

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

JUNE 17, 2008

PRESENT:

Bob Larkin, Chairman
Bonnie Weber, Vice Chairperson
Jim Galloway, Commissioner
David Humke, Commissioner*
Kitty Jung, Commissioner

Amy Harvey, County Clerk
Katy Singlaub, County Manager
Paul Lipparelli, 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:

County Manager Katy Singlaub read the following statement: "The Chairman and Board of County Commissioners intend that their proceedings should demonstrate the highest levels of decorum, civic responsibility, efficiency and mutual respect between citizens and their government. The Board respects the right of citizens to present differing opinions and views, even criticism, but our democracy cannot function effectively in an environment of personal attacks, slander, threats of violence, and willful disruption. To that end, the Nevada Open Meeting Law provides the authority for the chair of a public body to maintain the decorum and to declare a recess if needed to remove any person who is disrupting the meeting, and notice is hereby provided of the intent of this body to preserve the decorum and remove anyone who disrupts the proceedings."

08-623 AGENDA ITEM 3 – PRESENTATION OF CERTIFICATES

Agenda Subject: “Presentation of Excellence in Public Service Certificates honoring Washoe County employees who have completed essential employee development courses.”

Essentials of Management Development
Kimble Corbridge, Senior Licensed Engineer, Public Works

Essentials of Personal Effectiveness
Suzanne Harmon, Acting Supervisor Criminalist, Sheriff’s Office
Stacy Gonzales, Deputy Clerk-Board Records and Minutes, Clerk’s Office
Dustin Freeman, Automotive Mechanic, Public Works
Valerie Becerra, Office Assistant III, Assessor’s Office

Essentials of Support Staff

Valerie Becerra, Office Assistant III, Assessor's Office

Essentials of High Performing Teams

Christy Wheeler, Benefits Administrator, Human Resources

Essentials of Train the Trainer

Nora Boiselle, Human Resources Specialist, Human Resources

08-624

AGENDA ITEM 18 – MANAGEMENT SERVICES

Agenda Subject: “Recommendation to approve and execute a Resolution designated as the “2008 School Financing Election Resolution”, and thereby approve the submittal of a question to the registered voters of Washoe County at the General Election on Tuesday, November 4, 2008, concerning the imposition and effective date of certain taxes for school financing as recommended by the Washoe County Schools Construction and Revitalization Advisory Committee and approved by the Washoe County School District Board of Trustees. (All Commission Districts)”

Nevada State Senator Randolph Townsend indicated he was the Chairman of the Senate Bill 154 Advisory Committee authorized during the last legislative session to work through the construction and revitalization needs faced by the Washoe County School District (WCSD). He recognized a number of committee members who were present, including: Governor's appointee Perry DiLoreto, REALTORS® representative Penny Mayer, and WCSD Superintendent Paul Dugan, as well as labor representatives, parent representatives and business community representatives. He explained the Committee held ten meetings, visited several schools, and focused its efforts on funding for revitalization, renovation and technology in the Washoe County schools. It established a base mark of just under \$4 million and, after a thorough analysis of the needs and options available, asked the County Commission to place the following question before the voters:

“Shall the Board of County Commissioners of Washoe County be authorized to adopt an ordinance imposing an additional one-quarter percent sales and use tax in Washoe County beginning on July 1, 2009, and impose an additional governmental services tax of one-half cent per \$1.00 valuation of vehicles based in Washoe County beginning on July 1, 2009, for the purposes of acquiring, constructing, improving and equipping school facilities for the Washoe County School District?”

Senator Townsend thanked the members of the Advisory Committee.

In response to the call for public comment, Sam Dehne and Gary Schmidt spoke in favor of placing the question on the ballot.

Commissioner Weber said she would reluctantly support the motion and let the people make the decision. She talked about the great amount of work done by the Committee, whose members represented a broad section of the community.

Commissioner Jung thanked the Committee, on which she served as the County Commission's liaison. She talked about the work done by the Committee to get members on the same page and learn what the schools' needs were, as well as Senator Townsend's ability to build consensus and obtain a unanimous vote despite the diverse interests of those on the Committee.

Commissioner Galloway stated he had long taken the position that the public should be heard and their opinion respected concerning tax matters. He stated the voters should have the opportunity to express their opinions at the ballot box.

On motion by Commissioner Jung, seconded by Commissioner Galloway, which motion duly carried with Commissioner Humke absent, it was ordered that Agenda Item 18 be approved, adopted and executed as recommended. The Resolution for same is attached hereto and made a part of the minutes thereof.

08-625 AGENDA ITEM 4 – PUBLIC COMMENT

Agenda Subject: "Public Comment. Comment heard under this item will be limited to two minutes per person and may pertain to matters both on and off the Commission agenda. The Commission will also hear public comment during individual action items, with comment limited to two minutes per person. Comments are to be made to the Commission as a whole."

In response to the call for public comment, Tom Noblett thanked Commissioner Weber for her assistance with clean-up efforts for a Sun Valley property.

Guy Felton talked about openness in democracy. Sam Dehne discussed corruption within Washoe County. Gary Schmidt talked about corruption and bureaucratic abuse, as well as the registration requirements for campaign trailers.

08-626 AGENDA ITEM 5 – ANNOUNCEMENTS

Agenda Subject: "Commissioners'/Manager's Announcements, Requests for Information, Topics for Future Agendas and Statements Relating to Items Not on the Agenda. (No discussion among Commissioners will take place on this item.)"

County Manager Katy Singlaub said the Sheriff wanted to be present for the discussion of Agenda Item 15, and requested it be deferred until about 4:00 p.m.

Ms. Singlaub indicated a meeting of the citizen-led Audit Committee was held earlier in the day to discuss financial controls. Chairman Larkin asked whether the Audit Committee recommended a broad-based audit of County procedures. Ms. Singlaub responded affirmatively and said the Audit Committee would oversee the County's Internal Auditor. She emphasized the need to do administrative audit investigations in collaboration with the Sheriff's criminal investigation and believed the District Attorney's Office and Sheriff's Office would not want audit results reported until the criminal investigation was further along. She said the County was hiring an external forensic accountant who specialized in criminal investigation and transaction analysis.

Commissioner Weber commended the County for helping to clean up a Sun Valley property. She stated there was still a need to address other nuisance properties in the area. She thanked Mr. Tom Knoblett for his work in the community and for helping others in the community to realize they had a responsibility to maintain their properties in decent order. Commissioner Weber said she was looking forward to the upcoming Reno Rodeo. She talked about her attendance at a meeting of the Nevada Works Board and suggested a presentation before the Commission to update the community on their work. She also requested a discussion about the County's ordinance concerning campaign signs.

Chairman Larkin announced an upcoming meeting of the Truckee Meadows Water Authority (TMWA). He invited Commissioners and citizens to attend a dedication of the Pah Rah Trailhead at Golden Eagle Regional Park.

***2:40 p.m.** Commissioner Humke arrived at the meeting.

Commissioner Galloway commented that some of the items to be reviewed by the Audit Committee might involve procedural changes, as well as the ongoing criminal investigation. He said he was optimistic that Internal Auditor Bill Mikawa would do a great job. He announced a groundbreaking at Crystal Bay for the utilities undergrounding project, as well as an upcoming meeting of the Nevada Tahoe Conservation District.

Commissioner Jung said the public was invited to a Library Subcommittee meeting, where she and Commissioner Weber expected an update on items requested from staff, such as how library hours could be enhanced rather than maintained on the current reduced schedule. She said she would be meeting with the president of the Tournament of Roses Parade at McQueen High School, and the McQueen High School Marching Band would participate in the Parade this year.

Commissioner Humke encouraged attendance at the special legislative session. He stated that local governments needed to play defense and be present to protect their revenues. He anticipated a large audience at an upcoming meeting of the Regional Transportation Commission (RTC) because of the possible selection of a route for the Southeast Connector. He requested an agenda item for the Board to discuss the audit of all County accounts and financial functions.

08-627

AGENDA ITEM 6 – REGIONAL PARKS AND OPEN SPACE

Agenda Subject: “Resolution--Recognition of the efforts of Volunteers for Washoe County Trails Project and National Trails Day - June 7, 2008. (Commission Districts 1 and 3.)”

Doug Doolittle, Director of Regional Parks and Open Space, talked about National Trails Day. He pointed out there were many opportunities in the Truckee Meadows and the County had over 20 trailhead locations and 220 miles of trails. He read the resolution and presented it to several of the volunteers. He remarked that, without the volunteers, the community would not have many of its trails and parks, and would not enjoy its high quality of life.

In response to the call for public comment, Sam Dehne and Gary Schmidt commended the volunteers.

Commissioner Galloway commended Director Doolittle and the Parks Department for their efforts. Chairman Larkin agreed and also thanked the volunteers.

On motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 6 be approved and adopted. The Resolution for same is attached hereto and made a part of the minutes thereof.

DISCUSSION – CONSENT AGENDA (ITEMS 7A THRU 7M(2))

Commissioner Galloway requested that Item 7J(6) be removed from the consent agenda to allow him to make a nomination. Commissioner Humke requested that Item 7A be removed from the consent agenda to allow for separate discussion.

In response to the call for public comment, Sam Dehne commended the Board on limiting the consent agenda to a relatively small number of items.

08-628

AGENDA ITEM 7B – SECOND JUDICIAL DISTRICT COURT

Agenda Subject: “Accept grant award [\$15,000 with no County match required] from the Walter S. Johnson Foundation to support the involvement of the Family Division of the Second Judicial District Court and the Washoe County Department of Juvenile Services in the Juvenile Delinquency Model Courts Project of the National Council of Juvenile Family Court Judges; and if accepted, direct Finance to make necessary budget adjustments. (All Commission Districts)”

On behalf of the Board, Commissioner Galloway thanked the Walter S. Johnson Foundation for its generous donation.

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7B be accepted and directed.

08-629 AGENDA ITEM 7C – ENHANCED 911 EMERGENCY RESPONSE ADVISORY COMMITTEE

Agenda Subject: “Approve consulting engagement with Galena Group, Incorporated to assist in the development of a Request for Proposal for Washoe County’s Enhanced 911 (E911) Emergency Response System maintenance; and if approved, authorize Purchasing and Contracts Administrator to issue a purchase order [not to exceed \$10,500]. (All Commission Districts)”

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7C be approved and authorized.

08-630 AGENDA ITEM 7D – JUVENILE SERVICES

Agenda Subject: “Approve Nevada Department of Education-Child Nutrition Programs State Agency Sponsor Agreement between the County of Washoe (Juvenile Services) and Nevada Department of Education, for National School Breakfast/Lunch Program, for term July 1, 2008 through June 30, 2009; and if approved, authorize the Chairman to execute the Agreement. (All Commission Districts)”

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7D be approved, authorized and executed.

08-631 AGENDA ITEM 7E – MANAGEMENT SERVICES

Agenda Subject: “Appointment of Bob LaRiviere to the Organizational Effectiveness Committee as an At-Large representative, with term to begin June 17, 2008 and expire December 31, 2010. (All Commission Districts)”

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7E be approved.

08-632 AGENDA ITEM 7F – REGIONAL PARKS AND OPEN SPACE

Agenda Subject: “Accept a grant [\$4,902.54 with no match required] from the Nevada Department of Wildlife, Hunter Education Program, to purchase fencing materials for the Washoe County Regional Archery Facility; and if accepted, authorize Regional Parks and Open Space Director to sign all necessary documents associated with the grant; and authorize Finance make the appropriate budget adjustments. (Commission District 5)”

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7F be accepted and authorized.

08-633 AGENDA ITEM 7G – SHERIFF’S OFFICE

Agenda Subject: “Accept contribution [\$10,000] from the North Lake Tahoe Fire Protection District to the Washoe County Sheriff’s Office Regional Aviation Enforcement Unit, (RAVEN); and if accepted, direct Finance Division to make the necessary budget adjustments. (All Commission Districts)”

On behalf of the Board, Commissioner Galloway thanked the North Lake Tahoe Fire Protection District for its generous donation to the RAVEN program. He commented that, although the District was a public organization, it was not required to contribute funds for such a purpose.

