

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

May 12, 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 May 12, 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. 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 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. 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 ½ hours.

- 10:00 a.m.**
- *1. Salute to the flag.
 - *2. Roll call.
 3. Resolution of Recognition--Red Cross of Northern Nevada (requested by Commissioner Jung). (All Commission Districts.)
 4. Proclamation--May 2009 as Older Americans Month--Senior Services. (All Commission Districts.)
 - *5. 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.
 - *6. 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.

7. A. Approve minutes for the Board of County Commissioners' regular meetings of January 20 and April 14, 2009 and special meeting of April 25, 2009.
7. B. Simplify and consolidate Capital Projects Funds by approving a Resolution to rename the Public Works Construction Fund to Capital Improvements Fund and to close/merge the Special Assessment District Projects Fund into the Capital Improvements Fund; and if approved, authorize Chairman to execute Resolution--Comptroller. (All Commission Districts.)

7. C. Approve \$30,000 addition to existing Purchase Order #5500009226 from funds redirected from Dr. Raven's Independent Contractor Agreement for Autopsy Services/Forensic Pathology for the remainder of Fiscal Year 2008/09 (April 28, 2009 - June 30, 2009)--Medical Examiner/Coroner. (All Commission Districts.)
7. D. Award Bid No. 2681-09 for Aerial Pesticide Abatement Services, on behalf of the Environmental Health Division of the Washoe County Health District, to Alpine Helicopter Service [estimated annual amount \$60,000]--Purchasing. (All Commission Districts.)
7. E. Approve Resolution authorizing the Department of Senior Services to apply for funding from the Regional Transportation Commission to support non-urbanized paratransit programs in Incline Village and Gerlach; and if approved, authorize Chairman to execute Resolution--Senior Services. (All Commission Districts.)
7. F. Accept cash donations [\$2,023.47] and juror fee donations [\$2,120]; and if accepted, authorize Department of Social Services to expend these funds to benefit children in care and families who are clients and direct Finance to make appropriate budget adjustments for Fiscal Year 2008/09--Social Services. (All Commission Districts.)
7. G. Accept Interlocal Agreement – RAVEN Fire Training, Monitoring and Suppression Personnel and Equipment and the associated funds from the participating local fire agencies in the amount of \$20,000 from North Lake Tahoe Fire Protection District, \$45,000 from Sierra Fire Protection District and \$65,000 from Truckee Meadows Fire Protection District, to be paid in accordance with the Interlocal Agreement to the Washoe County Sheriff's Office Regional Aviation Enforcement Unit (RAVEN); and if all accepted, authorize Chairman to execute Interlocal Agreement and direct Finance to make necessary budget adjustments--Sheriff. (All Commission Districts.)

Community Development.

7. H. 1. Appoint Donald Morehouse as Washoe County's representative on the Tahoe Transportation District Board of Directors and the Tahoe Transportation Commission to be effective May 12, 2009 (requested by Commissioner Breternitz). (Commission District 1.)
7. H. 2. Appoint Richard Harris as Washoe County's first alternate to the Tahoe Regional Planning Agency's Governing Board and Eva Krause, AICP, as Washoe County's second alternate to the Tahoe Regional Planning Agency's Governing Board (requested by Commissioner Breternitz). (All Commission Districts.)

District Court.

7. I. 1. Accept donation from Washoe County CASA Foundation [\$20,000] for security services at the Family Peace Center through December 31, 2009; and if accepted, authorize Family Peace Center to enter into a contract to expend these funds on security services to ensure the safety and well being of children and families who use the Family Peace Center and direct Finance to make necessary account changes. (All Commission Districts.)
7. I. 2. Accept grant award [\$4,400, no County match required] from the Alliance with the Washoe County Medical Society to support the Second Judicial District Court, Department One, Kid's Court/Ask an Inmate Program; and if accepted, direct Finance to make necessary budget adjustments. (All Commission Districts.)

Public Works.

