

**CITY OF NEVADA CITY
ACTION MINUTES
REGULAR CITY COUNCIL MEETING OF MARCH 11, 2020**

NOTE: This meeting is available to view on the City's website www.nevadacityca.gov – Go to Quick Links and Click on Agendas & Minutes and find the Archived Videos in the middle of the screen. Select the meeting date and Click on Video to watch the meeting. For website assistance, please contact Loree' McCay, Deputy City Clerk at (530) 265-2496, ext 134.

- City Council Meetings are available on DVD. To order, contact City Hall - cost is \$15.00 per DVD.
- Closed Session Meetings are not recorded.

CLOSED SESSION – 6:15 PM

1. Pursuant to Government Code Section 54956.9 the City Manager, Catrina Olson, City Attorney, Crystal Hodgson and Consulting Attorney, P. Scott Browne are requesting a closed session conference to confer on litigation involving the City in the case of Friends of Spring Street vs. Nevada City, et al., Nevada County Superior Court Case No. CIV 1304393, Appellate Case No. C081195.

Action: No reportable action

REGULAR MEETING – 6:30 PM - Call to Order

Roll Call: Present: Mayor Senum, Vice Mayor Minett, Council Members Strawser, Parker and Moberg

PLEDGE OF ALLEGIANCE

PROCLAMATIONS: "DeMolay Month" – March 2020

PRESENTATIONS:

BUSINESS FROM THE FLOOR:

1. PUBLIC COMMENT (Per Government Code Section 54954.3)

Please refer to the meeting video on the City's website at www.nevadacityca.gov.

2. COUNCIL MEMBERS REQUESTED ITEMS AND COMMITTEE REPORTS:

3. CONSENT ITEMS:

A. **Subject:** Accounts Payable Activity Report – February 2020
Recommendation: Receive and file.

B. **Subject:** Award of Contract for Commercial Street Phase 1 Water, Sewer and Storm Drain
Recommendation: Pass Resolution 2020-17, a Resolution of the City Council of the City of Nevada City to award a contract to CME Services in the amount of \$454,613 plus \$45,000 contingencies for Commercial Street Phase 1 Water, Sewer And Storm Drain Improvements in the form attached hereto

as "Exhibit A," and incorporated herein by this reference, and authorize the Mayor to sign.

- C. **Subject:** City of Nevada City 3rd Quarter Sales Tax Update
Recommendation: Receive and file.
- D. **Subject:** Proposed Nevada City Fire Preparedness Flyer
Recommendation: Review proposed draft flyer and approve for printing and mailing.
- E. **Subject:** 34th Annual Spring Run Street Closure Request
Recommendation: Review and authorize 34th Annual Spring Run street closure request per application.
- F. **Subject:** Action Minutes February 26, 2020 City Council Meeting
Recommendation: Review and approve City Council Meeting Action Minutes of February 26, 2020.

Action: Motion by Strawser, seconded by Parker to approve consent item 3A through 3E. Originally, item 3B was by was pulled by Council Member Moberg and 3D was pulled by Mayor Senum for questions. The original motions by Strawser, seconded by Parker to approve items 3A, 3C, 3E and 3F as presented, motion by Strawser, seconded Parker to approve item 3B after questions and motion by Strawser, seconded by Minett to approve item 3D after discussion and all related votes were rescinded.
(Approved 5 – 0)

Action: Motion by Minett, seconded by Parker to approve consent item 3F as presented.
(Approved 4 – 0, Abstention 1)

4. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

- A. **Subject:** Updated Resolution 2020-18, Authorization for Submittal of Applications to CalRecycle for Payment Programs
Recommendation: Pass Resolution 2020-18, a Resolution of the City of Nevada City authorizing submittal of application to CalRecycle for payment programs and related authorizations.

Action: Motion by Strawser, seconded by Parker to pass Resolution 2020-18, a Resolution of the City of Nevada City authorizing submittal of application to CalRecycle for payment programs and related authorizations.
(Approved 5 – 0)

- B. **Subject:** Nevada City Chamber of Commerce Street Closure Requests
Recommendation: Review and authorize Nevada City Chamber of Commerce street closure requests per application.

