

**BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA**

TUESDAY

2:00 P.M.

FEBRUARY 24, 2009

PRESENT:

**David Humke, Chairman\***  
**Bonnie Weber, Vice Chairperson**  
**John Breternitz, Commissioner**  
**Bob Larkin, Commissioner**  
**Kitty Jung, Commissioner**

**Amy Harvey, County Clerk**  
**Katy Simon, County Manager**  
**Melanie Foster, Legal Counsel**

Vice Chairperson Weber called the regular meeting to order at 2:04 p.m. 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:

Katy Simon, County Manager, stated: "The Chairman and the 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."

**09-180      AGENDA ITEM 3 – LIBRARY**

**Agenda Subject: "Resolution of Appreciation--recognizing the Friends of Washoe County Library for their support of libraries and literacy in the community. (All Commission Districts)"**

Vice Chairperson Weber read the Resolution and presented it to Susan Bruno, President of the Friends of Washoe County Library. Ms. Bruno introduced Len Crocker, Vice President; Jennifer Oliver, Washoe County Development Officer; Betty Watts, Book Sale Chairperson; Phyllis Westfall, Treasurer; Beate Weinert, Washoe County Programming Director; Dianne Varnon, Washoe County Associate Library Director; Sharon Honig-Bear, Past Development Officer; Charlotte Voytoff, Volunteer; and Arnie Maurins, Washoe County Library Director. The Board posed for a photograph with the group. Commissioner Jung thanked the volunteers for working so tirelessly.

Sam Dehne responded to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Larkin, which motion duly carried with Chairman Humke absent, Agenda Item 3 was approved and adopted. The Resolution for same is attached hereto and made a part of the minutes thereof.

**09-181            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, Sam Dehne objected to the closure of any golf courses or swimming pools. Jerry Purdy spoke about possible solutions to the current economic situation and discussed several reasons why companies should relocate to Nevada.

**\*2:16 p.m.**     Chairman Humke arrived at the meeting.

**09-182            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.)”**

Chairman Humke assumed the gavel.

County Manager Katy Simon announced that Item 6K(2) had been removed from the agenda.

On motion by Commissioner Larkin, seconded by Commissioner Breternitz, which motion duly carried, the following changes were made to the agenda:

- Items 21, 22 and 23 were to be heard early in the meeting, before the consent agenda.
- Item 5 was kept open to be consolidated with Item 27 toward the end of the meeting.

**09-183            AGENDA ITEM 21 – HUMAN RESOURCES**

**Agenda Subject: “Recommendation to approve modifications to the Collective Bargaining Agreements with the Washoe County Employees Association for the**

**Non-Supervisory and Supervisory bargaining units for the period July 1, 2008 through June 30, 2009; ratify same; approve the Collective Bargaining Agreements with the Washoe County Employees Association for the Non-Supervisory and Supervisory bargaining units for the period of July 1, 2009 through June 30, 2010; ratify same; a wage reduction of 2.5% in exchange for 2 hours personal leave per pay period from February 16, 2009 through December 20, 2009. The savings from the reduction of the payment is estimated at \$2.4 million. Approve development of a document which could potentially trigger wage increases retroactive to July 1, 2009 for approval by the Board. Wage increases shall be evaluated following the closing and final audit of the County's adopted Fiscal Year 2009-2010 books dependent on the ending fund balance, and if approved, authorize Chairman to execute Collective Bargaining Agreement upon completion. (All Commission Districts)"**

In response to the call for public comment, Sam Dehne made recommendations as to how the \$2.4 million in savings should be used.

Steve Watson, Labor Relations Manager, explained there were documents in the staff report that dealt with concessions granted by the Washoe County Employees Association (WCEA) and extension of the WCEA Collective Bargaining Agreement through June 30, 2010 with no additional wage increases.

Commissioners Weber and Jung thanked the employees and their labor associations, as well as management staff and the negotiators.

Chairman Humke asked whether the County's elected department heads were involved in the negotiation strategy. Mr. Watson stated the strategy was discussed in a department head meeting, but he took his direction from the Board and from the authority granted pursuant to NRS 288.

Commissioner Larkin asked whether the agenda item included a 2.5 percent wage reduction for the Board of County Commissioners. Mr. Watson clarified such action would take place under Agenda Item 22.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 21 be approved, authorized and executed.

**09-184      AGENDA ITEM 22**

**Agenda Subject: "Recommendation to approve a wage reduction of 2.5% in exchange for 2 hours personal leave per pay period from February 16, 2009 through December 20, 2009 for non-represented employees including Confidential and Unclassified Management employees, County Commissioners, Juvenile Services, Law Library, Justice and District Courts. The savings from the reduction is estimated at \$862,500. Note: Not all Courts have agreed to the wage reduction. (All Commission Districts)"**

County Manager Katy Simon emphasized the Justice Courts and the District Courts had been invited to participate, but had not yet reached a resolution. She noted the Board's approval of reductions for Court personnel should be conditioned on the agreement of the Courts. She stated the reductions for the Nurses Association would be brought before the Board at their next meeting.

Mr. Watson pointed out it was typical to apply the package approved for the Washoe County Employees Association (WCEA) to non-represented management.

Chairman Humke asked for clarification of the separate status of the court employees. Mr. Watson explained the court employees were not eligible for collective bargaining, although the County Commission had budgetary and financial authority over them. He indicated the employees of the Law Library and Juvenile Services were under the auspices of the Courts, and had agreed to the reduction. Chairman Humke observed the Court employees were governed through their elected judicial branch heads.

Chairman Humke noted there was a letter to the Commission from Harold Albright, Administrative Judge of the Justice Courts, which indicated the decision making process was still underway and the Courts were seeking additional information. He stated he also received a message from Chief Judge Connie Steinheimer of the District Court.

Darin Conforti, Budget Manager, clarified for Commissioner Larkin that the savings of \$862,500 included Court personnel. He did not have the exact figures available, but estimated about \$120,000 in savings for Court personnel.

In response to the call for public comment, Sam Dehne said he was proud of the County workers.

Richard Gammick, District Attorney, spoke on behalf of the County's seven elected department heads. The following officials also requested 2.5 percent salary reductions through December 20, 2009: Mr. Gammick; Michael Haley, Sheriff; Kathy Burke, Recorder; Don Cavallo, Public Administrator; Josh Wilson, Assessor; Amy Harvey, Clerk; and Bill Berrum, Treasurer. Mr. Gammick indicated Assistant District Attorneys John Helzer and Paul Lipparelli would also take the reductions offered by others in the County.

Ms. Harvey stated Nancy Parent, Chief Deputy Clerk, had also volunteered to take a 2.5 percent salary reduction.

Commissioner Weber asked whether the language in the agenda item allowed the Board to include elected officials in their motion. Melanie Foster, Legal Counsel, said the scope of the agenda item was limited and a new item would have to be brought before the Board at a future meeting. Commissioner Larkin wondered whether the classification "non-represented employees" was sufficient. Ms. Foster stated that Mr.

Helzer, Mr. Lipparelli and Ms. Parent could be included, but the elected officials clearly did not fall within the agenda description. Mr. Gammick suggested an item be placed on the next available Board agenda and made retroactive. Commissioner Larkin thanked the elected department heads and their chief deputies for their commitment to join in the reduction.

Mr. Berrum commented it was his understanding all of the chief deputies were included in the salary reduction as non-represented employees. Ms. Simon noted all management employees were included as confidential and unclassified management employees.

On motion by Commissioner Larkin, seconded by Commissioner Breternitz, which motion duly carried, Agenda Item 22 was approved. It was noted the Board would accept any adjustments or labor concessions offered by the Justice Courts and the District Courts.

**09-185            AGENDA ITEM 23 – FINANCE DEPARTMENT**

**Agenda Subject: “Acknowledge budget status report and provide direction on Fiscal Year 2009/10 budget development. (All Commission Districts)”**

Darin Conforti, Budget Manager, referenced the Tentative Budget Calendar for Fiscal Year 2009-10, which was attached to the staff report. He reviewed some of the key processes and decisions involved in development of the budget. He indicated the newly formed Budget Policy Committee recently held its first meeting and was off to a good start. He identified three concurrent processes that would take place before adoption of a final budget in June 2009: (1) work by the Budget Policy Committee on principles and guidelines for the 2009-10 reductions; (2) work on the departments’ budget proposals based on targeted funding levels; and (3) department budget presentations before the Board of County Commissioners.

The Board conducted a detailed discussion about possible meeting dates for the budget calendar. It was noted that it was important for the Board to get the Budget Policy Committee’s input before establishing department funding targets.

Referring to the Tentative Budget Calendar, Commissioner Larkin suggested the Board’s consideration of 2009-10 budget funding targets be moved from March 3 to March 13, 2009. He stated an update of the Committee’s progress could be presented to the Board on March 3rd. Commissioner Breternitz recommended moving the department budget presentations to Mondays, on April 13, April 20 and April 27, 2009. County Manager Katy Simon recommended starting the presentations on March 17, 2009. Commissioner Larkin agreed the April dates were late in the process, but noted the department heads would probably not be ready by March 17th. He wondered if budget presentations could begin on March 30 or March 31, 2009, along with a discussion about program restructuring ideas. Commissioner Jung suggested staff come forward with their presentations as early as March 23, 2009 if any of the departments were ready by then.

In response to the call for public comment, Sam Dehne requested the Commission find a way to fund the golf courses and swimming pools. He encouraged the public to watch the televised budget hearings.

No further action was taken on this item.

**DISCUSSION – CONSENT AGENDA ITEMS 6A THRU 6L (SEE MINUTE ITEM NUMBERS 09-186 THRU 09-202)**

Katy Simon, County Manager, indicated item 6K2 had been removed from the agenda.

Sam Dehne responded to the call for public comment.

**09-186      AGENDA ITEM 6A**

**Agenda Subject: “Cancel March 10, 2009 County Commission meeting. (All Commission Districts)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Agenda Item 6A be approved.

**09-187      AGENDA ITEM 6B – ASSESSOR’S OFFICE**

**Agenda Subject: “Approve roll change requests, pursuant to NRS 361.768 and NRS 361.765, for errors discovered for the 2008/2009 secured and unsecured tax rolls as outlined in Exhibit A; and if approved, authorize Chairman to execute Order for same and direct Washoe County Treasurer to correct the errors [cumulative amount of reduction \$3,171.11]. (Commission Districts 1, 3 and 4)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Agenda Item 6B be approved, authorized, executed and directed.

**09-188      AGENDA ITEM 6C – TRUCKEE RIVER FLOOD MANAGEMENT PROJECT**

**Agenda Subject: “Acknowledge receipt of Truckee River Flood Management Project Status Report for January 2009. (All Commission Districts)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Agenda Item 6C be acknowledged.

