

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

TUESDAY

10:00 A.M.

AUGUST 16, 2022

PRESENT:

Vaughn Hartung, Chair
Bob Lucey, Commissioner
Kitty Jung, Commissioner
Jeanne Herman, Commissioner

Janis Galassini, County Clerk
Eric Brown, County Manager
Mary Kandaras, Chief Deputy District Attorney

ABSENT:

Alexis Hill, 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, County Clerk Jan Galassini called roll and the Board conducted the following business:

22-0591 **AGENDA ITEM 3** Appearance and presentation from Vinson Guthreau, Executive Director of NACO, on the Indigent Accident Fund (IAF); a fund created for the purpose of reimbursing hospitals for some of the expenses realized from the treatment of indigent persons injured in motor vehicle crashes in Nevada.

Executive Director of the Nevada Association of Counties (NACO) Vinson Guthreau conducted a PowerPoint presentation and reviewed slides with the following titles: Fund for Hospital Care to Indigent Persons (IAF); Governance & Purpose; Revenue Sources; Indigent “Free Care” Obligation; IAF Uses; Flow of Funds; Assistance with the Long-Term Care County Match Program; Medicaid Funding; Annual Sources and Uses – Approved 2022; Questions.

Mr. Guthreau stated the IAF fund was complicated and included multiple revenue sources, expenditures, and board governances with specific revenue uses monitored by the IAF Board. He provided a history of the IAF, saying the Nevada Legislature created the IAF in 1983 as financial assistance for rural hospitals that treated individuals involved in motor vehicle accidents. He explained the IAF Board was comprised of four county commissioners and the Director of County Social Services, who were appointed by the Governor.

Chair Hartung said the IAF was extremely important because funding was always in question.

Commissioner Lucey, President of NACO, stressed the importance of indigent care. He believed many individuals did not understand the complexity of the IAF which assisted underserved individuals, or the commitment of counties to contribute to the fund. He said indigent care was an upcoming issue with legislation and noted there were challenges with funding. He wondered whether there were other ways to support funding that were more secure. He stated it was a challenge for counties to pay for indigent care but said there was no other revenue source to offset the costs. He wanted to discuss revenue and potential shortfalls that could occur in the upcoming legislative session. Mr. Guthreau agreed funding was a challenge for local government and the State. He thought the important thing to remember about the IAF was that local dollars were required to remain in the communities that contributed to the fund. He said the long-term care was proportionate to the amount that was paid in property tax by the local community and did not exceed what people paid at the ad valorem rate.

Commissioner Lucey spoke about the consistency of the IAF contributions to counties and believed an equal amount of funds were not being brought back to Washoe, the second largest county in Nevada. He appreciated Mr. Guthreau clarifying that the shares were proportionate to the areas. Commissioner Lucey wanted the needs of rural counties to be identified and thought it could become a problem if Washoe County needed to subsidize counties in the north as Clark County did in the south. He wanted assurance that Washoe County was getting its fair share of funds to address local issues. Mr. Guthreau stated that NACO had conversations about bringing back the set-aside, as there was not a statewide approach previously. He agreed the goal of the IAF and its board members was to keep funds in the local areas where they were collected.

Commissioner Lucey congratulated Mr. Guthreau for hiring a Public Health Officer who was expanding the organization to address more issues. He noted the new health officer would assist Mr. Guthreau with Medicaid and indigent care fund issues. He asserted Mr. Guthreau had done a phenomenal job addressing major concerns that affected counties.

Commissioner Jung said funding had changed with the IAF and she thought some funds would still be used to subsidize rural counties as needed. She thanked Mr. Guthreau for what he did for the State and Washoe County. She stressed the importance of preserving the rural counties in Nevada. Mr. Guthreau said his job was to balance those interests and he was happy NACO's work was being acknowledged.

Commissioner Herman expressed appreciation to Mr. Guthreau for establishing the IAF.

Chair Hartung asked whether indigent included uninsured individuals. Mr. Guthreau stated it did and that was the reason for the increase in the fund when the criteria changed. Chair Hartung wondered whether the National Association of Counties was working to obtain more funding for the State. Mr. Guthreau stated the National Association of Counties was working on an inmate exclusion program for people who were incarcerated and had lost their Medicaid benefits. He noted that NACO was constantly working on

increasing partnerships with all levels of government for indigent care, saying it was a federal, State, and local partnership. He indicated that NACO was working on additional funding sources and flexibility based on the needs of counties.

Chair Hartung applauded the National Association of Counties and the amount of work it did. He believed most people did not know there was a national level of the organization or the work it did in Washington, D.C. to defend the counties.

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

22-0592 **AGENDA ITEM 4** Public Comment.

Ms. Elise Weatherly wondered about trust and whether people would listen to her more if she was dressed professionally. She pokes about some experiences when she worked in information technology (IT). She stated her daughter would be classified as indigent and would not be able to pay her own hospital bills. She mentioned she had been given four months to live in 2015, but she believed a voice that never lied to her told her that her life would be sustained. She wondered whether public comments and emails received during public comment were recorded and she opined God recorded everything.

Mr. Mark Neumann spoke about Highland Village requesting high-density zoning, which would allow 4.5 units per acre. He stated Sun Valley had zoning for medium-density, which allowed for 3.6 units per acre. He believed increasing to high-density would put many more vehicles on Highland Ranch Parkway. He opined that high-density would create additional housing with extremely small yards. He thought 3.6 units per acre was sufficient.

