

**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**

**September 22, 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 September 22, 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 1/2 hours.

- 10:00 a.m.**
- \*1. Salute to the flag.
  - \*2. Roll call.
  3. Resolution of Appreciation--for supported structure protection response to July 15-18, 2009 wild land fire (Fire Services Coordinator).
  4. Resolution of Appreciation--Mike Pomi.
  5. Resolution of Appreciation--Keep Truckee Meadows Beautiful.
  - \*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' meeting of August 25, 2009.
8. B. Cancel October 20, 2009 County Commission meeting.
8. 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 secured and unsecured tax rolls; and if approved, authorize Chairman to execute order and direct the Washoe County Treasurer to correct the errors [cumulative amount of decrease \$19,635.82]--Assessor.. (Parcels are in various districts as outlined.)

8. D. Adopt Resolution establishing an administrative enforcement fee schedule pursuant to Washoe County Code section 125.300; and if adopted, authorize Chairman to sign same--Community Development. (All Commission Districts.)
8. E. Authorize the Tax Collector to strike names and amounts identified on Delinquency/Uncollectable Personal Property Tax List for Fiscal Years 1998/99 through 2007/08 [\$41,675.72]--Comptroller. (All Commission Districts.)
8. F. Approve payments [\$7,446.50] to vendors for assistance of 38 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, regardless of cost, 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.)
8. G. Authorize permanent decrease in full-time hours for position control number 70004104 (1.0 full time equivalent to .53 full time equivalent)--District Health. (All Commission Districts.)
8. H. Approve reclassification requests submitted through the job evaluation and classification process and to report the results of the job evaluation for a support position for Juvenile Services approved by the Board on July 14, 2009 [annual fiscal impact for these reclassifications is approximately \$5,240--Human Resources. (All Commission Districts.)
8. I. Approve use of grant funds [\$16,902.10] to be expended in Fiscal Year 2010 for travel and training purposes; and if approved, direct Finance to make necessary budget adjustments (funds were received from the Juvenile Justice Commission under the Juvenile Accountability Block Grant for Fiscal Year 2008/09 and need to be expended by November 1, 2009)--Juvenile Services. (All Commission Districts.)
8. J. Award Bid #2675-09 - Janitorial Services for the Washoe County High Security Buildings to the lowest, responsive, responsible bidder, Qual-Econ U.S.A., Inc, [\$54,008 per month for 17 High Security Buildings]; and if awarded, authorize Acting Purchasing and Contracts Administrator to execute a one-year agreement with two single year renewal options for this Bid [estimated annual value for janitorial services at the High Security Buildings is \$648,096.00 per year]--Purchasing/Public Works. (All Commission Districts.)
8. K. Accept grant awards from State of Nevada Aging and Disability Services Division from American Recovery and Reinvestment Act Funds [\$30,549 with \$5,392 County match] for the Home Delivered Meals Program and [\$96,012 with \$16,945 County match] for the Congregate Meals Program retroactively for the period July 1, 2009 through June 30, 2010; and if accepted, direct Finance to make appropriate budget adjustments--Senior Services. (All Commission Districts.)
8. L. Approve donation of miscellaneous used laboratory equipment from the Washoe County Sheriff's Forensic Science Division to University of Nevada, Reno [estimated value \$19,250]--Sheriff. (All Commission Districts.)

8. M. Authorize Director of Social Services to accept Federal Adoption Incentive Funds [\$22,046 - 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 (February 15, 2009-September 30, 2009 to cover 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-- Social Services. (All Commission Districts.)
8. N. Acknowledge receipt of Truckee River Flood Management Project Status Report for August 2009--Truckee River Flood Management Project. (All Commission Districts.)
8. O. Authorize Department of Water Resources to issue a request for qualifications to solicit written statements of qualification from firms to provide support to ongoing implementation of the Groundwater Monitoring Plan being conducted as part of the Central Truckee Meadows Remediation District Program--Water Resources. (All Commission Districts.)

Internal Audit.

8. P. 1. Acknowledge receipt of the Three-Year Schedule of Audits for Internal Audit Division. (All Commissioner Districts.)
8. P. 2. Acknowledge receipt of Annual Report from the Internal Audit Division for Fiscal Year 2008/09. (All Commissioner Districts.)

Public Works.

