

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

DECEMBER 20, 2005

PRESENT:

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

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

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

05-1313 AGENDA

Commissioner Galloway made the motion to approve the agenda for the December 20, 2005 regular meeting with Item 9 being moved before Item 8. Commissioner Larkin seconded the motion. Chairman Weber asked if anyone wanted to speak on the approval of the agenda.

Gary Schmidt, local resident, asserted it was prejudicial for the Board to make a motion and a second when there were persons wanting to make public comments on an action item. He requested the motion and the second be rescinded until after public comment, and he asked for a response to his request. Chairman Weber said he should continue because he only had a minute and thirty-five seconds left. Mr. Schmidt noted the Chair refused to respond to his request. He said he opposed the approval of this agenda item until Item 19, County Board of Equalization, was clarified because some agendas identified it as being pulled. He said the Board indicated at last week's meeting there would be additional discussion and action. He stated only the Board could pull this item; and, if it was pulled, it was done illegally through a serial meeting. He asserted the item should be opened to take public comments.

Sam Dehne, local resident, stated he agreed with Mr. Schmidt on taking a motion before public comment. He said the agenda mailed to him showed Item 19, but the agendas in the back showed it pulled. He agreed anyone wanting to speak on the item should be allowed to do so.

Chairman Weber apologized for not asking for public comment prior to entertaining a motion.

Katy Singlaub, County Manager, said her agenda did not have Item 19 marked as being pulled, which was the agenda typically used to advise people on pulled items. She stated the Board had not acted on the Item being pulled, so it remained on the agenda. Chairman Weber confirmed it was also on her agenda and the item would be opened.

Commissioner Galloway said the motion did not exclude Item 19. He asked for the vote.

On a call for the vote, the motion carried unanimously and Chairman Weber ordered that the agenda of the December 20, 2005 regular meeting be approved.

Later in the meeting during the consent agenda, Sam Dehne, local resident objected to the consent agenda concept because the consent agenda was created to handle mundane items, which would be up to \$10,000 to \$15,000. He stated items that were over that should have their own special agenda.

Gary Schmidt, local resident, objected to the consent agenda because of grouping dozens of items together under one item. He calculated each speaker could speak for nine seconds about each item of today's consent agenda, and he believed the public should be given the opportunity to speak on each and every item for three minutes.

Commissioner Sferrazza said it was previously indicated that if anyone wanted to speak on consent items, they could have separate discussion on each of the items. He commented, if 10 people spoke on each item in consent, it would take 900 minutes and 18 hours would be spent without the Board doing anything; and there has to be some limit.

Chairman Weber said there have been consent items on the agenda for many years. She said the Commissioners take the job seriously, they all do their homework, and they get the job done.

Commissioner Galloway said his understanding was there was one comment period for the consent agenda; however, the public could contact the Commissioners in advance requesting items to be pulled and submit written material. He believed it had to be done this way or there would be the potential of never getting through the consent agenda. He said the Board takes the responsibility for what items were controversial when they approve the consent agenda. He said, if items were buried in the consent that were important to the community, then the Board would have to take that responsibility.

05-1314 PROCLAMATION – RADON ACTION MONTH – JANUARY 2006

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

WHEREAS, On behalf of the citizens of Washoe County, the Washoe County District Board of Health is pleased to join with the American Lung Association in recognizing January 2006 as Radon Action Month in Washoe County; and

WHEREAS, In recognition that radon is a colorless, odorless, radioactive gas that may threaten the health of our citizens and their families; that radon is the second leading cause of lung cancer in the United States; that testing for radon is simple and inexpensive and identified radon problems can be fixed; and

WHEREAS, The Washoe County District Health Department and the American Lung Association are supporting efforts to encourage Washoe County residents to test their homes for radon, to have elevated levels of radon reduced, and to reveal the benefits of building radon resistant homes; now, therefore, be it

PROCLAIMED, That the Washoe County Board of Commissioners does hereby proclaim January 2006 as RADON ACTION MONTH in Washoe County and dedicates this month long observance to focusing attention on the importance of testing for and reducing levels in Washoe County homes now and throughout the year.

05-1315 RESOLUTION – RECOGNITION AND APPRECIATION TO BOB FULKERSON

Commissioner Sferrazza said he was honored to recognize one of his constituents, Bob Fulkerson, for receiving a national award from the Ford Foundation.

Mr. Fulkerson thanked the Commissioners for their recognition and public service and his family for their support.

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

RESOLUTION

WHEREAS, Mr. Bob Fulkerson, co-founder of the Progressive Leadership Alliance of Nevada (PLAN) in 1994, has been named a winner of Ford Foundation's Award for Leadership in a Changing World; and

WHEREAS, Bob Fulkerson and PLAN work with diverse citizens, not only in building bridges across class, race and regional differences, but in working together to build power; and

WHEREAS, PLAN uses research, public education, leadership development and grassroots organizing to find solutions and build support for them; and

WHEREAS, PLAN has an interest in keeping children fed, seeing Nevadans paid a decent wage with job security, protecting a woman's right to choose and in ensuring an ordinary citizen's right to hold elected office; and

WHEREAS, Bob Fulkerson exemplifies the finest qualities of public service leadership and works to address extraordinarily complex social problems giving hope for our Nation's future; and

WHEREAS, The Ford Foundation Award Program recognizes leaders or leadership teams across the United States who are tackling the Nation's most entrenched social and economic problems, finding solutions and helping to change lives; and

WHEREAS, Bob Fulkerson's leadership skill is a welcome reminder that people can make a difference; now, therefore, be it

RESOLVED, That the Board of Washoe County Commissioners extends its sincere appreciation to Mr. Bob Fulkerson for his admirable leadership and participation in PLAN, which has made a significant contribution to our future; and be it further

RESOLVED, That the Board wishes Bob every success and satisfaction in his future endeavors, both personal and professional.

05-1316 PUBLIC COMMENT

Chairman Weber reminded everyone that they would be conducting themselves with decorum and respect for one another. She advised 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. She said 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."

Guy Felton, local resident, voiced his opinion of Nevada's new Attorney General, George Chanos. He said he had not received a response from Mr. Chanos to the invitation to appear with him on a public television program to discuss an Open Meeting Law complaint ruling. He also discussed an Open Meeting Law opinion by Dick Gammick, District Attorney, regarding restrictions on free speech.

Katherine Snedigar, local resident, said the problem was civil obedience, not civil disobedience. She read from an Actual and Construction Notice of Misrepresentation regarding Kimberly Haywood's misrepresentation of facts on her Warm Springs Citizen Advisory Board application. She stated she was waiting for a written response.

Sam Dehne, local resident, objected to Mr. Hesson being ostracized and to the camera in the back of the room televising the backs of citizens, stating when the Board's "cronies" come up to speak, their front side was televised. He also objected to Commissioner Galloway making comments after a citizen sits down, so the citizen had no ability to retaliate. He commented on the agenda, stating Item 19 was pulled.

Terri Shannon, local resident, commented on her home's lack of water and asked why the County was not doing anything to resolve the problem by bringing the pipe 321 feet from her property line to the house. She said it was appalling that at last week's meeting she felt she was part of a circus and felt denigrated by the speakers before her. She stated she had a serious issue at her home and that was what this meeting was for. She said she was told last week she would be receiving a call, but she e-mailed the Commissioners at the end of the week when she had not received a call.

Chairman Weber acknowledged she had received the e-mail from Ms. Shannon and hoped Ms. Shannon would get a phone call today.

2:40 p.m. Commissioner Humke temporarily left the meeting.

Gary Schmidt, local resident, said he empathized with Ms. Shannon because his phone calls were also not returned. He said Commissioner Galloway had a tendency to comment without verifying the facts; and he reiterated his comments about the Board of Equalization item being pulled, indicating he had given copies of the agenda to the Commissioners. He stated he had informed the people from Incline Village that were interested in the item that it was pulled, and he believed Item 19 could not be acted upon today.

Juanita Cox, local resident, said she appreciated the change in how the Chair and the Commissioners handled speakers, which indicated that speakers were valued in the process. She indicated she was upset with Ms. Shannon's not having water. She stated she would be submitting an Affidavit of Facts regarding the November 8th meeting.

COMMISSIONERS'/MANAGER'S ANNOUNCEMENTS

Katy Singlaub, County Manager, said staff had sent out another agenda that she was not aware of; and she requested staff make her aware of changes so there would not be this kind of confusion at the dais again. She stated new copies of the agenda were placed in the back of the chamber that did not indicate Item 19 was pulled and apologized for the confusion that had occurred.

In response to Chairman Weber, Ms. Singlaub said the agenda adopted also did not reflect Item 19 as being pulled. She stated she had called Steve Bradhurst, Water Resources Director, immediately after Terri Shannon's comments; and he indicated he would be sending the Commissioners a full report on the efforts to communicate with Ms. Shannon going back several years. Mr. Bradhurst said staff had urged her to deepen her well, and the County was absolved from having any impact on her closest neighbor's well having to be deepened when it went to the Well Mitigation Board. Ms. Singlaub said staff was asked to call her, and they need to do so.

Commissioner Larkin confirmed that the County's web site showed Item 19 as pulled since last Thursday.

Commissioner Galloway apologized for the confusion and said the Board can only act on the facts before them. He said he clarified the motion before the vote was taken to indicate Item 19 was not pulled. He noted the Chair had shown commendable tolerance, but he believed insulting remarks disrupt meetings. He said one person made insulting remarks towards someone not in the room; but if the remarks were made towards someone in the room, that would be called picking a fight. He believed there should be some response, if it was bad enough, but right now the Board did not seem to be responding at all, which was going from one extreme to another.

3:51 p.m. Commissioner Humke returned to the meeting.

Commissioner Sferrazza said he disagreed with Commissioner Galloway's comments because people have the freedom to criticize, and it was part of an elected official's job to take criticism. He said it was made clear in the New York Times versus Sullivan suit that someone cannot sue for libel or slander unless it was clearly with reckless disregard for the truth. Commissioner Sferrazza said the First Amendment comes into play when the meetings were opened to public comment.

In response to Commissioner Sferrazza, Melanie Foster, Legal Counsel, advised the Board to take public comment on Item 19, but continue to the next meeting the filling of the one alternate position on the first panel of the Board of Equalization.