Mr. Cliff Low stated he was a resident of West Washoe Valley. He said a meeting with the City Councils of Reno and Sparks was held on July 22 and the main topic of conversation was regionalization. Most of the Commissioners spoke at that meeting with great passion and concern for people getting help for their lives and property as fast as possible. He opined that people did not care which agency responded, as long as someone responded to their call. He said that 11 days after that meeting, Fire Station 30 at Bowers Mansion closed indefinitely due to a bat infestation. He asked how the Board would feel if their loved ones were left without a nearby fire station. He stated he was not second-guessing Chief Moore; many theories were going around from his neighbors, and he tried not to take part in conspiracy theories. As the press release stated, the two-crew ambulance would move to Fire Station 32 which was 5.5 miles from the Bowers Mansion station and another 3 miles to Bellevue Road. He noted a meeting of the Board of Fire Commissioners was scheduled in three weeks, and he asked for this issue to be addressed. He wanted Chief Moore to present multiple options that would allow the Board to approve corrective action at the meeting. He stated by that meeting it would have been 5 weeks or 35 days since the station closed. He opined there were a multitude of possible solutions and believed a double-wide trailer could be set up on the property of Station 30 or at the volunteer station at Bellevue Road, which had no living quarters but had room for equipment. He thought a two-person crew could be established at that station in a recreation vehicle if needed. He

believed justice delayed was justice denied and noted the same thing could be said about fire and emergency medical services.

Ms. Katrina Dale, a resident of Washoe Valley, expressed concern about the Bowers Mansion station being closed. She opined there were options available, as Mr. Low stated, among other possibilities. She asked the Board to expedite combining the east and west stations and to get a station built sooner than two years.

Mr. Scott Finley provided documents to distribute to the Commissioners, which were placed on file with the Clerk. He indicated he was a resident of Washoe County and had both a military and a financial background. He wanted answers to his questions, which included: what did the Registrar of Voters (ROV) do with the signed envelopes of mail-in ballots and what role, if any, did the signed envelopes play in a recount; if a mail-in ballot was en route to the ROV but never arrived, how would that issue be resolved; if a new ballot was issued for the last question, what safeguards were in place if the first ballot did arrive; and when the Board addressed Agenda Item 7A1, could it provide the name of the company supplying the temporary staffing that worked early voting, election day, and the election recount.

County Clerk Jan Galassini stated she received an email from Mr. Aaron Katz, which was placed on file.

22-0593 **AGENDA ITEM 5** Announcements/Reports.

At the request of Chair Hartung, Commissioner Jung joined County Manager Eric Brown at the podium. Manager Brown acknowledged Commissioner Jung for her 15 years of service with the County. He presented her with a 15-year pin and a certificate. He stated Commissioner Jung had been a great source of guidance for him.

Commissioner Jung said this was the longest job she had ever had. She expressed appreciation for the pin and joked that after 15 years she should have received a gold watch.

Manager Brown stated a concurrent meeting was held on July 22 with the Cities of Reno and Sparks and said there was an agreement to collaborate on the best way to regionalize dispatch, emergency medical services, and fire services for better performance and responsiveness across the region. He indicated a work group was established and was made up of stakeholder agencies in the region including the Regional Emergency Medical Services Authority (REMSA), the Truckee Meadows Fire Protection District (TMFPD), the Reno Fire Department, and the Sparks Fire Department. He mentioned the first meeting of the work group was held the previous Thursday and went extremely well. There was a state of agreement amongst the agencies and he said they reviewed the mission and deliverables that were approved at the concurrent meeting and provided input. He noted the work group needed to identify a facilitator who would help them through the process of implementation of regionalization. He stated an agreement was made to refrain from any further studies. He thought the work group was off to a good

start and he would continue to provide updates as they become available. He looked forward to bringing a plan back to the Board that everyone could be proud of.

Commissioner Herman wanted it placed on record that one of the elected officials had their life threatened. She asserted this was not a laughing matter but a very serious issue. She noted she experienced the same thing several times since being with the County and she understood what that person was going through.

Chair Hartung thanked staff and the Nevada Department of Transportation (NDOT) for the hard work to get a light installed at Egyptian Drive and Sunset Springs Lane. He mentioned it was long overdue and he was eternally grateful there had not been a horrible accident at that intersection. He hoped studies could be performed on Eagle Canyon Drive, saying the issues on that road needed to be resolved by the Regional Transportation Commission (RTC) and NDOT. He wanted the studies to get started to understand the amount of right-of-way that would need to be acquired if any.

Commissioner Lucey thanked NDOT for its hard work and thought people spent so much time beating up the State partners for the community's needs not being adequately addressed or heard. He surmised it was easier to put blame on agencies rather than work with them to identify a path forward. He asserted NDOT had to deal with challenges and concerns for the entire State. He hoped NDOT continued to progress with the Mt. Rose Corridor and the southern parts of Washoe Valley to improve safety. He mentioned speeding being an issue on highways, corridors, and school zones and wondered what could be done to increase enforcement. He stated staffing was the biggest challenge with enforcement and said agencies could only do so much with the staff they had.

Commissioner Lucey reminded the public to be cautious on the roads and to be aware of school zones as new schools had opened. He wanted staff to review school zones in District 2 since there were new schools in the Damonte Ranch area. He expressed concern about young children having to cross major roads with commercial traffic present and worried about their safety. He wondered how the County could help the Washoe County School District improve school zones with crosswalks and sidewalks that would provide a safer place for children going to and from school.

