

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

TUESDAY

10:00 A.M.

NOVEMBER 15, 2016

PRESENT:

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

Nancy Parent, County Clerk
John Slaughter, County Manager
David Watts-Vial, Legal Counsel

ABSENT:

Jeanne Herman, Commissioner

The Washoe County Board of Commissioners convened at 10:19 a.m. in regular session in the Health District Board Room, Building B – 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:

16-0950 AGENDA ITEM 3 Public Comment.

Elise Weatherly said she tried for months to convince the Board to allow Pastor Marvin Neal back into the Jan Evans Juvenile Justice Center. She spoke about the law of love and being a gospel of peace.

16-0951 AGENDA ITEM 4 Announcements/Reports.

John Slaughter, County Manager, stated there was interest in the community about what the next steps were regarding Washoe County Question 1 (WC-1), the Washoe County School District (WCSD) sales tax ballot question. He explained a request to draft an ordinance would appear on the Board's November 29th meeting agenda, and then a first and second reading would occur. He noted the County had been in communication with the WCSD and the Nevada Department of Taxation to ensure the process was underway.

Commissioner Lucey requested a presentation from staff regarding the Reverse 911 notification system and how the process could be improved. He also requested a presentation from the Assessor's Office regarding the assessment of properties affected by the Little Valley Fire.

Commissioner Berkgigler asked staff to provide a status update on the relocation of the medical marijuana establishment (MME) in Spanish Springs. She said

the County had a responsibility to follow up with the owners of the MME and she requested the issue be placed on an agenda as soon as possible.

Chair Jung concurred with Commissioner Berkbigler regarding the MME. She stated she would like the process expedited and completed before the end of the year.

16-0952 **AGENDA ITEM 5** Declaration of Canvass of Vote and Order for 2016 General Election. Registrar of Voters. (All Commission Districts.)

Luanne Cutler, Registrar of Voters, noted the 2016 election year was the most challenging of her 27-year career. She conducted a PowerPoint presentation. The headings of the slides were as follows: 1) Fast Facts. 2) Election Fast Facts. 3) So... Why the Delay? 4) Post-Election Activity. 5) Certification Board. 6) VVPAT Audit. 7) Certification Board Members. 8) What's in the Immediate Future? 9) Election Day Documents. 10) Staff Introductions. 11) Special Thanks. 12) Thank You.

Greg Neuweiler, Chair of the Certification Board, congratulated Commissioners Hartung and Berkbigler on their reelections. He spoke about the Pyramid Lake Paiute Tribe, the lawsuit they filed, and the training they received. He noted the Tribe was happy with the training and with the overall voting process. He mentioned Ms. Cutler created a binder with helpful information for the Certification Board. He remarked he was proud to be part of the Certification Board.

Bob Legoy, Certification Board Member, said he had been on the Board 18 years. He stated he went to two polling places on Election Day. He added the election observers thought the poll workers were very well trained. He commended Heather Carmen, Poll Worker Recruiter and Trainer, for having done a great job.

Jean Stoess, Certification Board Member, said the locations she visited ran smoothly and everyone was happy. She remarked Ms. Carmen did a very good job teaching the poll workers.

Ms. Cutler added her office received nothing but compliments from the election observers.

Commissioner Lucey recognized Ms. Cutler and her staff for their work. He said they did a phenomenal job. He spoke about a polling station in Clark County that stayed open later than other polling stations. He inquired about Washoe County's protocol regarding the closing of polling stations when people were still in line.

Ms. Cutler confirmed there was an issue in Clark County. In Washoe County, she said a poll worker would go to the end of the line to inform the people who came up after closing time that the polling station was closed. Anyone in line before the closing time was allowed to vote. She noted there were requests to extend voting hours at a couple locations; however, after consulting with the District Attorney's Office, it was decided not to extend the voting hours since they had already been published.

Commissioner Berkbigler expressed her concerns about the County's aging voting machines. She said the County needed to start looking towards the future by upgrading the voting system.

Ms. Cutler said she had a Capital Improvement Project request prepared.

Commissioner Hartung congratulated Ms. Cutler and her staff for their work. He said they did an amazing job. He mentioned there was a poll worker, Bob Fuller, at the Scolari's Food and Drug Company on Pyramid Way who made and handed out certificates to first-time voters. He recognized Mr. Fuller for his innovative contribution.

Ms. Cutler commented it was a great idea and she noted there were other poll workers who had the same suggestion, which showed their level of dedication. She stated she appreciated their suggestions and the idea was something her department intended to implement.