Commissioner Larkin commented on the success of the first mediation meeting on open grazing in the Warm Springs Valley area and commented on Flood Control Awareness Week that was ending today.

Commissioner Humke gave credit to Naomi Duerr, Truckee River Flood Management Project Director, and Dan Gustin, who is on the Truckee River Flood Project Coordinating Committee, for the media campaign during Flood Control Awareness Week. Councilmember Gustin had a hand in designing the campaign, which the committee determined to be a key part in communicating with the public on how their tax dollars were being spent.

Chairman Weber thanked the Reed High School Intermezzo Choir for its performance in the foyer and advised Channel 17 would rebroadcast the performance. She requested the Northern Nevada Red Cross executive director provide the Board with an update on hurricane Katrina relief efforts and possible funding to help the local chapter. Chairman Weber wanted staff to look at ways to communicate between this area and Gerlach. She also requested an update from Mr. Bradhurst on the Verdi Water Settlement in January 2006. Chairman Weber commented on her experiences on being the Chair for the past year and said she appreciated all who came before the Board.

Commissioner Larkin commented on the difficulty of running a meeting and keeping sensitive to the public. He said he applauded Chairman Weber in her restraint and sensitivity and said the Chair had done a commendable job during difficult times over the last 12 months.

05-1317

**APPEARANCE – CHUCK ALVEY – ECONOMIC
DEVELOPMENT AUTHORITY OF WESTERN NEVADA**

Chuck Alvey, Economic Development Authority of Western Nevada (EDAWN) Executive Director, stated he was there to enlist the Commission's participation in working with EDAWN and its partners to continue providing world-class customer service to businesses that were inquiring on relocating to this region. He said that same level of customer service was provided to existing businesses through the Business Builders program and discussed the results of the surveys of local companies. Mr. Alvey said a lot had been accomplished in the last few years with a state wide marketing coalition to change the image of the region, which had been reflected in the ranking in INC magazine and others.

Mr. Alvey said the 57 people on the Board of Trustees represented the private sector, education, and government; and the Trustees recognized the success EDAWN had in diversifying and building the economy and in changing the area's image.

Mr. Alvey addressed what the area was envisioned to become in five to ten years as depicted in the EDAWN Target 2010 Project chart prepared by the consultant, AngelouEconomics, which was placed on file with the Clerk. He said the project would take eight months starting in October. He stated phase one was completed and encouraged everyone to go to www.Target2010.org where the project's progress could be tracked and surveys taken. He commented on the project's other phases and that the final report would be submitted by AngelouEconomics. He said EDAWN currently measured its success by economic impact. He stated the Board of Trustees wanted to know what more could companies do for the community. He said EDAWN was developing the Community Contribution Tracking System with AngelouEconomics to track the standard of excellence in the community for companies to donate, to give back, to be involved, and to contribute more than just jobs and wages. He commented AngelouEconomics would have an evaluation plan that would be updated annually.

Sam Dehne, local resident, objected to the Sierra Nevada Community Access Television (SNCAT) camera placement. Commissioner Humke interrupted stating the speaker was not on topic. Mr. Dehne continued stating his main objection to EDAWN was that meetings should be conducted in the open with a full agenda because they received a large amount of tax dollars. He objected to any Commissioners being on the EDAWN board. He suggested there be oversight on the targeted industries to make sure they were good citizens.

Gary Schmidt, local resident, said Mr. Dehne had brought up issues regarding the EDAWN meetings that he had not previously considered that Mr. Alvey should look into. He praised his contacts with EDAWN as being professional and productive. Mr. Schmidt suggested EDAWN target the United States Geological Survey for possible relocation to the Reno area from Palo Alto, California.

Chairman Weber stated this was an opportunity for the Commission to have a member sitting at the table. She said Commissioner Larkin would do a fine job, and the County Manager should consider being the alternate.

In response to Commissioner Sferrazza, Katy Singlaub, County Manager, said Item 8I(2) was not an increase in funding to EDAWN; but pursuant to the Board's direction on how contributions were made by the County, they would be funded through a grant contract that explained what they would perform for the funds being allocated.

Commissioner Larkin said he appreciated Chairman Weber's support and would like the opportunity to serve. He said he was very excited with the approach of AngelouEconomics toward the region's economic development.

Commissioner Galloway stated he could not serve because of other commitments, but he would prefer that two Commissioners served on EDAWN. He said he would like to see someone from the Planning Commission appointed if an elected official could not serve. He explained there had to be a connection between what was desirable for the economy and the planning decisions made. He said, if development were facilitated by zoning intensification, it should be done for industries that benefit the area the most; and, if an industry or an activity was not paying its own way, life should not be made easy by issuing new zoning or permits. He said he was not suggesting taking away entitlements that already exist, but new decisions should have more scrutiny.

Commissioner Sferrazza said he favored two Commissioners since this was a policy board, not an administrative board. He said historically it was elected officials that served from the County and the Cities.

Commissioner Galloway said he would entertain a motion with Commissioner Sferrazza as the alternate. Commissioner Sferrazza replied he had no idea when the meetings would be held.

On motion by Commissioner Humke, seconded by Commissioner Sferrazza, which motion duly carried, it was ordered that Commissioner Larkin be added to the EDAWN Project Steering Committee and Ms. Singlaub be added as an alternate.

Commissioner Humke suggested this issue be revisited in 12 months. Mr. Alvey said the steering committee only had five more meetings; then it would cease to exist, and anyone could attend the remaining meetings.

3:42 p.m. Commissioner Humke temporarily left the meeting during the discussion, public comment, and voting on the consent agenda.

05-1318 MINUTES

On motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the minutes of the regular meetings of November 8 and 15, 2005 and the special meeting of November 14, 2005 be approved.

**05-1319 EXPENDITURES – COMMISSION DISTRICT 3 RESOLUTION –
GREAT BASIN GROUP OF THE SIERRA CLUB – COMMISSION
DISTRICT 4 – WARM SPRINGS PROPERTY OWNERS
ALLIANCE – MANAGER**

Katherine Snedigar, local resident, objected to the funding of the Warm Springs Property Owners Alliance community cleanup. She stated it was provided to members of the Alliance and was not advertised. She said this was not a community cleanup, but a Warm Springs Property Owners Alliance private cleanup.

On motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the expenditure from the County Commission District 4 Special Funding Account in the amount of \$400 to the Warm Springs Property Owners Alliance to assist with expenses incurred through Waste Management for their community cleanup held October 14-16, 2005 be approved. It was noted no resolution was necessary.

It was further ordered that the expenditure from the County Commission District 3 Special Funding Account in the amount of \$675 to the Great Basin Group of the Sierra Club to assist in paying for use of the Ranch House at Bartley Ranch for nine

monthly educational program meetings be approved and Chairman Weber be authorized to execute the following resolution for the same:

RESOLUTION –Authorizing the Grant of Public Money to Great Basin Group of the Sierra Club

WHEREAS, NRS 244.1505 provides that a board of county commissioners may expend money for any purpose which will provide a substantial benefit to the inhabitants of the county and that a board may make a grant of money to a private organization, not for profit, or to a governmental entity, to be expended for a selected purpose; and

WHEREAS, The Board of Commissioners of Washoe County has determined that a certain amount of money is available in Fiscal Year 2005/2006, to make a grant of money to Great Basin Group of the Sierra Club to assist in paying for use of the Ranch House at Bartley Ranch for nine monthly educational program meetings and that by providing this grant of money, a substantial benefit will be provided to the inhabitants of Washoe County; now, therefore, be it

RESOLVED, By the Board of Commissioners of Washoe County that the Board hereby grants to Great Basin Group of the Sierra Club, a grant for Fiscal Year 2005/2006 in the amount of \$675.

**05-1320 COMMISSION DISTRICT 5 FUND TRANSFER – WASHOE
COUNTY CONNECTIONS NEWSLETTER MAILING COSTS –
VERDI AND MOGUL RESIDENTS – COMMUNITY RELATIONS**

On motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the fund transfer from the Commission District 5 Funds in the amount of \$394.46 to Community Relations for additional mailing costs of the Washoe County *Connections* newsletter and newsletter insert to Verdi and Mogul residents only be approved.

**05-1321 COMMISSION DISTRICT 3 FUND TRANSFER – WASHOE
COUNTY CONNECTIONS NEWSLETTERS MAILING COSTS –
COMMUNITY RELATIONS**

Commissioner Sferrazza said he was concerned the County was paying the standard presort rate to mail the newsletters and asked staff to review if the County could qualify for the nonprofit rate; and, if not, the County should form a nonprofit corporation to do the mailings, which would result in a significant savings for the taxpayers.

On motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the fund transfer from the Commission District 3 Funds in the amount of \$3,802.54 to Community Relations to reimburse the additional mailing costs of the Washoe County *Connections* newsletters be approved.

05-1322 EQUIPMENT UTILIZATION AUDIT REPORT – INTERNAL AUDIT

Commissioner Larkin said the executive summary intimates that the Board of County Commissioners does not accept all donated capital assets. He requested it be agendized if that was a policy change the Board needed to make. Katy Singlaub, County Manager, responded that it was the policy and the law that everything should come to the Board, the audit report was reporting that was not currently the procedure and practice, and it needed to be the practice.

Upon recommendation of Bill Mikawa, Internal Audit Manager, through Ms. Singlaub, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the Equipment Utilization Audit Report be accepted.

05-1323 INTERLOCAL CONTRACTS/COOPERATIVE AGREEMENT AUDIT REPORT – INTERNAL AUDIT

Upon recommendation of Bill Mikawa, Internal Audit Manager, through Katy Singlaub, County Manager, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the Interlocal Contracts/Cooperative Agreement Audit Report be accepted.

05-1324 GRANT AWARD – UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE – SHERIFF

Sam Dehne, local resident, said he hoped the capital projects did not include eavesdropping.

