

TUESDAY 3:00 P.M. FEBRUARY 23, 1999

PRESENT:

- Jim Galloway, Chairman
- Ted Short, Vice Chairman
- Joanne Bond, Commissioner
- Pete Sferrazza, Commissioner (arr. 3:08 pm)
- Jim Shaw, Commissioner
- Amy Harvey, County Clerk
- Katy Simon, County Manager
- Madelyn Shipman, Legal Counsel

The Board met in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 East 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:

99-169 AGENDA

In accordance with the Open Meeting Law, on motion by Commissioner Short, seconded by Commissioner Bond which motion duly carried, Chairman Galloway ordered that the agenda for the February 23, 1999, meeting be approved. Katy Simon, County Manager, noted that there was a properly noticed addendum to the agenda regarding Item 16C, South Virginia Corridor Specific Plan.

PUBLIC COMMENTS

There was no response to the call for public comments.

MINUTES

On motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried, Chairman Galloway ordered that the minutes of the regular meeting of January 26, 1999, be approved.

99-170 PROCLAMATION - PURCHASING MONTH - MARCH, 1999

John Balentine, Purchasing and Contracts Administrator, introduced the following members of his staff: Charlene Collins, John Young, Mike Sullens, Bob Ballard and Darlene Penny. On motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that the following Proclamation, which the Chairman read into the record, be adopted and duly executed:

PROCLAMATION PURCHASING MONTH - MARCH, 1999

WHEREAS, the purchasing, contracts and materials management profession has a significant role in the quality, efficiency, and profitability of business and government throughout the United States and around the world; and

WHEREAS, the purchasing, contracts and materials management profession works for private and public, profit and nonprofit organizations; and

WHEREAS, in addition to the purchasing of goods and services, the purchasing and materials management profession engages

in, or has direct responsibility for functions such as executing, implementing, and administering contracts; developing forecasts and procurement strategies; supervising and/or monitoring the flow and storage of materials; and

WHEREAS, the purchasing and materials management operation must develop and maintain good working relationships with suppliers and with other departments and divisions within the organization; and

WHEREAS, the purchasing, contracts and materials management profession has tremendous influence on the economic conditions in the United States, with an accumulative purchasing power running into the billions of dollars; and

WHEREAS, the Purchasing Department of Washoe County has consistently guarded the public trust, engendered confidence in the supplier community, repeatedly been nationally recognized for "Achievement of Excellence in Procurement," and saved the citizens of Washoe County millions of dollars over the years; and

WHEREAS, the National Association of Purchasing Management, the Northern Nevada Consortium for Cooperative Purchasing, the National Purchasing Institute, the National Institute for Government Purchasing and other purchasing associations in the United States and around the world are holding activities and special events to promote the awareness of the general public on the vital role of purchasing within business, industry and government. Now, therefore, be it

PROCLAIMED BY THE BOARD OF COMMISSIONERS OF WASHOE COUNTY, NEVADA that March, 1999 is designated as "Purchasing Month." The Board of Commissioners encourages all citizens of Washoe County to join with them in commemorating this observance.

99-171 APPEARANCE - AIRPORT AUTHORITY OF WASHOE COUNTY

Geno Menchetti, Trustee, Airport Authority of Washoe County, stated that they are very excited about having Krys Bart as their new Executive Director; that she has already done a wonderful job; and that she brings new enthusiasm and excitement to the airport.

Edward Bruce, Chairman of the Airport Authority of Washoe County Board of Trustees, stated that as everyone is aware, the airport was going through some major changes due to resignations; that in the interim some of the Trustees stepped up to the plate to maintain the airport in an even keel until they could get a new Executive Director on board; and that on December 16, 1998, Ms. Krys T. Bart began her duties of managing the airport. He stated that the Board is very pleased with the job she is doing and introduced Ms. Bart to the Commissioners.

Krys Bart reviewed some of her priorities for the airport which included improved air service, financial stability, and improving customer service to both the flying passengers and to the airlines that serve Reno. Ms. Bart then responded to Board questions concerning American Airlines and Reno Air.

Sam Dehne, a Reno citizen, expressed his opposition to the condemnation proceedings in the Rewana Farms neighborhood, stating that there is no common good to building a military base in the middle of Reno.

99-172 APPEARANCE - ECONOMIC DEVELOPMENT ASSOCIATION OF WESTERN NEVADA - EDAWN

Chuck Alvey, President and Chief Operating Officer of EDAWN, stated that he wanted to thank the Commissioners for their support of EDAWN and introduced Kathy Sharp, Director of Client Services, who updated the Board on EDAWN activities.

Ms. Sharp stated that EDAWN's mission is to attract quality companies to the Reno area and that in 1998 they recruited 20 quality companies, creating over 1,424 new jobs. She explained the criteria they follow when recruiting and how long the process can be. Ms. Sharp named some of companies including Craftsman Press, Intertel Communications, Microsoft, and several large printing companies that they were successful in bringing to Northern Nevada.

Mr. Alvey stated that they are going to start actually targeting companies and industries and "court" them; that the industries they are looking at right now are analytical instrumentation, pre-packaged software, sporting and athletic goods manufacturing, auto stamping, and pharmaceuticals.

Commissioner Sferrazza asked if one of the County Commissioners is on the EDawn Board. Mr. Alvey stated that the County representative is Katy Simon, County Manager. Commissioner Sferrazza asked what EDawn's revenue source is. Mr. Alvey stated that approximately 67 percent of their budget comes from memberships, fund raising, ad sales and private donations; that the other 30 percent comes from government, 24 percent from the State and 5 percent each from the County and the two Cities. Commissioner Sferrazza asked if their meetings are public. Mr. Alvey stated that they are a private organization and, as such, are not subject to the open meeting laws, but they are open to any questions anyone has; and that if anyone calls and asks about meetings, they will be invited to attend.

Sam Dehne, a Reno citizen, stated that EDawn receives 37 percent of its funds from the citizen's taxes; that he knows of no other body that receives tax funds who does not have to obey the open meeting law; that he believes EDawn meetings should be open; and that EDawn has had much to do with the current blight and sprawl that is taking place in the community. Mr. Dehne stated that there is no way to know what kind of "deals" these companies are getting to move here.

99-173 SEXUAL ASSAULT - MEDICAL CARE - PAYMENT

Pursuant to NRS 217.280 to 217.350, on motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that payments with funds from the District Attorney's account designated Sexual Assault Victims Expenses be authorized for initial emergency medical care and follow-up medical or psychological treatment for 30 sexual assault victims in an amount totaling \$8,694.86 as set forth in a memorandum from Vickie Wedow, Administrative Assistant, District Attorney's Office, dated February 4, 1999, and placed on file with the Clerk.