8. Q. 1. Approve Intrastate Interlocal Contract between the County of Washoe and State of Nevada (Bureau of Services to the Blind and Visually Impaired/Business Enterprises of Nevada) for the continued operation of vending and concession services within County facilities as required by Nevada Revised Statutes Chapter 426.630, for the period December 1, 2009 through November 30, 2013 [no fiscal impact]; and, if approved, authorized Chairman to execute Contract. (All Commission Districts.)
8. Q. 2. Accept grant award [\$20,000 - no match required] to Washoe County Regional Animal Services from Maddie's Fund to support collection of shelter statistics, the public reporting of such statistics and to support other activities on behalf of lost, stray or homeless dogs and cats; and if accepted, authorize Regional Animal Services Manager to administer obligations on behalf of Washoe County and direct Finance to make appropriate budget adjustments--Washoe County Regional Animal Services. (All Commission Districts.)

Regional Parks and Open Space.

8. R. 1. Reappoint Bill von Phul, Patty Moen and Cliff Young to the Open Space and Regional Parks Commission for a term through June 30, 2013, and appoint Ed Harney to fill a vacant position through June 30, 2012 and Anne Buckley to fill a vacant position through June 30, 2013. (All Commission Districts.)
8. R. 2. Approve Cooperative Agreement for Court of Antiquity Interpretive Area between the County of Washoe, State of Nevada (Department of Transportation) and City of Sparks; and if approved, authorize Chairman to execute Agreement. (Commission District 4.)

10:00 a.m. 9. Truckee Meadows Fire Protection District--see separate agenda.

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

- \*11. Appearance: Dr. John Warwick, Interim Executive Vice President for Research  
Desert Research Institute

Cloud Seeding Program and status of funding. (Requested by Commissioner Breternitz.)

12. Recommendation to award Bid #2691-09 for Automotive and Light Truck Maintenance and Repair Parts and Supplies to Finley Industries/Napa Auto Parts as the primary supplier and NC Auto Parts as the secondary supplier [estimated amount per fiscal year \$200,000]. Discounts, prices and exceptions as stated in Washoe County Invitation to Bid #2691-09 shall be honored and adhered to until May 1, 2011, with an option to renew for an additional one year period--Purchasing. (All Commission Districts.)
13. Recommendation to award Washoe County Bid #2705-10 for a 100% grant-funded purchase of 14 Mass Fatality trailers and related equipment from the lowest, responsive, responsible bidder, EMS Innovations [net amount \$122,388]; and if awarded, direct Finance to make appropriate adjustments--Management Services/Emergency Manager. (All Commission Districts.)
14. Recommendation to authorize the Purchasing Department to release a Request for Proposal for a Next Generation Emergency 911 system which will provide the future availability to report using text, video, images and data to the Public Safety Answering Points (PSAP's) for Reno, Sparks and Washoe County PSAP's as recommended by the 911 Emergency Response Advisory Committee [estimated cost \$800,000 to \$900,000]--911 Emergency Response Advisory Committee/Technology Services. (All Commission Districts.)
15. Recommendation to accept an Energy Efficiency Conservation Block Grant award [\$401,200] from United States Department of Energy, to support the installation of two 30 kW Solar Photovoltaic installations for Washoe County; and if accepted, direct Finance to make appropriate budget adjustments and authorize Public Works Department to bid the project--Public Works. (All Commission Districts.)

16. Recommendation to approve in concept the Central Incline Village Phase II (EIP #672, 669A, 651, 10068, 231A, 231C & 669B) Water Quality Improvement Project; and if approved, authorize the request and acceptance of grant funds from the State of Nevada Lake Tahoe Water Quality and Stream Environment Zone Grant Funds in the estimated amount of \$1,250,000 plus 3% of the total project cost for administration; authorize the Chairman to execute the Resolution to request State of Nevada Lake Tahoe Water Quality and Stream Environment Zone Grant Funds; authorize the Chairman to execute the Assurances certifying compliance with the regulations, policies, guidelines and requirements of the State of Nevada, Division of State Lands Lake Tahoe Water Quality Grant Program; authorize the request and acceptance of grant funds from the U.S. Forest Service in the estimated amount of 1,250,000; authorize the request and acceptance of Water Quality Mitigation Funds from Tahoe Regional Planning Agency, if needed, to supplement any shortfalls in grant funds up to \$1,000,000; appoint the Director of Public Works as agent for Washoe County; and direct Finance to make appropriate budget adjustments--Public Works. (Commission District 1.)
17. Recommendation to approve Intrastate Interlocal Agreement [\$175,000 from WC-1 Bond Funds] between Washoe County (Department of Regional Parks and Open Space) and State of Nevada (Division of State Parks) for the Washoe Valley Bike Path Project; and if approved, authorize Chairman to sign Agreement and authorize Finance to make appropriate budget adjustments--Regional Parks and Open Space. (Commission District 4.)
18. Recommendation to accept a reimbursable grant [\$100,000 with County match of \$20,000] from the Commission on Cultural Affairs for continuation of structural rehabilitation and seismic retrofit of Bowers Mansion; and if accepted, authorize the Regional Parks and Open Space Director to sign all necessary documents associated with the grant and authorize Finance to make appropriate budget adjustments--Regional Parks and Open Space. (Commission District 2.)
19. Recommendation to accept Homeless Prevention and Rapid Re-housing Program (HPRP) grant funds from Nevada Housing Division [\$445,863 with no County match], approve agreement with the State of Nevada Housing Division for HPRP funds; authorize Chairman to sign award documents and authorize Finance to make necessary adjustments (grant provides homeless prevention assistance to households who would otherwise become homeless - many due to the economic crisis and to provide assistance to rapidly re-house persons who are homeless--Management Services/Community Support Administrator. (All Commission Districts.)
20. Discussion and possible approval authorizing the Chairman to execute a Resolution designating Washoe County as a Recovery Zone Per Section 1400u-1(b) of the American Recovery and Reinvestment Act of 2009; and providing the effective date hereof and possible approval authorizing the Chairman to execute a Resolution allocating all or a portion of the County's \$39,766,000 Volume Cap for Recovery Zone Economic Development Bonds to other governmental entities including but not limited to the Washoe County School District, the City of Sparks, the Washoe County Regional Transportation Commission and the University of Nevada Reno pursuant to the American Recovery And Reinvestment Act of 2009; and providing the effective date hereof--Finance. (All Commission Districts.)

