

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

NOVEMBER 13, 2007

PRESENT:

Bob Larkin, Chairman
Bonnie Weber, Vice Chairman
Jim Galloway, Commissioner*
David Humke, Commissioner
Kitty Jung, Commissioner

Amy Harvey, County Clerk
Katy Singlaub, County Manager
Melanie Foster, Legal Counsel

The Board met 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:

County Manager Katy Singlaub stated: "The Chairman and Board of County Commissioners intend that their proceedings should demonstrate the highest levels of decorum, civic responsibility, efficiency and mutual respect between citizens and their government. The Board respects the right of citizens to present differing opinions and views, even criticism, but our democracy cannot function effectively in an environment of personal attacks, slander, threats of violence, and willful disruption. To that end, the Nevada Open Meeting Law provides the authority for the Chair of a public body to maintain the decorum and to declare a recess if needed to remove any person who is disrupting the meeting, and notice is hereby provided of the intent of this body to preserve the decorum and remove anyone who disrupts the proceedings."

07-1257 AGENDA ITEM 3 – PUBLIC COMMENT

Agenda Subject: "Public Comment. Comment heard under this item will be limited to two minutes per person and may pertain to matters both on and off the Commission agenda. The Commission will also hear public comment during the individual action items, with comment limited to two minutes per person. Comments are to be made to the Commission as a whole."

2:10 p.m. Commissioner Humke temporarily left the meeting.

***2:11 p.m.** Commissioner Galloway arrived at the meeting.

Guy Felton talked about the National Clean Elections Lawsuit, the sovereignty of the people and free speech.

Sam Dehne discussed the Nevada Open Meeting Law and voiced dissatisfaction that there was no item on the agenda to approve the agenda.

Gary Schmidt discussed two *Reno Gazette Journal* articles concerning District Attorney Richard Gammick, which were placed on file with the Clerk.

2:15 p.m. Commissioner Humke returned to the meeting.

07-1258 **AGENDA ITEM 4 – COMMISSIONERS'/MANAGER'S ANNOUNCEMENTS**

Agenda Subject: "Commissioners'/Manager's Announcements, Requests for Information, Topics for Future Agendas and Statements Relating to Items Not on the Agenda. (No discussion among Commissioners will take place on this item.)"

Katy Singlaub, County Manager, indicated that item 17 was pulled from the agenda at the request of Naomi Duerr, Director of the Truckee River Flood Management Project, and would come back to the Board at a future meeting. She noted there was a County in-kind match of \$7,333.33 for agenda item 6I(2), which was indicated in the staff report but not on the agenda. She pointed out there were addendums to the agenda for items 31 and 32.

Ms. Singlaub introduced the new Senior Services Director, Grady Tarbutton, to the Board. Chairman Larkin welcomed Mr. Tarbutton.

Commissioner Galloway announced a dedication for the restoration project of the old Washoe County Courthouse at 75 Court Street. He noted the Tahoe Foundation was now a formally registered charitable organization that intended to take up community issues such as planning in a mountain environment, exerting local control over architectural concerns, and nuisance matters.

Chairman Larkin reminded listeners about the upcoming Grand Opening of Cabela's, as well as a dinner for adoptive families.

Commissioner Weber stated she and Chairman Larkin attended a groundbreaking ceremony at the Tahoe-Reno Industrial Center, which would house the Storey County Sheriff's Office, Public Works Department, Commissioners' offices and Manager's offices. She said she was contacted by an individual who was allegedly not allowed to set foot in the Nevada Humane Society building (shared by Animal Control Services) and asked staff for more information related to those circumstances. Commissioner Weber requested more detailed information prior to the budget discussion under agenda item 7, including a breakdown of how each of the departments came to their reduction percentages, what items were or were not cut from their budgets, and why. Ms. Singlaub indicated additional information would be distributed.

Commissioner Humke noted he would attend a meeting of the Nevada Juvenile Justice Commission as an appointee of the Governor, where he hoped to sort out juvenile justice and State budgeting issues.

07-1259 AGENDA ITEM 5 – RESOLUTION OF APPRECIATION

Agenda Subject: "Resolution of Appreciation for 2007 Washoe County All Employee Family Picnic Volunteer Team."

Chairman Larkin read a Resolution of Appreciation thanking the Washoe County All Employee Family Picnic Volunteer Team for their efforts. He presented the Resolution to Julie Skow, Program Assistant. Ms. Skow commended the 46 employees who planned and implemented the picnic, which was attended by over 800 people. Commissioner Weber thanked the volunteers for their teamwork and camaraderie.

In response to the call for public comment, Sam Dehne was in favor of the employee picnic.

On motion by Commissioner Jung, seconded by Commissioner Humke, which motion duly carried, Chairman Larkin ordered that the Resolution in Agenda Item 5 be adopted. The Resolution of Appreciation is attached hereto and made a part of the minutes thereof.

07-1260 ITEM 32 – PRESENTATION OF CERTIFICATES

Agenda Subject: "Presentation of Excellence in Public Service Certificates honoring Washoe County employees who have completed essential employee development courses."

Katy Singlaub, County Manager, recognized the following employees for successful completion of the Excellence in Public Service Certificate Programs administered by the Human Resources Department:

Essentials of Management Development

Bill Carlos, Horticulturalist, Regional Parks and Open Space
Doina Jones, Family Support Supervisor, District Attorney's Office

Essentials of Personal Effectiveness

Joy Betton, Library Assistant II
Carolyn Metzka, Office Assistant II, Cooperative Extension
Jenny White, Legal Secretary, District Attorney's Office

Essentials of Support Staff

Darleen Bidlake, Office Support Specialist, District Health Department
Rhonda Dorman, Office Support Specialist, Social Services
Catherine Smith, Office Support Specialist, Clerk's Office

Essentials of High Performing Teams

Frances Finch, Business Analyst II, Technology Services

Essentials of Train the Trainer Program

Kim Martin, Eligibility Case Compliance Reviewer, Social Services

DISCUSSION – CONSENT AGENDA

Chairman Larkin requested that consideration of item 6C be removed from the consent agenda and combined with the discussion on item 7, and consideration of item 6O(1) be removed from the consent agenda and combined with the discussion on item 20.

Commissioner Galloway asked that item 6L(3) be removed from the consent agenda and a copy of the Interlocal Cooperative Agreement be provided for review prior to the Board's consideration and vote.

In response to the call for public comment, Sam Dehne discussed the purpose of the consent agenda.

07-1261 AGENDA ITEM 6A – MINUTES

Agenda Subject: "Approve minutes for the Board of County Commissioners' special meetings of September 28 and October 16, 2007 and Board of County Commissioners' regular meetings of October 9 and 16, 2007."

Commissioner Weber said she believed Stuart Mackie's name was misspelled on the minutes for October 9, 2007. Amy Harvey, County Clerk, indicated the spelling was verified as correct.

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 6A be approved.

07-1262 AGENDA ITEM 6B – MEETING CANCELLATIONS

Agenda Subject: "Cancel November 27, 2007 and December 25, 2007 Washoe County Commission Meetings."

In response to the call for public comment, Sam Dehne suggested all future meetings be canceled unless each agenda included an item to approve the agenda.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 6B be approved.

07-1263 AGENDA ITEM 6D – DISTRICT ATTORNEY'S OFFICE

Agenda Subject: "Approve payments [\$8,750] to vendors for assistance of 48 victims of sexual assault and authorize Comptroller to process same. NRS 217.310 requires payment by the County of total initial medical care of victims and of follow-up treatment costs of up to \$1,000 for victims, victim's spouses and other eligible persons. (All Commission Districts.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 6D be approved and authorized.

07-1264 AGENDA ITEM 6E – JUVENILE SERVICES

Agenda Subject: "Approve Contract Agreement between the County of Washoe (Department of Juvenile Services) and LSM Government Financial Management, Inc. for professional services related to maximizing federal reimbursements from Medicaid for the term December 1, 2007 through November 30, 2008 [\$45,000 - sufficient funds available in Medicaid Internal Order #20006]; and if approved, authorize Chairman to execute Contract Agreement. (All Commission Districts.)"

Chairman Larkin asked if there were any results available regarding a similar agreement approved by the Board in January 2007. Katy Singlaub, County Manager, indicated she did not have the specific amounts at hand but assured Chairman Larkin the 2007 agreement had been very cost effective for the County.

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 6E be approved, authorized and executed.

07-1265 AGENDA ITEM 6F – DISTRICT HEALTH DEPARTMENT

Agenda Subject: "Approve grant funded Fiscal Year 2007/08 Purchase Requisition #3000008692 to Nevada Health Centers, Inc. [total amount of \$61,250 (\$26,250-Fiscal Year 2008, \$35,000-Fiscal Year 2009)] pertaining to the Title X Family Planning Health Clinic Program; and if approved, approve and execute Resolution necessary for same--District Health. (Commission District 1.)"

Commissioner Weber indicated she had been contacted by many of her constituents and was opposed to the agenda item. She stated her position on the subject

was well known and had not changed, although she was particularly concerned about the provision of infertility services using grant funds.

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion carried on a 4-1 vote with Commissioner Weber voting "no", it was ordered that Agenda Item 6F be approved and executed. The Resolution for the same is attached hereto and made a part of the minutes thereof.

07-1266 AGENDA ITEM 6G – PURCHASING DEPARTMENT

Agenda Subject: "Award Bid No. 2616-08 for Hot and Cold Meal Delivery Trucks, on behalf of Washoe County Senior Services, to the lowest responsive, responsible bidder Delivery Concepts Inc., [net amount \$67,294 - funded by Community Development Block Grant Senior Food Delivery Federal Grant] for two meal delivery trucks (one truck specifically for Gerlach and the other for Sun Valley area). (Commission Districts 3 and 5.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 6G be awarded.

07-1267 AGENDA ITEM 6H – TECHNOLOGY SERVICES

Agenda Subject: "Approve issuance of Request for Proposal for consulting services for the SAP Plant Maintenance Capital Improvement Project (PW920286), affects all Commission Districts."

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 6H be approved.

07-1268 AGENDA ITEM 6I(1) – COMMUNITY DEVELOPMENT

Agenda Subject: "Approve expenditure from County Commission District 1 Special Funding Account [\$10,000 for Fiscal Year 2007/08] to the Tahoe Transportation District to contribute to the funding of an Airport Shuttle between the Reno-Tahoe International Airport and Incline Village/Crystal Bay for the period November 2007 through November 2008 (requested by Commissioner Galloway)."

