

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

DECEMBER 16, 2008

PRESENT:

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

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

The Board convened at 2:07 p.m. in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada. Following the Pledge of Allegiance to the flag of our Country, the Clerk called the roll and the Board conducted the following business:

Katy Simon, County Manager, 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.

08-1287 AGENDA ITEM 5

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 Simon, County Manager, stated Agenda Item 28, discussion and possible action regarding the possible closure or reduction of hours at the County Clerk’s Satellite Office in Incline Village was being pulled.

Chairman Larkin read and presented a plaque to Commissioner Galloway for his dedication, gratitude and leadership in serving the people of Washoe County.

Commissioner Galloway thanked his fellow Board members and County staff for making his time on the Board memorable.

Commissioner's Humke, Weber and Jung stated their appreciation for the mentoring, advice and contributions that Commissioner Galloway made over the years.

Commissioner Humke read a letter from a citizen thanking Rosemary Menard, Water Resources Director, for attending a Galena/Steamboat Citizen Advisory Board meeting and asking the citizens for their thoughts and then listening to their concerns.

Chairman Larkin requested a review of the overtime fire contract concerning a pre and post contract comparison and a review and comparison of other local fire organizations.

Commissioner Galloway said this was one of the best local government boards he had ever been a part of with the highest quality and efficiency. He noted the Tahoe Regional Planning Agency (TRPA) would meet December 17, 2008.

08-1288 AGENDA ITEM 3

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

Katy Simon, 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

Mary Wallace, Managing Librarian
Trish Yohey, Fiscal Compliance Officer
Jane Tung, Principle Account Clerk

Essentials of High Performing Teams

Kim Tran Franchi, Environmental Health Specialist Trainee I

08-1289 AGENDA ITEM 7A – RESOLUTION

Agenda Subject: "Resolution of Appreciation--Senator Reid."

Commissioner Weber read and presented the Resolution to Victor Mercado representing Senator Harry Reid. On behalf of Senator Reid, Mr. Mercado accepted the Resolution and thanked the Board.

In response to the call for public comment, Sam Dehne, spoke on the Resolution.

2:30 p.m. Commissioner Humke temporarily left the meeting.

On motion by Commissioner Weber, seconded by Commissioner Galloway, which motion duly carried with Commissioner Humke temporarily absent, it was ordered that Agenda Item 7A be adopted. The Resolution for same is attached hereto and made a part of the minutes thereof.

08-1290 AGENDA ITEM 4

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 individual action items, with comment limited to two minutes per person. Comments are to be made to the Commission as a whole.”

2:35 p.m. Commissioner Humke returned.

On behalf of the Incline Village/Crystal Bay Citizen Advisory Board, Gene Brockman, Chairman, recognized Commissioner Galloway for respectfully representing the Incline Village area for the past 12 years and presented a plaque to Commissioner Galloway.

David Masters and Juliett Howell read a statement, which was placed on file with the Clerk, stating their concerns if the County Clerk’s Incline Village Satellite Office were to close. They offered suggestions and alternative operating hours to be considered.

Sam Dehne spoke on the voting system in the County and the current budget situation.

Steven Swain spoke on Agenda Item 26 and the concerns many citizens had for the closure of access roads.

Commissioner Galloway indicated he had spoken with Amy Harvey, County Clerk and John Berkich, Assistant County Manager, concerning the Incline Village County Clerk’s Satellite Office. He said there were some alternatives suggested and explained the item was pulled so those alternatives could be fully evaluated.

08-1291 AGENDA ITEM 6 – HUMAN RESOURCES

Agenda Subject: “Interview the Board-selected candidates for the Social Services Director position, possible appointment of the Director; set the effective hire date; set salary for same; direct staff to complete the background investigation on selected

candidate; and advise the Board of the background investigation results. (All Commission Districts.)”

2:00 p.m. This was the time set for the Board to conduct interviews of the selected candidates for the Social Services Director. Chairman Larkin explained the interview process and there was some discussion clarifying that process.

2:55 p.m. The Board recessed.

3:05 p.m. The Board reconvened.

After discussion, each Commissioner selected one question to ask each of the candidates. It was also determined that the candidates would have one minute to respond to each Commissioner’s question and five minutes for an introduction. The order in which the Commissioners would ask their questions was determined randomly.

The Board then proceeded to interview the following candidates in the order listed:

Carla Drescher
Robin Landry
Otto Lynn
William Rose
Kevin Schiller

There was no response to the call for public comment.

Following the interviews, the Board members discussed the qualifications of each of the candidates they selected as their top two candidates.

The entire Board stated they had been contacted by John Midole concerning his support of Mr. Schiller.

Following deliberations, on motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, it was ordered that Kevin Schiller be appointed as the Director of Social Services. It was further ordered that an effective date and the disposition of salary be conducted by staff.

CONSENT AGENDA

08-1292 AGENDA ITEM 7B – DISTRICT COURT

Agenda Subject: “Approve Intrastate Interlocal Contract between Washoe County, through the Second Judicial District Court, and MEDSchool Associates North, [\$51,376] for Statutory Mental Health Examinations, retroactive for the period of

July 1, 2008 through June 30, 2009; and if approved, authorize the Chairman to execute Contract. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7B be approved, authorized and executed. The Agreement for same is attached hereto and made a part of the minutes thereof.

08-1293 AGENDA ITEM 7C– FINANCE

Agenda Subject: “Acknowledge receipt of Washoe County’s Single Audit Report for the Fiscal Year Ended June 30, 2008, required by the Office of Management and Budget Circular A-133, for processing and distribution by the Comptroller’s office. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that Agenda Item 7C be acknowledged.

08-1294 AGENDA ITEM 7D – HUMAN RESOURCES

Agenda Subject: “Approve reclassification request submitted through the job evaluation and classification process [\$3,567.16]. (All Commission Districts.)”

Commissioner Weber remarked reclassification requests should be reconsidered because of the current budget situation.

Katy Simon, County Manager, explained this reclassification request came about because of an elimination and freezing of positions. She indicated departments had been encouraged not to come forward with reclassification requests outside of the budget process unless absolutely necessary.

Commissioner Jung said this reclassification replaced a Senior Epidemiologist and asked what the salary was for that position.

Dr. Randall Todd, EPI Center Director, replied the salary for the Senior Epidemiologist was approximately \$80,000 annually.

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that Agenda Item 7D be approved.

08-1295 AGENDA ITEM 7E – JUVENILE SERVICES

Agenda Subject: “Accept Partnership Grant funds from the Reno Rodeo Foundation to allow the development of an on-site Therapy Dog Program within Wittenberg Hall Detention Facility [\$15,000 with County match of \$7,500 required, which is available in the Juvenile Services existing Medicaid Clinical Services budget]; and if accepted, direct the Finance Department to make necessary budget adjustments. (All Commission Districts.)”

On behalf of the Board, Commissioner Galloway thanked the Reno Rodeo Foundation for their generous donation.

Commissioner Weber commended the Reno Rodeo Association for their donation; however, she was concerned about starting a new program that required a \$7,500 County match. She felt because of the current budget situation if the Rodeo Association could not fund the entire program it should be postponed.

Mike Pomi, Juvenile Services Director, stated this was not General Fund monies and explained the funding came from Federal Medicaid Funds collected through Juvenile Services. Commissioner Weber commented Medicaid Funds were still federal tax dollars. She felt it was inappropriate at this time and noted she would be voting against this item.

Commissioner Humke asked what would happen to the funds if the \$7,500 Medicaid Funds were not spent for this project. Mr. Pomi replied it would be utilized towards mental health for the youth in detention, which could be in correlation with the therapy dog. Commissioner Humke commented staff was well aware of the Reno Rodeo Associations charitable work that benefited Washoe County and this proved that they wished to develop another program as one more outlet for children in Juvenile Services.

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 Weber voting “no,” Chairman Larkin ordered that Agenda Item 7E be accepted and directed.

08-1296 AGENDA ITEM 7F – MANAGEMENT SERVICES/COMMUNITY SUPPORT ADMINISTRATOR

Agenda Subject: “Approve submission of the Sun Valley School Sidewalk Project to the State of Nevada for Community Development Block Grant funding consideration; and if approved, authorize Chairman to execute the Grant Application. (Commission District 5.)”

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7F be approved, authorized and executed.

08-1297 AGENDA ITEM 7G – PURCHASING

Agenda Subject: “Approve six month extension of award of Invitation to Bid #2498-06 for Automotive and Light Truck Maintenance and Repair Parts and Supplies, to Finley Industries/Napa Auto Parts and NC Auto Parts LLC [estimated amount \$75,000]; and if approved, authorize the Acting Purchasing and Contracts Administrator to release a new bid for automotive and light truck maintenance and repair parts and supplies. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7G be approved and authorized.

08-1298 AGENDA ITEM 7H – PARKS

Agenda Subject: “Accept Patent No. 27-2009-0002 from the United States Department of the Interior, Bureau of Land Management, for transfer of approximately 190-acres of land in the Huffaker Hills to Washoe County, and if accepted, authorize the Regional Parks and Open Space Director to record the Patent. (Commission District 2.)”