Commissioner Lucey stated he had recently met with elected officials in Storey County who were experiencing challenges in the East Truckee River Canyon. He said I-80 and the Truckee River were the dividing corridors between Storey and Washoe Counties and they shared many issues. He asserted the Canyon was very important to the counties, the State, and the tribes that resided around that area, as people relied heavily on the Tahoe-Reno Industrial Center to provide jobs. The challenges for that area were traffic and the homeless population living along the river. He wanted a meeting with Washoe County Manager Eric Brown, Storey County Manager Austin Osborne, and Storey County Commission Chairman Jay Carmona to discuss those issues. He mentioned that the special abatement taxes would end in July 2023 and he wanted the Board to be prepared for the changes and the possibility of a memorandum of understanding with Storey County going into the next legislative session. He thought the County should work with Storey County

regarding the interchange at Lockwood due to the addition of large companies opening in that area. He stated Storey County was working on its capital improvement plan (CIP) and wondered what Washoe County could do to help address some of the transportation challenges. He said there could be a continuation of the lands bill to create the Northeast Connector from La Posada Drive, which could take up to 10 years. He thought there were issues with the East Truckee River Canyon that could be addressed immediately

Commissioner Jung reiterated that the tax abatements Storey County provided to the Tahoe-Reno Industrial Center would be expiring in July 2023. She mentioned she saw Mr. Osborne and other Storey County elected officials many years ago at a conference and they reminded her they would not have any money until the abatement ended. The abatement was provided by the State to make the community more attractive to businesses. She thought it was smart that discussions were happening prior to the tax abatement ending and noted Washoe County had been subsidizing Storey County. She believed they should be working together as one large county. She mentioned rents were currently higher in East Sparks than in downtown Reno due to the proximity to USA Parkway. She believed Washoe County was the most affected by the tax abatements.

Commissioner Lucey stated the Nevada Highway Patrol (NHP) did not have many officers placed on I-80 that could help with speed enforcement. He noted haul trucks, Fed-Ex trucks, and other commercial trucks were traveling the two-lane highway with residential traffic. He said he had a meeting scheduled with Sheriff Darin Balaam to discuss things they could do to assist with speed enforcement along the I-80 corridor since part of it was in Washoe County. If the NHP and Department of Public Safety (DPS) could not patrol the area, he wondered what the County could do to improve enforcement.

DONATIONS

- 22-0594** **6A1** Recommendation to accept donations of [\$3,210.34] from various businesses, organizations and individuals for Regional Parks and Open Space programs and facilities; and direct the Comptroller's Office to make the appropriate budget amendments. Community Services. (All Commission Districts.)
- 22-0595** **6A2** Recommendation to accept donations [\$300,000.00] from the Wilbur May Foundation: \$200,000.00 restricted for FY23 general operating support of the Wilbur D. May Center, excluding all County overhead; and \$100,000.00 restricted to support FY23 temporary exhibits at the Wilbur D. May Museum. Community Services. (Commission District 3.)
- 22-0596** **6B1** Recommendation to accept and acknowledge dental kits donated to the Nevada Cares Campus from LIBERTY Dental Plan, in the estimated amount of [\$328.00]; Manager's Office. (All Commission Districts.)
- 22-0597** **6C1** Recommendation to accept donations to Washoe County Regional Animal Services in the amount of [\$6,966.77] retroactive for the period June 1 through June 30, 2022, from numerous donors (see attached list), to be

used for the humane care and treatment of sick and/or injured, stray, abandoned, or at-risk animals received; express appreciation for these thoughtful contributions; and direct the Comptroller's Office to make the necessary budget amendments. Regional Animal Services. (All Commission Districts.)

On the call for public comment, Ms. Elise Weatherly spoke about Agenda Item 6B1, saying she heard there were complaints from people at the Cares Campus. She stated she had experience with Liberty Dental and was grateful for the service it provided.

On motion by Commissioner Jung, seconded by Commissioner Lucey, which motion duly carried on a 4-0 vote with Vice Chair Hill absent, it was ordered that Agenda Items 6A1 through 6C1 be accepted.

CONSENT AGENDA ITEMS – 7A1 THROUGH 7I1

22-0598 **7A1** Approval of minutes for the Board of County Commissioners' special meeting of July 7, 2022. Clerk. (All Commission Districts.)

22-00599 **7A2** Acknowledge the communications and reports received by the Clerk on behalf of the Board of County Commissioners, including the following categories: Monthly Statements/Reports and Nevada Department of Transportation Contract. Clerk. (All Commission Districts.)

22-0600 **7B1** Recommendation to approve an Interlocal Agreement between Washoe County and the Incline Village General Improvement District, effective upon date of last signature and in effect indefinitely for as long as the Parks are in existence, to clarify and update the responsibilities for operation, maintenance, and funding for the “East Park” and “West Park” located at 893 Southwood Blvd, Incline Village, Nevada [not to exceed \$8,000.00 annually]. Community Services. (Commission District 1.)

22-0601 **7B2** Recommendation to approve a permanent non-exclusive Grant of Power Easement between Washoe County (“Grantor”) and NV Energy (“Grantee”) on a portion of APN-556-290-04, located on Mudsprings Road, Cold Springs, Nevada, to construct, operate, add to, modify, maintain and remove aboveground and/or underground communication facilities and electrical line systems for the distribution and transmission of electricity to a new Emergency Service Communication Facility operated by Washoe County Technology Services [for the value of One Dollar (\$1.00)]. Community Services. (Commission District 5.)

22-0602 **7B3** Recommendation to adopt Resolution of Support, R22-91, Endorsing the Nevada Western Heritage Center Alliance in Revitalizing the Reno Sparks Livestock Events Center, located at 1350 North Wells Avenue, Reno, Nevada, to provide space for agricultural and equestrian events and

to provide educational opportunities aligned with Northern Nevada's western heritage. Community Services. (Commission District 3.)

