

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

**WASHOE COUNTY COMMISSION CAUCUS ROOM
JOINT MEETING WITH WASHOE COUNTY PLANNING COMMISSION
1001 E. 9TH Street, 2ND Floor, Room A205, Reno, Nevada
November 10, 2009 @ 9:00 a.m.**

**COMMISSION CHAMBERS
WASHOE COUNTY COMMISSION ONLY
- 1001 E. 9TH Street, Reno, Nevada
November 10, 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 November 10, 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.

The Board of County Commissioners will begin its 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 Planning Commission and the Washoe County Commission as a whole.
 4. Presentation and discussion of proposed revised policies for consideration of property owner requests for land use designation (aka zoning) changes for their particular properties during area plan updates to the County's Comprehensive Plan, including the possibility that such requests as a policy matter no longer be included in area plan update processes except through separate application; and, possible direction to staff for same--Community Development. (All Commission Districts.)
 5. Presentation and discussion on efforts to move to a "two-map" system in Washoe County that would, among other things, separate zoning designations and regulations from the County's Comprehensive Plan to create a separate master plan and zoning map and regulations; Washoe County Planning Commission guidance on converting from the "one-map" system currently in place that, among other things, combines both planning and zoning in one comprehensive plan; and, possible direction to staff regarding same--Community Development. (All Commission Districts.)

Following Item #5 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.**
6. Resolution of Appreciation--Nevada Humane Society (requested by Commissioner Weber). (All Commission Districts.)
 7. Proclamation--November 2009 as National Family Caregivers Month--Senior Services. (All Commission Districts.)
 8. Resolution of Appreciation--Truckee Meadows Trails Guide--Regional Parks and Open Space. (All Commission Districts.)
 - *9. Presentation of Excellence in Public Service Certificates honoring Washoe County employees who have completed essential employee development courses--Human Resources.
 - *10. 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.
 - *11. 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.

12. A. Approve request to bid the mandatory printing of 2010/2011 Annual Tax Assessment List and approve Reno Newspapers to print as the lowest, responsive and responsible bidder meeting specifications, terms and conditions [\$319.00 per page (approximately 167 pages) - total cost approximately \$53,273.00]--Assessor. (All Commission Districts.)
12. B. Accept American Reinvestment and Recovery Act Justice Assistance Grant funding [\$10,000 with no County match] for Investigations Division travel/training; and if accepted, direct Finance to make necessary budget adjustments--District Attorney. (All Commission Districts.)
12. C. Approve amendments [increase of \$26,658 in both revenue and expenses] to the adopted Fiscal Year 2010 HIV Prevention Grant Program, IO 10013, to bring the Fiscal Year 2010 adopted budget into alignment with the grant; authorize creation of an on call Registered Nurse Intermittent Hourly position as evaluated by the Job Evaluation Committee; and if approved, direct Finance to make appropriate budget adjustments--District Health. (All Commission Districts.)
12. D. Authorize payment to Tahoe Regional Planning Agency [\$33,528] pursuant to the Tahoe Regional Planning Compact (Article VIII, Public Law 96-551, December 1980)--Community Support Administrator/Management Services. (All Commission Districts.)

12. E. Authorize Purchasing Office to release an Invitation to Bid to establish a roster of bulk fuel suppliers who shall be polled on a weekly basis for bulk fuel prices for Washoe County and participating joinder agencies. Based on past purchasing activities, bulk fuel purchases for Washoe County are estimated at \$75,000 annually subject to market conditions--Purchasing. (All Commission Districts.)

Human Resources.

12. F. 1. Accept donation [\$2,000] for the Washoe County Scholarship Fund; and if accepted, direct Finance Department to make appropriate budget adjustments. (All Commission Districts.)
12. F. 2. Approve revision of Pro Tem Justice of the Peace List for Reno and Sparks Justice Courts. (All Commission Districts.)

Juvenile Services.

