

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

JUNE 24, 2003

PRESENT:

David Humke, Chairman
Jim Shaw, Vice Chairman
Jim Galloway, Commissioner
Pete Sferrazza, Commissioner*
Bonnie Weber, Commissioner

Amy Harvey, County Clerk
Katy Singlaub, County Manager
Madelyn Shipman, Legal Counsel

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:

03-691 WORK CARD PERMIT APPEAL – WANDA MICHELLE KING

The appeal by Wanda Michelle King of the Sheriff's denial of her work card permit application was considered on Monday, June 23, 2003 prior to the Caucus meeting.

On motion by Commissioner Sferrazza, seconded by Commissioner Shaw, which motion duly carried with Commissioners Galloway and Weber temporarily absent, the Board convened in closed session to hear testimony as to why the work card should or should not be granted.

The appellant Wanda Michelle King was present to offer testimony during the closed session. Also present was Maureene Thomas, Chief Records Clerk, Washoe County Sheriff's Office.

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Commissioners Weber and Galloway arrived at the meeting shortly after commencement of the closed hearing.

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On motion by Commissioner Sferrazza, seconded by Commissioner Shaw, which motion duly carried, the Board reconvened in open session and the following action was taken:

On motion by Commissioner Sferrazza, seconded by Commissioner Shaw, which motion duly carried, it was ordered that the appeal be approved and the work card permit be granted to Wanda Michelle King.

03-692 AGENDA

In accordance with the Open Meeting Law, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Sferrazza temporarily absent, Chairman Humke ordered that the agenda for the June 24, 2003 meeting be approved with the following amendments: Delete Item No. 11 to consider a motion to suspend the Rules and Procedures for the Board of County Commissioners and, if the motion passes, reconsider the decision to deny the appeal of the Special Use Permits for Burning Man. Delete Item No. 16, a presentation by Washoe County Water Resources Staff of the Truckee River maintenance work done by the Carson-Tahoe Conservancy District.

PUBLIC COMMENTS

Chairman Humke read into the record a comment card from Mary Kingland requesting an audit of the legal expenses incurred defending Rebecca Tackett, Code Enforcement Officer, regarding County, State and Federal lawsuits brought against Ms. Tackett by Washoe County taxpayers.

Garth Elliott, Sun Valley resident, discussed receiving an award in Washington, D.C. in 1999 for federal environmental clean-up volunteer work in the Black Rock Desert. He said government should stay out of the lives of citizens.

Al Hesson, Washoe County resident, discussed the current hard economic times, the County freezing 63 positions and leaving 90 vacant, and the State Legislature voting raises for itself and other elected officials. He asked that the Board show some restraint in increasing their salaries. He then read a letter to the editor, which was published in the *U.S.A. Today* on June 18. He asked that the Library's funds be restored.

Sam Dehne, local resident, discussed the difference in cost between personalized license plates and veterans' license plates. He said he hates the waste of taxpayer money for Artown, and he sang. Mr. Dehne spoke concerning the postponement of agenda item No. 11, regarding the special use permits for Burning Man. He suggested he be deputized because he has the courage to stop people on loud motorcycles and order them to stop mutilating the community.

***2:20 p.m.** Commissioner Sferrazza arrived at the meeting.

Gary Schmidt, Washoe County resident, talked about driving to the Burning Man staging area site for a tour. He described confronting a "sludge" truck and the odor passing the truck. He requested the County look into what could be done about the odor.

Julia and Kevin Brittner, Gerlach residents and the closest neighbors to the Burning Man staging area, thanked the Commissioners who visited the site. Mr. Brittner said they deal with continual visual blight, traffic and harassment.

MANAGER'S/COMMISSIONERS' COMMENTS

Commissioner Shaw read a statement he prepared concerning the recent Airport Authority appointment, which statement was placed on file with the County Clerk. He requested his nomination and vote for the County candidate to serve on the Airport Authority Board of Directors on June 10, 2003, be withdrawn.

Commissioner Sferrazza said at the last Truckee Meadows Water Authority (TMWA) Board meeting, the appointment of an additional member to that Board was tabled indefinitely; and he does not feel the TMWA Board will act in good faith to fill the position. He stated the TMWA Board also rejected a County site for the TMWA headquarters. Commissioner Sferrazza said the TMWA Board agreed to contact Washoe County to discuss co-locating TMWA and Washoe County facilities on the site being purchased, and he asked County Manager Singlaub and Steve Bradhurst, Water Resources Director, to contact TMWA. He asked that upcoming Board appointments be scheduled for the July 8 meeting.

Commissioner Galloway noted Washoe County was presented a large check for the recreational facility for the Kids Kottage from the Reno Rodeo Association. Chairman Humke said it was a very generous contribution.

03-693 MINUTES

On motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that the minutes of the regular meeting of February 25, 2003 be approved.

03-694 ACCEPTANCE OF FINANCIAL REPORT – TEN MONTHS ENDED APRIL 30, 2003 – COMPTROLLER

Upon recommendation of Kathy Garcia, Comptroller, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that the Financial Report for Washoe County for the ten months ended April 30, 2003 (Unaudited) be accepted.

03-695 REAPPOINTMENT – APPOINTMENT – COLD SPRINGS CITIZEN ADVISORY BOARD

On motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that Fred England be reappointed as an at-large representative to the Cold Springs Citizen Advisory Board (CAB) with a term from July 1, 2003 to June 30, 2005. It was further ordered that Scott

Sarratt be appointed as an at-large representative to the Cold Springs CAB with a term from July 1, 2003 to June 30, 2005.

03-696 REAPPOINTMENTS – WARM SPRINGS CITIZEN ADVISORY BOARD

On motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that Jeanne Dembenski, Frank Kujack and Bob White be reappointed as at-large representatives on the Warm Springs Citizen Advisory Board (CAB) with terms from July 1, 2003 to June 30, 2005.

03-697 REAPPOINTMENT – WASHOE COUNTY PLANNING COMMISSION

On motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that Florence (Marge) Frandsen be reappointed to the Washoe County Planning Commission to fill the seat from County Commission District 2, which will become vacant on June 30, 2003.

03-698 APPOINTMENT – WASHOE COUNTY PLANNING COMMISSION

On motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that William James Weber be appointed to the Washoe County Planning Commission to fill the seat from County Commission District 5, which will become vacant on June 30, 2003.

03-699 AWARD OF RFP – ANALYSTS INTERNATIONAL – RFP NO. 2395-03 – PURCHASING

This was the time to consider award of Request for Proposal (RFP) for Website Development Services from Analysts International for the Washoe County District Health Department. Proposals were solicited from information technology consultants approved for contracting by the State of Nevada, and the following vendors submitted proposals:

Analysts International
MIS2000
Rapidigm

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that RFP No. 2395-03 for website development services for the Washoe County District Health Department be awarded to Analysts International, in the not-to-exceed amount of \$30,000. It was further ordered that the Purchasing and Contracts Administrator be authorized to execute an

agreement for website development services with Analysts International on behalf of the Washoe County District Health Department.

