

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

TUESDAY

10:00 A.M.

JUNE 23, 2020

PRESENT:

Bob Lucey, Chair

Marsha Berkbigler, Vice Chair

Kitty Jung, Commissioner (via telephone)

Vaughn Hartung, Commissioner (via Zoom)

Jeanne Herman, Commissioner

Nancy Parent, County Clerk

Eric Brown, County Manager

David Watts-Vial, Assistant District Attorney (via Zoom)

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:

Chair Lucey welcomed everyone and stated meetings were still being conducted while practicing social distancing, and Chambers was still closed to the public. He informed the people participating via telephone or the Zoom app that they could submit public comment via the website.

Chair Lucey stated Agenda Item 6 was being pulled from the agenda.

20-0424 AGENDA ITEM 3 Public Comment.

Voicemails left by the following individuals in opposition to the proposed suspension of the Washoe County Employee Association cost of living adjustments and vacation buyouts were played in Chambers: Ms. Sandra Troutson; Mr. Eric Zappie; Ms. Barbara Arbagast; Ms. Brandy Ellison; Mr. Todd Kirsten; Mr. Joel Rivadeneyra; Mr. Brando Heras; Ms. Cate Salim; Mr. Doug Glodt; Ms. Kim Graham; Ms. Suni Monga, and Ms. Sue W. The individuals concerns included: families needed support; the County's stable end of year fund balance; the increased duties employees had during shutdown; increased cost of living expenses; the short length of time that had passed to determine the budget shortfall; the out-of-pocket money spent by employees to purchase items to work remotely; and the \$20 million in COVID-19 relief the County was expected to receive.

Via voicemail, Mr. James Whalen spoke about the public Washoe County tennis center being for the financial benefit of one person. He wanted the Board to suspend the current agreement and reinstate the previous agreement. The audio recording was difficult to hear and much of Mr. Whalen's message was inaudible.

County Clerk Nancy Parent read an email submitted by Ms. Tammy Holt-Still, which expressed concern about a lack of Sheriff's presence in the north valleys. She thought issues concerning speeding, illegal passing, and excessive noise were not being addressed by law enforcement. She brought up a vehicle shooting incident in Lemmon Valley that was reported to the Washoe County Sheriff's Office. Lemmon Drive was the responsibility of the City of Reno, but she indicated they were not doing their job in Lemmon Valley. She opined the flooding in Lemmon Valley was ignored until the Governor forced proactive work, even though many properties were damaged. She did not want lives to be lost.

Ms. Parent read an email from Ms. Wendy Pitts concerning her attempts to contact District Attorney Chris Hicks to press cyber-stalking charges, but she received no response. She requested the Board of County Commissioners direct the District Attorney to investigate and file felony charges on her behalf if it was confirmed that cyber-stalking, mob intimidation, and harassment occurred towards her by Washoe County management. She wrote she would request an investigation by the US Attorney's Office if no action was taken by the District Attorney's Office.

20-0425 AGENDA ITEM 4 Announcements/Reports.

County Manager Eric Brown stated one item in the Consent Agenda was the reopening of the Wildcreek Golf Course. He noted it closed shortly after the COVID-19 crisis began. He indicated he was working with Mike Mazzaferri and his staff, who ran the Sierra Sage Golf Course, and Assistant County Manager Dave Solaro to get the course back open; he thanked them for their efforts.

Commissioner Hartung thanked staff for getting Wildcreek Golf Course back open. He thought it was a great facility and hoped it would be successful. He acknowledged the Regional Transportation Commission (RTC) was extending a route north to Desert Skies Middle School, with access to the Family Resource Center; this would coincide with the opening of school. He thanked the RTC for pushing the FlexRIDE route boundaries into the Spanish Springs valley. He was grateful to the RTC for getting bus service to the area after so many years of him asking.

Commissioner Herman said there were other crimes being committed in the north valleys in addition to the shooting that Tammy Holt-Still brought up. She spoke about a retired couple whose house was flooded so they were living in a recreational vehicle on a neighbor's property. Because their property was not occupied, she noted, people had broken into their structures. She stated she was trying to raise funds to have the house elevated and any help would be appreciated.

CONSENT AGENDA ITEMS – 5A THROUGH 5J

20-0426 5A Approval of minutes for the Board of County Commissioners' regular meetings of May 12, 2020, May 19, 2020, and May 26, 2020. Clerk. (All Commission Districts.)

- 20-0427** **5B** Acknowledge receipt of annual report of projected expenditures for the Account for the Acquisition and Improvement of Technology in the Office of the County Assessor for FY 2020/2021. Assessor. (All Commission Districts.)
- 20-0428** **5C1** Recommendation to approve Amendment #3 to Agreement regarding November 2000 Parks, Trails and Open Space Bonds-Lake Tahoe Bike Path Project [Parks-WC-1] for Phase 4 of the Lake Tahoe Bike Path Project between Washoe County and Tahoe Transportation District to extend the end term from June 30, 2020 to June 30, 2021 [no fiscal impact]; and authorize Assistant County Manager [Dave Solaro] to execute the Amendment #3 and all appropriate Tahoe Transportation District related agreements and documents. Community Services. (Commission District 1.)
- 20-0429** **5C2** Recommendation to accept grant funding [\$20,049.71 with no County match] for Fiscal Year 2020 from the USDA Forest Service, received under the Secure Rural Schools and Community Self-Determination Act of 2000 (SRS Act) for the benefit of public schools and roads within Washoe County; and direct the Comptroller's Office to make the necessary budget amendments. Community Services. (All Commission Districts.)
- 20-0430** **5C3** Recommendation to approve and enter a Professional Management Services Agreement with MAZZ Golf Management to operate and maintain Wildcreek Golf Course commencing June 23, 2020 through November 15, 2020, for the operation, management and maintenance of the Wildcreek Golf Course. Washoe County will pay for the utilities and one part-time irrigation specialist which is the cost to Washoe County for maintenance and upkeep of the asset without golf operation, and the Parties will split one-half of any profits. Community Services. (Commission District 3.)
- 20-0431** **5D** Recommendation for the Board of County Commissioners to acknowledge the grant award from the Nevada Administrative Office of the Courts in the amount of [\$24,000, no match required], for the purpose of purchasing conferencing equipment for the term of 05/01/2020 to 09/30/2020 and if acknowledged, direct the Comptroller's office to make the appropriate budget amendments. District Court. (All Commission Districts.)
- 20-0432** **5E1** Recommendation to approve budget amendments totaling an increase of [\$34,325.00] in both revenue and expense to the FY20 Public Health/Hospital Preparedness COVID-19 response grant retroactive to January 20, 2020 through June 20, 2021 and if approved, direct the Comptroller's office to make the appropriate budget amendments. Health District. (All Commission Districts.)

