

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

TUESDAY

10:00 A.M.

FEBRUARY 14, 2012

PRESENT:

**Robert Larkin, Chairman**  
**Bonnie Weber, Vice Chairperson**  
**John Breternitz, 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 10:02 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:

**12-120      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.”

**\*10:05 a.m.** Commissioner Jung arrived.

The Silver Dollar Chorus and Barbershop Express Quartet performed a singing Valentine for the Board. The Board thanked the Silver Dollar Chorus and the Barbershop Quartet for their wonderful performance.

James Kozera suggested amendments to the grandfather clause in connection with the Reno Livestock Events Center’s sound system, fireworks displays and certain unforeseen circumstances. He also opposed the proposed reductions to the Senior Services budget.

Cathy Brandhorst addressed the Board.

Jerry Purdy read from a prepared statement, which was placed on file with the Clerk. He voiced his opposition to balancing the budget on the backs of County

employees and reducing the budgets of agencies that provided essential services to meet the community's health, safety and welfare needs.

Gary Norris spoke on the revenue shortfalls being felt by the County. He submitted an article from the *Reno Gazette Journal*, which was placed on file with the Clerk.

Michael Casey, Senior Coalition of Washoe County, submitted a written statement, which was placed on file with the Clerk. He addressed the proposed reductions in Senior Services and said those services played a key role in meeting the needs of the most vulnerable. Mr. Casey said the loss of services such as the Daybreak Adult Day Care would have a dramatic impact on participants and their families.

Vernon Van Ells remarked on the agencies that helped senior citizens. He felt those programs were the "Good Samaritans" and that it would be unfortunate to reduce those much needed services.

Norma Navarret noted the recent reductions in Washoe County revenues. If the proposed reductions in Senior Services occurred, she said \$850,000 would be dropped from programs that were needed by the senior citizens of the community. She urged the Board to prevent that from happening.

Paulette Frisch commented on previous actions by the Board when citizens were speaking at the podium, such as holding conversations, texting, or leaving the room, but appreciated that today the Board was listening. She spoke on reductions the County employees had made and asked that there be openness in the dialogue for the budget discussions.

Diane Ross, CEO of The Continuum and Chair of the Nevada Caregiver Coalition, shared her concerns over the possible loss of the Daybreak Adult Day Care Program due to revenue shortfalls.

Donna Clontz, City of Reno Senior Citizen Advisory Board member, stated her concerns about the proposed budget reductions to Senior Services. She conveyed stories of the benefits received from the Daybreak Adult Day Care Program for the participants and their families.

Stephen Jacobs commented that all the programs for senior citizens were irreplaceable and valuable. He appreciated the economic challenges faced by the Board, but felt that the funds should not be taken from the Senior Services Programs.

Connie McMullen, Senior Services Advisory Board Chair, urged the Board to preserve the general funds that were going to the Senior Services Department. She said those funds leveraged federal and State grants and a reduction could result in the dismantling of certain programs. She submitted a written statement, which was placed on file with the Clerk.

Jill Andrea indicated how critical it was for the Daybreak Adult Day Care Program to remain in the community so that senior citizens could continue to receive safe care and enable their 24-hour caregivers some assistance. She urged the Board to work for the senior citizens of the County.

Barbara Deavers stated that she had been a caregiver for over 10 years and stressed the importance of adult day care.

Nancy Parent, Chief Deputy Clerk, noted that e-mails were received from Heidi McKendree and James Brown. Chairman Larkin ordered those e-mails be placed on record with the Clerk.

**12-121      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, stated that an e-mail was received from a citizen thanking staff members for their assistance with the Cold Springs Family Fitness Center.

During a recent Nevada Association of Counties (NACO) meeting, Commissioner Weber said a presentation was conducted concerning the issues with the State that affected the counties in regard to Senior Services. She requested that presentation be held to advise the public on issues that would be affecting the budget. She attended a Citizen Advisory Board (CAB) Chair meeting and was becoming concerned about the CAB’s. Due to the economy, Commissioner Weber felt there was less interest in citizen involvement and requested a future agenda item to discuss the different options on improving that involvement.

Commissioner Jung suggested the Commissioners that represent the Board on the Reno-Sparks Convention and Visitors Authority (RSCVA) agendize the concerns raised during public comment in regard to the suggested amendments for the Reno Livestock Events Center. Commissioner Weber indicated that she chaired the RSCVA Facilities Committee and reported that a meeting was scheduled for February 15, 2012. She invited James Kozera to attend that meeting and voice his concerns about the Reno Livestock Events Center. Commissioner Jung informed the Board that Bob Ackerman had recently undergone surgery as a result of injuries suffered during the Washoe Fire and suggested the Board members contact him to wish him well.

**12-122            AGENDA ITEM 5 – SENIOR SERVICES**

**Agenda Subject: “Recognition from the United Way of Northern Nevada and the Sierras for Washoe County Employees' annual donations. (All Commission Districts.)”**

Grady Tarbutton, Senior Services Director and United Way Campaign Chairman, announced that the County raised \$66,000 this year and that the campaign was a great success. He recognized the Social Services Department which raised more than \$10,000.

Karen Barsell, United Way of Northern Nevada CEO and President, thanked the Board and the County employees. She commended Mr. Tarbutton, Kim Robinson and Dawn Spinola for their hard work, enthusiasm and professionalism.

Curtis McElwee, United Way of Northern Nevada and the Sierras Chair, thanked the County for continually demonstrating their leadership in support of the community by organizing a United Way campaign. The support from the Board was immeasurable and provided for the success the County had over the years.

Katy Simon, County Manager, thanked staff and the employees for all their hard work and generosity.

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 5 be acknowledged.

**CONSENT AGENDA**

**12-123            AGENDA ITEM 6A**

**Agenda Subject: “Approve minutes for the Board of County Commissioner’s regular meeting of January 10, 2012 and special meeting of January 19, 2012.”**

There was no public comment on this item.

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

**12-124            AGENDA ITEM 6B – COMMUNITY SERVICES/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 December 31, 2011. (All Commission Districts.)”**

There was no public comment on this item.

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

**12-125            AGENDA ITEM 6C – HUMAN RESOURCES**

**Agenda Subject: “Approve finalized list of changes to authorized positions in conjunction with previously approved department reduction plans. (All Commission Districts.)”**

There was no public comment on this item.

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

**12-126            AGENDA ITEM 6D – MANAGEMENT SERVICES/GRANTS ADMINISTRATOR**

**Agenda Subject: “Acknowledge receipt of an update report on the status of the Washoe County American Recovery and Reinvestment Act 2009 (Stimulus) projects for October through December 2011. (All Commission Districts.)”**

Katy Simon, County Manager, explained that the County fulfilled the intent of the stimulus funding. She said the County was awarded \$18,555,727 in total project funds and, to date, had spent \$11,981,481 which supported 149 jobs in the community. She indicated that the information was reported online and was located on the County’s website.

There was no public comment on this item.

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

**12-127            AGENDA ITEM 6E – SENIOR SERVICES**

**Agenda Subject: “Accept Interest on Lawyers' Trust Account grant award from the Nevada Law Foundation for the Department’s Senior Law Project [\$35,375 with no County match] retroactively for the period of January 1, 2012 through December 31, 2012. (All Commission Districts.)”**

There was no public comment on this item.

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

**12-128      AGENDA ITEM 6F - TREASURER**

**Agenda Subject: “Authorize Social Services to open a new checking account for purposes of issuing reimbursement payments for medical services for the Health Care Assistance Program. (All Commission Districts.)”**

There was no public comment on this item.

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

**12-129      AGENDA ITEM 6G(1) – HEALTH DISTRICT**

**Agenda Subject: “Approve amendments [increase of \$5,000 in both revenue and expense] to the Fiscal Year 2012 Medical Reserve Corps (MRC) - National Association of County and City Health Officials (NACCHO) Grant budget (IO 11008); and if approved, direct Finance Department to make the appropriate budget adjustments. (All Commission Districts.)”**

There was no public comment on this item.

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

**12-130      AGENDA ITEM 6G(2) – HEALTH DISTRICT**

**Agenda Subject: “Approve amendments [increase of \$35,814 in both revenue and expense] to the Fiscal Year 2012 Assistant Secretary for Preparedness and Response (ASPR) Hospital Preparedness Grant budget (IO 10708); and if approved, direct Finance Department to make the appropriate budget adjustments. (All Commission Districts.)”**

There was no public comment on this item.