03-700 EXPEND ADDITIONAL FUNDS – PEMBROKE BRIDGE – PUBLIC WORKS

Upon recommendation of Roger Van Alyne, Capital Projects Director, through Tom Gadd, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that the Contract Administrator be authorized to expend additional funds in the amount of \$29,661.67 for the construction and construction administration for relocation of a water line at the Pembroke Bridge.

03-701 ACCEPTANCE OF JUROR FEE DONATIONS – AUTHORIZE EXPENDITURES FOR 2003/2004 FY – SOCIAL SERVICES

Sam Dehne, Reno resident, spoke concerning jury fee donations.

Upon recommendation of Mike Capello, Social Services Director, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that the juror fee donations in the amount of \$18,497.20 be accepted with the Board’s gratitude. It was further ordered that the Department of Social Services be authorized to expend funds from the Social Services Donations account (28052D), to benefit children who are in care at the Kids Kottage emergency shelters and families who are clients of Washoe County Department of Social Services, and the Comptroller be directed to make the following budget adjustments:

Increase revenues:		
Account 28051D-58051	Donations – General	\$18,497.20
Increase expenditures:		
Account 28051D-7398	Miscellaneous	\$18,497.20

03-702 ACCEPTANCE OF DONATIONS – AUTHORIZE EXPENDITURES FOR 2003/2004 FY – SOCIAL SERVICES

Upon recommendation of Mike Capello, Social Services Director, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that donations in the amount of \$7,500.54 be accepted with the Board’s gratitude. It was further ordered that the Department of Social Services be authorized to expend funds from the Social Services Donations account (28052D) to benefit children who are in care at the Kids Kottage emergency shelters and families who are clients of Washoe County Department of Social Services and the Comptroller be directed to make the following account changes:

Increase revenues:		
Account 28051D-5802	Donations – General	\$7,500.54
Increase expenditures:		
Account 28051D-7266	Minor Furniture and Equipment	\$7,500.54

It was noted that cash donations were received from the following:

\$1,500.00	Merrill Lynch	\$	10.00	Linda Bierwith	
\$	50.00	Vivian Ritchie	\$	20.00	Stephanie Kennedy
\$	50.00	Beverly Harger	\$	15.00	Diane Carlyle
\$	137.00	Matt Polley	\$	50.25	Judy Arruda
\$	50.00	Richard and Nancy Kite	\$	25.00	Deborah Falkosky
\$2,209.42	Safeway, Inc.	\$	120.00	Sharon Gibbons	
\$	532.50	A & H Insurance	\$	30.00	Dena Negron
\$	75.00	Scott Jordan	\$	57.00	Jeanne Marsh
\$	10.00	Steve Wright	\$	85.00	Miscellaneous from Kid's Kottage Art Auction
\$	35.04	Tara Anderson			
\$	25.00	Julie Horn Clyde	\$2,374.08	United Way of Northern Nevada, Inc.	
\$	40.25	Lisa O'Grady			

**03-703 ACCEPTANCE OF DONATION – WAL-MART – CITIZENS
HOMELAND SECURITY COUNCIL – SHERIFF**

Upon recommendation of Sheriff Dennis Balaam, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that a donation of \$1,500 from Wal-Mart, which will be used by the volunteer Citizens Homeland Security Council to print educational and training materials necessary for the Council to utilize in the training of additional volunteers, be accepted with the Board's gratitude. It was further ordered that the Comptroller be directed to make the following budget adjustments:

Increase Revenue:		Increase Expenditure:	
15240D-5802	\$1,500	15240D-7230	\$1,500

**03-704 ACCEPTANCE OF DONATION – SHERIFF'S OFFICE HONOR
GUARD**

Upon recommendation of Sheriff Dennis Balaam, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that a donation of \$700 from Ray Pezonella and Boomtown, which will be used to help pay cost and expenses for the Sheriff's Office Honor Guard, such as travel for Honor Guard members to attend the National Law Enforcement Memorial week in Washington D.C. during the month of May 2004, and other costs associated with equipment specially related to the Honor Guard, be accepted with the Board's gratitude.

03-705 ACCEPTANCE OF DONATIONS – RAVEN UNIT – SHERIFF

Upon recommendation of Sheriff Dennis Balaam, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that donations totaling \$221 received from the community throughout the year, which will be used in assisting with the funding of the Washoe County Sheriff’s Office Regional Aviation Enforcement (RAVEN) Unit, be accepted with the Board’s gratitude. It was further ordered that the Comptroller be directed to make the following budget adjustments:

Increase Revenues:	
15228D-5802	\$221
15228D-7398	\$221

03-706 ACCEPTANCE OF DONATIONS – SEARCH AND RESCUE – SHERIFF

Upon recommendation of Sheriff Dennis Balaam, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that donations totaling \$275 received from the community throughout the year, which would be used for the purchase of needed Search and Rescue equipment and supplies, be accepted with the Board’s gratitude. It was further ordered that the Comptroller be directed to make the following budget adjustments:

Increase Revenues:		Increase Expenditures:	
15237D-5802	\$275	15237D-7260	\$275

03-707 ACCEPTANCE OF GRANT – STATE JUVENILE JUSTICE COMMISSION – SHERIFF

Upon recommendation of Sheriff Dennis Balaam, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried with Chairman Humke abstaining, it was ordered that the grant from the State of Nevada, Juvenile Justice Commission, for \$17,800 (with no County match) to be used to cover overtime costs incurred for enforcement of underage drinking laws and for one department representative to attend the OJJD Leadership Conference in September 2003, be accepted. It was further ordered that the Comptroller be directed to make the following budget adjustments:

Increase Revenues:		Increase Expenditures:	
152303G4-4301	\$17,800	152303G4-7003	\$17,000
		152303G4-7620	\$ 800

It was noted Chairman Humke abstained because he serves on the Nevada Juvenile Justice Commission and felt there was a conflict.

