

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

JANUARY 18, 2005

PRESENT:

Bonnie Weber, Chairman
Bob Larkin, Vice Chairman
Jim Galloway, Commissioner
David Humke, Commissioner
Pete Sferrazza, Commissioner

Amy Harvey, County Clerk
Katy Singlaub, County Manager
Melanie Foster, 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:

05-44 AGENDA

In accordance with the Open Meeting Law, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the agenda for the January 18, 2005 meeting be approved.

Chairman Weber read a statement advising the Board was introducing a new structure for managing the meetings. The Board would be seated together and the executive staff, including the County Manager and Assistant District Attorney, would be seated to the left. This would allow the Commissioners to better view the public and all supporting materials displayed on the screen and have direct dialogue with one another during deliberations. The County Manager and Legal Counsel would continue to play a critical role in assisting and supporting the Board in decision making. The Board hopes this change would reflect the renewed commitment to responsible, responsive government.

05-44A PUBLIC COMMENTS

Juanita Cox, local resident, distributed a videotape to the Board, which was placed on file with the Clerk, based on the series *America's Choice, Liberty or Sustainable Development*. She said this series would be shown around the country, and she was proud to be able to do a portion of the film at the SNCAT studios.

Patricia Axelrod, local resident, spoke on her concern that the Board may be attempting to curtail citizen input.

Al Hesson, Reno resident, commented on the plight of the homeless and how many citizens in the shelters represent the working poor.

Sam Dehne, Reno resident, announced he has attended all government meetings since 1995 and is the common link between the government and the community.

Gary Schmidt, Washoe resident, summarized the lawsuit against Sam Dehne and the options available for Mr. Dehne to file an appeal.

MANAGER'S/COMMISSIONERS' COMMENTS

Commissioner Sferrazza said he received many concerns regarding the plowing of streets and garbage pick-up during the recent winter storms. He requested a future agenda item on options, which may calm those concerns for the future. He also said there was a request from Reno Councilman Aiazzi for a County staff member to attend the Reno City Council meeting of January 19th and provide input on the County's contribution towards the homeless issue in the community.

Chairman Weber remarked on the Cold Springs annexation request going before the Reno City Council on January 26th. She asked the City Council to postpone that item for two weeks so there would be an opportunity for it to come before the Board; however, she has not had a response from them yet.

INTRODUCTION OF NEW EMPLOYEES

Chairman Weber invited approximately 14 new Washoe County employees to come forward and introduce themselves to the Board. The Board members welcomed the new employees.

05-45 PROCLAMATION/RESOLUTION OF APPRECIATION

Chairman Weber stated over the past two and half weeks the region was hit with a series of storms starting on December 30, 2004, which many people identified as a 100-year event. Many people called and wrote letters expressing concerns the County was not doing enough or there was no plan. She said there was a plan, and the people being honored today faithfully executed it. Chairman Weber said there is no question this region does not have adequate resources to meet a 100-year snow event; however, the people from all the entities being honored today made it work, and they did so together putting aside jurisdictional lines to get the job done with the available resources. The County would now spend focused time looking at what could be done better the next time, and she hopes the public would also look at what citizens could do better as well. The numerous vehicles parked in the street in residential neighborhoods hindered the snow removal and made travel much more difficult and hazardous than need be. Chairman Weber said the County would now be looking for more places to store

snow and cost effective ways to expand the vehicle fleet, but today the Board would like to say thank you to the real life heroes who were on the job day and night helping the community be safe.

Marietta Bobba, Senior Services Director, thanked Valley Foods Services and their local employees for preparing and delivering food to homebound seniors during the recent storms.

On motion by Commissioner Humke, seconded by Commissioner Sferrazza, which motion duly carried, it was ordered that the Proclamations of Appreciation to the following organizations for efforts during and after the December 31, 2004 snow emergency, which were placed on file with the Clerk, be adopted and Chairman Weber be authorized to execute the same:

| | |
|---------------------------------|--------------------------------|
| Associated General Contractors | Sheriff's Work Crew |
| Community Emergency Response | REMSA |
| Northern Nevada Medical | St. Mary's Hospital |
| Washoe Medical Center | Reno Fire Department |
| Sparks Fire Department | Nevada Division of Forestry |
| Sheriff's Office | Reno Police Department |
| Sparks Police Department | National Weather Service |
| Citizens of Washoe County | Sierra Pacific Power Company |
| Truckee Meadows Water Authority | Nevada Dept. of Transportation |
| Nevada National Guard | Nevada Highway Patrol |
| Nevada Dept. of Emergency Mgmt. | Reno Gazette Journal |
| Sparks Tribune | North Lake Tahoe Bonanza |
| Associated Press | KKOH Talk Radio |
| KOLO-TV 8 | KTVN-TV 2 |
| KRNV-TV 4 | City of Reno |
| City of Sparks | Washoe County School District |
| Public Works Department | Parks & Recreation Department |
| Information Technology | Health Department |
| Social Services Department | Senior Services Department |
| Building and Safety | Emergency Management Division |

05-46 SEXUAL ASSAULT - MEDICAL CARE - PAYMENT

Pursuant to NRS 217.280 to 217.350, on motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried, Chairman Weber 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 27 sexual assault victims in an amount totaling \$10,905.40 as set forth in a memorandum from Kim Schweikert, Program Assistant, District Attorney's Office, dated December 28, 2004 and placed on file with the Clerk.

05-47 APPOINTMENT – BOARD OF ADJUSTMENT

On motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried, Chairman Weber ordered that Sharon Stanley be appointed to the Board of Adjustment seat for Commission District No. 2 for a term ending June 30, 2007.

05-48 SUB-GRANT – NEVADA STATE LIBRARY AND ARCHIVES – LIBRARY

Upon recommendation of Arnie Maurins, Associate Library Director, through Nancy Cummings, Library Director, on motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried, Chairman Weber ordered that the sub-grant from the Nevada State Library and Archives, concerning the replacement and/or upgrading of existing Gates-funded public-use computer equipment, in the amount of \$39,265, be accepted. It was further ordered that the Finance Department be directed to make the following budget adjustments:

| REVENUES | | |
|----------------------------------|--------------------------|---------------------------|
| ACCOUNT NUMBER | DESCRIPTION | AMOUNT OF INCREASE |
| 10457-432100 (Staying Connected) | State Revenue | \$39,265 |
| EXPENDITURES | | |
| 10457-711504 (Staying Connected) | Equip Less Than \$10,000 | \$39,265 |

It was noted that the grant-notification letter stated the Library’s operating budget must have at least \$22,336 allocated for technology-related purchases.

05-49 IMPROVEMENTS - TRUCKEE RIVER OFFICE TOWER – ALTERNATIVE SENTENCING PROGRAM – PUBLIC WORKS

Upon recommendation of Mike Turner, Facilities Superintendent, through Tom Gadd, Public Works Director, on motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried, Chairman Weber ordered that the tenant improvements for the Truckee River Office Tower located at 300 E. Second Street, Reno, Nevada, for the Alternative Sentencing Program in the amount of \$31,000 be approved.

05-50 AWARD OF BID – BID NO. 2465-05 – HEAT EXCHANGER - PURCHASING

This was the time to consider the award of the bid for the new heat exchanger for Jail Housing Units 1 & 3. The Notice to Bidders for receipt of sealed bids was published in the *Reno Gazette-Journal* on November 19, 2004. Proof was made that due and legal Notice had been given.

One bid was received from Gardiner Engineering, Inc.

Upon recommendation of Michael Sullens, Senior Buyer, Purchasing Department, through John Balentine, Purchasing and Contracts Administrator, Mike Turner, Facility Management Superintendent, and Tom Gadd, Public Works Director, on motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried, Chairman Weber ordered that Bid No. 2465-05 for the new heat exchanger for Jail Housing Units 1 & 3 be awarded to Gardiner Engineering, Inc., in the net amount of \$35,735. It was further ordered that the Purchasing and Contracts Administrator be authorized to execute a contract for the same.

05-51 DONATIONS – FISCAL YEAR 2004/05 – SENIOR SERVICES

Commissioner Galloway acknowledged the following cash donations and recognized the donors.

