

COUNTY COMMISSIONERS

Jim Shaw, Chairman
Bonnie Weber, Vice-Chairman
Jim Galloway
David Humke
Pete Sferrazza

COUNTY MANAGER

Katy Singlaub

DEPUTY
DISTRICT ATTORNEY

Melanie Foster

AGENDA

WASHOE COUNTY BOARD OF COMMISSIONERS

COMMISSION CHAMBERS - 1001 E. 9th Street, Reno, Nevada

December 14, 2004

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 the Consent Agenda at the beginning of the Board Meeting.

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.

An Agenda **CAUCUS** Meeting will be held in the Commission Caucus Room (1001 E. 9th St., Bldg. A, 2nd Floor, Reno) on **MONDAY, December 13, 2004 at 1:30 p.m.** in order to review agenda items for the regular meeting of the Washoe County Board of Commissioners as described below. Said review, if requested by the Commission, is limited to a brief staff presentation of issue and may include review of background information and questions to be answered at the regular meeting.

Public Comment: Limited to three minutes per person and limited to matters other than the agenda items that will be heard at the Commission Meeting. Persons are invited to submit comments in writing on agenda items and/or attend and make comment on that item at the Commission Meeting.

AT THE CAUCUS MEETING (December 13, 2004), the following items may also be discussed:

Meeting Management Effectiveness.

Possible items for placement on the December 21, 2004 Commission Agenda.

Management Issues on Public Lands in Washoe County (Community Development)--**This item will start at 1:30 p.m.**

- Status of Bureau of Land Management's plan updates for Northern Washoe County
- Land tenure issues (acquisition and disposal)

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, the Board of Fire Commissioners for the Sierra Forest Fire Protection District and/or the Board of Trustees of either the Lawton/Verdi or South Truckee Meadows General Improvement Districts.

Support documentation for 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 St., Bldg. A, 2nd Floor, Reno, Nevada) and on the County's website at www.co.washoe.nv.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 Commission may take a short break every 1 1/2 hours.

- 2:00 p.m.**
- *1. Salute to the flag.
 - *2. Roll call.
 3. Approval of the agenda for the Board of County Commissioners' meeting of December 14, 2004.
 - *4. Public Comments (three-minute time limit per person and limited to items not listed on the agenda). The Commission reserves the right to reduce the time, or limit the total time allowed for public comment, if more than 10 people request to speak. Comments to be made to the Commission as a whole.
 - *5. 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.)
 - *6. Introduction of new Washoe County employees.
 7. Consent Items.
 - A. Approve minutes for the Board of Commissioners' meetings of November 9 and 16, 2004.
 - B. Authorize payment [\$50,000] to Nguyet Thi Vo as a full and final settlement of Claim Number 24349 against Washoe County--Risk Management.
 - C. Approve sponsorship of Directions 2005 Economic Forum Event at the \$1,500 level--Community Relations.
 - D. Approve amendments totaling \$20,000 in both revenue and expenses to the adopted Fiscal Year 2004/05 District Health Department's HIV Surveillance Program Budget (internal order #10012) in support of Travel, Equipment and Operating Expenditures funded by a Notice of Subgrant Award from the Nevada State Health Division and direct Finance Department to make appropriate budget adjustments--District Health.
 - E. Authorize release of Request for Proposals for Treasurer's Tax Billing and Collection System--Treasurer.

7. F. Award Request for Proposal - Regional Emergency Operations Center Technology, to Quantum Audio Video [\$97,195.10]; and if awarded, authorize Purchasing and Contracts Administrator to execute agreement for same (Emergency Management).
- G. Execute Resolution designating alternates to Tahoe Regional Planning Agency Governing Board--Community Development. (Continued from November 16, 2004 Commission meeting).
- H. District Attorney.
 - (1) Approve Interlocal Contract for IV-D Services between the County of Washoe and the State of Nevada; and if approved, authorize Chairman to execute same upon receipt.
 - (2) Written Consent for Continued Representation by the Allison, MacKenzie, Russell, Pavlakis, Wright & Fagan, Ltd. in *Utilities, Inc. v. Nevada PUC* (04-00276A, First Judicial District) and Verdi Meadows Utility, Inc.'s *Application before the Public Utilities Commission* and for said Firm's Undertaking the Representation of the Plaintiff in *Persighel v. Washoe County* (CV04-02304); and if approved, authorize Chairman to execute same.
- I. Sheriff.
 - (1) Accept donation [\$2,500] from Wal-Mart Foundation to Washoe County Community Emergency Response Team Program; and if accepted, direct Finance Department to make necessary budget adjustments.
 - (2) Execute Resolution to donate one used surplus 1980 International Cargo Star Mobile Command Post, including law enforcement equipment, from Equipment Services Division on behalf of the Washoe County Sheriff's Office to the University of Nevada Reno, Department of Police Services, in accordance with NRS 244.1505, Section 2.(a).
- J. Public Works.
 - (1) Approve Renaming of Existing Streets.
 - (a) First Creek Way to Silvertip Drive.
 - (b) Schwarzbier Court to Skyfire Court.
 - (2) Adopt Policy for Dedication Plaques on new construction of County-Owned Facilities.