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 6I(1) be approved.

07-1269 AGENDA ITEM 6I(2) – COMMUNITY DEVELOPMENT

Agenda Subject: "Accept State of Nevada 2007 Historic Preservation Grant [\$11,000]; and if accepted, authorize Chairman to execute 2007 Historic Properties Funding Agreement and authorize Comptroller to prepare revenue and expenditure accounts to administer grant. (Commission Districts 1 and 5.)"

Commissioner Weber noted there was a County in-kind match of \$7,333.33, which was indicated in the staff report but not in the agenda subject. She pointed out the item affected the Verdi area in Commission District 5 but not Commission District 1.

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6I(2) be accepted, authorized and executed.

07-1270 AGENDA ITEM 6I(3) – COMMUNITY DEVELOPMENT

Agenda Subject: "Appoint Jeanne Herman as an At-Large member to fill an unexpired term to June 30, 2009 on the Warm Springs Citizen Advisory Board (Commissioner Larkin, Commission District 4)."

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6I(3) be approved.

07-1271 AGENDA ITEM 6I(4) – COMMUNITY DEVELOPMENT

Agenda Subject: "Appoint Angela Dazey as an At-Large member to fill an unexpired term to June 30, 2008 on the Cold Springs Citizen Advisory Board (Commissioner Weber, Commission District 5)."

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6I(4) be approved.

07-1272 AGENDA ITEM 6I(5) – COMMUNITY DEVELOPMENT

Agenda Subject: "Approve Importer and Wholesale Intoxicating Liquor (Wine, Liquor and Beer) License for Robert N. Barone and Joshua A. Barone, dba Barone Imports and Wholesale LLC; and, if approved, direct that each Commissioner sign original copy of State of Nevada Application for License for Importer and Wholesale Dealer of Wine, Liquor, and Beer. (All Commission Districts.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6I(5) be approved and directed.

07-1273 AGENDA ITEM 6J(1) – COMMUNITY RELATIONS

Agenda Subject: "Approve expenditure from County Commission District 4 Special Funding Account [\$1,579.50] to Community Relations budget for reimbursement for Nevada Business Journal Ad to support special City of Sparks supplement (Commission District 4)."

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 6J(1) be approved.

07-1274 AGENDA ITEM 6J(2) – COMMUNITY RELATIONS

Agenda Subject: "Approve expenditure from County Commission District 5 Special Funding Account [\$822.35] for food expenses for the September 26, 2007 District 5 Town Hall meeting (Commission District 5)."

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 6J(2) be approved.

07-1275 AGENDA ITEM 6K(1) – MANAGEMENT SERVICES

Agenda Subject: "Acknowledge receipt of ICMA Certificate of Distinction presented to Washoe County on October 7, 2007, for achievement in performance measurement and management in Fiscal Year 2006."

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 6K(1) be acknowledged.

07-1276 AGENDA ITEM 6K(2) – MANAGEMENT SERVICES

Agenda Subject: "Approve and authorize Chairman to sign a Grant Program Contract between the County of Washoe and Catholic Community Services of Northern Nevada for an emergency motel voucher program for homeless families during the cold weather months of Fiscal Year 2007/08 [\$10,000]; approve and execute Resolution necessary for same; and, authorize Finance to make necessary adjustments--Community Support Administrator. (All Commission Districts.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6K(2) be approved, authorized and executed. The Resolution for the same is attached hereto and made a part of the minutes thereof.

07-1277 AGENDA ITEM 6L(1) – PUBLIC WORKS DEPARTMENT

Agenda Subject: "Award Base Bid and Alternate 3 for 350 S. Center Street Card Access Project to the lowest responsive and responsible bidder (staff recommends PowerComm Solutions) [\$54,415.80]; and if awarded, authorize Public Works Director to execute the necessary documents. (Commission District 3.)"

Commissioner Humke asked whether the project would provide the same level of safety for employees who worked in the 350 South Center Street building as those who worked in the courthouse. David Solaro, Capital Projects Division Manager, replied that the project would create the same level of security as that provided for the District Attorney's Office in the Mills Lane Justice facility. He explained visitors to the building would check in with a security guard, who would issue a pass allowing access to the elevators and stairwells. He clarified for Commissioner Humke that the elevators in the building would require card key access.

In response to a question by Commissioner Jung, Mr. Solaro stated the 350 South Center Street building housed the entire Social Services Department, the Alternate Public Defender's Office, the Collections Division of the Finance Department, some probation officers for Juvenile Services, and the Marriage Commissioner's Office.

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 6L(1) be awarded, authorized and executed.

07-1278 AGENDA ITEM 6L(2) – PUBLIC WORKS DEPARTMENT

Agenda Subject: "Authorize Public Works Department to bid the 230 Edison Way Property Tenant Improvement Project. (Commission District 2.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 6L(2) be authorized.

07-1279 AGENDA ITEM 6L(4) – PUBLIC WORKS DEPARTMENT

Agenda Subject: "Accept status report: Operations Plan for New Downtown Courts Surface Parking Lot. (Commission District 3.)"

Commissioner Weber said she had asked to be notified of meetings on the topic. County Manager Katy Singlaub indicated this agenda item only concerned the surface parking lot. She stated there had not yet been any meetings about the development of the downtown court site, but an update would be presented to the Board at their meeting on November 20, 2007. Ms. Singlaub acknowledged she was aware of Commissioner Weber's interest and it was her intent to invite two Commissioners to participate in master planning for the project.

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 6L(4) be accepted.

07-1280 AGENDA ITEM 6L(5) – PUBLIC WORKS DEPARTMENT

Agenda Subject: "Accept update on District Court-Family Court – Additional Courtrooms Project. (Commission District 3.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 6L(5) be accepted.

07-1281 AGENDA ITEM 6M(1) – SENIOR SERVICES

Agenda Subject: "Accept cash donations [\$10,959.81] for the period July 1, 2007 through September 30, 2007 for the first quarter of Fiscal Year 2007/08; and if accepted, direct Finance Department to make the appropriate budget adjustments. (All Commission Districts.)"

Commissioner Galloway thanked the following individuals and organizations for their generous donations: Lend-A-Check, Priscilla Dorazio, Washoe County Access to Justice, Scolari's, Rosemann Family Foundation, Senior Bridges, Renown Medical Center, United Way, and various anonymous donors.

In response to the call for public comment, Sam Dehne said the staff report should list the names of the donors.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 6M(1) be accepted and directed.

07-1282 AGENDA ITEM 6M(2) – SENIOR SERVICES

Agenda Subject: "Retroactively approve and execute Interlocal Contract between the County of Washoe (Senior Services) and Incline Village General Improvement District [\$12,500] for Fiscal Year 2007/08 with option to renew for one additional one-year period for the purpose of providing transportation services to seniors and people with disabilities in the Incline Village area as provided by a grant from the Regional Transportation Commission. (Commission District 1.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6M(2) be approved and executed. The Interlocal Contract for the same is attached hereto and made a part of the minutes thereof.

07-1283 AGENDA ITEM 6N(1) – SHERIFF'S OFFICE

Agenda Subject: "Accept donations [\$4,257.81] in support of the 13th Annual Incline Sheriff's Community Picnic held September 23, 2007. (Commission District 1.)"

Commissioner Galloway thanked the following individuals and organizations for their generous donations: Ben and Sherri Hedges for 7-11, Ace Hardware, John Cheney for the Big Water Grille, Champi Pathirana for the Black Bear Coffee Shop, Mr. and Mrs. Norman Wong for the China Wok, Roger and Elise Norman for the Crystal Bay Club, Mia Andersen for Diamond Peak, Dominos Pizza, Scott

Comstock for the Hacienda de la Sierra, Barbara Stedman for the Hyatt Regency Lake Tahoe, Patty Glenn for Incline Property Management, Dan Ursitti for Incline Wine & Chocolate, Joe Bourdeau for Nevada Security Bank, Outfitters, Pet Network, Lynn McGinty for the Potlatch Shop, Darius Vijil for Raley's, Kevin Beaton for the Tahoe Biltmore Hotel & Casino, Laerd Chongolee for the Thai Recipe, Ron Stanger for the Village Market, Mike Croke for the Village Ski Loft, Henry Gastelum for Waste Management, and Joan Hagy for the Women's Club of North Lake Tahoe.

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 6N(1) be accepted.

07-1284 AGENDA ITEM 6N(2) – SHERIFF'S OFFICE

Agenda Subject: "Accept amended Interlocal Agreement between the County of Washoe (Sheriff's Office) and City of Sparks (Police Department) for Extradition Services [approximately \$4,500 in revenue]; and if approved, authorize Chairman to execute Interlocal Agreement. (Commission District 4.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6N(2) be accepted, approved, authorized and executed. The amended Interlocal Agreement for the same is attached hereto and made a part of the minutes thereof.

07-1285 AGENDA ITEM 6N(3) – SHERIFF'S OFFICE

Agenda Subject: "Authorize Chairman to execute Interlocal Contract between the County of Washoe (Sheriff's Office, Forensic Science Division) and State of Nevada (Department of Wildlife, Law Enforcement Bureau) for Forensic Science Services for the term July 1, 2007 through June 30, 2009 [estimated income \$800 for Fiscal Year 2008 and \$880 for Fiscal Year 2009]. (All Commission Districts.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6N(3) be authorized and executed. The Interlocal Contract for the same is attached hereto and made a part of the minutes thereof.

07-1286 AGENDA ITEM 6N(4) – SHERIFF'S OFFICE

Agenda Subject: "Authorize Chairman to execute Interlocal Contract between the County of Washoe (Sheriff's Office, Forensic Science Division) and State of Nevada (Department of Public Safety) for operation of the State Breath Alcohol Program for the term July 1, 2007 through June 30, 2009 [estimated income \$238,572 for Fiscal Year 2008 and \$238,572 for Fiscal Year 2009]. (All Commission Districts.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6N(4) be authorized and executed. The Interlocal Contract for the same is attached hereto and made a part of the minutes thereof.

