

COUNTY COMMISSIONERS
Chair, Vaughn Hartung, District 4
Vice-Chair, Alexis Hill, District 1
Michael Clark, District 2 Mariluz
Garcia, District 3 Jeanne Herman,
District 5



COUNTY MANAGER
Eric P. Brown

NOTICE OF MEETING AND AGENDA

CHIEF DEPUTY DISTRICT ATTORNEY
Mary Kandaras

WASHOE COUNTY BOARD OF COUNTY COMMISSIONERS

- 1001 E. 9th Street, Reno, Nevada 89512

COUNTY CLERK
Janis Galassini

February 21, 2023
10:00 a.m.

NOTE: Items on the agenda may be taken out of order; combined with other items; removed from the agenda; moved to the agenda of another meeting; moved to or from the Consent section; or may be voted on in a block. Items voted on in a block are considered a single item for purposes of public comment on action items as provided below in the description of the parameters for "Public Comment" section, so that there will be only one period of public comment on the block vote; any public comment made during that period may pertain to any of the items being voted on in the block, but there will not be separate public comment periods for each item within the block. Items with a specific time designation will not be heard prior to the stated time, but may be heard later. The Consent is a single agenda item and is considered as a block and will not be read aloud. The Board of County Commissioners may take breaks approximately every 90 minutes.

This meeting will be held at the physical location designated on this agenda, but one or more of the County Commissioners and/or County staff may attend and participate by remote technology system. Members of the public wishing to attend may do so and participate as provided in the agenda at the designated physical location. The Chair or his designee will make reasonable efforts to ensure that members of the public body and members of the public present at the physical location can hear or observe each member attending by remote technology system, and each member of the public body in attendance can participate in the meeting.

Accessibility. In compliance with the Americans with Disabilities Act, the Washoe County Commission Chambers are accessible and those requiring accommodation for this meeting should notify the Office of the County Manager at (775) 328-2000, 24 hours prior to the meeting.

Public Transportation. Public transportation is available to this meeting site: RTC Routes 2, 5 and 15 serve this location. For eligible RTC ACCESS reservations call (775) 348-5438.

Public Comment. Members of the public may also submit comments by mail, email to Washoe311@washoecounty.gov, or voice message at: (775) 328-2003. The County will make reasonable efforts to include all comments received by 4:00pm on February 17, 2023 by email and voicemail into the record. Comments are limited to 3 minutes per person and will be entered into the record only. Voicemails will no longer be played for broadcast and emails will not be read by the Clerk.

Time Limits. Public comments are welcomed during the Public Comment periods for all matters, whether listed on the agenda or not, and are limited to three minutes per person. Additionally, public comment of three minutes per person will be heard during individually numbered items designated as "for possible action" on the agenda. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Commission meeting. Persons may not allocate unused time to other speakers.

Forum Restrictions and Orderly Conduct of Business. The Board of County Commissioners conducts the business of Washoe County and its citizens during its meetings. The presiding officer may order the removal of any person whose statement or other conduct disrupts the orderly, efficient or safe conduct of the meeting. Warnings against disruptive comments or behavior may or may not be given prior to removal. The viewpoint of a speaker will not be restricted, but reasonable restrictions may be imposed upon the time, place and manner of speech. Irrelevant and unduly repetitious statements and personal attacks which antagonize or incite others are examples of speech that may be reasonably limited.

Responses to Public Comments. The County Commission can deliberate or take action only if a matter has been listed on an agenda properly posted prior to the meeting. During the public comment period, speakers may address matters listed or not listed on the published agenda. The Open Meeting Law does not expressly prohibit responses to public comments by the Commission. However, responses from Commissioners to unlisted public comment topics could become deliberation on a matter without notice to the public. On the advice of legal counsel and to ensure the public has notice of all matters the Commission will consider, Commissioners may choose not to respond to public comments, except to correct factual inaccuracies, ask for County staff action or to ask that a matter be listed on a future agenda. The Commission may do this either during the public comment item or during the following item "Commissioners'/County Manager's announcements, reports and updates, requested for information or topics for future agendas."

Pursuant to NRS 241.020, the Agenda for the Board of County Commissioners has been posted at the following locations: Washoe County Administration Building (1001 E. 9th Street, Bldg. A), Washoe County Courthouse-Second Judicial District Court (75 Court Street), Reno City Hall - Clerk's Office (1 E. 1st Street); Sparks Justice Court (1675 East Prater Way); www.washoecounty.gov/bcc/board_committees/ and <https://notice.nv.gov>.

