

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

TUESDAY

10:00 A.M.

JANUARY 26, 2021

PRESENT:

**Bob Lucey, Chair**

**Kitty Jung, Commissioner (via telephone)**

**Alexis Hill, Commissioner**

**Jeanne Herman, Commissioner**

**Janis Galassini, County Clerk**

**Eric Brown, County Manager**

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

ABSENT:

**Vaughn Hartung, Vice Chair**

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:

**21-0071      AGENDA ITEM 3 Public Comment.**

Ms. Susie Howell wanted to know the reason there was no dialog allowed between the Commissioners and the public. She opined the Commissioners treated the public badly and she expressed frustration about the County not making any movement to help people.

Ms. Cindy Martinez stated Commissioner Herman did things for her constituency such as sending a letter to Governor Steve Sisolak asking him to reconsider the guidelines in Washoe County. She received an email that Commissioner Herman drafted a resolution for rural counties. She asked Chair Lucey why he refused to place the resolution on the agenda for review and discussion. She opined other counties were open and wanted answers about why the Washoe County Commissioners were not being held accountable for reopening. She wondered why the data was not being shared with the public. She mentioned businesses, workers, and owners expressed fear of the government. As a former government worker who had great respect for her responsibility to the citizens, she said she was deeply saddened that some people in government had forgotten their responsibility to the people.

Ms. Darla Lee echoed Ms. Martinez's comments. She thanked Commissioner Herman for her attempt to make changes and wondered why the resolution was not placed on the agenda. She stated the Board had to be aware that people were hurting from the restrictions, not only in this County but throughout the entire state. She opined

many studies had proved lockdowns were not effective. She stated the lack of communication was creating a desperate problem.

Ms. Patricia Toone read a resolution from Eureka County, a copy of which was placed on file with the Clerk, saying she understood a similar resolution was submitted to the Board but was rejected; she wanted to know why. She stated hospitals were not full and friends of hers in the healthcare industry were losing their jobs due to a lack of work. She appreciated the Board's consideration and said the public was watching to see progress since no action had occurred from the Board in almost a year.

Ms. Barb Mathers asserted she was ashamed of the state under the leadership of Governor Sisolak and the Board of County Commissioners. She spoke about people losing their livelihood, businesses closing, and children being driven to suicide. She remarked she opted to homeschool her children instead of sending them to school to wear a mask all day and not be able to play with other students. She indicated her third-grade child had friends who committed suicide. She explained that she flipped furniture for a living but it was difficult to care for her children, homeschool them, and do her job. She asserted COVID-19 (C19) was going to continue and people needed to get rid of masks and open schools, small businesses, and the County.

Ms. Victoria Myer asked why the item Commissioner Herman requested to be on the agenda was declined. It was a resolution to support the local economy and businesses impacted by C19 restrictions, which included a request for a reduction of restrictions. She read from the resolution passed by Eureka County.

Mr. Bruce Foster expressed concern about the impacts C19 had caused in the food and hospitality industry. He appreciated the Commissioners who responded to his emails and was disheartened by the ones who did not. He opined the Commissioners were hired to protect the people and their constitutional rights. He brought up the Great Barrington Declaration, which was related to physical and mental health damage. He believed devastating effects on short and long-term public health occurred due to current lockdown policies. He mentioned 18 school-aged children were reported to have committed suicide and suicide hotlines were being inundated. He opined keeping children out of school was a grave injustice. He encouraged the Commissioners to look at the Great Barrington Declaration and recognize it was about the C19 journey.

Mr. Nicholas St. John wanted to know why the resolution Commissioner Herman submitted was not placed on the agenda for discussion. He said the mission statement from the Washoe County Strategic Plan included working together regionally to provide and sustain a safe, secure, and healthy community. Data from the Centers for Disease Control and Prevention indicated the recovery rate was 99.997 percent for people under 21, which meant the recovery rate was less than the flu. He opined restrictions placed on that age group needed to be lifted. He asserted children needed to go back to school and suicide rates needed to be reduced. He demanded a public hearing for discussion with the Commissioners to address current issues. He referenced a document from Rational Ground with 10 discussion topics, a copy of which was placed on file with the Clerk.