07-1287 AGENDA ITEM 6N(5) – SHERIFF'S OFFICE

Agenda Subject: "Authorize Chairman to execute Interlocal Contract between the County of Washoe (Sheriff's Office, Forensic Science Division) and State of Nevada (State Gaming Control Board) for Forensic Science Services for the term July 1, 2007 through June 30, 2009 [estimated income \$1,617 for Fiscal Year 2008 and \$1,698 for Fiscal Year 2009]. (All Commission Districts.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6N(5) be authorized and executed. The Interlocal Contract for the same is attached hereto and made a part of the minutes thereof.

07-1288 AGENDA ITEM 6N(6) – SHERIFF'S OFFICE

Agenda Subject: "Authorize Chairman to execute Interlocal Contract between the County of Washoe (Sheriff's Office, Forensic Science Division) and the State of Nevada (Department of Public Safety) for Forensic Science Services for the term July 1, 2007 through June 30, 2009 [estimated income of \$212,203 for Fiscal Year 2008 and \$222,813 for Fiscal Year 2009]. (All Commission Districts.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6N(6) be authorized and executed. The Interlocal Contract for the same is attached hereto and made a part of the minutes thereof.

07-1289 AGENDA ITEM 6N(7) – SHERIFF'S OFFICE

Agenda Subject: "Authorize Chairman to execute Interlocal Contract between the County of Washoe (Sheriff's Office, Forensic Science Division) and the State of Nevada (Department of Public Safety, Divisions of Investigation and Highway Patrol) for Toxicology Testing for the term July 1, 2007 through June 30, 2009 [estimated income \$266,000]. (All Commission Districts.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6N(7) be authorized and executed. The Interlocal Contract for the same is attached hereto and made a part of the minutes thereof.

07-1290 AGENDA ITEM 6N(8) – SHERIFF'S OFFICE

Agenda Subject: "Authorize Chairman to execute Interlocal Contract between the County of Washoe (Sheriff's Office, Forensic Science Division) and the State of Nevada (Department of Public Safety, Division of Parole and Probation) for DNA testing of Compact Parole and Probation Cases for the term July 1, 2007 through June 30, 2009 [estimated income of \$150 per client]. (All Commission Districts.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6N(8) be authorized and executed. The Interlocal Contract for the same is attached hereto and made a part of the minutes thereof.

07-1291 AGENDA ITEM 6O(2) – DEPARTMENT OF WATER RESOURCES

Agenda Subject: "Award bid for Rehabilitation of Hidden Valley Water Storage Tanks #2 and #3 to Farr Construction Corporation, the lowest, responsive, responsible bidder, [\$76,500]; and if awarded, authorize Chairman to execute Contract documents upon receipt and authorize Engineering Manager to issue Notice to Proceed. (Commission District 2.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6O(2) be awarded, authorized, executed and issued.

07-1292 **AGENDA ITEM 60(3) – DEPARTMENT OF WATER RESOURCES**

Agenda Subject: "Approve and authorize Chairman to execute a Temporary Construction Easement and a Grant of Easement between Washoe County and the South Truckee Meadows General Improvement District (STMGID) for the Montreux Reclaimed Water Pipeline and Pump Station Project on STMGID APN 150-111-18 – Well Site #5. (Commission District 2.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 60(3) be approved, authorized and executed.

07-1293 **AGENDA ITEM 60(4) – DEPARTMENT OF WATER RESOURCES**

Agenda Subject: "Approve and authorize Chairman to execute Water Rights Deed and associated Water Sale Agreement between the George W. Gillemot Family Trust dated December 14, 1984, Grantor, and Washoe County, Grantee; and, direct Water Rights Manager to record same. (Commission District 2.)"

There was no public comment on this item.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 60(4) be approved, authorized, executed and directed.

07-1294 **AGENDA ITEM 7 – FINANCE**

Agenda Subject: "Recommendation that the Board of County Commissioners approve adjustments to the General Fund budget for FY 07/08 balanced with a reduction in resources available of approximately \$14 million and direct staff to begin strategic efforts in development of the FY08/09 Budget."

The Board combined its consideration of agenda items 6C and 7. Please see 07-1295 below for the motion concerning item 6C.

Chairman Larkin read language from the first page of the Interim Financial Report in item 6C, stating: "Revenues are up 24% over prior year led by increased real property taxes and intergovernmental revenues. Revenue trend as a percent of budget is 4% ahead of prior year..." He asked how that statement could be reconciled with the request that departments decrease their budgets by 5 percent.

John Sherman, Finance Director, pointed out the revenue increase in the financial report for the first three months of fiscal year 2007-08 was based on a combination of all of the various government funds in Washoe County, while the revenue shortfalls requiring budget reductions impacted the General Fund in particular. He explained the biggest increase shown in the financial report came from property taxes that were relatively stable and had shown big increases over the last three or four years. He noted this year's property taxes were showing an increase that was about 1.0 percent above the amount budgeted, which would translate into about \$1,300,000 if the trend were to continue. Mr. Sherman indicated property tax revenue forecasts were estimated on a per parcel basis due to property tax bill abatement laws that made the process complex and challenging. He stated the issue behind the budget reductions proposed in item 7 specifically related to sales taxes, which were a component of consolidated taxes that were not performing well and were primarily driven by a decline in the construction of new homes and the purchase of automobiles. He referenced a line in Table 2 on page 2 of the financial report, showing that consolidated taxes were performing at 4 percent below the prior year.

Chairman Larkin wondered if it was correct to say that the AB104 taxes and consolidated taxes were showing a static trend. Mr. Sherman stated they were actually showing a continued decline. He suggested it was important to distinguish between actual year-to-date numbers in the financial report for agenda item 6C and the forecast numbers used to determine budget adjustments in agenda item 7. He said the consolidated tax/AB104 tax bundles, which were primarily sales taxes, were forecasted to decline over the course of the fiscal year, leaving the County under budget by about \$14,000,000. Mr. Sherman emphasized it was important to take action now to reduce the impacts and it would be extremely difficult to cut \$14,000,000, which represented about 5 percent of the total budget, in the last months of the fiscal year.

Commissioner Galloway asked whether the 24 percent revenue increase went to special dedicated funds or to funds over which the County had no discretion. Mr. Sherman stated there were a large number of funds dedicated by law to specific purposes. He emphasized that all of the funds were taken into consideration in reaching the conclusion that General Fund expenditures for the 2007-08 fiscal year needed to be reduced by about \$14,000,000.

Commissioner Galloway requested the difference between the amount budgeted for this year's General Fund compared to the amount budgeted for the previous year. Mr. Sherman estimated the number was approximately \$21,000,000 higher than the previous year. Commissioner Galloway said it appeared that an anticipated increase in revenue did not materialize. Mr. Sherman agreed and observed there was about a 6 percent swing in the consolidated taxes, from a growth of 3 to 4 percent to a decline of about 3 percent.

Commissioner Galloway commented, given the fact that the new construction bubble had burst, that property tax contributions could not be expected to continue trending very far above the 3 percent and 8 percent statutory tax caps on

existing residential and commercial property. Mr. Sherman said the budget estimates used for construction revenues were conservative but the amounts that actually showed up as taxable property were higher than expected. He did not expect to see a great deal of additional new property coming on the tax rolls. He agreed with Commissioner Galloway that there was generally a lag between the time when new construction was completed and when properties actually became occupied and came onto the rolls. Mr. Sherman pointed out that new construction had not stopped but was considerably slower when compared to the previous few years. Commissioner Galloway hoped that future forecasts could try to account for the lag time between new construction and the realization of tax revenues.

Budget Manager Melanie Purcell provided three additional handouts containing detail by account for agenda item 7, which were placed on file with the Clerk.

Mr. Sherman explained that each department was asked to submit budget reductions of approximately 5 percent, which were reviewed by an executive budget committee appointed by the County Manager to arrive at the recommendations presented in the revised staff report. He pointed out the Budget Division staff worked with the individual departments and some recommended reductions were above or below 5 percent. Mr. Sherman indicated the proposed reductions were broken down into four different components: revenue increases representing about 1 percent of the total package, operating cuts representing about 48 percent, and two categories of capital projects representing about 41 percent of the total reduction package. He stated the operating cuts were expected to result in some service reductions but no significant structural changes at this time. Mr. Sherman said the total proposal of \$12,900,000 million was about \$1,100,000 short of the \$14,000,000 goal.

Ms. Purcell displayed a chart summarizing the budget proposal, which was contained in the revised staff report. She reviewed each section of the proposal. Of particular note, Ms. Purcell pointed out the additional revenues submitted by the Treasurer's Office were changed on staff review and staff came up with a recommendation for the District Court because they were unable to itemize their budget information. She stated it was staff's recommendation to remove the budget authority associated with each department's proposed reductions.

In response to questions by Commissioner Weber and Commissioner Jung, County Manager Katy Singlaub clarified that specific line items would be reduced and the budget authority taken away from each department. Ms. Purcell stated that most of the line items represented vacant positions to be held open or cuts in services and supplies. Although the departments attempted to specify the service impacts of the reductions, she said much was unknown at this point. She added there might be longer lines and slower transaction times for some activities.

Commissioner Humke observed that certain departments such as Juvenile Services and Social Services would also be subject to anticipated budget cuts by the State because of blended programs and interlocal agreements. He asked if the proposed

reductions had taken that into account. Ms. Purcell indicated the State cuts were not yet formalized, although the departments attempted to account for those potential reductions. Commissioner Humke wondered what the County's response would be if the State budget cuts turned out to be draconian. Ms. Singlaub clarified that Social Services proposed some reductions within the child welfare program but Juvenile Services had neither proposed nor accepted any recommendations for cuts as requested by the State. She emphasized these were cuts in State moneys that came to the County to fund certain programs through the General Fund, primarily purchased services for the welfare of children in the care of the County. Ms. Singlaub stated that additional cuts would significantly impact the County's ability to manage caseloads and would be very difficult for the departments to absorb.

Commissioner Humke noted for the record that Juvenile Services was a judiciary branch agency and, as such, was not subject to direct review by the Board of County Commissioners. He indicated they responded to the State's budget request through the Juvenile Court Judge.