03-708

ACCEPTANCE OF GRANT – EDWARD BYRNE MEMORIAL STATE AND LOCAL LAW ENFORCEMENT FORMULA GRANT PROGRAM – SHERIFF

Upon recommendation of Sheriff Dennis Balaam, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that \$105,000 in grant monies from the Edward Byrne Memorial State and Local Law Enforcement Formula Grant Program, that will be used to help fund and expand the Northern Nevada Computer Forensics Task Force, be accepted. It was further ordered that the Comptroller be directed to make the following budget adjustments:

Increase Revenues:		Increase Expenditures:	
15293G-4301	\$52,500	15293G-72051	\$52,500

Move Budget Authority for match by:

Decreasing:		Increasing:	
15222D	\$52,500	15293G-72051	\$12,500
		15293G-7620	\$40,000

It was noted that \$65,000 would be used to purchase computer supplies and equipment for the Northern Nevada Computer Forensics Task Force. It was further noted that the non-county employee travel is incorporated in the \$40,000 for travel and training of the members assigned to the Northern Nevada Forensics Task Force, some of whom are not Washoe County employees. Names will be supplied to the Comptroller’s Office as training becomes available.

03-709

ACCEPTANCE OF GRANT – DEPARTMENT OF PUBLIC SAFETY – OFFICE OF CRIMINAL JUSTICE – SHERIFF

Upon recommendation of Sheriff Dennis Balaam, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that \$150,000 in Byrne Grant federal funds from the State of Nevada, Department of Public Safety, Office of Criminal Justice, to be used to purchase a narcotics K-9 with applicable training and to fund overtime for narcotics enforcement in the Washoe County region, be accepted. Matching funds in the amount of \$50,000 would be drawn from the State forfeiture account, 15142D. It was further ordered that the following revenue and expenditure budget adjustments be approved:

Increase Revenues:		Increase Expenditures:	
15290G-4301	\$150,000	15290G-7003	\$ 77,400
		15290G-7140	\$ 72,600

Move Budget Authority for match by:

Decreasing:		Increasing:	
15142D	\$ 50,000	15290G-7140	\$43,500
		15290G-7140	\$ 6,500

03-710 MODIFICATION OF JOINT AGENCY SHARING AGREEMENT – RENO POLICE DEPARTMENT – EXTRADITION SERVICES – SHERIFF

Upon recommendation of Sheriff Dennis Balaam, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that the Modification of the Joint Agency Sharing Agreement for extradition services and aircraft usage between the Washoe County Sheriff’s Office and the Reno Police Department be approved and Chairman Humke be authorized to execute the same. It was noted this modification would increase budgeted revenue to Washoe County by \$90,000 for fiscal year 2003/2004.

03-711 CONSULTANT AGREEMENT – CROSSROADS SOFTWARE – INCLINE VILLAGE – SHERIFF

Upon recommendation of Sheriff Dennis Balaam, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that the Agreement for consultant services between the County of Washoe and Crossroads Software, concerning development and implementation of a Traffic Court Management System and Handheld Citation Package for the Incline Village operational area of the Washoe County Sheriff’s Office and the Incline Justice Court at a total cost \$48,600, be approved and Chairman Humke be authorized to execute the same. It was noted that payment would come through donated funds posted in key org 15232D (the donation of \$52,650 was accepted by the Board on May 13, 2003, item number 03-475).

03-712 SECURITY SERVICES AGREEMENT – EXECPRO SERVICES, INC. – SECURITY – SHERIFF

Upon recommendation of Sheriff Dennis Balaam, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that the security services Agreement between the County of Washoe and Execpro Services, Inc., concerning the provision of two deputies for security for a July 4, 2003 private celebration, be approved and Chairman Humke be authorized to execute the same. It was noted there would be no fiscal impact to Washoe County because Execpro Services would pay all costs for the security services.

**03-713 RENEWAL OF AGREEMENT – NATIONAL SCHOOL LUNCH
AND SCHOOL BREAKFAST PROGRAM – JUVENILE SERVICES**

Upon recommendation of Mary Ann Woolley, Juvenile Services Director, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that renewal of the Agreement between the County of Washoe and the Nevada State Department of Education, concerning the National School Lunch and School Breakfast Program for fiscal year 2003/2004, be approved and Chairman Humke be authorized to execute the same.

**03-714 AMENDMENT TO AGREEMENT – KLEINFELDER, INC. –
TESTING AND INSPECTION SERVICES – PUBLIC WORKS**

Upon recommendation of Roger Van Alyne, Capital Projects Director, through Tom Gadd, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that Amendment One to the Agreement for Testing and Inspection Services for the Regional Dispatch and Emergency Operations Center with Kleinfelder, Inc., in the amount of \$26,401.40, be approved and Chairman Humke be authorized to execute the same. It was noted that during construction the Contractor encountered soils that were unsuitable for construction, and the material was removed and replaced with engineered fill material, resulting in additional testing and inspection services.

**03-715 LEASE AGREEMENT – VETERANS OF FOREIGN WARS –
VERDI TOWNSHIP CAB – PUBLIC WORKS**

Upon recommendation of Jean Ely, General Services Division Director, through Tom Gadd, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that the Facility Use Agreement between the Veterans of Foreign Wars (VFW) of the United States, Verdi Post No. 10053, a Nonprofit Nevada Corporation, lessor, and the County of Washoe, lessee, concerning the lease of space in the VFW Building in Verdi for use by the Verdi Township Citizen Advisory Board (CAB) and for such other terms and conditions as stated therein, be approved and Chairman Humke be authorized to execute the Agreement. It was noted no funding transfers are required, and the cost would be \$60 per meeting.

**03-716 RENEWAL OF GENERAL ADMINISTRATIVE SERVICES –
NEVADAWORKS – BUDGET**

Upon recommendation of Karen Wallace, Fiscal Analyst, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that the Agreement for general administrative services between the County of Washoe and NevadaWorks, concerning the provision of personnel, payroll, purchasing and legal services for the period of July 1, 2003 through June 30, 2004, be approved and Chairman Humke be authorized to execute the same. It was further ordered that the

provision for automatic renewals for one-year periods through June 30, 2008 be approved. It was noted the Washoe County General Fund would collect \$9,000 in revenue from the contract in fiscal year 2003/2004 in exchange for the services provided.

**03-717 RENEWAL AGREEMENT – COMMITTEE TO AID ABUSED
WOMEN – SOCIAL SERVICES**

Upon recommendation of Mike Capello, Social Services Director, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that the renewal of the Agreement between the County of Washoe and the Committee to Aid Abused Women (CAAW), an Organization for Families, concerning the Temporary Protective Order Project to provide services in connection with orders for protection against domestic violence, for the fiscal year 2003/2004 in the amount of \$70,080, be approved and Chairman Humke be authorized to execute the same.