Ms. Melanie Sutton, a stay at home mom, said she would not allow her children to be in school all day wearing a mask. She expressed frustration that her 16 year old had honors classes but said she was not familiar with that curriculum; her three children were all being homeschooled. She brought up a resolution Commissioner Herman had submitted that had been denied placement on an agenda. She noted the Commissioners from White Pine County approved a resolution, a copy of which was placed on file with the Clerk. She demanded a public hearing.

Ms. Kelsey Schroeder believed the number of positive C19 cases had been inflated because both a positive test and a clinical diagnosis were required for a true case. She mentioned people close to her had died due to drugs and alcohol, and people were suffering. She contracted C19 and stated she cured it holistically and, as such, thought she should not be required to wear a mask. She asked for a public resolution.

County Clerk Jan Galassini indicated emails were received from Ms. Ann Sweder, Dr. Tom Morris, Mr. Claus Karlberg, and K. Moen, which were all placed on file. She noted voicemails were received from Dr. Tom Morris and an anonymous caller.

Via the Zoom app, Ms. Annemarie Grant said her brother Thomas Purdy was murdered by law enforcement officers. She mentioned she was in possession of comments from constituents about how they were treated at Washoe County Jail, adding she had previously provided them to the Commissioners. She asserted she should be shocked at the comments but she was not. She played audio of her brother begging for help.

Via Zoom, Daniel Purdy, brother of Thomas Purdy, said he thought it was interesting to listen to voters talk about the Commissioners since he had been saying for years the Board did not care about voters. He expressed frustration about a request for a resolution to be placed on the agenda that was denied. He opined the Board did not want to discuss the issue. He suggested that constituents run for office and vote the current elected officials out if they wanted things to change. He mentioned letters he received from inmates at the Washoe County Jail alleging cases of malnutrition as well as mental and physical abuse, but all the Board talked about was how great it was at the jail.

**21-0072**      **AGENDA ITEM 4** Announcements/Reports.

County Manager Eric Brown urged department heads to be aware of the inclement weather and take appropriate measures for employee safety as conditions developed. He indicated Agenda Item 6E1 would be pulled from the Consent Agenda at the request of the Sheriff's Office due to an issue with the agreement. He said the Commissioners may have received inquiries about homeless shelters and available beds during the cold conditions, noting beds were available and people would be sheltered as needed. He brought up COVID-19 (C19) vaccinees and encouraged citizens that needed information to visit [www.covid19washoe.com](http://www.covid19washoe.com) for information about the priority list, how to sign up for the vaccine, and the C19 action plan. He commented people who signed up on the website could receive updates about when they could expect the vaccine to be available to them. He indicated all doses of the vaccine received in Washoe County were

being dispensed, although the number of doses needed were not being received. He stated they were working with fire departments in the area that could administer vaccines if doses became available. The Governor's guidelines were being followed and essential workers and citizens over the age of 70 were currently being prioritized. He noted focus was being placed on teachers, staff at the Washoe County School District, and childcare providers.

Commissioner Herman complimented the citizens who came to speak during public comment. She stated efforts would continue until people received help. She indicated people wrote many letters to her and she agreed it was a serious situation. She asked citizens not to give up and the situation would get better.

Commissioner Hill attended the Tahoe Transportation District meeting the previous week and said they were moving forward with community input sessions about a potential bus hub in Incline Village and Crystal Bay. She noted the meetings were scheduled for February 11, 12, 18, and 19. She asked for a future agenda item related to traffic, parking, and speeding, along with community planning in Incline Village and Crystal Bay. She wanted information about the cost for a consultant and recommendations to solve those issues.

Chair Lucey addressed the public comments related to a resolution which had not been placed on the agenda. He stated he and Commissioner Herman discussed a resolution and a letter, but he did not receive them from her, although she had submitted a letter to Governor Steve Sisolak. He asserted the last time this was brought up, he explained a resolution would not impact Governor Sisolak's opinion on this issue. Washoe County did not oversee the Washoe County School District or the Health District. He stated he could not dictate mask requirements; that directive came from the Governor. He indicated a resolution for Washoe County would not impact the people that lived in Sparks and Reno, as it would only cover the unincorporated areas of the County. He appreciated those counties that placed resolutions on their agendas, but they were different than Washoe County. He explained he was sorry and acknowledged the public's struggle in fighting for lesser restrictions, but a resolution would not change the outcome of the Governor's mask mandate.