Chairman Larkin asked what the caseload impact would be if State cuts to the Social Services budget were implemented in concert with the cuts recommended by County staff. Mike Capello, Director of Social Services, explained that most of the County budget reductions were coming out of the administrative budget and the adult services assistance budget in the General Fund. He said there were some funds accrued as the result of additional federal reimbursements received during prior years. Mr. Capello anticipated no impact on the caseload ratio for Child Protective Services and clarified there would be no freezes or holds on positions for social workers involved in child protection and funded by the County. He pointed out there was a small capital acquisition for Child Protective Services that was delayed to contribute to the reductions.

Chairman Larkin stated he attended, by invitation of the Governor, a budget summit with the three largest counties and the largest city mayors, as well as State Assembly and Senate representatives. Although nothing was clear yet, he said the State was looking at approximately \$285,000,000 in proposed biennial budget reductions but would make no cuts until after January 1, 2008. He commented the Governor and the State were being very cautious and wanted to look at actual taxes collected in October and November 2007 to see if there was any reversal in trends. Chairman Larkin identified transfer taxes and gaming revenue taxes as the two largest revenue streams for the State that were impacted by the current economy.

Ms. Singlaub explained the executive budget review committee reviewed the results from the "Charting Our Course" program, which prioritized government expenditures, and utilized that information to come up with recommended budget percentages. She pointed out that departmental budgets could not be reduced in some cases and the budget for the Public Defender's Office might need to be supplemented. Ms. Singlaub thanked all of the departments and their employees for coming forward with their proposed reductions. She explained the County staffing was very lean and the

number of employees per population of 1,000 had been systematically reduced over the last several years, so freezing positions created a tremendous hardship in some areas.

Commissioner Jung questioned why there were two line items for a network switch upgrade on the list of capital improvement projects in the staff report. Ms. Purcell indicated the line item was duplicated by mistake and the correct amount was \$262,203. She further clarified there was no change to the bottom line total because the error occurred only on that line and the total was taken from elsewhere in the system. Ms. Purcell said the two-page handout distributed during the meeting was the most recent and most accurate listing of capital projects, including notes about their current status. She noted it was important to demonstrate that the level of capital investment undertaken by the County in the last few years had not diminished. She stated the funding for some projects was already fully committed and, because of the nature of the funding source for some projects, those moneys could not be used for any other purpose.

Commissioner Jung stated she would like to see more detail about the service impacts of reductions on the General Fund Expenditure Plan handout. She complimented the Library System and the Office of the Registrar of Voters for including informative notes with their line item information.

Commissioner Jung asked how many positions had so far been frozen compared to the proposed number of new hires for the fiscal year and whether those positions could be filled with a replenished budget in June 2008. She wondered how many people were planning to retire and how much money was saved if retiree positions were replaced at a lower salary level. She also requested information about how a retirement affected the department's ability to fill a previously frozen position. Commissioner Jung indicated she would like to have a complete understanding so that she could explain issues to her constituents, which was difficult to do with the limited information provided. Ms. Singlaub stated there were incentives provided for employees to retire and the County asked employees to share their plans to retire; however, employees were not required to discuss that information so it was difficult to project the numbers. With respect to vacant positions, she explained the plan was to use a "vacancy pool" concept to deliver the remaining \$1,100,000 in cuts over the course of the fiscal year. She indicated all vacancies would be itemized every week and the budget numbers analyzed to make decisions about whether to release high priority vacancies or hold them based on the available resources.

Chairman Larkin said he was having difficulty matching up the grand total of \$317,415,827 listed on the staff report, which represented the fiscal year 2007-08 adjusted budget, and the final budget total from page 36 of the County Budget Book. Ms. Purcell clarified the adjusted budget figure included encumbrances and purchase orders that were already issued, so there was a discrepancy between the adopted budget and the amount of standing budget authority. Chairman Larkin pointed out the Board adopted \$358,903,550, which also included a \$21,849,310 ending fund balance. Ms. Singlaub added that transfers were included in the adopted total as well. Ms. Purcell noted the majority of the difference was in the ending fund balance, as well as some transfers.

Chairman Larkin noted that, although the revenue amounts budgeted for the General Fund were based on estimates and trends, in almost every revenue type there was a projected increase from the prior year's budget. He recalled the estimated budget for fiscal year 2006-07 was \$365,000,000, which was adjusted downward by about 3 percent because of sliding revenues. He remarked it was now being suggested that revenues would slide 5 percent further, for a total decline of about 8 percent. Ms. Purcell stated, when the budget was put together in March 2007, it was estimated that 2006-07 revenues would come in about flat with the prior year and there would be a 3.5 percent increase in revenues for fiscal year 2007-08. She indicated a 6 to 8 percent decline was now being projected against the consolidated tax because 2006-07 revenues actually came in close to 2 percent under the prior year and the County was seeing about a 3 to 4 percent decline in actual receipts for 2007-08.

Chairman Larkin referred to the list of capital program adjustments in the revised staff report and asked if those were recommendations for programs that would be deferred until some later time. Ms. Purcell pointed out the \$6,900,000 reduction in capital programs was listed under Public Works Construction, the Debt Service Fund and the Public Works Construction line item under adjustments. Chairman Larkin clarified there was a total of \$31,000,000 in capital improvement projects to be continued. Ms. Purcell stated those projects were already reflected in other areas of the budget. Chairman Larkin asked if the list of proposed/completed/in progress capital projects was analyzed to see if there was any opportunity for deferment. Ms. Purcell indicated staff collaborated with Public Works to look at the progress of every project and evaluate whether or not the project had been postponed from the past, was financed by dedicated funding, or was essential to safety. She pointed out the Silver Knolls Fire Station and the Jail Space Utilization Study, commenting there was no indication that funds for those projects were tied up or that the projects could not be canceled, but said she would want to research them further before recommending they be canceled.

Chairman Larkin referred to a comment in the summation for item 6C, which read: "expenditure increases are led by personnel costs," and asked what segment of personnel costs was increasing most rapidly. Ms. Purcell indicated the increase was primarily from health insurance, which was the area being watched most closely for fiscal year 2008-09 as well. Ms. Singlaub pointed out that the County's healthcare premium increases of approximately 8 percent were lower than many organizations that were faced with increases in the double digits. She noted the County's labor agreements also specified 3 to 3.5 percent cost of living increases.

Chairman Larkin wondered whether the organizational restructuring actions referred to in the staff report for agenda item 7 had been incorporated as part of the budget package and calculated into those numbers. Ms. Purcell commented there would be reclassifications and other measures brought back to the Board in order to realize the proposed budget reductions and those changes were already factored into the numbers. She stated, for example, that the Regional Parks and Open Space Department and the Reno Justice Court were proposing to reorganize several positions.

Commissioner Weber remarked that she was very discouraged by the budgeting process and felt cuts should have been taken when the fiscal year 2007-08 budget was originally prepared. She stated the wrong message was being sent to staff and to the public. Commissioner Weber indicated there was not enough information provided in the staff report upon which to base decisions regarding such a monumental subject and to be able to explain it to her constituents.

Commissioner Weber asked how the acquisition of the Ballardini Ranch property impacted the County's budget situation. Mr. Sherman explained the impact on the budget was for annual debt service on borrowed funds. He offered to obtain an exact number but estimated it to be less than \$1,000,000 per year over the course of 30 years.

Commissioner Weber expressed concern about how police and fire services would be impacted and said the Commissioners needed more education.

Ms. Singlaub stated the budget issues could be addressed in any way the Board felt was necessary. She observed that staff had been very active in discussing budget problems with the Board during public meetings and had gone through a systematic, methodical and rigorous review to come up with the proposed reductions. She pointed out the proposal resulted in an overall 2.35 percent reduction in departmental operating budgets augmented by a detailed list of deferred capital projects. Ms. Singlaub explained the Sierra Fire Protection District and Truckee Meadows Fire Protection District were separately funded and were not affected by the General Fund reductions. She noted there was a \$12,000 reduction in fire suppression funds that would affect the unincorporated and largely unimproved areas of the County. She offered to come back to the Board with additional information concerning revenue trends and specifics about positions being frozen, held and/or retired. She indicated staff would also provide clarification about impacts of the \$1,000,000 reduction coming from the Sheriff's Office.

Chairman Larkin said he thought the proposal was fairly straightforward but it was unclear what the revenue trends would be until more information was available at the end of November 2007. Mr. Sherman acknowledged it was challenging to balance the decline in consolidated taxes with the possibility that the trend would turn around. He expressed concern that waiting for a clearer economic picture would make the impact of the budget cuts more significant. Chairman Larkin stated the department heads were presumably aware enough to already be curtailing their spending and suspected some of the cuts had already been implemented. Ms. Singlaub said she echoed Mr. Sherman's concern that the right messages needed to be sent. She asked the Board's indulgence to conditionally approve the cuts recommended by the departments and to withhold budget authority. She stated the Board could come back later and make changes as necessary. Chairman Larkin commented that the County Manager already had the authority to slow spending by 5 percent. Ms. Singlaub responded that such direction had already been given to the department heads but it was important to take the budget authority away.

Commissioner Galloway asked for more specifics about the reductions in deputy positions listed by the Sheriff's Office on page 13 of the General Fund Expenditure Plan handout. Ms. Purcell replied they were currently vacant or soon to be vacant positions that would be held. She explained there were about eight new positions approved in the 2007-08 budget, which would have become available from the General Fund in October 2007. Ms. Purcell indicated it was the Sheriff's request that some of the new positions were more essential to the forward progress of his department, so those were released and others withheld.

Commissioner Galloway questioned, if there were overall revenue increases of 24 percent and the plan was to spend those revenues, how it could be represented that the County was in line with a policy of keeping spending increases within the percentage of population and cost of living increases. Ms. Singlaub replied that the Board's policy was upheld because the policy covered the operating budget. She stated there were revenues such as grants and items such as transfers and capital projects that were not included in the policy. Commissioner Galloway suggested the Board should toughen the policy, particularly with respect to capital projects, and thought it might be wise to find a way to bank non-sustainable extraordinary revenues for future capital projects.

Commissioner Galloway indicated he would support the staff's budget recommendations provided the Board was able to go back and reopen issues such as the reduction in Sheriff's deputies. He commented it would send the wrong message to the public to maintain the current budget when revenues were down. He agreed with the County Manager's suggestion to hold budget authority until the proposal could be further refined.