**03-718 RENEWAL OF RESTART GRANT AGREEMENT –
RESOLUTION – EMERGENCY FAMILY SHELTER PROGRAM –
SOCIAL SERVICES**

Upon recommendation of Mike Capello, Social Services Director, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that the renewal Grant Agreement between the County of Washoe and ReStart concerning the Emergency Family Shelter Program for the period of July 1, 2003 through June 30, 2004 in the amount of \$60,000 be accepted and Chairman Humke be authorized to execute the Agreement. It was further ordered that the following Resolution be adopted and Chairman Humke be authorized to execute the same:

RESOLUTION

1. **WHEREAS**, Washoe County has the legal responsibility pursuant to NRS 428 to provide health care and general assistance to indigent persons who reside in the County:

2. **WHEREAS**, the Board of County Commissioners has the authority under NRS 244.1505 to expend money for grants to private, nonprofit organizations for selected purposes that will provide a substantial benefit to the inhabitants of Washoe County;

3. **WHEREAS**, the need for food, shelter, housing and social services to the needy in Washoe County far exceed what State and local governments can provide and this need will continue to grow as the County’s population grows; and

4. **WHEREAS**, ReStart provides emergency shelter, meals, case management and assessments to homeless families in collaboration with Washoe County Department of Social Services, ReStart Mental Health Support Center, Health Access

Washoe County (HAWC) Outreach Clinic, and Northern Nevada Adult Mental Health Services (NNAMHS); and

5. **WHEREAS**, these services will help to increase safety for homeless women and children while facilitating personal responsibility and self-sufficiency, and to identify and connect at-risk families with the Department of Social Services.

NOW THEREFORE, BE IT RESOLVED THAT the Board of County Commissioners of Washoe County, Nevada approves this resolution and enters in to a grant agreement not to exceed SIXTY THOUSAND DOLLARS (\$60,000) for fiscal year 2003/2004 with ReStart to carry out its mission.

03-719 **AMENDMENT NO. 3 – MIG – PROFESSIONAL FACILITATION
& PUBLIC INFORMATION SERVICES – TRUCKEE MEADOWS
FLOOD PROTECTION PROJECT – WATER RESOURCES**

Upon recommendation of Jeanne Ruefer, Manager, Water Resources Planning Division, and Paul Urban, Flood Control Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that Amendment No. 3 to the Agreement with Moore, Iacofano, Goltsman, Inc. (MIG) for an additional not-to-exceed amount of \$60,000 for continued facilitation, public information services, and additional project support for Phase-3 of the Truckee Meadows Flood Protection Project be approved and Chairman Humke be authorized to execute the same.

03-720 **WATER RIGHTS DEED – DENNY WELSAND – WATER
RESOURCES**

Upon recommendation of John Collins, Utility Services Division, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that the following actions be taken concerning Cedar Lodge, a mobile home park near the intersection of So. Virginia Street and Arrowcreek Parkway:

1. The Water Rights Deed for a total combined duty of 8.59 acre-feet of groundwater rights from Permit 3139, Certificate 14084, as changed by Application 63572, and Permit 31320, Certificate 14085, as changed by Application 63571 between Denny Welsand, Grantor, and Washoe County, Grantee, be approved and Chairman Humke be authorized to execute the same;

2. The Agreement between Denny Welsand, Grantor, and Washoe County, Grantee, concerning the conveyance of the water described above be approved and Chairman Humke be authorized to execute the same; and

3. The Utility Services Division Manager be directed to record the Water Rights Deed and Agreement with the Washoe County Recorder.

03-721 CORRECTION OF FACTUAL AND CLERICAL ERRORS – SECURED TAX ROLL – ASSESSOR

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

PROPERTY OWNER	PARCEL #	AMOUNT	ROLL
Jon D. & Pamela K. Heisler	001-151-01	[-\$40.29]	2002 Secured
Jon D. & Pamela K. Heisler	001-151-01	[-\$39.21]	2001 Secured
Jon D. & Pamela K. Heisler	001-151-01	[-\$38.43]	2000 Secured
Casey D. & Christine C. Coles	050-398-15	[-\$939.06]	2002 Secured
John B. & Cornelia R. Clark, Jr. Tr.	124-071-02	[-\$9.62]	2002 Secured
John B. & Cornelia R. Clark, Jr. Tr.	124-071-02	[-\$9.28]	2001 Secured
John B. & Cornelia R. Clark, Jr. Tr.	124-071-02	[-\$9.18]	2000 Secured
Russell J. & Wendy Cory, Jr.	125-174-04	[-\$77.57]	2002 Secured
Russell J. & Wendy Cory, Jr.	125-174-04	[-\$74.90]	2001 Secured
Russell J. & Wendy Cory, Jr.	125-174-04	[-\$74.09]	2000 Secured
Paul O. Remsen, et al	125-442-07	[unknown]	2003 Secured
Delbert C. Case	125-492-27	[-\$92.98]	2002 Secured
Delbert C. Case	125-492-27	[-\$89.84]	2001 Secured
Delbert C. Case	125-492-27	[-\$88.84]	2000 Secured
Robert C. & Cathleen C. Wolf	125-511-10	[-\$153.24]	2002 Secured
Robert C. & Cathleen C. Wolf	125-511-10	[-\$148.02]	2001 Secured
Robert C. & Cathleen C. Wolf	125-511-10	[-\$146.37]	2000 Secured
Raymond L. & Susan L. Henricksen Tr.	132-231-08	[unknown]	2003 Secured
Sierra Pacific Power Company	164-022-03	[unknown]	2003 Secured

03-722 AWARD OF BID – JANITORIAL SERVICES – BID NO. 2393-03 – PUBLIC WORKS

This was the time to consider award of bid for janitorial services for the Emergency Operations Center (EOC)/Dispatch Center on behalf of the Public Works Department. The Notice to Bidders for receipt of sealed bids was published in the *Reno Gazette-Journal* on May 16, 2003. Proof was made that due and legal Notice had been given.

Katy Singlaub, County Manager, noted McNeil's Cleaning Service does pay benefits to its employees and pays \$9 per hour to staff workers and \$12 per hour to supervisors.

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

Best Janitorial Services, Inc.
McNeil's Cleaning Service

F.A.A.D. Janitorial Services and Sun West Building Services submitted "no-bid" responses.

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried with Commissioner Sferrazza voting "no," Chairman Humke ordered that Bid No. 2393-03 for janitorial services for the EOC/Dispatch Center on behalf of the Public Works Department be awarded to the lowest responsive and responsible bidder meeting specifications, terms and conditions, McNeil's Cleaning Service, in the amount of \$890 a month and a cost for special event cleaning for a 24-hour period of \$275. The estimated bid award amount is \$21,360 (monthly cleaning only), for the two-year contract period. These services are to be provided seven days a week, Monday through Sunday, including Washoe County holidays.

It was further ordered that the Purchasing and Contracts Administrator be authorized to execute a two-year agreement with McNeil's Cleaning Service for janitorial services commencing July 1, 2003 through June 30, 2005, with the County retaining one, two-year renewal option and pricing for any renewal Agreement shall be subject to renegotiations.

