

CITY OF NEVADA CITY
ACTION MINUTES
REGULAR CITY COUNCIL MEETING OF SEPTEMBER 28, 2022

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 Gabrielle Christakes, 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.

REGULAR MEETING – 6:30 PM - Call to Order

NISENAN TRIBE RECOGNITION

PLEDGE OF ALLEGIANCE:

Roll Call: Present: Mayor Fleming, Vice Mayor Fernàndez, Council Members Petersen, Kline and Ceci

ADOPTION OF THE AGENDA:

Action: Motion by Fernàndez, seconded by Petersen to adopt the agenda as presented.
(Approved 5-0)

PUBLIC COMMENT (Per Government Code Section 54954.3)

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

CONSENT ITEMS:

1. Fire Activity Report – August 2022

Recommended Action: Receive and file

2. Second Reading and Consideration of Adoption of Ordinance No. 2022-10: An Ordinance of the City Council of the City of Nevada City, State of California, Adding Chapter 12.05 to the Nevada City Municipal Code, Establishing an Encroachment Permit Process for Allowing Outdoor Dining Operations within the City Rights-Of-Way, Including Sidewalk and Parklet Dining

Recommended Action: Hold second reading and adopt ordinance

3. Second Reading and Consideration of Adoption of Ordinance No. 2022-11: An Ordinance Repealing Chapter 8.12 (“Garbage Disposal”) and Readopting Chapter 8.12 (“Solid Waste; Integrated Waste Management”) of Title 8 (“Health and Safety”) of the City of Nevada City Municipal Code Relating to Integrated Waste Management

Recommended Action: Hold second reading and adopt ordinance

4. **Consideration of Adoption of Resolution No. 2021-44: A Resolution of the City Council of the City of Nevada City Making the Legally Required Findings to Continue to Authorize the Conduct of Remote “Telephonic” Meetings During the State of Emergency**

Recommended Action: Reconfirm resolution

5. **Consideration of the Special Event Request for the Display of Cultural District Flags During a Regional Tour**

Recommended Action: Review, approve, and authorize the special event request

6. **Consideration of Award of Contract with PSCE in an Amount Not-To-Exceed \$65,000 for Water Main Abandonment at Miners Foundry; Authorize a Project Contingency of 10%, Not-To-Exceed \$6,500; and Authorize the City Manager to Execute any Contracts or Related Documents**

Recommended Action: Award the contract, authorize the contingency, and authorize the City Manager to execute related documents

Action: Motion by Ceci, seconded by Kline to approve Items 1-6.

Approved 5-0, - Roll call votes ayes; Fleming, Fernández, Petersen, Kline and Ceci

BUSINESS

7. **Hear, Receive, and File the Impact Report on the Nevada City Historic Neighborhoods District Initiative Also Known as Measure W on the November 8, 2022, Ballot for Nevada City**

Recommended Action: Hear a presentation, receive and file the report. No further action required or permitted.

Action: Motion by Kline, seconded by Fernández to receive and file the Impact report on the Nevada City Historic Neighborhoods District Initiative Also Known as Measure W on the November 8, 2022, Ballot for Nevada City

Approved 5-0, - Roll call votes ayes; Fleming, Fernández, Petersen, Kline and Ceci

8. **Consideration of Adoption of Resolution 2022-60 Approving the Map and Conditions of Approval for Recordation of the Tentatively Approved Map at 400 Providence Mine Road; and Adoption of Resolution 2022-61 Making a Land Use Consistency Finding for Proposed Activity on the Resulting Parcels**

Recommended Action: After reviewing and considering the approved Map and Conditions of Approval, adopt Resolution 2022-60 and authorize the Mayor to sign the map to be recorded at the Nevada County Recorder’s Office; and After reviewing and considering the applicant’s proposed land use activity including a classic car show room and storage facility with ancillary activities and events, adopt Resolution 2022-61 and authorize the Mayor to sign.

Action: Motion by Petersen, seconded by Ceci to Adopt Resolution 2022-60 Approving the Map and Conditions of Approval for Recordation of the Tentatively Approved Map at 400 Providence Mine Road
Approved 5-0, - Roll call votes ayes; Fleming, Fernández, Petersen, Kline and Ceci

Action: Motion by Fernández, seconded by Ceci to adopt Resolution 2022-61 and authorize the Mayor to sign

Approved 5-0, - Roll call votes ayes; Fleming, Fernández, Petersen, Kline and Ceci

9. **Consideration of Award of a Professional Services Contract with Chargie LLC for the Installation, Maintenance and Data Collection for Six Electric Vehicle (EV) Chargers in the Commercial Street**

Parking Lot in an Amount Not-to-Exceed \$48,000 and Authorize the City Manager to Execute the Related Documents

Recommended Action: Award the Professional Services Contract and authorize the City Manager to execute documents.

Action: Motion by Kline, seconded by Fernàndez to Award the Professional Services Contract and authorize the City Manager to execute documents

Approved 5-0, - Roll call votes ayes; Fleming, Fernàndez, Petersen, Kline and Ceci

10. Consideration of the First Amendment to Employment Agreement for City Manager Between the City of Nevada City and Sean Grayson

Recommended Action: Approve the first amendment to the Employment Agreement with the City Manager.

Action: Motion by Ceci, seconded by Petersen to approve the first amendment to the Employment Agreement with the City Manager.

Approved 5-0, - Roll call votes ayes; Fleming, Fernàndez, Petersen, Kline and Ceci

CITY MANAGER AND COUNCILMEMBER REPORTS: Verbal report provided

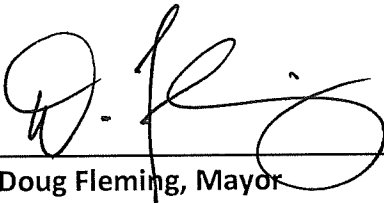
ADJOURNMENT: 8:34 PM

AYES: FLEMING, FERNÁNDEZ, PETERSEN, KLINE, CECI

NOES:

ABSTAIN:

ABSENT:



Doug Fleming, Mayor

ATTEST:



Niel Locke, City Clerk