

REVISED



**REGULAR CITY COUNCIL MEETING
WEDNESDAY, OCTOBER 14, 2020**

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.

Erin Minett, Mayor

**Douglass Fleming, Council Member
Daniela Fernández, Council Member**

**Duane Strawser, Vice Mayor
Vacant, Council Member**

The City Council welcomes you to its meetings which are scheduled at 6:30 PM on the 2nd and 4th 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.

In order to minimize the spread of the COVID 19 virus Governor Newsom has issued Executive Orders that temporarily suspend requirements of the Brown Act. Please be advised that the Council Chambers are closed to the public and that some, or all, of the City of Nevada City, City Council Members may attend this meeting telephonically.

1. You are strongly encouraged to observe the City Council meetings live on PUBLIC TELEVISION CHANNEL 17, ONLINE AT THE CITY'S WEBSITE WWW.NEVADACITYCA.GOV or [Nevada City Public Meetings-YouTube Channel](http://NevadaCityPublicMeetings-YouTubeChannel) or at [HTTP://NEVCO.GRANICUS.COM/PLAYER/CAMERA/2?PUBLISH_ID=7](http://NEVCO.GRANICUS.COM/PLAYER/CAMERA/2?PUBLISH_ID=7) (If you are unable to view the meeting live on YouTube please use one of the other 3 methods).

2. If you wish to make a comment on a specific agenda item, please submit your comment via email to NEVADACITY.OLSON@GMAIL.COM. Comments will be accepted at the email provided through the live meeting. You can also go to the Nevada City website at www.nevadacityca.gov and go to the public comment button to submit comments. PLEASE INCLUDE YOUR NAME AND ADDRESS IN YOUR COMMENT, AS WELL AS, INCLUDING THE AGENDA ITEM LETTER AND NUMBER IN YOUR SUBJECT LINE. Please keep your written comments to 3 minutes or less. Every effort will be made to read your comment into the record, but some comments may not be read due to time constraints.

3. In compliance with the Americans with Disabilities Act of 1990, if you need special assistance to participate in this meeting, please contact the Deputy City Clerk at (530) 265-2496 x133. Notification at least 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. [28 CFR 35.102.35.104 ADA Title II].

The City of Nevada City thanks you in advance for taking all precautions to prevent spreading the COVID 19 virus.

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: None

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.

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:** Accounts Payable Activity Report – September 2020
Recommendation: Receive and file.

B. Subject: A Resolution for the Land Use Covenant and Agreement to Restrict Use of City Property – Environmental Restrictions, Providence Mine Sites
Recommendation: Pass Resolution 2020-XX, a Resolution of the City of Nevada City Approving and Authorizing Mayor to Sign the Land Use Covenant and Agreement to Restrict Use of Property – Environmental Restrictions.

C. Subject: Amended Agreement for Public Safety Dispatch Services Between the City of Grass Valley, the Town of Truckee, the City of Nevada City and the County of Nevada (July 1, 2020 through June 30, 2021)

Recommendation:

1. Review and approve the amended agreement for public safety dispatch services between the City of Grass Valley, the Town of Truckee, the city of Nevada City and the County of Nevada for the period of July 1, 2020 through June 30, 2021 and authorize the Mayor and City Manager to sign.
2. Pass Resolution 2020-XX, a Resolution of the City Council of the City of Nevada City repealing an agreement for public safety dispatch services between the City of Grass Valley, the Town of Truckee, the City of Nevada City and the County of Nevada (July 1, 2020 through June 30, 2021) and approving an amended version of the agreement.

D. Subject: Resolution of Application for Prop 68 – Per Capita Funds

Recommendation: Pass Resolution 2020-XX, a Resolution of the City Council of the City of Nevada City approving application(s) for Per Capita Grant funds and authorize the Mayor to sign.

E. Subject: A Resolution Approving the Application for Statewide Park Development and Community Revitalization Program Grant Funds

Recommendation: Pass Resolution 2020-XX, a Resolution of the City Council of the City of Nevada City approving the application for Statewide Park Development and Community Revitalization Program grant funds and authorize the Mayor to sign.