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7G be accepted and directed.

08-634 AGENDA ITEM 7H – DEPARTMENT OF WATER RESOURCES

Agenda Subject: “Approve and authorize the Chairman to execute Interlocal Agreement for Operation and Maintenance of Water Facilities between the County of Washoe and the South Truckee Meadows General Improvement District. (Commission District 2)”

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7H be approved, authorized and executed.

08-635 AGENDA ITEM 7I(1) – ASSESSOR’S OFFICE

Agenda Subject: “Acknowledge receipt of Annual Report of Projected Expenditures for Assessor’s Technology Fund for Fiscal Year 2008/09. (All Commission Districts)”

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7I(1) be acknowledged.

08-636 AGENDA ITEM 7I(2) – ASSESSOR’S OFFICE

Agenda Subject: “Approve Roll Change Requests, pursuant to NRS 361.768 and NRS 361.765, for errors discovered for the 2007/2008, 2006/2007, 2005/2006 secured and unsecured tax rolls as outlined in Exhibit A and B; and if approved, authorize Chairman to execute orders and direct the Washoe County Treasurer to correct the error(s) [cumulative amount of reduction \$90,594.92]. (All Commission Districts)”

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7I(2) be approved, authorized, executed and directed.

08-637 AGENDA ITEM 7J(1) – COMMUNITY DEVELOPMENT

Agenda Subject: “Approve a State of Nevada Manufacturer’s (Brew Pub) License, with recommendations, for Buckbean Brewing Company, LLC, with direction for each Commissioner to sign the Manufacturer’s License. (Commission District 2)”

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7J(1) be approved and directed.

08-638 AGENDA ITEM 7J(2) – COMMUNITY DEVELOPMENT

Agenda Subject: “Approve Independent Contractor Agreements with Specialized Secretarial Services [\$63,176] and Trifox [\$26,946] to provide professional recording secretarial services to Washoe County Citizen Advisory Boards for Fiscal Year 2008-2009; and if approved, authorize Chairman to execute Agreements. (All Commission Districts)”

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7J(2) be approved, authorized and executed.

08-639 AGENDA ITEM 7J(3) – COMMUNITY DEVELOPMENT

Agenda Subject: “Reappoint Philip Anderson and Hugh Ezzell as At-Large members to June 30, 2010 on the Warm Springs Citizen Advisory Board. (Commissioner Larkin, Commission District 4)”

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7J(3) be approved.

08-640 AGENDA ITEM 7J(4) – COMMUNITY DEVELOPMENT

Agenda Subject: “Reappoint Gene Gardella and appoint Richard W. Loverde as At-Large members to June 30, 2010, and appoint Susan Moss-Redman as an At-Large Alternate on the Verdi Township Citizen Advisory Board. (Commission District 5, Commissioner Weber)”

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7J(4) be approved.

08-641 AGENDA ITEM 7J(5) – COMMUNITY DEVELOPMENT

Agenda Subject: “Appoint Lorilee Currie as an At-Large (District 5) member to June 30, 2010 on the Sun Valley Citizen Advisory Board. (Commissioner Weber, Commission District 5).”

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7J(5) be approved.

08-642 AGENDA ITEM 7K(1) – HUMAN RESOURCES

Agenda Subject: “Approve Amendment to Administrative Services Agreement Between the County of Washoe and Hartford Life Insurance Company to allow Hartford Life to process loan requests as directed by participants; [no fiscal impact]; and if approved, authorize Human Resources Director to execute same. (All Commission Districts)”

With respect to Agenda Items 7K(1) and 7K(2), Chairman Larkin asked whether the loans were private party exchanges, how they would be monitored, who would be responsible for monitoring and how they would be audited. Tom Verducci, representative for the Hartford Life Insurance Company, said the purpose of the trust was to set up loan provisions and there was no fiscal impact to the County. He indicated the Hartford would be responsible for administering all loans pertaining to the County's program and would monitor repayment of the loans. The Hartford would communicate with the County as to how to proceed if any of the loans went into default, but the loan money was typically taken out of the employee's 457 retirement account and then became a taxable distribution to the participant. In response to a question by Chairman Larkin, Mr. Verducci stated the loan amount could be used by the recipient for any beneficial purpose. He noted the purpose was to alleviate the numerous requests for hardships, many of which were due to foreclosures. He said the loans gave the participants more flexibility. Chairman Larkin commented there seemed to be a national trend for people to turn to their retirement funds to stay in their homes. Mr. Verducci agreed and said Clark County and several other jurisdictions throughout the country now had loan provisions. He informed Chairman Larkin the loan information would be included in the Hartford's quarterly report to the County. Chairman Larkin expressed concern about people depleting their 457 retirement accounts.

Commissioner Galloway questioned whether the loans were for people who would not normally be eligible to draw from their accounts because they were not yet retired. Mr. Verducci explained the loans were for active employees and the funds were typically not available to them because they had not separated their employment from the County. Commissioner Galloway said he was concerned that this was not just for hardship situations and it was creating just another way for some people to live beyond their means. He indicated he had no problem with use of such funds for someone to stay in their house or other hardship, but these were supposed to be retirement accounts and he did not want to make the funds discretionary for non-hardship situations. He stated he would not support the two agenda items. Chairman Larkin said he was also concerned, but it was a private party exchange that provided a reasonable avenue for employees to either get into new homes or stay in their existing homes. He pointed out that people could always find a way to liquidate their resources.

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion carried on a 4-1 vote with Commissioner Galloway voting "no," it was ordered that Agenda Item 7K(1) be approved, authorized and executed.

08-643 AGENDA ITEM 7K(2) – HUMAN RESOURCES

Agenda Subject: "Approve Trust Agreement between the County of Washoe and State Street Bank and Trust Company, as the Trustee for loans in the Deferred

Compensation 457 Plan [no fiscal impact]; and if approved, authorize Human Resources Director to execute same. (All Commission Districts)”

See minute item 08-642 above for combined discussion of Agenda Items 7K(1) and 7K(2).

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion carried on a 4-1 vote with Commissioner Galloway voting “no,” it was ordered that Agenda Item 7K(2) be approved, authorized and executed.

08-644 AGENDA ITEM 7L(1) – PUBLIC WORKS DEPARTMENT

Agenda Subject: “Award bid for “Sparks Justice Court Tenant Improvement” project to the lowest responsive and responsible bidder (staff recommends Farr Construction [\$68,212]); and if awarded, authorize Chairman to execute contract documents. (Commission Districts 4 and 5)”

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7L(1) be awarded, authorized and executed as recommended.

08-645 AGENDA ITEM 7L(2) – PUBLIC WORKS DEPARTMENT

Agenda Subject: “Approve and execute an Interlocal Agreement between Washoe County and Washoe County School District, acting for the Family Resource Center, a Nevada Local Education Agency, (“FRC”), for use of a small portion of the space occupied by Juvenile Services Outreach Program located at 1665-1675 Sullivan Lane, Sparks, NV, as authorized within NRS 277.180 (1); commencing July 1, 2008 through April 30, 2009; Revenue for FY 2009/10 in the amount of \$10,000.00, will be directed into Juvenile Services cost center [127900 -710600]. (Commission District 5)”

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7L(2) be approved and executed.

08-646 AGENDA ITEM 7M(1) – REGISTRAR OF VOTERS

Agenda Subject: “Approve Interlocal Agreement between the County of Washoe and the City of Reno for election services provided by Washoe County (approximate

reimbursement received by the County will vary according to number of candidate races and questions placed on the ballot by City of Reno); and if approved, authorize Chairman to execute agreement. (All Commission Districts)”

In response to the call for public comment, Sam Dehne proposed reimbursement for votes that would allegedly be stolen from him and his son.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7M(1) be approved, authorized and executed.

08-647 AGENDA ITEM 7M(2) – REGISTRAR OF VOTERS

Agenda Subject: “Approve Interlocal Agreement between the County of Washoe and the City of Sparks for election services provided by Washoe County (approximate reimbursement received by the County will vary according to number of candidate races and questions placed on the ballot by City of Sparks); and if approved, authorize Chairman to execute agreement. (All Commission Districts)”

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7M(2) be approved, authorized and executed.

08-648 AGENDA ITEM 7A – DISTRICT ATTORNEY’S OFFICE

Agenda Subject: “Approval of Intrastate Interlocal Contract between the County of Washoe and the State of Nevada Department of Health and Human Services, Division of Welfare and Supportive Services, for period from July 1, 2008 until August 31, 2008, (no fiscal impact) for the purpose of providing continued enforcement of child support and medical insurance services on State of Nevada public assistance cases in Washoe County for two months pending transition of such files to the State; and if approved, authorize Chairman to execute the Contract. (All Commission Districts)”

Commissioner Humke requested that Item 7A be removed from the consent agenda to allow for separate discussion.

Paul Lipparelli, Legal Counsel, explained the public assistance cases handled by the Family Support Division were those where the custodial parent received temporary aid for needy families from the State Welfare Division. The Welfare Division then initiated child support action against the non-custodial parent to recover moneys paid by the Welfare Division. He indicated it was not a mandated function for the District Attorney’s Office and the responsibility was being given back to the State of Nevada. The State was requesting that the District Attorney’s Office continue to provide services

for the next two months, until the end of July 2007, while it geared up and transitioned existing cases. He pointed out the cases comprised approximately one-third of the entire child support caseload for the District Attorney's Office, so there was a budgetary savings produced by eliminating the function.

Commissioner Humke said he regretted giving up the function; however, it was the State's responsibility to go after the funds and the County was already dealing with enough State mandates.

In response to a question by Commissioner Galloway, Mr. Lipparelli stated compensation for the services was complicated because it involved applying for funds through various reimbursement methods. He indicated the County would be compensated for the services provided in the remaining two months and the budgetary savings would be protected.

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Galloway, which motion duly carried, it was ordered that Agenda Item 7A be approved, authorized and executed.

08-649 AGENDA ITEM 7J(6) – COMMUNITY DEVELOPMENT

Agenda Subject: “Reappoint Trudy Brussard and Ann Potts as At-Large (East of McCarran) members and Ron Nicholson as an At-Large (West of McCarran member) to June 30, 2010, appoint Len Crocker as an At-Large (West of McCarran member) to June 30, 2010, and possibly appoint one At-Large Primary Alternate to June 30, 2010 and one At-Large Secondary Alternate to June 30, 2009 on the West Truckee Meadows Citizen Advisory Board. (Commission District 1, Commissioner Galloway)”

Commissioner Galloway requested that Item 7J(6) be removed from the consent agenda.

Commissioner Galloway proposed that no appointment be made for the secondary alternate position because it had never really been needed in recent years. Based on the two applications received, he nominated Dan Clarke for the At-Large Primary Alternate position.

There was no public comment on this item.

On motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried, it was ordered that the appointments in Agenda Item 7J(6) be approved as described. It was further ordered that Dan Clarke be appointed as an At-Large Primary Alternate to June 30, 2010 and that no appointment be made at this time for the At-Large Secondary Alternate position.

BLOCK VOTE – AGENDA ITEMS 10, 12, 13, 14 AND 16

The Board combined Agenda Items 10, 12, 13, 14 and 16 into a single block vote.

08-650 AGENDA ITEM 10 – MANAGER’S OFFICE

Agenda Subject: “Recommendation to acknowledge receipt of a status report and possible action related to urban bear issues on the Sierra Front based on continued discussion of the Sierra Front Bear Working Group; and authorize Finance to make the necessary budget adjustments to provide for the expense of \$59,631 of Fiscal Year 2007-08 savings to the Regional Parks operating budget, pooled positions, account 7011130, for the purchase of 62 Bear Resistant Food Storage Lockers from Bear Saver of Ontario, California (sole source) for the Davis Creek Regional Park Camp Ground. (Commission Districts 1, 2 and 5)”

County Manager Katy Singlaub pointed out the purchase was from a sole source provider.

There was no public comment on this item.