It was noted Commissioner Sferrazza voted "no" because he believes when the total compensation package of a County employee is considered, the employees of McNeil's Cleaning Service are making less, they are not receiving Public Employees Retirement System benefits, and they are not receiving the same health care benefits as County employees.

**03-723 AWARD OF PROPOSAL – THIRD PARTY ADMINISTRATION
OF SELF-INSURED WORKERS' COMPENSATION PROGRAM –
NEVADA COMPFIRST – RISK MANAGEMENT**

This was the time to consider award of proposal for a third party claims administrator for self-insured workers compensation programs for Washoe County and joinder agencies. The Notice to Proposers for receipt of sealed bids was published in the *Reno Gazette-Journal* on April 3, 2003. Proof was made that due and legal Notice had been given.

Jim Jeppson, Risk Manager, explained that CDS, which is the administrator of the County's health benefit plan, and Nevada CompFirst were commonly owned from 1994 until 2001. He said the denial rate over the past 22 years has been 8.6

percent. He stated he reviewed claims from the Sheriff's Office for the past two years and the denial rate has been 8.1 percent.

Commissioner Sferrazza stated he had requested the denial rate for heart and lung cases. Mr. Jeppson explained there is a statutory deadline that requires claims be accepted or denied within 30 days. He said, in most cases concerning heart and lung, the claim is denied pending a medical investigation; and many times the claim cannot be reviewed in that short time frame, but most all claims are subsequently accepted.

2:50 p.m. Commissioner Galloway temporarily left the meeting.

Upon recommendation of Mr. Jeppson, through John Sherman, Finance Director, on motion by Commissioner Shaw, seconded by Commissioner Weber, which motion duly carried with Commissioner Galloway temporarily absent and Commissioner Sferrazza voting "no," Chairman Humke ordered that the proposal for a third party claims administrator on behalf of Washoe County and the joinder agencies, the Washoe County School District and the City of Sparks, be awarded to Nevada CompFirst in an estimated annual amount of \$68,095. It was further ordered that the Purchasing and Contracts Administrator be authorized to execute the agreement. The agreement term will be three years with the County retaining the option to renew for two additional years. It was noted that although Nelson Jones submitted a lower bid, Nevada CompFirst was scored significantly higher by each of the three entities due to its staff resources and experience with public entity claims, particularly heart and lung benefits for public safety employees.

03-724 **INDEPENDENT CONTRACTOR AGREEMENT – ALLAYNE DONNELLY-EVERETT, DBA SPECIALIZED SECRETARIAL SERVICES – RECORDING SECRETARIAL SERVICES FOR CAB'S – COMMUNITY DEVELOPMENT**

Katy Singlaub, County Manager, clarified the intent of the Agreement ending December 31, 2003 was not to discontinue providing secretarial services but to work on the future plan for those services cooperatively with the Citizen Advisory Boards (CAB's), Ms. Donnelly-Everett, and others.

2:55 p.m. Commissioner Galloway returned to the meeting.

Bob Webb, Planning Manager, Community Development, noted staff did receive the letter from Jeannie Fow, which Commissioner Sferrazza referred to, and the letter would be taken into consideration prior to December 31, 2003 as part of a proposal for future services.

Upon recommendation of Leslie Roylance, CAB Program Coordinator, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza voting "no," it was ordered that an agreement between Washoe County and Allayne Donnelly-Everett, dba Specialized Secretarial Services, concerning recording secretarial services for the Washoe County CAB's in the

amount of \$29,520, be approved and Chairman Humke be authorized to execute the same. Commissioner Sferrazza said the amount seems high to him.

03-725 AMEND 2003/2004 FISCAL YEAR FINAL BUDGET

Upon recommendation of John Sherman, Finance Director, on motion by Commissioner Shaw, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that the Amended-Final Budget for Fiscal Year 2003-2004, as outlined in the staff report dated June 12, 2003, be approved.

03-726 AMOUNT AND EFFECTIVE DATE OF COMMISSIONER SALARY INCREASE

Sam Dehne, local resident, stated he hoped the Commissioners would forego or not take the entire salary increase allowed under AB23 in a show of good faith because of layoffs, cutbacks and the hiring freeze.

On motion by Commissioner Sferrazza, seconded by Commissioner Shaw, which motion duly carried, Chairman Humke ordered that Commissioners' salaries be increased as follows:

1. Adjust salaries effective July 1, 2003 to an hourly rate of \$23.47 for the calendar year ending December 31, 2003; and
2. Adjust the hourly rate to \$23.75 effective January 1, 2004, which represents a cost of living (COLA) increase for the period 1996 through 2002 of approximately three percent per year compounded and is approximately the same or less as County employees during the same period. It was noted this would defer the COLA increase for this year in the exact amount as management deferred their COLA.

Later in the meeting, on motion by Commissioner Sferrazza, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that this item be reconsidered.

On motion by Commissioner Sferrazza, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that an hourly rate of \$23.47 be effective July 1, 2003 to December 28, 2003. It was further ordered that salaries be adjusted to \$23.75 effective December 29, 2003 to June 30, 2004 and thereafter the hourly rate would be decreased or increased so that the annual pay would equal, and not exceed, the maximum rate allowed by law of \$50,153.40 per year.

03-727

APPEARANCE – MARLENE REBORI – ENGAGED LEADERSHIP PROGRAM – COOPERATIVE EXTENSION

Marlene Rebori, Community & Organizational Development, Cooperative Extension, reviewed a PowerPoint presentation, concerning the Engaged Leadership Program, which was placed on file with the County Clerk.

Jeanne Dembenski, Chair of the Warm Springs Citizen Advisory Board (CAB), stated the program is excellent and she encouraged other CAB members to attend.

County Manager Katy Singlaub, expressed her appreciation to the participants and facilitators of the program for dedicating their time. Chairman Humke, on behalf of the Board, expressed the Board's gratitude in assisting the CAB's in the training. Commissioner Shaw asked to be kept up to date concerning upcoming classes for Board participation. Commissioner Galloway discussed the CAB's being more proactive and said Jack Keeper, with the West Truckee Meadows CAB, has been a leader in that area.

03-728

PURCHASE EXCESS WORKERS' COMPENSATION INSURANCE

Upon recommendation of Jim Jeppson, Risk Manager, through John Sherman, Finance Director, on motion by Commissioner Sferrazza, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that the Risk Manager be authorized to renew the policy of excess workers' compensation insurance with MidWest Employers Casualty Company, effective July 1, 2003.

03-729

APPEARANCE – KATHERINE COLE – MARKETEC, INC. – EMPLOYEE OPINION SURVEY – STRATEGIC PLANNING

Katherine Cole, Marketec, Inc., reviewed a PowerPoint presentation, concerning the 2002 Washoe County Employee Opinion Survey, which was placed on file with the County Clerk.