- 20-0433** **5E2** Recommendation to approve purchases in the approximate amount of [\$118,000.00] from Merck Sharp & Dohme Corporation for vaccine in support of clinic operations on behalf of the Community and Clinical Health Services Division of the Washoe County Health District. (All Commission Districts.)
- 20-0434** **5F** Recommendation to approve an Interlocal Contract between the Washoe County Health District and Washoe County through its Department of Juvenile Services to provide consultative and clinical services, Tuberculosis (TB) testing and Sexually Transmitted Disease (STD)/TB treatment medications for Wittenberg juveniles for the period upon ratification by the governing parties through June 30, 2021 with automatic renewal for two successive one-year periods for a total of three years on the same terms; if approved, authorize the Chair to execute the Agreement. Juvenile Services. (Commission Districts.)
- 20-0435** **5G1** Recommendation for the Board of County Commissioners to adopt the 2020 Washoe Regional Emergency Operations Plan (REOP), and authorize the County Emergency Manager to update the plan as necessary, and if adopted authorize the County Commission Chairman to execute a Resolution to promulgate the plan. Manager's Office. (All Commission Districts.)
- 20-0436** **5G2** Recommendation to acknowledge receipt of the operational audit completed for the Human Services Agency from the Internal Audit Division. Manager's Office. (All Commission Districts.)
- 20-0437** **5G3** Recommendation to acknowledge receipt of the audit completed for the Cash Control Audit - Phase One from the Internal Audit Division. Manager's Office. (All Commission Districts.)
- 20-0438** **5G4** Recommendation to approve cross-fund appropriation transfers to move funds for the Silver State Grants Conference [in the amount of \$17,000] to a restricted fund to be used for a future grants conference and training. Manager's Office. (All Commission Districts.)
- 20-0439** **5G5** Recommendation to approve the Professional Services Agreement for Video Broadcasting and Production Services to SoSu TV, not to exceed amount [\$132,000] for FY21 and optional services not to exceed [\$5,000] annually, unless approved by the County Manager. Manager's Office. (All Commission Districts.)
- 20-0440** **5H1** Recommendation to accept the BJA FY 20 Coronavirus Emergency Supplemental Funding Program funding [amount not to exceed \$36,862.00, no County match required] as administered through the United States Department of Justice Bureau of Justice Assistance to be used to support

Coronavirus Emergency activities within the Washoe County Regional Detention Facility, for the retroactive grant period of January 20, 2020 - January 31, 2022, and if approved authorize Sheriff Balaam to execute grant award documentation, and direct Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)

- 20-0441** **5H2** Recommendation to accept Overdose Detection and Mapping Application Program (ODMAP) funding [amount not to exceed \$65,000.00, no County match required] from the Bureau of Justice Assistance as administered through the Nevada Attorney General's Office to be used to support statewide adoption of ODMAP as well as the development of highly coordinated public safety, behavioral health and public health responses to the data, focusing on hot spots and trends of concern within Washoe County, for the retroactive grant period of May 1, 2020 - June 30, 2021, and if approved, authorize Sheriff Balaam to execute grant award documentation and direct Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)
- 20-0442** **5J** Recommendation to accept a one-time donation of gloves [value of \$100.00] from Sean Coleman to be used by Washoe County Treasurer's Office staff. Treasurer's Office. (All Commission Districts.)

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

On motion by Vice Chair Berkbigler, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Consent Agenda Items 5A through 5J be approved. Any and all Resolutions or Interlocal Agreements pertinent to Consent Agenda Items 5A through 5J are attached hereto and made a part of the minutes thereof.

BLOCK VOTE – 8 THROUGH 20

- 20-0443** **AGENDA ITEM 8** Recommendation to accept and ratify the Washoe County Regional Communication System P25 Radio System Interlocal Agreement which establishes an operational and management structure that provides the opportunity for signing agencies to participate in the ongoing governance, administration and management of the P25 Radio System; and a framework to allocate costs of the system to signing agencies proportionate to their use of the system; and, as required by the agreement, pay into the Washoe County Regional Communication System fund [\$4,550,927.10] over fifteen years, [\$303,395.14] annually; and Operations and Maintenance fees totaling [\$335,623.98] for Fiscal Year 2020-2021. Technology Services. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 8 be accepted and ratified. The Interlocal Agreement for same is attached hereto and made a part of the minutes thereof.

- 20-0444** **AGENDA ITEM 9** Recommendation to 1) approve roll change requests, pursuant to NRS 361.765 and/or NRS 361.768, for errors discovered on the 2016/2017, 2017/2018, 2018/2019 and 2019/2020 secured and unsecured tax rolls 2) authorize Chair to execute the changes described in Exhibits A and B and 3) direct the Washoe County Treasurer to correct the error(s). [cumulative amount of decrease to all taxing entities \$188,290.12]. Assessor. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 9 be approved, authorized, and directed.

- 20-0445** **AGENDA ITEM 10** Recommendation to authorize the Comptroller to renew the Excess Liability Insurance Policy with Peleus Insurance Company for [\$213,812] effective July 1, 2020 and authorize the Comptroller's Office to sign the applications and agreements necessary to bind coverage, with funding from the Risk Management Fund. Comptroller. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 10 be authorized.

- 20-0446** **AGENDA ITEM 11** Recommendation to authorize the Comptroller to renew the Excess Workers' Compensation Insurance Policy with Safety National for the second year of a two-year term with an annual premium installment of [\$283,130] and the Property, Boiler & Machinery, Cyber Liability and Pollution Liability Insurance Policy with the Public Entity Property Insurance Program for one year at a premium not to exceed [\$794,080], effective July 1, 2020 and authorize the Comptroller's Office to sign the applications and agreements necessary to bind coverage, funding from the Risk Management Fund source. Comptroller. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 11 be authorized.

