



**REGULAR CITY COUNCIL MEETING
MEETING AGENDA
WEDNESDAY, JANUARY 27, 2016**

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.

Jennifer Ray, Mayor

Robert Bergman, Council Member

Evans Phelps, Vice Mayor

Terri Andersen, Council Member

Duane Strawser, 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.

REGULAR MEETING – 6:30 PM - Call to Order

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

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: Agreement with The Mercer Group, Inc. for Citywide Classification and Compensation Study

Recommendation: Pass a Motion authorizing Mayor to sign an agreement with The Mercer Group, Inc. for an amount not to exceed \$9,850 for a citywide classification and compensation study.

B. Subject: Continuity of Nevada City Fire Department Operations

Recommendation: Pass a motion 1) authorizing the transition of three limited-term firefighter positions to full-time employees to ensure continuity of fire department operations, compliance with state and federal pension and health care requirements, employee retention purposes, and to protect against a deterioration of the City's Insurance Services Office (ISO) rating; and 2) authorizing use of Measure L funds for Fire Department operations as necessary until public safety tax proceeds are received.

C. Subject: Amendment No. 1 to the Nevada City Management Employee Memorandum of Understanding (MOU) – Cell Phone Allowance

Recommendation: Review and approve Amendment No. 1 to the Nevada City Management Employee Memorandum of Understanding for the incorporation of a cellular phone allowance.

4. APPROVAL OF ACTION MINUTES:

A. City Council Meeting – January 13, 2016

5. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

6. PUBLIC HEARINGS:

7. OLD BUSINESS:

- 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” (Second Reading)
Recommendation: Waive reading, read by title only, and adopt Ordinance 2016-XX adding Chapter 17.140 to the Nevada City Municipal Code entitled “Marijuana Regulations” related to marijuana cultivation.
- B. Subject:** A Resolution of the City of Nevada City approving ballot measure text to be submitted to the voters on the Initiative Measure to Enact Zoning Ordinance and General Plan Amendments to Permit and Restrict Home-Sharing Short-Term Rentals of Rooms in Single-Family Residences or Guest Houses by Owner Occupying Main Dwelling to be included with the General Municipal Election consolidated with the State-Wide Primary Election of June 7, 2016
Recommendation: Adopt Resolution 2016-XX setting forth the exact form of the question to go on the ballot for the alternate Home-Sharing Short-Term Rentals Initiative Measure so it can go to the voters pursuant to Resolution No. 2015-53.
- C. Subject:** Report Back to City Council of Planning Commission Recommendation on Draft Ordinance Restricting Formula Businesses throughout the City
Recommendation: Consider recommendation made by the Planning Commission and provide direction to staff.
- D. Subject:** Determination of Whether Additional Review of Commercial Street Boardwalk is Desired
Recommendation: Provide direction on whether additional review is desired and, if desired, what information to include in report.

8. NEW BUSINESS:

9. CORRESPONDENCE:

10. ANNOUNCEMENTS:

11. CITY MANAGER’S REPORT:

12. ADJOURNMENT

Certification of Posting of Agenda

I, Corey Shaver, Administrative Supervisor for the City of Nevada City, declare that the foregoing agenda for the January 27, 2016 Regular Meeting of the Nevada City City Council was posted January 22, 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 this January 22, 2016 at Nevada City, California

_____, Corey Shaver, Administrative Supervisor

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

February 10, 2016	Regular City Council Meeting
February 15, 2016	Presidents' Day Holiday – City Hall Closed
February 24, 2016	Regular City Council Meeting
March 9, 2016	Regular City Council Meeting
March 23, 2016	Regular City Council Meeting
March 31, 2016	Cesar Chavez Day Holiday – City Hall Closed

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.*