

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY 9:00 A.M. OCTOBER 21, 1997

PRESENT:

Joanne Bond, Chairman
Mike Mouliot, Vice Chairman
Sue Camp, Commissioner
Jim Galloway, Commissioner
Jim Shaw, Commissioner

Judi Bailey, County Clerk
John MacIntyre, County Manager
Madelyn Shipman, Legal Counsel

The Board met in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 E. Ninth Street, Reno, Nevada. Following the pledge of allegiance to the flag of our Country, the Clerk called the roll and the Board conducted the following business:

97-1040 AGENDA

In accordance with the Open Meeting Law, on motion by Commissioner Camp, seconded by Commissioner Shaw, which motion duly carried, Chairman Bond ordered that the agenda for the October 21, 1997 meeting be approved.

PUBLIC COMMENTS

Chairman Bond recognized Assemblyman Joan Lambert. Ms. Lambert advised that she is not running for the Legislature again and has just entered the workforce with Carrara, Nevada, who has opened a local government affairs division; and that Carrara, Nevada is very involved in the community and would like to become more effective in their involvement.

97-1041 SEXUAL ASSAULT VICTIMS - MEDICAL CARE - PAYMENT

Pursuant to NRS 217.280 to 217.350, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that payments with funds from the District Attorney's account designated Sexual Assault Victims Expenses be authorized for initial emergency medical care and follow-up treatment for 17 victims of sexual assault in an amount totaling \$8,878.66 as set forth in a memorandum placed on file with the Clerk from Vickie Wedow, Administrative Assistant, District Attorney's Office, dated October 3, 1997.

97-1042 CONTINGENCY TRANSFER - PHONE SYSTEM UPGRADE - FAMILY SUPPORT DIVISION

Upon recommendation of Brian Mirch, Finance Division, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that the purchase of a phone system upgrade for the District Attorney's Family Support Division at a cost of \$36,650 be approved and the following contingency transfer be authorized:

Decrease Account	Amount	Increase Account	Amount
1890-7328	\$36,650.00	1063G-7382	\$36,650.00

97-1043 CONTINGENCY TRANSFER - POPULATE DATABASE OF ENVIRONMENTAL HEALTH INFORMATION SYSTEM

Upon recommendation of Lisa Gianoli, Finance Division, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that the following transfer of funds from Contingency to the Environmental Health Division be authorized:

Decrease Account	Description	Amount
001-1890-7328	Contingency	\$10,000.00
Increase Account	Description	Amount
002-17240-7036	Contract Wages	\$10,000.00

It was noted that the Environmental Health Information System Software approved by the Board in December, 1996 has been installed; and that the cost to hire temporary employees to populate the database will be approximately \$10,000.

97-1044 ACCEPTANCE OF DONATION - RADAR GUN - NORTHERN NEVADA DUI TASK FORCE - SHERIFF

Upon recommendation of Richard Kirkland, Sheriff, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that the donation of a radar gun to the Sheriff's Office by the Northern Nevada DUI Task Force be accepted with gratitude.

97-1045 ACCEPTANCE OF GRANT - NEVADA ATTORNEY GENERAL - VIOLENCE AGAINST WOMEN ACT - UNBUDGETED CAPITAL OUTLAY - SHERIFF

Upon recommendation of Richard Kirkland, Sheriff, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that grant monies in the amount of \$33,400 received from the Office of the Attorney General under the Violence Against Women Act to be used for equipment start-up costs associated with a domestic violence investigator for the Sheriff's Office, be accepted and Chairman Bond be authorized to execute the Project Agreement document. It was further ordered that capital outlay purchases of a vehicle for \$18,000 and a laptop computer for \$3,000 be approved and the following account transactions be authorized:

Increase Revenue	Amount	Increase Expenditure	Amount
15247G-4301	\$33,400.00	15247G-7851	(Vehicle) \$18,000.00
		15247G-7829	(Laptop Computer) \$ 3,000.00
		15247G-72051	(Computer) \$ 2,500.00
		15247G-72052	(Printer) \$ 850.00
		15247G-7245	(Hi Risk Supplies) \$ 4,250.00
		15247G-7385	(Training) \$ 750.00
		15247G-7620	(Travel) \$ 750.00
		15247G-7260	(Police Supplies) \$ 2,000.00

15247G-7382

(Telephone)

\$ 1,300.00

Total \$33,400.00

Total \$33,400.00

97-1046 WATER RIGHTS DEED - ALBERTA E. CARTER AND LEE CHARLES CARTER PARCEL MAP - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the Water Rights Deed for 2.50 acre-feet of water rights being a portion of Permit 53346 between Alberta E. Carter and Lee Charles Carter, as Grantors, and Washoe County, as Grantee, be approved and Chairman Bond be authorized to execute. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

It was noted that the Grantors have dedicated these water rights in support of their parcel map creating one new parcel in the Warm Springs Hydrographic Basin, a part of APN 076-130-33.

97-1047 WATER RIGHTS DEED - BRUCE MARR PARCEL MAPS - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the Water Rights Deed for 4.04 acre-feet of water rights being a portion of Permit 52421, Certificate 14542 between Bruce Marr, as Grantor, and Washoe County, as Grantee, be approved and Chairman Bond be authorized to execute. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

It was noted that the Grantor has dedicated these water rights in support of two parcel maps creating two new parcels in Pleasant Valley, a part of APN 017-372-15 and APN 050-520-26.

97-1048 WATER RIGHTS DEED - JOHN AND MINAKO MAYKOVICH PARCEL MAP - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the Water Rights Deed for 0.50 acre-feet of water rights being a portion of Permit 57202 and 2.0 acre-feet being a portion of Permit 58566 as changed by 63139 for a total of 2.50 acre-feet between John and Minako Maykovich, as Grantors, and Washoe County, as Grantee, be approved and Chairman Bond be authorized to execute. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

It was noted that the Grantors have offered these water rights for dedication in support of their parcel map creating one new parcel in the Warm Springs Hydrographic Basin, a part of APN 077-410-08.

97-1049 WATER RIGHTS DEED - JOHN OHLSON AND PAMELA H. WILLMORE PARCEL MAP - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, on motion by Commissioner Galloway, seconded by Commissioner

Mouliot, which motion duly carried, it was ordered that the Water Rights Deed for 2.5 acre-feet of water rights being a portion of Permit 53864 between John Ohlson and Pamela H. Willmore, as Grantors, and Washoe County, as Grantee, be approved and Chairman Bond be authorized to execute. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

It was noted that the Grantors have dedicated these water rights in support of their parcel map creating one new parcel within Palomino Valley, a part of APN 77-390-06.

97-1050 WATER RIGHTS DEED - PAVICH & ASSOCIATES - RANDALL AND THERESA BELL PARCEL MAP - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the Water Rights Deed for 2.02 acre-feet of water rights being a portion of Permit 59607 between Pavich & Associates, Inc., as Grantor, and Washoe County, as Grantee, be approved and Chairman Bond be authorized to execute. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

It was noted that the Grantor has dedicated these water rights in support of Randall and Theresa Bell's parcel map creating one new parcel within the Truckee Canyon Segment Planning Area, a part of APN 038-682-01.

97-1051 WATER RIGHTS DEED - W. R. ROGGENBIHL - HAWCO INVESTMENT AND DEVELOPMENT COMPANY, INC. FUTURE DEVELOPMENT - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the Water Rights Deed for 1.35 acre-feet of surface water rights from a portion of Claim 153 between W. R. Roggenbihl, as Grantor, and Washoe County, as Grantee, on behalf of Hawco Investment and Development Company, Inc., in support of future development be approved and Chairman Bond be authorized to execute. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

97-1052 WATER RIGHTS DEED AND WATER SALE AGREEMENT - SUN VALLEY WATER AND SANITATION DISTRICT - SUN VALLEY CHILD CARE CENTER - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the Water Rights Deed for .87 acre-feet of water rights from a portion of Permit 61442, originally a portion of Claims 480, 481, 482, and 484 in support of the Sun Valley Child Care Center, between Sun Valley Water and Sanitation District, as Grantor, and Washoe County, as Grantee; and Water Sale Agreement between Sun Valley Water and Sanitation District and Washoe County be approved and Chairman Bond be authorized to execute both documents. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed and Water Sale Agreement with the County Recorder.

97-1053 WATER RIGHTS DEED AND WATER SALE AGREEMENT - SUN VALLEY WATER & SANITATION DISTRICT - STONE CREST SUBDIVISION, PHASE 1

- UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the Water Rights Deed for 21.89 acre-feet of water rights from a portion of Permit 61442, originally a portion of Claims 480, 481, 482, and 484 in support of 58 lots within Stone Crest Subdivision, Phase 1, between Sun Valley Water and Sanitation District, as Grantor, and Washoe County, as Grantee; and Water Sale Agreement between Sun Valley Water and Sanitation District and Washoe County be approved and Chairman Bond be authorized to execute both documents. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed and Water Sale Agreement with the County Recorder.

97-1054 AWARD OF BID - DIGITAL ORTHO-PHOTOGRAPHY PROGRAM - BID NO. 2015-98 - COMMUNITY DEVELOPMENT

This was the time to consider award of bid, Notice to Bidders for receipt of sealed bids having been published in the Reno Gazette-Journal on August 19, 1997, for a Digital Ortho-Photography Program for the Community Development Department.

Proof was made that due and legal Notice had been given. Bids, copies of which were placed on file with the Clerk, were received from the following vendors:

Great Basin Aerial Surveys, Inc.

