



Bios

Jennifer Barrett is currently a site planner and project manager at McCamant & Durrett Architects in Nevada City and Berkeley, CA and a consultant for Sustainable Community Strategies in Truckee, CA. Her expertise includes urban design, economic development, community-based planning strategies, site analysis, and land use policy and regulations with experience in Montreal, New York, Philadelphia and northern California. She is currently working for the Sustainability Team to research sustainability regulations in towns and regions throughout North America as models for Nevada City's own sustainability plan.

Prior to joining the staff at McCamant & Durrett she worked on community planning strategies and land use policy for the New York Industrial Retention Network and the Community-Based Planning Initiative at the Municipal Art Society in New York City. She has also worked on creating and preserving community gardens in New York City and as a research assistant on sustainable community development for the Canada Housing and Mortgage Corporation (Canada's equivalent of U.S. Housing and Urban Development). She holds a Masters degree in Urban Planning from McGill University in Montreal, Canada.

Ray Bryars and his family have been residents of Nevada County for over 26 years. His interests in the environment, gardening, hiking and healthy living have led to volunteering for organizations that make a positive difference. Ray is on the board of the Clean Power Cooperative, tutors English, assists with trails programs for the Nevada County Land Trust and is a Walkable Communities advocate with Live Healthy Nevada County.

Ray earned a Bachelors degree in Electrical Engineering from the University of Waterloo in Canada, began his career as a Design Engineer in Montreal and then with the Grass Valley Group. He has held a variety of positions from Product Design to Engineering Management, all related to the development of world-class products for the broadcast television industry.

Al Bulf is a recent retiree from a local utility after 39 years. He received a double Bachelor of Arts in Urban Transportation, Planning under Geography, CSU Sacramento. Former Marine Engineer, US NAVY - Fossil Fuel & Nuclear Propulsion Trained. Currently working on electric rail connection between Colfax, Grass Valley and Nevada City with encouragement from the Chamber of Commerce of Nevada City and interest of the City Council of Nevada City.

Tania Carlone has two decades of experience in education and non-profit executive leadership and administration in local and international settings. Currently, she is the executive director of the Yuba Watershed Institute; a steering committee member and officer for Live Healthy Nevada County's Food and Nutrition Action Committee; and a board member with APPLE-NC (The Alliance for a Post Petroleum Local Economy of Nevada County). Tania holds a M.A. in Education and a B.A. in Political Science with emphases in Public Service and Peace and Justice from the University of San Francisco.

Marty Coleman-Hunt is the Executive Director, Nevada County Land Trust. Soon after moving to Nevada County for the sheer beauty of our landscapes and access to first class outdoor recreational activities, Marty became a Board member for Nevada County Land Trust. In 2007 she became Executive Director of NCLT and works to protect the quality of our rural community through voluntary land conservation, building trails and offering outdoor recreation and educational programs. She is on the Boards of Sierra-Cascade Land Trust Council and the Bear-Yuba Partnership. Marty holds a BA from UC Santa Cruz in Linguistics and an MBA from San Francisco State University. She has had a 30-year career as a business and marketing professional for non-profit organizations and in the business sector. In the past, she held a Board seat for the San Francisco Special Olympics for 5 years, she ran an anti-toxics campaign under Mayor Dianne Feinstein, and she launched Green Communications Group which promoted Green initiatives for business and environmental NGOs. In 2003 she was given the Leadership Award from TWIN (Tribute to Women in Industry) and also for the 2020 Vision and Leadership Award.

Benjamin P. Jordan, P.E., Technical Consultant, provides civil engineering expertise for sustainable ecological design projects including water, bioenergy production and permaculture education. He has extensive experience in the design and construction of municipal, commercial and residential utility infrastructure, bioenergy production from waste resources and sustainable community development projects. Before working to establish an ecological design firm, a worker owner biofuel distribution cooperative and a biofuel recycling non-profit, Mr. Jordan worked extensively for private engineering consultants and has certifications in green design, tank inspection and composting education. Mr. Jordan holds a California Professional Civil Engineering License and a B.S. degree in Civil and Environmental Engineering from the University of Michigan.

