BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY 1:00 P.M. AUGUST 10, 1999

PRESENT:

Jim Galloway, Chairman
Ted Short, Vice Chairman
Joanne Bond, Commissioner
Pete Sferrazza, Commissioner
Jim Shaw, Commissioner
Betty Jo Vonderheide, Chief Deputy County Clerk
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 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:

99-766 PRIVATE SECURITY WORK PERMIT APPEAL – RANDALL BROOKS

This appeal was considered on MONDAY, AUGUST 9, 1999, prior to the Caucus meeting, the Board having convened in open session with Chairman Galloway presiding to consider the appeal of RANDALL J. BROOKS from the Sheriff's denial of his permit application to work as a private security guard in an advertising firm.

All Board members were present to consider the appeal as well as the County Manager, the Assistant District Attorney, and a Deputy County Clerk as support staff.

On motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, the Board convened in closed personnel session to hear testimony as to why the work card should or should not be granted. The appellant was present to offer testimony during the closed personnel session. Michael Johnson of the Advantage Group was also present in support of Randall J. Brooks.

Following testimony, the Board convened in open session and the following action was taken.

Having convened in OPEN SESSION, on motion by Commissioner Shaw, seconded by Commissioner Bond, which motion duly carried, it was ordered that the appeal of RANDALL BROOKS be accepted and that the permit be granted.

99-767 CHILDCARE WORK PERMIT APPEAL – HOLLEY DRAPER

This appeal was considered on MONDAY, AUGUST 9, 1999, prior to the Caucus meeting, the Board having convened in open session with Chairman Galloway presiding to consider the appeal of HOLLEY DRAPER from the Sheriff's denial of her permit application to work at HUFF AND PUFF WINDS CHILDCARE facility.

All Board members were present to consider the appeal, as well as the County Manager, the Assistant District Attorney, and a Deputy County Clerk as support staff.

On motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried, the Board convened in closed personnel session to hear testimony as to why the work card should or should not be granted. The appellant was present to offer testimony during the closed personnel session, as was Debra Carr, Records Section of the Sheriff's Department.
Following the closed session wherein it was determined that a work permit was not needed since she is not and will not be employed as a childcare worker, the Board convened in open session and HOLLY DRAPER withdrew her appeal.

99-768 AGENDA

In accordance with the Open Meeting Law, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that the agenda for the August 10, 1999 meeting be approved with the following amendments:

Delete

Item 12 concerning transfer of appropriations for consulting services for a classification and compensation study for District Court and Justice Courts;

Corrections

Item 9K, the I.D. No. for the Roll Change Request for Real Estate Office, Inc. should be #2/239-008;
Item 9F, delete reference to County match funds;

Add:
Item 9M concerning cancellation of the Purchase of Service Agreement with MEDSchool Associates, North.

PUBLIC COMMENTS

Sam Dehne, Reno citizen, stated that at this morning's meeting of the Airport Authority Board, Chairman Manchetti, who is an appointee of Washoe County, started a new process that stomps all over the 1st and 14th amendments. He advised that he put in a request to speak on a specific item and the Chairman advised that a person would only be allowed to speak if the Board members wished to hear from someone on that item. Mr. Dehne then requested that the Board of County Commissioners advise Mr. Manchetti that this procedure is against the law, and advised that he has filed a open meeting violation with the Attorney General's Office.

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THE BOARD CONVENED AS THE COUNTY LIQUOR BOARD

99-769 BUSINESS LICENSE REFUND-INCLINE TECHNOLOGIES, INC.

Upon recommendation of Bob Webb, Community Coordinator, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, Chairman Galloway ordered that the refund of the $500 fee that Incline Technologies, Inc., located at 3267 Research Way #212, Carson City, Nevada paid on June 22, 1999 for their business license be approved. It was noted that the company was originally located in Incline Village and moved to Carson City and paid their Washoe County license in error.

* * * * * * * * * * *

THE BOARD RECONVENED AS THE BOARD OF COUNTY COMMISSIONERS

MINUTES

On motion by Commissioner Short, seconded by Commissioner Bond, which motion duly carried, Chairman Galloway ordered that the minutes of the regular meeting of June 22, 1999 be approved.

99-770 COUNTY MANAGER SALARY

Chairman Galloway advised that a closed personnel session was held this morning in the Commission Caucus Room concerning the annual evaluation of the County Manager, and the Board will take action on that matter at this time. He stated that Ms. Simon has
Commissioner Shaw stated that he has been very pleased with Ms. Simon's performance over the last year and has found her to be very accessible and available to respond to his questions and concerns; and that he would agree to a bonus up to a maximum of 10% in addition to a Cost of Living Allowance (COLA).

Commissioner Bond commented that Ms. Simon has tremendous energy and contributes to every board and meeting she attends; that she is always willing to accommodate her and actively searches her opinion on various items in order to provide the best County government possible; and that she is very receptive to the average person.

Commissioner Short stated Ms. Simon and done a very good job and he is amazed at her grasp of the County's operations which are very large and complicated; and that she stays in close communication with him on all County issues.

Commissioner Sferrazza commented that he was not able to be present for the closed personnel session but feels that Ms. Simon has done a very good job. Chairman Galloway then advised that a 10% bonus would amount to $12,000.

Following further discussion, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried, Chairman Galloway ordered that the County Manager be given a $12,000 bonus and a two-year contract, with the base salary to remain the same. Chairman Galloway noted that the Board's action does not mean that the base salary could not be looked at next year.

County Manager Simon thanked the Board and expressed appreciation to everyone who participated in the evaluation process.