99-174 CONTINGENCY TRANSFER - PUBLIC ADMINISTRATOR

Upon recommendation of Anna Heenan, Senior Administrative Analyst, on motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that the following appropriation transfer be approved and that the Comptroller be directed to make the necessary entries:

Decrease:	Account 001-1890-7328	Contingency	\$35,000
Increase:	Account 001-1591-7851	Vehicles	\$35,000

It was noted that these funds will be used to lease a van with wheelchair access for the Public Administrator's office, which was approved in the 98/99 budget; however, the financial needs were not known during that budget process and were not included in the final budget for the Public Administrator.

99-175 BUDGET AMENDMENT - FY 1998/99 AIR QUALITY MANAGEMENT PROGRAM - HEALTH

Upon recommendation of James Begbie, Acting District Health Officer, on motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that an amendment to the District Health Department Fiscal Year 1998/99 Air Quality Management Program budget in the amount of \$264,029 in federal funds be approved and the following account transactions be authorized:

Account Number	Description	Amount of Increase
002-1700-1723G10-4301	Federal Contributions	\$ 264,029.00
-7001	Base Salaries	4,965.00
-7042	Group Insurance	577.00
-7048	Retirement	931.00
-7050	Medicare	72.00
-7140	Other Professional Services	196,998.00
-72051	Personal Computers	41,032.00

	-7237	PC Software	403.00
	-7851	Vehicles	19,051.00
		Total EPA Carryover	\$ 264,029.00
Amendment		Total Revenue	\$ 264,029.00
Amendment		Total Expenditures	\$ 264,029.00

99-176 BUDGET AMENDMENT - FY 1998/99 TUBERCULOSIS ELIMINATION PROGRAM - HEALTH

Upon recommendation of James Begbie, Acting District Health Officer, on motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that an amendment to the District Health Department Fiscal Year 1998/99 Tuberculosis Elimination Program budget in the amount of \$7,290 in Federal funds be approved and the following account transactions be authorized:

Account Number	Description	Amount of Increase
002-1700-1714G2-4301	Federal Contributions	7,290.00
002-1700-1714G2-7001	Base Salaries	2,629.00
-7002	Part Time Salaries	1,429.00
-7042	Group Insurance	(1,084.00)
-7048	Retirement	831.00
-7050	Medicare	775.00
-7140	Other Professional Services	3,000.00
-7230	Educational Supplies	200.00
-7247	Medical Supplies	(240.00)
-7250	Office Supplies	200.00
-7307	Auto Expense	400.00
-7358	Licenses and Permits	100.00
-7364	Registration	100.00
-7382	Telephone	(250.00)
-7403	Biologicals	(2,000.00)
-7418	Outpatient Services	1,000.00
-7620	Travel	200.00
	Total Expenditures	\$7,290.00

99-177 CHANGE FULL-TIME POSITION TO PART-TIME - HEALTH DEPARTMENT

Upon recommendation of Anna Heenan, Senior Administrative Analyst, on motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that Position Control #129, Community Health Aide, be changed from a full-time position to a part-time 21 hours per week position and that Personnel be directed to make the change. It was noted that this was a grant funded position and that the funding will not be available after fiscal year 1998/99.

99-178 APPROPRIATION TRANSFERS - REALLOCATION OF BUDGETED EXPENDITURES - PERSONNEL AND SOCIAL SERVICES

Upon recommendation of Anna Heenan, Senior Administrative Analyst, on motion by Commissioner Sferrazza, seconded by Commissioner

Short, which motion duly carried, Chairman Galloway ordered that the following budget appropriation transfers/reallocating expenses within the Personnel and Social Services budgets for the 1998/99 fiscal year be approved and the Comptroller be directed to make the adjustments:

Personnel:				Social Services:			
Account	Description	Increase	Decrease	Account	Description	Increase	Decrease
1091-7001	Base Salary	\$ 6,700		1771-7001	Base Salary	\$30,300	
1091-70021	Pooled Position	3,300		1771-7048	Retirement	2,300	
1091-7036	Contractual Wages	\$10,000		1771-7003	Overtime	14,600	
				1771-7036	Contractual Wages	18,000	

99-179 ACCEPTANCE OF DONATION - RENO ELKS LODGE - SHERIFF

Upon recommendation of Sheriff Richard Kirkland, on motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that a donation of \$944.00 from the Reno Elks Lodge, intended for the Detention Bureau K-9 Unit, be accepted with the Board's gratitude.

It was further ordered that the following budget adjustments be authorized:

Increase Revenues:	15226D-5802	Donation	\$944.00
Increase Expenditures:	15226D-7208	Animal Supplies	\$944.00

99-180 UNBUDGETED PURCHASE - CRISIS THROW PHONE SYSTEM - SHERIFF - HOSTAGE TEAM

Upon recommendation of Sheriff Richard Kirkland, on motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that the Sheriff be authorized to purchase a Rescue Phone CRT model with accessory case from Rescue Phone for the price of \$5,500.00 to be used by the Sheriff's Office Hostage Team. It was noted that this was not a budgeted item but the funds are available in the Police Supply Account, 15083-7260.

99-181 UNBUDGETED CAPITAL OUTLAY - COMPUTER VOICE STRESS ANALYZER - SHERIFF

Upon recommendation of Sheriff Richard Kirkland, on motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that the purchase of an unbudgeted capital outlay, a Computer Voice Stress Analyzer (C.V.S.A.) at a cost of \$8,815.00 and tuition for training two investigators at a cost of \$2,310.00, for a total of \$11,125.00, be authorized. It was noted that the C.V.S.A. will enable detectives and background investigators to utilize a quicker and more field expedient lie detector system during interviews.

99-182 GENERAL FUND AND HEALTH FUND FINANCIAL REPORT FOR SIX MONTHS ENDING DECEMBER 31, 1998 - COMPTROLLER

It was noted that there was discussion on this financial report at yesterday's Caucus and Katy Simon, County Manager, advised that population identifiers will be included in future reports and that staff will work towards providing monthly reports as soon as possible.

Upon recommendation of Kathy Garcia, Comptroller, on motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that the General Fund and Health Fund Financial Report for the Six Months Ending December 31, 1998, be accepted.