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that Agenda Item 7H be accepted and authorized.

08-1299 AGENDA ITEM 7I(1) – ASSESSOR

Agenda Subject: “Approve roll change requests, pursuant to NRS 361.768 and NRS 361.765, for errors discovered for the 2008/2009, 2007/2008, 2006/2007, 2005/2006, secured and unsecured tax rolls as outlined in Exhibit A; and if approved, authorize Chairman to execute orders listed on the exhibits and direct Washoe County Treasurer to correct the error(s) [cumulative amount of reduction \$1,932.33] (Parcels are in various districts as outlined in the Exhibit(s).)”

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7I(1) be approved, authorized, executed and directed.

08-1300 AGENDA ITEM 7I(2) – ASSESSOR

Agenda Subject: “Approve roll change request, pursuant to NRS 361.765, for error discovered for the 2008/2009 secured tax roll as outlined in Exhibit A; and if approved, authorize Chairman to execute the orders listed on the exhibit and direct Washoe County Treasurer to correct the error(s) [cumulative amount of reduction \$106,530.82] (Parcels located in Commissioner District 5.)”

Chairman Larkin remarked this was a large clerical error. He requested the County Manager discuss any challenges with the Assessor because of reductions within the department in an effort to avoid these large errors.

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7I(2) be approved, authorized, executed and directed.

08-1301 AGENDA ITEM 7J(1) – DISTRICT HEALTH

Agenda Subject: “Approve re-appointment of George J. Furman, MD to the Washoe County District Board of Health as the Commission’s non-elected member for a four year term serving from December 31, 2008 through December 31, 2012. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, it was ordered that George J. Furman, MD be re-appointed to the Washoe County District Board of Health as the Commission’s non-elected member for a four year term beginning December 31, 2008 and ending December 31, 2012.

08-1302 AGENDA ITEM 7J(2) – DISTRICT HEALTH

Agenda Subject: “Approve amendments totaling an increase of \$35,000 in both revenue and expenses to the adopted Fiscal Year 2008/09 Family Planning Grant Program, IO 10025, to bring the Fiscal Year 2008/09 adopted budget into alignment with the grant; and if approved, direct the Finance Department to make the appropriate budget adjustments. (All Commission Districts.)”

Commissioner Weber questioned when the District Board of Health would eliminate the Family Planning Program from the Health Department and allow outside

entities to locate the necessary funding so Washoe County did not have to provide these services. She indicated she would vote against this motion.

Commissioner Humke commented these were not General Fund taxpayer dollars, but federal funds. He noted it was the County's obligation to maximize funding.

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 Weber voting "no," Chairman Larkin ordered that Agenda Item 7J(2) be approved and directed.

08-1303 AGENDA ITEM 7J(3) – DISTRICT HEALTH

Agenda Subject: "Approve budget adjustments with a net effect of \$0 in the Pandemic Influenza Grant Program (Internal Order 10639) to bring the Fiscal Year 2008/09 adopted budget into alignment with the grant budget; and if approved, direct the Finance Department to make appropriate budget adjustments. (All Commission Districts.)"

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that Agenda Item 7J(3) be approved and directed.

08-1304 AGENDA ITEM 7J(4) – DISTRICT HEALTH

Agenda Subject: "Accept donations of sample pharmaceuticals from Barr Laboratories [valued at \$9,114] and from Dura Med Pharmacy [valued at \$3,360] for the Washoe County Health District Family Planning Program. (All Commission Districts.)"

On behalf of the Board, Commissioner Galloway thanked Barr Laboratories and Dura Med Pharmacy for their generous donations.

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7J(4) be accepted.

08-1305 AGENDA ITEM 7K(1) – PUBLIC WORKS

Agenda Subject: "Authorize Request to Bid for veterinarian services to provide medical and surgical services to animals in the Washoe County Regional Animal Services Center; [costs could exceed \$50,000]. (All Commission Districts.)"

Cindy Sabatoni, Animal Services Manager, explained the current Veterinarian had been with the Department for three years; however, the cost associated with those services would exceed \$50,000. Therefore, staff was requesting a Request for Bid (RFB). Commissioner Jung asked who was writing the RFB. Ms. Sabatoni replied the Comptrollers Office would supply the RFB.

Katy Simon, County Manager, explained that technical staff worked with the Purchasing Department to ensure that an RFB would meet all the requirements, not only for the departments but, also of the statutes. She said when the Board would award the bid staff would provide the contract for the Board's reference.

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that Agenda Item 7K(1) be authorized.

08-1306 AGENDA ITEM 7K(2) – PUBLIC WORKS

Agenda Subject: “Approve and execute First Amendment to Feral Cat Program Agreement between Washoe County and Community Cats, a 501(c)3 non-profit organization and Nevada corporation, to extend the terms of the Feral Cat Program at Washoe County Regional Animal Services for an additional 24 months retroactive to December 1, 2008 through November 30, 2010 with two additional and separate one-year options to extend. (All Commission Districts.)”

Chairman Larkin said the extension of the contract would have a fiscal impact of about \$300. He indicated the Board had previously directed all dollar amounts be listed in the agenda subject.

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that Agenda Item 7K(2) be approved and executed.

08-1307 AGENDA ITEM 7L – DISTRICT ATTORNEY

Agenda Subject: “Action to authorize technical corrections to Washoe County Board of County Commissioners Ordinances 1382, 1383 and 1384 (passed on September 9, 2008) to add the paragraph and subparagraph numbers to all the citations of the Nevada Revised Statutes in those ordinances that authorize county officials to require fingerprint impressions from people applying for work permits or licenses.”

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7L be authorized.

08-1308 AGENDA ITEM 9 – APPEARANCE – WASTE MANAGEMENT

Agenda Subject: “Appearance: Greg Martinelli, Waste Management, General Manager. Status report on garbage collections issues from Waste Management. (All Commission Districts.)”

Greg Martinelli, Waste Management General Manager, updated the Board on the Illegal Dumping Task Force and the recycling bins that had been targeted due to commodity prices being extremely high. He discussed the Single-Stream Recycling Program and stated Waste Management paid for a pilot program in northwest Reno and distributed containers to 900 homes. Mr. Martinelli indicated the Single-Stream Project was performed and managed for 90 days which was very successful in an effort to change the way the recycling program had been handled in the County. He commented that the new “curly-cue” light bulbs were being accepted by Waste Management for recycling, then packed in special containers and shipped to a recycling facility on the east coast for proper disposal.

Mr. Martinelli stated if material were bagged properly it would eliminate the debris from flying out of the truck due to winds in the area. Commissioner Weber suggested a campaign from Waste Management to encourage containing debris. She said there were also concerns about transfer stations being closed on Sundays and the public not being aware of the new hours. Mr. Martinelli remarked six weeks prior to the transfer stations closing on Sundays it was posted at all their sites, press releases were issued and the *Reno Gazette Journal* also noted the time changes. Commissioner Weber said the Illegal Dumping Task Force found a community willing to be part of a pilot program, to work on large item pick-ups and noted she had attempted to get Community Development Block Grant (CDBG) fund monies; however, she understood that Waste Management was not willing to move forward with that project. She asked what had changed regarding Waste Management’s willingness to do that program. Mr. Martinelli explained that Waste Management was also constricted with the current financial situation and said at the present time some programs could not move forward. He indicated the contract with the County was a garbage-only contract and the material being discussed for that particular program was trash. Commissioner Weber commented it was a pilot program that was discussed to see if the community would even desire such a program. She said many citizens in the community felt the problems surrounding illegal dumping on open space was due to facilities being closed.

Commissioner Humke said he had spoken to a constituent who was frustrated that the Franchise Agreement was based on a specific amount of cubic feet of material that would be picked up for a basic cost. He said certain times of the year bags of leaves would be accumulated and customers became irritated in paying the excess

charges. Commissioner Humke asked if there was any possible relief for similar situations. Mr. Martinelli said generally that increase was experienced in the fall with more bags of leaves than customers had service for. He suggested distributing the bags over a period of weeks and explained the service level did not call for 20 bags of leaves. He agreed it was a problem, but noted Waste Management was in compliance with the contract.

Commissioner Weber said it would be helpful if there was a regional franchise agreement and asked if that was an idea. Mr. Martinelli said that could be an offshoot of the recycling program since that had been combined with all three entities for some time.

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

5:03 p.m. The Board recessed.

5:22 p.m. The Board reconvened.

08-1309 AGENDA ITEM 33 – COMMUNITY RELATIONS

Agenda Subject: “Presentation of Graduation Certificates to Fall 2008 Washoe County Leadership Academy participants. (All Commission Districts.)”

Kathy Carter, Community Relations Director, stated this was the Washoe County Leadership Fall 2008 graduation. She explained the Academy culminated 12 weeks of intense hands-on sessions for citizens to learn the workings of regional government and enhance leadership tools. Ms. Carter said throughout the three years of the Leadership Academy there had been 147 graduates.

Stacy Gonzales, Leadership Academy participant, read a statement from the participants, which was placed on file with the Clerk, thanking the Board, County Manager and County staff for their presentations and the time they volunteered for the Leadership Academy.