**09-189            AGENDA ITEM 6D – TREASURER’S OFFICE**

**Agenda Subject: “Adopt and execute Resolution directing the County Treasurer to give notice of the sale of properties subject to the lien of a delinquent assessment; ratifying all actions previously taken; and providing other matters properly relating thereto in the following districts: Washoe County Assessment District 21-Cold Springs Sewer, Washoe County Assessment District 23–Arrowcreek Water, Washoe County Assessment District 30– Antelope Valley Road, Washoe County Assessment District 37–Spanish Springs Sewer Phase 1A. (Commission Districts 2, 4 and 5)”**

There was no public comment on this item.

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

**09-190            AGENDA ITEM 6E – SHERIFF’S OFFICE**

**Agenda Subject: “Accept grant award funding [\$8,000 - no County match] to purchase electronic data equipment from Nevada Office of Traffic Safety; and if accepted, direct Finance to make necessary budget adjustments. (All Commission Districts)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Agenda Item 6E be accepted and directed.

**09-191            AGENDA ITEM 6F – MEDICAL EXAMINER/CORONER’S OFFICE**

**Agenda Subject: “Approve Contract Agreement for Services of Pathologists between the County of Washoe and Katherine Raven, M.D., for autopsy services/forensic pathology [not to exceed \$40,000] for remainder of Fiscal Year 2008/09 (March 15, 2009–June 30, 2009); and if approved, authorize Chairman to execute Contract Agreement. (All Commission Districts)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Agenda Item 6F be approved, authorized and executed.

**09-192            AGENDA ITEM 6G**

**Agenda Subject: “Approve retroactive confirmation of appointments to Budget Policy Committee. (All Commission Districts)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Agenda Item 6G be approved.

**09-193            AGENDA ITEM 6H(1) – DISTRICT ATTORNEY’S OFFICE**

**Agenda Subject: “Approve payments [\$6,733] to vendors for assistance of 26 victims of sexual assault and authorize Comptroller to process same. NRS 217.310 requires payment by the County of total initial medical care of victims and of follow-up treatment costs of up to \$1,000 for victims, victim’s spouses and other eligible persons. (All Commission Districts)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Agenda Item 6H(1) be approved.

**09-194            AGENDA ITEM 6H(2) – DISTRICT ATTORNEY’S OFFICE**

**Agenda Subject: “Accept funding available through the Addendum to the Memorandum of Understanding for the Nevada Interdiction Task Force to provide funding [\$60,000 from HIDTA grant funds and \$60,000 in Forfeiture Funds from the Washoe County Sheriff’s Office] for a Deputy District Attorney for the provision of prosecutor services related to the HIDTA Task Force; and if accepted; authorize Human Resources to create one new grant-funded Deputy District Attorney position and direct Finance to make necessary budget adjustments. (All Commission Districts)”**

Commissioner Larkin asked how much money was currently in the Sheriff’s forfeiture account. Richard Gammick, District Attorney, explained the Sheriff’s Office, the Reno Police Department and the Sparks Police Department had each guaranteed the use of \$60,000 from their general forfeiture accounts to provide matching funds for the grant. He noted any money received in the forfeiture accounts as a result of future HIDTA cases being prosecuted would offset the money guaranteed toward the

grant. He acknowledged there were currently no funds in the HIDTA forfeiture accounts, and said he did not know the amounts in each entities' general forfeiture accounts.

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Agenda Item 6H(2) be accepted, authorized and directed.

**09-195            AGENDA ITEM 6H(3) – DISTRICT ATTORNEY’S OFFICE**

**Agenda Subject: “Authorize Chairman to sign a Deed of Reconveyance to obtain release of a Deed of Trust and Promissory Note that were given to Washoe County by David Mollenberg to secure grading and revegetation of property situated in a portion of Section 20, T19N, R20E, MDM, Washoe County, Nevada, located approximately one-half mile east of the intersection of Pembroke Drive and Man of War Drive (APN: 051-010-03) and relating to Special Use Permit Case Number SB04-004. (Commission District 2)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Agenda Item 6H(3) be authorized.

**09-196            AGENDA ITEM 6I(1) – DISTRICT HEALTH DEPARTMENT**

**Agenda Subject: “Approve amendments [increase of \$20,000 in revenue and expense] to the Safe Drinking Water Act Grant Program, IO 10017, to bring the Fiscal Year 2008/09 adopted budget into alignment with the grant; and if approved, authorize creation of an on call Licensed Engineer Intermittent Hourly position as evaluated by the Job Evaluation Committee and direct Finance to make appropriate budget adjustments. (All Commission Districts)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Agenda Item 6I(1) be approved, authorized and directed.

**09-197            AGENDA ITEM 6I(2) – DISTRICT HEALTH DEPARTMENT**

**Agenda Subject: “Approve issuance of Request for Proposal for the Washoe County Health District, Public Health Preparedness Program, to bid emergency communication consultant services [up to \$89,914]; and if approved, Washoe County Purchasing will administer a Bid Solicitation Package to obtain the required**

**emergency communication consultant services under the best possible financial arrangements. (All Commission Districts)”**

Commissioner Larkin pointed out the agenda item referred to consultant services, but the staff report referred to a position. Randall Todd, EPI Center Director, clarified there would be no employee position established. He stated there would be a bid process to contract with a consultant.

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Agenda Item 6I(2) be approved.

**09-198      AGENDA ITEM 6J(1) – ANIMAL SERVICES (PUBLIC WORKS)**

**Agenda Subject: “Accept monetary donations for the period October 1-December 31, 2008 to Washoe County Regional Animal Services [\$1,488] for the humane care and treatment of sick and/or injured, stray or abandoned animals; and if accepted, the Board express their appreciation for these thoughtful contributions and approve budget amendment acknowledging these donations and direct Finance make appropriate budget adjustments. (All Commission Districts)”**

On behalf of the Board, County Manager Katy Simon thanked various individuals for their generous contributions.

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Agenda Item 6J(1) be accepted, approved and directed.

**09-199      AGENDA ITEM 6J(2) – PUBLIC WORKS**

**Agenda Subject: “Approve Interlocal Agreement between the County of Washoe and Western Regional Water Commission for the Marlin and Lemmon Drive Channels Stormwater and Flooding Analysis, Washoe County, Nevada; [no fiscal impact]; and if approved, authorize Chairman to execute Agreement. (Commission Districts 3 and 5)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Agenda Item 6J(2) be approved, authorized and executed.

**09-200            AGENDA ITEM 6K(1) – REGIONAL PARKS AND OPEN SPACE**

**Agenda Subject: “Approve request to solicit written bid proposals for potential purchase of fertilizers and horticulture supplies on behalf of the Washoe County Regional Parks and Open Space Department; and if approved, direct Purchasing Department to begin bid proposal process. (All Commission Districts)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Agenda Item 6K(1) be approved and directed.

**09-201            AGENDA ITEM 6K(3) – REGIONAL PARKS AND OPEN SPACE**

**Agenda Subject: “Authorize Regional Parks and Open Space Department to request qualifications proposals to select a qualified consultant to prepare a master plan and construction documents to construct a trailhead at the Perseighl Ranch, a planned project funded by WC-1 voter approved Regional Parks, Open Space, Trails and Libraries Bond of 2000. (Commission Districts 1 and 2)”**

In response to the call for public comment, Sam Dehne said he objected to spending money on a new trailhead rather than using the money for existing golf courses or swimming pools.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Agenda Item 6K(3) be authorized.

**09-202            AGENDA ITEM 6L – COMMUNITY DEVELOPMENT**

**Agenda Subject: “Designate the Reno Housing Authority as Washoe County’s agent for the purpose of purchasing and managing homes available through the United States Department of Housing and Urban Development (HUD) \$1 Good Neighbor Program, which enables local jurisdictions to acquire HUD owned properties for \$1. (All Commission Districts)”**

Commissioner Weber stated she would vote against the agenda item because she did not believe it was appropriate for government to be in the business of purchasing homes when so many people were fighting to hang onto their property.

Commissioner Jung requested an overview of the Good Neighbor Program. She asked what would happen if the Board did not approve the agenda item. David Morton, Director of the Reno Housing Authority, explained the Cities of Reno and Sparks had already approved the program. He indicated the concept of the program was set up in 2000 to deal with foreclosed HUD properties that no one was willing to buy.

Instead of letting the homes sit vacant, local governments were given the option to acquire the property for some public purpose. If a local government did not wish to take on the program themselves, they could designate another local government entity to do so. He stated the Reno Housing Authority was treated as a unit of local government, and was already engaged in providing affordable housing opportunities with no profit involved. He noted the \$1 was simply a technical means of transferring title for a property, and there were closing costs and costs for rehabilitating the property. Mr. Morton agreed it was a sad thing to have a glut of vacant properties in the community, but the Good Neighbor Program represented an opportunity to do some good. He said he would guarantee the Housing Authority would take care of repairs, maintain the property, and put carefully screened tenants into the units. He pointed out the long-range goal was to put the properties back into ownership and the Board had the option to terminate the program at any point in the future.

Commissioner Jung requested periodic updates on the program. She observed surrounding property values would be improved when vacant homes were taken off the market before their values declined further. She stated it also alleviated problems with code enforcement issues and with transients occupying abandoned properties. Mr. Morton added that he was working with some banking entities to loan \$1 million against the appraised value of these and other properties, and such funds would be used to buy other foreclosures that could be occupied until the economy turned around.

Commissioner Weber observed a comment in the staff report that property owned by the Reno Housing Authority was not subject to property tax, but the Housing Authority had agreed to pay property tax for homes under the Good Neighbor Program if the County requested that it do so. She said she could not support the item and did not believe government should be in such a business.

In response to the call for public comment, Sam Dehne agreed the housing situation presented a terrible dilemma.

On motion by Commissioner Weber, seconded by Commissioner Breternitz, which motion carried on a 4-1 vote with Commissioner Weber voting “no,” it was ordered that Agenda Item 6L be approved and designated.

**09-203            AGENDA ITEM 18 – REGIONAL PARKS AND OPEN SPACE**

**Agenda Subject: “Recommendation to reject all bids for Request for Proposal #2669-09 for golf operation/management of Sierra Sage Golf Course and cease operations at Sierra Sage Golf Course; and, authorize Finance to make appropriate adjustments to budgets and debt service. (Commission District 5)”**

Earlier in the meeting, Commissioner Weber moved to hear Agenda Item 18 after the consent agenda. The motion was seconded by Commissioner Larkin and duly carried on a 5-0 vote.

Al Rogers, Assistant Director of Regional Parks and Open Space, conducted a PowerPoint presentation, which was placed on file with the Clerk. He stated the goal of the Request for Proposal (RFP) had been to eliminate subsidies within the Golf Enterprise Fund. He outlined four options based on the proposals received: (1) extend the existing professional services contract with Peavine Golf Associates; (2) award a professional services contract to Bell-Men Golf; (3) award a full management contract to Billy Casper Golf; or (4) reject all bids and cease operations at the Sierra Sage Golf Course. He explained there were operating losses associated with each option, as well as costs for servicing bond debt and a note payable to the City of Reno. Under option four, he indicated the Board could opt whether or not to retire the debt or a portion of the debt.