He is a founder of and currently works for Biofuel Recycling, a 501 c3 organization that provides bioenergy project planning from waste resources and green job development, Peoples Fuel Cooperative a worker owner corporation that provides alternative energy and fuel implementation services in addition to the delivery of pure high quality biodiesel to large and small fleets and Design Ecology, a professional design firm providing ecological building and community systems through landscape architecture, architecture and civil engineering services.

Karin Kaufman is a landscape architect who has worked in landscaping since 1996. She approaches her projects with a focus on environmentally conscious design, incorporating innovative stormwater management techniques, principles of sustainable design, and use of renewable and recycled materials. Her work experience includes master planning, native restoration, stormwater management, fire-wise and drought

tolerant landscaping, project management, preparation of construction documents, contract administration, and teaching classes. Projects include retreat centers, schools, a public park that doubles as a water-retention basin for a housing development, revegetation of levee repair sites for habitat restoration, parking lots for large commercial developments, a city park, and private residences. She co-authored the book *Living Wild: Gardening, Cooking and Healing with Native Plants of the Sierra Nevada* which was released in March 2011.

Karin lives in Nevada City with her husband and two children and maintains offices in downtown Nevada City and in Santa Barbara.

Erika Kosina is a freelance writer and community organizer who designs and produces events that build community and empower individuals to create positive change in their lives. Her events range from the “Tech Talk” lecture series, which serves as an inspiration and catalyst for collaboration to the science and technology community in Nevada County, to “Tech-free Day” in San Francisco, which encourages people to unplug from technology and get to know each other in a real (vs. virtual) way. She also serves on the board of Live Healthy Nevada County as secretary and web consultant, acts as the Program Coordinator for the LHNC Food and Nutrition Action Committee, and volunteers as a “friendly visitor” for FREED. Erika’s professional experience is mainly in the realm of web consulting – she was a project manager and strategist for corporations such as AIG, Safeway, and Intel for 13 years before transitioning to motherhood and a part-time consulting role. A recent transplant to Nevada City, Erika is thrilled to be a part of such a passionate and engaged community.

Diane McIntire is an architectural designer, landscape designer, and licensed general contractor. She has owned or co-owned her own business since 1979 integrating design, both indoor and outdoor, with construction for new construction and remodeling projects. Diane moved to Nevada City in 2006 from the Sacramento area where she lived for over 25 years. During her career, her company individually designed and built over 200 custom homes and over 100 remodeling projects in Sacramento, El Dorado, Yolo, Napa, Placer and Nevada Counties. In the course of her work, she was responsible for processing permits and other required approvals as needed with appropriate building departments, planning departments, and architectural review committees for those projects. Her company participated in two Street of Dreams showcases (1989 and 1996) and each time her home was voted Best of Show by the general public. She was awarded the Sacramento MAME award for Best Custom Home in 1996. Other projects include professional offices, an oral surgery office, a boutique hotel on the Sacramento River and production home design/build/landscape projects. She has been a speaker on the outdoor room concept participating in a national conference on the subject and has been a judge for housing awards in California. She has been interested and involved in Green Building and Sustainability for over 20 years attending numerous conferences and educational seminars and implementing the practices into projects whenever possible.

Diane now plans to focus her business life in Nevada City. She is exploring new and diverse ideas for a business in Nevada City. In 2008 she attended the Community Congress event at the Miner’s Foundry to become more involved in the local community. Very impressed by the expertise, direction and enthusiasm of fellow attendees, she volunteered for the public outreach committee for that event. That decision led to an opportunity to volunteer for a weekly interview show at NCTV which she continues to do

currently. She is interested in learning the business history of Nevada City, interfacing with local businesses and stakeholders to further understand their concerns while helping to make Nevada City an economically viable model of Sustainability. She has joined the Nevada City Sustainability Team as one way to further that goal.