7. J. (3) Approve Amendment to Contract for Professional Design Services with Hershenow + Klippenstein Architects for the Incline Village Maintenance Facility [\$9,229.18]; and, if approved, authorize Public Works Director to execute same.
- (4) Approve Amendment to Contract for Professional Design Services with Hershenow + Klippenstein Architects for the Incline Village Library [\$13,190.65]; and, if approved, authorize Public Works Director to execute same.
- K. Approve and authorize Director of Department of Water Resources to sign Change Order No. 1 for additional work on the Goldenrod Waterline Extension project [\$39,240.73]--Water Resources.
- L. Regional Parks and Open Space.
- (1) Approve 2005 Fee Schedule for the Department of Regional Parks and Open Space.
- (2) Approve 2005 Fee Schedule for the Washoe County Golf Courses operated by the Department of Regional Parks and Open Space.
- (3) Adopt and execute Washoe County Resolution to support a grant application from Nevada Division of State Lands, Conservation and Resource Protection Grant Program, to receive \$225,000 for extension of existing Swan Lake Boardwalk and Interpretive Path.
- (4) Approve Hidden Valley Regional Park 2004 Master Plan Update and Hidden Valley Neighborhood Park Conceptual Plan.
- M. Roll Change Requests for Clerical and Factual Errors and Execute Orders for Correction of Same (cumulative amount of reduction \$50,629.69)--Assessor.
- Gary A. & Judith A. Kruger--Parcel #001-340-29 [-\$474.06] 2004 Secured Roll.
 David D. & Amy Rocovits--Parcel #011-083-14 [-\$136.37] 2004 Secured Roll.
 Kelly Rae--Parcel #013-103-15 [-\$16.48] 2004 Secured Roll.
 Dynamic Diversified Devel Ent, et al--Parcel #018-223-05 [-\$354.02] 2004 Secured Roll.
 Joseph S. Coyle--Parcel #024-062-07 [-\$62.35] 2004 Secured Roll.
 Vitality Center--Parcel #026-021-15 [-\$1,092.81] 2004 Secured Roll.
 George Boykins, Jr.--Parcel #026-525-23 [-\$844.05] 2004 Secured Roll.
 William B. & Francine S. Egdamin, Jr.--Parcel #026-525-24 [-\$864.98] 2004 Secured Roll.
 Sharron K. Muller--Parcel #026-525-25 [-\$850.28] 2004 Secured Roll.
 Sparks Blacksmith & Welding Inc.--Parcel #034-371-02 [-\$238.36] 2004 Secured Roll.
 Vitality Center--Parcel #035-051-06 [-\$1,330.21] 2004 Secured Roll.

