

**CITY OF NEVADA CITY
ACTION MINUTES
REGULAR CITY COUNCIL MEETING OF JUNE 22, 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.

REGULAR MEETING – 6:30 PM - Call to Order

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

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.

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:** Nevada City's Special Tax (1986) for the 2016/17 Fiscal Year and Future Fiscal Years
Recommendation: Pass Resolution No. 2016-26 requesting the Nevada County Auditor-Controller and Tax Collector to collect Nevada City's Special Tax (1986) for the 2016/17 Fiscal Year and future fiscal years.
- B. Subject:** Nevada City's Special Tax (Measure K) for the 2016/17 Fiscal Year and Future Fiscal Years
Recommendation: Pass Resolution No. 2016-27 requesting the Nevada County Auditor-Controller and Tax Collector to collect Nevada City's Special Tax (Measure K) for the 2016/17 Fiscal Year and future fiscal years.
- C. Subject:** Local Transportation Fund (LTF) Claim for Transit and Paratransit Operations
Recommendation: Pass Resolution No. 2016-28 requesting the Nevada County Transportation Commission (NCTC) allocate \$87,090 of the City's FY 2016/17 estimated apportionment of LTF in support of transit and paratransit services.
- D. Subject:** Rate Adjustment for Solid Waste and Recycling Services from Waste Management in Conformance with Terms and Conditions Contained in the Franchise Agreement
Recommendation: Pass Resolution 2016-29, approving the rate adjustment for solid waste and recycling services provided by Waste Management.
- E. Subject:** Determination of Public Convenience and Necessity for the Inn Town Campground at 9 Kidder Court
Recommendation: Pass Resolution 2016-30 authorizing the Police Chief to Make a Determination of Public Convenience and Necessity for the Inn Town Campground at 9 Kidder Court.
- F. Subject:** Resolution Noticing Municipal Election Related to Transactions and Use Tax for Special Purposes and Requesting Consolidation with November 8, 2016 Statewide General Election
Recommendation: Pass Resolution 2016-31 submitting a transactions and use tax for special purposes

ballot measure to voters and requesting consolidation with November 8, 2016 Statewide General Election.

G. Subject: Fire Activity Report – May 2016
Recommendation: Receive and file.

H. Subject: Placement of Embankment / Fill Material at 157 Airport Road
Recommendation: Pass a Motion authorizing the Mayor to sign a contract for grading, brush removal and placement of embankment material at 157 Airport Road.

Items D & E were pulled from the Consent Calendar.

Action: Motion by Andersen, seconded by Phelps to approve Consent Item D as presented.
(Approved 4 – 0; Strawser absent)

Action: Motion by Bergman, seconded by Andersen to approve Consent Items E as presented.
(Approved 3 – 0; Phelps abstaining, Strawser absent)

Action: Motion by Phelps, seconded by Andersen to approve Consent Items A, B, C, F, G and H as presented.
(Approved 4 – 0; Strawser absent)

4. APPROVAL OF ACTION MINUTES:

A. City Council Meeting – City Council Meeting – June 8, 2016

Action: Motion by Bergman, seconded by Andersen to approve the June 8, 2016 Minutes as amended.
(Approved 4 – 0; Strawser absent)

5. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

A. **Subject:** Proposed Bench and Sign for Gathering Garden on Environs Property
Recommendation: Approve sign design and bench placement for sign and bench to be placed at the Gathering Garden located on the Environs Property.

[Council Member Strawser now present]

Action: Motion by Andersen, seconded by Strawser to approve sign design and bench placement for sign and bench to be placed at Gathering Garden located on the Environs Property.
(Approved 5 – 0)

6. PUBLIC HEARINGS:

A. **Subject:** Collection of Delinquent Sewer and/or Water Accounts on the Nevada County Tax Roll
Recommendation: After holding a public hearing, pass Resolution 2016-32 requesting that the County of Nevada levy and collect delinquent water and sewer service charges on the tax roll.

Action: Motion by Phelps, seconded by Strawser to pass Resolution 2016-32 requesting that the County of Nevada levy and collect delinquent water and sewer service charges on the tax roll.
(Approved 5 – 0)

7. OLD BUSINESS:

A. **Subject:** An Ordinance of the City of Nevada City amending Chapter 5.32 to Title 5 of the Nevada City Municipal Code Relating to Licensure of Tobacco Retailers (First Reading)
Recommendation: Waive reading of Ordinance, read title only and introduce for first reading.

Action: Motion by Andersen, seconded by Strawser to replace the words "provided that" with "except to" in Section 5.32.030(c), waive reading of Ordinance, read title only and introduce for first reading.
(Approved 5-0)

B. **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 and Progress Report of Sub-Committee Meeting on Design Suggestions

Recommendation: After considering an update on the appellant's ability to prepare necessary design documents, Council shall make a determination whether or not to set a date certain for the applicant to come back before Council with modifications to the design of her front entry façade of her accessory building.

Action: Direction provided to calendar 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 to the City Council meeting of July 27, 2016.

8. NEW BUSINESS:

- A. Subject:** An Ordinance of the City of Nevada City Amending Subsection G of Section 17.72.060 of Chapter 17.72 of the Nevada City Municipal Code Pertaining to Fees for Administrative Home Occupations (First Reading)

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

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

(Approved 5-0)

9. CORRESPONDENCE:

10. ANNOUNCEMENTS:

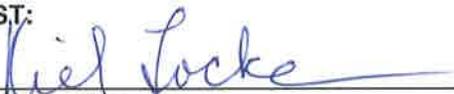
Please refer to the meeting video on the City's website at www.nevadacityca.gov.

11. CITY MANAGER'S REPORT:

City Manager Prestwich encouraged the residents to complete their community survey and return it to City Hall. The survey is available on the City's website (www.nevadacityca.gov) or at City Hall (317 Broad Street). Prestwich also reported the City website now includes a link to "live meetings" on the left column to watch City Council and Planning Commission meetings live. He also indicated the Chamber of Commerce was planning a ribbon cutting for the updated 7-Hills Business District sign on June 28 at 5:00 p.m.

12. ADJOURNMENT – 7:10 p.m.

ATTEST:



Niel Locke, City Clerk



Jennifer Ray/ Mayor