

**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. 9<sup>th</sup> Street, Reno, Nevada**

**April 14, 2009**

**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 14, 2009 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. 9<sup>th</sup> 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 Directors 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. 9<sup>th</sup> Street, Bldg. A, 2<sup>nd</sup> Floor, Reno, Nevada) and on the County's website at [www.washoecounty.us](http://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 ½ hours.

- 10:00 a.m.**
- \*1. Salute to the flag.
  - \*2. Roll call.
  3. Proclamation--April 2009 Child Abuse Prevention Month--District Health. (All Commission Districts.)
  4. Proclamation--April 12-18, 2009 as National Library Week--Library. (All Commission Districts.)
  5. Proclamation--April 19-25, 2009 as National Volunteer Week and presentation of Washoe County's new on-line volunteer application--Community Relations. (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. Approve minutes for the Board of County Commissioners' meetings of January 13 and February 10, 2009 and special meetings of February 3 and March 13, 2009.

8. B. Approve Interlocal Cooperative Agreement between the Board of Commissioners of Washoe County, City Council of Reno, City Council of Sparks and Regional Transportation Commission (RTC) to allow RTC to execute projects in local rights-of-way (no fiscal impact to Washoe County General Fund); and if approved, authorize Chairman to execute the Agreement--Public Works. (All Commission Districts.)
8. C. Approve Sponsorship Grant Agreement between the County of Washoe and the City of Reno for the 2010 National Association of Counties Conference which provides for \$18,750 in cash and identified in-kind services in exchange for a Presenting Sponsor (\$100,000) designation; and if approved, authorize Chairman to execute Agreement--Community Relations. (All Commission Districts.)
8. D. Approve revision of Pro Tem Justice of the Peace List for Incline Justice Court--Human Resources. (Commission District 1.)
8. E. Approve Lease Agreement Amendment Number Two between the County of Washoe and Bristlecone Family Resources, Inc. to extend the lease for 1725 S. McCarran Boulevard to December 31, 2009 (anticipated income for Fiscal Year 2008/09 for Flood Project is \$12,000); and if approved, authorize Chairman to execute the Amendment--Truckee River Flood Management Project. (Commission District 2.)
8. F. Accept Library Services and Technology Act Grant-In-Aid Award [\$3,000, no County match required] for support of "El dia de los ninos/El dia de los libros" for the period March 16 - May 4, 2009; and if accepted, retroactively approve acceptance and authorization for spending due to the tight timing of the grant award and direct Finance to make necessary budget adjustments--Library. (All Commission Districts.)

Sheriff.

8. G. 1. Accept donations [\$2,960] to the Washoe County Sheriff's K-9 Program to provide K-9 training, equipment and in support of purchasing a new K-9; and if accepted, authorize Finance to make necessary budget adjustments--Sheriff. (All Commission Districts.)
8. G. 2. Approve Amendment #1 to Intrastate Interlocal Contract between Public Agencies: State of Nevada (State Gaming Control Board) and the County of Washoe (Sheriff's Office, Forensic Science Division) for Forensic Science Services for the term July 1, 2009 through June 30, 2011 [estimated income \$1,081 for Fiscal Year 2009 and \$1,698 for Fiscal Year 2010]; and if approved, authorize Chairman to execute Amendment #1--Sheriff. (All Commission Districts.)
8. H. Approve Self-Insurance Addendum to Master Walkaway Lease Agreement (original Agreement approved by the Board on February 17, 2009) to correct clerical error in Agreement; and if approved, authorize Chairman to execute the Addendum for the Pilot Project to lease 20 unmarked Sheriff's Department vehicles--Equipment Services Division of Public Works/Washoe County Sheriff's Department. (All Commission Districts.)

8. I. Approve and execute Grant of Easement between the County of Washoe and Bath-Bishop Land, LLC (Ed Bath) for a 20-foot wide by 250-foot long easement (.12 acres of land) for the installation and maintenance of a private 4" sanitary sewer line on parcel APN 09-740-01, commonly known as Betsy Caughlin Donnelly Park; and, accept the mitigation measures in accordance with the master plan, valued at approximately \$15,000 plus the addition of six parking spaces dedicated to park users to be located on applicant's property--Regional Parks and Open Space. (Commission District 1.)
8. J. Acknowledge receipt of James V. Mancuso Justice Court Follow-Up Audit Report--Internal Audit Division. (Commission District 1.)
8. K. Approve Resolution to create the Other Restricted Special Revenue Fund as a special revenue fund to account for specific revenue sources that are restricted to expenditure for specified purposes consistent with legal and operating requirements; adopt a financial policy to use the Other Restricted Fund to account for restricted revenues that do not warrant a separate reporting fund; adjust budget appropriations effective July 1, 2008, to close, merge and adjust the reporting functions for the following funds into this new fund: Agriculture Extension Fund, Baseball Stadium Fund and Administrative Assessment Fund; and if all approved, direct Finance to make appropriate adjustments as required--Comptroller. (All Commission Districts.)

