

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

DECEMBER 10, 2002

PRESENT:

Pete Sferrazza, Chairman
Jim Galloway, Commissioner
Jim Shaw, Commissioner
Ted Short, Commissioner

Amy Harvey, County Clerk
Nancy Parent, Chief Deputy Clerk
Michelle Poché, Assistant County Manager
Madelyn Shipman, Assistant District Attorney

ABSENT:

Joanne Bond, Vice Chairman

The Board met in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 East 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:

02-1259 WORK CARD PERMIT APPEAL – NANETTE M. DONALDSON

The appeal by Nanette M. Donaldson of the Sheriff's denial of her work card permit application was considered on Monday, December 9, 2002, prior to the Caucus meeting. It was noted that Commissioner Bond was not present.

On motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried with Commissioner Bond absent, the Board convened in closed session to hear testimony as to why the work card for Nanette M. Donaldson should or should not be granted. The appellant was present to offer testimony, along with her attorney, Mr. Tom Hale, during the closed session. Maureene Thomas, Chief Records Clerk, Administrative Division of the Sheriff's Department, read into the record her memo to the Board dated December 9, 2002. The Board then reconvened in open session, and the following action was taken.

On motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that the work card permit be granted to Nanette M. Donaldson.

02-1260 AGENDA

In accordance with the Open Meeting Law, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that the agenda for the

December 10, 2002 meeting be approved with the following amendments: Delete: Item 7G(1), concerning granting of a public/private utility easement on the southern border of Rancho San Rafael Regional Park. Delete: Item 19A, concerning the appeal of a condition for the Record of Survey Boundary Line Adjustment River Pines Case No. BL02-005.

PUBLIC COMMENTS

Sam Dehne, Reno resident, sang "The Ballad of the Reno Gazette". He commended the Washoe County Commission for conducting their meetings in accordance with the Open Meeting Law.

02-1261 CORRECTION OF FACTUAL ERRORS – ASSESSOR

Upon recommendation of Jean Tacchino, Assistant Chief Deputy Assessor, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that the following Roll Change Requests correcting factual errors on tax bills and the Order directing the County Treasurer to correct the error be approved and Chairman Sferrazza be authorized to execute the same.

PROPERTY OWNER	PARCEL NO.	AMOUNT	ROLL
Northern Nevada Housing Solutions	020-021-14	[-\$77.07]	2002 Secured
Northern Nevada Housing Solutions	020-021-27	[-\$269.28]	2002 Secured
Max G. & Diana A. McCombs	023-721-03	[-\$838.22]	2002 Secured
Earl V. & Mary A. Dyer	033-245-09	[-\$5.74]	2002 Secured
Willow Creek Villa Co	036-480-01	[-\$6.26]	2002 Secured
Willow Creek Villa Co	036-480-01	[-\$5.99]	2001 Secured
Willow Creek Villa Co	036-480-01	[-\$3.60]	2000 Secured
Willow Creek Villa Co	036-480-01	[-\$3.60]	1999 Secured
Willow Creek Villa Co	036-480-02	[-\$6.26]	2002 Secured
Willow Creek Villa Co	036-480-02	[-\$5.99]	2001 Secured
Willow Creek Villa Co	036-480-02	[-\$3.60]	2000 Secured
Willow Creek Villa Co	036-480-02	[-\$3.60]	1999 Secured
Greg & Joanne Monardo	123-121-14	[-\$2,124.13]	2002 Secured
Allan J. O'Connor Tr	126-261-06	[-\$6,909.64]	2002 Secured
Momentem Development LLC	126-262-05	[-\$1,230.10]	2002 Secured
Hyatt Equities LLC	127-010-09	[-\$56,551.73]	2002 Secured
Thomas E. Naughton	128-052-24	[-\$68.33]	2000 Secured
Thomas E. Naughton	128-052-24	[-\$69.09]	2001 Secured
Thomas E. Naughton	128-052-24	[-\$80.09]	2002 Secured
William O. & Stephanie H. Naegele	131-223-02	[-\$4,668.07]	2002 Secured
Donald C. & Wanda L. Dunbar TR	148-061-46	[-\$2,651.42]	2000 Secured
Donald C. & Wanda L. Dunbar TR	148-061-46	[-\$2,670.24]	2001 Secured
Donald C. & Wanda L. Dunbar TR	148-061-46	[-\$2,763.70]	2002 Secured
Arrowcreek Golf Holdings LLC	152-443-21	[-\$30,145.95]	2002 Secured

G & G Investments LLC	152-462-17	[-\$2,952.21]	2002 Secured
Bailey & Dutton	208-481-06	[-\$2,454.56]	2002 Secured
Song H. Elvick etal	402-071-04	[-\$979.46]	2002 Secured
Pinnacles at Vista Ridge LLC	518-643-12	[-\$1,153.88]	2002 Secured

MINUTES

On motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that the minutes of the regular meeting of September 24, 2002 be approved.

02-1262 APPOINTMENT – SOUTH TRUCKEE MEADOWS GENERAL IMPROVEMENT DISTRICT LOCAL MANAGING BOARD

Upon recommendation of Commissioner Short, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that Jim Covert be appointed to fill a vacancy on the South Truckee Meadows General Improvement District Local Managing Board for a term beginning January 6, 2003 and expiring the first Monday in January 2005.

02-1263 RESIGNATION AND APPOINTMENT – SENIOR SERVICES ADVISORY BOARD

On motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that the resignation of Marilyn Breslow from the Washoe County Senior Services Advisory Board be accepted, effective immediately, and that Dr. Diane L. Chau be appointed to fill the unexpired term to July 1, 2004.

02-1264 AWARD OF BID – MAY MUSEUM CARPET REPLACEMENT – PUBLIC WORKS

Upon recommendation of Anthony McMillen, Licensed Engineer, through Roger Van Alyne, Capital Projects Division Manager, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that the bid for the May Museum Carpet Replacement be awarded to the low, responsive, responsible bidder, Phil’s Fine Floors, in the amount of \$30,697.50, and that Chairman Sferrazza be authorized to execute the contract documents.

It was noted that informal bids were solicited on November 7, 2002, and two contractors submitted bids on November 15, 2002.

**02-1265 ACQUISITION OF PROPERTY – SPANISH SPRINGS
ASSOCIATES – EAGLE CANYON PARK – PUBLIC WORKS**

Upon recommendation of Dave Price, County Engineer, through Tom Gadd, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that a property acquisition from Spanish Springs Associates Limited Partnership to Washoe County for a 20 foot wide strip of land 587.10 feet long to be added to the Eagle Canyon Park in Spanish Springs be approved and Chairman Sferrazza be authorized to execute the deed and map for the same.

