

**CITY OF NEVADA CITY
ACTION MINUTES
REGULAR CITY COUNCIL MEETING OF JULY 8, 2020**

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 134.

- 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 – None

REGULAR MEETING – 6:30 PM - Call to Order

Roll Call: Present: Mayor Senum, Vice Mayor Minett, Council Members Strawser and
Absent: Council Member Moberg

PLEDGE OF ALLEGIANCE

PROCLAMATIONS: "A Proclamation of Appreciation"

PRESENTATIONS:

BUSINESS FROM THE FLOOR:

1. OUTGOING COUNCIL MEMBER AND MAYOR REMARKS

Action: Remarks from Council Member Parker and Mayor Senum – resigned from the Council, no action by the Council required.

2. REORGANIZATION OF CITY COUNCIL:

- A. Subject:** Selection of Mayor and Vice Mayor to Service for Fiscal Year 2020-2021
Recommendation: Conduct the selection process for Mayor and Mayor Pro Tem (Vice Mayor) in accordance with the Mayoral Succession adopted as amended pursuant to Resolution 2012-27.

Action: Action: Motion by Parker, seconded by Senum to appoint Vice Mayor Minett as Mayor and Council Member Strawser as Vice Mayor and welcome new Council Members Fernandez and Fleming for the Fiscal Year 2020-2021 pursuant to Resolution 2012-27.

(Approved 4-0, Absent 1-Moberg, Roll call votes ayes Strawser, Parker, Minett and Senum)

Action: Recess from 7:30 PM to 7:37 PM

3. PUBLIC COMMENT (Per Government Code Section 54954.3)

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

4. COUNCIL MEMBERS REQUESTED ITEMS AND COMMITTEE REPORTS AND FUTURE AGENDA ITEMS:

Action: New Council Member Fernandez announced her Planning Commissioner appointment to be, Nikaya Schwartz, no action required.

Action: Motion by Strawser, seconded by Fleming to add an agenda item to Resolution 2020-XX, a Resolution of the City Council of the City of Nevada City, California Calling a Special Municipal Election to be held on Tuesday, November 3, 2020, submitting to the Electorate at that Election a Ballot Measure Relating to the Offices of City Clerk and City Treasurer, requesting that the Board of Supervisors of the County of Nevada Consolidate the Special Municipal Election with other Elections to be held on November 3, 2020, and taking certain related actions with added language to elect a Council Member to fill the vacant seat caused by Council Member Reinette Senum's resignation.

(Approved 4-0, Absent 1 - Senum, Roll call votes ayes Strawser, Fernandez, Fleming and Minett)

5. CONSENT ITEMS:

A. Subject: Action Minutes June 24, 2020 City Council Meeting

Recommendation: Review and approve City Council Meeting action minutes of June 24, 2020.

B. Subject: Action Minutes June 30, 2020 Special City Council Meeting

Recommendation: Review and approve Special City Council Meeting action minutes of June 30, 2020.

Action: Motion by Strawser, seconded by Fleming to approve items 3A and 3B as presented.
(Approved 3-0, Abstention 1-Fernandez, Absent 1-Senum, Roll call votes ayes Strawser, Fleming and Minett)

6. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

A. Subject: Automatic Extension of City's Evictions Moratorium (for COVID-19) Until September 30, 2020

Recommendation: Receive and file.

Action: No action, receive and file.

B. Subject: Resolutions Calling for a Special Municipal Election on November 3, 2020 with a Ballot Measure Concerning the City Clerk and City Treasurer and Resolution to Submit a Ballot Measure with a Special Transactions and Use Tax and Associated Ordinance

Recommendation:

1. Pass Resolution 2020-49, a Resolution of the City Council of the City of Nevada City, California Calling a Special Municipal Election to be Held on Tuesday, November 3, 2020, Submitting to the Electorate at that Election a Ballot Measure Relating to the Offices of City Clerk and City Treasurer, Requesting that the Board of Supervisors of the County of Nevada Consolidate the Special Municipal Election with other Elections to be Held on November 3, 2020, and Taking Certain Related Actions; and

2. Waive reading of Ordinance in its entirety, read by title only, and approve a first reading of an Ordinance of the City of Nevada City, California Imposing a Transactions and Use Tax to be Administered by the California Department of Tax and Fee Administration; and
3. Pass Resolution 2020-50, a Resolution of the City Council of the City Of Nevada City, California, Submitting a Special Transactions and Use Tax Measure to the Voters at the November 3, 2020 Special Municipal Election and Taking Certain Related Actions.

