

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

TUESDAY

10:00 A.M.

NOVEMBER 14, 2017

PRESENT:

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

Nancy Parent, County Clerk
John Slaughter, County Manager
Paul Lipparelli, Deputy District Attorney

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, the Clerk called the roll and the Board conducted the following business:

17-0900 AGENDA ITEM 3 Public Comment.

Ms. Tammy Holt-Still expressed concern about how she was represented by members of staff. She clarified she did not want the Hesco barriers taken down, the water was not contaminated, and the County was not solely responsible for the response to the flooding. She showed photos of a natural stream and a culvert, copies of which were placed on file with the Clerk. She expressed concern about the timeline for applications for FEMA assistance and about electrical poles that had not yet been erected. She provided a handout which was placed on file with the Clerk.

Mr. Will Brown stated the Constitution provided no rights to women or Native Americans and it entitled white men to engage in slavery. He spoke about the Civil War and the 2nd Amendment. He pointed out the world was different than when the Constitution was written and he expressed concern about gun deaths.

Mr. Randy Canale, Training Coordinator for Local 350 Pipe Trades Apprenticeship, announced it was National Apprenticeship Week. He invited everyone to visit a training center. He pointed out the average age of a construction worker in Nevada was 50 years old and said an apprenticeship was the best method to receive training. He listed the benefits of the apprenticeship program and described it as an alternative for those who did not wish to go to college.

Ms. Sabrina Noel, member of the Local 350 Apprenticeship program, said women were becoming more common in the trade and it was a good opportunity for people who were planning for the long-term.

Mr. Matthew Murdock, a first year apprentice with Local 350, told a story of being caught in a dead-end job despite having a family and a mortgage. He praised the apprenticeship program and Mr. Canale, and said the program gave him a future and a career.

Ms. Darlene Hesse said Wildcreek Golf Course (Wildcreek) should be preserved for people and animals. She stated there would be a meeting November 15, 2017 at the Convention Center and she hoped to see people there to protect the course. She felt Wildcreek was not an appropriate location for a school and said the course could make money for the County. She urged the Board to save the course.

Mr. John Hesse acknowledged another high school was needed but said Wildcreek was not the correct place to put it because it was on a flood plain. He claimed there was a lack of transparency in the language of Washoe County Question 1 (WC-1) and expressed concern that the Washoe County School District (WCSD) was not actively considering other locations. He hoped Wildcreek remained a golf course.

Ms. Elise Weatherly spoke about the morale within the County and expressed concern about corruption in government. She spoke about telling the truth and praised employees at the Reno Justice system.

Mr. Peewee Henson expressed frustration that there were no signs posted on Peavine Mountain to designate shooting areas and indicated he would not continue to ask for them.

Ms. Kathleen Shupp said Wildcreek had the potential to make money for the County and the City of Sparks. She claimed the Convention Center lost more money than the golf course but it was not at risk of being shut down. She suggested turning the management of Wildcreek over to a private entity and said the WCSD should consider Bureau of Land Management (BLM) land for building schools. She expressed concern about losing animal habitats, understanding the water rights attached to Wildcreek, and the possibility of any remaining acreage being used for high density housing.

Mr. Wesley Griffin provided a handout which was distributed to the Board and placed on file with the Clerk. He questioned whether the Board should rely on advice from the WCSD regarding Wildcreek when the District had no backup plan. He questioned the validity of the WCSD's report. He urged the Board not to follow their advice.

Ms. Cathy Brandhorst spoke about matters of concern to herself.

17-0901 **AGENDA ITEM 4** Announcements/Reports.

Commissioner Herman stated she agreed with Mr. Henson's comments about signage on Peavine Mountain and acknowledged the process was complicated. She praised the apprenticeship program and said she was working with trades that no longer had unions to create similar programs.

Commissioner Jung requested a resolution in 2018 for National Apprenticeship Week and suggested the County could help recruit people to prepare for the retirement of older tradespeople. She mentioned she called Washoe 311 to report a lack of signage for the Discovery Trail at Davis Creek and praised Washoe 311 for helping Commissioners see non-policy requests. She added Washoe 311 was easy to use and it demonstrated to the region what a good call center could be.

Commissioner Hartung noted earlier that day at the Truckee Meadows Water Authority (TMWA) meeting they made a proclamation for northern Nevada flood awareness, noting there were issues across many counties. He requested a report from someone at Burning Man explaining how they dealt with water on the playa in Pershing County. He pointed out the permitting process for obtaining cargo containers had not been changed even though he felt the Board had given clear direction to staff; he requested to hear that topic again. He requested more information regarding licensing when the topic of dispatch was brought back. He asked for a report regarding how residents should prepare for all natural disasters including floods, earthquakes, fires, and high winds. He added he thought the Board decided to put signage on Peavine Mountain.

Commissioner Berkbigler pointed out the BCC had not reviewed any information about the Wildcreek Golf Course (Wildcreek) proposal. She appreciated the concern of the public but stressed there had been no presentation made to the Board. She stated she had meetings scheduled with the Reno-Sparks Convention and Visitor's Authority (RSCVA) and with the Washoe County School District (WCSD), but a presentation to the Board was not expected until December 12. She expressed surprise there were no signs placed on Peavine yet but said constituents were reporting fewer instances of gunfire in general. She mentioned she walked in the Veterans Day parade on November 11 and expressed amazement at the veterans being honored by the community.

Chair Lucey stated Washoe 311 allowed staff to address citizens' concerns immediately and he thanked Commissioner Jung for her advocacy for the program. He commented that he and Commissioner Herman participated in the Nevada Local Officials White House Convention in Washington DC. He mentioned meeting representatives of a number of departments as well as the White House Chief of Staff and the Vice President; they discussed how federal decisions impacted northern Nevada. He noted a challenge Nevada faced was 85 percent of it was owned by the federal government and stressed the importance of having a strong relationship with the federal government. He noted he attended the groundbreaking event for the Las Vegas Raiders' facility and said it would be a great addition to the city, noting it would be home to other sporting events as well. He stated not enough was done to support the country's veterans.

Commissioner Hartung remarked Christmas tree permits were available at 1200 Franklin Street in Sparks and added a permit was required to cut any tree. He added they were valid through Christmas and were non-refundable.

County Manager John Slaughter announced Agenda Items 5E7, 15, and 16 would be removed from the agenda. Regarding Wildcreek, he mentioned on November 28 the WCSD would receive a report from their staff about the feasibility of the property. On November 30 the WCSD would hold a town hall meeting and, if necessary, the item would come before a joint meeting of the BCC and the RSCVA on December 12. He reminded the Board of the direction it gave staff at the September 12 meeting to maintain and monitor the Hesco barriers and storm pump systems, to pursue development of a flood response plan, to pursue development of a flood mitigation plan, and to pursue FEMA grant programs for specific residences. He indicated all were underway.

Mr. Slaughter noted the County was providing housing assistance for six families at a cost of around \$1,400 a month; initially 14 families received housing but many had moved back into their homes. He stated the housing assistance was due to expire in July but the County twice requested and received extensions from the State. He added County social workers were actively working with affected families. On January 1, 2018 the Nevada Division of Housing would require residents of assisted housing to pay a portion of their housing costs and follow the State's normal eligibility requirements. He mentioned he would have staff examine the status of the culvert mentioned during public comment. He promoted the North Valleys Winter Preparedness Open House at the North Valleys Community Center on November 18. Regarding the sign issue, he noted Peavine Mountain was forest service land so staff was waiting on them to approve the location and content of the signs. He said the purchase order was ready to go.

Chair Lucey requested a resolution for the BCC's support of Marsy's Law, which was expected to be on the ballot in November 2018. The law protected victims' rights since fifteen states including Nevada did not currently extend similar rights to victims of crime that they did to criminals. He felt the Board should support the law.

CONSENT AGENDA ITEMS – 5A THROUGH 5G8 except 5E7.

17-0902 **5A1** Acknowledge the communications and reports received by the Clerk on behalf of the Board of County Commissioners. Clerk. (All Commission Districts)

17-0903 **5A2** Approval of minutes for the Board of County Commissioner's regular meetings of October 10, 2017, October 17, 2017 and October 24, 2017. Clerk. (All Commission Districts)

17-0904 **5B** Acknowledge Receipt of the Interim Financial Report for Washoe County Governmental Funds for the Three Months Ended September 30, 2017 - Unaudited. Comptroller. (All Commission Districts.)

- 17-0905** **5C** Approve the FY18 Federal Title IV-B Subpart 2 grant from the State of Nevada, Division of Child and Family Services to support caseworker visits in the amount of [\$30,514; match of \$10,171] retroactive from October 1, 2017 through September 30, 2018; authorize the Director of Human Services to execute the grant; and direct the Comptroller's Office to make the appropriate budget amendments. Human Services Agency. (All Commission Districts.)
- 17-0906** **5D** Approve an adjustment to the Regional Animal Services Department seminars and meetings and travel line item budgets by moving \$6,000.00 from the seminars and meetings line item budget to the travel line item budget. Animal Services. (All Commission Districts.)
- 17-0907** **5E1** Approve Amendment No. 1 to the Agreement for Professional Consulting Services between Washoe County and NCE to continue the Washoe County 2017 Inspection and Support Services Project [\$62,400.00] through June 30, 2018. Community Services. (All Commission Districts.)
- 17-0908** **5E2** Approve a Maintenance Agreement between Washoe County and the Sugarloaf Peak Landscape Maintenance Association to construct trail system improvements, landscaping and landscape maintenance provisions within a portion of a County owned parcel APN 534-450-05. Community Services. (Commission District 4.)
- 17-0909** **5E3** Authorize disbursement of funds [\$45,911.23] to Nevada Tahoe Conservation District to be used as match for 319(h) funds for catchment registration in accordance with obligations and commitments contained in an Interlocal Agreement with the Nevada Division of Environmental Protection, utilizing Washoe County's Tahoe Regional Planning Agency Water Quality Mitigation funds in support of the work. These funds will be used for continued implementation of the Lake Clarity Crediting Program and towards the pollutant load reduction milestones required to meet the Lake Tahoe Total Maximum Daily Load approved by the United States Environmental Protection Agency. Community Services. (Commission District 1.)
- 17-0910** **5E4** Acknowledge receipt of the Washoe County Water and Sanitary Sewer Financial Assistance Program Status Report as of September 30, 2017. Community Services. (All Commission Districts.)
- 17-0911** **5E5** Approve the termination of the Agreement for Professional Consulting Services between Washoe County and TruePoint Solutions, effective retroactive to October 2, 2017. Community Services. (All Commission Districts.)