99-771 DISINTERNMENT OF HUMAN REMAINS - HEALTH

Upon recommendation of James Begbie, Acting District Health Officer, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, Chairman Galloway ordered that the Request for Disinterment from Velma M. Howes of Beckwourth, California to disinter and remove the remains of Baby Martini, her sister, from Mountain View Cemetery in Reno, Nevada, with reinternment to be at Sierra Mountain Cemetery in Truckee, California be approved. It was noted that the cause of death was not due to a communicable disease.

99-772 ACCEPTANCE OF DONATION - SHERIFF'S OFFICE HONOR GUARD

Upon recommendation of Richard Kirkland, Sheriff, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, Chairman Galloway ordered that donations totaling $400 for the Sheriff's Office Honor Guard received from contributions donated by citizens at a fund raising car wash held by the Honor Guard be accepted with gratitude. It was noted that the funds will be used to assist the Honor Guard with travel costs to the National Peace Officers Memorial Services in Washington, D.C.

Later in the meeting, Ms. Simon noted that representatives of the Sheriff's Office Honor Guard were present and Sgt. Joe Cambra of the Honor Guard introduced himself to the Board. Chairman Galloway thanked the Honor Guard for their contribution and community efforts to assist in social programs.

99-773 REIMBURSEMENT - SOUTH MEADOWS PROPERTY - OVERSIZING OF WATER MAINS - WATER RESOURCES

Upon recommendation of Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, Chairman Galloway ordered that the reimbursement to South Meadows Property for the oversizing of water mains in accordance with the Letter of Understanding dated July 12, 1999 and upon receipt of certified payment...
99-774 WATER RIGHTS DEED - CITY OF SPARKS - NEVADA COMSTOCK ENTERPRISES - FUTURE DEVELOPMENT - UTILITY SERVICES

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 Bond, which motion duly carried, it was ordered that the Water Rights Deed for 12.0 acre-feet of groundwater rights being a portion of Permit 24493, further changed by Permit 64508 between City of Sparks as Grantor and Washoe County as Grantee, on behalf of Nevada Comstock enterprises, a limited Partnership, in support of future development be approved and Chairman Galloway 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.

99-775 WATER RIGHTS DEED - REINKEMEYER FAMILY TRUST - PARCEL MAP - UTILITY SERVICES

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 Bond, which motion duly carried, it was ordered that the Water Rights Deed for 2.02 acre-feet of water rights being a portion of Permit 53248 between Reinkemeyer Family Trust, as Grantor, and Washoe County, as Grantee, in support of the Reinkemeyer parcel map creating one new parcel within South Truckee Meadows currently a part of APN 041-110-13 be approved and Chairman Galloway 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.

99-776 WATER RIGHTS DEED - WATER SALE AGREEMENT - SIERRA PACIFIC POWER COMPANY - CAMELOT FOODS PARCEL MAPS - UTILITY SERVICES

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 Bond, which motion duly carried, it was ordered that the Water Rights Deed for 3.91 acre-feet of surface water rights from a portion of Claim 337/338 and 0.49 acre-feet of surface water from a portion of Claim 236 for a total of 4.40 acre-feet between Sierra Pacific Power Company, as Grantor, and Washoe County, as Grantee, and the corresponding Water Sale Agreement between Sierra Pacific Power Company and Washoe County be approved and Chairman Galloway 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.

It was noted that Sierra Pacific Power Company dedicated the surface water rights in support of Camelot Foods' two parcel maps creating 5 new parcels which are currently a part of APN 041-062-36.

99-777 BYRNE MEMORIAL FORMULA GRANT AWARD - SAGE WIND - STATE OF NEVADA DEPARTMENT OF MOTOR VEHICLES AND PUBLIC SAFETY - DISTRICT COURT

Upon recommendation of Cathy Krolak, Court Administrator, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, it was ordered that the Byrne Memorial Formula Grant, of which the Second Judicial District Court is serving as the subgrantee or "pass through" agency for federal funds to SageWind, for the Alternative to Incarceration for Males (AIM) program, in the amount of $108,792, with term of grant award being July 1, 1999 through June 30, 2000, be approved and Chairman Galloway be authorized to execute. It was further ordered that the following account transactions be authorized:

<table>
<thead>
<tr>
<th>Increase Account</th>
<th>Amount</th>
<th>Increase Account</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>001-12108G-4301</td>
<td>$108,792</td>
<td>001-12108G-7103</td>
<td>$108,792</td>
</tr>
</tbody>
</table>

99-778 GRANT ACCEPTANCE - NEVADA SUPREME COURT ADMINISTRATIVE OFFICE OF THE COURTS - FAMILY COURT

Upon recommendation of Mary Herzik, Executive Director, CASA, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, it was ordered that the subgrant in the amount of $18,000 from the Nevada Supreme Court Administrative Office of the Courts for program operations in Fiscal Year 1999-2000 for the Supervised Visitation Program known as Families Visiting be approved and Chairman Galloway be authorized to execute. It was further ordered that the following account
Upon recommendation of Richard Gammick, District Attorney, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, it was ordered that the District Attorney's Office be authorized to accept grant funds from the Nevada Stop Violence Against Women Program in the amount of $45,709 with a term of July 1, 1999 through June 30, 2000, with funds to be budgeted for salary and benefits for one victim advocate and associated computer equipment and office furniture. It was further ordered that the following account transactions be authorized:

<table>
<thead>
<tr>
<th>Account</th>
<th>Description</th>
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<tr>
<td>001-1212022G-4301</td>
<td>Salary</td>
<td>$30,621</td>
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<tr>
<td>-7001</td>
<td>Insurance</td>
<td>2,701</td>
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<tr>
<td>-7042</td>
<td>Retirement</td>
<td>5,742</td>
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<tr>
<td>-7050</td>
<td>Medicare</td>
<td>445</td>
</tr>
<tr>
<td>-7205</td>
<td>Office Furniture</td>
<td>4,000</td>
</tr>
<tr>
<td>-7829</td>
<td>Computer Hardware</td>
<td>2,200</td>
</tr>
<tr>
<td>-4301</td>
<td>Federal Contributions</td>
<td></td>
</tr>
</tbody>
</table>