Ms. Singlaub clarified that the discussion of a 24 percent increase in revenues was based on a year-to-date snapshot for the three months ended September 30, 2007. She stated there were sometimes timing issues with revenues being received during a short period and pointed out the actual revenue trend as a percent of budget was only 4 percent ahead of the prior year. Commissioner Galloway asked to see the entire spreadsheet when the Board revisited the budget issue.

Chairman Larkin observed that, although there were variables within the economy such as the sub-prime mortgage loan market, there was also a feeling among some economists that there was some pent up demand while people waited for the market to bottom out. He believed there would be a rebound, especially if the Federal Reserve lowered rates in 2008. He expressed concern about seeing a revenue surge after the Board made the budget cuts. Chairman Larkin said he was reluctant to authorize a reduction in budget authority but agreed with the County Manager that it was prudent to send a message to the department heads to institute decreases if they had not already done so. He pointed out it was unknown what consumers would do during the Christmas season. Ms. Singlaub stated the County would not know about the Christmas sales tax revenues until February 2008. Chairman Larkin commented that Mr. Sherman would be watching and would have some sense of where things were going before then.

Ms. Singlaub asked the Board to support the concept of “parking” the budget authority while not absolutely taking it away. She stated this would allow budget authority to be reinstated to departments upon review or if the budget and the economy were to rebound. She noted the Board already gave authority for a hard hiring freeze and to fill vacant positions based on appeal. She indicated she would continue to review vacant positions once a week. Ms. Singlaub offered to bring more detailed information back to the Board in December and suggested they review revenues each month to see what additional adjustments might be necessary.

Chairman Larkin stated he had no problem with the departments moving forward with the restructuring actions outlined in the staff report.

Commissioner Galloway clarified that the suggestion was to place the total budgeted dollar amounts on hold and that the Board would not approve each line item reduction but would allow flexibility between the County Manager and the department heads as to how to achieve the reductions. Ms. Singlaub indicated that approach was acceptable to her if the other Commissioners were comfortable with it.

Commissioner Jung said she did not have a problem approving what was proposed but wanted more explanation at a public meeting about several issues. She stated she would not ask for a full reopening, rewriting or restructuring of the budget, although there were going to be some major changes necessary. Commissioner Jung agreed with the Chair's optimism about revenues turning around but wanted some insurance as well. She did not want Washoe County citizens to suffer through huge reductions in services, especially in the area of public safety.

Commissioner Weber asked when information would be brought back to the Board. Ms. Singlaub recommended the first meeting in December 2007 to discuss vacant positions and impacts within the departments, as well as to answer the Board's questions.

Commissioner Weber requested more detail about service impacts and wanted the Board to have the ability to make additional recommendations.

Chairman Larkin invited department heads to come forward and make comments.

Sheriff Michael Haley said it was important for the Commissioners to meet directly with department heads to talk about how their organizations operated and understand the consequences of a budget reduction. He indicated there would be reductions in service. Chairman Larkin asked him how he felt about the notion of “parking” the budget authority. Sheriff Haley commented he thought that was a good approach. He said he did not want to be asked later on why he did not have deputies responding at people's homes when he already had that problem. He appreciated the Commissioners wanting to look at the problem in depth and to understand the impact of

losing six deputies. Sheriff Haley pointed out he had 12 positions on hold and 16 positions under appeal. He stated his department could quickly get to 40 or 50 vacant positions, which were crucial to running the Sheriff's organization.

Commissioner Weber proposed that the Board have a workshop where each of the department heads could give a presentation and have an opportunity to be heard.

Commissioner Jung asked Sheriff Haley to elaborate on the vacancies in his department. Sheriff Haley replied there were a multitude of things occurring at the same time. He said some vacancies were due to personnel leaving, some were frozen positions that he could appeal, and some were lost positions that would require him to come before the Board to increase his staff. Commissioner Jung wondered how positions were lost. Sheriff Haley explained he was cutting a house arrest program from his budget and would lose the three deputy positions used to manage that program. Ms. Singlaub pointed out that, in most cases, positions were not eliminated when the money for them was frozen. She stated the Sheriff opted to eliminate a program based on a business case analysis of its efficiency. She applauded the Sheriff for looking at the issue from a business perspective.

Howard Conyers, District Court Administrator, commented he was new to his position, having been on the job for only four weeks. He requested the opportunity to "park" things and to have further discussion. He stated he was not yet familiar with all of the programs and did not want the District Court to suffer because he was "the new kid on the block".

Josh Wilson, County Assessor, expressed his support for a conservative approach to the budget reductions. He offered the services of the Assessor's Office to assist Finance in calculating the impact of the property tax caps and new construction on ad valorem revenues. Mr. Wilson commented the budget projections were based on a March 2007 segregation report, which was a projection of ad valorem values and revenue. He pointed out the October 2007 segregation report looked at actual values and was recently filed with the Nevada Department of Taxation, showing the County might end up with year-end fund balances above those projected.

Nancy Cummings, Library Director, asked the Board to carefully consider the issue of freezing positions. She remarked that the Library had over 43 vacant positions when the County went through reductions in 2003, which crippled services and resulted in cutting back library hours. She stated she would like the department heads to have the flexibility to work with the County Manager to determine what positions were prioritized. Chairman Larkin asked if that was not already the current policy. Ms. Singlaub replied that every vacant position was frozen and reviewed each week on appeal. She indicated flexibility would be granted as long as the budget targets were met.

In response to the call for public comment, Sam Dehne disagreed with cutting back the number of Sheriff's deputies.

Commissioner Galloway made a motion, which was seconded by Commissioner Humke, to place budget authority on hold according to the amounts enumerated in the staff report, to affirm the vacancy pool concept during the interim period, to reserve the ability to revisit budget issues by department, and to have departments held to the enumerated budget amounts unless changes were made.

Chairman Larkin asked whether the motion included authorization to look at the organizational restructuring options included in the staff report. Commissioner Galloway stated it did because the Board was approving the amounts of budget reduction and leaving the methods for achieving that, including restructuring, open to dialogue between the department heads and management so they could achieve the reductions with minimal service impacts to the public. Commissioner Humke agreed with that addition.

In response to a question by Commissioner Humke, Commissioner Galloway clarified that the motion included the intent to publicly review budget issues on a monthly basis, although he was not going to set specific dates.

Commissioner Weber hoped, when the Board discussed the budget in December, that plenty of time would be allocated for discussion and department heads would be encouraged to publicly share their thoughts, particularly with respect to service impacts.

Commissioner Galloway requested a more detailed review of the budget for the Sheriff's Office. He noted the departments were being reduced from a higher base than the previous fiscal year. Before conducting individual department hearings, he thought it might be prudent for the Board to consider revising the budget reduction to 6 percent and placing 1 percent in a hardship fund used to minimize specific problems. Commissioner Galloway stated it was not part of his motion and he did not want to create the expectation that departments could appeal and the Board would "unpark" funds if additional revenues were not available.

Commissioner Jung asked for a business explanation as to how it was determined that capital projects would be continued or postponed, as well as additional information about the operation of the County's fleet. She believed there was a clause in the County's project contracts that allowed a project to be postponed in a financial crisis. Melanie Foster, Assistant District Attorney, confirmed that all contracts contained fund-out clauses, making it grounds for automatic termination if funds were not available to perform the contract. Commissioner Jung requested information about the number of vacant positions and the amount of savings represented by the vacancies toward the overall budget reduction percentage. She said she appreciated Commissioner Galloway's suggestion for revising the reduction to 6 percent but believed it was the Board's responsibility to determine what the priorities were and what the County was mandated to provide. Commissioner Jung applauded the departments that went above the amount of requested budget cuts.

In response to a question by Chairman Larkin, Commissioner Galloway and Commissioner Humke agreed to include acceptance of the interim financial report for agenda item 6C in their motion.

Commissioner Humke requested information during future budget reduction updates as to whether items were constitutionally authorized, statutory or discretionary services, as well as those represented by unfunded State or Federal mandates. He thanked all those, including the judicial branches of County government, appointed department heads and elected department heads, for their creativity, flexibility and accountability to the public in taking the steps necessary to achieve budget reductions.

Commissioner Weber asked for information about the cost savings if the Registrar of Voters were to print ballots in English only.

On motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried, it was ordered that:

1. Budget spending authority was to be placed on hold according to the amounts enumerated in the revised staff report for Agenda Item 7;
2. The Board affirmed the concept of a vacancy pool for an interim period of time;
3. The Board reserved the ability to review and revisit budget issues by department, with overall department spending limited by the amounts enumerated unless changed by the Board;
4. The methods for achieving budget reductions, including organizational restructuring, were left to the discretion of County management in order to minimize service impacts to the public; and
5. The Board would conduct monthly review of budget issues and service impacts at public meetings.

07-1295 AGENDA ITEM 6C – COMPTROLLER'S OFFICE

Agenda Subject: "Accept Interim Financial Report for Washoe County Governmental Funds for the three months ended September 30, 2007 - Unaudited. (All Commission Districts.)"

The Board combined its consideration of agenda items 6C and 7. Please see item 7 above (07-1294) for a summary of the full discussion.

On motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried, Chairman Larkin ordered that Agenda Item 6C be accepted.

4:55 p.m. The Board convened as the Board of Directors for the Sierra Fire Protection District with Director Weber temporarily absent.

5:16 p.m. The Board convened as the Board of Fire Commissioners for the Truckee Meadows Fire Protection District with all members present.

5:32 p.m. The Board reconvened as the Board of County Commissioners with all members present.

07-1296 AGENDA ITEM 11 - SOCIAL SERVICES DEPARTMENT

Agenda Subject: Recommendation to authorize the Director of the Department of Social Services to accept a Victim of Crime Act (VOCA) re-award grant [\$153,492 - total grant award \$191,865 - with a 20% match, \$38,373, required] from State Division of Child and Family Services to provide direct services to victims of child abuse and/or domestic violence, grant period is November 1, 2007 through June 30, 2008; authorize Chairman to execute an Agreement between the County of Washoe (Social Services) and Safe Embrace to perform services outlined in the VOCA Grant [\$32,100] to provide direct services to victims; and authorize Chairman to execute a Grant Program Agreement between the County of Washoe (Social Services) and City of Reno (Reno Police Department-Victim Services Unit) to perform services outlined in the VOCA grant [\$60,000] to provide direct services to victims. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 11 be authorized, accepted, and executed.