- 17-0912** **5E6** Adopt four Resolutions Accepting Real Property for Use as a Public Street, which pertain to portions of four Official Plats as listed below totaling 17.65 acres and 3.04 linear miles; and if approved, direct the Clerk's Office to record the Resolutions to accept: (1) A portion of the Official Plat of Woodland Village Phase 17, Subdivision Tract Map 5161, recorded on May 5, 2016 as Document Number 4586566, being: Huckleberry Court, Ivyberry Court, Juneberry Court, Silverbell Court, Mountain Ash Court, Winter Hazel Court, Pequeno Court and a portion of Briar Drive, APN 556-490-09, approximately 5.42 acres and 0.81 linear miles; and, (2) A portion of the Official Plat of Eagle Canyon IV Unit 3, Subdivision Tract Map 5162, recorded on May 13, 2016 as document number 4589074, being: Mallard Crest Drive, Spruce Meadows Drive, a portion of Avian Drive and a portion of Lanstar Drive, Saffron Woods Way, Saffron Woods Court, Alder Walk Way and a portion of Garden Pond Way, APNs 532-154-08, 532-162-06, 532-184-08 and 532-173-14, approximately 8.86 acres and 1.64 linear miles; and, (3) A portion of the Official Plat of Donovan Ranch Phase 4, Subdivision Tract Map 5178, recorded on September 07, 2016 as document number 4629768, being: a portion of Horizon Ridge Road, APN 534-651-17; a portion of Vista Grande Drive, APN 534-651-18; a portion of Rustic Ridge Court and a portion of Shady Valley Road, APN 534-642-14, approximately 1.49 acres and 0.21 linear mile; and, (4) A portion of the Official Plat of Autumn Trails Unit 2, Subdivision Tract Map 5196, recorded on April 05, 2017 as document number 4693456, being: a portion of Smoke Wagon Drive and Tranquil Drive APN 534-633-14, approximately 1.88 acres and 0.37 linear mile. Community Services. (Commission Districts 4 and 5.)
- 17-0913** **5F1** Approve amendments totaling an increase of [\$2,406] in both revenue and expense to the FY18 Air Quality Management Environmental Protection Agency (EPA) PM 2.5 Grant Program, IO 10021; and if approved direct the Comptroller's office to make the appropriate budget amendments. Health District. (All Commission Districts.)
- 17-0914** **5F2** Approve amendments totaling an increase of [\$63,636] in both revenue and expense to the FY18 Advancing Conformance with the Voluntary National Retail Food Regulatory Program Standards Grant Program, IO 11088; and if approved direct the Comptroller's office to make the appropriate budget amendments. Health District. (All Commission Districts.)
- 17-0915** **5G1** Acknowledge Receipt of Status Report of Commissary Fund submitted by the Washoe County Sheriff's Office Commissary Committee for First Quarter for Fiscal Year 17/18. Sheriff. (All Commission Districts.)

- 17-0916** **5G2** Approve the Consolidated Bomb Squad 2017 grant [\$18,703.00, no match required] from the Nevada Division of Emergency Management, Federal FY 2017, project number 17-3000 to the Washoe County Sheriff's Office Bomb Unit for the purchase of equipment for the retroactive grant term of 9/1/17 through 8/31/19 and if approved, authorize Sheriff Allen to retroactively execute grant award documentation, direct Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)
- 17-0917** **5G3** Approve the Forensic Support Services Agreement between Washoe County on behalf of Washoe County Sheriff's Office and The Reno Tahoe Airport Authority for Forensic Laboratory Analysis Service fees for the retroactive term of October 1, 2017 to June 30, 2018 for a fee of [\$1,351.00]. Sheriff. (All Commission Districts.)
- 17-0918** **5G4** Approve a Cyber Security grant award [\$84,000.00, no match required] from the Nevada Division of Emergency Management, Federal FY 2017, Project number 17-3000, to the Washoe County Sheriff's Office for Cyber Security for the retroactive grant term of September 1, 2017 through August 31, 2019 and if approved, authorize Sheriff Allen to retroactively execute grant award documentation, direct the Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)
- 17-0919** **5G5** Approve a Citizen Corps Program grant award [\$92,149.00, no match required] from the Nevada Division of Emergency Management, Federal FY 2017, Project number 17-3000, to the Washoe County Sheriff's Office for the Citizen Corps Program for the retroactive grant term of September 1, 2017 through August 31, 2019 and if approved, authorize Sheriff Allen to retroactively execute grant award documentation, direct the Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)
- 17-0920** **5G6** Accept a donation of [\$100.00] from the Motorsport Auctions Group LLC, 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. Sheriff. (All Commission Districts.)
- 17-0921** **5G7** Approve a grant award [\$36,084.00, no match required] in overtime reimbursement for deputies assigned full time to the Federal Bureau of Investigation (FBI) Northern Nevada Child Exploitation Task Force (NNCETF). Washoe County will be reimbursed for overtime and benefit costs directly related to activities in conjunction with the FBI NNCETF. Funds are available for Federal FY 2018 for the retroactive period of

10/1/17-9/30/18. If approved, direct the Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)

- 17-0922** **5G8** Approve a grant award [\$18,042.00, no match required in overtime reimbursement for deputies assigned full time to the Federal Bureau of Investigation (FBI) Safe Streets Task Force (SSTF). Washoe County will be reimbursed for overtime and benefit costs directly related to activities in conjunction with the FBI SSTF. Funds are available from Federal FY 2018 for the retroactive term of 10/1/17-9/30/18. If approved, direct the Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)

County Manager John Slaughter reminded the Board they were removing Agenda Item 5E7. Commissioner Hartung mentioned Item 5E6 regarding the dedication of roads could merit having a discussion as he had received questions from constituents. Chair Lucey suggested keeping the item in the consent vote and requesting a discussion for a future agenda.

Commissioner Jung read Agenda Item 5G6, a donation to the Citizen Corps Program, a program which was honored at the Washoe County Impact Awards. She thanked the Sheriff's Office and the citizens who volunteered.

On the call for public comment, Ms. Elise Weatherly, speaking on Agenda Item 5C, requested accountability by the County. She spoke about government assistance programs, County proclamations, and employee opportunities within the County.

Ms. Cathy Brandhorst spoke about matters of concern to herself.

On motion by Commissioner Berkbigler, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Consent Agenda Items 5A through 5G8 except 5E7 be approved. Any and all Resolutions or Interlocal Agreements pertinent to Consent Agenda Items 5A through 5G8 are attached hereto and made a part of the minutes thereof.

BLOCK VOTE – 6 THROUGH 10.

- 17-0923** **AGENDA ITEM 6** Recommendation to approve an increase to the construction agreement with Burdick Excavating, Inc. [in the amount \$157,505.87 bringing the total contract amount to \$3,057,455.87] for additional field work on the East Incline Village Phase I Water Quality Improvement Project, Washoe County; and if approved, direct the Comptroller's Office to make the appropriate budget adjustments. Community Services. (Commission District 1.)

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

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

17-0924 **AGENDA ITEM 7** Recommendation to approve the removal of uncollectible accounts receivable totaling [\$604,655.20] for the accounts returned January 2017 through March 2017. Comptroller. (All Commission Districts.)

There was no public comment on this item.

On motion by Commissioner Berkbigler, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 7 be approved.

17-0925 **AGENDA ITEM 8** Recommendation to approve a Regional Aviation Enforcement RAVEN grant [\$242,210.00, no match required] from the Nevada Division of Emergency Management, Federal FY 2017, project number 17-3000 for the purchase of a FLIR thermal camera for the retroactive grant term of 9/1/17 through 8/31/19 and if approved, authorize Sheriff Allen to retroactively execute grant award documentation, direct Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts)

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

On motion by Commissioner Berkbigler, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 8 be approved, authorized, and directed.

17-0926 **AGENDA ITEM 9** Recommendation to approve the FY18 Community Case Managers grant from the State of Nevada Division of Public and Behavioral Health (DPBH) to assist clients with a serious mental illness moving from chronic homelessness into transitional and permanent housing in the amount of [\$240,000; no County match] retroactive from October 1, 2017 through September 30, 2018; authorize the Director of Human Services to execute the grant; and direct the Comptroller's Office to make the appropriate budget amendments. Human Services Agency. (All Commission Districts.)

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

On motion by Commissioner Berkbigler, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 9 be approved, authorized, and directed.

17-0927 **AGENDA ITEM 10** Recommendation to approve the Master Services Agreement, including Statement of Work No. 1, SAP Support Services; Statement of Work No. 2, Database Support Services; and Statement of Work No. 3, SAP BusinessObjects Support Services, between Washoe County and Rimini Street, Inc. for the single source purchase not to exceed [\$421,440.00]. The term of the agreement will be three (3) years upon execution of the agreement. If approved, authorize the Purchasing and Contracts Manager to execute the agreement. Technology Services. (All Commission Districts.)

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

On motion by Commissioner Berkbigler, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 10 be approved and authorized.

17-0928 **AGENDA ITEM 11** Possible action to introduce and conduct a first reading of an ordinance amending Washoe County Code at Chapter 110 (Development Code) within Article 808 (Administrative Permits), Section 110.808.40(b) to increase the maximum number of days allowed from acceptance of a complete application for an Administrative Permit to the required public hearing on the application from fifty (50) to sixty-five (65); and if approved, schedule a public hearing for second reading and possible adoption of the ordinance for November 28, 2017. Community Services. (All Commission Districts.)

Nancy Parent, County Clerk, read the title for Bill No. 1787.

Commissioner Berkbigler stated the intent of the ordinance was to align the County's allotment of days with State regulation but she told staff this would not be an excuse to delay projects by 15 days. County Manager John Slaughter mentioned he had a discussion with staff and the ordinance would not result in project review delays.

There was no public comment on this item.

Bill No. 1787 was introduced by Commissioner Hartung, and legal notice for final action of adoption was directed.