Ms. Carter indicated the Board received a copy of the projects that had been submitted by the Leadership Academy participants, which was placed on file with the Clerk. She introduced the participants and distributed their graduation certificates. The Board congratulated the participants on their dedication and commitment.

5:38 p.m. The Board convened as the Board of Fire Commissioners for the Sierra Fire Protection District (SFPD).

5:41 p.m. The Board adjourned as the SFPD Fire Commissioners and convened as the Board of Fire Commissioners for the Truckee Meadows Fire Protection District (TMFPD).

5:46 p.m. The Board adjourned as the TMFPD Fire Commissioners and convened as the Board of Trustees for the South Truckee Meadows General Improvement District (STMGID)

5:51 p.m. The Board adjourned as the STMGID Trustees and reconvened as the Board of County Commissioners with all Commissioners present.

BLOCK VOTE

The following agenda items were consolidated and voted on in a block vote: Agenda Items 10, 11, 12, 14, 16, 17, 18, 20, 21, 22, 23 and 24.

08-1310 AGENDA ITEM 10 – REGISTRAR OF VOTERS

Agenda Subject: “Recommendation to order a new election in Precinct 5039 for the Office of Trustee for the Verdi TV District. The Registrar has completed an affidavit, as required under NRS 293.465, stating that as a result of a clerical error made by his Department, 47 active registered voters were wrongly identified as not eligible to vote on the Trustee contest in the Verdi TV District; and if approved, direct that mail ballots be sent to all 47 voters starting Thursday, December 18, 2008 and that the final time and date to return such ballots, in order to be counted, would be 5:00 P.M. Monday, December 29, 2008, after which the counting of the ballots would commence immediately [\$25]. (All Commission Districts, Precinct 5039 in Commission District 5.)”

In response to the call for public comment, Chris Sewell agreed this was the best way to solve the error that occurred within the election.

Commissioner Weber read a statement from Kim Toulouse that was placed on file with the Clerk stating he was in favor of this action.

On motion by Commissioner Humke, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 10 be approved and directed.

08-1311 AGENDA ITEM 11 – DISTRICT HEALTH

Agenda Subject: “Recommendation to approve budget amendments totaling an increase of \$130,210.76 in revenue and \$119,146.76 in expenses to the Assistant Secretary for Preparedness and Response Hospital Preparedness Grant Program (IO # 10576) Fiscal Year 2008/09 Budget; and direct Finance Department to make the appropriate budget 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, Chairman Larkin ordered that Agenda Item 11 be approved and directed.

08-1312 AGENDA ITEM 12 – DISTRICT HEALTH

Agenda Subject: “Recommendation to approve amendments totaling an increase of \$447,668 in both revenue and expenses to the adopted Fiscal Year 2008/09 WIC Clinic Grant Program, IO 10031, to bring the Fiscal Year 2008/09 adopted budget into alignment with the grant, and direct the Finance Department to make the appropriate budget 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, Chairman Larkin ordered that Agenda Item 12 be approved and directed.

08-1313 AGENDA ITEM 14 – PUBLIC WORKS

Agenda Subject: “Recommendation to award Base Bid and Additive Alternate No. One for the “Jan Evans Juvenile Detention Center – Sod Replacement” project to the lowest responsive and responsible bidder (staff recommends J.B. Enterprises) [\$121,156]; and if awarded, authorize Chairman to execute contract. (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 awarded, authorized and executed.

08-1314 AGENDA ITEM 16 – PUBLIC WORKS

Agenda Subject: “Recommendation to award Bid for the Truckee River Levee and Floodwall TRAction Project to lowest responsive, responsible bidder (staff recommends Campbell Construction Company) [\$2,715,101.80]; and if awarded, authorize the Chairman to execute the contract documents; and authorize the Flood Project Director to negotiate and execute amendments to existing easements and permits as needed. (Commission District 2.)”

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 16 be awarded, authorized, and executed.

08-1315 AGENDA ITEM 17 – PUBLIC WORKS

Agenda Subject: “Recommendation to approve Agreement for Engineering Services for the Truckee River Levee and Floodwall TRAction Project between the County of Washoe and (staff recommends CFA, Inc.) [\$119,100]; and if approved, authorize the Chairman to execute the Agreement. (Commission District 2.)”

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 17 be approved, authorized and executed.

08-1316 AGENDA ITEM 18 – PUBLIC WORKS

Agenda Subject: “Recommendation to approve Agreement for Testing and Inspection Services for the Truckee River Levee and Floodwall TRAction Project between the County of Washoe and (staff recommends Kleinfelder West, Inc.) [\$171,883]; and if approved, authorize the Chairman to execute the Agreement. (Commission District 2.)”

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 approved, authorized and executed.

08-1317 AGENDA ITEM 20 – PURCHASING

Agenda Subject: “Recommendation for authorization to join on the City of Carson City’s award of bid #0304-048 for Road Crack Fill Material to the low bidder, Construction Sealant and Supply, on behalf of the Roads Division of the Washoe County Public Works Department, for the duration of the contract period through November 6, 2009; (it is estimated that Washoe County Roads will spend approximately \$270,000 for Crack Fill Material in Fiscal Year 2008/09). (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 20 be authorized.

08-1318 AGENDA ITEM 21 – PARKS

Agenda Subject: “Recommendation to approve purchase of 1.28 acres of land (APN #046-080-01) to develop a Washoe Canyon trailhead facility [\$154,000; funding sources State Question One (SQ-1) grant and Washoe County Regional Parks, Trails and Open Space bond (WC-1)]; and if approved, authorize Chairman to act on behalf of Washoe County to execute and deliver any and all instruments and funds, including without limitation, contracts, agreements, notices, escrow instructions and deeds as may be necessary or appropriate to accomplish the acquisition of the Washoe Canyon trailhead parcel in the name and on behalf of Washoe County. (Commission District 2.)”

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 21 be approved and authorized.

08-1319 AGENDA ITEM 22 – PARKS

Agenda Subject: “Recommendation to approve purchase of 22.26 acres of land (APN #038-150-19) along the Truckee River near Mogul to maintain as open space and utilize for passive recreation [\$400,000; funding sources State Question One-Truckee River (SQ-1) bond and Washoe County Regional Parks, Trails and Open Space bond (WC-1)]; and if approved, authorize Chairman to act on behalf of Washoe County to execute and deliver any and all instruments and funds, including without limitation, contracts, agreements, notices, escrow instructions and deeds as may be necessary or appropriate to accomplish the acquisition of the Carcione parcel in the name and on behalf of Washoe County. (Commission District 5.)”

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 22 be approved and authorized.

08-1320 AGENDA ITEM 23 – SHERIFF

Agenda Subject: “Recommendation to approve Detention Services Intergovernmental Agreement between the County of Washoe and the United States Marshals Service to house Federal Prisoners at the Washoe County Detention Facility, [to increase per diem rate from \$83.51 to \$109; estimated \$800,000 in additional revenues for Washoe County per year, based on an estimated daily population of 86 U.S. Marshal’s Service inmates]; and if approved, authorize the Chairman to execute Agreement. (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 23 be approved, authorized and executed.

08-1321 AGENDA ITEM 24 – SHERIFF

Agenda Subject: “Recommendation to accept Grant Award [\$466,551 with no County match required] for Federal Fiscal Year 2008 from the United States Department of Justice, Bureau of Justice Assistance, State Criminal Alien Assistance Program, to be used for correctional purposes only; and if accepted, direct Budget Division to make necessary budget adjustments and approve Sole Source Justification for installation and purchase of security electronics equipment from Prism Systems Corporation [\$78,000]. (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 24 be accepted and directed.

08-1322 AGENDA ITEM 8 – APPEARANCE – NEVADAWORKS

Agenda Subject: “Appearance: Tom Fitzgerald, Nevadaworks, Chief Executive Officer Update on Nevadaworks. (All Commission Districts.)”

Beth Wicks, Nevadaworks Finance Manager, indicated Nevadaworks was established due to the Workforce Investment Act of 1998. She noted it was operated through the Department of Labor for local governments to spend the funding how they saw fit. Ms. Wicks stated Nevadaworks was an administrative agency and remarked programs through this funding went through a Request for Proposal (RFP). She updated the Board on how the money had been spent over the previous years and the operation of programs in northern Nevada. Ms. Wicks described some of the service providers Nevadaworks currently worked with and the services provided. She said, in addition to those programs, staff also worked with the Economic Development Authority of Western Nevada (EDAWN) and other economic development agencies relocating to northern Nevada. Ms. Wicks complimented Washoe County staff who worked with Nevadaworks and said they were timely on any request.

Commissioner Weber suggested Nevadaworks conduct presentations to the Cities of Reno and Sparks to highlight the resources that Nevadaworks contributed to the community.

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

Agenda Subject: “Recommendation to approve amendments totaling an increase of \$358,845 in revenue and \$337,028 in expense to the Fiscal Year 2008/09 Public Health Preparedness – Assistant Secretary for Preparedness and Response Hospital Preparedness Program, IO 10708, to bring the Fiscal Year 2008/09 adopted budget into alignment with the grant; and if approved, authorize the creation of one 1.0 FTE benefits eligible Healthcare Systems Liaison position, (PC#TBD) as evaluated by the Job Evaluation Committee; and direct Finance Department to make the appropriate budget adjustments (All Commission Districts).”