**TOTAL EXPENSES** $45,709

99-780 FEMA GRANT - LOCKWOOD ACQUISITION PROJECT - ENGINEERING

Upon recommendation of David Price, County Engineer, through David Roundtree, Public Works Director, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, Chairman Galloway ordered that the following FEMA grant funds that will be used to purchase the remaining single family residences in the Lockwood Floodplain be accepted:

HMGP #0003: Purchase of Single Family Residences
Property Purchase Funds $517,593
Project Administration Funds $ 8,568

99-781 COMMUNITY DEVELOPMENT BLOCK GRANTS (CDBG) - STATE OF NEVADA - FINANCE
Upon recommendation of Anna Heenan, Finance Division, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, it was ordered that three grant awards for the total amount of $192,800 from the State of Nevada Commission on Economic Development for Community Development Block Grant (CDBG) funds be accepted and Chairman Galloway be authorized to execute the documents concerning same. It was further ordered that the Comptroller be directed to make the appropriate adjustments to the following programs:

- $17,800 for the Washoe Legal Services
- $150,000 for the new Civil Protective Custody Building
- $25,000 for the Design for the Food Bank of Northern Nevada

**99-782 CORRECTION OF FACTUAL ERRORS ON TAX ROLLS - ASSESSOR**

Upon recommendation of Jean Tacchino, Assistant Chief Deputy Assessor, and Thomas Sokol, Assistant Chief Deputy Assessor, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, 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 Galloway be authorized to execute on behalf of the Commission.

<table>
<thead>
<tr>
<th>Name</th>
<th>Parcel Number</th>
<th>Roll Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dennis W. &amp; Rose C. Kane</td>
<td>Parcel No. 049-725-03</td>
<td>(1999/2000 Secured Roll)</td>
</tr>
<tr>
<td>City of Reno</td>
<td>Parcel No. 204-182-20</td>
<td>(1999/2000 Secured Roll)</td>
</tr>
<tr>
<td>T V Auto Mart</td>
<td>I.D. #2/100-140</td>
<td>(1998/99 Unsecured Roll)</td>
</tr>
<tr>
<td>Home Tek Consultants</td>
<td>I.D. #2/159-195</td>
<td>(1998/99 Unsecured Roll)</td>
</tr>
<tr>
<td>Real Estate Office, Inc.</td>
<td>I.D. #2/239-008</td>
<td>(1998/99 Unsecured Roll)</td>
</tr>
<tr>
<td>Automation</td>
<td>I.D. #2/130-398</td>
<td>(1998/99 Unsecured Roll)</td>
</tr>
</tbody>
</table>

**99-783 REQUEST FOR PROPOSAL - FINANCIAL ADVISORY SERVICES - FINANCE**

Upon recommendation of John Sherman, Finance Director, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, Chairman Galloway ordered that the Purchasing Department be authorized to issue a Request for Proposal for Financial Advisory Services and that staff be authorized to review the proposals submitted and forward a recommendation to the
It was noted that services provided by a financial advisor are related to the issuance and sale of securities as well as services related to statutory and regulatory requirements of existing securities issued by the County.

99-784 CANCELLATION - PURCHASE OF SERVICE AGREEMENT - MEDSCHOOL ASSOCIATES, NORTH - DISTRICT ATTORNEY

Upon recommendation of Madelyn Shipman, Assistant District Attorney, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, Chairman Galloway ordered that, pursuant to paragraph 9 of subject agreement, staff be directed to cancel the Purchase of Service Agreement with MEDSchool Associates, North, which provided services at the request of Reno and Sparks Police Departments, Washoe County Sheriff's Department and Washoe County Social Services Department related to the provision of medical evaluations, trauma exams and court testimony resulting from sexual assaults of children. It was noted that the users of the service are in agreement that it is to the mutual benefit of all parties that the agreement be canceled.

99-785 REFUND OF TAXES - CATHOLIC COMMUNITY SERVICES OF NORTHERN NEVADA - FY 1998/99 - APN 008-245-03

Legal Counsel Shipman advised that copies of the statutes concerning a request for refund of taxes have been provided to the Board, which information was requested by Commissioner Sferrazza at yesterday's caucus meeting. Ms. Shipman reviewed background information and the statutes relative to the request for refund items and responded to additional questions of Commissioner Sferrazza. Commissioner Sferrazza noted that he also requested a copy of NRS 361.155 which was not included in the information provided to the Board.

Commissioner Shaw stated that a number of requests for tax refunds have come before the Board since he has served on the Commission; that the requests are reviewed by the District Attorney's Office who then makes a recommendation to the Board to either grant or deny the refund; and that he is comfortable with the District Attorney's recommendation regarding the requests for refund of taxes on today's agenda.

Commissioner Sferrazza stated that he could not support the requests for refund of taxes until he had the opportunity to review NRS 361 as well as the documentation presented by the parties requesting the refunds. Ms. Shipman noted that approval of any request for refund of taxes requires a unanimous vote of the Board.

Following discussion, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried, Chairman Galloway ordered that this item be continued.


Pursuant to discussion noted in the previous item, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried, Chairman Galloway ordered that this item be continued.