7. M. The River Christian Center Inc.--Parcel #038-800-08 [-\$3,952.45] 2004 Secured Roll.
- Joseph J. & Constance L. Eberle TR--Parcel #040-491-22 [-\$37.82] 2004 Secured Roll.
- David A. & Brenda Dubois--Parcel #041-402-01 [-\$200.47] 2004 Secured Roll.
- Theodoros & Monet F. Paputsidis--Parcel #047-031-29 [-\$93.68] 2002 Secured Roll.
- Theodoros & Monet F. Paputsidis--Parcel #047-031-29 [-\$96.36] 2003 Secured Roll.
- Theodoros & Monet F. Paputsidis--Parcel #047-031-29 [-\$94.25] 2004 Secured Roll.
- Imelda Reno LLC--Parcel #090-030-25 [-\$8,729.63] 2002 Secured Roll.
- Imelda Reno LLC--Parcel #090-030-25 [-\$11,003.62] 2003 Secured Roll.
- Imelda Reno LLC--Parcel #090-030-25 [-\$11,146.65] 2004 Secured Roll.
- Lynn L. & Melody A. Fetterly TR--Parcel #122-112-13 [-\$38.16] 2004 Secured Roll.
- Ronda D. Tycer TR--Parcel #125-142-03 [-\$839.13] 2001 Secured Roll.
- Ronda D. Tycer TR--Parcel #125-142-03 [-\$868.96] 2002 Secured Roll.
- Ronda D. Tycer TR--Parcel #125-142-03 [-\$866.83] 2003 Secured Roll.
- Ronda D. Tycer TR--Parcel #125-142-03 [-\$864.75] 2004 Secured Roll.
- Michael M. & Katherine C. Holland--Parcel #125-156-04 [-\$1,262.85] 2004 Secured Roll.
- Henry J. Malasky, et al--Parcel #126-082-24 [-\$99.17] 2002 Secured Roll.
- Henry J. Malasky, et al--Parcel #126-082-24 [-\$202.62] 2003 Secured Roll.
- Henry J. Malasky, et al--Parcel #126-082-24 [-\$202.12] 2004 Secured Roll.
- Daniel N. & Virginia P. Salerno--Parcel #126-251-04 [-\$13.07] 2001 Secured Roll.
- Daniel N. & Virginia P. Salerno--Parcel #126-251-04 [-\$13.53] 2002 Secured Roll.
- Daniel N. & Virginia P. Salerno--Parcel #126-251-04 [-\$13.46] 2003 Secured Roll.
- Jeff & Susan Homola--Parcel #130-202-07 [-\$359.14] 2004 Secured Roll.
- William G. & Diane D. Simmons--Parcel #131-224-08 [-\$1,564.27] 2004 Secured Roll.
- Daniel N. & Virginia P. Salerno TR--Parcel #131-232-02 [-\$50.83] 2001 Secured Roll.
- Daniel N. & Virginia P. Salerno TR--Parcel #131-232-02 [-\$52.63] 2002 Secured Roll.
- Daniel N. & Virginia P. Salerno TR--Parcel #131-232-02 [-\$52.49] 2003 Secured Roll.
- Jack N. & Nancy J. Tedford III--Parcel #131-250-09 [\$-347.71] 2001 Secured Roll.
- Jack N. & Nancy J. Tedford III--Parcel #131-250-09 [-\$401.52] 2002 Secured Roll.
- Jack N. & Nancy J. Tedford III--Parcel #131-250-09 [-\$400.50] 2003 Secured Roll.

7. M. Jon S. & Nancy E. Thomas--Parcel #131-261-06 [-\$115.85] 2001 Secured Roll.
 Jon S. & Nancy E. Thomas--Parcel #131-261-06 [-\$136.30] 2002 Secured Roll.
 Jon S. & Nancy E. Thomas--Parcel #131-261-06 [-\$48.79] 2003 Secured Roll.
 FAE Holdings 101736R LLC--Parcel #160-090-17 [-\$196.11] 2004 Secured Roll.

8. Appearance: Peggy Pound, Nevada Chapter of the American Public Works Association

 Presentation of "2004 Project of the Year - Buildings" Award for Regional Dispatch and Emergency Operations Center (Public Works).

9. Appearance: Bob Hadfield, Executive Director, Nevada Association of Counties

 Presentation in appreciation of Washoe County's Hosting the 2004 NACO Conference.

10. Recommendation to authorize Washoe County Department of Regional Parks & Open Space to sell, from the total amount of 194.03 acre-feet of water rights available, up to 105 acre-feet of water rights to the Washoe County School District at appraised value of \$15,000 per acre foot, as allowed under NRS 277.050, and authorize the Department to sell the balance of any remaining acre feet of water rights at public auction not to exceed a total of 194.03 acre-feet of water rights available; and approve and execute the Resolution for the sale of the balance of any remaining acre feet of ground water rights not sold to the Washoe County School District, being a portion of Permit No. 66958 and 66959 as changed by applications 71195 and 71194 respectively, at Sierra Sage Golf Course, with a minimum bid price of \$15,000 per acre foot; and, authorize Chairman to sign, upon presentation, the Purchase Agreement(s)--Regional Parks and Open Space.

11. Recommendation to authorize creation of 15 unfunded Deputy Sheriff Recruit positions--Sheriff.

12. Recommendation to approve reclassifications, abolish classifications and approve premium pay for a classification as submitted through the classification process (Human Resources).

13. Recommendation to authorize the Department of Social Services to expend a total of \$860,772 in Fiscal Year 2005 from savings of State General Funds and Federal match budgeted for Washoe County in Fiscal Year 2004 to support child welfare integration, which includes approval of two new Family Preservation Therapist positions (Mental Health Counselor II) effective January 1, 2005 and direct Finance Department to make appropriate budget adjustments--Social Services.