Dr. Randall Todd, EPI Center Director, explained that the funding agency specifically requested the Health Department create this position and offered the funding to support the position. Chairman Larkin asked why the State did not create this position. Dr. Todd explained with the inception of this program the federal government desired to see positions created within public health that would function in a liaison capacity with hospitals. He said historically the State gave the money to the hospital association; however, the grant would take a more active role in partnering with hospitals. Chairman Larkin explained the Board’s stance on establishing any new positions when reductions were a possibility. Dr. Todd remarked there was no precedent set that the State would hire a position and then assign it to the Health Department. He said with the current economic crisis, there would be some program restructuring resulting in certain positions being eliminated. Dr. Todd felt committed to recruiting this position internally in the event County General funded positions were eliminated there would be an opportunity to blunt the effect by picking them up with a grant-funded position. Chairman Larkin asked if there would be any harm to delay this action until after the budget hearings scheduled for March 2009. Dr. Todd indicated the money would be reverted back to the State. Chairman Larkin saw no harm in missing three months of expenditures to identify the issues and then move forward. Dr. Todd commented this was an area where the need was now and added a three month delay would not be an appropriate step forward.

Commissioner Weber stated she also had those same concerns. She was concerned because the staff report stated these funds would be used to support personnel, contractual and operating supplies; including volunteer identification supplies, travel and equipment expenditures. She asked if part of that could be eliminated. Dr. Todd remarked some of the grant award went to the Medical Reserve Corp, an existing program. He said an exercise was conducted annually to document and assure the Health Department’s ability to supply a vaccine to 100 percent of the Washoe County population plus any visitors within 48 hours of a decision to go forward. He stated that was not conducted with existing staff, but with volunteers, which tied back to the Medical Reserve Corp. Dr. Todd said with normal accounting methods applied to the value of that exercise it would cost about \$25,000. He said the staff report showed, in terms of equipment and supplies, the ability needed to recognize people by badging them to know who was public and who was volunteering. Commissioner Weber said for the current budget situation this was a large amount of money.

Commissioner Galloway commented this was a dilemma because of the perception it could create. He asked if this was so important why it could not be funded without the grant. Dr. Todd explained the department was attempting to do as much as possible without the grant, but this position was needed to move forward with the ability to work with the hospital community. Commissioner Galloway asked why this position did not exist when the budget was not in crisis. Dr. Todd explained grant funding was not available. He noted the Health Department had been on a budget reduction mode during the past two years.

Katy Simon, County Manager, said there had been an increase in federal investment for Homeland Security. She said the County had been the recipient of several major grant projects that were initiatives replicated or provided on behalf of the rest of the State because of the level of confidence in emergency preparedness professionals in the region.

Chairman Larkin said at the present time there was some reluctance to move forward and he would need more information from the Job Evaluation Committee in terms of how the decision was arrived. He remarked there had to be some fundamental principles provided.

Commissioner Galloway reiterated if this was such an important position why was it not in place in the past. Dr. Todd replied when something was seen that was needed and an opportunity arose to acquire that need without requesting General Fund monies it seemed prudent to proceed. He said it could send a clear message to the funding source that if the money were turned down the County did not want their help. Commissioner Galloway suggested guidelines be provided between now and the budget hearings to show that those positions would fit the guidelines.

Ms. Simon said some of the Homeland Security and Emergency Preparedness grants had gone to the purchase of contract services for a number of targeted and specific works. She requested time to work with the Health Department to retool this item and return in January. Chairman Larkin agreed with the January timeline and referring this back to the Job Evaluation Committee to develop some recommendations. Ms. Simon explained that was not their job and preferred management develop the guidelines.

Commissioner Humke commented the grant provided for certain equipment as stated on page two of the staff report; however, some of the services were duplicated and asked why medical personnel took direction from the Washoe County Sheriff's Office (WCSO). Dr. Todd replied most of the list in the staff report was equipment specifically requested by the County Medical Examiner. He said Command and Control resided in the Regional Emergency Operations Center (REOC) when in operation; however, there were events that occurred on a routine basis that did not arise to the occasion of opening the REOC. Dr. Todd explained the Health Department operated under presidential directive to be compliant with the National Emergency Management System (NEMS), which incorporated incident command training. He said that was done

internally within the Health Department and stated the Medical Examiners Office was under that same directive to become NEMS compliant.

Chairman Larkin stated this would be brought back before the Board.

There was no response to the call for public comment.

There was no action taken on this item.

08-1324 AGENDA ITEM 7K(3) – PUBLIC WORKS

Agenda Subject: “Award Preconstruction Agreement for the Sparks Justice Court Construction Manager at Risk (staff recommends The Penta Building Group) [\$88,028]; and if awarded, authorize the Chairman to execute the contract documents. (Commission Districts 4 and 5.)”

***Agenda Items 7K(3) and 15 were discussed simultaneously.**

Katy Simon, County Manager, clarified the Commissioning Services Contract certified the facility as a Leadership and Efficiency in Environmental Design (LEED).

Commissioner Galloway asked if this was considered a pre-construction contract. Dan St. John, Public Works Director, replied this was the first component to the Construction Manager at Risk (CMAR) approach. He said this did not lock the County into using the PENTA Building Group for the contractor; however, at the appropriate time allowed the Board to consider their guaranteed maximum price.

6:40 p.m. Commissioner Jung temporarily left the meeting.

Commissioner Galloway inquired about the Commissioning Services Contract. Mr. St. John explained in order to achieve LEED certification a professional that was knowledgeable in the mechanical aspects of the building was required from the beginning.

Chairman Larkin clarified there would still be another decision point to accept the bid and the risk price for the entire project. Mr. St. John agreed.

There was no response to the call for public comment.

On motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried with Commissioner Jung temporarily absent, it was ordered that Agenda Item 7K(3) be awarded, authorized and executed.

08-1325 AGENDA ITEM 15 – PUBLIC WORKS

Agenda Subject: “Recommendation to award a Commissioning Services Contract for the Sparks Justice Court project (staff recommends SSRCx/Cotter Consulting, Inc. [\$139,577]; and if awarded, authorize the Chairman to execute the contract documents. (Commission Districts 4 and 5.)”

*** See discussion in the above item 7K(3)**

There was no response to the call for public comment.

On motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried with Commissioner Jung temporarily absent, it was ordered that Agenda Item 15 be awarded, authorized and executed.

08-1326 AGENDA ITEM 19 – PURCHASING

Agenda Subject: “Recommendation to approve change order to award of Bid No. 2650-08 for Primary and General Election Sample Ballots to Intraform Inc, [\$218,447.15] to cover increases in the total number of general election sample ballots produced, the number of pages per sample ballot, cover weight specification changes, and secondary printings required as a result of last minute voter registrations. (All Commission Districts.)”

6:45 p.m. Commissioner Jung returned.

Mike Sullens, Acting Purchasing and Contracts Administrator, commented the Board had approved an award for the printing of the Primary and General Election sample ballots in the estimated amount of \$426,920. Subsequently, with the increases and changes made to the ballots staff was requesting an increase to cover the increases in the invoices. Mr. Sullen explained some of the changes included a change in font size and sturdier paper for the covers due to ripping of the Primary sample ballots. Commissioner Galloway said considering all the experience with mailing sample ballots how could this happen. Mr. Sullen replied without knowing the type of equipment used at the Post Office that was difficult to explain. Commissioner Galloway asked if it would have been better to increase the amount and over order the sample ballots. Mr. Sullen indicated there was an excess printed, but because of the outstanding voter registration there were not enough.

Dan Burk, Registrar of Voters, stated there was a 14 percent growth in voter registration, which was an unprecedented amount.

Commissioner Weber asked if the cost could be reduced by printing less pages and not printing the ballots in Spanish. Mr. Burk replied that would reduce the cost; however, on advice from the Justice Department the County was required to offer the ballots in a second language. Commissioner Weber requested the mandate from the

Help America Vote Act and the amount of funding received from the Help America Vote Act. Mr. Burk explained the mandate was noted in the minority provisions of the Voting Rights Act passed in 1971, which was an addendum to the original Voters Rights Act of 1965. He explained that Act provided for two standards; if 20 percent of the population were identified as a minority group then the ballots would be required in that language and, if 5 percent or more of voting age population was identified as a minority group then it was determined that ballots had to be supplied. Commissioner Weber requested the consequences if the County did not fulfill that requirement. She also suggested a smaller amount of ballots printed in the larger font.

There was no response to the call for public comment.

On motion by Commissioner Galloway, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 19 be approved.

08-1327 AGENDA ITEM 25 – COMMUNITY DEVELOPMENT

Agenda Subject: “Discussion and possible direction to staff to initiate amendments (as part of a proposed omnibus amendment) to the Washoe County Development Code and administrative procedures to provide that the creation of certain parcels by parcel map process (NRS 278.461) shall be disallowed if the configuration of one or more parcels would be such that there is no practical driveway configuration that will not create an ingress or egress traffic or safety hazard or exacerbate an existing hazard (requested by Commissioner Galloway). (All Commission Districts.)”