On motion by Commissioner Breternitz, seconded by Commissioner Humke, which motion duly carried, it was ordered that Agenda Item 6G(2) be approved and directed.

**12-131            AGENDA ITEM 6H(1) – JUVENILE SERVICES**

**Agenda Subject: “Approve Agreement between the Children’s Cabinet and Washoe County (Department of Juvenile Services) concerning juvenile work program, to be effective upon board approval. (All Commission Districts.)”**

In response to the call for public comment, Cathy Brandhorst spoke about the Children’s Cabinet.

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

**12-132            AGENDA ITEM 6H(2) – JUVENILE SERVICES**

**Agenda Subject: “Approve Contract between the Board of Regents of the Nevada System of Higher Education (University of Nevada, Reno) and Washoe County (Department of Juvenile Services) concerning the School of Social Work students, to be effective upon board approval through June 30, 2013. (All Commission Districts.)”**

There was no public comment on this item.

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

**12-133            AGENDA ITEM 6I(1) - SHERIFF**

**Agenda Subject: “Accept donations [\$200] from Ryan Souza to the Washoe County Sheriff’s Office to purchase supplies for the K9 Unit; and if accepted, direct Finance to make appropriate budget adjustments. (All Commission Districts.)”**

On behalf of the Board, Commissioner Jung thanked Ryan Souza for his generous donation.

There was no public comment on this item.

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

**12-134            AGENDA ITEM 6I(2) – ANIMAL SERVICES**

**Agenda Subject: “Accept monetary donations to Washoe County Regional Animal Services [\$4,043.50] for the period of October 1, 2011–December 31, 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 the Finance Department to make the appropriate budget adjustments. (All Commission Districts.)”**

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

There was no public comment on this item.

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

### **BLOCK VOTE**

The following agenda items were consolidated and voted on in a block vote: Agenda Items 11, 12, 13, 15, 16, 17, 19, 20, 21, 22 and 23.

#### **12-135      AGENDA ITEM 11 - PURCHASING**

**Agenda Subject: “Recommendation to award Invitation to Bid #2801-12 for Printing Paper/Card Stock/ Envelopes to the low bidders, Unisource and JC Paper, on behalf of Reprographics, a Division of Public Works, and the Washoe County School District; and if awarded, authorize Purchasing and Contracts Manager to issue purchase orders to the specified firms, on a requirements basis, for one year, commencing February 15, 2012 through February 14, 2013, with an option for two additional one year renewal periods, provided pricing does not increase beyond that allowed in the bid [approximate annual amount for Washoe County \$140,000 and approximate annual amount for Washoe County School District \$57,000]. (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 11 be awarded and authorized.

#### **12-136      AGENDA ITEM 12 – FINANCE/RISK MANAGEMENT**

**Agenda Subject: “Recommendation to authorize the Finance Director to renew the excess liability insurance policy with Insurance Company of the State of Pennsylvania [\$136,251] and pay a broker fee [ \$15,000] to Wells Fargo Insurance Services, funding from the Risk Management Fund source. (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 12 be authorized.

**12-137            AGENDA ITEM 13 – FINANCE/RISK MANAGEMENT**

**Agenda Subject: “Recommendation to approve settlement of the lawsuit brought by Hershel Oscar Rosenbaum against Washoe County, et al, [total sum of \$100,000] for all claims against all defendants. (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 13 be approved.

**12-138            AGENDA ITEM 15 – COMMUNITY SERVICES/PUBLIC WORKS**

**Agenda Subject: “Recommendation to award bid for the “Rancho San Rafael Soil and Groundwater Remediation” project to the lowest responsive and responsible bidder (staff recommends Aspen Developers Corp.) [\$220,265, funding source-Capital Improvement Fund]; and if awarded, authorize Chairman to execute contract documents. (Commission District 3.)”**

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 15 be awarded, authorized and executed.

**12-139            AGENDA ITEM 16 – COMMUNITY SERVICES/WATER RESOURCES**

**Agenda Subject: “Recommendation to approve refund to Dennis Banks Construction Company, LLC, for sanitary sewer connection privilege fees [\$117,380.63] and water connection privilege fees [\$42,000]; and provide dollar credits to Dennis Banks Construction Company, LLC for wholesale water connection privilege fees [\$37,670] and storm water management fees [\$4,837.16] which refund and credits are a result of the termination of the Calle de la Plata Tavern and Carwash Project in the Spanish Springs Service Area. (Commission District 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 16 be approved.

**12-140            AGENDA ITEM 17 – MANAGEMENT  
SERVICES/GRANTSADMINISTRATOR**

**Agenda Subject:** “Recommendation to approve the submission of a revised grant scope and funding request to the State of Nevada Community Development Block Grant (CDBG) program for the Lois Allen Elementary School Sidewalk Project [\$388,179, County match \$27,053 of which \$11,983 is staff time and \$15,070 indirect costs]; and Sun Valley General Improvement District cash match \$5,000; and if approved, authorize the Chairman to execute the documents concerning same. (Commission District 5.)”

Katy Simon, County Manager, noted that the Commission District for this item was Commission District 3 and not Commission District 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 17 be approved, authorized and executed.

**12-141            AGENDA ITEM 19 - SHERIFF**

**Agenda Subject:** “Recommendation to approve the sole source exemption to purchase the MICROLAB STARlet offered by Hamilton, a fully-automated drug screening instrument, to be used in the analysis of toxicology samples. (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 19 be approved.

**12-142            AGENDA ITEM 20 - SHERIFF**

**Agenda Subject:** “Recommendation to approve the release of a Request for Proposal to solicit bids [not to exceed \$100,000] for 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 Breternitz, which motion duly carried, it was ordered that Agenda Item 20 be approved.

**12-143            AGENDA ITEM 21 - SHERIFF**

**Agenda Subject: “Recommendation to award Bid No. 2792-12 for In Car Video Systems to WatchGuard Video 415 Century Parkway, Allen, TX 75013 on behalf of the Washoe County Sheriff’s Office [\$394,295 plus \$63,888 in additional options, for a total award of approximately \$458,183]; award is funded entirely from a Congressional Mandated Award from the United States Department of Justice, Community Oriented Police Services 2010-DKWX-0323. (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 21 be awarded.

**12-144            AGENDA ITEM 22 - SOCIAL SERVICES**

**Agenda Subject: “Recommendation to approve Amendment #3 Grant Program Agreement between Washoe County and Catholic Community Charities of Northern Nevada - Kids to Senior Korner increasing the amount to Kids to Senior Korner [\$20,853.36 for a total of \$216,012.07]; approve Amendment #3 Grant Program Agreement between Washoe County and Children’s Cabinet increasing the amount to Children’s Cabinet [\$11,000 for a total of \$125,843.11]; approve Amendment #2 Grant Program Agreement between Washoe County and Nevada Legal Services decreasing the amount [\$9,904.71 for a total of \$25,095.29]; approve Amendment #2 Grant Program Agreement between Washoe County and Washoe County Senior Services decreasing the amount by [\$26,948.65 for a total of \$23,051.35]; for the reallocation of Homeless Prevention and Rapid Re-housing Program grant; if approved, authorize the Chairman to execute Agreements and Resolutions for same and authorize Finance to make the necessary 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 22 be approved, authorized and executed. The Resolutions for same are attached hereto and made a part of the minutes thereof.

**12-145            AGENDA ITEM 23 – SOCIAL SERVICES**

**Agenda Subject: “Recommendation to approve request by the Department of Social Services through the County Clerk to commence the process of amending Washoe County Code Chapter 45, General Assistance (GA) 45.90 that allows direct payments to vendors. The proposed amendment to Chapter 45 will add "and/or direct payments to vendors", it will also delete "or vouchers to vendors" in the**

**subject line and "or" and "to vendors" in the body of the code in 45.90 and directing the District Attorney through the Clerk to prepare a draft ordinance. (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 23 be approved and directed.