- 22-0603** **7B4** Recommendation to approve an Agreement between Washoe County and Washoe Tennis Club (WTC), for maintenance, use and the exclusive right to collect a fee for play to non-WTC members of Washoe Tennis Center (2335 Moana Lane, Reno) with the initial fee for play to be \$5/day, for a three year term, effective August 16, 2022, with the option for two one-year renewals [minimum contribution of \$3,000 annually, in lieu of rent, toward maintenance, repair and improvement costs at WTC]; and authorize the Director of the Community Services Department to sign the Agreement and subsequent renewals on behalf of Washoe County. Community Services. (Commission District 1.)
- 22-0604** **7C1** Recommendation to approve Release of All Claims against CereCare Clinical Services, LLC and accept the amendment to the Washoe County Purchase Order Contract 5500024839 dated April 6, 2020 in the amount of [\$825,000] involving the purchase of 5,000 COVID-19 test kits and testing services. Comptroller. (All Commission Districts.)
- 22-0605** **7D1** Approve and execute the Permit for Disinterment of Human Remains of Elizabeth Wishon from 435 Stoker Ave., Reno, NV, 89501, with a finding that the public health will not be endangered by such disinterment and removal, upon the application submitted by Madelyn Hendrickson, as allowed under NRS 451.050, Subsection 2. Health District. (All Commission Districts.)
- 22-0606** **7E1** Recommendation to approve an extension to the agreement with the Regional Transportation Commission (RTC) for the Provision of Non-urbanized Paratransit Services for Senior Citizens and People with Disabilities of the Washoe County Senior Services Gerlach and Incline Village Senior Transportation Programs in the amount of [\$29,000.00], retroactive to July 1, 2022 through June 30, 2023; and authorize the County Manager to execute the agreement. Human Services Agency. (Commission Districts 1 and 5.)
- 22-0607** **7F1** Recommendation to approve, pursuant to NRS 244.1505, Commission District Special Fund disbursement in the amount of [\$1,000.00] for Fiscal Year 2022-2023; District 1 Commissioner Alexis Hill recommends a [\$1,000.00] grant to the Tahoe Fund –a non-profit organization that is organized for charitable, religious, or educational purposes- - to support the 2022 Lake Tahoe Summit; approve Resolution necessary for same; and direct the Comptroller's Office to make the necessary disbursement of funds. Manager's Office. (Commission District 1.)

- 22-0608** **7F2** Recommendation to approve, pursuant to NRS 244.1505, Commission District Special Fund disbursement in the amount of [\$10,000.00] for Fiscal Year 2022-2023; District 4 Commissioner Vaughn Hartung recommends a [\$5,000.00] grant to Moms on the Run – a non-profit organization created for religious, charitable or educational purposes – to support the program’s efforts to help offset medical expenses and alleviate financial stress of Northern Nevada women diagnosed with breast or gynecological cancer; a [\$2,500.00] grant to Donor Network West -- a nonprofit organization created for charitable, religious, or educational purposes -- for the purpose of purchasing keepsake remembrance items for donor families whose loved ones are honored at the annual Tree of Life leaf placement ceremony in Nevada, until these funds are exhausted; and a [\$2,500.00] grant to Nevada Donor Network Foundation -- a nonprofit organization created for charitable, religious, or educational purposes - to provide outreach and education for Northern Nevadans encouraging organ, eye and tissue donation; approve Resolutions necessary for same; and direct the Comptroller’s Office to make the necessary disbursements of funds. Manager's Office. (Commission District 4.)
- 22-0609** **7F3** Recommendation to Acknowledge Receipt of the Distinguished Budget Presentation Award for Fiscal Year 2021-2022 from the Government Finance Officers Association (GFOA). Manager's Office. (All Commission Districts.)
- 22-0610** **7F4** Recommendation to accept a 2023 Nevada State Emergency Response Commission (SERC), United We Stand (UWS) grant for [\$31,887.00, no County match required]. The UWS grant is intended to improve state and local government planning, training, and response capabilities to react to Acts of Terrorism. Grant Term is retroactive to July 14, 2022, through June 30, 2023. If approved, authorize the Local Emergency Planning Committee (LEPC) Chair to execute grant documents and authorize the County Manager or his designee, to sign the Washoe County Sub-Grant Agreements between Washoe County and the Regional Emergency Medical Service Authority (REMSA), per NRS 244.1505 in the amount of [\$14,900.00] for twenty (20) ballistic vests; and Truckee Meadows Fire Protection District (TMFPD), per NRS 244.1505, in the amount of [\$16,987.00] for sixteen (16) cyanokits: approve Resolution necessary for same; and direct the Comptroller’s Office to make the appropriate budget amendments. Manager's Office.(All Commission Districts.)
- 22-0611** **7F5** Recommendation that the Board of County Commissioners adopt the 2022 Washoe Regional Evacuation, Sheltering and Mass Care Plan and authorize the County Emergency Management Administrator 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 Common Districts.)

- 22-0612** **7G1** Recommendation to approve a direct grant award [\$7,000.00, no match required] from the United States Department of Justice, United States Federal Bureau of Investigations, Organized Crime Drug Enforcement Task Force (OCDETF) for reimbursement of overtime costs incurred while involved in the investigation of OCDETF Initiative number SI-PA-012-18 for the retroactive grant period of June 1, 2022 - September 30, 2022, and if approved, direct Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)
- 22-0613** **7H1** Recommendation to approve and acknowledge a Specialty Court General Fund Allocation from the Judicial Council of the State of Nevada to the Sparks Justice Court [\$31,550 for FY23, no match required], paid in quarterly installments retroactive to July 1, 2022, grant end date June 30, 2023; and direct the Comptroller to make the appropriate budget amendments. Sparks Justice Court. (All Commission Districts.)
- 22-0614** **7I1** Recommendation to accept Treasurer's status report for the period ending July 31, 2022, of payment of refunds and interest since last update in the amount of \$1,420,114.45 on certain property tax overpayments for residential properties at Incline Village/Crystal Bay, in compliance with the October 21, 2019 Order issued by the District Court in Village League to Save Incline Assets, Inc., et.al. vs. State of Nevada, et.al., Case No. CV03-06922, as modified and clarified by the settlement agreement regarding the processing of refunds. Treasurer. (All Commission Districts.)

Commissioner Herman said she had questions on Agenda Item 7C1 and believed a gentleman came to a meeting and stated his company had not been paid for COVID-19 (C19) test kits. She wondered whether this pertained to the same situation and wanted confirmation that the company was paid. Assistant County Manager Dave Solaro stated he was unclear about who came and asserted the Comptroller had been working with CereCare and the District Attorney's Office to ensure payment was made for what was received. He noted he was unsure whether this was the same claim. Commissioner Herman asked Mr. Solaro to dive deeper into the issue.

