

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

TUESDAY

10:00 A.M.

AUGUST 9, 2011

PRESENT:

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

**Nancy Parent, Chief Deputy Clerk**  
**Katy Simon, County Manager**  
**Paul Lipparelli, Legal Counsel**

The Washoe County Board of Commissioners convened at 10:01 a.m. in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada. Following the Pledge of Allegiance to the flag of our Country, the Clerk called the roll and the Board conducted the following business:

**11-698      AGENDA ITEM 3 – 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.”

**\*10:03 a.m.** Commissioner Weber arrived.

Tom Noblett spoke on the funding concerns for the Bingo games held at the Senior Center in Sun Valley. He also stated his concern regarding weed abatement within County ditches.

Garth Elliott discussed the problem with graffiti in the Sun Valley neighborhoods.

Sam Dehne spoke on the Incline Village property tax rebates.

Gary Schmidt submitted an editorial, which was placed on file with the Clerk, discussing the Incline Village property tax issue and suggestions on providing the refunds.

**11-699            AGENDA ITEM 4 – ANNOUNCEMENTS**

**Agenda Subject: “Commissioners’/Manager’s Announcements, Requests for Information, Topics for Future Agendas, Statements Relating to Items Not on the Agenda and any ideas and suggestions for greater efficiency, cost effectiveness and innovation in County government. (No discussion among Commissioners will take place on this item.)”**

Katy Simon, County Manager, announced that Agenda Items 6M and 7 would be pulled from the agenda. She stated that the percentage amount listed in Agenda Item 6N would need to be rounded to 4.54 percent since the County’s payroll system could not handle three decimal points.

Commissioner Larkin thanked County Manager Katy Simon and Regional Parks and Open Space Director Doug Doolittle for arranging to have the Warm Springs Citizen Advisory Board (CAB) meet at the Regional Shooting facility.

Commissioner Weber requested an update from Animal Services. She said she had been meeting with individuals regarding the Health Clinic in Gerlach and the monies that had been dedicated to the General Improvement District. Commissioner Weber thanked the Burning Man organization and Black Rock LLC for donations made to the recently completed community assessment in Gerlach.

Commissioner Humke applauded the cooperation between the Sierra Fire Protection District (SFPD), the Truckee Meadows Fire Protection District (TMFPD), the North Lake Tahoe Fire Protection District (NLTFPD), the Reno Fire Department and the Storey County Fire Department in regard to the recent Bain/Toll Road fire. He discussed the Indigent Accident Fund Committee, which he served on and noted that \$25 million a year was paid to hospitals across the State for indigent claims. Because the Nevada Association of Counties (NACO) had two bills passed at the Legislature, there was now a State-wide 2.5 cents ad valorem tax dedicated to this source, which the State was skimming. He felt it was time for the Board to retire from the Indigent Accident Fund Committee.

Commissioner Jung requested a Resolution of Appreciation for Mr. Tom Noblett of Sun Valley for his dedication to the Bingo games held for the senior citizens. She also requested a report on the coordination of those games through the Senior Services Department and an update concerning the County’s weed abatement and eradication program. Commissioner Jung remarked that the Nuisance Ordinance needed to be revisited to see if any amendments were needed.

**11-700            AGENDA ITEM 5 - RESOLUTION**

**Agenda Subject: “Resolution of Accomplishment--Multnomah University: Reno–Tahoe Campus. (Requested by Commissioner Larkin.)”**

Commissioner Larkin read and presented the Resolution of Accomplishment to John McKendricks, Multnomah University Executive Director. On behalf of the faculty, staff and students, Mr. McKendricks expressed his appreciation for the Board's recognition and introduced several members of the faculty. He hoped that the University would be a positive influence in the County as well as a service to the region.

In response to the call for public comment, Sam Dehne commended the University for their commitment to the community.

On motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried, it was ordered that Agenda Item 5 be adopted.

### **CONSENT AGENDA**

Katy Simon, County Manager, announced that Agenda Item 6M would be pulled from the agenda.

In response to the call for public comment, Garth Elliott felt that large scaled events should have a fee structure applied.

Sam Dehne commented on the amount of items within the consent agenda.

### **11-701 AGENDA ITEM 6A**

**Agenda Subject: "Approve minutes for the Board of County Commissioners' meetings of June 14 and 28, and July 12, 2011."**

There was no public comment on this item.

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

### **11-702 AGENDA ITEM 6B – DISTRICT ATTORNEY**

**Agenda Subject: "Approve Resolution requesting the assistance of the attorney general in the possible prosecution of a male over the age of 18 for alleged sexual assault with the use of a deadly weapon and battery with intent to commit sexual assault and other matters properly related thereto; and if approved, authorize Chairman to execute Resolution. (All Commission Districts.)"**

There was no public comment on this item.

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

**11-703            AGENDA ITEM 6C - MANAGER**

**Agenda Subject: “Appoint County Commissioner John Breternitz as Washoe County’s representative on the Tahoe Transportation District Board of Directors and the Tahoe Transportation Commission (term of office), with Donald Morehouse, Planner for Washoe County’s Community Development Department, serving as an alternate on both (no set term). (Commission District 1.)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that County Commissioner John Breternitz be appointed as Washoe County’s representative on the Tahoe Transportation District Board of Directors and the Tahoe Transportation Commission (term of office), with Donald Morehouse, Planner for Washoe County’s Community Development Department, serving as an alternate on both (no set term).

**11-704            AGENDA ITEM 6D – MANAGEMENT SERVICES/EMERGENCY MANAGEMENT**

**Agenda Subject: “Accept 2010 Emergency Management Performance Supplemental Grant from the State of Nevada, Division of Emergency Management [\$19,124 - requires soft match of \$19,124 by applying the salary expense of Washoe County’s Fire Service Coordinator and Washoe County Sheriff Search and Rescue position]; and if accepted, 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 Jung, which motion duly carried, it was ordered that Agenda Item 6D be accepted and directed.

**11-705            AGENDA ITEM 6E – FINANCE/COMPTRROLLER**

**Agenda Subject: “Authorize the Tax Collector to strike names and amounts identified on Delinquency/Uncollectible Personal Property Tax List for tax years 2002 through May 2011 [totaling \$96,720.06]. (All Commission Districts.)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6E be authorized.

**11-706            AGENDA ITEM 6F - TREASURER**

**Agenda Subject: “Approve 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 (special assessment districts: Washoe County Assessment District 21-Cold Springs Sewer, Washoe County Assessment District 37–Spanish Springs Sewer Phase 1A); and if approved, authorize Chairman to execute Resolution. (Commission Districts 4 and 5.)”**

There was no public comment on this item.

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

**11-707            AGENDA ITEM 6G – RENO JUSTICE COURT/SPARKS JUSTICE COURT**

**Agenda Subject: “Acknowledge that the Reno and Sparks Justice Courts have met the requested 7% wage reduction for a combined estimated labor cost savings of \$308,000. (All Commission Districts.)”**

There was no public comment on this item.