Action: Motion by Moberg, seconded by Minett to authorize the Nevada City Chamber of Commerce street closure requests per the applications.
(Approved 5 – 0)

- C. **Subject:** Resolution 2020-19 Establishing a Nevada City Fire Safety Advisory Committee

Recommendation: Pass Resolution 2020-19, a Resolution of the City of Nevada City, City Council establishing a Nevada City Fire Safety Advisory Committee.

Action: Motion by Moberg, seconded by Parker to pass Resolution 2020-19, a Resolution of the City of Nevada City, City Council establishing a Nevada City Fire Safety Advisory Committee.

(Approved 5 – 0)

D. **Subject:** Prop 68 Application Update and Pioneer Park Project List

Recommendation: Approve the updated Project List for Pioneer Park.

Action: Motion by Moberg, seconded by Parker to approve the updated project list for Pioneer Park.

(Approved 5 – 0)

5. **PUBLIC HEARINGS:**

6. **OLD BUSINESS:**

A. **Subject:** Update Regarding the Consideration of Ordinance Amendments for the Regulation of Wireless Telecommunication Facilities in the City

Recommendation: Provide staff direction on whether or not to have the Consulting Attorney incorporate requested Ordinance amendments and continue a first reading of a draft Ordinance to March 25, 2020.

Action: Motion by Strawser, seconded by Parker to continue a first reading of a draft Ordinance for the Regulation of Wireless Telecommunication Facilities in the City to the March 25, 2020 City Council meeting and staff was directed to have the Consulting City Attorney incorporate requested Ordinance amendments as agreed by the Consulting Attorney and the working group.

(Approved 5 – 0)

7. **NEW BUSINESS:**

A. **Subject:** Resolution 2020-20, a Resolution of the City Council of the City of Nevada City Proclaiming a Local Emergency and Ratifying the Civil Defense and Disaster Council's Proclamation of a Local Emergency in the City of Nevada City and Request for Assistance Under the California Disaster Assistance Act

Recommendation: Pass Resolution 2020-20, a Resolution of the City Council of the City of Nevada City Proclaiming a local emergency and ratifying the Civil Defense and Disaster Council's Proclamation of a local emergency in the City of Nevada City and request for assistance under the California Assistance Act.

Action: Motion by Strawser, seconded by Parker to pass Resolution 2020-20, a Resolution of the City Council of the City of Nevada City Proclaiming a local emergency and ratifying the Civil Defense and Disaster Council's Proclamation of a local emergency in the City of Nevada City and request for assistance under the California Assistance Act.

(Approved 5 – 0)

B. Subject: Ordinance No. 2020-XX, Adding Section 2.04.030 "Conduct While Addressing the City Council" and Section 2.36.075 "Conduct While Addressing the Planning Commission" to the Nevada City Municipal Code
Recommendation: Waive reading of Ordinance, read by title only and introduce for first reading Ordinance No. 2020-XX, an Ordinance of the City of Nevada City adding Section 2.04.030 "Conduct While Addressing the City Council" and Section 2.36.075 "Conduct While Addressing the Planning Commission" to the Nevada City Municipal Code.

Action: Motion by Strawser, seconded by Minett to waive reading of Ordinance, read by title only and introduce for first reading Ordinance No. 2020-XX, an Ordinance of the City of Nevada City adding Section 2.04.030 "Conduct While Addressing the City Council" and Section 2.36.075 "Conduct While Addressing the Planning Commission" to the Nevada City Municipal Code.

(Approved 5 – 0)

8. **CORRESPONDENCE:**

9. **ANNOUNCEMENTS:**

10. **CITY MANAGER'S REPORT:** The City Manager provided a detailed written report attached to the agenda.

11. **ADJOURNMENT:** - 8:09 PM

AYES: SENUM, MOBERG, MINETT, STRAWSER

NOES:

ABSENT: PARKER

ABSTAIN:



Reinette Senum, Mayor

ATTEST:



Niel Locke, City Clerk
GABRIELLE CHRISTAKES, DEPUTY CITY CLERK