

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

1:00 P.M.

DECEMBER 13, 2005

PRESENT:

Bonnie Weber, Chairman
Bob Larkin, Vice Chairman
Jim Galloway, Commissioner
David Humke, Commissioner

Amy Harvey, County Clerk
Katy Singlaub, County Manager
Melanie Foster, Legal Counsel

ABSENT:

Pete Sferrazza, Commissioner

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:

05-1235 AGENDA

Sam Dehne, local resident, said he was opposed to the agenda due to the length of the consent agenda. He also mentioned the change in the process for public comment noting there was nothing that allowed for speaking on sub-items.

Gary Schmidt, local resident, said he was opposed to the approval of the agenda due to the length of the consent agenda. He mentioned a matter that was before the State Attorney General's Office regarding the way items were pulled from the agenda.

Commissioner Galloway said, in reference to Mr. Schmidt's comments, pending new legal advice the Board should follow the current system for pulling items.

In accordance with the Open Meeting Law, on motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the agenda for the December 13, 2005 meeting be approved with the following change: **Delete** Item 8T, approval of Memorandum of Agreement between Washoe County and Tahoe Regional Planning Agency (TRPA) to provide support for the preparation of documents leading to the update of TRPA Regional Plan and the Washoe County Plan in conjunction with the Pathway 2007 Planning Process.

INTRODUCTION OF NEW WASHOE COUNTY EMPLOYEES

Chairman Weber invited approximately 26 new Washoe County employees to come forward and introduce themselves to the Board. The Board members welcomed the new employees.

05-1236 2005 ACHIEVEMENT OF EXCELLENCE IN PROCUREMENT AWARD – PURCHASING

Chairman Weber presented the Purchasing Department with its tenth consecutive “Achievement of Excellence in Procurement Award” for 2005. She also acknowledged Purchasing and Contracts Administrator John Balentine for successfully completing his term as the “Immediate Past President” on the National Purchasing Institute Executive Board.

Mr. Balentine said the award was not presented to one person, but was the result of the efforts of the entire department. He noted standards for the award were raised every year and thanked his employees for their efforts.

Upon recommendation of Mr. Balentine, through Katy Singlaub, County Manager, and John Sherman, Finance Director, on motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the receipt by the Purchasing Department of the National Purchasing Institute’s “Achievement of Excellence in Procurement Award” for 2005 be acknowledged. It was further ordered that Mr. Balentine be acknowledged for completing his term as the “Immediate Past President” on the National Purchasing Institute Executive Board.

Gary Schmidt, local resident, asked for the motion to be rescinded until his comments were heard. Chairman Weber refused to do so. Mr. Schmidt said he opposed acknowledging the award stating the Purchasing Department was not only charged with procurement, but also with disposal of surplus items. He said the contract for disposal denied local auctioneers the opportunity to effectively bid on the contract, and the department should go beyond the law for notification in order to be excellent.

Commissioner Galloway commented that anyone at the dais could call for a reconsideration of a motion, and he had not heard anything that would call for a reconsideration of the acknowledgement. He said the acknowledgement was for one area, while the issues just raised were for another. He said the award for procurement practices was well deserved.

05-1237 PUBLIC COMMENT

Chairman Weber noted the Open Meeting Law does not require a public body to tolerate comments that are willfully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational, or amounting to personal attacks. Section 8.05 of the Nevada Open Meeting Law manual states, "The Chair of a public body may, without the vote of the public body, declare a recess to remove a person who is disrupting the meeting."

Robert Cameron, Washoe County resident, said he was petitioning for the renaming of a park in South Reno. He said Ellen Steiner had passed away the previous week and noted she had done great work for the community over the years. He said those in the South Valley felt strongly about renaming the park to "Ellen's Park".

Sam Dehne, local resident, mentioned his right to free speech. He said taxpayer money was being wasted because Sierra Nevada Community Access Television (SNCAT) was not showing the faces of people speaking during public comment. He requested that Public Comment be moved to before Introduction of New Employees. He also mentioned the Gooseberry Mine.

Guy Felton, area resident, read from a *Reno Gazette-Journal* article regarding Al Hesson, local resident. He spoke on free speech and a possible conflict of interest by the judge who issued a one-year restraining order against Mr. Hesson.

Terri Shannon, Reno resident, explained that on November 12, 2005 she contacted the Department of Water Resources regarding her water well being dry. She stated she has lost a source of income due to tenants moving from her rental property because of the lack of water. She noted she had been told it would be late February or March before Water Resources could do anything and asked the Board to help her since it had been over a month since she notified Water Resources with no results.

Juanita Cox, local resident, asked for an investigation into alleged illegal acts of property disposal by the County. She also discussed the Sheriff's Office presence in the chambers and freedom of speech. She mentioned the show With Liberty and Justice For All that would be rerun the next evening.

Gary Schmidt, Washoe County resident, placed on file with the County Clerk a copy of a DVD titled SNAFU. He stated he attended the November 8, 2005 Board of County Commissioners meeting and indicated Mr. Al Hesson's First Amendment rights were violated. He stated there would be a frame-by-frame analysis of Commissioner Humke's behavior at that meeting and reiterated comments previously made by Mr. Hesson. Chairman Weber warned Mr. Schmidt that his comments amounted to a personal attack on Commissioner Humke. Mr. Schmidt requested the clock be stopped and Melanie Foster, Legal Counsel, decide if this was the case. Chairman Weber agreed to stop the clock and deferred to Ms. Foster. Ms. Foster said that it did seem that Mr. Schmidt was trying to make some of the points that Mr. Hesson

had tried to make at the November 8, 2005 meeting, but said the Board should focus on the disruption to the meeting and whether or not his comments prevent the orderly conduct of business. Mr. Schmidt finished his comments continuing his defense of Mr. Hesson.

William Puchert, local resident, urged the Board to rename the South Hills Park to honor Ellen Steiner.

COMMISSIONERS'/MANAGER'S ANNOUNCEMENTS

Commissioner Galloway stated personal attacks were disruptive to a meeting when a person was singled out over and over again whether it was the speaker's intent or not, and it was reprehensible behavior for adults. He said Mr. Schmidt's comments on the events of November 8, 2005 were misrepresented. He advised that putting something on public television was free speech; however, coming into the Chambers and disrupting a meeting was not since the meeting was not an unlimited forum. He said that under free speech, a person is not compelled to listen to another person; a person could turn off the television or choose not to read a newspaper. However, what had been happening in chambers was an abuse in which public paid television was being used for grandstanding. Later in the meeting, he encouraged anyone who had a concern on a published agenda consent item to contact a Commissioner to see if they would pull it off of consent.

Commissioner Larkin read into the record an opinion from a citizen published on December 10, 2005 in the *Reno Gazette-Journal* entitled "First Amendment for Activists Not Dissidents" written by Sparks resident David Farside.

Commissioner Humke quoted the introduction, in part, of a Nevada Attorney General's opinion then moved to the concluding remarks noting that the Attorney General's Office said "this office does not believe that the act falls under a rule or regulation on public comment that needs to be stated on the agenda." Commissioner Humke mentioned an Open Meeting Law training he attended on November 22, 2005. He was pleased experts on the Open Meeting Law presented the lecture.

Chairman Weber said her intent was to conduct meetings in a respectful manner to allow all to speak as directed in the Open Meeting Law. She said the goal of the Board was to conduct County business. She asked County Manager Katy Singlaub to look into Terri Shannon's situation. Ms. Singlaub said she would ask Water Resources to follow up on Ms. Shannon's request right away.

Juanita Cox requested to speak on this item; however, it was not an action item and the request was denied.

05-1238

**PRESENTATION – SECURITY THREAT ASSESSMENT:
WORKSTATIONS AND SERVERS – IRA VICTOR**

Ira Victor, Managing Partner, Privacy Technician.com, said he was a member of the Federal Bureau of Investigation's (FBI) Infoguard, a group that concentrated on critical infrastructure and preparedness. He said he was also a member of the information technology advisory group for Washoe County School District. He discussed security threat assessments in regard to workstations and servers as well as the challenges involved with municipal WiFi and disaster recovery. He said WiFi was still in its early stages, however, support was a real issue. He noted security and liability were both issues to be considered.

Mr. Victor spoke on security as related to disaster recovery stating many people asked how to be prepared for the unknown. He suggested the County look at the International Standard Organization (ISO) standards for information security and recommended the Board create a policy that considered adopting the ISO Standard or some thing similar. He said adopting the ISO Standard could have some positive impact on the economy by letting businesses know that Washoe County is prepared in the event of the unforeseen.

Commissioner Galloway asked if the ISO Standard would address centralized systems in the event of a disaster. Mr. Victor said it would, and the purpose of the standard was to put a proper mechanism in place. He also mentioned a third party would audit and validate the procedure.

County Manager Katy Singlaub mentioned the County was participating in the FBI Infoguard program and was in the certification process for compliance. She said she would make a report to the Board at a future meeting of the efforts taking place. She stated that disaster recovery emergency plans were in place.

Gary Schmidt, local resident, detailed his work history and stated he was writing a book on public records and the public record law.

Juanita Cox, local resident, noted her work history and agreed with Mr. Schmidt's comments. She spoke on poor disaster responses.

Commissioner Galloway commented on Mr. Victor's involvement with the information technology advisory group for the School District and said the County also had such a group. He thought there should be a cross over between the two groups to coordinate efforts.

05-1239

MINUTES

On motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the minutes of the regular meeting of October 25, 2005 be approved.

05-1240 CANCELLATION OF REGULAR MEETING

Sam Dehne, Washoe County resident, said he was opposed to canceling the December 27, 2005 meeting.

On motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the regular meeting scheduled for December 27, 2005 be cancelled pursuant to Washoe County Code 5.017(4). It was further ordered that the County Clerk be directed to post a notice of cancellation.

**05-1241 RESOLUTION – GENERAL OBLIGATION (LIMITED TAX) -
FLOOD CONTROL BONDS – FINANCING FLOOD CONTROL
PROJECTS – FINANCE**

Sam Dehne, local resident, said he was against the Flood Control Bonds because the area was in a drought.

Katy Singlaub, County Manager, clarified the bonds were endorsed in two previous meetings and were recommended by the Truckee River Flood Project Coordinating Committee to supplement a line of credit. She said this was already an approved funding source and would allow for land acquisition.

Commissioner Galloway discussed comments he had received from the community regarding the flood control project. He said if land was not acquired as soon as possible, the County ran the risk of prices going up.

Upon recommendation of John Sherman, Finance Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the following resolution be adopted and Chairman Weber be authorized to execute the same:

RESOLUTION NO. 05-1241

**A RESOLUTION OF INTENT, PROPOSING THE
ISSUANCE OF, AND AUTHORIZING THE
PUBLICATION OF NOTICES RELATING TO
GENERAL OBLIGATION (LIMITED TAX) FLOOD
CONTROL BONDS (ADDITIONALLY SECURED
BY PLEDGED REVENUES) SERIES 2006 IN THE
MAXIMUM PRINCIPAL AMOUNT OF \$21,000,000
FOR THE PURPOSE OF FINANCING FLOOD
CONTROL PROJECTS; PROVIDING THE
MANNER, FORM AND CONTENTS OF THE
NOTICES THEREOF; PROVIDING OTHER**

**MATTERS PROPERLY RELATED THERETO; AND
PROVIDING THE EFFECTIVE DATE HEREOF.**

WHEREAS, Washoe County in the State of Nevada (the "County" and the "State", respectively) is a county duly organized and created under the provisions of Nevada Revised Statutes ("NRS") Section 243.340; and

WHEREAS, the County is authorized to acquire, establish, construct and expand projects for the management of flood plains or the prevention of floods as set forth in the plan adopted pursuant to NRS 377B.100 (the "Project") and to issue general obligation bonds additionally secured by the infrastructure tax imposed pursuant to Chapter 377B on the gross receipts of any retailer from the sale of all tangible personal property sold at retail, or stored, used or otherwise consumed in the County (the "Pledged Revenues") for the purposes of defraying wholly or in part the cost of the Project; and

WHEREAS, the Board proposes to issue up to \$21,000,000 of general obligation flood control bonds additionally secured by the Pledged Revenues (the "Bonds") for the Project; and

WHEREAS, based on a revenue study previously presented to the Board, the Board has determined that the Pledged Revenues will at least equal the amount required in each year for the payment of interest and principal on the Bonds; and

WHEREAS, the Board proposes to incur this general obligation without an election unless a petition signed by the requisite number of registered voters of the County is presented to the Board requiring the Board to submit to the qualified electors of the County for their approval or disapproval the following proposal:

**GENERAL OBLIGATION (LIMITED TAX) FLOOD
CONTROL BOND ADDITIONALLY SECURED BY
PLEGGED REVENUES PROPOSAL:**

Shall the Board of County Commissioners of Washoe County in the State of Nevada, be authorized to incur a general obligation indebtedness on behalf of the County by the issuance at one time, or from time to time, of the County's general obligation (limited tax) flood control bonds, in one series or more, in the aggregate principal amount of not exceeding \$21,000,000 for the purpose of financing, wholly or in part, the acquisition, establishment, construction, and expansion of projects for the management of flood plains or the prevention of floods as set forth in the plan adopted pursuant to NRS 377B.100, such bonds to mature commencing not later than five (5) years from the date or respective dates of the bonds and ending not later than thirty (30) years

therefrom, to bear interest at a rate or rates not in excess of the statutory maximum rate in effect at the time bonds are sold, to be payable from general (ad valorem) taxes (except to the extent pledged revenues and other moneys are available therefore), and to be issued and sold at par, or below or above par, and otherwise in such manner, upon such terms and conditions, and with such other detail as the Board may determine, including at its option but not necessarily limited to provisions for the redemption of bonds prior to maturity without or with the payment of a premium?

(the "Proposal"); and

WHEREAS, pursuant to NRS 350.011 to 350.0165, inclusive, the Board has submitted the Proposal to the Debt Management Commission of Washoe County (the "Commission"); and

WHEREAS, the Commission has heretofore approved the Proposal; and

WHEREAS, subsection 3 of NRS 350.020 in effect provides that if the payment of a general obligation of the County is additionally secured by pledged revenues, and the governing body (i.e., the Board) determines that the pledged revenues will at least equal the amount required in each year for the payment of interest and principal, the County may incur the general obligation without an election, unless a petition requesting an election signed by 5 percent of the registered voters in the County is presented to the Board within 90 days after the publication of a notice of the adoption of this resolution of intent; and

WHEREAS, Subsection 3 of NRS 350.020 also requires that a public hearing be held before the Bonds are issued.

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

Section 1. This resolution shall be known as and may be cited by the short title "Resolution of Intent to Issue 2006 Flood Control Bonds" (this "Resolution").

Section 2. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Board and the officers of the Board directed:

(a) Toward the Project to be financed by the Bonds; and

(b) Toward the issuance of the Bonds to defray, in part, the cost thereof, be, and the same hereby is, ratified, approved and confirmed.

Section 3. The County and the officers of the County be, and they hereby are, authorized and directed to publish a notice of the adoption of the resolution of intent relating to the Board's proposal to issue the Bonds in a newspaper of general circulation in the County, at least once, such notice to be published in the form placed on file with the Clerk.

Section 4. The County Clerk is authorized and directed to publish once, at least 10 days before the date of the public hearing described in the following notice, in a newspaper of general circulation in the County a notice of public hearing, at least as large as 5 inches high by 4 inches wide, in the form placed on file with the Clerk.

Section 5. A public hearing on the Bonds is hereby ordered to be held before the Board at the time, date and place specified in the notice set forth in Section 4 hereof, or as otherwise specified by the Director of Finance of the County.

Section 6. The Bonds, in the event no petition is filed during the period allowed by NRS 350.020(3), shall be authorized by an ordinance or ordinances to be effective after the expiration of the specified period of publication.

Section 7. The authority to issue the Bonds designated in the Proposal set forth in the notice shall be deemed and considered a continuing authority to issue and deliver the Bonds designated in such Proposal at one time or from time to time, in one series or in more than one series, all as ordered by the Board. Neither the partial exercise of the authority so conferred nor the lapse of time shall be considered as exhausting or limiting the full authority so conferred.

Section 8. The officers of the Board be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution.

Section 9. All resolutions, or parts thereof, in conflict with the provisions of this resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be constructed to revive any resolution, or part thereof, heretofore repealed.

Section 10. If any section, paragraph, clause or other provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this resolution.

Section 11. This resolution shall become effective and be in force immediately upon its adoption.

**05-1242 RESOLUTION – GENERAL OBLIGATION (LIMITED TAX) –
PUBLIC SAFETY BONDS – FINANCING BUILDING PROJECTS –
FINANCE**

Katy Singlaub, County Manager, clarified the bonds were endorsed in two previous meetings and this was already an approved funding source for the jail expansion.

Upon recommendation of John Sherman, Finance Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the following resolution be adopted and Chairman Weber be authorized to execute the same:

RESOLUTION NO. 05-1242

A RESOLUTION OF INTENT, PROPOSING THE ISSUANCE OF, AND AUTHORIZING THE PUBLICATION OF NOTICES RELATING TO GENERAL OBLIGATION (LIMITED TAX) PUBLIC SAFETY BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES) SERIES 2006 IN THE MAXIMUM PRINCIPAL AMOUNT OF \$12,500,000 FOR THE PURPOSE OF FINANCING THE BUILDING PROJECTS, INCLUDING THE JAIL EXPANSION; PROVIDING THE MANNER, FORM AND CONTENTS OF THE NOTICES THEREOF; PROVIDING OTHER MATTERS PROPERLY RELATED THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF.