Action: Motion by Strawser, seconded by Fernandez to pass Resolution 2020-49, a Resolution of the City Council of the City of Nevada City, California calling a Special Municipal Election to be held on Tuesday, November 3, 2020, submitting to the Electorate at that Election a Ballot Measure relating to the Offices of City Clerk and City Treasurer, requesting that the Board of Supervisors of the County of Nevada consolidate the Special Municipal Election with other Elections to be held on November 3, 2020, and taking certain related actions, with added language to elect a Council Member to fill the vacant seat caused by Council Member Reinette Senum's resignation.

(Approved 4-0, Absent 1-Senum, Roll call votes ayes Fernandez, Fleming, Strawser and Minett)

Action: Motion by Strawser, seconded by Fernandez to waive reading of Ordinance in its entirety, read by title only, and approve a first reading of an Ordinance of the City of Nevada City, California imposing a Transactions and Use Tax to be administered by the California Department of Tax and Fee Administration.

(Approved 4-0, Absent 1-Senum, Roll call votes ayes Fernandez, Fleming, Strawser and Minett)

Action: Motion by Strawser, seconded by Fernandez to pass Resolution 2020-50 a Resolution of the City Council of the City Of Nevada City, California, submitting a Special Transactions and Use Tax Measure to the voters at the November 3, 2020 Special Municipal Election and taking certain related actions.

(Approved 4-0, Absent 1-Senum, Roll call votes ayes Fernandez, Fleming, Strawser and Minett)

7. PUBLIC HEARINGS:

- A. **Subject:** Ordinance Amendment for the Regulation of Accessory Dwelling Units
Recommendation: Waive reading of Ordinance, read title only and introduce for first reading, Ordinance 2020-13 to amend Section 17.72.026 and Section 17.72.027 in order to update the City's Accessory Dwelling Unit (ADU) Ordinance pertaining to height limits of ADUs within the multifamily zoning designation.
 1. Find that Draft Ordinance 2020-13 is Exempt from the California Environmental Quality Act pursuant to CEQA Guidelines Sections 15282(h), 15303, 15305, and 15061.
 2. Approve first reading of Ordinance 2020-13 to amend Sections 17.72.026(B)(2.b), 17.72.027(A)(2.b), and 17.72.026(F) in order to update the City's Ordinance pertaining to Accessory Dwelling Units.

Action: Motion by Strawser, seconded by Fernandez to find that Draft Ordinance 2020-13 is

Exempt from the California Environmental Quality Act pursuant to CEQA Guidelines Sections 15282(h), 15303, 15305, and 15061.

(Approved 4-0, Absent 1-Senum, Roll call votes ayes Fernandez, Fleming, Strawser and Minett)

Action: Motion by Strawser, seconded by Fernandez to waive first reading and read by title only Ordinance 2020-13 to amend Sections 17.72.026(B)(2.b), 17.72.027(A)(2.b), and 17.72.026(F) in order to update the City's Ordinance pertaining to Accessory Dwelling Units. taking certain related actions.

(Approved 4-0, Absent 1-Senum, Roll call votes ayes Fernandez, Fleming, Strawser and Minett)

B. Subject: An Ordinance of the City of Nevada City Repealing and Reenacting Chapter 13.08 of the Nevada City Municipal Code Regulating the City's Sewer System

Recommendation: After holding a public hearing, approve for introduction and first reading of Ordinance by title only, waiving further reading of the entire Ordinance.

Action: Motion by Strawser, seconded by Fernandez to waive first reading and read by title only Ordinance 2020-11, an Ordinance of the City of Nevada City repealing and reenacting Chapter 13.08 of the Nevada City Municipal Code regulating the City's sewer system.

