police Chief, Chad Ellis are requesting a closed session to discuss the potential for litigation being initiated by the City in a certain matter.

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

**Roll Call:** Mayor Minett, Vice Mayor Strawser, Council Members Fleming and Fernández

### **PLEDGE OF ALLEGIANCE**

### **PROCLAMATIONS:**

### **PRESENTATIONS:**

### **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, COMMITTEE REPORTS AND FUTURE AGENDA ITEMS:**

#### **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:** Notice of Completion for Downtown Curb Ramp Improvements Project in Nevada City  
**Recommendation:** Pass Resolution 2020-XX, a Resolution for the City of Nevada City authorizing the Mayor to sign a Notice of Completion for Downtown Curb Ramp Improvements project in Nevada City and authorize the City Clerk to file said Notice of Completion with the Nevada County Recorder's Office.
- B. Subject:** Notice of Completion for the Pioneer Park Picnic Area Bathroom Improvements Project in Nevada City  
**Recommendation:** Pass Resolution 2020-XX, a Resolution for the City of Nevada City authorizing the Mayor to sign a Notice of Completion for the Pioneer Park Picnic Area Bathroom Improvements project in Nevada City and authorize the City Clerk to file said Notice of Completion with the Nevada County Recorder's Office.
- C. Subject:** Award Contract Amendment for Professional Engineering Services for Nevada Street Bridge over Deer Creek  
**Recommendation:** Pass Resolution 2020-XX, a Resolution of the City of Nevada City Awarding a Contract Amendment for a fixed price, not to exceed the amount of \$14,861.85 for Professional Engineering Services for Nevada Street Bridge over Deer Creek based on hourly labor, and other rates set forth in Consultant's cost proposal, to Dokken Engineering of Folsom, CA improvements in the form attached hereto as "Exhibit A," and incorporated herein by this reference, and the authorize City Engineer to sign.
- D. Subject:** Authorization for Procurement of Nevada City Wastewater Plant Aeration Basin Mixer  
**Recommendation:** Pass Resolution 2020-XX, a Resolution of the City of Nevada City Council authorizing the City Manager or designee to sign purchase orders for the procurement of Nevada City Wastewater Plant Aeration Basin Mixer from Pac Machine Company in the amount of \$6,469.00 plus \$500.00 in contingencies.
- E. Subject:** Memorandum of Understanding Between Nevada Irrigation District and the City of Nevada City  
**Recommendation:** Review and approve the Memorandum of Understanding (MOU) between Nevada Irrigation District and the City of Nevada City and authorize the Fire Chief to sign.
- F. Subject:** Second Reading and Adoption of Ordinance 2020-14, an Ordinance of the City of Nevada City Repealing and Reenacting Section 2.40.010 of the Nevada City Municipal Code Setting the Date for General Municipal Elections  
**Recommendation:** Adopt Ordinance 2020-XX, an Ordinance of the City of Nevada City repealing and reenacting Section 2.40.010 of the Nevada City Municipal Code setting the date for General Municipal Elections.
- G. Subject:** Operations & Maintenance Agreement with the Department of Toxic Substances Control for the Providence Mine Site  
**Recommendation:** Review and approve the Operations and Maintenance Agreement with the Department of Toxic Substances Control and authorize the Mayor to sign.

- H. Subject:** Action Minutes July 23, 2020 Regular City Council Meeting  
**Recommendation:** Review and approve regular City Council meeting action minutes of July 23, 2020.

**4. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:**

- A. Subject:** Memorandum of Understanding for Nevada County CARES Act Funding  
**Recommendation:** Provide staff direction as to the acceptance, authorizing the City Manager to sign, or denial of the memorandum of understanding (MOU) for Nevada County CARES Act funding.
- B. Subject:** Update Regarding the Strategic Planning Retreat Set for August 24, 2020  
**Recommendation:** Provide staff direction, to bring back to Council at the September 23, 2020 meeting, an item to discuss setting a new Strategic Planning Retreat date for October 2020.
- C. Subject:** LAFCo Nevada City Sphere of Influence (SOI) Update  
**Recommendation:** Provide staff direction for any formal comments City Council would like to provide to LAFCo regarding the draft EIR prepared for the Nevada City Sphere Of Influence (SOI) Update to be provided in a letter from the Mayor.

**5. PUBLIC HEARINGS:**

- A. Subject:** Recommended Application of a City-Sponsored Annexation of Approximately 35.2 Acres (Including 16.3 Acres of Public Right-of-Way Area), at Three Distinct Areas Within the City Sphere of Influence; Recommended Pre-Zoning of the Annexation Territory and Recommended General Plan Amendment For One 1.5 Acre Parcel to Accommodate the Existing Commercial Child Care Use of the Property  
**Recommendation:**
1. Approve Resolution 2020-XX (attachment 4) authorizing staff to file a Notice of Exemption for the pre-zoning and annexation of the 35.2 acres being considered for annexation.
  2. Authorize the first reading of Ordinance 2020-XX (attachment 5) relating to the General Plan Amendment and pre-zoning of the 35.2 acres of Nevada County territory to be annexed into the City of Nevada City.
  3. Approve Resolution 2020-XX, initiating an annexation application with LAFCo for all that territory delineated in the map known as Annexation #56 (Exhibit B of Resolution).

**6. OLD BUSINESS:**

**7. NEW BUSINESS:**

- A. Subject:** Appointment of Voting Delegate and Alternates(s) for the 2020 League of California Cities Annual Conference October 7-9, 2020  
**Recommendation:** Pass a motion designating a voting delegate and alternate(s) for the League of California Cities Business meeting to be held on Friday, October 9, 2020.

**B. Subject:** City Council Appointments for Fiscal Year 2020-2021

**Recommendation:** Review and consider appointment of City Council Members and members of the public to City and external Boards, Committees and Commissions for Fiscal Year 2020-2021.

**8. CORRESPONDENCE:**

**9. ANNOUNCEMENTS:**

**10. CITY MANAGER'S REPORT:**

**11. ADJOURNMENT**

**Certification of Posting of Agenda**

I, Gabrielle Christakes, Administrative Services Technician/Deputy City Clerk for the City of Nevada City, declares that the foregoing agenda for the August 12<sup>th</sup>, 2020 Regular Meeting of the Nevada City City Council was posted August 7<sup>th</sup>, 2020 at the entrance of City Hall. The agenda is also posted on the City's website [www.nevadacityca.gov](http://www.nevadacityca.gov).

Signed August 7<sup>th</sup>, 2020, at Nevada City, California

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Gabrielle Christakes, Administrative Services Technician/Deputy City Clerk

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

August 12, 2020	Regular Council Meeting
August 24, 2020	Strategic Planning
August 26, 2020	Regular Council Meeting
September 7, 2020	Holiday
September 9, 2020	Regular Council Meeting
September 23, 2020	Regular Council Meeting
October 12, 2020	Holiday
October 14, 2020	Regular Council Meeting
October 28, 2020	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.*