Chair Jung commended all of the staff who played a role in making the voting process work. She stated she had serious concerns about the poll workers and the overall process due to the tone of the Presidential election; however, she was pleased that the process ran smoothly. She told the Certification Board Members that without them democracy would not happen since there would be no checks and balances, or a way to trust that the vote count was unbiased. She thanked the Certification Board Members.

David Watts-Vial, Legal Counsel, spoke about the canvas of the vote process. He asked Ms. Cutler whether she, as the Registrar of Voters, reviewed the results.

Ms. Culter replied yes.

Mr. Watts-Vial also asked whether any errors were noted, whether there were any clerical errors, and whether there was a need for changes to the vote.

Ms. Cutler replied no to the questions.

Mr. Watts-Vial noted the Board could now canvas the votes.

There was no public comment on this item.

On motion by Commissioner Lucey, seconded by Chair Jung, which motion duly carried with Commissioner Herman absent, it was ordered that the Declaration of Canvass of Vote and Order for the 2016 General Election be approved.

16-0953 **AGENDA ITEM 6** Introduction of new Washoe County Employees.
Human Resources.

John Slaughter, County Manager, asked the following employees to introduce themselves to the Board:

Keri Pruitt	Social Services
Megan Sizelove	Community Services Department
Tracy Fox	Animal Services
Tyna Sloan	Library
Joyce Lehigh	District Attorney's Office
Tony Lopez	Assessor's Office

Commissioner Berkbigler recognized that Sheriff Chuck Allen was in the audience.

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

16-0954 **AGENDA ITEM 7** Presentation of Excellence in Public Service Certificates honoring the following Washoe County employees who have completed essential employee development courses. Human Resources.

John Slaughter, County Manager, recognized the following employees for successful completion of the Excellence in Public Service Certificate Programs administered by the Human Resources Department:

Essentials of Personal Effectiveness

Terry Babione, Washoe County Sheriff's Office
Denise Evans, Community Services Department – Parks

Essentials of SAP for HR Reps

Nikki Berry, District Court
Laurie Griffey, Health Department
Anne Stoll-Thompson, Comptroller

Essentials of High Performing Teams

Tracy Burns, Assessor
Asta Dominguez, Comptroller
Suzanne Dugger, Health Department
Denise Evans, Community Services Department – Parks

Mr. Slaughter mentioned Ada Coleman, whose name was listed on the agenda, would receive her certificate in January 2017.

Chair Jung congratulated the employees for their commitment to improving themselves. She thanked the department heads for providing the time for their

employees to participate in the certificate programs. She expressed her concern that men were not taking advantage of the certificate programs.

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

PROCLAMATIONS

16-0955 **8A** Proclamation – November 13-19, 2016 is Nevada Flood Awareness Week.

Commissioner Hartung read and presented the Proclamation to Dave Solaro, Community Services Department (CSD) Director; Dwayne Smith, Engineering and Capital Projects Division Director; Kimble Corbridge, Assistant Public Works Director; and Eric Crump, Operations Division Director.

Mr. Solaro wanted the County's citizens to be prepared for flood season. He mentioned Flash Flood Awareness, which was brought before the Board in June 2016, was a companion piece to this. He said the County was prone to both issues. He thanked the Board for the proclamation.

Commissioner Lucey mentioned Commissioner Hartung served on the Regional Flood Board as Vice Chair. He said it was fitting that Commissioner Hartung brought forward the proclamation.

Commissioner Berkbigler noted staff worked really hard on flood issues and they were always there for flood victims. She added it was very traumatic for people who were caught in floods.

Chair Jung thought the Truckee River Flood Project should be under the direction of the CSD.

Commissioner Berkbigler agreed with Chair Jung's comment.

There was no public comment.

On motion by Commissioner Lucey, seconded by Commissioner Hartung, which motion duly carried with Commissioner Herman absent, it was ordered that Agenda Item 8A be adopted.

DONATIONS

16-0956 **9A** Accept Monetary Donations to Washoe County Regional Animal Services totaling \$7,280.00 for the period of July 1, 2016 to September 30, 2016 to be used for the humane care and treatment of sick and/or injured, stray, abandoned, or at risk animals received; express appreciation for these thoughtful contributions; and direct the Comptroller's Office to

make the appropriate budget amendments. Animal Services. (All Commission Districts.)

16-0957 **9B1** Accept a donation [\$300.00] from the Hot August Nights Inc., to the Washoe County Sheriff's Office for the Citizen Corps Program (CCP), including funds to be used for food purchases, and, if approved, authorize Comptroller's Office to make appropriate budget amendments. (All Commission Districts.)