Upon recommendation of Marietta Bobba, Senior Services Director, through John Berkich, Assistant County Manager, on motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried, it was ordered that cash donations to assist in programs and services for seniors from the following individuals and organizations for the first quarter of Fiscal Year 2004/05 in the amount of \$19,553.18 be accepted with the gratitude of the Board:

- \$ 150.00 First Baptist Church – Sparks Senior Center
- \$ 27.93 Scolari’s – Sparks Senior Center
- \$1,516.00 Lend-A-Check – to the department
- \$ 160.00 Anonymous – Mental Health Program
- \$ 299.25 United Way – to the department
- \$ 100.00 The First Baptist Church – Reno Senior Center
- \$ 500.00 The First Baptist Church – Nutrition Program
- \$ 500.00 Harold’s Club – Adult Daycare Program
- \$8,000.00 Washoe County Access to Justice – Senior Law Project
- \$5,000.00 Nevada Law Foundation – Senior Law Project
- \$ 300.00 Anne McDonald – Purchase Fans for Seniors
- \$3,000.00 Roseman Family Foundation – Adult Daycare Program

It was further ordered that the Finance Department be directed to make the following account adjustments:

| ACCOUNT | INCREASE AMOUNT |
|---------------------------------------|------------------------|
| Revenue | |
| 20047-484000 Nutrition Donations | \$ 500.00 |
| 20046-484000 General Donations | \$ 699.25 |
| 20074-484000 Mental Health Donations | \$ 160.00 |
| 20051-484000 Sparks General Donations | \$ 150.00 |

| | |
|---|--------------------|
| 20223-484000 Lend-A-Check Donations | \$1,144.00 |
| 20071-484000 Adult Daycare Donations | \$3,527.93 |
| 20070-484000 Nevada Law Foundation Donations | \$5,000.00 |
| 20134-484000 Washoe County Access to Justice Donation | \$8,000.00 |
| | \$19,181.18 |
| Expenditure | |
| 20047-710592 (Nutrition Donations) Nutrition Program | \$ 500.00 |
| 20046-710500 (General Donations) Other Expense | \$ 699.25 |
| 20074-710500 (Mental Health Donations) Other Expense | \$ 160.00 |
| 20051-710500 (Sparks General Donations) Other Expense | \$ 150.00 |
| 20223-710500 (Lend-A-Check Donations) Other Expense | \$1,144.00 |
| 20071-710500 (Adult Daycare Donations) Other Expense | \$3,527.93 |
| 20070-701110 (NV Law Foundation Donation (Base Salaries)) | \$5,000.00 |
| 20134-701110 (W.C. Access to Justice) Prof. Services | \$8,000.00 |
| | \$19,181.18 |

It was noted that there was a discrepancy of \$372 in the budget adjustments shown above (\$19,181.18) and the total amount of cash donations (\$19,553.18), and this was due to the fact that \$372 in Lend-A-Check donations were previously included in the Department's Fiscal Year 2004/05 budget.

05-52 AGREEMENT - U.S. MARSHAL'S OFFICE – PER DIEM RATE - SHERIFF

Upon recommendation of Don Means, Assistant Sheriff, through Dennis Balaam, Sheriff, on motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried, it was ordered that an agreement between Washoe County and the U.S. Marshal's Office retroactive to October 1, 2004, concerning increasing the per diem rate from \$70 to \$83.51 to house their inmates at the Washoe County Detention Facility, be approved and Chairman Weber be authorized to execute the same.

05-53 CORRECTION OF FACTUAL ERRORS - ASSESSOR

Upon recommendation of Jean Tacchino, Assistant Chief Deputy Assessor, on motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried, it was ordered that the following Roll Change Requests correcting factual errors and the Order directing the Treasurer to correct the error be approved and Chairman Weber be authorized to execute the same.

| | | | |
|---------------------------------------|--------------------|---------|--------------------|
| Board of Regents University of Nevada | Parcel #003-381-13 | [-\$00] | 2002 Secured Roll. |
| Board of Regents University of Nevada | Parcel #003-381-13 | [-\$00] | 2003 Secured Roll. |

| | | | |
|---------------------------------------|--------------------|----------------|--------------------|
| Board of Regents University of Nevada | Parcel #003-381-13 | [-\$00] | 2004 Secured Roll. |
| Brandt Investments LTD, TR | Parcel #034-112-06 | [\$749.79] | 2002 Secured Roll. |
| Brandt Investments LTD, TR | Parcel #034-112-06 | [\$757.40] | 2003 Secured Roll. |
| Brandt Investments LTD, TR | Parcel #034-112-06 | [\$759.51] | 2004 Secured Roll. |
| Quail Corners South-Phase III LLC | Parcel #040-942-17 | [-\$2,519.23] | 2004 Secured Roll. |
| Lorenzo Tersigni | Parcel #079-470-26 | [-\$1,274.09] | 2004 Secured Roll. |
| Linda S. Villalobos, et al | Parcel #140-302-07 | [-\$218.27] | 2004 Secured Roll. |
| Rialto LLC | Parcel #510-381-04 | [-\$60,985.21] | 2004 Secured Roll. |