Although no longer required under NRS 241.020, the agenda has been physically posted at the following locations: Washoe County Courthouse-Second Judicial District Court (75 Court Street), Reno City Hall - Clerk's Office (1 E. 1st Street), Sparks Justice Court (1675 East Prater Way).

Support documentation for the items on the agenda, provided to the Washoe County Board of Commissioners is available to members of the public at the County Manager's Office (1001 E. 9th Street, Bldg. A, 2nd Floor, Reno, Nevada) Erick Willrich, Assistant to the County Manager, (775) 328-2000 and on Washoe County's website www.washoecounty.gov/bcc/.

10:00 a.m.

1. Salute to the flag.
2. Roll call.
3. Public Comment. Comment heard under this item will be limited to three minutes per person and may pertain to matters both on and off the Commission agenda. The Commission will also hear public comment during individual action items, with comment limited to three minutes per person. Comments are to be made to the Commission as a whole.
4. Commissioners'/County Manager's announcements, reports and updates to include boards and commissions updates, requests for information or topics for future agendas. (No discussion among Commissioners will take place on this item.)
5. Appearance and Presentation by Mitchell Fink, P.E. and Mariam Ahmad, P.E. regarding a quarterly update on traffic related matters. FOR DISCUSSION ONLY

6. Proclamations. (FOR POSSIBLE ACTION)

- 6.A.1. Proclaim the month of February 2023 as Career and Technical Education (CTE) Month.
FOR POSSIBLE ACTION

Attachments: [CTE Month Proclamation](#)

7. Donations. (FOR POSSIBLE ACTION)

7.A.1. Recommendation to: (1) acknowledge various items donated totaling an estimated market value of [\$1,325.00]; and (2) accept donations from various donors to Washoe County Human Services Agency Homelessness Fund to support welfare activities in the amount of [\$10.00] retroactive for the period October 27, 2022 through January 31, 2023; and direct the Comptroller's Office to make the necessary budget amendments. Human Services Agency. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 02-21-23 TMP7086 HSA Accept Homelessness Donations](#)
[\[\\$10.00\]](#)

7.A.2. Recommendation to: (1) acknowledge various items donated totaling an estimated market value of [\$5,222.00]; and (2) accept donations to the Human Services Agency - Senior Services Fund to support operations of the Washoe County Senior Centers in the amount of [\$2,111.71] retroactive for the period October 22, 2022 through January 31, 2023; and direct the Comptroller to make the necessary budget amendments. Human Services Agency. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 02-21-23 TMP7092 HSA Accept Senior Donations](#)
[\[\\$2,111.71\]](#)

7.A.3. Recommendation to: (1) acknowledge various items donated totaling an estimated market value of [\$13,419.00]; and (2) accept donations from various donors to Washoe County Human Services Agency Child Protective Services Fund to support welfare activities in the amount of [\$22,760.00] retroactive for the period October 22, 2022 through January 31, 2023; and direct the Comptroller's Office to make the necessary budget amendments. Human Services Agency. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 02-21-23 TMP7090 HSA Accept HSA Donations](#)
[\[\\$22,760.00\]](#)

- 7.B.1. Recommendation to (1) accept and acknowledge 475 pairs of socks from the Grace Community Church of Reno, a non-profit religious organization, donated to the Nevada Cares Campus totaling an estimated market value of [\$5,343.00]; (2) accept and acknowledge 1,700 cases of Pure Life bottled water from HERO Environmental donated to the Nevada Cares Campus totaling an estimated market value of [\$7,293.00]; (3) accept and acknowledge 627 pairs of socks from the Sparks High School donated to the Nevada Cares Campus totaling an estimated market value of [\$7,053.00]; (4) accept and acknowledge various winter and additional items donated to the Nevada Cares Campus from the non-profit, We Serve with Helping Hands, totaling an estimated market value of [\$981.58]; (5) accept and acknowledge 20 dozen doughnuts donated to the Nevada Cares Campus from the Doughboys Donuts in the estimated amount of [\$339.00]; (6) accept and acknowledge various winter clothing items donated to Housing and Homeless Services for people experiencing homelessness from J.D. Klippenstein, totaling an estimated market value of [\$75.00]; (7) accept and acknowledge various pet items from Washoe County Regional Animal Services donated to the Nevada Cares Campus in the estimated amount of [\$74.52]; (8) accept and acknowledge various winter clothing items donated to the Nevada Cares Campus from Washoe County, Office of the County Manager, Holiday Donation, totaling an estimated market value of [\$450.00]; [total estimated value \$21,609.10], pursuant to Washoe County Code 15.140-15.160. Manager's Office. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [20230221 Staff Report HHS Donations](#)