Doug Doolittle, Director of Regional Parks and Open Space, explained his department had been called on to reduce its General Fund budget by over \$2 million over the last 18 months, which was about 30 percent of the department's total budget. He stated he would prefer to keep all facilities open, but it would be impossible to do so without sustained support from the General Fund. He outlined the financial impacts of closing the golf course within 30 days, 90 days or 180 days. He also discussed possible impacts to four full time employees and two contractors if the golf course was closed. He indicated the land for the golf course was initially acquired from the federal government. Although there was no reversionary clause requiring operation of the land as a golf course, he pointed out closure would necessitate an amended Program of Utilization. He noted such a change would include a description of proposed new uses, a public needs assessment, and an environmental assessment. He stated the land could not be changed to a public use that was not recreationally oriented. He said there was a contract with the City of Reno for effluent water usage that would have to be renegotiated. He recommended the golf course remain in operation through September 30, 2009, in order to facilitate the work that had to be done prior to closure.

Mr. Doolittle confirmed for Commissioner Breternitz that closure would result in a projected savings of about \$220,000 per year, although there would still be annual debt service of approximately \$241,960 if the bonds and note were not retired. Mr. Rogers observed the revenue from the Washoe Golf Course would still be about \$108,000 short in covering the debt subsidy. Commissioner Breternitz asked what the cost would be to close the course and transition the property to open space. Mr. Doolittle indicated a plan had to be approved by the federal government. He estimated costs of \$25,000 to \$30,000 per year for one-half time employee, in addition to costs related to weed eradication, trash pickup, and maintenance of any bathrooms that were kept in service. He noted he anticipated future budget cuts that would diminish service levels. Commissioner Breternitz questioned whether there were any revenue-generating opportunities. Mr. Doolittle noted there might be opportunities if money could be found to construct something such as a dog park, Frisbee golf park, or athletic field, although it would be difficult to put anything there in the current economic times.

Commissioner Weber commented the golf course was located in an area where graffiti and vandalism was rampant, and it would be a total mistake to leave the property as open space. She indicated District 5 would be greatly impacted by possible closures of the Sierra Sage and Northgate Golf Courses, and the Sun Valley Swimming Pool. She said she was very angry in light of the amount of money spent on the Ballardini Ranch. She requested the Board at least keep Sierra Sage operating as a golf course through September 2009, while the citizens attempted to find private funding to operate it beyond that.

Commissioner Jung wondered how many tax dollars had been invested in the golf course thus far. Mr. Doolittle said he could not quote an exact number, but estimated there were sustained losses of more than \$450,000 per year that added up to more than \$4.5 million. Commissioner Jung suggested there might be creative solutions in other communities, such as a cooperative, public-private investment, or more shared ownership on the part of the golfers. Mr. Doolittle acknowledged there were models in other communities for different types of operations. He noted the County had done two different studies over the last half dozen years and tried to find contractors to operate the golf courses.

Commissioner Breternitz observed the declining player count over the years was dramatic. He confirmed with Mr. Doolittle that staff was recommending the golf course stay open through September 30, 2009.

Commissioner Weber questioned whether the interest on the proceeds from the sale of the Sierra Sage water rights could be used to pay off the note to the City of Reno. Mr. Doolittle indicated there was an agreement with the City of Reno as to how the funds could be expended, and that would have to be renegotiated. He estimated there was approximately \$1 million in interest money currently in the account. Commissioner Weber asked whether the Board could look at utilizing some of the water rights money for the golf course. Melanie Foster, Legal Counsel, noted the County made an agreement with the City of Reno before the water rights were sold that the proceeds were to be used for development of the North Valleys Regional Sports Complex. She stated it would be necessary to discuss it with the City if the Board had another use in mind. Mr. Doolittle pointed out the Board previously made a motion to use \$400,000 of the interest money for capital improvements on the golf courses. He said the money had not been used and no improvements would be made until a decision was made as to the operation of the golf courses. He agreed the use of the interest money to pay off the debts would benefit the County regardless of what decisions were made about golf operations.

Commissioner Breternitz and Commissioner Jung asked whether fee increases at the golf courses might cover the losses. Mr. Doolittle said this had been tried in the past. He indicated the golf course was very price sensitive and it would be difficult to sustain the number of rounds if fees were increased.

Commissioner Weber said the community needed an opportunity to explore ways to save Sierra Sage through tournaments or other events such as weddings.

The following individuals responded to the call for public comment: Shirley Canale, Judy Bark, Jim Pruitt, Bonnie Foard, Steve Bell, Larry Weis, Ralph Fellows, Charles Fry, Fran Arguello, Ron Chance, Virginia Thompson, Charles Cox, Keith Parkyn, Jerry Heckathorn, Claudia Chesney, Robert Frost, Roy Cooper, Kevin Cassinelli and Carol Harriman. All of the speakers were opposed to closing the golf course and many expressed their opposition to any open space designation. Several volunteered their time toward efforts to save the golf course.

Commissioner Larkin observed there had been a progressive decrease in operational expenses from fiscal year 2003-04 to fiscal year 2007-08. Mr. Rogers agreed the operation had been taken down to its absolute bare bones. He indicated any further decrease in operational expenses would jeopardize the product being offered and subsequently reduce the number of golf rounds even further. He noted the fee structure had reached its best price point and any increase was likely to jeopardize future rounds. Commissioner Larkin asked what funds were used to make up the operating losses. Mr. Rogers stated there had been some excess funds from the Golf Fund in previous years, and the remainder was subsidized by the General Fund. Commissioner Larkin questioned what other services came out of the General Fund. Katy Simon, County Manager, replied the General Fund paid for law enforcement services, courts, child welfare, libraries, elections, senior services, and many other services. Commissioner Larkin clarified with Mr. Rogers there would be less of an operational loss to operate the golf course through the end of September 2009. It was pointed out there were some revenues to offset the loss and it was possible the number of rounds would increase because of the closure of Northgate Golf Course.

Commissioner Breternitz said tournaments and other activities were just being laid out and he was inclined to support continued operation through the end of the normal season. He suggested there should be some kind of program established to develop alternatives, find ways to generate revenue, increase fees, increase the activity level, or whatever was necessary to avoid more losses, and that a leader should be designated to report in the interim. Commissioner Weber recommended a task force to work with the golf community throughout the season, with some kind of deadline in place. Mr. Doolittle pointed out there was an active Golf Council and an Open Space and Regional Parks Commission already in place. He stated either group could solicit the support of interested citizens and look at solutions for the future. He said commissioners were also welcome to attend any meetings that might take place.

Chairman Humke asked about the history of water rights on the Sierra Sage Golf Course. Mr. Rogers clarified there were no water rights on the property when the deed was conveyed from the federal government to the County in 1968. He stated the water rights had either been purchased by the County or were already held by the County when they were transferred for use at Sierra Sage. Rosemary Entsminger, Fiscal Compliance Officer, explained the Board of County Commissioners authorized that water rights be auctioned off in several groupings. She said the first round netted a little more than \$2 million, which helped to build the North Valleys Regional Sports Complex.

Proceeds of about \$6 million from the second and third round sales were currently sitting in the account discussed earlier.

Commissioner Larkin pointed out the Commission was facing a budget shortfall of \$47 million for the next fiscal year, which could go as high as \$67 million over the next two fiscal years. He indicated operating losses at the golf course would result in someones' jobs being cut. He stated he was willing to move forward with keeping the Sierra Sage Golf Course open through September 2009 because it made sense based on the numbers, but he could not support keeping the golf course open beyond that unless the citizens were able to offer some alternative source of funding to cover the expenses.

Commissioner Weber agreed there were people struggling and it was necessary to look at government differently. She suggested a look at volunteerism, public-private partnerships, and what had been done in other communities. She indicated the issue needed to be discussed with the City of Reno, and should come back before the Board to consider how to keep the property as open space in a manner that did not allow it to be vandalized.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that all bids under RFP #2669-09 be rejected for the operation and management of the Sierra Sage Golf Course.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that Peavine Golf Associates be retained to provide professional golf services at the Sierra Sage Golf Course through September 30, 2009, under the parameters of the existing contract.

On motion by Commissioner Breternitz, seconded by Commissioner Larkin, which motion duly carried, it was ordered that operation of the Sierra Sage Golf Course would cease after September 30, 2009 unless some sort of funding alternative was presented and approved by the Board at least 60 days prior to the closure date.

**5:39 p.m.** Chairman Humke declared a brief recess.

**6:25 p.m.** The Board reconvened with all members present.

**09-204** **AGENDA ITEM 7 – COMMUNITY RELATIONS**

**Agenda Subject:** “Presentation of 2009 Citizen Survey and possible direction to staff. (All Commission Districts)”

Kathy Carter, Community Relations Director, conducted a brief PowerPoint presentation, which was placed on file with the Clerk. A copy of the 88-page survey report was also placed on file with the Clerk. Ms. Carter noted this was the seventh citizen survey conducted by the County. She stated there were about 600 people

who participated by telephone, and citizen advisory board members also filled out the survey. She indicated the telephone survey was reduced to 12 minutes in order to save costs.

Sara Hart, Director of Research for InfoSearch International, reviewed some of the highlights of the survey report.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that the survey report in Agenda Item 7 be accepted.

**DISCUSSION – BLOCK VOTE: AGENDA ITEMS 8, 13, 14, 15, 16 AND 17 (SEE MINUTE ITEMS 09-205 THRU 09-210)**

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, Agenda Items 8, 13, 14, 15, 16 and 17 were consolidated into a single block vote.

**09-205      AGENDA ITEM 8 – FINANCE DEPARTMENT**

**Agenda Subject: “Recommendation to approve and execute Resolution directing the defeasance of and the payment of principal of and interest on a portion of the Washoe County, Nevada General Obligation (limited tax) Park Bonds (additionally secured by pledged revenues) Series 2006 [\$12,000,000]; and providing other details in connection therewith, and direct Finance to make appropriate adjustments within the Parks Capital Fund and the Debt Service Fund. (All Commission Districts)”**

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 8 be approved, executed and directed. The Resolution for same is attached hereto and made a part of the minutes thereof.

**09-206      AGENDA ITEM 13 – DISTRICT HEALTH DEPARTMENT**

**Agenda Subject: “Recommendation to approve amendments [increase of \$337,028 in revenue and expense] to the Fiscal Year 2008/09 Public Health Preparedness – Assistant Secretary for Preparedness and Response Hospital Preparedness Program, IO 10708, to bring the Fiscal Year 2008/09 adopted budget into alignment with the grant; and if approved, direct Finance to make appropriate budget adjustments. (All Commission Districts)”**

Commissioner Larkin asked for clarification regarding the Public Health Preparedness program. Dr. Randall Todd, EPI Center Director, explained the program received two streams of grant funding, one from the Centers for Disease Control and the other from the Assistant Secretary for Preparedness and Response (ASPR). He indicated the intent of ASPR funding was to get public health and hospitals to work more closely together. He said there was an existing vacant position in the Health Department that could be tasked with hospital liaison responsibilities, and the proposal was to fund the position from a different grant source.