14. Award of Bids--Purchasing.

- A. No. 2458-05 for new Fleet Heavy Equipment to Empire Equipment Company L.P., dba Nortrax, [net amount \$690,444], and affirm Washoe County's right to procure additional fleet heavy equipment from the successful bidder through December 31, 2005, provided there is no increase in pricing offered, and capital outlay requests have been approved.
- B. No. 2424-04 for rental of one new Variable Data Printer to Xerox Corporation, [approximate amount \$336,000 for a five-year rental term]; and authorize Purchasing and Contracts Administrator to execute agreement for same.

15. Recommendation to approval purchase of 100 additional concurrent software licenses and subsequent training for the Countywide imaging solution [\$121,100] from High Desert Microimaging--Public Works/Information Technology.

16. Recommendation to approve reduction of the 1.00 Full Time Equivalent (FTE) Deputy Civil Marriage Commissioner to one part time .60 FTE Deputy Civil Marriage Commissioner and approve a 1.00 FTE Office Support Specialist for the Board Records and Minutes Division of the Clerk's Office; direct the District Attorney's Civil Division to prepare the necessary Ordinance to accomplish a change in the hours and days of operation for the Civil Marriage Commissioner's Office; and, direct the Clerk's Office, Human Resources and Finance to take the necessary steps to implement the recommendations--County Clerk.

17. First reading of an Ordinance amending provisions relating to Washoe County Code Chapter 110, Article 416, Flood Hazards, by amending Washoe County Code, Chapter 110, Development Code, Article 416, Flood Hazards, to add sections pertaining to flood storage mitigation requirements. The proposed changes will set development standards for properties located within flood plain storage Zone 1, and other matters properly relating thereto--Community Development.

18. Water Resources.

- A. Recommendation to review Water Rights Application 71738 and authorize the Chairman to recommend approval of the application to the Nevada State Engineer.
- B. Recommendation to review Water Rights Application 71382 and authorize Chairman to recommend denial of the application to the Nevada State Engineer as the Dodge Flat Basin is fully appropriated and overappropriation is contrary to the Washoe County Development Code and Nevada Revised Statute 533.370.

19. Recommendation to approve refund of taxes on real property [\$19,053.50]--Northern Nevada Housing Solutions and the Cottonwood Village Apartments for Fiscal Year 2003-2004; and if approved (unanimous vote required for approval), execution of Resolution approving same--District Attorney.

20. Discussion and possible retroactive approval to file with the Federal Communications Commission (FCC) an Opposition to Charter Communications' Petition for Special Relief for Determination of Effective Competition filed on November 8, 2004 and discussion and possible approval to pay the County's share of legal fees for such an Opposition (requested by Commissioner Sferrazza).
21. Discussion and possible action regarding 7th member of the Truckee Meadows Water Authority Board (requested by Commissioner Humke).

4:00 p.m. 22. Sierra Forest Fire Protection District.

See separate agenda.

4:15 p.m. 23. Truckee Meadows Fire Protection District.

See separate agenda.

24. 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).
25. Discussion and possible direction regarding 2002 Regional Plan Settlements, Regional Plan litigation and potential litigation and associated issues, including reports on actions of the Regional Planning Commission and Regional Planning Governing Board.

5:30 p.m. 26. **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 items in this category can vary.*)

A. Comprehensive Plan Amendments--Community Development.

(1) Comprehensive Plan Amendment Case Number CP04-014 (La Dera Ranch).

Consider the Washoe County Planning Commission's actions of November 3, 2004 and December 7, 2004 on this item, and to consider the applicant's request to amend the Sun Valley Area Plan and the North Valleys Area Plan, being parts of the Washoe County Comprehensive Plan. The amendment request would re-designate Assessor's Parcel Numbers 82-473-06, 82-473-07, 82-473-08, 82-473-09, 82-473-11, 82-473-12 and 502-250-05 from the combined land use designations of General Rural (GR, 374 acres), Low

5:30 p.m.