Management Services.

8. L. 1. Approve expenditure from County Commission District 4 Special Funding Account (\$1,500) to Teen Challenge of Nevada, Inc. to assist in funding for the supplemental development of the Reno Adolescent Boys' Center for High School Programs; and if approved, authorize Chairman to execute Resolution necessary for same. (Commission District 4.)
8. L. 2. Approve acceptance and movement of up to \$65,000 from Professional Services from the Truckee Meadows Fire Protection District General Fund to Personnel for Washoe County Fire Services Support for an Office Support Specialist; authorize creation of one full-time equivalent benefits eligible Office Support Specialist position, as evaluated by the Job Evaluation Committee; and if approved, direct Finance to make appropriate budget adjustments--Fire Coordinator. (All Commission Districts.)

District Attorney.

8. M. 1. Approve Interlocal Agreement between the County of Washoe (on behalf of its Northern Nevada Child Abuse Response & Evaluations/Sexual Assault Response Team), Nevada County District Attorney's Office, Nevada County Sheriff's Office, Nevada County Sexual Assault Response Team and the Town of Truckee for the Washoe County Child Abuse Response and Evaluation and Sexual Assault Response Team (CARES/SART) to provide emergency sexual assault examinations to Nevada County victims of sexual assault [no fiscal impact - Nevada County will be billed for any conducted examinations]; and if approved, authorize Chairman to execute Interlocal Agreement--District Attorney. (All Commission Districts.)

8. M. 2. Approve payments [\$7,389] to vendors for assistance of 36 victims of sexual assault; and if approved, authorize Comptroller to process same. NRS 217.310 requires payment by the County of total initial medical care of victims and of follow-up treatment costs of up to \$1,000 for victims, victim's spouses and other eligible persons--District Attorney. (All Commission Districts.)

Social Services.

8. N. 1. Authorize Director of Social Services to accept Federal Adoption Incentive Funds [\$21,229 - no matching funds required] from State Division of Child and Family Services to assist the Department of Social Services in the Adoption Program and authorize the Department to expend up to \$2,000 of those funds in Federal Fiscal Year 2009/10 (October 1, 2009 - September 30, 2010) to cover the costs of sponsoring Adoption Day activities including food, water, entertainment, decorations, a reception for adoptive families, public awareness and costs of photographs and video recording of the adoption hearings; and if authorized, direct Finance to make appropriate budget adjustments. (All Commission Districts.)
8. N. 2. Authorize Washoe County Department of Social Services, through the Washoe County Purchasing Department, to solicit written proposals in order to select a single organization to provide Protection Order Services in connection with orders of protection against domestic violence for the Temporary Protection Order Project [previous contract for these services was \$70,080]. (All Commission Districts.)

Labor Relations Consultant.

8. O. 1. Approve modifications to the Collective Bargaining Agreement with the Washoe County Public Attorney's Association for the period July 1, 2008 through June 30, 2009; ratify same; approve the Collective Bargaining Agreement with the Washoe County Public Attorney's Association for the period July 1, 2009 through June 30, 2010; ratify same; approve development of a document which could potentially trigger wage increases retroactive to July 1, 2009 for approval by the Board. Wage increases shall be evaluated following the closing and final audit of the County's adopted Fiscal Year 2009/10 books dependent on the ending fund balance; and if approved, authorize Chairman to execute Collective Bargaining Agreement upon completion, approve a lump sum payment equal to .375% calculated for the period July 24, 2007 through June 30, 2008 and a .375% salary increase for Public Attorneys for the period July 1, 2008 through June 30, 2009; the cost of the lump sum payment for July 24, 2007 through June 30, 2008 is \$28,903.71; projected cost of the general salary increase effective July 1, 2008 is approximately \$36,731.34. Events which could potentially trigger wage increases retroactive to July 1, 2009 shall be evaluated following the closing and final audit of Washoe County's adopted Fiscal Year 2009/10 books dependent on the ending fund balance (All Commission Districts.)

8. O. 2. Approve lump sum payment equal to .375% calculated for the period July 24, 2007 through June 30, 2008 and a .375% salary increase for non-represented Attorneys in the District Attorney's Office for the period July 1, 2008 through June 30, 2009; cost of the lump sum payment for July 24, 2007 through June 30, 2008 is \$6,167, projected cost of the general salary increase effective July 1, 2008 is approximately \$8,879. The total cost of the lump sum and increase for Fiscal Year 2008/09 is \$15,047. (All Commission Districts.)

