

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 COMMISSION CAUCUS ROOM
JOINT MEETING WITH WASHOE COUNTY LIBRARY BOARD OF TRUSTEES
1001 E. 9TH Street, 2ND Floor, Room A205, Reno, Nevada
September 28, 2010 @ 9:00 a.m.**

**COMMISSION CHAMBERS
WASHOE COUNTY COMMISSION ONLY
1001 E. 9TH Street, Reno, Nevada
September 28, 2010 @ 10:00 a.m.**

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

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

Public Comment during the Commission Meeting on September 28, 2010 will be for all matters, both on and off the agenda, and be limited to two minutes per person. Additionally, public comment of two minutes per person will be heard during individual action items on the agenda. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Commission meeting.

The Chairman and Board of County Commissioners intend that their proceedings should demonstrate the highest levels of decorum, civic responsibility, efficiency and mutual respect between citizens and their government. The Board respects the right of citizens to present differing opinions and views, even criticism, but our democracy cannot function effectively in an environment of personal attacks, slander, threats of violence and willful disruption. To that end, the Nevada Open Meeting Law provides the authority for the Chair of a public body to maintain the decorum and to declare a recess if needed to remove any person who is disrupting the meeting, and notice is hereby provided of the intent of this body to preserve the decorum and remove anyone who disrupts the proceedings.

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

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

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

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

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

The Board of County Commissioners and the Washoe County Library Board of Trustees will begin their meeting at 9:00 a.m. in the Caucus Room (#A205) located on the 2nd Floor of Building A at 1001 E. 9th Street, Reno.

- 9:00 a.m.**
- *1. Salute to the flag.
 - *2. Roll call.
 - *3. 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 Washoe County Library Board of Trustees and the Washoe County Commission as a whole.
 4. Discussion and possible action regarding ways to improve ongoing communications between the Board of County Commissioners and the Library Board of Trustees, including, but not limited to, the possible appointment of a County Commissioner as a liaison to the Library Board of Trustees.
 5. Discussion regarding the changing roles of the County's public libraries and possible direction to staff.
 6. Update on the Citizens' Advisory Committee on the Future of the Washoe County Library System, including its charge, the status of the application process and the selection of one Commissioner to serve on the Committee; and, possible direction to staff concerning same.
 7. Discussion and possible direction to staff on next steps regarding ways to improve communications, the changing roles of the library and the Citizens' Advisory Committee (its charge, application process and the selection of a Commissioner to serve).

Following Item #7 above, the Board of County Commissioners will recess and reconvene at 10:00 a.m. in the Washoe County Commission Chambers located at 1001 E. 9th Street, Reno, for the remainder of the County Commission Agenda.

- 10:00 a.m.**
8. Resolution commissioning a new ambulance to be placed in service for the Gerlach Volunteer Fire Department--Fire Services Coordinator. (All Commission Districts.)
 9. Resolution supporting the week of October 3-9, 2010 as Fire Prevention Week and month of October 2010 as Fire Prevention Month--Fire Services Coordinator. (All Commission Districts.)
 10. Resolution of Appreciation to the various agencies and organizations that comprise our regional partnership for disaster preparedness--Emergency Management. (All Commission Districts.)
 11. Proclamation--October 2010 as National Community Planning Month in Washoe County--Community Development. (All Commission Districts.)
 12. Presentation of Excellence in Public Service Certificates honoring Washoe County employees who have completed essential employee development courses.
 - *13. 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.
 - *14. 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.)
 - *15. Appearance: Senator John Lee, Chairman
Nevada Senate Government Affairs Committee

Discussion regarding interim legislative committees, issues and concerns for the 2011 Legislative Session, bill draft requests and other legislative issues of significance to Washoe County.

Consent Items.

16. A. Approve minutes for the Board of County Commissioners' special meeting of May 17, 2010 and regular meeting of May 25, 2010.
16. B. Cancel October 19, November 16, November 23, December 21 and December 28, 2010 County Commission meetings.