**12-146      AGENDA ITEM 9 - APPEARANCE**

**Agenda Subject: “Mark Crawford and Randi Thompson Washoe County’s Appointees to the Reno-Tahoe Airport Authority Board of Trustees. Presentation on Airport construction projects and general aviation updates, including Air Races and Stead Airport.”**

Mark Crawford and Randi Thompson, Washoe County’s appointees to the Reno-Tahoe Airport Authority Board of Trustees, conducted a PowerPoint presentation, which was placed on file with the Clerk. The presentation highlighted the Reno-Tahoe Airport (RNO) non-stop service to 16 destinations, exceptional air service, Alaska Airlines replacement service from the San Jose Airport (SJC), the new Airport Economic Impact Study, the total economic impact, the total impact on jobs, the economic impact of Boeing 737 landings, General Aviation and the new Gateway Project to include: Phase I; the main lobby; and, a consolidated security checkpoint.

Commissioner Jung inquired about the San Jose-to-Reno air travel market being severely reduced. Mr. Crawford explained that a marketing tactic through the Reno-Sparks Convention and Visitors Authority (RSCVA) focused on the drive to Reno from the Bay Area, instead of allowing equal focus on air travel, which diminished the air travel from that market. Commissioner Jung asked if the Airport Authority worked closely with the RSCVA. Mr. Crawford stated that both groups had always worked together.

Commissioner Weber inquired about the Stead Airport and asked if there were projects focusing on that property. At this point, Mr. Crawford said the Stead Airport was status quo, but there was a committee to review the request for a Special Use Permit submitted for the Reno Air Races. He indicated that a design had been approved for the Stead Terminal, but construction had not moved forward.

Ms. Thompson said a terminal for the Stead Airport had been a concept for some time in order to seek a better entry point for that Airport. With the increase in air traffic and corporate customers, she said a new terminal would offer more amenities for that Airport.

Chairman Larkin commended the establishment of the Users Group and then aggressively moving forward with that group. He requested that future presentations contain more information on the Stead Airport, specifically the terminal and the funding. He also requested a presentation on the RNO in-planning in conjuncture with Regional Planning.

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

**11:21 a.m.** The Board convened as the Sierra Fire Protection District (SFPD) Board of Fire Commissioners.

**11:27 a.m.** The Board recessed to a closed session as the SFPD Board of Fire Commissioners and convened as the Truckee Meadows Fire Protection District (TMFPD) Board of Fire Commissioners. It was noted that the SFPD meeting would adjourn from the closed session.

**11:40 a.m.** The Board recessed to a closed session as the TMPD Board of Fire Commissioners and reconvened as the Board of County Commissioners. It was noted that the TMFPD meeting would adjourn from the closed session.

**12-147      AGENDA ITEM 10 – REGISTRAR OF VOTERS**

**Agenda Subject:** “Acknowledge presentation of election preparations for 2012. (All Commission Districts.)”

Dan Burk, Registrar of Voters, conducted a PowerPoint presentation, which was placed on file with the Clerk. The presentation included the Judicial Candidates for 2012, offices up for election in 2012, updates on redistricting, voter registration and online voter registration and the Nevada Online Voter Access (NOVA).

Mr. Burk stated that half of the population in Washoe County were registered voters, which was much higher than the national average. Chairman Larkin said that was a phenomenal statistic and hoped that statistic would be reported to the public.

Commissioner Humke asked if the online registration would be performed by the Registrar’s Office or by the Nevada Secretary of State. Mr. Burk indicated that all the verification would continue to be completed by the Registrar’s Office. He explained there was a manual process that went through the Nevada Voter System that notified the citizen’s previous county of their change. Commissioner Humke asked if the verification would assist the change of address database in the Registrar’s Office. Mr. Burk said the process would help and, with the online function, voters could change the data themselves.

Commissioner Humke asked if any fraud had been detected through online voter registration. In Clark County, Mr. Burk said approximately 6,000 individuals had used the system, and because of the requirements for identification there had been no evidence of fraud.

Commissioner Jung asked if a “No Contact” option would be available for voters on the online process. Mr. Burk explained there was a “Do Not Call” section which would list the citizen as a “Confidential Voter,” and not show the voter’s residence or telephone number information.

In regard to confidentiality, Chairman Larkin said the voter name was released, but the contact information was not. Mr. Burk stated that was correct and added there were two levels of confidentiality. Chairman Larkin felt there would need to be more scrutiny of a person placing the actual precinct number.

Commissioner Weber asked if a timeline could be established indicating the changes enacted through the Registrar’s Office over the past 10 years. Katy Simon, County Manager, suggested a timeline covering the past 14 years, which saw some major shifts in efficiency and would include the County’s Elections Task Force.

There was no public comment on this item.

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

**12-148      AGENDA ITEM 25 – DISTRICT ATTORNEY**

**Agenda Subject: “Discussion and possible action on a resolution declaring Washoe County’s intent to convey the property commonly known as the Pioneer Theatre–Auditorium at 100 South Virginia Street in Reno to a corporation for public benefit for civic and charitable purposes and setting a date for a hearing at which objections can be heard and other matters properly related thereto. (All Commission Districts.)”**

Paul Lipparelli, Legal Counsel, explained that the Pioneer Theatre had been owned by Washoe County since 1963 and pursuant to a 99-year lease that was entered into in 1968 the property had been managed by the Reno-Sparks Convention and Visitors Authority (RSCVA). Presently, the Pioneer Theater had been operated by the Pioneer Center for Performing Arts (Pioneer CPA), which was a 501c(3) non-profit organization. Mr. Lipparelli said the RSCVA management and Board of Directors determined that it was in the best interest of the community and the RSCVA to eliminate their role and obligations with regard to the Theatre and requested that Washoe County terminate the 99-year lease. He said that would place the County in the position of owning the property. In conjunction with that, the RSCVA recommended that the County convey the property to the Pioneer CPA, which would allow the community to benefit from the on-going efforts of the Pioneer CPA in operating and maintaining the Theatre. If

the Resolution was adopted, Mr. Lipparelli said a hearing would be set for February 28, 2012 at which time the Board could approve the conveyance to the Pioneer CPA. This process was used when property was conveyed to other governmental entities and allowed public input and an opportunity to express concerns or support that would exist with the transfer.

By adopting the proposed Resolution, Mr. Lipparelli said the Board would declare that it was in the best interest of the County to convey the theatre parcel to the Pioneer CPA without payment of money, rent or other consideration because the property would be used for civic and charitable purposes. He said the conveyance could be made upon the conditions that the County parcel be used for civic and charitable purposes and that the property would be well and properly maintained.

Brian Rivers, RSCVA Director of Finance, was present and introduced Brett Scolari from the law firm of Jones Vargas. Mr. Scolari explained as part of the agreement with the RSCVA, the lease required that the RSCVA pay \$60,000 per year to the Pioneer CPA for the benefit of the leased premises, the Pioneer CPA to pay for capital improvements, and for both parties to perform some maintenance on the premises.

Willis Allen, Pioneer Center CPA Executive Director, indicated that the Center had been approached by the RSCVA to review this option. He added that the Pioneer CPA had managed the Theatre since 1988. Mr. Allen said the Theatre was solvent and had over \$2 million of improvements completed. He felt that the building was healthy and that the Pioneer CPA was in a position to take over the building and continue operations. He indicated that the facility was listed on the Nevada State Historic Register and the National Park Service National Register of Historic Places.

Under the proposed Resolution, Commissioner Breternitz said there was a reversionary clause that if the use changed beyond a performance building it would revert back to the County. Under the current situation, he asked what would occur if the building use changed. Currently, Mr. Lipparelli replied the County owned the underlying property, which was subject to the 99-year lease with the RSCVA. He said staff would take direction on what the Board would prefer as triggers for the reversion. As far as the ultimate disposition of the property, Commissioner Breternitz asked what would change should there be a difference of use or default. Mr. Lipparelli explained that the current situation would be for the County to consult the terms of the 99-year lease and, if the County felt the building was not being operated in conformance of those requirements, enforce those requirements against the RSCVA who would enforce them against the sub-tenant. Commissioner Breternitz asked if the building and land would revert back to the County. Mr. Lipparelli explained if the County already owned the building there would be nothing to revert. If the lease was terminated or determined by a Court that the RSCVA could unilaterally terminate the lease, the County would then need to locate an agency to maintain and operate the Theatre in the way the Pioneer Group had done for the past several years.