**02-1266 AMENDED DEVELOPMENT AGREEMENT – DAMONTE
RANCH TRADE CENTER – CITY OF RENO – DISTRICT
ATTORNEY**

Upon recommendation of Madelyn Shipman, Assistant District Attorney, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that Chairman Sferrazza be authorized to execute the Amended Final Development Agreement between the County of Washoe and Nevada Tri Partners, a Nevada Limited Liability Company, adding the City of Reno as a party to the Damonte Ranch Trade Center Development Agreement and acknowledging the Resolution adopted by the City of Reno to impose a condition on building permit applications within the Southeast Truckee Meadows Specific Plan Area requiring payment of the County-imposed drainage facilities impact fee to Washoe County.

**02-1267 ACCEPTANCE OF GRANT – FAMILY VIOLENCE
PREVENTION – MANAGER**

Upon recommendation of Gabrielle Enfield, Grants Administrator, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that \$35,000 in grant monies, with a 25 percent required County match (\$11,666), from the Department of Health and Human Services for the Family Violence Prevention Public Awareness Campaign, be accepted. It was further ordered that the following account transactions be authorized:

Account Number	Account Description	Increase Budget
Revenue		
10143G/4301	Federal Contribution	\$35,000
Expenditure		
10143G/7304	Advertising	\$35,000

02-1268 **FEE SCHEDULE FOR CALENDAR YEAR 2003 – PARKS DEPARTMENT**

Upon recommendation of Gregg Finkler, Park Operations Superintendent, through Karen Mullen, Parks and Recreation Director, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that the Parks and Recreation Department fee schedule for calendar year 2003, which was placed on file with the Clerk, be approved.

02-1269 **GOLF COURSE REPORT & REAFFIRM 2003 FEE SCHEDULE – PARKS DEPARTMENT**

Upon recommendation of Rosemarie Entsminger, Fiscal Compliance Officer, through Karen Mullen, Parks and Recreation Director, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that the Golf Course Report and sufficiency findings be accepted. It was further ordered that the 2003 Golf Course Fee Schedule previously approved by the County Commission on December 18, 2001 (see Minute Item No. 01-1306) be reaffirmed.

02-1270 **INTERLOCAL/COLLECTION AGREEMENT – FOREST SERVICE – WHITES AND THOMAS CREEK CANYON TRAILHEADS – PARKS DEPARTMENT**

Upon recommendation of Stephanie Morelan, Park Planning Project Coordinator, through Karen Mullen, Parks and Recreation Director, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that the Interlocal/Collection Agreement between the County of Washoe, the United States Department of Agriculture Forest Service, and the Humboldt-Toiyabe National Forest, concerning providing County funding to the U.S. Forest Service for construction of the Whites and Thomas Creek Canyon Trailheads, be approved and Chairman Sferrazza be authorized to execute the same. It was further ordered that reimbursement to the U.S. Forest Service of up to \$170,000 from Bond Account 9052206 for Thomas Creek Canyon Trailhead and \$260,000 from Bond Account 9052209 for Whites Creek Canyon Trailhead be authorized.

02-1271 **INTERLOCAL/CHALLENGE-COST SHARE AGREEMENT – FOREST SERVICE – OPERATING AND MAINTAINING WHITES AND THOMAS CREEK TRAILHEADS – PARKS DEPARTMENT**

Upon recommendation of Stephanie Morelan, Park Planning Project Coordinator, through Karen Mullen, Parks and Recreation Director, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that the Interlocal/Challenge-Cost Share

Agreement between the County of Washoe, the United States Department of Agriculture Forest Service, and the Humboldt-Toiyabe National Forest, authorizing Washoe County to partner with the U.S. Forest Service and provide County resources to operate and maintain Whites and Thomas Creek Canyon Trailheads, be approved and Chairman Sferrazza be authorized to execute the same when presented.

02-1272 **INTERLOCAL/FOREST ROAD AGREEMENT – COOPERATIVE ROAD AGREEMENT – FOREST SERVICE – WHITES CREEK CANYON ROAD – PARKS DEPARTMENT**

Upon recommendation of Stephanie Morelan, Park Planning Project Coordinator, through Karen Mullen, Parks and Recreation Director, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that the Interlocal/Forest Road Agreement and Cooperative Road Agreement between the County of Washoe, the United States Department of Agriculture Forest Service, and the Humboldt-Toiyabe National Forest, concerning authorizing the U.S. Forest Service to improve and maintain the Washoe County section of Whites Creek Canyon Road, be approved and Chairman Sferrazza be authorized to execute the same when presented.

02-1273 **AGREEMENT – CAB-TECH MANUFACTURING, INC. – WILBUR D. MAY MUSEUM – PARKS DEPARTMENT**

Upon recommendation of Karen Mullen, Parks and Recreation Director, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that the Agreement between the County of Washoe, as the disbursing agent of the May Foundation Building Fund, and Cab-Tech Manufacturing, Inc., in the amount of \$44,395, for the Wilbur D. May Museum Remodel Store Merchandise Displays be approved and Chairman Sferrazza be authorized to execute the same.

02-1274 **GRANT OF EASEMENT – EARL W. BRABANDT – UTILITY SERVICES DIVISION**

Upon recommendation of Paul Orphan, Engineering Manager, and John Collins, Utility Services Division Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that the Grant of Easement by Earl W. Brabandt for a 15-foot by 15-foot sewer line easement, in order for Mark and Sheila Hlubucek to connect to County sewer, be accepted, Chairman Sferrazza be authorized to execute the same, and the Utility Services Division Manager be authorized to record the document with the Washoe County Recorder's office.

02-1275 GRANT OF EASEMENT – BIC DEVELOPMENT LTD. – UTILITY SERVICES DIVISION

Upon recommendation of Paul Orphan, Engineering Manager, and John Collins, Utility Services Division Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that the Grant of Easement by BIC Development Ltd. for a 30-foot wide sewer line easement, in order for Mark and Sheila Hlubucek to connect to County sewer, be accepted, Chairman Sferrazza be authorized to execute the same, and the Utility Services Division Manager be authorized to record the document with the Washoe County Recorder's office.

02-1276 REMEDIATION DISTRICT FEE REFUNDS – WATER RESOURCES DEPARTMENT

Upon recommendation of Jim Ford, Remediation District Program Manager, through Jeanne Ruefer, Water Resources Planning Division Manager, and Steve Bradhurst, Water Resources Director, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that Remediation District fee refunds totaling \$29,145 [2002 totaled \$13,654 and 1998-2001 totaled \$15,491], determined to be in error by the Truckee Meadows Water Authority, be approved. It was noted that the Fee Correction lists were placed on file with the Clerk.