12. G. 1. Approve Amended Interlocal Agreement between the County of Washoe (Juvenile Services) and the Board of Regents of the Nevada System of Higher Education (University of Nevada Reno, Department of Biology), retroactive July 1, 2009, to continue the relationship in which UNR reimburses Juvenile Services for the cost of providing supervision for juveniles on the work program, and if approved, authorize Chairman to execute the Amended Interlocal Agreement. (All Commission Districts.)
12. G. 2. Approve Intrastate Interlocal Contract between the Department of Health and Human Services (Division of Health Care Financing and Policy) and the County of Washoe (Juvenile Services) to authorize Juvenile Services to accept Targeted Case Management reimbursements for Fiscal Year 2010/14 services from Nevada Medicaid; approval of contract and funding is contingent upon state and federal approval of Juveniles Services' cost allocation plan and rate methodology and would be retroactive to October 1, 2009; and if approved, authorize Chairman to execute Contract [based on sample data, the Department anticipates reimbursements of \$20,000 to \$30,000 per month]. (All Commission Districts.)
12. H. Approve Interlocal Cooperative Agreement between the Board of Commissioners of Washoe County, City Council of Reno, City Council of Sparks and Regional Transportation Commission for projects included in the Regional Transportation Commission's Fiscal Year 2010/11 Regional Road Impact Fee Street and Highway Program of Projects, the Fiscal Year 2010/11 Fuel Tax Street and Highway Program of Projects and the Fiscal Year 2010/11 Sales Tax Street and Highway Program of Projects [no fiscal impact to Washoe County General Fund]; and if approved, authorize Chairman to execute Interlocal Agreement--Public Works. (All Commission Districts.)

Sheriff.

12. I. 1. Acknowledge receipt of 2009 Golden Pine Cone Award from Nevada EcoNet to Sheriff Mike Haley and the Washoe County Sheriff's Office. (All Commission Districts.)
12. I. 2. Accept grant #210-406-PT-2 [\$48,000 - in kind match \$12,000] from State of Nevada, Office of Traffic Safety, to be a utilized to assist in costs associated with the Data Driven Approaches to Crime and Traffic Safety; and if accepted, direct Finance to make appropriate budget adjustments. (All Commission Districts.)
12. I. 3. Approve Interlocal Contract between the Washoe County Board of County Commissioners (Sheriff's Office) and Las Vegas Metropolitan Police Department for reimbursement of expenses associated with Internet Crimes Against Children investigation [not to exceed \$41,140]; and if approved, authorize Chairman to execute Interlocal Contract and direct Finance to make necessary budget adjustments. (All Commission Districts.)

Regional Parks and Open Space.

12. J. 1. Approve Grant of Easement for Utility Facilities between Washoe County and Sierra Pacific Power Company (dba NV Energy) at Sierra Sage Golf Course (APN 554-010-01) for a 58,576 sq. ft. corridor for installation of a 12" gas line to expand service to Stead and the surrounding areas; and if approved, authorize Chairman to execute Grant of Easement and accept land value proceeds of \$5,025 for the permanent easement and direct Finance to make appropriate cash transfers of permanent easement proceeds from the General Fund to the golf Enterprise Fund 520. (Commission District 5.)
12. J. 2. Accept grant award [\$11,250 - cash match \$3,750 derived from 2000 Washoe County Regional Parks, Trails, and Open Space Bond (WC-1)] from the Nevada Department of Conservation and Natural Resources, Division of Forestry, Forest Legacy Program, to complete a land appraisal on 120 acres in Washoe Valley for the proposed "Bowers Mansion Forest Legacy Project"; and if accepted, authorize Regional Parks and Open Space Director to sign all necessary documents associated with the grant and authorize Finance to make appropriate budget adjustments. (Commission District 2.)

10:00 a.m. 13. South Truckee Meadows General Improvement District--See separate agenda.

*14. Appearance: Washoe County Sheriff Michael Haley

Presentation on illegal dumping in Washoe County. (All Commission Districts.)

15. Recommendation to accept direct grant awards (no County match) from Nevada Division of Emergency Management Federal Fiscal Year 2009 Department of Homeland Security Project No. 9700109 [\$150,350] and Federal Fiscal Year 2007 State Homeland Security Program Project No. 97067HE7 [\$73,000] supporting Interoperability Outreach and Coordination; and if accepted, authorize Chairman to execute Independent Contractor Agreement for Services between the County of Washoe (Sheriff's Office) and North Lake Tahoe Fire Protection District [\$173,690.56] and authorize Finance to make necessary budget adjustments--Sheriff. (All Commission Districts.)

