

COUNTY COMMISSIONERS

David Humke, Chairman
Bonnie Weber, Vice-Chairman
John Breternitz
Kitty Jung
Bob Larkin

COUNTY MANAGER

Katy Simon

**ASSISTANT
DISTRICT ATTORNEY**

Paul Lipparelli

AGENDA

WASHOE COUNTY BOARD OF COMMISSIONERS

COMMISSION CHAMBERS - 1001 E. 9th Street, Reno, Nevada

**April 13, 2010
10:00 a.m.**

NOTE: Items on the agenda without a time designation may not necessarily be considered in the order in which they appear on the agenda. Items may be moved to or from the Consent Agenda at the beginning of the Board Meeting or may be voted on in a block.

The Washoe County Commission Chambers are accessible to the disabled. If you require special arrangements for the meeting, call the County Manager's Office, 328-2000, 24-hours prior to the meeting.

Public Comment during the Commission Meeting on April 13, 2010 will be for all matters, both on and off the agenda, and be limited to two minutes per person. Additionally, public comment of two minutes per person will be heard during individual action items on the agenda. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Commission meeting.

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.

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

Pursuant to NRS 241.020, the Agenda for the Commission Meeting has been posted at the following locations. Washoe County Administration Building (1001 E. 9th Street, Bldg. A), Washoe County Courthouse-Clerk's Office (Court and Virginia Streets), Washoe County Central Library (301 South Center Street) and Sparks Justice Court (630 Greenbrae Drive). At the meeting after salute to the flag and roll call, the Board of County Commissioners may vote on the following items as the Board and, ex-officio, as the Board of Fire Commissioners for the Truckee Meadows Fire Protection District, as the Board of Fire Commissioners for the Sierra Fire Protection District, and/or the Board of Trustees of either the Lawton/Verdi or South Truckee Meadows General Improvement Districts.

Support documentation for the items on the agenda, provided to the Washoe County Board of Commissioners is available to members of the public at the County Manager's Office (1001 E. 9th Street, Bldg. A, 2nd Floor, Reno, Nevada) and on the County's website at www.washoecounty.us.

Unless otherwise indicated by asterisk (*), all items on the agenda are action items upon which the Board of County Commissioners will take action.

The Washoe County Board of Commissioners may take a short break every 1 1/2 hours.

- 10:00 a.m.**
- *1. Salute to the flag.
 - *2. Roll call.
 3. Proclamation--April 11-17, 2010 as National Library Week--Library. (All Commission Districts.)
 4. Proclamation--April 18-24, 2010 as National Crime Victims' Rights Week--Emergency Management/Management Services. (All Commission Districts.)
 5. Resolution--Supporting May 1-8, 2010 as Wildfire Awareness Week--Fire Services Coordinator/Management Services. (All Commission Districts.)
 - *6. 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.
 - *7. 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.)

Consent Items.

8. A. Appoint Don Parrot as the District 5 Verdi/Mogul Alternate to fill an unexpired term to June 30, 2011 on the Verdi Township/West Truckee Meadows Citizen Advisory Board--Community Development. (Commission District 5.)

8. B. Approve mid-year reclassification requests submitted through the job evaluation and classification process [\$5,089 for Juvenile Services reclassification funded by reducing the pooled position budget and annual cost savings to Animal Services Fund for Animal Services reclassifications approximately \$7,416--Human Resources. (All Commission Districts.)
8. C. Approve Agreement between the County of Washoe (Regional Parks and Open Space Department) and Legion Riders for an event (Vietnam Memorial "Moving Wall") to be held at Rancho San Rafael Regional Park June 15-22, 2010; and if approved, authorize Chairman to execute Agreement--Regional Parks and Open Space. (Commission Districts 3 and 5.)
8. D. Approve reappointment of Linda Church (District 3 Representative) and Elaine Carrick (representative from a society for the prevention of cruelty to animals) to the Animal Control Board for an additional 4-year term (May 15, 2014)--Animal Services/Public Works. (All Commission Districts.)
8. E. Accept grant award from State of Nevada Aging and Disability Services Division for the Nutrition Services Incentive Program [\$90,435 - no County match] retroactive October 1, 2009 through June 30, 2010; and if accepted, authorize Chairman to sign the Notification of Grant Award and direct Finance to make appropriate budget adjustments--Senior Services. (All Commission Districts.)

Manager.