99-787 DONATION - KIDS KOTTAGES - SOCIAL SERVICES

Sharon Gibbons, Department of Social Services, introduced Louise Martin and Donna LaCasse of A & H Insurance. Chairman Galloway recognized and thanked all the donors to Kids Kottage listed on the agenda memorandum. He then advised that A & H Insurance has had a long standing commitment to assisting abused and neglected children housed at Kids Kottage and the employees have donated in excess of $4,200 since 1996. He presented a plaque of appreciation to the A & H Insurance Agency in recognition of the consistent and generous contribution of the employees to the emergency child protection shelter.

Ms. LaCasse stated that A & H Insurance has a great staff that believes that Kids Kottage is an important project and they will continue to give their support as long as possible.

On motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, Chairman Galloway ordered that the
following cash donations in the amount of $3,828 for children in emergency shelter care at Kids Kottages be accepted with gratitude:

Cash Donations

$ 50 from Carole Horan
$ 678 donated from an art auction at the Kids Kottage
$1,000 from Charmanta Auxiliary of Assistance League/Reno-Sparks
$1,000 from Thomas and Linda Hultin
$1,100 from A & H Insurance, Inc.

It was further ordered that the Comptroller be directed to make the following account transaction:

Increase

<table>
<thead>
<tr>
<th>Account Number</th>
<th>Description</th>
<th>Expenditure</th>
</tr>
</thead>
<tbody>
<tr>
<td>28-28052-7205</td>
<td>Minor Furniture and Equipment</td>
<td>$3,828</td>
</tr>
</tbody>
</table>


Upon recommendation of May Shelton, Director, Department of Social Services, on motion by Commissioner Sferrazza, seconded by Commissioner Short, which motion duly carried, it was ordered that the Interlocal Contract between Washoe County and the State of Nevada, acting by and through its Department of Human Resources, Division of Health Care Financing and Policy, concerning the Intergovernmental Transfer Program for the period July 1, 1999 through June 30, 2001 in an amount of $1,550,000 each year of the biennium be approved and Chairman Galloway be authorized to execute.

It was noted that AB 386 which was passed by the 1999 Legislature requires that Washoe County enter into an agreement with the State for an Intergovernmental Transfer of Funds Program for the purpose of raising sufficient revenues from outside the State budget to leverage matching federal dollars to cover anticipated Medicaid budget shortfalls and benefit public hospitals and the hospital in Washoe County that provides a disproportionate share of uncompensated care.

99-789 PROFESSIONAL SERVICES AGREEMENT – WATER SUPPLY AND DISTRIBUTION FACILITY PLAN – SPANISH SPRINGS VALLEY – WATER RESOURCES

Upon recommendation of Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Shaw, seconded by Commissioner Bond, which motion duly carried, it was ordered that the Professional Services Agreement between Washoe County and ECO:Logic, LLC, concerning professional engineering services to develop a water supply and distribution facility plan for the unincorporated area of Spanish Springs Valley in an amount not to exceed $44,000 be approved and Chairman Galloway be authorized to execute.

99-790 CAPITAL CONTRIBUTION FRONT ENDING AGREEMENT – WHITE LAKE PARKWAY – ENGINEERING

Upon recommendation of Clara Lawson, Engineering Division, through David Roundtree, Public Works Director, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried, it was ordered that the Capital Contribution Front Ending Agreement with Lifestyle Homes, Inc. and Regional Transportation Commission for improvements on White Lake Parkway from US Highway 395 to Crystal Canyon Boulevard be approved and Chairman Galloway be authorized to execute.

99-791 ELDERCARE PROJECT – SENIOR SERVICES

Karen Mabry, Director, Senior Services, discussed the proposed ElderCare project and responded to questions of the Board. She advised that the timeframe for the negotiation phase of the project would be 4 – 6 months; that the project is primarily a medical
benefit program with an associated housing component; that the original proposed budget for construction is approximately
$27-million, with approximately $23-million to be requested from the Federal government, as the project is a national
demonstration model; that the housing component will be handled by the developer and those properties will be sold
and independently owned; and that the assisted living, group care, and Senior Service facilities would be County owned and operated.

Bruce Arkell, Consultant for the ElderCare project, reviewed information relative to funding and costs for the project and advised
that the negotiated agreement would come to the Board for consideration and approval and would not be presented to the Board until
assurance that funds are available and the financing package are both in place.

Chairman Galloway then advised that Legal Counsel has recommended some language changes to the recommendation that would provide
appropriate flexibility to cover the unknown issues that may arise during this process, which he reviewed with the Board.

Following discussion, on motion by Commissioner Shaw, seconded by Commissioner Bond, which motion duly carried, Chairman Galloway
ordered that the Director of Senior Services with assistance from Directors of the General Services and Public Works and the
Finance Analyst and Deputy District Attorney assigned to Senior Services be authorized to negotiate a purchase or lease/option
agreement or other agreement to develop a Senior Service facility and/or 160 group care/assisted living units with Sierra Point
Phase III LLC and CFTI a Nevada General Contractor for review and final approval by the County Commissioners. It was noted that
the Board has the authority to change the agreement that is presented for review, if it feels it is appropriate to do so.

99-792 CLASSIFICATION TITLE REVISION - BEFORE AND AFTER SCHOOL PROGRAM - PARKS AND RECREATION - HUMAN RESOURCES

Katy Simon, County Manager, and Joanne Ray, Chief of Personnel, reviewed background information regarding this item. Karen Mullen,
Director, Department of Parks and Recreation, reviewed the Before and After School Program and reasons for the request for title
changes and salary adjustments, and responded to questions of the Board. A discussion was held concerning why teachers were not
hired for the program and Ms. Mullen advised that very few teachers apply as the County's salaries are not commensurate with
teacher salaries; that it is necessary to drive to Cold Springs, Pleasant Valley, Spanish Springs, etc., and even if the salaries
were higher, it would be difficult to get teachers; and that the educational component is only a small portion of the program.