20-0447 **AGENDA ITEM 12** Recommendation to approve an Agreement for Professional Engineering Services between Washoe County and Carollo to provide construction management and bidding services for Pleasant Valley Interceptor Reach 3 and Pleasant Valley Lift Station Construction Management Services within the South Truckee Meadows Water Reclamation Facility service territory [\$1,873,241]. Community Services. (Commission District 2.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 12 be approved.

20-0448 **AGENDA ITEM 13** Recommendation to approve an Agreement for Professional Consulting Services between Farr West Engineering and Washoe County for engineering design services for the Hidden Valley Regional Park - Effluent Disposal Facility Phase I project [\$401,000]. Community Services. (Commission District 2.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 13 be approved.

20-0449 **AGENDA ITEM 14** Recommendation to approve, pursuant to NRS 278.040 and on the recommendation of the Chair, the appointment of Patricia Phillips to the Washoe County Planning Commission representing At-Large South of the Truckee River (generally includes all areas of unincorporated Washoe County south of the Truckee River and includes Incline Village and Crystal Bay), to fill a term beginning on July 1, 2020, and ending on June 30, 2024, or until such time as Ms. Phillips no longer serves on the Planning Commission or a successor is appointed, whichever occurs first. Applicants include: James I. Barnes, Dereck S. Barrett, Adam R. Carmazzi, Daniel D. Carne, Thomas B. Courson, Michael Lefrancois, Keith Lockard, Art O'Connor, Erienne B. Overli, Patricia A. Phillips, D. Alexandra T. Profant, Joy Royston, Joseph H. Schulz, Dianne Stortz-Lintz. Community Services. (Commission Districts 1 and 2.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 14 be approved.

- 20-0450** **AGENDA ITEM 15** Recommendation to approve the attached resolution to augment the Equipment Services Fund in the amount of [\$267,380] to increase Fiscal Year 2020 budget authority for various operating expenses; and direct the Comptroller to make the necessary budget amendments. Community Services. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 15 be approved and directed. The Resolution for same is attached hereto and made a part of the minutes thereof.

- 20-0451** **AGENDA ITEM 16** Recommendation to approve the asset reassignment of multiple vehicles from various Washoe County departments to the Equipment Services Fund; and direct the Comptroller's Office to make the appropriate asset adjustments [net \$280,267.68]. Community Services. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 16 be approved and directed.

- 20-0452** **AGENDA ITEM 17** Recommendation to approve budget amendments totaling an increase of (\$289,210.00) in expense to the FY20 Drug Court Expansion grant retroactive to July 1, 2019 through June 30, 2020 and if approved, direct the Comptroller's office to make the appropriate budget amendments. District Court. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 17 be approved and directed.

- 20-0453** **AGENDA ITEM 18** Recommendation to acknowledge the grant award from the State of Nevada, Administrative Office of the Courts to the Second Judicial District Court, in the amount of [\$907,378.40] (no match required), to support the Specialty Court programs, effective July 1, 2020 through June 30, 2021. District Court. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 18 be acknowledged.

- 20-0454** **AGENDA ITEM 19** Recommendation to approve budget amendments totaling an increase of [\$846,710.00] in both revenue and expense to the FY20 COVID-19 crisis response grant retroactive to January 20, 2020 through March 15, 2021 and direct the Comptroller's office to make the appropriate budget amendments. Health District. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 19 be approved and directed.

- 20-0455** **AGENDA ITEM 20** Recommendation to reappoint Jean Stoess to the Washoe County Library Board of Trustees, with a term effective July 1, 2020 to June 30, 2024. Library. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Jean Stoess be reappointed to the Washoe County Library Board of Trustees, with a term effective July 1, 2020 through June 30, 2024.

- 20-0456** **AGENDA ITEM 7** Recommendation, discussion and possible action to declare a material breach by Cerecare Clinical Services, LLC of the contract between Washoe County and Cerecare Clinical Services, LLC for the purchase of COVID 19 test kits and provision of COVID 19 testing services, and possible action to terminate, seek a refund, continue, modify, or take other action determined to be appropriate by the Board. (All Commission Districts.)

Emergency Management Administrator Aaron Kenneston stated this was an item related to the initial response to the COVID-19 (C19) crisis, where the Incident Management Team realized they needed to increase testing in the region. He said the State lab was hard pressed to keep up with the number of tests that were being taken or needed to be taken. The State had since increased its capacity, which the County was appreciative of, but the County sought to find a private vendor with a lab that could support testing. The primary concern at the time was testing first responders because they moved throughout the community and a first responder who was C19 positive would likely be considered a "super spreader". He stated they found a company and engaged in a contract for \$825,000 for 5,000 tests to be administered with a guaranteed 72-hour turn around so individuals

could be isolated immediately after a positive result. He said they began that process with issues that were common for any new process. He stated they worked out reporting processes and protocols through the State of Nevada, who was required to be notified of positive results, and processes to report negative results. He noted the positive cases would be contact traced. He mentioned the processes were worked out and testing began. He indicated the Governor gave direction to test asymptomatic individuals, and the Specialty Diagnostic, Inc. (SDI) tests were used on vulnerable populations such as the homeless population. He stated issues started when tests results were not received for 11 to 14 days, or more in some cases. He admitted there was a possibility of community responders spreading the virus during the delay in results. He asserted notice was provided to CereCare that the response times were unsatisfactory, and testing reverted back to the State lab.

Chair Lucey stated this was a legal action to terminate the contract for material breach and asked Assistant District Attorney David Watts-Vial for legal advice for this item. Mr. Watts-Vial asserted the Board needed to ensure that CereCare had the opportunity to present any existing evidence.

10:58 a.m. The Board recessed for technical issues.

11:03 a.m. The Board reconvened with all members present.

Chair Lucey stated SDI Chief Executive Officer Ozman Mohiuddin was present via the Zoom app and would have 10 minutes to provide testimony to the Board.

Mr. Mohiuddin provided a history of his experience, which included a background in technology and science, nine years at Microsoft, and work with healthcare startups; he partnered with SDI Labs six years ago. He provided background information about SDI Labs, which was founded 33 years prior by two medical professionals who were able to identify Down syndrome in fetuses. He stated he partnered with them because he had the data science technology of pathogen detection systems and wanted to use the medical and diagnostic platform to identify hundreds of diseased areas. He said the vision of SDI was to identify early detection of mental health and substance abuse, autoimmune conditions in women's health, and infectious diseases.