In response to Chairman Humke, Katy Singlaub, County Manager, said staff has taken several actions to work on communication between departments, such as putting the Guide to Services on the Internet, and said it is an area that continues to need work. Ms. Cole responded to questions of the Board.

Upon recommendation of John Slaughter, Strategic Planning, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried, Chairman Humke ordered that the 2002 Washoe County Employee Opinion Survey be accepted and staff be directed to follow through with the recommendations in the staff report dated June 13, 2003.

03-730

**FIRST AMENDMENT TO LEASE – EDWARD F. AND CAROL
JEAN NEWMAN – INCLINE VILLAGE – GENERAL SERVICES**

Upon recommendation of Jean Ely, General Services Division Director, through Tom Gadd, Public Works Director, on motion by Commissioner Sferrazza, seconded by Commissioner Shaw, which motion duly carried, it was ordered that the First Amendment to Lease between Washoe County, Lessee, and Edward F. and Carol Jean Newman, Lessor, concerning extending the lease term, modifying the rental amount and providing another renewal option period for occupancy of the Incline Justice Court, Incline Constable, Building and Safety Department, Assessor's Office, Law Library and County Clerk offices in the Centerpointe Professional Building at 865 Tahoe Boulevard, Incline Village, in the amount of \$108,589.20 for July 1, 2003 through June 30, 2004 and \$111,783 for July 1, 2004 through June 30, 2005, be approved and Chairman Humke be authorized to execute the same.

03-731

**INTERLOCAL AGREEMENT – SVGID AND TMWA – ULTRA
LOW FLUSH TOILET INSTALLATION PROGRAM – WATER
RESOURCES**

Diana Langs, Sun Valley General Improvement District (SVGID), expressed gratitude to the Commissioners and stated the SVGID is excited about the program. She introduced Jennifer Moore, Program Administrator for the toilet retrofit program. She stated the SVGID is happy to provide office space and photocopier to the County, the Cities and the Truckee Meadows Water Authority (TMWA) free of charge. Ms. Langs thanked County staff and her fellow Water Planning Commissioners.

Sam Dehne, local resident, said he supports the program.

Garth Elliott, Sun Valley resident, stated the program is great and asked the SVGID to address the potential problem for senior citizens who might find it difficult to implement.

Commissioner Sferrazza recommended targeting houses, based on the year of their construction, which may have higher flush toilets. Jim Smitherman, Water Management Planner Coordinator, explained the new program is a direct installation program and there is no charge to the customer as long as they choose the toilet being offered. In response to Commissioner Sferrazza, Ms. Langs stated the number of toilets a house could accommodate and the number requested would be provided. She explained it would be done grid-by-grid, isolating and disallowing newer subdivisions. It was noted the phone number to call to be on the grid waiting list is 673-7711. She stated Western Nevada Supply won the bid for supplying toilets and the plumber.

Upon recommendation of the Regional Water Planning Commission, on motion by Commissioner Sferrazza, seconded by Commissioner Shaw, which motion duly carried, it was ordered that an agreement between Washoe County, SVGID and TMWA, concerning implementation of an Ultra Low Flush Toilet Installation Program,

in a not-to-exceed amount of \$755,750, be approved and Chairman Humke be authorized to execute the same. It was noted funding is to be from the \$1,500,000 Water Management Fund "Toilet Retrofit" authorization previously approved by the Board.

03-732 FIRST AMENDMENT TO AGREEMENT – CITIES OF RENO & SPARKS – TOILET RETROFIT PROGRAM – WATER RESOURCES

Upon recommendation of the Regional Water Planning Commission, on motion by Commissioner Sferrazza, seconded by Commissioner Shaw, which motion duly carried, it was ordered that the First Amendment to Agreement Between Reno, Sparks and the County of Washoe Regarding Contribution of Funds for Toilet Retrofit Program be approved and Chairman Humke be authorized to executed the same.

03-733 AGREEMENT – CAROLLO ENGINEERS PC – SITE ASSESSMENT ANALYSIS AND PRELIMINARY DESIGN SERVICES – DRINKING WATER TREATMENT FACILITIES – WATER RESOURCES

County Manager Katy Singlaub said this was in fulfillment of the South Truckee Meadows Facilities Plan.

Commissioner Sferrazza stated it was his understanding that 100 percent of the funding would come from the Enterprise Fund and General Fund money would not be used, and that was confirmed by Ms. Singlaub.

Upon recommendation of Paul Orphan, Engineering Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that an Agreement for Consulting Engineering Services between Washoe County and Carollo Engineers PC, concerning site assessment analysis and preliminary design services for two drinking water treatment facilities planned in the South Truckee Meadows in the amount of \$391,100, be approved and Chairman Humke be authorized to execute the same.

03-734 ACKNOWLEDGE REPORT – APPROVE REIMBURSEMENT – WASTEWATER TREATMENT AND DISPOSAL FACILITIES – SPANISH SPRINGS VALLEY –WATER RESOURCES

Upon recommendation of Steve Bradhurst, Water Resources Director, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried, it was ordered that:

1. Receipt of the report entitled "Feasibility Analysis-Wastewater Treatment and Disposal Facilities in Spanish Springs Valley" be acknowledged;

2. Staff be directed to proceed with the preparation of a facility plan for a wastewater treatment and disposal facility in Spanish Springs Valley; and

3. Reimbursement to the City of Sparks for the abandonment of the Eagle Canyon Pump Station in the amount of \$12,107 be approved and authorized.

03-735 2002 REGIONAL PLAN SETTLEMENTS AND ASSOCIATED ISSUES

Based on discussion with legal counsel, Commissioner Galloway moved that the County engage in mediation on the criteria dispute resolution after the Regional Planning Governing Board (RPGB) makes its ruling on the appeal, using on the subcommittee approach, which would include himself and Commissioner Shaw, on the condition that the other entities also have Board level members that are empowered to reach a final agreement and resolution of all of the outstanding issues; and if there is not a complete resolution, the Board reserves the rights and positions taken to date on the record, and the subcommittee would report back to the Board. Commissioner Shaw seconded the motion. Assistant District Attorney Madelyn Shipman said she would relay any action. Ms. Shipman noted the County is required to put its position in writing and submit it by Friday, June 27, and the Cities have a month to respond. Commissioner Galloway said it was his understanding the RPGB would be setting up the mediation between the Cities of Reno and Sparks, Washoe County and possibly the Sun Valley General Improvement District (SVGID). Ms. Shipman advised the Board that the RPGB could not act as a mediator and Mr. Galloway said he would rather Dave Ziegler, RPGB Director, select a mediator acceptable to all parties.

Gary Schmidt, Washoe County resident, stated he supports the motion currently before the Board and he thinks it is extremely important to try to preserve some rural atmosphere in the Truckee Meadows.