8. F. 1. Reappoint Mr. Jim Shaffer (term would expire June 30, 2012) to the Washoe-Storey Conservation District. (All Commission Districts.)
8. F. 2. Accept Community Development Block Grant (CDBG) Program income received by Washoe County through repayment of CDBG housing rehabilitation projects [\$31,198]; and if accepted, approve the use of these funds to support the Heppner Well Abandonment and Community Water Service Connection housing rehabilitation project as needed (not to exceed \$31,198) and authorize Finance to make necessary budget adjustments--Community Support Administrator/Management Services. (All Commission Districts.)
8. F. 3. Accept United States Department of Agriculture Rural Development Award [\$50,000 - no cash match] to support purchase of an Ambulance for Gerlach Nevada; and if accepted, direct Finance to make appropriate budget adjustments and authorize Chairman to sign grant documents--Fire Services Coordinator/Management Services. (Commission District 5.)

8. F. 4. Approve direction to staff to post Fire Based Emergency Medical Services Master Plan related Draft Action Plan at www.washoecounty.us/mgrsoff/fireplan.html on the Washoe County web site, make copies of the draft action plan available to interested parties, receive public comment and return to the Board/s' no later than June 22, 2010 with a presentation of the Draft Action Plan inclusive of staff recommendations--Fire Services Coordinator/Management Services. (All Commission Districts.)

Sheriff.

8. G. 1. Accept Supplemental Grant Award [\$8,500 - no County Match] from Join Together of Northern Nevada to cover overtime costs related to enforcing underage drinking laws activities; and if accepted, direct Finance to make necessary budget adjustments. (All Commission Districts.)
8. G. 2. Approve Amendment #2 to Intrastate Interlocal Contract Between Public Agencies: the County of Washoe (Sheriff's Office-Forensic Science Division) and State of Nevada (State Gaming Control Board) to reduce the State's contracted forensic fees from \$1,698 to \$1,443 [\$255] for the second year of Amendment #1 to the Interlocal Contract; and if approved, direct Finance to make necessary budget adjustments and authorize Chairman to execute Amendment #2. (All Commission Districts.)
8. G. 3. Accept Weed and Seed Grant Award [\$3,000 - no cash match] awarded by the Office of Justice Programs through the Reno Police Department Regional Gang Unit Task Force to cover overtime costs for the Washoe County Sheriff's Office Deputy associated with the Weed and Seed project; and if accepted, direct Finance to make necessary budget adjustments. (All Commission Districts.)

Water Resources.

8. H. 1. Approve Water Rights Deed to convey 3.89 acre-feet of water rights from Sun Valley General Improvement District (SVGID) to Washoe County and approve Water Sale Agreement to lease said water rights back to SVGID in support of the Church of Jesus Christ of Latter Day Saints located in the Sun Valley area; and if both approved, authorize Chairman to execute the Water Rights Deed and the Water Sale Agreement. (Commission District 5.)
8. H. 2. Approve Resolution calling a hearing (to be set for May 11, 2010) on the amendment of the boundaries of District No. 24 (Groundwater Remediation/Central Truckee Meadows Remediation District) in Washoe County, Nevada; providing for a notice of hearing, and providing other matters properly related thereto; and if approved, authorize Chairman to execute the Resolution. (All Commission Districts.)
8. I. Approve Resolution requesting the assistance of the Attorney General in the possible prosecution of a male over the age of 18 for possible unlawful sexual contact with persons under the age of 18 and other matters properly related thereto; and if approved, authorize Chairman to execute same--District Attorney. (All Commission Districts.)

8. J. Approve revised Pro Tem Justice of the Peace Panel for the Justice Courts pursuant to NRS 4.032; and, approve same to serve as a list of potential Administrative Enforcement Code hearing officers pursuant to Washoe County Code, Section 125.225--Human Resources.

10:00 a.m. 9. South Truckee Meadows General Improvement District--See separate agenda (*to be heard before Agenda Item No. 10*).

10. Recommendation to approve Water Rights Lease between the County of Washoe and South Truckee Meadows General Improvement District to lease 120.0 acre-feet of water rights from the South Truckee Meadows General Improvement District (STMGID) to Washoe County [\$47,205.60 - annual revenue for STMGID] for use in the Golden Valley Recharge Project; and if approved, authorize Chairman to execute the Lease--Water Resources. (Commission Districts 2, 3 and 5.) *To be heard after Agenda Item No. 9.*

10:00 a.m. 11. Sierra Fire Protection District--See separate agenda.

10:00 a.m. 12. Truckee Meadows Fire Protection District--See separate agenda.

10:30 a.m. 13. Update, possible direction to staff and consideration of possible abatement options for train horn use by the Union Pacific Railroad and Amtrak in the West Truckee Meadows, Mogul and Verdi Areas and unincorporated Washoe County and other matters properly related thereto, possibly including the consideration of taking steps to explore creation of so-called "quiet zones" authorized under federal law --Community Development. (Commission Districts 1 and 5; All Commission Districts Possibly Impacted.)

- *14. Appearance: Randi Thompson and Mary Simmons
Washoe County's Appointees to the Reno-Tahoe Airport Authority Board of Trustees

Update on Airport activities (requested by Commissioner Larkin).