County Manager Eric Brown believed Commissioner Herman was speaking about a dispute around the delivery of C19 test kits which had been resolved. He thought the payment had been made to CereCare but said the documentation had to be corrected in order to be submitted to the Federal Emergency Management Agency (FEMA) for reimbursement.

On the call for public comment, Ms. Elise Weatherly spoke about Agenda Item 7D1, saying she wanted her body to be in a tomb when she died, not cremated. She noted she had not yet received permission to be buried on Paiute land, but she wanted people to have easy access to her body if it was necessary for disinterment.

Community Development Manager for the Nevada Donor Network, Ms. Monica Myles, spoke about a donation to the Nevada Donor Network and the Donor Network West in honor of Nancy Ponte. She said Ms. Ponte carried on the legacy of her daughter Haylee, who was an organ, eye, and tissue donor at the age of 19. She stated Ms. Ponte had worked with the Nevada Donor Network for many years to advocate for organ, eye, and tissue donations. She thanked Chair Hartung for the donation and promised to use the funds in a way that would make him, the County, and the Ponte family proud.

Mr. Keith Lockard spoke about Agenda Item 7F5, saying the Regional Evacuation, Sheltering and Mass Care Plan was important and needed to be highlighted as a priority. He referred to section 7.5, which provided for Emergency Management to be responsible for testing the plan and conducting drills, local exercises, and functional exercises. He believed it was necessary to conduct drills to ensure public safety. He mentioned wildland fires were the highest ranking in the plan. He stated temperatures were currently higher than when he grew up along with longer drought conditions. He said this plan helped to ensure emergency response during those conditions. He commented about a recent fire in the Joy Lake Road area south of the Mt. Rose Highway and commended the Truckee Meadows Fire Protection District and other responders who were able to contain the fire to just a few acres. He knew the area residents were appreciative of the response received.

Commissioner Jung spoke about the donations included in the Consent Agenda. She explained the Commissioners were provided with discretionary funds to do with as they chose. She stated Vice Chair Hill donated \$1,000 to the Tahoe Fund to help with the Lake Tahoe Summit and said she was currently attending the Summit to ensure interstate and federal plans were in order to preserve Lake Tahoe. She mentioned Chair Hartung donated \$2,500 to Donor Network West for keepsake remembrance items for donor families. She noted Chair Hartung's daughter was a donor recipient from her own mother. She stated Chair Hartung was also donating \$5,000 to Moms on the Run for breast cancer survivors. She thanked the Commissioners for their donations to worthy causes.

Chair Hartung said the Donor Network West donation was intended to be in remembrance of Haylee Ponte, saying her parents were great advocates for organ donations. He said Ms. Ponte passed suddenly and had designated herself as a donor. He noted she had an allergic reaction and tragically passed from it. He stated the Ponte family had done a fabulous job as advocates and helping other families. He asserted Donor Network West and the Nevada Donor Network were organizations that helped families with donor services. He recommended anyone with health issues who needed a transplant get on the donor lists and said these organizations would help them with the organ donor process.

Manager Brown acknowledged Agenda Item 7F3, which was regarding the Distinguished Budget Presentation Award for Fiscal Year 2021-2022 from the Government Finance Officers Association. He said he was at the Nevada League of Cities Conference in Clark County the previous week and a presentation was made by consultants of contractors who did major infrastructure projects for local governments and municipalities.

He noted the contractors were advised of information that needed to be included in their proposals to be considered for federal grants. He remarked the County was going to have a meeting with the consultants to learn how to be more proficient with grant proposals. He stated he was delighted when a map was shown of Washoe County and then the consultants brought up the County's capital improvement projects (CIP) and budget books from prior years. He said the consultants shared with the group that the information was from one of the best municipalities they had seen in terms of reporting and budget processes. He noted this was the first time Budget Manager Lori Cooke and her team had heard this information. He thanked Ms. Cooke and her staff for their collective efforts.

Ms. Cooke stated the budget book was put together and submitted by her and her staff. She introduced her staff: Fiscal Analyst Goar Barsegian, Senior Fiscal Analyst Patsy Buxton, Senior Fiscal Analyst Kari Estrada, and Senior Fiscal Analyst Brianna McBride.

Chair Hartung believed these individuals could work anywhere in the nation and said this was the caliber of people who worked for the County. He thanked them for their hard work and noted the County's audits always came back clean. Commissioner Jung mentioned the team was all women and thanked them for their work.

On motion by Commissioner Jung, seconded by Commissioner Herman, which motion duly carried on a 4-0 vote with Vice Chair Hill absent, it was ordered that Consent Agenda Items 7A1 through 7I1 be approved. Any and all Resolutions or Interlocal Agreements pertinent to Consent Agenda Items 7A1 through 7I1 are attached hereto and made a part of the minutes thereof.

BLOCK VOTE – 8 THROUGH 19

22-0615 **AGENDA ITEM 8** Recommendation to set the order of alternates to represent the Washoe County Planning Commission (PC) on the Truckee Meadows Regional Planning Commission (RPC) in the event the regularly appointed PC members are unavailable to serve. The existing Washoe County Planning Commissioners serving on the Regional Planning Commission are Sarah Chvilicek, Kate Nelson and Francine Donshick. The currently proposed order of alternates is as follows: First Alternate, Pat Phillips; Second Alternate, Michael Flick; Third Alternate, Daniel Lazzareschi; and Fourth Alternate, Rob Pierce. After the Board's decision, the Planning Commission Secretary shall transmit the ordered list to the Executive Director of the Truckee Meadows Regional Planning Agency (TMRPA). Community Services. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Lucey, seconded by Commissioner Jung, which motion duly carried on a 4-0 vote with Vice Chair Hill absent, it was ordered that the recommended alternates be approved.