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

**11-708            AGENDA ITEM 6H(1) – JUVENILE SERVICES**

**Agenda Subject: “Approve Interlocal Agreement between the County of Washoe (on behalf of the Department of Juvenile Services) and the Washoe County School District, concerning use of office space at the Jan Evans Juvenile Justice Center for the Washoe County School District to assist youth referred to Juvenile Services in Washoe County with credit recovery; and if approved, authorize Chairman to execute Interlocal Agreement. (All Commission Districts.)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6H(1) be approved, authorized and executed. The Agreement for same is attached hereto and made a part of the minutes thereof.

**11-709            AGENDA ITEM 6H(2) – JUVENILE SERVICES**

**Agenda Subject: “Accept Fiscal Year 2011/12 Formula Grant [\$65,000 - no County match] from the Juvenile Justice Commission to fund Wraparound Services for Seriously Emotionally Disturbed Youth and Alcohol Prevention and Treatment; and if approved, direct Finance and Human Resources Departments to make necessary budget adjustments. (All Commission Districts.)”**

Commissioner Humke disclosed that he sat on the Juvenile Justice Commission.

There was no public comment on this item.

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

**11-710            AGENDA ITEM 6H(3) – JUVENILE SERVICES**

**Agenda Subject: “Accept Fiscal Year 2011/12 Office of Juvenile Justice and Delinquency Prevention Juvenile Accountability Block Grant [\$57,809.50 - County match 5,780.95] from the Nevada Juvenile Justice Commission to fund the Supervised Release Program; and if approved, direct Finance to make necessary budget adjustments and Human Resources to delimit Grant Funded Outreach Specialist #70004064 and create a Grant Funded Intermittent Outreach Specialist. (All Commission Districts.)”**

Commissioner Humke disclosed that he sat on the Juvenile Justice Commission.

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6H(3) be accepted, approved and directed.

**11-711            AGENDA ITEM 6I(1) – PUBLIC WORKS**

**Agenda Subject: “Accept monetary donations to Washoe County Regional Animal Services [totaling \$3,439.70] for the period April 1, 2011 – June 30, 2011 to be used for the humane care and treatment of sick and/or injured, stray or abandoned animals received; and if accepted, express appreciation for these thoughtful contributions and direct Finance to make appropriate budget adjustments. (All Commission Districts.)”**

On behalf of the Board, Commissioner Jung thanked the donors for their generous donations.

There was no public comment on this item.

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

**11-712            AGENDA ITEM 6I(2) – PUBLIC WORKS**

**Agenda Subject: “Authorize Public Works Department to bid the Longley Lane Roads Division Environmental Compliance Improvements project [funding source - Capital Improvement Fund]. (Commission District 2.)”**

There was no public comment on this item.

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

**11-713            AGENDA ITEM 6I(3) – PUBLIC WORKS**

**Agenda Subject: “Authorize Public Works Department to have design contract documents prepared and bid the Galena Creek/Joy Lake Bridge Foundation Rehabilitation [funding source - Capital Improvement Fund]. (Commission District 1.)”**

There was no public comment on this item.

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

**11-714            AGENDA ITEM 6J(1) - SHERIFF**

**Agenda Subject: “Accept Supplemental Grant Funding [\$10,000 - no County match] for 2010 Interdiction Task Force grant to be used for overtime expenses from High Intensity Drug Trafficking Areas as administered through Las Vegas Metro Police Department; 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 Jung, which motion duly carried, it was ordered that Agenda Item 6J(1) be accepted and directed.

**11-715            AGENDA ITEM 6J(2) - SHERIFF**

**Agenda Subject:** “Approve the release of a Request for Proposal to solicit bids for a not to exceed \$100,000 professional services contract for the Washoe County Sheriff’s Office to support a Nevada Dispatch Interconnect Planning/Engineering Project. (All Commission Districts.)”

There was no public comment on this item.

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

**11-716            AGENDA ITEM 6K(1) – WATER RESOURCES**

**Agenda Subject:** “Acknowledge receipt of the Quarterly Report on Activities of the Washoe County Water and Sanitary Sewer Financial Assistance Program, Ordinance No. 1449, for the period ended June 30, 2011. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6K(1) be acknowledged.

**11-717            AGENDA ITEM 6K(2) – WATER RESOURCES**

**Agenda Subject:** “Approve a partial refund [\$2,549] to Hillside Holdings, LLC for application fees paid to review Regulatory Zoning Amendment (RZA11-001) and Master Plan Amendment (MPA11-001). (Commission District 2.)”

There was no public comment on this item.

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

**11-718            AGENDA ITEM 6L – MANAGEMENT SERVICES/FIRE SERVICES COORDINATOR**

**Agenda Subject:** “Approve Resolution declaring the Commission’s action to receive a cash donation in support of increased demand for fire and emergency medical services associated with the “burning man” event; and other matters related thereto [\$7,000 from Black Rock LLC] (event to take place August/September 2011); and if approved, authorize Chairman to execute Resolution. (Commission District 5.)”

On behalf of the Board, Commissioner Jung thanked Black Rock LLC for their generous donation.

There was no public comment on this item.

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

**11-719            AGENDA ITEM 6N – DISTRICT COURT**

**Agenda Subject: “Accept District Court’s position changes representing a savings of \$32,449.87 and to direct Human Resources and Finance to make necessary adjustments to implement and credit District Court Revenue Center #471232, Specialty Court Supervision Fees, with \$270,000 in revenue that will be generated from supervision fees and apply \$112,190 of July 2011 vacancy savings and \$403,607.78 in pre-tax contributions to offset employer’s share of health care premiums for one year to satisfy the contra’s in the District Court’s current budget with a total savings of \$818,247.65, exceeding the requested \$814,395. (All Commission Districts.)”**

Katy Simon, County Manager, stated that the percentage amount of 4.539 as noted in the staff report would need to be rounded to 4.54 percent since the County’s payroll system could not handle three decimal points.

There was no public comment on this item.

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

**11-720            AGENDA ITEM 6O(1) - MANAGER**

**Agenda Subject: “Approve Voluntary Separation Incentive Program and Severance Benefits Program for eligible and affected employees for Fiscal Year 2011/12.”**

There was no public comment on this item.

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

**11-721            AGENDA ITEM 6O(2) - MANAGER**

**Agenda Subject: “Approve First Addendum to Agreement for Provision of Legal Services to Children in Abuse and Neglect Proceedings between the County of Washoe and Washoe Legal Services [reduces Fiscal Year 2012 and Fiscal Year 2013 annual compensation by \$29,000 each year--original compensation was \$468,014**

**and will now be \$439,014]; and if approved, authorize Chairman to execute Addendum. (All Commission Districts.)”**

There was no public comment on this item.

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

**11-722            AGENDA ITEM 6O(3) – DISTRICT ATTORNEY**

**Agenda Subject: “Approve Agreement for Provision of Legal Services to Indigent Defendants between the County of Washoe and Washoe Legal Services [not to exceed \$80,000] for a six-month pilot period effective September 1, 2011, with the option to renew for an additional term; and if approved, authorize Chairman to execute Agreement. (All Commission Districts.)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6O(3) be approved, authorized and executed.

