

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

TUESDAY

10:00 A.M.

MARCH 24, 2015

PRESENT:

Marsha Berkgigler, Chair
Kitty Jung, Vice Chair
Vaughn Hartung, Commissioner
Jeanne Herman, Commissioner
Bob Lucey, Commissioner

Nancy Parent, County Clerk
John Slaughter, County Manager
Paul Lipparelli, Legal Counsel

The Washoe County Board of Commissioners convened at 10:00 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, which was led by the 6th grade class attending from Hunter Lake School, the Clerk called the roll and the Board conducted the following business:

15-0214 AGENDA ITEM 3 – PUBLIC COMMENT

Agenda Subject: “Public Comment. Comment heard under this item will be limited to three 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 three minutes per person. Comments were to be made to the Commission as a whole.”

Garth Elliott stated public comment was a sacred honor and an opportunity for the public to speak to their representatives. He said he met with some outstanding people in the community regarding his concerns about compost piles and hoop houses, and had discussed the possibilities of a more agriculturally-minded community. As a result of those discussions, he was advised to tell the Governor to stay out of it. He noted he spent an hour with the State Climatologist and his report was abysmal and there was no end in sight to the drought. He was told the summer temperatures were going to be much hotter this year and water conservation was a must.

Cathy Brandhorst spoke about matters of concern to herself.

George Newell stated Paul McArthur, County Comptroller, had not responded to his attorney regarding the Information Act. He noted his attorney was in court seeking an order to compel Mr. McArthur to produce the requested accounting information. He said a contract was defined as a legal, binding and enforceable agreement between two or more parties and he noted the potential consequences of

violating a contract. He believed certain members of the County's staff misrepresented the facts regarding the reimbursement of monies to development members in Warm Springs. He informed the Board there were affidavits from the developers who would accept the money and he referred to page 10, section 19, of the original agreement for clarification.

Levi Hooper stated he had seen a television documentary regarding the homeless. He did not agree with what he saw and said the homeless could not get off the streets as easily as was projected, which he knew because he had been on the streets for five years. He informed the Board he had been helping people to obtain Medicaid and food stamps. He was hoping to set up a team of peer navigators, with possible help from the County, to turn at least ten percent of the homeless around. He noted he had some electronic devices he could donate for Internet access and he wanted to thank those who donated clothing and blankets. He was also willing to set up donation centers around town.

Jeff Church stated the City of Reno was suing Washoe County over fire services. He noted Reno had been receiving \$1.4 million a year for the last eight years in free crime lab services and he asked Commissioner Herman to place his concerns on a future agenda for discussion. He spoke about AB 54, which dealt with absorbing the debt of sub-agencies, such as the City of Reno, if they filed bankruptcy. He said the *Reno Gazette Journal* reported the Reno Redevelopment Agency would be insolvent by the year 2019 and that debt would transfer to Washoe County.

John Potash stated he represented Get Rattled, Nevada Animal Owners Alliance, International Herpetological Symposiums, and was formally with the Wildlife Rescue Foundation and the Washoe County Animal Control Board. He said he and a few concerned citizens met and expressed their concerns over some proposed changes to Chapter 55 of the County Code regarding animal control. He outlined some specific problems with the proposed changes, such as the definition of reptiles. He said, after bringing the issue to Animal Control's attention, they informed him the language at issue would be removed; however, that raised a question as to who wrote it. He noted another area of concern was Chapter 55.650 regarding exotic animals, which included an extensive prohibited species list. He explained many of the animals on the list were already prohibited by State law, were protected and listed as endangered, or were under strict regulations by the Department of Agriculture. He said some of the animals listed made no sense because they were not native to the area. He offered to help the County compose rational laws.

Cliff Low asked the Board to remember the Fire Districts did not serve all of Washoe County. He believed the Board served the Fire Districts well by regularly making it clear they were not called the Washoe County Fire Districts. He said it was easy for the public to become confused because the same five people sat as the Board of County Commissioners (BCC) and the Board of Fire Commissioners (BOFC). He believed the situation was made worse by Reno City Councilman Bobzien's reference in an article that ran in the *Reno Gazette Journal* (RGJ). He said Councilman Bobzien

correctly reported citizens of Reno were also citizens of Washoe County and that they paid taxes in both jurisdictions. He said he did not know if Councilman Bozien understood the problem, failed to perform a careful review of his article, or had another motive when he wrote that citizens outside the City only paid taxes to the County. He was concerned readers may think it was true because it was printed in the paper. He stated he lived in Reno and paid County taxes so he was able to vote for a County Commissioner and he expected to receive services from the County Library, Senior Services and Social Services, but it was confusing as to why he did not also receive services from the County's Fire Districts. He said he knew the answer was that residents of Reno and Sparks did not pay for those fire services, but when elected officials and the *RGJ* referred to the "County Fire District", they added to the confusion. He believed the *RGJ* needed to accurately report the proceedings of the BCC and the BOFC without confusing the two.

Sam Dehne spoke about his attendance record for BCC meetings, Burning Man issues, his career with the Air Force Academy, the Children's Museum, his dissatisfaction with the *Reno Gazette Journal*, and said he was in favor of the proposed Nevada lottery.

10:29 a.m. The Board took a brief recess.

10:40 a.m. The Board reconvened with all members present.

15-0215 AGENDA ITEM 4 – ANNOUNCEMENTS/REPORTS

Agenda Subject: "Commissioners/Manager's announcements, reports/updates from County Commission members concerning various boards/commissions they may be a member of or liaison to. Requests for information, topics for future agendas 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.)"

John Slaughter, County Manager, read an email from Harvey Sallinger. Mr. Sallinger complimented Brent Adair who worked for Meals on Wheels and said Mr. Adair did not just deliver his meals, but listened to him and he was very thankful for the program. Mr. Slaughter informed the Board that staff was preparing a report based on the Commissioner's requests. He said of the 34 requests made, six had been completed, eight were on the current agenda, eight had been identified for future meetings, and 12 requests were assigned to staff.

Mr. Slaughter stated staff had met with Cooperative Extension and the District Attorney's Office regarding hoop houses. He said discussion on the Warm Springs Specific Area Plan took place on March 10th and would be coming back to the Board in April. He said there was also a request regarding the use of Vidler water for growth in the region and it was being discussed with Truckee Meadows Water Authority (TMWA). He said there was a request regarding solid waste dumping, specifically

regarding tires dumped in open space areas, and staff was working on that. He noted staff would come back to the Board with an update on upstream recycling.

Commissioner Hartung reported he attended the State of the City of Sparks address and he found it to be very encouraging and well attended. He said the Mayor noted that the Golden Regional Park hosted a record setting number of teams/events and the facility generated 32,000 room nights and \$21 million in economic impact. He requested an agenda item about potential events because he had been contacted by Michelle Quevido who was trying to bring a Cyclocross event to Reno. He said it would bring in about 10,000 people and the Reno-Sparks Convention and Visitor's Authority (RSCVA) had been approached about the event, but Ms. Quevido also considered having it at Rancho San Rafael. He thought the County could nurture the types of events which would bring a lot of new clients to town.

Commissioner Herman said she would like legal counsel look into the situation described by Mr. Church during public comment regarding the County's possible assumption of Reno's debt. She said she would also like to see an exotic animal workshop conducted. She stated she wanted to work with Commissioner Lucey to review Code regulations for cargo containers and she requested an agenda item about starting a Sun Valley Citizen Advisory Board (CAB). She thanked everyone for their work on the hoop houses issue. She noted the Red Rock Fire Department had some changes to make to the training hours which were reported in February. A copy of the changes was placed on file with the Clerk.