Senior Services.

8. P. 1. Approve Interlocal Agreement between the County of Washoe and Storey County for the purpose of providing a Senior Nutrition Program to Storey County through the Department of Senior Services from May 1, 2009 through April 30, 2011 [approximately 500 meals per month at \$4.008 per meal]; and if approved, authorize Chairman to execute Agreement. (All Commission Districts.)
8. P. 2. Accept grant award from State of Nevada for the Nutrition Services Incentive Program [\$39,767 - no County match] retroactively for the period October 1, 2008 through September 30, 2009; and if accepted, direct Finance to make the appropriate budget adjustments. (All Commission Districts.)
8. P. 3. Accept grant award from Division for Aging Services for the Department of Senior Services' Aging and Disability Resource Center Program [\$30,000 - no County match] retroactive for the period February 2, 2009 through September 30, 2009; and if accepted, direct Finance to make appropriate budget adjustments. (All Commission Districts.)

Purchasing.

8. Q. 1. Award Bid #2686-09 for Fertilizer and Horticulture Supplies to the lowest, responsive, responsible bidders, Agrono-Tech Seed Co., Crop Production Services, Sierra Pacific Turf Supply and Target Specialty Products, on behalf of Washoe County Regional Parks and Open Space, Carson City School District; Incline Village General Improvement District and the Washoe County School District; and if awarded, authorize Acting Purchasing and Contracts Administrator to issue purchase orders to the specified firms, on a requirements basis, for a one-year period (April 15, 2009 through April 14, 2010), with an option for two additional one-year renewal periods, provided pricing does not increase beyond that allowed in the bid [approximate annual amount for Washoe County \$55,415]. (All Commission Districts.)
8. Q. 2. Approve waiver of non-assignment clause in Agreement with Software Techniques Inc. for Assessor's Office Personal Property Computer Assisted Mass Appraisal computer application software; and if approved, authorize Acting Purchasing and Contracts Administrator to accept the assignment from Manatron who acquired Software Techniques, Inc. on December 31, 2008. (All Commission Districts.)

Water Resources.

8. R. 1. Approve request for creation of a full-time, permanent Water Management Planner position, as evaluated by the Job Evaluation Committee, within the Department of Water Resources, to be funded by the Central Truckee Meadows Remediation District Program, to assist existing staff in carrying out the increasing and expanded Program workload. (All Commission Districts.)
8. R. 2. Authorize Chairman to execute a Resolution calling a hearing (to be set for May 12, 2009) 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. (All Commission Districts.)
9. Recommendation to approve Amendment #1 to Contract between the County of Washoe (Sheriff's Office, Forensic Science Division) and the State of Nevada (Department of Public Safety, Office of the Director) concerning provision of Breath Alcohol Program for the period July 1, 2009 through June 30, 2010 [income of \$248,115 for Fiscal Year 2009 and income of \$258,040 for Fiscal Year 2010]; and if approved, authorize Chairman to execute Amendment--Sheriff. (All Commission Districts.)
10. Recommendation to approve the Enhanced 911 Fund's retroactive reimbursement of the Regional Emergency Medical Services Authority's Plant Vesta 911 Telephone Answering System 5-year software and hardware maintenance agreement and upgrade of such system August 28, 2008, through approval to issue a retroactive purchase order; and if approved, authorize retroactive payment to AT&T in the amount of \$135,088.99 [C800801-710400]--E911 Emergency Response Advisory Committee/Management Services. (All Commission Districts.)
11. Recommendation to approve professional services engagement with Kafoury, Armstrong & Company to perform County-wide Independent Audit Services for Washoe County, Truckee Meadows Fire Protection District and the Sierra Fire Protection District for Fiscal Year 2008/09 [\$157,500], with the provision for two successive annual renewal options, solely at the discretion of the Board of County Commissioners and the County Manager--Purchasing. (All Commission Districts.)
12. Recommendation to authorize Regional Parks and Open Space Department to request proposals for selection of a qualified contractor to construct a one-mile ADA loop interpretive trail and two trail bridges, in compliance with USDA Forest Service and Washoe County Standards, at the Galena Creek Recreation Area, a planned \$108,048 [no match required] project funded by three State Recreation Trails Program Grants--Regional Parks and Open Space. (Commission District 1.)