99-183 RELEASE OF LIEN - RIVERDALE SUBDIVISION - LAWTON/VERDI INTERCEPTOR - UTILITY DIVISION

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, it was ordered that the Notice of Lien Release for Document No. 1231604, APN 038-695-01, Lot 1, Block C of the Riverdale Subdivision, Unit 1, be approved and Chairman Galloway be authorized to execute on behalf of Washoe County.

99-184 WATER RIGHTS DEED - LEO J. AND JACQUELYN H. ROSSOW

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, it was ordered that the following actions be taken regarding the Rossow Division of Land Map for APN 077-260-02:

1. The Water Rights Deed for 10.0 acre feet of water rights being a portion of Permit 56933 between Leo J. and Jacquelyn H. Rossow, as Grantor, and Washoe County, as Grantee, be approved;
2. Chairman Galloway be authorized to execute the Water Rights Deed; and
3. The Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

99-185 WATER RIGHTS DEED - GEORGE W. STINSON

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, it was ordered that the following actions be taken regarding the Stinson Parcel Maps currently a part of APN 077-130-14 and 076-241-18:

1. The Water Rights Deed for 7.5 acre feet of water rights being a portion of Permit 56933 and 2.5 acre feet of water rights being a portion of Permit 56932 between George W. Stinson, as Grantor, and Washoe County, as Grantee, be approved;
2. Chairman Galloway be authorized to execute the Water Rights Deed; and
3. The Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

99-186 WATER RIGHTS DEED AND WATER SALE AGREEMENT - SUN VALLEY WATER AND SANITATION DISTRICT - STONE CREST SUBDIVISION, PHASE 8

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, it was ordered that the following actions be taken regarding Stone Crest Subdivision, Phase 8:

1. The Water Rights Deed and Water Sale Agreement for 23.0 acre feet from a portion of Permit 29104, formerly Claim 65, further abrogated by Permit 64242; and 29.68 acre feet from a portion of Claim 83, further changed by application 63773, between Sun Valley Water and Sanitation District, as Grantor, and Washoe County, as Grantee, be approved;
2. Chairman Galloway be authorized to execute the Water Rights Deed and Water Sale Agreement; and
3. The Utility Services Division Manager be directed to record the Water Rights Deed and Water Sale Agreement with the County Recorder.

99-187 FISCAL YEAR 1998/99 SECOND QUARTER SALARY SAVINGS ALLOCATIONS - FINANCE

Upon recommendation of John Sherman, Interim Director, Finance Division, on motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that the following account adjustments for the Fiscal Year 1998/99 secondquarter salary savings allocations be authorized and that the Comptroller be directed to:

1. Reduce the General Fund salary and retirement accounts by \$831,989 and allocate those salary savings as follows:
 - a. Transfer \$537,284 to the Accrued Benefits Fund from the General Fund,
 - b. Transfer \$200,000 to the Public Works Construction Fund, and
 - c. Transfer \$94,705 to the Contingency Account in the General Fund
2. Reduce the Health Fund salary and retirement accounts by \$65,070, and transfer those salary savings to the Contingency Account in the General Fund.
3. Journal entry the accrued benefits costs of \$1,699 from the Health Fund to the Accrued Benefits fund.

99-188 SNCAT - TELEVISIONING COUNTY COMMISSION MEETINGS

Kathy Carter, Public Affairs Director, provided background information on televising the meetings through SNCAT, stating that until they get a third channel activated, the County Commission meetings cannot be broadcast live, but will be broadcast tape-delayed, and that staff is seeking Board direction to begin negotiating a contract with SNCAT with a goal of starting by July 1st.

Commissioner Sferrazza stated that he is confused about how much the County is going to pay for this as he has heard different figures being discussed and asked what the exact total cost will be. Ms. Carter explained that in the initial discussions with SNCAT for the scope of services shown on page 2 of the Agenda memorandum the cost will be \$62,500. Chairman Galloway stated that the Board would not necessarily be approving an amount today, but rather would be directing staff to finalize negotiations with SNCAT and bring a contract back to the Board for consideration.

Commissioner Sferrazza asked about the Video Production Coordinator position. Ms. Carter advised that the position will not be filled at this time. Chris Jensen, SNCAT Executive Director, responded to Board questions stating that until the channel with TCI is activated, the County will be set up on a standard original replay schedule with two other replays during the week, and it will not be played at 4:00 in the morning.

Sam Dehne, a Reno citizen, stated that he adamantly supports open government and the fact that citizens will be able to watch government in action, but cautioned about propagandizing because the citizens don't need to be told by the government how good the government is doing; and that actions speak louder than words.

On motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that staff be directed to negotiate a contract with SNCAT, in the neighborhood of \$62,500, for future Board approval that includes televising all Washoe County Commission and Planning Commission meetings, video production services for four, one-half hour programs per month discussing government and community issues, and up to 10 hours of other production support per month to be used for live call-in programs and a variety of purposes.

99-189 PROPOSED NEW CLASSIFICATION - PARK PLANNING PROJECT COORDINATOR - PARKS DEPARTMENT

Karen Mullen, Parks and Recreation Director, distributed a listing of all the current and on-going Parks projects including the status of each, and provided background information on how park planning has been accomplished in the past stating that up until the 1980's all the work was done in-house with four planners; that it then became too much and they started farming out projects with staff overseeing and managing; and that is how it is done today. She further stated that last year a couple of the planners left, one of which was a supervisor; that what occurred was that they were in the process of filling the position and had even offered the position to someone who turned it down; that there was a freeze on hiring and they decided to take that opportunity to really look at how the planning was being done; and that at that point in time, the Board elected to set up the construction management division within Public Works. She further stated that the four positions in Park Planning were reduced to two positions to create the one position in Public Works; that the Park Planning Coordinator position will oversee all of these projects, bring reports together and manage the budgets; and that the other park planning position is still existing. Ms. Mullen further stated

that in order to get the projects done, work has been assigned to other staff, but that is something that cannot continue because they have been working people out of class. She also explained that this proposed Park Planning Coordinator position is a reclassification of an existing Park Planning Supervisor position and also answered numerous questions of the Board.

Chairman Galloway noted that the Parks Department is getting pretty "flat."

Upon recommendation of Joanne Ray, Chief of Personnel, on motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that the new classification of Park Planning Project Coordinator, class code 4037, with a salary of W280 (\$36,899.20 - \$49,088.00) be approved.