On motion by Commissioner Galloway, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 10 be acknowledged and authorized.

08-651 AGENDA ITEM 12 – SOCIAL SERVICES DEPARTMENT

Agenda Subject: “Recommendation to authorize the Department of Social Services to expend up to \$351,000 in Fiscal Year 2008/2009 from children’s services accounts: 710714 referral services to benefit children in care and families who are clients in the most expeditious manner to promote keeping families intact including the use of special purchase orders, purchase orders, procards to purchase specific items or gift cards to pay for food, support services, and Thanksgiving and Christmas food and gifts. (All Commission Districts)”

There was no public comment on this item.

On motion by Commissioner Galloway, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 12 be authorized.

08-652 AGENDA ITEM 13 – SOCIAL SERVICES DEPARTMENT

Agenda Subject: “Recommendation to authorize Purchasing and Contracts Administrator to execute non-exclusive agreements for counseling and evaluation services with vendors to provide counseling, evaluation, and educational services for

the children and families that are served by the Children’s Division of Social Services for a twenty-four month period, with up to two possible one year extensions [not to exceed a total of \$1,230,000 annually]. (All Commission Districts)”

In response to the call for public comment, Sam Dehne remarked there were potentially \$5 million worth of expenditures associated with the agenda item and wondered whether the services went out to bid.

County Manager Katy Singlaub indicated all purchasing contracts were reviewed and vetted through the Purchasing Department, as well as through external audit at the end of the year.

Commissioner Galloway commented there was general direction from the Board that contracts were not approved for more than three years without coming back before the Commission. He pointed out the agreements described in the agenda item had two possible one-year extensions and would therefore extend for four years. Ms. Singlaub said the annual contract extensions would come back before the Board based on the contract amounts. Commissioner Galloway clarified the policy was to consider other vendors every three years. Ms. Singlaub explained the agreements were non-exclusive and, rather than eliminating vendors, were made with a variety of providers who met the necessary qualifications.

Mike Capello, Director of Social Services, stated most of the services were provided to clients of the department who were under the jurisdiction of the Family Court, which often ordered counseling, evaluations and/or treatment. He said the agreements provided a mechanism to bring multiple vendors in to serve those clients and any vendor in the community was able to enter into a contract if they could provide the services, were licensed and met all qualifications. He agreed with Ms. Singlaub that it was not typically required to put the services out to bid. He emphasized that no providers were excluded and there was a vetting process in place between the client and the caseworker to select a vendor in each individual case. He indicated the system had been in place for the last several years and gave flexibility when the court ordered interventions, which were sometimes unique.

Commissioner Galloway asked Mr. Capello how he interpreted the authority being granted under the agenda item; for instance, whether it allowed agreements to begin this fiscal year, next fiscal year and the fiscal year following that. Mr. Capello said Board approval would give authorization to the Purchasing and Contracts Administrator to execute contracts and provided an end date for the agreements. He said Board approval would not necessarily be requested unless there was a change in the process or a significant change in rates. Commissioner Galloway suggested the following clarification of the item: “within the remainder of this fiscal year and next fiscal year, you may enter into such agreements.” He indicated it was not authority in perpetuity and any agreements entered after that point would require authorization from the Board. Ms. Singlaub clarified the initial contract period was for 24

months. Commissioner Galloway agreed, and said the Purchasing and Contracts Administrator would basically have to enter into agreements within the next 13 months.

Commissioner Humke said it appeared there was a Social Services contract with one entity from whom he earned a small amount of income. He therefore abstained from voting on the agenda item.

On motion by Commissioner Galloway, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke abstaining from the vote, it was ordered that Agenda Item 13 be authorized and executed. It was further clarified that the Purchasing and Contracts Administrator was being granted authority to enter into the agreements described in the Agenda Item for the remainder of fiscal year 2007-08 and through the end of fiscal year 2008-09.

08-653 AGENDA ITEM 14 – PUBLIC WORKS DEPARTMENT

Agenda Subject: “Recommendation to authorize the Public Works Director to approve payment from utilities undergrounding account of the following estimated utilities costs (upon receipt of invoice) for the Crystal Bay Utilities Undergrounding Project: AT&T California (\$202,000), AT&T Nevada (\$70,000), from Sierra Pacific Power Company (\$487,000) and Charter Communications (\$126,000). (Commission District 1)”

There was no public comment on this item.

On motion by Commissioner Galloway, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 14 be authorized and approved.

08-654 AGENDA ITEM 16 – PURCHASING DEPARTMENT

Agenda Subject: “Recommendation to award Request for Proposal #2634-08 for Employee Assistance Program, to ACI Specialty Benefits, Inc., 5414 Oberlin Drive, Ste 240, San Diego, CA 92121, [approximate award amount \$122,958 (\$40,986/per year)], on behalf of the Washoe County Human Resources Department; and if awarded, authorize the Purchasing and Contracts Administrator to execute the agreement with ACI Specialty Benefits, Inc. for a three year period. (All Commission Districts)”

There was no public comment on this item.

On motion by Commissioner Galloway, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 16 be awarded, authorized and executed as recommended.

Agenda Subject: “Assistant Sheriff Emerson, Operations Bureau Commander Sheriff’s Office-Report on RAVEN 3 Incident and Repair Status of Aircraft. (Requested by Commissioner Humke/All Commission Districts.)”

Assistant Sheriff Marshall Emerson, Operations Bureau Commander, provided a summary of an aircraft incident that occurred during an authorized training mission involving the Regional Aviation Enforcement (RAVEN) Unit and the Sheriff’s Office K-9 Team. He placed a copy of the report on file with the Clerk. He introduced Sergeant Kevin Eikleberry of the RAVEN Unit and Maurice Bessiere, the aviation mechanic assigned to RAVEN.

Assistant Sheriff Emerson explained the RAVEN 3 aircraft suffered a strike to its main rotor blade and was able to make a safe and controlled landing under full power, with no injuries and no other visible damage to the hull of the aircraft. He stated the National Transportation Safety Board (NTSB) was contacted on more than one occasion but declined to conduct an investigation. He described the details of the incident, administrative actions taken, and necessary repairs, as well as the estimated costs and time involved to complete the repairs. He pointed out there were also some repair items discovered during required inspections and overhauls that were not related to the incident.

In response to questions by Chairman Larkin, Sergeant Eikleberry indicated the accident was due to pilot error, there was no mechanical error, and there was no subsequent enforcement action by the Federal Aviation Administration (FAA). Chairman Larkin asked what actions were proposed by the review board and command staff. Assistant Sheriff Emerson indicated the executive staff of the Sheriff’s Office would review the results of the investigation, make recommendations and take corrective actions. Chairman Larkin questioned what precautions would be incorporated into policies and procedures to make sure the accident did not happen again. Sergeant Eikleberry stated the current policies were being rewritten. He said the goal was to have the aircraft operational sometime in August. Chairman Larkin requested a progress report to the Board in July 2008. Assistant Sheriff Emerson agreed to provide that and pointed out everything so far was progressing on schedule.

Commissioner Galloway asked whether the rotor hit the side of the ravine. Assistant Sheriff Emerson said that appeared to be the case. Sergeant Eikleberry was not sure of the exact measurements of the ravine, but said it was very wide. Commissioner Galloway suggested no training missions be undertaken that would jeopardize the status of the aircraft. Sheriff Michael Haley pointed out the pilots were the most highly trained military pilots, and flying helicopters was difficult and dangerous. Although no error was acceptable, he noted there had been no other pilot-related errors since the initial purchase of the aircraft in 1996. He indicated the pilots needed to be in the areas they were training for because they could not pick and choose where people might be lost or where the aircraft might need to go. He said he stood ready to be responsible for any errors

committed under his command and suggested the error rate was phenomenally low. Commissioner Galloway emphasized he was not questioning the error rate, but wondered if training could be done under conditions that were less than 100 percent of those experienced during an incident because the pilots were already well trained. He remarked this might save resources for events such as a major fire and indicated he did not see how the County could sustain the operation if there was another incident.

Commissioner Galloway referred to the discovery of a bent shaft on the tail rotor assembly during inspection of the aircraft. He wondered if that could be an indication of an unreported incident. Sheriff Haley surmised the damage would probably have occurred as the helicopter was backed into its very tight hanger location. He said any slight bump could cause such damage, which was very slight and not noticeable in the operation of the helicopter. Commissioner Galloway pointed out that even the slightest repair on a helicopter was going to cost a lot of money. Sheriff Haley agreed and emphasized the return on investment with respect to fires, serious catastrophic events such as earthquakes, and other events affecting public safety was well worth the money spent. He stated the aircraft program had not cost the region a great deal of money because federal money was used to purchase the aircraft and pilots trained by the military were used to fly the aircraft. He said the County could not afford to operate the helicopter without the funding, training and retraining of pilots that came from ancillary sources.

Commissioner Galloway stated it was his understanding that regulations had changed and military parts were not necessarily available because there was not enough individual part traceability to qualify the parts to be used in the repairs. Sergeant Eikleberry indicated the military was now sending aircraft and parts to Iraq, rather than providing them to the Law Enforcement Support Office, which is where the County previously acquired such items.

Commissioner Galloway pointed out the \$195,000 listed in the incident report did not include actual replacement of the damaged rotors. Sergeant Eikleberry agreed and said he was waiting for estimates to repair the damaged rotor, as well as returning the other rotor to service, which should be less expensive than the purchase of two new composite rotors at about \$120,000 each. He estimated metal blades could be purchased for about \$130,000 for a set of two. He indicated it was cheaper in the long run to use composite blades because they were good for 10,000 hours of flight time versus approximately 4,800 hours for metal blades.

Commissioner Humke called attention to the second paragraph of the incident report, which referred to the high number of hours logged by the two pilots in charge of the aircraft, as well as the fact that they had many combat hours. He asked whether the canine training was designed to replicate combat missions. Assistant Sheriff Emerson replied the combat hours flown by the pilots was provided to emphasize their level of skill and experience, but the actual training mission was scheduled to prepare handlers and animals for air insertion into a remote area where they have to be tactically deployed. He indicated such training was generally done in conjunction with special weapons and tactics people, although separate outcomes were expected. Commissioner

Humke questioned whether the aircraft fit the military expression of a “hanger queen.” Sergeant Eikleberry replied there had not been funds available to make required repairs in past years and it would cost money to maintain the aircraft in future years. He characterized the aircraft as a tremendous asset to the County and indicated it was not a “hanger queen,” but was a very well performing machine or “hotrod.” Sheriff Haley stated the Sheriff’s Office was a paramilitary environment, but it was required that personnel who worked for the Sheriff’s Office understood their role was not combat related and did not involve aggressive flying. He said it was very reserved and specific to the mission of providing safe service. Commissioner Humke said he was just trying to analyze the mission and make analogies to firefighting because of the previous agreement regarding the aircraft. Sheriff Haley acknowledged the aircraft had dual missions, but it had not given up its previous mission in order to be more cost effective. He assured the Commissioners that the Sheriff’s Office fully understood the high value and importance of fighting fires in the region.

Commissioner Weber said it was a very difficult situation. She understood the Sheriff and his office had taken full responsibility, but the Commissioners had a lot of constituents who were asking and commenting about this particular issue. She indicated the Board had taken a leap of faith in gearing the helicopter up for the fire season and it was very difficult to know how to respond to constituents’ concerns. She stated it was unfortunate to wait until August to have the aircraft available, but that was what was necessary.

No action was taken on this item.

08-656 AGENDA ITEM 9 – APPEARANCE

Agenda Subject: “Beth Macmillan, Executive Director Artown Presentation and informal update on Artown’s 2008 Preview. (All Commission Districts)”

Beth Macmillan, Executive Director of Artown, commented that Artown 2008 would begin within two weeks. She said the current economy was key to this year’s festival, in that Artown would be offering an average of seven free events every single day during the month of July. She encouraged all of those who lived in Washoe County and all visitors, not only to buy tickets, but to attend free Artown events to celebrate the community. She identified several activities associated with Independence Day, only one of which required a ticket. She showed a short video presentation that previewed 2008 events, which was placed on file with the Clerk. Ms. Macmillan also provided copies of a booklet listing all 2008 Artown events, which was placed on file with the Clerk. She thanked Washoe County for its support of the Artown festival.