WHEREAS, Washoe County in the State of Nevada (the "County" and the "State", respectively) is a county duly organized and created under the provisions of Nevada Revised Statutes ("NRS") Section 243.340; and

WHEREAS, the Board of County Commissioners of the County (the "Board") has determined and hereby declares that the public interest, health and welfare necessitates acquiring, constructing, improving and equipping of building projects, including, but not limited to jail facilities, structures, fixtures, furniture and equipment therefore, and all appurtenances and incidentals necessary, useful or desirable for any such facilities as set forth in NRS 244A.019 (the "Project"); and

WHEREAS, pursuant to NRS 244A.011 through 244A.065, inclusive, and pursuant to chapter 350 of NRS and all laws amendatory thereof which includes the Local Government Securities Laws, being 350.500 through 350.720, NRS, and all laws amendatory thereof, the County is authorized to borrow money and to issue general

obligation bonds of the County for the purpose of defraying wholly or in part the cost of the Project; and

WHEREAS, the Board proposes to issue up to \$12,500,000 of general obligation public safety bonds of the County (the "Bonds") for the Project; and

WHEREAS, such Bonds will be additionally secured by a pledge of 15 percent of certain proceeds of liquor taxes, tobacco taxes, real property transfer taxes, basic governmental services tax and basis and supplemental sales taxes (collectively, the "Consolidated Taxes") distributed to the County (the "Pledged Revenues"); and

WHEREAS, based on a revenue study previously presented to the Board, the Board has determined that the "Pledged Revenues" will at least equal the amount required in each year for the payment of interest and principal on the Bonds; and

WHEREAS, the Board proposes to incur this general obligation without an election unless a petition signed by the requisite number of registered voters of the County is presented to the Board requiring the Board to submit to the qualified electors of the County for their approval or disapproval the following proposal:

GENERAL OBLIGATION (LIMITED TAX) PUBLIC SAFETY BOND ADDITIONALLY SECURED BY PLEDGED REVENUES PROPOSAL:

Shall the Board of County Commissioners of Washoe County in the State of Nevada, be authorized to incur a general obligation indebtedness on behalf of the County by the issuance at one time, or from time to time, of the County's general obligation (limited tax) public safety bonds, in one series or more, in the aggregate principal amount of not exceeding \$12,500,000 for the purpose of financing, wholly or in part, the acquisition, construction, improvement and equipment of building projects to accommodate or house lawful County activities, including, but not limited to jail facilities, structures, fixtures, furniture and equipment therefore, and all appurtenances and incidentals necessary, useful or desirable for any such facilities as set forth in NRS 244A.019, such bonds to mature commencing not later than five (5) years from the date or respective dates of the bonds and ending not later than thirty (30) years therefrom, to bear interest at a rate or rates not in excess of the statutory maximum rate in effect at the time bonds are sold, to be payable from general (ad valorem) taxes (except to the extent pledged revenues and other moneys are available therefore), and to be

issued and sold at par, or below or above par, and otherwise in such manner, upon such terms and conditions, and with such other detail as the Board may determine, including at its option but not necessarily limited to provisions for the redemption of bonds prior to maturity without or with the payment of a premium?

(the "Proposal"); and

WHEREAS, pursuant to NRS 350.011 to 350.0165, inclusive, the Board has submitted the Proposal to the Debt Management Commission of Washoe County (the "Commission"); and

WHEREAS, the Commission has heretofore approved the Proposal; and

WHEREAS, subsection 3 of NRS 350.020 in effect provides that if the payment of a general obligation of the County is additionally secured by pledged revenues, and the governing body (i.e., the Board) determines that the pledged revenues will at least equal the amount required in each year for the payment of interest and principal, the County may incur the general obligation without an election, unless a petition requesting an election signed by 5 percent of the registered voters in the County is presented to the Board within 90 days after the publication of a notice of the adoption of this resolution of intent; and

WHEREAS, Subsection 3 of NRS 350.020 also requires that a public hearing be held before the Bonds are issued.

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

Section 1. This resolution shall be known as and may be cited by the short title "Resolution of Intent to Issue 2006 Public Safety Bonds" (this "Resolution").

Section 2. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Board and the officers of the Board directed:

(a) Toward the Project to be financed by the Bonds; and

(b) Toward the issuance of the Bonds to defray, in part, the cost thereof, be, and the same hereby is, ratified, approved and confirmed.

Section 3. The County and the officers of the County be, and they hereby are, authorized and directed to publish a notice of the adoption of the resolution of intent relating to the Board's proposal to issue the Bonds in a newspaper of general

circulation in the County, at least once, such notice to be published in the form placed on file with the Clerk.

Section 4. The County Clerk is authorized and directed to publish once, at least 10 days before the date of the public hearing described in the following notice, in a newspaper of general circulation in the County a notice of public hearing, at least as large as 5 inches high by 4 inches wide, in the form placed on file with the Clerk.

Section 5. A public hearing on the Bonds is hereby ordered to be held before the Board at the time, date and place specified in the notice set forth in Section 4 hereof, or as otherwise specified by the Director of Finance of the County.

Section 6. The Bonds, in the event no petition is filed during the period allowed by NRS 350.020(3), shall be authorized by an ordinance or ordinances to be effective after the expiration of the specified period of publication.

Section 7. The authority to issue the Bonds designated in the Proposal set forth in the notice shall be deemed and considered a continuing authority to issue and deliver the Bonds designated in such Proposal at one time or from time to time, in one series or in more than one series, all as ordered by the Board. Neither the partial exercise of the authority so conferred nor the lapse of time shall be considered as exhausting or limiting the full authority so conferred.

Section 8. The officers of the Board be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution.

Section 9. All resolutions, or parts thereof, in conflict with the provisions of this resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be constructed to revive any resolution, or part thereof, heretofore repealed.

Section 10. If any section, paragraph, clause or other provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this resolution.

Section 11. This resolution shall become effective and be in force immediately upon its adoption.

**05-1243 ACCEPTANCE OF INTERNAL CONTROL AUDIT REPORT –
SAP – INTERNAL AUDIT**

Upon recommendation of Bill Mikawa, Internal Audit Manager, through Katy Singlaub, County Manager, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza

absent, Chairman Weber ordered that the audit report on SAP internal controls be accepted.

05-1244 PROCLAMATION – FLOOD AWARENESS WEEK – TRUCKEE MEADOWS FLOOD COORDINATING COMMITTEE

On motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the following proclamation declaring December 14-20, 2005 as Flood Awareness Week be adopted and Chairman Weber be authorized to execute the same:

PROCLAMATION

WHEREAS, The Truckee Meadows is subject to flooding; and

WHEREAS, The community has learned from each of its flooding experiences to be better prepared; and

WHEREAS, The local governments have jointly developed the Early Warning System and Flood Alert System to aid governments and citizens in preparing for floods earlier; and

WHEREAS, Each jurisdiction has preparedness plans and emergency operations plans in place; and

WHEREAS, Citizens and businesses of the Truckee Meadows need to stay alert and be individually prepared; now, therefore, be it

PROCLAIMED, That the Washoe County Board of Commissioners hereby proclaims the week of December 14-20, 2005 as FLOOD AWARENESS WEEK in order to protect the health, safety and welfare of Truckee Meadows citizens.

05-1245 SALARY AND BENEFIT CHANGES – NON-REPRESENTED ATTORNEYS – HUMAN RESOURCES

Upon recommendation of Joanne Ray, Human Resources Director, through John Berkich, Assistant County Manager, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the following salary and benefit changes for non-represented attorneys in the District Attorney’s Office for the period of January 1, 2004 through June 30, 2005, be approved:

Fiscal Year 2005/06	Salaries	\$64,903
	Crime Consultation Pay	\$ 5,000

It was noted the cost of this agreement would be paid in the current 2005/06 fiscal year with the funds being located in the District Attorney's and Public Defender's budgets in the various salary and benefit accounts for five percent of the retroactive cost of living adjustment. The additional one percent, which amounts to approximately \$10,820, would be made up by the salary and benefit savings generated across the County over the course of the fiscal year.

05-1246 COLLECTIVE BARGAINING AGREEMENT – WASHOE COUNTY DEPUTY SHERIFF'S ASSOCIATION – LABOR RELATIONS

Upon recommendation of Steve Watson, Labor Relations Manager, through John Berkich, Assistant County Manager, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the following amendments to the Collective Bargaining Agreement with the Washoe County Deputy Sheriff's Association for the period of July 1, 2005 through June 30, 2008 be ratified and Chairman Weber authorized to execute the same:

Fiscal Year 2005/06	Salaries	\$639,355.00
	Longevity	\$ 35,404.82
	Uniform Allowance	\$ 82,500.00
	Safety Equipment Allowance	\$124,000.00
	Differential Pay	\$ 17,400.00
Fiscal Year 2006/07	Salaries	\$661,733.00
Fiscal Year 2007/08	Salaries	\$684,893.00

It was noted that in fiscal year 2005/06, the dollars are located in the various salary and benefit accounts in the Sheriff's Department budget for 1.25 percent of the wage increase. The additional 2.25 percent amounts to approximately \$411,014 and will be made up by the salary and benefit savings generated across the Department over the course of the fiscal year, as will the other economic changes identified for fiscal year 2005/06. For future years the increases will be included in the recommended budget.

05-1247 COLLECTIVE BARGAINING AGREEMENT – WASHOE COUNTY PUBLIC ATTORNEYS' ASSOCIATION – LABOR RELATIONS

Upon recommendation of Steve Watson, Labor Relations Manager, through Katy Singlaub, County Manager, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the following amendments to the Collective Bargaining Agreement with the Washoe County Public Attorneys' Association for the period of January 1, 2004 through June 30, 2005, be ratified and Chairman Weber be authorized to execute the same:

Fiscal Year 2005/06	Salaries	\$244,956
	Crime Consultation Pay	\$ 5,000

It was noted that the cost of this agreement would be paid in the current 2005/06 fiscal year with funds being located in the District Attorney, Public Defender and Senior Services budgets in the various salary and benefit accounts for five percent of the retroactive cost of living adjustment. The additional one percent, which amounts to approximately \$37,493, would be made up by the salary and benefit savings generated across the County over the course of the fiscal year.

**05-1248 ACCEPTANCE OF GRANT – HUMAN SERVICES CONSORTIUM
– ST. MARY’S FOUNDATION – SENIOR SERVICES CASE
MANAGEMENT – SENIOR SERVICES**

Sam Dehne, local resident, said he was in support of all grants to Senior Services.

Upon recommendation of Marietta Bobba, Senior Services Director, through John Berkich, Assistant County Manager, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the grant award from the Human Services Consortium, passed through St. Mary’s Foundation to support Senior Social Services Case Management for low-income seniors for the period of July 1, 2005 through June 30, 2006 in the amount of \$20,403, be accepted and the Finance Department be directed to make the following budget adjustments:

Account	Description	Amount of Increase
10093-431100	Human Services Consortium/Federal Grants	\$1,403
10093-701110	Human Services Consortium/Base Salaries	\$1,403

It was noted the original budget was set up at \$19,000. Since the grant award came in higher at \$20,403, the fiscal year 2005/06 budget would be increased by \$1,403.

**05-1249 ACCEPTANCE OF GRANT – DIVISION OF AGING SERVICES –
CAREGIVER SUPPORT PROGRAM – SENIOR SERVICES**

Commissioner Humke disclosed that he serves on the Nevada Commission on Aging.

Upon recommendation of Marietta Bobba, Senior Services Director, through John Berkich, Assistant County Manager, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the grant award from the Division of Aging Services for the Caregiver Support (Single Entry Point) program for the period of September 28, 2005 to September 27, 2006 in the amount of \$72,887 with no County

match, be accepted and the Finance Department be directed to make the appropriate budget adjustments.

It was noted the originally anticipated amount of \$95,000 was included in Internal Order 10092 in the budget for fiscal year 2005/06; however, the award amount for the new federal fiscal cycle came in lower at \$72,887. A new Internal Order, 10514, would be established to accurately capture the revenues and expenses for the grant.

**05-1250 ACCEPTANCE OF GRANT – DIVISION OF AGING SERVICES –
MEDICATION MANAGEMENT PROGRAM – SENIOR
SERVICES**

Commissioner Humke disclosed that he serves on the Nevada Commission on Aging.

Upon recommendation of Marietta Bobba, Senior Services Director, through John Berkich, Assistant County Manager, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the grant award from the Division of Aging Services for a Medication Management program for seniors and their caregivers for the period of September 29, 2005 through September 28, 2006 in the amount of \$10,383 with a County match of \$1,833, be accepted and the Finance Department be directed to make the following budget adjustments:

Account	Description	Amount
10517-431100	DAS Medication Management/Federal Grants	\$10,383
10517-710312	DAS Medication Management/Special Dept Expense	\$10,383

**05-1251 ACCEPTANCE OF GRANT – U.S. DEPARTMENT OF HOUSING
AND URBAN DEVELOPMENT - SENIOR SERVICES**

Upon recommendation of Marietta Bobba, Senior Services Director, through John Berkich, Assistant County Manager, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the grant award from the U.S. Department of Housing and Urban Development for the period of October 1, 2005 through September 30, 2006 in the amount of \$38,000, be accepted and the Finance Department be directed to make the following budget adjustments:

Account	Description	Amount of Increase
10226-431100	Federal Revenue	\$38,000
10226-701110	Base Salaries	\$38,000

05-1252 ACCEPTANCE OF GRANT – DIVISION OF AGING SERVICES – SENIOR LAW PROJECT GUARDIANSHIP PROGRAM – SENIOR SERVICES

Commissioner Humke disclosed that he serves on the Nevada Commission on Aging.

Upon recommendation of Marietta Bobba, Senior Services Director, through John Berkich, Assistant County Manager, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the grant award from the Division of Aging Services for the Senior Law Project Guardianship program in the amount of \$119,782, with a County match of \$17,967, be accepted. It was further ordered that an Interlocal Agreement with the University of Nevada, Reno, Office of Sponsored Projects for related research and analysis for the program and issuance of purchase order(s) over \$25,000 for legal counseling services associated with the grant award in the amount of \$12,000 be executed.

Account	Description	Amount of Increase
10520-432100	SLP Guardianship – State Grants	\$119,782
10520-710100	SLP Guardianship – Professional Services	\$108,673
10520-701150	SLP Guardianship – Contractual Wages	\$ 10,709
10520-710500	SLP Guardianship – Other Expense	\$ 400

It was noted the required County match of \$17,967 for Professional Services will come from the existing fiscal year 2005/06 budgeted revenues in account number 250411-460720 (Senior Law Project-Senior Law Project Fees).

05-1253 ACCEPTANCE OF CASH DONATIONS – SENIOR SERVICES

Commissioner Galloway thanked the City of Reno Parks and Community Services, Nevada Caregiver’s Coalition, Nevada Care Connection, Division for Aging Services, Ralston Massage Center, Flower Box – Western Florist, Lend a Check, Classy Beauty Salon, Atlantis Casino Resort, Famous Murphy’s, and Sparks Florist for their generosity with their donated resources, time and funding.

Upon recommendation of Marietta Bobba, Senior Services Director, through John Berkich, Assistant County Manager, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that following cash donations for a Caregiver Appreciation Event to honor caregivers in the community in celebration of National Caregiver’s Month and for a Spanish Outreach Event to bring Medicare Part D information to Spanish speaking seniors in the community in the amounts of \$1,100 and \$500 respectively, be accepted with the Board’s gratitude:

Donor	Amount
AARP	\$500
Soroptimist International of Reno	\$100
NV Care Coalition and NV Care Connection	\$500

It was further ordered that the Finance Department be directed to make the following budget adjustments:

Account	Description	Amount of Increase
20274-484000	Caregiver Event/Donations	\$1,100
20274-701110	Caregiver Event/Base Salaries	\$ 175
20274-710872	Caregiver Event/Food Purchases	\$ 500
20274-710500	Caregiver Event/Other Expense	\$ 425

Account	Description	Amount of Increase
20276-484000	Spanish Outreach/Donations	\$500
20276-710872	Spanish Outreach/Food Purchases	\$500

05-1254 PROFESSIONAL SERVICES AGREEMENT – NEVADA HUMANE SOCIETY – PUBLIC WORKS

Upon recommendation of Jean Ely, General Services Division Director, through Tom Gadd, Public Works Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the Professional Services Agreement between Washoe County and Nevada Humane Society (NHS) defining operational responsibilities for each including services provided at the Center, animal handling, compensation, periodic facility evaluation and standards of care, be approved and Chairman Weber authorized to execute the same.

05-1255 PURCHASE – REPLACEMENT FLEET VEHICLES/EQUIPMENT – PUBLIC WORKS

Upon recommendation of Jean Ely, General Services Division Director, through Tom Gadd, Public Works Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that Equipment Services be authorized to purchase replacement fleet vehicles/equipment using Nevada State Bid joinder contract pricing in conjunction with the previously approved capital purchases budget for Equipment Services Fund. It was further ordered that the purchase of vehicles and equipment submitted to date be ratified.