Commissioner Herman stated the people in Gerlach were also asking for a CAB in their area. She said the Warm Springs CAB was almost ready to roll and hopefully Sun Valley would be next. She reported her attendance at a Truckee Meadows Water Authority (TMWA) meeting and said it was the first time she heard people talking about the use of grey water. She said a lot of people used grey water for landscaping, which benefited everyone. She reported the Nevada Association of Counties (NACO) was working hard on legislative issues.

Commissioner Jung requested a staff report regarding how Community Services and Planning were incorporating climate change issues into future planning and development in the unincorporated area of the County, especially in relation to the lack of water. She said she would be going to Carson City to testify at the Legislature during the Community Development Block Grant presentations. She stated she would be attending an upcoming District Board of Health meeting and would also be going to Las Vegas for the annual Indoor Agriculture Conference. She believed growing plants indoors was much more water efficient.

Commissioner Jung talked about Levi Hooper's earlier comments regarding his efforts to sign people up for food stamps and Medicaid. She asked for a staff report to the Board because she thought those types of services were being provided by homeless shelters.

Commissioner Jung asked for a staff report regarding the language used to distinguish the difference between the County and the Fire Districts. She said she wanted communication staff to be certain that reporters and media entities understood the difference.

Chair Berkbigler asked for an update on the Senior Management and comp-time issue. She informed the Board the Tahoe Regional Planning Agency (TRPA) would meet for two days to discuss Assemblyman Kirner's fire bill, which would propose to merge the Truckee Meadows Fire Protection District (TMFPD) and the Sierra Fire Protection District (SFPD) into one entity. She stated she would be attending the Tahoe Transportation District meeting where the proposal for Fanny Bridge changes would be finalized.

15-0216 AGENDA ITEM 5A - PROCLAMATION

Agenda Subject: "Proclamation--April 2015 as National County Government Month."

Commissioner Herman read the Proclamation into the record.

On the call for public comment, Garth Elliott said to understand the role of the County government, people should go to Washington D.C. and walk among the memorials where they could read the words inscribed on the walls. He believed those words conveyed the message that people did not want their County governments to intrude on the lives of citizens.

Cathy Brandhorst spoke about matters of concern to herself.

On motion by Commissioner Hartung, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 5A be adopted.

15-0217 AGENDA ITEM 5B - PROCLAMATION

Agenda Subject: "Proclamation--March 31, 2015, as César Chávez Day."

Commissioner Jung read and presented the Proclamation to Ramon Chavez.

Mr. Chavez, nephew of Cezar Chavez, thanked the Commissioners.

11:09 a.m. Commissioner Jung left the meeting.

There was no public comment on this item.

On motion by Commissioner Lucey, seconded by Commissioner Hartung, which motion duly carried with Commissioner Jung absent, it was ordered that Agenda Item 5B be adopted.

15-0218 AGENDA ITEM 5C – PROCLAMATION

Agenda Subject: “Proclamation--April 12 - April 18, 2015 as National Library Week.”

Commissioner Hartung read and presented the Proclamation to Arnie Maurins, Library Director, and Emily Reed, Program Manager of the Law Library and Self Help Center for the Second Judicial District Court.

Mr. Maurins thanked the Board for bringing the much needed attention to libraries and recognizing their importance.

Ms. Reed thanked the Board for their continued support. She said the Law Library was first opened in 1915 and would be celebrating its 100th anniversary on May 6th.

11:13 a.m. Commissioner Jung returned.

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 5C be adopted.

15-0219 AGENDA ITEM 5D – PROCLAMATION

Agenda Subject: “Proclamation--April 2015 as National Sexual Assault Awareness Month.”

Commissioner Jung read and presented the Proclamation to several members of the District Attorney’s Office.

Michelle Bays, Supervising Investigator, thanked the Board on behalf of the victims, her office and the District Attorney’s Office. She said they worked daily with victims of all types of crimes at the Victim’s Assistance Center and they did the best job they could with the limited resources they had. She explained their staffing issues and how cases were prosecuted.

Garth Elliott said he had been listening to a show on the radio where young people called for advice from experts regarding being victims of sexual assault. He hoped all young people could be educated to receive the proper help they needed when dealing with sexual abuse.

John Slaughter, County Manager, informed the Board the District Attorney’s Office would be sponsoring a candlelight vigil in recognition of National Sexual Assault Awareness month on April 22nd.

On motion by Commissioner Jung, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 5D be adopted.

15-0220 AGENDA ITEM 5E – PROCLAMATION

Agenda Subject: “Proclamation -- April 2015, Fair Housing Month.”

Commissioner Lucey read and presented the Proclamation to Katherine Zook and Roberto Ortiz from the Silver State Fair Housing Council.

Ms. Zook thanked the Board for their support. She stated they had a very productive relationship with Washoe County for many years to further fair housing. She said they were celebrating 47 years of housing discrimination law and the ability to address those issues. She noted the County’s support meant so much to them and to the people of the County.

There was no public comment on this item.

On motion by Commissioner Lucey, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 5E be adopted.

CONSENT AGENDA 6A THROUGH 6H1

John Slaughter, County Manager, stated Agenda Item 6B2 would be removed from the consent agenda and brought back to the Board at a future meeting.

15-0221 AGENDA ITEM 6A - ASSESSOR

Agenda Subject: “Approve roll change requests, pursuant to NRS 361.768 and NRS 361.765, for errors discovered for the 2012/2013, 2013/2014, 2014/2015 secured tax roll and authorize Chairman to execute the changes described in Exhibit A and direct the Washoe County Treasurer to correct the error(s). [cumulative amount of decrease \$8,899,471 (Parcels were in various Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 6A be approved, authorized and directed.

15-0222 AGENDA ITEM 6B1 – COMMUNITY SERVICES

Agenda Subject: “Approve State of Nevada Importer and Wholesale Dealer of Wine, Beer and Spirits License for Frederick Ost, dba Fishbowl Imports Inc., and if approved, authorize each Commissioner to sign the State of Nevada Application for License for Importer and Wholesale Dealer of Wine, Liquor, and Beer with

direction for the County Clerk to attest the license application. (Commission District 3.)”

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 6B1 be approved, authorized and directed.

15-0223 AGENDA ITEM 6C1 – DISTRICT ATTORNEY

Agenda Subject: “Accept renewed funding for a Deputy District Attorney for the provision of continuing prosecutor services related to the High Intensity Drug Trafficking Areas (HIDTA) Task Force in the amount of [\$80,000] from the Office of National Drug Control Policy award to Nevada HIDTA for the period May 1, 2015 through April 30, 2016, with remaining \$20,000 position cost covered by District Attorney General Fund budget, and direct the Finance Department to make the necessary budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 6C1 be accepted and directed.

15-0224 AGENDA ITEM 6C2 – DISTRICT ATTORNEY

Agenda Subject: “Approve payments totaling [\$5,769] to vendors for assistance of 38 victims of sexual assault and authorize Comptroller to process same. NRS 217.310 requires payment by the County of total initial medical care of victims, regardless of cost, and of follow-up treatment costs of up to \$1,000 for victims, victim’s spouses and other eligible persons. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 6C2 be approved and authorized.

15-0225 AGENDA ITEM 6D1 - HEALTH

Agenda Subject: “Approve amendments totaling an increase of [\$9,324] in both revenue and expense to the FY15 CDC Ebola Virus Direct (EVD) Active Monitoring Federal Grant Program, IO TBA; and if approved direct the Comptroller’s office to make the appropriate budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 6D1 be approved and directed.