Ms. Mullen introduced Mora Shea, advising that she is the person who oversees the programs. She stated that the County is trying
to provide a higher level of service and commended Ms. Shea for getting the programs up to those levels.

Upon recommendation of Joanne Ray, Director of Human Resources, on motion by Commissioner Shaw, seconded by Chairman Galloway,
which motion duly carried, it was ordered that the title changes and salary adjustments for the Teacher's Aide and Teacher
classifications for the Before and After School Activity Program conducted by the Parks and Recreation Department be approved as
follows:

<table>
<thead>
<tr>
<th>Current Title</th>
<th>Salaries</th>
<th>New Titles</th>
<th>Salaries</th>
</tr>
</thead>
<tbody>
<tr>
<td>Teacher's Aide</td>
<td>$6.25</td>
<td>Activity Leader</td>
<td>$7.00 - $8.25</td>
</tr>
<tr>
<td>Teacher</td>
<td>$10.41</td>
<td>Site Supervisor</td>
<td>$9.25 - $10.50</td>
</tr>
</tbody>
</table>

Commissioner Bond requested that staff provide information to the Board members as to whether or not these changes have had the
desired effect.

99-793 NEW CLASSIFICATIONS - SENIOR INTERNAL AUDITOR - INFORMATION TECHNOLOGY PROJECT COORDINATOR - HUMAN RESOURCES

Upon recommendation of Joanne Ray, Director of Human Resources, on motion by Commissioner Sferrazza, seconded by Commissioner
Bond, which motion duly carried, Chairman Galloway ordered that the following new classifications and salary ranges be approved:

Salary Range
**99-794 PART-TIME GRANT POSITION – OFFICE OF JUVENILE JUSTICE AND DELinquency Program – JUVENILE SERVICES**

Upon recommendation of Michael Martino, Juvenile Services, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that a 32-hour per week Office of Juvenile Justice and Delinquency Program (OJJDP) grant funded Community Outreach Aide P749 position with a salary of $13.28/hour (with benefits) for the period July 1, 1999 through June 30, 2000 be approved.

**99-795 BILL NO. 1252 – AMENDING WCC CHAPTER 110 – DEVELOPMENT CODE – GENERAL RURAL RESIDENTIAL STANDARDS – WARM SPRINGS AREA**

Robert Sellman, Director, Department of Community Development, responded to questions of the Board regarding this item.

Bill No. 1252 entitled, "AN ORDINANCE AMENDING CHAPTER 110 OF THE WASHOE COUNTY CODE (SECTION 110.226.15 (WARM SPRINGS AREA) AND SECTION 110.902.15 (DEFINITIONS) TO SPECIFY REVISIONS TO ATTACHED OR DETACHED ACCESSORY DWELLINGS, TEMPORARY RECREATIONAL VEHICLE USE, BUSINESS VEHICLE PARKING, BED AND BREAKFAST INNS, PRIVATE AIR STRIPS, GLIDER PORTS AND PERSONAL LANDING FIELDS AND FACTORY BUILT HOMES AND OTHER MATTERS PERTAINING THERETO,” was introduced by Commissioner Bond, the title read to the Board, and legal notice for final action of adoption directed.

**99-796 STATUS REPORT – TAHOE BASIN ENVIRONMENTAL IMPROVEMENT PROGRAM – LAKE TAHOE RESTORATION FEDERAL ACT**

This item was continued from July 27, 1999 [Item No. 99-761].

Mike Harper, Special Projects Manager, Department of Community Development, reviewed issues relative to the Tahoe Regional Planning Agency’s Environmental Improvement Program (EIP) and the Capital Improvements Program (CIP) commenced by the Department of Community Development for the Tahoe portion of the County. He advised that the program was developed in response to the Presidential visit two years ago and was intended to create a slightly different strategy for dealing with issues at Lake Tahoe; that the EIP is not a capital improvements program as it identifies some very general costs but does not have a defined period of time in which projects are to be implemented nor does it identify funding sources; and that the EIP doesn't currently well define the projects. Mr. Harper discussed issues concerning funding sources for capital improvements at the Lake Tahoe Basin and noted that at some point the County Commission will probably have to look at devoting more general funds, at least as matching funds for some of the Federal dollars that are coming forward, when the current funding sources are no longer available. He then advised that the CIP is preliminary at this time and the task force is probably at the point now where it can begin to prioritize the list which would be presented to the Board in three parts being

(1) projects in progress or completed,
(2) projects that are near term and high priority, and
(3) projects that would be good to have but may not be feasible, noting that, pursuant to Board request, this third list of projects will contain clear indication that they are not necessarily being considered for funding now or in the future.

Commissioner Short stated that he recognizes that the CIP contains some wish list projects, but would want to indicate early on that he would not want Washoe County to get into parking meters, as he feels that function would be better handled by a local governmental entity at Lake Tahoe.

Chairman Galloway agreed that items that Board members definitely do not want on the list should be indicated at this time; that he would like to see electric carts removed from the list because he does think that is feasible; and that demand transit for any
citizen should be placed in the bottom territory, adding that this is done for physically disabled persons, but has never been proven to be viable on a mass scale.

Commissioner Sferrazza requested that transit service from Reno to Lake Tahoe be looked into if not already on the list. Mr. Harper advised that the possibility of looking at a private provider that may need to be subsidized which would provide service from Lake Tahoe to the airport is on the list. Commissioner Sferrazza stated that he would want to look at service that would be under public ownership and would go into downtown Reno.

Further discussion was held and the Board made several suggestions regarding specific language concerning the list of CIP projects. Chairman Galloway stated that the CIP should contain specific language to protect the County so that someone several years into the future could not say that the County made a commitment to do certain things. Mr. Harper advised that this type of protection now exists; that staff would come to the Board on an annual basis to review the CIP; that the CIP will be taken out to the community for comments; and that he does not anticipate presenting something formally back to the Board until after the first of next year.