**11-723            AGENDA ITEM 16 – TREASURER**

**Agenda Subject: “Update on Incline property tax refund process.”**

Tammi Davis, Treasurer, reported that over the past three weeks staff had dedicated over 300 hours to this project. Presently, no refunds had been issued because the custom reporting was still being finalized. Ms. Davis indicated there would be a devoted team for this project to include staff with the needed expertise. She commented that the Department’s webpage now included; Frequently Asked Questions (FAQ’s); a form to provide a current mailing address; a W-9 form, which would be requested before any interest payments would be issued; a list of the parcels received from the Assessor’s Office with adjusted values; and, once the refunds began, a status page. The first of the refunds were targeted to be issued during the last week of August 2011.

Commissioner Larkin inquired about the source of funding for the first round of refunds. Katy Simon, County Manager, replied that this item was scheduled to return to the Board on August 23, 2011 for direction. She noted that legal counsel was preparing a resolution that would enable the other involved entities to share in the funding. She said staff would return with a full review of the financing options and added that the first round of refund checks were scheduled for the August 25, 2011 check run.

Commissioner Jung asked if the FAQ's would include a statement that the parcel owner could donate the refund back to the County because of the County's financial circumstances. Ms. Davis replied that statement could be included in the FAQ's.

Commissioner Larkin asked for an update regarding the communication with the Court over the matter of supervision. Paul Lipparelli, Legal Counsel, replied that the Nevada Supreme Court issued a remittitur, which was the process used to return the case to the District Court. He said the District Attorney's Office had prepared a draft of a report that would be reviewed and allow in-depth information during Attorney/Client meetings.

There was no action taken or public comment on this item.

**11-724      AGENDA ITEM 11 - LIBRARY**

**Agenda Subject: "Recommendation to appoint one individual to fill a vacant seat on the Washoe County Library Board of Trustees, with a term effective August 18, 2011 through June 30, 2015. (All Commission Districts.)"**

Commissioner Weber asked about the district representation of the applicants. In the past, she said district representation would be noted; however, this staff report included zip codes instead of districts.

Katy Simon, County Manager, said the full addresses for the applicants were listed in the staff report. She suggested staff research the address to locate the correct district that was represented for the applicant and return later in the meeting with that information. Commissioner Weber agreed that should occur before the Board appointed an individual.

Chairman Breternitz agreed. He asked if there was a district requirement for Library Trustees. Ms. Simon said the staff report specified that the individual appointed must be a resident of the County. In addition, the Board of Trustees approved supplemental qualifications such as; must be a County library cardholder, must make the time and effort to perform the duties of a Library Trustee, should recognize and be aware of the Library's role in the community as a center of information, culture, recreation and lifelong learning, and could not be an elected official. She said there was no reference to district representation.

Chairman Breternitz suggested continuing this item when the information was collected and presented to the Board.

In response to the call for public comment, Anna Jane Zarndt introduced herself as one of the applicants for the Library Board of Trustees. If appointed, she said she would be mindful of the diverse needs of the County libraries.

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Later in the meeting with all members present, the Board reviewed the requested information regarding district representation for Library Board Trustees. On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Anna Jane Zarndt be appointed to fill a vacant seat on the Washoe County Library Board of Trustees, with a term effective August 18, 2011 through June 30, 2015.

**11-725            AGENDA ITEM 15 – MANAGER/ORGANIZATIONAL  
EFFECTIVENESS COMMITTEE**

**Agenda Subject: “Presentation of the final report for the Fundamental Services Review Project by the Organizational Effectiveness Committee and Management Partners and possible direction to staff to prepare and return with a proposed implementation plan. (All Commission Districts.)”**

Katy Simon, County Manager, announced that the Chairman of the Organizational Effectiveness Committee (OEC) had asked for this item to be heard later in the afternoon, but she suggested opening public comment and then continuing.

Chairman Breternitz stated public comment would be taken.

In response to the call for public comment, Dr. Joe Iser, District Health Officer, commented on some of the recommendations from Management Partners. He said he mentioned the difficulties related to dismantling the Health District and incorporating parts of the District into a municipal services agency with the remainder becoming a health or human services agency at several meetings with Management Partners. After hearing those concerns, Management Partners continued to include those recommendations. Due to the legal complexities of any such move, Dr. Iser asked the Board to remove all consideration of dismantling the Health District and placing parts into two separate agencies within the County structure. During a prior OEC meeting, he had asked them not to forward any recommendations to the Board unless they had heard about cost benefits or a cost effectiveness analysis. He did not believe that happened and, felt that information was needed when making a decision. Dr. Iser said several phrases would be used throughout the presentation that he felt were not used in the best manner. He said “best practices,” “out of the box,” and “sacred cow” were three types of derogatory phrases used to undermine the arguments of anyone who disagreed.

Carla Fells, Washoe County Employees Association (WCEA) Executive Director, agreed with many of the comments and concerns stated by Dr. Iser. She said the WCEA was concerned because recommendations were mentioned that had been done in the past which did not work. Ms. Fells disagreed with the recommendation to reconstitute an entire Information Technology (IT) department and remove the Department Computer Application Specialist (DCAS) positions out of individual departments. She said DCAS positions were created because IT could not provide the specific services to individual departments for their software. Ms. Fells noted there was history in which Management

Partners did not capture nor did they ask for that history on why certain positions were created.

Chairman Breternitz stated that the public comment portion would remain open until after the presentation was conducted later in the meeting, but clarified there would be only one public comment per individual. Chairman Breternitz announced that this item would be continued until later in the meeting.

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Later in the meeting, Greg Peek, OEC Chairman, highlighted several of the recommendations within the report completed by Management Partners. He emphasized that the process was embraced by the Board, County staff, elected officials and department heads. He said there were a number of well attended meetings and noted that 1,300 comments were received from staff as part of the survey. Mr. Peek remarked that Attachment D included:

- 62 percent of the staff that responded either strongly supported or somewhat supported partnering with other jurisdictions that provided similar services;
- 66 percent supported consolidating departments with similar missions;
- 31 percent supported organizational changes; and,
- 26 percent spoke about improving processes and workflow changes.

Mr. Peek understood that the County had many partners and that the total amount of savings, while listed at \$26 million, included many hard choices. Finally, he indicated this was a long-term process and many of the recommendations needed statutory changes.

Commissioner Larkin questioned the combining of Court operations. He believed the OEC would support an initiative with the State that dealt with the Justice Court and a public relations program that dealt with combining those departments. Mr. Peeks replied that the Judicial Effectiveness Committee (JEC) was meeting concurrently to review efficiencies within the Court system; however, there had not been much interface with the JEC, even though they were invited to meet with the OEC and have that dialogue. He stated that everything, including the Judiciary system, needed to be reviewed for efficiencies.

Mark Olson, Management Partners Project Manager, conducted a PowerPoint presentation, which was placed on file with the Clerk. The presentation highlighted the twin goals of the Fundamental Service Review (FSR), the project approach, the project status, criteria for evaluation, summary recommendation and the impacts by area, changes to organizational structure, changes in staffing and compensation, changes in business processes, changes in service delivery, other changes, summary by implementation category, FSR conclusions and implementation challenges. He said there was great support from management and staff and added that the County was a proactive organization.