15-0226 AGENDA ITEM 6D2 - HEALTH

Agenda Subject: “Approve amendments totaling an increase of [\$15,352] in both revenue and expense to the FY15 CDC Tobacco Prevention and Control Federal Grant Program, IO 10010; and if approved direct the Comptroller’s office to make the appropriate budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 6D2 be approved and directed.

15-0227 AGENDA ITEM 6E1 – HUMAN RESOURCES

Agenda Subject: “Approve updated Unclassified Management employee group as listed in Exhibit 1. No fiscal impact. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 6E1 be approved.

15-0228 AGENDA ITEM 6E2 – HUMAN RESOURCES

Agenda Subject: “Approve changes to established pay grades for minimum pay below the current Nevada State minimum wage of \$8.25 per hour and to eliminate the job classification of Seasonal Park Aide Trainee. There was no fiscal impact associated with this agenda item. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 6E2 be approved.

15-0229 AGENDA ITEM 6E3 – HUMAN RESOURCES

Agenda Subject: “Approve reclassification requests of an Engineering Services Technician, pay grade I, to an Environmental Engineer II, pay grade NO (Community Services); eliminate the Engineering Services Technician job

classification; and a Licensed Practical Nurse, pay grade J, to a Public Health Nurse II, pay grade NO (Senior Services) as evaluated by the Job Evaluation Committee. Net annual cost of these actions was [estimated \$55,005]. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 6E3 be approved.

15-0230 AGENDA ITEM 6F1 - MANAGER

Agenda Subject: “Approve a 2013 Supplemental Emergency Management Performance Grant (EMPG) from the State of Nevada, Division of Emergency Management [\$16,000] retroactive for the period of March 01, 2015 through August 31, 2015; (requires a match in the amount of \$16,000.00 by applying the salary expense of Washoe County Sheriff Search and Rescue positions); and direct Comptroller’s Office to make the appropriate budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 6F1 be approved and directed.

15-0231 AGENDA ITEM 6F2 - MANAGER

Agenda Subject: “Authorize payment of [\$34,840] to Tahoe Regional Planning Agency pursuant to the Tahoe Regional Planning Compact (Article VIII, Public Law 96-551, December 1980). (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 6F2 be authorized.

15-0232 AGENDA ITEM 6G1 - SHERIFF

Agenda Subject: “Approve 2014 HIDTA Interdiction Task Force funding [amount not to exceed \$50,000, no County match required] to be used for overtime and travel expenses from High Intensity Drug Trafficking Areas (HIDTA) as administered through Las Vegas Metro Police Department, for the retroactive grant period of 01/01/2014 – 12/31/2015, and direct Comptroller’s Office to make the necessary budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 6G1 be approved and directed.

15-0233 AGENDA ITEM 6G2 - SHERIFF

Agenda Subject: “Approve 2014 HIDTA Northern Nevada Drug Task Force funding [\$100,000, no County match required] to be used for overtime, investigative, and travel expenses from High Intensity Drug Trafficking Areas (HIDTA) as administered through Las Vegas Metro Police Department, for the retroactive grant period of 01/01/2014 – 12/31/2015, and direct Comptroller’s Office to make the necessary budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 6G2 be approved and directed.

15-0234 AGENDA ITEM 6G3 - SHERIFF

Agenda Subject: “Approve 2015 HIDTA Northern Nevada Drug Task Force funding [amount not to exceed \$109,000, no County match required] to be used for overtime, investigative, and travel expenses from High Intensity Drug Trafficking Areas (HIDTA) as administered through Las Vegas Metro Police Department, for the retroactive grant period of 01/01/2015 – 12/31/2016, and direct Comptroller’s Office to make the necessary budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 6G3 be approved and directed.

15-0235 AGENDA ITEM 6H1 - SHERIFF

Agenda Subject: “Accept donation [\$117.85] from Henry Schein to the County of Washoe on behalf of the Washoe County Sheriff’s Office to purchase equipment for the K-9 Unit, and authorize Comptroller’s Office to make appropriate budget adjustments. (All Commission Districts.)”

Commissioner Jung thanked the donor on behalf of the Board and asked that something special be done for the individuals who continued to support this endeavor.

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 6H1 be accepted and authorized.

BLOCK VOTE 11, 12, 13, 14

Commissioner Jung proposed to place Agenda Items 11, 12, 13 and 14 in a block vote. There were no objections from the Board.

15-0236 AGENDA ITEM 11 – DISTRICT ATTORNEY

Agenda Subject: “Recommendation to approve the creation of three, 3.0 FTE, fully benefited non-general Family Support Specialist positions within the District Attorney’s Office, as evaluated by the Job Evaluation Committee (JEC), in support of Child Support Enforcement, funded 100% by District Attorney Family Support Division Incentive funding in the [approximate annual amount \$228,000], and accept additional Incentive Funds from the State of Nevada, Child Support Enforcement Program (CSEP) in the amount of [\$269,743.75] and authorize Comptroller to make the appropriate budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 11 be approved, accepted and authorized.

15-0237 AGENDA ITEM 12 - PURCHASING

Agenda Subject: “Recommendation to award Bid No. 2920-15 for Technical Support Services Personnel to the lowest, responsive, responsible bidder, My Next Career Path, LLC, and authorize the Purchasing and Contracts Manager to execute an agreement with My Next Career Path for a term of one (1) year commencing April 1, 2015 at the contracted rate of \$27.75 per hour with the provision for two (2) successive annual renewal options. The estimated annual contract value was \$175,000. (All Commission Districts.)”

Commissioner Lucey stated there was no distinction on the staff report as to what My Next Career Path, LLC would be doing for the County. Tony Kiriluk, Technology Services Manager, stated My Next Career Path would be replacing the current vendor who decided not to bid again. He said this company would help them in field support for personal computer refreshes and manning the help desk.

There was no public comment on this item.

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

15-0238 AGENDA ITEM 13 – COMMUNITY SERVICES

Agenda Subject: “Recommendation to approve an Agreement Regarding November 2000 Parks, Trails and Open Space Bond-Lake Tahoe Bike Path Project [WC-1 in an amount not to exceed \$1 million] for Phase 4 of the Lake Tahoe Bike Path Project between Washoe County and Tahoe Transportation District effective March 24, 2015 through June 30, 2019; authorize the Community Services Department Director to execute the Agreement and all appropriate Tahoe Transportation District related agreements and documents; and, direct Comptroller’s Office to make all necessary budget adjustments. (Commission District 1.)”

There was no public comment on this item.

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

15-0239 AGENDA ITEM 14 – COMMUNITY SERVICES

Agenda Subject: “Recommendation to award a bid and approve the Agreement to the lowest responsive, responsible bidder for the Central Incline Village Phase II Water Quality Improvement Project recommended [Burdick Excavating Company, Inc., \$1,695,900] funded by Nevada Tahoe Bond Act and U.S. Forest Service Southern Nevada Public Lands Management Act, Washoe County. (Commission District 1.)”

There was no public comment on this item.

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

11:34 a.m. The Board recessed as the Board of County Commissioners (BCC) and convened as the Board of Fire Commissioners (BOFC).

1:55 p.m. The Board adjourned as the Board of Fire Commissioners (BOFC) and convened as the Board of County Commissioners (BCC).

15-0240 AGENDA ITEM 24 – 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.”