13. Recommendation to approve Chairman executing a Resolution to approve the purchase of the Toll Road Canyon Conservation Easement [\$200,000]; and if approved, authorize Regional Parks & Open Space Department Director to act on behalf of Washoe County to execute and deliver any and all instruments, including without limitation, contracts, agreements, notices, escrow instructions, deeds, leases, checks and warrants as may be necessary or appropriate to accomplish the acquisition of the Toll Road Canyon Conservation Easement in the name and on behalf of Washoe County--Regional Parks and Open Space. (Commission District 2.)
14. Recommendation to approve Funding Agreement (Truckee River Mustang Ranch Ecosystem Restoration Project) [\$2,976,627] between the County of Washoe (benefit of Regional Parks and Open Space Department and Truckee River Flood Management Project) and The Nature Conservancy to be used for river restoration improvements on the section of the Truckee River at Mustang Ranch owned by the U.S. Bureau of Land Management; \$1,301,627 funded through the 2002 State Question 1 bond [required match \$1,301,627 from The Nature Conservancy US BOR Grant] and \$1,675,000 funded through the 2007 Special Session of the Nevada Legislature's AB5 grant [no match required]; and if approved, authorize Chairman to sign Agreement and Finance to make all appropriate financial adjustments--Regional Parks and Open Space. (Commission District 4.)
15. Recommendation to appoint either Ms. Sue Donaldson or Ms. Becky Stock as one of Washoe County's appointees to the Truckee River Fund Advisory Committee--Water Resources. (All Commission Districts.)
16. Update on the water user rate study and possible direction from the Board of County Commissioners regarding the water rate study process and modification of existing water rates and charges--Water Resources. (All Commission Districts.)
17. Introduction and first reading of an Ordinance amending the Washoe County Code at Chapter 25 by adding requirements for record keeping by junk dealers, adding restrictions on the purchase of junk from certain persons, modifying the description of items in a junk shop or store, referencing state law for junk dealers and secondhand stores, modifying the keeping of records by secondhand stores and pawnbrokers; and, providing other matters properly relating thereto. Set the public hearing and second reading of the Ordinance for April 28, 2009 at 6:00 p.m.--Community Development.
18. Introduction and first reading of an Ordinance amending the Washoe County Code at Chapter 25 by expanding the requirement for a work permit to employees of licensed peddlers, solicitors or traveling merchants; modifying the disqualifying criteria for work permits; and, providing other matters properly relating thereto. Set the public hearing and second reading of the Ordinance for April 28, 2009 at 6:00 p.m.--Community Development.

19. Consideration of proposal by the City of Reno to reopen the Interlocal Agreement between Washoe County and the City of Reno regarding the disposition of proceeds from the sale of water rights from the North Valleys; and possible direction to staff--County Manager. (Commission District 5.)
20. Discussion and possible adoption of a timeline for actions regarding Northgate Golf Course, pursuant to an agreement with RJB Development; and possible direction to staff--County Manager. (Commission Districts 1 and 5.)

**10:00 a.m.** 21. South Truckee Meadows General Improvement District--See separate agenda.

22. 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--Government Affairs. (All Commission Districts.)
23. Possible status report and direction to staff on Fiscal Year 2009/2010 budget--Finance. (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.*)

24. Second reading and adoption of an Ordinance concerning Washoe County, Nevada, Special Assessment District No. 39 (Lightning W Water System Supply Improvement Project); assessing the cost of a water project against the assessable tracts of land benefited by the project; describing the manner for the collection and payment of the assessments; providing penalties for delinquent payments; and providing other details in connection therewith--Finance/Water Resources. (Bill No. 1577.) (Commission District 2.)
25. Consideration and possible action regarding the appeal by the Sierra Fire Protection District of the Board of Adjustment's decision regarding the residential fire sprinkler requirements of the 2006 International Fire Code--Sierra Fire Protection District/Building and Safety. (Commission District 5.)

6:00 p.m. 26. Development Agreement Case No. DA09-002 – Sun Mesa Subdivision - Community Development. (Commission District 5.)

To conduct a public hearing to consider adoption of Development Agreement Case No. DA09-002 for Sun Mesa, Tentative Subdivision Map Case No. TM04-001, which was previously approved by the Planning Commission. The purpose of the Development Agreement is to extend the expiration date of said subdivision map until May 11, 2010, with a possible extension until May 11, 2011. [APN: 504-460-02]

AND IF APPROVED

Introduction and first reading of an Ordinance pursuant to Nevada Revised Statutes 278.0201 through 278.0207, and setting a public hearing date and second reading for April 28, 2009, approving Development Agreement Case No DA09-002 for Tentative Subdivision Map Case No TM04-001 for Sun Mesa Subdivision as previously approved by the Washoe County Planning Commission.

End Of Scheduled Public Hearings

- \*27. 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).
- 28. Possible Closed Session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220.
- 29. Emergency Items.
- 30. Adjournment.