17-0929 **AGENDA ITEM 12** Possible action to introduce and conduct a first reading of an ordinance amending Washoe County Code Chapter 110 (Development Code) within Article 422, Water and Sewer Resource Requirements, to remove the requirement to dedicate water rights to Washoe County for commercial, industrial, or civic uses in areas not served by the Truckee Meadows Water Authority, or a General Improvement District (formally defined in the proposed amendments); and other matters necessarily connected therewith and pertaining thereto; and if approved, set the public hearing for second reading and possible adoption of the Ordinance for December 12, 2017. If the dedication requirement is removed, the new ordinance will allow for the re-conveyance of affected water rights that were dedicated in the past. Community Services. (All Commission Districts.)

Nancy Parent, County Clerk, read the title for Bill No. 1788.

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

Bill No. 1788 was introduced by Commissioner Hartung, and legal notice for final action of adoption was directed.

17-0930 **AGENDA ITEM 13** Possible action to introduce and conduct a first reading of an ordinance amending Washoe County Code Chapter 110 (Development Code) within Article 310, Temporary Uses and Structures, to update the standards within Section 110.310.35(g), Temporary Occupancy for the Care of the Infirm; and other matters necessarily connected therewith and pertaining thereto. The Code currently allows for temporary occupancy of a recreational vehicle (RV) or travel trailer by a person who provides care to an infirm resident of a single-family dwelling. The proposed update eliminates the requirement that it be the caregiver who temporarily occupies the RV or travel trailer and instead allows either the caregiver or the infirm person to occupy the RV or travel trailer; and if approved, set the public hearing for second reading and possible adoption of the Ordinance for December 12, 2017. Community Services. (All Commission Districts.)

Nancy Parent, County Clerk, read the title for Bill No. 1789.

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

Bill No. 1789 was introduced by Commissioner Hartung, and legal notice for final action of adoption was directed.

17-0931 **AGENDA ITEM 14** Possible action to introduce and conduct a first reading of an ordinance amending the Washoe County Code at Chapter 110 (Development Code), Article 804, Variances, to add Section 110.804.35, (Minor Deviations) to allow the Director of the Planning and Building Division to grant minor deviations of standards within Chapter 110 of the Washoe County Code for deviations less than 10 percent of the applicable Development Code Standard; to establish an application process for minor deviations; and for other matters necessarily connected therewith and pertaining thereto; and, if approved, schedule a public hearing date and second reading for November 28, 2017. Community Services. (All Commission Districts.)

Nancy Parent, County Clerk, read the title for Bill No. 1790.

Assistant County Manager Dave Solaro stated the ordinance would give flexibility to both staff and the customer. In a situation where a contractor might miss a setback by a matter of inches, the contractor currently had to go through a variance process. The ordinance would allow exceptions to that situation if the deviation was within 10 percent. He indicated it would improve customer service.

On the call for public comment, Ms. Tammy Holt-Still stated residents of Lemmon Valley had concerns about the ordinance. She said the language was very ambiguous and gave too much authority to the developers and planners. She presented a photograph and documents which were placed on file with the Clerk.

Commissioner Hartung said he did not get the same impression of the ordinance as Ms. Holt-Still and said he saw staff get hobbled by minor discrepancies in an application or on a site.

Commissioner Herman asked Mr. Solaro to explain the limitations on the ordinance. Mr. Solaro replied any deviations would require notification of and approval by any affected neighbors. If there was opposition the deviation would go through the same approval process as before. Commissioner Hartung pointed out the ordinance was initiated by the Planning Commission.

Bill No. 1790 was introduced by Commissioner Hartung, and legal notice for final action of adoption was directed.

PUBLIC HEARINGS

17-0932 **AGENDA ITEM 17** Public hearing for the second reading and possible adoption of an ordinance amending Chapter 80 of the Washoe County Code (Public Works; County Property), amending Section 80.620 - unlawful parking in designated zones; deleting Section 80.640 - Pringle Way: County property; amending Section 80.660 - Fines; bail; and providing for other matters properly relating thereto. 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. Ms. Cathy Brandhorst spoke about matters of concern to herself.

Nancy Parent, County Clerk, read the title for Ordinance No. 1602, Bill No. 1786.

Chair Lucey mentioned the ordinance was initiated by him and Commissioner Jung as a way to halt people taking advantage of parking spaces intended for electric cars. He hoped this would encourage people to drive electric cars and support companies working in Nevada.

On motion by Commissioner Hartung, seconded by Commissioner Berkbigler, which motion duly carried, Chair Lucey ordered that Ordinance No. 1602, Bill No. 1786, be adopted, approved and published in accordance with NRS 244.100.

17-0933 **AGENDA ITEM 18** Public hearing pursuant to NRS 453A.350(2) on a request from BioNeva Innovations of Washoe County, LLC (“BioNeva”) to move a marijuana cultivation facility from the location issued with a State of Nevada provisional medical marijuana certificate at 200 Hawco Court (APN 538-161-08) to 85 Isidor Court, Sparks, NV (APN 530-470-11); and if approved, direct staff to notify the State of Nevada in writing of the Board of County Commissioner’s approval of the relocation request. Manager's Office (Commission District 4).

The Chair opened the public hearing by calling on anyone wishing to speak for or against adoption of Agenda Item 18. Ms. Cathy Brandhorst spoke about matters of concern to herself.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 18 be approved.

17-0934 **AGENDA ITEM 19** Public Comment.

Ms. Cathy Brandhorst spoke about matters of concern to herself.

17-0935 **AGENDA ITEM 20** Announcements/Reports.

Commissioner Hartung requested a discussion on the dedication of public streets and right-of-ways and the reasons for them as discussed earlier in the meeting. Chair Lucey requested an update on the Crossroads program.

County Manager John Slaughter relayed Truckee Meadows Fire Chief Charles Moore’s reminder that it was still fire season. In fact there was a wildland fire the prior week caused by ashes that had not cooled. He reminded the Board and the public there was no meeting on November 21; the next one would be November 28. Chair Lucey added while in Humboldt County he noticed how dry everything was despite recent wet weather. He recommended carrying proper supplies when driving off-road.

* * * * *

11:51 a.m. There being no further business to discuss, the meeting was adjourned without objection.

BOB LUCEY, Chair
Washoe County Commission

ATTEST:

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

Minutes Prepared by:
Derek Sonderfan, Deputy County Clerk

DOC # 4763303

11/14/2017 02:46:41 PM

Requested By

Washoe County Clerk

Washoe County Recorder

Lawrence R. Burtness - Recorder

Fee: \$0.00 RPTT:

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APN: 556-490-09

When recorded return to:

Washoe County Engineering & Capital Projects Division

PO Box 11130

Reno, NV 89520



RESOLUTION ACCEPTING REAL PROPERTY

FOR USE AS A PUBLIC STREET

(A portion of Official Plat of Woodland Village Phase 17

Subdivision Tract Map No. 5161)

The Official Plat of Woodland Village - Phase 17, Tract Map No. 5161, Section 09, Township 21 North, Range 18 East, MDM, Document No. 4586566 recorded May 05, 2016, as described and shown on Exhibit "1" (a copy is attached and is incorporated by reference).

WHEREAS, it is a function of the County of Washoe to operate and maintain public streets; and

WHEREAS, the right of way for Huckleberry Court, Ivyberry Court, Juneberry Court, Silverbell Court, Mountain Ash Court, Winter Hazel Court, Pequeno Court and a portion of Briar Drive as shown on attached Exhibit "1", was offered for dedication by Official Plat of Woodland Village - Phase 17, Subdivision Tract Map No. 5161, Document No. 4586566 recorded on May 05, 2016; and

WHEREAS, said offer of dedication was rejected by the Director of Planning and Development Division because said road was not constructed to Washoe County standards; and

WHEREAS, NRS 278.390 specifically provides that if at the time a final map is approved any streets are rejected the offer of dedication shall be deemed to remain open and the

17-0912

governing body may by resolution at any later date, and without further action by the property owner, rescind its action and accept the street for public use; and

WHEREAS, said streets have been inspected and constructed and now meet current County standards; and

WHEREAS, said streets are necessary for public access; and

WHEREAS, the Washoe County Board of Commissioners finds that it is in the best interest of the public to accept said streets.

NOW, THEREFORE, BE IT RESOLVED, by the Washoe County Board of Commissioners, pursuant to NRS 278.390, that Huckleberry Court, Ivyberry Court, Juneberry Court, Silverbell Court, Mountain Ash Court, Winter Hazel Court, Pequeno Court and a portion of Briar Drive as shown on attached Exhibit "1", as portion of the Official Plat of Woodland Village - Phase 17, Subdivision Tract Map No. 5161 (as shown on Exhibit "1", a copy is attached and is incorporated by reference) is hereby accepted.

WASHOE COUNTY BOARD OF COMMISSIONERS



Bob Lucey, Chair
Washoe County Commission

Dated: November 14, 2017

ATTEST:


Nancy Parent,
Washoe County Clerk

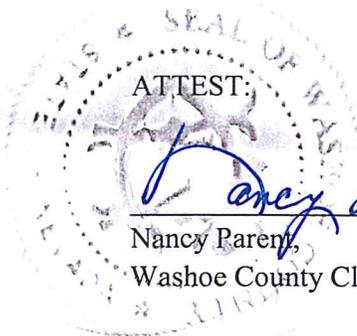


EXHIBIT "1"