1:56 p.m. On motion by Commissioner Jung, seconded by Commissioner Hartung, which motion duly carried, it was ordered that the meeting recess to a closed session for the purpose of discussing labor negotiations with Employee Organizations per NRS 288.220.

3:05 p.m. The Board reconvened in open session with all members present.

Chair Berkgigler noted Agenda Item 10 would be removed from the agenda and rescheduled.

15-0241 AGENDA ITEM 9

Agenda Subject: “Appearance: Heidi Hill Drum, Executive Director of the Tahoe Prosperity Center. Presentation of the Tahoe Prosperity Center history, vision and goals for the improving the regional economy of Tahoe Basin and the surrounding region.”

Cheryl Surface, Park Planner Washoe County Community Services Department, thanked the Board for allowing the presentation. She introduced Heidi Hill Drum, Executive Director Tahoe Prosperity Center, and Bev Ducey, Program Manager Connected Tahoe. She said she had been a member of the Tahoe Prosperity Board for almost two years and they had been working collaboratively in the Washoe County area and particularly the Lake Tahoe Basin.

Ms. Hill Drum stated she had been a resident of Tahoe for about 20 years and she was thrilled to be in a position to give back to the community and help impact positive change. She said the Tahoe Prosperity Center (TPC) was founded in 2011 after the completion of the Lake Tahoe Basin Prosperity Plan (Plan). She said the TPC was the central recommendation out of the Plan and their mission was uniting Tahoe’s communities to strengthen regional prosperity. In 2010 the Plan was completed and that was the first time they ever had an economic snapshot of the Basin. She said a portion of Lake Tahoe was in Washoe County along with Douglas County, El Dorado County, Placer County, a small portion of Carson City and the City of South Lake Tahoe. That meant they had six government jurisdictions in Tahoe and this was the first time they ever had economic data or information about the community and socioeconomic information for the Basin. She said the TPC was created in order to implement the initiatives from the Plan and was the result of a collaborative effort involving all the government jurisdictions. She said, for the first time in about 30 years, there was a new regional plan that recognized the economy was just as important as the environment. She stated Lake Tahoe’s unemployment rate was ten percent, which was significantly higher than Washoe County’s, and the subsidized school meal rate for kids was 63 percent. She said TPC’s goal was to encourage economic diversity and opportunity to make Tahoe a great place to work. She stated Tahoe was a \$5 billion asset to its neighbors and 80 percent of visitors came from Reno and Sparks.

Ms. Hill Drum stated one of the issues that needed to be addressed was blight. She said Lake Tahoe did not have the same downtown feel as some of its competition; for example, Park City and Salt Lake City. She suggested those were the nearest competitors for economic development dollars, business expansion and attraction. She thought Washoe County had been very good about attracting new businesses and said even Elon Musk, co-founder of Tesla, realized the value of Tahoe as he purchased a home in Incline Village.

Ms. Hill Drum stated the TPC's role was to look at the Lake as one regional economy, one community, and one place. She said visitors did not distinguish between jurisdictions when looking at regional economy so it was important the Center was there to do that. She said the focus of their mission was to unite Tahoe's communities, promote regional prosperity, and work towards economic development. She felt what benefited Tahoe benefited Washoe County.

Ms. Hill Drum next discussed the Prosperity Center's main project, which was the Connected Tahoe Project to increase broadband high speed Internet access and increase cell phone coverage. She said they already mapped the unserved and underserved areas and were looking for as many opportunities as they could. She talked about the possibility of putting conduit under the Sand Harbor to Incline Village bike trail during construction. She discussed a pilot project with the Tahoe Regional Planning Agency (TRPA) and the U.S. Forest Service to expand cell phone coverage by coordinating the plans of all of the cell tower companies and providers to determine the best locations for future cell towers. She said that was also important from the public safety perspective, and they were hoping to put fire cameras and seismic monitors on those towers, too.

Ms. Hill Drum stated there were other projects in the works to promote community revitalization and to measure for prosperity. She explained the Tahoe environment was tracked continually, but they did not know the social and economic sides of the equation, so they wanted to track that information to ensure they were making progress.

Chair Berkgigler stated she asked Ms. Hill Drum to give the presentation to the Board. She said the proposal was for each of the five counties surrounding the Lake to donate \$10,000. She said for Washoe County those funds could come out of the Commissioner funds for her District, but at some point she hoped the Board would consider it as a standing budget item. She said the County accepted there was going to be growth to the east and in Storey County, but the growth around the Lake was in Washoe County and the TPC had the ability to assist the County in attracting businesses.

Commissioner Jung asked how much the County funded to the Center in 2010. Ms. Hill Drum responded she thought it was a matching grant with the federal government in the amount of \$10,000. Commissioner Jung said the results of the Plan were presented at the Regional Jobs Network and it was looking to recruit people to

vacation in Tahoe for elective surgeries. Ms. Hill Drum stated there were three primary economic clusters identified and health and wellness was one of the clusters.

Commissioner Jung asked if the Center had pursued any federal funding to increase broadband service to the Lake. Bev Ducey, Project Manager, stated the Center received \$167,000 from the California Public Utility Commission (CPUC). She said the CPUC understood the unique nature of Lake Tahoe and were happy the TPC mapped the served and underserved areas in the Basin. She said the second part of the grant would be looking at the underserved areas within California and looking for Internet Service Providers (ISPs) to come in because there were infrastructure grants available through the CPUC.

Commissioner Jung requested the Center demonstrate what they had done with the Economic Development Authority of Western Nevada (EDAWN) and what they thought still needed to be done. She said she would like to see more money go to EDAWN because they had a proven track record. She was also concerned about using County money in other counties and other states. She requested more information from the primary economic development driver, Mike Kazmierski.

Ms. Surface stated she was trying to team up with TPC and their partners on the Nevada Stateline bikeway to co-locate a fiber optic line underneath the bikeway from Highway 50 to Incline Village. She said if they were successful, that would give them the high fiber broadband network. She said that would be a project that would be specific to Washoe County. She said, while the TPC would work to affect the entire Tahoe Basin, their portion of the Center would be looking specifically at projects that would directly impact Washoe County.

Chair Berkgigler said, because of the Federal Compact between the two states and five counties, there were a lot of donations made to the TRPA. She thought it would be a good idea for Commissioner Jung to talk with Mr. Kazmierski, since Commissioner Jung was responsible for tracking development through the various economic development commissions. She said the purpose of the presentation was to provide information so the Board could move forward, but there was not anything they could immediately vote on.

Commissioner Hartung wondered if the Reno-Sparks Convention and Visitors Authority (RSCVA) participated in any discussions with the TPC regarding efforts to attract tourism. Ms. Hill Drum said they had some discussions with Mr. Kazmierski to talk about how the TPC could partner with EDAWN, but the focus in Lake Tahoe was unique because it had three economic clusters, which were tourism, health and wellness, and environmental innovation. She said there was already a lot happening to promote tourism at the Lake through the Lake Tahoe Visitors Authority (LTVA), which had also partnered with the RSCVA on a lot of coordinated events. She said the north shore and south shore areas tended to prefer attracting their own unique events rather than attracting events that affected the whole Lake. She hoped the TPCs role would be to insert themselves as the basin-wide entity for economic development and to promote

uniting Lake Tahoe's communities at the north and south shores. Commissioner Hartung said he understood the TPC was not directly working with the RSCVA. Ms. Hill-Drum replied they had some conversations, but the RSCVA did not have a seat on the TPC Board.

There was no public comment or action on this item.