**05-1256 CHANGE ORDER – INTERMOUNTAIN SLURRY SEAL, INC. –
PUBLIC WORKS**

Upon recommendation of David Price, County Engineer, through Tom Gadd, Public Works Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the change order to Intermountain Slurry Seal, Inc. for the 2005/06 Slurry Seal of Selected Streets in Washoe County, Nevada, PWP-WA-2005-210 in the amount of \$143,744, be approved and the Public Works Director be authorized to execute the necessary documents.

05-1257 PURCHASE – IT EQUIPMENT – PUBLIC WORKS

Upon recommendation of Roger Van Alyne, Capital Projects Division Director, through Tom Gadd, Public Works Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the purchase of IT equipment for the Regional Animal Services Center in the amount of \$53,133.24, be approved.

**05-1258 PURCHASE AUTHORIZATION – SPECIALIZED ANIMAL CARE
EQUIPMENT – PUBLIC WORKS**

Upon recommendation of Roger Van Alyne, Deputy Public Works Director, through Tom Gadd, Public Works Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered the Public Works Director be authorized to spend up to \$100,000 for purchasing specialized animal care equipment to furnish the clinic areas of the Regional Animal Services Center, some of which may be in excess of \$25,000.

05-1259 PURCHASE – RENO BUSINESS INTERIORS – PUBLIC WORKS

Upon recommendation of Roger Van Alyne, Deputy Public Works Director, through Tom Gadd, Public Works Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the furniture purchase for the new Regional Animal Services Center utilizing an existing State of Nevada contract with Reno Business Interiors, in the amount of \$67,199.27, be approved. It was noted the total cost was approximate as the quantities may change slightly upon final ordering.

It was further ordered that the Public Works Director be authorized to purchase additional furniture requirements through the duration of the project and any subsequent renewals of the State of Nevada contract, which the County has been utilizing pursuant to the joinder provisions of NRS 332.195. Some of the purchases may be in excess of \$25,000.

05-1260 AWARD OF BID - INNOVATIVE COMMUNICATIONS SYSTEMS, LLC – PUBLIC WORKS

This was the time to consider award of the bid for the Digital Video Recorder (DVR) System Installation for the Jan Evans Juvenile Justice Center.

Bids were received from the following vendors:

Innovative Communications Systems LLC
Desert Hills Video Security Systems
A-1 Security

Upon recommendation of Roger Van Alyne, Deputy Public Works Director, through Tom Gadd, Public Works Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the bid to purchase and install the Jan Evans Juvenile Justice Center DVR system be awarded to the lowest responsive bidder, Innovation Communications Systems LCC, in the amount of \$62,000.

05-1261 PURCHASE – METAL BUILDINGS FOR DRY STORAGE – PUBLIC WORKS

Upon recommendation of Roger Van Alyne, Deputy Public Works Director, through Tom Gadd, Public Works Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that purchase of two 40'x60' metal buildings for dry storage at the Longley Lane Complex for the Road Division from Universal Steel Buildings Corporation in the amount of \$38,400 be approved.

05-1262 BUDGET AMENDMENT - FISCAL YEAR 2005/06 – WOMEN, INFANTS, AND CHILDREN (WIC) STATEWIDE MARKETING GRANT PROGRAM - HEALTH

Upon recommendation of Patsy Buxton, Health Analyst, through Eileen Coulombe, Administrative Health Officer, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the following amendments to the District Health Department Fiscal Year 2005/06 Women, Infants, and Children (WIC) Statewide Marketing Grant Program budget be approved and the following account transactions be authorized:

Account	Description	Amount of Increase/ (Decrease)
2002-IN-10009-431100	Federal Revenue	\$(61,719)
2002-IN-10009-701300	Overtime	\$ 6,553

710100	Professional Services	\$(35,161)
710200	Service Contracts	\$(5,000)
710300	Operating Supplies	\$ 650
710350	Office Supplies	\$(300)
710500	Other Expense	\$(21,000)
710509	Seminars & Meetings	\$(1,150)
710512	Auto Expense	\$ 940
710529	Dues	\$(2,000)
711115	Equipment Svcs Motor Pool	\$(400)
711119	Property & Liability Billings	\$(1,023)
711210	Travel	\$(3,828)
Total Expenditures		\$(61,719)

05-1263 BUDGET AMENDMENT – FY 2005/06 – SPECIAL SUPPLEMENTAL NUTRITION PROGRAM – WOMEN, INFANTS, AND CHILDREN (WIC) GRANT PROGRAM - HEALTH

Upon recommendation of Patsy Buxton, Health Analyst, through Eileen Coulombe, Administrative Health Officer, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the amendments totaling a decrease of \$45,513.09 in both revenue and expenses to the adopted FY 05/06 Special Supplemental Nutrition Program for Women, Infants and Children (WIC) Grant Program Budget (IN 10031), funded by a Notice of Subgrant Award from the State of Nevada, be approved and the Finance Department be directed to make the following budget adjustments:

Account	Description	Amount of Increase/ (Decrease)
2002-IN-10031-431100	Federal Revenue	\$(45,513.09)
2002-IN-10031-701412	Salary Adjustment	\$(15,489.09)
710100	Professional Services	\$(5,000.00)
710200	Service Contract	\$ 1,061.00
710205	Repairs & Maintenance	\$(1,300.00)
710300	Operating Supplies	\$ 1,402.00
710334	Copy Machine Expense	\$(3,439.00)
710355	Books and Subscriptions	\$(200.00)
710500	Other Expense	\$(2,000.00)
710502	Printing	\$(3,000.00)
710503	Licenses & Permits	\$(350.00)
710509	Seminars & Meetings	\$(1,750.00)
710512	Auto Expense	\$ 2,213.00
710529	Dues	\$ 250.00

711119	Prop & Liability Billing	\$(10,910.00)
711210	Travel	\$(7,001.00)
Total Expenditures		\$(45,513.09)

05-1264 BUDGET AMENDMENT – FY 2005/06 – FAMILY PLANNING GRANT PROGRAM - HEALTH

Upon recommendation of Patsy Buxton, Health Analyst, through Eileen Coulombe, Administrative Health Officer, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that amendments totaling an increase of \$66,640 in both revenue and expenses to the adopted FY 05/06 Family Planning Grant Program Budget (IN 10025), funded by a Notice of Grant Award from the Department of Health and Human Services, Public Health Service, be approved and the Finance Department be directed to make the following budget adjustments:

Account	Description	Amount of Increase
2002-IO-10025-431100	Federal Revenue	\$66,640
2002-IO-10025-701150	Contractual Wages	\$ 7,200
710100	Professional Svcs	\$ 6,850
710210	Software Maintenance	\$ 1,222
710334	Copy Machine/Scanning	\$ 6,700
711504	Computer Equipment	\$35,938
711504	Computer Software	\$ 8,730
Total Expenditures		\$66,640

05-1265 BUDGET AMENDMENT – FY 2005/06 – NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS – POSITIVE CHOICES POSITIVE FUTURES GRANT - HEALTH

Upon recommendation of Patsy Buxton, Health Analyst, through Eileen Coulombe, Administrative Health Officer, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that amendments totaling an increase of \$12,000 in both revenue and expenses FY 05/06 National Association of County and City Health Officials (NACCHO) – Positive Choices Positive Futures (PCPF) Grant Program Budget (IN 10508), funded by an Agreement from NACCHO, be approved and the Finance Department be directed to make the following budget adjustments:

Account	Description	Amount of Increase
2002-IO-10508-431100	Federal Revenue	\$12,000
2002-IO-10508-710100	Professional Services	\$ 9,540
710300	Operating Supplies	\$ 2,460
Total Expenditures		\$12,000

05-1266 BUDGET AMENDMENT – FY 2005/06 – DIABETES EDUCATION GRANT PROGRAM - HEALTH

Upon recommendation of Patsy Buxton, Health Analyst, through Eileen Coulombe, Administrative Health Officer, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that amendments totaling an increase of \$10,000 in both revenue and expenses to the FY 05/06 Diabetes Education Grant Program Budget (Internal Order #TBD), funded by a Notice of Subgrant Award from the State of Nevada, be approved and the Finance Department be directed to make the following budget adjustments:

Account	Description	Amount of Increase
2002-IO-TBD-431100	Federal Revenue	\$10,000
2002-IO-TBD-710334	Copy Machine	\$ 2,500
710361	Postage	\$ 250
710500	Other Expense	\$ 4,250
710502	Printing	\$ 3,000
Total Expenditures		\$10,000

05-1267 AMENDMENT TO AGREEMENT – LOW INCOME HOUSING TRUST FUNDS WELFARE SET ASIDE – NEVADA HOUSING DIVISION – MANAGEMENT SERVICES

Upon recommendation of Gabrielle Enfield, Grants Administrator, through John Slaughter, Management Services Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the Low Income Housing Trust Funds Welfare Set Aside from the Nevada Housing Division, in the amount of \$257,185, be accepted and the Finance Department be authorized to make the following budget adjustments:

Account	Description	Amount of Increase/ (Decrease)
185050-60058-710400	Tahoe Regional Planning Agency/ Payments to Other Agencies	\$(6,218)
183100-710100	LIHTF/Professional Services	\$ 6,218

It was further ordered the amended agreement with the State of Nevada Housing Division for 2005/06 Low Income Housing Trust Funds be approved and Chairman Weber be authorized to execute the same.

It was noted Washoe County would provide a ten percent match in the amount of \$25,718. The match for the original funding amount of \$19,500 was included in the fiscal year 2005/06 budget (183100-710100) for the Community Support Division within the County Manager’s Department.

05-1268 **REAPPOINTMENT/APPOINTMENT – ORGANIZATIONAL
EFFECTIVENESS COMMITTEE – MANAGEMENT SERVICES**

On motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that Dave Funk be reappointed and Tim Casey be appointed to the Organizational Effectiveness Committee as at-large representatives, with terms to begin January 1, 2006 and to expire December 31, 2008, be approved.

05-1269 **AGREEMENT – LIONEL SAWYER & COLLINS – LEGISLATIVE
SERVICES – MANAGEMENT SERVICES**

Sam Dehne, local resident, said he was against approval of this item.

Upon recommendation of John Slaughter, Management Services Director, through Katy Singlaub, County Manager, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the agreement between Washoe County and Lionel Sawyer & Collins, concerning legislative services, for the term of December 13, 2005 to June 30, 2007 (\$84,000 in FY 2005/06; \$192,000 in FY 2006-07), be approved and Chairman Weber be authorized to execute the same upon receipt.

05-1270 **ACCEPTANCE OF DONATION – 2002 ACHILLES INFLATABLE
BOAT, TRAILER AND 50HP ENGINE – SHERIFF**

Commissioner Galloway thanked the City of Reno Fire Department for their donation to the Washoe County Sheriff's Office Search and Rescue Program.

Upon recommendation of Sergeant Russ Pedersen, Search and Rescue, through Dennis Balaam, Sheriff, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the donation of a 2002 Achilles Inflatable boat, trailer, and 50 hp engine (value of \$10,000) from the City of Reno Fire Department to be used by the Washoe County Sheriff's Office Search and Rescue program during water rescues/incidents be accepted with the gratitude of the Board.

05-1271 **APPROVAL OF EXPENDITURE – VESTA WORKSTATION – 911
EMERGENCY RESPONSE ADVISORY COMMITTEE**

Upon recommendation of Gregg Lubbe, 911 Emergency Response Advisory Committee Chairman, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the expenditure of \$25,857 from the Enhanced 911 Fund to SBC for a VESTA work station for the Incline Village Communications Center be approved.

05-1272 ACCEPTANCE OF GRANT – LIBRARY SERVICES AND TECHNOLOGY ACT GRANT – LIBRARY

Upon recommendation of Arnie Maurins, Library Associate Director – Operations, through Nancy Cummings, Library Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the Library Services and Technology Act Grant in the amount of \$44,150 for fiscal year 2006, for the purchase of self-service checkout machines, be accepted.

Account	Description	Amount of Increase
10518-431110	Self Checks-Federal Revenue	\$44,150
10518-781004	Equipment > \$10,000	\$44,150

05-1273 AWARD OF BID – PRINTING OF 2006/07 TAX ASSESSMENT LIST – BID NO. 2509-06 – ASSESSOR

This was the time to consider award of the bid for printing of the 2006/07 Tax Assessment List for the Washoe County Assessor. The Notice to Bidders for receipt of sealed bids was published in the *Reno Gazette-Journal* on October 25, 2005. Proof was made that due and legal Notice had been given.

Bids were received from the following vendors:

Golden Eagle Press
Reno Gazette-Journal

Upon recommendation of Darlene Penny, Buyer, through John Balentine, Purchasing and Contracts Administrator, and Robert McGowan, Assessor, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that Bid No. 2509-06 for the printing of the 2006/07 Tax Assessment List on behalf of the Washoe County Assessor be awarded to *Reno Gazette-Journal* in the amount of \$42,922.50 for a one time printing of the list.

05-1274 AWARD OF BID – WATER-BORNE TRAFFIC LINE PAINT – BID NO. 2488-05 – PUBLIC WORKS

This was the time to consider award of the bid for Water-Borne Traffic Line Paint for the Public Works Department. The Notice to Bidders for receipt of sealed bids was published in the *Reno Gazette-Journal* on June 3, 2005. Proof was made that due and legal Notice had been given.

Bids were received from the following vendors:

Ennis Paint Inc.
Morton International
Pervo Paint Co.
TMT-Pathway, LLC

Upon recommendation of Richard Williams, Buyer, through John Balentine, Purchasing and Contracts Administrator, and Tom Gadd, Public Works Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that Bid No. 2488-05 for the Water-borne Traffic Line Paint for the Public Works Department be awarded to the lowest, responsive and responsible bidder meeting specifications, TMT-Pathway, LLC, in the estimated amount per fiscal year in excess of \$40,000.

It was noted the bid award would run until February 28, 2007. It was further noted the contract was a requirements contract and actual expenditures might vary from the estimate and the County reserved the right to utilize this award for an additional 12 months, provided there was no increase in pricing.

**05-1275 AWARD OF BID – WATER TREATMENT CHEMICALS – BID
NO. 2504-06 – WATER RESOURCES**

This was the time to consider award of the bid for water treatment chemicals for the Water Resources Department. The Notice to Bidders for receipt of sealed bids was published in the *Reno Gazette-Journal* on September 30, 2005. Proof was made that due and legal Notice had been given.

A bid was received from Sierra Chemical Co.

Upon recommendation of Charlene Collins, Buyer, through John Balentine, Purchasing and Contracts Administrator, and Steve Bradhurst, Water Resources Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that Bid No. 2504-06 for water treatment chemicals for the Water Resources Department be awarded to Sierra Chemical Co., on a requirements basis in the estimated annual amount of \$139,000 for a one year period with the County retaining the option for a one year extension.

**05-1276 RECOMMENDATION – COURT STAFFING AND CONTRACT
COSTS – SECOND JUDICIAL DISTRICT COURT**

Upon recommendation of Darin Conforti, Assistant Court Administrator, through Ron Longtin, Court Administrator, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the following actions be authorized retroactive to July 1, 2005:

1. The Second Judicial District Court specialty court staffing costs currently paid by AB 29 funds be paid by County general funds;
2. The Second Judicial District Court specialty court contract costs currently paid by County general funds be paid by AB 29 funds; and
3. The one-half of offender reimbursements collected for specialty court contract treatment costs be deposited in AB 29 internal orders.

It was further ordered the Finance Department and Human Resources Department be directed to make the appropriate accounting and personnel changes as follows:

Item	MOVE FROM	MOVE TO	Estimated FY 2006 Fiscal Impact	
	Current Cost Center/Internal Order/Account	New Cost Center/Internal Order/Account	Impact to General Fund	Impact to AB 29 Internal Orders
Contract Costs				
Adult Drug Court Treatment Contract	120511 Account 710100	20215 Account 710100	(\$289,440)	\$289,440
Juvenile Drug Court Treatment Contract	120522 Account 710100	20218 Account 710100	(\$40,000)	\$40,000
Personnel Costs				
Integrated Case Services Manager POS 70000665	20215 (75%) 20217 (25%)	120511 (75%) 120521 (25%)	\$98,021	(\$98,021)
PreTrial Services Officer II POS 70004776	20218	120522	\$33,500	(\$33,500)
PreTrial Services Officer II POS 70003003	10140	120531	\$45,130	(\$45,130)
PreTrial Services Officer II POS 70004367	20219	120531	\$55,105	(\$55,105)
Subtotal Expenditure Impact			(\$97,684)	\$97,684
Reimbursements				
Adult Drug Court Client Reimbursements	120511 Account 471200	20215 Account 4714200	(\$102,000)	\$102,000
Net Impact			(\$4,316)	\$4,316

05-1277 APPOINTMENT – PUBLIC GUARDIAN – MANAGER’S OFFICE

John Berkich, Assistant County Manager, introduced Ms. Susan DeBoer to the Board. Ms. DeBoer thanked the Board for her appointment.

Upon recommendation of Mr. Berkich, through Katy Singlaub, County Manager, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the appointment of Ms. Susan DeBoer as the Public Guardian effective December 13, 2005, at an annual salary of \$78,145.60 as recommended by the County Manager pursuant to Chapter 5.475 of the County Code, be approved.