16-0958 **9B2** Accept a donation [\$500.00] from the Great Reno Balloon Race to the Washoe County Sheriff's Office for the Citizen Corps Program (CCP), including funds to be used for food purchases, and, if approved, authorize Comptroller's Office to make appropriate budget amendments. (All Commission Districts.)

16-0959 **9B3** Accept donation of a UH-1H Huey Helicopter [estimated value of \$922,704.00, no charge to the County], to the Washoe County Sheriff's Office to be utilized to support RAVEN, WCSO Search and Rescue, and Wildland Fire Suppression Operations performed by WCSO. (All Commission Districts.)

There was no public comment on the donations listed above.

On motion by Commissioner Berkbigler, seconded by Commissioner Lucey, which motion duly carried with Commissioner Herman absent, it was ordered that Agenda Items 9A to 9B3 be accepted.

CONSENT AGENDA ITEMS 10A THROUGH 10D2

16-0960 **10A** Approval of minutes for the Board of County Commissioner's regular meetings of October 11, 2016 and October 18, 2016.

16-0961 **10B** Recommendation to reappoint Mr. James Covert as an alternate to serve on the Washoe County Board of Equalization with term to expire June 30, 2017. Manager. (All Commission Districts.)

16-0962 **10C1** Approve the First Amendment to License Agreement between American Tower LLC and Washoe County to correctively amend the site information commonly known as East Red Peak Tower 3 (site number 8743) and to modify the equipment at the Tower Site [\$4800 annual increase] in support of the County's 800 MHz Regional Radio System. (All Commission Districts.)

16-0963 **10C2** Approve Amendment No. 1 to the Agreement for Professional Services between Washoe County and Lumos and Associates to provide

design, engineering and bidding assistance for the North Valleys Regional Park Phase V expansion project [\$65,787]. (Commission District 5.)

16-0964 **10D1** Recommendation to approve a request to establish a bank checking account for the Health Benefits Self-Funded High Deductible Health Plan for the purpose of paying health provider claims. No fiscal impact. (All Commission Districts.)

16-0965 **10D2** Approve and execute Resolution directing County Treasurer to give notice of the sale of properties subject to the lien of a delinquent special assessment in the following districts: WCAD 23 – Arrowcreek Water, WCAD 32 – Spanish Springs Valley Ranch Rd Improvements, and WCAD 37 – Spanish Springs Sewer Phase 1A (additional description of affected parcels contained in exhibit A of attached Resolution). [No Fiscal Impact]. (Commission Districts 2 and 4.)

There was no public comment on the Consent Agenda Items listed above.

On motion by Commissioner Lucey, seconded by Commissioner Berkbigler, which motion duly carried with Commissioner Herman absent, it was ordered that Consent Agenda Items 10A through 10D2 be approved. Any and all Resolutions or Interlocal Agreements pertinent to Consent Agenda Items 10A through 10D2 are attached hereto and made a part of the minutes thereof.

BLOCK VOTE – AGENDA ITEMS 11, 12 AND 13

16-0966 **AGENDA ITEM 11** Recommendation to approve an Agreement for Professional Consulting Services between Washoe County and Carollo Engineers, Inc. to provide engineering design and construction management services for the South Truckee Meadows Water Reclamation Facility Chemical Storage Building Rehabilitation [\$298,329.00]. Community Services. (Commission District 2.)

On motion by Commissioner Lucey, seconded by Commissioner Berkbigler, which motion duly carried with Commissioner Herman absent, it was ordered that Agenda Item 11 be approved.

16-0967 **AGENDA ITEM 12** Recommendation to approve a CC-213 Recertification form for the Community Rating System Annual Recertification Submittal to the National Flood Insurance Program for a continued reduction in required flood insurance policy premiums for unincorporated Washoe County residents located within designated special flood hazard areas. Community Services. (All Commission Districts.)

On motion by Commissioner Lucey, seconded by Commissioner Berkgigler, which motion duly carried with Commissioner Herman absent, it was ordered that Agenda Item 12 be approved.

16-0968 **AGENDA ITEM 13** Recommendation to approve an Agreement for Professional Consulting Services between Washoe County and Parkson Corporation to provide engineering design and construction management services for the South Truckee Meadows Water Reclamation Facility EcoWash Filter Upgrades [\$493,560.00]. Community Services. (Commission District 2.)