ASI Technologies

Merrick & Company

Nevada Aerial Mapping

PDS

Space Imaging EOSAT

Airborne Systems, Inc., Atlantic Technologies, and Geonex, submitted "No-Bid" responses. ADR Inc., CH2M Hill, Earthwatch, Inc., HJW & Assoc., JW Sligar, Kenney Aerial Surveys, Knopf Engineering, Pacer Infotec, Radman Aerial Surveys, and Williams Stackhouse, Inc. failed to respond to the invitation to bid.

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Camp, seconded by Commissioner Shaw, which motion duly carried, Chairman Bond ordered that Bid No. 2015-98 for a Digital Ortho-Photography Program (Bid Item #1, Southern Washoe County only) for the Community Development Department be awarded to the lowest responsive, responsible bidder, Great Basin Aerial Surveys, Inc. in the not-to-exceed amount of \$157,940 over a two-year period. It was further ordered that Bid Item #2 (Northern Washoe County) be rejected due to the costs exceeding the budgeted amount.

It was noted that staff would like to evaluate the alternatives and recommend an approach as part of next year's budget for providing digital ortho-photography in Northern Washoe County as outlined in the staff report attached to the agenda memorandum dated October 6, 1997.

97-1055 AWARD OF BID - 1998 FLEET VEHICLES - BID NO. 2029-98 - EQUIPMENT SERVICES

This was the time to consider award of bid, Notice to Bidders for receipt of sealed bids having been published in the Reno Gazette-Journal on August 25, 1997, for establishing 1998 Fleet Vehicles [pricing] for the Equipment Services Division of the General Services Department. Proof was made that due and legal Notice had been given.

Bids, copies of which were placed on file with the Clerk, were received from the following vendors:

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|---------------------------|------------------------|
| Carson Dodge | Jones-West Ford |
| Champion Chevrolet | Lee Bros. Leasing Inc. |
| Enterprise Fleet Services | Michael Hohl Motor Co. |
| Fallon Auto Mall | Reno Jeep Eagle |
| Folsom Lake Ford | Winkel Pontiac-GMC |

Bill Janess Chevrolet, Capital Ford, Carson City Nissan Jeep Eagle, Crossroads Auburn Auto Center, Dick Donnelly Automotive Enterprises, Downtown Ford Sales, Friendly Ford, Grulli Motors, MKM Enterprises, Owens Ford Mercury, Reno Chrysler Plymouth, Reno Dodge, Reno Mazda, Reno Toyota, Saturn of Reno, Towbin Jeep Eagle Inc., and Valley Chevrolet failed to respond to the invitation to bid.

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Camp, seconded by Commissioner Shaw, which motion duly carried, Chairman Bond ordered that on Bid No. 2029-98 the bids submitted by the following vendors be accepted to establish 1998 Fleet Vehicles [pricing] for the Equipment Services Division of the General Services Department with vehicles to be procured on an an-needed basis subject to budget and Equipment Services approval:

Champion Chevrolet Geo		
Bid Item #1	Mid-Size Sedans (Cavalier)	\$12,213.00
	w/pwr win/locks	\$12,818.00
Bid Item #2	1/2 Ton 2-wheel drive pickups	\$14,243.00
Bid Item #3	1/2 Ton 4-wheel drive pickups	\$17,444.00
Bid Item #5	3/4 Ton 4-wheel drive pickups	\$19,216.00
Bid Item #6	4-5 Passenger Sport Utility Vehicle	\$20,996.00
Fallon Auto Mall		
Bid Item #4	3/4 Ton 2-wheel drive pickups (Ford)	\$16,842.00
Folsom Lake Ford		
Bid Item #7	4-5 Passenger Sport Utility Vehicle	\$24,774.00
	Police Package Options - Special Service Package	\$ 200.00

Bid Item #9	5-6 Passenger Sport Utility Vehicle	\$26,893.00
	Police Package Options-Limited Slip Rear End	\$ 275.00
	-Trailer Tow Package	\$ 450.00
Winkel Pontiac-GMC		
Bid Item #8	5-6 Passenger Sport Utility Vehicle (Suburban)	\$25,874.00
	w/Police Package	\$28,937.00
Enterprise Fleet Services		
Bid Item #10	4-dr. Midsize Sedan-3 yr. lease (Chevrolet Malibu)	\$ 258.56/mo.
	w/pwr win/locks	\$ 275.91/mo.

It was noted that the resulting agreements shall be for pricing only and do not obligate the County to procure any particular type or number of vehicles.

97-1056 AWARD OF BID - RIDING GREENS MOWERS & TURF SWEEPER - BID NO. 2030-98 - PARKS DEPARTMENT

This was the time to consider award of bid, Notice to Bidders for receipt of sealed bids having been published in the Reno Gazette-Journal on August 25, 1997, for riding greens mowers and turf sweeper for the Parks and Recreation Department's golf courses. Proof was made that due and legal Notice had been given.

Bids, copies of which were placed on file with the Clerk, were received from the following vendors:

- H. V. Carter Co., Inc.
- Reed Equipment Co.
- West Star Distributing Co.

Sierra Repair & Sharpening, Inc. and Simpson-Norton Corporation submitted "No-Bid" responses. Empire Equipment Co., Heritage Turf Equipment, Horizon Turf of Nevada, Jenkins Machinery Co., Nevada Power Products, Nevada Tractor & Equipment, Pac-West Distributing, R & R Products Inc., R.C. Engines Inc., Reno Ranch & Sprinkler, Skyland Equipment, Turf Equipment, Turfco Mfg. Inc., W.W. Grainger, Western Lawn Equipment, and Woodland Tractor Sales failed to respond to the invitation to bid.

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that Bid No. 2030-98 for riding greens mowers and turf sweeper for the Parks and Recreation Department's golf courses be awarded to West Star Distributing, Inc. for a total bid award amount of \$41,975.80, as follows:

Bid Item #1	2 Each - Toro 3050 Riding Greens Mowers	\$13,726.00/ea.	\$27,452.00
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Bid Item #2a	2 Each - #04411 Variable Speed Control	\$ 331.10/ea.	\$ 662.20
Bid Item #2b	2 Each - #94-1870 Backlapping Kit	\$ 939.30/ea.	\$ 1,878.60
Bid Item #3	1 Each - Toro 44089 Turf Sweeper	\$11,983.00/ea.	\$11,983.00
Bid Item #4a	1 Each - Self Dumping (Price Included in Item #3)		
	Total Bid Award Amount		\$41,975.80

It was noted that although Reed Equipment Co. was the low bidder on Bid Items 1 through 2b, the supplier offered John Deere greens mowers and accessories; that the Parks and Recreation Department informed the Purchasing Department, subsequent to the opening of the Invitation to Bid, that the golf courses currently have mower attachment equipment valued in excess of \$14,000 that is only compatible with a Toro greens mower, and by purchasing the Toro green mowers from West Star Distributing, Inc., the golf courses will have the capability to interchange these attachments along with other parts, saving the golf courses a significant cost; that exercising the option of re-bidding this item would be counter productive as West Star Distributing, Inc. is the sole designated Toro distributor in the Reno/Sparks area, and as such would still be the recommended bidder, and any new bids solicited for the Toro greens mowers would reflect a recent price increase from the Toro factory; and that West Star Distributing, Inc. was the low bidder on Bid Items #3 and #4a.

97-1057 AWARD OF BID - JANITORIAL SERVICES JUVENILE PROBATION AND WITTENBERG HALL - BID NO. 2032-98 - BUILDING & GROUNDS

This was the time to consider award of bid, Notice to Bidders for receipt of sealed bids having been published in the Reno Gazette-Journal on September 9, 1997, for janitorial services for Juvenile Probation and Wittenberg Hall on behalf of the Building and Grounds Division of the General Services Department. Proof was made that due and legal Notice had been given.

Bids, copies of which were placed on file with the Clerk, were received from the following vendors:

- A-Jack's Office Cleaning
- General Resources, Inc.
- Qual-Econ, U.S.A., Inc.
- Sun West Building Services, Inc.
- Universal Building Maintenance, Inc.

Best Janitorial submitted a "No-Bid" response.

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Camp, seconded by Commissioner Shaw, which motion duly carried, Chairman Bond ordered that Bid No. 2032-98 for janitorial services for Juvenile Probation and Wittenberg Hall on behalf of the Building and Grounds Division of the General Services Department be awarded to A-Jack's Office Cleaning, the lowest responsive and responsible bidder meeting specifications, terms and conditions, in the total amount of \$52,800 for a two year period. It was further ordered that the Purchasing and Contracts Administrator be authorized to enter into a two-year Agreement with A-Jack's Office Cleaning for janitorial services for Juvenile Probation and Wittenberg Hall commencing November 1, 1997 through October 31, 1999, with one, two-year

renewal option.

It was noted that prices are to remain firm for the duration of the original Agreement and pricing for any renewal Agreement shall be subject to renegotiations between the vendor and the Purchasing Department.

97-1058 RESOLUTION - MEDIUM TERM FINANCING - AWARD OF BID NO. 2035-98 - FINANCING OF FLEET HEAVY EQUIPMENT - EQUIPMENT SERVICES

This was the time to consider execution of Resolution authorizing medium term financing as noticed in the Reno Gazette-Journal on October 10, 1997 to enable Washoe County to finance the purchase of new fleet heavy equipment to replace existing equipment to be used primarily for road maintenance and snow removal operations; and Award of Bid, Notice to Bidders for receipt of sealed bids having been published in the Reno Gazette-Journal on September 2, 1997, for financing of fleet heavy equipment for the Equipment Services Division of the General Services Department. Proof was made that due and legal Notice had been given.