22-00616 **AGENDA ITEM 9** Recommendation to approve the settlement of the claim of Plaintiffs Samantha Correll, individually as the natural mother of deceased Rashad Alexander Kerr, Samantha Correll and Sherry L. Brown as Co-Special Administrators for the Estate of Rashad Alexander Kerr vs Ramos Rodriguez, et al, et al. CV22-00503, for a total sum of [\$150,000] for all claims against all Washoe County defendants. Comptroller. (All Commission Districts.)

There was no response to the call for public comment.

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

22-0617 **AGENDA ITEM 10** Recommendation to retroactively acknowledge the grant award from the State of Nevada, Administrative Office of the Courts to the Second Judicial District Court, in the amount of [\$1,068,889] (no match required), to support the Specialty Court programs, effective July 1, 2022, through June 30, 2023. District Court. (All Commission Districts.)

There was no response to the call for public comment.

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

22-0618 **AGENDA ITEM 11** Recommendation to approve the overfill of the Administrative Health Services Officer (AHSO) not to exceed 5 months; recruitment of the AHSO overfill as a classified position; temporarily allow for both a classified and unclassified AHSO appointment in position 70002279; and allow the District Health Officer, for five months, one additional unclassified appointment for the Deputy District Health Officer position effective September 26, 2022 the first day of pay period 21. Health District. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Lucey, seconded by Commissioner Jung, which motion duly carried on a 4-0 vote with Vice Chair Hill absent, it was ordered that Agenda Item 11 be approved.

22-0619 **AGENDA ITEM 12** Recommendation to acknowledge a [\$1,650,000] cross-functional appropriation transfer from Public Works to Public Safety within the Capital Improvements Fund as allowed per NRS 354.598005(5)(b); net fiscal impact [\$-0-]. Manager's Office. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Lucey, seconded by Commissioner Jung, which motion duly carried on a 4-0 vote with Vice Chair Hill absent, it was ordered that Agenda Item 12 be acknowledged.

22-0620 **AGENDA ITEM 13** Request by the County Manager, through the Washoe County Clerk, and pursuant to Washoe County Code (“WCC”) 2.030, to initiate amendments to the Washoe County Code (Chapter 45- Public Welfare; Washoe County Affordable Housing Trust Fund) to ensure that WCC reflects Washoe County’s current capacity to directly administer the Washoe County Affordable Housing Trust Fund (“the Fund”) as well as reflect the County’s housing and homeless services priorities; and to direct the County Clerk to submit the request to the District Attorney’s Office for preparation of a proposed ordinance in accordance with WCC 2.040. Manager's Office (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Lucey, seconded by Commissioner Jung, which motion duly carried on a 4-0 vote with Vice Chair Hill absent, it was ordered that Agenda Item 13 be approved.

22-0621 **AGENDA ITEM 14** Recommendation to approve a Letter of Intent for the FFY 2022 Emergency Management Performance Grant (EMPG). Letter of Intent is stating the State of Nevada, Division of Emergency Management (NDEM) is awarding [\$225,555.20, \$225,555.20 County match required] for FFY 2022 including funds to be used for travel; retroactive from October 1, 2021 through September 30, 2023; If approved authorize the County Manager or his designee to sign the grant award documents when received; and direct the Comptroller’s Office to reimburse the General Fund through transfer for the expense of [\$56,807.03] salary and benefits for the Emergency Management Administrator incurred in FY 22 and 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 Commissioner Lucey, seconded by Commissioner Jung, which motion duly carried on a 4-0 vote with Vice Chair Hill absent, it was ordered that Agenda Item 14 be approved.

22-0622 **AGENDA ITEM 15** Recommendation to approve the Axon contract under sole source purchasing exemption for the Washoe County Sheriff’s Office and enter a new contract with Axon Enterprise, Inc. for a 54 month term at a cost not to exceed [year one \$64,869.48, year two \$51,394.51, year three

\$51,394.51, year four \$51,394.51, year five \$51,394.51] annually, or [\$270,447.50] for the full fifty four months; to support Body Worn Cameras, fleet car cameras, and less lethal (Tasers), and other support services offered by Axon Enterprise, Inc. Sheriff. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Lucey, seconded by Commissioner Jung, which motion duly carried on a 4-0 vote with Vice Chair Hill absent, it was ordered that Agenda Item 15 be approved.

22-0623 **AGENDA ITEM 16** Recommendation to approve the Enterprise Agreement between Washoe County and Environmental Systems Research Institute, Inc. (Esri), for software and services related to the County’s use of Geographic Information Systems (GIS) for a three-year contract term for Fiscal Years 2023-2025 [in an amount not to exceed \$923,050]; and direct the Purchasing and Contracts Manager to execute the agreement. Technology Services. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Lucey, seconded by Commissioner Jung, which motion duly carried on a 4-0 vote with Vice Chair Hill absent, it was ordered that Agenda Item 16 be approved and directed.

22-0624 **AGENDA ITEM 17** Recommendation to approve Fiscal Year 2022/2023 renewal of software licenses, software subscriptions and sole source purchases of computer and network hardware, through joinder with National Association of State Procurement Officers (NASPO) Master Price Agreements for State of Nevada with CDW Government Inc. (CDW-G); and approve expenditures [not to exceed \$1,190,000] and will remain within the available Technology Services budget for FY 2022/2023.

General Fund

- Office 365 EA subscriptions, not to exceed [\$985,000]
- Adobe EA subscriptions, not to exceed [\$98,500]
- Brooktrout hardware maintenance, not to exceed [\$3,000]
- GFI Faxmaker software renewal, not to exceed [\$3,500]
- Netmotion license renewals, not to exceed [\$20,000]
- Printer Logic license renewals, not to exceed [\$15,100]
- KnowB4 license renewals, not to exceed [\$50,000]
- Other hardware, software, subscriptions, and maintenance, not to exceed [\$14,900]

Technology Services. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Lucey, seconded by Commissioner Jung, which motion duly carried on a 4-0 vote with Vice Chair Hill absent, it was ordered that Agenda Item 17 be approved.

