



**REGULAR CITY COUNCIL MEETING
MEETING AGENDA
WEDNESDAY, SEPTEMBER 28, 2016**

**Closed Session Meeting – 6:00 PM
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.

Evans Phelps, Mayor

**Reinette Senum, Council Member
David Parker, Council Member**

**Duane Strawser, Vice Mayor
Valerie Moberg, 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.

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 MEETING – 6:00 PM

Pursuant to Government Code Section 54956.9(d)(2) the City Attorney is requesting a closed session regarding significant exposure to litigation in one potential case.

REGULAR MEETING – 6:30 PM - Call to Order

Roll Call: Moberg, Parker, Senum, Vice Mayor Strawser, & Mayor Phelps

PLEDGE OF ALLEGIANCE

PROCLAMATION:

PRESENTATION:

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 AND COMMITTEE REPORTS:

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: Fire Activity Report – August 2016

Recommendation: Receive and file.

B. Subject: Award Contract to Dokken Engineering for Phases 2 and 3 Bridge Design, for Nevada Street Bridge Over Deer Creek

Recommendation: Pass Resolution 2016-XX to Award a Contract for a Fixed Price, Not to Exceed Amount of \$184,280.44 for Professional Engineering Services, Phases 2 and 3 Bridge Design, 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 Authorize Mayor to sign.

C. Subject: Agreement with Stantec Consulting Services, Inc. for Wastewater Treatment Plant NPDES Permit Renewal Application Assistance

Recommendation: Pass a Motion authorizing Mayor to sign professional services agreement with Stantec Consulting Services, Inc. in an amount not to exceed \$24,400 to assist with preparation of the City's National Pollution Discharge Elimination System (NPDES) Permit renewal application.

4. APPROVAL OF ACTION MINUTES:

A. City Council Meeting – September 14, 2016

5. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

6. PUBLIC HEARINGS:

A. Subject: Public Hearing of Appeal of Planning Commission Decision to Deny the Architectural Review Application of Charlotte Dewar to Construct a Front Entry Façade on the Accessory Building located at 254 Boulder Street

Recommendation: After holding a public hearing, Council shall make a decision whether to uphold, overturn, or modify the Planning Commission decision to deny the Architectural Review Application.

7. OLD BUSINESS:

8. NEW BUSINESS:

A. Subject: Options for Permitting a Medical Marijuana Dispensary to Locate and Operate within the City; Conduct Research and Develop Regulatory Options Related to Other Business Operations Permitted by the California Medical Cannabis Regulation and Safety Act

Recommendation: Refer a draft ordinance to the Planning Commission for their review and recommendation; direct Staff to research and develop ordinance options and recommendations related to other business operations permitted by California's Medical Cannabis Regulation and Safety Act.

9. CORRESPONDENCE:

10. ANNOUNCEMENTS:

11. CITY MANAGER'S REPORT:

12. ADJOURNMENT

Certification of Posting of Agenda

I, Mark Prestwich, City Manager for the City of Nevada City, declare that the foregoing agenda for the September 28, 2016 Regular Meeting of the Nevada City City Council was posted September 23, 2016 at the office of the City of Nevada City (City Hall). The agenda is also posted on the City's website www.nevadacityca.gov.

Signed September 23, 2016 at Nevada City, California

_____, Mark Prestwich, City Manager

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

October 12, 2016	Regular Council Meeting
October 26, 2016	Regular Council Meeting
November 9, 2016	Regular Council Meeting
November 30, 2016	Regular Council Meeting (Note Changed Date)
December 14, 2016	Regular Council Meeting
December 28, 2016	Meeting Canceled

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.*