Discussion then commenced regarding Senate Bill S.1192 (Lake Tahoe Restoration Act), also known as the "Feinstein Bill." Mr. Harper advised that both Senators from Nevada and California are cosponsors of the bill, and it is felt that the bill has the potential for moving forward. He reviewed documentation provided to the Board concerning Issues For Consideration one of which was made by Chairman Galloway expressing concern about Federal legislation authorizing a basin entrance fee, and five issues of concern expressed by the Douglas County Board of County Commissioners.

The Board discussed the various issues presented to determine what comments should be made concerning matters that could be affected by SB 1192 in its present form, which would be set forth in a letter to Senator Dianne Feinstein to be signed by Chairman Galloway.

On motion by Commissioner Bond, seconded by Commissioner Sferrazza, which motion duly carried, it was ordered that staff draft a letter to Senator Dianne Feinstein to be signed by Chairman Galloway addressing the following issues:

1. that the Board approves SB 1192 in concept,
2. that the Board is opposed to any basin entrance fee,
3. that, relative to "road obliteration or reconstruction" language contained in the bill, the Board is concerned about limiting access to Federal lands by residents and visitors and recommends language that would require the US Forest Service to consult with local jurisdictions before identifying a road for obliteration,
4. that language concerning the Secretary of Agriculture's authority to carry out "such other activities as the Secretary determines to be appropriate" is too broad,
5. that, concerning that matter of decisions having to made on the "best available science," the Board recommends a balanced approach of using best available science within the needed time-frame, and
6. that language is recommended that would require 100% payment in lieu of taxes (PILT) to the affected local jurisdiction when property is purchased by the federal government.

Later in the meeting, Mr. Harper presented the draft letter to Senator Feinstein for the Board's consideration. The Board reviewed and discussed the letter and made a few language changes.

Following discussion, on motion by Commissioner Bond, seconded by Commissioner Sferrazza, which motion duly carried, it was ordered that the letter to Senator Dianne Feinstein dated August 10, 1999, as amended, be approved and Chairman Galloway be authorized to sign the letter on behalf of the Board.

99-797 REPORT - FINANCIAL INTERNAL CONTROLS - PARKS AND RECREATION - FINANCE

John Sherman, Finance Director, provided background information and responded to questions of the Board. He introduced Beth Kohn and Connie Dodds with Kohn, Colodny, LLP.
Upon recommendation of John Sherman, Finance Director, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, Chairman Galloway ordered that the report on the review of the Washoe County Parks and Recreation Department's financial internal controls over the receipt of revenues conducted by the CPA firm of Kohn, Colodny, LLP be accepted.

99-798 COST RECOVERY/DISBURSEMENT AUDIT REPORT – COMPTROLLER

Upon recommendation of Kathy Garcia, Comptroller, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that the findings of the Cost Recovery/Disbursement Audit performed on the Washoe County Comptroller's Office by Loder, Drew & Associates be accepted.

It was noted that the purpose of the audit was to identify disbursement errors, control weaknesses and opportunities for operational efficiencies within accounts payable and related procurement process activities.

99-799 MAPES HOTEL PROPERTY – PROPOSAL TO CITY OF RENO REDEVELOPMENT AGENCY

Katy Simon, County Manager, provided background information and advised that proposals for the Mapes properties have to be submitted to the City of Reno Redevelopment Agency by Friday of this week.

David Roundtree, Public Works Director, advised that the Request For Proposal requires that earnest money in the amount of $100,000 be submitted with the proposal, which is non-refundable if the proposal is accepted by the City of Reno. He then discussed the County's proposal for renovation of the Mapes and advised that the first floor, mezzanine level, and Sky Room would be utilized for retail/commercial, museum space, and other public use, and the remaining eight floors would be utilized for office space to meet the current needs of the District Attorney and Public Defender's offices and would also provide room for future growth; that the estimated cost of eight floors of office space including acquisition, demolition, and renovation is between $9.8 million and $12.1 million; that the estimated cost for the remainder of the building is between $4.9 million and $6.2 million; and that an additional $5.6 million to $6.3 million would be needed in order to provide sufficient parking which may include building a nine-story parking structure on the east side of the building.

Discussion commenced relative to the debt payment on the County's eight floors, the cost to the County for the space currently being leased for the District Attorney's office, the broad range for estimated cost for seismic retrofit, the cost for obtaining a report regarding seismic retrofit and structural testing, etc. Upon inquiry of Commissioner Bond, Mr. Roundtree advised that he is not aware of any report that was done concerning a seismic retrofit evaluation.

Don Jeppson, Public Works Department, provided additional information regarding seismic retrofit.

Katy Simon advised that, in response to concerns raised by Board members regarding the County's legal obligations if a proposal is submitted and accepted and it was then determined that the project was not feasible, staff has developed contingencies for the Board to consider that would need to be satisfied before the proposal would be considered approved by the County. The Board discussed the list of contingencies presented by staff and Chairman Galloway advised that Legal Counsel has recommended additional contingency language concerning a review by Bond Counsel.

Commissioner Sferrazza stated that he does not think the contingency relative to voter approval at the November, 2000 election for a tax override to fund the debt for the downtown courts, etc. would be appropriate grounds for a refund of the earnest money because of the period of time the City would be carrying the costs for the building, but does believe that it is an appropriate contingency to decide not to proceed with the project. He then requested that it be determined whether it would be possible to use existing sales tax instead of increasing taxes, noting that he is aware that there is a debate regarding that issue.