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 13 be approved and directed.

**09-207            AGENDA ITEM 14 – SHERIFF’S OFFICE**

**Agenda Subject: “Recommendation to approve sole source purchase [\$64,507.50] for Taser X26 and Taser M26 electronic impact devices from Proforce Law Enforcement Supply, utilizing Federal Fiscal Year 2008 State Criminal Alien Assistance Program grant funding. (All Commission Districts)”**

There was no response to the call for public comment.

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

**09-208            AGENDA ITEM 15 – MANAGEMENT SERVICES / COMMUNITY SUPPORT ADMINISTRATOR**

**Agenda Subject: “Recommendation to approve Contract for Shelter Plus Care Services between the County of Washoe and ReStart, Inc., for the Washoe County Shelter Plus Care II Program’s housing coordination and supportive services [up to \$95,288 – Washoe County funds \$50,026 and HUD Grant Funds \$45,262]; and if approved, authorize Chairman to sign Agreement. (All Commission Districts)”**

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 15 be approved and authorized.

**09-209            AGENDA ITEM 16 – MANAGEMENT SERVICES / EMERGENCY MANAGEMENT**

**Agenda Subject: “Recommendation to accept 2009 Emergency Management Performance Grant from the State of Nevada, Division of Emergency Management**

retroactively for the period October 1, 2008 to September 30, 2009 [\$115,119 - requires cash match of \$81,932 included in the 2009/2010 budget, cost center 155110, and \$33,187 soft match by applying the salary expense of Washoe County's Fire Service Coordinator and Emergency Management's Grant Coordinator]; and if accepted, direct Finance to make appropriate budget adjustments. (All Commission Districts)"

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 16 be accepted and directed.

**09-210      AGENDA ITEM 17 – TRUCKEE RIVER FLOOD MANAGEMENT PROJECT**

**Agenda Subject:** "Recommendation to approve Agreement for Professional Consulting Services between the County of Washoe and The Carmen Group, Inc., for Federal Lobbying Services on behalf of the Truckee River Flood Management Project [\$180,000 plus related travel expenses - from the 1/8 cent sales tax dedicated to the Truckee River Flood Project] for the period March 8, 2009 through March 7, 2010; and if approved, authorize Chairman to execute the Agreement. (All Commission Districts)"

Katy Simon, County Manager, disclosed that her daughter had applied for a student internship with the Carmen Group, but would not work on any Washoe County projects if she was selected.

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 17 be approved, authorized and executed.

**09-211      AGENDA ITEM 26 – COMMUNITY DEVELOPMENT**

**Agenda Subject:** "Comprehensive Plan Amendment Case Number CP08-006 (Village Green Commerce Center) and Specific Plan Case Number SP08-001.

**Part A.** Consider a request to amend the Spanish Springs Area Plan, being a part of the Washoe County Comprehensive Plan. The amendment request would amend Policy SS.1.3 of the Spanish Springs Area Plan to allow Specific Plan (SP) zoning within the Suburban Character Management Area (SCMA), amend Policy SS.17.2 (c) to change the percentage of commercial and industrial zoning within the SCMA from 7.25% to 8%; and to re-designate Assessor's Parcel Numbers 534-561-06, 534-561-07, 534-561-08, 534-561-09 and 534-561-10 (±80.48 acres) from the land use category of General Rural (GR) to Specific Plan (SP).

**Part B.** Consider a request to establish the Specific Plan regulations and guidelines for the Village Green Commerce Center. The Specific Plan will provide the regulatory tools, a table of uses and additional guidelines necessary to implement the development of the Village Green Commerce Center. The Specific Plan includes the table of allowed uses, policies for the implementation of the specific plan goals, development standards, architectural design, access and circulation, landscape, signage, lighting and fencing requirements, a project phasing plan, etc.

The subject properties are located along the south side of Calle De La Plata starting several hundred feet east of Pyramid Highway. The subject parcels are within the Suburban Character Management Area (SCMA) of the Spanish Springs Area Plan and within the Truckee Meadows Service Area (TMSA). Additionally, the properties are within the Area of Interest of the City of Sparks, as identified by the 2007 Truckee Meadows Regional Plan. The subject parcels are located within Section 30, T20N, R20E, MDM, Washoe County, Nevada. The property is within the Spanish Springs Citizen Advisory Board boundary and within Washoe County Commission District 4. (APN's: 534-561-06, 07, 08, 09 and 10).

To reflect changes requested within this application and to maintain currency of general area plan data, administrative changes to the area plan are proposed. These administrative changes include: a revised map series with updated parcel base and revised table of land uses;

**AND IF APPROVED,**

**Part C.** Authorize the Chairman of the Board of County Commissioners to sign the Resolution adopting the Amended Spanish Springs Area Plan (CP08-005), a part of the Washoe County Comprehensive Plan. Such signature by the Chair to be made only after a determination of conformance with the 2007 Regional Plan by the Truckee Meadows Regional Planning Commission. (Commission District 4, Commissioner Larkin)”

**6:42 p.m.** Chairman Humke opened the public hearing.

Trevor Lloyd, Planner, conducted a PowerPoint presentation, which was placed on file with the Clerk. He explained the comprehensive plan amendment (CPA) request involved four amendments to the Spanish Springs Area Plan, including one to change land use on the aforementioned five parcels from General Rural (GR) to Specific Plan (SP) zoning for the Village Green Commerce Center in Spanish Springs. He indicated the SP designation had not been included in the Spanish Springs Area Plan because it was thought the County would move toward a two-map system with more emphasis on mixed use zoning classifications. The County changed its position since the adoption of the Area Plan, and specific plans were again being used to implement certain growth patterns and design standards. Mr. Lloyd described the zoning of the neighboring

parcels in the area. He stated the proposed project would serve as an employment base and would have relatively little impact on the existing community. He indicated the appellant's property abutted an existing equestrian easement on the south and the applicant had offered a 15-foot wide equestrian easement that would connect the Bridle Path trail with Calle de la Plata. He noted all of the buildings in the project would be equipped with solar panels and constructed with stringent energy design standards. He pointed out the Planning Commission unanimously approved the request. He indicated the Spanish Springs Citizen Advisory Board (CAB) voted to approve the comprehensive plan amendments, but opposed adoption of the Specific Plan.

In response to the call for public comment, Ken Theiss, Meg Miller, Ralph Theiss, Sandra Theiss, Cliff Bilyeu, Paul Bond, David Walker and Joyce Field spoke in opposition to the proposal. Written comments were placed on file with the Clerk by Ken Theiss and Ralph Theiss. Several of the speakers complained they were not noticed of the proposed changes or received short notice. Objections were raised about additional traffic, obstruction of the views, unsightly solar panels, road association dues, the project's name, and loss of the rural zoning. Two residents of the Bridal Path subdivision pointed out the equestrian trail bordering the project was a private easement and should be fenced to prevent access from the proposed public trail.

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

Commissioner Larkin asked about the project's conformance with the Spanish Springs Area Plan that had been approved by the Commission in 2004. Mr. Lloyd indicated the project met many of the policies and goals in the Area Plan. He agreed it promoted a work-live concept by allowing for more employment opportunities in the immediate local area.

Commissioner Larkin requested clarification regarding the public notification process. Mr. Lloyd stated notices were sent out pursuant to State law and to County Code. He indicated 60 property owners within 750 feet of the project were noticed, including many residents along Calle de la Plata and several who lived in the Bridle Path Subdivision. He said courtesy notices were provided for one of three Spanish Springs CAB meetings, the Planning Commission meeting and the County Commission meeting.

Commissioner Larkin wondered about plans to handle traffic at the intersection of Calle de la Plata and the Pyramid Highway. John Krmptotic, representing the applicant, indicated the applicant would bear the responsibility to put in a traffic light if traffic warrants were met. With respect to the road association fees referenced during public comment, he stated there was one parcel encumbered by the homeowners association and the applicant would be required to participate.

Commissioner Larkin referenced complaints about the name "Village Green." Mr. Krmptotic said the name was selected because the development was a green

project. Commissioner Jung suggested keeping “green” in the project’s name, but changing “village” to something more in keeping with a western theme. Mr. Krmpotic indicated the applicant could agree to a name change.

Commissioner Larkin asked about the equestrian trail. Mr. Krmpotic commented the applicant understood there was common area to be designated for equestrian use, so the trail was proposed to provide connectivity and good trail planning. Although he would not commit to a specific fencing standard, he stated the applicant would probably commit to the placement of a fence.

Commissioner Larkin referenced an email sent by a constituent that questioned water impacts. Rosemary Menard, Director of the Department of Water Resources, indicated the email raised questions about the impacts of the project on the constituent’s well. She explained the constituent and a number of other property owners in the upland areas (Axe Handle Road) had difficulties with their wells because they were placed in fractured granite, as opposed to wells that were placed in the alluvial aquifer. She stated the proposed project would take its water from the alluvial aquifer and would have neither a positive nor a negative impact on the constituent’s water situation. She noted the last connection for infrastructure to bring Truckee River surface water into the Spanish Springs area was to be made within a matter of days. She said the system cost approximately \$7 million and was the result of several years of planning.

Commissioner Larkin asked Thomas Bruce, President of the Spanish Springs Valley Ranches Property Owners’ Association, to comment. Mr. Bruce said the Association was neither for nor against the proposed project, but had concerns about the proponent’s obligation to pay dues if the property were to be subdivided. He indicated only about half of the Association’s 400 parcels having access to Calle de la Plata had been developed, and the members were worried about traffic at the intersection of the Pyramid Highway as more development took place.

Chairman Humke and Commissioner Larkin questioned what was required to get a traffic warrant study in place. Traffic Engineer Paul Soleagui explained that traffic signal warrants were federally established guidelines that determined what type of traffic signal could be installed. He noted the installation of a traffic signal changed the type of accidents that might occur. He said they were primarily based on traffic volumes, but could also take accidents or pedestrians into account. He stated the increased traffic from the proposed project would result in the warrants to get a traffic signal being met sooner.

All five of the Commissioners disclosed having received correspondence from several opponents and having met individually with proponents of the project.

Commissioner Larkin commented he had been involved with the amendment process with the community for well over two years. He stated the project had been noticed to citizens several times and the CAB spent a number of hours trying to

get citizens' questions answered. He indicated the project was consistent with the Spanish Springs Area Plan and the community had opted to move forward with the Area Plan.