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Paul Lipparelli, Legal Counsel, said he could not recall if the Board had convened or taken action as the Board of Commissioners on Agenda Item 8 during the Fire Board meeting. He said the item was heard by the Fire Board, but since it was not noted as a joint item during the meeting, he recommended the Board remove Agenda Item 8 from the Commission agenda and allow the Fire Board's action to stand. Based on Mr. Lipparelli's advice, Chair Berkgigler requested the removal of Agenda Item 8 from the agenda.

PUBLIC HEARING

15-0242 AGENDA ITEM 23 – COMMUNITY SERVICES

Agenda Subject: "Public Hearing for the second reading and possible adoption of an ordinance approving a "Second Amended and Restated Development Agreement (Ladera Ranch, LLC)" replacing a Development Agreement originally approved in 2009 (Development Agreement Case Number DA09-004 Ordinance Number 1406) regarding the Ladera Ranch Subdivision (approved in 2005 as Tentative Map TM05-011). This restated agreement (Case No. DA15-001) extends the deadline for filing the next in a series of final subdivision maps to July 5, 2017. The project includes a total of six parcels. The subject parcels were contiguous to each other and located to the south of Golden Valley Road/West Seventh Avenue, approximately one mile west of the intersection of West Seventh Avenue and Sun Valley Boulevard and approximately one mile east of the intersection of Golden Valley Road and Spearhead Way. The parcels total approximately 376 acres and have mixed regulatory zones including High Density Rural (HDR, ±61.33 acres), Low Density Suburban (LDS, ±135.3 acres), Medium Density Suburban (MDS, ±94.15 acres) and Open Space (OS, ±85.3 acres). The parcels were located within the Sun Valley Area Plan, and were situated in portions of Sections 13 and 24, T20N, R19E, MDM, Washoe County, Nevada. (APNs 082-473-07, 082-473-08, 082-473-09, 082-473-11, 082-473-12, 502-250-05) (Commission District 5.)"

The Chair opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance.

On the call for public comment, Chris Coombs, Lansing Companies, stated he was representing the applicant and was available for questions.

Nancy Parent, County Clerk, read the title for Ordinance No. 1551, Bill No. 1732.

3:28 p.m. Commissioner Jung left the meeting.

On motion by Commissioner Hartung, seconded by Commissioner Lucey, which motion duly carried with Commissioner Jung absent, it was ordered that Ordinance No. 1551, Bill No. 1732, entitled, "AN ORDINANCE APPROVING A "SECOND AMENDED AND RESTATED DEVELOPMENT AGREEMENT (LADERA RANCH, LLC)" REPLACING A DEVELOPMENT AGREEMENT ORIGINALLY APPROVED IN 2009 (DEVELOPMENT AGREEMENT CASE NUMBER DA09-004 ORDINANCE NUMBER 1406) REGARDING THE LADERA RANCH SUBDIVISION (APPROVED IN 2005 AS TENTATIVE MAP TM05-011). THIS RESTATED AGREEMENT (CASE NO. DA15-001) EXTENDS THE DEADLINE FOR FILING THE NEXT IN A SERIES OF FINAL SUBDIVISION MAPS TO JULY 5, 2017. THE PROJECT INCLUDES A TOTAL OF SIX PARCELS. THE SUBJECT PARCELS WERE CONTIGUOUS TO EACH OTHER AND LOCATED TO THE SOUTH OF GOLDEN VALLEY ROAD/WEST SEVENTH AVENUE, APPROXIMATELY ONE MILE WEST OF THE INTERSECTION OF WEST SEVENTH AVENUE AND SUN VALLEY BOULEVARD AND APPROXIMATELY ONE MILE EAST OF THE INTERSECTION OF GOLDEN VALLEY ROAD AND SPEARHEAD WAY. THE PARCELS TOTAL APPROXIMATELY 376 ACRES AND HAVE MIXED REGULATORY ZONES INCLUDING HIGH DENSITY RURAL (HDR, ±61.33 ACRES), LOW DENSITY SUBURBAN (LDS, ±135.3 ACRES), MEDIUM DENSITY SUBURBAN (MDS, ±94.15 ACRES) AND OPEN SPACE (OS, ±85.3 ACRES). THE PARCELS WERE LOCATED WITHIN THE SUN VALLEY AREA PLAN, AND WERE SITUATED IN PORTIONS OF SECTIONS 13 AND 24, T20N, R19E, MDM, WASHOE COUNTY, NEVADA. (APNS 082-473-07, 082-473-08, 082-473-09, 082-473-11, 082-473-12, 502-250-05) (BILL NO. 1732)," be approved, adopted and published in accordance with NRS 244.100.

15-0243 **AGENDA ITEM 15 – COMMUNITY SERVICES**

Agenda Subject: "Recommendation to approve the Business Impact Statement related to the proposed Ordinance revising the Washoe County requirements for stormwater drainage and flood control service within Washoe County by modifying the service area as well as the amount and basis for calculating stormwater management fees. (Commission Districts 3 and 4.) To be heard before Agenda Item #16."

John Slaughter, County Manager, advised the Board of a correction and said the item should have stated it would impact Commission Districts 4 and 5 instead of Districts 3 and 4.

Dave Solaro, Community Services Department Director, provided some background regarding the North Spanish Springs Floodplain Detention Facility (NSSDF). He said after a severe flood in the Spanish Springs valley in 1986 the Spanish Springs Citizens Advisory Board (CAB) asked the County for a solution to the problem. He explained that request led to the creation of a flood control district and in 2008 a \$13.9 million water retention project was completed. He said \$11.1 million of the project funds were bonded, so there were two outstanding bonds to repay. He described the project and said it consisted of a 20-acre sediment detention basin, two miles of conveyance channels, and a 96-acre flood water retention basin that metered flows through Sparks to the Truckee River. He said in May of 2003 the County began charging \$5.24 per month per equivalent residential unit (ERU) to recoup the money for the project, but once the actual cost of the facility was determined, the County raised the rates to \$7.34 per ERU. He said there were some assumptions that new development connection fees would generate another \$280,000 per year; however, the fees only generated \$5,612 in five of the last eight years. He said in 2014 the Board gave staff the direction to research the process to raise rates and to determine what those rates should be. He stated the results of that research indicated rates should be raised to \$9.31 per month per ERU. He said business impact statements were sent out to commercial developers and after staff responded to questions by two developers, there were no further inquiries regarding the proposed revisions to the Ordinance for stormwater drainage and flood control service.

3:36 p.m. Commissioner Jung returned to the meeting.

Commissioner Hartung stated he knew there were some homes that had contributed to the flooding problems in Spanish Springs, but were not a part of the stormwater utility. Mr. Solaro replied that was correct and stated the parameters regarding who was paying into the utility had been redefined. He explained work had been done to identify the hydrographic basin of Spanish Springs and those who were benefiting and/or contributing to the utility. He said 710 residential parcels had been identified for inclusion and consequently boundary lines had been recreated pursuant to industry standards.

Commissioner Hartung said he hoped the fees were going to be a little more equitable. Mr. Solaro replied that steps were taken to ensure best practices would be followed. He said fees were currently calculated by the acre, but the proposed changes would incorporate fees calculated by impervious service instead because that was the fair, equitable, and defensible way to do it.

Commissioner Hartung mentioned issues with regard to runoff created by disturbing the soil. Mr. Solaro said “disturbance” and “impervious service” had been redefined in the proposed revision.

Commissioner Hartung said the City of Sparks made it very clear that the flow of water was greater because of the contribution from the Spanish Springs area. Mr. Solaro stated Sparks actually funded 16.9 percent of the project, so the people who

contributed to the basin from the City essentially paid into the project through an Interlocal Agreement. Commissioner Hartung said ultimately he would like to see the stormwater utility united with other flood control efforts into one project.