02-1277 SPECIAL ASSESSMENT DISTRICT NO. 23 – ARROWCREEK – APPORTIONMENT REPORT – UTILITY SERVICES DIVISION

Upon recommendation of John Collins, Utility Services Division Manager, and Paul Orphan, Engineering Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that Affidavit No. 29 of Waiver and Consent, as an Apportionment Report to redistribute Special Assessment District No. 23 assessments for ArrowCreek, be accepted, Chairman Sferrazza be authorized to execute the Apportionment Report, and the Utility Services Division Manager be directed to record the Affidavit with the Washoe County Recorder.

02-1278 AUTHORIZATION TO REQUEST PROPOSALS – SITE ASSESSMENT ANALYSIS & PRELIMINARY DESIGN WORK – DRINKING WATER TREATMENT FACILITIES IN SOUTH TRUCKEE MEADOWS – WATER RESOURCES

Upon recommendation of Paul Orphan, Engineering Manager, and John Collins, Utility Services Division Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Galloway, seconded by Commissioner Shaw,

which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that the Utility Services Division Manager be authorized to request proposals from engineering consultants for site assessment analysis and preliminary design services for two drinking water treatment facilities proposed in the South Truckee Meadows. It was further ordered that the Utility Services Division Manager be directed to initiate a consultant selection process, determine the draft scope of work and negotiate a fee schedule with the chosen consultant team; and the scope of work and consultant fee schedule be brought before the County Commission for final approval.

**02-1279 WATER RIGHTS DEED – BANKING AGREEMENT – WESTERN
SUPPLY CORP. – LEWIS OPERATING CORP. – UTILITY
DIVISION**

Upon recommendation of John Collins, Utility Services Division Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that:

1. The Water Rights Deed for all groundwater rights under Permit 66945 in the amount of 121.97 acre-feet and a portion of groundwater rights under Permit 64508 in the amount of 10.46 acre-feet, for a total of 132.43 acre-feet, between Western Supply Corp., as Grantor, and Washoe County, as Grantee, be approved;
2. The Banking Agreement between Western Supply Corp., as Grantor, and Washoe County, as Grantee, in connection with the conveyance of the water rights aforementioned, as well as 15.86 acre-feet from a portion of Permit 64508 previously dedicated, for a total of 148.29 acre-feet be approved;
3. Chairman Sferrazza be authorized to execute the Water Rights Deed and the Banking Agreement; and
4. The Utility Services Division Manager be directed to record the same with the Washoe County Recorder.

**02-1280 RESOLUTION – ADOPTING AMENDED FOREST AREA PLAN –
DEPARTMENT OF COMMUNITY DEVELOPMENT**

Upon recommendation of Sandra Dutton, Planner, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that the following Resolution be adopted and Chairman Sferrazza be authorized to execute the same:

**RESOLUTION
ADOPTING THE AMENDED
FOREST AREA PLAN (CP00FO-001 and CP00FO-002A),
A PART OF THE WASHOE COUNTY COMPREHENSIVE PLAN**

WHEREAS, Section 278.150 and 278.210, Nevada Revised Statutes, specifies that the Washoe County Planning Commission may prepare, adopt and amend a master (comprehensive) plan for all or any part of the County, subject to County Commission approval;

WHEREAS, The Washoe County Planning Commission has found that the FOREST AREA PLAN, a part of the Washoe County Comprehensive Plan, and the most recent amendment, provides a long-term general plan for the development of the County including the subject matter currently deemed appropriate for inclusion in the Comprehensive Plan;

WHEREAS, Section 278.220, Nevada Revised Statutes, specifies that the Board of County Commissioners of Washoe County, Nevada, may adopt and endorse plans for Washoe County as reported by the Planning Commission, in order to conserve and promote the public health, safety and general welfare;

WHEREAS, A public hearing on the adoption of the Washoe County Comprehensive Plan, including the FOREST AREA PLAN, was first held on May 21, 1991, with the most recent amendments to the FOREST AREA PLAN being held for CP00FO-001 on July 10, 2001 and for CP00FO-002A on September 25, 2001, by the Board of County Commissioners of Washoe County, Nevada;

WHEREAS, At the conclusion of the public hearings, the Board of County Commissioners endorsed the amendments to the FOREST AREA PLAN, a part of the Washoe County Comprehensive Plan, pursuant to Section 278.0282, Nevada Revised Statutes, for conformance review with the Truckee Meadows Regional Plan;

WHEREAS, A public hearing for the review of conformance of the Washoe County Comprehensive Plan, including the FOREST AREA PLAN, was first held on October 23, 1991, with the most recent amendments to the FOREST AREA PLAN being held for CP00F-002A on January 23, 2002, and for CP00FO-001 on March 27, 2002, by the Truckee Meadows Regional Planning Commission, at which times the plan was deemed in conformance with the Truckee Meadows Regional Plan; and

WHEREAS, The amendments to the FOREST AREA PLAN, a part of the Washoe County Comprehensive Plan, which is in conformance with the Truckee Meadows Regional Plan, has completed all the necessary requirements for adoption as specified in the Nevada Revised Statutes and Article 820, Amendment of

Comprehensive Plan, of the Washoe County Development Code; now, therefore, it is hereby

RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY, NEVADA, That the Board does hereby adopt and endorse the amended FOREST AREA PLAN, a part of the Washoe County Comprehensive Plan, to serve as a guide for the orderly growth and development of Washoe County, Nevada.