No one appeared to speak in opposition.

Bids, copies of which were placed on file with the Clerk, were received from the following:

Bank of America Nevada	Associates Commercial Corp.
Carlyle Capital Markets, Inc.	Municipal Services Group, Inc.
Pitney Bowes Credit Corporation	Safeco Credit Co., Inc.
Koch Financial Corporation	MLC Group, Inc.
Bank One Leasing Corporation	US Bancorp Leasing & Financial
GE Capital Public Finance, Inc.	Lehigh Municipal Leasing, Inc.
Transocean Funding, Inc.	

Signet Leasing & Financial Corp. and Finova Public Finance, Inc. (received late) submitted "No-Bid" responses. Academic Capital, Advanta Public Finance, American Capital Resources, Balboa Capital, Banc One Arizona Leasing Corp., Bison Leasing, Blair Martin Company, Capital Markets-LaSalle National Bank, Caterpillar Financial Services, Commercial Leasing Services, El Camino Resources LTD, First Leasing Corporation, HLCF Group, LaSalle National Leasing Corp., Leasing Services Inc., Mosher Associates, Municipal Funding Group, Municipal Leasing Associates, Orion Energy Inc., Pacific Rim Capital, RCC Finance Group LTD, Seattle Leasing Company, Sierra Bank of Nevada, Smith Capital Markets, and Tricon Government Finance Inc. failed to respond to the invitation to bid.

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion carried unanimously with all members present, it was ordered that the following Resolution be adopted and Chairman Bond be authorized to execute on behalf of the Board; and that Bid No. 2035-98 for the financing of fleet heavy equipment for the Equipment Services Division of the General Services Department be awarded to Carlyle Capital Markets, Inc., in the amount of \$1,271,932.04, contingent upon approval of the medium term financing by the State of Nevada Department of Taxation.

It was further ordered that the Purchasing and Contracts Administrator be authorized to execute the agreement for the three year financing package with Carlyle Capital Markets, Inc., upon approval by the Department of Taxation, subject to review and approval by the Finance Division of the Washoe County Manager's Office, and to reserve the option to finance additional equipment with Carlyle Capital Markets, subject to Board approval, through August 30, 1998 provided rates are equal to or better than currently offered and competitive within the market.

A RESOLUTION AUTHORIZING MEDIUM TERM FINANCING FOR THE LEASE PURCHASE FINANCING OF FLEET HEAVY EQUIPMENT

WHEREAS, the Equipment Services Fund (069) was established to account for the acquisition and maintenance of vehicles and equipment for Washoe County; and

WHEREAS, the Equipment Services Fund is in need of medium term financing in the amount of \$1,271,932.04 to enable Washoe County to lease purchase new fleet heavy equipment to replace existing equipment, and to be used primarily for road maintenance and snow removal operations, and

WHEREAS, the loan is not bank qualified, and

WHEREAS, the loan is to be repaid out of the regular operating budget of the Equipment Services Division of the Washoe County General Services Department, over a three (3) year period with quarterly payments in advance.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE IN THE STATE OF NEVADA THAT:

Section 1. The County Purchasing Department is hereby directed to award bid for lease purchase financing of fleet heavy equipment on behalf of the Equipment Services Division of the Washoe County General Services Department to Carlyle Capital Markets, Inc., 14755 Preston Road, Suite 424, Dallas, TX 75240, in the amount of \$1,271,932.04, contingent upon approval of the State of Nevada Department of Taxation.

Section 2. The public interest requires the medium term financing of fleet heavy equipment to replace existing equipment and to be used primarily for road maintenance and snow removal operations to ensure safe driving conditions.

Section 3. There is adequate appropriation authority within the Equipment Services Fund and no expenditure augmentations are recommended at this time.

Section 4. The term of this medium term financing shall be three (3) calendar years, commencing on November 14, 1997, to be repaid within that term.

Section 5. There shall be interest with an effective APR not to exceed 4.997501%.

Section 6. This Resolution shall be effective on passage and approval.

Section 7. The officers of the County designated in the form of the lease purchase agreement and other documents to be executed in

connection with the lease purchase financing authorized by this resolution are hereby authorized to execute and deliver those documents on behalf of the County in substantially the form as is now before the Board, contingent upon approval of the Department of Taxation.

Section 8. The County Clerk is hereby directed to distribute a copy of the Clerk's Order and an executed copy of this resolution to the Finance Division within 5 days.

Section 9. The Finance Division is hereby directed to distribute copies of this Resolution and related documents to the Executive Director of the Department of Taxation within 7 days.

97-1059 AWARD OF BID - 15,000# GVWR SERVICE TRUCK - BID NO. 2037-98 - UTILITY SERVICES DIVISION

This was the time to consider award of bid, Notice to Bidders for receipt of sealed bids having been published in the Reno Gazette-Journal on September 16, 1997, for a new 15,000# GVWR service truck for the Utility Services Division of the Water Resources Department. Proof was made that due and legal Notice had been given.

Bids, copies of which were placed on file with the Clerk, were received from the following vendors:

- Champion Chevrolet Geo
- Western Truck & Trailer

Choquettes' & Son Truck Body, Folsom Lake Ford, Holland Equipment Company, Jordan's Truck & Trailer, Michael Hohl Motor Company, Silver State International, Truck Parts & Equipment, Valley Chevrolet, Worthen Kenworth, F.B. Hart Company, Grulli Motors, Jones-West Ford, Lodi Equipment, Owens Ford Mercury, Redding Freightliner, Pacific Utility Equipment Company, Winkel Pontiac-GMC, and Diamond Truck Body failed to respond to the invitation to bid.

Mike Sullens, Purchasing Department, responded to questions of the Board and advised that, while the bid from Western Truck & Trailer is more expensive than the bid offered by Champion Chevrolet, they were the only bidder that met specifications for a 7.3 Liter diesel engine and offered to meet the delivery time requested by the Utility Services Division.

Commissioner Mouliot stated that by going out to bid with a specification for a 7.3 Liter engine virtually eliminated every vendor except Ford which he believes cost the County more money than necessary; that other motors generate as much power as a 7.3 Liter such as the Detroit motor which is a 7.0 and Chevrolet's 6.9, etc.; and that the size of the engine does not equate to the torque or the pulling power and he believes the bid specifications should be based on torque and horsepower rather than identical engine so the bidding process would be more competitive.

Commissioner Galloway asked what the Board's options would be with regard to sending this item back for review or rebidding, etc. Legal Counsel Shipman stated that responsive bids were received based on the specifications that were sent out, which specifications provided the opportunity to bid something equal or greater; but that the Board can reject all bids and direct that this item go back to staff to eliminate the concern expressed that the specifications were faulty as they did not provide the broadest potential for bidders. Upon inquiry of Commissioner

Galloway regarding the delivery schedule for this item, Mr. Sullens advised that the Utility Services Division requested the truck within 120 days and a rebid would set delivery time back by six weeks.

Chairman Bond stated that she shares the concern expressed by Commissioner Mouliot about the bid specifications, but responsive bids were received based on the specifications, and she feels that the Board should probably proceed forward but assure that this technique of bidding is not repeated.

Following further discussion, upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried with Commissioner Mouliot voting "no," Chairman Bond ordered that Bid No. 2037-98 for a new 15,000# GVWR service truck for the Utility Services Division of the Water Resources Department be awarded to Western Truck & Trailer Sales, Inc. in the amount of \$47,300.

It was further ordered that future bidding specifications for this item be based on torque and horsepower rather than on engine size.

97-1060 REPORT - RAVEN HELICOPTER PROGRAM - ACCEPTANCE OF ADDITIONAL MILITARY ASSETS - FUTURE FUNDING CONSIDERATION - SHERIFF

Richard Kirkland, Sheriff, advised that in February the Board authorized the Sheriff's Department to engage in a trial program of the helicopters acquired from the U.S. military at no cost to the County, noting that the program utilizes seizure funds and no taxpayer dollars are spent; that 45 missions have been flown for a total of 90 flight hours, \$3,102 has been spent on fuel, and almost \$68,000 worth of stolen property has been recovered; and that the program has saved or participated in saving 10 lives and protected at least 10 deputies.

Sheriff's Office staff members conducted a video presentation of the RAVEN Helicopter Program demonstrating the success and benefits of the six-month program. Sheriff Kirkland then presented additional information regarding the positive results of the program. He advised that a lot of support equipment has been received free from the military; that the military has visited the Sheriff's unit and determined that the program is one of their most successful, and, as a result, have promised further military support in terms of the expensive components and parts, and have also offered a Huey military helicopter which would be used only in search and rescue missions because it is more expensive to operate. He advised that the Huey helicopter will fly to 18,500 feet and carry 9,500 pounds and 13 individuals, as opposed to the smaller observation helicopters currently being used. Sheriff Kirkland then responded to questions of the Board regarding the Huey helicopter.

Following discussion, on motion by Commissioner Shaw, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that the Sheriff's recommendations be approved.

Later in the meeting under Commissioners'/Manager's Comments, Chairman Bond stated that she feels clarification of the motion is needed, noting that it was her understanding that the Board was only accepting the report on the RAVEN Helicopter Program.

On motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried, it was ordered that this item be reconsidered.

Commissioner Shaw stated that in making the original motion it was his intent only to accept the report presented by the Sheriff's Department,

and he did not realize that as part of the report the Sheriff would be asking the Board to accept the Huey helicopter. Commissioner Galloway asked if this item could be placed on the next agenda and Commissioner Mouliot stated that he believes the Board should ascertain from Sheriff Kirkland if there is a timeline consideration regarding this matter.