Upon recommendation of Diane Nicholson, Undersheriff, through Dennis Balaam, Sheriff, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the grant award in the amount of \$286,440, with no County match, from the United States Department of Justice, Bureau of Justice Assistance for training, capital projects, SWAT/DRT supplies and modular workstations be accepted and the Budget Division be directed to make the following budget adjustments:

Account	Description	Amount
Increase Revenue:		
10519-431100	FFY 2005 SCAAP – Federal Contributions	\$286,440

Account	Description	Amount
Increase Expenditures:		
10519-710509	FFY 2005 SCAAP – Seminars Meeting	\$ 50,000
10519-781002	FFY 2005 SCAAP – Buildings & Improvements >\$10,000	125,000
10519-710205	FFY 2005 SCAAP – Repairs/Maintenance	15,000
10519-710312	FFY 2005 SCAAP – Special Department Expense	15,000
10519-711504	FFY 2005 SCAAP – Equipment <\$10,000	81,440

05-1325 CASH DONATIONS – WASHOE COUNTY FAMILY PEACE CENTER – SECOND JUDICIAL DISTRICT COURT

Upon recommendation of Stefanie Waksman, Program Coordinator, through Ron Longtin, District Court Administrator, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the following cash donations for \$1,150 be accepted with the gratitude of the Board and the Washoe County Family Peace Center expend these funds to benefit children and families who use the services of the Washoe County Family Peace Center.

<u>Donor</u>	<u>Cash Donation Amount</u>
Mihaylov & Dhingra Enterprises, LLC	\$300.00
Sylvia Fernandez and Martin Ruelas	\$50.00
Carlos Segura Navarro	\$300.00
Juan R. Segura and Araceli Segura	\$300.00
Carlos Sequra Navarro	\$200.00

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

Account	Amount
120351-48400	(\$1,150)
120531-710300	(\$1,150)

05-1326 RECLASSIFICATION REQUESTS – HUMAN RESOURCES

Upon recommendation of Joanne Ray, Human Resources Director, through John Berkich, Assistant County Manager, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the following reclassification requests submitted through the job evaluation and classification process be approved:

Reclassification of Existing Positions:

Department	Current Position	Pay Grade	Recommended Job Class	New Pay Grade
Public Guardian	Guardian Case Manager	LL	Guardian Case Specialist	II
WINnet	IT Systems Support Developer II	N(O)	Senior IT Systems Support Developer	PP

Pay Grade	Hourly Rate	Annual Salary
I	\$18.68 - \$24.27	\$38,854.40 - \$50,481.60
L	\$22.58 - \$29.34	\$46,966.40 - \$61,027.20
N(O)	\$26.49 - \$34.43	\$55,099.20 - \$71,614.40
P	\$28.14 - \$36.57	\$58,531.20 - \$76,065.60

05-1327 DIVERSITY STRATEGIC PLAN – HUMAN RESOURCES

Upon recommendation of Kim Gunn, Management Fellow, and Joanne Ray, Human Resources Director, through John Berkich, Assistant County Manager, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the Washoe County Diversity Strategic Plan be approved.

05-1328 APPOINTMENT – ORGANIZATIONAL EFFECTIVENESS COMMITTEE – MANAGEMENT SERVICES

On motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that Gregory Peek be appointed as a District 5 representative to the Organizational Effectiveness Committee with a term from January 1, 2006 to December 31, 2008.

05-1329 GRANT AGREEMENT AND RESOLUTION – ECONOMIC DEVELOPMENT AUTHORITY OF WESTERN NEVADA – GRANTS ADMINISTRATOR

Sam Dehne, local resident, commented on the Economic Development Authority of Western Nevada's (EDAWN) request for funds.

In response to Commissioner Sferrazza, Katy Singlaub, County Manager, said this was the total amount of funding to EDWAN for the current fiscal year; and it was the same amount that was given to EDAWN for the last two years.

Upon recommendation of Gabrielle Enfield, Grants Administrator, through John Slaughter, Management Services Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with

Commissioner Humke absent, it was ordered that the Grant Agreement with the Economic Development Authority of Western Nevada in the amount of \$37,500 for fiscal year 2005/06 to support economic development activities in Washoe County be approved and Chairman Weber be authorized to execute the following resolution:

RESOLUTION – Authorizing grant of funds to the Economic Development Authority of Western Nevada

WHEREAS, pursuant to NRS 244.1505, Washoe County may expend money for any purpose which will provide a substantial benefit to the inhabitants of the county; and

WHEREAS, Washoe County desires to provide money to the Economic Development Authority of Western Nevada (EDAWN) to support economic development efforts including Recruitment Efforts, Business Retention and Expansion, and Target Industry and Skill Set Study.

WHEREAS, Washoe County finds that these economic development services provide a substantial benefit to the inhabitants of the county;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY, that the Board hereby enters into the Grant Agreement, placed on file with the Clerk, to provide funds to the Economic Development Authority of Western Nevada for the purposes set forth in the Grant Agreement.

05-1330 JOINDER – STATE OF NEVADA CONTRACT – SBC NEVADA BELL – DIGITAL CENTREX SERVICE – PURCHASING

Upon recommendation of Michael Sullens, Senior Buyer, through John Balentine, Purchasing and Contracts Administrator, and Tom Gadd, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the County joining on a State of Nevada contract with SBC Nevada Bell for the continued provision of Digital Centrex Service (DCS) be approved and the Purchasing and Contracts Administrator be authorized to execute the contract for the same at the rate of \$14.47 per line per month for an estimated total of \$153,324.12.

05-1331 AWARD OF BID – BID NO. 2411-06 – NEAX 2400 TELEPHONE SYSTEM CARDS AND TERMINAL EQUIPMENT – MILLS LANE JUSTICE CENTER – TELECOMMUNICATIONS/PURCHASING

This was the time to consider award of Bid No. 2411-06 for the NEAX 2400 Telephone System Cards and Terminal Equipment for the Telecommunications Division of the Public Works Department. The Notice to Bidders for receipt of sealed bids was published in the *Reno Gazette-Journal* on November 11, 2005. Proof was made

that due and legal Notice had been given.

Bids were received from the following vendors:

Federal Telecommunications, Inc.
Forerunner Telecom
NEC Unified Solutions, Inc.

Upon recommendation of Michael Sullens, Senior Buyer, through John Balentine, Purchasing and Contracts Administrator and Tom Gadd, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that Bid No. 2411-06 for the NEAX 2400 Telephone System Cards and Terminal Equipment for the Mills Lane Justice Center be awarded to NEC Unified Solutions, Inc. in the net amount of \$65,287.70 on behalf of the Telecommunications Division of the Public Works Department.

**05-1332 FURNITURE PURCHASE – MILLS LANE JUSTICE CENTER –
STATE OF NEVADA CONTRACT – 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 Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that furniture purchases, utilizing existing State of Nevada contracts for the new Mills B. Lane Justice Center, from Reno Business Interiors in the amount of \$37,500 and Advanced Office Interiors, Inc. in the amount of \$44,000 be approved.

**05-1333 SIGNAGE PURCHASE – MILLS LANE JUSTICE CENTER –
INNERFACE SIGN SYSTEMS, INC. – PUBLIC WORKS**

Upon recommendation of Roger Van Alyne, Deputy Public Works Director, through Tom Gadd, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the signage purchase for the Mills B. Lane Justice Center from Innerface Sign Systems, Inc. in the amount of \$31,500 be approved and the Public Works Director be authorized to execute the necessary documents. It was noted that the total cost was approximate as the quantities might change slightly upon final ordering.

**05-1334 LEASE AGREEMENT – KEEP TRUCKEE MEADOWS
BEAUTIFUL – PUBLIC WORKS**

Upon recommendation of Mike Turner, Facility Management Division Director, through Tom Gadd, Public Works Director, on motion by Commissioner

Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the 12-month lease agreement between Washoe County and Keep Truckee Meadows Beautiful, a Nevada nonprofit corporation, for use of space in the Jesch property at Anderson Park and for such other terms and conditions as provided therein for the term January 1, 2006 through December 31, 2006 be approved.

**05-1335 LEASE AGREEMENT – NEVADA LAND CONSERVANCY –
PUBLIC WORKS**

Upon recommendation of Mike Turner, Facility Management Division Director, through Tom Gadd, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the 12-month lease agreement between Washoe County and the Nevada Land Conservancy, a Nevada nonprofit corporation, for use of space in the Jesch property at Anderson Park and for such other terms and conditions as provided therein for the term January 1, 2006 through December 31, 2006 be approved.

**05-1336 LEASE AGREEMENT – TRUCKEE MEADOWS TRAILS
ASSOCIATION – PUBLIC WORKS**

Upon recommendation of Mike Turner, Facility Management Division Director, through Tom Gadd, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the 12-month lease agreement between Washoe County and the Truckee Meadows Trails Association, a Nevada nonprofit corporation, for use of space in the Jesch property at Anderson Park and for such other terms and conditions as provided therein for the term January 1, 2006 through December 31, 2006 be approved.

**05-1337 LEASE AGREEMENT – STATE OF NEVADA, DIVISION OF
STATE LANDS, DEPARTMENT OF ADMINISTRATION –
WAREHOUSE SPACE – PUBLIC WORKS**

Upon recommendation of Mike Turner, Facility Management Division Director, through Tom Gadd, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the 60-month lease agreement between Washoe County and the State of Nevada, Division of State Lands, on behalf of the Department of Administration, to provide continued occupancy of warehouse space located at 2250 Barnett Way, Reno, Nevada from January 1, 2006 through December 31, 2010 for an annual lease cost of \$48,720, be approved.

05-1338 STATUS REPORT – TRUCKEE RIVER FLOOD MANAGEMENT PROJECT

Upon recommendation of Naomi Duerr, Truckee River Flood Management Project Director, and Paul Urban, Truckee River Management Project Manager, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the status report on the Truckee River Flood Management Project be accepted.

05-1339 EXPENDITURE – REGIONAL WATER MANAGEMENT FUND – INTERLOCAL AGREEMENT – CITY OF RENO – LOW IMPACT DEVELOPMENT DESIGN WORKSHEETS – REGIONAL WATER PLANNING COMMISSION

Upon recommendation of the Regional Water Planning Commission, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, it was ordered that the expenditure, not to exceed \$61,000, from the Regional Water Management Fund be approved. It was further ordered that Chairman Weber be authorized to execute the Interlocal Agreement with the City of Reno to partially fund the development of the Low Impact Development Design Worksheets and a program to educate design firms and community development staff in their use.

