



**REGULAR CITY COUNCIL MEETING  
MEETING AGENDA  
WEDNESDAY, October 10, 2018**

**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.*

**David Parker, Mayor**

**Duane Strawser, Council Member**

**Erin Minett, Council Member**

**Reinette Senum, Vice Mayor**

**Valerie Moberg, Council Member**

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The City Council welcomes you to its meetings which are scheduled at 6:30 PM on the 2<sup>nd</sup> and 4<sup>th</sup> 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**

**Under Government Code Section 54950 members of the public are entitled to comment on the closed session agenda before the Council goes into closed session.**

1. Pursuant to Government Code Section 54956.9 the City Manager Catrina Olson and City Attorney Hal DeGraw are requesting a closed session conference to confer on litigation involving the City in the case of Jacquelyn Sakioka, Successor in Interest to Estate of Ronson Sakioka v. State of California, County of Nevada, City of Nevada City and Genevieve Dungan, Nevada County Superior Court Case No. CU18-083228.

**REGULAR MEETING – 6:30 PM - Call to Order**

**Roll Call:** Mayor Parker, Vice Mayor Senum, Moberg, Minett, & 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 – September 2018  
**Recommendation:** Receive and file.

**B. Subject:** Amendment No. 2 To A Grant Agreement Between County Of Nevada And City Of Nevada City For Picnic Area Improvements  
**Recommendation:** Authorize the Mayor to sign “Amendment No. 2 to Grant Agreement between County of Nevada and City of Nevada City”.

### 4. APPROVAL OF ACTION MINUTES:

**A.** City Council Meeting – September 26, 2018

### 5. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

**A. Subject:** Warming Shelter Agreement Between City Of Nevada City And Sierra Roots  
**Recommendation:** Approve the attached Memorandum of Understanding (MOU) between the City of Nevada City and Sierra Roots and authorize the Mayor to sign.

**B. Subject:** City Council Meeting Dates For November And December 2018  
**Recommendation:** Discuss potential date changes for the November and December 2018 Council Meetings and approve revised meeting schedule.

- C. Subject:** Nevada City In-Town Trails Improvement Task Force Update  
**Recommendation:** Review the In-Town Trails Task Force Update and reaffirm, by motion, the goals and objectives of the Task Force.

**6. PUBLIC HEARINGS:**

**7. OLD BUSINESS:**

- A. Subject:** A Resolution Amending Passed Resolution 2017-81 Of The City Council Of The City Of Nevada City Approving An Application For Authorization To Access State And Federal Level Summary Criminal History Information For Employment, Volunteers, And Contractors, Licensing Or Certification Purposes  
**Recommendation:** Pass Resolution 2018-XX authorizing the City of Nevada City to access state summary criminal history information for employment (including volunteers and contract employees), licensing, or certification purposes and may not disseminate the information to a private entity.
- B. Subject:** Agreement For Center For Municipal Services (CMS) – Telecommunications Services  
**Recommendation:** Approve the Agreement with Center for Municipal Services (CMS) and authorize the Mayor to sign.
- C. Subject:** Urgency Interim Ordinance To Regulate Wireless Telecommunications Facilities In The Right Of Way  
**Recommendation:** Waive full reading, and adopt by title only, via a 4/5 roll call vote, an urgency ordinance entitled, “Urgency Interim Ordinance of the City of Nevada City Temporarily Adding Chapter 17.150 to the Municipal Code, Entitled ‘Wireless Telecommunications Facilities in the Right of Way’”
- D. Subject:** An Ordinance Of The City Of Nevada City Amending Subsection (4) Of Section 9.22.050 Of Chapter 9.22 And Section 17.142.040 Of Chapter 17.142 Of The Nevada City Municipal Code Pertaining To Permit Renewals And Location Of Medical Cannabis Businesses  
**Recommendation:** Waive reading of Ordinance, read title only and introduce for the second reading.

**8. NEW BUSINESS:**

- A. Subject:** Provide Staff Direction On The Donation Of A Kiosk And Rail Exhibit At Clamper’s Square  
**Recommendation:** Provide staff direction on next steps in the process for the donation of a kiosk and rail exhibit from the Narrow Gauge Railroad Museum.
- B. Subject:** Sewer Rate Study And Proposed Rate Adjustment Alternatives  
**Recommendation:** Review and discuss the three rate adjustment alternatives and direct staff to prepare a 5 Year Sewer Rate Adjustment Resolution and a Proposition 218 notice to

inform all property owners of a public hearing to be held 45 days from noticing regarding sewer rate adjustments using staff recommended alternative B.

**9. CORRESPONDENCE:**

**10. ANNOUNCEMENTS:**

**11. CITY MANAGER'S REPORT:**

**12. ADJOURNMENT**

**Certification of Posting of Agenda**

I, Loree' McCay, Administrative Services Manager/Deputy City Clerk for the City of Nevada City, declare that the foregoing agenda for the October 10th, 2018 Regular Meeting of the Nevada City City Council was posted October 5<sup>th</sup>, 2018 at the entrance of City Hall. The agenda is also posted on the City's website [www.nevadacityca.gov](http://www.nevadacityca.gov).

Signed October 5<sup>th</sup>, 2018, at Nevada City, California

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Loree' McCay, Administrative Services Manager/Deputy City Clerk

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

September 26, 2018	Regular Council Meeting
October 8, 2018	Columbus Day
October 10, 2018	Regular Council Meeting
October 24, 2018	Regular Council Meeting
November 12, 2018	Veterans Day
November 14, 2018	Regular Council Meeting
November 22-23, 2018	Thanksgiving Holiday

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.*