

**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**

**August 25, 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 August 25, 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. 9th 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 1/2 hours.

- 10:00 a.m.**
- \*1. Salute to the flag.
  - \*2. Roll call.
  - \*3. Presentation of Excellence in Public Service Certificates honoring Washoe County employees who have completed essential employee development courses--Human Resources.
  - 4. Proclamation--Hug Your Kids Today Project. Requested by Commissioner Larkin. (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. Cancel September 15, 2009 County Commission meeting.
- 7. B. Acknowledge receipt of the 14th annual Achievement in Excellence in Procurement Award from the National Purchasing Institute for the year ended June 30, 2009--Purchasing. (All Commission Districts.)

7. C. Approve roll change requests, pursuant to NRS 361.768 and NRS 361.765, for errors discovered for the 2009/2010, 2008/2009, 2007/2008, 2006/2007 secured and unsecured tax rolls as outlined; and if approved, authorize Chairman to execute Order and direct the Washoe County Treasurer to correct the errors [cumulative amount of increase \$50,078.40]--Assessor. (Parcels are in various Commission Districts as outlined.)
7. D. Approve payments [\$15,974.39] to vendors for assistance of 81 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. E. Acknowledge receipt of Truckee River Flood Management Project Status Report for June and July 2009--Truckee River Flood Management Project. (All Commission Districts.)
7. F. Approve Change Order No. 2 to Burdick Excavating for the Crystal Bay Phase IB & IIA Water Quality Improvement Project [\$17,920 restricted funds]; and if approved, authorize Public Works Director to execute the necessary documents--Public Works. (Commission District 1.)
7. G. Approve Interlocal Agreement between the County of Washoe (Juvenile Services) and the Board of Regents of the Nevada System of Higher Education (Department of Athletics) retroactive to July 1, 2009 to continue the relationship in which University Nevada Reno reimburses Juvenile Services for the cost of providing supervision for juveniles on the work program; and if approved, authorize Chairman to execute the Interlocal Agreement--Juvenile Services. (All Commission Districts.)
7. H. Accept 2009 State Emergency Response Commission, Hazardous Materials Emergency Preparedness, Mid-Cycle Training & Planning Grant [\$34,208 - no match required]; and if accepted, direct Finance to make appropriate Fiscal Year 2010 budget adjustments--Management Services/Grants Coordinator. (All Commission Districts.)

Community Development.

7. I. 1. Appoint Betty Hicks to fill an unexpired term as an At-Large Alternate to June 30, 2010 on the East Washoe Valley Citizen Advisory Board. (Commission District 2.)
7. I. 2. Reappoint William Elliott as an At-Large member to June 30, 2011 and appoint Mark Zane to fill an unexpired term as an At-Large member to June 30, 2010 on the West Washoe Valley Citizen Advisory Board. (Commission District 2.)

Senior Services.

7. J. 1. Accept restricted grant given by the brec Donor Advised Fund at the Community Foundation of Western Nevada [\$22,270], September 1, 2009 through June 30, 2010, for a Social Work Aide Project; and if accepted, direct Finance to make appropriate budget adjustments. (All Commission Districts.)

7. J. 2. Accept grant award [\$15,776 - no County match] from Human Services Consortium, passed through Saint Mary's Foundation for the period July 1, 2009 through June 30, 2010 to support Senior Social Services Case Management Program for low-income Seniors; and if accepted, direct Finance to make appropriate budget adjustments. (All Commission Districts.)

Sheriff.

7. K. 1. Accept direct grant award from State of Nevada, Office of Criminal Justice Assistance Federal Fiscal Year 2009 Justice Assistance Grant (JAG) [\$50,000 - no County match] Project No. 09-JAG-25 supporting the All Threats All Crimes Task Force; and if accepted, authorize use of JAG training funds for non county employees assigned to the Task Force and authorize Finance to make necessary budget adjustments. (All Commission Districts.)
7. K. 2. Accept grant award [\$85,900 - no County match] for overtime for Fiscal Year 2010 Joining Forces Program from the Nevada Office of Traffic Safety; and if accepted, direct Finance to make necessary budget adjustments. (All Commission Districts.)
- \*8. Appearance: Canaan Peterson  
  
Presentation on improvements made on the Beckwourth Trailhead. (Requested by Commissioner Weber.) (All Commission Districts.)
9. Recommendation to approve Resolution transferring Washoe County's 2009 pro-rata share of Private Activity Bonding Authority (\$5,444,829.41) to the Nevada Rural Housing Authority for the support of that jurisdiction's affordable housing programs; and if approved, authorize Chairman to sign the Resolution--Community Development. (All Commission Districts.)
10. Recommendation to authorize the Purchasing Department to release an Invitation to Bid for Remediation Water Testing, Review and Reporting, on behalf of the Department of Water Resources for a term of one year commencing January 1, 2010 with the provision for two successive annual renewal options [\$170,000 estimated annual value of contract]--Water Resources. (All Commission Districts.)
11. Recommendation to acknowledge receipt of appraisal and consider 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 pursuant to Paragraph 6 on said Agreement; and if termination of Agreement is approved, authorize the Chairman to provide written notice of termination to RJB Development, Inc. and Escrow Holder; and further, 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 reverter--County Manager/Regional Parks and Open Space. (Commission Districts 1 and 5.)