02-1281 RESOLUTION – ADOPTING AMENDED SPANISH SPRINGS AREA PLAN – DEPARTMENT OF COMMUNITY DEVELOPMENT

Upon recommendation of Sandra Dutton, Planner, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that the following Resolution be adopted and Chairman Sferrazza be authorized to execute the same:

**RESOLUTION
ADOPTING THE AMENDED SPANISH SPRINGS AREA PLAN (CP01-009),
A PART OF THE WASHOE COUNTY COMPREHENSIVE PLAN**

WHEREAS, Section 278.150 and 278.210, Nevada Revised Statutes, specifies that the Washoe County Planning Commission may prepare, adopt and amend a master (comprehensive) plan for all or any part of the County, subject to County Commission approval;

WHEREAS, The Washoe County Planning Commission has found that the SPANISH SPRINGS AREA PLAN, a part of the Washoe County Comprehensive Plan, and the most recent amendment, provides a long-term general plan for the development of the County including the subject matter currently deemed appropriate for inclusion in the Comprehensive Plan;

WHEREAS, Section 278.220, Nevada Revised Statutes, specifies that the Board of County Commissioners of Washoe County, Nevada, may adopt and endorse plans for Washoe County as reported by the Planning Commission, in order to conserve and promote the public health, safety and general welfare;

WHEREAS, A public hearing on the adoption of the Washoe County Comprehensive Plan, including the SPANISH SPRINGS AREA PLAN, was first held on May 21, 1991, with the most recent amendment to the SPANISH SPRINGS AREA PLAN being held on March 12, 2002, by the Board of County Commissioners of Washoe County, Nevada;

WHEREAS, At the conclusion of the public hearing, the Board of County Commissioners endorsed the amendment to the SPANISH SPRINGS AREA

PLAN, a part of the Washoe County Comprehensive Plan, pursuant to Section 278.0282, Nevada Revised Statutes, for conformance review with the Truckee Meadows Regional Plan;

WHEREAS, A public hearing for the review of conformance of the Washoe County Comprehensive Plan, including the SPANISH SPRINGS AREA PLAN, was first held on October 23, 1991, with the most recent amendment to the SPANISH SPRINGS AREA PLAN being held on May 22, 2002, by the Truckee Meadows Regional Planning Commission, at which time the plan was deemed in conformance with the Truckee Meadows Regional Plan; and

WHEREAS, The amendment to the SPANISH SPRINGS AREA PLAN, a part of the Washoe County Comprehensive Plan, which is in conformance with the Truckee Meadows Regional Plan, has completed all the necessary requirements for adoption as specified in the Nevada Revised Statutes and Article 820, Amendment of Comprehensive Plan, of the Washoe County Development Code; now, therefore, it is hereby

RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY, NEVADA, That the Board does hereby adopt and endorse the amended SPANISH SPRINGS AREA PLAN, a part of the Washoe County Comprehensive Plan, to serve as a guide for the orderly growth and development of Washoe County, Nevada.

02-1282 DISCUSSION – APPOINTMENT OF 7th MEMBER – TRUCKEE MEADOWS WATER AUTHORITY

Lori Williams, General Manager, Truckee Meadows Water Authority (TMWA), thanked Chairman Sferrazza, Commissioner Bond and Commissioner Shaw for their dedicated service as TMWA Board members. She then reviewed her staff report dated September 23, 2002 concerning appointment of a seventh TMWA Board member. Ms. Williams said she anticipates presenting the input from the County and Cities to the TMWA Board at their January 8, 2003 meeting. She stated the Sparks City Council voted to amend the joint powers agreement to eliminate the seventh Board member, but if that was not the consensus of the County and the City of Reno, the City of Sparks would retain their right to have input toward filling the seventh member. She then said the Reno City Council discussed rotating the position between the three entities, but ultimately directed Councilmember Aiazzi to nominate the two new Reno City Council members and the new Reno Mayor as the seventh Board member to fill the elected official requirement. In response to Commissioner Shaw, Ms. Williams stated the Reno City Council had lengthy discussions concerning eliminating the seventh member, but did not support the idea. Commissioner Galloway stated he is not in favor of eliminating the seventh member, and he suggested the seventh member be a consumer advocate or a water expert not affiliated with the County or Cities, but who is agreed upon by the three government entities. He further said if the seventh member is from one of the three

entities, it should be from Washoe County because that is the only body that represents all of the people. Ms. Williams stated the Reno City Council also suggested there be equal representation on the TMWA Board. Commissioner Short recommended an appointee from the Regional Water Planning Commission (RWPC) or some other water professional. He said he feels Washoe County is under represented on the TMWA Board. Ms. Williams said the idea of a water professional had been suggested by all the entities, including TMWA. Madelyn Shipman, Assistant District Attorney, said the joint powers agreement would require an amendment to remove the elected official requirement if that is what is decided by the three entities. Chairman Sferrazza said he does not support the elimination of the elected official requirement and he would prefer an elected official from Reno as opposed to a water expert. In response to Commissioner Shaw, Ms. Williams said the Sparks representative currently on the TMWA Board had commented at a TMWA Board meeting that elected officials are consumer advocates, as well as elected officials, and therefore they do not feel the need for the State consumer advocate to be on the Board. Commissioner Shaw suggested that Ms. Williams present to the TMWA Board on behalf of the Washoe County Commission that the seventh member be an elected official. Chairman Sferrazza agreed. In answer to Commissioner Galloway, Ms. Williams stated that the appointment process involves the TMWA Board moving the appointee forward to the three governmental entities to approve. Commissioner Galloway stated he does not support the recommendation by Commissioner Shaw and Chairman Sferrazza because that could result in four seats occupied by one entity. Commissioner Shaw clarified his recommendation for the seventh member to be an elected official from the Washoe Board of County Commissioners. Commissioner Galloway said he would support that recommendation and suggested the Commissioner that represents the largest number of TMWA customers be the seventh member.

Sam Dehne, Reno resident, said it sounds logical there be a seventh member, and the member be from Washoe County.

Terri Shannon, Washoe County resident, said she feels it is important that the seventh member be an elected official and would support it being a Washoe County Commissioner. She did not agree with the suggestion that the seventh member be the Commissioner that represents the largest number of TMWA customers.

On motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that Lori Williams be directed to present to the TMWA Board that the seventh member be a Washoe County Commissioner or a consumer advocate, provided the joint powers agreement is amended to remove the elected official requirement if the consumer advocate option is chosen by the TMWA Board.

Chairman Sferrazza asked that, if this cannot be resolved by the TMWA Board, the matter come before the three entities at a joint meeting.