99-190 STREAMLINING ORGANIZATIONAL STRUCTURE - RECORDER'S OFFICE

Upon recommendation of Gary Goelitz, Senior Administrative Analyst, on motion by Commissioner Sferrazza, seconded by Commissioner Shaw, which motion duly carried, Chairman Galloway ordered that the elimination of the Assistant County Recorder position and a Deputy Recorder II position be approved and that two Deputy Recorder Aide/I positions be authorized in the County Recorder's office.

99-191 INSTALLATION/OPERATION - STREAM & PRECIPITATION GAGE NETWORK - WASHOE VALLEY - WATER RESOURCES DEPARTMENT

Katy Simon, County Manager, noted that there was considerable discussion concerning the installation and operation of a stream and precipitation gage network in Washoe Valley at the Caucus meeting.

Sharon Burke, West Washoe Valley Association and member of the West Washoe Valley Citizen Advisory Board, stated that this was discussed at one of their CAB meetings and they had recommended that, instead of spending thousands of dollars on a study of the creeks and streams, that the money be used for flood control in Washoe Valley, which they had requested be the top priority. Commissioner Bond stated that she would think that the stream flows need to be determined before the flood issue can be addressed. Ms. Burke stated that was not correct; that what needs to be determined, or controlled rather, is the dam for Washoe Lake at the north end of the valley; that at one time Steve Walker, Washoe County Water Management Planner, said that staff would pursue the control of the dam, but nothing was ever done; and that Washoe Lake is full and the gates need to be opened.

Commissioner Short stated that it was his understanding that this project was a recommendation of the Regional Water Planning Commission and is needed so they can finish their ground water basin resource review. He further stated that Leonard Crowe, Water Resources Planning Manager, has assured him there is absolutely no intent to import or export water in this valley.

Jack Bauer, West Washoe Association, stated that he has been fighting the water issues in Washoe Valley for 11 years; that the 8 locations where they are planning to take measurements are where water is owned by people and used for irrigation and to resupply the wells; that the only place you need a gage is at the very north end of Washoe Lake to test the water that's left once it has been used throughout the valley; and that to measure it upstream makes no sense. He further stated that he questions the amount of money they want to spend; that he totally agrees with Ms. Burke in that flooding could be controlled if someone could get control of the head gate; and that the people who are going to be affected, the people who own the water rights, should have a voice in this process, which they have not had. Mr. Bauer stated that it is his sincere belief that when they know how much water there is in the valley, they will then start allocating it somewhere else.

Paul DeLorey, Reno resident, stated that he understands the previous speakers' concerns about flooding that backs up into Washoe Lake; that his concern, as a downstream homeowner who was waist deep in water in 1997, is the water that comes downstream; and that if these gages are for the purpose of giving residents forewarning that a flood stage is about to be reached, then he is in support of this project.

Leonard Crowe, Water Resources Planning Manager, stated that this program is not specifically designed to provide advance flood warning; that the gages that are being installed could be fitted with radio transmitters and integrated into the flood warning system, but that is not the specific intent at this time; that staff has requested funds from the Water Planning Commission to

install these gages because there is a deficiency in the water resources investigation for Washoe Valley; and that they have a very credible ground water model, but the data on the input from the tributary streams needs to be in there.

Mr. Crowe further stated that the State attempted to deal with the outflow from Washoe Lake following the 1982-83 water year; that it is a private property issue; and that the State was not able to make any progress, so the County has not tried. In further clarification, he stated that the outlet to Little Washoe Lake is a dam that is owned by the Little Washoe Lake Stream and Reservoir Company and is controlled by the ranchers and farmers that live north of there; and that the gates belong to that reservoir company and it's a decreed piece of the Orr Ditch decree of 1944 which has been there since the 1860's. Commissioner Bond asked if the County had tried any negotiations.

Mr. Crowe advised that after the 1997 flood, staff discussed what could be done to try to alleviate the problem and the issue came up that increasing the flow out of Little Washoe Lake, which includes all of Washoe Lake when it's under high water, results in pushing that problem north from Little Washoe Lake all the way to the Truckee River, as Mr. DeLorey was speaking about.

A discussion ensued regarding priority setting and whether this flooding issue should be addressed. Legal Counsel Madelyn Shipman stated that the surcharge money that has been requested for this project is money that can only be used for the implementation of water planning functions; and that funding for flood control or construction facilities would have to come from a different funding source.

In response to Chairman Galloway, Mr. Crowe stated that Ms. Burke and Mr. Bauer could take their concerns to the Water Planning Commission.

Commissioner Short asked what the real purpose of the basin resource investigation is. Mr. Crowe stated that these studies are done for all of the urbanizing basins in Washoe County; that the information will be used for future water planning; that parcels are still being created in Washoe Valley; and that the surface water resources and ground water are inter-related.

Chairman Galloway stated that he thinks this should proceed; that both of these issues are very important; and directed that Mr. Crowe help these citizens get in touch with the Water Planning Commission and get some focus on their flooding issue.

Mr. Crowe stated that he will bring it to the attention of the sub-agenda committee and he will let them know that the Board would like the Water Planning Commission to address this issue.

Commissioner Sferrazza stated that he would like this to go back to the CAB and he would like to see minutes or something in writing from the CAB, which is not included in the agenda backup material today. Commissioner Bond noted that even if the proposed project was not approved, these funds could not be applied to flood control.

Commissioner Short asked if the project is only being done because funds are available.

Mr. Crowe stated that this is an important element of the basin resource investigation; that the Spanish Springs and Warm Springs Valleys have been done; that Lemmon Valley and Cold Springs are also being done; and that Washoe Valley is key to understanding what is going on resource-wise in the urbanizing area of southern Washoe County. In response to Commissioner Sferrazza, Mr. Crowe stated that these studies are necessary in order to fully understand the complete cycle in each of these basins in order to determine how land use decisions affect these systems and how the systems are going to survive.

Upon recommendation of Leonard Crowe, Water Resources Planning Manager, on motion by Commissioner Shaw, who encouraged Mr. Bauer and Ms. Burke to meet with Mr. Crowe, seconded by Commissioner Bond, which motion duly carried with Commissioner Sferrazza voting "no," Chairman Galloway ordered that:

1. Use of the water surcharge fee be approved to pay for the installation and operation and maintenance of a stream and precipitation gage network in Washoe Valley which will assist the Washoe County Department of Water Resources in the development of a basin resource investigation for Washoe Valley at an estimated cost for installation of \$47,600 and annual operation and maintenance of \$13,800;

2. The Washoe County Department of Water Resources be authorized to hire two intermittent hourly public service interns to perform the work associated with the stream and precipitation gage network along with assisting with the groundwater remediation project and the stormwater discharge permit.