Following further discussion, on motion by Commissioner Shaw, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that this item be continued to 5:30 p.m. today, at which time the Board will reconvene to consider the portion of today's agenda scheduled for that time.

Legal Counsel Shipman stated that additional clarification needs to be obtained, noting that what was accepted by the Board by its first motion was that forfeiture funds would continue to support the program, and there was no indication that the general fund would be utilized to support the program, noting that this issue could not be part of the motion as it was not properly put on the agenda as a request.

* * * * *

When the Board reconvened at 5:30 p.m., Sheriff Kirkland further explained the procedures required to acquire surplus equipment from the military, as well as the necessity to move quickly because of the number of other agencies who are interested in obtaining the same equipment. He stated that the timing element is critical and that part of the problem is the length of time it takes to get items on the Board's agenda. Sheriff Kirkland also advised that he is not seeking any financial support at this time but he will be asking for assistance in paying for the insurance in the next budget cycle.

Commissioner Galloway asked the Sheriff to keep the Board informed of the status of the seizure funds.

On motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried, Chairman Bond ordered that receipt of the report concerning the Sheriff's helicopter program be acknowledged and that the Sheriff's office be directed to investigate the acquisition and acceptance of the Huey. Commissioner Shaw noted that the financial aspects of this will be dealt with during the regular budget process.

97-1061 COMPREHENSIVE PLAN AMENDMENT CASE NO. CPA96-SETM-02 (AMEND SETM-SP, DAMONTE) - SOUTHEAST TRUCKEE MEADOWS SPECIFIC PLAN AND SOUTHEAST AND SOUTHWEST TRUCKEE MEADOWS AREA PLANS

9:30 a.m. This was the time set in a Notice of Public Hearing, published in the Reno Gazette-Journal on October 10, 1997 to consider the recommendation of the Washoe County Planning Commission to approve amendments to the Southeast Truckee Meadows Specific Plan, the Southeast Truckee Meadows Area Plan, and the Southwest Truckee Meadows Area Plan, being a part of the Washoe County Comprehensive Plan, in the following manner:

To amend the Southeast Truckee Meadows Specific Plan by re-designating a portion of Assessor's Parcel Numbers 16-360-77 from the land use category of General Commercial (GC) to Low Density Urban (LDU/12), and incorporate Assessor's Parcel Number 16-520-01, 03 through 06, 08, and 10-13 into the Southeast Truckee Meadows Specific Plan. The proposed Low Density Urban area totals +38 acres, and the amended boundary includes +178 acres. The net effect of this change would be to increase the total residential potential by up to 600 units, for a total of 8,511 units in the specific plan area, and a reduction of +38 acres of "Town Center - General Commercial". The parcels are located within the Truckee

Meadows Hydrographic Basin, in the S1/2 of Section 16 and NE1/4 of Section 21, T18N, R20E, MDM. The parcels are designated as "Suburban" on the Truckee Meadows Regional Plan land use diagram. The amendment also includes re-adopting text and graphics reflecting the changes to the specific plan boundary and land uses. To amend the land use map for the Southeast Truckee Meadows Area Plan to reflect an increase in area assigned to the Southeast Truckee Meadows Specific Plan. In addition, changes to policy SETM 3.7 and other text within the area plan which describe the allowable development in the Southeast Truckee Specific Plan are proposed. To amend the Southwest Truckee Meadows Area Plan to remove a portion of land located east of South Virginia, west of I-580, and south of Zolezzi Lane, and incorporate it in the Southeast Truckee Meadows Area Plan in order to reflect the Southeast Truckee Meadows Specific Plan boundary. Additional administrative changes to policies and other related text within the plans are also proposed to address typographic corrections and department name changes. Proof was made that due and legal notice had been given.

Dean Diederich, Principal Planner, Department of Community Development, provided background information and a summary of the recommended changes utilizing viewfoil map graphics of the subject area. He discussed issues relative to the hotel casino development (unlimited gaming) allowed in any of the office commercial areas in the Specific Plan area and stated that one of the concerns raised by staff when the amendment request was submitted was that the requested changes would result in a new location where casino development would be allowed with special use permit approval which would be adjacent to residential development; and that the Planning Commission's solution to this issue was to include new text in the adopted specific plan that would define unlimited gaming by geographic location and thereby eliminate unlimited gaming in certain areas. Mr. Diederich then responded to questions of the Board relative to the unlimited gaming issue.

Commissioner Camp asked if there was any possibility of looking at changing the unlimited gaming to limited gaming and Mr. Diederich advised that there is a height restriction of 65 feet and any casino would be required to construct a much lower profile building than those in the downtown area; that the text changes recommended by the Planning Commission provide a fairly broad open space buffer; and that this provision has already been approved in the adopted plan and the Planning Commission felt that there is a commitment to retain it. Commissioner Camp stated that she would like this issue to go back to the Planning Commission and ask for limited gaming versus unlimited gaming, explaining that there has been an effort to keep large developments from spreading outside of the city areas and she would not want to see gaming continue to pop up in areas that are more residential; that she does not see a problem with commercial along Virginia, but there are a lot of homes fairly close to areas approved for unlimited gaming; and that, although people in that area did not have much choice with the Sam's Town casino project, they are still adamant against allowing resorts in the area.

Chairman Bond opened the public hearing and called on those wishing to speak.

Charlie Carter, representing Nevada Tri-Partners, stated that they concur with the findings made by the Planning Commission and would request the Board's approval of the recommendations. He noted that the original specific plan requires that any unlimited gaming application is subject to a special use permit and would have to be reviewed and approved by the County.

There being no one else wishing to speak, Chairman Bond closed the public hearing.

Upon inquiry of Commissioner Galloway, Mr. Diederich advised that any request for a special use permit would be processed by the Planning Commission and only come to the Board of County Commissioners upon appeal; and that the unlimited gaming use is allowed by right unless it

can clearly be demonstrated that there is a public health and safety issue that cannot be addressed through conditions. Commissioner Galloway stated that he feels the residential areas are well buffered from the gaming areas; that Sam's Town will be in that area someday and he does not know if it is realistic to expect that no other casinos would not be allowed out there; and that the plan has been adopted and he does not like changing the rules every couple of years. Mr. Diederich pointed out that the issue will probably be discussed in a regional context when it goes to the Regional Planning Commission for conformance review.

Upon recommendation of the Washoe County Planning Commission, on motion by Commissioner Mouliot, seconded by Commissioner Galloway, which motion duly carried with Commissioner Camp voting "no," Chairman Bond ordered that Comprehensive Plan Amendment Case No. CPA96-SETM-02 be approved based on the following findings:

Approval of Modifications to the Applicant's Request:

1. The proposed amendments to the Southeast Truckee Meadows Area Plan (SETM AP), the Southwest Truckee Meadows Area Plan (SWTM AP) and the Southeast Truckee Meadows Specific Plan (SETM SP) are in substantial compliance with the policies and action programs of the Comprehensive Plan.
2. The proposed amendments to the SETM AP, SWTM AP and SETM SP will provide for land uses compatible with existing and planned land uses and will not adversely impact the public health, safety or welfare.
3. The Proposed amendments to the SETM AP, SWTM AP and SETM SP will promote the desired pattern for the orderly physical growth of the County and guides development of the County based on the projected population growth with the least amount of natural resource impairment and the efficient expenditure of funds for public services.

Approval of Administrative Changes:

4. The administrative change amendments to the SETM AP, SWTM AP, and SETM SP will not adversely affect the implementation of the policies and action programs of the Conservation Element or the Population Element of the Washoe County Comprehensive Plan.
5. The administrative change amendments to the SETM AP, SWTM AP and SETM SP will promote the desired pattern for the orderly physical growth of the County and guides development of the County based on the projected population growth with the least amount of natural resource impairment and the efficient expenditure of funds for public services.
6. The proposed amendments to the SETM AP and SETM SP are the first amendments to the Plan in 1997, and therefore does not exceed the three permitted amendments as specified in Section 110.820.05 of the Washoe County Development Code. The proposed amendments to the SWTM AP are the third amendments to the Plan in 1997, and therefore does not exceed the three permitted amendments as specified in Section 110.820.05 of the Washoe County Development Code.
7. The Washoe County Planning Commission public hearing, prior to the adoption of the proposed amendments to the SETM AP, SWTM AP and SETM SP, and the related changes to the text and maps of the plans, has been properly noticed in a newspaper of general circulation in the

County as prescribed under NRS 278.210 (1).

8. The Washoe County Planning Commission gave reasoned consideration to information contained within the staff report and information received during the public hearing.

9. The Washoe County Commission gave reasoned consideration to information contained within the reports transmitted to the Washoe County Planning Commission and the Washoe County Commission public hearings.

97-1062 SOUTHEAST TRUCKEE MEADOWS SPECIFIC PLAN IMPACT FEE SERVICE AREA AND LAND USE ASSUMPTIONS - COMMUNITY DEVELOPMENT

9:30 a.m. This was the time set in a Notice of Public Hearing, published in the Reno Gazette-Journal on October 3 and 10, 1997, to consider and adopt a set of land use assumptions for the development of a capital improvement plan and an Impact Fee on new development within the boundary of the Southeast Truckee Meadows Specific Plan (SETM-SP), being a part of the Washoe County Comprehensive Plan. The adopted land use assumptions are used to establish the number of projected "service units" which are required by new development, consistent with Nevada Revised Statutes Chapter 278B.