05-54 COMMUNITY PARTNERSHIP UPDATE – MANAGER

John Breternitz, Q&D Construction, interim chair, presented an update on the status of the task force and summarized the history of the group as stated in the agenda memorandum dated January 4, 2005. He said, in the past three months, a process was pursued requesting applications and commitments of time from community members; and approximately 50-60 applications were received. The final selected 23 members have the connections within the community to be able to work with representatives of the three governmental entities on solutions regarding impacts of growth on the community. Mr. Breternitz said the task force held their first meeting on January 13, 2005, where a discussion ensued regarding the future of the group. He said the title selected was the Community Partnership, which allows for the partnership concept and the consensus focus the group is endeavoring to bring to their efforts. He said the orientation of the group is non-political with the main focus based on finding solutions. Mr. Breternitz stated the group is still in the organizational phase with their next meeting scheduled for January 27th where they plan to establish a meeting schedule with the presumption of meeting twice a month for the duration, solidifying the main mission for the group, determining the scope of the work, and devising ways to include the public in the process in order to get a broad range of perspectives and opinions. The ultimate goal is to create a sustainable region with an outstanding economic and environmental strength while enduring quality of life. Mr. Breternitz requested the Board’s support for this community effort.

Commissioner Sferrazza made a suggestion of including a representative from the Native American, Asian-Pacific, and African-American Communities. Mr. Breternitz commented membership was actively solicited from a number of different groups with diversity being a goal in the selection effort. He said there was no intent to limit the applications to a certain group of individuals, backgrounds or interests.

Commissioner Galloway commented this partnership was formed as part of an alternative offer from proposed public opinion ballot measures regarding growth management and ways to take control of the way this area develops. He asked if this group would be willing to address those ballot issues. Mr. Breternitz responded the principle challenge is keeping a dynamic economy and preserving our natural resources and open-spaces, which is the essence to finding a recommendation to a solution.

Commissioner Galloway asked for assurance that this would not become an economic development program but a growth management program. Mr. Breternitz replied the members of the group would take all these issues into consideration. He said representatives within the group provide different interests where they would maintain the goal to gain a consensus.

Commissioner Humke commented the balance and potential for growth management with this task force could be as successful as Clark County has done with their growth management.

Commissioner Larkin said the group is well balanced, and he applauded the community for putting the Community Partnership in place.

Chairman Weber and Commissioner Sferrazza thanked Mr. Breternitz and the volunteers for their efforts in putting this partnership together.

Sam Dehne, local resident, was grateful this growth management task force would be non-political.

**05-55 PRESENTATION – WASHOE COUNTY WEBSITE DESIGN –
COMMUNITY RELATIONS**

Chris Matthews, E-Government Information Officer, reported the new design was centered around delivering more centralized information to the citizens by consolidating popularly requested information and categorizing topics of interest to the community. He presented a demonstration to the Board highlighting the new enhancements and features of the web page. Mr. Matthews also distributed a fact sheet, which was placed on file with the Clerk.

In response to Commissioner Sferrazza, Mr. Matthews stated each department would be contributing information to be placed on the site. He said links would be available for citizens to get information they are requesting from departments and other entities.

Commissioner Larkin acknowledged the professional appearance of the new web design and how it provides state-of-the-art information for citizens.

Mr. Matthews thanked the department Internet Coordinators who provided the information for their departments. He said they were given an aggressive timeline to complete the task, and all the departments complied.