Jay Aldean, Director of the Truckee River Flood Management Authority, said staff was willing to incorporate the Board's desire for a regional facility. He talked about the Clark County Regional Flood Control District and explained it was a pass-through agency which funded about \$90 million a year to various agencies. He said the same could be done in Washoe County, but it would require the passage of an Interlocal Agreement between the County and the Cities. He thought it might be good to have an exploratory meeting with staff to discuss how they could assist in that process, but he would need direction from his Board to do so.

There was no public comment on this item.

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

15-0244 AGENDA ITEM 16 – COMMUNITY SERVICES

Agenda Subject: "Introduction and first reading of an Ordinance revising the Washoe County requirements for stormwater drainage and flood control service within Washoe County by modifying the service area as well as the amount and basis for calculating stormwater management fees and other matters properly relating thereto. This ordinance repeals Ordinance No. 1537. Public Hearing on the matter to be set for April 14, 2015 at 6:00 p.m. (Commission Districts 3 & 4.) To be heard after Agenda Item #15."

Nancy Parent, County Clerk, read the title for Bill No. 1733.

On the call for public comment, Mary Savoy, Spanish Springs resident, said she paid an annual fee of \$50 to her Home Owners Association (HOA) for drainage protection and maintenance. She complained the increased fee for the North Spanish Springs Floodplain Detention Facility (NSSFDF) amounted to a 27 percent increase. She said she had been working to landscape her home to reduce dust and to ensure stormwater that fell on her property would remain on her property. She thought once the NSSFDF bonds had been paid back it would be fair to provide credits to homeowners who invested in their own mitigation measures and paid HOA dues for drainage protection. She requested the language in the proposed Ordinance be reflective of that suggestion.

Commissioner Hartung said he thought the \$50 fee was specific to the HOA and had nothing to do with the County. Mr. Solaro agreed and said the HOA fees were for the maintenance of on-site storage facilities which were required during development. He explained the on-site facilities were meant to handle the runoff from smaller storms and the NSSFDF was designed for much larger events. Commissioner

Hartung asked if Mr. Solaro could meet with Ms. Savoy to discuss her ideas and Mr. Solaro agreed to do that, but said he thought her concerns had been addressed in the proposed Ordinance changes.

Bill No. 1733, entitled “AN ORDINANCE REVISING THE WASHOE COUNTY REQUIREMENTS FOR STORMWATER DRAINAGE AND FLOOD CONTROL SERVICE WITHIN WASHOE COUNTY BY MODIFYING THE SERVICE AREA AS WELL AS THE AMOUNT AND BASIS FOR CALCULATING STORMWATER MANAGEMENT FEES; AND OTHER MATTERS PROPERLY RELATING THERETO. THIS ORDINANCE REPEALS ORDINANCE NO. 1537,” was introduced by Commissioner Hartung and legal notice for final action of adoption was directed.

15-0245 AGENDA ITEM 17 – COMMUNITY SERVICES

Agenda Subject: “Introduction and first reading of an ordinance amending the Washoe County Code at Chapter 110 (Development Code) at Article 820, Amendment of Master Plan, to clarify Planning Commission procedures for adopting, denying or not taking action on a proposed master plan amendment; to change findings of fact required when the Planning Commission denies a master plan amendment; to establish the procedures, change voting requirements, and clarify possible actions when a decision of the Planning Commission was appealed to the Board of County Commissioners; to clarify procedures and standards for the Board of County Commissioners when adopting, modifying or denying master plan amendments; to provide for conditional resolutions approving master plan amendments pending conformance review by a regional planning commission; and, to change names and titles to reflect the reorganization of the Community Development Department. Recommendations include other matters properly relating thereto. And, if supported, set the public hearing for second reading and possible adoption of the Ordinance for April 14, 2015, at 6:00 p.m. (All Commission Districts.)

Nancy Parent, County Clerk, read the title for Bill No. 1734.

On the call for public comment, Katherine Snedigar expressed concerns about changes made to the Development Code. She said the Community Development Department dictated what homeowners could and could not do without offering any explanations. She thought the Board was not being accountable to their constituents.

Bill No. 1734, entitled “AN ORDINANCE AMENDING WASHOE COUNTY CODE CHAPTER 110 (DEVELOPMENT CODE) AT ARTICLE 820, AMENDMENT OF MASTER PLAN, TO CLARIFY PLANNING COMMISSION PROCEDURES FOR ADOPTING, DENYING OR NOT TAKING ACTION ON A PROPOSED MASTER PLAN AMENDMENT; TO CHANGE FINDINGS OF FACT REQUIRED WHEN THE PLANNING COMMISSION DENIES A MASTER PLAN AMENDMENT; TO ESTABLISH THE PROCEDURES,

CHANGE VOTING REQUIREMENTS, AND CLARIFY POSSIBLE ACTIONS WHEN A DECISION OF THE PLANNING COMMISSION WAS APPEALED TO THE BOARD OF COUNTY COMMISSIONERS; TO CLARIFY PROCEDURES AND STANDARDS FOR THE BOARD OF COUNTY COMMISSIONERS WHEN ADOPTING, MODIFYING OR DENYING MASTER PLAN AMENDMENTS; TO PROVIDE FOR CONDITIONAL RESOLUTIONS APPROVING MASTER PLAN AMENDMENTS PENDING CONFORMANCE REVIEW BY A REGIONAL PLANNING COMMISSION; AND, TO CHANGE NAMES AND TITLES TO REFLECT THE REORGANIZATION OF THE COMMUNITY DEVELOPMENT DEPARTMENT. RECOMMENDATIONS INCLUDE OTHER MATTERS PROPERLY RELATING THERETO,” was introduced by Commissioner Jung, and legal notice for final action of adoption was directed.

15-0246 AGENDA ITEM 18 – COMMUNITY SERVICES

Agenda Subject: “Introduction and first reading of an ordinance amending the Washoe County Code at Chapter 110 (Development Code) at Article 821, Amendment of Regulatory Zone, to add a new Section 110.821.02, Definitions; to amend Section 110.821.05, Requirements for Application, to correct references to the Director and Division and to add a provision for pre-application meetings; Section 110.821.10, Supplemental Guidelines, Standards and Criteria, to correct references to the Director; Section 110.821.15, Review Procedures, to clarify notice for the public hearing and procedures for concurrent application processing, to provide for adoption, denial and no action on the amendment by the Commission, and to remove findings for a denial; Section 110.821.20, Notice, to reference NRS for noticing and to add provisions for notice to GIDs and military installations; Section 110.821.25, Appeal of Denial, and Section 110.821.30, Action by Board of County Commissioners on Appeal, to amend procedures for Board action on amendments to be consistent with other Development Code provisions; Section 110.821.35, Written Record, to provide provisions for Board findings when the Commission makes no findings; Section 110.821.45, Modification of Regulatory Zone Amendment, and Section 110.821.50, Moratorium, for minor grammar changes; and, Section 110.821.60, Minor Amendment of a Regulatory Zone map, to modify procedures for Board Action on minor amendments to be consistent with other Development Code provisions and to define the content of the Board’s adopting resolution. Recommendations include other matters properly relating thereto. And, if supported, set the public hearing for second reading and possible adoption of the Ordinance for April 14, 2015, at 6:00 p.m. (All Commission Districts.)”

Nancy Parent, County Clerk, read the title for Bill No. 1735.