7. J. 1. Authorize Public Works Department to enter into an Interlocal Cooperative Agreement between the County of Washoe and the Regional Transportation Commission (RTC) of Washoe County for inclusion of Washoe County's 2009 Slurry Seal Program into RTC's 2009 Preventive Maintenance, Slurry Seal Program; and if approved, authorize Chairman to execute Interlocal Cooperative Agreement. (All Commission Districts.)
7. J. 2. Authorize Public Works Department to bid Lemmon Drive Pedestrian Path Project. (Commission District 5.)
7. J. 3. Authorize Public Works Department to bid 5th Avenue, Sun Valley Pedestrian Path Project. (Commission District 5.)
7. K. Approve payments [\$7,164.90] to vendors for assistance of 57 victims of sexual assault and authorize Comptroller to process same. NRS 217.310 requires payment by the County of total initial medical care of victims and of follow-up treatment costs of up to \$1,000 for victims, victim's spouses and other eligible persons--District Attorney. (All Commission Districts.)
7. L. Approve retroactive travel reimbursement [not to exceed \$2,500] for Flood Project Coordinating Committee Vice-Chair Ron Smith's trip to Washington, D. C. April 27-29, 2009 for the purpose of encouraging Congressional support for the Truckee River Flood Management Project; and if approved, authorize expenditure from 1/8 cent sales tax dedicated to the Truckee River Flood Management Project--Truckee River Flood Management Project. (All Commission Districts.)

10:00 a.m. 8. Sierra Fire Protection District--See separate agenda.

10:00 a.m. 9. Truckee Meadow Fire Protection District--See separate agenda.

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

11. Recommendation to award bid for construction of the Crystal Bay Phase IB & IIA Water Quality Improvement Project EIP #668A and 668B to the lowest, responsive and responsible bidder (staff recommends Burdick Excavating Co., Inc.) [\$606,975]; and if awarded, authorize Chairman to execute contract documents--Public Works. (Commission District 1.)
12. Recommendation to award Base Bid and Alternate Number One for the Sheriff's Office Cyber Crime Tenant Improvement project to the lowest responsive and responsible bidder (staff recommends Isbell Construction) [\$253,717]; and if awarded, authorize Chairman to execute contract documents--Public Works. (All Commission Districts.)
13. Recommendation to approve the Health Benefits Program for employees, dependents and retirees for Fiscal Year 2009/2010, including changes recommended by the Insurance Negotiating Committee [approximate annual cost \$46,400,000]; and if approved, authorize Acting Human Resources Director to execute insurance contracts and service agreements necessary to continue the Program--Human Resources. (All Commission Districts.)
14. Recommendation to approve renewal of Exhibit B-1: Agreement For Video Broadcasting And Production Services between the County of Washoe and G3 Productions for Video Broadcasting/Production Services for Fiscal Year 2009-10 [\$125,508] and authorization to pre-pay \$64,033 from Fiscal Year 2008/09 funds to receive discount; and if approved, authorize Chairman to execute Agreement--Community Relations. (All Commission Districts.)
15. Recommendation to authorize an increase in the annual expenditure estimate for water meter boxes, touch read lids, and miscellaneous water works supplies resultant from Invitation to Bid #2582-07 (Western Nevada Supply) from \$120,000 to \$220,000 per year to more closely match actual annual expenditures--Water Resources. (All Commission Districts.)
16. Recommendation to approve Amendment No. 2 to Interlocal Agreement between the County of Washoe and the City of Reno, to include design work for the replacement of the Virginia Street Bridge in the Downtown Reno Bridge Visioning TRAction Project; and if approved, authorize an additional amount not-to-exceed \$2,000,000 for a total project cost of \$2,785,000; authorize use of the 1/8-cent sales tax dedicated to the Truckee River Flood Project to fund the Amendment to the Agreement and direct Finance to make appropriate budget adjustment; and authorize Chairman to execute Amendment No. 2 of the Interlocal Agreement--Truckee River Flood Management Project. (Commission District 3.)
17. Recommendation to award contract [\$144,710] to prepare a master plan and construction documents to construct a trailhead at the Persigehl Ranch, a planned project funded by WC-1 Voter Approved Regional Parks, Open Space, Trails and Libraries Bond of 2000; and if awarded, authorize Chairman to execute an Agreement between the County of Washoe and Design Workshop and authorize Finance to make all appropriate financial adjustments--Regional Parks and Open Space. (Commission Districts 1 and 2.)