Commissioner Weber said it was important for citizens to be involved. She stated the County Commission always listened to the citizens, although they might not always agree.

On motion by Commissioner Larkin, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that the Comprehensive Plan Amendment request in Part A (CP08-006) of Agenda Item 26 be approved, having made findings 1 through 8 as shown on pages 4 and 5 of the staff report, as well as one additional finding shown on page 5.

On motion by Commissioner Larkin, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that the Specific Plan in Part B (SP08-001) of Agenda Item 26 be approved for Sierra Triple Net, LLC, having made findings 1 through 5 as shown on page 5 of the staff report, as well as one additional finding shown on page 5.

On motion by Commissioner Larkin, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that the Chairman be authorized to sign the Resolution in Part C (CP08-006) of Agenda Item 26 after a determination of conformance with the 2007 Regional Plan by the Truckee Meadows Regional Planning Commission. The Resolution for same is attached hereto and made a part of the minutes thereof.

**DISCUSSION – BLOCK VOTE: AGENDA ITEMS 9, 10, 11 AND 12  
(SEE MINUTE ITEMS 09-212 THRU 09-215)**

The Board consolidated Agenda Items 9, 10, 11 and 12 into a single block vote.

**09-212      AGENDA ITEM 9 – FINANCE DEPARTMENT**

**Agenda Subject: “Introduction and adoption of an Ordinance authorizing the issuance of the “Washoe County, Nevada, General Obligation (Limited Tax) Refunding Bonds (additionally secured by pledged revenues), Series 2009A,” for the purpose of refunding certain outstanding bonds secured by consolidated tax pledged revenues [\$3,900,000]; providing the form, terms and conditions of the bonds and other details in connection therewith; and adopting it as if an emergency now exists. (Commission District 4)”**

County Clerk Amy Harvey read the title for Ordinance No. 1392, Bill No. 1571.

There was no response to the call for public comment.

On motion by Commissioner Larkin, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Ordinance No. 1392, Bill No. 1571, entitled, "**AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE 'WASHOE COUNTY, NEVADA, GENERAL OBLIGATION (LIMITED TAX) REFUNDING BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES), SERIES 2009A,' FOR THE PURPOSE OF REFUNDING CERTAIN OUTSTANDING BONDS SECURED BY CONSOLIDATED TAX PLEDGED REVENUES [\$3,900,000]; PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS AND OTHER DETAILS IN CONNECTION THEREWITH; AND ADOPTING IT AS IF AN EMERGENCY NOW EXISTS**" be approved, adopted and published in accordance with NRS 244.100.

**09-213            AGENDA ITEM 10 – FINANCE DEPARTMENT**

**Agenda Subject: "Introduction and adoption of an Ordinance authorizing the issuance of the Washoe County, Nevada, General Obligation (Limited Tax) Various Purpose Refunding Bonds, Series 2009B; specifying the terms and conditions of such bonds and their form; providing for the levy and collection of an annual Ad Valorem Tax for the payment of the bonds [\$16,495,000]; providing for adoption as if an emergency exists and providing other details in connection therewith. (All Commission Districts)"**

County Clerk Amy Harvey read the title for Ordinance No. 1393, Bill No. 1572.

There was no response to the call for public comment.

On motion by Commissioner Larkin, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Ordinance No. 1393, Bill No. 1572 entitled, "**AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE WASHOE COUNTY, NEVADA, GENERAL OBLIGATION (LIMITED TAX) VARIOUS PURPOSE REFUNDING BONDS, SERIES 2009B; SPECIFYING THE TERMS AND CONDITIONS OF SUCH BONDS AND THEIR FORM; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL AD VALOREM TAX FOR THE PAYMENT OF THE BONDS [\$16,495,000]; PROVIDING FOR ADOPTION AS IF AN EMERGENCY EXISTS AND PROVIDING OTHER DETAILS IN CONNECTION THEREWITH**" be approved, adopted and published in accordance with NRS 244.100.

**09-214            AGENDA ITEM 11 – FINANCE DEPARTMENT**

**Agenda Subject: "Introduction and adoption of an Ordinance authorizing the issuance of the Washoe County, Nevada, General Obligation (Limited Tax) Medium-Term Refunding Bonds, Series 2009C for the purpose of refunding certain outstanding bonds; specifying the terms and conditions of such bonds and their**

**form [\$5,090,000]; authorizing the Finance Director to specify other details concerning the bonds; providing for adoption as if an emergency exists and providing other details in connection therewith. (Commission District 4)”**

County Clerk Amy Harvey read the title for Ordinance No. 1394, Bill No. 1573.

There was no response to the call for public comment.

On motion by Commissioner Larkin, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Ordinance No. 1394, Bill No. 1573 entitled, **"AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE WASHOE COUNTY, NEVADA, GENERAL OBLIGATION (LIMITED TAX) MEDIUM-TERM REFUNDING BONDS, SERIES 2009C FOR THE PURPOSE OF REFUNDING CERTAIN OUTSTANDING BONDS; SPECIFYING THE TERMS AND CONDITIONS OF SUCH BONDS AND THEIR FORM [\$5,090,000]; AUTHORIZING THE FINANCE DIRECTOR TO SPECIFY OTHER DETAILS CONCERNING THE BONDS; PROVIDING FOR ADOPTION AS IF AN EMERGENCY EXISTS AND PROVIDING OTHER DETAILS IN CONNECTION THEREWITH"** be approved, adopted and published in accordance with NRS 244.100.

**09-215            AGENDA ITEM 12 – FINANCE DEPARTMENT**

**Agenda Subject: “Introduction and adoption of an Ordinance authorizing the issuance by Washoe County, Nevada of its “Washoe County, Nevada, General Obligation (Limited Tax) (additionally secured by pledged revenues) Golf Course Refunding Bonds, Series 2009D” for the purpose of refunding certain outstanding bonds; providing the form, terms and conditions of the bonds; securing their payment by a pledge of the net revenues of the Golf Course Facilities to be financed with the proceeds of the bonds [\$1,565,000]; providing other matters relating thereto; providing for adoption as if an emergency now exists. (All Commission Districts)”**

County Clerk Amy Harvey read the title for Ordinance No. 1395, Bill No. 1574.

There was no response to the call for public comment.

On motion by Commissioner Larkin, seconded by Commissioner Breternitz, which motion duly carried, it was ordered that Ordinance No. 1395, Bill No. 1574 entitled, **"AN ORDINANCE AUTHORIZING THE ISSUANCE BY WASHOE COUNTY, NEVADA OF ITS ‘WASHOE COUNTY, NEVADA, GENERAL OBLIGATION (LIMITED TAX) (ADDITIONALLY SECURED BY PLEDGED REVENUES) GOLF COURSE REFUNDING BONDS, SERIES 2009D’ FOR THE PURPOSE OF REFUNDING CERTAIN OUTSTANDING BONDS; PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS; SECURING THEIR**

**PAYMENT BY A PLEDGE OF THE NET REVENUES OF THE GOLF COURSE FACILITIES TO BE FINANCED WITH THE PROCEEDS OF THE BONDS [\$1,565,000]; PROVIDING OTHER MATTERS RELATING THERETO; PROVIDING FOR ADOPTION AS IF AN EMERGENCY NOW EXISTS" be approved, adopted and published in accordance with NRS 244.100.**

**09-216            AGENDA ITEMS 5 & 27 – ANNOUNCEMENTS, REPORTS AND UPDATES**

**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.)”**

**Agenda Subject: “Reports/updates from County Commission members concerning various boards/commissions they may be a member of or liaison to, (these may include, but not be limited to, Regional Transportation Commission, Reno-Sparks Convention & Visitors Authority, Debt Management Commission, District Board of Health, Truckee Meadows Water Authority, Organizational Effectiveness Committee, Investment Management Committee, Citizen Advisory Boards).”**

Commissioner Weber discussed several recent meetings with residents in her District to discuss the Sierra Sage Golf Course, the Sun Valley Swimming Pool, the Heppner Subdivision and the Red Rock Valley Pipeline. She thanked staff for their assistance. She noted over 25 individuals attended a meeting of the Volunteer Fire Departments. She said support for the Volunteer Fire Departments was one of her top priorities for the Fire Services Master Plan.

Commissioner Breternitz announced he would be attending two days of meetings for the Tahoe Regional Planning Agency. He talked about an upcoming Citizen Advisory Board (CAB) meeting, where he would be discussing more efficient use of the CABs. He indicated he had discussions with Reno Councilman David Aiazzi about conducting joint meetings between the Neighborhood and Citizen Advisory Boards. He noted there had been a County presentation about the Northgate Golf Course. He said he would conduct meetings with his constituents on the third Wednesday of every month at the Northwest Library, and the fourth Monday of every month at the offices of the Incline Village General Improvement District.

Commissioner Jung thanked staff member Gabrielle Enfield for providing her with detailed information about the Human Services Consortium. She announced an upcoming meeting of the District Board of Health, as well as a meet and greet for the National VFW Ladies Auxiliary.

Commissioner Larkin read a card addressed to the Commission from Tribal Chairman Melendez of the Reno-Sparks Indian Colony, which thanked the Board for their support of the Truckee River Flood Project levee feature. He also circulated a

newsletter he received from the USS Washoe County LST1165 Association (World War II landing craft). He announced an upcoming meeting of the Budget Policy Committee.

Chairman Humke indicated he recently attended meetings with the Nevada Nurses Association and the Nevada Juvenile Justice Commission, and was planning to attend an upcoming meeting of the Reno-Sparks Convention and Visitors Authority (RSCVA).

**09-217            AGENDA ITEM 19 – PUBLIC WORKS**

**Agenda Subject: “Acknowledge status report and provide discussion and direction concerning the areas damaged by the December 31, 2005 Flood Event, including funding plans for management of all County Drainage Assets. (All Commission Districts)”**

Dan St. John, Public Works Director, referenced the status report, which included a preliminary plan for flood damage mitigation, management of stormwater flows, and the costs associated with mitigating future potential damages. He noted there were not enough resources in the General Fund to do the more detailed repairs, maintenance and upgrades that had been suggested by a number of different master planning reports. He observed the numbers in the report were first cut numbers based on master plans, engineering studies, debt service costs, and water quality costs. He indicated staff was seeking Board direction to take a deeper look at the use of a stormwater utility funding district as a mechanism for financing necessary improvements and maintenance within unincorporated Washoe County. He stated there were similar programs in Reno and Sparks. Mr. St. John pointed out the purpose and timing of the status report was important because of the work being done by the Truckee River Flood Project and the Flood Project Funding Study.

Commissioner Breternitz asked how the County could coordinate with the Flood Project in order to maximize efficiency, integrate cost structure and avoid duplicate expenses. Mr. St. John stated the Flood Project Funding Study did not address most of the problems identified in the 1997 and 2005 floods. He proposed utilization of the same team for both projects, and suggested there might be some ability for the efforts of both projects to come together in the future. Commissioner Breternitz wondered whether a study of ways to integrate the projects would be a natural next step. Mr. St. John stated such a policy issue could be added to the list shown on page 5 of the staff report, and the team could report back to the Board after more brainstorming.