The purpose of the proposed Impact Fee on new development is to finance and construct flood control and related facilities for the SETM-SP benefit district. The Washoe County Planning Commission, serving as the Capital Improvements Advisory Committee has proposed an impact fee service area and land use assumptions. Proof was made that due and legal notice had been given.

Dean Diederich, Principal Planner, Department of Community Development, advised that after several months of discussion it was agreed by all parties that the most appropriate way to construct flood control and drainage facilities for new development in the Southeast Truckee Meadows Specific Plan Area was to bring forward an impact fee as authorized by Nevada Revised Statutes. He presented viewfoil graphics showing the subject area and land use assumptions and reviewed the impact process as set forth in state law. He advised that the Planning Commission, who also serves as the Capital Improvements Advisory Committee pursuant to Board approval on 3/26/91, have endorsed the land use assumptions. Mr. Diederich then responded to questions of the Board.

Chairman Bond opened the public hearing and called on those wishing to speak. There being no response the public hearing was closed.

The following findings were then made:

1. The land use assumptions for the Southeast Truckee Meadows Specific Plan - Impact Fee Service Area are in substantial compliance with the policies and action programs of the Comprehensive Plan and will not adversely affect the implementation of the policies and action programs of the Conservation Element or the Population Element.

2. The land use assumptions for the Southeast Truckee Meadows Specific Plan - Impact Fee Service area will provide for land uses compatible with existing and planned land uses and will not adversely impact the public health, safety or welfare.

3. The land use assumptions for the Southeast Truckee Meadows Specific Plan - Impact Fee Service Area will promote the desired pattern for the orderly physical growth of the County and guides development of the County based on the projected population growth with the least

amount of natural resource impairment and the efficient expenditure of funds for public services.

4. The land use assumptions for the Southeast Truckee Meadows Specific Plan - Impact Fee Service Area will allow for the creation of adequate future infrastructure capacity to serve the additional projected demand for the adopted land use designations (i.e., regulatory zones).

5. The Washoe County Planning Commission public hearing, prior to the adoption of the land use assumptions for the Southeast Truckee Meadows Specific Plan - Impact Fee Service Area, has been properly noticed in a newspaper of general circulation in the County as prescribed under NRS 278B.

6. The Washoe County Planning Commission gave reasoned consideration to information contained within the staff report and information received during the public hearing.

7. The Washoe County Commission public hearing, prior to the adoption of the land use assumptions for the Southeast Truckee Meadows Specific Plan - Impact Fee Service Area, has been properly noticed in a newspaper of general circulation in the County as prescribed under NRS 278B.

8. The Washoe County Commission gave reasoned consideration to information contained within the reports transmitted to the Washoe County Planning Commission/Capital Improvements Advisory Committee and the Washoe County Commission, and information received during the County Commission public hearing.

Based on the above findings and the endorsement of the Washoe County Planning Commission/Capital Improvements Advisory Committee, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that the Southeast Truckee Meadows Specific Plan - Impact Fee Service Area and the following land use assumptions for the development of an impact fee on new development within its area be adopted:

Southeast Truckee Meadows Specific Plan Developable Acres - Land Use Assumptions Maximum Yield

Designation	Acreage	Density	Units	Acreage	Density	Units
LDS/	0.5	160	6.4%	0.5 du/ac	80	1.0%
LDS/	1.0	222	8.9%	1 du/ac	222	2.7%
MDS/	2.5	260	10.4%	2.5 du/ac	650	7.9%
MDS/	3.0	152	6.1%	3 du/ac	456	5.6%
HDS/	4.0	400	16.0%	4 du/ac	1,600	19.5%
HDS/	5.0	407	16.3%	5 du/ac	2,035	24.8%
HDS/	6.0	158	6.3%	6 du/ac	948	11.5%
LDU/	12	100	4.0%	12 du/ac	1,200	14.6%

MDS/	18	43	1.7%	18 du/ac	774	9.4%
OC/I		428	17.1%	25 du/ac	250	3.0%
GC		37	1.5%			
PR		130	5.2%			
Totals		2,497	100.0%		8,215	100.0%

Commissioner Camp commented that she accepts the assumptions but only with regard to the impact fees.

97-1063 TRANSFER FROM CONTINGENCY - AWARD OF BID - FLOOD PREVENTION BARRIERS - NEW COURTS BUILDING

Upon recommendation of Tyrone Brooks, Finance Division, on motion by Commissioner Mouliot, seconded by Commissioner Shaw, which motion duly carried, Chairman Bond ordered that the transfer from Contingency Funds for flood prevention barriers for the New Courts Building be authorized and the Comptroller be directed to post the necessary cash entries, as follows:

Decrease Account	Description	Amount
001-1890-7328	Contingency	\$16,172.00
Increase Account	Description	Amount
001-1895-8189	Transfer to Capital Facilities	\$16,172.00
089-89031-6901	Transfer in from General Fund	\$16,172.00
089-89031-7872	Building Improvements	\$16,172.00

It was further ordered that the bid for the construction and installation of the barriers be awarded to Q & D Construction Company in the amount of \$16,172.00 and Chairman Bond be authorized to execute the contract document for same upon receipt.

It was noted that the Engineering Division designed a system to prevent any water from being able to enter the basement area of the building; and that the design was put out to bid and two contracting firms responded, with Q & D Construction being the low bidder.

97-1064 CONTRACT ADDENDUM - IRRIGATION SYSTEM DESIGN - WASHOE GOLF COURSE - PARKS

Upon recommendation of Karen Mullen, Acting Director, Department of Parks and Recreation, on motion by Commissioner Shaw, seconded by Commissioner Camp, which motion duly carried, it was ordered that the "Washoe Golf Course Irrigation System - Addendum to the Sierra Sage Golf Course Design Agreement" between D.C. West and Washoe County for the design of the irrigation system at Washoe Golf Course in the amount of \$45,000 be approved and Chairman Bond be authorized to execute.

97-1065 AMENDMENT - INTERLOCAL CONTRACT - EMERGENCY ASSISTANCE PROGRAM - SOCIAL SERVICES

Upon recommendation of May Shelton, Director, Department of Social Services, on motion by Commissioner Camp, seconded by Commissioner Shaw, which motion duly carried, it was ordered that the Amendment to the Interlocal Contract between the State of Nevada Human Resources Department, Welfare Division, and Washoe County for the Temporary Assistance to Needy Families/Emergency Assistance (TANF/EA) Program be approved effective retroactively for the period July 1, 1997 through September 30, 1997, and Chairman Bond be authorized to execute.

97-1066 CONTRACT - STATE OF NEVADA DEPARTMENT OF MOTOR VEHICLES - CRIME LABORATORY - BREATH ALCOHOL PROGRAM - SHERIFF

Upon recommendation of Richard Kirkland, Sheriff, on motion by Commissioner Shaw, seconded by Commissioner Camp, which motion duly carried, it was ordered that the contract between the State of Nevada Department of Motor Vehicles and the Washoe County Sheriff's Office Crime Laboratory for forensic services associated with the Breath Alcohol Program be approved and Chairman Bond be authorized to execute.

It was noted that the revenue from these services is set at \$177,840 for fiscal year 97/98 and at \$184,954 for fiscal year 98/99.

97-1067 BILL NO. 1173 - AMENDING WCC CHAPTER 70 - SNOW REMOVAL

Bill No. 1173 entitled, "AN ORDINANCE AMENDING CHAPTER 70 OF THE WASHOE COUNTY CODE PROVIDING FOR SNOW REMOVAL AND OTHER MATTERS PROPERLY RELATED THERETO," was introduced by Commissioner Galloway, the title read to the Board, and legal notice for final action of adoption directed.

97-1068 BILL NO. 1174 - REVISED SCHEDULE OF RATES AND CHARGES FOR WATER SERVICE - UTILITY

Bill No. 1174 entitled, "AN ORDINANCE REVISING A SCHEDULE OF RATES AND CHARGES FOR PROVISION OF WATER SERVICE BY WASHOE COUNTY WITHIN CERTAIN AREAS OF THE UNINCORPORATED AREA OF WASHOE COUNTY; REQUIRING THE DEPARTMENT OF WATER RESOURCES, UTILITY SERVICES DIVISION, TO SUBMIT BILLINGS TO ALL WATER USERS WITHIN THE CERTAIN AREAS, REQUIRING PAYMENT THEREOF; AND PROVIDING PROCEDURES FOR ITS ENFORCEMENT. THIS ORDINANCE ABOLISHES ORDINANCE NOS. 801, 829, 907, AND 927," was introduced by Commissioner Shaw, the title read to the Board, and legal notice for final action of adoption directed.

97-1069 RESOLUTION - REFUND OF TAXES - CAUGHLIN RANCH HOMEOWNERS ASSOCIATION - APN 041-262-01

Upon recommendation of James Barnes, Deputy District Attorney, as stated in D.A. Opinion No. 6356, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the following Resolution be adopted and Chairman Bond be authorized to execute on behalf of Washoe County:

RESOLUTION-Directing the County Treasurer to Refund Taxes

WHEREAS, the Board of Commissioners of Washoe County, pursuant to NRS 354.240, has the authority to direct the County Treasurer to refund to an applicant the amount of money paid into the County Treasury in excess of the amount legally payable; and

WHEREAS, Caughlin Ranch Homeowners Association (Taxpayer) made application for the refund of 1995-1996 and 1996-1997 real property taxes because, after Assembly Bill 607 (enacted into law as NRS 361.0605) was passed by the 1995 session of the legislature, the Taxpayer's property,

APN 041-262-01, was overlooked for exempt status, even though it qualified under the new statute; and

WHEREAS, Caughlin Ranch Homeowners Association has overpaid taxes for fiscal years 1995-1996 and 1996-1997 in the amount of \$1,068.82; and

WHEREAS, it is the opinion of the Board of Commissioners of Washoe County that the applicant for a refund has just cause for making such application and that the granting of such refund would be equitable.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF WASHOE COUNTY AS FOLLOWS:

1. That the Treasurer of Washoe County be and hereby is authorized and directed to refund to Caughlin Ranch Homeowners Association a total of \$1,068.82, that amount being the taxes overpaid by Caughlin Ranch Homeowners Association for the tax years 1995-1996 and 1996-1997 on APN 041-262-01.
2. The Treasurer of Washoe County is further directed to debit the account of each governmental entity which has shared in the excess of the taxes collected in error for its pro rata share of the refund.