On motion by Commissioner Lucey, seconded by Commissioner Berkgigler, which motion duly carried with Commissioner Herman absent, it was ordered that Agenda Item 13 be approved.

16-0969 **AGENDA ITEM 14** Possible action to introduce and conduct a first reading of an ordinance amending Washoe County Code Chapter 100 (Washoe County Building Code) by adding a provision exempting certain structures (“Hoop Houses or High Tunnels”) from the Building Code; and other matters necessarily connected therewith and pertaining thereto. And, if supported, set the public hearing for second reading and possible adoption of the Ordinance for December 13, 2016. Community Services. (All Commission Districts.)

Nancy Parent, County Clerk, read the title for Bill No. 1772.

On the call for public comment, there was no response.

Bill No. 1772 was introduced by Commissioner Hartung, and legal notice for final action of adoption was directed.

PUBLIC HEARING

16-0970 **AGENDA ITEM 15** Hearing and possible action to conduct a second reading and adopt an ordinance amending Washoe County Code Chapter 110 (Development Code) within Article 306, Accessory Uses and Structures, at Section 110.306.10, Detached Accessory Structures to add regulations governing the establishment of agricultural hoop houses and high tunnels, including requiring them to meet detached accessory structure placement standards and height limitations for the applicable regulatory zone, but exempting them from general lot coverage limitations; within Article 902, Definitions, at Section 110.902.15, General Definitions to add a definition for “Hoop House/High Tunnel”; and other matters necessarily connected therewith and pertaining thereto. (Bill No. 1771). Community Services. (All Commission Districts)

The Chair 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, County Clerk, read the title for Ordinance No. 1587, Bill No. 1771.

On motion by Commissioner Lucey, seconded by Commissioner Berkgigler, which motion duly carried with Commissioner Herman absent, Chair Jung ordered that Ordinance No.1587, Bill No. 1771, be adopted, approved and published in accordance with NRS 244.100.

16-0971 AGENDA ITEM 17 Public Comment.

There was no public comment.

16-0972 AGENDA ITEM 18 Announcements/Reports.

Commissioner Lucey congratulated Washoe District Court Judge Lidia Stiglich on her appointment to the Nevada Supreme Court by Governor Brian Sandoval. He hoped to have a discussion on who would be Judge Stiglich's replacement on the District Court.

Chair Jung stated she would volunteer to lead the process to find Judge Stiglich's replacement.

16-0973 AGENDA ITEM 16 Possible Closed Session for the purpose of discussing labor negotiations with Washoe County and Truckee Meadows Fire Protection District per NRS 288.220.

11:20 a.m. On motion by Commissioner Hartung, seconded by Commissioner Berkgigler with Commissioner Herman absent, which motion duly carried, it was ordered that the meeting recess to a closed session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220.

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11:37 a.m. There being no further business to discuss, the meeting was adjourned without objection.

KITTY K. JUNG, Chair
Washoe County Commission

ATTEST:

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

Minutes Prepared by:
Michael Siva, Deputy County Clerk

RESOLUTION NO. ____

A RESOLUTION DIRECTING THE COUNTY TREASURER TO GIVE NOTICE OF THE SALE OF PROPERTIES SUBJECT TO THE LIEN OF A DELINQUENT ASSESSMENT; RATIFYING ALL ACTIONS PREVIOUSLY TAKEN; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

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

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

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

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

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

16-0965

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

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

2. The Board hereby ratifies all action previously taken by the County Treasurer and directs the County Treasurer to give notice of the sale of the delinquent properties and to sell the delinquent properties pursuant to NRS 271.540 to NRS 271.630. **The sale shall take place at 11:30 a.m. on January 24, 2017, in the Washoe County Central Conference Room, 1001 E 9Th St Building C, Reno Nevada,** which the Board hereby finds a convenient location within the County.

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

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

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

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

6. The resolution is effective on passage and approval.

ADOPTED this 15th Day of November 2016, by the following vote:

AYES: Kitty Jung, Bob Lucey, Marsha Berkhigler, Vaughn Hartung

NAYS: none

ABSENT: Jeanne Herman

ABSTAIN: none



ATTEST:
Dorey L. Parent
County Clerk

[Signature]
Chair
Washoe County Commission

EXHIBIT A

Delinquent Parcels – by Assessment District - as of 10/26/2016

WCAD #23 Arrowcreek Water – District 2

3 parcels

152-462-23

152-861-10

152-862-05

WCAD #32 Spanish Springs Valley Ranch Rd Imp -- District 4

1 parcel

076-690-93

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

1 parcel

089-351-04

Total Parcels 5