

**CITY OF NEVADA CITY
ACTION MINUTES
REGULAR CITY COUNCIL MEETING OF MARCH 25, 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 – None

REGULAR MEETING – 6:30 PM - Call to Order

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

Absent: Council Member Parker

PLEDGE OF ALLEGIANCE

PROCLAMATIONS:

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: Fire Activity Report – February 2020

Recommendation: Receive and file.

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 the second reading and adopt the Ordinance No. 2020-05, 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.

C. Subject: Award Contract Amendment for Professional Engineering Services for Nevada Street Bridge over Deer Creek

Recommendation: Pass Resolution 2020-21, a Resolution of the City of Nevada City Awarding a Contract Amendment for a fixed price, not to exceed the amount of

\$17,444.08 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 and the authorize City Engineer to sign.

D. Subject: Incorporate A List Of Projects Funded By SB 1: The Road Repair And Accountability Act

Recommendation: Pass Resolution 2020-22 as follows:

1. Approve the list of projects proposed to be funded with Road Maintenance and Rehabilitation Account (RMRA) in Fiscal Year 2020-21 as described in in Exhibit A.
2. Appoint the City Manager, or designee, to execute all applications, negotiations and agreements, which may be necessary for completion of the aforementioned project and expenditure of RMRA funds, except those designated to the City Engineer below.
3. Appoint the City Engineer, or designee, to execute and submit all reports, payment requests, and changes to the project description, which may be necessary for completion of the aforementioned project and expenditure of RMRA funds.

E. Subject: Nevada City Farmer's Market Street Closure Request

Recommendation: Review and authorize Nevada City Farmers Market street closure request per application.

F. Subject: Nevada County Transportation Commission's Draft Fiscal Year 2020/21 Overall Work Program

Recommendation: Review projects proposed for inclusion in the Nevada County Transportation Commission (NCTC Fiscal Year (FY) 2020/21) Overall Work Program (OWP) and pass Resolution 2020-23 approving the projects proposed for inclusion in the NCTC FY 2020/21 OWP.

G. Subject: A Resolution of the City Council of the City of Nevada City to Award a Bid to Featherlite Trailers

Recommendation: Pass Resolution 2020-24, a Resolution of the City Council of the City of Nevada City to award a bid to Featherlite Trailers for \$8,791.19 to purchase a dump trailer for the City of Nevada City Public Works Department.

H. Subject: Continuance of a Public Hearing for the Consideration of Ordinance Amendments for the Regulation of Wireless Telecommunication Facilities in the City

Recommendation: Provide staff direction to continue a public hearing for the first reading of a draft amended Ordinance for the regulation of wireless telecommunication facilities in the City to April 8, 2020 unless City Council votes to cancel the April 8, 2020 meeting at which this item would be continued to the April 22, 2020 City Council meeting.

I. Subject: Resolution Ratifying the Civil Defense and Disaster Council's Supplemental Proclamation of a Local Emergency Issued on March 18, 2020

Recommendation: Adopt Resolution 2020-25, a Resolution of the City Council of the City of Nevada City ratifying the Civil Defense and Disaster Council's supplemental Proclamation of a Local Emergency in the City of Nevada City to order a moratorium on residential and commercial evictions, to halt City water and sewer service disconnections, to close City facilities to the public, and to provide for paid-employee administrative leave.

- J. **Subject:** Acceptance of Audit Report for Fiscal Year 2018/2019
Recommendation: Review and accept the City of Nevada City Annual Financial Statements and Management Letter for year ended June 30, 2019.
- K. **Subject:** Action Minutes March 11, 2020 City Council Meeting
Recommendation: Review and approve City Council Meeting Action Minutes of March 11, 2020.
- L. **Subject:** Continuation of a public hearing for the appeal of the Planning Commission Decision to Deny a Variance from Development Performance Standards and Historic District Signage Standards as Proposed by Representatives of the National Exchange Hotel for the Property Located at 211 Broad Street, Nevada City
Recommendation: Provide staff direction to continue a public hearing for the appeal of the Planning Commission Decision to Deny a Variance from Development Performance Standards and Historic District Signage Standards as Proposed by Representatives of the National Exchange Hotel for the Property Located at 211 Broad Street, Nevada City to April 8, 2020 unless City Council votes to cancel the April 8, 2020 meeting at which this item would be continued to the April 22, 2020 City Council meeting.