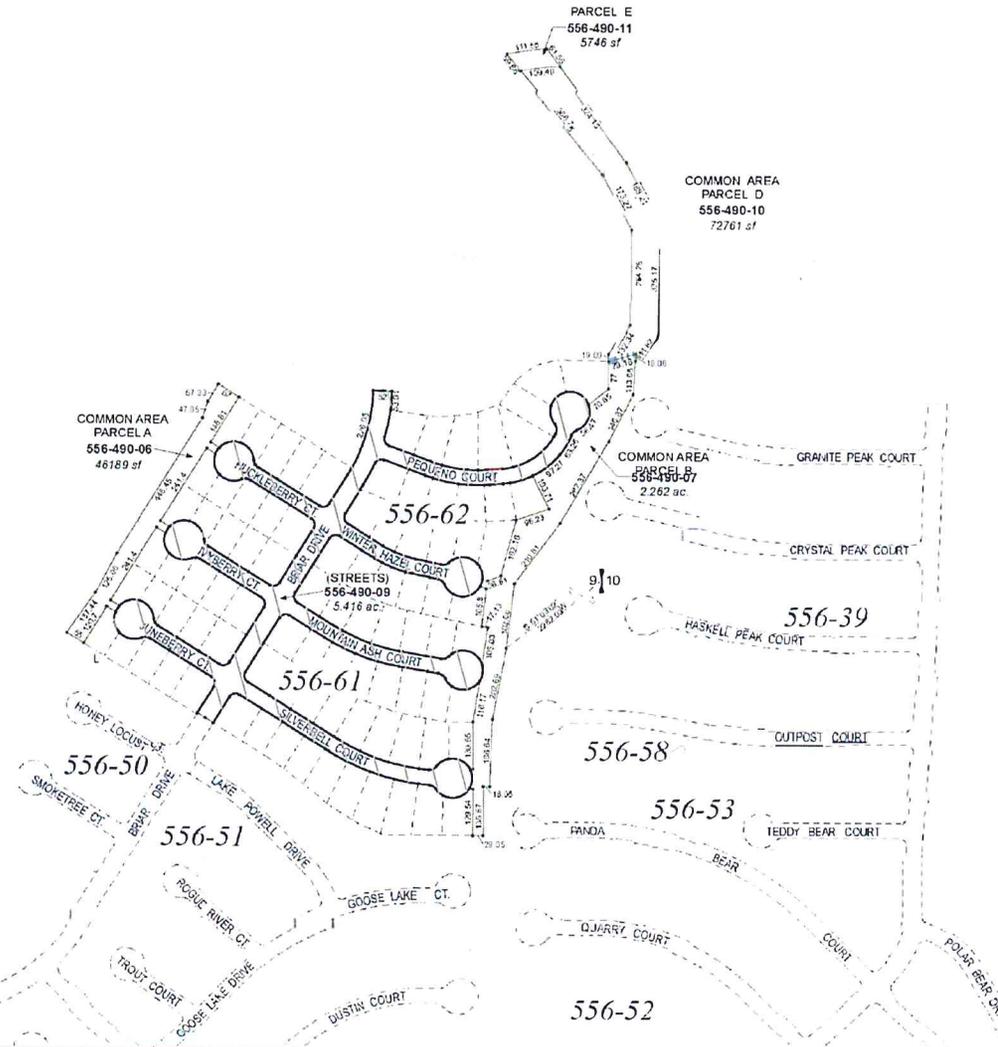
WOODLAND VILLAGE PHASE 17

PORTION OF SOUTH ½ &
NE ¼ SECTION 9
T21N-R18E

Subdivision Tract Map #5161

Filed 5/5/2016 Doc. # 4586566

Date Accepted: 11/14/2017
APN: 556-490-09
5.42 acres of R/W
.81 linear mile of roads



Assessor's Map Number

556-49

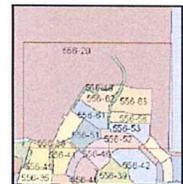
STATE OF NEVADA
WASHOE COUNTY
ASSESSOR'S OFFICE
Michael E. Clark, Assessor

1001 East 11th Street
Reno, NV 89502
(775) 335-2231



Scale

0 75 150 225 300
1 inch = 300 feet



created by NLH 07/31/2009

last update EMG 5/18/16 SR 8/20/17

parcel numbers shown on this map

556-29, 38 & 39

This map was prepared for use with the Nevada Assessor's Office. It is not intended to be used for any other purpose. The Assessor's Office is not responsible for any errors or omissions on this map. The Assessor's Office is not responsible for any errors or omissions on this map. The Assessor's Office is not responsible for any errors or omissions on this map.



WASHOE COUNTY RECORDER

OFFICE OF THE COUNTY RECORDER
LAWRENCE R. BURTNES, RECORDER

1001 E. NINTH STREET
POST OFFICE BOX 11130
RENO, NEVADA 89520-0027
PHONE (775) 328-3661
FAX (775) 325-8010

LEGIBILITY NOTICE

The Washoe County Recorder's Office has determined that the attached document may not be suitable for recording by the method used by the Recorder to preserve the Recorder's records. The customer was advised that copies reproduced from the recorded document would not be legible. However, the customer demanded that the document be recorded without delay as the parties rights may be adversely affected because of a delay in recording. Therefore, pursuant to NRS 247.120 (3), the County Recorder accepted the document conditionally, based on the undersigned's representation (1) that a suitable copy will be submitted at a later date (2) it is impossible or impracticable to submit a more suitable copy.

By my signing below, I acknowledge that I have been advised that once the document has been microfilmed it may not reproduce a legible copy.

Catherine Smith

Signature

11/14/17

Date

Catherine Smith

Printed Name

APN: 532-154-08, 532-162-06
532-184-08 and 532-173-14



*When recorded return to:
Washoe County Engineering & Capital Projects Division
PO Box 11130
Reno, NV 89520*

RESOLUTION ACCEPTING REAL PROPERTY
FOR USE AS A PUBLIC STREET
(A portion of Official Plat of Eagle Canyon IV – Unit 3
Subdivision Tract Map No. 5162)

The Official Plat of Eagle Canyon IV – Unit 3, Tract Map No. 5162, Sections 23 and 26, Township 21 North, Range 20 East, MDM, Document No. 4589074 recorded May 13, 2016, as described and shown on Exhibit “1A”, “1B”, “1C” and “1D” (a copy is attached and is incorporated by reference).

WHEREAS, it is a function of the County of Washoe to operate and maintain public streets; and

WHEREAS, the right of way for Mallard Crest Drive, Spruce Meadows Drive, a portion of Avian Drive and a portion of Lanstar Drive, Saffron Woods Way, Saffron Woods Court, Alder Walk Way, a portion of Garden Pond Way, as shown on attached Exhibit “1A”, “1B”, “1C” and “1D” , was offered for dedication by Official Plat of Eagle Canyon IV - Unit 3, Subdivision Tract Map No. 5162, Document No. 4589074 recorded on May 13, 2016; and

WHEREAS, said offer of dedication was rejected by the Director of Planning and Development Division because said road was not constructed to Washoe County standards; and

11-0411-1

WHEREAS, NRS 278.390 specifically provides that if at the time a final map is approved any streets are rejected the offer of dedication shall be deemed to remain open and the governing body may by resolution at any later date, and without further action by the property owner, rescind its action and accept the street for public use; and

WHEREAS, said streets have been inspected and constructed and now meet current County standards; and

WHEREAS, said streets are necessary for public access; and

WHEREAS, the Washoe County Board of Commissioners finds that it is in the best interest of the public to accept said streets.

NOW, THEREFORE, BE IT RESOLVED, by the Washoe County Board of Commissioners, pursuant to NRS 278.390, that Mallard Crest Drive, Spruce Meadows Drive, a portion of Avian Drive and a portion of Lanstar Drive, Saffron Woods Way, Saffron Woods Court, Alder Walk Way and a portion of Garden Pond Way as shown on attached Exhibit "1A", "1B", "1C" and "1D", as portion of the Official Plat of Eagle Canyon IV – Unit 3, Subdivision Tract Map No. 5162 (as shown on Exhibit "1A", "1B", "1C" and "1D", a copy is attached and is incorporated by reference) is hereby accepted.

WASHOE COUNTY BOARD OF COMMISSIONERS



ATTEST:

Nancy L. Parent
Nancy Parent
Washoe County Clerk

[Signature]
Bob Lucey, Chair
Washoe County Commission

Dated: November 14, 2017

EXHIBIT "1A"

(#5162)

EAGLE CANYON IV - UNIT 3

A COMMON INTEREST COMMUNITY

PORTIONS OF SW ¼ SECTION 23
& NW ¼ SECTION 26
T21N - R20E

Assessor's Map Number

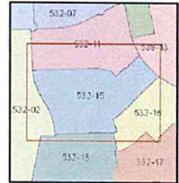
532-15

STATE OF NEVADA
WASHOE COUNTY
ASSESSOR'S OFFICE
Michael E. Clark, Assessor

1881 East Flamingo Ave.
Reno, Nevada 89515
775.329-2261



1 inch = 100 feet



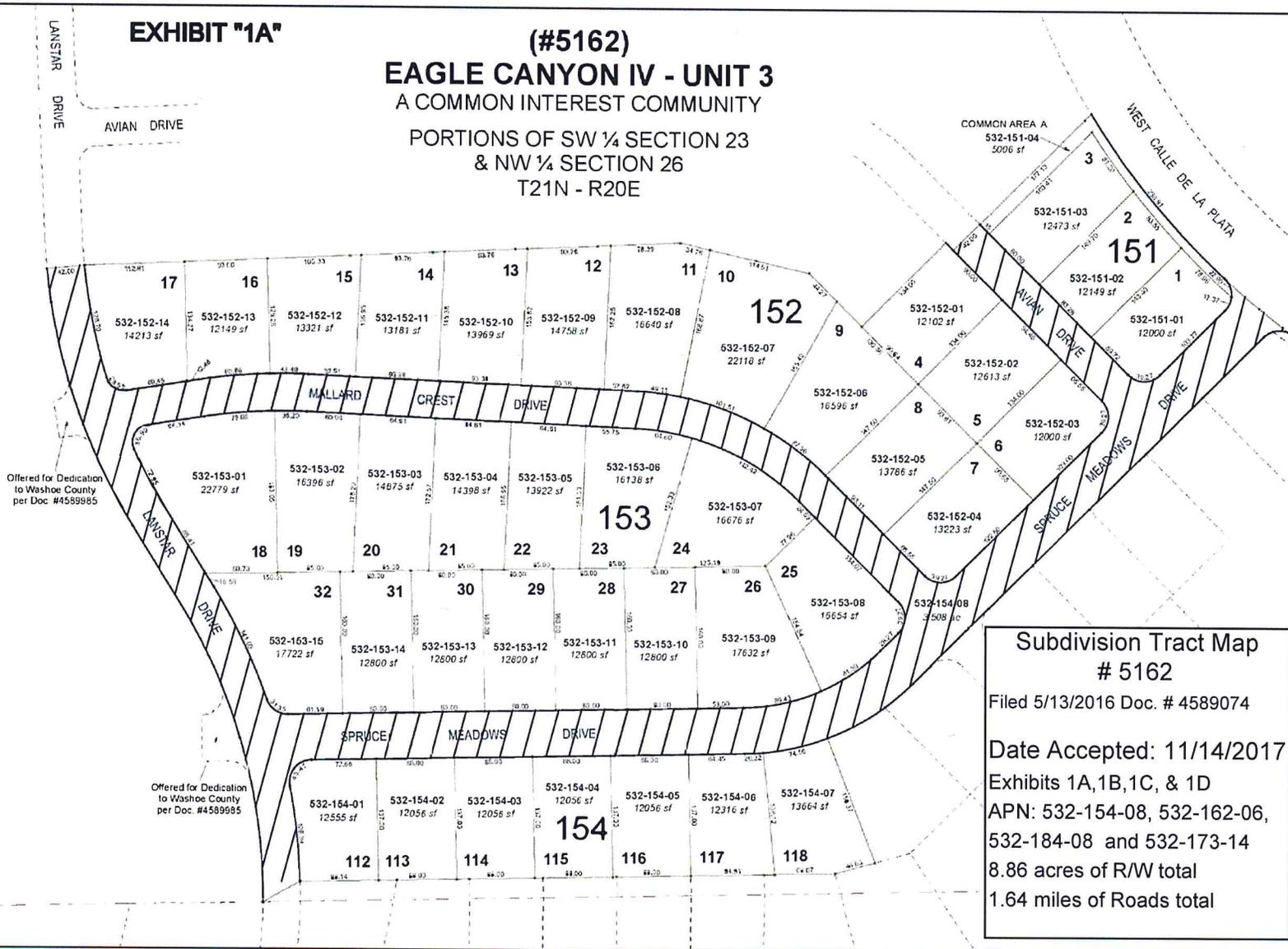
created by **KSB 6/02/2016**

303.14.0000

APN: 532-15

532-12

NOTE: This map was prepared for the use of the Washoe County Assessor. It is not intended as a substitute for a professional survey. It is not intended to show any other boundaries, easements, or other interests. It is not intended to show any other boundaries, easements, or other interests.