22-0625 **AGENDA ITEM 18** Recommendation to approve Fiscal Year 2022/2023 renewal of contracts, maintenance agreements, licenses, professional services, and sole source purchases of computer network equipment, through joinder with National Association of State Procurement Officers (NASPO) Master Price Agreements for State of Nevada with ePlus Technology, Inc.; and approve expenditures [not to exceed \$1,645,000] and will remain within the available Technology Services budget for FY 2022/2023.

General Fund

- Solarwinds renewal, not to exceed [\$16,000] - Network monitoring software
 - F5 renewal, not to exceed [\$25,000] - Web application firewall
 - Proficio, not to exceed [\$181,480] - Security operations center as a service for 24/7 cyber security monitoring
 - Infrastructure Assessment, not to exceed [\$118,550]
 - Infrastructure Assessment Implementation, not to exceed [\$70,000]
 - Firewall maintenance and support, not to exceed [\$171,907] - Maintenance and support of Palo Alto firewalls
 - Switch maintenance and support, not to exceed [\$90,000] - Maintenance and support of Cisco and Meraki switches
 - Network hardware, not to exceed [\$896,063] - Network equipment from Cisco Systems, Meraki, and Palo Alto Networks
 - Professional Services, not to exceed [76,000] - Professional services for deploying and configuring network equipment and developing network designs.
- Technology Services. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Lucey, seconded by Commissioner Jung, which motion duly carried on a 4-0 vote with Vice Chair Hill absent, it was ordered that Agenda Item 18 be approved.

22-0626 **AGENDA ITEM 19** Recommendation to approve Fiscal Year 2022/2023 renewal of contracts, maintenance agreements, licenses and sole source purchases of desktop computers, laptops, servers, storage, disk backup, and associated computer hardware, through joinder with National Association of State Procurement Officers (NASPO) Master Price Agreements for State of Nevada with Dell/EMC Inc.; and approve expenditures [not to exceed \$1,691,000] and will remain within the available Technology Services

budget for FY 2022/2023.

General Fund

- VMWare Enterprise Level Agreement, not to exceed [\$155,000] - VMWare Licenses, VMWare NSX virtual firewall, AirWatch Green Management Suite, AirWatch Content Locker Standard.

- VMWare Horizon Standard renewal, not to exceed [\$16,000] - Licenses.

- Desktop computers, laptops, servers, storage, disk backup, associated hardware, and maintenance, not to exceed [1,520,000]

Technology Services. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Lucey, seconded by Commissioner Jung, which motion duly carried on a 4-0 vote with Vice Chair Hill absent, it was ordered that Agenda Item 19 be approved.

PUBLIC HEARINGS

22-0627

AGENDA ITEM 20 Public Hearing: Master Plan Amendment Case Number WMPA22-0002 and Regulatory Zone Amendment Case Number WRZA22-0002 (Palomino Farms).

Recommendation to:

- (1) Adopt an amendment to the Washoe County Master Plan, Warm Springs Area Plan and the Warm Springs Specific Plan to reconfigure and adjust the master plan category on several parcels of land from ±890.35 acres of Suburban Residential, ±235.41 acres of Rural and ±18.82 acres of Commercial to ±889.08 acres of Suburban Residential, ±240.61 acres of Rural and ±18.78 acres of Commercial, which will concentrate all areas of commercial master plan designations near the intersection of Pyramid Highway and Whiskey Springs Road; and;
- (2) Subject to final approval of the associated Master Plan amendment and a finding of conformance with the Truckee Meadows Regional Plan by regional planning authorities, to adopt an amendment to the Warm Springs Regulatory Zone Map to reconfigure and adjust the regulatory zone on several parcels of land from ±867.83 acres of Low Density Suburban (LDS - 1 dwelling per acre), ±235.41 acres of General Rural (GR - 1 dwelling per 40 acres), ±18.82 acres of General Commercial, ±12.29 acres of Public/Semi-Public Facilities, and ±10.24 acres of Parks and Recreation to ±866.28 acres of Low Density Suburban, ±240.61 acres of General Rural, ±18.86 acres of General Commercial, ±12.63 acres of Public/Semi-Public Facilities and ±10.09 acres of Parks and Recreation, which will concentrate all areas of commercial regulatory zone near the intersection of Pyramid Highway and Whiskey Springs Road and relocate the Public and Semi Public Facilities and Parks and

Recreation Regulatory zones adjacent to Whiskey Springs Road, approximately 3/4 mile east of its intersection with Pyramid Highway.

Palomino Farms is the applicant and the property owner. The subject parcels (APNs: 077-090-03, 070-090-07, 077-090-13, 077-090-14, 077-090-15, 077-340-04, 077-340-05, 077-340-44, and 077-340-45) total ±1144 acres in size and are located on both the north and south sides of Whiskey Springs Road, beginning at Pyramid Highway on the west, and continuing approximately two miles to the east. They are situated within the Warm Springs Area Plan and Warm Springs Specific Plan boundaries.

If approved, authorize the Chair to sign the Resolutions to that effect. Community Services. (Commission District 5.)

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

Chair Hartung referred to page 3 of the staff report and explained it was a reconfiguration and nothing was changing within the boundary area.

Commissioner Herman mentioned this property was going to be developed at one time by another company but noted this was just a small reconfiguration for the new project. She requested to have some acreage set aside for a post office. She said many times people who had run out of fuel walked to her house and she gave them gas and drove them back to their cars. She thought there should be a place where people could obtain needed items and services while traveling to town from Pyramid Lake. She expressed support for this item.