No action was taken on this item.

AGENDA ITEM 15 – MANAGEMENT SERVICES/COMMUNITY SUPPORT

Agenda Subject: “Update regarding Homeless Services issues and discussion and possible direction to staff regarding next steps. (Requested by Commissioner Weber/All Commission Districts)”

Undersheriff Todd Vinger indicated there was a comment made in May 2008 that the population of the jail would increase if the homeless shelters were not kept open. He summarized Appendix A of the staff report, which contained factual data about a sample jail population of 985 inmates on June 5, 2008, which was extremely low for the time of year. The statistics identified 14 percent of the jail inmates as possibly being homeless, although he cautioned that inmates had various reasons for refusing to provide an address. He observed 1.11 percent of the jail population had a combination of possible homeless status with some type of mental health evaluation or treatment. He talked briefly about the Homeless Evaluation Liaison Program (H.E.L.P.) and said no correlation had been found between having a H.E.L.P. officer on the street and any increased or decreased incidence of those taken into civil protective custody (CPC). He explained the County included one deputy in the H.E.L.P. task force under an agreement with the Reno Police Department, who also furnished one officer, and the program was designed to offer resources to the homeless, including bus or travel tickets to connect them with friends or family in another jurisdiction. He stated there were community liaison officers at the Sheriff’s Office who were also responsible for some of those duties. He discussed the Inmate Assistance Program (IAP), which had a deputy who tried to help inmates get out of jail, connect with family members outside the jurisdiction, connect with treatment programs, and find housing in the community, or find temporary housing. He commented H.E.L.P. might not have a big impact on the jail population because similar services were provided in the jail. Chairman Larkin asked what kind of correlation one could expect if there was a relationship, and whether it was being suggested that the CPC population were longer term residents and the H.E.L.P. population was more transient in nature. Undersheriff Vinger said he did not have data to correspond the two populations.

Sheriff Haley noted that Reno City Councilwoman Sferrazza’s comment attempted to correlate the population of the tent city with the jail population. He clarified the information obtained by the Sheriff’s Office showed the folks at the tent city were not criminals. He indicated the individuals at the tent city had been checked several times through one or more law enforcement agencies, and there was not a correlation between the population of the tent city and an increased or decreased population in the jail. He characterized it is a quality of life issue and an issue of whether or not a homeless person was more likely to be victimized. Sheriff Haley remarked that a person who was homeless was more likely to need services, but it was not a crime to be homeless. He suggested that, even if he were to put a H.E.L.P. deputy back at the bus station, the deputy would not be dealing with the tent city population, but would be dealing on average with a totally different population.

Commissioner Jung requested that staff look at the amount paid for the homeless when they ended up in an emergency room facility. She asked that the CPC statistics be broken out on a month-to-month basis if possible. She noted the Sheriff's Office and Reno Police Department both operated under more of a social services approach than they might have in past years when there was more room in the jail. Sheriff Haley replied there were somewhere between 900 to 1,100 individuals who were not in the jail because of other programs currently in place. Commissioner Jung said she would do anything to help those who could be helped. She stated the tent city had a population of about 103 people and there must be a way to help them within such a large community. Sheriff Haley agreed and pointed out the Sheriff's Office was more than happy and to participate, but not from an enforcement perspective because it had no correlation to increasing or decreasing the jail population. He noted his office was already intervening in other ways with individuals who could potentially do that. Chairman Larkin agreed that month-to-month statistics would be helpful.

Community Support Administrator Gabrielle Enfield conducted a PowerPoint presentation, which was placed on file with the Clerk. She explained there was a suggestion at a recent Joint meeting between the County Commission and the two City Councils that homeless services were social services that should be provided by Washoe County. She stated there was no separate class of services to support homeless residents, but Washoe County Social Services provided services that were established and approved by the Board of County Commissioners to all eligible residents. She indicated the campus facilities at Record Street would allow County staff to provide better access and support for the individuals and families eligible for such programs. She listed several Social Services and Senior Services programs, and identified those that were more heavily utilized by homeless individuals and families. She presented demographics related to homelessness in Washoe County. Ms. Enfield provided some background about the primary goals of the Ten-Year Plan to End Homelessness, which was developed under a federal initiative with the participation of local, State and federal agencies. She talked about emergency shelter, transitional housing and permanent supportive housing, all of which had unmet needs. She touched on preliminary research and findings related to homeless services in similar jurisdictions, which were heavily funded through private donations and faith-based organizations. In response to a question by Commissioner Galloway, she said the Family Promise Interfaith Hospitality Program was included in the housing statistics. She reviewed the history of previous decisions and actions in the region. She gave an update of committed funding, as well as in-kind services and support already provided by the County. She outlined some of the next steps, including an upcoming meeting between Chairman Larkin, Mayor Cashell and Mayor Martini, as well as the Managers and staff for each of the local entities.

Chairman Larkin referred to NRS 428.010, which was the enabling legislation that required counties to: *"provide care, support and relief to the poor, indigent, incompetent, and those incapacitated by age, disease or accident."* He asked whether the legislation included the term "homeless." Ms. Enfield did not believe the term "homeless" was identified anywhere in the NRS. Chairman Larkin pointed out the statement on page 3 of the staff report that said the Board of County Commissioners met

the legislative requirement by establishing the Health Care Assistance Program (HCAP) and the General Assistance Program (GAP). Ms. Enfield said that information had been provided by Social Services.

Mike Capello, Director of Social Services, stated he did not believe NRS 428 made any specific reference to homelessness or to that category of service. He agreed the County's programming had evolved through the HCAP and GAP to meet the service needs. He pointed out there were some limitations in NRS 428 as to the kind of facilities the County could pay for. He indicated approximately \$5 million per year was spent on nursing homes for those who were unable to care for themselves. He said group home care was provided to homeless individuals who had a physical illness, typically those who were coming out of the hospital. They were placed in a boarding home until their medical condition improved and a discharge plan could be implemented. Mr. Capello stated several million dollars were also spent on emergency room services and a clinic operated by Renown Healthcare was utilized for routine care by many homeless individuals because they qualified as indigent under the legislation. He observed homeless people were served in a number of areas by the County through the Department of Social Services because they met criteria for being indigent or qualified in a number of other areas.

Commissioner Humke asked whether there was a definition for homelessness. Ms. Enfield replied the U.S. Department of Housing and Urban Development (HUD) identified a person as homeless as someone who lived in a place that was not meant for human habitation. For example, a motel room without a kitchen was not meant for long-term habitation. Commissioner Humke commented that Social Services was taking care of medical needs, providing services for those who were indigent and also taking care of needs that fell into other categories. He said the Sheriff's Office was taking care of those with criminal involvement. He wondered if it was really a self-defined problem, meaning that an agency wanted to help someone so they defined what was meant by homelessness. Ms. Enfield indicated there were a number of service and nonprofit agencies that specifically identified and defined the populations they served, and therefore used narrower or broader definitions for homelessness.

Commissioner Humke referred to the sources of information compiled in the staff reports. He noted there seemed to be hostility to account for and give credit to religious organizations and faith-based organizations for the work they were doing. He said virtually every church in Washoe County was doing something to assist the homeless, whether it was a food program or clothing program, and he did not see where their work was being accounted for. Ms. Enfield emphasized that was certainly not her intent. She agreed there were a number of faith-based organizations involved in the Reno Area Alliance for the Homeless (RAAH). She said if a faith-based organization was providing shelter services that were not a component of the Family Promise Interfaith Hospitality Program, the County might not have information available about what they were doing. She stated an effort was made to include all known existing programs in the housing inventory. She indicated that faith-based organizations were restricted from proselytizing when they received public funds, which created somewhat of a dichotomy.

County Manager Katy Singlaub pointed out that Ms. Enfield worked very closely with faith-based organizations. She stated there were active contracts with faith-based organizations and they were a critical part of the solutions. She remarked that the County supported them, partnered with them, wanted them to have greater visibility for the problem, and wanted to help increase their capacity to generate donations.

Chairman Larkin referred to a 2002 settlement agreement between the City of Reno and certain casinos. He noted that item 5 of the agreement clearly used the term "homeless shelter." He pointed out it was the City's responsibility to provide homeless services because they entered into the settlement agreement. He emphasized he had no idea what "homeless services" meant, and talked about some specific items in the agreement, including the provision that facilities must be located outside of the redevelopment district. Ms. Enfield offered to provide the entire settlement document. She stated the shelter campus at Record Street came out of a need to move the previous homeless shelter out of the Reno-Sparks Gospel Mission's building. Chairman Larkin reiterated that he had no definition for what a homeless shelter was, and there was nothing defined or enumerated by the State Legislature. He suggested it was necessary to get a handle on defining exactly what was being discussed in order to move toward some resolution of the problem. He agreed with Commissioner Jung that it was a small population and there should be a way to fix the problem in some capacity, but which capacity was yet to be determined.

Commissioner Galloway said he supported participation in the Ten Year Program to End Homelessness based on a layman's concept of what homelessness was, not the HUD definition. He wanted to find some way to help those on the street get back into some kind of normal circumstances, but had not intended to include someone who was living in a weekly motel, earning money every day and paying the rent. He did not believe a homeless shelter was intended so that someone who was earning money every day could live free at taxpayer expense and not pay rent. He indicated the definition needed work.

Commissioner Galloway referenced a statement in the staff report that 46 percent of the homeless people interviewed identified transportation problems as a primary cause of their homelessness. He wondered what that meant. Ms. Enfield clarified the question was part of some interviews conducted by RAAH with individuals at the men's shelter campus in January 2007. She believed it was a follow-up question to individuals who asserted they were homeless primarily because of unemployment. Commissioner Galloway said he would like to know what it meant and would like to see more specific questions asked.

Chairman Weber suggested it was appropriate to take a definition of what the Board thought homelessness was, and people would either be in that category or not. She said homelessness was dealt with in the churches years ago until government came in and took it away because they thought they could do a better job. She believed there

should be a call to the community and the churches asking them to step up to the plate during these poor economic times.

In response to the call for public comment, Elizabeth Dorway, Director of the Family Promise Interfaith Hospitality Program and Chair of RAAH, said it was amazing the way the faith community stepped up to support families. She identified transportation as a huge issue for families and indicated it was a daily barrier for people to either get to work or apply to work. For example, she stated there were family members who were able to get jobs at the Wal-Mart Distribution Center in Patrick, but were not able to get there. She said it was even harder for those staying on the street. She indicated the Department of Education used a broader definition for homelessness than the one used by HUD, which caused some confusion. She observed it was nearly impossible for families to break the cycle of paying more than \$240 per week on motels with no kitchen facilities to feed their kids properly. She believed it was important for the plan to account for the cycle of motel living.

In response to Chairman Larkin's question about further staff direction, Ms. Singlaub summarized several important points. She said, based on input from the community and a lot of stakeholders, it was important to refocus on the Ten Year Plan to End Homelessness and to engage the nonprofit sector in focusing on how to end homelessness. She stated there was a desire to work with nonprofits and faith-based organizations and help them to increase their capacity. She pointed that mental health issues were a huge component of the problem and, going forward, the State would have to deal with how to solve those issues. She commented that people would not be able to escape homelessness without treatment of their mental health issues and that was not an issue the faith-based community ought to have to deal with. She suggested a focus on funding to hire veterans' services officers because as much as 30 percent of the homeless population was eligible for veterans' benefits and was not getting them. Ms. Singlaub emphasized the development of a long-term strategy that relied on nonprofit and faith-based partners to help fund the various strategies that had been vetted and were part of the Ten Year Plan to End Homelessness. She welcomed any direction from the Board for the upcoming meeting to try to forge some solutions.

No action was taken on this item.