Carrie Monohan received her Ph.D. from the University of Washington College of Forest Resources, Center for Water and Watershed Studies in Forest Engineering and Hydrology in 2004. Since completing her dissertation she has contributed to the understanding of legacy impacts from historical gold mining in California, specifically, the effects of abandoned mines, mercury, the process of mercury methylation and potential public health impacts. Dr. Monohan has consulted for a number of environmental organizations in the areas of abandoned mine land assessment, water quality, habitat restoration, and data analysis. She is currently the Science Director at The Sierra Fund in Nevada City, California, consults for the Nevada Irrigation District and has recently been appointed adjunct professor to the Geological and Environmental Sciences Department at California State University Chico.

Reinette Senum, for the past twenty-five years, has been a motivational speaker for many schools, businesses and clubs throughout the west coast. Reinette is one of the founders of APPLE (Alliance for a Post-Petroleum Local Economy) dedicated to educating the community on the effects of oil depletion/global warming and the benefits of strong, local economy. Reinette also co-founded the non-profit organization called PowerUp-NC dedicated to finding energy efficient programs and incentives for Nevada City and other rural communities.

Reinette has moved onto local politics and, currently, is the former Mayor of Nevada City, CA and still resides on the city council. Reinette's work with the city has included energy audits on all city-owned buildings, as well as solar installments on city hall, Pioneer Park public pool and the city yard. Reinette is highly active with the APPLE Center for Sustainable Living in downtown Nevada City and was heavily involved in its creation. An \$80,000 retrofit has just been completed on the new APPLE Center building through the collective efforts of volunteers and 100% donations of materials. Reinette most recently championed a city-wide sustainability plan that was unanimously approved by the Nevada City City Council. Currently, Reinette is working closely with Gary Tintle, Tania Carlone and Rebecca Coffman to redevelop the Alpha Building in downtown Nevada City.

Gary Tintle is a longtime community leader and recipient of the 2010 Elza Kilroy Award for outstanding community service, by the Nevada City Chamber of commerce. Gary Tintle is a businessman, a builder and a volunteer. He owns a construction company, Tintle Inc., is a Citizens Bank board members, a member of the Nevada City Sustainability Vision Team, and is a board member for the Nevada City Chamber of Commerce.

The Nevada City native also owns several downtown buildings and has volunteered his services and construction equipment for a number of projects, including the popular Robinson Plaza, the Nevada City Farmers Market, and most recently, the APPLE Center for Sustainable Living. Currently, Gary busies himself with the development of the Alpha Building Community Collaborative and the Commercial St. Boardwalk that were launched through the efforts of the Nevada City Sustainability Team's collective efforts.

RESOLUTION NO. 2011-XX

**A RESOLUTION OF THE CITY OF NEVADA CITY
ADOPTING A NEVADA CITY DISASTER PLAN
PURSUANT TO CHAPTER 2.44 OF THE NEVADA CITY MUNICIPAL CODE**

WHEREAS, the Section 2.44.040 of Chapter 2.44 of the Nevada City Municipal Code was amended by Ordinance No. 2011-06, effective April 23, 2011, to authorize adoption of a city emergency and/or disaster plan by resolution; and,

WHEREAS, the City Council has review and desires to approve that Disaster Plan as revised as of January 1, 2011:

NOW, THEREFORE, BE IT RESOLVED that effective immediately that City of Nevada City Disaster Plan, Revised January 1, 2011, a copy of which is attached hereto and incorporated by such reference, is adopted for all purposes pursuant to Chapter 2.44 of the Nevada City Municipal Code.

PASSED AND ADOPTED at the regular meeting of the City Council of the City of Nevada City on the 27th day of April, 2011, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Robert Bergman, Mayor

ATTEST:

Niel Locke, City Clerk

**CITY OF NEVADA CITY
DRAFT SUMMARY MINUTES
CITY COUNCIL MEETING OF APRIL 13, 2011**

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. The agenda listed directly below the video screen has bullet points which you can select to get to a specific agenda item. Click on the desired agenda item which will enable you view the meeting from that point forward. Please contact Deputy City Clerk, Corey Shaver for websites assistance (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 called to order at 6:30 p.m.

ROLL CALL

Present: Councilmembers Harris, Senum, McKay, Vice Mayor Strawser, Mayor Bergman

PLEDGE OF ALLEGIANCE

PROCLAMATION:

A Proclamation Recognizing Child Abuse Prevention Month, Sexual Assault Awareness Month and National Crime Victims' Rights Week – Rod Gillespie, Deputy Probation Officer accepted the proclamation.