Chairman Larkin stated that the RSCVA was seeking to be released from the 99-year lease as the responsible agency; however, he had no interest in releasing the RSCVA from their responsibility to ensure that the facility remained operational and referenced the condition and circumstances surrounding the Lear Theatre. He inquired on the type of guarantees or triggers that could be placed in the agreement. Mr. Lipparelli commented that the RSCVA undertook the construction of the facility and had been the lead entity during the entire history of the building. If that remained status quo, the RSCVA would continue to have a legal, contractual obligation to perform that function. Chairman Larkin stated that would limit the Pioneer CPA. If there was a modification of the lease, he questioned what would guarantee that the facility would not revert back to the County and subjecting the taxpayers to the condition of the building, or how would future taxpayers be ensured that their liability would be limited.

Chairman Larkin felt that the February 28, 2012 hearing date was premature for advancement of the public hearing. Mr. Lipparelli clarified that direction was sought on how the agreement should be written when it returned to the Board. It was contemplated that the conveyance would be subject to the conditions that the Theatre would be used for civic and charitable purposes, the property would be well and properly maintained and, upon failure of those conditions, the property shall revert to the County. Mr. Lipparelli indicated that would burden the County with the responsibility, but would also benefit the County by allowing the opportunity to rescue this community asset from a scrap heap. Chairman Larkin said to extinguish the lease and the relationship with the RSCVA was not satisfactory and felt there needed to be another remedy other than walking away from the lease.

Commissioner Jung felt that Mr. Lipparelli could construct a Resolution to address the issues and concerns brought forward. Commissioner Weber supported the comments made by Chairman Larkin.

Under the existing lease, Mr. Scolari clarified that there was a requirement for the facility to be used as a convention hall facility or auditorium and, if no longer used as that purpose, the property reverted back to the County. He stated that the same situation was being proposed, but with a different entity. Chairman Larkin was concerned with the chain of liability and, if things changed in the future, the future taxpayers needed to be considered since they could potentially be left with a shell of a building and a hole in the ground. Mr. Scolari understood the concerns, but stated that the taxpayers would not be in a different situation. Chairman Larkin disagreed. He felt that the taxpayers would be in a different situation because at the moment the RSCVA was liable for what occurred. He was not prepared to release the RSCVA from the lease or total liability unless there was another remedy because that was not good public policy.

Commissioner Humke commented that in 1963 the dye was cast to create the potential taxpayer liability. An alternative would be for the County and the RSCVA to come to an agreement and sell the property for value.

Chairman Larkin reiterated that this should not be set for February 28th and felt more dialogue was needed.

Commissioner Jung stated that the Pioneer CPA Board was able to raise money and maintain ticket sales in this economy. She felt this was a good use and best interest for the County and the citizens.

Commissioner Jung moved to declare for the County's intent to convey the property commonly known as the Pioneer Theatre-Auditorium at 100 South Virginia Street to a corporation for public benefit, for civic and charitable purposes and set a date for a hearing hopefully on February 28, 2012, but if that date was not possible in terms of resolving some issues, that date could be amended during the February 28, 2012 hearing at which time objections could be heard and other matters properly related thereto. Commissioner Breternitz seconded the motion.

Commissioner Humke noted that the motion suggested a date and implied that the date could be continued, and he agreed with that intent. He said this proposal had been reviewed for some time, but there were still concerns about the performance of the private, non-profit entity since things could change. He supported the motion to keep the process moving and to see if Legal Counsel could satisfy the concerns of the Chairman.

Commissioner Weber was concerned about the February 28th date and asked that Legal Counsel be allowed to work with the RSCVA to ensure that all the bases were covered. She suggested Legal Counsel prepare a recommendation and then return in March. Commissioner Jung clarified that was included within the motion.

Mr. Lipparelli stated that the Resolution specified February 28, 2012 as the date for the hearing for the Board to decide on moving forward with the conveyance. The motion suggested that staff could be ready for February 28th, but if the Board was not ready to act upon the conveyance at that time, it may defer action to a later date. He said the other alternative was to specify a later date in the Resolution rather than expecting things to occur in two weeks.

Chairman Larkin said his intent was not to throw a crimp into the conveyance to the Pioneer CPA, but was concerned about releasing the RSCVA from the lease. He said that was not good public policy or an adequate solution for a situation that they created. He would not be in support of the motion

There was no public comment on this item.

On call for the question, the motion passed on a 3 to 2 vote with Chairman Larkin and Commissioner Weber voting "no."

**12-149            AGENDA ITEM 24 – SOCIAL SERVICES**

**Agenda Subject:** “Introduction and first reading of an Ordinance approving amendment of Washoe County Code, Chapter 45, Public Welfare 45.90. The proposed amendment will authorize direct payments of General Assistance Funds to eligible indigent individuals and vendors. The proposed amendment will delete the language that authorizes payment by voucher to vendors; and if approved, set public hearing and second reading of the Ordinance for February 28, 2012 at 6:00 p.m. (All Commission Districts.)”

Nancy Parent, Chief Deputy Clerk, read the title for Bill No. 1665.

Bill No. 1665, entitled, "AN ORDINANCE APPROVING AMENDMENT OF WASHOE COUNTY CODE, CHAPTER 45, PUBLIC WELFARE 45.90. THE PROPOSED AMENDMENT WILL AUTHORIZE DIRECT PAYMENTS OF GENERAL ASSISTANCE FUNDS TO ELIGIBLE INDIGENT INDIVIDUALS AND VENDORS. THE PROPOSED AMENDMENT WILL DELETE THE LANGUAGE THAT AUTHORIZES PAYMENT BY VOUCHER TO VENDORS," was introduced by Commissioner Humke, and legal notice for final action of adoption was directed. It was noted that the public hearing and second reading of the Ordinance would be set for February 28, 2012 at 6:00 p.m.

**12-150            AGENDA ITEM 30 – CLOSED SESSION**

**Agenda Subject:** “Possible Closed Session for the purpose of discussing labor negotiations with Washoe County, Truckee Meadows Fire Protection District and/or Sierra Fire Protection District per NRS 288.220.”

**12:45 p.m.**    On motion by Commissioner Weber, seconded by Commissioner Humke, which motion duly carried, it was ordered that the meeting recess to a closed session for the purpose of discussing labor negotiations with Washoe County, Truckee Meadows Fire Protection District and/or Sierra Fire Protection District per NRS 288.220.

**6:00 p.m.**    The Board reconvened with Commissioners Humke and Breternitz absent.

**12-151            AGENDA ITEM 14 - FINANCE**

**Agenda Subject:** “Update and status report on Fiscal Year 2012/13 Budget and possible direction to staff regarding funding levels and budget planning guidelines for same. (All Commission Districts.)”

Sheri Mendez, Finance Director, conducted a PowerPoint presentation, which was placed on file with the Clerk. The presentation highlighted the update and status report for the Fiscal Year 2012/13 Budget, which included: Fiscal Year 2012/13 projection of sources and uses and assumptions used; budget shortfall and direction of

options for closing the deficit; and, policy discussion and direction. Staff proposed the following for resolving the deficit:

- \$9.9 million in departmental budget reductions or wage and benefit reductions.
- \$3.3 million in reduced OPEB funding (\$.3 million from Juvenile Services and \$3.0 million additional.)
- \$3.6 million in reduced capital projects, accrued benefits and contingency funding.
- Implementation of salary sweeps and overhead allocation policies to restore OPEB, capital, accrued benefits and contingency funding.

Ms. Mendez indicated that two policies were offered to fund the proposed reductions; Salary Sweeps; and, Overhead Allocation to All Funds and Entities. The Salary Sweeps would be implemented twice per year and use savings to fund OPEB, Capital, Accrued Benefits and Contingency at increased levels. The Overhead Allocation to All Funds and Entities required all funds and entities to be charged their portion of allocated central service overhead costs.

In response to the call for public comment, Carla Fells, Washoe County Employees Association (WCEA) Executive Director, said after listening to earlier testimony, she hoped that the \$230,000 to preserve the Daybreak Adult Day Care Program could be located to save that program. The WCEA requested for the Board to consider Option 2, which placed the reductions and savings across bargaining units to resolve the deficit. She said negotiations with the Association were on-going finalizing those negotiations was close.