Chair Lucey brought up the request for a public hearing, commenting it was the same as public comment during a Board of County Commissioners' meeting. He explained anyone who felt they were unable to speak during the meeting could file an Open Meeting Law complaint with the State.

Chair Lucey stated roads were dangerous and the County was working to get them plowed as quickly as possible. He mentioned the Washoe County website had information for snowplow tracking.

## **DONATIONS**

- 21-0073** **5A** Recommendation to approve donation of two obsolete golf carts with a current market value estimated at \$625 each [total estimated value at \$1,250] to Karma Box Project in need of such equipment for the Built for Zero River Stewards Program funded by the Truckee River Fund. Manager's Office. (All Commission Districts.)
- 21-0074** **5B** Recommendation to accept one-time appreciation gift donations [estimated value of \$16,983.45] from private citizens to the Washoe County Sheriff's Office. Sheriff. (All Commission Districts.)
- 21-0075** **5C** Recommendation to accept a donation of fourteen (14) Paraclete 8 x10SC Omega ICW Level III rifle plates and (82) Paraclete 10 x12SC Omega ICW Level III rifle plates [total estimated value of \$49,938.00] from the Washoe County Honorary Deputy Sheriff's Association to be utilized for the safety of deputies in the Operations Bureau. Sheriff. (All Commission Districts.)
- 21-0076** **5D** Recommendation to accept a donation of five (5) Mobile Armored Level III Shields [total estimated value of \$19,875.00] from the Washoe County Honorary Deputy Sheriff's Association to be utilized for the safety of deputies in the Patrol Division. Sheriff. (All Commission Districts.)

On the call for public comment and via the Zoom app, Ms. Annemarie Grant, sister of Thomas Purdy, thought it interesting that the Sheriff's Office received so many donations and grants. She was opposed to accepting these grants.

Via Zoom, Mr. Daniel Purdy, brother of Thomas Purdy, implored the Board not to accept the donation of the militarized vehicles. He opined the community did not want militarized vehicles, nor did it make them feel safe.

On motion by Commissioner Hill, seconded by Commissioner Herman, which motion duly carried on a 4-0 vote with Vice Chair Hartung absent, it was ordered that Agenda Items 5A through 5D be accepted.

## **CONSENT AGENDA ITEMS – 6A1 THROUGH 6E5 EXCEPT 6E3**

- 21-0077** **6A1** Acknowledge the communications and reports received by the Clerk on behalf of the Board of County Commissioners, including the following categories: Communications, Monthly Statements/Reports, Quarterly Statements/Reports, and Annual Statements/Reports. Clerk. (All Commission Districts.)

- 21-0078**      **6A2** Approval of minutes for the Board of County Commissioners' regular meeting of December 15, 2020 and the special meeting of January 5, 2021. Clerk. (All Commission Districts.)
- 21-0079**      **6B** Recommendation to approve Commission District Special Fund disbursement in the amount of [\$10,000] for Fiscal Year 2020-2021; District 2 Commissioner Bob Lucey recommends a [\$10,000] grant to The Greater Reno Community Ice Skating Association to support the sewer connection fees for its community ice center; approve Resolution necessary for same; and direct the Comptroller's Office to make the necessary disbursement of funds. Manager's Office. (Commission District 2.)
- 21-0080**      **6C** Recommendation to approve agreements between Washoe County and Plumas County, and the Nevada Department of Corrections for forensic pathology services provided by the Washoe County Regional Medical Examiner's Office for a period of up to three years effective retroactively on July 1, 2020. Regional Medical Examiner. (All Commission Districts.)
- 21-0081**      **6D** Recommendation to accept a supplemental Grant Award from the ASPCA® in the amount of [\$30,000.00; no County match] retroactive from June 5, 2020 through March 31, 2021 to support a low cost spay/neuter program for cats and dogs of pet owners experiencing hardship due to COVID-19; authorize the Director of Washoe County Regional Animal Services [Shyanne Schull] to execute the grant award; and direct the Comptroller's Office to make the necessary budget amendments. ANIMAL SERVICES. (All Commission Districts.)
- 21-0082**      **6E2** Recommendation to accept the 2021 Opioid Narcotics Treatment Program funding [amount not to exceed \$69,022.47, no County match required] as administered through the University Of Nevada, Reno to be used for the creation of an Opioid Treatment Program within the Washoe County Regional Detention Facility, for the retroactive grant period of September 30, 2020 - September 20, 2021, and if approved, authorize Sheriff Balaam to execute grant award documentation, and direct the Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)
- 21-0083**      **6E3** Recommendation to accept a grant award [\$19,180.25, no match required] in overtime reimbursement for a deputy 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 2021 for the retroactive period of October 1, 2020 - September 30, 2021. If approved, authorize Sheriff Darin Balaam to sign all award documents and direct the

Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)

**21-0084**      **6E4** Recommendation to accept an Internet Crimes Against Children interlocal contract award [amount not to exceed \$70,009.00, no County match required] as administered through the Las Vegas Metropolitan Police Department, Federal FY 2020 award number 2020-MC-FX-K011, to the Washoe County Sheriff's Office to fund overtime expenses, travel, training and supplies for the retroactive grant term of October 1, 2020 through September 30, 2021 and if approved, authorize Sheriff Balaam to execute award documentation, and direct the Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)

**21-0085**      **6E5** Recommendation to accept an unsolicited grant of [\$25,000.00] from The E.L. Cord Foundation to be used for Washoe County Sheriff's Office most pressing needs, if approved, authorize Comptroller's Office to make appropriate budget amendments. Sheriff. (All Commission Districts.)

On the call for public comment, President of Reno Ice Mr. Joel Grace thanked the Board for looking at and hopefully approving the fund disbursement for Reno Ice. He stated this was not an easy project and it took six years working with the City of Reno and Washoe County. He thanked Chair Lucey for having the vision for this project. He mentioned the difficulty it took to open and operate this center during a pandemic. He noted the ice rink was finally open with social distancing requirements and mask mandates. He expressed appreciation to the Board for its support with their sewer fees.

Via the Zoom app, Ms. Annemarie Grant, sister of Thomas Purdy, spoke about Agenda Items 6E3 and 6E4. She mentioned the Sheriff's Office received funding from outside sources and thought the Board should consider the money provided to the Sheriff's Office from the budget.

Via Zoom, Mr. Daniel Purdy, brother of Thomas Purdy, echoed the comments made by Ms. Grant.

Commissioner Hill commented she visited the Washoe County Animal Shelter and was extremely impressed with the facility. She noted she witnessed a spay and neuter clinic and commended Animal Services for doing a great job with the low-cost spay and neuter program.

On motion by Commissioner Herman, seconded by Commissioner Hill, which motion duly carried on a 4-0 vote with Vice Chair Hartung absent, it was ordered that Consent Agenda Items 6A1 through 6E5 except Agenda Item 6E1 be approved. Any and all Resolutions or Interlocal Agreements pertinent to Consent Agenda Items 6A1 through 6E5 except Agenda Item 6E1 are attached hereto and made a part of the minutes thereof.

**BLOCK VOTE – 7 THROUGH 9**

- 21-0086**      **AGENDA ITEM 7** Recommendation to award a bid and approve the Agreement to the lowest responsive, responsible bidder for the STMWRF to Veterans Parkway Reclaimed Main Extension Project, PWP-WA-2020-361 project [staff recommends Reno Tahoe Construction, Inc. in the amount of \$1,883,965.82]; and approve a separate project contingency fund [in the amount of \$200,000] Community Services. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Chair Lucey, seconded by Commissioner Hill, which motion duly carried on a 4-0 vote with Vice Chair Hartung absent, it was ordered that Agenda Item 7 be awarded and approved.

- 21-0087**      **AGENDA ITEM 8** Recommendation to approve the First Addendum to SR 28 Corridor Operations and Maintenance Interlocal Agreement between Washoe County, Tahoe Transportation District, Nevada Department of Transportation, Nevada Division of State Parks, Nevada Division of State Lands, Nevada Department of Public Safety-Highway Patrol, Incline Village General Improvement District, Carson City Parks & Recreation Department, Douglas County Parks & Recreation Department and Tahoe Regional Planning Agency. Community Services. (Commission District 1.)

There was no response to the call for public comment.

On motion by Chair Lucey, seconded by Commissioner Hill, which motion duly carried on a 4-0 vote with Vice Chair Hartung absent, it was ordered that Agenda Item 8 be approved. The Interlocal Agreement Addendum for same is attached hereto and made a part of the minutes thereof.