15. Recommendation to approve Addendum to the Interlocal Agreement for sharing costs to support the activities of the Truckee Meadows Regional Planning Agency for 1990-1991 to designate the Truckee Meadows Regional Planning Agency instead of the City of Sparks as the Depository Manager; and if approved, authorize Chairman to execute Addendum--Truckee Meadows Regional Planning Agency.

16. Consideration and possible approval of up to two refundable option extension payments of \$33,000 per month for May and June 2010 [totaling \$66,000]; and if approved, authorize Chairman to execute the extension of the Option Agreement and direct Finance to make appropriate account adjustments; or consider allowing the expiration of the termination of Option Agreement between RJB Development, Inc. and Washoe County for potential acquisition of approximately 228 acres of property commonly known as Northgate Golf Course; and if expiration of Agreement is approved, authorize the Chairman to provide written notice to RJB Development, Inc. and Escrow Holder and acknowledge the Reversion Right of RJB and authorize Chairman to convey to RJB by quitclaim deed all of the County's right, title and interest in the property which is subject to the Right of Reverter--Regional Parks & Open Space. (Commission Districts 1 and 5.)
17. Recommendation to approve Interlocal Contract Between Public Agencies: the County of Washoe (Department of Juvenile Services) and State of Nevada (Nevada Commission on Peace Officers' Standards and Training (P.O.S.T.)) to provide our agency cadet(s) with Peace Officer training so as to meet the minimum standards for basic P.O.S.T. certification (training is conducted at the Nevada POST academy in which the cadet is enrolled); and if approved, authorize Chairman to execute Interlocal Contact (continued from March 2, 2010 Commission Meeting)--Juvenile Services. (All Commission Districts.)
18. Recommendation to defer the Board of County Commissioners Fiscal Year 2010/11 salary increase pursuant to the authorization granted by Senate Bill 516; approve a wage reduction of 3.7% for the Board of County Commissioners for Fiscal Year 2010/11 effective July 1, 2010; and, share the employee cost of health insurance by paying \$25 per pay period effective July 1, 2010 (savings from the reduction is estimated at \$31,877.56--Human Resources. (All Commission Districts.)
19. Consideration and possible approval of a request for sponsorship of Artown 2010, including waiver of park facility rental fees, sponsoring ticket sales and other promotional services [not to exceed \$12,850 of in-kind costs]--Management Services/Manager. (All Commission Districts.)
20. Autumn Wood Subdivision - northwest corner of Zolezzi and Jeppson Lanes--Introduction and first reading of an Ordinance pursuant to Nevada Revised Statutes 278.0201 through 278.0207 approving Development Agreement Case No. DA08-001 for Tentative Subdivision Map Case No. TM06-002 for Autumn Wood Subdivision as previously approved by the Washoe County Planning Commission, which will extend the time for final mapping of the Autumn Wood Subdivision (the proposed amendments to the Development Agreement will extend approval of the Tentative Subdivision Map until March 7, 2012 and the Director of Community Development, at his sole discretion, may grant up to two additional one year extensions, resulting in a possible final expiration date of March 7, 2014) - set public hearing and second reading of the Ordinance for April 27, 2010, at 6:30 p.m.--Community Development. (Commission District 2.)

21. Sierra Reflections - Pleasant Valley Area (north by Pagni Lane, east by U.S. Highway 395 South and south is Little Washoe Lake)--Introduction and first reading of an Ordinance pursuant to Nevada Revised Statutes 278.0201 through 278.0207 approving Amendment of Conditions Case Number AC10-004 to amend Development Agreement Case No. DA08-003 for Tentative Subdivision Map Case Number TM06-001, as previously approved by the Washoe County Planning Commission on May 2, 2006 and found to be in conformance with the Truckee Meadows Regional Plan by the Truckee Meadows Regional Planning Commission on June 14, 2006 (the proposed amendment to the Development Agreement will extend approval of the Tentative Subdivision Map until June 14, 2012 and the Director of Community Development, at his sole discretion, may grant up to two additional years, resulting in a possible final expiration date of June 14, 2014) - set public hearing and second reading of the Ordinance for April 27, 2010 at 6:30 p.m.--Community Development. (Commission District 2.)
22. Recommendation to approve a professional services engagement with Matrix Consulting Group to perform a feasibility analysis and study for integrating or sharing Purchasing, Human Resources and Technology Services between the City of Reno and Washoe County [\$88,329 to be paid 50/50 by the respective agencies]; and if approved, direct Finance to transfer authority from Contingency in the General Fund to County Manager's Administration in the General Fund to provide budget in support of 50% of the cost for the feasibility study [\$44,164.50] - this approval is contingent on the Reno City Council also approving the engagement and funding one-half of the feasibility analysis and study--Manager. (All Commission Districts.)
23. Recommendation to award Bid No. 2729-10 for a New or Used 190 HP Class Track Type Tractor to the lowest, responsive, responsible bidder, Cashman Equipment, on behalf of the Equipment Services Division of the Washoe County Public Works Department - award recommendation is made for a used 2005 D6R Series II Caterpillar Dozer [\$132,561]--Purchasing. (All Commission Districts.)
24. Recommendation to possibly reappoint (Mr. John Krolick and Ms. Linda Woodland as regular members (terms would expire June 30, 2014) and Mr. Philip Horan as an alternate member (term would expire June 30, 2011)); and possible appointment of Mr. Thomas Krompetz as a regular member replacing either Mr. Krolick or Ms. Woodland (term would expire June 30, 2014) or as an alternate member (term would expire June 30, 2011) to the Washoe County Board of Equalization--Manager. (All Commission Districts.)
25. Recommendation to appoint an individual to the Airport Noise Advisory Panel, with a term to expire May 31, 2012--Manager. (All Commission Districts.)
26. Discussion and possible action and approval of plan to reduce hours of operation for the issuance of marriage licenses as authorized by AB2 of the 26th (2010) Special Session of the Nevada Legislature as submitted and recommended by the Washoe County Clerk's Office effective June 28, 2010--County Clerk. (All Commission Districts.)