05-1340 WATER SALE AGREEMENT - WATER RIGHTS DEED – TRUCKEE MEADOWS WATER AUTHORITY – CHRIS AND PRISCILLA BENDER – WATER RESOURCES

Upon recommendation of Vahid Behmaram, Water Rights Manager, and Paul Orphan, Engineering Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, it was ordered that the conveyance of 0.85 acre-feet of water rights from the Truckee Meadows Water Authority (TMWA) to Washoe County in support of the Chris and Priscilla Bender residence and the associated Water Sale Agreement leasing said water rights back to TMWA be approved. It was further ordered that Chairman Weber be authorized to execute the Water Rights Deed and Water Sale Agreement and the Engineering Manager be directed to record both documents.

05-1341 INTERLOCAL AGREEMENT – TAHOE REGIONAL PLANNING AGENCY – PATHWAY 2007 PLANNING PROCESS – COMMUNITY DEVELOPMENT

Juanita Cox, local resident, commented in the interest of disclosure, on County Manager Katy Singlaub's husband, John Singlaub, Tahoe Regional Planning Agency Executive Director, being a signer on this item.

Upon recommendation of Adrian Freund, Community Development Director, through Michelle Poché, Assistant County Manager, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the interlocal agreement between Washoe County and the Tahoe Regional Planning Agency (TRPA) to provide resource support for the preparation of documents leading to the update of the TRPA Regional Plan and the Washoe County Plan in conjunction with the Pathway 2007 Planning Process up to \$10,000 from currently budgeted funds in Community Development be approved.

05-1342 CORRECTION OF FACTUAL ERRORS - ASSESSOR

Upon recommendation of Susan Goodlett, Principal Account Clerk, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, it was ordered that the following Roll Change Requests correcting factual errors and the Order directing the Treasurer to correct the error be approved and Chairman Weber be authorized to execute the same:

PROPERTY OWNER	PARCEL/ ID NO.	AMOUNT	ROLL
Washoe Medical Center South Meadows	2/161-288	[-\$72,076.06]	2004 Unsecured
Roman Catholic Bishop of Reno	162-010-13	[-\$64,961.53]	2004 Secured
Caughlin Ranch Homeowner's Assn	041-244-06	[-\$15,840.01]	2003/04 Secured
McQueen Crossing LLC	202-052-07	[-\$7,740.58]	2005 Secured
Matthew & Lisa L. Riecken	152-454-05	[-\$6,226.30]	2005 Secured
James T. Madigan III	2/022-084	[-\$5,898.32]	2004 Unsecured
Caughlin Ranch Homeowner's Assn	041-244-06	[-\$2,704.50]	2005/06 Secured
Caughlin Ranch Homeowner's Assn	041-244-06	[-\$2,630.97]	2004/05 Secured
Paul & Catherine MacDonald	082-451-23	[-\$2,096.11]	2005 Secured
Paul & Catherine MacDonald	082-451-23	[-\$986.40]	2004 Secured
Woodland Village Phase 12 LLC	556-420-10	[-\$1,259.88]	2005 Secured
AAT Communications	084-140-34	[-\$1,208.44]	2005 Secured
AAT Communications	084-140-34	[-\$1,110.02]	2004 Secured
AAT Communications	084-140-34	[-\$1,110.02]	2003 Secured
Steven F. & Therese M. Baldwin	122-215-14	[-\$783.18]	2005 Secured
Silver Wolf 815 LLC	142-181-07	[-\$592.76]	2005 Secured
Subway	2/210-150	[-\$622.18]	2002 Unsecured
Ristorante Placido	2/210-567	[-\$583.41]	2004 Unsecured
Gregg J. & Linda M. Mollins	130-212-09	[-\$571.59]	2005 Secured
David J. & Claudia A. Thompson	130-241-61	[-\$582.27]	2005 Secured
Subway	2/210-150	[-\$547.91]	2003 Unsecured
Subway	2/210-150	[-\$539.76]	2004 Unsecured
Mobile Home Realty	32/16-545	[-\$519.67]	2005 Unsecured
D C S Image & Sound	2/103-456	[-\$442.07]	2003 Unsecured

PROPERTY OWNER	PARCEL/ ID NO.	AMOUNT	ROLL
Sparks McCarran LLC	2/341-100	[-\$228.22]	2004 Unsecured
C Street Ventures / LLC	033-301-09	[-\$180.28]	2005 Secured
C Street Ventures / LLC	033-301-09	[-\$102.17]	2004 Secured
James C. and Lou Ann Wilson	504-041-06	[-\$132.18]	2004/05 Secured
Bubbleman	2/142-120	[-\$123.67]	2003 Unsecured
S B C Global Services Inc.	2/191-353	[-\$116.59]	2004 Unsecured
Yone Summers TR	041-091-11	[-\$115.15]	2002 Secured
Yone Summers TR	041-091-11	[-\$114.38]	2003 Secured
Yone Summers TR	041-091-11	[-\$108.05]	2004 Secured
Watersedge Music Ministry	2/107-637	[-\$104.42]	2003 Unsecured
Watersedge Music Ministry	2/107-637	[-\$96.76]	2004 Unsecured
Buffs Sharp All Shop	2/149-016	[-\$96.61]	2001 Unsecured
Citicorp Leasing Inc.	2/190-057	[-\$97.54]	2004 Unsecured
Evan & Juliann Marchant	030-204-06	[-\$86.34]	2005 Secured
Mark F. & Diana L. Rea	087-373-39	[-\$82.70]	2005 Secured
Mark F. & Diana L. Rea	087-373-39	[-\$93.49]	2004 Secured
Mark F. & Diana L. Rea	087-373-39	[-\$92.57]	2003 Secured
Marx Terri Margaret Trustee	31/14-403	[-\$66.51]	2005 Unsecured
Expresso To Go	2/210-345	[-\$43.90]	2002 Unsecured
Andrew E. Robinson CPA	2-173-330	[-\$42.53]	2004 Unsecured
Florence Lorton	31/06-804	[-\$40.11]	2005 Unsecured
Jai P. Narayan	2/022-037	[-\$39.02]	2001 Unsecured
Expresso To Go	2/210-345	[-\$38.84]	2003 Unsecured
Expresso To Go	2/210-345	[-\$38.25]	2004 Unsecured
Boulevard Motors Ltd	2/109-476	[-\$36.17]	2004 Unsecured
Robert & Norma Fink	31/11-396	[-\$33.84]	2005 Unsecured
Grant & Melody Luetkehans	002-181-02	[-\$33.33]	2004 Secured
Grant & Melody Luetkehans	002-181-02	[-\$33.21]	2002 Secured
Grant & Melody Luetkehans	002-181-02	[-\$32.96]	2003 Secured
K. M. Estacio	31/13-692	[-\$22.97]	2005 Unsecured
David Humke	2/171-264	[-\$22.48]	2003 Unsecured
Space Era MH Park	31/08-548	[-\$21.77]	2005 Unsecured
General American Properties	31/09-948	[-\$20.44]	2005 Unsecured
David Humke	2/171-264	[-\$19.27]	2003 Unsecured
Ronald W. Johnstone	550-163-18	[-\$0.00]	2005 Secured

**05-1343 NEVADA COMMISSION ON ECONOMIC DEVELOPMENT -
LETTERS OF SUPPORT – FINANCE**

John Hull, Senior Fiscal Analyst, said the Legislature amended the statute affecting the incentives involving property tax abatements to encourage companies to either move to Northern Nevada or expand existing operations. He said the Commission on Economic Development was now required to ask for a letter of acknowledgement

from the local government affected by the diversion of property tax. He said direction was being sought regarding whether to send a letter of acknowledgement or to express support.

3:48 pm. Commissioner Humke returned to the meeting.

Commissioner Galloway mentioned a complicated matrix noting not all requests were included in the report. Mr. Hull said a list of every company, except one, that had received the property tax abatement was included in the table. The one omitted was out of compliance. Commissioner Galloway commented it would be difficult to get behind the companies without more information.

Katy Singlaub, County Manager, said the timely receipt of notifications in order to be agendized was a problem; and it might be helpful to come together at another time.

Commissioner Larkin said he would like input from the Economic Development Authority of Western Nevada (EDAWN) at a future workshop and noted a competitive environment needed to be created.

Commissioner Sferrazza said he was opposed to the abatements stating it interfered with a free market system because it could cause the subsidizing of a new business against existing businesses and because there was no guarantee of average hourly rates being above the existing. He wondered why the environment was being sold cheap and thought businesses would move to the area even without incentives.

Mr. Hull said a specific average wage was required of every business that received the incentive and noted two companies that chose Nevada over Arizona due to the incentives.

Ms. Singlaub said a meeting would be set up with EDAWN and the Commission on Economic Development for further discussion.

Commissioner Humke thought a workshop would be a better forum for discussion on this complicated issue and noted the County should provide input.

In response to Commissioner Galloway, Mr. Hull said notifications were ongoing; and there was no deadline for response. Commissioner Galloway said he would like to see a comprehensive value added analysis.

Sam Dehne, local resident, said it was double jeopardy with no corporate or inventory tax. He wondered what was left to abate. He said the companies come here, but that creates a greater need for services.

4:04 p.m. Commissioner Larkin temporarily left the meeting.

Juanita Cox, area resident, said this would impact the area considerably. She said the needy needed the help rather than the corporations and noted this was part of why people were moving to other counties.

Gary Schmidt, Washoe County resident, discussed the quality of life and economic development.

On motion by Commissioner Sferrazza, seconded by Commissioner Humke, which motion duly carried with Commissioner Larkin absent, Chairman Weber ordered that the discussion and possible direction to staff regarding Washoe County's response to requests for letters of support from the Nevada Commission on Economic Development through EDAWN, regarding property tax and sales tax abatements/deferrals to promote economic development be continued to a future workshop.

**05-1344 ORDINANCE NO. 1281 – BILL NO. 1460 – ADDING CHAPTER 11
– CREATING DEPARTMENT OF ALTERNATIVE SENTENCING**

4:00 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on December 9, 2005 to consider second reading and adoption of Bill No. 1460. 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.

4:11 p.m. Commissioner Larkin returned to the meeting.

Judge Harold Albright, Justice of the Peace, Department 4 of the Reno Justice Court, requested the Board adopt the ordinance.

Judge Edward Dannan, Justice of the Peace, Department 2 of the Reno Justice Court, said existing staff would become part of the newly formed department and noted an Attorney General's opinion would be forthcoming.

Sam Dehne, area resident, said he was in favor of the new department and discussed the Attorney General's office.