21. A. (1) Density Suburban (LDS, 10 acres) and LLR-1 (10 acres, in City of Reno) to the land use designations of Medium Density Suburban (MDS, 103.77 acres), Low Density Suburban (LDS, 136.09 acres), High Density Rural (HDR, 61.41 acres) and Open Space (OS, 83.69 acres). 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 request would re-designate those areas with slopes up to 15% to the land use designation of Medium Density Suburban, areas with slopes above 15% but less than 30% to Low Density Suburban and High Density Rural and those areas with slopes of 30% or greater to Open Space (OS). The request would also remove the Sphere of Influence of the City of Reno from a small portion of the project area, as the property is proposed to be developed under County jurisdiction. The proposal would result in land use designations that would allow a total of 471 dwelling units to be constructed. The parcels are within the Truckee Meadows Service Area, and within the Area of Interest for the City of Reno and the City of Sparks, as identified by the 2002 Truckee Meadows Regional Plan. The parcels are located within Sections 13 and 24, T20N, R19E, MDM, Washoe County, Nevada. The property is within the Washoe County Commission District No. 5 and is primarily within the Sun Valley Citizen Advisory Board boundary, with a small portion within the North Valleys 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 one administrative change to the Sun Valley Area Plan.

The administrative change requested is the re-designation of approximately 0.34 of an acre of Assessors Parcel Number 085-330-40 from a land use designation of Industrial (I) to Medium Density Suburban (MDS). The entire parcel is a portion of the proposed Harmony Mesa subdivision. The Planning Commission took a separate vote on the administrative change, which was approved unanimously.

AND IF APPROVED

Authorize the Chairman to execute the Resolution for the updated area plans after a determination of conformance with the Regional Plan by the Truckee Meadows Regional Planning Agency.

AND IF APPROVED

The Board of County Commissioners hereby initiates an amendment to the 2002 Truckee Meadows Regional Plan to withdraw Assessors Parcel Number 082-473-06 from the City of Reno Sphere of Influence.

5:30 p.m. 26. A. (2) Case No CP04-005 (Spanish Springs Area Plan Update).

Consider an amendment to the Spanish Springs Area Plan and the Spanish Springs Specific Plan that provides a wholesale update of the Spanish Springs Area Plan such that the Spanish Springs Specific Plan is dissolved, incorporating certain features of the Specific Plan into the updated Area Plan; establishing updated goals and policies relating to Land Use, Transportation, Scenic, Recreational and Cultural Resources, Natural Resources (Air, Land and Water), and establishing specific findings, criteria and thresholds for future amendments; amending the Land Use Map for certain land use changes within a proposed suburban character management area; and establishing a Land Use Map, Character Management Map, Recreational Opportunities Map, Public Services and Facilities Map, Streets and Highway Systems Map, and Development Suitability Map.

AND IF APPROVED

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

B. Special Assessment District No. 35 - Rhodes Road.

Conduct a public hearing to consider all complaints, protests, and objections made in writing or verbally to the assessment roll or to the proposed assessments, and to the regularity of the proceedings in making such assessments, by the owners of the property specially benefited by, and proposed to be assessed for, the improvements in the Special Assessment District No. 35 (Rhodes Road), by any person interested, and by any parties aggrieved by such assessments.

AND

Possible adoption and execution of a Resolution concerning Washoe County, Nevada, Special Assessment District No. 35 (Rhodes Road); considering complaints, protests, and objections made to the assessments at the hearing on the assessment roll and making determinations thereon; validating and confirming the assessment roll; providing other details in connection therewith.

AND

First reading of an Ordinance concerning Washoe County, Nevada, Special Assessment District No. 35 (Rhodes Road); assessing the cost of street improvements against the assessable tracts of land benefited by the improvements; describing the manner for the collection and payment of the assessments; providing penalty for delinquent payments; providing other details in connection therewith.

5:30 p.m. 26. C. Special Assessment District No. 36 - Evergreen Hills Drive.

Conduct a public hearing to consider all complaints, protests, and objections made in writing or verbally to the assessment roll or to the proposed assessments, and to the regularity of the proceedings in making such assessments, by the owners of the property specially benefited by, and proposed to be assessed for, the improvements in the Special Assessment District No. 36 (Evergreen Hills Drive), by any person interested, and by any parties aggrieved by such assessments.

AND

Possible adoption and execution of a Resolution concerning Washoe County, Nevada, Special Assessment District No. 36 (Evergreen Hills Drive); considering complaints, protests, and objections made to the assessments at the hearing on the assessment roll and making determinations thereon; validating and confirming the assessment roll; providing other details in connection therewith.

AND

First reading of an Ordinance concerning Washoe County, Nevada, Special Assessment District No. 36 (Evergreen Hills Drive); assessing the cost of street and water improvements against the assessable tracts of land benefited by the improvements; describing the manner for the collection and payment of the assessments; providing penalty for delinquent payments; providing other details in connection therewith.

END OF SCHEDULED PUBLIC HEARINGS

27. Possible Closed Session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220. (Note: This item may be discussed at the Monday Caucus Meeting or Tuesday Board Meeting.)
28. Emergency Items.