

**CITY OF NEVADA CITY
ACTION MINUTES
REGULAR CITY COUNCIL MEETING OF MARCH 30, 2016**

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 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 – 5:30 PM

Pursuant to Government Code Section 54956.8 Real Property Transactions: Closed meeting with negotiators, City Manager Mark Prestwich, Contract City Attorney Hal DeGraw to participate in negotiations with representatives of Sierra Fund regarding purchase and/or terms of acquisition of property identified as APN 05-100-69 and 97 (portions).

Action: Staff will proceed as directed.

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

Action: Staff will proceed as directed (Council Member Bergman recused himself from the discussion).

REGULAR MEETING – 6:30 PM - Call to Order

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

PLEDGE OF ALLEGIANCE

PROCLAMATION:

PRESENTATION:

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.nevadacityca.gov.

Action: City Council referred citizen suggestion to work on mobile food vending ordinance to staff and City Planning Commission.

2. COUNCIL MEMBERS REQUESTED ITEMS AND COMMITTEE REPORTS:

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

3. CONSENT ITEMS:

- A. Subject:** Fire Activity Report – February 2016
Recommendation: Receive and file.
- B. Subject:** Award Contract for Water Plant Improvements in Nevada City
Recommendation: Pass Resolution 2016-XX 1) Finding the project categorically exempt pursuant to CEQA Guideline §15306, and 2) Awarding a Contract for a Fixed Price, Not to Exceed Amount of \$50,000 based on an hourly rate for labor of \$70.00 per hour plus actual direct cost for materials to E.R Harries Construction of Nevada City, CA and Authorize Mayor to sign.
- C. Subject:** Offer of Dedication of Public Utility Easement for Inn Town Campground on City-owned property at #5 Kidder Court used by the Nevada County Narrow Gauge Railroad and Transportation Museum
Recommendation: Approve and Authorize the Mayor to sign the attached easement document where indicated to grant a non-exclusive easement for Public Utility Purposes across City-owned property at #5 Kidder Court to the Inn Town Campground.

Action: Motion by Bergman, seconded by Andersen to approve Consent Calendar as presented.
(Approved 5 - 0)

4. APPROVAL OF ACTION MINUTES:

- A. City Council Meeting – City Council Meeting – March 9, 2016**

Action: Motion by Strawser, seconded by Phelps to approve the March 9, 2016 Minutes.
(Approved 5 - 0)

5. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

- A. Subject:** Memorial Bench Request for Pioneer Park
Recommendation: Approve a bench with plaque to be placed in memory of Dr. Galen Martin at Pioneer Park.

Action: Motion by Strawser, seconded by Andersen to approve a bench with plaque to be placed in memory of Dr. Galen Martin at Pioneer Park. (Approved 5 - 0)

- B. Subject:** 2015 Year in Review - Police Department (Oral Report)
Recommendation: Receive and file.

Action: City Manager Prestwich requested the item be continued to the meeting of April 13, 2016.

- C. Subject:** June 7, 2016 Municipal Election Update (Oral Report)
Recommendation: Receive and file.

Action: City Council requested:

- 1) City Clerk contact County Elections Office on March 31 to confirm whether or not Shawn Matthews' name could be added to the June 7, 2016 ballot.
- 2) Staff review and consider process improvements related to receiving and distributing candidate filing paperwork.

6. PUBLIC HEARINGS:

- A. Subject:** 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.

Action: Motion by Phelps, seconded by Strawser to continue the public hearing to a future date to regarding the front entry façade to the accessory building located at 254 Boulder Street.

(Approved 4 – 0, Bergman recused)

- B. Subject:** An Ordinance of the City of Nevada City Imposing a 3/8 of 1% Transactions and Use Tax for Special Purposes (First Reading / Requires 4/5th Vote)
Recommendation: Hold a public hearing and first reading of a proposed Special Tax Ordinance imposing a 3/8 of 1% Transactions and Use Tax for Special Purposes effective upon voter approval.

Action: Motion by Andersen, seconded by Strawser to hold first reading and approve proposed Special Tax Ordinance imposing a 3/8 of 1% Transactions and Use Tax effective upon voter approval.
(Approved 5 – 0)

7. OLD BUSINESS:

8. NEW BUSINESS:

- A. Subject:** Review of Draft 2016 Nevada City Community Survey
Recommendation: Provide direction to the City Manager.

Action: City Manager Prestwich requested the item be continued to meeting of April 13, 2016.

9. CORRESPONDENCE:

10. ANNOUNCEMENTS:

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

11. CITY MANAGER'S REPORT:

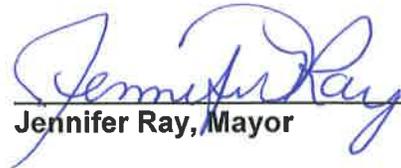
City Manager Prestwich noted that City Hall would be closed on March 31 in observance of Cesar Chavez Holiday.

12. ADJOURNMENT – 8:57 p.m.

ATTEST:



Niel Locke, City Clerk



Jennifer Ray, Mayor