- 21-0088**      **AGENDA ITEM 9** Recommendation to approve a FFY20 Department of Homeland Security (DHS) grant passed through the State Homeland Security Program (SHSP) awarding [\$195,000.00 (no County match required)], for a Continuity of Operations and Continuity of Government project; authorize food purchases for Planning and Training events; retroactive from October 1, 2020 to September 30, 2022; If approved authorize the County Manager or his designee to sign the grant award documents when received; and direct the Comptroller's Office to make the necessary budget amendments. Manager's Office. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Chair Lucey, seconded by Commissioner Hill, which motion duly carried on a 4-0 vote with Vice Chair Hartung absent, it was ordered that Agenda Item 9 be approved, authorized, and directed.

**21-0089**      **AGENDA ITEM 10** Recommendation to review and approve the 2021 Washoe County Legislative Principles including an update and discussion regarding the 81st (2021) Session of the Nevada State Legislature with possible direction to staff. Manager's Office. (All Commission Districts.)

Government Affairs Liaison Jamie Rodriguez indicated the 81st Session of the Nevada State Legislature would start on Monday, February 1 and continue through May 31. She reviewed the list of people who were involved with the legislative process: a full-time Washoe County legislative representative; Contract Lobbyist Alfredo Alonso and the staff at Lewis Roca Rothgerber Christie LLP; Jennifer Noble from the District Attorney's Office; Corey Solferino and Mary Sarah Kinner from the Sheriff's Office; Kendra Bertschy from the Public Defender's Office; and Joelle Gutman-Dodson from the Health District. She thanked staff who assisted with reviewing bills and ensuring the most pertinent information was available as they considered the proposed legislation.

Ms. Rodriguez explained the new session would be different due to the impacts of the COVID-19 (C19) virus. A press release came out the previous week from the Director of Legislative Council Bureaus Brenda Erdoes confirming that the legislative building would be closed, at least in the beginning of the session, as they worked to get staff vaccinated and C19 rapid tests for those who had not been vaccinated. She noted more details would follow when they were made available. She indicated changes would occur to the attendance processes such as requiring individuals to register as lobbyists, and complying with laws about time tracking and annual reports to the Department of Taxation outlining any money the County spent on lobbying efforts. Due to the Statute pertaining to attendance in the legislative building, changes would be made to adapt to the current processes for staff who would normally attend. Some subject matter experts who had not previously been required to register as lobbyists could now be required to. She remarked a system would be in place for registration to testify on bills for those who wished to participate. The County was coming out of a census year, which meant redistricting, which could happen during the regular session or a special session at the conclusion of the regular one.

Ms. Rodriguez reviewed the proposal for legislative principles included in the staff report. She noted staff and the lobbying team would need to be better focused as it would be a difficult year. She mentioned Chair Lucey and Commissioner Hill were the legislative liaisons along with the management team.

On the call for public comment, via the Zoom app, Annemarie Grant, sister of Thomas Purdy, suggested the Board look into a legislatively-mandated conviction review board for the Washoe County District Attorney's Office. She noted she had requested information related to the conviction integrity committee and received information back that the committee had not reviewed any cases where people claimed

they were wrongly convicted since the inception of the committee. She urged the Board to support a posthumous exoneration legislative bill because she opined the ones from the District Attorney's Office were dirty.

Chair Lucey stated he had been working with County Manager Eric Brown and Ms. Rodriguez on a number of these policies and principles since it would be a different year for everyone. He noted it would be very difficult to address many of the members during sessions and have face-to-face conversations. When bills were introduced on the floor, the process moved rapidly and staff needed to be prepared with the Board's direction. He expressed the importance of the legislative team working proactively to have early discussions with legislators.

Chair Lucey brought up the State of the State Address that Governor Steve Sisolak presented along with the budget proposal, adding the budget would be one of the biggest discussion points. He noted legislative budget hearings had started the previous week. The impacts outlined in the principles were often moving toward unfunded mandates. He stated the County could be required to fund or subsidize many departments.

Commissioner Hill thanked Ms. Rodriguez for the presentation. She thought the County was in good hands going into this legislative session. She wanted caution used with those items because she had seen other local governments not be cautious in the past. She mentioned it would be a tough year but expressed support. She looked forward to two years from now when staff worked with regional plans. She wanted major issues addressed such as homelessness, mental health issues, and how to work with the State on solutions.