BUSINESS FROM THE FLOOR – PUBLIC COMMENT (Per Government Code Section 54954.3)

Niel Locke – 1) Announced the 150th Anniversary of the Civil War on April 12th; 2) There is a great need to have a safe public restroom at the end of the City in the Commercial Street parking lot; thanked the Council for having the restrooms at City Hall open to the public.

City Manager Albaugh - Stated that President Roosevelt passed away on April 12, 1945.

Charles Durrett – Encouraged the Council to keep a warming center on the radar; create a coalition to come forward to having a long term solution on the homeless situation.

Public Comment - Closed

1. COUNCILMEMBERS REQUESTED ITEMS AND COMMITTEE REPORTS:

Mayor Bergman – Economic Resource Council (ERC) monthly meeting; Nothing of consequence to report; ERC will be moving forward in the future.

2. CONSENT ITEMS:

- A. Resolution No. 2011-20 Approving Projects Proposed for Inclusion in the Nevada County Transportation Commission 2011-2012 Work Program
- B. Accounts Payable for March, 2011
- C. Police Department Activity report for February, 2011
- D. Fire Department Activity Report for March, 2011
- E. Resolution No. 2011-21 Authorizing Submittal of a Regional Grant Application and Designating the County of Nevada as the Lead Agency for a Household Hazardous Waste Grant #19 with CalRecycle.

Action: Motion by Harris, seconded by Senum to approve Consent Item A, B, C, D, E as presented.
(Approved 5 – 0)

3. APPROVAL OF MINUTES:

- A. Regular City Council Meeting Minutes March 23, 2011

Action: Motion by Harris, seconded by Senum to approve Regular City Council Minutes for March 23, 2011 as amended.
(Approved 5 – 0)

4. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

- None

PUBLIC HEARING

- None

5. OLD BUSINESS:

A. Subject: Draft Ordinance Pertaining to New Bed & Breakfast Facilities

Mayor Bergman gave a brief timeline on the B&B ordinance process and City Planner Siegfried provided a staff report included in the packet.

- Councilmember Harris stated that the Council had a 4-1 vote at the February 9th City Council meeting and the right thing to do is forward this to the Planning Commission.
- Councilmember McKay quoted the Roberts Rules of Order.
- Councilmember Harris agreed with the rules.
- Mayor Bergman indicated that at the March 23rd City Council meeting the matter was deferred to allow Vice Mayor Strawser to ask questions of the City Planner for clarification and if satisfied it would move forward to Planning Commission.
- Vice Mayor Strawser stated that he was somewhat satisfied. He doesn't feel we're dragging this subject matter on because if we are to do this, we need to do it right and then move forward.
- Councilmember McKay stated that we're pushing the limit on this.

Action: Motion by Strawser, seconded by Senum to reconsider the need to develop and adopt a new comprehensive ordinance that will allow B&Bs in residential areas on a case-by-case basis.

Public Comment

Gladys Birdsong, 545 E Broad St – Stated her home is near a B&B; she favors B&Bs; they bring tourism to the City; she circulated a petition to support B&Bs which she gave to the Council; Chamber of Commerce has a website with a link to B&B's in Nevada City; encouraged the Council to not limit B&Bs.

Ruth Berliner, owner JJ Jackson's – Stated that she strongly supports B&Bs; she read a letter from the Chamber of Commerce "...wishing to express their continued support of the City allowing/approving more overnight lodging, specifically B&Bs within the City limits".

Eileen Jorgensen – B&Bs are a special interest that the town needs; apologized for not coming forward sooner; it's political subject; suggested doing away with 17 year old language and go with something new; Council has the ability to pioneer something new; suggested to put a team together to work on this and develop the pros and cons and hammer something out.

Brad Croul – Suggested to band the bands; have Council and Planning Commission work out individual issues; review B&Bs on a case by case basis.

Roxanne Harrison – Stated that she doesn't hear anyone asking to start a B&B.

Ray Dallugge's Goddaughter – Stated that she hoped the Council would reconsider the B&B opportunity again; B&Bs are very popular in Europe.

