

CITY OF NEVADA CITY
ACTION MINUTES
REGULAR CITY COUNCIL MEETING OF JULY 23, 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 Minett, Vice Mayor Strawser, Council Members Fleming and Fernández
Vacant: Council Member

PLEDGE OF ALLEGIANCE

PROCLAMATIONS:

PRESENTATIONS:

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 AND FUTURE AGENDA ITEMS:

3. CONSENT ITEMS:

A. Subject: Fire Activity Report – June 2020
Recommendation: Receive and file.

B. Subject: Notice of Completion for the Boulder Street Sidewalk and Railing project in Nevada City
Recommendation: Pass Resolution 2020-54, a Resolution for the City of Nevada City authorizing the Mayor to sign a Notice of Completion for the Boulder Street Sidewalk and Railing project in Nevada City and authorize the City Clerk to file said Notice of Completion with the Nevada County Recorder's Office.

- C. Subject:** Second Reading and Adoption of Ordinance 2020-10, 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
Recommendation: Adopt Ordinance 2020-10, an Ordinance of the City of Nevada City, California Imposing a Transactions and Use Tax to be administer by the California Department of Tax and Fee Administration.
- D. Subject:** Second Reading and adoptions of 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
Recommendation: Adopt 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.
- E. Subject:** Second Reading and Adoption of Ordinance 2020-12, and 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: Adopt Ordinance 2020-12, and Ordinance of the City of Nevada City Amending Portions of Chapter13.20 of the Nevada City Municipal Code pertaining to Flood Plain Management to comply with FEMA's requirements.
- F. Subject:** Second reading and adoption of Ordinance 2020-13 an Ordinance of the City of Nevada City Amending Nevada City Municipal Code Sections 17.72.026 and 17.72.027 in Order to Update the City's Accessory Dwelling Unit Regulations
Recommendation: Adopt Ordinance 2020-13, and Ordinance of the City of Nevada City Amending the Nevada City Municipal Code Sections 17.72.026 and 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.
- G. Subject:** Letter of Support for US Forest Service Lease at the Nevada City Tech Center
Recommendation: Review the letter of support for the US Forest Service lease property at 300 Providence Mine Road at the Nevada City Tech Center and authorize the City Council to sign.
- H. Subject:** Commitment of Auction Funds
Recommendation: Commit the \$2,267.56 raised with the Pioneer Park Online Auction to projects to be completed within Pioneer Park.
- I. Subject:** Action Minutes July 8, 2020 Special City Council Meeting
Recommendation: Review and approve Special City Council Meeting action minutes of July 8, 2020.

Action: Motion by Strawser, seconded by Fleming to approve items 3A, 3B, 3D – 3F and 3H – 3I as presented. Items 3C and 3G were pulled for discussion

(Approved 4-0, Vacancy 1, Roll call votes ayes; Minett, Strawser, Fleming and Fernández)

Action: After discussion motion by Strawser, seconded by Fleming to approve item 3C as presented.

(Approved 4-0, Vacancy 1, Roll call votes ayes; Minett, Strawser, Fleming and Fernández)

Action: After discussion motion by Minett, seconded by Fernández to approve items 3G as presented.

(Approved 4-0, Vacancy 1, Roll call votes ayes; Minett, Strawser, Fleming and Fernández)

4. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

A. Subject: LAFCo Nevada City Sphere of Influence (SOI) Update

Recommendation: Provide staff direction for any formal comments City Council would like to provide to LAFCo regarding the draft Environmental Impact Report (EIR) prepared for the Nevada City Sphere of Influence (SOI) update to be provided in a letter from the Mayor.

Action: Staff was directed to bring this item back on the August 12, 2020 agenda for formal comments to allow time for new Council members Fleming and Fernández to more thoroughly review the EIR for the Nevada City SOI and work with SR Jones, Executive Director of Nevada County LAFCo with any questions they may have.

B. Subject: Proposition 68 – Per Capita Program and State Parks Program Update

Recommendation: Provide staff direction to complete applications for two Proposition 68 programs and provide input on priority projects.

Action: Council directed staff move forward with completing applications for two Proposition 68 programs with priority projects indicated in the report by Dawn Zydonis, Parks and Recreation Manager.