Chairman Humke asked whether the 18 locations listed in the staff report included the two Cities. Mr. St. John indicated all of the locations were unincorporated County sites. Chairman Humke wondered whether the Cities were undertaking similar efforts. Mr. St. John said he believed Reno was evaluating the issue and Sparks had already implemented rates on its sewer bills.

Commissioner Larkin commented there was a distinction between sewer rates and drainage rates, which could not be used on flood features. He indicated the characteristics of the unincorporated portions of the County were dissimilar to the characteristics of the drainage patterns within the City. He observed there was a study commissioned through the Flood Project Coordinating Committee to deal with tolls, fees and rates. Although the study was geared toward flood features, he noted Flood Project Director Naomi Duerr had been working with the two Cities. Mr. St. John stated there were a lot of synergies between the projects. He pointed out, for instance, that the information databases had already been developed by the Flood Project and could be easily applied to stormwater efforts. Commissioner Larkin acknowledged the two projects might be moved forward simultaneously, but emphasized caution as to the analysis of stormwater drainage fees versus the tolls, fees and rates for the Flood Project. Mr. St. John agreed and stated there was already discussion between departments about working together, as well as discussion with the Flood Project staff about maintenance activities and how to maximize any shared service opportunities.

County Manager Katy Simon indicated staff was very mindful of the financial impacts of all of the related projects, and did not want to compete with the Flood Project. She said there was a tremendous opportunity for integrating with the Cities.

Chairman Humke remarked there had previously been discussion on the Flood Project Control Committee as to the scope of the Flood Project. He stated he would be exceedingly disappointed if the scope did not take in all of the tributaries of the Truckee River and the Steamboat Ditch. He indicated he was in favor of any opportunity to get the effects of the 2005 flood event on the radar screen of the Flood Project.

Commissioner Larkin asked whether any legislative changes were contemplated as part of the proposed stormwater projects. Mr. St. John said there was an existing ordinance that would allow the County to move forward after the Commission was comfortable with the policy issues, the fee structure and the benefits of the projects. Ms. Simon agreed no legislative changes were contemplated, and stated the two Cities had expressed interest in seeing the County do more.

Mr. St. John confirmed for Chairman Humke there would be more updates coming back to the Board and extensive public outreach would have to be done. Commissioner Larkin pointed out there was no difference in the public's mind between stormwater and flood water. He requested that any public outreach be done in conjunction with the Director of the Flood Project.

On motion by Commissioner Breternitz, seconded by Commissioner Larkin, which motion duly carried, the Board acknowledged the status report in Agenda Item 19. Staff was directed to conduct further exploration of the seven policy issues listed on page 5 of the staff report, and to add a policy element to study ways of coordinating with the Truckee River Flood Project in order to maximize efficiency, integrate cost structure and avoid duplicate expenses.

**Agenda Subject: “Acknowledge status report for reorganization of the Department of Public Works; approve elimination of five management level positions to include the Capital Projects Division Manager, Deputy Director of Public Works, County Engineer, Director of General Services, and Facilities Superintendent; approve creation of two management level positions to include an Assistant Public Works Director of Engineering and an Assistant Public Works Director of Facilities as evaluated by Hay Group; authorize a new Fiscal Compliance Officer as evaluated by the Job Evaluation Committee; authorize reclassification of one vacant Facility Technician position to a Facilities Technician Supervisor as evaluated by the Job Evaluation Committee; authorize reclassification of one proposed Project Manager level position to a Senior Project Manager position; and, authorize the Job Evaluation Committee to evaluate additional jobs to determine the extent to which the reorganization affects existing job evaluations. (All Commission Districts)”**

County Manager Katy Simon said the County was committed to ensuring the rights and fair treatment of all employees.

Commissioner Breternitz asked whether the proposed reorganization would accommodate any additional changes that might be required as the budget process moved forward. Dan St. John, Director of Public Works, indicated the proposal was intended to flatten the Public Works organization, and to take current and future personnel reductions into account. He stated Telecommunications and Imaging and Records services were being realigned into the Technology Services Department. He noted the change would require managers to be working managers, and would encourage better team cooperation between divisions that were currently under autonomous managers. He said there was a recognized need for a fiscal compliance officer to allow better management capability for dealing with financial issues.

Commissioner Larkin expressed concern that making changes now might create problems later as shared services proposals took shape between the three governing bodies. Mr. St. John stated he did not want to lose the opportunity to allow employees to take advantage of voluntary separation incentives. He indicated his belief that the reorganization would set the department up for better success in addressing its 2009-10 budget reductions.

Ms. Simon pointed out there were several employees in the department willing to take voluntary incentives, which would save the County a great deal of money fairly quickly. She asked for the Board’s direction to at least move forward in concept, with the understanding that staff could provide updates before executing any changes.

Chairman Humke noted some of the labor associations had implied all of the cutting done so far had been in the labor arena. He emphasized it was fine to seize certain opportunities now, but changes in the management structure might be a multi-step

process and everything had to remain on the table. Ms. Simon agreed and observed many management positions had already been eliminated in Human Resources, Libraries, Purchasing and Technology Services.

Commissioner Weber wondered if there was a way to allow employees to voluntarily leave the organization without reorganizing the whole department and then having to reorganize again.

Mr. St. John assured the Commissioners that approval of the proposed changes did not mean anything was set in stone. He indicated the work itself was not generally affected, just the levels of management. He suggested stepwise changes would make the department more nimble to take the next bite out of the apple, which was more progressive than trying to choke the whole apple down in one bite.

Commissioner Breternitz questioned whether it was better from a morale standpoint to minimize the number of bites taken out of the apple. Mr. St. John proposed it might help morale at the rank and file level if the workers perceived they were not the only ones taking the hits.

On motion by Commissioner Larkin, seconded by Commissioner Breternitz, which motion duly carried, Agenda Item 20 was acknowledged, approved and authorized.

**09-219            AGENDA ITEM 24**

**Agenda Subject: “Appointment of two Washoe County Commissioners to a subcommittee to review and make recommendations regarding consolidations and shared services among the public agencies. (All Commission Districts)”**

County Manager Katy Simon noted the agenda item was pursuant to discussion at a joint meeting on February 9, 2009 to appoint representatives from each of the governing bodies to a Shared Services Subcommittee.

Commissioners Breternitz and Jung nominated themselves to serve on the Subcommittee.

Commissioner Larkin commented the two newest members of the Commission would provide the fresh eyes that were needed. Commissioner Weber indicated it was a big undertaking, and she thought the two nominees would do a great job.

On motion by Commissioner Larkin, seconded by Chairman Humke, which motion duly carried, Commissioners Breternitz and Jung were appointed to represent the Board of County Commissioners on the Shared Services Task Force/Subcommittee.

**Agenda Subject:** “Discussion and direction to staff regarding legislation or legislative issues proposed by legislators, by Washoe County or by other entities permitted by the Nevada State Legislature to submit bill draft requests, or such legislative issues as may be deemed by the Chair or the Board to be of critical significance to Washoe County. (All Commission Districts)”

Katy Simon, County Manager, read an email from Assemblywoman Sheila Leslie commending the Washoe County legislative team for doing a great job.

#### **Assembly Bill No. 54**

John Slaughter, Management Services Director, requested the Board’s support for amending the language in AB54.

Rosemary Menard, Director of the Department of Water Resources, explained the County submitted a bill draft request to provide funding mechanisms that would help people transition from on-site domestic wells and septic systems to municipal systems. She indicated AB54 came back with language granting authority to mandate the transition to municipal systems, which had never been the County’s intent. She stated the goal had always been to provide financing mechanisms that would facilitate the transition. She pointed out there were concerns about the use of public funds for private benefit, and those were addressed by a clear statement in Section 1 of the proposed bill that financial assistance could only be provided when there was a finding of public health, safety or welfare. She emphasized money was not being given to homeowners, but would be in the form of grants or loans to abate on-site and off-site costs so that people could afford to make the transition. She said the bill contained additional language about the mechanisms for managing financing.

Greg Salter, Deputy District Attorney for the Truckee River Flood Project, indicated Section 2 of the proposed bill allowed the County and/or the government entity managing the Flood Project to provide financial assistance in the form of loans or grants to flood proof public or private buildings. Assistance could not be provided unless it was determined that it was necessary to promote public safety, health and welfare, and it was more economical to flood proof individual buildings than it would be to build levees or major projects.

Chairman Humke asked whether AB54 was part of the same proposed legislation that had recently been approved by the Flood Project Coordinating Committee (FPCC). Mr. Salter indicated the two items were separate and distinct, although overlapping definitions were used in both bills. He noted the item approved by the FPCC was related to joint powers authority. Commissioner Larkin pointed out AB54 vested authority with the Board of County Commissioners rather than a joint powers authority. Mr. Salter stated there was a provision that allowed the Commission to delegate to “the governing body of a flood management authority.”

Commissioner Larkin wondered what the financing program consisted of. Mr. Salter said the details of a financing program would be established by ordinance.

Mr. Salter confirmed for Commissioner Larkin that he had coordinated the information with the Flood Project Director. County Manager Katy Simon wondered whether there had been any conversations with the Cities, so they would not be surprised by the proposal. Mr. Salter explained staff had discussed the possibility of having the Cities amend Chapter 268 to accomplish the same effect, and both Reno and Sparks said they did not want to participate. Ms. Menard stated she had spoken with the Public Works Director from Reno, who understood what the County was doing. She said they did not think the flood proofing provisions applied to them because they did not view themselves as having properties inside of Reno that would be affected. Mr. Salter indicated he had spoken with both City Attorneys.

Chairman Humke asked whether the Cities would affirmatively support the bill or stand neutral. Peter Simeoni, Deputy District Attorney representing the Department of Water Resources, said he had exchanged messages with an attorney from the City of Reno. He indicated they had no desire for a complimentary statute and were perfectly okay with what the County was doing. Chairman Humke observed it might be important to show that the Cities were given an opportunity to come to the table.

On motion by Commissioner Larkin, seconded by Commissioner Breternitz, which motion duly carried, the Board expressed a position of support for the amended language in Assembly Bill No. 54. A copy of the bill's amended language was placed on file with the Clerk.

#### **Assembly Bill No. 67**

Mr. Slaughter explained AB67 was a Nevada Association of Counties (NACO) bill that provided new authorization for the Board of County Commissioners to adopt, by a two-thirds vote, an ordinance to levy a separate property tax not to exceed 10 cents per \$100 of assessed valuation of a property. He stated the tax would be outside the 364 cap and he believed it would be limited to a period of one year. He recommended a position of neutrality.