07-1297 AGENDA ITEM 13 - PUBLIC WORKS DEPARTMENT

Agenda Subject: Recommendation to approve Interlocal Agreement between the County of Washoe and Nevada Department of Transportation to reimburse Washoe County for emergency repair work on Mae Anne Avenue and Mesa Park Road, West Seventh Street, Lemmon Drive, and Red Rock Road [total anticipated reimbursement \$114,978] for damage caused by the December 2005/January 2006 Flood Event; and if approved, authorize Chairman to execute Interlocal Agreement upon presentation.

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 13 be approved, authorized and executed.

07-1298 AGENDA ITEM 14 - MANAGEMENT SERVICES/COMMUNITY SUPPORT ADMINISTRATOR

Agenda Subject: Recommendation to approve and authorize the Chairman to sign an Amendment to the Grant Program Contract between the County of Washoe and the Reno-Sparks Gospel Mission for homeless services for Fiscal Year 2007/08 to add support for the operation of cold weather emergency overflow shelter [\$17,236 - for a total amount of \$211,246]; approve and execute Resolution necessary for same; and, authorize Finance to make necessary adjustments. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 14 be approved, authorized, adopted and executed. See Resolution attached hereto and made a part hereof.

07-1299 AGENDA ITEM 15 -TRUCKEE RIVER FLOOD MANAGEMENT PROJECT/COMMUNITY SUPPORT ADMINISTRATOR

Agenda Subject: Recommendation to execute Resolution and approve a month-to-month Facility Use Agreement beginning November 15, 2007 between the County of Washoe and Reno Sparks Gospel Mission for emergency use of 85 N. Edison Way #6, 7, 8, 9 and 13; minimum fiscal impact shall be charged to Account 211010. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 15 be adopted, approved and executed. See Resolution attached hereto and made a part hereof.

07-1300 AGENDA ITEM 16 - TRUCKEE RIVER FLOOD MANAGEMENT PROJECT

Agenda Subject: Recommendation to accept \$5,000,000 appropriation from the State General Fund through the State Department of Conservation and Natural Resources for Truckee River restoration; and if accepted, authorize Chairman to execute Agreement between the County of Washoe and the State of Nevada, Department of Conservation and Natural Resources, upon presentation and direct Finance to make necessary adjustments (funds are to be allocated to the Truckee River Flood Project's Capital 494 Fund. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 16 be accepted, authorized, executed and directed.

07-1301 AGENDA ITEM 18 - WATER RESOURCES DEPARTMENT

Agenda Subject: Recommendation to award bid for production well drilling and construction in the South Truckee Meadows to Humboldt Drilling & Pump Co., Inc., the lowest, responsive, responsible bidder, [\$1,109,890]; and if awarded, authorize Chairman to execute the Contract documents upon receipt and authorize the Supervising Hydrogeologist to issue the Notice to Proceed.

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 18 be awarded, authorized and executed.

07-1302 AGENDA ITEM 26 - MANAGEMENT SERVICES

5:30 p.m.

Agenda Subject: Second reading and adoption of an Ordinance amending the Washoe County Code by revising certain provisions of the County Suggestion Program.

The Chairman 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.

On motion by Commissioner Weber, seconded by Commissioner Humke, which motion duly carried, Chairman Larkin ordered that Ordinance No. 1351, Bill No. 1530, entitled, "**AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY REVISING CERTAIN PROVISIONS OF THE COUNTY SUGGESTION PROGRAM,**" be approved, adopted and published in accordance with NRS 244.100.

07-1303 AGENDA ITEM 27 - COMMUNITY DEVELOPMENT

5:30 p.m.

Agenda Subject: Development Code Amendment Case Number DCA07-008-Second reading and adoption of an Ordinance amending provisions relating to Washoe County Code Chapter 110, Article 306 by clarifying a maximum of two plumbing fixtures allowed in detached accessory structures, and other matters properly relating thereto.

The Chairman 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.

Commissioner Galloway remarked he had received a comment from a constituent concerning architectural standards. He commented there was no way to apply a design review scenic qualification for one area without having one for the entire County.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that Ordinance No. 1352, Bill No. 1531, entitled, "**AN ORDINANCE AMENDING PROVISIONS RELATING TO WASHOE COUNTY CODE CHAPTER 110, ARTICLE 306 BY CLARIFYING A MAXIMUM OF TWO PLUMBING FIXTURES ALLOWED IN DETACHED ACCESSORY STRUCTURES, AND OTHER MATTERS PROPERLY RELATING THERETO,**" be approved, adopted and published in accordance with NRS 244.100.

07-1304 AGENDA ITEM 8 - LIBRARY

Agenda Subject: Recommendation to appoint one individual to the vacant Washoe County Library Board of Trustees seat, with a term effective October 23, 2007 to June 30, 2011.

Chairman Larkin explained this item was continued from the October 23, 2007 Board meeting so that the entire Board would be in attendance to vote.

Commissioner Weber commented the appointed person should have the time and ability to devote to the Library Board, and she suggested Fred Lokken be appointed to the Library Board of Trustees.

Commissioner Galloway indicated he received a letter from applicant Johnnie Pullman. Amy Harvey, County Clerk, read the letter from Ms. Pullman, which was placed on file with the Clerk.

A discussion ensued concerning the geographical balance of the Library Board members where it was determined that geographic balance was not essential for the Library Board of Trustees. Commissioner Weber remarked her vote would remain for Mr. Lokken.

Commissioner Jung clarified her intent from the previous meeting and stated since the person resigning was from District 2 she would defer to Commissioner Humke.

Commissioner Humke reiterated that geographical balance was not as essential for the Library Board as for other Boards and nominated Mr. Lokken.

Commissioner Galloway indicated, out of no disrespect for Mr. Lokken, he felt there was not enough geographical diversity and would vote "no" on the motion.

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried with Commissioner Galloway voting "no," Chairman Larkin ordered that Fred Lokken be appointed to the Library Board of Trustees, with a term effective October 23, 2007 to June 30, 2011.

07-1305 AGENDA ITEM 9 - COMMUNITY DEVELOPMENT

Agenda Subject: Request for reconsideration of the David Mollenberg grading permit AC07-012 (requested by Commissioner Weber); and if reconsideration is approved, set public hearing for December 11, 2007 at 5:30 p.m. (Commission District 2.)

Commissioner Weber explained her request for reconsideration of this item. She stated the applicant, David Mollenberg, provided information from Black Eagle Consulting indicating the requirements asked of him were completed. Commissioner Weber commented she shared with Commissioner Humke that she did not want to go over his head, but felt there was information the Board did not have.

Melanie Foster, Legal Counsel, clarified discussion could only be held on the merits of the motion. She added, based on the agenda item, any further discussion would be inappropriate.

Commissioner Weber moved to reconsider the David Mollenberg grading permit AC07-012. The motion failed due to a lack of a second.

There was no further action taken on this item.

07-1306 AGENDA ITEM 10 - BUILDING AND SAFETY

Agenda Subject: Introduction and first reading of an Ordinance amending the Washoe County Code by repealing provisions in Chapter 80 that create and authorize the Department of Building and Safety and staff, by repealing Chapter 100 in its entirety, and by enacting a new Chapter 100 concerning buildings and construction, containing provisions of the building, residential and energy conservation international codes, provisions of the uniform plumbing and mechanical codes, provisions of the national electric code and the national fire protection association code, amendments to all of these promulgated by the Northern Nevada Chapter of the International Code Council, and also containing administrative matters for the creation of the Department of Building and Safety and authorization of its director and staff, and regarding permits, construction

documents, fees, inspections, certificates of occupancy, service utilities, board of review, violations, stop work orders, temporary structures and uses, unsafe structures, moved structures, address numbering, and the restriction of building permit renewals, and providing other matters properly related thereto; and, upon second reading and adoption the effective date be January 1, 2008--Building and Safety. (All Commission Districts.)

Don Jeppson, Building and Safety Director, explained this amendment was a joint effort between regional jurisdictions and building associations that was cooperatively completed without burden for any one jurisdiction. He commented the local chapter of the International Code Council (ICC) was instrumental with the jurisdictions cooperating.

Commissioner Galloway asked about the effectivity of this ordinance. Mr. Jeppson replied the jurisdictions and local building association agreed to an effective date of January 1, 2008. He explained the Code change from 2003 to 2006 was not as significant compared to the Code change from 1997 to 2003 and noted each amendment to the Code was reviewed for cost impact. Commissioner Galloway asked if the effectivity date could be 90 days from the date the ordinance passed. Mr. Jeppson indicated that could be done.

Commissioner Galloway stated he would introduce the ordinance with the change in Section 33 to make the effective date 90 days after the passage of the ordinance.

There was no response to the call for public comment.

Bill No. 1532, entitled, "AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY REPEALING PROVISIONS IN CHAPTER 80 THAT CREATE AND AUTHORIZE THE DEPARTMENT OF BUILDING AND SAFETY AND STAFF, BY REPEALING CHAPTER 100 IN ITS ENTIRETY, AND BY ENACTING A NEW CHAPTER 100 CONCERNING BUILDINGS AND CONSTRUCTION, CONTAINING PROVISIONS OF THE BUILDING, RESIDENTIAL AND ENERGY CONSERVATION INTERNATIONAL CODES, PROVISIONS OF THE UNIFORM PLUMBING AND MECHANICAL CODES, PROVISIONS OF THE NATIONAL ELECTRIC CODE AND THE NATIONAL FIRE PROTECTION ASSOCIATION CODE, AMENDMENTS TO ALL OF THESE PROMULGATED BY THE NORTHERN NEVADA CHAPTER OF THE INTERNATIONAL CODE COUNCIL, AND ALSO CONTAINING ADMINISTRATIVE MATTERS FOR THE CREATION OF THE DEPARTMENT OF BUILDING AND SAFETY AND AUTHORIZATION OF ITS DIRECTOR AND STAFF, AND REGARDING PERMITS, CONSTRUCTION DOCUMENTS, FEES, INSPECTIONS, CERTIFICATES OF OCCUPANCY, SERVICE UTILITIES, BOARD OF REVIEW, VIOLATIONS, STOP WORK ORDERS, TEMPORARY STRUCTURES AND USES, UNSAFE STRUCTURES, MOVED STRUCTURES, ADDRESS NUMBERING, AND THE RESTRICTION OF

BUILDING PERMIT RENEWALS, AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO, " was introduced by Commissioner Galloway with changes to the effective date, the title read to the Board and legal notice for final action of adoption directed.