Katherine Snedigar, Washoe County resident, said in general it was a good idea, but she was opposed to the fees to be paid by probationers. She also discussed probation officers and supervision.

Juanita Cox, local resident, said she was against the District Attorney's involvement. She expressed concern with fees paid by probationers.

Judge James Van Winkle, Chief Judge of the Reno Municipal Court, said he favored the ordinance.

C. J. Brown, Supervisor of Alternative Sentencing, said there was confusion between her office and Parole and Probation and clarified her office's responsibilities.

Chairman Weber closed the public hearing.

Commissioner Humke noted the statutory purpose of an alternative sentencing department was to provide a program of supervision for probationers convicted of a misdemeanor under sentence of the justice and municipal courts. He mentioned some fees for drug and alcohol testing were fees for service. He said this department was being created to help people stay out of jail, which allowed a person to keep their job; and the \$40 per month fee for supervision services was a fair exchange.

Commissioner Sferrazza said this was a win-win situation for the taxpayers and defendants, noting the defendants were able to stay out of jail and taxpayers saved money on jail expenditures that would otherwise be incurred.

Commissioner Galloway said this was an extension of services that worked and relieved the pressure on the jail.

On motion by Commissioner Sferrazza, seconded by Commissioner Humke, which motion duly carried, Chairman Weber ordered that Ordinance No. 1281, Bill No. 1460, entitled, "**AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY ADDING A NEW CHAPTER 11 CREATING THE DEPARTMENT OF ALTERNATIVE SENTENCING, CREATING POSITION OF CHIEF OF DEPARTMENT, SPECIFYING QUALIFICATIONS OF THE CHIEF OF THE DEPARTMENT, AUTHORIZING THE HIRING OF ASSISTANTS AND OTHER EMPLOYEES BY THE CHIEF OF THE DEPARTMENT, SPECIFYING THE DUTIES OF THE DEPARTMENT, IMPOSING FEES TO BE PAID BY PROBATIONERS FOR THE COST OF THEIR SUPERVISION; AND PROVIDING OTHER MATTERS PROPERTY RELATING THERETO,**" be approved, adopted and published in accordance with NRS 244.100.

**05-1345 APPOINTMENT – CHIEF, ALTERNATIVE SENTENCING
DEPARTMENT – MANAGER**

Upon recommendation of John Berkich, Assistant County Manager, through Katy Singlaub, County Manager, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that Mr. Joseph Ingraham be appointed as the Chief of the Alternative Sentencing Department at a salary of \$58,988.80 with an effective start date concurrent with the effective date of the Ordinance establishing the Department pursuant to NRS 211A.

4:28 p.m. The Board recessed.

5:08 p.m. The Board reconvened with all members present.

05-1346 REPORT AND PROPOSALS – ELECTION 2006 - REGISTRAR OF VOTERS

Dan Burk, Registrar of Voters, presented a PowerPoint presentation concerning proposals for improvements in elections administration for 2006. He displayed a proposed improvements matrix specifying challenges, solutions, details, resolutions, and goals for various issues from the 2004 elections.

Anita Hara, Washoe County citizen, commended the efforts of Mr. Burk and the County regarding the election issues. She supported the approval of the improvements and recommendations.

Linda Stanley, local resident, described her voting experience during the 2004 elections. She commented favorably on the in-service days and stated more of the school campus was needed in order to process people for the General Election.

Gary Schmidt, Washoe County resident, stated he was generally opposed to the concept of early voting. He thanked Commissioner Galloway for his efforts to move forward the paper trail voting machines for the community in the 2004 elections.

Commissioner Larkin moved that the Board approve the report and the proposals of the Registrar of Voters for improvements in elections administration for 2006 and direct Mr. Burk's reappearance before the Board at a January meeting with updates of proposals related to advertising and promotion of the 2006 elections. Commissioner Humke seconded the motion.

Commissioner Galloway stressed the importance of storing the paper trails in the same manner and security as the absentee ballots. Mr. Burk confirmed the paper trails were locked in the vault and treated as part of the official record. Commissioner Galloway acknowledged the role of Chairman Weber and the entire Board concerning the paper trail. He stated he had problems with early voting because it increased the role of money in an election.

In response to Commissioner Sferrazza, Mr. Burk verified a certain number of machines were allocated to the County for the 2004 elections; and he stated presently all the machines would be available for use. He confirmed there would be provisional ballots in the next election for federal offices only.

Commissioner Sferrazza commented on funds that could be available to pay for storage of the voting machines and related items, and he asked if the County could apply for those funds. Mr. Burk explained the grant funds had been spent, and the County could apply for the funds; however, there was no money currently in those funds.

Commissioner Humke and Mr. Burk discussed absentee voting, sample ballots, faxing ballots, the role of the U.S. Postal Service, and mailing ballots overseas to military personnel and other persons from the area.

Commissioner Galloway remarked he supported what Mr. Burk was doing technically, but he said the Board should give direction on early voting. He said he could not support spending more money on early voting if it was already faster as compared to the Election Day voting process. Commissioner Galloway stated the money could be better spent on methods to move people through faster on Election Day. He added early voting should be preserved for those who could not be there on Election Day and for those who did not want to use an absentee ballot.

Commissioner Larkin explained the intent of the motion was to have a full discussion on election issues at a meeting in January. He stated the Registrar of Voters was directed by the motion to return with additional facts and information on campaign strategy, early voting, and an update on Clark County's election processes related to early voting.

Chairman Weber requested the January meeting begin one hour earlier to allow for discussion on this subject. She said it was important for Legislators, other officials, and the public to be in attendance to hear the presentation. County Manager Katy Singlaub confirmed staff would follow through on direction from the Board concerning the meeting time and noticing to the public.

In response to Commissioner Galloway, Commissioner Larkin clarified the motion and explained the commitment of placement of voting machines, and how many, would be part of the campaign strategy that would be presented by Mr. Burk in January.

Commissioner Sferrazza stated the County should not be trying to save money in this area because it was one of the most important functions the County performed as a government. He said he did not support reducing the number of machines for early voting. Commissioner Sferrazza remarked the number of poll workers and voting machines should be increased if people had to wait to vote on Election Day. He favored the recommendations brought forward by Mr. Burk, and he said the focus should be on reallocating resources versus reducing them.

In response to Chairman Weber's request, Commissioner Larkin stated he would amend the motion to include an hour-long workshop at the January 10, 2006 or January 17, 2006 meeting, and he directed that proper noticing be completed to allow for full dialog.

Ms. Singlaub stated January 17, 2006 would give staff a better opportunity to notify the public of the discussion. She confirmed staff would identify any conflicts with the Commissioners' schedules and adjust accordingly.

On call for the question, the motion passed on a 5-0 vote.

05-1347 REFUND OF SURPLUS ASSESSMENT FUNDS – SPECIAL ASSESSMENT DISTRICT NO. 4 – TREASURER

Upon recommendation of Dieon Davidow, Collections Analyst, through Bill Berrum, Treasurer, on motion by Commissioner Larkin, seconded by Chairman Weber, which motion duly carried, it was ordered that the refund of surplus assessment funds for the 347 properties in Washoe County Special Assessment District No. 4, South Sun Valley Sewer, in the amount of \$141,222.30, be approved pursuant to NRS 271.429.

05-1348 SOLE SOURCE PURCHASE – EZ DOCK MATERIALS – KRJ DISTRIBUTING – SWAN LAKE BOARDWALK - PARKS

County Manager Katy Singlaub commented the Swan Lake Boardwalk had been built in phases over the years, and the same source and materials should be used in order to link it together.

Commissioner Sferrazza stated he would not support the item because there was no justification for sole source. He understood it would be good to have the exact same boardwalk continuing throughout, but he did not believe that was a justifiable reason for the sole source. He confirmed he was opposed to sole source bidding in principle.

Commissioner Galloway asked if EZ Dock was the result of competitive bidding in the past.

Doug Doolittle, Regional Parks and Open Space Assistant Director, said he could not confirm if that was true. He explained EZ Dock had a specific type of anchoring and panel construction system that was environmentally approved by the U.S. Army Corps of Engineers (Corps), and that was why it was selected. He added this was an application that would set 600 feet in the water, and it was one that was approved previously. He noted staff would not have to re-permit for the project because it would be a continuation of use, and he stated he was not aware of any other Corps approved equivalents.

Commissioner Sferrazza inquired if the Corps had any other approved docking materials. Mr. Doolittle acknowledged this material was approved by the Corps from a previous permit application; and they had identified it as successful in environmentally sensitive areas, such as the Swan Lake water areas.

Commissioner Sferrazza said he would like to see proof that there were no other approved materials before he would support the purchase.

Commissioner Larkin moved to authorize the sole source purchase of EZ Dock materials from KRJ Distributing, to be used for the construction of the extension of

the Swan Lake Boardwalk, at a cost of \$160,378.11. Chairman Weber seconded the motion.

Commissioner Galloway said he would support the motion because the Board did approve the sole source justification on the same product in the past, and it would send a wrong message to not support it a second time.

Commissioner Sferrazza questioned if the Board approved the sole source item previously, and Ms. Singlaub verified it was a unanimous vote of approval for the sole source procurement for EZ Dock materials at the June 25, 2002 Commission meeting. Commissioner Sferrazza said he stood corrected and would support the item.

On call for the question, the motion passed on a 5-0 vote.

**05-1349 DESIGN CONTRACT – SPARKS JUSTICE COURT – DLR
GROUP – 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 Chairman Weber, which motion duly carried, it was ordered that the design contract for the Sparks Justice Court be awarded to DLR Group in the amount of \$1,646,472 and Chairman Weber be authorized to execute the contract documents upon presentation.

6:40 p.m. Chairman Weber left during the following item for the duration of the meeting, and Vice Chairman Larkin assumed the gavel.

**05-1350 DEFERRED COMPENSATION COMMITTEE ANNUAL REPORT
- HUMAN RESOURCES**

Darrell Craig, Deferred Compensation Committee (Committee) Chairman, recapped the accomplishments of the Committee, as outlined in the staff report dated November 29, 2005. Mr. Craig noted the Washoe County Deferred Compensation Plan had one of the highest participation rates in the nation for any plan of this size. He confirmed everything the Committee completed followed the best practices of the industry; and the Committee had devoted extensive time to education by attending conferences, seminars, and working with Bidart & Ross, Inc., the consultant for the plan.