F. Subject: A Resolution to Award a Bid for the Purchase of a Chevrolet Tahoe LT for the Police Department

Recommendation: Pass Resolution 2020-XX, a Resolution of the City Council of the City of Nevada City to Award a Bid to Folsom Chevrolet for \$64,882.75 to Purchase a 2021 Chevrolet Tahoe LT for the Police Department.

G. Subject: Action Minutes September 23, 2020 Regular City Council Meeting

Recommendation: Review and approve regular City Council meeting action minutes of September 23, 2020.

4. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

A. Subject: Restoration of Parking Enforcement

Recommendation: City Council to provide staff direction as to the restoration of parking enforcement for violations that are occurring.

B. Subject: Emergency Proclamation Amendment to Extend the Relaxed Outdoor Dining Regulations Approved May 27, 2020

Recommendation: It is recommended that the City Council direct the City Manager, acting as the Director of Defense and Disaster, to amend Emergency Proclamation, a Proclamation by the Director of Defense and Disaster of the City of Nevada City, authorizing the creation of an administrative program in response to Covid-19 to temporarily relax outdoor dining regulations, signage regulations, and on-site parking requirements, and to waive related fees, to extend the outdoor dining regulations approved May 27, 2020 from 11:59 P.M. November 19, 2020 to 11:59 P.M. March 31, 2021.

5. PUBLIC HEARINGS:

A. Subject: An Ordinance of the City of Nevada City Amending Sections 16.04.370 16.04.480 of the Nevada City Municipal Code to Update the City's Subdivision Ordinance Pertaining to Term Limits of Tentative Maps in Compliance with the State Subdivision Map Act

Recommendation:

1. Pass Resolution 2020-XX, approving a Notice of Exemption Related to adoption of Ordinance 2020-XX updating the City's Municipal Code pertaining to term limits of tentative maps.
2. Waive Reading of Ordinance, read title only and introduce for first reading: Ordinance 2020-XX, an Ordinance of the City of Nevada City amending sections 16.04.370 and 16.04.480 of the Nevada City Municipal Code to update the City's Subdivision Ordinance pertaining to term limits of tentative maps in compliance with the state Subdivision Map Act.

B. Subject: An Ordinance of the City of Nevada City Repealing and Reenacting Chapter 13.08 of the Nevada City Municipal Code Regulating the City's Sewer System

Recommendation: After holding a public hearing, approve for introduction and first reading of Ordinance by title only, waiving further reading of the entire Ordinance, adopt Ordinance 2020-XX to repeal and reenact a revised and corrected Chapter 13.08 of the Nevada City Municipal Code Regulating the City's Sewer System.

C. Subject: A Public Hearing to Review the Use of Funds and Program Performance for the City of Nevada City's Community Development Block Grants (CDBG) -15-CDBG-10572

Recommendation: Receive and file.

6. OLD BUSINESS:

A. Subject: Pedestrian Friendly Commercial Street Project

Recommendation: Review Pedestrian Friendly Commercial Street Project and provide staff direction for developing a Final Phase II Commercial Street Improvement Plan.

7. NEW BUSINESS:

8. CORRESPONDENCE:

9. ANNOUNCEMENTS:

10. CITY MANAGER’S REPORT:

11. ADJOURNMENT

Certification of Posting of Agenda

I, Catrina Olson, City Manager for the City of Nevada City, declares that the foregoing agenda for the October 14th, 2020 Regular Meeting of the Nevada City City Council was posted October 10th, 2020 at the entrance of City Hall. The agenda is also posted on the City’s website www.nevadacityca.gov.

Signed October 10th, 2020, at Nevada City, California

Catrina Olson, City Manager

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

September 23, 2020	Regular Council Meeting
October 12, 2020	Holiday
October 14, 2020	Regular Council Meeting
October 28, 2020	Regular Council Meeting
November 18, 2020	Regular Council Meeting
December 9, 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.*