Chairman Larkin stated the recent issue concerning Mayberry Lane was an anomaly and did not warrant a change of the Development Code. He asked if Commissioner Galloway was in disagreement with the recommendation.

Commissioner Galloway stated he was in disagreement with that recommendation because there was no way to know if it was an anomaly unless the ordinance was changed. He stated it may take an anomaly to discover a serious flaw.

Chairman Larkin said it was recommended that additional review criteria to reinforce safety access could be initiated in addition to the Development Code. He asked if there was proposed language for the review criteria. Adrian Freund, Community Development Director, stated there was not any proposed language, but would like direction to return with that proposed criteria. He commented there were approximately 140 Development Code amendments in process and some returning with specific language to add review criteria. However; he did agree there was a public safety issue that needed to be addressed. Mr. Freund said staff was not in favor of changing the Code, but adding review criteria to the Development Code.

Chairman Larkin requested examples of criteria before he felt comfortable in moving forward, but if there was a safety related issue there needed to be

those kinds of changes made. Commissioner Weber agreed with Chairman Larkin that more time was needed.

Mr. Freund explained in connection with the examples of criteria, staff was also working with the District Attorney's (DA's) Office to comply with statutes.

Commissioner Galloway moved to initiate the amendment as described in Agenda Item 25. Due to lack of a second, the motion failed.

Chairman Larkin indicated this would move forward with the direction given to staff.

There was no response to the call for public comment and no further action was taken on this item.

08-1328 AGENDA ITEM 26 – COMMUNITY DEVELOPMENT

Agenda Subject: “Discussion of petition received August 8, 2008, and related discussion and public comment and provide possible direction to staff regarding items in the petition including: 1) That staff be directed to seek, through discussion and negotiation, a possible agreement between Washoe County and the Humboldt-Toiyabe National Forest providing that in regard to the public portions of the Hunter Lake, Garson and adjoining roads the present open road policy, which includes motorized vehicle access, shall not be restricted in the future without substantial advance notice (such as five years) during which period there must be an assured process for consideration of public input prior to any decision to prohibit or restrict access; and 2) that staff be directed to seek, through discussion and negotiation, possible common ordinances among Washoe County, Reno and Sparks which will provide that development that blocks or otherwise impedes a presumed public road shall be required to provide easements that provide equivalent public access to the remainder of the presumed public road (requested by Commissioner Galloway). (Commission District 1 and All Commission Districts).”

Adrian Freund, Community Development Director, said he spoke to the City of Reno and the Forest Service and indicated there was some discussion on common ordinances. He said the ordinance in the staff report, passed by Washoe County in 2004, required replacement access for presumed public roads when they were altered. He said entering into a more formalized agreement would require advanced notice with the Forest Service when and if there was a proposed change in access to public portions to roads that crossed forest service lands. He said the Forest Service did provide a master road plan that indicated portions with public access.

Chairman Larkin asked what was being sought that had not already been codified. Mr. Freund said he understood that Commissioner Galloway requested the County work with the Cities of Reno and Sparks to seek similar codes since the Cities generally agreed when a presumed public road was altered that there should be equivalent

access provided; however, in the Cities case it was not codified. Mr. Freund said the second request was a more formal agreement with the Humboldt-Toiyabe National Forest notification process when access changes would be proposed, which may already exist just not in the exact form that was requested.

In response to the call for public comment, Carl Adams submitted a PowerPoint presentation, which was placed on file with the Clerk, highlighting the five points of the petition. Charles Lanzi spoke on the importance of the recreational areas in the region and the public roads and access to those recreational areas.

Commissioner Galloway asked Mr. Adams why it was important that there were common ordinances among the three jurisdictions. Mr. Adams replied the Forest Service provided a Travel Management Plan for Peavine and for the Carson Range. He said roads previously accessible to the public had been lost. Commissioner Galloway asked if roads previously in a Travel Management Plan became closed would they be in a newly adopted Travel Management Plan. Mr. Adams explained some of the requirements the Forest Service adhered to. He stated the petition was an attempt to have the County focus exclusively on County roads. Mr. Adams said the current system was not adequate because the County was not focused on what the Forest Service was proposing. He believed these roads were County property and should not be assigned to another agency without a formal agreement.

Commissioner Galloway asked what would happen if the Cities did not have an ordinance that demanded alternate links to preserve the continuity. Mr. Freund replied Community Development staff of the Cities indicated it was a high priority to maintain equivalent access in the development process and felt there was not an overriding need for an ordinance, but there had been discussions to find a solution that would be helpful to everyone. He acknowledged he would continue to work with the Cities to find a solution and potentially find the correct place in City Code.

Commissioner Galloway asked Mr. Adams if he received a letter from Terri Marceron, Forest Supervisor, stating she was willing to enter into discussions. Mr. Adams stated he received such a letter addressed to Commissioner Galloway that indicated the Forest Service was interested in attempting to keep these roads open. Commissioner Galloway reiterated the requested action was for staff to enter into discussions and negotiations. Chairman Larkin said the Board needed to hear from the Community Development staff from the City of Reno and the Forest Service. He thanked Commissioner Galloway and the citizens for bringing this to the Board's attention and suggested a comprehensive dialogue with the Forest Service and to continue this item.

On motion by Commissioner Galloway, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that discussion and a possible agreement between Washoe County and the Humboldt-Toiyabe National Forest in regard to the public portions of the Hunter Lake, Garson and adjoining roads be continued.

08-1329 AGENDA ITEM 29 – PURCHASING

Agenda Subject: “Recommendation to approve up to a six month extension of award of RFI #2426-04 to Western Energetix for a Cardlock Fueling Program [estimated amount of \$950,000]; and if approved, authorize the Acting Purchasing and Contracts Administrator to release a new bid for cardlock fueling services or join on the pending State of Nevada contract with Haycock Petroleum Company once approved by the State. (All Commission Districts.)”

Commissioner Galloway asked if under these contracts the price paid for gasoline depended on an average price of gasoline in the County among competitors. Mike Sullens, Acting Purchasing and Contracts Administrator, explained the Oil Price Information Services (OPES) provided an OPES unbranded average and the County paid a set amount above that average plus a freight tariff. He noted the markup was 11 cents, but still yielded a price below the consumer price.

There was no response to the call for public comment.

On motion by Commissioner Galloway, seconded by Commissioner Jung, which motion duly carried, Chairman Larkin ordered that Agenda Item 29 be approved and authorized.

08-1330 AGENDA ITEM 27 – MANAGEMENT SERVICES

Agenda Subject: “Discussion and direction to staff regarding legislation or legislative issues proposed by Legislators, by Washoe County or by other entities permitted by the Nevada State Legislature to submit bill draft requests, or such legislative issues as may be deemed by the Chair or the Board to be of critical significance to Washoe County, or issues arising out of the special legislative session. (All Commission Districts.)”

Katy Simon, County Manager, stated there was nothing to report on this item.

08-1331 AGENDA ITEM 34 – COMMUNITY DEVELOPMENT

Agenda Subject: “Review, discussion and direction to staff on a Draft Administrative Enforcement Ordinance and a Draft Nuisance Ordinance. (All Commission Districts.)”

Adrian Freund, Community Development Director, highlighted the public process concerning the Nuisance Committee. He explained the Commission had established a citizen group to work on the Administrative and Nuisance Ordinances. He said the Committee conducted 37 meetings to work on both draft ordinances. Mr. Freund thanked the many citizens and County staff who worked tirelessly on this issue.

Bob Webb, Planning Manager, stated there were two enclosures within the staff report and explained how the draft ordinances were laid out within that report. He said both ordinances contained footnotes and enclosures that were specifically requested to be included by the committee and shown to the Board. Mr. Webb summarized the highlights in the draft ordinances.

Commissioner Galloway commented that the Committee took the approach to have long periods of time for people to respond and correct a nuisance; however, staff proposed a shorter amount of time. He asked if there was a philosophy behind the time differences. Mr. Webb replied the Committee was concerned that people have an opportunity to be fully notified of the enforcement period, but staff relied on Board direction from 2005 that any administrative enforcement process should be expedited; however, still provide due process. Commissioner Galloway asked what would happen to the fine if everyday was an abatement period. Mr. Webb explained the Enforcement Officers were prudent and responsible individuals. He said the Code allowed for flexibility by the Code Enforcement Official as deemed necessary to extend deadlines to achieve compliance. Mr. Webb explained and outlined the process given to the individual noticed of a violation.

In response to the call for public comment, Garth Elliott commented on the draft nuisance ordinances and the desire to have them go before the public.

Terry Plys said he was concerned over some of the wording in the definitions and the amount of junk cars stored on residential lots. He did not believe junk cars had any place on residential lots.

John Sell thanked the Board for their patience and support of the process. He felt the diversity of the Nuisance Committee delivered a good work product. He expressed his appreciation to County staff for their hard work and leadership throughout the process. Mr. Sell commented on the noise restrictions and noted the Washoe County Sheriff's Office (WCSO) had concerns with the Committee's proposal for enforcement of offensive off-road noise, which was the single most complaint received.