**05-56 CONTRACT - DUNCAN ASSOCIATES/DYETT AND BHATIA –
DEVELOPMENT CODE – COMMUNITY DEVELOPMENT**

Mike Harper, Planner, presented information on the preferred contractors, Duncan Associates/Dyett and Bhatia, for the assessment of the Washoe County

Development Code, providing background information as stated in the agenda memorandum dated December 20, 2004. In response to concerns on spending \$102,000 for this process, Mr. Harper replied, since the Code is 13 years old, it needs periodic reviews resulting in as many as 10 to 12 amendments per year, which can consist of a dozen or more changes each. He said when staff went to the one-map process, it was discovered there were concerns on the amendment process and the ability to tie the one-map process with the development, the general management and the planning process. Mr. Harper said it would be wise to return to a two-map process using zoning more appropriately and still have the master plan as the general approach and desire of the community. Also, the Code does not work well electronically and is not searchable. He said staff is suggesting Duncan Associate and Dyett and Bhatia since they have met the needs, are able to demonstrate an understanding of the area, and have a good record on smart growth concepts.

Marge Frandsen, Washoe County Planning Commission, stated she was a member of the evaluation team, reviewed the applications, participated in the interviews, and supports the staff's recommendations.

Gary Schmidt, Washoe resident, stated he agreed the Development Code needs review and hopes, in the process of updating the Code, there are committees or assessment panels with substantial input from the community.

John Krimpotic, Jeff Codega Planning Design, supported updating the Code. He said the Code has a profound impact on shaping the community and the region, and he considers the \$100,000 a good investment.

Commissioner Larkin read a comment card from Jessie Haw, President, Builders Association of Northern Nevada. Mr. Haw wrote the Development Code has not been updated in over 55 years. The development community is in favor of amending the Code and urges the Board to approve this item. This update may, in fact, reduce staff time and, therefore, save money.

Commissioner Sferrazza questioned if a staff member could update the Code on a full time basis or if the County could contract with a local firm. He also expressed concern that there was no Commissioner involved in the selection and with an outside firm doing the process. Mr. Harper replied solicitations were distributed to all of the local firms in town and none of them responded. He also apologized for not including a Commissioner. He said assigning a staff member to this task would not be cost efficient so they chose to go outside to receive a different perspective and chose a group with the ability to look at smart growth issues. Commissioner Sferrazza requested background on the firm's qualifications and references from the other counties and cities that have used them. Mr. Harper responded Duncan Associates was the firm that developed the Regional Transportation Commission's Regional Road Impact Fee Program.

Commissioner Galloway asked if the County would have to pay a licensing fee for software and on-going support if the Code goes electronic. Mr. Harper

responded a fee for the software might be required but not for support since Duncan Associates developed an electronic code program that could be maintained locally.

Commissioner Humke stated the Code should be user-friendly and asked how long the contact would be open. Mr. Harper replied the intent is to make a user-friendly electronic version, and the contract would run from February through September of this year.

Katy Singlaub, County Manager, clarified the Board may not be prepared to approve this today, and asked if the price of the proposal would remain the same until concerns could be addressed. Mr. Harper replied he believed so, with the assumption if this item were continued, it could be placed on the agenda for the first meeting in February.

Commissioner Larkin notes there was a significantly lower bid. He asked what factor staff felt was most important when making their selection. Mr. Harper said the low bidder did not have a strong understanding of the deliverables staff was seeking. He said an assessment was needed, along with a guideline, as to what could be achieved. Commissioner Larkin commented on staff feeling confident making this recommendation; however, he does share some of the concerns of the other Commissioners.

Commissioner Sferrazza requested Duncan Associates meet with the Commissioners and provide a workshop so the Board could have input into the process.

On motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried, Chairman Weber ordered that the contract to Duncan Associates/Dyett and Bhatia for the assessment of the Washoe County Development Code be continued to the meeting of February 8, 2005, so that the public engagement process could be clearly specified in the contract along with future items concerning software licensing fees.

4:05 p.m. The Board recessed.

4:20 p.m. The Board reconvened with Commissioner Sferrazza temporarily absent.

05-57 **BILL NO. 1441 – AMENDING WCC CHAPTER 5 –
COMMISSIONER OF CIVIL MARRIAGES**

Bill No. 1441 entitled “**AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY REVISING PROVISIONS ESTABLISHING THE HOURS OF OPERATION FOR THE OFFICE OF THE COMMISSIONER OF CIVIL MARRIAGES; PROVIDING FOR THE OBSERVANCE OF HOLIDAYS AND FOR THE OPERATION OF THE OFFICE ON VALENTINE’S DAY; AND OTHER MATTERS PROPERLY RELATING THERETO:** was introduced by

Commissioner Humke, the title read to the Board: and legal notice for final action of adoption directed.

