

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY 9:00 A.M. APRIL 21, 1998

PRESENT:

Joanne Bond, Chairman
Mike Mouliot, Vice Chairman
Sue Camp, Commissioner
Jim Galloway, Commissioner
Jim Shaw, Commissioner

Judi Bailey, County Clerk
John MacIntyre, County Manager
Madelyn Shipman, Legal Counsel

The Board met in regular session in the District Health Department, Building B, South Auditorium, 1001 E. Ninth Street, Reno, Nevada. Following the pledge of allegiance to the flag of our Country, the Clerk called the roll and the Board conducted the following business:

98-333 AGENDA

In accordance with the Open Meeting Law, on motion by Commissioner Shaw, seconded by Commissioner Camp, which motion duly carried, Chairman Bond ordered that the agenda for the April 21, 1998 meeting be approved.

PUBLIC COMMENTS

There was no response to the call for public comments.

MINUTES

On motion by Commissioner Shaw, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that the minutes of the regular meeting of March 24, 1998 be approved.

98-334 EMPLOYEE RECOGNITION PROGRAM

Chairman Bond advised that Richard Kirkland, Sheriff, has requested that the Board hear this item at this time. Sheriff Kirkland introduced the employees of his office who were present to receive Certificates of Award for their suggestions for improvement of County functions. Chairman Bond presented the Certificates to Kelley Smith, Michael Haley, and Sophia Medzihradsky.

Later in the meeting, Chairman Bond presented Certificates of Award to Darrell Craig, Bill Tamantini, Michael Wilson, and Joel Ellis. Certificates were also received by Judy Barbaria, Phyllis Sargent, and Paula Riley who were not present.

Chairman Bond congratulated the recipients and thanked them for their innovative ideas.

County Manager MacIntyre commented that the recipients were involved in making a number of suggestions that provided either a significant improvement in facilities or services or produced annual savings; and that many employees have participated in this process, which he would expect to continue and grow into the future.

98-335 SEXUAL ASSAULT VICTIMS - MEDICAL CARE - PAYMENT

Legal Counsel Shipman provided information relative to this item in response to questions raised at yesterday's caucus meeting and advised that payments concerning victims of sexual assault are made pursuant to statutory requirements; and that the figures being presented have been screened by the District Attorney's Office and determined to be legitimate, and fall within the statutory amount.

Pursuant to NRS 217.280 to 217.350, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that payments with funds from the District Attorney's account designated Sexual Assault Victims Expenses be authorized for initial emergency medical care or follow-up treatment for 20 victims of sexual assault in an amount totaling \$7,989.46 as set forth in a memorandum placed on file with the Clerk from Vickie Wedow, Administrative Assistant, District Attorney's Office, dated April 1, 1998.

98-336 RESOLUTION - ESTABLISH REVOLVING CHECKING ACCOUNT - SOCIAL SERVICES - TREASURER

Upon recommendation of Bill Berrum, Treasurer, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the following Resolution be adopted and Chairman Bond be authorized to execute:

RESOLUTION TO ESTABLISH A REVOLVING CHECKING ACCOUNT FOR THE WASHOE COUNTY DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the Board of County Commissioners of Washoe County, pursuant to NRS 354.609, has the authority to create and fund revolving checking accounts; and

WHEREAS, The Washoe County Department of Social Services has requested the establishment of a revolving checking account to assist in the administration of that office;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF WASHOE COUNTY, NEVADA as follows:

1. That, pursuant to the provisions of NRS 354.609, the County Treasurer and the County Comptroller are hereby authorized and directed to take all necessary steps to establish and account for a revolving checking account for the Washoe County Department of Social Services.
2. That the above revolving checking account will be with the Bank of America for the purpose of holding, disbursing, and accounting for funds received in a subgrant from the State of Nevada (Ryan White Grant). The funds of this subgrant are to be used for payment of COBRA health insurance premiums and associated expenses for individuals who have been determined to be H.I.V. positive, and who, because of loss of employment, are on the verge of losing health insurance coverage as well. Associated expenses will include the cost of co-payments for medications that are prescribed for the treatment of H.I.V.
3. That said revolving checking account shall maintain a balance of not more than \$5,000.00 at any given time, and will be used exclusively for transactions related to the Washoe County Department of Social Services. Each expenditure transaction will require two (2) signatures, and one (1) official from the Treasurer's Office shall be listed on the signature card.
4. That the maximum dollar amount of any single expenditure shall not exceed \$800.00.
5. That the Director of Social Services shall henceforth be held accountable for the revolving checking account authorized by this resolution.

Additionally, each transaction shall be accounted for, audited and balanced on a monthly basis, and a copy of each reconciled bank statement shall be provided to the Treasurer's Office.

6. That the County Clerk is directed to distribute copies of this resolution to the Washoe County Treasurer, Comptroller, Director of Social Services and the Nevada Department of Taxation.

Upon recommendation of Nancy Cummings, Library Director, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that two Library Services and Technology Act (LSTA) grants, one for purchasing circulating CD Rom's in the amount of \$5,000 (LSTA #98-23), and one for Reno Branch Technology in the amount of \$50,000 (LSTA #98-16) be accepted.

It was further ordered that the State Grant-In-Aid funds in the amount of \$120,714 appropriated as the result of recent legislation be used to enhance the Library collection system wide; and the amount of MURL grant (#I-97-7-2) increased by the State Library from \$19,293 to \$27,990 be utilized to purchase materials for two "partnership" libraries, Mendive and Billinghamurst.

98-338 RESOLUTION - AMENDED SOUTHWEST TRUCKEE MEADOWS AREA PLAN - COMPREHENSIVE PLAN AMENDMENT CASE NO. CPA 97-SWTM-1

Based on the finding of conformance with the Truckee Meadows Regional Plan, upon recommendation of Mike Boster, Department of Community Development, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the following Resolution be adopted and Chairman Bond be authorized to execute:

RESOLUTION ADOPTING THE AMENDED SOUTHWEST TRUCKEE MEADOWS AREA PLAN (CPA97-SWTM-1), A PART OF THE WASHOE COUNTY COMPREHENSIVE PLAN

WHEREAS, Section 278.150 and 278.210, Nevada Revised Statutes, specifies that the Washoe County Planning Commission may prepare, adopt and amend a master (comprehensive) plan for all or any part of the County, subject to County Commission approval:

WHEREAS, The Washoe County Planning Commission has found that the SOUTHWEST TRUCKEE MEADOWS AREA PLAN, a part of the Washoe County Comprehensive Plan, and the most recent amendment, provides a long-term general plan for the development of the County including the subject matter currently deemed appropriate for inclusion in the Comprehensive Plan;

WHEREAS, Section 278.220, Nevada Revised Statutes, specifies that the Board of County Commissioners of Washoe County, Nevada, may adopt and endorse plans for Washoe County as reported by the Planning Commission, in order to conserve and promote the public health, safety and general welfare;

WHEREAS, A public hearing on the adoption of the Washoe County Comprehensive Plan, including the SOUTHWEST TRUCKEE MEADOWS AREA PLAN, was first held on May 21, 1991, with the most recent amendment to the SOUTHWEST TRUCKEE MEADOWS AREA PLAN being held on January 13, 1998, by the Board of County Commissioners of Washoe County, Nevada;

WHEREAS, At the conclusion of the public hearing, the Board of County Commissioners endorsed the amendment to the SOUTHWEST TRUCKEE MEADOWS AREA PLAN, a part of the Washoe County Comprehensive Plan, pursuant to Section 278.0282, Nevada Revised Statutes, for conformance review with the Truckee Meadows Regional Plan;

WHEREAS, A public hearing for the review of conformance of the Washoe County Comprehensive Plan, including the SOUTHWEST TRUCKEE MEADOWS AREA PLAN, was first held on October 23, 1991, with the most recent amendment to the SOUTHWEST TRUCKEE MEADOWS AREA PLAN being held on March 11, 1998, by the Truckee Meadows Regional Planning Commission, at which time the plan was deemed in conformance with the Truckee Meadows Regional Plan; and

WHEREAS, The amendment to the SOUTHWEST TRUCKEE MEADOWS AREA PLAN, a part of the Washoe County Comprehensive Plan, which is in conformance with the Truckee Meadows Regional Plan, has completed all the necessary requirements for adoption as specified in the Nevada Revised Statutes and Article 820, Amendment of Comprehensive Plan, of the Washoe County Development Code; now, therefore, it is hereby

RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY, NEVADA, That the Board does hereby adopt and endorse the amended SOUTHWEST TRUCKEE MEADOWS AREA PLAN, a part of the Washoe County Comprehensive Plan, to serve as a guide for the orderly growth and development of Washoe County, Nevada.