97-1070 RESOLUTION - REFUND OF TAXES - FRANK AND SHARON R. FOOTE, ET AL. - APN 031-081-32

Upon recommendation of James Barnes, Deputy District Attorney, as stated in D.A. Opinion No. 6355, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the following Resolution be adopted and Chairman Bond be authorized to execute on behalf of Washoe County:

RESOLUTION-Directing the County Treasurer to Refund Taxes

WHEREAS, the Board of Commissioners of Washoe County, pursuant to NRS 354.240, has the authority to direct the County Treasurer to refund to an applicant the amount of money paid into the County Treasury in excess of the amount legally payable; and

WHEREAS, Frank and Sharon R. Foote et al. (Taxpayers) made application for the refund of 1996-1997 real property taxes because, based upon an assessment error, the Assessor's Office misappraised the Taxpayers' property, APN 031-081-32; and

WHEREAS, Frank and Sharon R. Foote et al. have overpaid taxes for fiscal year 1996-1997 in the amount of \$5,882.01; and

WHEREAS, it is the opinion of the Board of Commissioners of Washoe County that the applicant for a refund has just cause for making such application and that the granting of such refund would be equitable.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF WASHOE COUNTY AS FOLLOWS:

1. That the Treasurer of Washoe County be and hereby is authorized and directed to refund to Frank and Sharon R. Foote et al. a total of \$5,882.01, that amount being the taxes overpaid by Frank and Sharon R. Foote et al. for the tax year 1996-1997 on APN 031-081-32.
2. The Treasurer of Washoe County is further directed to debit the account of each governmental entity which has shared in the excess of the

taxes collected in error for its pro rata share of the refund.

97-1071 CORRECTION OF FACTUAL ERRORS - 1997/98 SECURED TAX ROLL - ASSESSOR

Upon recommendation of Tom Sokol, Assistant Chief Deputy Assessor, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the following Roll Change Requests correcting factual errors on tax bills already mailed for the 1997/98 Secured Tax Roll, be approved for the reasons indicated thereon and mailed to the property owners, a copy of which is placed on file with the Clerk. It was further ordered that the Orders directing the Treasurer to correct the errors be approved and Chairman Bond be authorized to execute on behalf of the Commission.

Stuart O. Sherman, Jr.	APN 013-112-05 and ID #2021018	
Religious Society of Friends	APN 007-380-06	Roll Change Request # 122
El Dorado Resorts, LLC	APN 007-292-25 and ID #2065008	

97-1072 RESOLUTION - TCI CABLEVISION PERMITTED RATES

John Balentine, Purchasing and Contracts Administrator, responded to questions of the Board.

Following discussion, on motion by Commissioner Shaw, seconded by Commissioner Camp, which motion duly carried, it was ordered that the following Resolution be adopted and Chairman Bond be authorized to execute:

RESOLUTION- Pursuant to the Rules and Regulations of the Federal Communications Commission regarding TCI Cablevisions' proposed basic service tier rates and equipment, installation and service charges in its franchises within Washoe County and establishing permitted rates for equipment, installation and service and the effective date of those rates.

WHEREAS, Washoe County (the "County") has been certified by the Federal Communications Commission (the "Commission", the "FCC") to regulate the Basic Service Tier, and associated equipment, installation and service, which certification was effective on March 14, 1994; and

WHEREAS, the County has adopted regulations with respect to the Basic Service Tier and associated equipment, installation and service that are consistent with the regulations prescribed by the Commission; and

WHEREAS, TCI (hereafter the "Operator") has filed with the County its FCC Forms 1240fkkjj "Basic Service Rate Form" and 1205 "Regulated Equipment and Installation Costs Form" for its franchises within the County; and

WHEREAS, the County has reviewed all relevant information, including but not limited to, the FCC Forms 1240 and 1205, the Report of County's cable television consultant, The Buske Group, and other relevant written evidence; and

WHEREAS, The County has made adjustments to the Operator's FCC Form 1205 filing for (1) improper inclusion of traps as converter costs, (2) improper treatment of installer, technicians, and contract labor activity in determining installation and equipment costs, (3) improper inclusion

of "self insurance" and converter insurance costs in determining installation and equipment costs, (4) improper inclusion of "amortization of unfunded deferred taxes" as a cost embedded in several assets; and (5) failure to identify and justify the rate of the inside wiring maintenance; and

WHEREAS, The Operator has been notified of the adjustments made to its equipment installation and service rates and the options available to the operator if the operator should wish to submit adjusted rates to its Form 1205 by correcting each of the problems identified by the County's consultant; and

WHEREAS, The County has given proper notice of this action pursuant to Section 76.935 of the Rules and Regulations of the Federal Communications Commission; and

WHEREAS, The Operator has been provided with a copy of the staff report and the Consultant's reports and has been given the opportunity to comment thereupon; and

WHEREAS, The County has now made a final decision upon the appropriateness, or lack thereof, of the proposed rates and charges for regulated equipment, installation and services as identified in the FCC Forms 1240 and 1205 filed by TCI for its franchises in Washoe County; now, therefore, be it

RESOLVED BY THE WASHOE COUNTY BOARD OF COMMISSIONERS, the following:

Section 1. That it hereby finds and determines that the proposed rates and charges for the basic service tier and regulated equipment, installation and service for the period of June 1, 1997 to May 31, 1998, shall be as set forth in Attachments "A" and "B" [placed on file with the Clerk].

Section 2. TCI Cablevision is hereby ordered to adjust rates for the equipment, installation and service to levels no higher than those set forth in Attachments "A" and "B" within 45 days of the effective date of this Resolution. Any difference between the rates provided in Attachments "A" and "B" and the rates implemented by TCI Cablevision on or about June 1, 1997, will be credited on subscribers' bills.

Section 3. This Resolution shall become effective as of the date of adoption.

97-1073 RESOLUTION - ALTERNATIVES TO INCARCERATION AT COUNTY JAIL - SHERIFF

John MacIntyre, County Manager, reviewed background information and advised that this item comes to the Board as a recommendation from the Criminal Justice Advisory Committee; and that at yesterday's caucus Judge Brent Adams expressed support of the Resolution encouraging the continued use of the alternatives to incarceration.

Commissioner Galloway stated that he concurs with the recommendation noting that, as discussed in caucus, there are risks with any program like this. He commended the Sheriff and the Justice Advisory Committee on their willingness to support this effort and stated that he is confident that County staff will do a good job .

On motion by Commissioner Shaw, seconded by Commissioner Camp, which motion duly carried, it was ordered that the following Resolution be adopted and Chairman Bond be authorized to execute:

RESOLUTION

WHEREAS, assuring public safety is one of the primary purposes of government, and

WHEREAS, Washoe County operates a consolidated jail utilized by local, state, and federal agencies; and,

WHEREAS, NRS 211.120 authorizes the Washoe County Sheriff to establish programs to release prisoners from jail confinement for work or education; and

WHEREAS, despite the implementation of appropriate management policies and increased efficiency in the operation of the Washoe County jail, the jail population has increased at or beyond the design capacity of the jail; and

WHEREAS, all Washoe County criminal justice agencies and institutions, the County Manager's Office, and the Board of County Commissioners have cooperated over the past four years to develop programs to address jail overcrowding, consistent with public safety, including work release, house arrest, citation programs, caseload management, court services supervision and work/education furloughs, and early case resolution;

NOW, THEREFORE, the Washoe County Criminal Justice Advisory Committee and the Board of County Commissioners encourage cooperation and understanding among all Washoe County criminal justice agencies to support existing policies and programs as alternatives to jail incarceration and to streamline the criminal justice system, consistent with public safety. The Washoe County Criminal Justice Advisory Committee and the Board of County Commissioners also support the development and implementation of additional such programs. The Washoe County Criminal Justice Advisory Committee and the Board of County Commissioners urge all criminal justice agencies, the County Manager's Office, and the Board to accept responsibility for the creation and implementation of these programs knowing that risks are associated with each such program, and that such risks will be carefully monitored, evaluated, and minimized to the extent possible.

97-1074 DONATION REQUEST - AMBASSADOR PRODUCTIONS OUTREACH - REVEREND DON BUTLER - SHERIFF

John MacIntyre, County Manager, reviewed background information regarding this item. He advised that Reverend Butler was present at yesterday's caucus meeting to discuss this matter with the Board and is also present today; and that, pursuant to Legal Counsel Shipman's comments at caucus, if the Board is in agreement with the request from Reverend Butler, the appropriate action to be taken today would be direction for a resolution to be prepared and brought back, which is the proper procedure for donations of this kind.

Commissioner Mouliot commented that he has known Reverend Butler for some time, and there are very few people in the community that are willing to go out into the street as Reverend Butler does and work directly with at-risk youth; and that this distinguishes his program from some of the other programs in the community.