Chair Lucey stated Ms. Rodriguez had done a great job compiling the direction of the Board and wondered how often she would update the Board. Ms. Rodriguez planned to be in Carson City and stated County Manager Eric Brown or Assistant County Manager Kate Thomas would present to the Board weekly. She mentioned she would participate if time allowed, but it could be difficult for her to communicate with the Board.

Chair Lucey wondered whether Ms. Rodriguez would compile a bill tracker with updates on the high-level bills being followed in case questions arose or if direction was needed. Ms. Rodriguez indicated she would provide that report for every Board of County Commissioner's meeting. She noted the top of the report would list any new bills needing Board direction, an overview of the bills, and a list of bills which already received direction, including bills of interest. She noted other bills that would impact the County would be included and remain on the list while being negotiated. She mentioned it was rare that bills were introduced and passed as introduced.

On motion by Commissioner Herman, seconded by Commissioner Hill, which motion duly carried on a 4-0 vote with Vice Chair Hartung absent, it was ordered that Agenda Item 10 be accepted.

**21-0090**

**AGENDA ITEM 11** Public hearing and possible adoption of resolutions adopting: Master Plan Amendment Case Number WMPA19-0007 (Tahoe Area Master Plan), amending the Washoe County Master Plan, Volume 2, Tahoe Area Plan, including changes to the goals, policies, and maps. If adopted, the Master Plan amendment will take effect after a determination of conformance with the Tahoe Regional Plan by the Tahoe Regional Planning Agency; and,

Regulatory Zone Amendment Case Number WRZA19-0007 (Tahoe Regulatory Zone Map), subject to final approval of the associated Master Plan amendment (WMPA19-0007) and a finding of conformance with the 2012 Tahoe Regional Plan, to amend the Tahoe area Regulatory Zone map in order to adopt the Tahoe Regional Planning Agency's Regulatory Zone boundaries; and,

If adopted, authorize the Chair to sign the resolutions to that effect.

If adopted, these amendments will apply to all parcels in the Tahoe Area Plan, which generally encompasses the communities of Crystal Bay and Incline Village in the Lake Tahoe Basin.

These amendments are meant to ensure the express conformance of Washoe County's plans with the 2012 Regional Plan and are generally not intended to increase densities or intensities beyond what is currently permitted by the Regional Plan adopted by the Tahoe Regional Planning Agency (TRPA). Amendments include but are not limited to the following:

§ Adopting TRPA's Master Plan land use categories in lieu of Washoe County's Master Plan land use categories set forth in Article 106 of the Washoe County Development Code;

§ Adopting regulatory zones utilizing the boundaries and allowed uses of TRPA's plan area statements and community plans in lieu of Washoe County's regulatory zones set forth in Article 106 of the Washoe County Development Code;

§ Adopting Goals and Policies for the following TRPA required subjects: Land Use, Transportation, Conservation, Public Services and Facilities, Recreation, and Implementation; § Adopting TRPA's implementing plans by reference when necessary, including but not limited to portions of the TRPA Code of Ordinances and the Shore Zone plan; and, Adopting other matters necessarily connected therewith and pertaining thereto. Community Services. (Commission District 1.)

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

County Clerk Jan Galassini stated emails received from Ms. Carole Black, Ms. Ronda Tyler, Ms. Diane Heirshberg, Ms. Kathie Julian, Ms. Gay Bentley, and Mr.

Gavin Feiger were placed on file. She noted the emails consisted of a variety of support and opposition to the item.

Via the Zoom app, Ms. Kristina Hill stated she was a long time planner in Lake Tahoe and had lived in Incline Village for 30 years. She noted her previous involvement with the Tahoe Area Plan and said she had old notes from 2010 about the same topics included in this plan. She explained the latest document had some inconsistencies with what was previously approved by the community, which included increasing infrastructure to support the extensive trails proposed in recreational areas. She expressed concern about the parking on Mt. Rose Highway. She opined the area was fragile and overused and she opposed any parking areas that would increase use. She expressed opposition for a transit hub at the old Incline Elementary School. She hoped emails expressing opposition would be read to the Board since the transit hub had not been proposed before. She mentioned a special area overlay in her neighborhood of Tyrolian Village which permitted timeshares and bed and breakfasts. The special area overlay was approved in 2004 despite the lack of public transportation in that area. She denied receiving notification of the plan amendment.