Mr. Mohiuddin said they started on the path of C19 in the beginning of February when they heard about 11 million people on lockdown in Wuhan, China. He stated people were airlifted from cruise ships to California where a C19 test was being developed. He indicated they worked with the Food and Drug Administration and the California Department of Health and were one of the first labs to receive a live virus, not a synthetic one.

When the process started with Washoe County, Mr. Mohiuddin requested testing documents be computer generated for accuracy, but the County chose to process paper requisitions, which required SDI to hire data entry personnel. He noted the accuracy of the data collection was equally as important as the testing collection. He opined the relationship with Washoe County was not a typical vendor relationship but a partnership,

as their goals of providing patient and public safety were consistent. He commented on the newness of the virus and said everyone needed help understanding what was happening with the spread. He stated SDI received approximately 1,500 test specimens and 5 to 6 percent of the 1,100 specimens processed were positive; the last 400 tests showed a less than 1 percent positive ratio. He noted the last specimens were retested and the results were the same. Due to the low percentage of positive results, he contacted Washoe County with questions about the collection process. It was determined the collection method used was not consistent with the type of tests provided and the swab was not collecting enough cells for accurate testing. He suggested spot-testing 40 to 50 patients to ensure the accuracy of the collection process. He remarked providing incorrect test results could do more harm because people would go into the community and spread the virus unknowingly to family and co-workers. He indicated the testing became delayed due to retesting and spot testing. He said they regularly had staff onsite on the weekends and early mornings because they were dealing with a pandemic and virus testing. He stated they would be happy to provide their data and the sequence of events, but the bottom line was there was a crisis and public safety was a concern.

Mr. Mohiuddin stated their job was to provide information about the testing of the virus so it could be contained and help patients who tested positive obtain the proper level of care. He said testing had two components and they saw areas for improvement at the collection level. He asserted they wanted to provide their own people and training to ensure collection was done correctly so they could test correctly in the appropriate turnaround time. He noted they could not abide by the quality of the science and the testing results they reported if their hands were tied with paper collection orders or if collection was not done correctly. He wanted an opportunity to work with the County like the County had with the original program owners. If extra time and effort were needed to continue testing the citizens of Washoe County, they could guarantee they would be better than any state or national lab with regard to data, service, quality of testing, and turnaround time.

Commissioner Hartung said he was trying to understand the staff report on page 2, which stated 24 to 48-hour turnaround time. He had heard not enough cells were being collected for accurate test results. Mr. Mohiuddin confirmed that was correct. Commissioner Hartung asked whether staff was following the collection protocols correctly. Mr. Mohiuddin stated protocols were not followed in certain cases. He indicated the approved method for collection was to have the patient cough three times and swab the tonsil area. The collection swab was then sent to the lab to test the cells collected. When not enough of cells were collected, he said, the test would show an inconclusive result in a false negative or false positive. Commissioner Hartung asked Mr. Mohiuddin if he understood the County's frustration and how it came up with the \$825,000 number. Mr. Mohiuddin stated the frustration was a little puzzling because the Health District staff worked well with him and had a plan that was moving forward. He did not know when this changed from serving the public to a political issue.

Commissioner Hartung asked Mr. Kenneston if another lab was being used or if the County was still using SDI's lab. Mr. Kenneston said they were using the State lab and had no issues with the results. Commissioner Hartung mentioned the test being

used was different than the test SDI provided to the County. Mr. Kenneston admitted he was not a public health expert, but he understood they were both PCR tests. The difference was the SDI test would be shipped to a lab in California, thus allowing the County to increase the capacity of testing by utilizing both labs. Commissioner Hartung explained he was asking about the differences in the physical tests themselves. Mr. Mohiuddin explained there were three types of tests: a nasopharyngeal test, which went all the way angled to the nasal cavity; an anterior nasal test, which was unreliable because it did not go far enough up the nasal cavity to collect enough cells; and the oral pharyngeal test, which collected saliva and sputum. He said SDI thought the oral pharyngeal swab was the most accurate test whose results would depend on which test kit was used. He asserted he could send Mr. Kenneston the collected data and initial CDC kit that was used in the State lab, which had a significant amount of quality issues. He stated the biggest concern about the last 400 test results was the turnaround time. He indicated they could have released the test results without retesting, but they thought they were doing the right thing.

County Manager Eric Brown asked Health Officer Kevin Dick to join the meeting. Mr. Mohiuddin said he had only dealt with Heath District staff and did not know who was in charge. He stated he made time weekly to speak with Health District staff when issues started to arise, and the General Operations Manager was in constant communication with Health District staff. Commissioner Hartung said he thought Mr. Mohiuddin could understand the frustration if the roles were reversed.

Mr. Brown stated he had been on calls three times a week since the pandemic started. There were persistent delays in getting test results from SDI in a timely manner. He was unsure whether the type of test was relevant to why the results could not be provided in the required timeframe. He noted other problems with quality of tests started to occur as time went on, which led to first responders asking to use the other company to get accurate results in a timely manner. He asserted that information had not been shared but he thought Mr. Mohiuddin and the Board should be aware. He said he was not a medical professional, but he watched how this happened and thought the Health Officer could possibly provide more insight. Chair Lucey wanted Mr. Dick to provide information about testing, test kits, and receiving results in a timely manner.

Mr. Dick stated the sample test collection kits received from SDI to try out were nasopharyngeal swab collection kits, which were the ones he expected to receive. The bulk shipment, however, consisted primarily of the oral sample collection swabs. He said they discussed the collection kits not being the nasopharyngeal type and it was agreed upon during their call that the preferred test kits were the nasal swabs. He said it was not a situation where written directions were not being followed, it was something discussed with SDI. He also had peer-reviewed literature from Mark Pandori at the Nevada State Public Health Lab on the efficacy of nasal swabs as a reliable method of sample collection. He mentioned results from specimens submitted to SDI encountered delays of 10 days or more, which was not acceptable. No explanation was given when staff called to get results. Because of the lateness of the results, they were not supporting any public health service. The reason for the testing was contact tracing for first responders. He indicated many of the kits arrived damaged and leaking, which made them unusable.

Mr. Mohiuddin added there was a lot of confusion about the two types of nasal swabs; they were approved to process the nasopharyngeal swab but oral pharyngeal collections were easier. He indicated the last tests were not nasopharyngeal, they were anterior nasal tests. He stated he would be happy to provide information specific to patients and the location where collections were taken. He indicated several labs were dealing with capacity issues and turnaround time, but quality was not an issue on his side.