3. The following transfer of budget authority in the Remediation District budget and the Water Planning budget be authorized:

66154-7140	Professional Services	Decrease (\$6,000)
66154-7025	Salary Adjustment	Increase \$4,000
66154-7055	Benefit Adjustment	Increase \$1,300
66132-7140	Professional Services	Decrease (\$6,000)
66132-7025	Salary Adjustment	Increase \$4,700
66132-7055	Benefit Adjustment	Increase \$1,300

99-192 RECOMMENDATION TO ESTABLISH NEW CLASSIFICATIONS AND SALARY RANGES, ADJUST SALARY RANGES AND REVISE CLASS TITLES - DISTRICT COURT

Katy Simon, County Manager, advised that per discussion at Caucus, Court Administrator Cathy Krolak provided supplemental information concerning the internal salary review performed by the consultant, Personnel Concepts, Inc.

Commissioner Sferrazza stated that this information does not answer his questions or give him detailed information about the job duties. Ms. Simon stated that staff was responding to the questions concerning the methodology and whether there was external salary data that was a part of that and apologized if they misunderstood the question.

Commissioner Short stated that he was not at all comfortable with a 31 percent increase for a Probate Commissioner and a 24 percent increase for a Court Division Manager; and that what was provided does not show what these people are currently making.

Ms. Simon stated that if the Board would like additional information concerning the job duties of these classifications, this item can be continued until that information is provided; that the incumbent's exact salary is not usually provided; and that what is provided is the salary range for the classification. Legal Counsel Madelyn Shipman further advised that under County rules anytime there is a change in classification and a person is moved into that new classification, they would either start at the bottom of the range or, if it is promotional, the maximum increase they would get is 10 percent.

Chairman Galloway stated that he had asked whether there would be any "domino" effect and stated that if this is continued he would like information provided concerning the related positions above and below so that he could be more satisfied as to how this fits into the whole scheme of things.

Commissioner Sferrazza moved that this request be continued and that the Board be provided additional information concerning the differences between the job duties in the old classifications versus the new classifications, the actual salaries that will be paid under the new classifications versus current salaries, and the information requested by Chairman Galloway concerning related positions and whether or not there would be any "domino" effect. The motion was seconded by Commissioner Short, and upon call for the vote, the motion carried unanimously.

99-193 SOUTH VIRGINIA CORRIDOR SPHERE OF INFLUENCE BOUNDARY CHANGE - RECONSIDERATION OF REGIONAL REGIONAL PLAN AMENDMENT - SOUTH VIRGINIA CORRIDOR SPECIFIC PLAN - COMMUNITY DEVELOPMENT

This item was continued from the February 16, 1999 meeting [BCC Item No. 99-164].

Robert Sellman, Director, Community Development, advised that at yesterday's caucus meeting he provided language that was to be presented to the Reno City Council today; that said language was reviewed by the City and after some discussion the City Council

by unanimous vote disregarded most of that language and simply stated that, as a matter of good faith, the City will not file a sphere amendment in the South Virginia Corridor area during this filing period which ends April 30th for the 1999 year.

Chairman Galloway asked if anyone was present who wished to speak on this issue.

Peg O'Malley, Vice President, South Hills Improvement Association, commended the City of Reno for the action they took regarding this issue and stated that they support and urge the County to approve the sphere of influence line down the center of Virginia Street; and that they also urge the County to approve and not change any provisions of the Specific Plan. She then referred to the packet of information presented to the Board from the South Hills Improvement Association which included information relative to tax base contributions made by the homeowners in South Hills advising that the current specific plan with the office commercial buffer zone along the West side of South Virginia Street was designed to preserve those residential property values and the tax base.

Jim Pilzner, Reno resident, representing Citizens for Responsive Government, stated that the Regional Plan encourages the creation of logical, distinct boundaries for provision of services, but some of the proposals they have seen do not seem to go along with the aim of that Plan; that they are concerned with annexation and the sphere of influence is the beginning of that process; that they hope the County and the City can cooperate; that without a solution of the tax issues, the annexation problems probably will not go away; and that they would, therefore, encourage a systemic approach to the problem that would allow a tax solution, would encourage entities such as the City of Reno to be looking at its annexation areas, and also not encourage the County to engage in urban intensive development, which they believe is happening; that they would like to see the Regional Plan followed and would hope the proposed solution is not just for this year; and that hopefully the issues that cause these battles to happen can be resolved.

Sam Dehne, Reno citizen, commented that he likes the idea that neighborhoods should have a say about what goes on in their neighborhoods, but that does not seem to happen in this community; and that he attends almost every Reno City Council meeting and somehow the developers and casinos, etc. are able to get what they want even though it appears that City Hall has listened to the citizens when they speak out against a proposal. He stated that he sees the potential for more blight and congestion along the South Virginia Corridor and asked that the County Commission protect the citizens and not let that happen.

Ike Eichbaum, South Hills resident, discussed the tax base provided by the three nicely developed residential subdivisions in the South Virginia Corridor area and stated that they would like to protect their properties and that tax base for the County; that they would like some cooperation with the Farahies that they would consider building something that is compatible and nice and will not ruin their neighborhood; and that he agrees that the Farahies have property rights, but there should be some consideration for the citizens who have been paying taxes for years.

Jeff Codega, representing South Hills Investment Company, presented a packet of information, advising that it was the same information he presented to the Board on May 26, 1998. He stated that they here today to reiterate the offer and position that South Hills Investment Company made at that time being that, in return for some refinements to the plan, which he does not think would be a major rewriting, they would take the same kind of position with respect to sphere of influence and annexation. He referred to their proposed changes to the South Virginia Corridor Specific Plan dated 5/18/98 and stated that those changes make sense for that location on South Virginia Street; that some of the things they want to add, such as convention and meeting facilities and comparison shopping centers, make a lot of sense; and that unlimited gaming has not been requested, which commitment they made early on in the process. He further stated that height is another issue that has had a lot of discussion; that they have asked for the ability to go to the same kind of height that is on the other side of Virginia Street except for the 150 feet closest to the neighbors to the west; that he thinks the statements from the neighbors about protecting the neighborhood and their real estate values, etc. are entirely valid, but from their perspective they believe it has possibly gone beyond protection to overprotection to make sure that nothing bad happens; and that they would like the Board to consider their proposed refinements to the plan. He noted that in the past the residents have expressed concerns relative to hotel casinos in people's backyards, etc. and this is not in the plan and not their intent; and that if the Farahies cannot get this issue to some proper resolution, from their perspective, the action the City took today leaves open the opportunity to request a sphere amendment, and they would hold that open as an option.