Commissioner Weber said a comment was made about history and asked how much history Management Partners had in reviewing the documentation. Mr. Olson replied discussions occurred with managers, department heads and the senior management team, which took place in either group or individual meetings and then the data was developed. Mr. Olson confirmed that his staff was not able to go into a level of detail where they spoke to management team members or supervisors.

Chairman Breternitz announced that additional public comments would be heard.

Judge Alan Tiras, Incline Justice Court, said he appreciated the effort and hard work from the OEC and Management Partners. However, there were inaccuracies in the analysis and the data, which he felt compelled to discuss as it related to the Courts, and specifically, the Incline Justice Court. Judge Tiras said the process that was used in order to arrive with the recommendations for the Court was not the same process used in other departments. For instance, he did not have the opportunity to speak with Management Partners nor did they ask how the Court handled issues or the associated costs. He said data was not requested, and when he tried to present them with data, that data was turned down. In the analysis, he said there were a number of items that were inaccurate, such as all Justice Courts experienced a decrease in case loads in 2009/10, that both traffic and criminal cases had decreased by two-thirds in 2010 compared to the high point in 2007 in Incline Village, and that all Courts experienced significant declines in their traffic cases in 2010 from their high points. Judge Tiras said the charts being presented were based upon incorrect, inaccurate data. Because of that, he felt the analysis was flawed and encouraged the Board to exclude the recommendations from the implementation plan that were made in regard to the Courts.

Josh Wilson, Assessor, supported the twin goals recommended by Management Partners, which was to obtain a sustainable organization and to improve efficiency effectiveness. However, he wanted to specifically comment on the recommendations regarding consolidation of the Geographic Information Systems (GIS) and other technical positions since the level of detail he had with Management Partners did not address either of those crucial issues. Mr. Wilson explained the only way the Assessor's Office was able to achieve annual reappraisal, deal with the increased workloads of property assessment and hearings before the Board of Equalization, had been through increased technology. He said he looked forward to a full vetting of the process to discuss those specifics and felt the report forced that discussion to occur. He emphasized that not all IT functions could be consolidated and, due to the time constraints associated with this project, perhaps all the consequences were not taken into consideration. Mr. Wilson distributed a document entitled "Assessor comments on Fundamental Services Review draft report July 22, 2011, which was placed on file with the Clerk.

Dave Childs, Assistant County Manager, requested the Board review the Municipal Services Agency and, if possible, direct staff to move forward with that concept. He indicated there were certain departments, such as Public Works, Community

Development, Regional Parks and Open Spaces and Building and Safety that were among the departments most impacted by budget reductions. Management Partners reviewed what was left in certain departments, was that department still viable and, if departments were brought together for overlapping, were there ways to work together and achieve viability. Mr. Childs noted that the service to the customer needed to be considered and how that service could still be achieved. By exploring the Municipal Services Agency, he believed some management positions would be lost, but the people at the front lines who delivered the services would be kept.

James Clark stated his concerns regarding Incline Village. He said the report recommended closing the maintenance facility and the Incline Justice Court. He urged the Board to not slash services since it would be a disservice to the residents of Incline Village.

Nancy Parent, Chief Deputy Clerk, read from a letter that had been distributed from County Clerk Amy Harvey, which was placed on file with the Clerk. The letter registered Ms. Harvey's concerns over several recommendations within the report. Ms. Parent indicated that a concern was the proposed consolidation of the Clerk's Office, the Recorder's Office and the Registrar of Voters and the recommendation that those offices become non-elected. Ms. Harvey was also concerned about the DCAS positions and how important that function was to the Clerk's Office.

Ms. Simon added that staff had requested direction to prepare an implementation plan and reported that a team had been formed to help guide that effort. That team would return to the Board with an implementation plan on September 27, 2011 and would work with the OEC and the County's existing Strategic Planning Committee. She said the implementation plan would include recommendations to the Board with some criteria that projects be selected to move forward and focus the limited capacities in the right direction.

Commissioner Jung requested information about the Detention Center staffing, including recruitment. She also wanted information on the concerns brought up by department heads, specifically, the District Board of Health, and the truthfulness on how business was completed and where there were cost savings. With regard to the Incline Justice Court, she requested that the alleged inaccuracies in the analysis be explored. Commissioner Jung supported the Municipal Services Agency because the departments being considered had been severely impacted by the reductions and the lack of revenue. She felt that shared services should be reviewed for the maintenance facilities in Incline Village and requested that be vetted at a Shared Services Committee meeting. Finally, she wanted information from the County Clerk on why the Clerk's Office, the Recorder's Office and the Registrar of Voters should not be non-elected offices.

In regard to the Incline Justice Court, Commissioner Humke requested information on whom Management Partners spoke with to gather the information. He asked if the Courts participated in the OEC study willingly and if they paid for a portion of the study. Commissioner Humke found it curious that the report dealt with cases styled

as criminal, non-criminal and traffic, and was led to believe that non-criminal and traffic cases were just a nuisance; however, traffic cases were revenue generating cases. Commissioner Humke questioned why only four individuals were interviewed from the Sheriff's Office, which was the largest department in the County.

Commissioner Weber thanked the OEC and Management Partners for their commitment and felt an exceptional job had been completed. In dissecting the report, she said the questions could be asked how those changes would impact services and believed the report gave the opportunity to engage in those conversations.

Chairman Breternitz asked if a motion to proceed with an implementation schedule implied that the Board was supportive of every aspect of the report. Ms. Simon suggested a motion to accept the report, not approve, and then direct staff to return with implementation plans that the Board could act upon. She hoped that the Board would allow moving forward on the Municipal Services Agency concept with one exception, which was not to bring departments in that did not want to be a part of that agency. She said the direction would include Public Works, Community Development, Building and Safety, Water Resources and Regional Parks and Open Spaces.

Commissioner Larkin stated that unwilling departments needed to be identified and, if legislative change was needed, that be part of the process. He commented that fundamental, non-marginal, non-incremental changes had to be made and was supportive of the Municipal Services Agency concept with that caveat.

In response to questions posed earlier from Commissioner Humke, Ms. Simon said staff did request from all the Justice Courts an opportunity to meet with each of them, but the District Court Chief Judge stated that the Courts were completing their own process of a judicial effectiveness review. The Chief Judge asked not to continue scheduling those individual meetings with the Justice Courts. Ms. Simon clarified that department heads identified the staff to speak with Management Partners and noted that the Sheriff's Office had identified four people from their command staff.

On motion by Commissioner Larkin, seconded by Commissioner Jung, which motion duly carried, it was ordered that the report from the OEC and Management Partners be accepted and staff be directed to prepare an Implementation Plan which would include the establishment of a Municipal Services Agency.

**11:00 a.m.** The Board convened as the South Truckee Meadows General Improvement District (STMGID) Board of Trustees.

**11:09 a.m.** The Board adjourned as the STMGID Board of Trustees and convened as the Truckee Meadows Fire Protection District (TMFPD) Board of Fire Commissioners.