16. C. Accept additional one-year grant funding for the Washoe County Repeat DUI Prevention Program [\$55,000 - no County match] for Federal Fiscal Year 2011 (Project Number 21-AL-3) from Nevada Department of Public Safety/Office of Traffic Safety; and if accepted, direct Finance to make appropriate budget adjustments--Alternative Sentencing. (All Commission Districts.)
16. D. Approve roll change requests, pursuant to NRS 361.768 and NRS 361.765, for errors discovered for the 2007/2008, 2008/2009, 2009/2010, 2010/2011 secured and unsecured tax rolls as outlined; and if approved, authorize Chairman to execute Order and direct Washoe County Treasurer to correct the errors [cumulative amount of decrease \$58,491.55]--Assessor. (Parcels are in various districts as outlined.)
16. E. Approve Resolution requesting the assistance of the Attorney General in the possible prosecution of a Washoe County Sheriff's deputy for alleged driving violations including failure to use due care, failure to maintain a travel lane and vehicular manslaughter and other matters properly related thereto; and if approved, authorize Chairman to execute Resolution--District Attorney. (All Commission Districts.)
16. F. Approve budget amendments [totaling decrease of \$5,614 in both revenue and expenses] to the Fiscal Year 2011 Tobacco Education and Prevention Grant (Internal Order 10010) budget; and if approved, direct Finance to make appropriate budget adjustments--District Health. (All Commission Districts.)
16. G. Accept 2010 State Emergency Response Commission, Hazardous Materials Emergency Preparedness Grant [\$4,236 - no match required] for non-county employees attendance to the FireShowsReno Hazmat Conference; and if accepted, direct Finance to make appropriate budget adjustments--Grants Coordinator/Emergency Management--(All Commission Districts.)
16. H. Approve Memorandum of Understanding supporting the Truckee Meadows Weed Coordinating Group's efforts in preventing and controlling noxious weeds on lands within southern Washoe County; and if approved, authorize Director of Regional Parks and Open Space to sign same on behalf of Washoe County--Regional Parks and Open Space. (All Commission Districts.)
16. I. Approve donation of equipment from Washoe County Forensic Science Division to the Center for Undergraduate Research Experience in the Department of Biology at UNR [equipment outdated and has minimal market value]--Sheriff. (All Commission Districts.)

Finance.

16. J. 1. Acknowledge appropriation adjustments within the Washoe County Capital Improvements Fund (no fiscal impact). (All Commission Districts.)

16. J. 2. Acknowledge notification of budget adjustment [\$10,000] made in order to accommodate travel expenditures in excess of the original budget, but within the Washoe County Assessor restricted funding for technology improvements approved in the Fiscal Year 2010/11 budget. (All Commission Districts.)

Public Works.

16. K. 1. Authorize Public Works Department to prepare contract documents and bid for 230 Edison Way Heating Ventilating and Air Conditioning Upgrades [funding source - Capital Improvement Fund]. (Commission District 3.)
16. K. 2. Authorize Public Works Department to prepare contract documents and bid for 911 Parr Boulevard Roof Replacement [funding source Capital Improvement Fund]. (Commission District 3.)
16. K. 3. Authorize Public Works Department to prepare contract documents and bid for 350 Center Street Window Replacement [funding source Capital Improvement Fund]. (Commission District 3.)
16. K. 4. Approve Consent to Assign Land Lease Agreement between Washoe County and Sacramento-Valley Limited Partnership, d/b/a Verizon Wireless, to acknowledge an Assignment to American Tower Corporation, for use of a small portion of County property located within APN 019-140-12 [assignment fee of \$10,000 will be directed to the General Fund]; and if approved, authorize Chairman to execute Agreement. (Commission District 1.)

Social Services.

16. L. 1. Authorize Director of Social Services to accept additional Victim of Crime Act Funds [\$7,044] for Fiscal Year 2011 from the State Division of Child and Family Services to provide direct services to victims of child abuse and/or domestic violence; and if accepted, direct Finance to make appropriate budget adjustments. (All Commission Districts.)
16. L. 2. Authorize Director of Social Services to accept Digital Technology Grant [\$10,464 - no match required] from the State Division of Child and Family Services through the federal Children's Justice Act Task Force, to assist the Department in the identification and documentation of child abuse and neglect; and if accepted, direct Finance to make necessary budget adjustments. (All Commission Districts.)
16. L. 3. Authorize Washoe County Department of Social Services, through the Washoe County Purchasing Office, to solicit written proposals for drug testing services, and if necessary, approve a 90-day extension of the current Contract expiring November 30, 2010. (All Commission Districts.)

Truckee River Flood Management Project.

16. M. 1. Acknowledge receipt of Truckee River Flood Management Project Status Report for August 2010. (All Commission Districts.)

16. M. 2. Approve creation of a Public Service Intern as an Intermittent Hourly non-benefit eligible part-time intern position with a not-to-exceed 1039 working hours in a fiscal year to replace the existing 6-month temporary Public Service Intern position which assists Flood Project technical staff, authorize use of the 1/8 cent sales tax dedicated to the Truckee River Flood Project to fund the position; and if all approved, direct Human Resources and Finance to make necessary adjustments. (All Commission Districts.)