**05-1278 AGREEMENT – COMMITTEE TO AID ABUSED WOMEN -
PROVIDE SERVICES TO VICTIMS OF ABUSE – SOCIAL
SERVICES**

Commissioner Larkin disclosed that his wife sits on the board of this committee as a volunteer member.

Upon recommendation of Mike Capello, Social Services Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that an agreement between Washoe County and the Committee to Aid Abused Women (CAAW), concerning performing services outlined in the Victim of Crime Act (VOCA) to provide direct services to victims of child abuse and/or domestic violence in the amount of \$60,000 for the period of July 1, 2005 through June 30, 2006, be approved and Chairman Weber be authorized to execute the same.

It was noted the total grant award was \$338,280 with a 20 percent County match (\$67,656) required.

05-1279 ACCEPTANCE OF CASH DONATIONS – SOCIAL SERVICES

Upon recommendation of Mike Capello, Social Services Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the following cash donations in the amount of \$12,861.04 and juror fee donations in the amount of \$2,560.00 be accepted with the gratitude of the Board:

\$ 110.00	Victoria Grey (Cash Donation)
\$ 476.04	United Way of Northern Nevada (Cash Donation)
\$ 510.00	A and H Insurance, Inc. (Cash Donation)
\$ 15.00	Adams & House, Inc. (Cash Donation)
\$5,000.00	Michael and Tammy Dermody (Cash Donation)
\$ 100.00	Beverly Harger (Cash Donation)
\$ 500.00	Hidden Valley Homeowners Association (Cash Donation)

\$ 500.00	Red Hawk Land Co. LLC (Cash Donation)
\$1,000.00	IGT (Cash Donation)
\$ 300.00	The Hartford (Cash Donation)
\$ 300.00	Ryder Homes of Nevada and affiliated companies (Cash Donation)
\$ 500.00	Harrah's Reno (Cash Donation)
\$ 300.00	Court Appointed Special Advocates (Cash Donation)
\$2,000.00	Washoe Credit Union (Cash Donation)
\$1,000.00	Pulte Homes (Cash Donation)
\$ 300.00	K and C Services, Inc. (Cash Donation)
\$ 250.00	Rudy Calizo dba May 34 th Films (Cash Donation)
\$ -300.00	Correction from September 26, 2005 Report

It was further ordered that the Finance Department be directed to make the following budget adjustments:

Cost Object/ Account	Description	Amount of Increase
20026-484000	General Donations	\$6,211.04
20095-484000	Foster Care Donations	\$6,650.00
20224-484000	Juror Donations	\$2,560.00
20026-710500	General Donations/Other Expense	\$6,211.04
20095-710500	Foster Care Donations/Other Expense	\$6,650.00
20224-710500	Juror Donations/Other Expense	\$2,560.00

**05-1280 WATER SERVICE CONTRIBUTION AGREEMENT –
McCAULEY RANCH ESTATES, LLC – WATER RESOURCES**

Upon recommendation of Paul Orphan, Engineering Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the Water Service Contribution Agreement between Washoe County and McCauley Ranch Estates, LLC, be approved and Chairman Weber be authorized to execute the same.

**05-1281 RENEWAL OF AGREEMENT - UNIVERSITY AND
COMMUNITY COLLEGE SYSTEM OF NEVADA – LEASING
WATER RIGHTS – WATER RESOURCES**

Upon recommendation of Randy Van Hoozer, Sr. Hydrogeologist, and Jeanne Ruefer, Water Resources Planning Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the renewal of the agreement between Washoe County and the University and Community College System of Nevada, concerning leasing water rights in the amount of \$57,456, be approved and Chairman Weber be authorized to execute the same.

**05-1282 GRANT OF EASEMENT – SIERRA PACIFIC POWER COMPANY
– WATER RESOURCES**

Upon recommendation of Rick Warner, Sr. Licensed Engineer, and Paul Orphan, Engineering Manager, through Steve Bradhurst, Water Resources Manager, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the Grant of Easement for Utility Facilities to Sierra Pacific Power Company for the Longley Lane Water Treatment Facility be approved and Chairman Weber be authorized to execute the easement documents.

**05-1283 ACCEPTANCE – LISTED DEVELOPER-BUILT WATER, SEWER,
AND RECLAIMED FACILITIES – WATER RESOURCES**

Upon recommendation of Jerry McKnight, Finance and Customer Service Manager, through Steve Bradhurst, Water Resources Manager, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the following list of developer-built water, sewer and reclaimed facilities dedicated to Washoe County be accepted:

	Water Facilities	DWR No.	Value
1	Damonte Ranch Village 13C	1000020	\$216,280.60
2	Double Diamond Ranch Village 22A	1000083	\$390,319.75
3	Damonte Ranch Village 20A	1000412	\$231,267.85
4	Prototype Office Building	1000415	\$ 24,398.89
5	9245 & 9255 N. Virginia	1000582	\$ 36,541.79
6	RTTC Town Center	1000381	\$ 52,486.50
7	9034 Western Skies Phase II	1000588	\$ 24,835.78
8	Hawco 80 Acres	1000276	\$121,607.21
9	MLSG	1000470	\$ 54,321.28
10	Eagle Canyon II Phase 6	1000467	\$279,817.78
11	Creekside Office	1000431	\$ 4,736.72
12	Sharon Hills #8	1000238	\$982,939.41
13	Sky Ranch 2G	1000181	\$164,068.83
14	Lindell Paint Supply	1000524	\$ 1,217.98
15	St. James Village Unit 1G	1000382	\$ 82,896.34
16	Pebble Creek 3	1000234	\$352,332.11
17	GE Capital Modular Space	1000158	\$ 1,217.98
18	Kiley Ranch Water Relocation Ph II	1000027	\$ 25,594.16
19	Peters Fire Hydrant and Service	1000594	\$ 5,987.32
20	Damonte Ranch Village 19A-1	1000019	\$173,484.94
21	Damonte Ranch Village 17C	1000057	\$ 35,517.97
22	Damonte Ranch Village 22A	1000460	\$215,604.26
23	Damonte Ranch Village 19B-1	1000021	\$147,361.51

WATER TOTAL	\$3,624,836.96
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	Sewer Facilities	DWR No.	Value
1	15220 Sylvester Road	1000410	\$ 1,063.87
2	Woodland Village	1000299	\$ 488,106.34
3	Pebble Creek	1000234	\$ 233,950.68
4	Eagle Canyon II Phase 6	1000467	\$ 236,581.58
5	Sky Ranch 2G	1000181	\$ 145,436.27
6	Lindell Paint Supply	1000524	\$ 1,063.87
7	Sun Valley Shopping Center	1000102	\$ 2,251.75
8	Canyon Hills II	1000332	\$ 128,561.50
9	225 Kennedy Dr	1000328	\$ 2,127.74
10	St. James Village Unit 1G	1000382	\$ 52,201.59
SEWER TOTAL			\$1,291,345.19

	Reclaimed Water Facilities	DWR No.	Value
1	Double Diamond Ranch 22A	1000083	\$ 1,217.98
2	GE Capital Modular Space	1000158	\$ 1,217.98
3	MLSG	1000470	\$ 1,217.98
4	Creekside Office	1000431	\$ 1,217.98
5	Damonte Ranch Village 22A	1000460	\$ 3,653.94
RECLAIMED TOTAL			\$ 8,525.86
TOTAL VALUE			\$4,924,708.01

**05-1284 EMERGENCY MASTER UPGRADE AND RTU
MODERNIZATION – WATER RESOURCES**

Upon recommendation of Joe Theaman, Utility Operations Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the Emergency Master upgrade and RTU modernization of the Supervisory Control and Data Acquisition (SCADA) systems for the Water Resources Department utility operations in the amount of \$146,895 be authorized and approved.

**05-1285 AWARD OF BID – CONSTRUCTION OF ARROWCREEK
MONITORING WELL – WATER RESOURCES**

This was the time to consider award of the bid for the construction of ArrowCreek Monitoring Well for the Water Resources Department. The Notice to Bidders for receipt of sealed bids was published in the *Reno Gazette-Journal* on November 2, 3, 9, and 10, 2005. Proof was made that due and legal Notice had been given.

Bids were received from the following vendors:

Carson Pump
Humboldt Drilling
Zim Industries
Lang Exploratory Drilling

Upon recommendation of Michael Widmer, Sr. Hydrogeologist, and Paul Orphan, Engineering Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the bid for construction of the ArrowCreek Monitoring Well for the Water Resources Department be awarded to the lowest, responsive and responsible bidder, Carson Pump, in the amount of \$46,895. It was further ordered that Chairman Weber be authorized to execute the contract documents upon receipt and the Supervising Hydrogeologist be authorized to issue the Notice to Proceed.

05-1286 AWARD OF BID – TEST WELL DRILLING AND CONSTRUCTION – WATER RESOURCES

This was the time to consider award of the bid for test well drilling and construction for the Water Resources Department. The Notice to Bidders for receipt of sealed bids was published in the *Reno Gazette-Journal* on November 2, 3, 9, and 10, 2005. Proof was made that due and legal Notice had been given.

Bids were received from the following vendors:

Humboldt Drilling & Pump Co., Inc.
Layne Christiansen Company

Upon recommendation of Michael Widmer, Sr. Hydrogeologist, and Paul Orphan, Engineering Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the bid for test well drilling and construction for the Water Resources Department be awarded to the lowest, responsive and responsible bidder, Humboldt Drilling and Pump Co., Inc., in the amount of \$299,490. It was further ordered that Chairman Weber be authorized to execute the contract documents upon receipt and that the Supervising Hydrogeologist be authorized to issue the Notice to Proceed.

05-1287 2006 FEE SCHEDULE - REGIONAL PARKS AND OPEN SPACE

Chairman Weber said people in District 5 were attempting to hold meetings in some of the community buildings but were being charged to do so. She understood there were considerations, but there were people who would like to have an event in their buildings who had given Alturas or community monies to help build these buildings. She asked if there could be a fee waiver directed by the Regional Parks and

Open Space Director that would allow a specific number of events a year where fees could be waived.

Gregg Finkler, Parks Operations Superintendent, said they often receive requests for a fee waiver or a fee reduction; and this question had been presented before a prior Commission and to the Park Commission about five years ago. He felt it was a legal question in respect to whether a waiver could be granted to just one group or would it have to be offered to everyone.

Melanie Foster, Legal Counsel, said there would be some concerns, as criteria would need to be set and applied across the board to all applicants that ask to use facilities. She noted her office would not advocate a set number of waivers per year.

Chairman Weber asked if the issue could be brought back as an agenda item at a future meeting.

Upon recommendation of Mr. Finkler, through Karen Mullen, Regional Parks and Open Space Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the 2006 Fee Schedule for the Department of Regional Parks and Open Space be approved.

05-1288 RESOLUTION – RENAMING OF SOUTH HILLS PARK

Commissioner Humke requested a moment of silence be observed in honor of the passing of Ellen Steiner. He then read a resolution regarding the renaming of South Hills Park and presented it to Marge Frandsen, Diana Langs and Peg O'Malley, friends of Ms. Steiner's who crafted the resolution. He discussed how he came to know Ms. Steiner and her service to the Community.

Chairman Weber said she was honored to have known Ms. Steiner and requested information on her service.

Peg O'Malley, local resident who represented the South Hills Board of Directors, said Ms. Steiner's service would most likely be held sometime in January. She also mentioned she would like to work with the County for a commemorative plaque.

Vallea Rose, area resident, said she supported the resolution and thanked Commissioner Humke for placing it on the agenda.

Sam Dehne, Washoe County resident, said he had intended to speak against this item, but changed his mind. He said he felt parks should be named after the area they were located and suggested a compromise of Ellen's South Hills Park. He also mentioned he would like to see schools and parks named after soldiers who had died in action.

Marge Frandsen, Reno resident, supported the resolution and spoke about her association with Ms. Steiner.

Diana Langs, local resident, thanked the Commission for supporting the resolution and spoke about her relationship to Ms. Steiner.

Gary Schmidt, area resident, said he supported the resolution and the suggestion of a compromise on the park name.

On motion by Commissioner Humke, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the following resolution be adopted and Chairman Weber be authorized to execute the same:

RESOLUTION

WHEREAS, Ellen Steiner has served on the Southwest Truckee Meadows Citizen Advisory Board for a total of eight and one half years, including serving as the Chair and Vice-Chair; and

WHEREAS, Ellen has worked with Washoe County planners (as well as the City of Reno) to craft the South Virginia Corridor Specific Plan and provided invaluable input to the Southwest Truckee Meadows Area Plan; and

WHEREAS, Ellen has worked extremely hard and selflessly in and around Washoe County Government for many years; and

WHEREAS, Ellen has lived in the South Hills area since the late 1960's and been extremely active in her neighborhood by serving as President and a member of the Board of Directors of the South Hills Improvement Association for over 30 years; and

WHEREAS, The South Hills area was greatly served by Ellen's tireless dedication to the restoration, maintenance and improvement of South Hills Park; and

WHEREAS, The residents of the South Hills Community would like to honor and pay tribute to Ellen Steiner by urging the renaming of South Hills Park to "Ellen's Park"; now, therefore, be it

RESOLVED, That the Washoe County Board of Commissioners hereby acknowledges Ellen Steiner's many contributions and devotion to Washoe County and the South Hills Community; and be it further

RESOLVED, That the Board supports the renaming of South Hills Park to "Ellen's Park".

05-1289

APPROVAL OF CONTRACT – STATE OF NEVADA
DEPARTMENT OF HEALTH AND HUMAN SERVICES –
INTEGRATED CHILD WELFARE SERVICE SYSTEM – SOCIAL
SERVICES

Sam Dehne, local resident, thought this item needed more discussion. He noted the money funded the integrated child welfare service system for two years. He asked how much money was put into this program in the beginning and what the salaries were of the top staff running the program.

County Manager Katy Singlaub said this was a pilot project where the Legislature gave Washoe County the authority to take on both the emergency response to reports of child abuse and neglect as well as the permanency planning for all the children in the child welfare system within Washoe County. She said prior to that, those two functions were done separately by the County and the State of Nevada. She said they have been able to, under this integration, bring on all of the State workers who were previously working on the adoption and permanency planning portion of the system. She reported that in the first year of the integration, the average length of stay for children in foster care was reduced by six months.

Upon recommendation of Mike Capello, Social Services Director, on motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the contract with the State of Nevada Department of Health and Human Services (DHHS), to maintain funding for the integrated child welfare service system in Washoe County for the period of January 1, 2006 through December 31, 2007 not to exceed \$30,670,160, be approved and Chairman Weber be authorized to execute the same.

3:08 p.m. The Board took a brief recess.

3:31 p.m. The Board reconvened.

05-1290

ACCEPTANCE OF REPORT – WATER RATE REVIEW
COMMITTEE – WATER RESOURCES

Katy Singlaub, County Manager, thanked the members of the committee for their work.

Jerry McKnight, Finance and Customer Service Manager, said the committee spent about three months going over materials before making a decision. He said the final result and recommendation was to make an increase that would result in about \$4.19 per month for the average customer noting it would be a 14.5 percent increase. He noted that various materials and labor costs had significant increases, which contributed to the decision. He recommended the increase be phased in over three years.

Commissioner Humke noted page two of the report in the findings had a reference to the Double Diamond residential service area and to Truckee Meadows Water Authority (TMWA) and asked if the County's rate was tied to TMWA. Ted Rolfs, Fiscal Compliance Officer, said the TMWA rate had to be applied contractually at a minimum and commented the contract was signed in 2000.

Commissioner Humke asked about disparity with the Double Diamond rate and wanted to know how this was justified to Double Diamond residents. Mr. Rolfs said the County was not able to collect connection fees in that area. Commissioner Humke felt regulation should be placed back in the hands of the Public Utilities Commission.

Commissioner Larkin noted page three of the report and asked why the report said median in one section and average in another. Mr. Rolfs said the average would be \$533.03 for the year versus TMWA's \$632.24, and the median would be \$397.36 versus \$487.54.

Commissioner Galloway noted there was a request for Capital Project Investments (CPI) to be built in and asked if the rates would be adjusted in years two and three if the rates were approved. Mr. Rolfs said not on the residential customer class; but the commercial, large domestic, etc. would be adjusted. He said another recommendation of the committee was to look at the plan again in one year to see if projections were on track, and adjustments could be made at that time. He noted a review was already done every two years.

John Bradbury, committee member, complimented staff and reiterated the committee would look at rates again in one year. He mentioned that senior citizens would be offered the opportunity to reduce their costs and excessive users could end up being placed on meters.

Commissioner Humke said he would not support the recommendations but did support staff. He said the adjustment was too high.

Upon recommendation of Mr. McKnight, and Mr. Rolfs, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke voting "no" and Commissioner Sferrazza absent, Chairman Weber ordered that the final report of findings and recommendations of the Water Rate Review Committee be accepted and staff be directed concerning implementation.

05-1291 DISCUSSION – APN 018-113-07 – SLIVER PARCEL – PUBLIC WORKS

Commissioner Galloway said that staff had confirmed there was no interest to establish a water or sewer station on the parcel.

Tom Gadd, Public Works Director, said the parcel had been granted back to the County after road construction had been completed.