Commissioner Sferrazza asked how Mr. Craig could remain on the Committee because he was no longer an employee. Mr. Craig explained the rules had been changed a few years ago to allow him to stay on the Committee when he moved from a supervisory Washoe County Employees Association (WCEA) member to Management. He stated WCEA changed the rules to allow them to appoint anyone, with the requirement that the person be a participant of the plan. Commissioner Sferrazza asked who would represent him on the Committee because he had yet to get his voice heard. He said he had been told he could not serve on the Committee because he was on

the Commission. Mr. Craig replied Comptroller Kathy Garcia was the representative for Management. Commissioner Sferrazza remarked he would like to have an elected official represent the Board.

Commissioner Sferrazza questioned the performance of Hartford and asked why the bids were rejected. Mr. Craig stated he could not explain the specific performance of any fund; and the bids were not rejected, but re-bid. Commissioner Sferrazza said he favored an open process and inquired about the lower fees on investment options within the plan. Mr. Craig acknowledged that information was detailed in the report.

Mike Fleiner, Bidart & Ross, Inc. Senior Vice President, explained a cost analysis was done on the four providers that submitted bids in the formal Request for Proposal (RFP) process. He referenced sections of the report to address Commissioner Sferrazza's questions. He pointed out the section that showed the break down of the providers at a per-participant level, which was the way the services were measured. He added the administration and record keeping services were imbedded in the fees of the underlying funds, and no actual hard dollar fees were charged to participants in this plan currently.

In response to Commissioner Galloway, Mr. Fleiner explained the federal government mandated any of the actual regulations with regard to eligibility of the plan. He said he was not sure what the limitations were for the Commissioners. He stated one would have to go through Human Resources to determine the eligibility requirements concerning enrollment dates and openings. Commissioner Galloway requested Management confirm, at a subsequent date, if a new agreement with Hartford would open the window for enrollment again.

Commissioner Sferrazza moved to continue the Deferred Compensation Committee Annual Report and recommendation until the first meeting in February 2006 to allow him time to meet with Mr. Fleiner to get his questions answered. Commissioner Galloway seconded the motion.

County Manager Katy Singlaub commented staff had made a considerable effort to answer Commissioner Sferrazza's questions and to provide these materials. She said she wanted to have his questions answered completely, and she thanked the Committee for their exhaustive work.

Commissioner Sferrazza requested an agenda containing the meeting dates of the Committee. He said he would like to attend the meetings and give input.

On call for the question, the motion passed on a 4-0 vote with Chairman Weber absent.

05-1351

**BILL NO. 1463 - AMENDING WCC CHAPTER 35 – INCREASE
OF FEE – CORONER**

Commissioner Humke asked what NRS 62E.720 provided in terms of a youth program.

Vernon McCarty, Coroner, explained it offered a program where the Coroner could bring juvenile offenders into a training program to increase the awareness of their mortality as they were referred by the court system.

Commissioner Humke questioned a policy that required relatives and heirs who needed death certificates to pay for the service to educate juvenile offenders. He said it reminded him of the "Scared Straight" program, and it was well documented that program did not work. He affirmed he did not begrudge the increase in the fee for staff training, but he did not support the section numbered 4(e)(1).

Commissioner Sferrazza voiced concerns about estate costs and asked if there was a way to decrease the cost when multiple copies of the same death certificate were required. He mentioned a family that had to obtain 20 death certificates to take care of an estate, and he inquired what would happen to their fee.

Mr. McCarty stated the Commissioners were mentioning the same objections he presented to the Legislature. He noted there was strong support for this from Clark County. He said the extra language provided for additional uses for training of staff, capital items, specialized equipment, and the alternative given to make this a County option. Mr. McCarty commented he wanted the Board to be totally aware of this bill. He remarked over the last seven years there had been a move within the laboratory side of criminal justice aimed at certification, training, and qualifications for scientists involved in the field; and his plan for the use of the funds would be to support that endeavor.

Commissioner Sferrazza inquired about the use of the \$10.00 portion of the fee, not the \$1.00.

Melanie Foster, Legal Counsel, responded a portion of the existing death certificate fee goes to the State of Nevada to fund activities revolving around the review of child deaths from abuse and neglect. She added the majority of that amount of money funds the office of Vital Statistics within the District Health Department.

Commissioner Galloway asked if Mr. McCarty was compelled to operate the program and fund it according to NRS 62E.720. Mr. McCarty said he was not bound to bring this forward and noted there were options for the uses of the funds. Commissioner Galloway inquired if the Board was mandated to fund that program. Mr. McCarty stated it was a County option, and Ms. Foster concurred. Commissioner Galloway asked if Mr. McCarty would be obligated to use any part of the \$1.00 for a "Scared Straight" type program if the ordinance was passed. Mr. McCarty affirmed he

would not be bound to do that. Commissioner Galloway acknowledged he would not withdraw his introduction.

Commissioner Humke noted, if Mr. McCarty should retire or move on in the future, the Commission would have to direct to not fund this function in the budget because it would reside in the ordinance. He said that the section should be removed.

In response to Commissioner Galloway, Ms. Foster confirmed he did not have to amend the introduction because he was not changing the title of the ordinance. She said staff could change the enumeration in the ordinance for the uses of the funds and delete the reference that was found to be offensive.

Commissioner Galloway stated the Board could further direct that 4(e)(1) be eliminated from the ordinance. He asked if any Commissioners had objections to that action, and no Commissioners made objections.

In response to Commissioner Sferrazza, Commissioner Humke explained the Office of Juvenile Justice and Delinquency Prevention (OJJDP) had a body of research concerning the "Scared Straight" program. He said that program was similar to the one in the ordinance, and it was well documented by the OJJDP that it did not have a sense of advocacy. He said this was an interesting law, but there was no known purpose that it could serve.

Commissioner Galloway stated he would amend his introduction. He introduced the ordinance with the exception of the elimination of the text in 4(e)(1), and he asked that the subsequent items be renumbered.

Juanita Cox, local resident, commented on the impact the increased fees would have on families. She remarked on difficulties she had experienced in obtaining death certificates. She stated death certificates were public records, and procedures should follow the Public Records Law.

Commissioner Sferrazza asked if there was any way fees could be eliminated for estates less than \$10,000, and Ms. Foster explained death and birth certificate fees and the dollar amount were set by State statute.

Bill No. 1463, entitled, "**AN ORDINANCE AMENDING WASHOE COUNTY CODE CHAPTER 35 BY ADDING THERETO PROVISIONS CREATING AN ACCOUNT FOR THE SUPPORT OF THE COUNTY CORONER FUNDED BY AN INCREASE OF \$1.00 IN THE FEE CHARGED FOR A CERTIFIED COPY OF A DEATH CERTIFICATE WITH SUCH FUNDS TO BE USED SOLELY BY THE CORONER FOR CERTAIN PURPOSES, AND OTHER MATTERS PROPERLY RELATED THERETO,**" was introduced as amended by Commissioner Galloway, the title read to the Board and legal notice for final action of adoption directed.

CODE ENFORCEMENT STAFF LEVELS – COMMUNITY DEVELOPMENT

County Manager Katy Singlaub explained there had been a request from the Board for staff to bring back a discussion on increasing Code Enforcement Officer (CEO) staffing levels. She said it was recognized at the staff level that the process of revising the Nuisance Ordinance and the nuisance enforcement process was taking place. She stated it would be premature to determine new staff levels for Code Enforcement in the absence of having that discussion about the nuisance enforcement process.

Juanita Cox, local resident, remarked citizens must take responsibility for their own actions when submitting a complaint, so there would not be neighbor to neighbor disputes using the government as the "bad boy" and costing citizens many dollars. She commented on CEO's, Community Development, purging of records, and future lawsuits. She said the abusing of the system in the County must stop.

Gary Schmidt, Washoe County resident, detailed how he had been a victim of a nuisance complaint years ago. He emphasized the importance of revitalizing the entire Development Code.

Katherine Snedigar, Reno resident, stated she did not fall under the Development Code because she was a private property owner who made capital improvements to her private property for personal use and not for public use. She said the Development Code did not apply unless it was creating a health, safety, or welfare problem to the public and her property was not open to the public.

Commissioner Galloway moved to defer action on increased CEO staffing levels until the decision concerning the overall structure of the nuisance enforcement process was made. Commissioner Humke seconded the motion.

Commissioner Sferrazza said he did commit to Chairman Weber that he would support this, but he changed his mind based on the public input given on the item.

Vice Chairman Larkin pointed out there were currently three CEO's, and he suggested more officers would be needed regardless of what was done with the Nuisance Ordinance. He asked that it would not take an additional six months for the staff analysis, and the item to return to the Board.

Ms. Singlaub acknowledged staff would want to have this completed in advance of the budget process in order to hire additional staff.

On call for the question, the motion passed on a 4-0 vote with Chairman Weber absent.

05-1353

APPOINTMENT – WATER PLANNING COMMISSION – WATER RESOURCES

County Manager Katy Singlaub clarified this item came before the Board several weeks ago, and there was a reconsideration requested. She said it was agendized; however, based on noticing problems, the Board did not consider that reconsideration. She explained, in the meantime, an e-mail was received from Susan Donaldson that strongly stated the Board's vote should stand; and she wanted to support Peter Krenkel as the appointed member to the Regional Water Planning Commission. Ms. Donaldson requested the Board keep their decision in place, and staff would recommend that the Board not move forward with the reconsideration.

Commissioner Sferrazza moved to deny the reconsideration of the appointment of Peter Krenkel to the Regional Water Planning Commission. Commissioner Galloway seconded the motion.

Gary Schmidt, Washoe County resident, said he respected Ms. Donaldson's submission in asking that the Board honor the original vote that was made.

Ms. Singlaub added Chairman Weber had initially requested the reconsideration. Ms. Singlaub noted she had spoken with Chairman Weber, and the Chairman was satisfied with the action that was being proposed by the motion.

On call for the question, the motion passed on a 4-0 vote with Chairman Weber absent.