Commissioner Bond commented that the problem is that there is a large parcel of commercial property that has existed for almost 30 years, and whether a compromise can be reached so that the people that have made the investment in that property are able to utilize it in an appropriate fashion, and, at the same time, maintain the integrity of the South Virginia Corridor Plan.

Mr. Codega responded to questions of the Board relative to designated uses set forth in the specific plan. Chairman Galloway asked what the position of the South Hills Investment Company would be if the sphere amendment issue is put off for one year to provide time for some resolution to the problems, noting that his dilemma is that there has been no progress toward agreement with the people that are so vehemently opposed to the proposed uses. Mr. Codega commented that they do not want to get into fights over controversial issues; that what is being considered today would probably require going back to the process anyway; that there has not been much progress during this 2.5-year process even though everyone has been working hard on these problems; that he appreciates that people are concerned about what happens around their homes; and that he does not believe that the Farahies want to do anything to hurt the residents.

Commissioner Short stated that he is a great believer in property rights; that he thought perhaps something had slipped through the cracks and the Farahies had not been apprised of what could be done with this property before the specific plan was adopted, but in reviewing this matter he found that they were apprised of the height limitation that was placed on the property long before the specific plan was adopted; that, therefore, he does believe there has not been any dereliction of duty by Washoe County in informing South Hills Investment Company of their property rights; and that he believes they could have used the old zoning on a transitional basis, which a number of property owners have done. He further stated that the residents are not trying to stop a commercial development and he would not want to stop that either, but he believes it is possible to develop the property in a way that would be compatible with the neighboring residences.

Mr. Codega stated that there was never any kind of consensus agreement reached and the process never included careful comment because discussions got hung up on sphere of influence and annexation issues, etc.; that from the Farahies perspective they never really had an opportunity to sit down and talk to the neighbors on specific issues; and that they believe that the types of things they are proposing to develop would not have a negative impact and, in fact, could even be positive.

Commissioner Sferrazza stated that he also believes in property rights and that people have the right to expect that a development near their home will be consistent with the zoning on the property; that the issue today is whether or not to accept Reno's counter offer and whether the Board compromises by taking action to withdraw the County's request for a sphere amendment; and that this would not affect the rights of property owners to apply for a sphere amendment, which the County could not control according to previous opinions. Upon inquiry of Commissioner Sferrazza, Mr. Codega stated that the South Hills Investment Group would have no objection to the City of Reno counter offer.

Following further discussion, Commissioner Sferrazza stated that both sides have indicated that they would accept the proposal by the City of Reno and moved that the County go forward with that proposal, and not pursue the sphere amendment on the east side of Virginia Street. Commissioner Short seconded the motion and on call for the vote, the motion carried unanimously.

Chairman Galloway then asked whether any Board member wanted to address Item 16C regarding the possibility of reconsidering the South Virginia Corridor Specific Plan, explaining that if the Board determined that it wanted to reexamine the Plan, the only action that could be taken today would be to request that the issue be placed on a future agenda. Legal Counsel Shipman explained that reconsideration of the Specific Plan would require that the entire process start over. Following discussion, it was determined that this matter did not need further consideration at this time.

Commissioner Short commented that he appreciates Mr. Codega coming back with their proposal from last May, but noted that it was defeated by the previous Commission; that Washoe County has encouraged everyone in the Specific Plan Area to get together and resolve these issues; and that he believes the Commission should defend the adopted South Virginia Corridor Specific Plan. Commissioner Sferrazza stated that he would not preclude amending the Specific Plan if it would resolve this issue on a permanent basis, which he thinks would be in the best interest of everyone, but does not want to do anything in that regard today. Chairman Galloway advised that he would really dislike reopening that issue unless there was some buy-in from both sides. Commissioner Bond suggested that the residents could consider purchasing the property and develop it the way they want.

Later in the meeting, Commissioner Sferrazza advised that after the vote on his previous motion, he determined that people understood things differently than he did; and that he wanted to clarify that his motion was to accept the counter offer by the City of Reno based upon the language presented by staff whereby the County would take no action to sponsor the sphere of influence on the east side with the understanding that any individual property owner on the west side could after one year make an application to the City of Reno and the County would not oppose it. Chairman Galloway stated that his understanding of the motion was that the City of Reno did not adopt the County's proposal, but simply took a unilateral action that they would not submit a sphere amendment to the South Virginia Corridor. Commissioner Sferrazza commented that if that was the case, he would request that the matter be reconsidered, explaining that he did want this issue coming back to the Board, and his understanding was that it would not be back to the Board again in one year.

Commissioner Sferrazza moved, seconded by Commissioner Bond, that this issue be revisited. Following discussion, on call for the vote, the motion to reconsider passed unanimously.

Commissioner Sferrazza reiterated that his motion was that the County would not file a request for amendment to the Sphere of Influence on the east side with the understanding that any individual property owner on the west side, after one year, could apply for a sphere amendment and the County would not oppose it. Chairman Galloway stated that he could not support that the County would not oppose such a request after the one-year period, which timeframe would provide the opportunity to resolve the issue and avoid this being a continual fight. Commissioner Sferrazza stated that he does not want to have this issue coming back every year and his motion was for the County to not pursue a sphere amendment at all. Legal Counsel Shipman advised that the City did not take any specific action other than to simply say that they would agree not to sponsor an amendment on the sphere this year, which called for a similar action from the County to not sponsor an amendment to the sphere line; but that there are no guarantees on the part of the City or the part of anyone as to what might occur after this cycle. Commissioner Sferrazza referred to a document that he was relying on when he made his motion, which was the language presented by the County to the City of Reno.

County Manager Simon explained that the document represented a proposal from the County to the City but the City did not adopt it. Mr. Sellman further clarified the City's action advising that they, without condition, would not file any sphere amendments on the South Virginia Corridor for the 1999 cycle; that this would leave everything where it was; that after the 1999 filing cycle the City may consider amendments for the next cycle; that this would provide time to work with the developer and the community and see if there is an answer to the situation without having to fight this battle; but that if agreement cannot be reached, the fight will continue. Commissioner Sferrazza commented that there is no incentive for the neighborhood to try and resolve the issue, because they would assume that it will just go on indefinitely. Mr. Sellman stated that he believes there is incentive because sooner or later this issue will be brought to the City again and the property owner could very easily lose all control if something is not worked out that they think they can live with, as the reality is that there is no guarantee that they can accomplish anything at the Reno City Council.