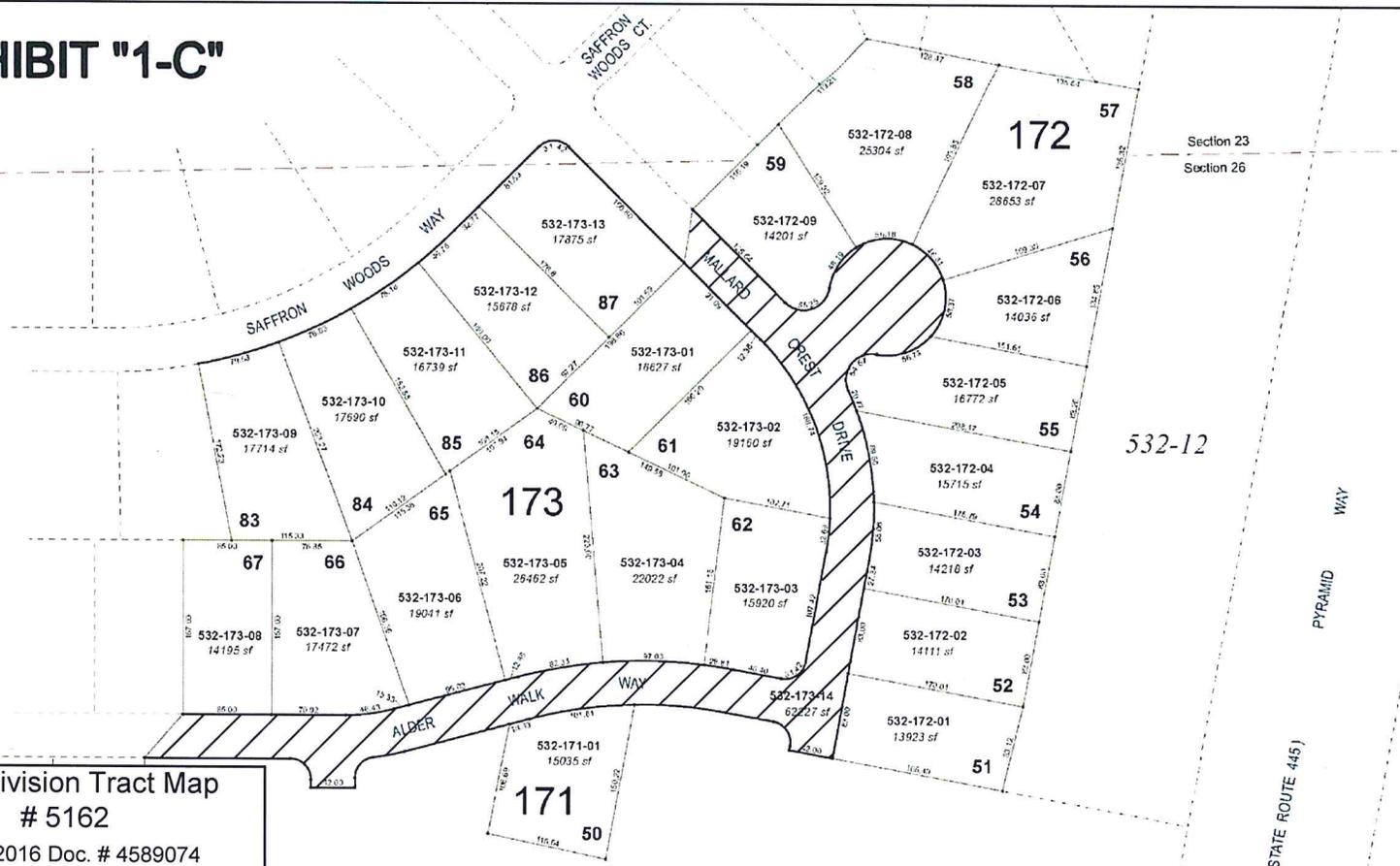


**Subdivision Tract Map
5162**
Filed 5/13/2016 Doc. # 4589074
Date Accepted: 11/14/2017
Exhibits 1A, 1B, 1C, & 1D
APN: 532-154-08, 532-162-06,
532-184-08 and 532-173-14
8.86 acres of R/W total
1.64 miles of Roads total

Offered for Dedication
to Washoe County
per Doc. #4589985

Offered for Dedication
to Washoe County
per Doc. #4589995

EXHIBIT "1-C"



Subdivision Tract Map
5162
 Filed 5/13/2016 Doc. # 4589074
 Date Accepted: 11/14/2017
 Exhibits 1A,1B,1C, & 1D
 APN: 532-154-08, 532-162-06,
 532-184-08 and 532-173-14
 8.86 acres of R/W total
 1.64 miles of Roads total

(#5162)
EAGLE CANYON IV - UNIT 3
 A COMMON INTEREST COMMUNITY
 PORTIONS OF SW ¼ SECTION 23
 & NW ¼ SECTION 26
 T21N - R20E

Assessor's Map Number
532-17

STATE OF NEVADA
WASHOE COUNTY
 ASSESSOR'S OFFICE
 Michael E. Clark, Assessor

1001 East Third Street
 Reno, Nevada 89502
 (775) 785-2231



1 inch = 100 feet



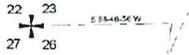
created by **KSB 6/02/2016**

last modified:

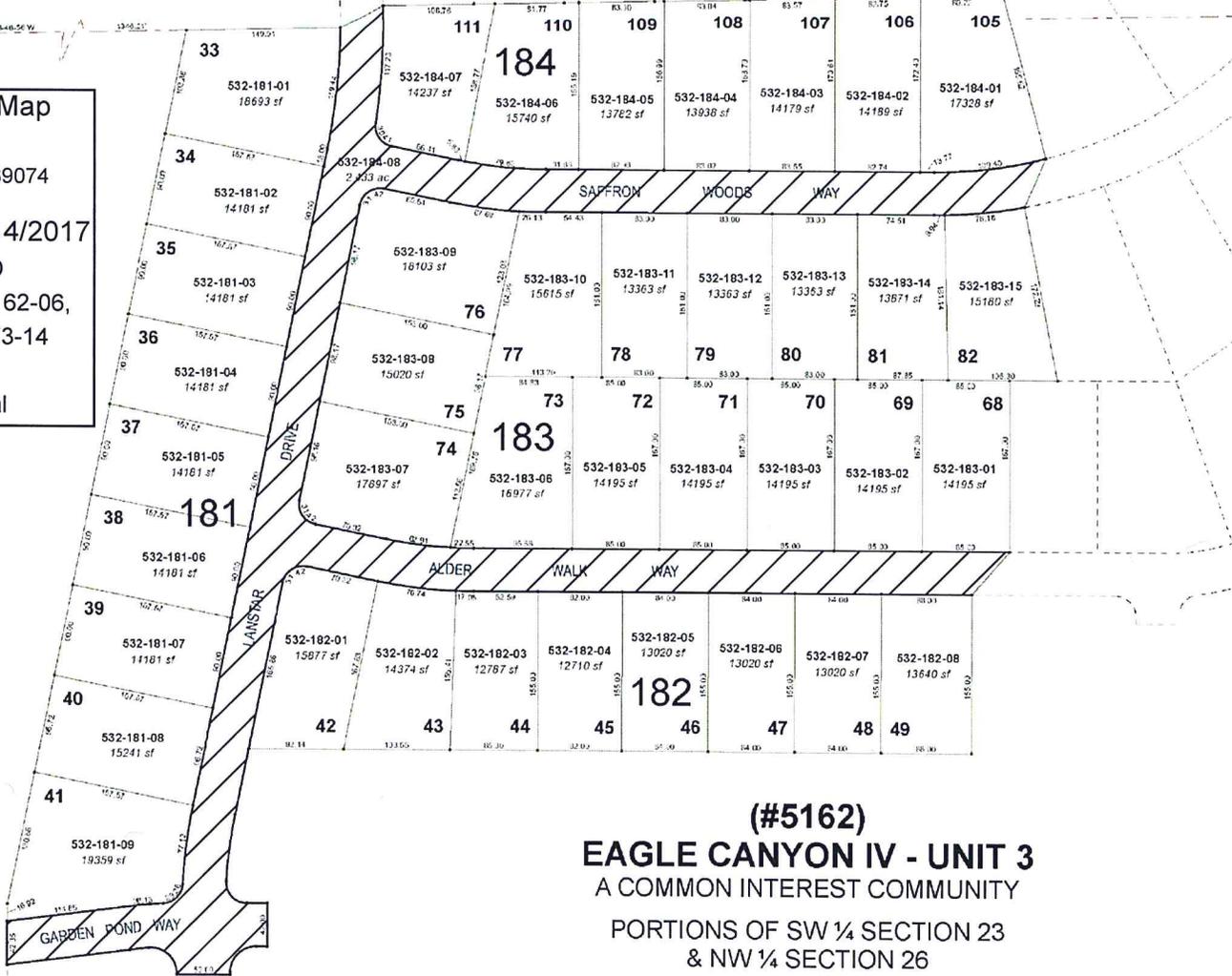
area covered by shown on map(s)
532-12

NOTE: This map was prepared for the use of the Washoe County Assessor for assessment and illustrative purposes only. It does not represent a survey of the property. No liability is assumed by the Assessor or any of its employees for any errors or omissions of the data contained herein.