IMPLEMENTATION OF DIAL 3-1-1 PHONE NUMBER – PUBLIC WORKS - CONTINUED

On motion by Commissioner Galloway, seconded by Commissioner Sferrazza, which motion duly carried with Chairman Weber absent, Vice Chairman Larkin ordered that discussion and direction to staff regarding the implementation of a Dial 3-1-1 phone number for local government information be continued to the January 24, 2006 meeting.

SUN VALLEY BOULEVARD – STATE ROUTE 443 – PUBLIC WORKS - CONTINUED

On motion by Commissioner Galloway, seconded by Commissioner Sferrazza, which motion duly carried with Chairman Weber absent, Vice Chairman Larkin ordered that discussion and possible direction to staff regarding Sun Valley Boulevard (State Route 443) be continued to the January 24, 2006 meeting.

WASHOE COUNTY COMMUNICATION POLICY AND PROTOCOL - CONTINUED

On motion by Commissioner Galloway, seconded by Commissioner Sferrazza, which motion duly carried with Chairman Weber absent, Vice Chairman Larkin ordered that discussion and possible action regarding Washoe County Communication Policy and Protocol be continued to a Board retreat.

05-1354 APPPOINTMENT – BOARD OF EQUALIZATION - CONTINUED

Gary Schmidt, Washoe County resident, stated narrowing the scope of the agenda item would be a violation of the Open Meeting Law. He presented copies of letters sent to the following people: Steven Sparks, the County Board of Equalization Chairman (BOE), Jim Jeppson, Risk Manager, the Nevada Attorney General, and Melanie Foster, Legal Counsel. He commented on the letter sent to Mr. Sparks and said he would be submitting all the letters for mailing to all BOE members, alternates, and applicants.

Juanita Cox, local resident, remarked on apparent conflicts between the Board of County Commissioners and certain members of the BOE. She said it would be important for the second board and the appointees to be aware of the problems with the first board.

In response to Commissioner Galloway, Ms. Foster clarified the appointment of the Chairman for the BOE was done by the Chairman of the Board of County Commissioners, and there would be a record of that appointment.

Commissioner Galloway requested staff prepare a checklist of all items that needed to be placed on the record concerning this item.

On motion by Commissioner Galloway, seconded by Commissioner Sferrazza, which motion duly carried with Chairman Weber absent, Vice Chairman Larkin ordered that the item be continued to the January 10, 2006 meeting.

05-1355 RESOLUTION – CRYSTAL BAY WATER QUALITY IMPROVEMENT PROJECT – PUBLIC WORKS

Upon recommendation of Kimble Corbridge, Licensed Engineer, through Tom Gadd, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Sferrazza, which motion duly carried with Chairman Weber absent, Vice Chairman Larkin ordered that the Crystal Bay Water Quality Improvement Project be approved in concept; the request and acceptance of grant funds from the Nevada Division of State Lands, Nevada Tahoe Bond Act, in the estimated amount of \$1,250,000 be authorized; the request and acceptance of grant funds from the U.S. Forest Service in the estimated amount of \$1,250,000 be authorized; the request and acceptance of Water Quality Mitigation Funds from the Tahoe Regional Planning Agency (TRPA) to

supplement any shortfalls in grant funds up to \$1,000,000 be authorized, if needed; the Public Works Director be appointed as agent for Washoe County; and the following resolution be adopted and Vice Chairman Larkin be authorized to execute the same:

RESOLUTION

Resolution of the Washoe County Board of Commissioners approving the application for Nevada Tahoe Bond Act Erosion Control Funds

**CRYSTAL BAY
WATER QUALITY IMPROVEMENT PROJECT**

WHEREAS, the County of Washoe is submitting an application to the Nevada Division of State Lands (DIVISION) for financial assistance; and

WHEREAS, the Nevada Tahoe Conservation District has been assigned the administration of the program and has set up necessary procedures governing the program; and

WHEREAS, the adopted procedures established by the DIVISION require that the governing board must certify by resolution the approval of the proposed project application, including all understanding and assurances contained therein, and availability of matching funds prior to submission of said applications to the DIVISION.

NOW THEREFORE, BE IT RESOLVED that the proposed CRYSTAL BAY WATER QUALITY IMPROVEMENT PROJECT is approved for implementation;

BE IT FURTHER RESOLVED that the Board of County Commissioners do hereby certify that said agency can finance 100% of their share of the project.

BE IT FURTHER RESOLVED that the Board of County Commissioners does hereby appoint the Director of Public Works as agent of the Board of County Commissioners to conduct all contract negotiations, execute and submit all documents including applications, agreements, engineering contracts, billing statements, and so on which may be necessary for the planning, design and construction of the above project.

It was further ordered that the Finance Department be directed to make the appropriate budget adjustments.

**05-1356 UPDATE – MODIFICATIONS TO WASHOE COUNTY
COMMISSION CHAMBERS – PUBLIC WORKS**

Tom Gadd, Public Works Director, reviewed the agenda memorandum dated November 29, 2005 detailing the steps taken concerning the remodel of the County

Commission Chambers. He presented the recommendations, the estimated costs, and a diagram of the Chambers. He stressed the importance of hiring a consultant who would be knowledgeable in studio presentation.

Gary Schmidt, Washoe County resident, remarked the Commission should spare no expense in upgrading the Chambers and offered suggestions for improving the meeting area. He stated no additional meetings should be held in the Commission Caucus Room. He recommended mounting a camera to cover the entire room to replace the Sheriff's Deputies that had been in attendance at the meetings.

Juanita Cox, local resident, commented positively on the staff report. She noted the importance of keeping the Clerk's staff separate from the public to allow them to do their job accurately.

Commissioner Sferrazza asked why the monitors were so expensive. Mr. Gadd explained the monitors would be a special type of recessed monitor that would cut down on glare. He added the monitors would be one option or having screens put up for viewing. He noted the cost estimates were budgetary numbers, and the numbers may shift when bids were received.

Dan Lutterman, Electronics/Security Technician, explained viewability was one reason the more expensive monitors were selected. He said the monitors would allow for viewing at 180 degrees versus 45 degrees with cheaper models. Mr. Gadd mentioned the Chambers were used for other meetings, and the monitors would be appropriately spaced to allow viewing from an angle.

In response to Commissioner Galloway, Mr. Gadd discussed the floor plan, the presentation table, the standard projection screen, and options being pursued to make the area flexible in use. Mr. Gadd said hiring a lighting consultant to bring it all together was key to the project.

Commissioner Humke asked who originally paid for the contents of the control room, why three cameras and a controller were needed, and if web casting was being considered. Mr. Gadd responded the control room and the equipment belonged to the County, and Sierra Nevada Community Access Television (SNCAT) operated the control room; the cameras were broadcast quality and that was necessary in the Chambers; and streaming video and web casting would be an outcome of this work.

Matt Beckstedt, Information Technology (IT) Director, confirmed IT was looking into web casting and the County network. He said web casting would occur at some point in the near future.

Vice Chairman Larkin and Mr. Gadd discussed the diagram of the Chambers. County Manager Katy Singlaub mentioned it would be beneficial to have the County Manager and Legal Counsel closer to the Board to allow for better interaction.

Vice Chairman Larkin asked when the Chambers was last updated, and which strategic initiative the remodel was responding to. Ms. Singlaub stated camera installation took place within the past 10 years, and citizen services and citizen participation were the strategic initiatives staff identified. Mr. Gadd pointed out the County Priority/Goal staff looked at was government efficiency, financial stability, and providing excellent public service. Commissioner Larkin favored the LCD drop downs in front versus any type of displays on the dais.

Commissioner Galloway said he preferred LCD drop downs and commented a request to speak system could assist the County Manager and Legal Counsel. Mr. Gadd verified staff was looking at new wireless technology, a request to speak system, and they would continue to look at different systems.

Commissioner Sferrazza stated the screens would be okay, but he said the lights must be removed. Mr. Gadd acknowledged staff was aware of the lighting problems. Commissioner Sferrazza requested staff go mid-range on technology products and schedule replacements along the way.

Mr. Gadd confirmed the numbers were at the upper end of the budget; and the budget did not include the software management program, which was budgeted elsewhere for 2005.

On motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried with Chairman Weber absent, Vice Chairman Larkin ordered that the staff update be accepted as presented.

05-1357 COMMISSION DISTRICT FUNDS – EDUCATIONAL ACTIVITY BOOK – CLERK

Amy Harvey, County Clerk, updated the Board on the activity book entitled, "Washoe County Nevada – Activities and Fun Facts." She said there was positive feedback from the letters sent to the Washoe County School District, and currently 380 students had been scheduled to tour the Courthouse. She verified she would forward the schedule to the Commissioners and the County Manager so they could participate in a tour. Ms. Harvey explained the first printing of 3,000 copies would be done in full black and white with colored covers. She noted staff would bring the PowerPoint presentation to teachers who did not have the funding to get their students to the Courthouse. She confirmed the PowerPoint would be posted on the website.

Commissioner Humke asked if there was a tour of this facility. Ms. Harvey clarified the goal was to highlight the Courthouse as the hub of County government historically. She noted it could be expanded to other areas, and each individual department or the Manager's Office might handle that. Commissioner Humke stated this was a good starting place, and he favored the expansion to other facilities.

Commissioner Galloway said the activity book was a great start and suggested nearby facilities be included to give the students a basic historic starting point. Ms. Harvey explained what facilities would be included in a walking tour for the students.

Commissioner Sferrazza requested page 32 include the Commissioners names along with the pictures. He asked that the pictures on page 32 be used on page 15 also. Ms. Harvey confirmed she would check into those requests.

Upon recommendation of Ms. Harvey, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried with Chairman Weber absent, Vice Chairman Larkin ordered that the expenditure of \$500 from each of the five Commissioner District Special Funding Accounts, to be used for the express purpose of printing costs for an activity book that would be used to educate Washoe County students in the fourth and fifth grades about their County government, County Courthouse, and the State of Nevada be approved.

The Commissioners congratulated Ms. Harvey on a job well done.

8:15 p.m. The Board recessed.

8:40 p.m. The Board reconvened.

**05-1358 REDISTRICTING WASHOE COUNTY COMMISSION
ELECTION DISTRICTS – MANAGEMENT SERVICES**

Chris Wicker, area resident, stated he was opposed to redistricting and questioned why it was proposed at this time.

Commissioner Galloway acknowledged there was no demand from the public to redistrict, and he did not support going forward with it.