4:23 p.m. Commissioner Sferrazza returned to the meeting.

05-58 **AGREEMENT - PROFESSIONAL SERVICES – SOCIAL SERVICES – CHILDREN’S DIVISION**

Katy Singlaub, County Manager, clarified contracts had been created with all eligible and qualified providers of services required for the Children’s Division of Social Services as per the Board’s previous action of September 28, 2004. She said contracts are in place and are rotated on an as-needed basis for receiving services without having to acquire a new contact every time. Ms. Singlaub explained these could be emergency services, evaluations and counseling needed for children. She said staff was returning to the Board since several types of services need to be provided that were not included during the Board’s previous action.

Mike Capello, Social Services Director, commented the original agenda item of September 28, 2004 was unclear in terms of the scope of services staff would be requesting the Purchasing Administrator to authorize. He said staff has delayed additional contracts since they came later and were not included in the list provided at the initial meeting. He said the Board approved adding those into the budget, and the Department thought it was covered; however, the District Attorney’s office felt the original list was inclusive to the authority given to the Purchasing Administrator and would not apply to the additional contracts. Staff agreed to come back before the Board to clarify that the scope was broader than was indicated in the original request. Mr. Capello advised that additional funding was received from the State through child welfare integration to fund various other activities.

Commissioner Galloway asked if the list could be expanded under the current staff proposal. Mr. Capello said staff would like the Purchasing Administrator to have the authority to add services as they might become necessary and to negotiate those rates without having to come back to the Board for specific approvals, with the caveat that they do not exceed the approved budget. He said typically a contract is 36 months with annual renewals, a 30-day out clause and a funding out clause. The fees are negotiated and are based on an as-needed demand with no guarantees to the providers. Commissioner Galloway asked if the providers have to subscribe to the same rate schedules. Mr. Capello replied staff negotiates to the lowest common denominator and tries to negotiate from the Medicaid rate for services.

Commissioner Sferrazza questioned how the service providers are selected. Mr. Capello replied, if a young child is involved, the foster care provider and the social worker determine which provider would meet their needs.

Upon recommendation of Mike Capello, Social Services Director, on motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly

carried, Chairman Weber ordered that the Purchasing and Contracts Administrator be authorized to negotiate special terms and rates for counseling, evaluation, educational, and professional services for children and families that are served by the Children's Division of Social Services and execute non-exclusive agreements with providers for a 36 month period, with up to two possible one-year extensions not to exceed a total of \$1,355,875 annually and that such authority be retroactive to July 1, 2004. It was further ordered that the services are not limited to those on the submitted list and would involve other services necessary and proper to the operation of Social Services.

05-59 2004-2025 – COMPREHENSIVE REGIONAL WATER
MANAGEMENT PLAN – WATER RESOURCES

Jim Smitherman, Water Resources Program Manager, commented on the proposed changes to three of the 37 policies in Chapter One of the 2004-2025 Washoe County Comprehensive Regional Water Management Plan, which the Board requested at their September 14, 2004 meeting. He summarized the proposed changes and responses, which were stated in the agenda memorandum dated January 12, 2005.

Commissioner Humke requested the history on this legislation and suggested the Commission be a minority report as compared to the Commission report. Mr. Smitherman replied legislation became effective July 1995; the plan was adopted in March of 1997; and a 5-year plan review was required, which was 2002. The law states, once the Water Planning Commission initiates and completes the review, the amendments could be drawn into the plan, proposed to the Board of County Commissioners, or they could report there are no amendments required. He said after going through the review process and determining that amendments were necessary; it took over two years to get the update written and presented to the Board for adoption. Commissioner Humke questioned why this Board should be concerned with harmonizing the results with the Truckee Meadows Water Authority (TMWA). Mr. Smitherman said it was necessary for regional consistency.

Katy Singlaub, County Manager, said TMWA requested an eight-year drought standard while the Board suggested a 10-year standard. She said, when the experts completed their analysis, their recommendation was the County could pursue a nine-year drought standard; however, if the Board was not satisfied, it could sunset back to a 10-year standard unless they took other action.