On motion by Chairman Humke, seconded by Commissioner Breternitz, which motion duly carried, the Board expressed a position of neutrality on Assembly Bill No. 67.

#### **Assembly Bill No. 86**

Mr. Slaughter indicated AB86 was generated by the League of Cities, and sought authority for local governments to impose or increase a fee or tax without approval or ratification by the State Legislature if the voters had approved the fee or tax. Commissioner Larkin characterized it as a "home rule" issue.

On motion by Commissioner Larkin, seconded by Commissioner Breternitz, which motion duly carried, the Board expressed a position of neutrality on Assembly Bill No. 26.

**General Discussion**

Mr. Slaughter said his office was publishing a weekly legislative update that would be placed on the County website. He noted there had been a lot of questions from the public and others about Assembly Bill No. 119, which was sponsored by Assemblywoman Leslie. He indicated further information would be provided as soon as the amendments to the bill were available.

Commissioner Jung thanked Mr. Slaughter and stated she had heard many wonderful comments about the County’s legislative team from various legislators, staff and lobbyists.

**09-221            AGENDA ITEM 28 – CLOSED SESSION**

**Agenda Subject: “Possible Closed Session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220.”**

No closed session was held.

\*       \*       \*       \*       \*       \*       \*       \*       \*

**9:30 p.m.**       There being no further business to come before the Board, on motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, the meeting was adjourned.

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**DAVID E. HUMKE**, Chairman  
Washoe County Commission

**ATTEST:**

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

*Minutes Prepared by:  
Lisa McNeill, Deputy County Clerk*

Clark

## RESOLUTION

**WHEREAS,** The Friends of Washoe County Library volunteer organization has a mission to strengthen public libraries in Washoe County through their ongoing community projects to give children an educational head start, encourage literacy and foster life-long learning and recreation for adults; and

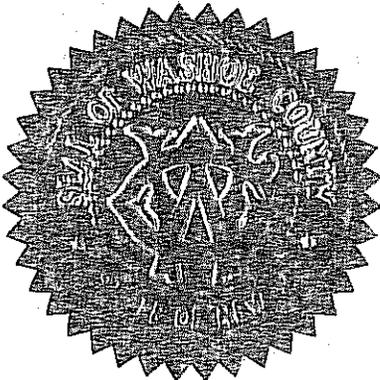
**WHEREAS,** Through their dynamic efforts, the Friends of Washoe County Library have raised over \$2,000,000 for the Library and recently began an endowment and planned giving program entitled the Second Century Endowment, which reached over \$500,000 in 2008, and Friends also raise over \$100,000 annually and promote literacy through their community-wide sales of donated books and other materials; and

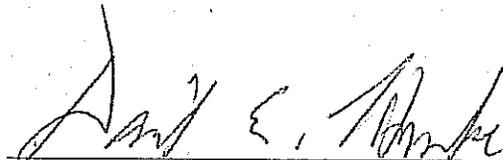
**WHEREAS,** These efforts have resulted in a recent allocation of \$103,714 from the Friends of the Washoe County Library to the Washoe County Library System for programs, collection development, the National Library of Medicine Traveling Art Exhibit, technology upgrades and necessary storage and display purchases for library branches throughout the system; and

**WHEREAS,** All of these efforts by the Friends of Washoe County Library volunteers are greatly appreciated by all Washoe County Library System staff and the Library Board of Trustees; now, therefore, be it

**RESOLVED,** That the Washoe County Board of County Commissioners wishes to recognize all that the Friends of Washoe County Library have done in our community and bestow our sincerest thanks and admiration for their support of libraries and literacy in the community.

ADOPTED this 24<sup>th</sup> day of February, 2009.



  
\_\_\_\_\_  
DAVID E. HUMKE, Chairman

09-180

RESOLUTION NO. 09-189

A RESOL  
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UNTY TREASURER  
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WHEREAS, the Board of Commissioners (the "Board") of the County of Washoe (the "County"), State of Nevada, pursuant to different ordinances heretofore duly passed and adopted, created County improvement districts as more particularly described at Exhibit A attached hereto and incorporated herein (the "Districts"), and ordered the acquisition of improvements within said Districts, and determined to defray a portion of the entire cost and expense of such improvements by special assessments, according to benefits, against the benefited lots, tracts and parcels of land ("properties") in the respective Districts; and

WHEREAS, the Board has by their respective ordinances levied assessments against the properties; and

WHEREAS, the Board has directed and hereby reaffirm their direction to the County Treasurer to collect and enforce the assessments in the Districts in the manner provided by Nevada's Consolidated Local Improvements Law, NRS Chapter 271; and

WHEREAS, the assessment installments on certain properties in the Districts are delinquent, as identified in Exhibit A attached hereto ("delinquent properties"), and remain delinquent after delivery by certified mail, return receipt requested, of a ten day delinquency notice to each delinquent property owner; and

WHEREAS, the Board desires that the County Treasurer proceed with a notice of the sale of the delinquent properties as provided in NRS 271.545 and sell the delinquent properties pursuant to NRS 271.540 to NRS 271.630.

*09-189*

*11*

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

1. The Board hereby exercises its option to cause the whole amount of the unpaid principal of the assessments on the delinquent properties to become due and payable as provided in NRS 271.410.

2. The Board hereby ratifies all action previously taken by the County Treasurer and directs the County Treasurer to give notice of the sale of the delinquent properties and to sell the delinquent properties pursuant to NRS 271.540 to NRS 271.630. **The sale shall take place at 11:00 a.m. on March 24, 2009, in the Washoe County Central Conference room, 1001 E 9<sup>th</sup> St Building C, Reno Nevada,** which the Board hereby finds a convenient location within the County.

3. If some irregularity or circumstance arises before the sale of any delinquent property such that in the opinion of the Washoe County Treasurer the public interest would best be served by withdrawing such a delinquent property from sale, the Washoe County Treasurer is hereby expressly authorized to make such a withdrawal. The Treasurer shall report to the Board in writing concerning his decision to make such a withdrawal and shall state the reasons for the decision.

4. The County Treasurer shall give the notice as provided in NRS 271.545, by publication in the Reno Gazette Journal, a newspaper of general circulation in the County, and such notice to be published at least once a week, for three consecutive publications, by three weekly insertions, the first such publication to be at least 15 days prior to the day of sale. It shall not be necessary that the notice be published on the same day of the week, but not less than 14 days shall intervene between the first publication and the last publication. Such service by publication shall be verified by the affidavit of the publisher and filed with the County Treasurer. The County Treasurer or his designee shall also give written notice of sale by mailing a copy of such notice, by first-class mail, postage prepaid, at least 20 days prior to the day of sale, to the last known owner or owners of all properties subject to sale or other designated person at his or

her last-known address or addresses; and to any person or governmental entity that appeared in the records of the County to have a lien or other interest in the delinquent property. Proof of such mailing shall be made by the affidavit of the County Treasurer or his designee and such proof shall be filed with the County Treasurer. Proof of the publication and proof of the mailing shall be maintained in the permanent records of the office of the County Treasurer until all special assessments and special assessment bonds issued (if such special assessment bonds have been or are hereafter issued) shall have been paid in full, both principal and interest, until any period of redemption has expired or property sold for an assessment, or until any claim is barred by an appropriate statute of limitations, whichever occurs last.

5. The officers of the County are hereby authorized to take all action necessary to effectuate the provisions of this Resolution.

6. The resolution is effective on passage and approval.

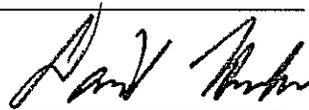
ADOPTED this 24<sup>th</sup> Day of February 2009, by the following vote:

AYES: Weber, Breternitz, Humke, Jung, Larkin

NAYS: Ø

ABSENT: Ø

ABSTAIN: Ø



Chairman  
Washoe County Commission



ATTEST:  
Marcy L. R. Chief Deputy  
County Clerk

EXHIBIT A

Delinquent Parcels – by Assessment District - as of 01/28/2009

WCAD #21 Cold Springs Sewer -- **District 5**  
5 parcels

087-571-10  
556-051-18  
556-053-09  
556-102-04  
556-222-03

WCAD #23 Arrowcreek Water -- **District 2**  
14 parcels

152-061-01  
152-071-06  
152-142-06  
152-142-18  
152-212-02  
152-260-09  
152-351-08  
152-500-10  
152-681-06  
152-764-04  
152-861-10  
152-911-01  
152-911-14  
152-911-15

WCAD #30 Antelope Valley Road -- **District 5**  
3 parcel

079-470-84  
079-481-21  
079-490-17

WCAD #37 Spanish Springs Sewer Phase 1A -- **District 4**  
4 parcels

089-271-06  
089-274-14  
089-344-14  
089-362-05

Total Parcels 26

Summary - a resolution directing the defeasance of and the payment of the principal of and interest on a portion of the outstanding Washoe County, Nevada General Obligation (Limited Tax) Park Bonds (Additionally Secured by Pledged Revenues) Series 2006.

**RESOLUTION NO 09-205**

**A RESOLUTION DIRECTING THE DEFEASANCE OF AND THE PAYMENT OF PRINCIPAL OF AND INTEREST ON A PORTION OF THE WASHOE COUNTY, NEVADA GENERAL OBLIGATION (LIMITED TAX) PARK BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES) SERIES 2006; AND PROVIDING OTHER DETAILS IN CONNECTION THEREWITH.**

**WHEREAS**, the Board of County Commissioners (the "Board") of Washoe County, Nevada, (the "County," and the "State," respectively), has previously issued its Washoe County, Nevada General Obligation (Limited Tax) Park Bonds (Additionally Secured by Pledged Revenues) Series 2006 (the "Bonds"); and

**WHEREAS**, the Board hereby determines that it is necessary and advisable to defease a portion of the outstanding Bonds, pay the principal of and interest on the Bonds on March 1, 2009 and pay the costs of the defeasance; and

**WHEREAS**, there has been filed with the County Clerk prior to this meeting, a proposed form of the Escrow Agreement (the "Escrow Agreement") between the County and U.S. Bank, National Association, as escrow bank (the "Escrow Bank").

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

Section 1. This resolution shall be known and may be cited by the short title "2009 Defeasance Resolution."

Section 2. The Board hereby directs the defeasance of certain maturities of the Bonds specified by the County Finance Director, the payment of the principal of and interest on March 1, 2009 on a portion of the outstanding Bonds and the payment of the costs of defeasance with unspent proceeds of the Bonds in the maximum amount of \$12,000,000 or such lesser amount as shall be determined by the County Finance Director. The County Finance Director or his designee is hereby authorized to select the maturities of the Bonds to be defeased and arrange for the

defeasance and the payment of the principal of and interest on the Bonds on March 1, 2009 from the unspent proceeds of the Bonds.