08-658 AGENDA ITEM 11 – SOCIAL SERVICES DEPARTMENT

Agenda Subject: “Update on the Award of Request for Proposal to Rose Glenn Group on September 18, 2007 for media buying services for foster and adoptive homes in the award amount of \$85,000. (All Commission Districts)”

Kevin Schiller, Division Director of Children's Services; Flip Wright, Vice President of Brand Strategy and Account Planning for the Rose Glenn Group; and Stan Byers, Senior Vice President and Creative Director for the Rose Glenn Group; conducted a PowerPoint presentation, which was placed on file with the Clerk.

5:23 p.m. Chairman Larkin and Commissioner Jung temporarily left the meeting.

Mr. Wright indicated the Have A Heart strategy was created because there was a need to elevate the foster care issue to the level of a cause, to increase awareness and interest in foster care and adoption, and to create an identity and personality around the issue that would get into people's minds and stick there so people knew what they could do to get involved. He stated the first goal was to develop a strong theme in a supported integrated campaign that would give the cause a face or brand that people could recognize. He said the second goal was to get the conversation started and really help to motivate people who wanted to be involved in the cause but who would not necessarily open up their homes to become foster parents. The Department of Social Services had a measurable objective to find 55 new homes or 125 new beds, as well as to add measurably to donations and other types of involvement. Giving people opportunities to get involved might eventually open the door for them to become foster parents.

5:26 p.m. Commissioner Jung returned to the meeting.

Mr. Wright talked about some basic beliefs identified by the research, such as the belief that the children were broken, that foster care was a cottage industry for people who wanted the money, that it could be risky to one's own family, that the proper training did not exist, and the notion that it was necessary to be a perfect parent in order to be a foster parent. He said the messaging needed to acknowledge that some of the beliefs might be true and the problem could not be fixed with a message showing super happy children who just needed a hug to make everything better. Mr. Wright pointed out the message needed to focus on the kids, who were the community's children. Given the number of people in the community and the number of kids who needed help, there was not a shortage of potential parents or resources. He stated the desired community response to the messaging was: "How can I do more?"

5:30 p.m. Chairman Larkin returned to the meeting.

Mr. Byers said, when doing public service, the Rose Glenn Group tried to be honest, clear, concise, relevant and frugal. They came up with the Have a Heart logo and created a website called HaveAHeartNV.org so that people could easily take action if they decided to. He reviewed several specific pieces of the campaign, such as outdoor billboards, direct mail, a mini website for quick response, a 30-second television spot and radio public service announcements. He emphasized the use of stock photography and desktop methods rather than photo shoots to be more frugal.

Kevin Schiller, Division Director of Children's Services, explained there were currently 413 foster homes and there had been no net increase in the number of homes over the previous year. He indicated the campaign was rolled out the previous month and the number of homes would be tracked going forward. He observed there had been a record number of inquiries in the month following rollout of the campaign.

No action was taken on this item.

Agenda Subject: “Recommendation to award Bid No. 2652-08 for new Fleet Heavy Equipment to the lowest responsive, responsible bidder, Cashman Equipment Company [\$2,155,520 with a guaranteed buy-back option at the end of five years of \$1,600,318 for a net cost of \$555,202; approve foregoing of the December 31, 2004 guaranteed buy back option of \$1,345,720 in favor of accepting the bid from Ritchie Bros. Auction Company to sell the County’s used equipment for \$1,369,995 plus 80% of the gross auction proceeds exceeding \$1,600,000 thereby netting the County a minimum additional amount of \$24,275 over the guaranteed buy-back amount, in support of this action]. (All Commission Districts)”

County Manager Katy Singlaub pointed out the County had been doing the guaranteed buy-back program for a while.

Public Works Director Dan St. John pointed out the fleet was reduced by two pieces of heavy equipment in response to the Board’s previous comments and concerns about the budget. He said there was a significant savings in going from 13 to 11 pieces of equipment and it took a lot of soul searching for operations staff to determine whether the peak needs could still be met during snowstorms. He stated the Director of Roads had followed up with counterparts in the Cities of Reno and Sparks to talk about options for shared equipment and shared purchasing. Although the equipment was used year round, he identified snow removal as its primary use.

Commissioner Galloway asked whether there would be a net reduction of equipment in the Lake Tahoe area to deal with snowstorms. Mr. St. John stated there would be a reduction from nine to eight loaders at Incline Village/Crystal Bay. Commissioner Galloway complimented Road Supervisor Dick Minto for his excellent work at Incline Village and asked him how he would handle the reduction. Mr. Minto acknowledged it would be difficult but said he realized the situation the County was in. He said it would be necessary in some cases to run equipment for longer periods of time. He pointed out the key to efficient snow removal was to get on it quickly and remove the snow as soon as possible. He remarked that the road crew would have to be on their game, get out there quickly and do the best they could. Commissioner Galloway encouraged feedback as to how things worked out after the season was over. He noted the net cost of \$555,202 per machine was very low. Mr. St. John complimented Senior Buyer Mike Sullens, General Services Division Director Jean Ely, and Equipment Services Superintendent Dave Gonzales for their efforts in getting the best life cycle cost on the equipment. As pointed out by Ms. Ely, he said the ownership cost to the County would average \$834 per unit per month. Commissioner Galloway indicated it was phenomenal to have a cost of less than \$50,000 per unit for five years.

There was no public comment on this item.

On motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried, it was ordered that Agenda Item 17 be awarded and approved as recommended.

08-660 AGENDA ITEM 19 – MANAGEMENT SERVICES

Agenda Subject: “Consideration of a request from the Regional Transportation Commission for the Board of County Commissioners to place two questions on the November ballot relating to transportation funding; and if approved, to direct staff to initiate the process to place the two questions on the ballot, including the process to develop the committees to write the advocating and opposing arguments to the ballot questions. (All Commissioner Districts)”

Derek Morse, Deputy Executive Director of Planning for the Regional Transportation Commission (RTC), explained the request made to the Board was designed to introduce them to the drafts of the two proposed ballot questions and to ask the Commissioners to initiate the process to put committee appointments in motion. He stated the RTC Board appointed a blue ribbon committee of 30 community leaders on transportation funding in February 2008 to study the issue of projected shortfalls in transportation funding and make recommendations as to the possible content of a ballot question. The Committee recommended to the RTC Board in May 2008 that there should be two ballot questions, one to address projected shortfalls in street and highway funding, and one to address shortfalls for public mass transit. He emphasized the solutions proposed by the Committee were not total solutions because the problem was too big, but the two questions were the first steps.

Mr. Morse discussed the first ballot question, which proposed to tie diesel and gasoline taxes to a construction index. He stated local fuel taxes were currently indexed using the Consumer Price Index, but that was not adequate to address inflation in street and highway construction. He said federal and State fuels taxes had no inflation protection and were suffering huge losses. He indicated more than 60 percent of the projected \$4.9 billion street and highway shortfall was caused by inflationary losses. He noted the first question, if approved by the voters, would make up more than half of the shortfall. In response to a question by Chairman Larkin, he said the Committee felt it was too big a step to go after the entire amount all at once. Consequently, they recommended to the RTC Board that a follow-on group work out the details of the next steps based on some of the work already done by the Committee and any changes in the economy over the next few years. Chairman Larkin inquired about action taken by the RTC to raise developer fees for the Regional Road Improvement Fund. Mr. Morse explained the RTC approved a five-year phased-in program for new developer impact fees, which represented a 180 percent increase in developer impact fees over the pre-December 2007 levels that was phased in to account for the slow economy. They also endorsed new level of service and congestion standards for the community, which were recently approved by Washoe County, Reno and Sparks at a joint meeting. He indicated that was projected to save the public almost \$0.5 billion through 2040 in terms of infrastructure costs. Mr. Morse said there were still shortfalls after all of these actions were taken into account.

Commissioner Galloway noted the first advisory question seemed very nonspecific. He suggested the RTC had been late in raising impact fees to keep pace with road construction and, by the time they finally got around to raising those impact fees, there was very little construction going on to pay for the increase. He noted, even after the increase, the RTC would not be up to the maximum statutory level for five years, by which time it would cost even more to build roads. He wondered why he should support something so vague when the RTC had not done all it could with the legislation it already had. Mr. Morse replied that inflation had been extremely high during the last couple of years and it took about two years to go through one of the updates to the impact fees, so a lot of ground was lost. He acknowledged there had been a lag in getting some of the fees up, but pointed out the question would help to get them where they needed to be. He said it was controversial to bring fee increases forward, even during the best of times, but the RTC Board accepted the increase and came up with a good solution to phase it in rather than putting the burden all at once on a sector that was suffering deeply during a slow economy. Commissioner Galloway commented the question did not really say what the legislation should do or what Washoe County should seek, and it should be specific enough about indexing for the voters to understand. He was reluctant to ask voters to approve something that told officials to do something but did not tell them what to do. Mr. Morse indicated the explanation of the question went into detail about the proposed indexing and adjusting of fuel taxes to inflation. He stated all of the information Commissioner Galloway was requesting would be included in the final package. Commissioner Galloway said he would like to narrow the advisory question.

Mr. Morse explained the second ballot question was related to public mass transit, which had a projected shortfall of about \$1.1 billion. He noted over 70 percent of the operational costs for the current transit services were provided by sales taxes, which were sharply affected by the economic downturn. He said the RTC Board cut a total of 7 percent in transit services over the last several months and was projecting it would need to look at more than 20 percent in additional cuts. He stated the resources simply were not there in the future for what the community wanted to see in terms of having public transportation support such things as infill, transit oriented development and more efficient use of land. Increases in ridership were expected to be far less than what was needed to keep up with the expansion of the community. He indicated the second ballot question recommended by the Blue Ribbon Committee and endorsed by the RTC Board was to ask the voters to approve enacting the remaining 1/8 percent sales tax already authorized for public transportation under NRS 377A. He observed the proposal was for a binding question because enabling legislation was already in place.

In response to the call for public comment, Gary Schmidt suggested he would not be happy with the general wording and a two-phase question might be in order.

Commissioner Galloway remarked he would have supported the first ballot question if it had been more specific and dealt only with indexing, but it was too broad for him to support.

Commissioner Humke pointed out that every ballot question involved a certain level of confusion and responsible voters needed to review the arguments for and against that were published with the ballot materials, particularly for a taxation question. He added there was an argument that the question needed to be sufficiently broad so that detail could be provided in the arguments for and against. He said there were generally campaigns from the private sector that provide arguments for and against to the public. Commissioner Galloway stated he respected Commissioner Humke's legislative experience, but did not want to be in a position where the voters told the Board to solve the problem by whatever means necessary. He said turning to the language of the explanation was almost a defense of what the RTC had done with regard to the impact fees and he did not want to vote "yes" on something that he felt was inadequate with respect to the impact fees.

Paul Lipparelli, Legal Counsel, clarified that the agenda item was not intended to spell out the language of the question or to adopt the question, but only to initiate the process. He said, if the Board approved the item, the language for both questions would come back in a formal resolution. Chairman Larkin pointed out that a vote on the agenda item did not prejudice anyone for or against a future vote of actually placing questions on the ballot.

On motion by Commissioner Humke, seconded by Chairman Larkin, which motion carried on a 4-1 vote with Commissioner Galloway voting "no," staff was directed to initiate the process for the first ballot question as identified under Agenda Item 19.

On motion by Commissioner Humke, seconded by Chairman Larkin, which motion duly carried, staff was directed to initiate the process for the second ballot question as identified under Agenda Item 19.

6:00 p.m. The Board convened as the Board of Fire Commissioners for the Truckee Meadows Fire Protection District with all members present.

6:25 p.m. The Board reconvened as the Board of County Commissioners with all members present.