Commissioner Hartung asked for an explanation regarding the purpose of the amendment.

Bob Webb, Planning Manager, explained the purpose of the changes for Agenda Item 17 and 18 were related. He said they both were meant to remove specific

language in the Code related to the findings for denial for Master Plan Amendments, to align the Code with State law, and to make the process for adoption or denial clearer and easier to understand.

On call for public comment, Cathy Brandhorst spoke about matters of concern to herself.

Bill No. 1735, entitled "AN ORDINANCE AMENDING THE WASHOE COUNTY CODE AT CHAPTER 110 (DEVELOPMENT CODE) AT ARTICLE 821, AMENDMENT OF REGULATORY ZONE, TO ADD A NEW SECTION 110.821.02, DEFINITIONS; TO AMEND SECTION 110.821.05, REQUIREMENTS FOR APPLICATION, TO CORRECT REFERENCES TO THE DIRECTOR AND DIVISION AND TO ADD A PROVISION FOR PRE-APPLICATION MEETINGS; SECTION 110.821.10, SUPPLEMENTAL GUIDELINES, STANDARDS AND CRITERIA, TO CORRECT REFERENCES TO THE DIRECTOR; SECTION 110.821.15, REVIEW PROCEDURES, TO CLARIFY NOTICE FOR THE PUBLIC HEARING AND PROCEDURES FOR CONCURRENT APPLICATION PROCESSING, TO PROVIDE FOR ADOPTION, DENIAL AND NO ACTION ON THE AMENDMENT BY THE COMMISSION, AND TO REMOVE FINDINGS FOR A DENIAL; SECTION 110.821.20, NOTICE, TO REFERENCE NRS FOR NOTICING AND TO ADD PROVISIONS FOR NOTICE TO GIDs AND MILITARY INSTALLATIONS; SECTION 110.821.25, APPEAL OF DENIAL, AND SECTION 110.821.30, ACTION BY BOARD OF COUNTY COMMISSIONERS ON APPEAL, TO AMEND PROCEDURES FOR BOARD ACTION ON AMENDMENTS TO BE CONSISTENT WITH OTHER DEVELOPMENT CODE PROVISIONS; SECTION 110.821.35, WRITTEN RECORD, TO PROVIDE PROVISIONS FOR BOARD FINDINGS WHEN THE COMMISSION MAKES NO FINDINGS; SECTION 110.821.45, MODIFICATION OF REGULATORY ZONE AMENDMENT, AND SECTION 110.821.50, MORATORIUM, FOR MINOR GRAMMAR CHANGES; AND, SECTION 110.821.60, MINOR AMENDMENT OF A REGULATORY ZONE MAP, TO MODIFY PROCEDURES FOR BOARD ACTION ON MINOR AMENDMENTS TO BE CONSISTENT WITH OTHER DEVELOPMENT CODE PROVISIONS AND TO DEFINE THE CONTENT OF THE BOARD'S ADOPTING RESOLUTION. RECOMMENDATIONS INCLUDE OTHER MATTERS PROPERLY RELATING THERETO," was introduced by Commissioner Jung, and legal notice for final action of adoption was directed.

15-0247 AGENDA ITEM 19 - MANAGER

Agenda Subject: "Update and status report on FY 2015-2016 budget. (All Commission Districts.)"

Al Rogers, Management Services Director, provided a budget update to the Board. He introduced the budget team, which included Lori Cooke, Senior Fiscal Analyst, Dan North, Senior Fiscal Analyst, and Mark Mathers, Principal Fiscal Analyst.

He said the purpose of the update was to give the Board a preliminary indication of sources and uses (revenues and expenditures) for Fiscal Year 2015-16. He stated some modifications had been made to improve the process and make it more transparent. He said budget meetings had been held with all of the Departments and the feedback had been tremendous, but the County was mandated to provide a tentative budget to the State by April 15th and there was a lot of work to be done to meet that deadline. He said there would be a budget meeting on April 27th and he hoped the final budget would be adopted on May 18th so it could be submitted to the State by June 2nd. He said, based on the numbers, he continued to be cautiously optimistic about the County's budget.

Commissioner Jung said people asked her about the status of the County's budget a lot. She stated the County budget appeared to be relatively flat and it was important to continue to manage it in a moderate way. Chair Berkbigler agreed with Commissioner Jung's statement.

John Slaughter, County Manager, stated Val Gilmore recently rejoined the County and he was very happy to have her as part of the budget team.

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

15-0248 AGENDA ITEM 20 - MANAGER

Agenda Subject: "Discussion and possible direction to staff regarding independent contract agreements and establishment of a "cooling off" period. (All Commission Districts.)"

Joey Orduna Hastings, Assistant County Manager, provided an overview regarding the establishment of a "cooling off" period for staff who left County service. She said several meetings had been held with subject matter experts and research had been conducted to look at how things were done in other municipalities across the Country. She stated work had been done with the District Attorney's Office to update independent contract agreements and professional service agreements and a draft procedure would be brought to the Board for approval at a later date.

Commissioner Jung said she thought Ms. Orduna Hastings was on the right path. She asked for a justification for the one-year time frame, which was suggested in the staff report. Ms. Orduna Hastings replied discussions contemplated cooling off periods for anywhere between 90 days to one year and she would come back to the Board with some options for consideration. She said she would also bring forward information regarding how delays might impact County operations.

Commissioner Jung confirmed with Ms. Orduna Hastings that budgetary items totaling \$100,000 or more had to be approved by the Board. She said, in relation to contracts coming to the Board for approval, she wanted "critical work shortage" to be defined and asked staff to provide information about what was being discussed in the State Legislature on the topic. She asked Mr. Lipparelli, Legal Counsel, if the Board was

required to take action on this Agenda Item. Mr. Lipparelli said the Board could provide direction if it wished to, but it was not required to do so if they were satisfied staff was on the right track. Chair Berkgigler stated that she asked Ms. Orduna Hastings to include the Commissioners in the cooling off period policy, because Commissioners who were termed out were essentially 12-year County employees.

Commissioner Hartung said he was glad the issue would be discussed by the Board. He pondered a situation in which the County might need the expertise of a retired employee who had some historical knowledge of a project and said he would hate the County to be in a position of not being able to utilize that knowledge. Chair Berkgigler stated she thought that would be the purpose of defining "critical need".

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

15-0249 AGENDA ITEM 21 – MANAGEMENT SERVICES

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

John Slaughter, County Manager, provided a handout, which was placed on file with the Clerk. He said he wanted to follow up on several bills including Senate Bill (SB185), which he thought the Board might want to support. He talked about SB411, which would create a 15-member panel for the purpose of reviewing various funding methods, including the addition of taxes to fund capital projects for schools. He said Assembly Bill 94 (AB94) regarding the sample ballot by electronic mail issue had passed out of its committee and would be going forward to the Assembly. He recommended the Board take a position of support regarding AB333, which would consolidate the Truckee Meadows Fire Protection District (TMFPD) and the Sierra Fire Protection District (SFPD). He noted AB147 proposed to adjust a boundary line between Storey and Washoe County and said it would require both Counties to approve a Resolution to move forward. He stated SB480 was known as the Reno-Sparks Convention and Visitors Authority (RSCVA) bill and said it would reduce the number of members on the RSCVA Board. He said SB314 dealt with the governance of the Southern Nevada Health District and he thought it might present opportunities for Washoe County to discuss governance models for its Health District.