18. Recommendation to authorize Chairman to execute Resolution pursuant to NRS 278.0272(7) to sponsor amendment of the Regional Utility Corridor Report, a part of the Truckee Meadows Regional Plan, for the creation of a new Utility Corridor and related utility sites from Virginia Peak in the Pah Rah Range along the eastern side of the Warm Springs Valley to the Tracy Power Plant as identified in Exhibit A--Community Development. (Commission District 4.) *Continued from April 28, 2009 Commission Meeting.*
19. Recommendation to approve and execute an Ordinance authorizing the issuance of the Washoe County, Nevada, Special Assessment District No. 39 (Lightning W Water System Supply Improvement Project) local improvement district bonds, Series 2009 in the maximum aggregate principal amount of \$1,478,641 to finance the cost of water system improvements; providing for adoption as if an emergency exists; and providing the effective date hereof and other matters properly related thereto--Finance. (Commission District 2.)
20. Recommendation to approve and execute an Ordinance authorizing the issuance of the Washoe County, Nevada, General Obligation (limited tax) Medium-term Refunding Bonds, Series 2009C for the purpose of refunding certain outstanding bonds; specifying the terms and conditions of such bonds and their form; authorizing the Finance Director to specify other details concerning the bonds; repealing Ordinance No. 1394 adopted on February 24, 2009; providing for adoption as if an emergency exists and providing other details in connection therewith--Finance. (Commission District 4.)
21. Recommendation to approve and execute an Ordinance authorizing the issuance by Washoe County, Nevada of its "Washoe County, Nevada, General Obligation (limited tax) (additionally secured by pledged revenues) Golf Course Refunding Bonds, Series 2009D" for the purpose of refunding certain outstanding bonds; providing the form, terms and conditions of the bonds; securing their payment by a pledge of the net revenues of the golf course facilities to be financed with the proceeds of the bonds; repealing Ordinance No. 1395 adopted on February 24, 2009; providing for adoption as if an emergency exists and providing other details in connection therewith--Finance. (All Commission Districts.)
22. Recommendation to approve and execute an Ordinance authorizing the issuance of the "Washoe County, Nevada, General Obligation (limited tax) Refunding Bonds (additionally secured by pledged revenues), Series 2009A," for the purpose of refunding certain outstanding bonds secured by consolidated tax pledged revenues; providing the form, terms and conditions of the bonds and other details in connection therewith; repealing Ordinance No. 1392 adopted on February 24, 2009; and adopting this Ordinance as if an emergency now exists--Finance. (Commission District 4.)
23. Accept staff report and possible action and direction regarding issues relating to Northgate Golf Course including, but not limited to, an update on the appraisal of the property; identification of possible sources of matching funds for an anticipated application for SQ-1 Open Space Acquisition funding; status of Reno City Council discussion on their participation in property maintenance; and a decision on whether to operate the property as a golf course--Regional Parks and Open Space. (Commission Districts 1 and 5.)

24. Presentation of the Fiscal Year 2009/10 recommended budget and possible action on changes to the recommended Fiscal Year 2009/10 Budget, including, but not limited to, Sun Valley Pool update and request for funding and possible direction to staff (requested by Commissioner Weber)--County Manager. (All Commission Districts.)
25. Recommendation to approve the submission of the Sun Valley Swimming Pool Rehabilitation Project [\$372,000 with in-kind match of \$44,547] to the State of Nevada Community Development Block Grant for funding consideration; and if approved, authorize Chairman to execute the documents concerning same--Management Services/Community Support Administrator. (Commission District 5.)
26. 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.)

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.)

27. Comprehensive Plan Amendment Case No. CP09-001, Palomino Valley General Improvement District--Community Development. (Commission District 4.)

To consider the Washoe County Planning Commission's action of April 7, 2009 to approve the applicant's request to amend the Warm Springs Area Plan, being a part of the Washoe County Comprehensive Plan. The amendment request would re-designate Assessor's Parcel Number 076-251-07 (± 6.70 acres) from the land use designation of General Rural Residential (GRR) to Public and Semi-Public facilities (PSP). The property is located at the southeast corner of State Route 445 and Ironwood Road. The parcel is outside the Truckee Meadows Service Area, and within the area of interest of the City of Sparks, as identified by the 2007 Truckee Meadows Regional Plan. The parcel is located within Section 7, T22N, R21E, MDM, Washoe County, Nevada. The property is within the Washoe County Commission District No. 4 and within the Warm Springs Citizen Advisory Board boundary. To reflect changes requested within this application and to maintain currency of general area plan data, administrative changes to the area plan are proposed. These administrative changes include: a revised map series with updated parcel base and revised table of land uses.

AND IF APPROVED

Authorize the Chair to sign the Resolution for the updated area plan after a determination of conformance with the Regional Plan by the Truckee Meadows Regional Planning Agency.

6:00 p.m. 28. Development Agreement Case Number DA09-004, Ladera Ranch--Community Development. (Commission District 5.)