Commissioner Jung said it was imperative for the County to move toward an overhead allocation of all funds and entities so that program costs could be fully identified to prove there was transparency. She asked if a cost-center would be utilized and how the three-year process was being envisioned. Currently, Ms. Mendez explained that the County developed the County-wide Cost Allocation Plan that was prepared in accordance with the OMB 887, which was the guideline for allocating indirect costs across grants. She said some funds could not handle the entire overhead costs, but through the budget process, was reduced to accommodate those funds. She remarked that those funds showed the costs for indirect services and how much the General Fund would need to transfer. Commissioner Jung inquired on the level of detail that would be attained. Ms. Mendez said the detail depended on the department. The funds were allocated based on the volume of activity, but every piece of paper was not tracked.

Katy Simon, County Manager, asked that the Board endorse the two provided policies, Salary Sweeps and the Overhead Allocation, and that the Board provide direction on one or more scenario plans for departments to develop potential budget reduction plans.

Commissioner Jung said proportional allocations should be done by each labor association or those labor units that came forward and made concessions. Ms.

Simon said both scenarios would provide the needed flexibility, but the preferred scenario would be to have no departmental reductions. Commissioner Jung suggested the salary sweeps as an option and endorse the overhead allocation into all funds and entities.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried with Commissioners Breternitz and Humke absent, it was ordered that a three part plan that included the following be approved: negotiated labor savings or, failing that, department reductions of \$9.9 million dollars; \$3.3 million in reduction of the budgeted transfer for long-term liability for retiree health benefits; and \$3.6 million in reduced capital projects and contingency funding. It was further ordered to develop two scenarios for the departmental budget reductions: Option 1 would include across the board reductions of 4.5 percent that would be applied equally across all departments, proportional reductions by department would maintain each department's current proportion of the Fiscal Year 2011/12 budget; and, Option 2 would have the reduction targets applied to departments based on the distribution of various labor groups within departments.

## **12-152            AGENDA ITEM 18 – MANAGEMENT SERVICES**

**Agenda Subject: “Update and discussion on the 2012 Nevada Legislative Interim Committees and Studies, including possible action on a request for a position statement regarding the Legislative Commission’s Subcommittee to Study the Allocation of Money Distributed from the Local Government Tax Distribution Account. (All Commission Districts.)”**

John Slaughter, Management Services Director, conducted a PowerPoint presentation, which was placed on file with the Clerk. The presentation included the Statutory Committees, Interim Studies, Consolidated Tax (C-Tax) Interim Study Committee, the Consolidated Tax Distribution and the proposed Washoe County Position Statement.

Mr. Slaughter explained that the C-Tax was created in 1997 with on-going discussions about that particular tax distribution. Pursuant to AB 71, he said the Subcommittee to Conduct an Interim Study of the Local Government Tax Distribution was charged with determining whether formulas used to allocate money from the account resulted in an equitable allocation to all governmental entities and, if not, to consider possible alternative methodologies to achieve a more equitable allocation. He said the revenue was distributed back to local entities in two tiers. The first tier distribution formula was used to determine how revenue from the six tax sources was distributed to the counties. The second tier distribution formula was then used to distribute county first tier distribution of revenue to the entities within each county. He noted there were 12 entities in Washoe County that received the C-Tax revenue.

Mr. Slaughter indicated that during the first meeting of the C-Tax Interim Study Committee an extensive overview was received of the C-Tax and how it had been performing over the years. During the meeting, the Nevada Association of Counties

(NACO) Director Jeff Fontaine reported on the NACO Board position, which was the Tier I distribution formula was “not broken” and should not be part of the study. He added that the study should consider what services the C-Tax revenues were used to fund, especially since counties had State mandated responsibilities for regional services. During the meeting Committee Chairwoman Marilyn Kirkpatrick requested that the local governments have a discussion and submit to the Committee any issues they had related to the distribution of the C-Tax revenues.

Mr. Slaughter read the following proposed Washoe County Position Statement: *“Washoe County supports the adopted position of the Nevada Association of Counties regarding the Interim Study of the Local Government Tax Distribution, specifically that the Tier I Distribution of the Consolidated Tax should not be a part of the Interim Study; further, Washoe County takes the position that any changes to the Tier II distribution of the Consolidated Tax should not change the existing revenue structure used to provide essential and mandated County services.”*

Commissioner Jung commented that during the Western Regional Water Commission (WRWC) meeting a vote was taken to disband the Committee. She asked who sponsored AB 71. Mr. Slaughter replied that the legislation was sponsored by the City of North Las Vegas. Commissioner Jung asked if the study could be halted if some of the entities felt there was no need for that study. Mr. Slaughter said the Chairwoman indicated that the study would move forward.

Chairman Larkin asked if the Tier I distribution was the percentage of the overall taxes that was distributed amongst the counties. Mr. Slaughter replied that Tier I went to the counties and Tier II was the part that came to Washoe County and then divided between the 12 entities. Mr. Slaughter stated that staff was seeking support of the NACO position.

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried with Commissioners Breternitz and Humke absent, it was ordered that the proposed mission statement be accepted.

**12-153      AGENDA ITEM 26 - TREASURER**

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

The Board was given a written report by Tammi Davis, Washoe County Treasurer.

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

**12-154      AGENDA ITEM 27 - MANAGER**

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

Katy Simon, County Manager, reported that the next Shared Services Elected Officials Committee meeting was scheduled for February 27, 2012. With the departure of Assistant County Manager Dave Childs, Ms. Simon announced that Cory Cassazza, Information Technology (IT) Manager, would become the team leader for the Shared Services Committee.

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

**PUBLIC HEARINGS**

**12-155      AGENDA ITEM 28 - TREASURER**

**Agenda Subject: “Second reading and adoption of an Ordinance amending Ordinance No. 1074 concerning Washoe County, Nevada, Special Assessment District No. 27 (Osage Road/Placerville Road); amending assessments against the assessable tracts in Unit 1 of the district; providing other matters relating thereto; and providing the effective date hereof. For the purpose of providing for overpayment credits and approving reimbursements totaling \$40,000.14. (Bill No. 1664). (Commission District 5.)”**

The Chairman opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance. There being no response, the hearing was closed.

Nancy Parent, Chief Deputy Clerk, read the title for Ordinance No. 1482, Bill No. 1664.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioners Breternitz and Humke absent, Chairman Larkin ordered that Ordinance No. 1482, Bill No. 1664, entitled, "**AN ORDINANCE AMENDING ORDINANCE NO. 1074 CONCERNING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 27 (OSAGE ROAD/PLACERVILLE ROAD); AMENDING ASSESSMENTS AGAINST THE ASSESSABLE TRACTS IN UNIT 1 OF THE DISTRICT; PROVIDING OTHER MATTERS RELATING HERETO; AND PROVIDING THE EFFECTIVE DATE THEREOF,**" be approved, adopted and published in accordance with NRS 244.100.

**12-156**            **AGENDA ITEM 29 – REPORTS AND UPDATES**

**Agenda Subject:** “Reports/updates from County Commission members concerning various boards/commissions they may be a member of or liaison to.”

There were no reports or updates.

**12-157**            **AGENDA ITEM 32 – 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.”

Cathy Brandhorst spoke on the recent fires that occurred in the Region.

**COMMUNICATIONS**

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

**12-158**            Amendment No. Three to the Cooperative Agreement for Services related to the operation of the homeless Community Assistance Center between the City of Reno, Washoe County and the City of Sparks. (BCC meeting of June 28, 2011, Item No. 11-593.)

**12-159**            In accordance with NRS 354.598005, copies of a Resolution from the Board of Trustees of the Washoe County School District augmenting certain funds of the District for the Fiscal Year ending June 30, 2012. Also schedules indicating the changes made in the Final Budget as a result of the augmentation. The School Board approved the Resolution at their regular meeting held on December 20, 2011.

**12-160**            Fully executed Amendment to the Agreement for Consulting Engineering and Other Services for the Central Truckee Meadows Remediation District Program between Worley Parsons and Washoe County, dated February 8, 2011. (BCC meeting of February 8, 2011, Agenda Item 14.)

**QUARTERLY FINANCIAL STATEMENTS**

**12-161**            County Clerk’s Quarterly Financial Statement for the Second Quarter FY 2011/12 – October 1st through December 31st.

**12-162**            Washoe County Sheriff – Fiscal Year 2011/12, Second Quarter Report of Civil Fees and Commissions.

**COMPREHENSIVE ANNUAL FINANCIAL REPORT**

- 12-163** Incline Village General Improvement District Annual Financial Report for Fiscal Year ended June 30, 2011.
- 12-164** Regional Transportation Commission Comprehensive Annual Financial Report for the year ended June 30, 2011.
- 12-165** City of Sparks Comprehensive Annual Financial Report (CAFR) for Fiscal Year 2010-11.