Mr. Randall Fleisher, via Zoom, expressed support of the plan and opined it was what Incline Village and Crystal Bay needed to take them into the future.

Via Zoom, Ms. Ann Nichols stated she lived in the Lake Tahoe area for 50 years and had a non-profit organization called the North Tahoe Preservation Alliance. She indicated it had been 9 years since the 2012 Regional Plan was adopted, but this proposal added impact to the community. She opined it was clear the Regional Plan was not working due to additional traffic, gridlock, and school overcrowding. She asserted this plan added height and density to an area that did not have the infrastructure to handle the increase. She believed new traffic studies were needed to address the current traffic situation. She thought the bus hub and overlays needed to be considered, expressing disappointment that the community was left out of process. She spoke about luxury condominiums being built as a destination resort, but said the area did not have public transportation to service the people. She asked the Board to review the capacity of the area and reconsider the plan.

Chair Lucey closed the public hearing.

Senior Planner Eric Young stated this presentation was intended to cover Agenda Item 12 as well. He conducted a PowerPoint presentation and reviewed slides with the following titles: The Tahoe Area Plan Update; Goals for the Updated Plan; Goal One: Establish a uniform planning approach; Goal Two: Establish Conformance with the Tahoe Regional Plan; Goal Three: Create a plan that is contemporary both in content and form; Goal Four: Implementation – Identify projects of local and regional interest for later action; and Questions.

Commissioner Hill asked for clarification about the County's proposal to use the former Incline Village Elementary School as a transit hub. Mr. Young said the Tahoe Transit District's development of a mobility hub at the former elementary school

had become a significant issue in the community. He stated there was confusion about how long that had been an allowed use and where this concept came from. He noted the community viewed this as a new idea. He said the original plan adopted in the 1990s called this area the Incline Village Commercial Community Plan (IVCCP), which included a transportation facility, otherwise called a mobility hub, as allowed with a special use permit. He explained the zoning district remained the same and the plan did not change. The list of allowable uses was the same as it had been, and a special use permit would still be required. He thought the Regional Transportation Plan's (RTP's) emphasis on transit and the concept of mobility hubs had changed. The plan identified 18 mobility hubs around the basin and two in the Incline Village area. He noted the proposed mobility hubs were around the elementary school and the former Ponderosa Ranch. Neither the RTP nor the IVCCP indicated mobility hubs would be placed on a particular parcel, but they were desired in that area.

Commissioner Hill asked Mr. Young whether it was correct to say the reason mobility hubs were added was because Washoe County was following the RTP guidelines provided by the TRPA. Mr. Young stated that was the reason, but the TRPA did not obligate the County to approve them.

Commissioner Hill asserted the community felt they were excluded from the development of the Master Plan through the TRPA and the IVCCP, although it had to be followed to be compliant in that area. She agreed opportunities for public comment had been missed and there had been many delays with the proposed plan. She wondered whether special areas such as Tyrolian Village were following the master plan. Mr. Young stated the TRPA apologized for the 2004 amendment adding Tyrolian Village as a special district, which had not been communicated to the County. He commented the County was working to develop increased engagement with the community and a better relationship with the TRPA.

Commissioner Hill thanked Mr. Young and expressed appreciation to community members who provided feedback. She understood the community's frustration, saying she was briefed on the plan when she was elected and surprised to discover items within the plan that she knew nothing about after attending community meetings for more than a year. She indicated she would vote to approve this plan because she thought it would offer many opportunities for the County to provide better community planning in Incline Village. She had previously asked staff to inquire about a consultant to assist the County with improved transportation planning and community questions for a better presence in Incline Village. She thought the plan would allow for further discovery and engage the community to do what was right for them. She noted her first TRPA Board meeting would be the following day and she had many questions for them.

Commissioner Herman was glad to receive clarification on the plan and said she understood the concerns of the community. She thought corrections could be made if there was a serious flaw in the plan. Commissioner Hill replied amendments could be made to the plan, but compliance with the TRPA was the most important issue to ensure future builds and redevelopment were environmentally sound.

On motion by Commissioner Hill, seconded by Commissioner Herman, which motion duly carried on a 4-0 vote with Vice Chair Hartung absent, it was ordered that Agenda Item 11 be adopted and authorized. The Resolution for same is attached hereto and made a part of the minutes thereof.