COMMUNICATIONS AND REPORTS

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

COMMUNICATIONS:

08-661 Joint Funding Agreement with the U.S. Geological Survey for Water Resources Investigations. (BCC Meeting November 13, 2006, Item 06-1268)

- 08-662** Interlocal Agreement between Washoe County and the Commission for the Reconstruction of the V&T Railroad for reconstruction of a 13-mile portion of track between Virginia City and Carson City. (BCC Meeting July 10, 2007, Item 07-819)
- 08-663** Nevada Grant Program Contract between Washoe County and Health Access Washoe County (HAWC) for fiscal year 2007/08. (BCC Meeting July 24, 2007, Item 07-852)
- 08-664** Map Illustrating Areas of Extra-Territorial Jurisdiction for the City of Reno, which serves to amend Appendix B of the Interlocal Agreement dated January 28, 2003.
- 08-665** Resignation of Donna Stammers from the Gerlach/Empire Citizen Advisory Board, dated May 6, 2008 and filed with the Clerk June 3, 2008.
- 08-666** Resignation of Pat McAlinden from the North Valleys Citizen Advisory Board, dated May 6, 2008 and filed with the Clerk June 3, 2008.

REPORTS – QUARTERLY:

- 08-667** Justice Court of the Incline Village-Crystal Bay Township, revenues received for quarter ending December 31, 2007.
- 08-668** Washoe County School District, summary for quarter ending March 31, 2008.

BUDGETS – FISCAL YEAR 2008/09:

- 08-669** City of Sparks, final budget.
- 08-670** City of Sparks Redevelopment Agency – Area #1, final budget
- 08-671** City of Sparks Redevelopment Agency – Area #2, final budget.
- 08-672** Gerlach General Improvement District, final budget.
- 08-673** Palomino Valley General Improvement District, final budget.
- 08-674** Reno-Sparks Convention & Visitors Authority, final budget.
- 08-675** South Truckee Meadows General Improvement District, revised tentative budget.
- 08-676** Truckee Meadows Water Authority, final budget.

08-677 Washoe County, revised tentative budget.

08-678 Washoe County School District, final budget.

* * * * *

6:25 p.m. There being no further business to discuss, on motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, the meeting was adjourned.

ROBERT M. LARKIN, Chairman
Washoe County Commission

ATTEST:

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

*Minutes Prepared by
Lisa McNeill, Deputy County Clerk*

Mark

RESOLUTION

WHEREAS, June 7, 2008 is National Trails Day,TM established by the American Hiking Society as an annual celebration of events held nationwide to promote public awareness and appreciation of America's trails and the people who help plan, build, and maintain them; and

WHEREAS, National Trails DayTM was created to foster a number of key goals:

- To promote the health benefits of trails
- To build partnerships among trail volunteer organizations, commercial and other private entities, and public land management and recreation agencies
- To encourage cooperative efforts among various trail user groups, such as hikers, bicyclists, equestrians, walkers, runners, boaters, etc.

WHEREAS, The celebration of National Trails DayTM is an important avenue for enhancing outdoor recreation opportunities for people of all abilities and ages; and

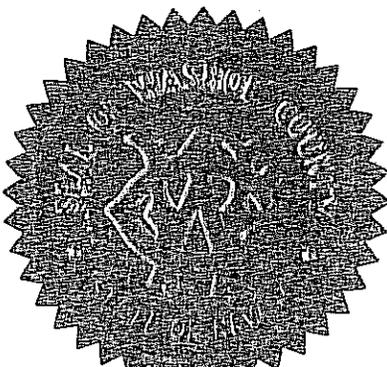
WHEREAS, The celebration represents years of hard work, dedication, and countless volunteer hours contributed by individuals, corporate sponsors, government agencies, non-profit groups, and community organizations across America; and

WHEREAS, The trail volunteers have provided over 2,562 hours of volunteer time resulting in over \$60,000 in donated labor; and

WHEREAS, The Washoe County Regional Parks and Open Space Department, along with key partners, including the Humboldt-Toiyabe National Forest, Nevada Department of Conservation and Natural Resources - State Parks and State Lands Divisions, California State Parks as well as many non-profit groups, private corporations, and others, including the Truckee Meadows Trails Association, Tahoe Rim Trail Association, Poedunks Mountain Biking Group, Great Basin Institute, Nevada Conservation Corps, Recycled Records, College Cyclery, Buckbean Brewing Company, and Ahhh Massage, have worked cooperatively to promote volunteer efforts to plan, develop, construct, and maintain multiple-use recreational trails throughout Washoe County; now, therefore, be it

RESOLVED, That the Washoe County Board of Commissioners acknowledges and supports efforts of Volunteers for Washoe County Trails Project and National Trails DayTM - June 7, 2008, and hereby recognizes the contributions of our community partners in celebration of National Trails DayTM.

ADOPTED this 17th day of June 2008.



Robert M. Larkin
 Robert M. Larkin, Chairman
 Washoe County Commission

08-6277

Summary - a resolution submitting a question concerning school financing in Washoe County to the registered voters at the 2008 general election.

RESOLUTION NO. 08-624

A RESOLUTION DESIGNATED AS THE "2008 SCHOOL FINANCING ELECTION RESOLUTION"; SUBMITTING A QUESTION TO THE REGISTERED VOTERS AT THE GENERAL ELECTION ON TUESDAY, NOVEMBER 4, 2008, CONCERNING THE IMPOSITION OF CERTAIN TAXES FOR SCHOOL FINANCING AS RECOMMENDED BY THE WASHOE COUNTY SCHOOLS CONSTRUCTION AND REVITALIZATION ADVISORY COMMITTEE AND APPROVED BY THE BOARD OF TRUSTEES OF THE WASHOE COUNTY SCHOOL DISTRICT; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF.

WHEREAS, Washoe County (the "County"), in the State of Nevada (the "State"), was duly organized and created pursuant to Nevada Revised Statutes ("NRS") 243.340 and is operating as a county under NRS chapter 244 and the general laws of the State; and

WHEREAS, Washoe County School District (the "School District") was duly organized and is operating as the school district of the County under NRS chapter 386 and the general laws of the State; and

WHEREAS, the Washoe County Schools Construction and Revitalization Advisory Committee (the "Committee") was created pursuant to Senate Bill No. 154 of the 2007 Legislative Session ("SB 154") to prepare and submit recommendations to the Board of Trustees of the School District (the "Board of Trustees") for the imposition of one or more taxes in the County to provide funding for capital projects for the School District; and

WHEREAS, the Committee has recommended the imposition of an additional one-quarter percent sales and use tax in the County beginning on July 1, 2009 (the "Sales and Use Tax") and the imposition of an additional governmental services tax of one-half cent per \$1.00 valuation of vehicles based in the County beginning on July 1, 2009 (the "Governmental Services Tax", and together with the Sales and Use Tax, the "Taxes") to be used for the purposes

08-624

set forth in NRS 387.335(1), and has submitted its recommendations to the Board of Trustees; and

WHEREAS, the Board of Trustees adopted a resolution on May 21, 2008 (the "Request Resolution") which approved the recommendations of the Committee and requested that the Board of County Commissioners of the County (the "County Board") adopt an ordinance imposing the Taxes (the "Ordinance") if a majority of the voters of the County voting on a question asking whether the recommended Taxes should be imposed in the County (the "Question") vote affirmatively on the Question at an election (the "Election") to be held in conjunction with the State general election on Tuesday, November 4, 2008, as required by SB 154; and

WHEREAS, the Board of Trustees caused a certified copy of the Request Resolution to be transmitted to the County Board, and the form of the Ordinance, the Question and other ballot information have been provided to the County in the Request Resolution; and

WHEREAS, pursuant to SB 154, the County Board shall submit the Question to the voters of the County at the Election.

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

Section 1. This resolution shall be known and may be cited as the "2008 School Financing Election Resolution" (the "Resolution").

Section 2. The Election is hereby designated, ordered, and called to be held in conjunction with the State general election on Tuesday, November 4, 2008, at which time there shall be submitted to the voters of the County the Question hereinafter set forth in Section 3 of this Resolution. The Election shall be conducted in the manner provided by NRS chapter 293 and all laws amendatory thereof (the "General Election Act").

Section 3. The County Clerk shall provide the County Registrar of Voters with a copy of the Question (including an explanation of the Question and a description of anticipated financial effect) substantially in the form as follows, with such changes as are approved by the Superintendent of the School District, to be submitted to the registered voters of the County:

WASHOE COUNTY SCHOOLS CONSTRUCTION AND REVITALIZATION QUESTION:

Shall the Board of County Commissioners of Washoe County be authorized to adopt an ordinance imposing an additional one-quarter percent sales and use tax in Washoe County beginning on July 1, 2009, and impose an additional governmental services tax of one-half cent per \$1.00 valuation of vehicles based in Washoe County beginning on July 1, 2009, for the purposes acquiring, constructing, improving and equipping school facilities for the Washoe County School District?

Explanation:

The 2007 Nevada Legislature created the Washoe County Schools Construction and Revitalization Advisory Committee (the "Committee") pursuant to Senate Bill No. 154 ("SB 154"). The Committee recommended the imposition of an additional one-quarter percent sales and use tax in Washoe County beginning on July 1, 2009 (the "Sales and Use Tax") and the imposition of an additional governmental services tax of one-half cent per \$1.00 of valuation of vehicles (the "Governmental Services Tax"). A "yes" vote would permit the Board of County Commissioners to impose the Sales and Use Tax and the Governmental Services Tax, the proceeds of which would be deposited in the Washoe County School District's fund for capital projects and used for the purpose of acquiring, constructing, improving and equipping school facilities as set forth in NRS 387.335(1). It is intended that the proceeds of such taxes be used for the revitalization of schools and technology improvements.

A "no" vote would prevent the imposition of such additional taxes at this time.

Argument Advocating the Washoe County Schools Question: [To be provided by the committee advocating the Question.]

Argument Opposing the Washoe County Schools Question: [To be provided by the committee opposed to the Question.]

Rebuttal to Argument Advocating the Washoe County Schools Question:
[To be provided by the committee opposed to the Question.]

Rebuttal to Argument Opposing the Washoe County Schools Question: [To

08-10-09

be provided by the committee advocating the Question.]

Description of Anticipated Financial Effect: From the additional taxes, the Committee anticipates additional revenue of approximately \$23,518,000 (based on 2007 data) to be provided annually to the Washoe County School District to acquire, construct, improve and equip school facilities.

[End of Form of Submission Clause and Other Ballot Information]

APR 11 2008

Section 4. The Registrar of Voters of the County shall follow the procedure set forth in NRS 295.121 with respect to appointment of committees to prepare arguments advocating and opposing approval of the Question.

Section 5. Nothing in this Resolution prevents the inclusion in the ballots of provisions for the expression by the qualified registered voters of the County of their choice for any questions or proposals other than the Question submitted at the Election.

Section 6. Immediately after the closing of the polls, the election officers shall proceed to canvass the votes cast on the Question, and certify the results so disclosed to the County Board.

Section 7. Within five (5) working days of the Election, the County Board shall meet and publicly canvass the returns.

Section 8. If a majority of the voters voting on the Question vote affirmatively on the Question, the County Board shall adopt the Ordinance substantially in the form attached to the Request Resolution.

Section 9. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the County Board and by the officers of the County relating to the Question is ratified, approved and confirmed.

Section 10. The officers of the County are authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

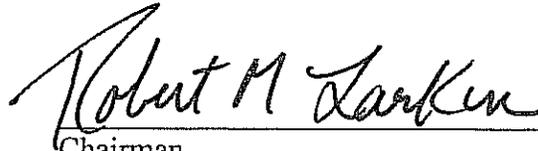
Section 11. All orders, bylaws and resolutions, or parts thereof, in conflict with this Resolution, are hereby repealed. This repealer shall not be construed to revive any bylaw, order or resolution, or part thereof, heretofore repealed.

Section 12. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

09-6-11

Section 13. This Resolution shall be in effect from and after its adoption.

PASSED, APPROVED AND ADOPTED this June 17, 2008.