**INDEPENDENT AUDITORS' REPORT**

- 12-166** Palomino Valley General Improvement District Audit for Fiscal Year 2010/11.
- 12-167** Truckee Meadows Water Reclamation Facility Audit for the year ended June 30, 2011.

\* \* \* \* \*

**6:39 p.m.** There being no further business to discuss, on motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried with Commissioners Breternitz and Humke absent, the meeting was adjourned.

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**ROBERT M. LARKIN**, 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 Clerk*

AMENDMENT #3  
GRANT PROGRAM AGREEMENT

THIS AMENDMENT to the Agreement is made and entered into this 14<sup>th</sup> day of February, 2012, by and between Washoe County, a political subdivision of the State of Nevada (hereinafter referred to as "County") and **Children's Cabinet**, a Nevada nonprofit corporation having a business address 1090 S. Rock Blvd., Reno, NV 89502 (hereinafter referred to as the "Sub-recipient").

**WHEREAS**, County received grant funds from the U.S. Department of Housing and Urban Development, Homeless Prevention and Rapid Re-housing Program (HPRP) CFDA #14.257, federal award number HPRP-2009-0031, that will provide homeless prevention assistance to households who would otherwise become homeless and to provide assistance to rapidly re-house persons who are homeless; and

**NOW, THEREFORE**, the parties to the Grant Program Agreement hereby agree to amend the Grant Program Agreement as follows:

1. **Section 5. TERM:** The term of the agreement is hereby extended through May 31, 2012. This Agreement is in effect from January 1, 2012 to May 31, 2012.
2. **Section 6. COMPENSATION:** The amount of this agreement is hereby increased by \$11,000.00 for a total amount of \$125,843.11.

**IT IS FURTHER AGREED** that all other terms and conditions of the Grant Program Agreement shall remain in full force and effect unless further modified or amended in writing by the parties.

**IN WITNESS WHEREOF**; the parties hereto have executed this Amendment to the Grant Program Agreement as of this 14th day of February, 2012.

**CHILDREN'S CABINET**

**WASHOE COUNTY**

By: Jammy Deemody  
Chairperson, Board of Directors

By: \_\_\_\_\_  
Robert M. Larkin, Chairman  
Washoe County Commission

By: Michael J. E.  
Executive Director

10-1-11

AMENDMENT #3  
GRANT PROGRAM AGREEMENT

THIS AMENDMENT to the Agreement is made and entered into this 14<sup>th</sup> day of February, 2012, by and between Washoe County, a political subdivision of the State of Nevada (hereinafter referred to as "County") and **Children's Cabinet**, a Nevada nonprofit corporation having a business address 1090 S. Rock Blvd., Reno, NV 89502 (hereinafter referred to as the "Sub-recipient").

**WHEREAS**, County received grant funds from the U.S. Department of Housing and Urban Development, Homeless Prevention and Rapid Re-housing Program (HPRP) CFDA #14.257, federal award number HPRP-2009-0031, that will provide homeless prevention assistance to households who would otherwise become homeless and to provide assistance to rapidly re-house persons who are homeless; and

**NOW, THEREFORE**, the parties to the Grant Program Agreement hereby agree to amend the Grant Program Agreement as follows:

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**IT IS FURTHER AGREED** that all other terms and conditions of the Grant Program Agreement shall remain in full force and effect unless further modified or amended in writing by the parties.

**IN WITNESS WHEREOF;** the parties hereto have executed this Amendment to the Grant Program Agreement as of this 14th day of February, 2012.

**CHILDREN'S CABINET**

By: \_\_\_\_\_  
Chairperson, Board of Directors

By: \_\_\_\_\_  
Executive Director

**WASHOE COUNTY**

By:   
Robert M. Larkin, Chairman  
Washoe County Commission

AK-144

**RESOLUTION** - Authorizing the Grant of Public Money to a Private Nonprofit Organization.

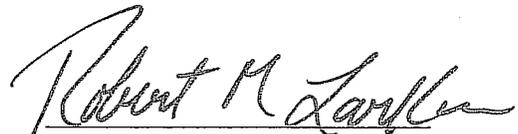
**WHEREAS**, NRS 244.1505 provides that a board of county commissioners may expend money for any purpose which will provide a substantial benefit to the inhabitants of the county and that a board may make a grant of money to a private organization, not for profit, to be extended for a selected purpose;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

**WHEREAS**, the Board of Commissioners of Washoe County has determined that a certain amount of money is available from the U.S. Department of Housing and Urban Development, Homeless Prevention and Rapid Re-housing Program (HPRP) CFDA #14.257, federal award number HPRP-2009-0031 grants, will provide a substantial benefit to the inhabitants of Washoe County and are made to private nonprofit organizations; now, therefore, be it

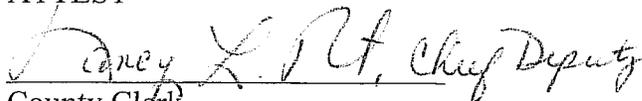
**RESOLVED**, by the Board of Commissioners of Washoe County that:

1. The Board hereby grants to the Children's Cabinet a private, nonprofit organization, a grant in the amount of \$11,000.00 (Community Support).
2. The purpose of the HPRP is to provide homeless prevention assistance to Households who would otherwise become homeless-many due to the economic crisis-and to provide assistance to rapidly re-house persons who are homeless.
3. The maximum amount to be expended from the grant and the conditions and limitations upon the grant are set forth in the Grant Program Agreement Amendment #3.

Adopted this 14<sup>th</sup> day of February 2012.

  
Robert M. Larkin, Chairman  
Washoe County Commission

ATTEST

  
Nancy L. Pelt, Chief Deputy  
County Clerk

EX-111

AMENDMENT #2  
GRANT PROGRAM AGREEMENT

THIS AMENDMENT to the Agreement is made and entered into this 14<sup>th</sup> day of February, 2012, by and between Washoe County, a political subdivision of the State of Nevada (hereinafter referred to as "County") and **Washoe County Senior Services, Senior Law Project**, a department of the County (hereinafter referred to as "Senior Services").

**WHEREAS**, County received grant funds from the U.S. Department of Housing and Urban Development, Homeless Prevention and Rapid Re-housing Program (HPRP) CFDA #14.257, federal award number HPRP-2009-0031, that will provide homeless prevention assistance to households who would otherwise become homeless and to provide assistance to rapidly re-house persons who are homeless; and

**NOW, THEREFORE**, the parties to the Grant Program Agreement hereby agree to amend the Grant Program Agreement as follows:

1. **Section 5. TERM:** The term of the agreement is hereby extended through May 31, 2012. This Agreement is in effect from January 1, 2012 to May 31, 2012.
2. **Section 6. COMPENSATION:** The amount of this agreement is hereby decreased by \$26,948.65 for a total amount of \$23,051.35.

**IT IS FURTHER AGREED** that all other terms and conditions of the Grant Program Agreement shall remain in full force and effect unless further modified or amended in writing by the parties.

**IN WITNESS WHEREOF**; the parties hereto have executed this Amendment to the Grant Program Agreement as of this 14<sup>th</sup> day of February, 2012.

**WASHOE COUNTY SENIOR SERVICES  
SENIOR LAW PROJECT**

By:   
Director  
Senior Services

**WASHOE COUNTY**

By: \_\_\_\_\_  
Robert M. Larkin, Chairman  
Washoe County Commission

11-1-11

AMENDMENT #2  
GRANT PROGRAM AGREEMENT

THIS AMENDMENT to the Agreement is made and entered into this 14<sup>th</sup> day of February, 2012, by and between Washoe County, a political subdivision of the State of Nevada (hereinafter referred to as "County") and **Washoe County Senior Services, Senior Law Project**, a department of the County (hereinafter referred to as "Senior Services").

**WHEREAS**, County received grant funds from the U.S. Department of Housing and Urban Development, Homeless Prevention and Rapid Re-housing Program (HPRP) CFDA #14.257, federal award number HPRP-2009-0031, that will provide homeless prevention assistance to households who would otherwise become homeless and to provide assistance to rapidly re-house persons who are homeless; and

**NOW, THEREFORE**, the parties to the Grant Program Agreement hereby agree to amend the Grant Program Agreement as follows:

1. **Section 5. TERM:** The term of the agreement is hereby extended through May 31, 2012. This Agreement is in effect from January 1, 2012 to May 31, 2012.
2. **Section 6. COMPENSATION:** The amount of this agreement is hereby decreased by \$26,948.65 for a total amount of \$23,051.35.