6:12 p.m. The Board recessed.

6:56 p.m. The Board reconvened with all members present.

07-1307 AGENDA ITEM 20 - WATER RESOURCES DEPARTMENT

Agenda Subject: Presentation on Spanish Springs Valley Water System Report, accept same and possible direction to staff.

Chairman Larkin explained that Agenda Item 6O(1) would be discussed at the same time as Agenda Item 20.

Rosemary Menard, Water Resources Director, explained this presentation was requested in response to concerns raised in the Spanish Springs area about decreasing groundwater tables.

Paul Orphan, Engineering Manager, conducted a PowerPoint presentation explaining the Spanish Springs Valley Water System Report, which was placed on file with the Clerk. Mr. Orphan indicated the 2007 Facilities Plan update discussed what was anticipated to be completed to curtail the groundwater pumping and utilize more surface water.

Chairman Larkin asked if groundwater pumping and surface water pumping would equal 5,512 acre feet by 2010. Mr. Orphan stated that was the anticipated build-out demand. Chairman Larkin inquired how many acre-feet would be used per unit. Mr. Orphan replied it depended on the size of the unit and explained a typical unit might equal half an acre-foot. He said this included 2,500 units that were at the 1.12-acre foot dedication requirement. Chairman Larkin clarified that was in the Department of Water Resources Service Area and excluded the private utility department. Mr. Orphan concurred.

Mr. Orphan continued with the PowerPoint presentation and explained to date eight major improvement projects had been completed totaling \$5,955,000. He said once the remaining projects were completed the committed wholesale water could be fully utilized and noted the estimated completion date was July 2008. Chairman Larkin stated the Department had entered into a wholesale agreement with the Truckee Meadows Water Authority (TMWA); however, the pipe did not go to that area. Mr. Orphan explained depending on development demand a certain part of that water was nominated every year so essentially it really was not going anywhere. He said the analysis in the Eco:Logic change order originally identified in the County and TMWA plan to move more water up required an additional 21 inch parallel main. He said by analyzing both

systems and modeling it with Eco:Logic that identified some changes, a \$2 million parallel main was eliminated, which was a benefit of the additional work with Eco:Logic. Chairman Larkin said in light of the County's General Fund what was the primary source of the funds for the project. Mr. Orphan replied these were developer paid connection fees.

Mr. Orphan summarized the infrastructure would be completed in July 2008 to base load the base demands through the year with wholesale Truckee River water which could reduce the groundwater pumping by half. He said there was an excess of 3,300 acre-feet of groundwater that the County had the right to pump, but made the commitment to reduce that to 1,790 acre-feet. Mr. Orphan said approximately \$6 million to date had been spent and two projects totaling \$2.55 million were scheduled for completion in July 2008 that would complete the necessary infrastructure to deliver the ultimate surface water demand in Spanish Springs. He added even if enough surface water was brought in to fully recharge the alluvial aquifer in the bottom of the basin it probably would not have any affect on the bedrock wells since they were not connected in the modeling completed by the United States Geological Survey (USGS) and subsequent modeling done by other hydrogeologists. Chairman Larkin asked if there were any estimates of what it would take to start running the municipal system to the top of Calle de la Plata, and as those systems began to wind down, what was the estimated cost. Mr. Orphan indicated formal estimates had not been completed.

In response to the call for public comment, Len Regalla addressed the Harris Ranch Development. He stated during a Planning Commission meeting held on August 20, 2007, he requested a two-paragraph summary of the water plan for Harris Ranch and indicated he still had not received such a plan. He emphasized before development was approved there must be a water plan.

Will Brown stated he had been on a private well since 1989 and for approximately seven to eight years that well had never fluctuated. However, since that time he had lost approximately 30 feet from the static level. He said in his immediate area there were 36 wells that had gone dry. Mr. Brown stated if more water was being pumped out of the aquifer that was being recharged everyone would go dry. He commended the staff of the Water Resources Department for their cooperation and professionalism.

Lois Avery said the residents were pleased the water main was going to be placed next year; however, the report did not mention the recharge for the basin. She indicated the report was getting close to the recharge, but there was still a long way to go.

Jerry Casale stated he was a well owner and appreciated all of the work that had been done and also commended the Water Resources' staff. He felt the mains were not completely explained and that they should be paid by the developers of the subdivisions.

In response to the public comments, Mr. Orphan replied the estimates of the recharge would be brought back to the Board and the other uses of the valley would

be researched. Chairman Larkin said it would be beneficial to find the other uses concerning the valley. He added the positions of the wells that were going dry needed to be adjusted in relationship to the production wells.

Chairman Larkin said when the requested information was compiled Mr. Orphan and Ms. Menard needed to attend the Spanish Springs Citizen Advisory Board (CAB) and make this presentation. Chairman Larkin requested an agenda item concerning the Harris Ranch Development.

Mr. Orphan noted the portion added for the Eco:Logic increase was to analyze a different tact for arsenic treatment. He said the arsenic compliance rules could be met by blending with the wholesale water as opposed to individual wellhead treatment, which had the potential to save approximately \$1 to \$2 million. Chairman Larkin asked if part of the facilities plan was the location and capacity of two new ground wells and asked if a pipe was being brought in why were two new ground wells needed. Mr. Orphan replied those were to replace arsenic wells.

Commissioner Galloway asked if Mr. Orphan was aware of any planned deal concerning the Harris Ranch Development. Mr. Orphan said there had been some preliminary discussions held with developers in their planning stages that concerned imported surface water and the possibility of using reclaimed water for their landscaping. Commissioner Galloway stated using imported groundwater would require a main going to Harris Ranch, which was or was not in the current planning contract. Mr. Orphan replied there was a main planned, and would be developer dedicated, installed and paid for by developers.

On motion by Commissioner Galloway, seconded by Commissioner Humke which motion duly carried, Chairman Larkin ordered that Agenda Item 20 be accepted.

07-1308 AGENDA ITEM 60(1) - WATER RESOURCES

Agenda Subject: Approve and authorize Department of Water Resources to execute Change Order No. 1 [\$9,700] for additional services for an existing Contract with Eco:Logic Consulting Engineers to complete the 2006 Facility Plan Update for the Spanish Springs Water System, increasing the Contract amount to \$57,200 (Commission District 4.)

See discussion under Item 20 above.

On motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried, Chairman Larkin ordered that Agenda Item 60(1) be approved, authorized and executed.

07-1309

AGENDA ITEM 6L(3) - PUBLIC WORKS DEPARTMENT

Agenda Subject: Approve Interlocal Cooperative Agreement for Projects included in the Regional Transportation Commission's Fiscal Year 2008/09 Regional Road Impact Fee Street and Highway Program of Projects, the Fiscal Year 2008/09 Fuel Tax Street and Highway Program of Projects, and the Fiscal Year 2008/09 Sales Tax Street and Highway Program of Projects between Washoe County, City of Reno, City of Sparks and the Regional Transportation Commission (no fiscal impact to Washoe County General Fund), and authorize Chairman to execute Interlocal Cooperative Agreement upon presentation. (All Commission Districts.)

Katy Singlaub, County Manager, indicated the Board had been provided with a copy of the Interlocal Agreement, which specified the projects in each of the categories.

Commissioner Weber noted the agenda did not list the amounts of money involved for this item concerning Regional Transportation Commission (RTC) projects. Ms. Singlaub stated the fiscal impacts were \$7,200,000 for the fiscal year 2008/09 RTC Regional Road Impact Fee projects, \$20,097,358 for the fiscal year 2008/09 Fuel Tax Program projects, and \$4,534,000 for the fiscal year 2008/09 Transportation Sales Tax funded projects. She clarified these amounts included all of the projects funded under the three stated sources for the RTC, Washoe County, and the Cities of Reno and Sparks. Commissioner Weber said she hoped the fiscal impacts would be noted on future agendas for the benefit of the public.

Chairman Larkin asked County staff to coordinate with RTC staff to report on projects placed on the list by the RTC Technical Advisory Committee. He stated the RTC Board took itself out of the ranking procedure to avoid politicizing the selection process, and he had no intention of changing that, but he thought County staff sitting on the Committee should brief the Commissioners before the RTC Board finalized their selections.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6L(3) be approved, authorized and executed.

07-1310

AGENDA ITEM 12 - PUBLIC WORKS DEPARTMENT

Agenda Subject: Recommendation concerning consideration of an Interlocal Cooperative Agreement with the Washoe County Regional Transportation Commission (RTC) for the transfer of Washoe County's portion of the Indexed Fuel Tax Revenues to RTC (retroactive to May 2006) to fund preventive maintenance on Regional Roads through RTC's Preventive Maintenance Program [estimated Fiscal Year 2008 cost through December 2007 approximately \$1,250,000 and approximately \$1,455,000 in additional funds for the period January 2008 through

June 2009]; and if approved, authorize Chairman to execute Agreement upon receipt. (All Commission Districts.)

Katy Singlaub, County Manager, remarked the staff report provided an overview that the Board's previous direction was to move forward in an attempt to have all three governing bodies provide their index portion of fuel taxes to fund regional roads. She said the response from the other entities was that they did not wish to put their index fuel taxes into that pool and wanted Washoe County to provide their own index fuel taxes.

Chairman Larkin explained previously it was negotiated that some additional fuel tax index increments would be placed in a fund at the Regional Transportation Commission (RTC) to begin using the paver index and address some of the backlog areas. He explained the Commission approved that with the notion an interlocal agreement would be passed by the other two elected bodies. He said staff began to proceed, but he did not think it received full vetting before the local governments. He remarked when it returned and was reviewed to the RTC there was some limited discussion, but no full vetting had occurred. He suggested the Board engage in dialogue with the two local governments during a joint meeting to discuss the index portion of the fuel tax.

In response to Commissioner Galloway, Dan St. John, Public Works Director, indicated this money had not been banked since inception. Commissioner Galloway suggested a discussion to release these funds or reaffirm that these funds would be used until an agreement was reached between all the parties. Mr. St. John replied the funds had been used for various projects.

On motion by Commissioner Galloway, seconded by Chairman Larkin, which motion duly carried, it was ordered that staff be directed to pursue the concept of pooling index fuel tax with all parties participating, but not retroactive, and place it on a future joint meeting agenda.