On call for the question, the motion passed unanimously.

In response to Ms. Shipman, Commissioner Galloway said, based on remarks he heard, he felt the mediation would not be binding. Ms. Shipman recommended mediation lasting no more than two to four weeks.

On motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried, Chairman Humke ordered that Ms. Shipman be directed to provide direction, based on Board discussions, to the RPGB.

4:30 p.m. The Board recessed.

5:30 p.m. The Board reconvened with Commissioners Humke, Galloway, Shaw and Weber present and Commissioner Sferrazza absent.

**ORDINANCE NO. 1208 - BILL NO. 1386 - AMENDING WCC
CHAPTER 25 - BUSINESS LICENSE FEES – RESOLUTION –
APPLICATION TO NEVADA TAX COMMISSION**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on June 13, 2003 to consider second reading and adoption of Bill No. 1386. Proof was made that due and legal Notice had been given.

County Manager Singlaub referred to the Master Business License Fee Schedule outlined in the agenda material and stated that staff has attempted to be responsive to citizen input and minimize fees on small businesses.

Bob Webb, Planning Manager, Community Development, advised that fees have not been increased since 1991 and the CPI and inflation rate have both increased approximately 30 percent since that time. He stated the new schedule would bring the fees within the amount allowable by Nevada Revised Statutes and represents a 23 percent increase over this year's revenues. However, the County's fees would still be significantly lower than Reno and Sparks, and staff is requesting direction to submit an application to the Nevada Tax Commission to increase Washoe County's FY 03-04 fees beyond the amount allowed by statute in order to gain some parity with Reno and Sparks. Mr. Webb reviewed the proposed five-year business license fee increase schedule, which was placed on the overhead screen, and provided a comparison to the fees imposed by the Cities of Reno and Sparks.

Commissioner Galloway noted the proposed five-year fee increases are approximately one-half of what the City of Reno charges today for the larger businesses. He suggested trying to get to one-half of the higher brackets, rather than equal parity. He said, noting how high the fees at Reno and Sparks are, he would not want to get to full parity. Commissioner Galloway stated the increases are very restrained compared to the prevailing fees in the two Cities, and there is very little change for small businesses.

The Chairman opened the public hearing and called on anyone wishing to speak for or against adoption of said Ordinance.

Chairman Humke read a statement submitted by Garth Elliot, County citizen, asking that small businesses not be overburdened.

Gary Schmidt, County resident, expressed his objection to charging for a business license, taxing the operations of businesses, and taxing income. He said the only thing the government should tax is consumption. Mr. Schmidt stated, knowing the issue on fees and taxes could not be settled today, there are problems with the proposed ordinance that include the fact there is virtually no enforcement, and that the entire Code is vague and ambiguous and not uniformly applied. He further stated the ordinance contains language that all financial data submitted is declared confidential and noted the

Board has no authority to declare anything as confidential, as that declaration requires a State or Federal law, a court ruling, or a balancing test.

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

Commissioner Galloway requested that staff respond to Mr. Schmidt's remarks. Legal Counsel Shipman advised that a recent Attorney General's opinion states that only a presumption of confidentiality is created where records have gone through the balancing test applied to financial data submitted for business license purposes and shows the information is proprietary and, therefore, confidential.

Mr. Webb advised that Maureen Griswold, Deputy District Attorney, is looking through the entire County Code for references to confidential and has indicated she would return to the Board with the necessary corrections. Mr. Webb then stated that staff does not find the language in the ordinance to be vague, and they know exactly what the language means.

Legal Counsel Shipman advised that corrections would be forthcoming with regard to the entire County Code relative to any declarations on confidentiality, and the appropriate language for this ordinance concerning that issue would be addressed at that time.

On motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Sferrazza absent, Chairman Humke ordered that Ordinance No. 1208, Bill No. 1386, entitled, "**AN ORDINANCE AMENDING THE WASHOE COUNTY CODE TO REMOVE BUSINESS LICENSE FEES FROM THE WASHOE COUNTY CODE; TO ENABLE THE BOARD OF COUNTY COMMISSIONERS TO ADOPT BUSINESS LICENSE FEES BY RESOLUTION; TO ADOPT BUSINESS LICENSE FEES BY RESOLUTION; TO PROVIDE FOR THE PROCESSING OF MOTION PICTURE FILM PERMITS AND THE WAIVER OF FEES THEREFOR; AND PROVIDING OTHER MATTERS RELATING THERETO,**" be approved, adopted and published in accordance with NRS 244.100. It was noted there will be clean-up legislation in the future concerning language relative to confidentiality.

* * * * *

On motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the following Resolution adopting a master fee schedule for business license fees be adopted and Chairman Humke be authorized to execute the same:

RESOLUTION – Adopting a Master Fee Schedule for business license fees under Chapter 25 (Business License Ordinance) of the Washoe County Code.

WHEREAS, Section 25.025 of the Washoe County Code has been amended to establish fees for operating a business in the unincorporated portions of Washoe County by the adoption of a resolution by the Washoe County Commission;

WHEREAS, the last amendments to business license fees for general businesses as established in Section 25.025 of the Washoe County Code was Ordinance Number 789 adopted on February 13, 1990 and Ordinance Number 817 adopted on January 22, 1991;

WHEREAS, the Consumer Price Index has increased over 36% since 1990 and the Cities of Reno and Sparks business license fees have been adjusted to far exceed the business license fees imposed by Washoe County;

WHEREAS, the recommended budget for FY 03-04 presented during budget meetings and hearings in March and April of 2003 included adjustments in fees for business licenses as established in Section 25.025 of the Washoe County Code;

NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY does hereby adopt the Master Business License Fee Schedule for business license fees as established in Section 25.025 of the Washoe County Code, which is attached as Exhibit “A” [placed on the file with the County Clerk]; and

BE IT FURTHER RESOLVED that the Master Business License Fee Schedule, for business license fees established in Section 25.025 of the Washoe County Code, shall be effective on July 4, 2003; and

BE IT FURTHER RESOLVED that the Master Business License Fee Schedule shall be adjusted over a five-year period to bring business license fees into parity with the Cities of Reno and Sparks, after determination by the Nevada Tax Commission pursuant to NRS 354.5989 that such business license fee increases will be allowed, and any such adjustments shall be returned to the Washoe County Commission for further consideration and adoption; and,

BE IT FURTHER RESOLVED that the Master Business License Fee Schedule shall be reviewed annually from the date of adoption of this Resolution to determine if increases in the amount of business license fee revenues allowed pursuant to NRS 354.5989, as calculated by the Comptroller’s Office and reported to the Budget Division, warrant amending the business license fee schedule and any such amendments shall be returned to the Washoe County Commission for further consideration and adoption.