Commissioner Shaw stated that he represents the Board on the Human Services Consortium and he believes that Reverend Butler or anyone else

in the community seeking funding to address local issues needs to go through the Consortium process. Chairman Bond advised that at caucus yesterday, at which meeting Commissioner Shaw was not in attendance, the Board asked extensive questions regarding this and Reverend Butler offered an appropriate explanation as to why submission of an application to the Consortium did not occur. Commissioner Shaw commented that while there may have been a good reason, there is a policy and procedure in place that he believes should be followed.

Upon recommendation of Gary Goelitz, Senior Administrative Analyst, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried with Commissioner Shaw voting "no," Chairman Bond ordered that staff be directed to prepare a resolution to be presented to the Board for adoption authorizing the donation of \$5,000 to Ambassador Productions Outreach (Reverend Don Butler) for financial support of its anti-drug and anti-gang youth activities program.

97-1075 NEW CLASSIFICATIONS - JUVENILE SERVICES

John MacIntyre, County Manager, advised that the positions for the reclassifications and upgrade that are being requested were approved in the budget process but are not currently in the Department of Juvenile Service's classification schedule. He referred to the memorandum to the Board from Brian Mirch dated October 10, 1997 that reflects that the Finance Division is currently working with the District Attorney's Office and the Personnel Division on a resolution for the Board to consider that would address budgeting for judicial employees and develop a process that would bring some uniformity to the budgeting of all County positions.

Commissioner Mouliot commented that he does not like to see a position in one department that pays a lot more money than the same position in another department; that he thinks the current system whereby the Board has budget authority over Judicial departments, but does not have authority over what individual Judicial positions are paid, creates a real inequity that he would like to see addressed.

On motion by Commissioner Camp, seconded by Commissioner Shaw, which motion duly carried, Chairman Bond ordered that the following classifications for the Department of Juvenile Services be approved:

NEW CLASS	NEW RANGE
P735 Financial Compliance Officer	Y230
P734 Victim Services Coordinator	P750
CURRENT	
P740 Competency Development Coordinator	Upgrade to P750

97-1076 REQUEST TO WAIVE COMPREHENSIVE PLAN AMENDMENT APPLICATION FEE - NORTH VALLEYS PLANNING AREA - BILL (WILFRED) BOUCHER

Dean Diederich, Principal Planner, Department of Community Development, advised that Mr. Bill (Wilfred) Boucher submitted a request to waive the Comprehensive Plan Amendment application filing fees for his parcel in the North Valleys Planning Area based on his contention that he received inaccurate zoning information from the Assessor's Office, which information was the basis for his decision to purchase the property with the intent to subdivide to one house for any ten acres. Mr. Diederich stated that the property is designated General Rural (formerly A-7)

which allows for one home per 40 acres; that all of the records in the Department of Community Development clearly indicate that the property was always zoned A-7, or General Rural, and there is no indication that it was ever zoned or misinterpreted as an A-5 regulatory zone; and that he has seen records produced by the property owner that shows an A-5 designation, but a current printout from the Assessor's Office, which he presented to the Board, shows this and all surrounding properties as A-7, noting that the printout data is approximately six months old. He further stated that he contacted the Reno-Sparks Association of Realtors and the State of Nevada Department of Business and Professional Licensing regarding their requirements for real estate professionals to notify a purchaser of the zoning and master plan designation of a property, and was advised that NRS 113.070 states that real estate professionals are to provide a very clear report of the surrounding zoning as well as zoning on the subject property; and that County Code and NRS 278 identifies that it is the Planning Commission and the Planning Department as their representative that maintain the zoning and master plan information. Mr. Diederich then responded to questions of the Board.

Upon inquiry of Commissioner Galloway, Mr. Diederich advised that the Assessor's Office has indicated that the zoning designations are accurate approximately 75% - 80% of the time which represents approximately 10,000 parcels in the unincorporated area that could be coded incorrectly. He noted that the Assessor's Office deals with the properties for all of Washoe County and is primarily concerned with market value and does not spend a lot of time verifying key entries on zoning; and that pursuant to state law, the purchaser of a property should be relying on accurate information from the Realtor which is to be obtained from the Planning Department as the representative of the Planning Commission.

Harry Ericson, SEA Engineers, Stantech Consulting, Inc., representing Mr. Boucher, stated that Mr. Diederich has represented the issue correctly; and that Mr. Boucher bought the property and commissioned SEA to prepare a parcel map based on information received from the Washoe County Assessor's Office. He responded to questions of the Board and advised that Mr. Boucher purchased the property in April of 1996; that the Realtor requested that he verify the zoning of the property; and that the printout he obtained from the Assessor's Office showed the property was zoned A-5.

Commissioner Camp commented that there should be some process by which to notify firms such as SEA that the Assessor's Office is the improper avenue to obtain zoning information. Mr. Diederich advised discussions between County staff and the Reno-Sparks Association of Realtors have been held regarding the possibility of putting together concise information relative to this specific issue, and discussions have also been held with the Assessor's Office about how their current disclaimer located at the bottom of their printouts can be made more distinguishable so that people understand that the Assessor's data is not guaranteed.

Commissioner Bond stated that she is concerned that someone is being penalized because of the wrong information received from the Assessor's Office.

Commissioner Galloway stated that he is concerned with the precedence that would be set by granting the request; that he believes there may be some claim by Mr. Boucher against the people who advised him; and that he is sympathetic to the problem but does not feel this is an appropriate expense to the taxpayer.

On motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Chairman Bond voting "no," it was ordered that the request to waive the Comprehensive Plan Amendment application filing fees for Bill (Wilfred) Boucher's parcel in the North

Valleys Planning Area be denied.

97-1077 MANAGEMENT OF LOCKWOOD PROPERTY - WATER RESOURCES/PARKS

Chairman Bond thanked Dermody Properties for their very generous contribution in the County's efforts to create wetlands in the Lockwood area.

Upon recommendation of Steve Walker, Water Management Planner, and Karen Mullen, acting Parks Department Director, on motion by Commissioner Shaw, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that staff be directed to pursue two agreements concerning the management of the newly acquired Lockwood Property and present same to the Board for final approval.

97-1078 SPECIAL USE PERMIT - CASTLE CREEK OFF-SITE FLOOD CONTROL FACILITY - BARTLEY-ANDERSON REGIONAL PARK

Karen Mullen, Acting Director, Department of Parks and Recreation, reviewed the special use permit process advising that the County's Development Code enables all development on park land to go through the permit process, which goes through the public comment period, the citizen advisory board, the Parks Commission, and on to the Board of County Commissioners. She then responded to questions of the Board.

Following discussion, upon recommendation of the Washoe County Park Commission, on motion by Commissioner Camp, seconded by Commissioner Shaw, which motion duly carried, Chairman Bond ordered that a Special Use Permit for the Castle Creek off-site flood control facility to allow the construction of a 2 - 3 foot high earthen berm on Bartley-Anderson Regional Park to direct flood waters during storms, which will be constructed by SNK California, Inc. at no cost to Washoe County, be approved, subject to the following conditions:

1. The newly developed stream area must be done in a meandering fashion, and is not to be in a rip-rapped channel. The design is to be approved by Parks and Public Works.
2. A pedestrian/equestrian path is to be constructed and paid for by the developer through the site at the same time the berms and stream are created to the satisfaction of the Parks Department.
3. Future park roads and/or facilities are not to be impacted or impeded by the berm or stream placement.
4. Revegetation of disturbed areas including, but not limited to the berm and stream areas, must be to the Parks Department satisfaction.
5. The existing flood irrigation ditches and structures shall be maintained on site for future irrigation. A 90-day notification prior to construction must be given to both County and the leasee of the pasture. Any damages or losses related to the pasture agreements incurred by the County due to the construction, are the responsibility of the developer.
6. An agreement(s) establishing the construction procedures and the limits of construction, the operation and maintenance responsibility of the flood control facilities i.e., stream channel, debris catchment areas, berms, and irrigated/non-irrigated areas must be in place prior to construction of any site improvements.

Karen Mullen, Acting Director, Department of Parks and Recreation, advised that Harry Williams, Park Commissioner, Tom Cates, Washoe County School District, and Sue Jacox, Steering Committee member, were present.

Carol Andrew, Parks Department, reviewed the history of Camp We-Ch-Me and the master plan and policy recommendations. She advised that the steering committee, which was established to determine a master plan and potential uses and policies for the camp, was appointed by the Board of County Commissioners in December, 1996 and began meeting in the beginning of 1997; that the committee decided to run their meetings on consensus and only go to a majority if they couldn't reach a decision; that the plan being presented today was reached by consensus until the last meeting which passed by a 12 to 1 vote; that the goals set by the committee was that the camp would serve local underprivileged children, be used primarily for children in the summer, serve a diverse group of children, be affordable, have environmental education programs, and be as economically self sufficient as possible. Utilizing a display map, Ms. Andrew demonstrated the subject area and the various sites on the camp property.

She then advised that the four main type of user groups that have been identified are public school children, youth groups, at-risk children, and public recreation summer camps; that a priority reservation provision would allow youth groups to make reservations three months before general reservations are taken and a group that has a camp one year will become a high priority user for the following year; and that the committee also recommends the establishment of an annual review committee and that the Finance Department be directed to prepare a business plan. She discussed matters relative to the previous feasibility study and then Ms. Andrew and Ms. Mullen responded to questions of the Board.

