

**CITY OF NEVADA CITY  
DRAFT ACTION MINUTES  
REGULAR CITY COUNCIL MEETING OF JANUARY 13, 2016**

**NOTE:** This meeting is available to view on the City's website [www.nevadacityca.gov](http://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 Corey Shaver, Deputy City Clerk at (530) 265-2496, ext 133.

- 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**

Pursuant to Government Code Section 54956.9, the Consulting City Attorney is requesting a closed session conference to discuss and confer on a Settlement Authority Request regarding the pending Worker's Compensation claim of James Fowler against the City, Claim No. NCWA 556102.

Consulting City Attorney DeGraw reported out of Closed Session that a modification was made in the Settlement Authority.

**REGULAR MEETING – 6:30 PM - Call to Order**

**Roll Call:** Present: Andersen, Bergman, Vice Mayor Phelps, & Mayor Ray  
Absent: Strawser

**PLEDGE OF ALLEGIANCE**

**PROCLAMATION:** None

**PRESENTATION:** None

**1. BUSINESS FROM THE FLOOR-PUBLIC COMMENT (Per Government Code Section 54954.3)**

Please refer to the meeting video on the City's website at [www.nevdacityca.gov](http://www.nevdacityca.gov).

**2. COUNCIL MEMBERS REQUESTED ITEMS AND COMMITTEE REPORTS:**

Please refer to the meeting video on the City's website at [www.nevdacityca.gov](http://www.nevdacityca.gov)

**COUNCIL MEMBERS REQUESTED ITEMS AND COMMITTEE REPORTS:**

None

**3. CONSENT ITEMS:**

**A. Subject:** Fire Activity Report – September thru December 2015

**Recommendation:** Receive and file.

**B. Subject:** Accounts Payable Report – November 2015

**Recommendation:** Receive and file.

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**C. Subject:** Fire Activity Report – September thru December 2015  
**Recommendation:** Receive and file.

**D. Subject:** Accounts Payable Report – November 2015  
**Recommendation:** Receive and file.

**E. Subject:** Notice of Completion for East Broad Street Sidewalk Project  
**Recommendation:** Pass Resolution 2016-01 Authorizing the Mayor to Sign a Notice of Completion.

**F. Subject:** Calling General Municipal Election on June 7, 2016  
**Recommendation:** Pass Resolution 2016-02 requesting the County of Nevada consolidate the regularly scheduled municipal election on June 7, 2016.

**G. Subject:** Standard Agreement Between the City of Nevada City and Caltrans  
**Recommendation:** Review and authorize the City Manager to sign an agreement for \$25,000 through 12/15/17 between the City of Nevada City and Caltrans for brine solution.

**H. Subject:** Notice of Completion for 2015 Measure “S” Paving Improvements  
**Recommendation:** Pass Resolution 2016-03 approving a Notice of Completion for the construction of 2015 Measure S paving and reconstruction and authorize Mayor to sign.

**Action:** Motion by Phelps, seconded by Bergman to approve Consent Items as presented.  
**(Approved 4 – 0, Absent – Strawser)**

**4. APPROVAL OF ACTION MINUTES:**

A. City Council Meeting – December 9, 2015

**Action:** Motion by Andersen, seconded by Bergman to approve the December 9, 2015 Minutes as presented.  
**(Approved 4 – 0, Absent – Strawser)**

**5. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:**

**A. Subject:** Nevada City Police Department Reserve Program Guidelines Recommendation: Approve the proposed Nevada City Police Department Reserve Program Guidelines.

**Action:** Motion by Phelps, seconded by Andersen to approve the proposed Nevada City Police Department Reserve Program Guidelines.  
**(Approved 4 – 0, Absent – Strawser)**

**B. Subject:** Swimming Pool Rehabilitation Project Grant Application

**Action:** Motion by Bergman, seconded by Phelps to adopt Resolution 2016-04 Authorizing the City to submit a grant application for Land and Water Conservation Fund Swimming Pool Rehabilitation Project.  
**(Approved 4 – 0, Absent – Strawser)**

**C. Subject:** First Quarter Financial Update, Fiscal Year (fy) 15/16  
Received & Filed.

**6. PUBLIC HEARINGS:**

- A. Subject:** An Ordinance of the City Council of Nevada City, California, Adding Chapter 17.140 to the Nevada City Municipal Code Entitled, "Marijuana Regulations;" and Resolution Approving a Notice of Exemption (Ordinance Adding Chapter 17.140 entitled "Marijuana Regulations")  
**Recommendation:** Hold a public hearing and first reading of the proposed ordinance; consider a Resolution Approving a Notice of Exemption for the ordinance.

**Action:** Motion by Phelps, seconded by Andersen to adopt Resolution 2016-05 Approving a Notice of Exemption (Ordinance Adding Chapter 17.140 entitled "Marijuana Regulations:") for the ordinance.  
**(Approved 4 – 0, Absent – Strawser)**

**Action:** Motion by Phelps, seconded by Bergman to hold a public hearing and first reading of the proposed ordinance.  
**(Approved 4 – 0, Absent – Strawser)**

- B. Subject:** Transaction and Use Tax Options and Election Timing  
**Recommendation:** Hold a public hearing on both the proposed General Tax ordinance and the proposed Special Tax ordinance and either 1) hold a first reading of the General Tax ordinance or the Special Tax ordinance to preserve the ability to adopt in time for the June 7, 2016 election; or 2) provide alternate direction to the City Manager.

Direction provided to City Manager Prestwich to prepare a 3/8 cents Special Tax ordinance for the November 2016 election.

**7. OLD BUSINESS:**

- A. Subject:** Placement of Council-Requested Items on City Council Agenda.

Direction to be provided to City Manager.

**8. NEW BUSINESS:**

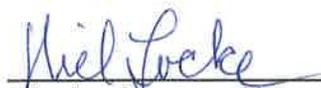
**9. CORRESPONDENCE:**

**10. ANNOUNCEMENTS:**

**11. CITY MANAGER'S REPORT:**

**12. ADJOURNMENT – 8:30 pm**

**ATTEST:**

  
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Niel Locke, City Clerk

  
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Jennifer Ray, Mayor