Water Resources.

16. N. 1. Approve Water Rights Deed and associated Water Sale Agreement between Sally J. Armstrong and John C. Barnhardt as Grantors and Washoe County as Grantee to supply water service to their dog kennel; and if approved, authorize Chairman to execute Water Rights Deed and Agreement and direct Water Rights Manager to record all documents. (Commission District 4.)
16. N. 2. Approve Water Rights Deed transferring 4.74 acre-feet of uncommitted ground water rights from Washoe County to Randy and Kami Soule in order to make application to change the point of diversion, place and manner of use of the water rights to a well located on a separate property; and if approved, authorize Chairman to execute Water Rights Deed. (Commission District 2.)
16. N. 3. Authorize Washoe County Department of Water Resources to advertise and solicit bid proposals for the Dojack Way Water Main Replacement Project [anticipated contract amount per Engineer's estimate \$88,000]. (Commission District 5.)
16. N. 4. Approve use of Water and/or Wastewater Sewer Utility user fee reserves as a funding source through an intrafund loan for the Water and Sanitary Sewer Financial Assistance Program outlined in Washoe County Code, Chapter 40.335 through 40.348. (All Commission Districts.)
16. N. 5. Authorize Washoe County Department of Water Resources to proceed with requesting statements of qualifications from engineering firms to provide design services for the improvements to the Truckee Canyon Residuals Management Facilities [an anticipated contract amount not to exceed \$90,000]. (Commission District 4.)
16. O. Approve one mid-year reclassification request submitted through the job evaluation and classification process [annual fiscal impact associated with this reclassification is approximately \$8,158 to the Health Fund]--Human Resources. (All Commission Districts.)

10:00 a.m. 17. Truckee Meadows Fire Protection District--See separate agenda.

18. Recommendation to approve amendments [increase of \$140,000 in both revenue and expense] to the Fiscal Year 2011 DMV Excess Reserve Program Grant Budget (Internal Order 10888); and if approved, direct Finance to make appropriate budget adjustments--District Health. (All Commission Districts.)

19. Recommendation to accept three Independent Living Grant awards from State of Nevada Aging and Disability Services Division for various Senior Services programs [\$154,739 with \$23,212 County match] from October 1, 2010 through June 30, 2011; and if accepted, authorize Chairman to sign the Notification of Grant Awards and direct Finance to make appropriate budget adjustments--Senior Services. (All Commission Districts.)
20. Discussion and possible direction to staff on the membership composition of the Multi-Stakeholder Emergency Medical Services Task Force previously approved by the Board August 10, 2010--Fire Services/Management Services. (All Commission Districts.)
Continued from September 14, 2010 Commission meeting.
21. Recommendation to accept grant [\$2,588,185 - no County match] and approve a Cooperative Agreement (Washoe CMAQ Equipment Purchase) between the County of Washoe and State of Nevada (Department of Transportation) for Fiscal Years 2010/11 through 2012/13 for the purpose of acquiring nine PM10 compliant street sweepers and related equipment; and if accepted, authorize Chairman to execute Agreement, authorize Purchasing and Contracts Manager to joinder with City of Reno for the purchase of three sweepers in the current fiscal year and joinder or bid for the remaining six street sweepers over the next two fiscal years; and, direct Finance to make appropriate budget adjustments--Public Works. (All Commission Districts.)
22. Recommendation to adopt a Washoe County Energy and Sustainability Strategy. (All Commission Districts.)
23. Recommendation to authorize Director of Social Services to accept \$228,000 annually (beginning July 1, 2010 through June 30, 2013) for the Fund to Assist Former Foster Youth, the State Independent Living Grant, from the State Division of Child and Family Services to assist youth in making the transition from foster care to economic self-sufficiency; and if authorized, direct Finance to make appropriate budget adjustments--Social Services. (All Commission Districts.)
24. Recommendation to authorize Director of Social Services to accept \$285,000 annually (beginning July 1, 2010 through June 30, 2013 in Federal Chafee Funds from the State Division of Child and Family Services to assist youth in making the transition from foster care to economic self-sufficiency; and if authorized, direct Finance to make appropriate budget adjustments--Social Services. (All Commission Districts.)
25. Recommendation to award Invitation to Bid No. 2732-10 for Emergency Child Protection Shelter Operator at Kids Kottage, Kids Kottage Too and Kids Kottage Modular (KKIII) to Adams and Associates Inc., the sole responding bidder [estimated bid award amount \$3,090,197 annually]; and if awarded, recommendation that the Purchasing and Contracts Manager be authorized to enter into a two-year Agreement commencing October 1, 2010 through September 30, 2012, with the provision for a one-year extension at Washoe County's option--Social Services. (All Commission Districts.)