- 11:00 a.m.***16. Appearance: Lee Gibson, Executive Director
Regional Transportation Commission

Informal introduction of new Regional Transportation Commission Executive Director.

17. Request for authorization to utilize the Western States Contracting Alliance Contract resultant from Contract #7066, administered through the State of Nevada for janitorial supplies and equipment (including paper products and can liners) from November 1, 2009 through November 30, 2010, and any periods of extension (estimated annual expenditures approximately \$135,000)--Purchasing. (All Commissioner Districts.)
18. Recommendation to approve and authorize the Chairman to sign Grant Program Contracts and Resolutions with Nevada Legal Services [\$50,000], Washoe Legal Services [\$50,000], Kids to Senior Korner [\$160,000] and Children's Cabinet [\$80,000]; a Memorandum of Understanding with Senior Law Project [\$50,000], to sub-grant the Homeless Prevention and Rapid Re-housing Program grant funds; and, a Professional Services Agreement with BitFocus Inc. [\$20,000]; and, authorize Finance to make necessary adjustments--Community Support Administrator/Management Services. (All Commission Districts.)
19. Presentation and acknowledge receipt of the Interim Financial Report for Washoe County Governmental Funds for the three months ended September 30, 2009 - Unaudited--Finance/Comptroller. (All Commission Districts.)
20. Presentation and recommendation to acknowledge receipt of the Washoe County Comprehensive Annual Financial Report (CAFR), auditor's report, report on internal control, and Single Audit Report required by the Office of Management and Budget Circular A-133, for the Fiscal Year ended June 30, 2009 as presented, and authorize the Comptroller's Office to proceed with distribution of the CAFR for public record, as required by law--Finance/Comptroller. (All Commission Districts.)
21. Discussion and possible approval of a Resolution allocating all or a portion of the County's remaining \$24,766,000 volume cap for recovery zone Economic Development Bonds to other governmental entities pursuant to the American Recovery and Reinvestment Act of 2009; and providing the effective date hereof; and if approved, authorize Chairman to execute Resolution for same--Finance. (All Commission Districts.)
22. Discussion and possible direction to staff regarding the process to allocate \$59,648,000 of Washoe County Recovery Zone Facility Bond Capacity--Finance/Manager. (All Commission Districts.)

23. Recommendation to approve the Department of Human Resources and Purchasing Department developing and administering a Request for Proposal for Temporary Employment Services for Washoe County [no specific dollar values will be assigned to these awards resulting from this Invitation to Bid, as services will be provided on a requirements basis to the County departments requiring temporary clerical services [anticipated annual dollar amount will be in excess of \$100,000]--Human Resources. (All Commission Districts.)
24. Recommendation to accept update on an Investment Grade Audit of energy savings opportunities in Washoe County buildings, and authorize payment to NORESKO, an energy service company [\$97,000 - funding source from General Fund]--Public Works. (All Commission Districts.)
25. Recommendation to approve Agreement between the County of Washoe and Western Botanical Services, Inc. [\$130,795 - funded by the American Recovery and Reinvestment Act 2009] to provide planning/design services for wildland fire ecosystem restoration plans and construction bid documents that focus on "on-the-ground" work for the Hawken and Peavine (aka Verdi Complex) Fire Restoration projects; and if approved, authorize Chairman to execute Agreement--Regional Parks and Open Space. (Commission Districts 1 and 5.)
26. Recommendation to approve Agreement between the County of Washoe and Resource Concepts, Inc. [\$166,900 - funded by the American Recovery and Reinvestment Act 2009] to provide planning/design services for wildland fire ecosystem restoration plans and construction bid documents that focus on "on-the-ground" work for the Arrowcreek, Skinner (aka East Lake) and Gooseberry (aka Red Rock) Fire Restoration projects; and if approved, authorize Chairman to execute Agreement--Regional Parks and Open Space. (Commission Districts 2 and 5.)
27. Recommendation to approve Agreement between the County of Washoe and JBR Environmental Consulting [\$81,143 - funded by the American Recovery and Reinvestment Act 2009] to provide planning/design services for wildland fire ecosystem restoration plans and construction bid documents that focus on "on-the-ground" work for the Belli and Martis Fire Restoration projects; and if approved, authorize Chairman to execute Agreement--Regional Parks and Open Space. (Commission Districts 1 and 5.)
28. Recommendation to authorize the Purchasing Department to release an Invitation to Bid for Water Testing, Review and Reporting, on behalf of the Department of Water Resources for a term of one year commencing March 1, 2010, with the provision for two successive annual renewal options [estimated annual value of the contract is \$117,500]--Water Resources. (All Commission Districts.)
29. Recommendation to approve and authorize the Chairman to execute the Amended and Restated Truckee Meadows Water Authority Cooperative Agreement (or Joint Powers Agreement) among the City of Reno, City of Sparks and Washoe County; and if approved, authorize submission of the Joint Powers Agreement to the Nevada Attorney General for approval--Water Resources. (All Commission Districts.)

