



**REGULAR CITY COUNCIL MEETING
MEETING AGENDA
WEDNESDAY, FEBRUARY 28, 2018**

**Closed Session – 6:00 PM
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.

Duane Strawser, Mayor

Reinette Senum, Council Member

David Parker, Vice Mayor

Evans Phelps, Council Member

Valerie Moberg, 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.

CLOSED SESSION – 6:00 PM

1. Pursuant to Government Code Section 54956.9(d)(2) the City Attorney Hal DeGraw is requesting a closed session regarding significant exposure to litigation in one potential case.
2. Pursuant to Government Code Section 54957(b)(1) a closed session is requested with City Manager Catrina Olson and City Attorney Hal DeGraw on a personnel matter.

REGULAR MEETING – 6:30 PM - Call to Order

Roll Call: Moberg, Phelps, Senum, Vice Mayor Parker, & Mayor Strawser

PLEDGE OF ALLEGIANCE

PROCLAMATIONS: “Thomas A. Coleman Day” – February 28th, 2018

PRESENTATIONS:

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: Notice Of Completion For 2017 Measure “S” Paving And Reconstruction Of Various Streets In Nevada City

Recommendation: Pass Resolution 2018-XX approving a Notice of Completion for the construction of 2017 Measure “S” Paving and Reconstruction of Various Streets and authorize Mayor to sign.

B. Subject: Notice Of Completion For The Chamber Of Commerce Building Roof In Nevada City

Recommendation: Pass Resolution 2018-XX approving a Notice of Completion for the replacement of the Chamber of Commerce Building Roof and authorize Mayor to sign.

C. Subject: Award Of Contract Change Order For Sewer Repairs At West Broad And Various Locations In Nevada City

Recommendation: Pass Resolution 2018-XX awarding a contract change order to CME Services in the amount of \$17,000 for Sewer Repairs at West Broad and Various Locations in Nevada City and authorize the Mayor to sign.

4. APPROVAL OF ACTION MINUTES:

A. Strategic Planning Meeting – February 7, 2018

B. City Council Meeting – February 14, 2018

5. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

- A. Subject:** 1st Quarter Financial Update, Fiscal Year (FY) 17/18
Recommendation: Receive and file.

6. PUBLIC HEARINGS:

7. OLD BUSINESS:

- A. Subject:** An Ordinance Of The City Of Nevada City Retitling And Amending Section 9.22.110 Of Chapter 9.22 Of The Nevada City Municipal Code, Entitled 'Additional Requirements For Cultivation Facilities' Relating To Medical Cannabis Dispensaries And Other Cannabis Businesses And Activity
Recommendation: Provide direction to staff on whether or not bring back for a first reading the attached Ordinance No. 2018-XX retitling and amending Section 9.22.110 of Chapter 9.22 of the Nevada City Municipal Code for the purpose of limiting cultivation sizes that may be permitted within city limits.
- B. Subject:** Review City Attorney Memorandum And Consider Drafting An Amendment To Nevada City Municipal Code Section 17.142.030 To Include Language That Addresses The Matter Of Proximity Of Cannabis Businesses To Day Care Centers And Youth Centers And Define Terms
Recommendation: Review City Attorney memorandum and provide direction to the City Manager and City Attorney to draft language regarding separation from day care centers and youth centers with a definition of these terms amending Nevada City Municipal Code section 17.142.030.

8. NEW BUSINESS:

- A. Subject:** Consideration Of A Proposal By Owner Of National Hotel To Vacate National Alley As A Public Roadway
Recommendation: In conformance with Section 65402 of the Government Code, City Council directs Planning Commission to review the application for vacation of National Alley and its conformance with the General Plan. This shall include a public hearing, CEQA Environmental Assessment and a review of applicable policies, regulations and mitigation measures. The Planning Commission shall provide recommendation to the City Council for vacation of the alley with conditions of approval within forty (40) days after the matter is submitted to it.
- B. Subject:** LAFCo Review Of The Nevada City Sphere Of Influence (SOI) Update
Recommendation: Receive and file.
- C. Subject:** Resolution Of Intent Of The City Of Nevada City To Annex Those Properties Already Served With City Sewer And Intervening Properties For Which City Services Are Readily Available: H.E.W. Property And Adjacent Properties; Cemetary Properties On Red Dog Road And Park Avenue Extension And Adjacent Properties;

Caltrans Property And Adjacent Properties; And The Nevada County Juvenile Hall And Adjacent Properties

Recommendation: Adopt Resolution 2018-XX of Intent to Annex those properties already served with City sewer and intervening/adjacent properties for which city services are readily available.

D. Subject: Nevada City Three-Year Goals And Six-Month Strategic Objectives

Recommendation: Review and approve City of Nevada City three-year goals and six-month strategic objectives.

9. CORRESPONDENCE:

10. ANNOUNCEMENTS:

11. CITY MANAGER'S REPORT:

12. ADJOURNMENT

Certification of Posting of Agenda

I, Loree' McCay, Deputy City Clerk for the City of Nevada City, declare that the foregoing agenda for the February 28, 2018 Regular Meeting of the Nevada City City Council was posted February 23rd, 2018 at the entrance of City Hall. The agenda is also posted on the City's website www.nevadacityca.gov.

Signed February 23rd, 2018 at Nevada City, California

Loree' McCay, Deputy City Clerk

CITY OF NEVADA CITY City Council Long Range Calendar

March 14, 2018	Regular Council Meeting
March 28, 2018	Regular Council Meeting
March 30, 2018	Cesar Chavez Day Observed
April 11, 2018	Regular Council Meeting
April 25, 2018	Regular Council Meeting

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.*