



**REGULAR CITY COUNCIL MEETING
MEETING AGENDA
WEDNESDAY, April 11, 2018**

**Closed Session – 6:15 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
Evans Phelps, Council Member**

**David Parker, Vice Mayor
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 – 6:15 PM

1. 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:

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:** Accounts Payable Activity Report – March 2018
Recommendation: Receive and file.
- B. Subject:** Nevada City Farmer's Market Street Closure Request
Recommendation: Review and authorize Nevada City Farmers Market street closure request per application.
- C. Subject:** 3rd Quarter 2017 Sales Tax Update
Recommendation: Receive and file.
- D. Subject:** Award Of Contract For Adams Street And Nile Street Improvements In Nevada City
Recommendation: Pass Resolution 2018-XX Awarding a contract to Simpson & Simpson Inc. in the amount of \$404,763.00 plus \$35,000.00 contingencies for Adams Street and Nile Street Improvements in Nevada City and authorize the Mayor to sign.
- E. Subject:** Award Of Contract For Sewer Replacement At Sacramento Street In Nevada City
Recommendation: Pass Resolution 2018-XX Awarding a contract to Escherman Construction in the amount of \$42,818.63 plus \$8,000.00 contingencies for Sewer Replacement at Sacramento Street in Nevada City and authorize the Mayor to sign.
- F. Subject:** Award Of Contract For Water Replacement At Jordan Street In Nevada City
Recommendation: Pass Resolution 2018-XX Awarding a contract to C&D Contractors, Inc. in the amount of \$26,530.00 plus \$4,000.00 contingencies for Water Replacement at Jordan Street in Nevada City and authorize the Mayor to sign.
- G. Subject:** A Resolution Of The City Council Of Nevada City To Adopt A Determination Of A CalPERS Member's Industrial Disability Retirement For Police Officer Shane Franssen
Recommendation: Pass Resolution 2018-XX to adopt a determination of CalPERS member's industrial disability retirement for Police Officer Shane Franssen.
- H. Subject:** A Resolution Of The City Council Of Nevada City To Adopt A Determination Of A CalPERS Member's Industrial Disability Retirement For Police Officer Gary Scott Clendenen

Recommendation: Pass Resolution 2018-XX to adopt a determination of CalPERS member's industrial disability retirement for Police Officer Gary Scott Clendenen.

- I. Subject:** Award Of Contract For Water Repairs At 317 Broad Street In Nevada City
Recommendation: Pass Resolution 2018-XX Awarding a contract to Springsteen Construction in the amount of \$10,104.00 plus \$2,000.00 contingencies for Water Repairs at 317 Broad Street in Nevada City and authorize the Mayor to sign.
- J. Subject:** Award Of Contract Change Order For Professional Environmental Consulting Services For Nevada Street Bridge Over Deer Creek In Nevada City
Recommendation: Pass Resolution 2018-XX awarding a contract change order to LSA Associates, Inc. in the amount of \$9,000 for Professional Environmental Consulting Services for Nevada Street Bridge in Nevada City and authorize the Mayor to sign

4. APPROVAL OF ACTION MINUTES:

- A.** City Council Meeting – March 28, 2018

5. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

- A. Subject:** Monthly Update On City Council Six-Month Strategic Objectives
Recommendation: Receive and file.

6. PUBLIC HEARINGS:

7. OLD BUSINESS:

- A. Subject:** Progress Report For Design Of Nevada Street Bridge Replacement Project In Nevada City
Recommendation: No action requested.
- B. Subject:** Final Map Check For Recordation Of The Tentatively Approved Nevada City Tech Center Phase 3 Final Map For Subdivision Into Three (3) Commercial Lots
Recommendation: After reviewing and considering the approved Mitigation Measures and Conditions of Approval, adopt Resolution 2018-XX to approve for filing the Final Map for Nevada City Tech. Center LLC – Phase 3 and authorize the Mayor to sign the map.
- C. Subject:** LAFCo Meeting Update
Recommendation: Receive and file.
- D. Subject:** Medical Cannabis Business Permit Format And Indemnification Agreement
Recommendation:
- Review the draft Indemnification Agreement prepared by the City Attorney and provide direction.
 - Make a motion to pass Resolution 2018-XX, authorizing a permit format to be used for permitting any qualifying medical cannabis business.
 - Provide direction to staff to move forward in creating a permit fee/deposit.
- E. Subject:** An Ordinance Of The City Of Nevada City Amending Chapter 9.22 Of The Nevada City Municipal Code Relating To Restrictions On Medical Commercial Cannabis Businesses And Limiting Activity That May Occur Under The City's Medical Cannabis Cultivation Permit

Recommendation: Hold a first reading for an Ordinance amending Chapter 9.22.110 with Subsection H, allowing activities related to nursery growing of immature plants and allowing processing of cannabis flower within city limits and adding Chapter 9.22.115 to prohibit commercial medical cannabis cultivation activities related to growing mature plants.

8. NEW BUSINESS:

A. Subject: Review Of Community And Economic Support Program Applications

Recommendation: Review proposals and provide direction related to the funding requests and the amount of funding to incorporate into the Fiscal Year 2018/19 budget.

9. CORRESPONDENCE: Regarding Medical Cannabis Business Applications

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 April 11th, 2018 Regular Meeting of the Nevada City City Council was posted April 6th, 2018 at the entrance of City Hall. The agenda is also posted on the City’s website www.nevadacityca.gov.

Signed April 6th, 2018 at Nevada City, California

Loree’ McCay, Deputy City Clerk

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

April 25, 2018	Regular Council Meeting
May 9, 2018	Regular Council Meeting
May 23, 2018	Regular Council Meeting
June 13, 2018	Regular Council Meeting
June 27, 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.*