Susan Severt agreed with the staff recommendations except for the noise issue. She said this was the top issue considered by the Committee and felt the 1,000 foot threshold was not enough and needed to be moved back.

Sharalyn Barney stated there was plenty of discussion concerning the selection of a hearing officer and how to achieve an impartial hearing officer. She noted the Committee did not arrive at a satisfactory method, but came up with a compromise.

Jane Countryman commented on rural lands outside congested areas. She said some of the language applied toward a more congested area, but the maps included some rural areas as congested. She hoped for a designation to justify congested areas that were not included and pulled into the city or suburbs. Ms. Countryman stated a section was needed that allowed rural areas to remain rural and have more flexibility. She

proposed that the Board accept the language from the Farm Bureau and agree to the 5,000 foot range for noise.

Commissioner Galloway asked Ms. Severt about the differing distance concerning the noise issue. Ms. Severt replied the Committee was split on the distance. Commissioner Galloway said this could be an item where the Board could make a determination, but it was agreed that there had to be some sound limit. Ms. Severt said the main concern was the sound level.

Commissioner Weber thanked the members of the Nuisance Committee for their tireless work and commitment. She said there were so many differing opinions and suggested bringing back the two draft ordinances on separate meetings for full discussion. Commissioner Weber also suggested a workshop and a fact sheet for both proposals.

Commissioner Humke asked how the hearing officers would be selected and on what criteria qualifications would be based. Mr. Webb replied the qualifications would need to be outlined in a contracting process and staff would work with the Board to establish those qualifications. Commissioner Humke stated the qualifications of a hearing officer needed to be placed in the ordinance. He commented on the route of appeals to the Courts, and asked why District Court was listed but not Justice Court. Mr. Webb said that was placed in the draft by District Attorney (DA's) staff based on review of current existing State law and County Code. Commissioner Humke said there was some dispositive language toward search warrants and asked who issued those search warrants. Mr. Webb replied the issuance of search warrants followed the established process in place. Commissioner Humke asked if there was a provision that search warrants occasionally would not have to be issued by a Court. Mr. Webb was not aware of that, but would review that concern for clarification. Commissioner Humke asked if it were possible to have a limitation on the continuing day violation. Mr. Webb said that needed to be deferred to the DA's staff. Commissioner Humke remarked this process came about because the WCSO and the DA's Office said that the criminal process was not working because the Courts did not wish to hear the cases; therefore, the DA's Office did not prefer to charge the cases and the WCSO did not like to write citations. He commented that the noise issue was back to the beginning since the enforcing agency said they would not enforce the issue.

Chairman Larkin favored the workshop approach where the proposals would be brought forward in two separate actions; the Administrative Code and the Enforcement Code.

Commissioner Galloway asked if the Code Compliance Officer could be a non-sworn individual. Mr. Webb said there needed to be a reckoning of the existing Codes as to which ones would be enforced administratively or criminally. Commissioner Galloway urged the Board to move away from the criminal process.

Darrin Balaam, Lieutenant, clarified the WCSO never stated they would not enforce the ordinance. He said the issue was to have the public be involved. He said most dirt bikers stopped when pulled over by law enforcement; however, the ones that did not pull over knew that the WCSO would not follow chase because of a tragic event that had occurred previously. Lieutenant Balaam stated there was an attempt to see where the riders originated and explained if the public became involved and notified the WCSO when they saw offenders it would be a great asset. He said the stance of the WCSO was if the dirt bikers were caught, they would be cited and hopefully make a statement to other offenders.

Chairman Larkin said staff was now directed to set up the workshops for the Board to fully review the draft ordinances.

There was no action taken on this item.

08-1332 AGENDA ITEM 35

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 the Regional Planning Governing Board (RPGB) conducted a presentation on foreclosures in the area and suggested that be brought before the Board or placed on the County website for the public. She wished everyone a happy and safe holiday season and thanked Commissioner Galloway for his many years of service to the citizens of Washoe County.

Chairman Larkin stated there would be a Truckee Meadows Water Authority (TMWA) meeting on December 17, 2008 and Regional Transportation Committee (RTC) meeting on December 19, 2008.

Commissioner Galloway stated he requested information from the District Attorney’s Office regarding the responsibilities of citizens who walk away from their mortgages.

Commissioner Jung thanked Commissioner Galloway for his service and wished the citizens of Washoe County a happy holiday season.

08-1333 AGENDA ITEM 36

Agenda Subject: “Possible Closed Session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220.”

8:58 p.m. On motion by Commissioner Jung, seconded by Commissioner Humke, which motion duly carried, it was ordered that the Board go to Closed Session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220 and the meeting be adjourned from the Closed Session.

COMMUNICATIONS AND REPORTS

The following communications and reports were received, duly noted, and ordered placed on file with the Clerk:

REPORTS – MONTHLY

08-1334 A. Washoe County Clerk of the Court, fee collections for October 2008.

08-1335 B. Washoe County Clerk of the Court, fee collections for November 2008.

REPORTS – QUARTERLY

08-1336 A. AT&T Nevada Declaration of Availability of IP Video Service for the quarter ending on September 30, 2008.

08-1337 B. Washoe County School District, financial report for the first quarter of fiscal year 2008-09, ending September 30, 2008.

REPORTS – ANNUAL

08-1338 A. Gerlach General Improvement District audit and financial statements for the fiscal year ended June 30, 2008.

08-1339 B. Reno-Sparks Convention & Visitor's Authority comprehensive annual financial report for the fiscal year ended June 30, 2008.

08-1340 C. Sun Valley General Improvement District financial statements and supplementary information for the fiscal years ended June 30, 2007 and June 30, 2008.

08-1341 D. Washoe County School District comprehensive annual financial report for the fiscal year ended June 30, 2008.

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AGENDA ITEM 37 – ADJOURNMENT

8:58 p.m. On motion by Commissioner Jung, seconded by Commissioner Humke, which motion duly carried, it was ordered that the Board go to Closed Session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220 and the meeting be adjourned from the Closed Session

ROBERT LARKIN, Chairman
Washoe County Commission

ATTEST:

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

*Minutes Prepared by:
Stacy Gonzales, Deputy County Clerk*

INTRASTATE INTERLOCAL CONTRACT BETWEEN PUBLIC AGENCIES

A Contract Between Washoe County
A political subdivision of the State of Nevada
Acting By and Through Its

SECOND JUDICIAL DISTRICT COURT
FAMILY COURT DIVISION
P.O. BOX 11130
Reno, NV 89520
Phone: (775) 325-7800
FAX: (775) 325-7923
(hereinafter referred to as the County)

and

UNIVERSITY OF NEVADA SCHOOL OF MEDICINE INTEGRATED CLINICAL SERVICES, INC.,
and the UNIVERSITY OF NEVADA SCHOOL OF MEDICINE MULTI-SPECIALTY GROUP
PRACTICE NORTH, INC. d/b/a MEDSCHOOL ASSOCIATES NORTH
Nelson Building/353
401 West 2nd Street, Suite 227
Reno, NV 89503-5353
Phone: (775) 784-1223 ext. 271
FAX: (775) 327-2006
(hereinafter provider referred to as MEDSchool Associates, North)

08-1292

WHEREAS, NRS 277,180 authorizes any one or more public agencies to contract with any one or more other public agencies to perform any governmental service, activity or undertaking which any of the public agencies entering into the contract is authorized by law to perform; and

WHEREAS, it is deemed that the services hereinafter set forth are both necessary and in the best interests of the State of Nevada;

NOW, THEREFORE, in consideration of the aforesaid premises, the parties mutually agree as follows:

1. REQUIRED APPROVAL. This Contract shall not become effective until and unless approved by appropriate official action of the governing body of each party.
2. DEFINITIONS. "MEDSchool Associates North" means the Board of Directors, its officers, employees, and immune contractors as defined in NRS 41.0307. The "County" means the County of Washoe, its officers, employees, and immune contractors as defined in NRS 41.0307.
3. CONTRACT TERM. This Contract shall be effective upon approval of the Board of MEDSchool Associates North and the Board of Washoe County Commissioners, beginning July 1, 2008 through

June 30, 2009, of the respective fiscal year and subject to continued funding or until this Agreement is terminated pursuant to paragraphs 4 and 10 hereof, whichever date shall first occur.

4. TERMINATION. This Contract may be terminated by either party prior to the date set forth in paragraph (3), provided that a termination shall not be effective until 180 days after a party has served written notice upon the other party. This Contract may be terminated by mutual consent of both parties or unilaterally by either party without cause. The parties expressly agree that this Contract shall be terminated immediately if for any reason County, State and/or Federal funding ability to satisfy this Contract is withdrawn, limited, or impaired. This Contract may also be renegotiated in the event of a reduction in the anticipated County, State, or Federal funding revenue required to satisfy this Contract.

5. NOTICE. All notices or other communications required or permitted to be given under this Contract shall be in writing and shall be deemed to have been duly given if delivered personally in hand, by telephonic facsimile with simultaneous regular mail, or mailed certified mail, return receipt requested, postage prepaid on the date posted, and addressed to the other party at the address set forth above.