Greg Finkler, Parks and Recreation, provided information in response to questions asked at yesterday's caucus meeting and advised that, pursuant to the vote of Sparks City Council not to fund any contribution, Skyfire voted to move forward with the Skyfire event this summer; that Skyfire will be going back to the Reno City Council to ask for continued support with the understanding that Sparks will not be contributing; that there has been recent interest in some major sponsorships from businesses in the community; and that a recent editorial in the Reno-Gazette Journal has raised public awareness regarding Skyfire.

Chairman Bond commented that she is glad to hear that the public is stepping forward on this issue.

Upon recommendation of Karen Mullen, Director, Department of Parks and Recreation, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the following Resolution concerning financial support for Skyfire 1998 be adopted and Chairman Bond be authorized to execute:

A RESOLUTION GRANTING A MONETARY GIFT TO RENO, SPARKS, WASHOE COUNTY SKYFIRE, INC.

WHEREAS, a fireworks display (Skyfire) has been a traditional July 4th activity within the Truckee Meadows; and

WHEREAS, concerned citizens formed in 1995 the Reno, Sparks, Washoe County Skyfire, Inc. (hereinafter "RSWC Skyfire Inc.") for the purpose of sponsoring the Skyfire display and future displays; and

WHEREAS, RSWC Skyfire, Inc. has nonprofit status as a 501 (c) (3) corporation; and

WHEREAS, RSWC Skyfire, Inc. has agreed to pay Washoe County \$2,000 for facility use at Rancho San Rafael Park; and

WHEREAS, RSWC Skyfire, Inc. has requested assistance from Washoe County for 1998 in the amount of \$10,000; and

WHEREAS, RSWC Skyfire, Inc. has represented to the Washoe County Commission that cash contributions equaling \$10,000 each will be sought from the City of Reno and the City of Sparks for this year's displays;

NOW, THEREFORE, BE IT RESOLVED that the Washoe County Commission desires to see a continuation of the traditional Truckee Meadows fireworks display; and

BE IT FURTHER RESOLVED that a grant of \$10,000 be provided RSWC Skyfire, Inc. for the 1998 fireworks display of which \$8,000 is cash and \$2,000 is in fee waivers for facility use at Rancho San Rafael Park.

98-340 COMPUTER SOFTWARE PURCHASE - RENO JUSTICE COURT - FINANCE

Upon recommendation of Brian Mirch, Finance Division, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that the purchase of computer software from In-Step and from Abernetics for the Reno Justice Court be approved.

It was noted that the monies to be spent on the project will come out of the Court's Administrative Assessment funds which by law can be spent for court automation; and that total cost is estimated at \$514,000, according to Management Information Services, and the final contracts will soon come to the Board for approval.

98-341 SUBORDINATION AGREEMENT - WATER RIGHTS OPTION - NORTHWEST NEVADA WATER RESOURCES LIMITED PARTNERSHIP/FISH SPRINGS RANCH - DISTRICT ATTORNEY

Upon recommendation of Madelyn Shipman, Assistant District Attorney, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that a Subordination Agreement between Washoe County and Northwest Nevada Water

Resources Limited Partnership concerning the Fish Springs Ranch be approved and Chairman Bond be authorized to execute.

98-342 WATER RIGHTS DEED - JOHN OHLSON AND PAMELA H. WILLMORE - WARM SPRINGS VALLEY - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the Water Rights Deed for 1.5 acre-feet of water rights being a portion of Permit 53864 between John Ohlson and Pamela H. Willmore as Grantor and Washoe County as Grantee, in support of future development within Warm Springs Valley, be approved and Chairman Bond be authorized to execute.

It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

98-343 WATER RIGHTS DEED - W. R. ROGGENBIHL - LIGHTHOUSE BAPTIST CHURCH - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the Water Rights Deed for 1.294 acre-feet of surface water rights being a portion of Claim 337/338, 0.644 acre-feet of surface water being a portion of Claim 431 and 2.995 acre-feet of surface water being a portion of Claim 232 for a total of 4.933 acre-feet between W. R. Roggenbihl as Grantor and Washoe County as Grantee, on behalf of the Lighthouse Baptist Church in support of water service to the project, be approved and Chairman Bond be authorized to execute. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

98-344 WATER RIGHTS DEED - W. R. ROGGENBIHL - HAWCO INVESTMENT AND DEVELOPMENT COMPANY, INC. - EAGLE CANYON SUBDIVISION - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the Water Rights Deed for 4.782 acre-feet of surface water rights from a portion of Claim 337/338, as further changed by Application 63854; and 1.03 acre-feet of surface water from a portion of Claim 562, as further changed by Application 63855, for a total of 5.812 acre-feet between W. R. Roggenbihl as Grantor and Washoe County as Grantee, on behalf of Hawco Investment and Development Company, Inc. in support of the Eagle Canyon Subdivision, be approved and Chairman Bond be authorized to execute. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

98-345 WATER RIGHTS DEED - JOHN C. SERPA - EAST WASHOE VALLEY - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the Water Rights Deed for 40.48 acre-feet of water rights being a portion of Permit 31848, Certificate 12504, as changed by Permit 57916; and 8.0 acre-feet of water rights being a portion of Permit 49154, Certificate 12506, as changed by Permit 57991 between John C. Serpa as Grantor and Washoe County as Grantee, in support of six parcel maps creating 24 parcels within East Washoe Valley (part of APN 50-351-25, 26, and 27), be approved and Chairman Bond be authorized to execute. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

98-346 WATER RIGHTS DEED AND WATER SALE AGREEMENT - SIERRA PACIFIC POWER COMPANY - MOLLY MANLEY RESIDENCE - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the Water Rights Deed for 0.91 acre-feet of water rights being a portion of Claim 211 between Sierra Pacific Power Company as Grantor and Washoe County as Grantee; and Water Sale Agreement between Sierra Pacific Power Company and Washoe County, in support of the Molly Manley residence (APN 027-041-10), be approved and Chairman Bond be authorized to execute. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed and Water Sale Agreement with the County Recorder.

Upon recommendation of John Collins, Manager, Utility Services Division, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the Water Rights Deed for 21.89 acre-feet of water rights from a portion of Permit 29104, originally a portion of Claim 65 between Sun Valley Water and Sanitation District as Grantor and Washoe County as Grantee; and Water Sale Agreement between Sun Valley Water and Sanitation District and Washoe County, in support of 58 lots within Stone Crest Phase 3 be approved and Chairman Bond be authorized to execute. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed and Water Sale Agreement with the County Recorder.