21. Introduction and first reading of an Ordinance amending the Washoe County Code at Chapter 25 by adding definitions for breeding and a litter; establishing a threshold whereby breeding is considered a business; setting an annual license fee for cat or dog breeders; and, providing other matters properly relating thereto. Set the public hearing and second reading of the ordinance for October 13, 2009 at 6:00 p.m.--Community Development. (All Commission Districts.)

**5:30 p.m.** 22. Washoe Hill Billboard--Community Development. (Commission District 2.)

Discussion and possible action to suspend Rule Number Six, *Motion to Reconsider any Action Taken by the Commission*, of its adopted Rules and Procedures [pursuant to Rule Number Seven, *Suspension of Rule(s)*] to reconsider the County Commission action on June 22, 2004 concerning the appeal from a Washoe County Board of Adjustment decision that the use of the billboard located on APN 050-170-04 had been discontinued for more than 12 months; that the billboard was no longer a nonconforming use; and, that the billboard frame must be removed from the property.

**AND**

Provided the County Commission suspends its Rule Number Six, discussion and possible action to reconsider the County Commission action on June 22, 2004 to deny an appeal from a Washoe County Board of Adjustment decision that the use of the billboard located on APN 050-170-04, situated south of U.S. Highway 395 in the vicinity of Washoe Hill, had been discontinued for more than 12 months; that the billboard was no longer a nonconforming use; and, that the billboard frame must be removed from the property.

**AND**

Provided the County Commission decides to not reverse its action on June 22, 2004, affirming its decision that the billboard was no longer a nonconforming use and must be removed; discussion and possible direction to staff to initiate legal abatement proceedings and possible civil injunction suit authority to remove an unlawful billboard frame located on APN 050-170-04, situated south of U.S. Highway 395 in the vicinity of Washoe Hill. Abatement and/or filing of a civil injunction would proceed if the billboard frame is not voluntarily removed by October 15, 2009.

- 6:00 p.m.** 23. Introduction and first reading of an Ordinance amending the Washoe County Code at Chapter 50 by revising provisions relating to unlawful riding of a vehicle off-road, and by adding a public nuisance code that prohibits certain activities and conditions and requires certain property maintenance, all pertaining to structures, property and residential foreclosures in disrepair, existence of garbage, weeds, junk vehicles, attractive nuisances, pollutants, hazardous waste or criminal gangs, storage, grading of land, obstruction of public roads, off-road vehicle restrictions, animals, parking, graffiti, and signs; and providing other matters properly relating thereto. Set the public hearing and second reading of the Ordinance for October 13, 2009 at 6:00 p.m.--Community Development. (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 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 (Bill No. 1599)--Sheriff. (All Commission Districts.)
25. Second reading and adoption of an Ordinance amending Chapter 21 (Miscellaneous and Additional Taxes) establishing a fee on the commencement of any civil action or proceeding in the District Court for which a filing fee is required and on the filing of any answer or appearance in any such action or proceeding for which a filing fee is required; and providing for the collection, accounting and use of such fees for court security or certain capital costs; and other matters properly related thereto (Bill No. 1600)--Manager. (All Commission Districts.)

**End Of Scheduled Public Hearings**

- \*26. 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).
27. Possible Closed Session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220.
28. Emergency Items.
29. Adjournment.