Gail Damskey – Nile St – Asked when the last time an application to open a B&B was applied for, how many years ago; the recession is not going away; what are we going to do to survive, it's called creative adaption; until Commercial Street is cleaned up who is going to come to this town, it is an eye sore and needs to be cleaned up.

Laurie Oberholtzer – Reminded the Council that the City still allows B&Bs; tired of coming here every other week to discuss B&Bs; a neighborhood would not be the same to have a B&B in it; R1 district means something.

Stuart Shepse – Stated there has been seven hearings, five cancellations and this is an issue that won't go away; no one has made application for a B&B; I love B&Bs, I think B&Bs would be great; before the recession B&B's were in decline, economics plays a role here; suggested flex zoning; agrees with Eileen, agrees with Duane; the issue is the process; urged Council to close it out now and pick up later.

Conley Weaver – Indicated that he was still puzzled this is being discussed again; he doesn't understand how the City Attorney has the power to dismiss, negate or eliminate an ordinance; in 1994 citizens decided that B&Bs are not good in residential zones; if there's a great urge to have B&Bs in residential zones then take it back to the voters.

Roger Savage – Stated that he supports the draft ordinance that was passed 4-1; folks that wants the ordinance overturned, than it should go back on ballot to the voters. The process hasn't been fair and on a level playing field; thanked Councilmembers Harris, McKay and Senum to respecting voters.

Chuck Shea – Indicated hats off to Councilmembers Harris and McKay for following the rules; a City Attorney comes along and overturns this with an opinion; lodging is failing; the City is failing; urged to follow rules, keep on track, put it back on the ballot.

Harriet Tottman, 524 E Broad St - Stated that she also wants to see the rules followed; there may not be any application at this time but encouraged the Council not to solidify anything but come up with something that does follow the rules that leaves your options open for the future; it's a big issue; indicated she supports B&Bs.

Public Comment – Closed

- Councilmember Harris stated tonight we're not here to address what was just said. She asked the Council do we want to stop now or reopen it; the right thing is to move it forward; taking a leadership position is over-righting what the voters did and I will not support reopening it; let it move forward.
- Councilmember McKay spoke to the 17 year old law about it not being valid; the 17 year old law was twice voted by the citizens and that carries a lot of weight.
- Councilmember Senum indicated that she found it unique that voters chose this and she agrees with them but also wants more B&Bs; suggested to have creating a committee and to take to voters; she respects the voters but wants more B&Bs.
- Vice Mayor Strawser stated this subject was already in vote when he came on board; it appears there's been an inconsistent process and we should look into it and correct it; agrees to getting out to voters but not at a large cost to the City; people have been wronged on both sides of the case and not sure what to do; agrees to staying with the process.
- Mayor Bergman stated the verbiage of Measure G cancels out Measure B, we have nothing at this point; the choice is to step in and put something in place. There is a motion on the table.

Action: Motion by Strawser, seconded by Senum to reconsider the need to develop and adopt a new comprehensive ordinance that will allow B&Bs in residential areas on a case-by-case basis.
(FAILED: 2-AYES, Strawser, Bergman 2-NOES, Harris, McKay 1-ABSTAIN, Senum)

Councilmember McKay recused himself for Item 5.B. because he makes the T-shirts for the bike race.

B. Subject: Consider Resolution No. 2011-22 Approving the Street Closure Program for 2011

Chamber Director Kathy Whittlesey stated that the only change is the Duck Race requested to be moved from Saturday, September 9th to Sunday, September 10th because the Rotary Club feels it would receive a better turn out since it's the same day as the parade, concert and street faire.

- Police Chief Trovato stated that the street can't be closed on Sunday earlier than 12:15 p.m. because of local church service's traffic flow; the Chief offered to monitor traffic flow, he will be present at the Duck Race but cannot close street.
- City Manager Albaugh stated that this is the Rotary's biggest event and if it works, it works.