12. Recommendation to authorize the creation of one full-time Communications Specialist Supervisor position, as evaluated by the Job Evaluation Committee [no fiscal impact to the County General Fund will occur as all costs of the new position have been budgeted and approved in the Fiscal Year 2009-2010 Animal Services Fund for \$101,000]; and if authorized, direct Human Resources and Finance to make appropriate adjustments--Sheriff. (All Commission Districts.)
13. Introduction and first reading of an Ordinance amending the Washoe County Code by repealing provisions in Chapter 54 concerning Alarm Business, Alarm Systems and False Alarms, and by enacting new provisions relating to Alarm Businesses, Alarm Systems and False Alarms. Schedule second reading for September 8, 2009--Sheriff. (All Commission Districts.)
14. Discussion and possible action with regard to the County Commissioners serving on various boards/commissions--Manager. (All Commission Districts.)
15. Performance evaluation for the Washoe County Manager, including (but not limited to) discussion of goals, objectives and results of County Manager; consideration of current compensation grade and employee agreement--Human Resources. (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.)

16. Second reading and adoption of an Ordinance relating to County taxes on vehicle fuels; amending Chapter 20 of the Washoe County Code (Revenue and Taxation) to impose the additional taxes on vehicle fuels in Washoe County and increases in those taxes, based on an inflation index for the costs of highway and street construction, authorized by Chapter 501, Statutes of Nevada, 2009, which implements the 2008 Washoe County General Election Ballot Question RTC-5; providing other details in connection therewith; and providing other matters properly relating thereto (Bill No. 1596); **AND**, recommendation to approve the Business Impact Statement related to an Ordinance amending the Washoe County Code at Chapter 20 by imposing additional motor vehicle fuel taxes and annual adjustments to these taxes to recover purchasing power lost due to inflation as approved by the voters with ballot question RTC-5 in November 2008 and as authorized by the Legislature with Act 501, Statutes of Nevada, 2009; and further determine that the Ordinance is not likely to impose a direct and significant economic burden upon a business, or directly restrict the formation, operation or expansion of a business--Regional Transportation Commission/Management Services. (All Commission Districts.)
17. Second reading and adoption of an Ordinance pursuant to Nevada Revised Statutes 278.0201 through 278.0207 approving Development Agreement Case No. DA09-003 for Tentative Subdivision Map Case No. TM05-012 for Broken Hills Subdivision as previously approved by the Planning Commission (Bill No. 1598); and if Ordinance adopted, authorize Chairman to execute Agreement between Barker-Coleman Investments Broken Hill, Ltd and the County of Washoe--Community Development. (Commission District 4.)

18. Canepa Ranch--Regional Parks and Open Space. (Commission District 5.)

Public hearing to hear comment on the proposed sale of 111.1 acres (a portion of Canepa Ranch) to the United States of America (Department of Agriculture – Forest Service) pursuant to NRS 277.050 for the purchase price of \$1,525,000.

AND

Approve and execute a Resolution accepting bid of \$1,525,000 from the United States of America for the purchase of 111.1 acres of Canepa Ranch (portion) [APN'S 038-150-14, 038-150-21, 038-530-29, 038-530-42]; authorize Chairman to execute Warranty Deed, Purchase Option and Contract, Easement Agreements and all other documents that may be necessary for sale of same; and, direct Finance to make all appropriate cash transfers of sale proceeds from the General Fund to the Parks Capital Fund 404-4422 upon final sale.

19. Mills B. Lane Justice Center--District Attorney. (All Commission Districts.)

Public hearing pursuant to NRS 277.050 to hear objections by electors of Washoe County to the proposed transfer of a commercial condominium unit located at 1 South Sierra Street to the City of Reno without charge for the City's continued use as a Municipal Court and pursuant to a 2001 Interlocal Agreement by which the City and the County jointly designed, constructed and financed the Mills B. Lane Justice Center.

AND

Approve Deed to transfer a condominium unit in the Mills B. Lane Justice Center located at 1 South Sierra Street in Reno, Nevada to the City Of Reno for a municipal court facility.

AND

Approve Washoe County's Grant of Easement and Maintenance Agreement to the Justice Center Owners (Washoe County and the City of Reno) relating to portions of the Mills B. Lane Justice Center located at 1 South Sierra Street in Reno, Nevada.

AND

Approve Justice Center Owners' (Washoe County and the City of Reno) Grant of Easement and Maintenance Agreement relating to portions of the Mills B. Lane Justice Center located at 1 South Sierra Street in Reno, Nevada.

AND

Approve a Covenants, Conditions and Restrictions Agreement with the City of Reno for the ownership, use, occupancy, maintenance, improvement and operation of condominium project owned by the County and the City related to the property known as the Mills B. Lane Justice Center located at 1 South Sierra Street in Reno, Nevada.

End Of Scheduled Public Hearings

- \*20. 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).
21. Possible Closed Session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220.
22. Emergency Items.
23. Adjournment.