98-348 ORDINANCE AMENDING WCC CHAPTER 110 - OFF-PREMISE SIGNS

Mike Harper, Special Projects Manager, reviewed background information and advised that the Planning Commission reviewed the recommendations forwarded to them by the Board of County Commissioners regarding billboard regulations, and in most cases they were not prepared to follow those recommendations. He noted that the vote was 3 - 2 with one abstention and one member absent. Mr. Harper then reviewed the original proposals and the Planning Commission's response to the proposed amendments.

Chairman Bond disclosed that she served on the committee that drafted the changes that were forwarded to the Planning Commission. Mr. Harper noted that Chairman Bond was appointed by the Board in that capacity and after the recommendations were made, she was no longer involved in the process.

Commissioner Galloway stated that the Board put in a lot of time on this issue and came up with certain recommendations, and the Planning Commission has made drastic changes in those recommendations; that there are a couple of cases where the Planning Commission recommendations offer food for thought such as matters relating to office commercial and spacing radius; but that in most cases he would like to see sufficient justification presented by the Planning Commission to change what the Board sent to them. He then noted statements made by Daniel Shulte of Donrey Outdoor Advertising, as reflected in the Planning Commission minutes, relative to the industry requesting a reduction in the linear measurement between signs from 1000 feet to 500 feet, a 20% extension, and elimination of the cap on the number of billboards, and stated that he was rather shocked that after all the work done by the task force and at the workshop, the industry went on record with something even more lenient.

A discussion commenced relative to billboards at intersections, spacing, cap, etc. and Mr. Harper stated that he believes that the way the ordinance is drafted it would be rare to have four billboards on a corner, but it is better to err on the side of caution and specifically address this issue in the ordinance. Commissioner Mouliot commented that he believes the implementation of the cap is essential to do many of the things that many months were spent on to design. Mr. Harper stated that the cap was a very handsome offer made by the industry and is an important element of the regulations.

He noted that the cap is not a guarantee to the industry that they are always going to be given that number of billboards, which they have acknowledged that they understand.

Further discussion commenced regarding amortization, office commercial, etc. Upon inquiry, Mr. Harper advised that the issue of office commercial was brought in after the fact and is a proposal that is strongly supported by the communities to decrease the ability of office commercial to be used for neighborhood commercial uses.

Chairman Bond stated that she believes the Board should embrace what they have already done and go forward.

Legal Counsel Shipman noted that she does not believe that the current ordinance title is sufficient, even if the Board moves forward with its original proposal; and that the CAB's should be notified of the Board's action today so they know which form of the ordinance is going to be introduced.

Raymond Paschke, Consultant to the outdoor advertising industry, stated that they prefer that the final ordinance be the one that was sent to the Planning Commission with refinements and recommendations as directed by the Board; that they would prefer to have

the spacing at 500 feet and an increase in size from 480 to 672 square feet to allow them into commercial industrial zones; that the cap and replace concept is very important because it will allow for non-conforming signs to be placed elsewhere so that all signs in the County will be legally conforming; and that they would like to be allowed into the office commercial zones, but not into the neighborhood commercial. Commissioner Galloway explained that he is not proposing anything smaller than 1,000-foot-spacing, but would like something added to deal with bunching up of billboards on corners; and that he believes that 500-foot-spacing is out of the question based on the information he has so far. Mr. Paschke stated that the industry has conceded to the 1,000-foot-spacing, even though State regulations for all state highways is 500 feet. Commissioner Galloway commented that he appreciates the industry's patience and willingness to work together on these issues; that he thinks something needs to be done at some point about the office commercial situation, but feels there is such a thing as good faith in process; that the Board sent something to the Planning Commission and he wants to keep that spirit as close as possible; that in return he would like the industry, in good faith, not to come back and hammer the Board for more; and that he believes that what was sent to the Planning Commission is the best thing anybody could have worked out.

Mr. Shulte then responded to Commissioner Galloway's comments relative to the statements he made at the Planning Commission, and advised that his response was at the suggestion of Mr. Harper that if the Planning Commission was going to another extreme, the industry's points would at least be on record should the whole process be reopened for discussion. He stated that he was in favor of the process that was conducted and supports that today; and that it is his understanding that there is a process currently going on where neighborhood commercial will be broken out from office commercial, and they would like to be retained under the office commercial, but not under the neighborhood commercial as they do not want to be next to a residential area.

Mr. Harper clarified that office commercial is currently structured to just accommodate office type uses; and that the office commercial nomenclature is not being changed but would be expanded to include a number of neighborhood commercial type uses.

A discussion then commenced relative to the appropriate degree angle for "vee" aligned signs.

On motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that the Ordinance be drafted in accordance with the original amendment proposals from the Board of County Commissioners with office commercial not to be included as a potential new land use designation for billboards; language be added as suggested by Mr. Harper to avoid bunching up of billboards at corners; and the alignment of billboards be changed from parallel to no more than 20 degrees.

Legal Counsel Shipman advised that the Ordinance will come back at a later date for introduction with the noted changes and a change in the title that more specifically addresses the changes.

98-349 PROPERTY EXCHANGE- KEYSTONE CANYON- RESOLUTION OF ACCEPTANCE - AGREEMENT FOR EXCHANGE OF REAL PROPERTY - PARKS

9:30 a.m. This was the time set in a Resolution and Notice of Intent to Exchange Washoe County Property published in the Reno Gazette-Journal on April 6, 13, and 20, 1998 to accept any further offers of cash or exchange relating to the "Intent to Exchange Washoe County Property" whereby 47+ acres of Keystone Canyon held by Keystone Community Corporation (Church) would be exchanged for .62+ acres of City of Reno property and 4.24+ acres of Washoe County property. Proof was made that due and legal notice had been given.

Karen Mullen, Director, Department of Parks and Recreation, reviewed background information regarding this item.

Chairman Bond opened the public hearing and called for oral bids on the subject property and there was no response. She then asked if anyone wished to speak on this issue and there being no response the public hearing was closed.

Commissioner Galloway commented that the Church and the Parks Department did a great job working together on the exchange which will benefit both parties, as it will preserve an entrance to public lands and provide a scenic feature on the borders of San Rafael Park, with the Church obtaining the possibility of a signalized intersection to their property which they otherwise would not have had.

On motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried, it was ordered that the offer of Keystone Community Corporation (Church) for the exchange of property be accepted; and that the following Resolution of Acceptance be adopted and Chairman Bond be authorized to execute. It was further ordered that the Agreement for Exchange of Real Property between Keystone Community Corporation and Washoe County and the City of Reno be approved and Chairman Bond be authorized to execute.