EXHIBIT "1-D"



Subdivision Tract Map
5162
 Filed 5/13/2016 Doc. # 4589074
 Date Accepted: 11/14/2017
 Exhibits 1A,1B,1C, & 1D
 APN: 532-154-08, 532-162-06,
 532-184-08 and 532-173-14
 8.86 acres of R/W total
 1.64 miles of Roads total



(#5162)
EAGLE CANYON IV - UNIT 3
 A COMMON INTEREST COMMUNITY
 PORTIONS OF SW ¼ SECTION 23
 & NW ¼ SECTION 26
 T21N - R20E

Assessor's Map Number
532-18

STATE OF NEVADA
WASHOE COUNTY
 ASSESSOR'S OFFICE
 Michael E. Clark, Assessor

100 East Liberty Street
 Carson City, NV 89401
 (775) 335-2231



1 inch = 100 feet



Created by: **KSB 6/02/2016**
 Participated:
 (Map previously shown on map #)
532-12

NOTE: This map was prepared for the use of the Washoe County Assessor's Office for assessment purposes only. It does not represent a survey of the property. No liability is assumed by the Assessor for the accuracy of the data shown hereon.



WASHOE COUNTY RECORDER

OFFICE OF THE COUNTY RECORDER
LAWRENCE R. BURTNES, RECORDER

1001 E. NINTH STREET
POST OFFICE BOX 11130
RENO, NEVADA 89520-0027
PHONE (775) 328-3661
FAX (775) 325-8010

LEGIBILITY NOTICE

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By my signing below, I acknowledge that I have been advised that once the document has been microfilmed it may not reproduce a legible copy.

Catherine Smith

Signature

11/14/17

Date

Catherine Smith

Printed Name

DOC # 4763305

11/14/2017 02:46:41 PM

Requested By
Washoe County Clerk
Washoe County Recorder
Lawrence R. Burtness - Recorder
Fee: \$0.00 RPTT:
Page 1 of 5

APN: 534-651-17, 534-651-18
and 534-642-14

*When recorded return to:
Washoe County Engineering & Capital Projects Division
PO Box 11130
Reno, NV 89520*



RESOLUTION ACCEPTING REAL PROPERTY
FOR USE AS A PUBLIC STREET
(A portion of Official Plat of Donovan Ranch - Phase 4
Subdivision Tract Map No. 5178)

The Official Plat of Donovan Ranch – Phase 4, Tract Map No. 5178, Section 24,
Township 21 North, Range 20 East, MDM, Document No. 4629768 recorded September 07,
2016, as described and shown on Exhibit “1A” and “1B” (a copy is attached and is incorporated
by reference).

WHEREAS, it is a function of the County of Washoe to operate and maintain public
streets; and

WHEREAS, the right of way for a portion of Horizon Ridge Road, a portion of Vista
Grande Drive, a portion of Rustic Ridge Court and a portion of Shady Valley Road, as shown on
attached Exhibits “1A” and “1B”, was offered for dedication by Official Plat of Donovan Ranch
– Phase 4, Subdivision Tract Map No. 5178, Document No. 4629768 recorded on September 07,
2016; and

WHEREAS, said offer of dedication was rejected by the Director of Planning and
Development Division because said road was not constructed to Washoe County standards; and

WHEREAS, NRS 278.390 specifically provides that if at the time a final map is
approved any streets are rejected the offer of dedication shall be deemed to remain open and the

11-0918

governing body may by resolution at any later date, and without further action by the property owner, rescind its action and accept the street for public use; and

WHEREAS, said streets have been inspected and constructed and now meet current County standards; and

WHEREAS, said streets are necessary for public access; and

WHEREAS, the Washoe County Board of Commissioners finds that it is in the best interest of the public to accept said streets.

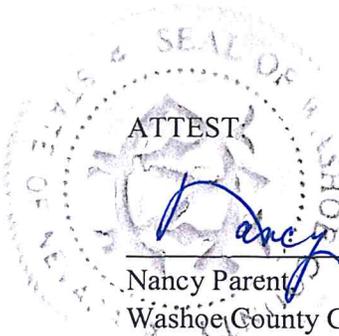
NOW, THEREFORE, BE IT RESOLVED, by the Washoe County Board of Commissioners, pursuant to NRS 278.390, that a portion of Horizon Ridge Road, a portion of Vista Grande Drive, a portion of Rustic Ridge Court and a portion of Shady Valley Road as shown on attached Exhibits "1A" and "1B", as portion of the Official Plat of Donovan Ranch – Phase 4, Subdivision Tract Map No. 5178 (as shown on Exhibit "1A" and "1B", a copy is attached and is incorporated by reference) is hereby accepted.

WASHOE COUNTY BOARD OF COMMISSIONERS



Bob Lucey, Chair
Washoe County Commission

Dated: November 14, 2017


ATTEST


Nancy Parent
Washoe County Clerk

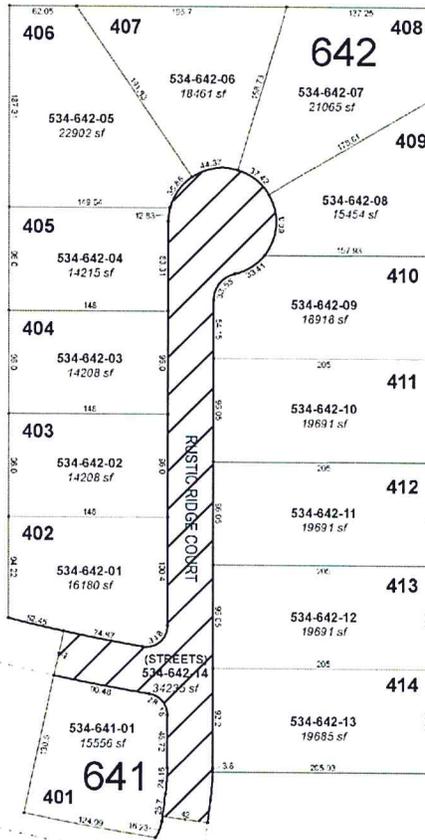
EXHIBIT "1-A"

VISTA GRANDE DRIVE

**(#5178)
DONOVAN RANCH
PHASE 4**

A COMMON INTEREST COMMUNITY
PORTION OF NW ¼ SECTION 24
T21N - R20E

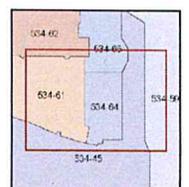
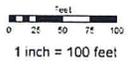
VISTA PARK DRIVE



**Subdivision Tract Map
5178**
Filed 9/7/2016 Doc. # 4629768
Date Accepted: 11/14/2017
Exhibits 1A & 1B
APN: 534-651-17, 534-651-18
and 534-642-14
1.49 acres of R/W total
0.21 mile of Roads total

Assessor's Map Number
534-64

STATE OF NEVADA
WASHOE COUNTY
ASSESSOR'S OFFICE
Michael E. Clark, Assessor
1001 East Ninth Street
Suite 1100
Reno, Nevada, 89512
(775) 328-2231

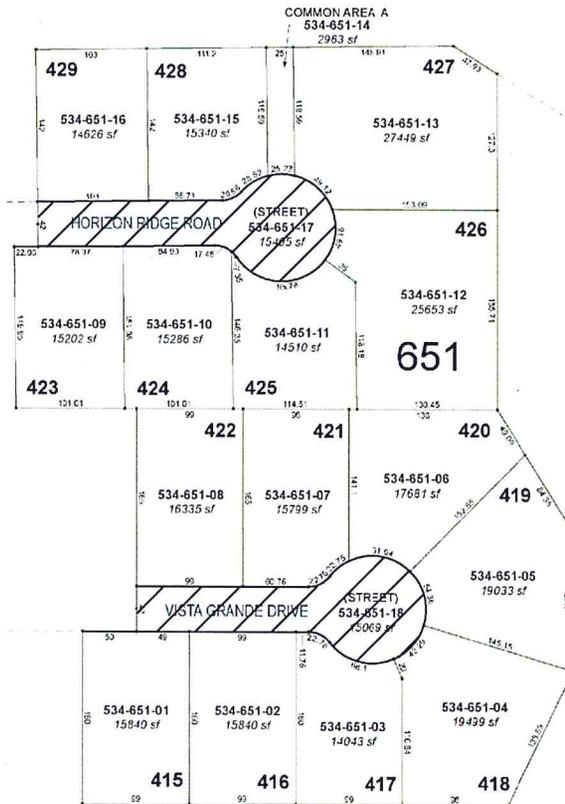


created by: **EMG 9/19/2016**
last updated: _____
area previously shown on map(s)
534-45

NOTE: This map was prepared for the use of the Washoe County Assessor for assessment and administrative purposes only. It does not represent a survey of the premises. No liability is assumed as to the sufficiency or accuracy of the data delineated hereon.

EXHIBIT "1-B"

**(#5178)
DONOVAN RANCH - PHASE 4
A COMMON INTEREST COMMUNITY
PORTION OF NW ¼ SECTION 24
T21N - R20E**



**Subdivision Tract Map
5178**

Filed 9/7/2016 Doc. # 4629768

Date Accepted: 11/14/2017

Exhibits 1A & 1B

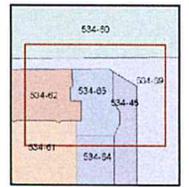
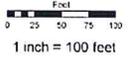
APN: 534-651-17, 534-651-18
and 534-642-14

1.49 acres of R/W total
0.21 mile of Roads total

Assessor's Map Number
534-65

STATE OF NEVADA
WASHOE COUNTY
ASSESSOR'S OFFICE
Michael E. Clark, Assessor

1001 East Ninth Street
Building D
Reno, Nevada 89512
(775) 323-2231



created by: **EMG 9/19/2016**

last updated:

area previously shown on map(s)
534-45

NOTE: This map was prepared for the use of the Washoe County Assessor for assessment and illustrative purposes only. It does not represent a survey of the premises. No liability is assumed as to the specific maps or accuracy of the data delineated herein.