**IT IS FURTHER AGREED** that all other terms and conditions of the Grant Program Agreement shall remain in full force and effect unless further modified or amended in writing by the parties.

**IN WITNESS WHEREOF;** the parties hereto have executed this Amendment to the Grant Program Agreement as of this 14<sup>th</sup> day of February, 2012.

**WASHOE COUNTY SENIOR SERVICES  
SENIOR LAW PROJECT**

By: \_\_\_\_\_  
Director  
Senior Services

**WASHOE COUNTY**

By:   
Robert M. Larkin, Chairman  
Washoe County Commission

108-177

**RESOLUTION** - Authorizing the Grant of Public Money to a Private Nonprofit Organization.

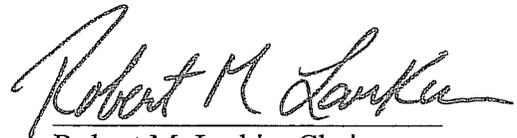
**WHEREAS**, NRS 244.1505 provides that a board of county commissioners may expend money for any purpose which will provide a substantial benefit to the inhabitants of the county and that a board may make a grant of money to a private organization, not for profit, to be extended for a selected purpose;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

**WHEREAS**, the Board of Commissioners of Washoe County has determined that a certain amount of money is available from the U.S. Department of Housing and Urban Development, Homeless Prevention and Rapid Re-housing Program (HPRP) CFDA #14.257, federal award number HPRP-2009-0031 grants, will provide a substantial benefit to the inhabitants of Washoe County and are made to private nonprofit organizations; now, therefore, be it

**RESOLVED**, by the Board of Commissioners of Washoe County that:

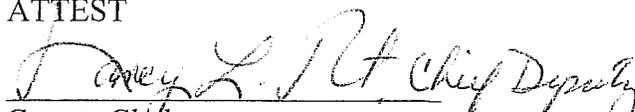
1. The Board hereby decreases the amount of the grant to Senior Services, a department of the county, a grant in the amount of \$26,948.65 (Community Support).
2. The purpose of the HPRP is to provide homeless prevention assistance to Households who would otherwise become homeless-many due to the economic crisis-and to provide assistance to rapidly re-house persons who are homeless.
3. The maximum amount to be expended from the grant and the conditions and limitations upon the grant are set forth in the Grant Program Agreement Amendment #2.

Adopted this 14<sup>th</sup> day of February 2012.



Robert M. Larkin, Chairman  
Washoe County Commission

ATTEST

  
County Clerk

108-147

AMENDMENT #3  
GRANT PROGRAM AGREEMENT

THIS AMENDMENT to the Agreement is made and entered into this 14<sup>th</sup> day of February, 2012, by and between Washoe County, a political subdivision of the State of Nevada (hereinafter referred to as "County") and **Catholic Community Charities of Northern Nevada - Kids to Senior Korner**, a Nevada nonprofit corporation (hereinafter referred to as the "Sub-recipient").

**WHEREAS**, County received grant funds from the U.S. Department of Housing and Urban Development, Homeless Prevention and Rapid Re-housing Program (HPRP) CFDA #14.257, federal award number HPRP-2009-0031, that will provide homeless prevention assistance to households who would otherwise become homeless and to provide assistance to rapidly re-house persons who are homeless; and

**NOW, THEREFORE**, the parties to the Grant Program Agreement hereby agree to amend the Grant Program Agreement as follows:

1. **Section 5. TERM:** The term of the agreement is hereby extended through December 31, 2011. This Agreement is in effect from January 1, 2012 to May 31, 2012.
2. **Section 6. COMPENSATION:** The amount of this agreement is hereby increased by \$20,853.36 for a total amount of \$216,012.07.

**IT IS FURTHER AGREED** that all other terms and conditions of the Grant Program Agreement shall remain in full force and effect unless further modified or amended in writing by the parties.

**IN WITNESS WHEREOF;** the parties hereto have executed this Amendment to the Grant Program Agreement as of this 14<sup>th</sup> day of February, 2012.

**KIDS TO SENIOR KORNER**

By: \_\_\_\_\_  
Chairperson, Board of Directors

By: \_\_\_\_\_  
Executive Director

**WASHOE COUNTY**

By:   
Robert M. Larkin, Chairman  
Washoe County Commission

12-144

**RESOLUTION** - Authorizing the Grant of Public Money to a Private Nonprofit Organization.

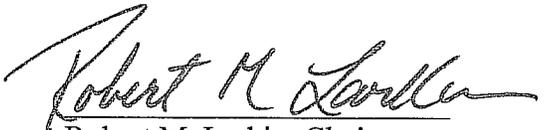
**WHEREAS**, NRS 244.1505 provides that a board of county commissioners may expend money for any purpose which will provide a substantial benefit to the inhabitants of the county and that a board may make a grant of money to a private organization, not for profit, to be extended for a selected purpose;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

**WHEREAS**, the Board of Commissioners of Washoe County has determined that a certain amount of money is available from the U.S. Department of Housing and Urban Development, Homeless Prevention and Rapid Re-housing Program (HPRP) CFDA #14.257, federal award number HPRP-2009-0031 grants, will provide a substantial benefit to the inhabitants of Washoe County and are made to private nonprofit organizations; now, therefore, be it

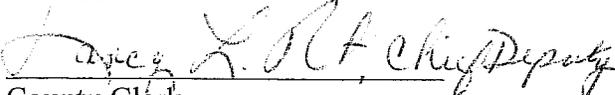
**RESOLVED**, by the Board of Commissioners of Washoe County that:

1. The Board hereby grants to the Catholic Community Charities of Northern Nevada – Kids to Senior Korner a private, nonprofit organization, a grant in the amount of \$20,853.36 (Community Support).
2. The purpose of the HPRP is to provide homeless prevention assistance to Households who would otherwise become homeless-many due to the economic crisis-and to provide assistance to rapidly re-house persons who are homeless.
3. The maximum amount to be expended from the grant and the conditions and limitations upon the grant are set forth in the Grant Program Agreement Amendment #3.

Adopted this 14<sup>th</sup> day of February 2012.

  
Robert M. Larkin, Chairman  
Washoe County Commission

ATTEST

  
County Clerk

12-144

**AMENDMENT #2**  
**GRANT PROGRAM AGREEMENT**

THIS AMENDMENT to the Agreement is made and entered into this 14<sup>th</sup> day of February, 2012, by and between Washoe County, a political subdivision of the State of Nevada (hereinafter referred to as "County") and **Nevada Legal Services**, a Nevada nonprofit corporation (hereinafter referred to as the "Sub-recipient").

**WHEREAS**, County received grant funds from the U.S. Department of Housing and Urban Development, Homeless Prevention and Rapid Re-housing Program (HPRP) CFDA #14.257, federal award number HPRP-2009-0031, that will provide homeless prevention assistance to households who would otherwise become homeless and to provide assistance to rapidly re-house persons who are homeless; and

**NOW, THEREFORE**, the parties to the Grant Program Agreement hereby agree to amend the Grant Program Agreement as follows:

- 1. Section 5. TERM:** The term of the agreement is hereby extended through May 31, 2012. This Agreement is in effect from January 1, 2012 to May 31, 2012.
- 2. Section 6. COMPENSATION:** The amount of this agreement is hereby decreased by \$9,904.71 for a total amount of \$25,095.29.

**IT IS FURTHER AGREED** that all other terms and conditions of the Grant Program Agreement shall remain in full force and effect unless further modified or amended in writing by the parties.

**IN WITNESS WHEREOF;** the parties hereto have executed this Amendment to the Grant Program Agreement as of this 14<sup>th</sup> day of February, 2012.