02-1283**ACCEPTANCE OF GRANTS – SENIOR SERVICES**

Upon recommendation of Karen Mabry, Director, Washoe County Senior Services, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that four grants from the Division for Aging Services (Independent Living \$301,642, Single Point of Entry \$81,793, Congregate Nutrition \$238,320 and Home Delivered Meals \$279,300), one grant from the Regional Transportation Commission (Gerlach Senior Transportation \$8,000) and one grant from the Human Services Consortium (\$25,213) for fiscal year 2003, in the combined amount of \$934,268, be accepted. It was further ordered that the Comptroller be directed to make the appropriate account changes as follows:

TOTAL FY 03 REVENUES		
<u>Key Org Title</u>	<u>Amount</u>	<u>Key Org/Account</u>
Independent Living	\$301,642	2501G82 - 4302IND
Single Entry Point	137,597	2501G83 – 4301
Congregate Meal	139,225	25051G03 – 4301
Congregate Meal	99,095	25051G03 – 4302
Congregate Meal	8,000	25051G03 – 434820
Home Delivered	129,214	25052G03 – 4301
Home Delivered	150,086	25052G03 – 4302
Human Services Consortium	25,213	2501G81 – 43016
TOTAL FY 03 EXPENDITURES		
<u>Key Org Title</u>		
Independent Living	\$301,642	2501G82 – 7001
Single Entry Point	137,597	2501G83 – 7025
Congregate Meal	238,320	25051G03 – 7392
Congregate Meal	8,000	25051G03 – 7394
Home Delivered	279,300	25052G03 – 7392
Human Services Consortium	25,213	2501G81 – 7001

02-1284**ACCEPTANCE OF FEDERAL FORFEITURE FUNDS – SHERIFF**

Upon recommendation of Dennis Balaam, Sheriff, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that a check in the amount of \$120,481.38 received from the Drug Enforcement Administration Federal Asset Forfeiture Program be accepted, the increase in budget authority be authorized, and the Comptroller be directed to make the following adjustments to reflect the difference in the amount previously budgeted:

INCREASE REVENUES:	INCREASE EXPENDITURES:
15141D-4311	15141D-7205
\$120,481.38	\$120,481.38

02-1285 **APPOINT HEARING OFFICERS UNDER WHISTLEBLOWER PROTECTION ORDINANCE – APPROVE ACCEPTANCE & ADDENDUM – STATE OF NEVADA CONTRACT FOR SERVICES OF INDEPENDENT CONTRACTOR – HUMAN RESOURCES**

In response to Chairman Sferrazza, Joanne Ray, Director, Human Resources, said Patrick Dolan no longer does any work for the County other than his contract for services as needed with the Sheriff's Office concerning labor issues, grievances, and disciplinary matters. Chairman Sferrazza and Commissioner Galloway stated they see a conflict of interest with Mr. Dolan's duties and recommended Mr. Dolan not hear any actions involving the Sheriff's Office.

Madelyn Shipman, Assistant District Attorney, said this current action is to ensure there are two attorneys available to call on to provide the services when needed. She stated that Henry Egghart is the attorney of record on two pending cases: Oil Dri and Sierra Nevada College. She said she does not see a conflict of interest concerning Mr. Egghart acting as a hearing officer for Washoe County.

Upon recommendation of Ms. Ray, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that Patrick Dolan and Henry Egghart be appointed as hearing officers, consistent with the provisions of the County's whistleblower protection ordinance. It was further ordered that joinder with the State of Nevada in its contracts with these hearing officers by way of an Acceptance and Addendum to the State of Nevada Contract for Services of Independent Contractor be approved and Chairman Sferrazza be authorized to execute the contracts between Washoe County and Patrick Dolan and Washoe County and Henry Egghart. It was also ordered that Mr. Dolan would not handle any whistleblower hearings involving the Sheriff's Office.

02-1286 **CAPITAL OUTLAY – KIDS KOTTAGE MODULAR UNIT, FURNISHING AND INSTALLATION – SOCIAL SERVICES**

Upon recommendation of Michael Capello, Director, Social Services, on motion by Commissioner Short, seconded by Commissioner Galloway, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that a capital outlay up to \$250,000 for the purchase, furnishing and installation of a modular unit on the Kids Kottage campus be approved.

02-1287 **AWARD OF BID – KIDS KOTTAGE EMERGENCY MODULAR HOUSING – BID NO. ITB-2355-03 – SOCIAL SERVICES**

This was the time to consider award of a bid for the Kids Kottage Emergency Modular Housing for the Department of Social Services. Notice to Bidders

for receipt of sealed bids was published in the *Reno-Gazette Journal* on October 24, 2002 and was made available through the online services of DemandStar.com. Proof was made that due and legal Notice had been given.

One bid, a copy of which was placed on file with the Clerk, was received from US Modular Group, Inc.

Advanced Modular Space, Inc., Building Solutions, Inc. and Williams Scotsman, Inc. submitted “no bid” responses.

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Short, seconded by Commissioner Galloway, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that Bid No. ITB-2355-03 to engineer, construct, transport, and install a 28' by 76' modular building on behalf of the Social Services Department, be awarded to the sole bidder, US Modular Group, Inc., in the amount of \$128,839.00. It was further ordered that the Purchasing and Contracts Administrator be authorized to execute an agreement with US Modular Group, Inc. to perform the work.

It was noted that although US Modular Group, Inc. submitted the sole bid for the Kids Kottage Emergency Modular Housing, it was well below the estimate provided by the Public Works Department of \$135,000.

02-1288 WATER RIGHTS APPLICATIONS 68941, 68942, AND 68943 – UNITED STATES OF AMERICA FOREST SERVICE, DEPARTMENT OF AGRICULTURE – WATER RESOURCES

This was the time to consider Water Rights Applications 68941, 68942, and 68943 filed at the office of the State Engineer by the United States of America Forest Service, Department of Agriculture. The Notice of Public Meeting was published in the *Reno Gazette-Journal* on November 22, 29 and December 6, 2002. Proof was made that due and legal Notice had been given.

Upon recommendation of John Collins, Manager, Utility Services Division, through Steve Bradhurst, Director, Department of Water Resources, on motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried with Commissioner Bond absent, it was ordered that Chairman Sferrazza be authorized to formally recommend approval to the Nevada State Engineer of Water Rights Applications 68941, 68942, and 68943 filed by the United States of America Forest Service, Department of Agriculture on July 8, 2002.

**02-1289 AGREEMENT – SMITH'S FOOD AND DRUG CENTERS, INC. –
CONSTRUCTION OF WATER PIPELINES – WATER
RESOURCES**

Upon recommendation of John Collins, Manager, Utility Services Division, through Steve Bradhurst, Director, Department of Water Resources, on motion by Commissioner Short, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that a Line Extension Reimbursement Agreement between the County of Washoe and Smith's Food and Drug Centers, Inc., concerning construction of water pipelines in accordance with plans and specifications as connections are made, in an estimated not-to-exceed amount of \$372,850, be approved and Chairman Sferrazza be authorized to execute the Agreement on behalf of Washoe County.