30. Recommendation to approve a refund to TD Damonte, LLC for sewer and reclaimed water connection privilege fees [\$904,182] along with the remaining portion of a plan check/ inspection deposit [\$12,695.78] contingent upon the recordation of the reversion to acreage map for Damonte Ranch Village 5A Project in the South Truckee Meadows--Water Resources. (Commission District 2.)
31. Update on the status of the 2000 Regional Parks, Trails and Open Space Bond (WC-1) projects and possibly provide direction on the future allocation of unspent funds--Regional Parks and Open Space. (All Commission Districts.)
32. Discussion regarding Washoe County's ability to become a purveyor of electrical energy and possible direction to staff (requested by Commissioner Jung)--Manager. (All Commission Districts.)
33. Recommendation to appoint a Washoe County Commissioner to the Truckee Meadows Water Authority Board with a term to run January 1, 2010 through December 31, 2011. (All Commission Districts.)
34. Recommendation to issue a Notice to Terminate the Agreement for Software and Services by and between Sustain Technologies, Inc. and Washoe County, Nevada subject to the vendor's chance to consult and correct all defaults within 30 days pursuant to paragraph 9.2 - Termination by Either Party of the Agreement and to authorize the Case Management System Executive Committee to complete the termination process and any mediation, and if approved, authorize Chairman to execute Termination Notice--Reno Justice Court. (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.*)

35. Second reading and adoption of Ordinance pursuant to Nevada Revised Statutes 278.0201 through 278.0207 approving Amendment of Conditions Case Number AC09-002 to extend Development Agreement Case No. DA07-002 for Tentative Subdivision Map Case Number TM05-016 for Harris Ranch as previously approved by the Washoe County Planning Commission, the purpose of the agreement being to extend map approval until December 7, 2011 with a possible second extension until December 7, 2013 (Bill No. 1604); and if adopted, authorize Chairman to execute Amended and Restated Agreement between the County of Washoe and Spanish Springs Associates Limited Partnership--Community Development. (Commission District 4.)

- 6:00 p.m.** 36. Appeal Case No. AX09-007: Appeal of the Board of Adjustment's Action denying Variance Case No. VA09-005 (Shauna Olsen-Tone)--Community Development. (Commission District 2.)

To conduct a public hearing in accordance with applicable law, including Article 804 of the Washoe County Development Code, to review the record and any additional information received by the Board of County Commissioners in the hearing of this appeal, and either affirm the Board of Adjustment's denial of the variance, or to concur with the appellant and overturn the Board of Adjustment's decision, subsequently approving the project. The project is located at 4000 Odile Court, and is situated on the northeast corner of Odile Court and Lamay Lane, approximately 410 feet west of Fairview Road. The ±1.126 acre parcel is designated Low Density Suburban (LDS) in the Southwest Truckee Meadows Area Plan, and is situated in a portion of Sections 11 and 12, T18N, R19E, MDM, Washoe County, Nevada. The property is located in Southwest Truckee Meadows Citizen Advisory Board boundaries. (APN 040-491-43)

End Of Scheduled Public Hearings

- *37. 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).
- 38. Possible Closed Session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220.
- 39. Emergency Items.
- 40. Adjournment.