Upon recommendation of Mike Turner, Facility Management Division Director, through Mr. Gadd, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the following Resolution be adopted and Chairman Weber be authorized to execute the same:

RESOLUTION

DECLARATION OF SURPLUS REAL PROPERTY AND INTENT TO SELL

WHEREAS, Washoe County is the owner of one (1) un-buildable sliver parcel of real property situate in the County of Washoe, namely Assessor's Parcel Number 018-113-07, and more particularly described in Exhibit "A" placed on file with the Clerk;

WHEREAS, Washoe County acquired this parcel in 1974 from the Washoe County Treasurer, for delinquent property taxes; and

WHEREAS, this parcel is un-buildable due to its small size or shape, approximately 871 square feet; and

WHEREAS, NRS 244.282 as amended by AB312, allows a political subdivision upon resolution to dispose of sliver parcels to adjacent property owners, when it has been determined that the property is surplus to the needs of the public and it is a remnant piece that, because of its size, is too small to establish an economically viable use by anyone other than the adjacent property owner; and

WHEREAS, an adjacent property owner has made an offer to acquire the subject sliver parcel for the sum of Five Hundred Dollars [\$500]; and

WHEREAS, the subject parcel is not needed by the County and it is in the best interests of the public that this sliver parcel (APN #018-113-07) is declared surplus to Washoe County's needs and public comment will be heard at a Board meeting to be held on January 10, 2006, at 5:30 P.M. pursuant to NRS 244.282; now, therefore, be it

RESOLVED that the Board of Washoe County Commissioners hereby declares the above referenced parcel as surplus to the County's needs. Due to the fact that, because of its size, is too small to establish an economically viable use by anyone other than the adjacent property owner, also that the sale of this parcel is for a purpose other than to realign, change, vacate or otherwise adjust a street, alley, avenue or other thoroughfare, or portion thereof and this parcel has an appraised value of less than one thousand dollars and it is in the best interests of the public that this parcel be sold; and

BE IT FURTHER RESOLVED that the referenced parcel, APN #018-113-07 as described in Exhibit A hereto, is surplus to the County's needs, staff has received an offer to acquire the property from an adjacent property owner and upon hearing public comment, the Board of County Commissioners may dispose of the subject parcel "AS IS, WHERE IS" in accordance with Nevada Revised Statutes 244.282.

PROCESS: Board of County Commissioner approval of this Resolution and the date for hearing public comment shall be advertised 1 time per week for 3 consecutive weeks as required by NRS 244.282. Upon hearing public comment, the Board may award the sale. The Board reserves the right to reject any offer and withdraw the property from sale and/or adjourn the meeting and sale to a date and time to be announced, at the meeting.

TERMS: Upon award, the successful buyer must immediately submit a certified treasury, bank or cashier's check in the amount of Five Hundred Dollars (\$500.00) and also execute a Purchase and Sale Agreement. In the event the successful buyer fails to tender either payment or execute a Purchase and Sale Agreement, the Board may withdraw the property in question.

DISCLOSURE: The property to be sold hereby is sold "AS IS, WHERE IS". No warranties of any kind whatsoever, either express or implied, are made by Washoe County concerning the property in question, its condition, its value, any rights or obligations connected with the property, or the state of title to this property. The successful buyer will take title from Washoe County subject to any and all easements, liabilities and encumbrances, including taxes of record. Any water rights appurtenant to or connected with this property shall not be included in the sale and are hereby reserved by the County.

The County Clerk is hereby directed to distribute copies of the Resolution to the Comptroller, Finance, Purchasing, Assessor, Treasurer and Public Works.

It was noted the potential revenue to the Public Works Facility Management Property Division [161510-485191] was less than five hundred dollars [\$500].

05-1292 CONSIDERATION OF APPLICATIONS – ANIMAL CONTROL BOARD – ANIMAL SERVICES

Commissioner Humke asked if the exotic animals representative and the Member Representative from District Two were the same. Tom Gadd, Public Works Director, said they were two separate positions; and the Board was being asked to appoint someone for each position.

Chairman Weber suggested Katrina Young to fill the exotic animal representative position. Commissioner Humke offered Dr. Richard Simmons for that

position noting Dr. Simmons was a veterinarian with many years of experience. He suggested Kristen Geddes, Esq. for the Member Representative for District Two.

On motion by Commissioner Humke, seconded by Commissioner Larkin, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that Kristen Geddes, Esq. be appointed as the Member Representative for District Two.

Commissioner Larkin asked if there were any special requirements for the exotic animals representative. Mr. Gadd said the representative must have experience with exotic animals.

On motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that Dr. Simmons be appointed to the position of exotic animals representative.

05-1293 RESOLUTION RATIFYING ASSESSMENT ROLL - SPECIAL ASSESSMENT DISTRICT NO. 31 – PUBLIC WORKS

Upon recommendation of David Price, County Engineer, through Tom Gadd, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the following resolution be adopted and Chairman Weber be authorized to execute the same:

**RESOLUTION NO. 05-1293
(of Washoe County, Nevada)**

A RESOLUTION CONCERNING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 31 (SPEARHEAD WAY-RUNNING BEAR DRIVE); DETERMINING THE COST TO BE ASSESSED AND RATIFYING THE ASSESSMENT ROLL; RATIFYING THE ACTION PREVIOUSLY TAKEN; PROVIDING FOR RELATED MATTERS; AND PROVIDING THE EFFECTIVE DATE HEREOF.

WHEREAS, the Board of County Commissioners (herein "Board") of the County of Washoe (herein "County") in the State of Nevada, pursuant to an ordinance adopted March 26, 2002 (herein the "Creation Ordinance"), created Washoe County, Nevada, Special Assessment District No. 31 (Spearhead Way-Running Bear Drive) (herein "District"), and ordered the acquisition and construction pursuant to Chapter 271, Nevada Revised Statutes, a street project as defined in NRS 271.225 and as hereinafter more specifically described a street project (the "Project" or "Street Project"); and

WHEREAS, the Board has authorized the proper officers of the County to execute a construction contract on behalf of the County in accordance with the Project, all as provided by law; and

WHEREAS, the Board has determined heretofore that the cost and expense of the Project is to be paid by special assessments levied against the benefited lots, tracts and parcels of land in the District; and

WHEREAS, on March 12, 2002, the Board considered all applications for hardship determinations and the recommendations of the Washoe County Department of Social Services and did not approve any applications for hardship determination; and

WHEREAS, the Board has determined and does hereby declare that the net cost to the County of all the improvements in the District (including all necessary incidentals which either have been or will be incurred in connection with the District) is \$333,068.24 of which amount \$166,586.60 is to be assessed upon the benefited tracts and parcels of land in the District and \$166,481.64 will be paid from other sources.

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

Section 1. All action, proceedings, matters and things heretofore taken, had and done by the County and the officers thereof (not inconsistent with the provisions of this resolution) concerning the District, be, and the same hereby is, ratified, approved and confirmed.

Section 2. The total cost of the District to the County (including all necessary incidentals, which either have been or will be incurred in connection with the District) is hereby determined to be \$333,068.24, of which \$166,481.64 of such costs will be paid from other sources and the balance totaling \$166,586.60 will be paid by the levy of special assessments against property in the District as described below and as designated in the Creation Ordinance.

Section 3. The Board hereby ratifies an assessment roll for the District concerning, among other things:

(a) The name and address of each last-known owner of each lot, tract or parcel of land to be assessed, or if not known, that the name is "unknown".

(b) A description of each lot, tract or parcel of land to be assessed, and the amount of the proposed assessment thereon, apportioned upon the basis for assessments heretofore determined by the Board in the

Special Assessment District No. 31 (Spearhead Way-Running Bear Drive) Ordinance and as stated in the provisional order for the hearing on the Project.

Section 4. The assessment roll ratified herein has been furnished by the County Engineer (the “Engineer”) to the County Clerk. The assessment roll reported to the Board herein has been filed in the office of the County Clerk and numbered. The Engineer has submitted an executed certificate in the form provided in Subsection 3 of NRS 271.375, which certificate, duly executed, accompanied the assessment roll and was in the form as placed on file with the County Clerk.

Section 5. The officers and employees of the County be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution, including, without limiting the generality of the foregoing, the preparation of all further necessary legal proceedings, assessments rolls and lists, tabulations of parcels, and other items necessary or desirable for the completion of the District.

Section 6. All resolutions, or parts thereof, in conflict with the provisions of this resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, or part thereof, heretofore repealed.

Section 7. If any section, paragraph, clause or other provisions of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provisions shall not affect any of the remaining provisions of this resolution.

Section 8. The Board of County Commissioners has determined, and does hereby declare, that this resolution shall be in effect after its passage in accordance with law.

**05-1294 RESOLUTION CALLING A HEARING ON ASSESSMENT ROLL-
SPECIAL ASSESSMENT DISTRICT NO. 31 – PUBLIC WORKS**

In response to Commissioner Galloway, Tom Gadd, Public Works Director, said an ordinance would come before the Board after the hearing.

County Manager Katy Singlaub reminded everyone that if a person wanted to file a complaint, protest or objection, it would need to be filed in writing with the County Clerk on or before Friday, January 6, 2006. She also noted the public hearing would be held January 10, 2006 at 5:30 p.m. in the Chambers.

Upon recommendation of David Price, County Engineer, through Tom Gadd, Public Works Director, on motion by Commissioner Humke, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza

absent, it was ordered that the following resolution be adopted and Chairman Weber be authorized to execute the same:

RESOLUTION NO. 05-1294
(of Washoe County, Nevada)

A RESOLUTION CONCERNING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 31 (SPEARHEAD WAY-RUNNING BEAR DRIVE); CAUSING THE ASSESSMENT ROLL FOR THE DISTRICT MADE BY THE BOARD OF COUNTY COMMISSIONERS TOGETHER WITH THE COUNTY ENGINEER TO BE FILED IN THE OFFICE OF THE WASHOE COUNTY CLERK; FIXING THE TIME AND PLACE WHEN COMPLAINTS, PROTESTS, AND OBJECTIONS TO THE ASSESSMENT ROLL WILL BE HEARD; PROVIDING FOR THE MANNER OF GIVING NOTICE OF THE FILING OF THE ASSESSMENT ROLL WITH THE COUNTY CLERK, OF OPPORTUNITY TO FILE WRITTEN COMPLAINTS, PROTESTS, AND OBJECTIONS, AND OF A HEARING CONCERNING THE ASSESSMENT ROLL; PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH; RATIFYING ALL ACTION TAKEN CONSISTENT WITH THE PROVISIONS HEREOF; AND PROVIDING THE EFFECTIVE DATE HEREOF.

WHEREAS, the Board of County Commissioners (herein "Board") of the County of Washoe (herein "County"), and State of Nevada, pursuant to an ordinance adopted March 26, 2002 (herein "District Ordinance"), created Washoe County, Nevada, Special Assessment District No. 31 (Spearhead Way-Running Bear Drive) (herein "District") and ordered the acquisition and construction pursuant to Chapter 271, Nevada Revised Statutes, a street project as defined in NRS 271.225 and as hereinafter more specifically described a street project (the "Project" or "Street Project"), and to defray a portion of the entire cost and expense of such improvements by special assessments, according to benefits, against the benefited lots and premises in the District; and

WHEREAS, the Board has authorized the proper officers of the County to execute the appropriate documents for a construction contract on behalf of the County for the Project, all as provided by law; and

WHEREAS, such construction contract has been executed; and

WHEREAS, the Board has heretofore determined that the cost and expense of the Project is to be paid by special assessments levied against the benefited lots, tracts and parcels of land in the District; and

WHEREAS, the Board has determined, and does hereby determine to issue and sell bonds to be hereafter issued by the County to pay for the cost of the Project; and

WHEREAS, NRS 271.360 provides that the Board may determine the cost of the Project to be assessed after making the construction contract, or after determining the net cost to the County, but not necessarily after the completion of the Project; and

WHEREAS, in accordance with NRS 271.360, the Board has determined the net cost to the County of all of the improvements in the District (including all necessary incidentals which either have been or will be incurred in connection with the District), which is to be assessed upon the benefited lots, tracts and parcels of land in the District; and

WHEREAS, the Board by a resolution duly adopted December 13, 2005, ratified an assessment roll; and

WHEREAS, the Board has determined, and does hereby determine, that all of the assessable property in the County which is specially benefited by the improvements to be acquired in the District, and only the property which is so specially benefited, is included on the assessment roll; and

WHEREAS, the Board has determined, and does hereby determine, that the notice for a hearing on the assessment roll which is provided for herein is reasonably calculated to inform each interested person of the proceedings concerning the District which may directly and adversely affect his or her legally protected rights and interests.

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

Section 1. All action, proceedings, matters and things heretofore taken, had, and done by the County and the officers and employees thereof (not inconsistent with the provisions of this resolution) concerning the District, be, and the same hereby is, ratified, approved and confirmed.

Section 2. The total cost of the District to the County (including all necessary incidentals which either have been or will be incurred in connection with the District) has been and hereby is determined to be \$333,068.24, of which \$166,481.64 of such costs will be paid from other sources and the balance totaling \$166,586.60 will be

paid by the levy of special assessments against property in the District as described and as provided in the District Ordinance.

Section 3. The assessment roll for the District has been examined by the Board, is tentatively approved, and is ordered filed in the office of the County Clerk this December 13, 2005.

Section 4. Tuesday, January 10, 2006 at 5:30 p.m., at the Commissioners Chambers, Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada, be, and the same hereby is, fixed as the date, time, and place when the Board will hear and consider complaints, protests, and objections to the assessment roll, to the amount of each of the assessments, and to the regularity of the proceedings in making such assessments (whether made verbally or in writing) by the owners of the assessable property specially benefited by the improvements in "Washoe County, Nevada, Special Assessment District No. 31 (Spearhead Way-Running Bear Drive)", and proposed to be assessed, or by any party or person interested, and by all parties or persons aggrieved by such assessments.

Section 5. The County Clerk shall give notice by publication in the Reno Gazette-Journal, a newspaper of general circulation in the County, and published at least once a week, for three consecutive publications, by three weekly insertions, the first such publication to be at least 15 days prior to the date of the protest hearing. It shall not be necessary that the notice be published on the same day of the week, but not less than 14 days shall intervene between the first publication in each newspaper and the last publication in the same newspaper. Such service by publication shall be verified by the affidavit of the publishers and filed with the County Clerk of the County. In accordance with NRS 271.380(2), the County Engineer (the "Engineer") shall also give notice by registered or certified mail by depositing a copy of such notice in the United States mails, postage prepaid, as first-class mail, at least 20 days prior to such hearing, to the last-known owner or owners of each tract being assessed at his or their last-known address or addresses. Proof of such mailing shall be made by the affidavit of the Engineer and such proof shall be filed with the County Clerk, provided, however, that failure to mail any such notice or notices shall not invalidate any assessment or any other proceedings concerning the District. Proof of the publication and proof of the mailing shall be maintained in the permanent records of the office of the County Clerk until all special assessments and special assessment bonds issued (if such special assessment bonds are hereafter issued) appertaining thereto, shall have been paid in full, both principal and interest, or any claim is barred by an appropriate statute of limitations. The Board hereby determines that the manner of giving notice herein provided by publication and by registered or certified mail is reasonably calculated to inform the parties of the proceedings concerning the District and the levy of assessments which may directly and adversely affect their legally protected interests. Such notice shall be as provided in NRS 271.380 and shall be in substantially the form placed on file with the Clerk.

Section 6. The owner or owners of any lot, tract or parcel of land which is assessed in such assessment roll, whether named or not in such roll, or any

person interested, or any parties aggrieved, may, within three days prior to the date set for the hearing, file with the office of the County Clerk his or her complaints, protests, or objections in writing to the assessment.

Section 7. Whenever any notice is mailed as herein provided, the fact that the person to whom it was addressed does not receive it shall not in any manner invalidate or affect the legality of the notice thereby given.

Section 8. The officers of the County be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution.

Section 9. All resolutions, or parts thereof, in conflict herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution or part of any resolution heretofore repealed.

Section 10. If any section, paragraph, clause, or provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provisions shall in no way affect any remaining provisions of this resolution.

Section 11. The Board has determined, and does hereby declare, that this resolution shall be in effect immediately after its passage in accordance with law.

**05-1295 PRESENTATION – BENEFITS/ACCOMPLISHMENTS OF
SILVER STATE FAIR HOUSING – KATHERINE COPELAND**

Katherine Copeland, Executive Director of Silver State Fair Housing, thanked the Board for their support over the years. She said Silver State Fair Housing Council was a non-profit, private entity that ensured equal housing opportunity for residents of Northern Nevada. She explained the goal was to make people understand that fair housing and diversity in the community was a good thing. She said most of their funding came through the Federal Housing and Urban Development Fair Housing Initiative program, and the Council assisted people filing housing discrimination complaints. She commented people were sent out into the community to attempt to secure housing testing for discrimination, but the main goal was education and outreach regarding rights and responsibilities. Ms. Copeland noted that almost half of the complaints received were from the disabled and mentioned that 200+ units had been retrofitted to make them accessible to the disabled. She said the money they received from Washoe County was used for counseling and intake for people who believe they had been discriminated against. She added the Council would be sponsoring their tenth annual fair housing poster contest and from this contest a calendar would be created.