**21-0091**      **AGENDA ITEM 12** Public Hearing: Second reading and adoption of an ordinance amending the Washoe County Code at Chapter 110 (Development Code), replacing Article 220, Tahoe Area Plan modifiers with two new articles, Article 220 Tahoe Area Plan modifiers and Article 220.1 Tahoe Area Design Standards. These amendments are meant to ensure the express conformance of Washoe County's plans with the 2012 Regional Plan adopted by the Tahoe Regional Planning Agency (TRPA) and are generally not intended to increase densities or intensities beyond what is currently permitted by the Regional Plan. The changes include but are not limited to the following: Adopting the TRPA's permissible uses set forth in TRPA Regional Plan Chapter 21, Permissible Uses, in lieu of Washoe County's allowed uses set forth in Article 302 of the Washoe County Development Code; Adopting design standards that are in conformance with the requirements set forth in the TRPA Regional Plan Chapter 13 Area Plans and Chapter 36 Design Standards; Adopting development standards that are consistent with the development standards set forth in the TRPA Regional Plan; Adopting neighborhood plans utilizing the boundaries and allowed uses of TRPA's plan area statements and community plans in lieu of Washoe County's regulatory zones set forth in Article 106 of the Washoe County Development Code; and including the Washoe County Planning Commission's direction to expand an available density incentive from memory care only to all residential care and nursing care uses; and other matters necessarily connected therewith and pertaining thereto. The ordinance was introduced and a first reading was conducted on March 10, 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.

Jan Galassini, County Clerk, read the title for Ordinance No. 1662, Bill No. 1835.

On motion by Commissioner Hill, seconded by Commissioner Herman, which motion duly carried on a 4-0 vote with Vice Chair Hartung absent, it was ordered that Ordinance No. 1662, Bill No. 1835, be adopted, approved, and published in accordance with NRS 244.100.

**21-0092**      **AGENDA ITEM 13** Public Comment.

Ms. Susie Howell was not present when called to speak.

Ms. Cindy Martinez stated this meeting had interesting discussion. She understood Chair Lucey’s explanation of why he did not place a resolution on the agenda and appreciated his jurisdictional concerns. She opined he unwittingly painted himself into a corner by declining to place the resolution on the agenda for open discussion, regardless of the outcome, and making a decision about what the County could talk about that people could participate in, which the Governor had also done. She asked Chair Lucey to reconsider and put the resolution on the agenda for discussion. She explained subject matter experts could speak about the topic for three minutes and offer opinions. She thought saying that people were just tired of wearing masks was an oversimplification. She believed the Commissioners encountered the same people the public did when doing business. She expressed concern about revenues being down and the County facing an economic crash. She noted people who did not have jobs did not pay taxes.

Ms. Denise Davis indicated she was an Incline Village resident but did not speak for the community, only herself. She expressed sadness that the Incline Village community was always portrayed as being against change. She indicated she started attending Tahoe Area Plan meetings in December of 2019, but they stopped when COVID-19 hit; suddenly the plan was back on an agenda. She opined pushback from the community was created by a lack of communication about the timing of items being heard at Board of County Commissioners meetings. Residents felt as if they had no time to review or obtain additional information about the plan. She mentioned speaking to several County employees who were very helpful and polite, so she believed the confrontational attitude between the County, Incline Village, and Crystal Bay could be helped with communication. She said the community wanted to move forward with improvements as did the County, but communication was needed so all parties could work toward the same goals.

Via the Zoom app, Ms. Annemarie Grant said she was the sister of Thomas Purdy, a 38-year-old with mental health issues who was hogtied and asphyxiated to death. She wanted information discussed during the Sheriff’s Office Board meeting to be shared with the Board of County Commissioners. She thought the Sheriff’s Office budget for the following year should be considered for reductions. She played audio of her brother pleading for help.

**21-0093**      **AGENDA ITEM 14** Announcements/Reports.

There were no announcements or reports.

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**12:07 p.m.** There being no further business to discuss, the meeting was adjourned without objection.

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**BOB LUCEY**, Chair  
Washoe County Commission

ATTEST:

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**JANIS GALASSINI**, County Clerk and  
Clerk of the Board of County Commissioners

*Minutes Prepared by:  
Doni Gassaway, Deputy County Clerk*