WASHOE COUNTY RECORDER

OFFICE OF THE COUNTY RECORDER
LAWRENCE R. BURTNES, RECORDER

1001 E. NINTH STREET
POST OFFICE BOX 11130
RENO, NEVADA 89520-0027
PHONE (775) 328-3661
FAX (775) 325-8010

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By my signing below, I acknowledge that I have been advised that once the document has been microfilmed it may not reproduce a legible copy.

Catherine Smith

Signature

11/14/17

Date

Catherine Smith

Printed Name

DOC # 4763306

11/14/2017 02:46:41 PM

Requested By

Washoe County Clerk

Washoe County Recorder

Lawrence R. Burtness - Recorder

Fee: \$0.00 RPTT:

Page 1 of 4

APN: 534-633-14

When recorded return to:

Washoe County Engineering & Capital Projects Division

PO Box 11130

Reno, NV 89520



RESOLUTION ACCEPTING REAL PROPERTY

FOR USE AS A PUBLIC STREET

(A portion of Official Plat of Autumn Trails Unit 2

Subdivision Tract Map No. 5196)

The Official Plat of Autumn Trails - Unit 2, Tract Map No. 5196, E ½ Section 25, Township 21 North, Range 20 East, MDM, Document No. 4693456 recorded April 05, 2017, as described and shown on Exhibit "1" (a copy is attached and is incorporated by reference).

WHEREAS, it is a function of the County of Washoe to operate and maintain public streets; and

WHEREAS, the right of way for Smoke Wagon Drive and Tranquil Drive as shown on attached Exhibit "1", was offered for dedication by Official Plat of Autumn Trails - Unit 2, Subdivision Tract Map 5196, Document No. 4693456 recorded on April 05, 2017; and

WHEREAS, said offer of dedication was rejected by the Director of Planning and Development Division because said road was not constructed to Washoe County standards; and

WHEREAS, NRS 278.390 specifically provides that if at the time a final map is approved any streets are rejected the offer of dedication shall be deemed to remain open and the governing body may by resolution at any later date, and without further action by the property owner, rescind its action and accept the street for public use; and

17-0912

WHEREAS, said streets have been inspected and constructed and now meet current County standards; and

WHEREAS, said streets are necessary for public access; and

WHEREAS, the Washoe County Board of Commissioners finds that it is in the best interest of the public to accept said streets.

NOW, THEREFORE, BE IT RESOLVED, by the Washoe County Board of Commissioners, pursuant to NRS 278.390, that Smoke Wagon Drive and Tranquil Drive as shown on attached Exhibit "1", as portion of the Official Plat of Autumn Trails - Unit 2, Subdivision Tract Map 5196, (as shown on Exhibit "1", a copy is attached and is incorporated by reference) is hereby accepted.

WASHOE COUNTY BOARD OF COMMISSIONERS

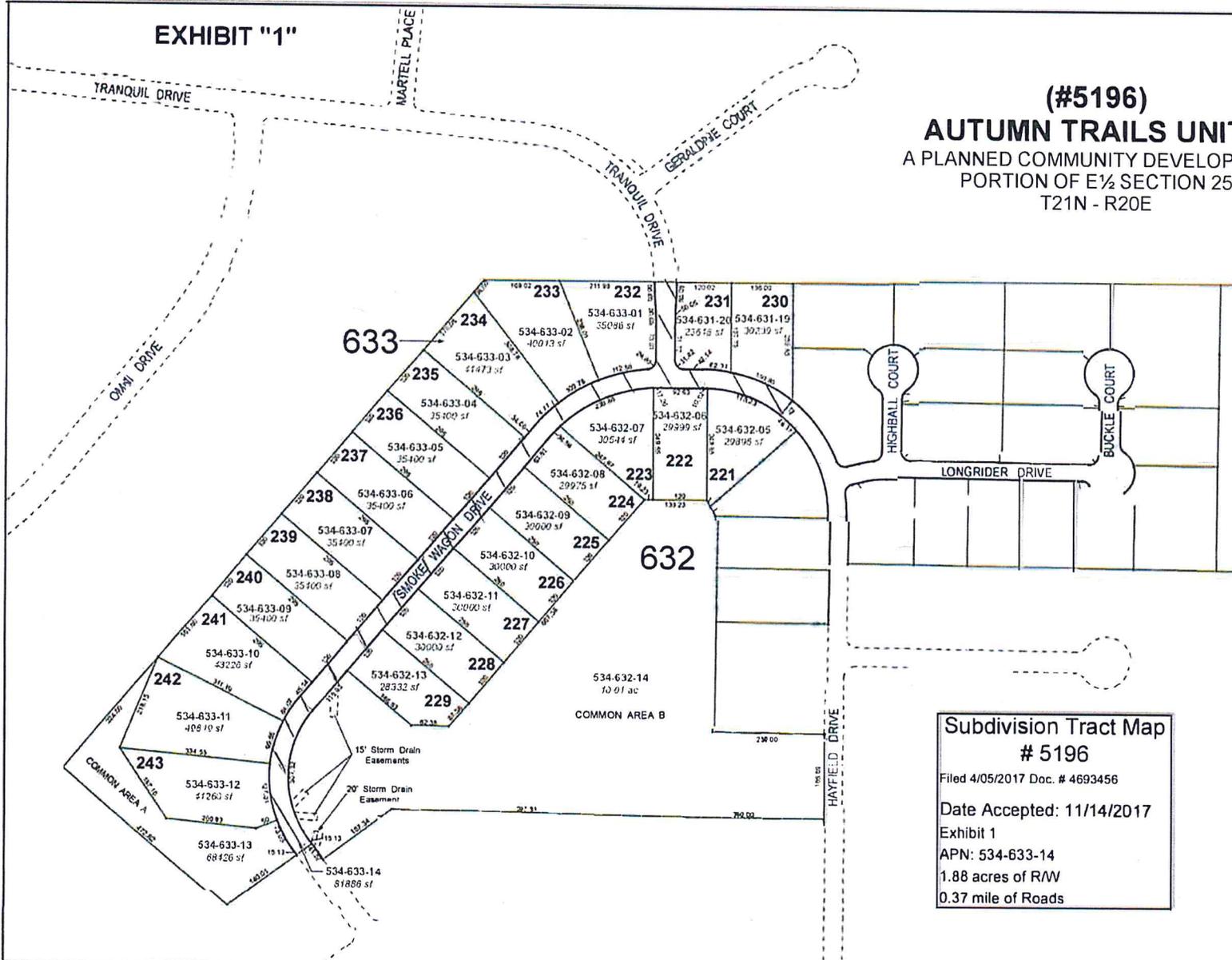

Bob Lucey, Chair
Washoe County Commission

Dated: November 14, 2017

ATTEST:


Nancy Parent,
Washoe County Clerk

EXHIBIT "1"

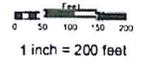


(#5196)
AUTUMN TRAILS UNIT 2
 A PLANNED COMMUNITY DEVELOPMENT
 PORTION OF E 1/2 SECTION 25
 T21N - R20E

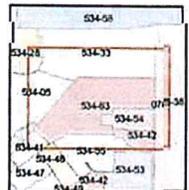
Subdivision Tract Map
5196
 Filed 4/05/2017 Doc. # 4693456
 Date Accepted: 11/14/2017
 Exhibit 1
 APN: 534-633-14
 1.88 acres of R/W
 0.37 mile of Roads

Assessor's Map Number
534-63

STATE OF NEVADA
WASHOE COUNTY
 ASSESSOR'S OFFICE
 Michael E. Clark, Assessor
 1001 East Ninth Street
 Building D
 Reno, Nevada 89512
 (775) 325-2231



1 inch = 200 feet



created by: EMG 08/12/2015
 last updated: EMG 11/15/16 BR 4/12/17
 area previously shown on map(s)
534-42

NOTE: This map was prepared for the use of the Washoe County Assessor for assessment and illustrative purposes only. It does not represent a survey of the premises. No liability is assumed as to the sufficiency or accuracy of the data delineated hereon.



WASHOE COUNTY RECORDER

OFFICE OF THE COUNTY RECORDER
LAWRENCE R. BURTNES, RECORDER

1001 E. NINTH STREET
POST OFFICE BOX 11130
RENO, NEVADA 89520-0027
PHONE (775) 328-3661
FAX (775) 325-8010

LEGIBILITY NOTICE

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By my signing below, I acknowledge that I have been advised that once the document has been microfilmed it may not reproduce a legible copy.

Catherine Smith

Signature

11/14/17

Date

Catherine Smith

Printed Name

**FORENSIC SUPPORT SERVICES AGREEMENT
BETWEEN
WASHOE COUNTY ON BEHALF OF
THE WASHOE COUNTY SHERIFF'S OFFICE
AND
THE RENO TAHOE AIRPORT AUTHORITY**

THIS AGREEMENT is made and entered by and between **WASHOE COUNTY**, on behalf of the **WASHOE COUNTY SHERIFF'S OFFICE**, hereinafter referred to collectively as **WASHOE**, and the **RENO TAHOE AIRPORT AUTHORITY** hereinafter referred to as **USER**.

WITNESSETH:

WHEREAS, pursuant to NRS 277.180, **WASHOE** and **USER** may, in the performance of their functions, use each other's facilities and services, with the consent of the other party and subject to such terms and conditions as the parties may agree upon; and

WHEREAS, **USER** desires to acquire the assistance of **WASHOE** in providing **USER** the use of **WASHOE'S** Forensic Support Facilities and Services;

WHEREAS, **WASHOE** desires to provide its assistance to **USER** in regard to the use of **WASHOE'S** Forensic Support Facilities and Services;

NOW, THEREFORE, based on the foregoing premises and the following covenants, terms and conditions, the parties hereto do hereby agree as follows:

1. SERVICES PROVIDED: Unless otherwise provided and/or amended by written agreement of the parties hereto, **WASHOE** shall provide for **USER** forensic analyses within the existing capabilities of **WASHOE** as set forth in **Exhibit B** attached hereto and hereby incorporated by reference. In this regard, it is the understanding and intent of the parties, as the capabilities of **WASHOE** change over time, to execute written amendments to this Agreement indicating any services no longer provided as well as to identify any new services to be provided and the cost thereof.

WASHOE staff shall be available, upon reasonable notice should **USER** require said staff, to participate in legal proceedings (discovery practice or court appearances) to testify as to any testing and certification services performed for **USER** pursuant to this Agreement.