Following further discussion, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried, with Commissioner Sferrazza voting "no," Chairman Galloway ordered that Washoe County would not file a sphere amendment to the South Virginia Corridor Specific Plan Area during the 1999 filing cycle.

99-194 BILL NO. 1230 - ORDINANCE NO. 1054 - AMENDING WCC CHAPTER 5 - INTER-JURISDICTION TRANSFERS

5:00 p.m. This was the time set in a Notice of Public Hearing, published in the Reno Gazette-Journal on February 12, 1999, to consider the second reading and adoption of Bill No. 1230. Proof was made that due and legal notice had been given.

Joanne Ray, Chief of Personnel, reviewed the process that would be followed by the Personnel Division relative to inter-jurisdiction transfers, advising that the original idea came forward from the Sheriff's Office due to the problem of having to fill the large number of vacancies for the Deputy Sheriff position; and that after discussing the various issues it was determined by Personnel and the District Attorney's office that the procedure should also apply to other job classifications that were similar in other jurisdictions. She responded to questions of the Board and explained the inter-jurisdiction process and requirements, advising that if the jurisdiction is a Nevada public employer, has a merit system, the person has passed the testing for the position and has similar knowledge, skills, and abilities which is all certified through the County and their current

employer, they would be eligible to go on the inter-jurisdiction transfer list for a specific position; and that all eligible candidates would be given full consideration through the normal selection process and no eligible candidate would be bypassed.

Commissioner Sferrazza stated that he initially supported this procedure because he felt it addressed a need in the Sheriff's Office for post certified Deputy Sheriffs, but if it is going to open the door for inter-jurisdiction transfers in every department, he cannot support it, because he has no idea what other areas the County would be opened up to and thinks it sets a bad precedent if it avoids the testing process.

Ms. Ray provided additional explanation relative to the process and upon inquiry of Commissioner Short, she stated that she is comfortable with the Ordinance; that Washoe County has a very thorough screening process; and that if, after six months, staff found there were problems with it, she would be discussing the matter with Legal Counsel to address those issues.

Commissioner Sferrazza expressed concern about the possibility of grievances being filed for reasons such as someone being on the inter-jurisdiction transfer list obtaining a job that may not be considered identical to their former job. Upon inquiry of Chairman Galloway, Legal Counsel Shipman stated that anyone can file anything at any time and would not suggest that no grievance would ever be filed, but she would not expect any overwhelming series of grievances; that the County has a process for handling the grievances that are occasionally filed, which process has always been successful; that the Ordinance has been passed through the Collective Bargaining units and there no negative response was received from them; that from a legal standpoint, the District Attorney's Office felt that, because the County has many professional positions, such as licensed Social Workers, etc. it would be hard to justify singling out just law enforcement; and that if problems do occur with the Ordinance, they would quickly suggest that the Board review that policy.

Commissioner Shaw stated that he is comfortable with the Ordinance after today's discussion, and has complete confidence in the ability of the Personnel Department to process these transfers. Commissioner Bond stated that she believes that the County should proceed and if there is a problem, it can be fixed. Commissioner Short stated that if Ms. Ray and Howard Reynolds, Assistant County Manager, are comfortable with the Ordinance he will support it.

Chairman Galloway opened the public hearing and called on those wishing to speak. There being no response the public hearing was closed.

On motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Sferrazza voting "no," Chairman Galloway ordered that Ordinance No. 1054, Bill No. 1230, entitled "AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY PROVIDING FOR INTER-JURISDICTION TRANSFERS INTO THE CLASSIFIED SERVICE OF WASHOE COUNTY, AND OTHER MATTERS PROPERLY RELATING THERETO," be approved, adopted, and published in accordance with NRS 244.100.

Commissioner Sferrazza stated that he did not oppose the Ordinance for the purposes of the Sheriff's request to provide post certified people employed in the County, but does oppose it as a general County policy.

99-195 VARIANCE CASE NO. V10-56-98 - DENNIS AND PAT BRIERTON - APN 150-192-11 - APPEAL - COMMUNITY DEVELOPMENT

5:00 p.m. This was the time set at the meeting of February 9, 1999 for continuance of public hearing [see BCC 99-126] to consider the appeal of Dennis M. Brierton from the denial by the Board of Adjustment of a request to vary the required setbacks within Section 110.406.05.1 to reduce the rear yard setback from 30 feet to 10 feet to construct a two-story detached accessory structure (visually connected to the home by a breezeway) which includes a two-car garage on the first story and a weight room in the attic space. No plumbing is requested as part of this application. The property is located at 14515 South Quiet Meadow Drive. The .5-acre parcel is designated Low Density Suburban (LDS) in the Southwest Truckee Meadows Area Plan and situated in a portion of Section 25, T16N, R19E, MDM, Washoe County, Nevada. (APN: 150-192-11)

Sandra Dutton, Department of Community Development, reviewed the variance request and the reasons for the Board of Adjustment's denial. She conducted a video presentation and presented a map utilizing the document camera depicting specific areas of the site, advising that the homesite is located on a corner lot and the issue of where the rear yard is located requires some

interpretation, which she discussed. Ms. Dutton then reviewed the findings that must be met in order for the Board to grant the variance request.

Joel Korotkin, representing the applicants, stated that much of the focus regarding this variance request has been on the concept of the setbacks, which he does not really think is the issue; and that he believes that the Board can make all of the required findings. He stated that it is awkward to develop a corner lot and the existing driveway creates a problem; and that the proposed project has been approved by the Saddlehorn Architectural Control Committee who determined that it would not create a negative impact to the community and was an appropriate way to address a hardship that occurred to the applicants. Mr. Korotkin reviewed the history of the property and advised that the hardship is due to the design of the garage which is located at a 90 angle to the driveway and does not provide easy access for a large vehicle. He then stated that an opposition expressed at the Board of Adjustment meeting was that the second story of the proposed garage would be turned into a mother-in-law quarters or a rental unit, advising that this could not be done the way the room is designed, and it is not intended to be utilized in that manner; that it is a small room intended for a weight room only; and that the garage has been designed by a professional architect to fit within the theme and style of the home and is placed appropriately on the lot. He then presented pictures of the subject taken from neighboring homes to show that the garage would not be seen from most of those properties, and stated that he does not think anyone is specifically concerned that their view is going to be affected. Mr. Korotkin reviewed their position that the current situation does create a hardship, will not create a detriment to the surrounding area, and would not constitute a grant of special privileges. He then responded to questions of the Board.