Chair Lucey stated the County appreciated Mr. Mohiuddin's willingness to work through this issue. He asked Mr. Mohiuddin if he was in receipt of a letter from District Attorney Christopher Hicks dated June 20, 2020. Mr. Mohiuddin replied yes. Chair Lucey stated he had a compliance letter from Mr. Mohiuddin to Ms. Albee dated June 8. Chair Lucey asked whether the letter was drafted by him. Mr. Mohiuddin stated the letter was written with his team but he signed it.

Chair Lucey thought this was not an issue of science, but a performance issue related to a contract that was not addressed in a timely manner.

There was response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Chair Lucey, which motion duly carried on a 5-0 vote, it was determined that a breach of contract between Washoe County and CereCare Clinical Corporation for purchase of SDI viral kits for COVID-19 occurred and the contract should be terminated.

PUBLIC HEARINGS

20-0457

AGENDA ITEM 21 Public Hearing: Appeal of the Washoe County Board of Adjustment's denial of Special Use Permit Case Number WSUP19-0006 (Verizon Monopole) to approve a special use permit for the construction of a new wireless cellular facility consisting of a 45-foot high stealth monopole structure (aka cell phone tower disguised to resemble a pine tree) designed as a collocation facility. The proposal also requests varying the landscaping requirements by not requiring any additional landscaping. The project is located on a 3 acre site at 1200 Tunnel Creek Road for Epic Wireless on behalf of Verizon Wireless. Community Services. (Commission District 1.)

The Chair opened the public hearing. County Manager Eric Brown read the item.

Rudy Reyes, Verizon Regional Vice President of Government Local Affairs and Associate General Counsel, thanked the Board for the opportunity to present arguments against the appeal. He stated the intention of the special use permit was to build a macro 4G cell site in the Incline Village area of Lake Tahoe. He indicated the cell site was needed to provide connectivity for customers and for public safety. He stated Incline Village and the Lake Tahoe area were special and he and his family visited the area regularly. He reminisced about the lack of connectivity just two to five years previously. He said Verizon

appreciated the values and aesthetics of the area and community input was critical to them. He indicated they had communicated with North Lake Tahoe Fire Protection District Chief Ryan Sommers, Washoe County Sheriff Darin Balaam, Incline Village business owners, the Hyatt Hotel, and State agencies who realized the benefits to residents, businesses, and visitors of having a more reliable network. He mentioned several groups provided statements of support for the monopine. The location was carefully selected after considering 20 other locations, and he believed the location best met the needs of customers and first responders.

Verizon Radio Frequency (RF) Engineer Jennifer Valencia conducted a PowerPoint presentation, a copy of which was placed on file with the Clerk, and reviewed slides with the following titles: AWS LTE Coverage Map – Existing Facilities; Best Server Map – Existing Facilities; Downline Channel TTI Occupancy; and AWS LTE Coverage Map – Including Proposed Facility.

Ms. Valencia indicated she created the RF engineer statement provided as Exhibit F in the staff report. Verizon recognized the need for improved wireless cellular service in the Tahoe Basin. She stated they had been working on improving service in the area with different types of projects, such as new build macros, small cells, and modifiers at the existing site. She noted there was a gap with inside-building and vehicle coverage in areas including Ponderosa, Mill Creek, Hyatt Regency, and a half-mile stretch along Highway 28 south of Lake Shore Boulevard. She said the closest serving facility in this area was a site called Incline Village, which was 2.7 miles north of the gap area on the existing facilities map. She noted the gap area illustrated in grey indicated outdoor cell coverage only. The sector that covered the gap area was 4.06 square miles. She noted signal was weak between the Incline Village facility and the gap area due to distance. She stated service was compromised during times of high traffic, which included the summer months and the winter ski season. Due to the increased demand, she said, Verizon proposed a new facility strategically placed to provide dominant signal and service to areas that currently did not have stable connectivity. The proposed facility would provide service to local businesses, visitors, and most importantly public safety.

Mr. Albritton stated Buzz Lynn would have reviewed the endeavor to find the least intrusive location and best design for this facility had he been present. He called attention to Exhibit F as well as a 34-page analysis that reviewed over 20 other alternatives they considered when trying to find the least intrusive means for providing service to the area. The Telecommunications Act affected decisions in three key ways. First, a decision could not be made based on the environmental effects of radio frequency emissions; that extended to proxy reasons such as property value and the effects of bees or trees, which were all barred by federal law. He stated their consultant Bill Hammond was on the Zoom call and could speak about how the facility fully complied with Federal Communications Commission requirements. Second, any decision made must be based on substantial evidence. He opined the Board of Adjustment's decision failed when they decided the site was not physically suitable for the facility. He explained the site was a 3-acre parcel zoned as low density suburban, and the proposed 45-foot monopine would be smaller than existing trees. He believed the finding that there was no gap in service from any carrier was

incorrect as federal law changed and the gap in the area was clear. The third key issue was prohibition of service and he said the federal law allowed a decision and could prohibit service. He indicated a gap by a carrier must be identified. He believed the design of a faux log cabin and a 45-foot fake tree and was the least intrusive suggestion for providing service to this critical area and the community, and denial of this facility would constitute a prohibition of service. He felt the documents provided were adequate to submit to federal court since they provided substantial evidence defending any decision made to approve the facility against any lawsuits. He apologized that the presentation was a bit rushed and hoped the Board could approve this facility to provide better service for the lacking areas.

Commissioner Hartung wondered whether Mr. Albritton had a photograph for the proposed stealth design. A slide of the proposed monopine and building was displayed and Mr. Albritton explained the pole was 40 feet tall with a 5-foot faux tree; all equipment would be contained in an adjacent faux log cabin. A 3-foot split level fence would be around one side of the perimeter and the total square footage was 500; the equipment would encompass approximately 350 square feet and the monopine approximately 150 square feet. A drone photo was included in Attachment F which showed the monopine superimposed next to a slightly taller tree and intentionally clustered with other trees.

Commissioner Hartung commented that his sister lived in Scottsdale, Arizona, and they had cell towers that looked like real cactus.