Chair Hartung read from page 2 of the staff report under previous action. He stated the Planning Commission voted unanimously in support of this item and further recommended that the Board adopt both amendments. He thanked Commissioner Herman for the background.

There was no response to the call for public comment.

On motion by Commissioner Herman, seconded by Commissioner Lucey, which motion duly carried on a 4-0 vote with Vice Chair Hill absent, it was ordered that Agenda Item 20 be adopted, approved, and authorized. The Resolution for same is attached hereto and made a part of the minutes thereof.

22-0628 **AGENDA ITEM 21** Public Hearing: Re-hearing of Master Plan Amendment Case Number WMPA21-0008 & Regulatory Zone Amendment Case Number WRZA21-0005 (Highland Village Phase II). Recommendation to:

(1) Amend the Washoe County Master Plan, Sun Valley Area Plan Appendix C - Maps, to reconfigure the boundaries of the Suburban

Residential master plan designation, decreasing that designation from 16.7 to 14.7 acres; and reconfigure the boundaries of the Rural master plan designation, increasing that designation from 1.67 to 3.68 acres on three adjacent parcels (APN's 508-020-04, -42 & -44). If adopted, the master plan amendment will take effect after a determination of conformance with the Truckee Meadows Regional Plan by the Truckee Meadows Regional Planning Commission; and

(2) Approve, subject to final approval of the associated master plan amendment and a favorable conformance review by the Truckee Meadows Regional Planning Commission, a regulatory zone amendment to the Sun Valley Regulatory Zone Map to change the regulatory zone on 3 parcels from 16.706 acres of Low Density Suburban (LDS - 1 dwelling unit per acre) and 1.676 acres of General Rural (GR - 1 dwelling unit per 40 acres) to 14.702 acres of High Density Suburban (HDS - 7 dwelling units per acre) and 3.68 acres of GR on 18.382 acres, and reconfigure the boundaries of the proposed HDS and GR zones on the three adjacent parcels (APN's 508-020-04, -42 & -44);

And

Introduce and conduct a first reading of an ordinance pursuant to Nevada Revised Statutes 278.0201 through 278.0207 adopting a development agreement between Washoe County and LC Highland 2, LLC for Highland Village II, which limits the gross density to 4.5 dwelling units per acre for the ±18.3-acre project area (APNs 508-020-04, -42 & -44) for a maximum of 82 total dwelling units. The Board of County Commissioners may adopt the proposed master plan and regulatory zone amendments with a condition precedent of adoption of the accompanying development agreement; may adopt the proposed master plan and regulatory zone amendments without the accompanying development agreement; may further modify the proposed master plan amendment and refer the matter back to the Planning Commission for its report in accordance with NRS 278.220(4); or may deny the proposed amendments after the public hearing.

If the Board introduces and conducts the first reading of the ordinance, the Board shall set the public hearing, second reading and possible adoption of the Ordinance for September 13, 2022, and, if adopted, further authorize the Chair to execute the final Development Agreement. Community Services. (Commission District 5.)

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

County Clerk Jan Galassini read the title for Bill No. 1881.

Commissioner Herman stated this had been around for a while, and she thought the zoning was less than when the rezoning started. She supported the change.

Chair Hartung said this was the second time the Board had heard this and read page 3 of the staff report. He believed in many cases projects were approved but not yet built, and he thought a time limit should be included with the approval of the rezoning.

On the call for public comment, Mr. Ken Krater said he did significant work on his projects and public outreach and mentioned this project was well vetted. He stated for future projects he would take care of zoning combinations from the very beginning. He indicated the zoning would be in perpetuity with this process. He asserted he had made some firm commitments to the neighbors and would bring those items forward. He believed this process was better than establishing a development agreement.

Bill No. 1881 was introduced by Commissioner Herman, and legal notice for final action of adoption was directed. A second reading would occur on September 13, 2022.

There was no response to the call for public comment.

On motion by Commissioner Herman, seconded by Commissioner Lucey, which motion duly carried on a 4-0 vote with Vice Chair Hill absent, it was ordered that Agenda Item 21 be adopted, authorized, and approved. The Resolution for same is attached hereto and made a part of the minutes thereof.

22-0629 **AGENDA ITEM 22** Public Comment.

County Clerk Jan Galassini stated she received an email from Ms. Elise Weatherly, which was placed on file.

22-0630 **AGENDA ITEM 23** Announcements/Reports.

County Manager Eric Brown confirmed CereCare was paid for the COVID-19 test kits the County received.

Commissioner Lucey said he had participated in a tour of the Detention Center. He stated he and Commissioner Jung had the opportunity to tour jails all over the Country and he thought Washoe County's jail was one of the cleanest, most efficient facilities in the Country. He saw some of the improvements that were done to the entrance of the facility. He commended the Parks staff and all who participated in the Dragon Lights event and said it was an amazing experience he and his family enjoyed. He stated Washoe County was lucky to have had the event again this year.

Commissioner Herman thanked Manager Brown for the information about the payment to CereCare. She stated she also had a tour of the Detention Center and thought staffing levels needed to be considered at the Sheriff's Office. She indicated during the tour there was an emergency, and it was quite evident they were short-staffed. She wanted staffing to be discussed at a future meeting.

Chair Hartung asked for staff to coordinate with the Regional Transportation Commission (RTC) about Highland Ranch Parkway. He wanted to be assured it was in the capital improvement projects (CIP) for RTC and the County and wanted it moved up appropriately. He stated Seventh Street and O'Brien Pass should be included in the CIP as there was a desperate need for upgrades going from Golden Valley to Sun Valley. He mentioned there was more development occurring and road issues needed to be coordinated with RTC.

* * * * *

12:05 p.m. There being no further business to discuss, the meeting was adjourned without objection.

VAUGHN HARTUNG, Chair
Washoe County Commission

ATTEST:

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

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