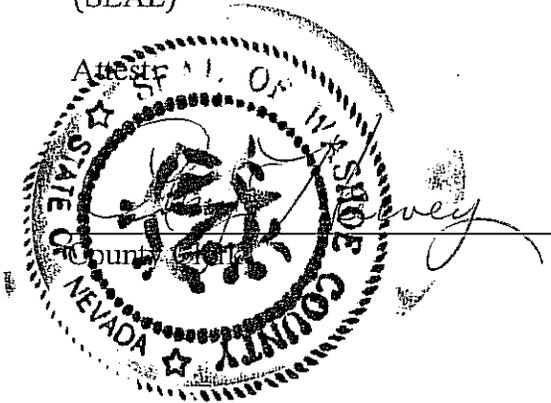


Chairman

Board of County Commissioners

Washoe County, Nevada

(SEAL)



STATE OF NEVADA)
) ss.
COUNTY OF WASHOE)

I am the duly elected, qualified and acting County Clerk of Washoe County (the "County"), Nevada, and ex officio Clerk of its Board of County Commissioners (the "Board"), and do hereby certify:

1. The foregoing pages constitute a true, correct and compared copy of a resolution adopted at a meeting of the Board held on June 17, 2008 (the "Resolution").

2. All members of the Board were given due and proper notice of such meeting and were present and voted on the Resolution as follows:

Those Voting Aye:

Jung
LARKIN
WEBER
Galloway

Those Voting Nay:

none

Those Absent:

Humke

3. Public notice of the meeting was given and such meeting was held and conducted in full compliance with the provisions of NRS 241.020. A copy of the notice of meeting and excerpt from the agenda for the meeting relating to the Resolution, as posted at least 3 working days in advance of the meeting on the County's website and at:

- a. Washoe County Administration Complex
1001 East Ninth Street, Bldg. A
Reno, Nevada
- b. Washoe County Courthouse-Clerk's Office
Virginia and Court Streets
Reno, Nevada
- c. Washoe County Central Library
301 South Center Street
Reno, Nevada
- d. Sparks Justice Court
630 Greenbrae Drive
Sparks, Nevada

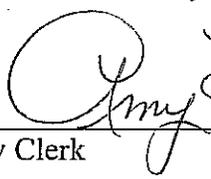
6/17/08

is attached hereto as Exhibit A.

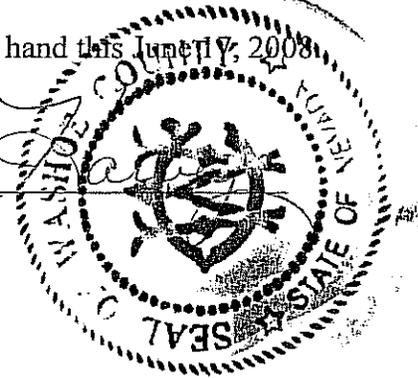
4. Prior to 9:00 a.m. at least 3 working days before such meeting, such notice was mailed to each person, if any, who has requested notice of meetings of the Board in compliance with NRS 241.020(3)(b) by United States Mail, or if feasible and agreed to by the requestor, by electronic mail.

5. A certified copy of the Request Resolution including the Ordinance (both as defined in the Resolution) were transmitted to the Board.

IN WITNESS WHEREOF, I have hereunto set my hand this June 17, 2008.



County Clerk



1/13/09

EXHIBIT A

(Attach Copy of Notice of Meeting)

09/03/11

INTRASTATE INTERLOCAL CONTRACT BETWEEN PUBLIC AGENCIES

A Contract Between the State of Nevada
Acting by and Through Its

Department of Health and Human Services
Division of Welfare and Supportive Services
1470 College Pkwy
Carson City, Nevada 89706

and

Washoe County
on behalf of its
District Attorney's Office, Family Support Division
1 South Sierra Street
Reno, Nevada 89502

W I T N E S S E T H

WHEREAS, NRS 277.180 authorizes any one or more public agencies to contract with any one or more other public agencies to perform any governmental service, activity or undertaking which any of the public agencies entering into the contract is authorized by law to perform; and

WHEREAS, it is deemed that the services hereinafter set forth are both necessary and in the best interests of the Department of Health and Human Services, Division of Welfare and Supportive Services (DWSS) and the State of Nevada;

NOW, THEREFORE, in consideration of the aforesaid premises, the parties mutually agree as follows:

1. REQUIRED APPROVAL. This Contract shall not become effective until and unless approved by appropriate official action of the governing body of each party.
2. DEFINITIONS. State, means the State of Nevada and any state agency identified herein, its officers, employees and immune contractors as defined in NRS 41.0307.
3. CONTRACT TERM. This Contract shall be effective July 1, 2008, and upon Board of Examiner approval to August 31, 2008. DWSS shall be responsible for all costs associated with the transition of Washoe County public assistance cases.
4. TERMINATION. The Contract may not be terminated by either party except as otherwise provided in this paragraph. The parties expressly agree that this contract may be terminated immediately if for any reason DWSS, State and/or Federal funding ability to satisfy this Contract is withdrawn, limited, or impaired. All property purchased partially or fully with CSEP federal funds as indicated on the most recent inventory plus purchases in the interim time period will be disposed of in full compliance with federal laws, rules and regulations.
5. NOTICE. All notices or other communications required or permitted under this Contract shall be in writing and shall be deemed to have been duly given if delivered personally in hand, by telephonic facsimile with simultaneous regular mail, or mailed certified mail, return receipt requested, postage prepaid on the date posted, and addressed to the other party at the address set forth above.

869-80

7A

6. INCORPORATED DOCUMENTS. The parties agree that the services to be performed shall be specifically described; this Contract incorporates the following attachments:

Attachment A	Scope of Work
Attachment B	Budget and Reimbursement Schedule
Attachment C	Case Responsibilities

7. CONSIDERATION. The County through the DA's office agrees to provide the services set forth in paragraph (6) at a cost to be determined per Attachment B with installments payable within thirty (30) days of receiving reimbursement requests. Total expenditures for this contract shall not exceed the following amount: \$ 252,000.

8. ASSENT. The parties agree that the terms and conditions listed on incorporated attachments of this Contract are also specifically a part of this Contract and are limited only by their respective order of precedence and any limitations expressly provided.

9. INSPECTION & AUDIT

a. Books and Records. Each party agrees to keep and maintain under general accepted accounting principles full, true and complete record, agreements, books, and documents as are necessary to fully disclose to DWSS, or United States Government, or their authorized representatives, upon audits or reviews, sufficient information to determine compliance with any applicable regulations and statutes.

b. Inspection & Audit. Each party agrees that the relevant books, records (written, electronic, computer related or otherwise), including but not limited to relevant accounting procedures and practices of the party, financial statements and supporting documentation, and documentation related to the work product shall be subject, at any reasonable time, to inspection, examination, review, audit and copying at any office or location where such records may be found, with or without notice by DWSS, State Auditor, Employment Security, the Department of Administration, Budget Division, the Nevada State Attorney General's Office or its Fraud Control Units, the State Legislative Auditor, and with regard to any federal funding, the relevant federal agency, the Comptroller General, the General Accounting Office, the Office of the Inspector General, or any of their authorized representatives.

c. Period of Retention. All books, records, reports, and statements relevant to this Contract must be retained by each party for a minimum three years, 45 CFR 74.53, and for five years if any federal funds are used in this Contract, NRS 11.190 (1) (a) and (1) (b). Period of retention is subject to change based upon Federal regulations and State laws. Retention time shall be extended when an audit is scheduled or in progress for a period reasonably necessary to complete an audit and/or to complete any administrative or judicial litigation which may ensue.

10. BREACH; REMEDIES. Failure of either party to perform any obligation of this Contract shall be deemed a breach. Except as otherwise provided for by law or this Contract, the rights and remedies of the parties shall not be exclusive and are in addition to any other rights and remedies provided by law or equity, including but not limited to actual damages, and to a prevailing party reasonable attorney's fees and costs.

11. LIMITED LIABILITY. The parties will not waive and intend to assert available NRS Chapter 41 liability limitations in all cases. Contract liability of both parties shall not be subject to punitive damages. To the extent applicable, actual contract damages for any breach shall be limited by NRS 353.260 and NRS 354.626.

12. FORCE MAJEURE. Neither party shall be deemed to be in violation of this contract if it is prevented from performing any of its obligations hereunder due to strikes, failure of public transportation, civil or military authority, act of public enemy, accidents, fires, explosions, or acts of God, including, without limitation, earthquakes, floods, winds, or

08698

- storms. In such an event the intervening cause must not be through the fault of the party asserting such an excuse, and the excused party is obligated to promptly perform in accordance with the terms of the Contract after the intervening cause ceases.
13. INDEMNIFICATION. Neither party waives any rights or defenses to indemnification that may exist under Nevada law.
 14. INDEPENDENT PUBLIC AGENCIES. The parties are associated with each other only for the purposes and to the extent set forth in this Contract, and in respect to performance of services pursuant to this Contract, each party is and shall be a public agency separate and distinct from the other party and, subject only to the terms of this Contract, shall have the sole right to supervise, manage, operate, control, and direct performance of the details incident to its duties under this contract. Nothing contained in this Contract shall be deemed or construed to create a partnership or joint venture, to create relationships of an employer-employee or principal-agent, or to otherwise create any liability for one agency whatsoever with respect to the indebtedness, liabilities, and obligations of the other agency or any other party.
 15. WAIVER OR BREACH. Failure to declare a breach or the actual waiver of any particular breach of the Contract or its material or nonmaterial terms by either party shall not operate as a waiver by such party of any of its rights or remedies as to any other breach.
 16. SEVERABILITY. If any provision contained in this Contract is held to be unenforceable by a court of law or equity, this Contract shall be construed as if such provision did not exist and the unenforceability of such provision shall not be held to render any other provision or provisions of this Contract unenforceable.
 17. ASSIGNMENT. Neither party shall assign, transfer or delegate any rights, obligations or duties under this Contract without the prior written consent of the other party.
 18. OWNERSHIP OF PROPRIETARY INFORMATION. Unless otherwise provided by law or this Contract any reports, histories, studies, tests, manuals, instructions, photographs, negatives, blueprints, plans, maps, data, or any other documents or drawings, prepared or in the course of preparation by either party in performance of its obligations under this Contract shall be the joint property of both parties.
 19. PUBLIC RECORDS. Pursuant to NRS 239.010, information or documents may be open to public inspection and copying. The parties will have the duty to disclose unless a particular record is made confidential by law or a common law balancing of interests.
 20. CONFIDENTIALITY. Each party shall keep confidential all information, in whatever form, produced, prepared, observed or received by that party to the extent that such information is confidential by law or otherwise required by this Contract.
 21. PROPER AUTHORITY. The parties hereto represent and warrant that the person executing this Contract on behalf of each party has full power and authority to enter into this Contract and that the parties are authorized by law to engage in the cooperative action set forth in paragraph (6).
 22. GOVERNING LAW; JURISDICTION. This Contract and the rights and obligations of the parties hereto shall be governed by, and construed according to, the laws of the State of Nevada. The parties consent to the jurisdiction of the Nevada District Courts for enforcement of this contract.
 23. ENTIRE AGREEMENT AND MODIFICATION. This Contract constitutes the entire agreement of the parties and such are intended as a complete and exclusive statement of the promises, representations, negotiations, discussions, and other agreements that may have been made in connection with the subject matter hereof. Unless an integrated attachment to this Contract specifically displays a mutual intent to amend a particular part of this Contract, general conflicts in language between any such attachment and this Contract shall be construed consistent with the terms of this Contract. Unless otherwise expressly authorized by the terms of this Contract, no modification or amendment to this Contract shall be binding upon the parties unless the same is in writing and signed by the respective parties hereto, approved by the Office of the Attorney General.

08-6998

IN WITNESS WHEREOF, the parties hereto have caused this Contract to be signed and intend to be legally bound thereby.