Chair Lucey asked about the legal requirement to provide services in certain areas. Mr. Albritton stated the concept of a significant gap was expanded in 2005, but the Ninth Circuit Court of Appeals said it was a fact-based analysis and there was no clear delineation of what constituted a significant gap. In this case, Verizon Wireless was trying to provide advanced wireless service and personal cellular service bands in this area. These provided a higher data rate but did not travel as far as some of the longer bands; over 50 percent of their wireless network was in those bands. He remarked there was a gap in those bands in addition to the gap in capacity referenced by Ms. Valencia, which led to dropped calls, slow data rates, and an inability to get on the network. A gap was no longer accepted as a lack of signal but whether there was a dominant signal and capacity to provide service. He said this site would also provide coverage on Highway 28 for a half mile stretch below Lake Shore Boulevard where there was a lack of service.

County Clerk Nancy Parent indicated 18 emails were received related to this item. Ms. Heidi Drum and Ms. Danielle Hughes were in support of the proposal and the following individuals were opposed: Mr. and Ms. Bishop; Ms. Joyce Bock; Mr. Jerry Olson; Ms. Gerilee Pope; Ms. Linda Smith; Mr. Brian Pope; Ms. June Baker; Ms. Mary Hemminger; Mr. Sean Ashe; Ms. Yolanda Knaak; Mr. Steven Price; Ms. Marjorie Smith; Ms. Linda Crowell; Mr. and Ms. Valerio; Mr. and Ms. Duffield; and Ms. Anna Dentz. All emails would be placed on the record.

The following individuals left voicemails in opposition to the proposed monopine in Incline Village, which were played in Chambers: Ms. Joyce Bock; Ms. Carol

Buck; Ms. Jerrie Katz; Ms. Marci Ellis; and Ms. Jerri Poke. The individual concerns included: the impact it would have on residents' views; its adjacency to a popular hiking trail; its location in a residential area; the inappropriateness of a monopine as scenery; and an opposition to the location but not the actual cell tower.

Via the Zoom app, Mr. Graham Kent stated he was the Director of the Nevada Seismological Laboratory and Chief Architect for Alert Wildfire. He said cameras in the Tahoe Basin helped alert fire services to respond quickly. He said he was in support of more bandwidth in the Tahoe Basin since the bandwidth was not capable of providing wireless alerts in the event of an emergency. He asserted it was difficult to receive emergency alerts in the basin and that was the notification preference of the federal government. He noted he experienced bandwidth issues during the Kincaid Fire in Sonoma County, which made evacuation alerts difficult to receive.

Via the Zoom app, Ms. Carol Del Carlo stated she was opposed to the location of the monopine, but not opposed to better wireless service connection. She said she was a Verizon customer who experienced poor wireless connections due to her proximity to the Hyatt Regency. She thought another site could be determined that would be favorable to Incline Village residents. She expressed concern about the possibility of trees around the monopine dying, which could attract more attention to the faux tree. She indicated she hiked the Tunnel Creek Trail often and admitted the monopine did not look like a tree. She wanted a more suitable location for the cell tower.

Via the Zoom app, Mr. Craig Olson stated many comments were made about the issues this monopine could cause and one said it could impede the view. He said he stood at the proposed location earlier in the day and believed there was a very small chance residents could see the monopine. He had worked hard with Verizon to do everything they could to make this as unobtrusive as possible. He indicated the monopine was hidden by other trees and more would be planted if they died. He stated the cell tower was at the very start of the trailhead past an open view area where people liked to take pictures, and it would not hinder photos. He asserted he lived and played in the area and did not want anything that looked ugly, but this was a community need. People called him greedy, but he indicated he did not care about the money, he cared about the service. He noted someone spoke during the Board of Adjustment meeting who had no service at all with Verizon in the area. He believed this was a safety issue and fire and transportation agencies supported the proposed cell tower. He commented there would always be people who did not want the cell tower, especially in their backyard. He indicated the cell tower would have to be 120 feet tall in other locations that were considered.

Chair Lucey stated this special use permit was denied because the Board of Adjustment was unable to make the finding for site and suitability. After his assessment of the findings and the appellant's presentation, he indicated this did adhere to the site and suitability, and the findings were based on the presentation provided by Verizon and the processes to work on the location.

On motion by Chair Lucey, seconded by Commissioner Hartung, which motion duly carried on a 4-1 vote with Vice Chair Berkbigler voting no, it was ordered that the decision of the Board of Adjustment be reversed and Special Use Case Number WPSUP19-0006 (Verizon Monopole) be approved. The approval is based on Chair Lucey's ability to make all the findings required by WCC Section 110.810.30.

Commissioner Jung stated this was another thing that needed to be changed at the State level. She noted Washoe County had no control when it came to the Federal Communications Commission and presenting those matters to the Board of Adjustment and the Board of County Commissioners was a waste of tax dollars.

20-0458 **AGENDA ITEM 22** Public Hearing: Appeal of the Washoe County Planning Commission's denial of Lifestyle Homes TND, LLC's Regulatory Zone Amendment Case Number WRZA20-0004 (Village Parkway Rezone) to amend the Cold Springs Regulatory Zone Map of the Cold Springs Area Plan by changing the regulatory zoning of ±47.19 acres (± 20.04 acres on APN 087-400-23, ± 15.67 acres on APN 087-400-24, ± 11.456 acres on APN 087-400-11), from Medium Density Suburban (MDS - 3 dwelling units per acre) to High Density Suburban (HDS - 7 dwelling units per acre) on 3 parcels totaling ± 124.6 acres. The remaining acreage will remain General Rural (± 77.41 acres).

It is recommended that the Board of County Commissioners review the record and take one of the following four actions:

1. Affirm the decision of the Planning Commission and deny Regulatory Zone Amendment Case Number WRZA20-0004; or
2. Reverse the decision of the Planning Commission and approve Regulatory Zone Amendment Case Number WRZA20-0004 as proposed by the applicant, Lifestyle Homes TND, LLC, and as evaluated by staff in the Planning Commission staff report.
3. Reverse the decision of the Planning Commission and modify Regulatory Zone Amendment Case Number WRZA20-0004; or
4. Remand Regulatory Zone Amendment Case Number WRZA20-0004 back to the Planning Commission with instructions.

If reversed or modified and reversed, authorize the chair to sign a resolution to that effect. Community Services. (Commission District 5.)

County Manager Eric Brown introduced the public hearing.