To conduct a Public Hearing to consider adoption of Development Agreement Case No. DA09-004 for Ladera Ranch, Tentative Subdivision Map Case No. TM05-011 that was previously approved by the Washoe County Planning Commission. The purpose of the Development Agreement is to incorporate a timeline for phasing of the project, including, but not limited to infrastructure, a financing plan, and information and methodology on proposed funding mechanisms, such as GID, SAD, HOA, etc. This Development Agreement will ensure that all items incorporated into the phasing timeline are adequately addressed. The term of the proposed Development Agreement will be for five years from the date of signing by the Board of County Commissioners, and will require a recorded final map within the second anniversary of the signing of this Agreement. Exhibits describing phasing, financial plans and other necessary materials and information must be submitted to the Department of Community Development no later than 120 days prior to the first anniversary of the proposed Development Agreement, and must be in substantial compliance with the tentative map. The project includes a total of six parcels. The subject parcels are contiguous to each other and located to the south of Golden Valley Road/West Seventh Avenue, approximately one mile west of the intersection of West Seventh Avenue and Sun Valley Boulevard and approximately one mile east of the intersection of Golden Valley Road and Spearhead Way. The parcels total approximately 376 acres and have mixed land use designations including High Density Rural (HDR, +61.33 acres), Low Density Suburban (LDS, +135.3 acres), Medium Density Suburban (MDS, +94.15 acres) and Open Space (OS, +85.3 acres). The parcels are located within the Sun Valley Area Plan, and are situated in portions of Sections 13 and 24, T20N, R19E, MDM, Washoe County, Nevada. The property is located in the Sun Valley Citizen Advisory Board boundary and Washoe County Commission District No. 5. (APN's 082-473-07, 082-473-08, 082-473-09, 082-473-11, 082-473-12, 502-250-05.)

AND IF APPROVED

Introduction and first reading of an Ordinance pursuant to Nevada Revised Statutes 278.0201 through 278.0207 approving Development Agreement Case No. DA09-004 for Tentative Subdivision Map Case No. TM05-011 for Ladera Ranch as previously approved by the Washoe County Planning Commission, the purpose of the Agreement being to extend map approval until July 5, 2010 with a possible second extension until July 5, 2011.

6:00 p.m. 29. Appeal Case No. AX09-004: Appeal of the Board of Adjustment's Action Denying Without Prejudice Special Use Permit Case No. SB08-023 (aka Red Rock Pipeline)--Community Development. (Commission District 5.)

In accordance with applicable law, including Article 810 of the Washoe County Development Code, to review the record, including any additional information received by the Board of County Commissioners in the hearing of this appeal, and either affirm the Board of Adjustment's decision to deny without prejudice the Special Use Permit, or to concur with the appellant and overturn the Board of Adjustment's decision, subsequently approving the project. The project is located in the Red Rock area as follows: the proposed pipeline will originate at 15800 Dry Valley Road and will terminate at the north end of the Airport Authority property in Stead, within the City of Reno. The proposed route travels along portions of Dry Valley Road, Red Rock Road, and American Flats Road. The well houses are proposed to be located at 15800 Dry Valley Road. The booster pump station is proposed to be located at 14625 Red Rock Road. The surge suppression tank is proposed to be located on APN 079-381-21 on Red Rock Road, approximately 100 feet south of its intersection with Gorham Court. The proposed project is located in the North Valleys Area Plan, and is situated in portions of Sections 11-14, 23, 26, 35, T23N, R18E, Sections 1 and 2, T22N, R18E, Sections 6, 7, 18, 19, 20, 28-30, 32, T22N, R19E, Sections 5 and 6, T21N, R19E MDM, Washoe County, Nevada. The property is located in the North Valleys Citizen Advisory Board boundary. (APN's 078-194-06, 078-091-01, 079-381-21, 078-131-05, 079-030-13, 078-124-01, 079-010-26, 079-332-23, 078-184-03.) (Commission District 5.)

30. Proposed Amendment to the Boundaries of Washoe County Nevada District No. 24 (Central Truckee Meadows Remediation District), which is a district for remediation of groundwater--Water Resources. (All Commission Districts.)

Hold Public Hearing to consider all comments concerning a proposed amendment to the boundaries of the Groundwater Remediation District (Central Truckee Meadows Remediation District).

AND

First reading of an Ordinance amending Ordinance No. 1000 in order to change the boundaries of District No. 24 (Groundwater Remediation); and providing other matters relating thereto. (Second reading and adoption to be set for June 9, 2009.)

AND

First reading of an Ordinance imposing a fee on the parcels of land in Washoe County, Nevada, District No. 24 (Groundwater Remediation) to pay the costs of developing and carrying out a plan for remediation; and prescribing other matters relating thereto. (Second reading and adoption to be set for June 9, 2009.)

End Of Scheduled Public Hearings

- *31. 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).
32. Possible Closed Session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220.
33. Emergency Items.
34. Adjournment.