Section 3. The County Finance Director or his designee is authorized to specify the method of defeasance and other details of the defeasance and payment of the Bonds, and if deemed appropriate by the County Finance Director or his designee, to bid the selection of defeasance securities to be deposited into the Escrow Account created by the Escrow Agreement and authorized herein and arrange for the distribution of notice of the defeasance.

Section 4. The officers of the Board and the County are hereby authorized to take all action necessary or appropriate to effectuate the provisions of this resolution, including without limitation, assembling of financial and other information concerning the County and the Bonds and arranging for a certified public accountant's report to demonstrate the sufficiency of securities and cash in the Escrow Account in connection with the defeasance of a portion of the Bonds.

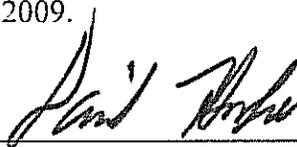
Section 5. The form, terms and provisions of the Escrow Agreement are approved, and the County shall enter into and perform its obligations under such documents in the form thereof filed with the County Clerk prior to this meeting, with such changes, variations, omissions and insertions as the County Finance Director executing such documents shall approve. The execution of the Escrow Agreement by the County Finance Director shall be conclusive evidence of the approval by the Board thereof in accordance with the respective terms hereof. The execution of any document related to the defeasance and payment of the Bonds by County officials shall be conclusive evidence of the approval by the Board of such document in accordance with the terms hereof.

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

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

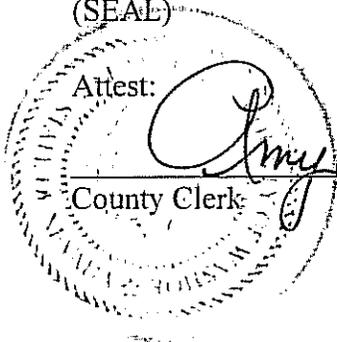
Section 8. This resolution shall become effective and be in force immediately upon its adoption.

PASSED AND APPROVED this February 24, 2009.



Chair

(SEAL)



STATE OF NEVADA     )  
                                  ) ss.  
COUNTY OF WASHOE    )

I am the duly chosen, qualified and acting Clerk of Washoe County (the "County"), in the State of Nevada, and do hereby certify:

1. The foregoing pages constitute a true, correct and compared copy of a resolution of the Board of County Commissioners (the "Board") adopted at a meeting of the Board held on February 24, 2009 (the "Resolution").

2. The members of the Board voted on the Resolution as follows:

Those Voting Aye:	John Breternitz David Humke Kitty Jung Robert M. Larkin Bonnie Weber
Those Voting Nay:	<u>none</u>
Those Absent:	<u>none</u>

3. The original of the Resolution has been approved and authenticated by the signatures of the Chair of the Board and myself as County Clerk and has been recorded in the minute book of the Board kept for that purpose in my office, which record has been duly signed by the officers and properly sealed.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the County this February 24, 2009.

Amy Hawley  
Clerk



(SEAL)

The undersigned does hereby certify:

1. All members of the Board were given due and proper notice of the meeting held on February 24, 2009.

2. Public notice of such 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 excerpts from the agenda for the meeting relating to the Resolution, as posted no later than 9:00 a.m. on the third working day prior to the meeting, on the County's website, and at the following locations:

- (i) Washoe County Administration Complex  
1001 East Ninth Street, Building A  
Reno, Nevada
- (ii) Washoe County Courthouse-Clerk's Office  
Virginia and Court Streets  
Reno, Nevada
- (iii) Washoe County Central Library  
301 South Center Street  
Reno, Nevada
- (iv) Sparks Justice Court  
630 Greenbrae Drive  
Sparks, Nevada

is attached as Exhibit A.

3. Prior to 9:00 a.m. at least 3 working days before such meetings, such notice was mailed to each person, if any, who has requested notice of meetings of the board in compliance with NRS 241.030(3)(b) by United States Mail, or if feasible and agreed to by the requestor, by electronic mail.

**IN WITNESS WHEREOF**, I have hereunto set my hand this February 24, 2009.

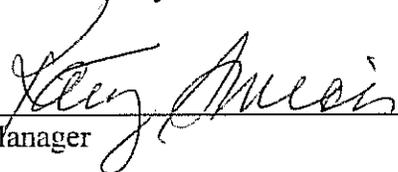
  
\_\_\_\_\_  
Manager

EXHIBIT A

(Attach Copy of Notice of Meeting)

**COUNTY COMMISSIONERS**

David Humke, Chairman  
Bonnie Weber, Vice-Chairman  
John Breternitz  
Kitty Jung  
Bob Larkin

**COUNTY MANAGER**

Katy Simon

**ASSISTANT  
DISTRICT ATTORNEY**

Paul Lipparelli

**AGENDA**

**WASHOE COUNTY BOARD OF COMMISSIONERS**

**COMMISSION CHAMBERS - 1001 E. 9<sup>th</sup> Street, Reno, Nevada**

**February 24, 2009**

**2:00 p.m.**

**NOTE:** Items on the agenda without a time designation may not necessarily be considered in the order in which they appear on the agenda. Items may be moved to or from the Consent Agenda at the beginning of the Board Meeting or may be voted on in a block.

The Washoe County Commission Chambers are accessible to the disabled. If you require special arrangements for the meeting, call the County Manager's Office, 328-2000, 24-hours prior to the meeting.

**Public Comment** during the Commission Meeting on February 24, 2009 will be for all matters, both on and off the agenda, and be limited to two minutes per person. Additionally, public comment of two minutes per person will be heard during individual action items on the agenda. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Commission meeting.

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.

The County Commission can deliberate or take action only if a matter has been listed on an agenda properly posted prior to the meeting. During the public comment period, speakers may address matters listed or not listed on the published agenda. The Open Meeting Law does not expressly prohibit responses to public comments by the Commission. However, responses from Commissioners to unlisted public comment topics could become deliberation on a matter without notice to the public. On the advice of legal counsel and to ensure the public has notice of all matters the Commission will consider, Commissioners may choose not to respond to public comments, except to correct factual inaccuracies, ask for County staff action or to ask that a matter be listed on a future agenda. The Commission may do this either during the public comment item or during the following item: **"\*Commissioners'/Manager's Announcements, Requests for Information, Topics for Future Agendas and Statements Relating to Items Not on the Agenda"**.

6. K. (3) Authorize Regional Parks and Open Space Department to request qualifications proposals to select a qualified consultant to prepare a master plan and construction documents to construct a trailhead at the Perseighl Ranch, a planned project funded by WC-1 voter approved Regional Parks, Open Space, Trails and Libraries Bond of 2000. (Commission Districts 1 and 2.)
6. L. Designate the Reno Housing Authority as Washoe County's agent for the purpose of purchasing and managing homes available through the United States Department of Housing and Urban Development (HUD) \$1 Good Neighbor Program, which enables local jurisdictions to acquire HUD owned properties for \$1--Community Development. (All Commission Districts.)
7. Presentation of 2009 Citizen Survey and possible direction to staff--Community Relations. (All Commission Districts.)
8. Recommendation to approve and execute Resolution directing the defeasance of and the payment of principal of and interest on a portion of the Washoe County, Nevada General Obligation (limited tax) Park Bonds (additionally secured by pledged revenues) Series 2006 [\$12,000,000]; and providing other details in connection therewith, and direct Finance to make appropriate adjustments within the Parks Capital Fund and the Debt Service Fund--Finance. (All Commission Districts.)
9. Introduction and adoption of an Ordinance authorizing the issuance of the "Washoe County, Nevada, General Obligation (Limited Tax) Refunding Bonds (additionally secured by pledged revenues), Series 2009A," for the purpose of refunding certain outstanding bonds secured by consolidated tax pledged revenues [\$3,900,000]; providing the form, terms and conditions of the bonds and other details in connection therewith; and adopting it as if an emergency now exists--Finance. (Commission District 4.)
10. Introduction and adoption of an Ordinance authorizing the issuance of the Washoe County, Nevada, General Obligation (Limited Tax) Various Purpose Refunding Bonds, Series 2009B; specifying the terms and conditions of such bonds and their form; providing for the levy and collection of an annual Ad Valorem Tax for the payment of the bonds [\$16,495,000]; providing for adoption as if an emergency exists and providing other details in connection therewith--Finance. (All Commission Districts.)
11. Introduction and adoption of an Ordinance authorizing the issuance of the Washoe County, Nevada, General Obligation (Limited Tax) Medium-Term Refunding Bonds, Series 2009C for the purpose of refunding certain outstanding bonds; specifying the terms and conditions of such bonds and their form [\$5,090,000]; authorizing the Finance Director to specify other details concerning the bonds; providing for adoption as if an emergency exists and providing other details in connection therewith--Finance. (Commission District 4.)



## WASHOE COUNTY COMMISSION

1001 E. 9th Street  
P.O. Box 11130  
Reno, Nevada 89520  
(775) 328-2005

### RESOLUTION ADOPTING THE AMENDED SPANISH SPRINGS AREA PLAN (CP08-006), A PART OF THE WASHOE COUNTY COMPREHENSIVE PLAN

WHEREAS, Sections 278.150, 278.170 and 278.210, Nevada Revised Statutes, specify that the Washoe County Planning Commission may prepare, adopt and amend a master (comprehensive) plan for all or any part of the County, subject to County Commission approval;

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

WHEREAS, A public hearing on the adoption of the amended SPANISH SPRINGS AREA PLAN, a part of the Washoe County Comprehensive Plan, was held on December 2, 2008 by said Planning Commission;

WHEREAS, The Washoe County Planning Commission has found that the SPANISH SPRINGS AREA PLAN, a part of the Washoe County Comprehensive Plan, together with the applicable maps and descriptive matter, provide a long-term general plan for the development of the County including the subject matter currently deemed appropriate for inclusion in the Comprehensive Plan, and has submitted the amendment to the SPANISH SPRINGS AREA PLAN to the Board of County Commissioners, Washoe County, with the recommendation for approval and adoption thereof;

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

WHEREAS, A public hearing on the adoption of the Washoe County Comprehensive Plan, including the SPANISH SPRINGS AREA PLAN, was first held on May 21, 1991, with the most recent amendment to the SPANISH SPRINGS AREA PLAN being held on \_\_\_\_\_, 2009 by the Board of County Commissioners of Washoe County, Nevada;

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

WHEREAS, A public hearing for the review of conformance of the Washoe County Comprehensive Plan, including the SPANISH SPRINGS AREA PLAN, was first held on October 23, 1991, with the most recent amendment to the SPANISH SPRINGS AREA PLAN being held on \_\_\_\_\_, 2009, by the Truckee Meadows Regional Planning Commission, at which time the plan was deemed in conformance with the Truckee Meadows Regional Plan; and

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

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

ADOPTED this \_\_\_ day of \_\_\_\_\_, 2009.

WASHOE COUNTY COMMISSION

David E. Humke, Chair

ATTEST:

Amy Harvey, County Clerk

TO BE SIGNED  
AT A LATER DATE