**12:51 p.m.** The Board adjourned as the TMFPD Board of Fire Commissioners and convened as the Sierra Fire Protection District (SFPD) Board of Fire Commissioners. Commissioner Humke left during the SFPD meeting.

**12:57 p.m.** On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that the SFPD meeting recess to a closed session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220. It was further ordered that the SFPD meeting would adjourn from the closed session.

**11-726      AGENDA ITEM 23 – CLOSED SESSION**

**Agenda Subject:** “Possible Closed Session for the purpose of discussing negotiations with Washoe County and Sierra Fire Protection District Employee Organizations per NRS 288.220.”

**12:58 p.m.** On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that the Board of County Commissioners meeting recess to a closed session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220.

**2:49 p.m.** The Board returned with all members present and returned to Agenda Items 11 (11-724) and 15 (11-725). See discussion above concerning those items.

**4:12 p.m.** The Board continued with the remainder of the agenda.

**11-727      AGENDA ITEM 12 – WATER RESOURCES**

**Agenda Subject:** “Review and adoption of: 1) The recommended Washoe County Domestic Well Mitigation Policy; and 2) The recommended Mt. Rose-Galena Fan Domestic Well Mitigation Program Policies and Implementation Procedures. (All Commission Districts.) *TO BE HEARD BEFORE AGENDA ITEM #13.*”

Rosemary Menard, Water Resources Director, said there were two items that staff was requesting Board action on: 1) The recommended Washoe County Domestic Well Mitigation Policy; and 2) The recommended Mt. Rose-Galena Fan Domestic Well Mitigation Program Policies and Implementation Procedures. She said this item was the companion piece to Agenda Item 13, which were amendments to the Water Rates and Charges Ordinance.

**4:12 p.m.** Commissioner Larkin temporarily left the meeting.

Ms. Menard explained this was a slightly amended Umbrella Policy, which had been presented to the Board on June 28, 2011. Specifically, more refinement was completed on the definition of “unreasonable adverse affects.” She said Section 4 now contained the general provisions on the County’s policy for mitigation, and provided some direction and authority to the Water Resources Director with respect to implementation of individual settlements for mitigation or problematic settlements. It also gave direction for establishing the Mitigation District.

Ms. Menard indicated that the quasi-municipal well that served seven properties was addressed and included a procedure for evaluating, in certain circumstances, where an individual did not fall into one of the other categories. She said there were proposed procedural mechanisms to implement the program that began with a notice to property owners and what staff felt those owners were entitled to. Then applications would be generated for residents to file and determine if they should receive a reimbursement for costs already incurred.

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried with Commissioner Larkin temporarily absent, it was ordered that Agenda Item 12 be adopted.

**11-728            AGENDA ITEM 13 – WATER RESOURCES**

**Agenda Subject: “Introduction and first reading of an Ordinance revising Washoe County Requirements and Schedule of Rates and Charges for Water Service within certain areas of Washoe County by repealing Ordinance No. 1411; Providing for procedures and their enforcement relating to conditions of service; applications for new and modified service; refund requests; conservation and drought measures; domestic well mitigation program; Golden Valley Recharge Program; appeal procedures (this Ordinance repeals Ordinance No. 1411). (All Commission Districts.) *TO BE HEARD AFTER AGENDA ITEM #12.*”**

Nancy Parent, Chief Deputy Clerk, read the title for Bill No. 1649.

Commissioner Jung asked about a Golden Valley citizen who did not want to be a part of the Recharge Program because of undeveloped parcels with dedicated water rights. She requested a review be done to determine if additional exemptions were needed for water rights dedication in Golden Valley. Rosemary Menard, Water Resources Director, said staff would work with the Golden Valley Property Owners Association to review the situation and, if there was a recommendation for a further exemption, staff would return with a subsequent ordinance change.

There was no public comment on this item.

Bill No. 1649, entitled, "AN ORDINANCE REVISING WASHOE COUNTY REQUIREMENTS AND SCHEDULE OF RATES AND CHARGES FOR WATER SERVICE WITHIN CERTAIN AREAS OF WASHOE COUNTY; BY REPEALING ORDINANCE NO. 1411; PROVIDING FOR PROCEDURES AND THEIR ENFORCEMENT RELATING TO CONDITIONS OF SERVICE; APPLICATIONS FOR NEW AND MODIFIED SERVICE; REFUND REQUESTS; CONSERVATION AND DROUGHT MEASURES; DOMESTIC WELL MITIGATION PROGRAM; GOLDEN VALLEY RECHARGE PROGRAM; APPEAL PROCEDURES. THIS ORDINANCE REPEALS ORDINANCE NO. 1411," was introduced by Commissioner Weber, and legal notice for final action of adoption was directed. It was noted that the second reading and adoption was set for August 23, 2011 at 6:00 p.m.

**11-729            AGENDA ITEM 14 – SOCIAL SERVICES**

**Agenda Subject: “Update on Community Assistance Center Shelter. (All Commission Districts.)”**

**4:24 p.m.**        Commissioner Humke left the meeting.

Kevin Schiller, Social Services Director, said staff from the City of Reno and the County recently attended a meeting with the Department of Housing and Urban Development (HUD). He said HUD was recommending that the regulations, specific to funding, be changed for HUD projects. The regulations would become effective January 2012 and would implement a shift in homeless services policy through the HEARTH Act, which would refocus homeless service delivery to a “housing first” model. Mr. Schiller said the following factors would change to the required regulations, which would directly impact the shelters operations:

- Maximum length of time individuals and families remain homeless (ultimate goal is less than 21 days);
- Reduce recidivism of homelessness after discharge from a housing program;
- Improve effectiveness of emergency shelter in obtaining housing for individuals and families (length of stay, location client discharged to);
- Improve ability of providers to effectively reach and engage homeless individuals and families in housing; and,
- Reduction in the number who become homeless (utilizing central intake to immediate housing).

Mr. Schiller stated if the County could not comply with those HUD regulations, it would put the community at risk for funding sources. The current HUD funding that supported the jurisdictions in northern Nevada was about \$4 to \$5 million. He said because of the risk to the funding, the recommendation was to shift toward performance-based contracting to achieve the required outcomes to maintain federal funding, and also meet the established goals of the three elected bodies for the Community Assistance Center. This would require a new Request for Proposal (RFP).

Mr. Schiller outlined some performance measures identified for inclusion into performance-based contract as referenced in the staff report: length of stay; fund-raising; average cost per client; recidivism; and, community impacts.

**4:27 p.m.** Commissioner Larkin returned.

Mr. Schiller said that the County, and the Cities of Reno and Sparks had met and recommended a Transitional Governing Board with one representative and one alternate from each jurisdiction's elected bodies. The proposed roles of the Transitional Governing Board would include:

- Approve the operator selection process and document prior to release;
- Recommend the proposed operator for approval by the appropriate governing body;
- Approve Performance Measures for inclusion in the contract;
- Oversee contract compliance; and,
- Approve long-term plans and policies to further the goals of the 10-year Plan to End Homelessness and the HEARTH Act.