Via the Zoom app, Planner Dan Cahalane conducted a PowerPoint presentation, a copy of which was placed on file with the Clerk, and reviewed slides with the following titles: Village Parkway Rezone; Request; Proposal; Regulatory Zone Amendment Findings; 1) Consistency with Master Plan; 2) Compatible Land Uses; 3) Response to Change Conditions; 4) Availability of Facilities (2 slides); 5) No Adverse Effects; 6) Desired Pattern of Growth; Public Notice & CAB; and Possible Motions – Regulatory Zone Amendment.

Commissioner Hartung pointed out another reason the Board was frustrated, was because land use changes had to be made prior to seeing a tentative map. He thought everything should be included in one package. He hoped staff would provide an opportunity to make some changes in the future so these items would not come before the Board of County Commissioners (BCC).

Commissioner Herman asked whether it would be possible to make a motion that the appellant bring a development agreement to the BCC on just the 47 acres in question, either at 4.2 single-family homes per acre or 5 single-family homes per acre with half the homes priced under \$250,000 to provide affordable housing. She noted this was due to calls she received and the fact that the Citizens Advisory Board was unable to provide feedback.

Chair Lucey stated the staff presentation made it clear that the Board would be unable to impose any type of restrictions unless there was discussion on a tentative map and an agreement had to be brought forward. He said the Board could only consider the regulatory zone amendment, but the item could be remanded back so those changes could be made. However, the restrictions could not be imposed yet due to the way the item was agendized.

Deputy District Attorney Nathan Edwards confirmed Chair Lucey's assertion the item was for a zoning change and Commissioner Herman's request could not be accomplished because the agenda was only for a zoning change. He said she could ask for the item to be continued and request staff bring it back with a development agreement listing the maximum number of units per acre. He noted a zoning change could not be conditioned. He believed a development agreement could include fewer units than the maximum allowed in the zone, but a development agreement could not allow the density to be exceeded in a regulatory zone.

Commissioner Hartung asked whether a development agreement would be required to go back to the Planning Commission (PC) or if it would come to the BCC for approval. Mr. Edwards stated the BCC could legally approve the agreement without going back to the PC.

Appellant Garrett Gordon, representing Lifestyle Homes, conducted a PowerPoint presentation, a copy of which was placed on file with the Clerk. He reviewed slides with the following titles: Existing Conditions (5 slides); Zoning Compatibility (4 slides); Rumors VS. Facts; Zoning Considerations; Land Use Considerations; Area Plan Considerations; Future Project; and Questions.

Mr. Gordon pointed out a 30 percent slope existed, which prevented them from developing more than 47 acres. He stated the regulatory zoning amendment would change from medium density suburban to high density suburban, which was allowed in the Cold Springs Master Plan. He said the net increase would be 189 additional units.

Mr. Gordon reviewed the six findings and stated items 1 and 3 were not mentioned by the PC. He provided information about findings 2, 4, 5, and 6, which he opined the PC erred in being unable to make. He stated the application was supported by County staff.

Commissioner Hartung wanted to know the total dwelling units included with the zoning change. Mr. Gordon stated it would go from three units per acre to five units per acre for single-family detached units, for an increase of 94; for single-family attached units, the increase would be 189. The total number for single-family attached units would be approximately 423 and single-family detached units would be approximately 235.

County Clerk Nancy Parent indicated 21 emails were received in opposition to this item from: Mr. and Ms. Taylor; Ms. Susan Weiler; Ms. Jolyce Egbert-Palmer; Ms. Karen Silva; Mr. and Ms. Martin; Ms. Marilyn Whitney; Mr. and Ms. Jones; Mr. and Ms. Villaverde; Newt; Ms. Danielle Reinier; Ms. Misty Best; Ms. Yvonne Munoz; Ms. Marianne Coduti; Mr. Shane Coduti; Ms. Dian Merrill; Mr. and Ms. Dinan; Ms. Rebecca; Ms. Emilie Pecka; Mr. and Ms. Jacobson; Mr. Jacob Palmer; and the Greene and Catanio families. All emails would be placed on the record.

The following individuals left voicemails in opposition to Zone Amendment Case Number WRZA20-0004, which were played in Chambers: Ms. Valerie Miller; Mr. Alejandro Munoz Jr.; Ms. Shannon Melrose; Cold Springs resident; Ms. Christina Munoz; Ms. Tracy Montecelli; Ms. Sheila Silva; Ms. Wencke Bild; Ms. Deborah Newell; and Mr. Daniel Cox. The individual concerns included: increased fire danger; existing roads already being over capacity; school overcrowding; insufficient infrastructure to accommodate more residents; traffic; crime; a lack of public transportation; minimal access to the community; and the restriction of access to Bureau of Land Management property.

Via the Zoom app, Ms. Daela Gibson stated she spoke to two Commissioners on this matter. She pointed out Commissioner Herman represented the district and knew the constituents did not want this change. She understood residents could not stop the development of the land but they should have a say in the overcrowding that would occur. She expressed concern about the developer's presentation indicating that issues brought up by residents would not occur. She asserted affordable housing was being built where it made sense, such as Stead and south Reno. She spoke about the depletion of water resources, high student-to-teacher ratios, a lack of room for local resources, the small size of the fire department; and the worsening traffic. She urged the BCC to uphold the PC's decision to deny the zoning change.

Ms. Parent said an email was received from Ms. Darlene Gibson opposing the zoning change. The email would be placed on file.

Commissioner Herman said that, in order for the County to get where the residents wanted, she would have to move to deny the appeal and affirm the decision of

the PC or remand the application directly back to the PC with a request to add instructions. Chair Lucey confirmed those were her options.

Commissioner Herman made motion to remand the application Regulatory Zone Amendment Case Number WRZA20-0004 to the PC with the instruction to bring back a development agreement for no more than five single-family dwelling units per acre. The motion failed due to the lack of a second.

Commissioner Hartung wanted clarification on the number of dwelling units that would be built. Mr. Cahalane explained it would either be 235 detached units or 424 attached units, not both. Commissioner Hartung wondered whether the attached units were condominiums. Mr. Cahalane said not necessarily, adding that each attached housing unit would be attached to its specific lot.

Commissioner Hartung stated he was confused because the staff report indicated seven dwelling units per acre, but the number of units was 424, which was nine units per acre. Mr. Cahalane stated per Washoe County Code, high density suburban (HDS) allowed up to nine single-family attached units as well as five single-family detached units per acre in medium density suburban (MDS).