Dennis Brierton, applicant, described the difficulties experienced with trying to park his 1/2-ton pickup truck in his garage and responded to questions of the Board.

Chairman Galloway opened the public hearing and called on those wishing to speak.

Dr. George Thomas, neighbor to the subject, advised that the neighbors signed a petition opposing the variance and supporting staff's and the Board of Adjustment's recommendation for denial. He advised that, even though the Saddlehorn Architectural Control Committee approved the project, those decisions are made in a closed meeting without the knowledge of the neighbors and, if there had been an open meeting where objections could be heard, this hearing might not have been necessary; and that they are concerned about the weight room being turned into an apartment, noting that although the plans indicate there will be no plumbing in that room, it is very easy to put plumbing in after the inspections have been done. He further stated that the Architectural Committee offered the applicants the opportunity to construct the garage where it would be inside the envelope and not require a variance; that while it is not easy to get into the current garage, it does not constitute a hardship; and that everyone agreed to live by the rules of Saddlehorn when their houses were built and it is not fair to change those rules to suit one person's pleasure. Mr. Thomas responded to questions of the Board and advised that the Architectural Control Committee meetings are closed to everyone including the applicant; that they believe granting this request would set a precedent; and that it is something that is not needed.

There being no one else wishing to speak, Chairman Galloway closed the public hearing.

A discussion commenced and upon inquiry, Ms. Dutton advised that a single story, two-car garage, 12 feet in height would be allowed within five feet of the property line at the rear or side yards and would not require a variance. Mr. Korotkin advised that the proposed garage fits architecturally with the home and there are no negatives associated with it.

Commissioner Short stated that he visited the property today and saw that it is very difficult to park a large vehicle in the garage; that the house has three stories and a one-story garage would probably not fit in architecturally as well as what they are proposing; that most of the people that are going to see the structure have said that they are in favor of it; that there is no way to put plumbing in and he does not believe there is any intention to put in an apartment; that he knows that the Saddlehorn Architectural Control Committee is very strict and the members are very good architects that would determine if something would work; and that he, too, would not want to start a precedent, but Saddlehorn is a very upscale neighborhood, and he does not think that would happen.

Chairman Galloway stated that the findings can be made; that he believes it is possible to avoid the variance and solve the problem; that the intent of the people in the subdivision was to build within the building envelope, which he feels is pretty liberal already; and that he thinks this project could change the character of the neighborhood.

Having made the following findings:

- 1. Because no special circumstance is applicable to the property, including size, shape, topography and location of surroundings, the applicant is not deprived of privileges enjoyed by other property owners within the same regulatory zone;
- 2. that the request will create a determinant to scenic or environmental character of the surrounding area by blocking partial views of the neighbors and over building on the lot;
- 3. that the variance is not consistent with the policies, action programs, standards and maps of the Comprehensive Plan and the Southwest Truckee Meadows Area Plan;
- 4. that granting of the request will constitute a grant of special privileges inconsistent with the limitations upon other properties in the vicinity and the Low Density Suburban (LDS) land use designation; and
- 5. that the Board of Adjustment gave reasoned consideration to the information contained within the staff report and information received during the meeting; and
- 6. that the Board of County Commissioners gave reasoned consideration to the information contained within the staff report and information received during the meeting;

on motion by Commissioner Shaw, seconded by Commissioner Bond, which motion duly carried, with Commissioner Short voting "no," Chairman Galloway ordered that the appeal of Dennis M. and Pat Brierton be denied and the denial by the Board of Adjustment be upheld; and that Variance Case No. V10-56-98 be denied.

99-196 ESTABLISHMENT OF SUBCOMMITTEE ON ANNEXATION ISSUES - REGIONAL PLANNING AGENCY

Katy Simon, County Manager, referred to the memorandum dated February 17, 1999 from the Truckee Meadows Regional Planning Agency relative to the action taken by the Regional Planning Governing Board on February 11, 1999 to support a joint subcommittee on annexation related issues to include creation of islands, pace of annexation programs, cycle of sphere influence changes, possible mechanism for designation of specific areas as unsuitable for annexation and/or inclusion in a sphere of influence, level playing field for development review and fiscal equity, and that each of the three local governments will pass the necessary motions to withdraw any nonconsensual annexation bill draft requests and would not support any nonconsensual bills. She then advised that, following yesterday's caucus meeting, she sent a fax to the City of Reno and the City of Sparks requesting whether or not they had scheduled similar items on their agendas to withdraw nonconsensual bill draft requests and not to support any nonconsensual bills and has not heard back from either of them at this point.

A discussion ensued relative to whether or not Washoe County had previously taken action regarding this issue. Chairman Galloway stated that at a previous meeting it was his understanding that the Board took action to conditionally withdraw the bills, and that the nonconsensual matter was addressed at that time.

On motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, the Board reaffirmed its action taken on February 16, 1999 [BCC Item No. 99-165] to withdraw nonconsensual bill draft requests and to not support any nonconsensual bills, which action was conditioned to become finally effective when the Cities of Reno and Sparks have notified the County in writing that they have taken the same action.

COMMISSIONERS' /MANAGER'S COMMENTS

Katy Simon, County Manager, advised that a special meeting will be set for next Tuesday at 4:00 p.m. for a legislative update. She then thanked the Board members that were able to attend the first annual employee appreciation luncheon held today, advising that approximately 160 people attended and it was very well received.

Chairman Galloway stated that he was sorry to miss today's luncheon, but attended the Special Olympics opening where he welcomed all the athletes and thanked all volunteers on behalf of the Board.

Commissioner Short complimented Katy Simon, Kathy Carter, and everyone that put on today's luncheon, stating that it was very well done and should be done every year.

Commissioner Shaw stated that he subscribes to the Sparks Tribune which states that "the truth has been our only friend since 1910", which he brings up because he would like to caution his fellow Commissioners about what they say when they go to Carson City. He referred to some quotes that were made in a recent article in that newspaper dealing with lame-duck commissions, which were not very complimentary to some of the members on the Board and stated that he would personally like to know if a Board member is going to testify at the legislature; and that he was upset by the article in Friday's Sparks Tribune, and did not like what was reported, which report he assumes was accurate.

* * * * *

There being no further business to come before the Board, the meeting adjourned at 7:45 p.m.

JIM GALLOWAY, Chairman
Washoe County Commission

ATTEST: AMY HARVEY, County Clerk