Chairman Bond stated that she is concerned that as groups qualify for a priority position other groups may be shut off from using the facility. Ms. Mullen commented that this is one of the areas that probably needs further analysis as the process continues.

Sue Jacox, Reno High School teacher, presented copies of a recent newspaper article regarding the camp, and a copy of the Market and Fiscal Feasibility study dated April 13, 1993. She commended the Board of County Commissioners, the Park Commission, and Washoe County Parks staff for their efforts towards the development of a wonderful facility for children stating that, however, she believes more is needed, which is why, as a member of the steering committee, she did not vote to accept either the site plan or the policy plan. She stated that running children's camps in the 90's is very specialized and she believes that an organization that runs children's camps should be contracted; that for liability, health, and the other technicalities involved, professionals with camp direction background will be absolutely mandatory; that people on the steering committee that have camp direction background could not accept the plan without reservation; that she would like the Board to look at contracting with an experienced camping organization to develop and administer the camp, and would also request that the Board consider offering a menu of different programs so there would not be the problem of shutting the doors to some groups; that she believes it will be necessary for Parks to provide some staff for the camp versus groups providing all their own staffing as some groups have suggested; that she would like to see an ongoing citizen advisory committee because citizen input during the planning process was limited; that she has suggested to the Parks Commission that quarterly meetings with ample notice be held to provide the opportunity for public input; that she does not think the camp should be for children just in the summer; and that the people who run camps should be helping to develop the business plan.

Chairman Bond stated that this item will be coming back to the Board several times and many of the issues brought forth by Ms. Jacox will be addressed during the development process; that she believes the Park Commission meetings could be scheduled well in advance so that interested persons will be able to attend; that the intent is to have youth utilize the camp as much of the year as possible; and that any action by the Board today would only move the process forward, with the issues of staffing, fiscal analysis, etc. being addressed during the development procedure.

On motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that the Master Plan and Camp Policy Recommendations for Camp We-Ch-Me at Galena Creek Park be accepted; that the Finance Department be directed to prepare a comprehensive business plan for an affordable program; and that the District Attorney's office be directed to develop Interagency Agreements that will define Agency based on the business plan, financial contribution use and use of the camp. It was further ordered that the master plan recommendations for administration be subject to review as the public plan develops, and that the possible use of contracted professional administrators be considered as an option for part of the development of the public plan; and that the meetings of the Park Commission be noticed well in advance to give ample opportunity for public input as the plan develops.

Commissioner Mouliot commented that the Parks Commission is very adept and he will not vote in favor of any recommendation for a consultant if such is presented to the Board.

97-1080 "GREEN BOOK" - STANDARD DETAILS FOR PARK AND OPEN SPACE CONSTRUCTION - PARKS

Karen Mullen, Acting Director, Department of Parks and Recreation, was present to respond to questions of the Board.

Commissioner Camp commented that the document is excellent and she believes it is imperative that the specifications for park construction are detailed so that citizens and developers have a clear understanding of the requirements. Upon inquiry, Ms. Mullen advised that the adopted standard allows flexibility for site specific design and non-standardized design to address the desires of the community as long as safety standards are met.

Upon recommendation of Karen Mullen, Acting Director, Department of Parks and Recreation, on motion by Commissioner Shaw, seconded by Commissioner Camp, which motion duly carried, Chairman Bond ordered that the "Green Book", Standard Details for Park and Open Space Construction, be adopted.

12:00 noon The Board recessed until 5:30 p.m.

5:30 p.m. The Board reconvened in the Commission Chambers with all members present as in the morning session.

97-1081 CREATION OF WASHOE COUNTY DISTRICT NO. 24 - GROUNDWATER REMEDIATION - DETERMINATION OF BOUNDARIES

5:30 p.m. This was the time and place set in a Notice of Public Hearing, published in the Reno Gazette-Journal on October 3, 1997, for the Board to conduct a public hearing on the creation and determination of the boundaries of a district for remediation. Proof was made that due and legal Notice had been given.

Leonard Crowe, Water Resources Planning Manager, submitted and reviewed a written presentation to the Board, a copy of which was placed on file with the Clerk, concerning the PCE contamination of the Central Truckee Meadows aquifer. The report details the known and possible extent of the contamination, possible causes for same, methods to be used to affect the clean-up, estimated cost of the clean-up, and maps showing the locations of contaminated wells and proposed boundaries of the remediation district. Mr. Crowe also reviewed the requirements of Nevada Revised Statute, Chapter 540A, stating that the Commission is required to proceed with creation of a district for remediation of the quality of water if it receives letters from the Administrator of the State Division of Environmental Protection or from the District Health Officer certifying that a condition exists in an area of the region which is affecting, or will affect, the quality of water that is available for municipal, industrial or domestic use within the region; and stated that those certification letters have been received. He also stated that NRS further requires the Commission establish the boundaries of the district; and that if the Board determines the condition requiring remediation affects the quantity or quality of drinking water within the region, the boundaries of the district must include the wholesale and retail service area of any provider of water that has used or uses wells located in the area of contamination for any portion of its water supply; and that the water provider affected is Sierra Pacific Power Company.

Mr. Crowe, Bob Kelso of the Nevada Division of Environmental Protection, and John Enloe of Sierra Pacific Power Company then answered numerous questions of the Board. Mr. Enloe explained the technology of the air-stripping treatment process that has been used on two of the wells. Chairman Bond asked if this remediation will ever end. Mr. Crowe stated that he does not think there is a foreseeable end.

Commissioner Mouliot asked if there could be an end if the primary source could be located and if there are any plans to try to locate the source. Mr. Crowe explained that that is part of the proposed work plan and they will be drilling additional monitoring wells to try and ascertain the total extent of the contamination and the source(s). Mr. Crowe further advised that when new areas or developments are annexed into Sierra's service territory, the district boundaries will be adjusted accordingly.

Commissioner Mouliot requested assurance that any action taken by the Board in creating this district would not inhibit the ability to pursue the primary contributor(s) of the PCE. Madelyn Shipman, Assistant District Attorney, stated that there is a provision in the law whereby the County will be able to pursue those and, hopefully, the State will go forward and prosecute any identified contributors.

Chairman Bond opened the public hearing by calling on anyone wishing to speak concerning this matter.

Don Christensen, Deputy City Attorney, representing the City of Reno, informed the Board that the Reno City Council voted to formally support the formation of the district for remediation of the water.

Bill Isaeff, City of Sparks Deputy City Manager, stated that the City of Sparks wishes to go on record as being in support of the creation of this district; and that Sparks looks forward to working with the County to remediate this serious condition.

There being no one else wishing to speak, Chairman Bond closed the public hearing.

Pursuant to questions at Caucus, Assistant County Manager Katy Simon distributed a memorandum concerning estimated fees that might be anticipated for the remediation district stating that, based on the information available, she has calculated a very rough average annual cost per water connection in the wholesale and retail area from a low of \$10.00 to a high of \$14.43 per year. She emphasized that this is an estimated

average based on the initial costs only from the information that is now available and is not for the life of the project.

Madelyn Shipman, Assistant District Attorney, clarified that state law requires that the actual assessments be in accordance with a previous year's billing; that it be done on the basis of parcels, not connections, using the Assessor's Parcel Numbers (APN's); that there are properties included in Sierra's wholesale and retail service area which do not have water connections but would benefit from the remediation and therefore would be included in the assessment district; and that NRS provides a mechanism for the Board to determine the best way to assess those parcels not connected to water service. She further stated that with so many costs still unknown she would hesitate to quote any fees at this time.

The Board having made the findings based on the testimony presented that the condition which requires remediation affects the quality and quantity of drinking water within the region and that Sierra Pacific Power Company uses wells located in the area in need of remediation, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried, Chairman Bond ordered that a district for the purpose of groundwater remediation be created and that the boundaries of said district be established to include the wholesale and retail water service area of Sierra Pacific Power Company.

97-1082 BILL NO. 1175 - CREATING WASHOE COUNTY, NEVADA DISTRICT NO. 24 - GROUNDWATER REMEDIATION

Bill No. 1175, entitled, "AN ORDINANCE CREATING THE WASHOE COUNTY, NEVADA DISTRICT NO. 24 (GROUNDWATER REMEDIATION); ORDERING A PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE COLLECTION OF THE COST THEREOF; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN DIRECTED THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF," was introduced by Commissioner Shaw on behalf of the Board as a whole, the title read to the Board and legal notice for final action of adoption directed. It was noted that the second reading and public hearing on adoption will be held on Wednesday, November 12, 1997, at 7:00 p.m.

COMMUNICATIONS AND REPORTS

97-1083 COMMUNICATIONS

- A. Public Notice of the Board of County Commissioners September 23, 1997, regular meeting cancellation.
- B. Notification of Notice of Completion filed with the County Recorder on August 27, 1997, of the Cold Springs Wastewater Treatment Plant and Pump Station.
- C. Special Provisions, Proposal, Contract and Bond received from NDOT on Contract No. 2839 for the Renovation of the Residences at the Incline Maintenance Station, K. W. Western, Inc., Contractor (forwarded to Public Works on 9-15-97).

97-1084 REPORTS - MONTHLY (AUGUST, 1997)

- A. Animal Control
- B. County Clerk
- C. Court Clerk

D. Sheriff (also July, 1997)

E. Social Services

G. Treasurer

97-1085 AMENDED FINAL BUDGET Truckee Meadows Fire Protection District

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There being no further business to come before the Board, the meeting adjourned at 6:30 p.m.

JOANNE BOND, Chairman

Washoe County Commission

ATTEST: JUDI BAILEY, County Clerk