RESOLUTION OF ACCEPTANCE OF OFFER TO EXCHANGE WASHOE COUNTY PROPERTY

WHEREAS, Washoe County (hereinafter referred to as "County") is the owner of a +3.0 acre piece of property located on McCarran Boulevard within the southwest one-quarter of Section 34, T.20N., R.19E., M.D.B.&M., a portion of Assessor's Parcel Number 02-020-09; and

WHEREAS, County is the owner of a +1.24 acre parcel located on Ives Avenue, within the southwest one-quarter of Section 34, T.20N., R.19E., M.D.B.&M., Assessor's Parcel Number 02-020-14; and

WHEREAS, the County properties referenced above are part of Rancho San Rafael Regional Park, deeded to the County by the State of Nevada Public Employees Retirement System; and

WHEREAS, the City of Reno (hereinafter referred to as "City"), is the owner of +.62 acre parcel located on Ives Avenue, within the southwest one-quarter of Section 34, T.20N., R.19E., M.D.B.&M., a portion of Assessor's Parcel Number 02-020-12; and

WHEREAS, Keystone Community Corporation, a Nevada nonprofit corporation, affiliated with the University Family Fellowship Vineyard (hereinafter referred to as the "Church") is the owner of a +47 acre piece of property which is a portion of the northeast one-quarter of the southeast one-quarter of Section 33, T.20N., R.19E., M.D.B.&M., being a portion of Assessor's Parcel Number 82-630-11; and

WHEREAS, County has received an offer from the Church to exchange the Washoe County and City of Reno properties referenced above for the + 47 acre piece of property referenced above, which property is known as Keystone Canyon and which property is adjacent to Rancho San Rafael Regional Park; and

WHEREAS, County desires to obtain the Church property for public park purposes, to preserve public access to Keystone Canyon, and to protect the ridge line between Keystone Canyon and Rancho San Rafael Regional Park from development; and

WHEREAS, the City has agreed to exchange its property referenced above to facilitate the purposes spelled out herein so long as the City does not incur any costs in the exchange; and

WHEREAS, pursuant to NRS 244.281, the Board of County Commissioners of Washoe County has the power to exchange County property for other real property of substantially equal value, if it has also determined by resolution that the acquisition of the other real property will be in the best interest of the County; and

WHEREAS, pursuant to NRS 244.281 the Board of County Commissioners adopted a Resolution on April 14, 1998, stating its intention to exchange the Washoe County and City of Reno properties for the +47 acres of property offered by the Church, as the acquisition of that property, based upon the terms provided for in that Resolution, is in the best interest of Washoe County and the Board of County Commissioners of Washoe County has held a public hearing on April 21, 1998, where offers of cash or exchange from other persons could be received; and

WHEREAS, notice of the County's intention to exchange the property has been published according to law pursuant to NRS 244.281;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY that Washoe County finds that the exchange of the properties as herein above set forth is in the best interest of Washoe County and does hereby accept the offer of Keystone Community Corporation, to exchange the properties based upon the terms and conditions herein specified as such offer is

the highest and best offer, and is an exchange for substantially equal value.

BE IT FURTHER RESOLVED AND ORDERED BY THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY that an escrow shall be established as provided in the proposed "Agreement for Exchange" to facilitate the exchange of these properties and associated documents as called for therein, and that the Agreement shall be executed concurrently herewith.

BE IT FURTHER RESOLVED AND ORDERED BY THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY that in the event all of the required documents are not completed and escrow has not closed within sixty (60) days, then the County's Director of Parks and Recreation may extend the escrow for an additional period of time not to exceed sixty (60) days.

BE IT FURTHER RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY that this exchange is expressly conditioned upon approval by the State of Nevada Public Employees Retirement System.

98-350 CONTINGENCY TRANSFER - VECTOR CONTROL PROGRAM - HEALTH

Jim Begbie, Acting District Health Officer, stated that, pursuant to discussion at yesterday's caucus meeting, and being sensitive to comments that their request will drain contingency; they are amending the requested amount to \$132,633 which is the same amount they asked for last year. He advised that discussion was held at yesterday's caucus relative to the formation of a mosquito abatement district, and they are very interested in working with the Board on this issue; and that the last time this issue was addressed was several years ago and additional work and an update of that prior information would be needed.

Carl Cahill, Environmental Health Services Division, District Health Department, provided background information relative to the mosquito abatement program and utilized a visual map depicting the areas that are sprayed and where the greatest population growth is occurring. He advised that the area has greatly expanded and the costs of materials are going up; that the cost of the spray material is very volatile, and they have taken steps to reduce costs where possible; and that they strongly promote forming maintenance and abatement districts.

Dan Ariaz, Vector Control Coordinator, Health Department, provided additional information and responded to questions of the Board.

Commissioner Mouliot noted that a large part of the growth is in areas located in the City of Reno and the City of Sparks. He stated that the Health District is not funded entirely by Washoe County contingency and he has a problem with funding City of Reno and City of Sparks growth out of contingency when there are needs in other County departments.

Commissioner Shaw asked if the reduced amount will be sufficient and Mr. Begbie responded that they may need to change strategies and the pesticides they use to get the best affect, but staff will do the best job they can with the materials they acquire and will continue to provide good service and stay on top of the situation.

On motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that the Transfer from Contingency in the amount of \$132,633 to the Vector Control Program for the purpose of purchasing pesticides to conduct mosquito control activities this spring be approved and the following account transactions be authorized:

Account Description	Decrease	Increase
001-1890-7328	Contingency	\$132,633.00
002-1721G-7258		Pesticides \$132,633.00

Commissioner Mouliot stated that he supported the funding request because of the need for mosquito control, but strongly objects to Washoe County funding everybody else because this is supposed to be a three-way split, a regional thing.

98-351 BILL NO. 1190 - AMENDING WCC CHAPTER 25 - OUTDOOR FESTIVAL PROVISIONS

Dean Diederich, Planning Manager, Department of Community Development, provided background information and reviewed the amendments to the Outdoor Festival Ordinance. He advised that there is the need to always recognize the U.S. Constitution First Amendment Rights of speech and the right to assemble; and that the goal is simply to protect the public health and safety and recover public costs that may be expended to assist with an assembly. He advised that the ordinance applies to outdoor festivals of 1,000 or more people and has only been used once in its history which was for the Burning Man Festival last year; and that at the conclusion of that festival staff considered what did and did not work and it was apparent that more lead time was needed for the application and permit process to assure compliance with all conditions. He noted that one issue not addressed in this ordinance but addressed in State law is that tickets are not supposed to be sold until the event permits are in place.

Mr. Diederich further stated that the ordinance applies to festivals on public or private lands in the unincorporated area; that Federal lands are excluded as they fall under Federal jurisdiction and State lands are excluded because they are processed through the State Land Board; and that they request that Washoe County Parks also be excluded as festivals or assemblies held on Parks grounds go through a review process by the Parks and Recreation Department.

A discussion commenced relative to what liability the County may have if a festival such as Burning Man is held on BLM land and the BLM requests County assistance. Legal Counsel Shipman advised that in that situation there are generally agreements and the liability issue would not exist for the County as it would not be in the process of approving a permit and the County's participation would be indirect through the BLM.

Mr. Diederich further commented that, concurrent with the ordinance proposal, is a request to initiate a change to the Development Code relative to the permitting process for outdoor festivals.

Bill No. 1190 entitled, "AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY REVISING PROVISIONS OF CHAPTER 25 TO REQUIRE APPLICATION FOR OUTDOOR FESTIVAL LICENSE TO BE FILED 90 DAYS PRIOR TO EVENT; CONDITIONS OF LICENSURE TO BE COMPLIED WITH NO LATER THAN 30 DAYS PRIOR TO EVENT; CLARIFYING AUTHORITY FOR SHERIFF, FIRE CHIEF OR DISTRICT HEALTH OFFICER TO TEMPORARILY REVOKE LICENSE; AND OTHER MATTERS RELATING THERETO," was introduced by Commissioner Shaw, as amended to exclude Washoe County Parks and Recreation lands, the title read to the Board, and legal notice for final action of adoption directed.