Commissioner Hartung stated his concerns about SB480 because he thought it might reduce the number of elected officials on the RSCVA Board, which could create an accountability issue with respect to the use of taxpayer money. Commissioner Lucey said he looked at the bill and did not see anything which would indicate the removal of County seats. He said it was simply meant to reduce the number of RSCVA Board members from 13 to 12 by removing the seat held by the Motel Association. He said it was a large Board and the reduction in size could be beneficial.

Chair Berkbigler added there were always concerns about accountability when taxpayer dollars were involved. She said the comparable committee in Las Vegas only allowed elected officials to act as Chair or Vice-Chair and she thought that might be something to consider. She asked Mr. Slaughter if the Board needed to take a position on the bill.

Mr. Slaughter explained this would be the last time the Board would meet before the April 10th deadline, which was the day that all bills had to be out of their first House. He said if the Board was contemplating a position on a bill and wanted it to be reported to a hearing before the April 10th deadline, this was its last chance to do so. Chair Berkbigler wondered if the Board would be supportive of taking a provisional position of support based on amendments that would address the Board's concerns. Commissioner Hartung stated the Chair and Vice-Chair could not overrule the rest of the Board, so he did not see how that would change anything. Chair Berkbigler replied the Chair could ensure the Board adhered to the Open Meeting Law and always considered the fact that they were dealing with taxpayer dollars. Commissioner Hartung said he would not be supportive of Chair Berkbigler's suggestion, and continued to be concerned about the removal of elected officials from the RSCVA Board. He compared the RSCVA Board to the District Board of Health and remarked about the lack of accountability.

Commissioner Jung stated RSCVA money was funded by room tax fees, which were primarily paid by visitors to the County, so she did not think the RSCVA Board could be compared to the District Board of Health. She said the RSCVA Board had been largely ineffective because of its size, so she supported the amendment to reduce the number of its members. She said she did not know if requiring the Chair and Vice-Chair to be elected officials would fix anything, but she appreciated Chair Berkbigler's concerns about the Open Meeting Law. Commissioner Lucey stated as a member of the RSCVA Board, he knew the size of the Board made it difficult to get things accomplished so he supported the bill.

Commissioner Jung moved to support Senate Bill 480 and attempt to include an amendment that only elected officials could act as Chair and Vice-Chair of the RSCVA Board with the intent to provide for transparency and public notice. Commissioner Lucey seconded the motion. The motion passed on a 4 to 1 vote, with Commissioner Hartung voting "no".

Chair Berkbigler said the next bill to consider was SB314; Clark County's health restructuring bill. Mr. Slaughter said southern Nevada's Health Board had a much different makeup, but he thought the bill presented an opportunity for discussion about the makeup of Washoe County's Health Board. Commissioner Jung stated she would support finding a way to change the way the Board of Health was governed.

Commissioner Jung moved to explore the possibility of including Washoe County in the government section of SB314 to reflect the current funding model of the Health District. The motion was seconded by Commissioner Lucey. Mr. Slaughter provided a copy of SB314, which was placed on file with the Clerk. He said if the Board

came to the conclusion they wanted to make changes it would require a new section to be added to the bill.

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

John Slaughter stated AB417 concerned the revision of a boundary line between Storey County and Washoe County. He said it was the second of two boundary line revisions which were considered in the last legislative session. He stated passage of the bill would extend the deadline for approval of the boundary revision to June 30, 2017 and approval would require both Counties to pass Resolutions.

Commissioner Lucey moved to take a neutral position on AB417. Commissioner Hartung seconded the motion. The motion passed on a 5 to 0 vote.

John Slaughter stated a similar bill to AB333, regarding the consolidation of the Fire Districts, was supported by the Board in the last legislative session and it failed.

Commissioner Hartung moved to support AB333. Commissioner Herman seconded the motion. The motion passed on a 5 to 0 vote.

John Slaughter stated the Board previously took a position to support AB94. He said the bill had moved out of committee and he understood there was no opposition to it. Chair Berkbigler said all the Board members received a letter regarding SB411 from Senator Smith asking for their support. She said she had some concerns about the bill and asked the other Commissioners for their input. Commissioner Jung said she wanted to know why the Board would consider anything other than support for the bill because they were aware of the School District's capital funding needs. Commissioner Hartung stated his support of the bill and said it gave the County the ability to put the issue on the ballot. Chair Berkbigler said she understood the argument and after further consideration would support it.

Commissioner Hartung moved to support SB411. Commissioner Jung seconded the motion. Commissioner Hartung further stated the Board's support of the bill was conditional and could change if the bill was substantially altered.

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

Chair Berkbigler said Senator Kieckhefer requested the Board's support of SB185.

Commissioner Lucey moved to support SB185. The motion was seconded by Commissioner Herman. The motion passed on a 5 to 0 vote.

Commissioner Jung said she wanted to know more about Jeff Church's earlier comments regarding a bill that would make the County fiscally responsible for

City or Redevelopment Agency debt. Mr. Slaughter said staff would provide a report about it, but to his knowledge the proposal did not survive the legislative process. Commissioner Jung said the Board should be aware the City could decide to stop providing police services, which would require the Sheriff to take over. Chair Berkbigler remarked that was a good point.

Chair Berkbigler said she wanted to discuss the medical marijuana bill. Mr. Slaughter said the sponsor of the bill had some personal issues to deal with so it was difficult to have conversations with him, but the Board had given direction related to the bill during the previous meeting. Chair Berkbigler said she heard the bill had been granted an extension. Commissioner Hartung asked if the five-mile rule had been addressed. Mr. Slaughter recalled the Board's direction was to take that issue to the bill's sponsor, but he knew the bill, as written, did not provide the relief the Board was seeking. He was not sure where the bill was in the process and said he would ask staff to provide an update.

15-0250 AGENDA ITEM 22

Agenda Subject: "Discussion and possible direction to the County Manager to utilize two or more hours of staff time to report to the Commission a summary of athletic field use at regional parks including financial structure, rental process and fees, capacity verses demand, discussion of possibilities for expansion. Requested by Commissioner Lucey."

Commissioner Hartung said the Truckee Meadows Flood Authority owned a large piece of property between Rock Boulevard and McCarran Boulevard that was the perfect place to put ball fields. He said the Golden Eagle Regional Park in Sparks helped generate 32,000 hotel room nights with an estimated economic impact of nearly \$21 million, which was a 7.9 percent increase from the previous year. He knew there were a lot of people who traveled out of town for league play and he thought there was potential for the County to find a way to host those kinds of events. Chair Berkbigler stated her support of the idea.

On the call for public comment, Cathy Brandhorst spoke about matters of concern to herself.

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

15-0251 AGENDA ITEM 26 – PUBLIC COMMENT

Agenda Subject: "Public Comment. Comment heard under this item will be limited to three 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 three minutes per person. Comments were to be made to the Commission as a whole."

5:04 p.m. Commissioner Lucey left the meeting.

Katherine Snedigar shared some photos from her cell phone and talked about wildlife in the area of Whiskey Springs Road and Amy Road. She said she was concerned about chemical trails and their poisonous effect on people as well as animals. She wanted to know what the County was going to do about it.

Cathy Brandhorst spoke about banking.

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5:09 p.m. There being no further business to discuss, on motion by Commissioner Hartung, seconded by Commissioner Jung, which motion duly carried with Commissioner Lucey absent, the meeting was adjourned.

MARSHA BERKBIGLER, Chair
Washoe County Commission

ATTEST:

NANCY PARENT, County Clerk and
Clerk of the Board of County Commissioners

*Minutes Prepared by:
Cathy Smith, Deputy County Clerk*