A. For fiscal year 2017/2018 **USER** shall pay to **WASHOE** a fee of **\$1,351**, which fee shall entitle **USER** to the use of the forensic laboratory services currently within the capability of **WASHOE** as such are more fully set forth in **Exhibit B** attached hereto and hereby incorporated by reference. The annual fee shall compensate Washoe County for work performed during the contract period. Fees for services are due and payable in full within 30 days of **USER'S** receipt of billing by **WASHOE**. Toxicology services shall continue to be invoiced quarterly. Toxicology services are not included in this Agreement. Any costs incurred for toxicology services shall be invoiced separately and shall be paid in addition to the annual fee paid by **USER** hereunder.

17-0917

B. In the event, during any fiscal year covered by this Agreement, WASHOE shall increase its forensic laboratory services beyond those set-forth in **Exhibit A**, the parties agree to negotiate, in good faith, an increase in the annual fee charged by WASHOE to USER to compensate WASHOE for the provision of the additional forensic laboratory services to USER. Any such agreement shall be memorialized by a written addendum to this Agreement signed by both of the parties hereto. Any increase in the annual fee shall be due and payable in full within 30 days after execution of said addendum.

C. In the event that the governing body of the county fails to obligate any funds necessary to carry out the duties created hereunder beyond the county's then current fiscal year, this agreement shall terminate without charge, penalty, or sanction.

D. During the term of this Agreement, in the event that WASHOE shall be required to engage the consultation services of any outside forensic laboratory or specialist in order to provide USER with any additional expertise or equipment outside of the current capability of WASHOE to perform for USER, USER shall reimburse WASHOE in full for any costs or fees incurred as a result of said consultation. Any such consultation fees shall be due and payable in full within 30 days of USER'S receipt of billing by WASHOE for any such consultation services.

E. In the event that USER shall require the testimony of any of the staff of WASHOE in any legal proceedings in order to testify as to any testing or certification performed for USER pursuant to this Agreement, USER agrees to reimburse WASHOE for any compensation, benefits, travel and per diem costs incurred by WASHOE in providing said staff at the time, place and for the purposes required to assist USER. Any such reimbursement shall be due and payable in full within 30 days of USER'S receipt of billing by WASHOE for any such staff services.

2. INDEMNIFICATION: USER agrees to indemnify, defend and hold harmless WASHOE, its officers, employees, and agents, from and against any and all claims, demands, or actions by any person or entity which arise or result from any act or omission to act on the part of any officers, employees, or agents of USER in connection with the services to be provided pursuant to this Agreement.

WASHOE agrees to indemnify, defend and hold harmless USER, its officers, employees, and agents, from and against any and all claims, demands, or actions by any person or entity which arise or result from any act or omission to act on the part of any officers, employees, and agents of WASHOE in connection with the services to be provided pursuant to this Agreement.

The parties do not waive and intend to assert any liability limitations available under law, including but not limited to those defenses available under chapter 41 of Nevada Revised Statutes in all cases.

3. MODIFICATION: Any modification or amendment to this Agreement, in order to be binding upon the parties, must be in writing and be signed by both of the parties hereto.

4. EFFECTIVE DATE AND RENEWAL:

A. This Agreement shall be effective as of October 1, 2017 and terminate as of June 30, 2018.

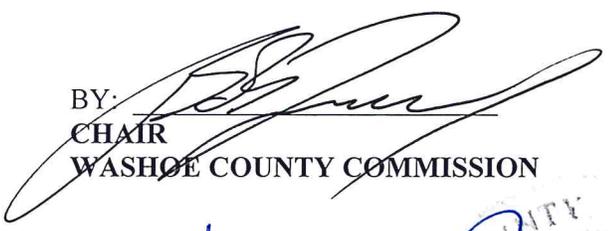
B. Either party to this Agreement may terminate this Agreement at any time of the term of the Agreement by giving the other party to this Agreement 180 days prior written notice.

C. This Agreement may be renewed by the parties for any subsequent fiscal year by virtue of the parties' execution of a renewal agreement setting for the fiscal year for which the renewal shall be effective, the services to be rendered, and the costs and fees to be incurred by USER to WASHOE. Any such renewal shall be contingent upon the parties agreeing to the annual fee to be charged by WASHOE to USER.

DATE: 10/23/17

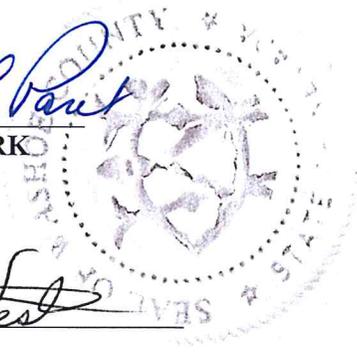
BY: 
WASHOE COUNTY SHERIFF

DATE: Nov 14, 2017

BY: 
CHAIR
WASHOE COUNTY COMMISSION

DATE: Nov 14, 2017

ATTEST: 
WASHOE COUNTY CLERK



DATE: 09-26-2017

BY: 
USER

EXHIBIT B

FY 17/18

Services Provided Under the Forensic Science Division Contract Option B (No Crime Scene/Photo Laboratory Services Included)

Controlled Substances

Qualitative analysis and identification of substances controlled under the Federal Controlled Substances Act (CSA) or the Nevada Administrative Code (NAC).

- Up to 5 separate items can be submitted per case.
- Evidence will be accepted in cases that are being actively prosecuted, needed for Grand Jury to support charges, to obtain a warrant, in an on-going investigation, or for officer safety.
- Only selected items from those submitted will be analyzed.
 - When substances likely to contain a Schedule I compound are submitted, one of each type of substance will be analyzed.
 - When a Schedule I compound is identified, substances likely to contain a compound in a lower schedule will not be analyzed.
 - Visually similar substances will be tested when the total net weight could substantiate a trafficking charge. This may be deferred until the case is set for District Court.
 - Residue and paraphernalia items only will be tested when no other controlled substance evidence exists.
 - Pharmaceutical preparations (tablets or capsules)
 - ♦ Identification of any controlled substance in one dosage unit when no other controlled substance evidence is present (except marijuana).
 - ♦ Visual examination only when a scheduled controlled substance is identified, as outlined above (except marijuana), or if consistent with prescription or over-the-counter preparations.

Additional controlled substance exhibits may be analyzed on a case by case basis. If services beyond those listed above are needed, please contact the division for consultation prior to submitting the evidence.

- Controlled Substances services NOT included, or restricted.
 - Quantitative or purity analysis
 - Analysis of the contents of syringes; unless extenuating circumstances exist as approved by the Laboratory Director
 - Analysis of non-controlled substances as poisons, clandestine laboratories chemicals, and various cutting agents.
 - Clandestine lab testimony

Shoeprint and Tire Track Comparison

Firearms/Toolmark Examinations (Cases going to court and those needed for investigative purposes are being prioritized. After those, cases are being worked in reverse order (newest first))

- Distance determination
- Comparative analysis (bullets, cartridge cases, toolmarks etc.)
- Weapon function test
- Serial number restoration

Latent Print Processing

Appropriate chemical or powder processing of submitted items

- Development and submission of latent prints of value

Latent Print Comparison

- Evaluation of submitted prints- determination of value
- WIN/ABIS (Western Identification Network/Automated Biometric Identification System)
- Known subject comparison

Primary Examination

- Presumptive and Confirmatory Stain Characterization
 - Semen (presence of sperm cells)
 - Seminal fluid (absence of sperm cells)
 - Saliva
 - Blood including Human Blood
- Determination of human vs animal hair and suitability of hair for DNA testing

DNA Analysis

- Homicide (up to 15 evidentiary samples and 10 reference samples)
- Sexual crimes (with presence of sperm up to 3 evidentiary samples and 5 reference samples)
- Sexual crimes (absence of sperm up to 5 evidentiary samples and 5 reference samples)
- Crimes against a person (up to 4 evidentiary samples and 5 reference samples)
- Property crimes (up to 2 evidentiary samples and 5 reference samples)
- DNA samples in addition to above limits can be processed at \$250.00 per hour

The following additional services can be offered on a fee for service basis:

Crime Scene Investigation (24/7 Response)

Crime Scene Investigation can be provided for the following types of cases at a rate of \$250.00 per hour per investigator. Calls outside of the Reno area will always required a minimum of 2 investigators. The FIS Sergeant will determine the number of investigators needed based on the case information.

- Homicide
- Attempted homicide
- Officer involved shootings
- Questionable deaths with detective on scene
- Kidnapping
- Child abuse
- Sexual assault with substantial bodily injury or unknown suspect
- Battery with a deadly weapon with substantial bodily injury
- Armed robbery with substantial bodily injury
- Bank robbery with substantial bodily injury
- Robbery, strong armed, with substantial bodily injury
- Fatal traffic accidents when vehicular homicide is suspected
- Homicide autopsy

Photo Laboratory services can be provided per the following fee schedule:

- \$25.00 per CD

Forensic services within the existing capabilities of the laboratory do NOT include the following:

- DNA analysis on skeletal remains, weapons violations, possession of stolen property, found property, vandalism, controlled substances, and larceny.
- Trace evidence analysis: fibers, glass, paint, hair, chemical unknowns, physical match and explosive materials
- Arson (Ignitable Liquids)
- Latent print processing or DNA analysis of fired cartridge casings.
- Document examination such as handwriting comparisons
- Consultation on casework performed by other laboratories
- Casework or testimony on civil matters

Incomplete Case Submissions:

Examination requests that are missing information may be held for up to 30 days awaiting complete information. If the information is not received, the examination will be cancelled, no report will be issued, and the evidence will be returned to the submitting agency.

Note: The following services are provided by the Forensic Science Division but are not included as part of this contract as they are funded by other means.

- The Breath Alcohol Program is funded by the State.
- DNA analysis of convicted offenders samples per NRS 176.0913. The funding for this analysis is provided through the \$150.00 fee collection per NRS 176.0915 and grant funding.
- DNA Analysis of Arrestee sample for the database. This is funded through an administrative assessment per NRS 176.0623.
- The IBIS/NIBIN (Integrated Ballistic Identification System/National Integrated Ballistic Information Network) (firearms database) is included for all agencies. This is not a service that is charged for.

This scope of work does not include Toxicology services. Toxicology will continue to be billed on a per test basis. If you have any questions regarding Toxicology services, contact the Forensic Science Division.