Commissioner Hartung asked Mr. Gordon for the total number of dwelling units he wanted. Mr. Gordon stated they were asking for a zoning change from MDS to HDS, which would result in either up to 235 detached units or nine attached dwelling units per acre for an additional 189 units. He said they would have the option for attached or detached. Mr. Cahalane clarified the definition of multi-family dwellings included condominium developments.

Chair Lucey stated the first motion to remand the application to the PC failed to pass. Based upon the Cold Springs Master Plan, he said, condominiums and apartments would not be allowed. He asked staff for clarification of this statement. Mr. Cahalane indicated multi-family developments were not allowed within HDS or MDS zoning.

On motion by Vice Chair Berkbigler, seconded by Chair Lucey, which motion duly carried on a 3-2 vote with Commissioners Herman and Hartung voting no, it was ordered that the decision of the Planning Commission be reversed and Regulatory Zone Amendment Case Number WRZA20-0004 (Village Parkway Rezone) be approved. The approval is based on the following findings: 2) the proposed Regulatory Zone was highly compatible with the surrounding MDS regulatory zones and would not change the current medium compatibility rating with surrounding GR regulatory zones as recommended by staff; 4) the availability of adequate recreation, water, and sewer facilities to accommodate the uses and densities permitted by the amendment. Regional Transportation Commission, Washoe County, and the Nevada Department of Transportation may require a traffic study, which would give further explanation to this; 5) the proposed amendment would not adversely affect the implementation and action programs of the Washoe County Master Plan, Land Use and Transportation Element 3.3,

which limited single-family detached residential density to five dwelling units per acre. The proposed regulatory zone amendment would increase the single-family detached residential density to seven dwelling units per acre. Staff determined that this works; 6) the proposed amendment would allow for efficient public expenditure on municipal water and sewer services, and the proposed density was allowed under the Regional Plan.

Commissioner Hartung expressed confusion about how many dwelling units the developer really wanted. Chair Lucey said questions could not be asked after the motion.

- 20-0459** **AGENDA ITEM 23** Recommendation to adopt an ordinance authorizing the issuance of the “Washoe County, Nevada, General Obligation (Limited Tax) Nevada Shared Radio System Bonds (Additionally Secured by Pledged Revenues), Series 2020,” to acquire, construct, improve and equip building projects as defined in NRS 244A.019 within the County; providing the form, terms and conditions of the bonds and other details in connection therewith; and adopting it as if an emergency now exists [in the maximum principal amount of \$15,000,000]. Manager's Office. (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 Bill No. 1843 and Ordinance No. 1653.

On motion by Vice Chair Berkbigler, seconded by Chair Lucey, which motion duly carried on a 5-0 vote, it was ordered that Bill No. 1843 and Ordinance No. 1653, be adopted, approved, and published in accordance with NRS 244.100.

- 20-0460** **AGENDA ITEM 24** Introduction and first reading of an ordinance amending Washoe County Code Chapter 70 (Vehicles and Traffic) by adding a definition for “non-commissioned deputy”; by updating the traffic control committee to replace references to the director of public works with the director of the community services department; and by amending a provision related to the categories of personnel who may issue citations for illegally parked vehicles, and all other matters properly relating thereto; and if supported, set the public hearing for second reading and possible adoption of the ordinance for July 14, 2020. 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 Bill No. 1844.

Bill No. 1844 was introduced by Vice Chair Berkbigler, and legal notice for final action of adoption was directed.

- 20-0461** **AGENDA ITEM 25** Public hearing and possible action to: (1) consider a report of each property delinquent on its utility charges through January 21, 2020 and continued to be delinquent as of May 19, 2020 and the amount of each property's delinquency, along with any objections to the report; and, (2) After considering the report and any objections to it, determine whether to adopt the report and correspondingly adopt Resolution 20-044 to collect certain delinquent utility charges on the tax roll. Community Services. (All Commission Districts.)

The Chair opened the public hearing.

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Chair Lucey, which motion duly carried on a 5-0 vote, it was ordered that a public hearing be held to consider a report of each property delinquent on its utility charges and the amount of each property's delinquency, along with any objections to the report. No objections were received.

Additionally, on motion by Vice Chair Berkbigler, seconded by Chair Lucey, which motion duly carried on a 5-0 vote, it was ordered that the report of each property delinquent on its utility charges and the amount of each property's delinquency be adopted along with a corresponding Resolution 20-044 that the certain delinquent utility charges be collected on the tax roll.

- 20-0462** **AGENDA ITEM 26** Possible Closed Session for the purpose of discussing labor negotiations with Washoe County and Truckee Meadows Fire Protection District per NRS 288.220.

Chair Lucey indicated there was no need for a closed session.

- 20-0463** **AGENDA ITEM 27** Public Comment.

The following individuals left voicemails in opposition to a proposed suspension of the Washoe County Employee Association cost of living adjustments and vacation buyouts, which were played in Chambers: Ms. Sarah; Ms. Michelle Glodt-Mikoliczyk; Ms. Paula Valentine; Ms. Maria Trotter; Mr. Brian Bass; Ms. Denea; Ms. Leanna Glodt; Ms. Maria Tokarz; and Mr. Jim Ganyon. The individuals concerns included: the County's stable end-of-year fund balance; the support relied on by families; the fact that employees worked throughout the shut-down; a resulting weakening of trust of the County; the cost of living increases in the community; the \$20 million in COVID relief the County was expected to receive; and the devastation this action would cause employees.

County Clerk Nancy Parent read an email from Ms. Beth Dory, who requested that the Board of County Commissioners mandate the use of facial masks in

public where social distancing was not possible. She expressed concerns about elderly and at-risk people who could not shop for necessities safely without people wearing masks.

Via the Zoom app, Mr. Steven Edgecombe spoke about development, saying he thought organization should be better and traffic solutions should be resolved. He opined the issues in Cold Springs should be addressed before development was started. He stated the COVID-19 virus had been difficult and the stimulus given by the federal government could have been used in more effective ways. He noted the private sector did not offer the same quality of benefits and also had lower paying jobs.

20-0464 AGENDA ITEM 28 Announcements/Reports.

There were no announcements or reports on this item.

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1:44 p.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:
Doni Gassaway, Deputy County Clerk*