05-1296 **BILL NO. 1461 – AMENDING WCC CHAPTER 5 – TRAVEL EXPENSES – COMPTROLLER**

Bill No. 1461, entitled, "AN ORDINANCE AMENDING SECTION 5.361 (TRAVEL EXPENSES) OF THE WASHOE COUNTY CODE BY ELIMINATING THE ANNUAL SETTING OF THE MILEAGE ALLOWANCE FOR COUNTY EMPLOYEES AND OFFICIALS WHILE TRAVELING IN CONNECTION WITH THE PUBLIC BUSINESS OF THE COUNTY AND PROVIDING THE MILEAGE ALLOWANCE IS AUTOMATICALLY TIED TO THE INTERNAL REVENUE SERVICE RATE AND OTHER MATTERS RELATING THERETO" was introduced by Commissioner Humke, the title read to the Board and legal notice for final action of adoption directed.

4:12 p.m. Commissioner Galloway temporarily left the meeting.

05-1297 **BILL NO. 1462 - AMENDING WCC CHAPTER 15 – INTERNAL AUDIT**

Bill No. 1462, entitled, "AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY ALLOWING AN ADDITIONAL MEMBER TO SERVE ON THE AUDIT COMMITTEE AND TO ALLOW THE AUDIT COMMITTEE TO ELECT THE CHAIRMAN AND VICE-CHAIRMAN OF THE COMMITTEE" was introduced by Commissioner Humke, the title read to the Board and legal notice for final action of adoption directed.

4:15 p.m. Commissioner Galloway returned to the meeting.

05-1298 **AGREEMENT – EPI-USE AMERICA, INC. – CONSULTING SERVICE – HUMAN RESOURCES/WINNET**

Katy Singlaub, County Manager, said EPI-Use America, Inc. would provide consulting services to the County for online recruitment implementation.

Cory Casazza, IT Manager, said EPI-Use America, Inc. was the only vendor that was considered due to their being one of the leading SAP integration vendors. He noted EPI-Use America, Inc. was already familiar with the County, and this vendor would be used in the future for the Human Resources and payroll efforts.

Upon recommendation of Joanne Ray, Human Resources Director, and Mr. Casazza, through John Berkich, Assistant County Manager, on motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, it was ordered that an agreement between Washoe County and EPI-Use America, Inc., concerning consulting services for the implementation of an Online Recruitment and Selection System in the amount of \$169,500, be approved and Chairman Weber be authorized to execute the same. It was

further ordered the Finance Department be authorized to make the following budget adjustments:

Account	Description	Amount of Increase/ (Decrease)
101400-710100	WINnet/Professional Services	(\$5,096)
101400-711210	WINnet/Travel	\$5,096

**05-1299 APPOINTMENTS/REAPPOINTMENTS TO VARIOUS BOARDS
AND COMMISSIONS - MANAGER**

On motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that staff be directed to schedule a future retreat to discuss the process for appointments/reappointments to various boards and commissions that the County Commission makes appointments to.

**05-1300 RESOLUTION/APPOINTMENT - BOARD OF EQUALIZATION -
DISTRICT ATTORNEY**

Melanie Foster, Legal Counsel, noted the current vacancies for the Board of Equalization (BOE). She stated a list of candidates was provided in the staff report dated November 28, 2005.

Gary Schmidt, Vice Chairman BOE, commented last year the current BOE completed the hearings in a timely manner. He did not consider it necessary to impanel a second Board in advance.

On motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the following resolution be adopted and Chairman Weber be authorized to execute the same:

**RESOLUTION
PROVIDING FOR AN ADDITIONAL PANEL FOR THE WASHOE COUNTY
BOARD OF EQUALIZATION**

WHEREAS, The number of appeals to be heard by the Washoe County Board of Equalization is anticipated to create a burden on the existing board; and

WHEREAS, NRS 361.340 authorizes the Board of County Commissioners to provide for an additional panel to be added to the Washoe County Board of Equalization; and

WHEREAS, there are qualified members of the community who are interested in serving on an additional panel of the Washoe County Board of Equalization; and

WHEREAS, The Board of County Commissioners wishes to create an additional panel in order to more efficiently serve the needs of the community; now, therefore, be it

RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY, NEVADA, that the Board hereby adds an additional panel to the Washoe County Board of Equalization to share the caseload of 2006 appeal hearings with the existing panel.

On motion by Commissioner Humke, seconded by Commissioner Larkin, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that Patricia McAlinden be appointed to serve on the current BOE with a term ending June 30, 2009.

Chairman Weber suggested each Commissioner appoint an individual to the second BOE. She recommended Rex Williams from District 5 and Charles Woodland from District 3.

Commissioner Larkin suggested Ben Green from District 4; Commissioner Humke suggested Bill Brush from District 2; and Commissioner Galloway suggested Diana Pichotta from District 1.

On motion by Commissioner Humke, seconded by Commissioner Larkin, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that Rex Williams, Charles Woodland, Ben Green, Bill Brush, and Diana Pichotta be appointed to the second panel of the BOE for a one year term as stated in statute.

On motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that an alternate list for the second panel of the BOE be established.

Commissioner Galloway suggested Phil Horan from District 1; Commissioner Larkin suggested Steve Snyder from District 1; and Commissioner Humke suggested Wayne Brander from District 2.

Commissioner Galloway said past policy stated alternates served a one-year term. He recommended that policy continue and alternates, when needed, be called in alphabetical order.

On motion by Commissioner Larkin, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that Phil Horan, Steve Snyder and Wayne Brander be appointed as alternates to the second panel of the BOE for a one-year term. It was noted, when needed, the alternates be called in alphabetical order.

On motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that Marcia McCormick and Jerry Hogan be reappointed as alternates to panel one of the BOE for a one-year term. It was noted the alternates, when needed, be called in alphabetical order.

5:10 p.m. The Board recessed.

5:55 p.m. The Board reconvened.

05-1301 APPEAL BUILDING PERMIT NO. 05-2755 - SPANISH SPRINGS PILOT'S ASSOCIATION - COMMUNITY DEVELOPMENT

Bob Webb, Planning Manager, said based on staff's determinations that the proposed structures would exceed the 10 percent expansion limitation on an existing, nonconforming use of land pursuant to Washoe County Code section 110.904.20(a)(1), the Community Development Director denied Building Permit Number 05-2755. Mr. Webb reviewed the details of the decision and the appeal to the Board of Adjustment (BOA) as stated in the agenda memorandum dated November 23, 2005.

Commissioner Galloway asked if the 10 percent expansion limitation would be lifted by issuing a special use permit. Mr. Webb replied, if the appellant applied for a special use permit, staff would encourage the appellant to bring forward a plan that discussed all future proposed structures and expansions of the airport. He commented, if the Planning Commission approved a special use permit, it could not include these structures, but might include other future structures or types of expansion. Commissioner Galloway asked if a special use permit could lift this restriction. Mr. Webb said it could; and once that permit was issued, the airport would then be a conforming use of land and conform to whatever conditions or approvals granted in the special use permit.

Commissioner Larkin declared he had no personal or financial interest in the Spanish Springs Pilot's Association. He stated he never was a member of the Spanish Springs Pilot's Association.

Mark Wray, attorney representing the Spanish Springs Pilot's Association, distributed a report that highlighted the background and history of the Spanish Springs Airport, which was placed on file with the Clerk. He stated, when the Pilot's Association went before the BOA, they explained how the area had been rezoned without notice or an ordinance change. Mr. Wray commented four members of the BOA were present for the vote, which ended in a tie; and under, the BOA's policies, a tie vote equates to a denial of the appeal. He said Blaine Carlidge, Deputy District Attorney, and Sharon Kvas, Planning Manager, made statements to the BOA when it became clear that the Pilot's Association had shown the BOA they were entitled to a building permit. He noted at the Planning Commission meeting the specific language stated, "depending upon the outcome of the Code Violation, the Pilot's Association was an illegal, nonconforming

use.” He noted that was agreed to in front of the Planning Commission, and it had been adopted by the Board of Commissioners and the Regional Planning Board. Mr. Wray referenced several quotes listed in his report made by Mr. Carlidge and Ms. Kvas that contradicted language in the Spanish Springs Area Plan.

Mr. Webb replied the parcel was zoned general rural as part of the adopted area plan, and the usage at the airport was a legal nonconforming use subject to limitations in article 904. He said the Code was clear on what constituted conforming and nonconforming use. Mr. Webb indicated the property was owned by the Bureau of Land Management (BLM), and the airport operated under a lease from the BLM.

Vallea Rose, local resident, remarked a special use permit would clear up the process. Ms. Rose said Spanish Springs residents should participate in the airport’s proposed plans for expansion.

John Bradbury, local resident, reviewed the lease history of the Spanish Springs Airport. He supported staff’s decision to deny the request for a building permit. Mr. Bradbury remarked granting the permit would open the door for other nonconforming land use permits to be granted without special use permits.

Gary Schmidt, Washoe County resident, said he had experience with mapping errors from Community Development. He explained areas had been mapped incorrectly on the Mount Rose Highway. Mr. Schmidt suggested strong consideration be given to the process.

In response to Commissioner Larkin, Mr. Wray replied 89 percent of the property was recreational and 11 percent was recreational for the airport. He said the BLM would not allow the Pilot’s Association to construct a gate or fence on the road to the airport because the road needed to be accessible to the public. Referring to a map, Mr. Wray explained the section line of the parcel. He explained the airport was established prior to July 1, 2000 and exempt from special use permits. He said the Planning Department had never addressed the issue of the Pilot’s Association accessory use of public recreational area, which was undisputed. Commissioner Larkin questioned why the airport did not apply for a special use permit. Mr. Wray responded special use permits had a function, and a consideration they were not entitled under the law. He stated the County needed to honor the agreement with the Pilot’s Association presented in front of the Planning Commission that indicated when the Code violations were dismissed. Mr. Wray said the Pilot’s Association was asking the Commissioners do what the BOA intended.

In response to Commissioner Humke, Mr. Webb said if the Pilot’s Association applied for a special use permit, he would encourage all future and proposed uses be included. Mr. Wray said future plans for the airport depended on the demands of the public for hangers. He said the BLM was the landlord, and the lease stated the Pilot’s Association had the right to construct and maintain all the buildings for a public use facility.

Melanie Foster, Legal Counsel, disagreed with Mr. Wray's interpretation on that section of the Code. She said Article 306 applied only to accessory uses; and, in this case, the airport was the principle use. She said that section applied to non-municipal airports that were accessory uses to another principle use on the property. Ms. Foster said, in this case, the Pilot's Association was not talking about an accessory use; therefore, she could not agree that this section of the Code was controlling. Ms. Foster replied the zoning was different on this portion of the parcel compared to the rest of the parcel; and, for that reason, staff was not looking at an application from the BLM, but an application from the leaseholder.

Chairman Weber disclosed she knew Max and Diane Bartmess but had never discussed this item. She also disclosed she had attended an event at the airport.

Commissioner Galloway asked if part of the problem was the number of structures already built. Mr. Webb replied that was correct, and staff based the 10 percent on a survey completed by the Public Works Department in February 2005 to establish what was on the grounds. He said the survey took into effect everything on the ground at the airport; however, it did not include two areas built without permits, a mobile home that had been removed, and the awning they were applying for now. Commissioner Galloway asked if the section regarding the exemption for accessory uses referred to accessory use on an entire parcel or a zoned area. Mr. Webb stated the only use on that entire parcel was the airport, which made it the principle use. He said a special use permit could always be amended.

Ms. Foster said there was another Code provision cited by Mr. Wray that recognized there could be accessory uses in full conformance and become nonconforming. She said the existence of that Code provision did not have to meet the provisions of Article 904.

Commissioner Larkin asked if the appellants would be opposed to returning with a master plan. Mr. Wray replied they had not committed to any plan and did not have a master plan. He said he would speak with the Pilot's Association in that regard. Commissioner Larkin said a master plan would provide public input so the Board would understand the long-term intention of the Spanish Springs Pilot's Association. Mr. Wray said the plan would be consistent with the lease.

In response to Commissioner Larkin, Mr. Webb replied no airport applications were currently on file in the County. Commissioner Larkin asked if the Board would be setting a precedent. Ms. Foster remarked she did not believe so. She said policy number 16.6 in the adopted Spanish Springs Area Plan recognized this airport as an existing use, and the legal and future use of the airport shall be determined from an amendment to the plan. She said that would bring it back to the County to look at the airport, establish the base use, and determine whether it was conforming or nonconforming.

Commissioner Humke disclosed he had a phone conversation with Ms. Rose and exchanged e-mails with Ms. Bartmess in regard to this issue. In response to Commissioner Humke, Ms. Foster replied the master plan amendment under policy 16.6 read that a nonconforming use becomes conforming through a special use permit. Ms. Foster said the master plan amendment would solve many of the issues of this facility. Commissioner Humke asked if this were the type of issue where the plan could be amended. Ms. Foster said an amendment to the plan was specifically intended as stated in the staff report dated November 23, 2005. She said when the plan was adopted, the intent was to resolve the use issues with the airport by the amendment.

Commissioner Galloway asked if the zoning allowed an airport with a special use permit. Mr. Webb replied the airport would require a special use permit for the following zones: general commercial, tourist commercial, industrial, public services and facilities, parks and recreation, and general rural. He said a master plan amendment would eliminate the need for a special use permit and be a part of the amendment request.

Adrian Freund, Community Development Director, said initiating an amendment to the area plan would be an option. He said staff was focusing on granting a building permit without creating a precedent for other nonconforming uses.

Mike Harper, Planning Manager, explained the policy was crafted to provide the opportunity to resolve the problem after the master plan had been adopted. He said the policy could be crafted to recognize an allowed use with certain parameters to direct future review at the design committee level. Mr. Harper noted the intent of the policy was to give the applicant the opportunity to return.

Commissioner Larkin moved that the Spanish Springs Airport be considered an existing conforming use on ± 35 acres of land that was exempt from special use requirements, to direct staff and the appellant to work collaboratively on a master plan amendment pursuant to Spanish Springs Area Plan Policy No. 16.6, and to bring that back in the form of a master plan amendment through the normal process. Chairman Weber seconded the motion.

7:09 p.m. The Board recessed for the appellant to consider and discuss the motion.

7:14 p.m. The Board reconvened.

Mr. Wray replied what was suggested was what the Pilot's Association agreed to in November of 2004, when policy No. 16.6 was put into the Spanish Springs Area Plan. He said, therefore, the Pilot's Association agreed with what they already agreed with, in November 2004.

Commissioner Galloway disclosed he had two conversations with Ms. Rose. He agreed with the master plan amendment; however, he did not agree with the motion as proposed or making the finding that the airport was already a conforming use. Commissioner Galloway said it could be made conforming in the following two ways: a

master plan amendment or by a special use permit. He stated he had no bias against any such application, but without them, he could not say the airport was a conforming use.

Commissioner Humke said the motion recited the words conforming use, and it was implied that it would not have precedent values for the transition process from nonconforming to conforming.

On call for the question, the motion passed on a 3-1 vote, with Commissioner Galloway voting “no,” and Commissioner Sferrazza absent.

**05-1302 COMPREHENSIVE PLAN AMENDMENT CASE NO. CP05-010 –
SUN VALLEY AREA PLAN UPDATE – COMMUNITY
DEVELOPMENT**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* and mailed to the affected property owners on December 2, 2005 to consider a recommendation to amend the Sun Valley Area Plan, being a part of the Washoe County Comprehensive Plan, that will provide a complete update of the area plan; establishing areas for potential intensification, establishing updated goals and policies relating to Land Use, Transportation, Scenic, Recreational and Natural Resources (Air, Land, and Water), and establishing specific findings and criteria and thresholds for future amendments; amending the Land Use Plan map to reflect certain land use changes; amending Public Services and Facilities Plan map, Streets and Highway Systems Plan map, and Development Suitability map; and establishing a Character Management Plan map and a Recreational Opportunities Plan map. All parcels involved are within the Sun Valley Area Plan, within the jurisdiction of the Sun Valley Citizens Advisory Board, and in Washoe County Commission Districts Nos. 3 and 5 and authorize the Chairman to execute a resolution for the updated area plan after a determination of conformance with the Regional Plan by the Truckee Meadows Regional Planning Agency.

Chairman Weber opened the public hearing by calling on anyone wishing to speak on Comprehensive Plan Amendment Case No. CP05-010.

Bill Whitney, Senior Planner, explained the amendment to the Sun Valley Area Plan as stated in the agenda memorandum dated November 28, 2005. He said the amendment was approved by the Planning Commission during their November 7, 2005 meeting.

Garth Elliott, Sun Valley resident, said this plan had been worked on for four years. He said residents urged a bypass instead of widening Sun Valley Boulevard.

Rick Wade, Sun Valley resident, said there was not enough access from Sun Valley Boulevard. He commented when the access changed, the power grid should also be examined.

John Jackson, Sr., Sun Valley resident, referenced a letter from James Ross. He said they would like the Board to consider the residents' wishes and desires for a better Sun Valley community.

Diana Langs, Sun Valley resident, said the downtown character management plan and streets and highways were major concerns. She stated the area needed a bypass, not a widening of Sun Valley Boulevard. Ms. Langs asked for the Board's support.