On motion by Commissioner Shaw, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the following Resolution initiating an amendment to the Washoe County Development Code relating to outdoor festivals be adopted and Chairman Bond be authorized to execute:

RESOLUTION INITIATING AN AMENDMENT TO THE WASHOE COUNTY DEVELOPMENT CODE RELATING TO OUTDOOR FESTIVALS

WHEREAS, In response to citizen concern and input from various County Commissioners, the Washoe County staff has identified potential modifications aimed at improving the implementation of the Outdoor Festival standards in the Washoe County Development Code and Washoe County Code;

WHEREAS, There is a need to initiate an amendment to the Washoe County Development Code to clarify the permitting process for Outdoor Festivals; and

WHEREAS, There is no one person, group or entity who might appropriately file a Washoe County Development Code amendment application on this subject; now, therefore, it is hereby

RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY, NEVADA, That the Board does hereby initiate an amendment to the Washoe County Development Code, Article 310, Temporary Uses and Structures, as authorized by Sections 110.818.05(a) and 110.820.05(b) of the Development Code, without prejudice to the final dispensation of the proposed amendments.

across the country is for more people to be working out of their homes, which results in a reduction of vehicle miles traveled and air pollution, and it was felt appropriate at this time to relax the standards and promote home occupations. He stated that there is also a need to increase the flexibility to improve the implementation of the Home Occupations standards and staff is proposing to remove the standards out of the Development Code and move them into the Business License chapter of the Washoe County Code. Pursuant to discussion at yesterday's caucus meeting, Mr. Diederich presented proposed language changes relative to truck deliveries, which language the Board supported. A discussion commenced relative to the appropriate fee for filing an appeal and the Board determined that the filing fee should be set at \$100.00.

Bill No. 1191 entitled, "AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY REVISING PROVISIONS OF THE BUSINESS LICENSE ORDINANCE DEALING WITH HOME OCCUPATION LICENSES; DISTINGUISHING BETWEEN DEVELOPMENT REQUIREMENTS AND DEVELOPMENT STANDARDS; PROVIDING THAT DEVELOPMENT STANDARDS MAY BE APPEALED; PROVIDING A PROCEDURE FOR THE APPEAL; AND OTHER MATTERS RELATING THERETO," was introduced by Commissioner Galloway, as amended, the title read to the Board, and legal notice for final action of adoption directed.

On motion by Commissioner Mouliot, seconded by Commissioner Shaw, which motion duly carried, it was ordered that the following Resolution initiating an amendment to the Washoe County Development Code relating to home occupations be adopted and Chairman Bond be authorized to execute:

RESOLUTION INITIATING AN AMENDMENT TO THE WASHOE COUNTY DEVELOPMENT CODE RELATING TO HOME OCCUPATIONS

WHEREAS, In response to citizen concern and input from various County Commissioners, the Washoe County staff has identified potential modifications aimed at improving the implementation of the Home Occupations standards in the Washoe County Development Code;

WHEREAS, There is a need to initiate an amendment to the Washoe County Development Code to increase the flexibility in code provisions; and

WHEREAS, There is no one person, group or entity who might appropriately file a Washoe County Development Code amendment application on this subject; now, therefore, it is hereby

RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY, NEVADA, That the Board does hereby initiate an amendment to the Washoe County Development Code, Article 308, Home Occupations, as authorized by Sections 110.818.05(a) and 110.820.05(b) of the Development Code, without prejudice to the final dispensation of the proposed amendments.

98-353 COMPLAINT TO OPEN DEODOR ROAD

Legal Counsel Shipman stated that Deodor Road appears on the map recorded with the Washoe County Assessor's Office and Recorder's Office and is not marked a private road; that under NRS 405 the road is by definition a "public road"; and that the County is not required to open a road that is public. She then reviewed the Board's options relative to this issue.

David Roundtree, Public Works Director, advised that, pursuant to the Board's request at yesterday's caucus meeting, he visited the site and there is evidence of the road from Chickadee into the property presently utilized by the Sha-Neva Pit, but no evidence of a road on the Matterhorn Boulevard side of the property; and that the pit operation utilizes a portion of that right-of-way and if public traffic is allowed to use that designated part of the road a dangerous situation could occur.

Pierre Hascheff, Attorney representing Sha-Neva, Inc., advised that they understand that they could change the designation to a private road which would avoid the conflict with the people that want to leave it open as well as the necessity of the County Commission having to decide the issue; that if the road is private, as far as they are concerned, there is no issue; that George Peek of the Lemmon Valley Land Company is willing to make this change and has so stated in his letter dated April 20, 1998; that the road has been closed for 20 years and there are good reasons for this; and that they will work with Mr. Peek and the County to follow appropriate procedures to designate this as a private road.

Chairman Bond stated that she believes this item should be continued until such time as the road can be made private. Commissioner Mouliot stated that the proposal by Sha-Neva is appropriate, and it is obvious that the road should not be opened.

On motion by Commissioner Mouliot, seconded by Commissioner Shaw, which motion duly carried, Chairman Bond ordered that this item be continued.

98-354 STATUS REPORT AND DIRECTION - REMEDIATION DISTRICT - WATER RESOURCES

Leonard Crowe, Water Resources Planning Manager, referred to his status report dated April 15, 1998 on the implementation of the fees associated with the Remediation District, which pointed out problems relative to matching water bills to parcel numbers and some serious differences in numbers between total service and water customers for Sierra Pacific Power Company and the Sun Valley Water and Sanitation District; that both parties are present today to indicate that they will be able to provide the necessary information with regard to annualized water bills for each parcel receiving service within their respective service areas by next Tuesday so that staff can do the calculations that allows the fees to be put on the 1998 property tax bills; and that based on the fact that these problems appear to be resolved, staff feels that the County could proceed forward with placing the remediation fees on the 1998 property tax bills. Mr. Crowe then responded to questions of the Board and advised that the other water companies have provided the necessary information, with the exception of Reno Park Water Company, which represents only 33 services, and, therefore, would not prevent proceeding forward. He further stated that by statute the fees will be based on an annualized water bill, which is to be estimated using partial year data for service that was not provided for the entire year.

Commissioner Galloway asked who would hear a protest of the fee that appears on the property tax bill. Legal Counsel Shipman advised that legislation states that the fee shall be collected with property taxes and her understanding is that the fee would have to be paid, but a citizen would have the right to appeal to the Board of County Commissioners; that in most cases it would be difficult to appeal unless the annualized water bill is shown to be incorrect; and that the process for protest or appeal would be established by the Board through ordinance adoption.

Janet Carson, Sierra Pacific Power Company, provided additional information and advised that they have a staff working weekends and evenings to provide the necessary information to the County by next Tuesday. She then responded to questions of the Board.

Diana Lang, Sun Valley Water and Sanitation District, advised that their biggest problem is not receiving the Assessor APNs on a regular update, such as when someone splits or develops a parcel, and those parcels have to be tracked manually; that they hope that this situation can be corrected in the near future, but have dealt with that problem for this process and will be able to provide the information needed by County staff next week.

Following further discussion, the Board directed that staff move forward to place the remediation fees on the 1998 tax bills.

98-355 STATE INDUSTRIAL INSURANCE SYSTEM REQUEST FOR PROPOSAL - LONG DISTANCE TELEPHONE SERVICE

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Mouliot, seconded by Commissioner Camp, which motion duly carried, Chairman Bond ordered that the Purchasing and Contracts Administrator be authorized to enter into an agreement with AT&T Communications of Nevada, Inc. for long distance telephone service beginning July 1, 1998 for one fiscal year, with the County retaining the option for two, one-year renewals.

It was noted that:

AT&T was the successful proposer of the RFP from the State Industrial Insurance Systems of Nevada for Telephone and Long Distance Telephone Service. NRS 332.195 allows local governments to utilize contracts of other local governments with the permission of the contracting vendor. Within the contents of the State Contract, Washoe County will specifically utilize the tariffs, rates and other pertinent information and clauses pertaining to the interstate and intrastate long distance program.