**02-1290 BILL NO. 1365 – AMENDING WCC CHAPTER 45 – SOCIAL
SERVICES**

Bill No. 1365, entitled, "AN ORDINANCE AMENDING CHAPTER 45 OF THE WASHOE COUNTY CODE TO INCORPORATE THE PROVISIONS OF ASSEMBLY BILL 1 (AB1) OF THE 17TH SPECIAL SESSION OF THE NEVADA STATE LEGISLATURE IN TRANSFERRING CHILD WELFARE SERVICES, ADOPTION SERVICES AND FOSTER CARE LICENSING FROM THE DEPARTMENT OF HUMAN RESOURCES OF THE STATE OF NEVADA TO THE DEPARTMENT OF SOCIAL SERVICES, EXPANDING THE DIRECTOR OF SOCIAL SERVICES DUTIES TO INCLUDE ENTERING INTO CONTRACTS AND AMENDING CONTRACTS THAT GRANT FINANCIAL ASSISTANCE TO ADOPTIVE PARENTS OF A SPECIAL NEEDS CHILD, ESTABLISHING THE DEPARTMENT OF SOCIAL SERVICES AS THE CHILD WELFARE SERVICES AGENCY FOR WASHOE COUNTY TO HANDLE PROTECTIVE SERVICES, FOSTER CARE SERVICES, AND ADOPTION SERVICES IN WASHOE COUNTY, DESIGNATING THE DEPARTMENT OF SOCIAL SERVICES AS THE LICENSING AUTHORITY FOR FOSTER CARE LICENSES IN WASHOE COUNTY AND ALLOWING THE DEPARTMENT TO INVESTIGATE APPLICANTS AND CHARGE REASONABLE FEES IN CONDUCTING AN INVESTIGATION OF A PERSON OR BUSINESS APPLYING FOR A FOSTER CARE LICENSE, ALLOWING THE DEPARTMENT TO PAY FINGERPRINTING AND SUBMISSION FEES ON BEHALF OF AN APPLICANT FOR A FOSTER CARE LICENSE, ALLOWING THE BOARD OF COUNTY COMMISSIONERS TO DEVELOP CRITERIA WHICH THE DEPARTMENT MUST USE IN ESTABLISHING FEES CHARGED FOR ADOPTION SERVICES AND ALLOWING THE BOARD TO ADOPT AND AMEND A SCHEDULE OF FEES TO BE CHARGED BY THE DEPARTMENT FOR SERVICES RELATED TO THE ADOPTION OF CHILDREN, ALLOWING THE DEPARTMENT TO PAY FINGERPRINTING AND SUBMISSION FEES ON BEHALF OF A PROSPECTIVE ADOPTIVE PARENT ADOPTING A SPECIAL NEEDS CHILD AND PROVIDING OTHER

MATTERS PROPERLY RELATING THERETO" was introduced by Commissioner Short; the title was read to the Board; and direction was given to publish legal notice for final action of adoption.

02-1291 **BILL NO. 1366 – ORDINANCE NO. 1181 – GENERAL OBLIGATION (LIMITED TAX) JAIL REFUNDING BONDS – SERIES 2003**

On motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that Bill No. 1366, Ordinance No. 1181, entitled "**AN ORDINANCE DELEGATING TO THE FINANCE DIRECTOR OF THE COUNTY THE AUTHORITY TO ACCEPT THE FORWARD DELIVERY BOND PURCHASE AGREEMENT FOR THE PURCHASE OF THE WASHOE COUNTY, NEVADA, GENERAL OBLIGATION (LIMITED TAX) JAIL REFUNDING BONDS, SERIES 2003; SPECIFYING THE TERMS AND CONDITIONS OF SUCH BONDS AND THEIR FORM; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL AD VALOREM TAX FOR THE PAYMENT OF THE BONDS; PROVIDING FOR ADOPTION AS IF AN EMERGENCY EXISTS AND PROVIDING OTHER DETAILS IN CONNECTION THEREWITH; PROVIDING THE EFFECTIVE DATE HEREOF,**" be approved and adopted, as if an emergency exists, and published in accordance with NRS 244.100.

Chairman Sferrazza noted this transaction could result in a million dollar savings if interest rates continue to remain low. Commissioner Galloway asked if there would be a change in the ad valorem tax rate. John Sherman, Washoe County Finance Director, explained that this is a refinancing of 1993B Jail Refunding Bonds to take advantage of lower interest rates. He said there is no new tax created by this Ordinance and it should cause a reduction in the need for revenues to pay off the bonds.

02-1292 **AGREEMENTS – ARISTON CONSULTING & TECHNOLOGIES, INC., SOLBOURNE COMPUTER, INC., PROFESSIONAL CONSULTANCY INTERNATIONAL, INC., & ACCOUNTANTS INC. – WINNET – FINANCE**

Upon recommendation of John Sherman, Finance Director, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried with Commissioner Bond absent, it was ordered that:

1. An Agreement between the County of Washoe and Ariston Consulting & Technologies, Inc., for systems integration services, in the amount of \$3,798,150, be approved, and Chairman Sferrazza be authorized to execute the Agreement.
2. An Agreement between the County of Washoe and Solbourne Computer, Inc., for change leadership and education services, in

the amount of \$345,000, be approved, and Chairman Sferrazza be authorized to execute the Agreement.

3. An Agreement between the County of Washoe and Professional Consultancy International, Inc., for Revenue Collection System License Agreement and related services, in the amount of \$270,228, be approved, and Chairman Sferrazza be authorized to execute the Agreement.
4. The change order budget of \$350,000 for the WinNET project be approved, and the Finance Director be authorized, upon concurrence of the County Manager, to approve change orders to the WinNET project contracts up to the budgeted change order amount.
5. An Agreement between the County of Washoe and Accountants Inc., for temporary staff support, as needed, be approved, and Chairman Sferrazza be authorized to execute the Agreement.

**02-1293 AGREEMENT – KIM REAL ESTATE ENTERPRISES – LEASE
EXTENSION – PUBLIC WORKS**

Upon recommendation of Jean Ely, General Services Division Director, through Tom Gadd, Public Works Director, on motion by Commissioner Short, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that the Lease Agreement between the County of Washoe, Lessee, and Kim Real Estate Enterprises, Lessor, concerning extending the lease for a 24-month term, in the amount of \$175,392 annually, of the building occupied by the Public Administrator and Sheriff Special Services Unit be approved, and Chairman Sferrazza be authorized to execute the Agreement.

It was noted that no funding transfer is required as funds are currently budgeted in General Services for the remainder of FY 2002-03. It was also noted the Lease Agreement extends occupancy through October 2004.