Robert M Larkin 6/18/08
Robert M. Larkin, Date

Chairman, Washoe County Commission
Title

ATTEST:
Amy Harvey 6.17.08
Amy Harvey Date

Washoe County Clerk

Richard A Gammick 6/6/08
Richard A. Gammick Date

District Attorney, Washoe County
Title

Nancy K. Ford Date

Administrator, Division of Welfare and Supportive Services
Title

Michael J. Willden Date

Director, Department of Health and Human Services
Title

Signature – Nevada State Board of Examiners

APPROVED BY BOARD OF EXAMINERS

On _____ (Date)

Approved as to form by:

Deputy Attorney General for Attorney General, State of Nevada

On _____ (Date)

08-648

ATTACHMENT "A"

SCOPE OF WORK

The grant award from which this contract is paid is from the Child Support Enforcement, Catalog of Federal Domestic Assistance (CFDA) number 93.563. The federal agency that provides this grant is the Administration for Children and Families, Department of Health and Human Services. The expenditure of funds under this program are subject to the annual audit requirements under the Single Audit Act of 1984 (P.L. 98-502) and the Office of Management and Budget Circular A-133 (Audit of States, Local Governments, and Non-Profit Organizations). OMB A-133 states in part: non-federal entities that expend \$500,000 or more in a year in Federal awards shall have a single or program-specific audit conducted for that year in accordance with the provision of this part.

If sub-recipients are utilized for the execution of this contract, the DA must notify the sub-recipient of the above information.

The following acronyms/definitions are used throughout the attachments to this contract:

Chief	Chief of Child Support Enforcement
CFR	Code of Federal Regulations
CSEP	Child Support Enforcement Program
DA	District Attorney
DHHS	State of Nevada, Department of Health and Human Services
DWSS	Division of Welfare and Supportive Services
Federal Funds	Federal Financial Participation & Child Support Incentive Fund Payments
GASB/GAAP	Government Accounting Standards Board/Generally Accepted Accounting Principles, and used as applicable.
IV-D	Social Security Act, Title IV, Part D
OCSE	Office of Child Support Enforcement
OMB	Office of Management and Budget
PAO	Program Area Office for the Child Support Enforcement Program
PA	Public Assistance Cases
SCaDU	State Collection and Disbursement Unit
State	State of Nevada
TANF	Temporary Assistance for Needy Families

08-16-08

I. The County Agrees:

- A. To allocate funds for the provision of services contracted in this Contract with the understanding that federally recognized administrative costs shall be reimbursed by DHHS-DWSS: 34 % through DWSS funds for direct wages and fringe benefits for up to 21 county employees for the term of this contract, not to exceed 34% of the amount specified in Section 7 of the Interlocal Contract; 34% of any other costs by the County; and 66% through Federal funds approved by Congress for Title IV, Part D, of the Social Security Act IV-D.
- B. To assure that funding levels allow for an organizational structure and sufficient staff to fulfill child support enforcement functions as outlined in this Contract.
- C. To have in place and maintain accounting standards and systems consistent with uniform accounting procedures prescribed by federal and state requirements. These standards must conform to GASB and/or GAAP as applicable and as established by the American Institute of Certified Public Accountants.
- D. To maintain accounting and fiscal record keeping systems sufficient to ensure that claims for available funds are submitted in accordance with applicable state and federal requirements and retain such records as required by applicable state and federal regulations.
- E. To have policies and procedures to ensure timely tracking and monitoring of expenditures compared to budgeted/allocated amounts.
- F. To ensure building facilities providing child support services are accessible to individuals with disabilities and identified by the international symbol of accessibility or provide services at an alternate accessible site when structural modifications are not practical.
- G. To comply with Americans with Disability Act and all regulations adopted pursuant thereto.

II. The District Attorney Agrees:

- A. NRS 425.370 and 425.380(1) require counties to provide child support enforcement services for local applicants. Under this Contract the county offices will receive the approved federal reimbursement for providing IV-D services for these local cases, intrastate and interstate cases as defined under 45 CFR 304.20.
- B. Cases will be assigned to the county based on Attachment C.
- C. To provide services to any case described in Attachment C, prepare and maintain procedures and records in accordance with Title IV, Part D of the

08.648

Social Security Act, federal regulations and policy, as maintained by OCSE, state statutes, regulations and DWSS, policies, policy transmittals, policy & procedures and regulations, including but not limited to enforcement of a support obligation, and/or to enforce medical support.

- D. To input IV-D child support information, orders and accurate balances into the statewide computer system.
- E. To process all undistributed collections within the DA's control, as set forth in the federal regulations.
- F. To provide for the administration and management of CSEP within the County and any other county cases that may be assigned to the DA contained in section II, part B.
- G. To act as the coordinating agency within the county to assure compliance with the management requirements of this Contract, and to submit all claims for reimbursement in accordance with Attachment B.
- H. To use the language and/or format of federal/state mandated forms developed for the Nevada CSEP as approved by the Chief.
- I. To send staff to state or national conferences on child support issues, training workshops, classes or discussion groups on child support issues, as determined by the county's or state's needs which include but are not limited to management, attorneys and case manager. Additional staff will be allowed and encouraged to attend these training conferences, based on the need for representation in the different program areas.
- J. To comply with federal statutes, federal regulations, state statutes, state regulations and program policies established by the Chief to the extent they do not violate the U.S. Constitution or Nevada Constitution.
- K. To notify the Chief within five (5) working days of any known appeal of a child support action to the Nevada Supreme Court.
- L. To provide a copy of the Employee Performance Bond with the annual budget request to the state.
- M. To notify the Chief of all ordinances, policies, and state legislation proposed by the county that may have an impact on CSEP.
- N. To assure that persons responsible for handling cash receipts of child support collections do not participate in accounting or operation functions which would permit them to conceal in the accounting records the misuse of child support receipts.
- O. To assure compliance with Title IV-D performance standards as identified in 45 CFR, Parts 302 and 303, except for those duties assigned to SCaDU.

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- P. To assist the DWSS in publicizing the program in compliance with 45 CFR 302.30.
- Q. To present IV-D cases in court proceedings in accordance with Attachment C, including but not limited to, federal court, bankruptcy court, family court or any other hearing or administrative processes regarding child support issues concerning these cases.
- R. To assist with inquiries generated by the governor's office, the administrator's office or other government official's office, if the information being sought is not in the automated system, by responding to inquiries within 2 business days.
- S. To notify DWSS of negotiations of proposed settlements in active or former public assistance cases and refrain from entering into compromises or settlements of debts to the state, until approved by the state as outlined in state policy.
- T. To notify and obtain prior approval of the Chief for the purchase of any type of system technology to process child support cases for which CSEP federal funds are being sought or reimbursement will be denied.
- U. To maintain an ongoing inventory of all county equipment purchases with an individual unit cost as defined in the State Administrative Manual, Chapter 1500, and where CSEP federal funds were utilized.
- V. To maintain inventory items for the full duration of its useful life, as defined by State budgeting procedures, OMB circular A-87, and subpart G of 45 CFR, Part 95. The approval of the Chief must be secured if use of the item is intended to be transferred outside the responsibilities of CSEP or the item is to be excessed before the end of its useful life.
- W. To support DWSS, local hospitals and birthing centers to improve paternity establishment percentages in accordance with policy.
- X. To comply with Americans with Disability Act and all regulations adopted pursuant thereto.
- Y. To comply with Federal requirements pertaining to limited English proficiency in accordance with Title VI of the Civil Rights Act of 1964 and 45 C.F.R. Part 80.
- Z. To comply with state policy regarding Administrative and Civil Rights complaint procedures.
- AA. To agree, whether expressly prohibited by federal law, or otherwise, that no funding associated with this contract will be used for any purpose associated with or related to lobbying or influencing or attempting to lobby or influence for any purpose the following:

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- (a) Any federal, state, county or local agency, legislature, commission, counsel or board;
- (b) Any federal, state, county or local legislator, commission member, counsel member, board member, or other elected official; or
- (c) Any officer or employee of any federal, state, county or local agency; legislature, commission, counsel or board.

III. The Division Agrees:

- A. To provide statewide administration and secure compliance for all IV-D functions under the State Plan.
- B. To provide services through the Nevada Central Registry per 45 CFR 302.36, including receiving the interstate referral packet, reviewing the documents, entering case information into the automated system, requesting any additional information needed from the referring state agency, and forwarding the referral packet to the appropriate county within the time frames set forth in 45 CFR 303.7.
- C. To receive, distribute, and disburse payments through SCaDU in accordance with state and federal requirements.
- D. To provide the required services for non IV-D cases, including accurately entering the case information into NOMADS for Federal Case Registry, the correct receipt and timely disbursement of payments, and prompt handling of case inquiries.
- E. To coordinate with county staff regarding complaints or clarifying federal/state policy in a timely manner. Requests for payment information or case status may be referred to the voice response unit or to the appropriate office.
- F. To provide parent locate services per 45 CFR 302.35.
- G. To provide complete, accurate and timely federal reports and self-assessment reports by using a valid, random sample of reliable data.
- H. To provide training, and training regions including written materials, instructions and directions, related to the use of the automated system or state policy as requested by the County and approved by the Chief, as necessary for compliance with the terms of this agreement, prior to implementation of enhancement or code promotion
- I. To forgo the promotion of automation changes pending consultation with DAs to determine concerns and readiness for code introduction.
- J. To coordinate the development and submission of legislative proposals in concert with the State's Courts and DAs and to notify the counties of any proposed legislation concerning child support enforcement.

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- K. To act as the liaison agency with the Federal OCSE in implementing and disseminating new regulations; coordinating federal audits; and developing correctional plans to keep the Program in compliance with Federal Regulations.
- L. To post complete and accurate reports and information on the State Child Support web pages and to provide the DA's office complete and accurate reports, and information including, but not limited to, development of case processing matrix reports by federal functional area (locate, establishment, paternity establishment, medical support, enforcement) sorted at the office, unit, team and case manager levels.
- M. To operate, maintain and update and/or replace the child support enforcement computer system; to provide user access to online programs within DWSS's control; to develop, implement and make available, through the state intranet, complete and accurate system training documentation and such information as necessary to research the cause of any suspect data; and, to provide fixes and/or enhancements as requested by the DA and approved by the Chief as necessary for the DA's office to fulfill its contractual obligations.
- N. To publicize the Program in compliance with 45 CFR 302.30.
- O. To notify all county DAs within five working days of any known Supreme Court appeal reported by any county.
- P. To develop a statewide corrective action plan in the event that noted federal audit exceptions may be systemic throughout the state, and are not limited to the operation and management of a single office.
- Q. To rebate to the county its proportionate share of federal incentive monies which were withheld, and/or penalties imposed, if those monies are rebated to the state by the federal government following implementation of the corrective action plan or a successful appeal, waiver or setting aside of the federal financial action.
- R. To provide regular and ongoing oversight, including onsite reviews and the provision of technical assistance and training.

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ATTACHMENT "B"

BUDGET AND REIMBURSEMENT SCHEDULE

A. FUNDING

Federal Financial Participation will be provided at the applicable matching rate, which is currently 66% for approved IV-D activities. The CSEP will be responsible for the remaining 34% for direct wages and fringe benefits for up to 21 county employees for the term of this contract, not to exceed 34% of the amount specified in Section 7 of the Interlocal Contract. The County will be responsible for any remaining balance.

B. BUDGET

1. Claims must be submitted in the state approved format within thirty days of the end of the month in which the expenses are incurred, unless the Chief grants an approval for an extension. Claims not submitted within 90 days of the end of the month in which the funds are expended will be rejected and no reimbursement will occur.
2. Delay in claim payment may occur for the prior State Fiscal Year (SFY), which ends on June 30, for claims submitted after the end of the third week in July of each year.
3. The county will be reimbursed 100% of paternity testing costs. The county may also be reimbursed 100% for other paternity related costs upon prior approval of the Chief. Fees collected by the county for such costs must be forwarded directly to the state to ensure the county does not collect from both the Title IV-D program and the natural father.

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ATTACHMENT "C"
CASE RESPONSIBILITIES

I. GENERAL RESPONSIBILITIES

The County agrees to serve all:

1. Applicants who make application in a county for which they have assigned responsibilities.
2. Cases which have been previously transferred to their county due to jurisdiction or conflict reasons.
3. Cases which are assigned to their county by NOMADS for interstate case services.

II. SPECIFIC RESPONSIBILITIES

The County agrees to assume responsibility for and perform:

1. Enforcement services for all Washoe County public assistance cases.
2. Medical support enforcement services for all Washoe County public assistance cases.

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