Washoe County and all Washoe County facilities are classified as switched within the terms of Tariff MSA36 and will be billed at

the applicable discounted rates of:

Interstate long distance will be billed at .0918 cents per minute. Minimum charge of eighteen seconds per call and billed at six second intervals.

Intrastate long distance will be billed at .1046 cents per minute. Minimum charge of eighteen seconds per call and billed at six second intervals.

Within the stipulation of the agreement tariff, Washoe County will commit to a prediscouted minimum dollar value of \$48,000.00 per fiscal year, which amount is well under what Washoe County is currently paying for long distance services. The renewal options are contingent upon the stipulations of the above referenced tariff's and the negotiated points ensuring long distance services remain competitive in the market place and abreast of market conditions.

The award shall be for an indeterminate amount as long distance service is utilized by every Department and Division within Washoe County with the estimated annual value of the award for Washoe County being in excess of \$100,000.00 per fiscal year. Funds for these expenditures are contained in the individual Departments and Divisions approved budgets for Fiscal Year 1998/99 and are anticipated to be provided for and approved in the next two fiscal years.

98-356 AWARD OF BID - SCADA CONTROL SYSTEM UPGRADE - BID NO. 2045-98 - UTILITY SERVICES DIVISION

This was the time to consider award of bid, Notice to Bidders for receipt of sealed bids having been published in the Reno Gazette-Journal on November 4, 1997, for the SCADA Control System Upgrade for the Utility Services Division. Proof was made that due and legal Notice had been given.

Bids, copies of which were placed on file with the Clerk, were received from the following vendors:

Sierra Control Systems, Inc.
InSight Automation

Alliant Techsystems, Applied Industrial Controls, Electro-Tech, Inc., Motorola, Inc., Network Electric, Quality Control Systems, Inc., Remote Operating Systems, Royal Electric Company, Sachs Electric Company, Sierra Electronics, Inc., and Tesco Controls, Inc. failed to respond to the invitation to bid.

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Mouliot, seconded by Commissioner Camp, which motion duly carried, Chairman Bond ordered that Bid No. 2045-98 for the SCADA Control System Upgrade for the Utility Services Division be awarded to the lowest responsive, responsible bidder, Sierra Control Systems, Inc., in the amount of 490,000.00.

It was noted that funds for this project are contained in the FY 97/98 budget (Fund 65) for the acquisition of the system and was included in the Capital Improvement Program for the Water/Sewer Utility Fund, Account No. 65172-7825.

98-357 AWARD OF BID - STOCKING AND INVENTORY PROGRAM FOR WATER METER BOXES, TOUCH READ LIDS AND MISC. WATER WORK SUPPLIES - BID NO. 2060-98 - UTILITY

This was the time to consider award of bid, Notice to Bidders for receipt of sealed bids having been published in the Reno Gazette-Journal on March 11, 1998, for a Stocking and Inventory Program for water meter boxes, touch read lids and miscellaneous water work supplies for the Utility Services Division. Proof was made that due and legal Notice had been given.

Bids, copies of which were placed on file with the Clerk, were received from the following vendors:

Western Nevada Supply

R. F. Macdonald Company and W.W. Grainger submitted "No-Bid" responses and Combustion Equipment & Control, Sensus Tech, Inc., Partsmaster, Inc., Slakey Bros, Inc., Reno Windustrial Co., and Emanuel Taylor failed to respond to the invitation to bid.

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Mouliot, seconded by Commissioner Camp, which motion duly carried, Chairman Bond ordered that Bid No. 2060-98 for a Stocking and Inventory Program for water meter boxes, touch read lids and miscellaneous water work supplies for the Utility Services Division be awarded to the low bidders meeting specifications, as follows:

Vendor	
Western Nevada Supply	
Bid Item	Description and/or Part Number
1.	Three quarter inch (3/4"), Rockwell (Sensus) SR II water meters
1.1	Three quarter inch (3/4") TR/PL
1.2	One Inch (1") Rockwell SRII water meters
1.3	One Inch (1") Rockwell SRII water meters with TR/PL
1.4	Three quarter inch (3/4"), Rockwell (Sensus)SRII water meters with GTR and REMOTE
1.5	Five eighths inch (5/8") X three quarter (3/4"), Rockwell (Sensus) SRII water meters with GTR and REMOTE
1.6	Five eighths inch (5/8") X three quarter (3/4"), Rockwell (Sensus) SRII register with TR/PL
1.7	Three quarter inch (3/4"), Rockwell (Sensus) SRII register with TR/PL
1.8	Three quarter inch (3/4"), Rockwell (Sensus) SRII standard water meter
1.9	Five eighths inch (5/8") X three quarter (3/4"), Rockwell (Sensus) SRII standard water meters
1.10	Five eighths inch (5/8") X three quarter (3/4"), Rockwell (Sensus) SRII standard water meters with TR/PL
2.	Mueller/McCullough, eighteen inch (18") double by thirty-six inch (36") bury, Thermal-Coil Meter Boxes
3.	Mueller/McCullough, single Thermal-Coil Meter Boxes 3/4"
4.	Mueller/McCullough, single Thermal-Coil Meter Boxes 1"
5.	Locking lid #780112
5.1	Locking Lid with TR/PL #780111
5.2	Locking Lid with TR/PL #780113
5.3	Insulation pad #790027
6.	Rockwell (Sensus) MXU M-500 meter multiunit transceiver for radio read meters
7.1	Romac Saddles, Couplings, and Clamps
7.2	SS Fullseal Repair Clamps
7.3	Which includes 7.3 - Instatite and 7.3 - Brass R. Supply Co., Inc.

It was noted that this award shall run from this date to March 1, 1999 with the County retaining an option for a one-year extension (1999-2000) provided prices do not increase and service is satisfactory; that the estimated annual value of the award for Washoe County is approximately \$102,000.00; that since these items are used in new construction, renovation and maintenance of water lines throughout Washoe County, exact requirements are unknown; that funds for this expenditure are contained in the Utility Division of the Water Resources Department Fiscal Year 1997/98 budget and are anticipated to be provided for in the budget for the

next two fiscal years.

It was further noted that the award is based upon the lowest responsive and responsible bidders meeting specifications; that Western Nevada Supply submitted a lower price on bid items No. 7.1 and 7.2, but did not offer the bid items specified and the Utility Division cannot use the products offered.

98-358 AWARD OF BID - DAVIS CREEK PARK FLOOD DAMAGE REPAIR PROJECT - ENGINEERING

This was the time to consider award of construction bid, Notice to Contractors for receipt of sealed proposals having been published in the Reno Gazette-Journal on March 25 and April 1, 1998 for the Davis Creek Park Flood Damage Repair Project for the Engineering Division of the Department of Public Works. Proof was made that due and legal Notice had been given.

The following bids were received:

Contractor	Bid
F. W. Carson Company	\$32,829.80
Rapid Construction	\$41,140.00
Walt Lee Construction	\$43,420.00
Interstate Utility Construction	\$45,049.00
Ruby Dome	\$47,236.50
Advanced Asphalt	\$48,577.10
Dossey Construction	\$49,888.75
Tankersley Construction	\$52,342.00
Mike's Trenching	\$54,405.00
Gradex	\$55,490.00
Jo Suter Construction	\$55,530.00
Canyon Creek Construction	\$57,167.00
Mokofisi Construction	\$67,946.00
Granite Construction	\$75,575.00
A & K Earth Movers	\$75,710.00

Upon recommendation of Jim Palabay, Engineering Division, through David Roundtree, Public Works Director, on motion by Commissioner Shaw, seconded by Commissioner Camp, which motion duly carried, it was ordered that the base bid for the Davis Creek Flood Damage Repair Project be awarded to the low, responsive bidder, F. W. Carson Company, in the amount of \$32,829.80, and Chairman Bond be authorized to execute the contract documents upon presentation.