Additionally, Mr. Schiller said staff from all three jurisdictions had recommended that the City of Reno continue to be the lead entity through the current and proposed contract period during a joint RFP process that would be reviewed and approved by the Transitional Governing Board. The staff report contained the timeline that had been proposed to complete the RFP and the establishment of an operator with the required performance measures to include extension of the current cooperative agreement and current operator for a period of six months.

Commissioner Weber commended Mr. Schiller and Ken Retterath, Adult Services Director, for working on this project. Mr. Schiller thanked staff from the other entities and hoped to come before the Board as the process moved forward to reach their vision and the strategic plan.

There was no action taken or public comment on this item.

**11-730**      **AGENDA ITEM 17 – MANAGEMENT SERVICES**

**Agenda Subject:** “Update on status, discussion and possible direction to staff on the 2011 Washoe County Commission Election District Redistricting Project. (All Commission Districts.)”

John Slaughter, Management Services Director, distributed and reviewed Draft Plan Version 1, Draft Plan Version 2 and Draft Plan Version 3, which were placed on file with the Clerk. He said the primary area focused on was the core of the County. He said a meeting was scheduled with the Government Affairs Committee of the National Association for the Advancement of Colored People (NAACP) Reno-Sparks Branch to review the process and plans and discuss their hopes and expectations. Mr.

Slaughter indicated that two identical Town Hall meetings were scheduled for September 7, 2011 in the Commission Chambers. He said the County website would have a public comment section for individuals to comment on individual maps or include ideas and suggestions.

Commissioner Larkin requested a break-out of how District 3 was extended, or District 5, on a section of the map that fell between Interstate 80 up to Oddie Boulevard and south of Interstate 80 over to McCarran Boulevard, which were the two main flood zones in the City of Sparks. He encouraged keeping a natural drainage break from west of Eagle Canyon and the Pyramid Highway that incorporated the communities of Eagle Canyon II, the Spanish Springs Airport and south as one contiguous neighborhood with the rest of the Spanish Springs area. He felt it would be good for the Board to reevaluate that alignment; otherwise those communities would be split between two Commission Districts.

As related to District 1, Chairman Breternitz felt that the three maps were similar, but leaned toward Draft Version 3.

Mr. Slaughter stated that the maps were online and noted that he would be meeting with various service groups.

There was no action taken or public comment on this item.

**11-731      AGENDA ITEM 20 – WORK CARD**

**Agenda Subject:** “The Washoe County Commission will adjourn from the Commission Chambers and reconvene in the County Commission Caucus Room (1001 E. 9<sup>th</sup> Street, Building A, 2<sup>nd</sup> Floor, Reno) to consider the work card permit appeal for William A. Martello. The HEARING will be a CLOSED SESSION to discuss the applicant’s character or other matters under NRS 241.030(1). Following the Closed Session, the Commission will return to open session in the Commission Chambers to take action on the appeal and finish the remainder of the August 9, 2011 Board Agenda.”

**5:01 p.m.**      On motion by Commissioner Larkin, seconded by Commissioner Weber, which motion duly carried with Commissioner Humke absent, it was ordered that the Board recess to a Closed Session to consider the work card permit appeal for William A. Martello pursuant to NRS 241.030(1).

**5:27 p.m.**      The Board reconvened in open session.

On motion by Commissioner Larkin, seconded by Commissioner Weber, which motion duly carried with Commissioner Humke absent, it was ordered that the work card permit appeal for William A. Martello be denied.

**11-732      AGENDA ITEM 19 – REPORTS AND UPDATES**

**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 Larkin announced that the Flood Control Project meeting had been cancelled. He said he would attend the Regional Transportation Commission (RTC) meeting scheduled for August 19, 2011.

Commissioner Jung reported that the Citizen’s Advisory Committee for the Future of the Washoe County Libraries System had a meeting scheduled for August 11, 2011. She announced that Dr. George Hess had been appointed as a new member on the District Board of Health. Commissioner Jung noted that she would attend the Regional Planning Governing Board (RPGB) for Commissioner Weber and also planned on attending the Senior Services Advisory Board on August 10, 2011.

Chairman Breternitz noted there was a Tahoe Transportation District Board of Directors meeting scheduled for August 12, 2011; however, he had a conflict since the Debt Management Commission (DMC) was also meeting on that day. He asked for clarification if he needed to be present for the DMC meeting.

Commissioner Weber said the Commission for the V&T Railroad had requested to meet in the Commission Chambers. She said there may be a charge attached and asked for clarification. Katy Simon, County Manager, said she would confirm if there would be a charge associated for that Committee.

**11-733            AGENDA ITEM 18 – MANAGER**

**Agenda Subject: “Update on status of Shared Services efforts and possible direction to staff. (All Commission Districts.)”**

Dave Childs, Assistant County Manager, reported that the next meeting was scheduled for August 15, 2011 and noted three key items would be on the agenda. He said there would be a report regarding Technology Services with a six month implementation plan, a report on the Community Assistance Center and a Public Safety Dispatch update.

Mr. Childs said the discussion concerning the libraries would return to the Committee in September as well as a discussion on AB 182.

**5:39 p.m.**            The Board recessed.

**6:02 p.m.**            The Board returned with Commissioner Humke absent.

11-734

**AGENDA ITEM 21 – COMMUNITY DEVELOPMENT**

**Agenda Subject:** “Master Plan Amendment Case Number MPA11-005 (LUT School Policy Amendments). (All Commission Districts.) To consider an amendment to the Washoe County Master Plan, Volume One, Land Use and Transportation Element, to add policy LUT.15.10 and amend policy LUT.29.8 to add language required for conformance with the regional plan regarding the location and size of schools; and if approved, to authorize the Chair to sign the Resolution adopting the updated Element after a determination of conformance with the Regional Plan by the Truckee Meadows Regional Planning Agency.”

The Chairman opened the public hearing by calling on anyone wishing to speak for or against Master Plan Amendment Case Number MPA11-005 (LUT School Policy Amendments). There being no response, the hearing was closed.

On motion by Commissioner Larkin, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that Agenda Item 21 be approved, authorized and executed after a determination of conformance with the Regional Plan by the Truckee Meadows Regional Planning Agency. The Resolution for same is attached hereto and made a part of the minutes thereof.

11-735

**AGENDA ITEM 22 – COMMUNITY DEVELOPMENT**

**Agenda Subject:** “Special Use Permit Case No. SW11-001 for Sparks Energy Park. (Commission District 4.) Review and possible approval of Special Use Permit Case No. SW11-001 with conditions for the construction of a 360 megawatt combined cycle natural gas power plant, substation, transmission line and associated grading to support the construction of a technology park. The project constitutes a project of regional significance per Nevada Revised Statutes (NRS) 278.026(5)(d)(5) and NRS 278.026(6)(a) through (e). Additionally, due to the utilization of natural gas needed for the operation of this facility, this project falls under the Hazardous Materials provision of Washoe County Development Code (110.810.42). The ±480-acre parcel is located in the East Truckee Canyon north of the I-80 Freeway and directly north of the Tracy Power Plant and is zoned Industrial, General Rural and Open Space and is situated in a portion of Section 28, T19N, R22E, MDM, Washoe County, NV. The property is located in the East Truckee Canyon Citizen Advisory Board boundary. (APN: 084-110-05).”