26. Recommendation to award Request for Proposal #2749-11 for the Differential Response Program for child abuse and neglect cases to the lowest responsible, responsive proposer meeting specifications, The Children's Cabinet, Agreement shall be for a term of one year beginning October 1, 2010 through September 30, 2011 [estimated amount \$300,000 for the first year with provision for two, one-year extensions at Washoe County's option, annual cost for subsequent years between \$250,000 and \$300,000]; and if awarded, recommendation that the Purchasing and Contracts Administrator be authorized to execute Agreement for the Differential Response program on behalf of Washoe County and its Department of Social Services--Social Services. (All Commission Districts.)
27. Recommendation to approve the Washoe County Comptroller's disbursement to Nevada Tri Partners, LLC of all remaining cash and related investment income receivables [\$128,585.54] from Development Impact Fees collected for the Southeast Truckee Meadows Stormwater Detention Basins--Water Resources. (Commission District 2.)
28. Recommendation to approve Cooperative Agreement for Transfer and Administration of Drainage Facility Impact Fee Ordinance in the Southeast Truckee Meadows between Washoe County and the City of Reno for transfer and future administration by the City of Reno of the Drainage Facility Impact Fee Ordinance in the Southeast Truckee Meadows; and if approved, authorize Chairman to execute the Cooperative Agreement--Water Resources. (Commission District 2.)
29. Discussion and possible action on a request from Nevada Land LLC to extend the deadline to January 1, 2012 to refund the debt service reserve requirement in an amount not to exceed \$750,000, in connection with the issuance of the senior lien car rental fee revenue bonds for the minor league baseball stadium project--Manager. (All Commission Districts.)
30. Recommendation to acknowledge update regarding status of the Recovery Zone Facility Bond Program--Manager/Finance. (All Commission Districts.)
31. Discussion and possible 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 Hearing. (Note: Item listed under this heading only will be heard at or after the noted time. In no case will it be heard before the stated time. Due to public testimony and discussion, time expended on the item in this category can vary.)

32. Second reading and adoption of an Ordinance amending the Washoe County Code at Chapter 110 to amend the Use Table for detached accessory dwellings within Article 302 (Allowed Uses) by eliminating inconsistencies regarding required minimum lot size and uses allowed by regulatory zone, allowing by right a detached accessory dwelling in the General Rural Regulatory Zone and introducing a new administrative review procedure for establishing a detached accessory dwelling in certain regulatory zones; to amend the residential use type definitions and standards within Article 304 (Use Classification System) for attached and detached accessory dwelling units and detached accessory structures; to amend Article 902 (Definitions) to reflect the above amendments to Article 304 and to add new definitions relating to the below amendments to Article 306 (Accessory Uses and Structures); and to incorporate various amendments identified by staff and the Planning Commission to the following sections of Article 306 (Accessory Uses and Structures): Section 306.05, applicability to add clarifying language that a main use must exist and to add heavy equipment; Section 306.10, detached accessory structures to amend buildable area regulations and create lot coverage thresholds by regulatory zone, eliminate restrictions on 2-story accessory structures, require a deed restriction for connection to water and sewer, and to require an administrative permit (pursuant to Article 808) for accessory structures larger than the main dwelling; Section 306.15, main structures required to clarify a main structure or use must exist prior to establishing accessory uses; Section 306.20, attached accessory dwellings to amend the definition and size standards of attached accessory dwellings; section 306.25, detached accessory dwellings to amend the definition and size standards of detached accessory dwellings, reduce the minimum lot size required, and create a new staff level administrative review permit process; a new section titled Section 306.30, hallways, breezeways and other similar connections to establish definitions and standards for such connections; Section 306.35, outdoor storage/outdoor display to define and regulate commercial vehicles, clarify language defining outdoor storage versus temporary storage, and to incorporate changes necessitated by approval of the nuisance code; and other matters properly relating thereto (Bill No. 1631)--Community Development. (All Commission Districts.)

End Of Scheduled Public Hearing

- *33. 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 Committee, Citizen Advisory Boards).
34. Possible Closed Session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220.
35. Emergency Items.
36. Adjournment.