Susan Severt, Sun Valley resident, believed the Sun Valley community could become a progressive community and urged the Board's support.

Robert Fink, Neal Cobb, and Ed Coffey, area residents, stated they were in support of the plan and the bypass. Mr. Cobb complimented the Sun Valley residents on the improvements in the area.

The Chairman closed the public hearing.

In response to Commissioner Humke, Mr. Whitney said a policy was included in the plan to keep drainage ways on private property in the area clean and free of debris. Commissioner Humke acknowledged he was mindful of the statements from citizens as to the traffic.

In response to Commissioner Galloway, Derek Morse, Regional Transportation Commission Deputy Executive Director, replied the timeframe for the bypass would occur between 2013-2020; however, that may have to be revisited.

Chairman Weber said the bypass would help the community. She asked if additional bus service would alleviate some of the issues. Mr. Morse replied there was major intensification planned for bus service in Sun Valley.

Based on the following findings, on motion by Chairman Weber, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, it was ordered that Comprehensive Plan Amendment Case No. CP05-010, Sun Valley Area Plan Update, be approved and the Chairman be authorized to execute the Resolution amending the Sun Valley Area Plan after a determination of conformance with the Regional Plan by the Truckee Meadows Regional Planning Agency:

FINDINGS:

1. The proposed amendments to the Sun Valley Area Plan is in substantial compliance with the policies and action programs of the *Washoe County Comprehensive Plan*;
2. The proposed amendments to the Sun Valley Area Plan would provide for land uses compatible with existing and planned adjacent land uses, and would not adversely impact the public health, safety or welfare;

3. The proposed amendments to the Sun Valley Area Plan respond to changed conditions or further studies that have occurred since the plan was adopted by the Board of County Commissioners, and the requested amendment represents a more desirable utilization of land;
4. The proposed amendments to the Sun Valley Area Plan would 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*;
5. The proposed amendments to the Sun Valley Area Plan would 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;
6. The proposed amendment to the Sun Valley Area Plan would not exceed the three permitted amendments as specified in Section 110.820.05 of the Washoe County Development Code;
7. The Washoe County Planning Commission gave reasoned consideration to information contained within the staff report and information received during the public hearing; and
8. That the Washoe County Board of County Commissioners gave reasoned consideration to the information transmitted from the Washoe County Planning Commission and to the information received during the public hearing.

8:10 p.m. The Board recessed.

8:26 p.m. The Board reconvened.

05-1303 **APPEAL CASE NO. AX05-010 - DENNIS VEILE - VARIANCE**
CASE NO. VA05-023 - COMMUNITY DEVELOPMENT

5:30 p.m. This was the time to consider an appeal of the Planning Commission's denial to Variance Case No. VA05-023, Dennis Viele, to reduce the side yard setback from ten feet to five feet to facilitate the construction of a single-family dwelling unit as authorized in Article 406 of the Washoe County Development Code. The project is located at 893 Incline Way, approximately 100 feet north of the intersection of Southwood Boulevard and Incline Way, Commercial 1 Subdivision, Lot 1, Block B. The ±0.4 acre parcel is designated General Commercial (GC) in the Tahoe Area Plan, and is situated in a portion of Section 15, T16, R18, MDM, Washoe County, Nevada. The property is located in the Incline Village Citizen Advisory Board boundary and Washoe County Commission District No. 1. (APN: 132-221-08).

The Chairman opened the public hearing by calling on anyone wishing to speak for or against Variance Case No.VA05-023.

Following discussion, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that Appeal Case No. AX05-010 public hearing remain open and be continued to the February 14, 2006 meeting.

**05-1304 COMPREHENSIVE PLAN AMENDMENT CASE NO. CP05-012 –
TAHOE AREA PLAN - RECREATIONAL OPPORTUNITIES
PLAN – COMMUNITY DEVELOPMENT**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* and mailed to the affected property owners on December 2, 2005, to consider a recommendation to amend the Tahoe Area Plan, being a part of the Washoe County Comprehensive Plan, by adding the Recreational Opportunities Map and, if approved, authorize the Chair to sign the Resolution for the amendment, as authorized in Article 820, Amendment of Comprehensive Plan, of the Washoe County Development Code. The proposed amendment would add the Recreational Opportunities Map and supporting language to the Tahoe Area Plan showing existing and proposed multi-use asphalt paths and bike lanes in the Tahoe area. To reflect the changes requested within this application and to maintain currency of general area plan data, administrative changes including a revised map series with updated parcel base will be included as part of the amendment. The Tahoe area is located in the Incline Village/Crystal Bay Citizen Advisory Board boundary and Washoe County Commission District 1 and authorize the Chairman to execute the Resolution for the updated area plan.

The Chairman opened the public hearing by calling on anyone wishing to speak for or against Comprehensive Plan Amendment No. CP05-012. There being no response the Chairman closed the hearing.

Based on the following findings, on motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, it was ordered that Comprehensive Plan Amendment Case No. CP05-012, Tahoe Area Plan, be approved and Chairman Weber be authorized to execute the following Resolution for the amendment, as authorized in Article 820, Amendment of Comprehensive Plan, of the Washoe County Development Code:

FINDINGS:

1. The proposed amendment to the Tahoe Area Plan is in substantial compliance with the policies and action programs of the *Washoe County Comprehensive Plan*;
2. The proposed amendment to the Tahoe Area Plan would provide for land uses, compatible with existing and planned adjacent land uses, and would not adversely impact the public health, safety or welfare;

3. The proposed amendment to the Tahoe Area Plan responds to changed conditions that have occurred since the Board of County Commissioners adopted the plan, and the requested amendment represents a more desirable utilization of land;
4. The proposed amendment to the Tahoe Area Plan would promote the desired pattern for the orderly physical growth of the County and guides development of the County based on the projected population growth with the least amount of natural resource impairment and the efficient expenditure of funds for public services;
5. The proposed amendment to the Tahoe Area Plan did not exceed the three permitted amendments as specified in Section 110.820.05 of the Washoe County Development Code;
6. The Washoe County Planning Commission gave reasoned consideration to information contained within the staff report and information received during the public hearing; and
7. That the Washoe County Board of County Commissioners gave reasoned consideration to the information transmitted from the Washoe County Planning Commission and to the information received during the public hearing.

RESOLUTION

ADOPTING THE AMENDED TAHOE AREA PLAN (CP05-012), A PART OF THE WASHOE COUNTY COMPREHENSIVE PLAN

WHEREAS, Sections 278.150, 238.170 and 278.210, Nevada Revised Statutes, specify 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, Section 278.160, Nevada Revised Statutes, specifies that the master plan shall include the following subject matter or portions thereof as deemed appropriate: community design, conservation plan, historic properties preservation plan, housing plan, land use plan, population plan, public buildings, public services and facilities, recreation plan, safety plan, seismic safety plan, solid waste disposal plan, streets and highways plan, transit plan, and transportation plan, and such other plans as judged necessary;

WHEREAS, A public hearing on the adoption of the amended TAHOE AREA PLAN, a part of the Washoe County Comprehensive Plan, was held on November 15, 2005, by said Planning Commission;

WHEREAS, The Washoe County Planning Commission has found that the TAHOE AREA PLAN, a part of the Washoe County Comprehensive Plan, and the

most recent amendment, together with the applicable maps and descriptive matter, provide a long-term general plan for the development of the County including the subject matter currently deemed appropriate for inclusion in the Comprehensive Plan, and has submitted the amendment to the TAHOE AREA PLAN to the Board of County Commissioners, Washoe County, with the recommendation for approval and adoption thereof;

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 TAHOE AREA PLAN, was first held on May 21, 1991, with the most recent amendment to the TAHOE AREA PLAN being held on December 13, 2005, 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 amendments to the TAHOE AREA PLAN, a part of the Washoe County Comprehensive Plan;

WHEREAS, The amendment to the TAHOE AREA PLAN, a part of the Washoe County Comprehensive 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 TAHOE 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.

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Commissioner Sferrazza participated in the following item via telephone.

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05-1305 APPEAL CASE NO. AX05-014 - SPECIAL USE PERMIT CASE NO. SW05-009 - COMMUNITY DEVELOPMENT

5:30 p.m. This was the time to consider the appeal of the denial by the Washoe County Planning Commission of the Fish Springs Water Supply Project, Special Use Permit Case No. SW05-009 to affirm the Planning Commission’s denial of SW05-009, or to concur with the appellants and approve SW05-009 with conditions. The purpose of the project is to construct and operate six wells and associated water collection pipelines;

electrical distribution lines to power the well pumps and well houses; a 6,000 gallon per minute pump station; a power substation; a 30-inch-diameter, 28-mile-long pipeline; four water tanks ranging in size from 150,000 to one million gallons; and control telemetry, for the purpose of supplying 8,000 acre-feet of municipal water to southern Washoe County. The wells, power line, pump station, power substation, and two 500,000-gallon pump storage tanks would be located on Fish Springs Ranch property in southeastern Honey Lake Valley. The pipeline would extend over the east flank of the Fort Sage Mountains on U.S. Bureau of Land Management (BLM) land with a 150,000-gallon surge suppression tank located at the high elevation point of the line. Sixteen miles of the pipeline in Honey Lake Valley, Dry Valley, and Bedell Flat would be constructed adjacent to the Tuscarora Gas Pipeline right-of-way on BLM land. Near the center of Bedell Flat, the pipeline would extend south to Antelope Valley where it would follow Antelope Valley Road within the County road right-of-way to the intersection with Matterhorn Boulevard. The pipeline would parallel Matterhorn Boulevard southward within the existing right-of-way to a high point where it diverges east across a section of private property to the terminal storage tank, which will be located on public land on the drainage divide between Antelope Valley and Lemmon Valley. The property is located in Washoe County Commission District No. 5 and within the boundaries of the North Valleys and Gerlach/Empire Citizen Advisory Boards. (APNs the improvements cross: 074 010-16, 074-010-36, 074-010-38, 074-040-23, 074 040-24, 074-040-26, 074-040-27, 074-040-56, 074-040-57, 074-040-58, 074-040-59, 074-070-10, 074-070-16, 074-070-28, 074-070-48, 074-111-02, 074-111-05, 074-412-18, 074-412-19, 074-412-45, 074-420-14, 074-420-15, 074-420-16, 078-351-03, 079-200-07, 079-200-38, 079-200-41, 079-210-46). Easements required for the project may not have been secured at the time of the public hearing before the Planning Commission, but will be required before construction begins.

The Chairman opened the public hearing by calling on anyone wishing to speak for or against Appeal Case No. AX05-014.

Paul Kelly, Planner, reviewed the appeal and denial of the Fish Springs Water Supply Project as stated in the agenda memorandum dated November 22, 2005. He displayed a site plan showing the location of the pertinent structures and facilities.

Steve Hartman, Fish Springs Project LLC Vice President, emphasized this was a request for a special use permit. He said it dealt with six wells in the associated pipeline collection system; electrical distribution lines; a 6,000-gallon per minute pump station; a power substation; a 30-inch diameter, 28-mile long pipeline; four water tanks; and control telemetry for the purpose of supplying 8,000 acre-feet of municipal water to Washoe County. Mr. Hartman said this pipeline paralleled the existing corridor that contained the Alturas Transmission Line and the Tuscarora Natural Gas pipeline. He said the approval related to the water rights and to the interbasin transfer of water rights decided by the Nevada Supreme Court after the State Engineer ruled in 1996. He said no evidence was presented at the Planning Commission to support the denial.

Dorothy Timian Palmer, Vidler Water Company (Vidler) Chief Operating Officer, said due to the current Environmental Impact Study (EIS) process, the United States Geological Survey (USGS) ground water model was updated with new data simulating an 8,000 acre-foot draw down. She said the USGS was the non-partial party that the BLM used to review all hydrologic data during the EIS process. Ms. Palmer said the USGS reviewed the updated model and had no recommendations for changes other than how to present the data and minor verbage changes. She said impacts from the groundwater model indicated there would be 150 acre-feet of impact to the Pyramid Lake groundwater basin, and 570 acre-feet to the Smoke Creek groundwater basin. She said Vidler chose 8,000 acre-feet since they thought it was a sustainable supply to bring in. Ms. Palmer reviewed the groundwater results and noted this was a groundwater model with substantial data. She said over 20 years of pumping in the Fish Springs groundwater basin had been completed. Ms. Palmer said the data showed that over 100 years at the California - Nevada state line, only one foot of draw down had occurred. She said the springs to be impacted were detailed in the EIS on Table 4.3, and Ms. Palmer remarked the County and Vidler were currently working on a water banking agreement. She explained Vidler intended to bank the water rights with the County, developers would approach Vidler to purchase the water rights, and Vidler would write a dedication for that amount of water and bring it to the County. Ms. Palmer indicated Vidler agreed the County would utilize the 8,000-acre feet until it was assigned to a new development.

Arlo Stockham, CFA, Inc. Principal Planner, spoke on a regional and facilities planning framework. He said potential growth facilitated by this water project figured prominently in the Planning Commission's decision. He stated that was not the appropriate venue to address growth and development. He said this project was nearing completion and facilities were being constructed in accordance with the adopted plans. Mr. Stockham commented the issues should relate to water and not growth issues. He summarized the approval of this project would be consistent with the adopted plans to address and implement the comprehensive growth management strategy in the area, and denial of the project could have significant ramifications on that strategy.

Mr. Hartman urged the Board to approve the special use permit for the Fish Springs Water Supply Project. He said all of the conditions were agreeable, and a new condition added in the staff report requested language that dealt with the issue of the State Engineer. He said the State Engineer was the only entity dealing with the monitoring plan and their exclusive jurisdiction would implement that. Mr. Hartman stated there was a request to change Condition 13 to address noxious weed control and reclamation.

Wayne Seidel, City of Sparks Public Works Director, said he found this project to be in conformance with the Regional Plan that had been stated.

Jack Hanson, Lassen County Supervisor, read a letter from the Lassen County Board of Supervisors expressing their opposition dated December 13, 2005, which was placed on file with the Clerk.

Pat McAlinden, Golden Valley resident, said the North Valley's Citizen Advisory Board reviewed this project and believed citizen concerns had been addressed. She remarked, since the lease agreement with the University of Nevada, Reno was temporary, Golden Valley residents and the Water Resources Department must find an alternate water source to continue the Golden Valley Water Injection Project. She said the Fish Springs Project offered the alternative water source necessary. Ms. McAlinden requested the Board's consideration of the Fish Springs Project.

Ed Griffith, Neal Cobb, and Roger Edwards, Golden Valley residents, supported the Fish Springs Water Project. Mr. Griffith noted the residents of Golden Valley were trying to maintain the quality and quantity of their water. Mr. Cobb said it would benefit the Golden Valley Community.

Barry Bouchard, Lemmon Valley Homeowners Association President, said he was concerned of increased water cost to the ratepayers in Lemmon Valley. He suggested this be deferred until February 2006 after the Lemmon Valley Homeowners Association held a meeting with the Water Resources Department dealing with the Heppner Subdivision.

Juanita Cox, local resident, was opposed to the Honey Lake/Fish Springs Project. She said it would harm the rights of other property owners to use their property to the best and highest use. She urged the Board to uphold the denial of the special use permit.

Diana Langs, Sun Valley resident, said this was a significant moment for the community and was in support of the water project.

Gary Schmidt, Washoe Valley resident, suggested pumping the water to Doyle, California so the transplanted citizens from the Bay Area would move to Doyle and leave Nevada alone.

Chairman Weber commented this was in her District and noted the community needed the water project. She also disclosed she had met with Vidler representatives.

Commissioner Galloway asked if it were legally possible for a project not to be sent to the Planning Commission until an EIS was completed. Melanie Foster, Legal Counsel, replied there were statutory timeframes to be met. Mr. Kelly said the application and subsequent report were not considered until the final draft came out. Commissioner Galloway disclosed he had spoken to the owners of the project.

Commissioner Humke disclosed he had spoken with Vidler on several occasions. He asked if a modification to Condition 17 was listed in the staff report. Mr. Hartman agreed and stated the language appropriate should be "pumping and supplying water as described in this application should not commence until a water resource monitoring and management plan has been approved by the State Engineer."

Commissioner Larkin asked what additional information Lassen County would bring to the EIS. Mr. Hanson replied the monitoring of the management plan was an important component for both Counties. He said this was not in the draft document, and the Lassen County Board of Supervisors had not technically reviewed it. Mr. Hanson explained this was a complicated issue and suggested delaying the decision until the final documents were done. Commissioner Larkin questioned how a delay of 30-60 days would impact the process. Mr. Hartman replied every delay increased the cost. Commissioner Larkin disclosed he had met twice with Vidler over the past year.

Commissioner Sferrazza stated this had changed from the original Honey Lake Project, which he was opposed to. He said the current proposal reduced the amount of pumped water and did not have the same impact on the Honey Lake area. Commissioner Sferrazza remarked many of his constituents supported this plan. He hoped, before the water was fully allocated for development it could be used during the interim for the injection needs of his district. Commissioner Sferrazza voiced his support for the project.

Commissioner Galloway stated he disagreed with the findings of the Planning Commission and was in support of the appeal.