The Chairman opened the public hearing by calling on anyone wishing to speak for or against Special Use Permit Case No. SW11-001 for Sparks Energy Park.

Trevor Lloyd, Senior Planner, conducted a PowerPoint presentation, which was placed on file with the Clerk. The presentation highlighted the vicinity map, project zoning, condition changes and the Citizen Advisory Board review. He said one change was being recommended to condition No. 3A, which was new language that was being proposed and suggested from legal counsel.

The Chairman closed the public hearing.

On motion by Commissioner Larkin, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that Agenda Item 22 be approved.

**11-736            AGENDA ITEM 25 – 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.”**

There was no response to the call for public comment.

**COMMUNICATIONS**

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

**11-737**            Resolution – Adopting the Amended Southeast Truckee Meadows Area Plan (CP09-004), A Part of the Washoe County Comprehensive Plan. (BCC meeting September 8, 2009, Minute Item No. 09-967)

**11-738**            Resolution to Augment the 2010/11 Budget of the Washoe County School District, a copy of the June 28, 2011 Board of Trustees staff report, and Proof of Publication.

**11-739**            Regulations of the Washoe County District Board Health Governing Solid Waste Management, Amended and Approved on June 23, 2011.

**11-740**            Truckee Meadows Fire Protection District Indebtedness Report and Five Year Capital Improvement Program for June 30, 2011.

**QUARTERLY FINANCIAL STATEMENT**

**11-741**            County Clerk – Fourth Quarter - April 1, 2011 to June 30, 2011.

**AMENDED FINAL BUDGET – FISCAL YEAR 2011/12**

**11-742**            Washoe County School District.

**ANNUAL FISCAL REPORT**

**11-743** Washoe County School District, with cover letter dated June 28, 2011 and Proof of Publication.

\* \* \* \* \*

**6:13 p.m.** There being no further business to discuss, on motion by Commissioner Jung, seconded by Commissioner Weber, with Commissioner Humke absent, the meeting was adjourned.

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**JOHN BRETERNITZ**, Chairman  
Washoe County Commission

**ATTEST:**

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

*Minutes Prepared by:  
Stacy Gonzales, Deputy County Clerk*

**RESOLUTION**

A resolution requesting the assistance of the attorney general in the possible prosecution of a male over the age of 18 for alleged sexual assault with the use of a deadly weapon and battery with intent to commit sexual assault and other matters properly related thereto

WHEREAS, the Office of the District Attorney is responsible for the prosecution of certain criminal offenses which have occurred within the County of Washoe and has recently filed criminal charges and sought an arrest warrant for Martin Daniel Prado for alleged sexual assault with the use of a deadly weapon and battery with intent to commit sexual assault; and

WHEREAS, it has been determined that the victim of Mr. Prado's alleged criminal acts is the daughter of an employee of the Washoe County District Attorney's office at all times relevant to the potential criminal case and that employee may eventually have to testify as a witness; and

WHEREAS, it is essential in our judicial system that the conduct of the prosecutor remain free of any appearance of conflict of interest or impropriety and if the Washoe County District Attorney's Office proceeds with the prosecution of Martin Daniel Prado, there may be some suggestion of impropriety or conflict of interest,

NOW THEREFORE, be it resolved by the Board of Commissioners of Washoe County as follows:

11-10-11

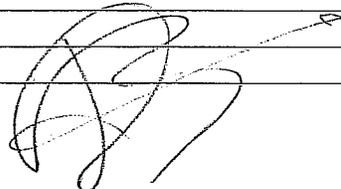
1. That in accordance with the provisions of NRS 228.130, the Nevada Attorney General is hereby requested to assume complete responsibility for the handling of the criminal prosecution of Martin Daniel Prado for alleged sexual assault with the use of a deadly weapon and battery with intent to commit sexual assault and related charges.

2. That should the Attorney General agree to assume responsibility for the handling of the aforementioned case, the Comptroller of Washoe County will, upon submission of a duly verified claim, pay from the general fund of Washoe County all expenses that the Attorney General incurs in the prosecution of said case.

[Business Impact Note: The Board of County Commissioners hereby finds that this resolution does not impose a direct and significant economic burden upon a business, nor does it directly restrict the formation, operation or expansion of a business.]

ADOPTED this 9<sup>th</sup> day of August, 2011, by the following vote:

AYES: Breternitz, Weber, Jurny, Larkins, Hunkle  
NAYS: \_\_\_\_\_  
ABSENT: \_\_\_\_\_  
ABSTAIN: \_\_\_\_\_



JOHN BRETERNITZ, Chairman

ATTEST:

Amy Harvey  
AMY HARVEY, County Clerk



11-10-11

LB

RESOLUTION NO. \_\_\_\_\_

A 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.

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.

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 October 26, 2011, 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

11-700

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.

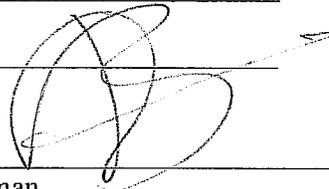
ADOPTED this 9th Day of August 2011, by the following vote:

AYES: Bretznitz, Weber, Gung, Larkin, Humke

NAYS: \_\_\_\_\_

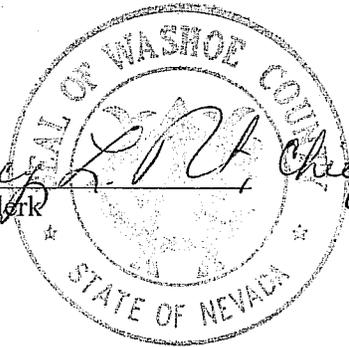
ABSENT: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_



Chairman  
Washoe County Commission

ATTEST:  
  
County Clerk



11-101

6F

EXHIBIT A

Delinquent Parcels – by Assessment District - as of 07/20/2011

WCAD #21 Cold Springs Sewer—**District 5**  
6 parcels

087-581-15  
556-061-03  
556-071-03  
556-111-03  
556-222-03  
556-312-12

WCAD #37 Spanish Springs Sewer Phase 1A—**District 4**  
1 parcel

089-355-03

Total Parcels 7

11-1010

**INTERLOCAL AGREEMENT BETWEEN THE COUNTY OF WASHOE, ON  
BEHALF OF THE DEPARTMENT OF JUVENILE SERVICES AND THE  
WASHOE COUNTY SCHOOL DISTRICT**

This Agreement is made and entered into this 5<sup>th</sup> day of July, 2011, by and between the County of Washoe, a political subdivision of the State of Nevada on behalf of the Department of Juvenile Services and the Jan Evans Juvenile Justice Center (referred to herein as the "Jan Evans"), and the Washoe County School District (referred to herein as the "WCSD").