Action: Motion by Strawser, seconded by Moberg to approve consent item 3A, 3C through 3H, 3J through 3L, a member of the public pulled item 3B, and Mayor Senum pulled item and 3I.
(Roll call vote, Minett-aye, Strawser-aye, Moberg-aye, Senum-aye, Approved 4 – 0, Absent 1)

Action: Item 3B was postponed until the next live meeting based on public comment that the item should not be heard until such time that Council is able to resume regular meetings where the public can be present to comment. Motion by Strawser, seconded by Moberg to postpone the item until the next live meeting.

(Approved 4-0, Absent 1, Roll call vote ayes - Minett, Strawser, Moberg and Senum)

Action: Mayor Senum commented on Item 3I. This item was moved until after item 4B was heard. After item, 4B was heard a motion by Moberg, seconded by Strawser to approve item 3I as presented.

(Approved 4-0, Absent 1, Roll call vote ayes - Minett, Strawser, Moberg and Senum)

4. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

- A. **Subject:** Cancellation of the April 8, 2020 City Council Meeting
Recommendation: Pass Resolution 2020-26, a Resolution of the City of Nevada City approving the cancellation of the April 8, 2020 City Council meeting.

Action: Motion by Strawser, seconded by Moberg to pass Resolution 2020-26, a Resolution of the City of Nevada City approving the cancellation of the April 8, 2020 City Council meeting.

(Approved 4-0, Absent 1, Roll call vote ayes - Minett, Strawser, Moberg and Senum)

- B. **Subject:** Urgency Ordinance Adding a Temporary Moratorium on Evictions Due to COVID-19

Recommendation: Waive reading of Ordinance and read by title only, and adopt an Urgency Ordinance of the City of Nevada City relating to a temporary moratorium on evicting tenants and declaring the Ordinance to be an emergency measure to take effect immediately upon adoption.

Action: Motion by Strawser, seconded by Moberg to waive the reading of Ordinance 2020-04 and read by title only, and adopt an Urgency Ordinance of the City of Nevada City relating to a temporary moratorium on evicting tenants and declaring the Ordinance to be an emergency measure to take effect immediately upon adoption with two changes which included; (1) the effective date regarding evictions was changed to last 30 days and (2) the rental repayment period was changed to only 3 months.

(Approved 4-0, Absent 1, Roll call vote ayes - Minett, Strawser, Moberg and Senum)

C. Subject: Urgency Ordinance Amending Nevada City Municipal Code Chapter 2.44 "Civil Defense, Emergency Preparedness, and Disaster Plan" to Make the City Manager the Director and to Update Provisions to Comply with State Law

Recommendation: Waive reading of Ordinance and read by title only, and adopt an Urgency Ordinance of the City of Nevada City amending Nevada City Municipal Code Chapter 2.44 "Civil Defense, Emergency Preparedness, And Disaster Plan" to Make the City Manager the Director and to update provisions to comply with State law.

Action: Motion by Strawser, seconded by Moberg to waive reading of Ordinance 2020-05 and read by title only, and adopt an Urgency Ordinance of the City of Nevada City Municipal Code Chapter 2.44 "

(Approved 4-0, Absent 1, Roll call vote ayes - Minett, Strawser, Moberg and Senum)

- 5. PUBLIC HEARINGS:
- 6. OLD BUSINESS:
- 7. NEW BUSINESS:
- 8. CORRESPONDENCE:
- 9. ANNOUNCEMENTS:
- 10. CITY MANAGER'S REPORT:
- 11. ADJOURNMENT: - 8:35 PM

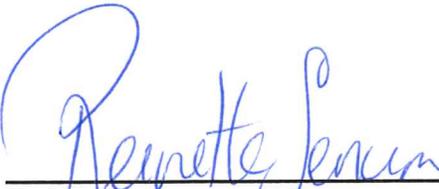
AYES: SENUM, STAWSER, MINETT, MOBERG

NOES:

ABSTAIN:

ABSENT: PARKER

ATTEST:


 Reinette Senum, Mayor


 Niel Locke, City Clerk