It was noted that the project will include repair of roadway and parking areas, culvert cleaning, restore wood fence, repair asphalt path and reconstruct Davis Creek channel; and that FEMA's estimate of the repair cost was \$47,000.

98-359 CORRECTION OF FACTUAL ERRORS - 1997/98 TAX ROLLS - ASSESSOR

Upon recommendation of Thomas Sokol, Assistant Chief Deputy Assessor, on motion by Commissioner Shaw, seconded by Commissioner Camp, which motion duly carried, it was ordered that the following Roll Change Requests correcting factual errors on tax bills already mailed, be approved for the reasons indicated thereon and mailed to the property owners, a copy of which is placed on file with the Clerk. It was further ordered that the Orders directing the Treasurer to correct the errors be approved and Chairman Bond be authorized to execute on behalf of the Commission.

IBM Credit Corporation

I.D.#2/190-408

(1997/98 Unsecured Roll)

Ray & Peggy L. Grimm

I.D.#2/072-006

(1998/99 Secured Roll)

98-360 RESOLUTION - REFUND OF TAXES FOR FISCAL YEAR 1997-98 - ASSISTANCE LEAGUE OF RENO-SPARKS - APN 013-260-05

Upon recommendation of James Barnes, Deputy District Attorney, as stated in D.A. Opinion No. 6359, on motion by Commissioner Camp, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the following Resolution be adopted and Chairman Bond be authorized to execute on behalf of Washoe County:

RESOLUTION-Directing the County Treasurer to Refund Taxes

WHEREAS, the Board of Commissioners of Washoe County, pursuant to NRS 354.240, has the authority to direct the County Treasurer to refund to an applicant the amount of money paid into the County Treasury in excess of the amount legally payable; and

WHEREAS, Assistance League of Reno-Sparks (Taxpayer), a tax exempt entity, made application for the refund of 1997-1998 real property taxes because the Taxpayer's property, APN 013-260-05, was purchased and put into tax exempt use by Taxpayer beginning on July 31, 1997; and

WHEREAS, Assistance League of Reno-Sparks has overpaid taxes for fiscal year 1997-1998 in the amount of \$13,643.84; and

WHEREAS, it is the opinion of the Board of Commissioners of Washoe County that the applicant for a refund has just cause for making such application and that the granting of such refund would be equitable.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF WASHOE COUNTY AS FOLLOWS:

1. That the Treasurer of Washoe County be and hereby is authorized and directed to refund to Assistance League of Reno-Sparks a total of \$13,643.84, that amount being the taxes overpaid by Assistance League of Reno-Sparks for the tax year 1997-1998 on APN 013-260-05.
2. The Treasurer of Washoe County is further directed to debit the account of each governmental entity which has shared in the excess of the taxes collected in error for its pro rata share of the refund.

98-361 RESOLUTION - REFUND OF TAXES FOR FISCAL YEAR 1996-97

- JAZZ DEVELOPMENT LLC -APN 011-076-01

Upon recommendation of James Barnes, Deputy District Attorney, as stated in D.A. Opinion No. 6360, on motion by Commissioner Camp, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the following Resolution be adopted and Chairman Bond be authorized to execute on behalf of Washoe County:

RESOLUTION-Directing the County Treasurer to Refund Taxes

WHEREAS, the Board of Commissioners of Washoe County, pursuant to NRS 354.240, has the authority to direct the County Treasurer to refund to an applicant the amount of money paid into the County Treasury in excess of the amount legally payable; and

WHEREAS, Jazz Development LLC (Taxpayer), made application for the refund of 1996-1997 real property taxes because the Taxpayer's property, APN 011-076-01, suffered flood damage on January 1, 1997; and

WHEREAS, Jazz Development LLC has overpaid taxes for fiscal year 1996-1997 in the amount of \$2,519.74; and

WHEREAS, it is the opinion of the Board of Commissioners of Washoe County that the applicant for a refund has just cause for making such application and that the granting of such refund would be equitable.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF WASHOE COUNTY AS FOLLOWS:

1. That the Treasurer of Washoe County be and hereby is authorized and directed to refund to Jazz Development LLC a total of \$2,519.74, that amount being the taxes overpaid by Jazz Development LLC for the tax year 1996-1997 on APN 011-076-01.
2. The Treasurer of Washoe County is further directed to debit the account of each governmental entity which has shared in the excess of the taxes collected in error for its pro rata share of the refund.

98-362 RESOLUTION - REFUND OF TAXES FOR FISCAL YEAR 1996-97 - JAZZ DEVELOPMENT LLC - APN 011-076-08

Upon recommendation of James Barnes, Deputy District Attorney, as stated in D.A. Opinion No. 6362, on motion by Commissioner Camp, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the following Resolution be adopted and Chairman Bond be authorized to execute on behalf of Washoe County:

RESOLUTION-Directing the County Treasurer to Refund Taxes

WHEREAS, the Board of Commissioners of Washoe County, pursuant to NRS 354.240, has the authority to direct the County Treasurer to refund to an applicant the amount of money paid into the County Treasury in excess of the amount legally payable; and

WHEREAS, Jazz Development LLC (Taxpayer), made application for the refund of 1996-1997 real property taxes because the Taxpayer's property, APN 011-076-08, suffered flood damage on January 1, 1997; and

WHEREAS, Jazz Development LLC has overpaid taxes for fiscal year 1996-1997 in the amount of \$2,182.85; and

WHEREAS, it is the opinion of the Board of Commissioners of Washoe County that the applicant for a refund has just cause for making such application and that the granting of such refund would be equitable.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF WASHOE COUNTY AS FOLLOWS:

1. That the Treasurer of Washoe County be and hereby is authorized and directed to refund to Jazz Development LLC a total of \$2,182.85, that amount being the taxes overpaid by Jazz Development LLC for the tax year 1996-1997 on APN 011-076-08.
2. The Treasurer of Washoe County is further directed to debit the account of each governmental entity which has shared in the excess of the taxes collected in error for its pro rata share of the refund.

98-363 RESOLUTION - REFUND OF TAXES FOR FISCAL YEAR 1997-98 - TEMPLE EMANU-EL - APN 024-183-18

Upon recommendation of James Barnes, Deputy District Attorney, as stated in D.A. Opinion No. 6361, on motion by Commissioner Camp, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the following Resolution be adopted and Chairman Bond be authorized to execute on behalf of Washoe County:

RESOLUTION-Directing the County Treasurer to Refund Taxes

WHEREAS, the Board of Commissioners of Washoe County, pursuant to NRS 354.240, has the authority to direct the County Treasurer to refund to an applicant the amount of money paid into the County Treasury in excess of the amount legally payable; and

WHEREAS, Temple Emanu-El (Taxpayer), made application for the refund of a portion of 1997-1998 real property taxes because the Taxpayers's property, APN 024-182-18 was put into tax exempt use on October 20, 1997; and

WHEREAS, Temple Emanu-El has overpaid taxes for fiscal year 1997-1998 in the amount of \$1,216.36; and

WHEREAS, it is the opinion of the Board of Commissioners of Washoe County that the applicant for a refund has just cause for making such application and that the granting of such refund would be equitable.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF WASHOE COUNTY AS FOLLOWS:

1. That the Treasurer of Washoe County be and hereby is authorized and directed to refund to Temple Emanu-El a total of \$1,216.36, that amount being the taxes overpaid by Temple Emanu-El for the tax year 1997-1998 on APN 024-183-18.
2. The Treasurer of Washoe County is further directed to debit the account of each governmental entity which has shared in the excess of the taxes collected in error for its pro rata share of the refund.