**NEVADA LEGAL SERVICES**

By: \_\_\_\_\_  
Chairperson, Board of Directors

By: \_\_\_\_\_  
Executive Director

**WASHOE COUNTY**

By:   
Robert M. Larkin, Chairman  
Washoe County Commission

BR-144

**RESOLUTION** - Authorizing the Grant of Public Money to a Private Nonprofit Organization.

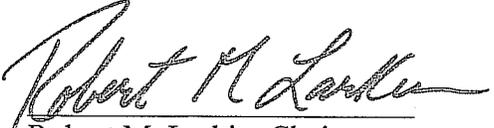
**WHEREAS**, NRS 244.1505 provides that a board of county commissioners may expend money for any purpose which will provide a substantial benefit to the inhabitants of the county and that a board may make a grant of money to a private organization, not for profit, to be extended for a selected purpose;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

**WHEREAS**, the Board of Commissioners of Washoe County has determined that a certain amount of money is available from the U.S. Department of Housing and Urban Development, Homeless Prevention and Rapid Re-housing Program (HPRP) CFDA #14.257, federal award number HPRP-2009-0031 grants, will provide a substantial benefit to the inhabitants of Washoe County and are made to private nonprofit organizations; now, therefore, be it

**RESOLVED**, by the Board of Commissioners of Washoe County that:

1. The Board hereby decreases the amount of the grant to Nevada Legal Services a private, nonprofit organization, a grant in the amount of \$9,904.71 (Community Support).
2. The purpose of the HPRP is to provide homeless prevention assistance to Households who would otherwise become homeless-many due to the economic crisis-and to provide assistance to rapidly re-house persons who are homeless.
3. The maximum amount to be expended from the grant and the conditions and limitations upon the grant are set forth in the Grant Program Agreement Amendment #2.

Adopted this 14<sup>th</sup> day of February 2012.

  
Robert M. Larkin, Chairman  
Washoe County Commission

ATTEST

  
County Clerk

EX-111

RESOLUTION

A RESOLUTION DECLARING WASHOE COUNTY'S INTENT TO CONVEY THE PROPERTY COMMONLY KNOWN AS THE PIONEER THEATRE –AUDITORIUM AT 100 SOUTH VIRGINIA STREET IN RENO TO A CORPORATION FOR PUBLIC BENEFIT FOR CIVIC AND CHARITABLE PURPOSES AND SETTING A DATE FOR A HEARING AT WHICH OBJECTIONS CAN BE HEARD AND OTHER MATTERS PROPERLY RELATED THERETO

WHEREAS, Washoe County owns a certain parcel of real property in Washoe County at 100 South Virginia Street, Reno, Nevada which parcel is approximately 49,616 square feet in size, is currently designated by Assessor Parcel Number 011-604-01 and more specifically described as:

All that portion of the Southeast ¼ of Section 11, Township 19 North, Range 19 East, M.D.B.&M., more particularly described as follows:

That certain parcel of land bounded on the North by the Southerly line of Mill Street; on East by the Westerly line of South Center Street; on the South by the Northerly line of State Street; and on the West by the Easterly line of South Virginia Street in the City of Reno, and facing about 150 feet more or less on South Virginia Street, and 306 feet more or less on Mill Street.

and which is shown on the attached Exhibit A, (hereinafter referred to as "County Parcel");

WHEREAS, Washoe County acquired the County Parcel at no cost from the State of Nevada subject to certain conditions that have been satisfied (Chapter 360 of the Statutes of Nevada 1963);

WHEREAS, on April 1, 1964 the Board of County Commissioners approved a 99-year lease of the County Parcel to the Washoe County Fair and Recreation Board (now known as the Reno-Sparks Convention and Visitors' Authority ("RSCVA")) pursuant to NRS 244.645 for use by the RSCVA as a convention hall or auditorium facility;

WHEREAS, on April 6, 1965, by resolution, the RSCVA Board of Directors authorized the sale of Revenue Bonds under authority of Chapter 233 Statutes of Nevada 1965 for the construction of the improvements to the County Parcel;

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WHEREAS, since 1968 the County Parcel has been the site of the Pioneer Theatre-Auditorium and later the Pioneer Center for Performing Arts which is listed on the Nevada State Historic Register (Sept. 8, 2004) and the National Park Service National Register of Historic Places (Jan. 19, 2005) and is an outstanding and rare extant example of a monumental geodesic dome in Nevada;

WHEREAS, the Pioneer Center for the Performing Arts (“Pioneer CPA”) is a Nevada Non-Profit Cooperative Corporation established in 1988 and is a “corporation for public benefit” under NRS 82.021 as it is recognized as exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code, as amended;

WHEREAS, in 2010 the RSCVA entered in to a 5-year renewable Building Lease and Endowment Agreement (“Building Lease”) with the “Pioneer CPA” granting to the Pioneer CPA the right to occupy and use the improvements and facilities located on the County Parcel;

WHEREAS, the Building Lease includes provisions requiring: the RSCVA to pay to the Pioneer CPA \$60,000 per year for the benefit of the leased premises, the Pioneer CPA to pay for capital improvements, and for both parties to perform some maintenance of the premises;

WHEREAS, the Pioneer CPA has been successfully operating, maintaining and preserving the theatre for several years, has a board of directors consisting of a cross-section of the community and is and has been financially stable;

WHEREAS, the management and board of directors of the RSCVA have determined that it is in the best interest of the community and the RSCVA to eliminate its role and obligations with regard to the County Parcel and the theatre and has requested that Washoe County terminate the 99-year lease with the RSCVA and convey the property to the Pioneer CPA;

WHEREAS, Washoe County has never operated the theatre on the County Parcel and it is not needed for the present public purposes of the county and the county does not desire to operate a theatre;

WHEREAS, the Pioneer CPA desires to continue to use the County Parcel for the purpose of a performing arts theatre and for other related purposes all of which are civic purposes and some of which are charitable in whole or in part;

WHEREAS, NRS 244.284 provides that a board of county commissioners may convey to a corporation for public benefit real property without consideration if the property is not needed for public purposes of the county and the property will actually be used for charitable or civic purposes; and

WHEREAS, state law provides that before ordering the conveyance of any property to another government agency, the board of county commissioners of a county shall, in a regular open meeting, by a majority vote of its members, adopt a resolution declaring its intention to convey the property and set a date not less than 2 weeks later than the declaration of the intent to convey the property (NRS 277.050) and the Washoe County Board of County Commissioners finds that is an appropriate process to follow before conveying public property to a private corporation for public benefit;

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

1. On the basis of the recitals stated above the Board of County Commissioners (the "Board") of Washoe County hereby declares it is in the best interests of Washoe County and its citizens for Washoe County to convey the County Parcel to the Pioneer CPA and hereby declares its intent to do so.
2. The conveyance, if later approved, shall be made without the payment by Pioneer CPA to Washoe County of money, rent or other consideration because the County Parcel will be used for civic and charitable purposes.
3. The conveyance shall be made upon the conditions that the County Parcel shall be used for civic and charitable purposes and that the property will be well and properly maintained

EX-170

and upon that failure of any or all of those conditions, the property shall revert automatically to Washoe County.

4. That additional terms and conditions for the transfer may be stated in a subsequent resolution approving the transfer after the hearing provided for below.

5. The Board hereby fixes February 28, 2012 (or such later date as the Board may later fix and announce) as the date for a public hearing at which the citizens may appear and address concerns about the transfer to the Board.

6. If following the hearing the Board decides to approve the conveyance, that action shall constitute a termination of the 99-year lease of the County Parcel to the RSCVA in 1964.

7. The Washoe County Clerk is hereby directed to publish in a newspaper of general circulation published in the county a notice of the adoption of this resolution and announcing the February 28, 2012 meeting at which objections can be heard not less than twice, on successive days, the last publication to be not less than 7 days before the date of that public meeting or such later date as the Board may establish.

ADOPTED this 14<sup>th</sup> day of Feb., 2012 by the following vote:

AYES: Humke, Jung, Breternitz

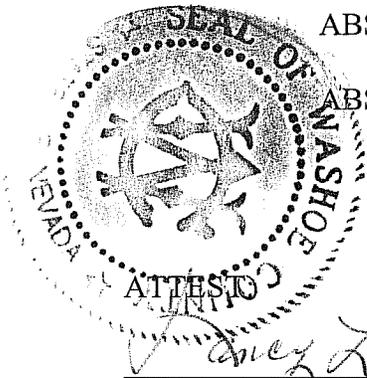
NAYS: Larkin, Weber

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

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

Robert M. Larkin

Robert M. Larkin, Chairman



Amy L. Harvey, Chief Deputy  
Amy Harvey, County Clerk

18-198