WITNESSETH:

WHEREAS, the parties are public agencies as described in NRS Chapter 277 and NRS 277.180, *etc. seq.*, and are empowered to enter into agreements of mutual advantage; and

WHEREAS, The Washoe County Department of Juvenile Services and the Washoe County School District desire to carry out mutually agreeable activities, which ultimately provide credit deficient youth access to a variety of educational services and supervision for the purpose of addressing truancy and academic deficiencies; and

WHEREAS, Jan Evans is willing and able to provide space within its premises to house the WCSD designated staff; and

WHEREAS, it is deemed that the services hereinafter set forth are both necessary and in the best interests of the State of Nevada;

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

1. **Consideration:**

By entering into this agreement, the parties will have the opportunity to support continuing efforts of mutual collaboration in identifying youth who are credit deficient to promote academic advancement for juvenile justice involved youth in Washoe County.

2. **Ratification:**

This Contract shall not become effective unless and until approved by appropriate official action of the governing body of each party.

3. **Term:**

This Agreement is effective from July 1 of 2011 to July 31, 2013, unless later ratified by official action of the governing body of either party, in which case it shall be effective upon such ratification. This Agreement may be renewed annually, at the sole discretion of Juvenile Services.

11-108

8/2/11  
6/1/11

4. **Services:**

Juvenile Services agrees to provide office space at the Jan Evans Juvenile Justice Center, located at 650 Ferrari McLeod Blvd, Reno, Nevada 89512, for use by the Washoe County School District designated staff for continuing and collaborative efforts addressing credit deficiency and truancy in Washoe County, Nevada. Juvenile Services will provide the office space and office furniture and one phone as part of this Agreement. The Washoe County School District will be responsible for any long distance phone calls.

Juvenile Services agrees to work collaboratively with the WCSD addressing referrals and resources.

WCSD agrees to place a designated staff at the Jan Evans Juvenile Justice Center.

5. **Confidential Treatment of Information:**

WCSD shall preserve in strict confidence any information obtained, assembled or prepared in connection with the performance of this Agreement.

6. **Employment Status:**

The WCSD designated staff will be an employee of the WCSD. He or she will not be considered an employee or contractor of Juvenile Services, the Washoe County Juvenile Services Department or Washoe County and will not be entitled to any remuneration or benefits received by Washoe County/Court employees.

7. **Termination:**

This Agreement may be terminated without cause by either party upon giving thirty (30) days' written notice to the other party. No penalties will attach upon termination.

8. **Indemnification:**

The Washoe County School District and Washoe County agree to hold harmless, indemnify and defend each other, their officers, agents and employees from any loss or liability, financial or otherwise, resulting from any claim, demand, suit, action or cause of action based upon bodily injury, including death or property damage, caused by any action either direct or passive, the omission, failure to act, or negligence on the part of the County or the School District, their respective officers, agents, and employees arising out of the performance of work under this Agreement.

9. **Limited Liability:**

The parties will not waive and intend to assert available NRS chapter 41 liability limitations in all cases.

11-2008

Any disputes arising under this Agreement will be governed by the laws of the State of Nevada. Venue will be set in Washoe County.

**11. Incorporation:**

This Agreement, including the attachments identified herein, constitutes the entire Agreement between the parties with regard to the subject matter set forth herein, and supersedes all prior agreements, whether written or oral, made between the parties.

This Agreement may not be amended or assigned without the written consent of the governing boards of each party or their authorized representatives.

**WASHOE COUNTY SCHOOL DISTRICT**

Dated: 7/21/11

By: [Signature]  
Superintendent

ATTEST:  
By: \_\_\_\_\_  
Clerk

**WASHOE COUNTY COMMISSION**

Dated: [Signature]

By: [Signature]  
JOHN BRETERNITZ, Chairman  
Washoe County Commission

ATTEST:  
By: [Signature]  
County Clerk



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WASHOE COUNTY COMMISSION

RESOLUTION TO ACCEPT DONATION

A RESOLUTION DECLARING THE COMMISSION'S ACTION TO RECEIVE A CASH DONATION IN SUPPORT OF INCREASED DEMAND FOR FIRE AND EMERGENCY MEDICAL SERVICES ASSOCIATED WITH THE "BURNING MAN" EVENT; AND OTHER MATTERS RELATED THERETO.

WHEREAS, the Gerlach Volunteer Fire Department ("GVFD"), supported by Washoe County, Nevada ("County"), provides fire related services and emergency medical services ("Services") in and around the town of Gerlach, NV; and

WHEREAS, the Black Rock City, LLC, ("BRC"), located in San Francisco CA, conducts the annual "Burning Man" event ("Event") in August-September near Gerlach, which causes GVFD and County to commit additional resources to provide increased Services and other functions to the large influx of visitors around the time of the Event; and

WHEREAS, BRC desires to help offset some of the costs associated with this increased need for Services and hereby offers a voluntary, one time donation in the amount of \$7,000 ("Donation") payable to the County before August 15, 2011; and

WHEREAS, County will apply the Donation toward the associated costs incurred by County to provide the increased Services during the Event held this year.

NOW, THEREFORE, BE IT RESOLVED by the County Commission that it approves of and accepts the generous Donation from BRC, and directs that the Donation be applied to the extra costs associated with the provision by County and GVFD of the increased need for the Services during this year's Burning Man Event. The Donation and this Resolution alone shall not obligate BRC to any additional payments for the Services.

Upon motion by Board Commissioner, Weber, seconded by Commissioner Jung, the foregoing Resolution was passed and adopted this 9th day of August, 2011 by the following vote:

AYES: Bretornitz, Weber, Jung, Barkin, Humke NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_ ABSTAIN: \_\_\_\_\_

BOARD OF COUNTY COMMISSIONERS

John Bretornitz, Chair

ATTEST:

Janey L. Clark  
CLERK  
County Deputy



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**WASHOE COUNTY COMMISSION**

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

**RESOLUTION  
ADOPTING AN AMENDMENT TO THE LAND USE AND TRANSPORTATION  
ELEMENT (MPA11-005), A PART OF THE WASHOE COUNTY MASTER 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 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 LAND USE AND TRANSPORTATION ELEMENT, a part of the Washoe County Master Plan, was held on July 5, 2011, by said Planning Commission;

WHEREAS, The Washoe County Planning Commission has found that the LAND USE AND TRANSPORTATION ELEMENT, a part of the Washoe County Master 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 Master Plan, and has submitted the amendment to the LAND USE AND TRANSPORTATION ELEMENT 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 Master Plan, including the LAND USE AND TRANSPORTATION ELEMENT, was first held on May 21, 1991, with the most recent amendment to the LAND USE AND TRANSPORTATION ELEMENT being held on August 9, 2011, 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 LAND USE AND TRANSPORTATION ELEMENT, a part of the Washoe County Master 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 Master Plan, including the LAND USE AND TRANSPORTATION ELEMENT, was first held on October 23, 1991, with the most recent amendment to the LAND USE AND TRANSPORTATION ELEMENT

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being held on \_\_\_\_\_, 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 LAND USE AND TRANSPORTATION ELEMENT, a part of the Washoe County Master 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 Master 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 LAND USE AND TRANSPORTATION ELEMENT, a part of the Washoe County Master Plan, to serve as a guide for the orderly growth and development of Washoe County, Nevada.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

WASHOE COUNTY COMMISSION

\_\_\_\_\_  
John Breternitz, Chair

ATTEST:

\_\_\_\_\_  
Amy Harvey, County Clerk

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