C. Subject: Resolution 2020-55, a Resolution of the City Council of the City of Nevada City Repealing Resolution No. 2020-36 Suspending the Imposition and Collection of Parking Fees at City Parking Meters During COVID-19 Local Emergency

Recommendation: Pass Resolution 2020-55, a Resolution of the City Council of the City of Nevada City repealing Resolution No. 2020-36 suspending the imposition and collection of parking fees at city parking meters during the Covid-19 local emergency.

Action: Motion by Strawser, seconded by Fernández to pass Resolution 2020-55, a Resolution of the City Council of the City of Nevada City repealing Resolution No. 2020-36 suspending the imposition and collection of parking fees at city parking meters during the Covid-19 local emergency.

(Approved 4-0, Vacancy 1, Roll call votes ayes; Minett, Strawser, Fleming and Fernández)

D. Subject: Monthly Update on City Council Six-Month Strategic Objectives and Discuss Upcoming Strategic Planning Set for August 24, 2020

Recommendation: Review current Strategic Plan goals and objectives and provide staff direction as to whether to move forward with the Strategic Planning Retreat scheduled for August 24, 2020.

Action: No action, receive and file. Staff was directed to create a plan to move forward in holding the August 24, 2020 Strategic Planning Retreat.

E. Subject: Sugarloaf Clean-up Update

Recommendation: Receive and file the update on the collaborative effort by Nevada City, Nevada County Health and Human Services, Nevada County Sheriff's Office and other community organizations to address the homeless encampments on Sugarloaf Mountain with particular concern around fire danger.

Action: No action, receive and file.

F. Subject: Commercial and Residential Back-up Generators

Recommendation: Provide staff direction to prepare and present an Ordinance option to regulate commercial and residential generators in a manner that provides objective standards for administrative processing.

Action: Council provided staff direction to move forward with preparing an Ordinance option to regulate commercial and residential generators in a manner that provides objective standards for administrative processing.

5. PUBLIC HEARINGS:

6. OLD BUSINESS:

7. NEW BUSINESS:

A. Subject: Ordinance 2020-14, an Ordinance of the City of Nevada City Repealing and Reenacting Section 2.40.010 of the Nevada City Municipal Code Setting the Date for General Municipal Elections

Recommendation: Waive reading of Ordinance, read title only and introduce for first reading: Ordinance 2020-14, an Ordinance of the City of Nevada City repealing and reenacting Section 2.40.010 of the Nevada City Municipal Code setting the date for General Municipal Elections.

Action: This matter was moved to item B in new business. Motion by Fleming, seconded by Strawser to waive reading of Ordinance, read title only and introduce for first reading: Ordinance 2020-14, an Ordinance of the City of Nevada City repealing and reenacting Section 2.40.010 of the Nevada City Municipal Code setting the date for General Municipal Elections for the month of March.

(Approved 4-0, Vacancy 1, Roll call votes ayes; Minett, Strawser, Fleming and Fernández)

B. Subject: Resolution 2020-XX, a Resolution of the City Council of the City of Nevada City, California Appointing a Member to Fill the Office of City Council Member Until Election can be Held to Select a Permanent City Council Member to Fill ReINETTE Senum's Vacant Seat Caused by her Resignation

Recommendation: Pass Resolution 2020-XX, a Resolution of the City Council of the City of Nevada City, California appointing a member to fill the office of City Council Member until election can be held to select a permanent City Council Member to fill ReINETTE Senum's vacant seat caused by her resignation.

Action: This matter was moved to item A in new business. The Resolution did not pass. Motion by Fleming, seconded by Strawser to keep the open Council seat vacant until the election.

(Approved 3-1, Vacancy 1, Roll call votes ayes; Strawser, Fleming and Fernández, noes; Minett)

8. CORRESPONDENCE:

9. ANNOUNCEMENTS:

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

11. ADJOURNMENT: - 10:18 PM

AYES: MINETT, STRAWSER, FLEMING, FERNÂNDEZ

NOES:


ABSTAIN:

ABSENT:

ATTEST:



Niel Locke, City Clerk



Erin Minett, Mayor