- 7.C.1 Recommendation to accept donations to Washoe County Regional Animal Services in the amount of [\$8,736.31] retroactive for the period July 1, 2022 through December 31, 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.) FOR POSSIBLE ACTION

Attachments: [Staff Report July-Dec22 RAS Donations 2-21-2023](#)
[RAS 7-1 to 12-31-22 donations](#)

8. Consent Items. (FOR POSSIBLE ACTION)

- 8.A.1. 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; and Executed Contracts. Clerk. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [C&R Staff Report 2023-02-21](#)
[C&R List 2023-02-21](#)

- 8.B.1. Recommendation that in accordance with NRS 354.624 that states each local government is required to provide for an annual audit and in accordance with the State of Nevada Department of Taxation the Board of County Commissioners move to approve the award of the Washoe County's Independent Audit Services to BDO USA, LLP for a contract period of one (1) year effective March 2023 for fiscal year ending 2023 and if approved, staff will submit the notification of award to the Nevada Department of Taxation by March 31, 2023. Comptroller. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC Staff Report Audit Firm Selection for Fiscal Year 2023](#)

- 8.C.1. Recommendation to approve a 2022 Nevada State Emergency Response Commission (SERC), Hazardous Materials Emergency Preparedness (HMEP) Mid-cycle grant for [\$69,121.00, no County match required]. The HMEP grant is intended to provide for planning and training to prevent, mitigate and respond to hazardous materials incidents. Grant Term: Retroactive from January 26, 2023 - September 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 Agreement between Washoe County and the Reno Tahoe Airport Authority (RTAA) per NRS 244.1505, in the amount of [\$69,121.00] to conduct an Airport Full-Scale Exercise which includes vendor fees, moulage supplies and hydration costs: approve Resolution necessary for the same; and direct the Comptroller's Office to make the appropriate budget amendments. Manager's Office. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 2-21-23 SERC HMEP FY22 Mid-Cyle](#)
[Washoe Award Letter 22-HMEP-16-03](#)
[SERC HMEP 22 Mid-Cycle - Resolution RTAA](#)
[Subgrant agreement - RTAA-SERC HMEP Mid-Cycle FY22](#)

- 8.D.1. Recommendation to appoint Denise Myer to [District 3] to the Washoe County Senior Services Advisory Board for the remainder of the term ending September 30, 2023 and Recommendation to appoint Kenji Otto [Alternate] for the remainder of the term ending June 30, 2025. Human Services Agency. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 02-21-23 TMP7052 HSA Appoint Sr. Advisory Board Otto and Myer](#)
[Kenji Otto redacted](#)
[otto resume](#)
[Myer redacted](#)
[myers recommendation](#)
[myers resume](#)

End of Consent Items

9. Recommendation and possible action to approve the settlement between Walmart and the State of Nevada in the opioid litigation and execution by Washoe County of "Walmart Settlement Participation Form" and releases pursuant to the One Nevada Agreement on Allocation of Opioid Recoveries ("One Nevada Agreement") previously agreed upon for participation in settlements.

An exact net amount to the county is not determined at this time, but it is expected the settlement will result in a gross payment from the defendants to the State of Nevada in an amount of \$32,231,037.14 and that the County's net payout from that amount will be determined according to the provisions of the One Nevada Agreement on Allocation of Opioid Recoveries approved by the Board in July 2021. Under the One Nevada Agreement, Washoe County will receive (before deductions required but yet to be calculated):
6.841995% of the Local Government Allocation (making up 38.77% of the total allocation)
14% of the Medicaid Match Allocation (17.37% of the total allocation)

District Attorney. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 2-21-2023 - Staff Report - Walmart Settlement FINAL](#)
[Walmart Settlement Agreement \(2022.12.02\) FINAL](#)
[Walmart Settlement Participation Form - Exhibit K](#)