6. INCORPORATED DOCUMENTS. The parties agree that the services to be performed shall be specifically described; this Contract incorporates the following attachments in descending order of constructive precedence.

The County, in accordance with State and Federal laws, requires certain mental health examinations be performed, and testimony provided by a licensed Psychiatrist for statutory mental health examinations for involuntary civil commitments. MEDSchool Associates North shall assist the County in either or both of these functions. Each of the services provided by MEDSchool Associates North as identified in this paragraph and Attachments A and B shall be focused on performing evaluations to determine if clients meet the statutory requirements to be involuntarily hospitalized in accordance with the provision of Nevada Revised Statutes (NRS) 433A.240 and 433A.280. These funds are to be administered in accordance with the attachments listed below.

- ATTACHMENT A: SCOPE OF WORK (See Attachment A)
- ATTACHMENT B: FISCAL PROCEDURES (See Attachment B)

7. CONSIDERATION. MEDSchool Associates North agrees to provide the services set forth in paragraph (6) at a cost per Attachment B - Fiscal Procedures, with the total Contract or installments payable as outlined in Attachment B - Fiscal Procedures. Any intervening end to an annual or biennial appropriation period shall be deemed an automatic renewal (not changing the overall Contract term) or termination as the results of legislative appropriation may require.

8. ASSENT. The parties agree that the terms and conditions listed on incorporated attachments of this Contract are also specifically a part of this Contract and are limited only by their respective order of precedence and any limitations expressly provided.

08-12-92

9. INSPECTION AND AUDIT.

a. Books and Records. Each party agrees to keep and maintain under general accepted accounting principles full, true and complete records, agreements, books, and documents as are necessary to fully disclose to the County, the State or United States Government, or their authorized representatives, upon audits or reviews, sufficient information to determine compliance with any applicable regulations and statutes.

b. Inspection and Audit. Each party agrees that the relevant books, records (written, electronic, computer related or otherwise) including, but not limited to relevant accounting procedures and practices of the party, financial statements and supporting documentation, and documentation related to the work product shall be subject, at any reasonable time, to inspection, examination, review, audit, and copying at any office or location where such records may be found, with or without notice by the other party, the State Auditor, Employment Security, the Department of Administration, Budget Division, the Nevada State Attorney General's Office or its Fraud Control Unit, the State Legislative Auditor, and with regard to any federal funding, the relevant federal agency, the Comptroller General, the General Accounting Office, the Office of the Inspector General, or any of their authorized representatives.

c. Period of Retention. All books, records, reports, and statements relevant to this Contract must be retained by each party for a minimum of three (3) years and for five (5) years if any federal funds are used in this Contract. Retention time shall be extended when an audit is scheduled or in progress for a period reasonably necessary to complete an audit and/or to complete any administrative and judicial litigation which may ensue. The retention period runs from the date of termination of this Contract.

10. BREACH; REMEDIES. Failure of either party to perform any obligation of this Contract shall be deemed a breach. Except as otherwise provided for by law or this Contract, the rights and remedies of the parties shall not be exclusive and are in addition to any other rights and remedies provided by law or equity, including but not limited to actual damages, and to a prevailing party reasonable attorneys' fees and costs.

11. LIMITED LIABILITY. The parties will not waive and intend to assert available NRS Chapter 41 liability limitations in all cases. Contract liability of both parties shall not be subject to punitive damages. To the extent applicable, actual contract damages for any breach shall be limited by NRS 353.260 and NRS 354.626.

12. FORCE MAJEURE. Neither party shall be deemed to be in violation of this Contract if it is prevented from performing any of its obligations hereunder due to strikes, failure of public transportation, civil or military authority, act of public enemy, accidents, fires, explosions, or acts of God, including, without limitation, earthquakes, floods, winds, or storms. In such an event the intervening cause must not be through the fault of the party asserting such an excuse, and the excused party is obligated to promptly perform in accordance with the terms of the Contract after the intervening cause ceases.

13. INSURANCE. The parties also agree that during the term of this agreement, the Nevada System of Higher Education on behalf of the University of Nevada School of Medicine and MEDSchool Associates North, shall carry professional liability insurance on its faculty and medical residents, at its own expense in the amount not less than one million dollars (\$1,000,000.00) per occurrence and three

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million dollars (\$3,000,000.00) in the aggregate annually. The Nevada System of Higher Education on behalf of the University of Nevada School of Medicine and MEDSchool Associates North shall carry professional liability insurance for such faculty members and medical residents in accordance with the minimums prescribed above.

14. INDEPENDENT PUBLIC AGENCIES. The parties are associated with each other only for the purposes and to the extent set forth in this Contract, and in respect to performance of services pursuant to this Contract, each party is and shall be a public agency separate and distinct from the other party and, subject only to the terms of this Contract, shall have the sole right to supervise, manage, operate, control, and direct performance of the details incident to its duties under this Contract. Nothing contained in this Contract shall be deemed or construed to create a partnership or joint venture, to create relationships of an employer-employee or principal-agent, or to otherwise create any liability for one agency whatsoever with respect to the indebtedness, liabilities, and obligations of the other agency or any other party.

15. WAIVER OF BREACH. Failure to declare a breach or the actual waiver of any particular breach of the Contract or its material or nonmaterial terms by either party shall not operate as a waiver by such party of any of its rights or remedies as to any other breach.

16. SEVERABILITY. If any provision contained in this Contract is held to be unenforceable by a court of law or equity, this Contract shall be construed as if such provision did not exist and the nonenforceability of such provision shall not be held to render any other provision or provisions of this Contract unenforceable.

17. ASSIGNMENT. Neither party shall assign, transfer or delegate any rights, obligations or duties under this Contract without the prior written consent of the other party.

18. OWNERSHIP OF PROPRIETARY INFORMATION. Unless otherwise provided by law or this Contract any reports, histories, studies, tests, manuals, instructions, photographs, negatives, blue prints, plans, maps, data, system designs, computer code (which is intended to be consideration under this Contract), or any other documents or drawings, prepared or in the course of preparation by either party in performance of its obligations under this Contract shall be the joint property of both parties.

19. PUBLIC RECORDS. Pursuant to NRS 239.010, information or documents may be open to public inspection and copying. The parties will have the duty to disclose unless a particular record is made confidential by law or a common law balancing of interests.

20. CONFIDENTIALITY. Each party shall keep confidential all information, in whatever form, produced, prepared, observed or received by that party to the extent that such information is confidential by law or otherwise required by this Contract.

21. PROPER AUTHORITY. The parties hereto represent and warrant that the person executing this Contract on behalf of each party has full power and authority to enter into this Contract and that the parties are authorized by law to perform the service set forth in paragraph (6).

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22. GOVERNING LAW; JURISDICTION. This Contract and the rights and obligations of the parties hereto shall be governed by, and construed according to, the laws of the State of Nevada. The parties consent to the jurisdiction of the Nevada district courts for enforcement of this Contract.

23. ENTIRE AGREEMENT AND MODIFICATION. This Contract and its integrated attachment(s) constitute the entire agreement of the parties and such are intended as a complete and exclusive statement of the promises, representations, negotiations, discussions, and other agreements that may have been made in connection with the subject matter hereof. Unless an integrated attachment to this Contract specifically displays a mutual intent to amend a particular part of this Contract, general conflicts in language between any such attachment and this Contract shall be construed consistent with the terms of this Contract. Unless otherwise expressly authorized by the terms of this Contract, no modification or amendment to this Contract shall be binding upon the parties unless the same is in writing and signed by the respective parties hereto, approved by Washoe County's legal advisor.

24. LOBBYING. The parties agree whether expressly prohibited by federal, state, or local law, or otherwise, that no funding associated with this Contract will be used for any purpose associated with or related to lobbying or influencing or attempting to lobby or influence for any purpose, the following:

- a. Any federal, state, county, or local agency, legislature, commission, counsel or board;
- b. Any federal, state, county or local legislator, commission member, counsel member, board member, or other elected official; or
- c. Any officer or employee of any federal, state, county, or local agency, legislature, commission, counsel, or board.

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[SIGNATURE PAGE FOLLOWS]

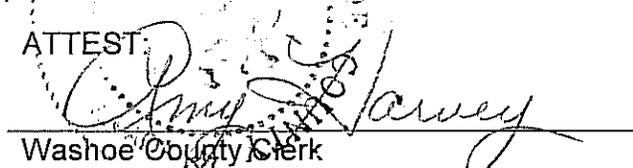
IN WITNESS WHEREOF, the parties hereto have caused this Contract to be signed and intend to be legally bound thereby.

Washoe County Second Judicial District Court
Federal Tax Identification Number: 88-6000138

APPROVED BY BOARD OF COUNTY COMMISSIONERS

 On 12/16/08 Chairman
Washoe County Commission Date Title

ATTEST:

 On 12-16-08
Washoe County Clerk Date

APPROVED BY BOARD OF UNIVERSITY OF NEVADA SCHOOL OF MEDICINE
UNIVERSITY OF NEVADA SCHOOL OF
INTEGRATED CLINICAL SERVICES, INC.