98-364 EMERGENCY OPERATIONS CENTER GUIDEBOOK OF PROCEDURES AND CHECKLISTS - MANAGEMENT COORDINATION CHAPTER AND "TRAINING READY DRAFT"

Commissioner Camp commended Press Clewe, Emergency Manager, for his work on the training manual.

Upon recommendation of Press Clewe, Emergency Manager, on motion by Commissioner Camp, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that the Management and Coordination Chapter and the "Training Ready Draft" [placed on file with the Clerk] of the Emergency Operations Center, Guidebook of Procedures and Checklists that are part of the master Washoe County Comprehensive Emergency Management Plan currently under revision be approved.

It was noted that the "Training Ready Draft" of the Emergency Operations Center, Guidebook of Procedures and Checklists is intended to be used as a training document and is anticipated to change as training and exercising takes place in the next few months.

98-365 TWO NEW CLASS TITLES AND SALARY RANGES - DISTRICT COURT

Upon recommendation of Cathy Krolak, Court Administrator, on motion by Commissioner Camp, seconded by Commissioner Shaw, which motion duly carried, Chairman Bond ordered that the following new class titles and salary ranges for the District Court be approved:

Class Title	Salary Grade	Hourly Range	Salary Range
Probate Assistant	K434	\$14.24 - \$19.10	\$29,619.20 - \$39,728.00
Pro Per Attorney		\$20.50 - \$29.78	\$42,640.00 - \$57,574.40

98-366 WASHOE COUNTY INSURANCE COVERAGE'S - RISK MANAGEMENT

John MacIntyre, County Manager, advised that discussion was held on this item at yesterday's caucus meeting. Raymond Sibley, Risk Manager, was present to respond to questions.

Upon recommendation of Raymond Sibley, Risk Manager, on motion by Commissioner Mouliot, seconded by Commissioner Galloway, which motion duly carried, Chairman Bond ordered that the Risk Manager be authorized to purchase such insurance as necessary to protect the County and its assets into the next fiscal year, as outlined in the agenda memorandum dated April 10, 1998.

98-367 INTERLOCAL AGREEMENT - STATE OF NEVADA DEPARTMENT OF TRANSPORTATION - SCHOOL WARNING SYSTEM AT SR 447 (NATCHEZ SCHOOL)

David Roundtree, Public Works Director, was present to respond to questions of the Board regarding this item.

Upon recommendation of Clara Lawson, Engineering Division, through David Price, County Engineer, on motion by Commissioner Shaw, seconded by Commissioner Camp, which motion duly carried, it was ordered that the Interlocal Agreement between Washoe County and State of Nevada Department of Transportation for the installation and maintenance of a school warning system at SR 447 (Natchez School) be approved and Chairman Bond be authorized to execute.

98-368 TERMINATION OF CONTRACT (INTEGRATED HEALTH CONCEPTS) - NEW CONTRACT (PHARMACEUTICAL CARE NETWORK) - SELF-FUND PRESCRIPTION PLAN

Upon recommendation of the Insurance Negotiating Committee, on motion by Commissioner Camp, seconded by Commissioner Shaw, which motion duly carried, it was ordered that the termination of the current provider contract with IHC (Integrated Health Concepts) be approved. It was further ordered that a new contract be entered into with PCN (Pharmaceutical Care Network) to provide administrative services for the County's Self-funded Prescription Plan effective July 1, 1998, and that the Risk Manager be authorized to sign all required notifications and Agreements.

It was noted that prescription costs were established based on actuarial review and included in the Health Benefits budget for Fiscal Year 1998/99.

98-369 INTERLOCAL COOPERATIVE AGREEMENT - NEVADA DEPARTMENT OF TRANSPORTATION - SR 28, TAHOE BOULEVARD AT CRYSTAL BAY - NORTH STATELINE BEAUTIFICATION PROJECT

Mike Harper, Special Projects Manager, provided letters received from the three major businesses at Crystal Bay, which would represent over 51% of the assessed value at the time that the Board would create an assessment district for the North Stateline Beautification Project, and stated that it appears the County has assurances that the District will go forward.

Commissioner Galloway stated that the information presented provides sufficient assurance to him that the County will not be stuck with the bill for maintaining the project.

A discussion commenced and Mr. Harper responded to questions of the Board. Commissioner Galloway commented that the Board will need to have the political will to impose the assessment district; and that this will require a majority of the assessed evaluation and he does not believe the large property owners can back off from their commitments if the maintenance district is the only way to adequately maintain the improvements.

Upon recommendation of Mike Harper, Special Projects Manager, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried, it was ordered that the Agreement between Washoe County and the Nevada Department of Transportation concerning design and construction of improvements on SR 28, Tahoe Boulevard at Crystal Bay (North Stateline Beautification Project), be approved and Chairman Bond be authorized to execute.

98-370 ANNUAL REPORT - HEALTH BENEFITS PROGRAM

Upon recommendation of Raymond Sibley, Risk Manager, on motion by Commissioner Mouliot, seconded by Commissioner Camp, which motion duly carried, Chairman Bond ordered that the Annual Report on the Health Benefits Program be accepted.

98-371 HEALTH BENEFITS PROGRAM - FISCAL YEAR 1998/99

Upon recommendation of the Insurance Negotiating Committee, on motion by Commissioner Camp, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that the changes to the County Health Benefits Program as recommended by the Insurance Negotiating Committee and the changes as required by State law be approved. It was further ordered that the Risk Manager be authorized to execute insurance contracts and other service contracts necessary to continue the Health Benefits Program as listed in Exhibit A attached to the agenda memorandum dated April 10, 1998.

COMMUNICATIONS AND REPORTS

The following communications and reports were received, duly noted, and ordered placed on file with the Clerk:

98-372 Communications:

- A. A letter from Sandra J. Westby opposed to the abolishment of the Constable positions in the County.
- B. From the Nevada Department of Transportation, original copy of the document containing the special provisions, proposal, contract and bond on the Memorial Point overlook at Lake Tahoe, K W Western Inc., Contractor.
- C. Public Notice of an invitation to the Commissioners by the Washoe County General Services Department to the "Way to Go" awards luncheon for their employees on Friday, April 3, 1998, at 11:30 a.m.
- D. A letter from W. R. Kilcourse notifying the Commission of his resignation from the County Board of Equalization dated March 18, 1998.
- E. Contract Documents and Technical Specifications on the South Truckee Meadows Effluent Reuse System Pumping Facilities from the Utility Division awarded 10-14-97 to RDC, Inc., DBA Resource Development Company [Minute Item 97-1010].

98-373 Reports - Monthly (February 1998)

- A. Animal Control
- B. County Clerk
- C. Court Clerk
- D. Social Services
- E. Treasurer

98-374 Reports - Quarterly - 1997/98

- A. Court Clerk/County Clerk, Jan-Feb-Mar.
- B. Gerlach Justice Court, Jan-Feb-Mar.
- C. Grand View Terrace GID, Oct-Nov-Dec.
- D. Reno Constable, Jan-Feb-Mar.
- E. Sparks Constable, Jan-Feb-Mar.
- F. STMGID, Oct-Nov- Dec.
- G. Verdi Justice Court, Jan-Feb-Mar.
- H. Wadsworth Constable, July-Aug-Sept, Oct-Nov-Dec, Jan-Feb-Mar.

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There being no further business to come before the Board, the meeting adjourned at 11:36 a.m.

JOANNE BOND, Chairman
Washoe County Commission

ATTEST: JUDI BAILEY, County Clerk