(Approved 4-0, Absent 1-Senum, Roll call votes ayes Fernandez, Fleming, Strawser and Minett)

8. OLD BUSINESS:

A. Subject: Resolution 2020-51, a Resolution Approving the Memorandum of Understanding (MOU) Regarding approval of an MOU between the County of Nevada and Cities of Nevada City and Grass Valley for joint application and administration of Permanent Local Housing Allocation (PLHA) Plan and Resolution 2020-52 Authorizing the formation of a Regional Local Housing Trust Fund (LHTF) with the County of Nevada, the City of Grass Valley and the City of Nevada City

Recommendation:

1. Pass Resolution 2020-51, a Resolution approving a memorandum of understanding between the County of Nevada, City of Grass Valley and City of Nevada City pertaining to the proposed regional application for the Permanent Local Housing Allocations (PLHA) and authorizing the formation of a Regional Housing Trust Fund (RHTF) for the coordination and administration of the Permanent Local Housing Allocations; and
2. Pass Resolution 2020-52, a Resolution of the City Council of the City of Nevada City, Authorizing the County Of Nevada to Apply to Jointly Form A Regional Local Housing Trust Fund.

Action: Motion by Strawser, seconded by Fleming to pass Resolution 2020-51, a Resolution approving a memorandum of understanding between the County of Nevada, City of Grass Valley and City of Nevada City pertaining to the proposed regional application for the Permanent Local Housing Allocations (PLHA) and authorizing the formation of a Regional Housing Trust Fund (RHTF) for the coordination and administration of the Permanent Local Housing Allocations; and pass Resolution 2020-52, a Resolution of the City Council of the City of Nevada City, Authorizing the County Of Nevada to Apply to jointly form A Regional Local Housing Trust Fund.

(Approved 4-0, Absent 1-Senum, Roll call votes ayes Fernandez, Fleming, Strawser and Minett)

9. NEW BUSINESS:

- A. Subject:** An Ordinance of the City of Nevada City Amending Portions of Chapter 13.20 of the Nevada City Municipal Code Pertaining to Flood Plain Management to Comply with FEMA's Requirements

Recommendation:

1. Pass Resolution 2020-53, a Resolution of the City Council of the City of Nevada City, State of California approving a Notice of Exemption (Ordinance of the City of Nevada City Amending Portions of Chapter 13.20 of the Nevada City Municipal Code Pertaining to Flood Plain Management to Comply with FEMA's Requirements); and
2. Approve for introduction and first reading of Ordinance by title only, waiving further reading of the entire Ordinance.

Action: Motion by Strawser, seconded by Fernandez to pass Resolution 2020-53, a Resolution of the City Council of the City of Nevada City, State of California approving a Notice of Exemption (Ordinance of the City of Nevada City Amending Portions of Chapter 13.20 of the Nevada City Municipal Code Pertaining to Flood Plain Management to Comply with FEMA's Requirements).

(Approved 4-0, Absent 1-Senum, Roll call votes ayes Fernandez, Fleming, Strawser and Minett)

Action: Motion by Strawser, seconded by Fernandez to approve for introduction and first reading of by title only, waiving further reading of the entire Ordinance 2020-12, and Ordinance amending portions of Chapter 13.20 of the Nevada City Municipal Code pertaining to Flood Plain Management to comply with FEMA's requirements.

(Approved 4-0, Absent 1-Senum, Roll call votes ayes Fernandez, Fleming, Strawser and Minett)

10. CORRESPONDENCE:

A. Subject: Nevada County Relief Fund donation

B. Subject: Grand Jury Report – Fire Inspection in Nevada County – What We Don't Know Can Hurt Us

11. ANNOUNCEMENTS:

12. CITY MANAGER'S REPORT: A verbal report was provided.

13. ADJOURNMENT: - 9:32 PM

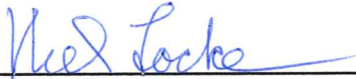
AYES: MINETT, STRAWSER, MOBERG

NOES:

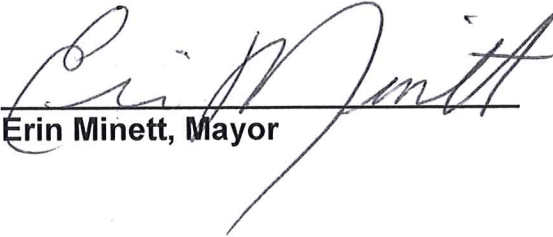
ABSTAIN:

ABSENT: SENUM

ATTEST:



Niel Locke, City Clerk


Erin Minett, Mayor