 On 8-5-08 ICS President
Ole J. Thienhaus, MD, MBA Date Title
Dean

UNIVERSITY OF NEVADA SCHOOL OF
MEDICINE MULTISPECIALITY GROUP
PRACTICE NORTH, INC.

 On 7-3-08 MSAN President
Nevin Wilson, MD Date Title

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SCOPE OF WORK

1. Purpose: Washoe County, in accordance with State law, requires certain mental health examinations be performed, and testimony provided by a licensed Psychiatrist for statutory mental health examinations for involuntary civil commitments. MEDSchool Associates North shall assist the County courts in either or both of these functions. Each of the services provided by MEDSchool Associates North as identified in paragraphs 3 and 4 shall be focused on performing evaluations to determine if clients meet statutory requirements to be involuntarily hospitalized in accordance with the provision of Nevada Revised Statutes (NRS) 433A.240 and 433A.280.

2. Funding: In the event of an anticipated change in the funding of this agreement by either of the parties, the party requesting the change shall provide notice within three (3) business days of receiving notification of the proposed change; and the party requesting the change shall provide notice at least sixty (60) days prior to the implementation of the proposed change when known. Washoe County, in consultation with MEDSchool Associates North, will provide recommendations for funding reductions, if necessary.

3. Evaluation Services
 MEDSchool Associates North will administer standard, state-of-the-art psychiatric services as defined in sections 3.1, 3.1a, of this Attachment, in accordance with established policy, professional training, experience and community standards, which may include residency/medical student rotation. MEDSchool Associates North agrees to adhere to the professional standards of psychiatric care and/or services, and comply with all local, state and federal statutes, rules and regulations relating to MEDSchool Associates North performance under this Inter-local agreement.
 - 3.1 Psychiatric Evaluations (M.D.): MEDSchool Associates North agrees to provide psychiatric mental health evaluations to the Court with regard to their cases and to submit to the Court a written summary of findings. Psychiatric evaluations include performing evaluations to determine if clients meet the statutory requirements to be involuntarily hospitalized in accordance with the provision of Nevada Revised Statutes (NRS) 433A.240 and 433A.280. MEDSchool Associates North shall be available for consultation and evaluations at scheduled hearings held on every Wednesday, or at other times the County courts deems necessary pursuant to the provisions of the NRS at the rates outlined in Attachment B. The evaluations must be performed in compliance with NRS 433A.240.

 - 3.1a Psychiatric Testimony and Hearings (M.D.): MEDSchool Associates North shall provide, psychiatric testimony at commitment hearings held every Thursday or as otherwise scheduled by the Court pursuant to NRS Chapter 433A as to opinions and recommendations regarding then mental health status of the client. All evaluations and hearing swill be held at Northern Nevada Adult Mental Health Services, 480 Galetti Way, Sparks, Nevada unless another location is deemed suitable by the Court.

 - 3.1b. Conflicts: In the event the designated psychiatrist has a conflict of interest that cannot be resolved, MEDSchool Associates North shall arrange for another psychiatrist to conduct the necessary evaluation and testify at the commitment hearing , at no expense to the Court or County.

4. Submission of Evaluation Summaries and Testimony:
 MEDSchool Associates North shall evaluate and provide testimony as outlined in paragraphs 3 and 4, and/or Attachments A and B if applicable. Testimony shall delineate if clients meet the statutory

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requirements to be involuntarily hospitalized in accordance with the provision of Nevada Revised Statutes (NRS) 433A.240 and 433A.280. Failure to comply with the terms for evaluation and testimony will result in payment being withheld and/or termination of the MEDSchool Associates North contract.

5. MEDSchool Associates North Policies and Procedures: MEDSchool Associates North shall develop and carry out local policies and procedures that direct psychiatric services in a manner that best serves mentally ill clients. These policies and procedures must be consistent with state laws and regulations and with achieving Federal and State mental health goals, attaining the Federal mandated program outcomes, and maximizing Federal participation in program costs. MEDSchool Associates North shall submit copies of such policies and procedures, including periodic updates, to Washoe County.
6. Notification of Changes in Program Requirements: Washoe County agrees to provide copies of notice of new State statutory requirements within five business days of the new statutory provision(s) taking effect.
7. Claiming Process: MEDSchool Associates North agrees to submit invoices for services provided to the County in the manner as outlined in Attachment B - Fiscal Procedures.
8. Dispute Resolution: MEDSchool Associates North and Washoe County agree that the Family Court Division and MEDSchool Associates North Chief Business Officer will seek to resolve any dispute regarding the execution of this Inter-local contract by addressing the matter with each other. In doing so, neither party shall be waiving any right to take appropriate action, either at law or equity.

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FISCAL PROCEDURES

1. REQUEST FOR FUNDS: MEDSchool Associates North agrees to submit an invoice to the County on a monthly basis, prospectively, for the provision of services outlined within this contract and its attachments. All invoices must be submitted in a format required by the County and shall specify services provided as line item(s) associated to the costs.
2. CLAIMS PROCESSING: In accordance with the County and MEDSchool Associates North service provision plans, MEDSchool Associates North will submit invoices to the County in a format specified by the County, on a monthly basis. Within 15 workdays of receipt of the invoice, the County will approve or reject for cause all invoices received from MEDSchool Associates North. Any invoice received by the County from MEDSchool Associates North that is not complete or accurate will be returned to MEDSchool Associates North within 15 working days of initial receipt. The County will process and pay all MEDSchool Associates North invoices within 30 working days of receipt of the approved invoice.
3. MONTHLY INVOICES: Monthly invoices are to be mailed or hand delivered to: Washoe County Comptroller, Attn: Accounts Payable, P.O. Box 11130, Reno NV 89520. Payment can only be made for invoices with original signatures. The invoice must include sufficient detail, based on the type of services provided, to support the request.
4. RECONCILIATIONS: MEDSchool Associates North agrees to provide to the County a quarterly reconciliation of balances or funds earned. Subsequent invoices must be adjusted based on the previous quarter's reconciliation report. MEDSchool Associates North University shall maintain fiscal records necessary to determine costs associated with specific services provided through this contract. These records shall be made available to the County, at a single location as defined by MEDSchool Associates North, upon reasonable request.
5. SERVICES AND RATES: MEDSchool Associates North shall provide the specific services at the set rates identified in Attachment A and this Attachment as set forth below, incorporated herein by reference, as indicated by MEDSchool Associates North designee's initials on Attachment B and/or as specifically described in this Attachment if applicable.

The County agrees to the following terms, conditions and reimbursement for services provided by MEDSchool Associates North:

- a. Reimburse MEDSchool Associates North at the rate of \$988.00 per week, for an annual total of \$51,376.00.
 - b. Reimburse MEDSchool Associates North at the flat rate of \$100 per Court session (excluding telephone testimony) for special set hearings outside of the designated timeframes stated in paragraph 3.1b.
6. OUT-OF-COUNTY CLIENTS: Payment for services on behalf of out-of-county clients (residing outside Washoe County) is the responsibility of the transferring county. The County may assist in requesting payment from the transferring county; however, neither the County nor the Court shall be responsible for payment to MEDSchool Associates North for services rendered to out-of-county clients.

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Resolution of Appreciation

WHEREAS, Payment-in-lieu-of-taxes, PILT, was authorized in 1976, but Congress has declined every year since to fund the program at its authorized level; and

WHEREAS, PILT and SRS, Secure Rural Schools, payments honor the commitment from Washington, D.C., to Western communities, a commitment that has deep historic and policy roots; and

WHEREAS, Washoe County's property tax revenues are sharply limited by the presence of large tracts of tax-exempt federal land within its boundaries; and

WHEREAS, Washoe County relies on PILT and SRS to meet the demands for public safety, public health and natural disaster response that are directly related to the vast expanses of public lands in its jurisdiction; and

WHEREAS, Senator Reid, in January 2007, made a commitment to fully fund PILT to help Nevada's counties meet these demands for service; and

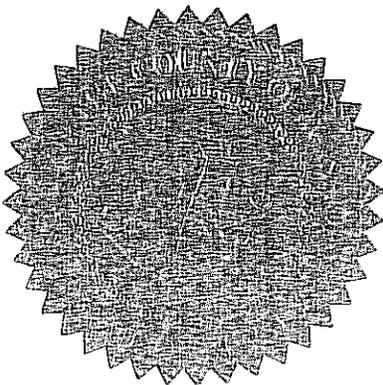
WHEREAS, Despite several unsuccessful attempts to fully fund PILT, Senator Reid never waived from his commitment to NACO and Washoe County; and

WHEREAS, On September 3, 2008 the President signed into Law H.R. 1424 which includes full funding for PILT for five years and the retooled SRS program for four years, representing a huge victory for Nevada's counties; and

WHEREAS, This increase in federal funding comes at a crucial time as it will help Washoe County continue to provide essential services during this economic downturn; now, therefore, be it

RESOLVED, that Washoe County sincerely thanks Senator Reid for his leadership and perseverance in obtaining full funding for PILT and increasing Nevada's share of payments under SRS.

ADOPTED, this 16th day of December, 2008.



Robert M. Zanker
Chairman
Washoe County Commission

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