There was no response to the call for public comment.

07-1311 AGENDA ITEM 19 - WATER RESOURCES DEPARTMENT

Agenda Subject: Recommendation to award Washoe County Request For Proposal #2607-08 (three year contract) for operation and maintenance of wastewater treatment facilities to SPB Utility Services Inc., [estimated annual amount \$729,010 and adjusted by CPI-U for subsequent years]; and if awarded, authorize Chairman to execute the Agreement for Full Service and Maintenance of Washoe County Sewer Facilities upon receipt.

In response to Commissioner Galloway, Rosemary Menard, Water Resources Director, replied the prequalification process was designed to open the field within parameters reasonable for a bidder concerning these services.

Joe Theaman, Utility Operations Manager, remarked since the work was so intensive there was a thorough prequalification packet that immediately discouraged certain bidders. Commissioner Galloway asked if the bidders had the opportunity to go onsite. Mr. Theaman commented those onsite visits were conducted after bidders prequalified. He explained nationwide if the bid were awarded to another contractor the people taking over in privatization of the facilities would hire personnel who currently ran the operation.

On motion by Commissioner Jung, seconded by Commissioner Humke, which motion duly carried, it was ordered that Agenda Item 19 be awarded, authorized and executed.

07-1312 AGENDA ITEM 21 - REGIONAL PARKS AND OPEN SPACE

Agenda Subject: Recommendation to approve a Recreation and Public Purpose Lease between the County of Washoe and U.S. Department of the Interior, Bureau of Land Management, for 342.79-acres (APN 508-020-55) in Sun Valley for use as a Regional Park; and if approved, authorize Chairman to execute Lease upon receipt.

In response to Chairman Larkin, Jennifer Budge, Park Planner, replied in 2006 an interlocal agreement was executed with the Regional Planning Commission (RPC) for cooperative efforts on this project that would accommodate the Sun Valley western arterial roadway and the exact alignment through the park property to maximize open space and recreational opportunities while still providing for the road. She said that was identified for the 2014/2030 timeframe, but could change depending on development and growth. She said this lease accommodated for the arterial identified in the lease application and preserved the right-of-way corridor within the interlocal agreement.

Commissioner Galloway asked if there could be an extension on the lease. Ms. Budge replied the lease would be until 2009 and had approximately \$852,000 currently from the Washoe County 1 fund, the interlocal agreement with the RPC and some State Question 1 funds. She said those funds would construct the proposed Phase I for the park.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 21 be approved, authorized and executed.

07-1313 AGENDA ITEM 22 - REGIONAL PARKS AND OPEN SPACE

Agenda Subject: Discussion and possible action regarding the proposed 2008 and 2009 Regional Parks and Open Space Golf Fees and Charges Schedule.

Al Rogers, Regional Parks and Open Space Assistant Director, said the golf fees were brought back before the Board and included a chart outlining the proposed

fees for 2008/09. He said it would be a two-year fee structure similar to the overall park fees. He highlighted the proposed changes, which included the Golden Plus discounted ticket for Sierra Sage and Washoe Golf Courses, and the annual passes and private golf cart storage fees associated with those courses. Mr. Rogers said fees that were determined years ago to sunset were being followed with increases of approximately 10 percent each year. He said the balance of the fees stayed at the status quo since they reached a price point that matched the course conditions and the market availability.

Commissioner Galloway said there had been discussion about the joint bid for golf course operation and maintenance and asked if that affected the fees. Mr. Rogers replied it did not affect the fees that were before the Board at this time.

Chairman Larkin asked if there would be any personnel changes. Mr. Rogers stated all of the present managers would remain.

On motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried, Chairman Larkin ordered that the 2008/09 Regional Parks and Open Space Golf Fees and Charges Schedule be approved.

07-1314 AGENDA ITEM 23 - COMMUNITY DEVELOPMENT

Agenda Subject: Status report and possible direction to staff on the conditions of approval of Administrative Permit Case No. AP6-4-97 and Appeal Case No. AX06-008 (Rockin' LJ Arena – aka Washoe Valley Ranches). The facility is located on two parcels at 3185 and 3365 Lakeshore Drive, almost one-half mile north of the entrance to the Nevada State Park boat launch ramp at the end of Lakeshore Drive. The total property size is 14.55 acres, is designated Low Density Rural (LDR) in the South Valleys Area Plan, and is within Section 31, T17N, R20E, MDM, Washoe County, Nevada. The property is within the East Washoe Valley Citizen Advisory Board boundary and Washoe County Commission District No. 2. [APN: 050-320-13 and 15]

Sandra Monsalvé, Planner, conducted a PowerPoint presentation, which was placed on file with the Clerk, reviewing the status report for the Rockin' LJ Arena, a review of the landscape plans and verification of building permits.

Commissioner Humke asked who made the determination of where the trees would be planted. Ms. Monsalvé replied the landscape plan that was submitted to the Design Review Committee (DRC) showed the trees located on the adjoining neighbors' property. She said the DRC was not comfortable with that and stated that would be unacceptable and requested the applicant work with the neighbors to complete a 10-foot landscape easement.

Commissioner Galloway said one of the things that necessitated a review by the Board was the package of complaints received in July 2007, concerning more events were held then allowed by the permit. Ms. Monsalvé said staff was not aware of

more events other than the one that occurred on June 16, 2007. Commissioner Galloway asked if the amount of people who attended that event was unsubstantiated. Ms. Monsalvé replied there had to be factual evidence for Code enforcement, such as a police report. She said the applicant had been told if such an event were to be held that exceeded the number allowed, 70 persons, a special events license would need to be obtained so Code enforcement could observe. She noted that would equate to factual evidence.

Melanie Foster, Legal Counsel, explained the situations described by staff would probably be those where criminal action would be pursued. She stated staff members who witnessed an event with no license could file a complaint that could become part of an administrative action.

Commissioner Galloway asked if there was enough evidence to know that the number of people attending the June event exceeded 70 based on the photographs and statements of complaining neighbors. Ms. Monsalvé said since staff did not witness the event and she had only photographs to review, she could not prove they were on that property or how many people were in attendance. She said the applicant could apply for a special events license that would allow Code enforcement to go to the property to make sure it was in compliance. Commissioner Galloway suggested direction to staff that if notice was received from anyone credible of an event that may be a violation a staff member should be sent to observe whether there were any visible noncompliance issues.

In response to the call for public comment, Jeannie Ruefer spoke on the landscape plans. She stated after receiving the revised landscape plan she realized the plan proposed to place approximately 24 trees on a 1,260-foot long boundary on her property. She said she was uncomfortable with the trees being placed there since they were intended to be mitigation for the Rockin' LJ Arena. Ms. Ruefer discussed construction on the property without first obtaining the proper building permits.

Bonnie Evans explained the landscaping issues were a major concern to the surrounding neighbors.

Barrie Cernoch spoke on the "unsubstantiated" event that occurred in June of 2007 and showed photographs of that event, which were placed on file with the Clerk. He discussed the landscaping plans that would place trees on his property, and stated he was opposed to that plan.

Jennifer Behrendt spoke on the applicant's behalf. She explained since the arena was lower than the neighbors property the trees would provide better sound and light protection, which was why the landscape included trees on the adjoining neighbors' property. Ms. Behrendt clarified the speakers in the arena faced south and east, which was away from the neighbors.

Commissioner Galloway said given the wind through the valley and the slow growth of the trees how was it determined that a tree every 50 feet would be

adequate. Ms. Behrendt replied if the trees were planted directly in front of the arena they would not be as effective since the arena sat so much lower than the neighbors property.

In response to Commissioner Galloway, Ms. Ruefer replied the mitigating effect of six and eight-foot trees in front of the arena would not make a dent in the visual and light effects emanating from the arena.

Commissioner Humke asked if there was a timeframe for affirmation from the neighbors that it was allowable to plant the trees on their land. Ms. Monsalvé said that was not discussed.

8:40 p.m. The Board recessed.

8:50 p.m. The Board reconvened.

Commissioner Humke felt the applicant had a right to be present to clarify the landscaping plan and to devise a plan that may be more conducive.

Commissioner Galloway asked if the action of the DRC was final. Ms. Foster replied this matter first came to the Board from the Board of Adjustment (BOA) and although it was not clearly spelled out in the procedures, she said if the Board was not satisfied an option would be to direct staff to take the plan back to the BOA for review and ask that Board to forward their recommendation and findings back to this Board. She said if the Board was dissatisfied with the Plan staff could approach the applicant with specific direction. Ms. Foster reiterated the condition from the DRC was that the determination of acceptability needed to come from the neighbors. She said it would behoove the Board to direct staff to indicate what was unacceptable of the plan at this time.

On motion by Commissioner Galloway, seconded by Chairman Larkin, which motion duly carried, it was ordered to continue this matter to a meeting in December with an invitation to the applicant to attend, also to direct staff to revisit the landscaping plan in an attempt to relocate the trees onto the applicant's property.

AGENDA ITEM 28

Agenda Subject: Reports/updates from County Commission members concerning various boards/commissions they may be a member of or liaison to (these may include, but not be limited to, Regional Transportation Commission, Reno-Sparks Convention & Visitors Authority, Debt Management Commission, District Board of Health, Truckee Meadows Water Authority, Organizational Effectiveness Committee, Investment Management Committee, Citizen Advisory Boards).

Commissioner Weber said she would attend the National Association of Counties (NACo) Board of Directors meeting in December to discuss the 2010

convention, which would be held in Reno. She announced a "Coffee with your Commissioner" was scheduled for November 17, 2007.

Chairman Larkin said the Interim Western Regional Water Commission met on November 9, 2007 along with the Regional Water Planning Commission.

Commissioner Jung wished a belated "Happy Veterans Day" to all veterans.

Katy Singlaub, County Manager, announced that Agenda Item 31, Introduction of New Washoe County Employees, would not be heard.

* * * * *

9:02 p.m. There being no further business to come before the Board, the meeting was adjourned.

ROBERT M. LARKIN, Chairman
Washoe County Commission

ATTEST:

AMY HARVEY, County Clerk
and Clerk of the Board of
County Commissioners

*Minutes Prepared by
Lisa McNeill and
Stacy Gonzales
Deputy County Clerks*