27. Recommendation to approve request for the Roads Division of Public Works to procure road and drainage maintenance materials for Fiscal Year 2010/11 [based on past purchasing activities materials will exceed \$100,000 annually]; and if approved, direct Purchasing Department to begin procurement process--Roads/Public Works. (All Commission Districts.)
28. Recommendation to approve request to obtain bid proposals on behalf of the Roads Division of the Public Works Department for the purchase of a new asphalt grinder and a new skid steer loader with an asphalt planer attachment to be used by the Roads Division to replace two existing grinders that have been fully depreciated with 100% of the replacement funds collected from the General Fund; and if approved, direct Purchasing Department to begin procurement process - purchase of this essential equipment will be charged to the Equipment Services Fund with no impact to the County's General Fund--Roads/Public Works. (All Commission Districts.)
29. Possible additional follow-up from Fiscal Year 2010/11 Departmental budget presentations and possible direction to staff.

5:45 p.m.

30. Discussion and possible direction to staff regarding the use of animal traps (leg holds, snares and conibears) in Washoe County (requested by Commissioner Jung)--Animal Services/Public Works. (All Commission Districts.)
31. Fiscal Year 2010/11 budget update and direction on the alternative plan should the \$11.4 million in sustainable labor costs not be attained--Finance. (All Commission Districts.)
32. Discussion and possible direction to staff regarding legislative interim committees, studies and reports of the Nevada Legislature, including but not limited to the Legislative Review of Nevada's Revenue Structure, the Legislative Interim Study on Powers Delegated to Local Governments, the Legislative requirement that certain local governmental entities submit a report to the Legislature concerning the consolidation or reorganization of certain functions, and such other legislative committees, studies, reports and possible bill draft requests as may be deemed by the Chair or the Board to be of critical significance to Washoe County--Government Affairs. (All Commission Districts.)

6:00 p.m.

Public Hearings. (Note: Items listed under this heading only will be heard at or after the noted time. In no case will they be heard before the stated time. Due to public testimony and discussion, time expended on the items in this category can vary.)

33. Second reading and adoption of an Ordinance amending Chapter 40 of the Washoe County Code (Water and Sewage) to ensure consistency with Truckee Meadows Water Authority rules and provide for a change from twice-per-week watering to three-times-per-week watering; and providing other matters properly relating thereto (Bill No. 1614)--Water Resources. (All Commission Districts.)
34. Second reading and adoption of an Ordinance pursuant to Nevada Revised Statutes 278.0201 through 278.0207 approving Amendment of Conditions Case Number AC10-002 to amend Development Agreement Case No. DA08-005 for Tentative Subdivision Map Case Number TM06-004, as previously approved by the Washoe County Planning Commission on June 6, 2006 (Bill No. 1615)--Community Development. (Commission District 2.)

6:00 p.m. 35. Appeal of the Board of Adjustment's Action Denying Appeal Case No. AX09-005--Will Sauer Road--Building & Safety. (Commission District 2.)

Appeal of the decision of the County Building Official to place a stop work order ("Red-Tag") on building permit number 07-4383. The permit is to construct a new gate across Will Sauer Road on Assessors' Parcel Numbers 005-092-23 and 055-041-17. Based upon the staff analysis, comments received, and site inspections, the Building Official recommends that the Board of County Commissioners deny the appeal and affirm the Board of Adjustment's denial of Appeal Case No. AX09-005.

End Of Scheduled Public Hearings

- *36. 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).
- 37. Possible Closed Session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220.
- 38. Emergency Items.
- 39. Adjournment.