Commissioner Sferrazza said the districts were presently within one percent of each other based on the most reliable estimate of total population, and he confirmed there was no justification to redistrict.

Vice Chairman Larkin said he queried the County Manager about the numbers in his district, and he was satisfied with the report.

On motion by Commissioner Humke, seconded by Commissioner Sferrazza, which motion duly carried with Chairman Weber absent, Vice Chairman Larkin ordered that no action be taken on the redistricting of Washoe County Commission Election Districts.

05-1359 WASHOE COUNTY MANAGER'S 2005/06 GOALS

County Manager Katy Singlaub discussed the Washoe County Manager Goals for 2005/06 draft dated December 13, 2005. She pointed out she had removed the operating performance target that related to citizens perceptions of health and safety because that question had not been validated. She said staff would be proposing to use the National Citizens Survey, which was administered among 400 governments nationwide. Ms. Singlaub added the questions related to surveys of residents regarding their overall quality of services and their overall impression of County employees. She confirmed those questions had enough validity nationally to use in operating performance targets.

Vice Chairman Larkin commented on the proposed Manager's bonus schedule and asked if it was acceptable. Ms. Singlaub said it was acceptable and commented she made them more restrictive and ambitious than the Board had suggested.

Ms. Singlaub added she did request the Commission take into account factors that had to do with leadership qualities, characteristics, and communication skills that were previously measured because she said it was important to include softer side skills.

In response to Commissioner Sferrazza, Ms. Singlaub confirmed establishing an internship program for the support of the County Commission, completion of the Commission offices, and the remodel of the Chambers were listed in the goals. Ms. Singlaub verified the Technology Strategic Plan addressed technology for the County, and that was covered in the document.

On motion by Commissioner Sferrazza, seconded by Commissioner Humke, which motion duly carried with Chairman Weber absent, Vice Chairman Larkin ordered that the Washoe County Manager's 2005/06 goals be approved as stated in the draft dated December 13, 2005.

05-1360 2002 REGIONAL PLAN SETTLEMENTS

County Manager Katy Singlaub explained Adrian Freund, Community Development Director, prepared a status report on the Reno Program of Annexation Settlement Agreement dated December 20, 2005. Ms. Singlaub pointed out the outstanding issues to be resolved, which were outlined in the report.

Commissioner Galloway commented on matters clarified at the December 16, 2005 meeting that were presented in the report. He said all the items needed to be implemented either in a proposed Regional Plan amendment or in explanatory notes. He stated he preferred explanatory notes. Commissioner Galloway explained there were a couple items that needed to be decided at a meeting, and hopefully all parties involved would reach agreement. He added it was important that everything be consistent and

documented so a map, a set of proposed Regional Plan amendments, and a set of explanatory notes could be adopted.

Commissioner Sferrazza requested the one-acre parcels in Golden Valley that were already developed in the County be removed from the Truckee Meadows Service Area (TMSA). He questioned if it would be appropriate to ask that at the joint meeting on January 12, 2006. He said it was important to have issues identified for possible discussion at the joint meeting.

Vice Chairman Larkin confirmed it would be appropriate to ask about the one-acre parcels at the joint meeting because it would be a public meeting. Commissioner Galloway verified there would be a meeting on January 6, 2006, and he would bring up Commissioner Sferrazza's request to the staffs in attendance.

Commissioner Galloway pointed out this was a settlement, and it represented compromise. He said the agreement created some areas of sprawl, and he did not favor that. He noted the entities had entered into a settlement agreement, and his approach had been to get the process completed in a way that did the greatest good and the least harm.

Commissioner Humke remarked it would be best to finalize the settlement at the joint meeting with all three entities and their staffs in attendance. He added the process would begin again in 16 months.

**05-1361 PUBLIC COMMENT PROCEDURES – COUNTY COMMISSION
MEETINGS – CONTINUED**

Vice Chairman Larkin inquired if the Commission would like to deal with a portion of the item or continue it to a workshop.

Juanita Cox, local resident, remarked the major consideration on the issue was fairness. She commented on the length of time allowed for speakers, and the difference between the public comment agenda item and other items the public could speak on. She said it was the duty of the people to re-dress their government, and it was the duty of the elected officials to listen to them.

Gary Schmidt, Washoe County resident, commented he had attended many meetings over the years; and the problems the Board had this year were brought upon by themselves. He said the speakers had not changed, the messages had not changed, and the problem was with the Board and not the people. He suggested the Board request a new Attorney General's opinion at the beginning of 2006 in regard to the Open Meeting Law Manual that was referenced at the beginning of the meetings.

Eric Scheetz, Reno resident, said it was important for people to be involved in government, and the length of the meetings should be limited to allow that to happen. He favored a stricter management of public comment. He stated when

comments were made repeatedly it added time to discussions, and that prevented more people from attending the meetings.

Commissioner Sferrazza remarked he favored the right of the public to be able to say what they wanted; however, he did not support or condone offensive or slanderous comments. He supported time limits versus limiting the content of speech. Commissioner Sferrazza noted he hoped the public would express self-restraint in terms of unnecessarily using offensive language. He said he would like these meetings to be a place where children, Boy Scouts, and Girl Scouts could attend without the fear of hearing offensive language that would be disrespectful to them. He requested this item be brought back for further discussion.

Commissioner Galloway was agreeable to continuing the item until all five Commissioners were in attendance. He requested anything written by a Commissioner be included when the item was discussed in the future. He rejected the idea that nothing had changed at the meetings. He said within the last year he arrived at the point where he no longer wanted to have young people sit at the beginning of these meetings and observe the behavior of some individuals. Commissioner Galloway stated children could see by the Commission's tolerance that it was okay for adults to behave like that at public meetings, and he became concerned about the need to have minimal standards of decorum that had to be observed. He affirmed no one needed to name call in order to make a point about what a government policy or decision should be, and he gave examples. He preferred handling things procedurally rather than dealing with content, but he disagreed that at no time was content not a concern. Commissioner Galloway pointed out, even though there may be no visible or active response to insults and/or bashing, the meeting could be disrupted in terms of interfering with a person's ability to fully put that aside and not be distracted from making rational decisions later in the meeting. He said it was important to get all the ideas on the table when the discussion on the item occurred in the future.

Commissioner Humke said he strongly agreed procedural changes were necessary in order that anyone would feel comfortable bringing children into the Chambers. He stated he would not want children to be present in the meetings for extended periods because of some of the content they might hear. He agreed the five Commissioners should be present at a meeting or workshop to further discuss the item.

Vice Chairman Larkin remarked on the First Amendment and the proper forum to appropriately exercise that right. He emphasized the Board meetings were a limited public forum for the activity of conducting County business in an efficient and effective manner. He said when he listened to repetitive issues that were slanderous, offensive, inflammatory, irrational, or amounting to personal attacks, that was not conducting the business of the County; and it was not appropriate in these Chambers. Vice Chairman Larkin commented the privilege of public comment was granted by the State of Nevada. He confirmed he was elected to do the best job in carrying forth the County's business in an open government where decisions were clearly made. He

acknowledged he would like to bring his grandson into the Chambers, but he would be reluctant to do so. He supported continuing the item for further discussion.

On motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried with Chairman Weber absent, Vice Chairman Larkin ordered that the discussion of public comment procedures for the County Commission meetings be continued to the January 17, 2006 meeting.

REPORTS/UPDATES FROM COUNTY COMMISSION MEMBERS

Commissioner Galloway announced the Tahoe Regional Planning Agency (TRPA) would hold a meeting on December 21, 2005, and he invited the public to attend.

Commissioner Sferrazza stated he would be unable to attend the NACO meeting on January 6, 2006. He asked County Manager Katy Singlaub to check with NACO to confirm the date and see if anyone else could attend in lieu of himself or Chairman Weber. Ms. Singlaub agreed. She confirmed John Slaughter, Management Services Director, would be in attendance.

Vice Chairman Larkin reported there would be a Board of County Commissioners Strategic Retreat on January 9, 2006. He noted the location was to be determined.

COMMUNICATIONS AND REPORTS

The following communications and reports were received, duly noted, and ordered placed on file with the Clerk:

COMMUNICATIONS:

- 05-1362** A. Notice of Intent to Annex Land into the City of Sparks dated November 16, 2005 to annex approximately 1.422 acres of land, located at 4000 Wedekind Road, Washoe County, (Assessor Parcel Number 027-211-28) into the City of Sparks, and a copy of Bill No. 2480 introducing the proposed Ordinance. The public hearing on Bill No. 2480 was scheduled for the Council meeting held on November 28, 2005. (Copy of Documents sent to Community Development on November 30, 2005.)
- 05-1363** B. Notice of Completion between Washoe County Department of Water Resources, Utility Services Division, and K. G. Walters Construction Co., Inc. State Contractor's License No. 0017383, for the Cold Springs Water Reclamation Facility Expansion. The Notice was filed with the Washoe County Recorder on November 29, 2005.

- 05-1364** C. Executed non-exclusive agreement for Counseling and Evaluation Services between Washoe County and provider, Jennifer Crawley, to provide counseling, evaluation, and educational services for children and families being served by the Children's Division of Social Services (BCC Meeting on September 28, 2004, Item 04-1012).

REPORTS – ANNUAL (Fiscal Year 2004-2005)

- 05-1365** A. Carson –Truckee Water Conservancy District
05-1366 B. Gerlach General Improvement District
05-1367 C. North Lake Tahoe Fire Protection District
05-1368 D. Palomino Valley General Improvement District
05-1369 E. Reno-Sparks Convention and Visitors Authority
05-1370 F. Sun Valley General Improvement District
05-1371 G. Washoe County School District

05-1372 REPORTS – MONTHLY (October 2005)

- A. County Clerk
B. Clerk of the Court

05-1373 REPORTS – MONTHLY (November 2005)

- A. Clerk of the Court

05-1374 REPORTS – QUARTERLY (July 2005)

- A. Washoe County School District

05-1375 REPORTS – QUARTERLY (September 2005)

- A. Grand View Terrace General Improvement District
B. Washoe County School District

* * * * *

There being no further business to come before the Board, the meeting adjourned at 9:27 p.m.

BONNIE WEBER, Chairman
Washoe County Commission

ATTEST:

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

*Minutes Prepared by
Jan Frazetta and Lori Rowe
Deputy County Clerks*