Action: Motion by Harris, seconded by Senum to approve Resolution No. 2011-22 Approving the Closing of Certain Street(s) for the Nevada City Chamber of Commerce Sponsored Events for 2011 and approve to try the Duck Race on Sunday September 10, 2011.
(Approved 4 – 0, McKay recused)

C. Subject: Consider Resolution No. 2011-23 Approving Street Closures of Willow Valley Road, Nevada Street, Sacramento Street and Ridge Road for the Amgen Tour of California on May 16, 2011.

- Vice Mayor Strawser stated concern there may be other streets requiring closure approval for an optional route.

Public Comment

Niel Locke, 800 Lindley – Stated that Zion Street is not mentioned at all in the route.

Public Comment - Closed

Action: Motion by Strawser, seconded by McKay to approve Resolution No. 2011-23 Approving the Closing of Certain Streets for the Amgen Tour of California on May 16, 2011 as amended by adding Zion Street and to include an additional optional route to Close Certain Streets: Willow Valley Road, Washington Street, Coyote Street, Union Street and Zion Street.

(Approved 5 – 0)

D. Subject: Quarterly Report to the City Council on New Nevada City Courthouse Project Advisory and AOC Task Force Meetings Including Viable Temporary Sites for Court Facilities During Construction and Updates of City Website, City newsletter and Newsworthy Press Releases

City Manager Albaugh stated this item was continued from the March 23rd meeting; he read the progress report included in the packet.

Action: Received and filed.

Mayor Bergman called for a five minute break.

E. Subject: Presentation for Action – Job Descriptions, Qualifications and Compensation for the Four Key Senior Management Positions and a City Manager Selection Process

Councilmember Harris stated this item was continued from the March 23rd meeting; it's a Strategic Planning Item for City Manager recruitment.

- City Manager Albaugh stated he had contacted the League of Cities and information was out that he was going to retire; the pay is half-time salary and little to no benefits; received some candidates and a candidate has been selected; current status is a background check is being conducted and negotiating a contract.

Direction: Staff to report to Council at the April 27th meeting.

6. NEW BUSINESS:

A. Subject: Consider Resolution No. 2011-24 Approving the City of Nevada City Capital Improvement Plan 2011-2017

City Engineer Falconi referred to the staff report and CIP included in the packet.

- Councilmember Senum indicated there is a sustainable vision with the Team and they put in place a matrix for an overlay to the CIP.
- Councilmember Harris indicated that #54 on the CIP, the date should be moved up, not 2018 and should be \$400k.
- City Engineer Falconi agreed; he indicated corrections on the CIP to be the following: #52 = 2018, #53 = 2018, #54 = 2015.

Action: Motion by McKay, second by Strawser to approve Resolution No. 2011-24 Adopting the Nevada City Capital Improvement Plan for 2011-2012 to 2016-2017 as amended.
(Approved 5 – 0)

B. Request to Extend Use of the Nevada City Veteran's Building Lunch Program by Divine Spark, Inc., from the Current five (5) Days to Seven (7) Days per Week

Joel Shawn, volunteer for Divine Spark spoke on behalf of Thomas Streicher who was out of town visiting his daughters. He stated that to date there has been no complaints about the meals being given; there are complaints about the homeless population; there are no out of town people being fed; Divine Spark can not be responsible for the homeless; Mr. Shawn read a prepared statement and a letter from the Union; asked the Council to open their hearts to feed the homeless seven (7) days a week.

- City Manager Albaugh stated the City pulled off the warming shelter in time for the storm; there were costs involved; had a debriefing to have a group address the future need; the warming center costs were \$2000 for two nights. Participant's/provider's for the shelter were four eligibility workers, Food Bank, kennels for dogs, Red Cross, and Hospitality House and cleanup was done by the County. Stated that no structure brings a huge amount of liability to the City; suggested the Old Armory building might be a location for a warming center and to feed people.

Public Comment

Christine Foster, 405 N Pine St – Stated her love for Nevada City; there are unattended consequences of feeding people; it's not as simple and "Hallmarky" as the first speaker. She indicated she sees the behavior of these people from her kitchen window often; asked why the neighbors weren't asked about it before approving it; the City is not a social service provider; asked the Council not to approve additional meals and sunset Divine Spark to a different location. She submitted a letter and petition to the Council.