10. Recommendation to approve a cross-fund, cross-function budget appropriation transfer [total \$1,434,115.58] from the Other Restricted Fund to the Homelessness Fund for budget alignment with organizational restructuring and additional transparency of homelessness-related revenues and expenses and direct the Comptroller's Office to make the necessary budget appropriation and cash transfers. Net impact is zero. Manager's Office. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [20230221 Staff Report ERA2 Move](#)
11. Discussion and direction to staff regarding legislation or legislative issues proposed by legislators, by Washoe County, Truckee Meadows Fire Protection District, or by other entities permitted by the Nevada State Legislature to submit bill draft requests, or such legislative issues as may be deemed by the Chair or the Board to be of critical significance to Washoe County. Manager's Office. (All Commission Districts.) FOR POSSIBLE ACTION
12. Public Comment. Comment heard under this item will be limited to three minutes per person and may pertain to matters both on and off the Commission agenda. The Commission will also hear public comment during individual action items, with comment limited to three minutes per person. Comments are to be made to the Commission as a whole.
13. Commissioners'/County Manager's announcements, reports and updates to include boards and commissions updates, requests for information or topics for future agendas. (No discussion among Commissioners will take place on this item.)

Adjournment

Various boards/commissions the Washoe County Commissioners may be a member of or liaison to:

Chair Hartung

Regional Transportation Commission
Reno-Sparks Convention & Visitors Authority
Truckee Meadows Regional Planning Agency Governing Board
Truckee Meadows Water Authority Board
Truckee River Flood Management Authority (alternate)
Washoe County Investment Committee
Washoe County Stadium Authority
Western Regional Water Commission

Vice-Chair Hill

Community Homelessness Advisory Board
Nevada Association of Counties Board of Directors (NACO)
Nevada Tahoe Conservation District Board of Supervisors
Regional Transportation Commission
Tahoe Prosperity Center Board of Directors
Tahoe Regional Planning Agency Governing Board
Tahoe Transportation District Board of Directors
Tahoe Transportation Commission
Truckee Meadows Water Authority Board
Truckee North Tahoe Transportation Management Association Board
Truckee River Flood Management Authority
Washoe County Internal Audit Committee (alternate)
Washoe County Investment Committee
Washoe County Legislative Liaison
Washoe County School District Capital Funding Protection Committee
Washoe County School District Oversight Panel
Washoe County Stadium Authority (alternate)
Western Regional Water Commission

Commissioner Clark

Community Homelessness Advisory Board
Downtown Reno Business Improvement District (alternate)
EDAWN (Economic Development Authority of Western Nevada) (alternate)
Nevada Association of Counties Board of Directors (NACO) (alternate)
Regional Transportation Commission (alternate)
Truckee Meadows Regional Planning Agency Governing Board
Truckee Meadows Water Authority Board (alternate)
Truckee River Flood Management Authority (alternate)
Washoe County Criminal Justice Advisory Committee
Washoe County Senior Services Advisory Board Liaison
Washoe County Stadium Authority (alternate)
Washoe Storey Conservation District (alternate)
Western Nevada Development District (WNDD)

Commissioner Garcia

Washoe County Animal Services Advisory Board
Community Homelessness Advisory Board (alternate)
District Board of Health
Downtown Reno Business Improvement District
EDAWN (Economic Development Authority of Western Nevada)
Nevada Tahoe Conservation District Board of Supervisors (alternate)
Regional Transportation Commission (alternate)
Tahoe Regional Planning Agency Governing Board (alternate)
Tahoe Transportation District Board of Directors (alternate)
Tahoe Transportation Commission (alternate)
Truckee Meadows Water Authority Board (alternate)
Truckee River Flood Management Authority
Washoe County Open Space and Regional Parks Commission (liaison)
Washoe County Senior Services Advisory Board Liaison (alternate)
Washoe County Stadium Authority

Commissioner Herman

Nevada Association of Counties Board of Directors (NACO)
Nevadaworks
Regional Transportation Commission (alternate)
State Land Use Planning Advisory Council (SLUPAC)
Truckee Meadows Regional Planning Agency Governing Board
Truckee Meadows Water Authority Board (alternate)
Truckee River Flood Management Authority (alternate)
Vya Conservation District (Diane Stobiecki—alternate)
Washoe County Debt Management Commission
Washoe County Internal Audit Committee
Washoe County Legislative Liaison
Washoe County School District Capital Funding Protection Committee
Washoe County School District Oversight Panel
Washoe County Stadium Authority (alternate)
Washoe-Storey Conservation District
Western Nevada Development District (WNDD) (alternate)