

**CITY OF NEVADA CITY
ACTION MINUTES
REGULAR CITY COUNCIL MEETING OF MARCH 14, 2018**

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. For website assistance, please contact Loree' McCay, Deputy City Clerk at (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.

CLOSED SESSION – 6:15 PM

1. Pursuant to Government Code Section 54956.9 the City Attorney Hal DeGraw and Consulting Attorney P. Scott Browne are requesting a closed session conference to confer on litigation involving the City in the case of Friends of Spring Street vs. Nevada City, et al., Nevada County Superior Court Case No. CIV 1304393, Appellate Case No. C081195.
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: Present: Phelps, Moberg, Vice Mayor Parker, & Mayor Strawser
Absent: Senum,

PLEDGE OF ALLEGIANCE

Consulting City Attorney, Hal DeGraw reported out of Closed Session:

1. Staff to proceed as directed.
2. Staff to proceed as directed.

PROCLAMATIONS: “DeMolay Month” – March 2018

PRESENTATIONS: None

BUSINESS FROM THE FLOOR

1. PUBLIC COMMENT (Per Government Code Section 54954.3)

Please refer to the meeting video on the City's website at www.nevadacityca.gov.

2. COUNCIL MEMBERS REQUESTED ITEMS AND COMMITTEE REPORTS:

3. CONSENT ITEMS:

- A. **Subject:** Accounts Payable Activity Report – February 2018
Recommendation: Receive and file.

- B. **Subject:** Fire Activity Report – February 2018
Recommendation: Receive and file.

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

- D. **Subject:** Side Letter No. 2 To The Nevada City Police Supervisor's Association Memorandum Of Understanding (MOU) – New Classification Of Police Lieutenant Establishing An Exempt, Salaried Pay Schedule
Recommendation: Review and approve Side Letter No. 2 to the City of Nevada City's Police Supervisor's Association Memorandum of Understanding (MOU) adding a new classification of Police Lieutenant and establishing an exempt, salaried pay schedule.

- E. **Subject:** Side Letter No. 2 To The Nevada City Miscellaneous Employee's Association Memorandum Of Understanding (MOU) – New classification Of Administrative Services Analyst
Recommendation: Review and approve Side Letter No. 2 to the City of Nevada City Miscellaneous Employee's Association Memorandum of Understanding (MOU) adding a new classification of Administrative Services Analyst.

- F. **Subject:** Side Letter No. 1 To The Nevada City Management Employees Association Memorandum Of Understanding (MOU) – New Classification Of Parks And Recreation Manager And Establishment Of The Administrative Services Manager Position
Recommendation: Review and approve Side Letter No. 1 to the City of Nevada City Management Employee's Association Memorandum of Understanding (MOU) adding a new classification of Parks and Recreation Manager and the establishment of the Administrative Services Manager position.

Action: Motion by Phelps, seconded by Parker to approve Consent Items 3A – 3D and 3F as presented.

(Approved 4 – 0, 1 Absent)

Action: Item 3E pulled for clarification of date referenced in staff report and job title above salary schedule. Motion by Phelps, seconded by Moberg to approve Consent Items 3E with changes to Analyst from Manager on salary schedule job title.

(Approved 4 – 0, 1 Absent)

4. APPROVAL OF ACTION MINUTES:

A. City Council Meeting – February 28, 2018

Action: Motion by Senum, seconded by Parker to approve February 28th, 2018 Minutes as presented.

(Approved 3 – 0: 1 Absent, 1 Abstention - Phelps)

5. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

A. Subject: Nevada City Chamber of Commerce Street Closure Requests

Recommendation: Review and authorize Nevada City Chamber of Commerce street closure requests per application.

Action: Motion by Phelps, seconded by Parker to approve as presented.

(Approved 4 – 0: 1 Absent)

B. Subject: 32nd Annual Spring Run Street Closure Request

Recommendation: Review and authorize 32nd Annual Spring Run street closure request per application.

Action: Motion by Phelps, seconded by Parker to approve as presented.

(Approved 4 – 0: 1 Absent)

C. Subject: City of Nevada City Budget Calendar 2018-2019

Recommendation: Review and approve the attached budget calendar with recommended operating and capital budget preparation schedule for fiscal year 2018-2019.

Action: None. Direct staff to proceed.

6. PUBLIC HEARINGS:

7. OLD BUSINESS:

A. Subject: Review Nevada City Chamber Of Commerce Request And Provide Direction Related To Changing The Awarded Use Of 2017 Economic Support Grant Funds From a Makers Faire To Enhanced Promotion Of The Sidewalk Sale

Recommendation: Review the attached request from the Nevada City Chamber of Commerce and provide direction to staff related to a change in the use of 2017 Economic Support Grant funds awarded.

Action: None. Direct staff to proceed.

B. Subject: Old Airport Master Plan Update

Recommendation: Direct staff on next steps.

Action: None. Direct staff to proceed with identified steps.

C. Subject: An Ordinance Of The City Of Nevada City Adding And Repealing

Sections And Subsections Of Chapter 9.22, 17.142, And 17.48 Of The Nevada City Municipal Code To Prohibit Medical Cannabis Cultivation Other Than Personal Cannabis Cultivation

Recommendation: Hold first reading of an Ordinance adding Chapter 9.22.003, and repealing Sections 9.22.110 and amending Sections 17.142.040, and 17.48.020 of the Nevada City Municipal Code, to prohibit commercial medical cannabis cultivation within city limits.

Action: No motion and no 1st reading. Staff directed to revise amendment to include 2500 sq. ft. size limitation on cultivation, processing and nurseries

D. Subject: Options For Consideration To Amend Chapter 9.22 Of The City Municipal Code In Terms Of Proximity Limitations On Medical Cannabis Business Setbacks From Sensitive Uses

Recommendation:

1. Provide direction to staff on the definitions and types of uses that constitute a sensitive use and that require a setback for each category of medical cannabis business.
2. Provide direction to staff on the preferred setback distance for each of the medical cannabis business categories.
3. Provide direction to staff on the method of measuring for each medical cannabis business category to each sensitive use category.

Action: Motion by Phelps, seconded by Parker to approve motion to leave ordinance as is.

(Approved 4 – 0: 1 Absent)

8. NEW BUSINESS:

9. CORRESPONDENCE: 100% Renewables Committee Update – Don Rivenes

10. ANNOUNCEMENTS:

Please refer to the meeting video on the City's website at www.nevadacityca.gov.

11. CITY MANAGER'S REPORT:

12. ADJOURNMENT – 8:56 pm



Duane Strawser, Mayor

ATTEST:



Niel Locke, City Clerk