Roger Savage, Nevada St – Stated to the Council to deny the request of expanding lunches to seven days and terminate the five day lunch program; Commercial Street parking lot is awful; your Oath of Office is to keep the citizens of Nevada City safe; Council needs to pass loitering law; love is not the answer.

Gail Fox, Cottage St – Stated that she supported what Christine and Roger said; she has experienced personal dealings in the parking lot; Council has a responsibility to citizens and merchants and not to bring the homeless downtown to be fed.

Gene Fox, Cottage St – Stated it is not right to park them in the middle of the City; it is a nuisance; experienced a talking situation with a person that was unpleasant; the dog situation is bad; City is looking for a tremendous lawsuit; Mr. Fox provided photographs of the people hanging around in the parking lot to the Council.

Eileen Jorgensen – Stated there are huge gatherings in the parking lot after sunset; need to take it to the Armory building as suggested by the City Manager; encouraged Council to cut the whole lunch program.

George Foster, 405 N Pine St – The problem did not exist until there was free food; the parking lot is a cesspool; there's a daycare next door to the Vet's building; he's spoken to merchants and this situation has an impact on tourists, they don't come back; the restrooms are awful. The Council lost touch with this issue and their constituency; the needy are being enabled and exploited. He provided a GMail letter to the Council.

Conley Weaver, stated he designed the parking lot; the City took over the Vet's building operations to make available for all uses to get some revenue; the building looked like downtown Beirut and the City cleaned it up; can no longer recommend his guests to use the parking lot because it's beginning to look again like downtown Beirut.

Stuart Shepse, 450 Broad St – Stated that all the things Joel said are nonsense; he handed the Council an aerial photograph of the parking lot; there are four kinds of homeless people and Nevada City's homeless are drugs and alcohol related; requested the Council cancel the five day a week lunch program.

Public Comment – Closed

- Councilmember McKay stated that this did start from our hearts over five years ago with good gesture but can see it has gotten out of hand; there's a right place for everything; not willing to extend the lunch program to seven days.

- Councilmember Harris asked the City Manager to review the lease with Divine Spark; agreed with David; stated our job is to find balance; this is a tremendous burden on neighbors and merchants; parking lot and

restrooms are of value to the City and we need them; this program is not working in this neighborhood; would love to see a balance and effort by Divine Spark, too; can't support extending the lunch program in good conscience.

- Vice Mayor Strawser stated that Thomas will have a grand time to make us look heartless; will not support an increase to seven days; the restrooms are completely unusable; have taken my family through the parking lot and it's awful; I have supported Divine Spark through my bike shop in various ways in the past but will not support Divine Spark in the future.

- Councilmember Senum apologized to Joel, that he should not be taking the heat for Thomas; this location is the wrong place; Thomas bringing tulips and talking about solidarity, I want to see him walk his talk; she indicated she's willing to work with the homeless but not with Thomas; he has done more bad than good; does not support the request for seven days per week meal program.

- Mayor Bergman stated that Thomas' agenda is first; he ignored us in the delivery of food to Calanan Park; the parking lot has decayed and the restrooms have been taken over; Thomas refuses to take any responsibility.

Action: Motion by Harris, seconded by McKay to deny Divine Spark request to extend the lunch program to seven days and direct staff to look into our legal obligation to move the program elsewhere.

(Approved 5 – 0)

7. CORRESPONDENCE:

A. California Dept. of Parks and recreation Letter – Sugarloaf Mountain Acquisition Audit Checklist.

B. Letter from Greg Cook of Friar Tuck's Concerning Water Utility Rates and Proposed Commercial Street Boardwalk

C. Letter from Senator Boxer Urging the Senate Appropriations Committee to Preserve Funding CDBG Programs

D. Notice that the Twin Bridges Elementary School district Considering Disposal of Certain Surplus real Property in Nevada County

8. ANNOUNCEMENTS:

9. CITY MANAGER'S REPORT:

Action: Received and filed.

10. CLOSED SESSION:

None

Action: Motion made by Harris, seconded by Senum to adjourn meeting at 9.52 p.m.

(Approved 5 – 0)

Robert Bergman, Mayor

ATTEST:

Niel Locke, City Clerk