On motion by Commissioner Humke, seconded by Chairman Weber, which motion duly carried, it was ordered that the appeal be granted and the denial by the Planning Commission of Special Use Permit Case No. SW05-009 for the Fish Springs Water Supply Project be overturned, based on the following findings and subject to the following amended 18 conditions:

FINDINGS:

1. Consistency. That the proposed use is consistent with the policies, action programs, and standards of the Comprehensive Plan and those of the High Desert and North Valleys Area Plans;
2. Improvements. That, where appropriate, adequate utilities, roadway improvements, drainage, and other necessary facilities have been provided, the proposed improvements are properly related to existing and proposed roadways, and an adequate public facilities determination has been made in accordance with Division Seven;
3. Site Suitability. That the site is physically suitable for the type of development and for the intensity of the development;
4. Issuance Not Detrimental. That, as determined by the Environmental Impact Statement issued by the U.S. Bureau of Land Management, issuance of the permit will not be significantly detrimental to the public health, safety or welfare; injurious to the property or improvements of adjacent properties; or detrimental to the character of the surrounding area; and

5. That the Planning Commissioners gave reasoned consideration to the information contained within the staff report and information received during the public hearing.

**CONDITIONS FOR
SPECIAL USE PERMIT CASE NO. SW05-009
FISH SPRINGS RANCH, LLC WATERLINE
(As approved by the Board of County Commissioners
and attached to Staff Report dated December 13, 2005)**

Unless otherwise specified, all conditions must be met or financial assurances must be provided to satisfy the conditions prior to submittal for a building permit. The agency responsible for determining compliance with a specific condition shall determine whether the condition must be fully completed or whether the applicant shall be offered the option of providing financial assurances. All agreements, easements, or other documentation required by these conditions shall have a copy filed with the County Engineer and the Department of Community Development.

Compliance with the conditions of this special use permit is the responsibility of the applicant, its successor in interest, and all owners, assignees, and occupants of the property and their successors in interest. Failure to comply with any conditions imposed in the issuance of the special use permit may result in the institution of revocation procedures.

Any operations conditions are subject to review by the Department of Community Development prior to the renewal of a business license each year. Failure to adhere to the conditions may result in withholding renewal of the business license until conditions are complied with to the satisfaction of the Department of Community Development.

Washoe County reserves the right to review and revise the conditions of this approval should it determine that a subsequent license or permit issued by Washoe County violates the intent of this approval.

FOR THE PURPOSES OF CONDITIONS IMPOSED BY WASHOE COUNTY, "MAY" IS PERMISSIVE AND "SHALL" OR "MUST" IS MANDATORY.

SPECIFIC CONDITIONS OF APPROVAL

1. A copy of the Action Order stating conditional approval of this special use permit shall be attached to all applications for administrative permits issued by Washoe County, including the required building permits.
2. The applicant shall demonstrate substantial conformance to the plans approved as part of this special use permit. The Department of Community Development shall determine compliance with this condition.
3. The applicant and any successors shall direct any potential purchaser/operator of the site and/or the special use permit to meet with the Department of Community Development to review conditions of approval before the final sale of the site and/or the special use permit. Any subsequent purchaser/operator of the site

and/or the special use permit shall notify the Department of Community Development of the name, address, telephone number, and contact person of the new purchaser/operator within 30 days of the final sale.

4. The Regional Utility Corridor Report, which is a part of the Regional Plan, must be amended to include the proposed electrical substation. Once the Regional Plan is amended to include the substation, the proposed electrical substation must go before the Regional Planning Commission for conformance review. The County will issue no construction permits until this Regional process is completed, and the electrical substation is found to be in conformance with the Regional Plan. The Department of Community Development shall determine compliance with this condition.
5. The applicant shall submit a written waiver request to the Director of the Department of Community Development to the landscaping and parking standards required by the Development Code for the well, pump stations and related tanks, and the electrical substation. If the parking waiver is granted, at least one graveled parking space shall be provided at each site and shall be shown on the building permits. The Department of Community Development shall determine compliance with this condition.
6. All proposed new roads shall have an all-weather surface as approved by the County Engineer. The Department of Community Development shall determine compliance with this condition.
7. In addition to the requirements contained in Section 412 of the Development Code, the following landscaping and parking requirements shall apply for the terminal tanks located on Matterhorn Boulevard.
 - a. The tank(s) shall be set into the side of the hill as much as possible.
 - b. Landscaping and irrigation plans prepared and wet-stamped by a landscape architect licensed in the State of Nevada shall be submitted to the Department of Community Development for approval before the issuance of a building permit for the tank.
 - c. Native, drought-tolerant landscaping shall be preferred, and shall match the vegetation currently at the site. The Bureau of Land Management or the Washoe-Storey Conservation District shall approve plants and seed mix, which shall be adhered to by the applicant.
 - d. Temporary irrigation shall be provided to all revegetated areas for a minimum of three years to establish the vegetation. At the end of three years, staff of the Department of Community Development shall determine the success of the revegetation effort, and may require replanting or reseedling of failed vegetation.
 - e. At least two all-weather parking spaces shall be provided. The Department of Community Development shall determine compliance with this condition.

8. On non-BLM land, native, drought-tolerant landscaping shall be preferred for all areas disturbed by construction activities, and shall match the vegetation of the surrounding area. Cacti protected under Nevada law shall be salvaged and replanted in undisturbed habitats. The BLM or the Washoe-Storey Conservation District shall approve plants and seed mix, which shall be adhered to by the applicant. The Department of Community Development shall determine compliance with this condition.
9. The applicant shall submit an estimate prepared and wet stamped by a landscape architect licensed in the State of Nevada for the revegetation/reseeding of all disturbed area not located on BLM-managed land. A bond or other financial assurance in the amount of 120 percent of this estimate shall be submitted to and held by the Department of Community Development for a period of three years following completion of revegetative efforts to assure reclamation. During these three years, and before the release of the performance bond or other financial assurance, the Department of Community Development may require reseeding/revegetation of those areas where revegetation efforts have failed. The Department of Community Development shall determine compliance with this condition.
10. A site perimeter fence for all facilities shall be constructed and shall be detailed on the plans submitted for the building permit for each facility. The fencing shall be coated Sudan brown or approved equivalent in color. The fence around the terminal tank shall have slats of a similar color to minimize visual appearance. The Department of Community Development shall determine compliance with this condition.
11. The tanks and all associated exposed facilities shall be painted or coated Sudan brown or equivalent approved color. Control buildings will have a similar earth-tone exterior color. The Department of Community Development will determine compliance with this condition.
12. Surplus excavated materials that cannot be used on the project site for backfill or reclamation shall be disposed of either on Fish Springs Ranch property or in an approved landfill. Before material may be deposited at Fish Springs Ranch, plans shall be submitted to the Department of Community Development and the County Engineer for approval outlining the disposition of the materials, and shall detail the methods and/or products that will be taken or used to prevent wind and water erosion. Stockpiling excess material at Fish Springs Ranch for an indefinite period shall not be approved. Applicant shall spread the material over the land at the approved disposal site and shall revegetate the imported material on a continuous basis with a seed mix approved by the Washoe-Storey Conservation District or the BLM. The Department of Community Development shall determine compliance with this condition.
13. The use of straw bales for sedimentation and erosion control is prohibited. Alternative methods complying with the requirements of the Truckee Meadows Best Management Practices Handbook, the County Engineer, and Washoe County Health Department shall be used. The applicant shall prepare a reclamation /

noxious weed control plan. The use of topsoil for reclamation obtained where noxious weeds are present shall be in accordance with the reclamation / noxious weed control plan. Growth of noxious weeds on the reclaimed area shall be removed from the pipeline corridor prior to release on the performance bond required in Condition 9. The Department of Community Development and the District Health Department shall determine compliance with this condition.

14. The following conditions shall be completed to the satisfaction of the County Engineer:
 - a. A complete set of construction improvement drawings, including an on-site grading plan, shall be submitted when applying for a building/grading permit. Grading shall comply with best management practices (BMP's) and shall include detailed plans for grading, site drainage, erosion control (including BMP locations and installation details), slope stabilization, and mosquito abatement. Placement or removal of any excavated materials shall be indicated on the grading plan. Silts shall be controlled on-site and not allowed onto adjacent property.
 - b. For construction areas larger than one acre, the developer shall obtain from the Nevada Division of Environmental Protection a Stormwater Discharge Permit or Waiver for construction and submit a copy to the Engineering Division prior to issuance of a grading permit.
 - c. The developer shall complete and submit the Construction Permit Submittal Checklist and pay the Construction Stormwater Inspection Fee prior to obtaining a grading permit. The County Engineer shall determine compliance with this condition.
 - d. A grading bond of \$1,500/acre of disturbed area shall be provided to the Engineering Division prior to any grading.
 - e. Provide documentation of access and easements for the sites to the satisfaction of the County Engineer.
 - f. An approved occupancy permit shall be obtained from the Nevada Department of Transportation (NDOT), for access to, from, or under roads and highways maintained by NDOT and a copy of said permit sent to the Engineering Division.
 - g. A U.S. Army Corps of Engineers permit is required for crossing any waters of the U.S.
 - h. All disturbed areas in access easements shall be restored to at least preconstruction condition.
 - i. During construction, access easements shall remain open to allow for local and emergency traffic access.
 - j. The applicant shall obtain a street excavation permit from the Washoe County Engineering Division for all work in the County right-of-way.

15. The following conditions shall be completed to the satisfaction of the Department of Water Resources (DWR):
 - a. In accordance with the applicable ordinances, improvement plan checking and construction inspection fees shall be paid with the improvement plan submittal.
 - b. The Applicant shall submit water improvement plans to the DWR for review and approval. A Professional Engineer licensed to practice in the State of Nevada must design the improvement drawings.
 - c. DWR approved improvement plans shall be used for construction. The DWR will be responsible to inspect the construction of the water improvements or appurtenant facilities.
16. Construction activities within 500 feet of residences shall be limited to the hours of 7:00 AM to 6:00 PM Monday through Saturday.
17. Blasting within 1,000 feet of any residence shall require written notification to these residences by the applicant, with a copy of the notice submitted to the Department of Community Development, at least 3 days prior to the scheduled blasting. The Department of Community Development shall determine compliance with this condition.
18. Pumping and supplying water as described in this application shall not commence until a Water Resources Monitoring and Management Plan is approved by the State Engineer and implemented. The applicant or his successors shall strictly adhere to all requirements and controls contained in the Plan concerning the withdrawal of water and the monitoring program. The applicant shall submit a yearly report demonstrating compliance with this condition. The Department of Community Development shall determine compliance with this condition.

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Commissioner Sferrazza did not participate in the remainder of the meeting.

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9:37 p.m. The Board recessed.

9:47 p.m. The Board reconvened.

05-1306 2002 REGIONAL PLAN SETTLEMENTS

Melanie Foster, Legal Counsel, reviewed the hearing held with Justice Hardesty and said the Judge was informed this would not be completed by the end of the year. She stated a hearing had been scheduled for January 26, 2006.

Adrian Freund, Community Development Director, said staff from the County, the Cities of Reno and Sparks, and the Regional Planning Commission attempted to formulate the general nature of the Regional Plan amendments needed to implement the settlement agreement. He said staff worked on potential language for a Regional Plan policy amendment and worked on a map to firm up the Truckee Meadows Service Area (TMSA) boundary issues. Mr. Freund said the result was a joint staff report, which he outlined in detail to the Board. He indicated staff developed a notion of a longer-term growth strategy, which was on a parallel track of a potential public landfill that would begin to define federal land for potential development beyond the year 2030. Mr. Freund said, in discussion with the City of Sparks, it was intended a long-range future growth area would remain as a potentially freestanding community. He explained the City of Sparks was concerned about a major transportation corridor being defined that would reach the Pyramid Highway through the Pah Rah area towards the existing East Truckee Canyon sphere of influence area and become a long-range corridor route tying together the Reno Tahoe Industrial Center providing transportation and circulation to the City of Sparks. Mr. Freund noted the staff report did not deal with concurrency on how County services would be laid out in a facilities plan, and the service provider prior to new development receiving entitlements.

Commissioner Galloway asked that the St. James rollback be acknowledged as County TMSA and be reflected on the master map as County TMSA. Mr. Freund replied the County map indicated the Reno jurisdiction stopped just south of the Mt. Rose/Geiger Grade area.

Commissioner Humke commended the Community Development staff and the staffs from the Cities of Reno and Sparks for working together.

Commissioner Galloway stated a map was not an agreement, and the agreement was not itself an agreement without certain explanatory notes. He explained, in an attempt to work through issues, there was a list of explanatory notes identified by staff. He said the agreement was only good for 17 months, and then a policy would be needed in the Regional Plan to implement this agreement. He said it was important that one not be approved without the other. Commissioner Galloway stated a note would be included on the map indicating where the City of Reno TMSA did not invade the County TMSA unless the County agreed. He said a map or a Regional Plan Amendment could not be finalized without being consistent with various notes or agreements. Commissioner Galloway said it appeared on this map that post 2030 areas were not in the settlement. He suggested including a note explaining this was a settlement of intent on the part of each jurisdiction not inconsistent with the settlement.

Mr. Freund said staff needed direction from the Board and the negotiating teams of the other entities involving sensitive issues. He said each of the governing bodies and their staff were meeting with the Regional Transportation Commission (RTC) and looking at post 2030 planning for transportation corridors.

Chairman Weber asked if the explanatory draft was given to the City of Sparks. Commissioner Galloway replied it was forwarded to Mayor Martini. Mr. Freund noted the Mayor was on the list and prior to the December 6, 2005 staff meeting shared this with staff. Commissioner Galloway requested a copy be resent to the City of Sparks with the handwritten notes, and Mr. Freund concurred. Chairman Weber commended Commissioner Galloway on his efforts and commented he had been an asset to the County.

Chairman Weber requested a joint meeting be scheduled for January with the Cities of Reno and Sparks to hear a presentation on this subject.

**05-1307 ORDINANCE NO. 1279 - BILL NO. 1457 - AMENDING WCC
CHAPTER 15 - PURCHASING AND CONTRACTS
ADMINISTRATOR**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on December 2, 2005 to consider second reading and adoption of Bill No. 1457. 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. There being no response the Chairman closed the public hearing.

On motion by Commissioner Humke, seconded by Commissioner Larkin, which motion duly carried with Commissioner Sferrazza absent, it was ordered that Ordinance No. 1279, Bill No. 1457, entitled, “**AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY INCREASING THE AUTHORITY OF THE PURCHASING AND CONTRACTS ADMINISTRATOR FOR PURCHASE OF SUPPLIES AND SERVICES,**” be approved, adopted and published in accordance with NRS 244.100.

**05-1308 ORDINANCE NO. 1280 - BILL NO. 1458 - AMENDING WCC
CHAPTER 5 - FAMILY MEDICAL LEAVE ACT**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on December 2, 2005 to consider second reading and adoption of Bill No. 1458. 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. There being no response the Chairman closed the public hearing.

On motion by Commissioner Humke, seconded by Commissioner Larkin, which motion duly carried with Commissioner Sferrazza absent, it was ordered that Ordinance No. 1280, Bill No. 1458, entitled, “**AN ORDINANCE AMENDING VARIOUS PROVISIONS OF CHAPTER 5 OF THE WASHOE COUNTY CODE**”

TO AMEND THE METHOD FOR DETERMINING THE 12-MONTH PERIOD UNDER THE FAMILY MEDICAL LEAVE ACT (FMLA), PROVIDE A 60-DAY NOTIFICATION TO ALL EMPLOYEES OF THE CHANGE FROM A CALENDAR YEAR TO ANY 12-MONTH PERIOD, AND UPDATE THE WASHOE COUNTY FAMILY AND MEDICAL LEAVE POLICY TO INCLUDE CHANGING THE METHOD FOR TRACKING 12 WEEKS OF LEAVE DURING ANY 12-MONTH PERIOD,” be approved, adopted and published in accordance with NRS 244.100.

05-1309 GEIGER GRADE/TOLL ROAD INTERSECTION - QUIT CLAIM DEED - PUBLIC WORKS

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on December 1 and 2, 2005 to conduct a public hearing to consider objections, and other matters properly related thereto, on Washoe County’s intent to transfer a portion of Toll Road (approximately 4,112 square feet of County property) near the Geiger Grade/Toll Road intersection to the Regional Transportation Commission (RTC) necessary for the construction of the State Highway 341/Toll Road Intersection; possible approval of the transfer to RTC; and authorize the Chairman to execute the Quit Claim Deed for same.

The Chairman opened the public hearing by calling on anyone wishing to speak for or against the transfer. There being no response the Chairman closed the public hearing.

On motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the transfer of a portion of Toll Road (approximately 4,112 square feet of County property) near the Geiger Grade/Toll Road intersection to the RTC be approved. It was further ordered that Chairman Weber be authorized to execute the Quitclaim Deed.

REPORTS/UPDATES FROM COUNTY COMMISSIONERS

Commissioner Larkin said he attended the Truckee Meadows Water Authority (TMWA) meeting in November. He noted Washoe County would be last in the rotation for the 7th seat on the TMWA Board.

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There being no further business to come before the Board, the meeting adjourned at 10:30 p.m.

BONNIE WEBER, Chairman
Washoe County Commission

ATTEST:

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

*Minutes Prepared by
Jill Shelton, Deputy County Clerk
Stacy Gonzales, Deputy County Clerk*