

**CITY OF NEVADA CITY
ACTION MINUTES
REGULAR CITY COUNCIL MEETING OF September 26, 2018**

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.

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CLOSED SESSION – NONE

REGULAR MEETING – 6:30 PM - Call to Order

Roll Call: Present: Minett, Strawser, Vice Mayor Senum, & Mayor Parker
Absent: Moberg

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 – August 2018

Recommendation: Receive and file.

B. Subject: Approval Of Regional Transportation Mitigation Fee Program Inflation Adjustment

Recommendation: Pass Resolution 2018-59 approving the Regional Transportation Mitigation Fee (RTMF) Inflation Adjustment.

Action: Item 3B was by Council Member Minett for clarification of what the fee was. Motion by Senum, seconded by Strawser to approve Consent Item 3A as presented. Motion by Strawser, seconded by Senum to approve Consent Item 3B.

(Approved 4 – 0: 1 Absent)

4. APPROVAL OF ACTION MINUTES:

A. A. City Council Meeting – September 12, 2018

Action: Motion by Strawser, seconded by Senum to approve September 12, 2018 minutes as presented.

(Approved 4 – 0: 1 Absent)

5. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

A. Subject: Warming Shelter Memorandum Of Understanding (MOU)

Recommendation: Approve the attached Memorandum of Understanding (MOU) between the City of Nevada City and Sierra Roots and authorize the Mayor to sign.

Action: This item was tabled to the 10/10/18 meeting with direction to staff to meet with the Veterans of Foreign Wars (VFW), Sierra Roots and Nevada County Staff to address the final concerns of the VFW in the memorandum of understanding between Sierra Roots and the Nevada City.

(Approved 4 – 0: 1 Absent)

B. Subject: Award KME Corporation Bid For The Purchase Of A New Type I Fire Engine

Recommendation: Pass Resolution 2018-60 awarding the bid to KME Corporation for the purchase of a new Type I Fire Engine and authorize the City Manager to sign the lease purchase agreement.

Action: Motion by Strawser, seconded by Senum to pass Resolution 2018-60 awarding the bid to KME Corporation for the purchase of a new Type I Fire Engine and authorizing the City Manager to sign the lease purchase agreement.

(Approved 4 - 0: 1 Absent)

C. Subject: Update On State Route 49 Corridor Plan For Safe Pedestrian Crossings

Recommendation: Receive and file.

Action: No action.

D. Subject: Acquisition Of Easement And Right Of Entry For Nevada Street Bridge Replacement Project

Recommendation: Ratify formal acquisition offer for sewer easement and temporary construction easement and authorize the City Engineer to sign the right-of-entry contracts for the Nevada Street Bridge replacement project.

Action: Motion by Strawser, seconded by Senum to ratify the formal acquisition offer for sewer easement and temporary construction easement and authorize the City Engineer to sign the contracts for the Nevada Street Bridge replacement project.

(Approved 4 – 0: 1 Absent)

6. PUBLIC HEARINGS:

7. OLD BUSINESS:

A. Subject: Review And Reappoint City Council Appointments For Fiscal Year 2018-2019

Recommendation: Review and clarify appointment of City Council Members and members of the public to City and external Boards, Committees and Commissions for Fiscal Year 2018-2019.

Action: Action: Appointments made to external organizations were reviewed and clarified and are as follows:

LAFCo: Appointee- Minett, Alternate-Government Code doesn't allow for alternates

NCTC: Appointee-Strawser, Alternate-Moberg

Solid and Hazardous Waste: Appointee-Moberg, Alternate-Parker

Economic Resource Council: Appointee-Strawser, Alternate-Parker

City Selection Committee: Appointee-Parker, Alternate-Senum

Arts Cultural District: Appointee-Senum, Alternate-Strawser

Planning Commission: Hawkins-Snell, Andrews, Rainey, Lauters, Van Zant

Measure "S" Committee: Foster, Barbar, Brown, Weaver, Locke

B. Subject: Agreement For Center For Municipal Services (CMS) – Telecommunication Services

Recommendation: Review and discuss the agreement for the Center for Municipal Services (CMS) and provide staff direction for next steps in drafting a Telecommunications Ordinance.

Action: Staff was directed to move forward with using Scott Porter, Attorney with Jones and Mayer to draft an interim Telecommunications Ordinance to bring back to the 10/10/18 meeting. Staff was further directed to refine the terms and conditions of the agreement between the Center for Municipal Services (CMS) and Nevada City which included insurance requirements, an indemnification clause and the services to be provided which includes that CMS will review the interim Telecommunications Ordinance and provide input on the final Ordinance to be drafted.

C. Subject: An Ordinance Of The City Of Nevada City Amending Subsection (4) Of Section 9.22.050 Of Chapter 9.22 And Section 17.142.040 Of Chapter 17.142 Of The Nevada City Municipal Code Pertaining To Permit Renewals And Location Of Medical Cannabis Businesses

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

Action: Motion by Senum, seconded by Strawser to waive reading of Ordinance, read title only and introduce for a first reading.

(Approved 4 – 0: 1 Absent)

8. NEW BUSINESS:

A. Subject: Request For In-Kind Sponsorship Of the Wild And Scenic Film Festival And Street Closure Request At York Street

Recommendation: Approve request to provide in-kind sponsorship of the Wild and Scenic Film Festival January 17-20, 2019:

1. Waive fees for the use of the Veteran's Building
2. Allow use of City Hall Council Chambers
3. Approved York Street – street closure
4. Waive fees for use of Robinson Plaza if the York Street closure is not approved
5. Department of Public Works will assist in identifying an appropriate banner location and hang the banner

Action: Motion by Senum, seconded by Strawser to approve the request to provide in-kind sponsorship of the Wild and Scenic Film Festival January 17-20, 2019.

(Approved 4 – 0: 1 Absent)

B. Subject: Direction To Staff To Propose A Designated Smoking Area Pilot Project
Recommendation: Direction to staff to identify potential designated smoking areas and present to Council a proposed designated smoking area pilot project.
Action: Staff was directed to move forward in drafting and proposing a plan for a designated smoking area pilot project and to bring back to City Council for review.

C. Subject: Staff Direction To Draft An Ordinance To Amend Nevada City Municipal Code To Address Unlawful And Aggressive Panhandling
Recommendation: Staff direction to draft an Ordinance to address unlawful and aggressive panhandling.
Action: Staff was directed to move forward in drafting an Ordinance to address unlawful and aggressive panhandling and bring back to City Council for review.

D. Subject: Direction To Staff In Proceeding With The Establishment Of A Communications And Community Engagement Committee
Recommendation: Direction to staff in proceeding with the establishment of a communications and community engagement committee.
Action: This item was on the agenda as item 8B, it was moved to the end of the meeting. The item was finally tabled with the request that Council Member Minett further define how the communications committee would be structured, who would be responsible for the committee and also who would be involved.

9. CORRESPONDENCE:
10. ANNOUNCEMENTS:
11. CITY MANAGER'S REPORT:
12. ADJOURNMENT: - 10:54 PM



David Parker, Mayor

ATTEST:



Niel Locke, City Clerk