* * * * *

On motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the following actions be taken:

1. Staff be directed to submit an application to the Nevada Tax Commission in order to increase Washoe County's Fiscal Year 03/04 business license revenue beyond the amount allowed pursuant to NRS 354.5989 and Chairman Humke be authorized to execute a letter to the Nevada Tax Commission regarding the same.

2. Provided the Nevada Tax Commission approves the County's request for increased FY 03/04 business license fee revenue, staff be directed to return to the Washoe County Commission with a Resolution to adopt the business license fees outlined in the staff report dated May 29, 2003.

3. Staff be directed to gain parity amounting to about one-half of the business license fees currently charged by the Cities of Reno and Sparks on future increases to business license fees over the next five fiscal years.

**03-737 ORDINANCE NO. 1209 - BILL NO. 1389 - AMENDING WCC
CHAPTER 5 - ELIMINATE TWO-TERM LIMIT OF CITIZENS
ADVISORY BOARD MEMBERS**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the Reno Gazette-Journal on June 13, 2003 to consider second reading and adoption of Bill No. 1389. Proof was made that due and legal Notice had been given.

The Chairman opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance.

Chairman Humke read a statement of support for the ordinance submitted by Garth Elliott, County resident.

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

On motion by Commissioner Weber, seconded by Commissioner Shaw, which motion duly carried with Commissioner Sferrazza absent, Chairman Humke ordered that Ordinance No. 1209, Bill No. 1389, entitled, "**AN ORDINANCE AMENDING THE WASHOE COUNTY CODE TO ELIMINATE THE TWO TERM LIMIT ON APPOINTMENT OF MEMBERS TO CITIZENS ADVISORY BOARDS; AND OTHER MATTERS RELATING THERETO,**" be approved, adopted and published in accordance with NRS 244.100.

03-738

**REVOCATION OF BUSINESS LICENSE - RAY WADE BELL,
AKA CHARLES A. WINTERS, DBA AUTO EXPRESS –
COMMUNITY DEVELOPMENT**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the Reno Gazette-Journal on June 13, 2003 to consider a request by Washoe County Business License to revoke the business license for Ray Wade Bell, aka Charles A. Winters, dba Auto Express, located at 9205 Lemmon Drive in Lemmon Valley, Nevada. The Washoe County Commission will determine if the business license should be revoked pursuant to Washoe County Code §25.0381 through §25.0385. Proof was made that due and legal notice had been given.

Bob Webb, Planning Manager, Community Development, provided background information concerning the recommendation to revoke the business license issued to Mr. Ray Wade Bell, aka Charles A. Winter, dba Auto Express, and responded to questions of the Board regarding this issue. Mr. Webb advised that staff received no written response to the complaint from Mr. Bell and, according to Washoe County Code 25.03814, if no written response is received, the Board may presume the facts as presented are not contested.

Chairman Humke opened the public hearing and called on anyone wishing to speak. There was no response and the public hearing was closed.

Commissioner Shaw stated it appears all the pertinent facts have been investigated and the documentation is in place for the revocation of the business license. He said, based on the evidence presented, it does not seem the Board has much choice in this matter.

Upon recommendation of Bob Webb, Planning Manager, Community Development, on motion by Commissioner Shaw, seconded by Commissioner Weber, which motion duly carried with Commissioner Sferrazza absent, Chairman Humke ordered that the business license for Mr. Ray Wade Bell, aka Charles A. Winters, dba Auto Express, be revoked.

03-739

**COMPREHENSIVE PLAN AMENDMENT CASE NO. CPO3-003
OLDHAM-CHRISTENSEN-DAVENPORT – VERDI AREA PLAN -
COMMUNITY DEVELOPMENT**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on June 13, 2003 to consider the redesignation of Assessor's Parcel Numbers 038-242-18 (32.13 acres) and 038-242-21 (2.81 acres) from the land use designation of General Commercial (GC) and General Rural (GR) to the land use designation of Low Density Suburban (LDS) and General Rural (GR). The applicant proposes to leave the General Rural portions of both parcels with the current land use designation and to change only the portions that are currently designated General Commercial (GC) to the land use designation of Low Density Suburban (LDS). The

portion of the subject parcel that is encumbered by the Truckee River has been dedicated to Washoe County. The property is located at the terminus of Hirsch Road, approximately 1/8 mile south of Exit 1 in the Verdi area. The property is designated General Commercial (GC) and General Rural (GR) in the Verdi Area Plan. The parcel is located within Section 19, T19N, R18E, MDM, Washoe County, Nevada. The property is within the Verdi Township Citizen Advisory Board boundaries and Washoe County Commission District No. 5. (APN 038-242-22 & 038-242-21)

To reflect changes requested within this application, administrative changes to the area plan are proposed. These administrative changes may include: a revised map series with updated parcel base and data sources related to planned land use; new population statistics; and revisions to the Table of Land Uses. The request will require a conformance review by the Regional Planning Agency. Proof was made that due and legal notice had been given.

Roger Pelham, Community Development, provided background information and reviewed a map showing the location of the subject area on the overhead camera. He reviewed the reasons for approval of the redesignation request by the Planning Commission and stated the Verdi CAB expressed strong support for the request.

Chairman Humke opened the public hearing and called on anyone wishing to speak.

Jim Davenport, co-owner of the subject property, provided information concerning the property.

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

On motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried with Commissioner Sferrazza absent, Chairman Humke ordered that Comprehensive Plan Amendment Case No. CP03-003 be approved based on the following findings:

1. The amendment to the Verdi Area Plan is in substantial compliance with the policies and action programs of the *Washoe County Comprehensive Plan*.
2. The amendment to the Verdi Area Plan will provide for land uses compatible with existing and planned adjacent land uses and will not adversely impact the public health, safety or welfare.
3. The amendment to the Verdi Area Plan will not adversely affect the implementation of the policies and action programs of the Conservation Element, the Population Element and/or the Housing Element of the *Washoe County Comprehensive Plan*.

4. The amendment to the Verdi Area Plan will promote the desired pattern for the 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.
5. The amendment to the Verdi Area Plan is the first amendment to the Southwest Truckee Meadows Area Plan in 2003, and therefore does not exceed the three permitted amendments as specified in Section 110.820.05 of the *Washoe County Comprehensive Plan*.
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 gave reasoned consideration to information contained within the reports transmitted to the Washoe County Planning Commission and the Washoe County Commission, and information received during the Washoe County Commission public hearings.

* * * * *

There being no further business to come before the Board, the meeting adjourned at 6:10 p.m.

DAVID E. HUMKE, Chairman
 Washoe County Commission

ATTEST:

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

*Minutes Prepared by
 Melissa Ayrault and Barbara Trow
 Deputy County Clerks*