**02-1294 ACCEPTANCE OF GRANT – CONGESTION MITIGATION AND
AIR QUALITY IMPROVEMENT – FEDERAL HIGHWAY
ADMINISTRATION – PUBLIC WORKS**

Upon recommendation of Rodney Savini, Manager, Road Operations and Maintenance, through Tom Gadd, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, it was ordered that the Congestion Mitigation and Air Quality Improvement (CMAQ) Program grant from the Federal Highway Administration (FHWA), in the amount of \$729,600, be accepted, and Chairman Sferrazza be authorized to execute the Cooperative (Stewardship) Agreement, entitled "Washoe County PM10

Equipment Purchase," between Washoe County and the State of Nevada, acting by and through its Department of Transportation. It was further ordered that assignment of the following account for the grant and funds to the Public Works Department, Roads Division budget, be authorized for the term of this grant:

<u>Account Number</u>	<u>Account Description</u>	<u>Grant Amount</u>
Revenue: 1653G03-4301	Capital Purchases – Heavy Equipment	\$729,600

It was noted that the Roads Division budget for fiscal year 2002/2003 already includes the five percent match amount as shown below.

<u>Account Number</u>	<u>Account Description</u>	<u>Grant Amount</u>
Budget: 1652-78-7852	Capital Purchases – Heavy Equipment	\$38,400

02-1295 PURCHASE FOUR STREET SWEEPERS – WASHOE COUNTY AIR QUALITY MANAGEMENT DIVISION – PUBLIC WORKS

Upon recommendation of Rodney Savini, Manager of Road Operations and Maintenance, through Tom Gadd, Director, Public Works, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that the purchase of four street sweepers, to comply with Washoe County Air Quality Management Division (AQMD) regulations, utilizing Congestion Mitigation and Air Quality Improvement (CMAQ) grant funds in the amount of \$685,865.92, be approved.

3:20 p.m. The Board recessed.

5:30 p.m. The Board reconvened with all present as in the afternoon.

02-1296 ORDINANCE NO. 1182 - BILL NO. 1360 - AMENDING WCC CHAPTER 25 – MASSAGE BUSINESS REGULATIONS

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on November 29, 2002 to consider the second reading and adoption of Bill No. 1360. Proof was made that due and legal Notice had been given.

Chairman Sferrazza opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance. There being no response, the hearing was closed.

On motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that Ordinance No. 1182, Bill No. 1360, entitled, "**AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY ELIMINATING REFERENCES TO MASSAGE APPRENTICES AND RELATED MATTERS; ESTABLISHING THAT APPLICANTS FOR MASSAGE BUSINESS LICENSES SHALL BE AT**

LEAST EIGHTEEN YEARS OF AGE AT TIME OF APPLICATION; REQUIRING THAT EVERY LICENSEE SHALL MAINTAIN A REGISTER OF ALL PERSONS EMPLOYED FOR A PERIOD OF FIVE CONCURRENT YEARS TO INCLUDE THE CURRENT YEAR OF LICENSURE; REQUIRING THAT THE APPLICATION FOR A MASSAGE THERAPIST'S PERMIT FOR AN APPLICANT SUBSTITUTING MASSAGE PRACTICE IN LIEU OF POST SECONDARY EDUCATION TRAINING INCLUDE WRITTEN PROOF OF BOTH THE ISSUED PERMIT AND VERIFICATION OF THE REQUIRED HOURS OF MASSAGE PRACTICE; ESTABLISHING ADDITIONAL PROVISIONS REGARDING EDUCATION REQUIREMENTS FOR MASSAGE THERAPISTS; AND PROVIDING OTHER MATTERS RELATING THERETO," be approved, adopted and published in accordance with NRS 244.100.

**02-1297 ORDINANCE NO. 1183 - BILL NO. 1361 - AMENDING WCC
CHAPTER 85 – FEE SCHEDULE FOR STREET CUT PERMITS**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on November 29, 2002 to consider the second reading and adoption of Bill No. 1361. Proof was made that due and legal Notice had been given.

Chairman Sferrazza opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance. There being no response, the hearing was closed.

Chairman Sferrazza advised that a letter dated December 10, 2002 was received from Southwest Gas Corporation in support of the Ordinance. The letter stated that Southwest Gas would have been billed \$164,000 for the work they completed in Washoe County during 2002 and, under the proposed Ordinance, would have been billed \$48,792.

Tom Gadd, Director, General Services Department, advised the amendment to the Ordinance adjusts only the administrative fees associated with street cut permits. He said staff determined the administrative fees set forth in the April 26, 2002 Street Cut Ordinance were higher than the amount required to cover the inspection costs being charged. Mr. Gadd then reviewed the application fee and penalty fee components of the street cut permit charges.

Chairman Sferrazza stated his understanding of the proposal is that many people would experience an increase in what they are required to pay for a street cut permit. Mr. Gadd advised there would actually be a decrease in what the County charges for the permits. He then explained how the proposed administrative fee would be calculated and discussed budget issues relating to the street cut permit fees.

On motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Chairman Sferrazza voting "no" and Commissioner Bond absent, it was ordered that Ordinance No. 1183, Bill No. 1361, entitled, "AN

ORDINANCE AMENDING CHAPTER 85 OF THE WASHOE COUNTY CODE BY REVISING THE FEE SCHEDULE FOR STREET CUT PERMITS AND OTHER MATTERS PROPERLY RELATING THERETO," be approved, adopted and published in accordance with NRS 244.100.

02-1298 RETROACTIVE APPLICATION OF AMENDED STREET CUT PERMITS ORDINANCE FEE SCHEDULE

Upon recommendation of David Price, County Engineer, through Tom Gadd, Director, General Services Department, on motion by Commissioner Short, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that application of the amended fee schedule adopted this date by Ordinance No. 1183, concerning all street cut permits issued since the adoption of the April 26, 2002 Street Cut Ordinance (Ordinance No. 1159), be approved retroactively; and the administrative fees paid in excess of the new schedule be refunded.

02-1299 ORDINANCE NO. 1184 - BILL NO. 1362 - AMENDING WCC CHAPTER 25 – ROOM TAXES AND DEFEASANCE OF MULTI-PURPOSE BOWLING FACILITY

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on November 29, 2002 to consider the second reading and adoption of Bill No. 1362. Proof was made that due and legal Notice had been given.

Chairman Sferrazza opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance. There being no response, the hearing was closed.

On motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that Ordinance No. 1184, Bill No. 1362, entitled, "**AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY AMENDING PROVISIONS TO REFLECT THE DEFEASANCE OF THE COUNTY'S MULTI-PURPOSE BOWLING FACILITY BONDS, BY REMOVING REFERENCE IN SECTION 25.1522 TO AN EXEMPTION FROM THE TAX AS THE EXEMPTION IS PROVIDED FOR IN SECTION 25.155, AMENDING THE PROVISION RELATING TO THE NOTICE REQUIRED TO BE DISPLAYED BY LICENSEES TO REFLECT THE TOTAL AMOUNT OF THE ROOM TAX IMPOSED BY LAW, AMENDING PROVISIONS RELATING TO THE INTEREST RATE WHEN THE TAX IS NOT PAID WHEN DUE, AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO,"** be approved, adopted and published in accordance with NRS 244.100.

**02-1300 ORDINANCE NO. 1185 - BILL NO. 1363 - AMENDING WCC –
COMBINING GENERAL SERVICES AND PUBLIC WORKS**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on November 29, 2002 to consider the second reading and adoption of Bill No. 1363. Proof was made that due and legal Notice had been given.

Chairman Sferrazza opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance. There being no response, the hearing was closed.

Commissioner Galloway stated that some misinformation has been presented on talk radio about the salaries being paid under the proposed merger of the General Services and Public Works Departments. He advised that combining the two departments would provide a cost savings and increase service levels and efficiency.

On motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Bond absent, Chairman Sferrazza ordered that Ordinance No. 1185, Bill No. 1363, entitled, "**AN ORDINANCE AMENDING THE WASHOE COUNTY CODE TO COMBINE THE DEPARTMENT OF GENERAL SERVICES AND THE DEPARTMENT OF PUBLIC WORKS INTO A SINGLE DEPARTMENT TO BE KNOWN AS THE DEPARTMENT OF PUBLIC WORKS, REPEALING CERTAIN PROVISIONS RELATING TO PUBLIC WORKS AND GENERAL SERVICES, ESTABLISHING THE POSITION OF DEPUTY DIRECTOR OF PUBLIC WORKS, PROVIDING FOR THE ESTABLISHMENT OF DIVISIONS OF THE DEPARTMENT OF PUBLIC WORKS, SETTING FORTH THE RESPONSIBILITIES OF THE DEPARTMENT OF PUBLIC WORKS, UPDATING CERTAIN PROVISIONS RELATING TO FACILITY MANAGEMENT AND REPRODUCTION OF THE WASHOE COUNTY CODE BY THE DEPARTMENT OF PUBLIC WORKS AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO,**" be approved, adopted and published in accordance with NRS 244.100.

**02-1301 ORDINANCE NO. 1186 - BILL NO. 1364 - AMENDING WCC
CHAPTER 110 – ADVERTISING ON BUS SHELTERS AND
NUMBER OF PERMITTED OFF-PREMISE SIGNS IN
UNINCORPORATED WASHOE COUNTY**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on November 29, 2002 to consider the second reading and adoption of Bill No. 1364. Proof was made that due and legal Notice had been given.

Chairman Sferrazza opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance. There being no response, the hearing was closed.

Chairman Sferrazza stated he would not support the Ordinance, because he is against the increase of signs in Washoe County.

Commissioner Galloway said the parties that originally expressed concern to him about the Ordinance have not taken a position against it. He placed photographs of similar signage in Las Vegas on file with the Clerk and said the impacts of that signage seemed to be reasonable.

On motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Chairman Sferrazza voting "no" and Commissioner Bond absent, it was ordered that Ordinance No. 1186, Bill No. 1364, entitled, "**AN ORDINANCE AMENDING PROVISIONS RELATING TO WASHOE COUNTY CODE CHAPTER 110, ARTICLE 502, OFF-PREMISE SIGNS, BY ADDING DEFINITIONS OF BUS SHELTER AND PUBLIC TRANSPORTATION OPERATOR; BY ADDING PROVISIONS REGULATING ADVERTISING COPY ON BUS SHELTERS; BY AMENDING THE NUMBER OF PERMITTED OFF-PREMISE SIGNS IN THE UNINCORPORATED PORTION OF WASHOE COUNTY, AND OTHER MATTERS PROPERLY RELATING THERETO,**" be approved, adopted and published in accordance with NRS 244.100.

02-1302 SPECIAL ASSESSMENT DISTRICT NO. 32 – SPANISH SPRINGS VALLEY RANCHES ROADS

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on November 22 and 29 and December 6, 2002 to consider the ordering of the proposed Special Assessment District No. 32 (Spanish Springs Valley Ranches Roads) and hear all complaints, protests and objections made in writing or verbally at the hearing by the owner of any tract or parcel to be assessed or any person interested. Proof was made that due and legal Notice had been given.

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

Chairman Sferrazza advised that the Citizen Advisory Board has requested this matter be continued in order to have more discussion with the area residents.

James Spoo, representing the Spanish Springs Valley Ranches Property Owner's Association, advised they have been working cooperatively with the County on financial and engineering matters in support of Special Assessment District No. 32 (SAD 32). He stated they are trying to arrive at the most equitable assessments possible and would appreciate a continuance to allow time for consideration and to provide information to the Association membership.

Paul Woods, area resident, said the road he lives on is not going to be paved. He stated, when the survey was done about one year ago, the County said all roads in the area should be paved, but that is not what is being proposed. Mr. Woods noted that an assessment has already been implemented to pave Calle de la Plata, and he is against the special assessment district unless all the roads in the area are paved.

Lois Avery, area resident, commented that, when County staff said all the roads would be paved, they were referring to roads that are currently maintained by the Spanish Springs Valley Ranches Property Owner's Association. She said the main concern of the residents is who should pay and how much. Ms. Avery stated it appears that some of the residents will bring a lawsuit, and she asked if legal staff could determine a way for the assessment district to continue forward and not have the process stopped by a few people.

6:15 p.m. Commissioner Short left the meeting.

Steve Sharfe, area resident, said he has no use for the roads being paved. He stated he has paid dues without complaint for years but sees no reason why he should be assessed when he would not receive any benefit. Commissioner Galloway encouraged Mr. Sharfe to talk with County staff to determine if they agree or disagree that there would be no benefit to his property.

On motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioners Bond and Short absent, Chairman Sferrazza ordered that the public hearing concerning Special Assessment District No. 32 (Spanish Springs Valley Ranches Roads) be continued to February 11, 2003.

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There being no further business to come before the Board, the meeting adjourned at 6:20 p.m.

PETER J. SFERRAZZA, Chairman
Washoe County Commission

ATTEST:

AMY HARVEY, Washoe County
Clerk and Clerk of the Board of
County Commissioners

*Minutes Prepared By
Melissa Ayrault and Barbara Trow, Deputy County Clerks*