In response to discussion held concerning the provision of parking for the Mapes property, Mella Harmon, State Historic Preservation Office, advised that the historic part of the building needs to be distinctive and separate, however, attaching a building such as a parking garage that would look different but would compliment the historic building architecturally and structurally would be acceptable under the Secretary of Interior standards for rehabilitation.
Toni Harsh, President, Truckee Meadows Heritage Trust, thanked the Board for their interest and enthusiasm as well as staff for the time put into this endeavor. She stated that of all the people that came before them this year, no one has done the seismic retrofit and structural testing, which has been a primary concern to them; and that her major concern is that the County makes an informed decision based on all the facts. Ms. Harsh then responded to questions of the Board.

County Manager Simon advised that Dale Erquiaga, Director, State Department of Museums, Library & Arts, was present in the audience and has indicated an initial commitment of approximately $1 million over several years, which would reduce the total cost of the project.

Sam Dehne, Reno citizen, provided comments relative to the County's proposal for the Mapes Hotel property.

Further discussion was held regarding issues relative to the proposal and contingencies and the Board determined what language additions and changes needed to be made.

John Sherman, Finance Director, advised that if the Board submits a proposal, the $100,000 deposit would come from the Contingency Account and the Comptroller would need to be directed to make the necessary adjustments. Legal Counsel Shipman advised that the transfer from Contingency would need to be done as a retroactive approval on a future agenda.

Commissioner Short stated that he has serious concerns about the structural quality of the building and the cost that will be expended to find out whether the County's estimates are good; and that he would rather do the due diligence before making the offer. Chairman Galloway stated that he would prefer that, too, but the time needed to perform due diligence is not available, which is the reason contingencies would be placed on the proposal.

On motion by Commissioner Sferrazza, seconded by Commissioner Shaw, which motion duly carried, with Commissioner Short "abstaining," Chairman Galloway ordered that the proposal with contingencies containing amended language as discussed by the Board be submitted to the City of Reno for the use of the Mapes Hotel. It was further ordered that the County Manager be authorized to commit $100,000 of earnest money as required by the "Request for Proposals."

99-800 APPEAL - VARIANCE CASE NO. V4-13-99 - JOHN & CAROL GRAY (APPLICANT), NEIGHBORHOOD RESIDENTS (APPELLANT) APN NO. 125-223-24

5:00 p.m. This was the time set in a Notice of Appeal Hearing mailed to concerned property owners by the Department of Community Development to consider the appeal of W. Dale & Elfried Akers, Paul & Dori Dresser, David & Judy Thompson, Carl Barney, Tim Reiser, Helen Leamey, Lyn Carol, Gary Peters, Ellen Hongo, Leslie Barta, Dennis & Cathleen Scott (neighborhood residents) from the Board of Adjustment's conditional approval of Variance Case No. V4-13-99 for John & Carol Gray to reduce the required setbacks within Section 11.406.05.1 in the front yard from 20 feet to no less than 3 feet to allow the conversion of an existing garage to additional living space and the construction of a new attached garage on the northwest portion of the lot, located at 821 Geraldine Drive, Lot 1, Block I, Incline Village Subdivision, Unit No. 1, .1.5 miles upslope from the intersection of Mt. Rose Highway and Tahoe Blvd (SR28), a .171 acre parcel is designated High Density Suburban (HDS) in the Tahoe Area Plan and situated in a portion of Section 9, T16N, R18E, MDM, Washoe County, Nevada, within Washoe County Commission District No. 1.

Sharon Kvas, AICP, Planner in the Department of Community Development, stated that the Grays had met all of the requirements for a variance and that the Planning Commission and Board of Adjustment agreed and approved the variance.

She further advised that the Gray's current driveway is at 28% and the Washoe County Code only allows 14%, so if this driveway was built today, it would be in non-compliance with the Code. She then read the findings that must be met before a variance is granted:

1) Comprehensive Plan - The variance must not be inconsistent with the adopted Comprehensive Plan, the Tahoe Area Plan, and if applicable, the Community Plan in which the property is located;

2) No Detriment - The variance will not create a detriment to the scenic or environmental character of the surrounding area;

3) Special Circumstances - Because of a hardship applicable to the property, that may include size, shape, topography and location...
Chairman Galloway opened the public hearing and called on anyone wishing to make comments.

Dick Minto, Washoe County Roads Supervisor for Tahoe stated that the new driveway would have a minimal effect and is not an issue; that there has been a number of complaints from people regarding their driveways; and that this new driveway would not pose a problem when plowing the road during the winter.

Dale Akers, Appellant, 115 Ellen Court, stated that the CAB for their community voted to deny the Gray's variance request; that they had found no hardship with their driveway; and that the current driveway could be lowered without having to build a new one. He further stated that when it snows the driveway that the Grays have proposed will be a danger to vehicles coming down the hill, as the driveway is on a blind turn. He further advised that the existing house itself is in non-conformance with the Code as it only has a 5-foot setback as opposed to the required 20-foot setback.

Bradley Paul Elley, Attorney for John & Carol Gray, Applicants, stated that everyone uses the public right-of-way, including some of the Appellants; and that the Board of Adjustment approved this project. He further stated that most of the appellants live on Ellen Court and will not be affected by the new driveway; and that the new driveway is not being built on a blind turn.

Doug Eddy, Architect, stated that the Grays do not have enough coverage to cover a rear setback; and that this is the only area that the Grays could set their garage and driveway without causing further hardship. He further advised that the cost of lowering the driveway and garage is great; and that if they lowered the garage then it would be in non-conformance with the Code.

Eugene Averkin, 824 Geraldine Drive, stated that he is speaking on behalf of himself and Mona Matthews, 822 Geraldine Drive; that they see what the Grays have to go through to park in their current driveway and garage; and that they support the Grays request for a variance.

Lyn Carol, 820 Geraldine Drive, stated that she is in real estate and knows the driveways are steep at some residences but that is part of the area; that the proposed 3-foot setback is not in conformance with Washoe County Code; that when it snows there will be no place for the Grays to move the snow in their proposed driveway; and that she requests the Board deny the variance request.

Ellen Toto, 829 Ellen Court, stated that she and her husband support the Grays variance request; that the Grays current driveway is too steep and in the winter time there would be a problem for whoever tries to come off of that driveway; that the proposed driveway and garage is better for everyone; and that if an accident occurs because of the current driveway [couldn't Washoe County be held liable] if they deny this variance request.

John Gray, Applicant, stated that he and his wife have lived in this home for 20 years; that they reside in San Francisco, but they are 100% Washoe County taxpayers; that they request their variance be approved as their current driveway is unsafe; that they would remove the storage area from the new garage plans if that would help; and that they would convert their old garage to living space and will seek the necessary permit.

Chairman Galloway read into the record the following letters which have been placed on file with the Clerk:

Gary & Sue Ward – 828 Ellen Court,
George & Ellen Toto – 829 Ellen Court,
Brian C. Barry - 830 Ellen Court, who support the variance;
Niran & Norma Shah - Lot 28 Block J, who opposed the variance; and
Jane Maxfield, a member of the Board of Adjustment, explaining the meeting with Mr. Gray which was brought up in one of the appeal letters.

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

Commissioner Galloway read NRS 278.310 regarding variances. He stated that he cannot make the findings for the variance because the house already is varied from the required setback, the amount of house to be added would add to that setback and further encroach on what would normally be an area that you could not build on. He observed that the potential safety does not offset objections from a great number of people on the detriment of this possible special privilege; and that the Grays have lived there for 20 years without requesting a variance due to hardship.

Commissioner Shaw stated that he can make the findings and supports the variance request; and that he believes there is a hardship and a safety issue with the current driveway.

Commissioner Short stated that the map shows an even split for and against the variance; and that he has a problem with the 3-foot setback. He further stated that he feels the 28% driveway is a real problem for the Grays and he will support the variance request.

Commissioner Sferrazza stated that the proposed garage and driveway is an expansion issue; that they could move the garage back more without the storage room; that if the variance is approved, there should be a condition of not using the old garage for living quarters; that a one-car garage could be built with no setback problem; and that he will not support the variance request.

Commissioner Bond stated that she believes the current driveway cannot be lowered to 14%; that she is not happy with the 3.3-foot setback; that there is a unique physical constraint and the current driveway is a true hardship; and that she will support the request for the variance.

Following discussion, on motion by Commissioner Shaw, seconded by Commissioner Bond, which motion duly carried, with Commissioners Sferrazza and Galloway voting "no," it was ordered that the appeal of W. Dale & Elfried Akers, Paul & Dori Dresser, David & Judy Thompson, Carl Barney, Tim Reiser, Helen Leamey, Lyn Carol, Gary Peters, Ellen Hongo, Leslie Barta, Dennis & Cathleen Scott be denied and Variance Case No. V4-13-99 for John & Carol Gray be approved based on the following findings:

1. That the existing garage has a driveway in excess of 28% and has a hazardous access during winter months. The proposed new garage would have a 1% driveway slope;
2. That the driveway to the new garage will be a minimum of 19-feet long, sufficient distance to park two vehicles off the roadway;
3. That the request will not create a detriment to scenic or environmental character of the surrounding area, nor affect the lake views of the adjacent properties as there are no lake views in the vicinity and the remodel will utilize the same materials as the existing residence;
4. That no applicable policies exist to make the findings of consistency or non-consistency with the policies, action programs, standards and maps of the Comprehensive Plan and the Tahoe Area Plan;
5. That granting of the request will not constitute a grant of special privileges inconsistent with the limitations upon other properties in the vicinity and the High Density Suburban (HDS) land use designation; and
6. That the Board gave reasoned consideration to the information contained within the staff report and information received during the meeting.
It was further ordered that the following conditions as recommended by the Board of Adjustment be imposed:

1. The applicant shall obtain a valid Washoe County building permit or other administrative permit in the time period set forth as follows:

   a) For projects which require a Tahoe Regional Planning Agency (TRPA) permit, within one year from the date of approval by TRPA; or

   b) For projects which require a TRPA permit and which have TRPA approval (or conditional approval), within one year from the date of approval by Washoe County; or

   c) For projects which do not require a TRPA permit, within one year the date of approval by Washoe County. The applicant shall commence and complete construction in accordance with the time periods required by said permit(s).

2. The applicant shall demonstrate substantial conformance with the plans approved as part of this variance. Modification to the site plan may require amendment to and reprocessing of the variance. Conformance shall be determined by the Department of Community Development.

3. A copy of the Final Order and approved site plan for the variance shall be attached to all building permit applications issued by Washoe County. Building plans will not be reviewed unless the Final Order and site plan are attached.

4. The applicant shall execute a hold-harmless agreement with the District Attorney's Office for snow removal purposes. A copy of the agreement shall be submitted to the Department of Community Development prior to the issuance of a building permit.

5. The applicant shall install an automatic garage door opener prior to the issuance of the certificate of occupancy from Washoe County Building and Safety Division.

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COMMISSIONERS/MANAGERS COMMENTS

Katy Simon, County Manager, stated that she will be out the office from August 12 to August 23, 1999 and that Howard Reynolds will be filling in while she is out.

Commissioner Bond stated that there is a clean-up in the Cold Springs area and they need $1000 and Lifestyles will match that money.

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There being no further business to come before the Board, the meeting adjourned at 8:00 p.m.

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JIM GALLOWAY, Chairman
Washoe County Commission

ATTEST: AMY HARVEY, County Clerk