Commissioner Sferrazza said he suggested the sunset provision, with the understanding that if something was not done, the Legislature might possibly take away the power to do anything. However, he wished to wait until after this year to see if the County was indeed in a six-year drought or not. Mr. Smitherman suggested the nine-year drought planning standard be a trial until 2007 while waiting for this drought cycle to play out. After two years, the water predictions would have been made for the summer season, and it would be known whether this was another drought of eight years or not. He said then the Board could do nothing, which would allow the policy to revert back to

a 10-year standard. Mr. Smitherman said this would allow for adoption with the plan being consistent with TMWA and the Water Planning Commission.

Commissioner Galloway remarked, if the 10-year standard were maintained, the allocations would not be used up by April 2007. He said refusing to lower the drought standard might be an impetus to getting the Truckee River Operating Agreement approved. Commissioner Galloway suggested reviewing the Plan in April 2007.

Commissioner Sferrazza said there does not appear to be any reason to change the 10-year standard for the foreseeable future. He suggested continuing the 10-year standard until questions are answered, especially the cost to the customers.

Commissioner Larkin suggested the Board vote on the two amendment policies separately.

Upon recommendation of Jim Smitherman, Water Resources Program Manager, through Jeanne Ruefer, Water Resources Planning Division, and Steve Bradhurst, Water Resources Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that the Regional Water Management Plan alternative proposal for policy 1.3.d, Water Resources and Land Use, be accepted.

Upon recommendation of Jim Smitherman, Water Resources Program Manager, through Jeanne Ruefer, Water Resources Planning Division, and Steve Bradhurst, Water Resources Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke voting “no”, Chairman Weber ordered that the direction to add “as determined by the State Engineer” to the end of Policy 1.3.e, Water Resource Commitments, be rescinded.

On motion by Commissioner Larkin, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Weber ordered that the 2004-2025 Washoe County Comprehensive Regional Water Management Plan be adopted as amended. It was further ordered that the same be forwarded to the Truckee Meadows Regional Planning Agency for a conformance review.

05-60 POLICIES – COMMUNITY SUPPORT FOR FISCAL YEAR
2005/06 – MANAGEMENT SERVICES

Gabrielle Enfield, Grants Administrator, presented the Community Support policy document including improvement recommendations, which was placed on file with the Clerk.

In response to Commissioner Sferrazza, Katy Singlaub, County Manager, said under the policy heading 2.2, service agreements with not-for-profit organizations must be opened for competitive proposals and publicly advertised on at least a three year

cycle, unless there is appropriate sole source justification. She said the Board could delete the last statement stating it could be brought back “unless there is appropriate sole source justification”. Ms. Singlaub commented the intent is to have everything come back through the budget.

5:20 p.m. Commissioner Humke left the meeting.

Commissioner Galloway asked when this would become effective. Ms. Enfield replied the policies would be effective now for things such as special purpose awards. Commissioner Galloway asked if this policy would apply to the Commissioner District Funds. Ms. Singlaub replied the intent is that the Board would have the authority to make those determinations throughout the year. Ms. Enfield added the items under Chapter One would still apply.

Upon recommendation of Gabrielle Enfield, Grants Administrator, through John Slaughter, Management Services Director, on motion of Commissioner Sferrazza, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that the Washoe County Community Support Policy be adopted. It was further ordered that the phrase “unless there is appropriate sole source justification” as stated in section 2.2 be stricken.

**05-61 SPONSORSHIP – DIRECTIONS 2005 ECONOMIC FORUM
EVENT – COMMUNITY RELATIONS**

Upon recommendation of Kathy Carter, Community Relations Director, through Katy Singlaub, County Manager, on motion by Commissioner Sferrazza, seconded by Commissioner Larkin, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that sponsorship of the Directions 2005 Economic Forum Event at the \$1,500 level be approved.

**05-62 STATUS REPORT – TRUCKEE RIVER FLOOD MANAGEMENT
PROJECT – WATER RESOURCES**

Paul Urban, Flood Control Manager, provided a project status update on the Truckee River Flood Management, which was placed on file with the Clerk.

**2002 REGIONAL PLAN SETTLEMENTS, LITIGATION AND
ASSOCIATED ISSUES**

Adrian Freund, Community Development Director, reported on the status of the annexation settlement discussions, which were directed by Judge Hardesty. He said staff would be meeting with Chairman Weber and Commissioner Galloway to discuss an alternative proposal dealing with seven specific general annexation issues. Mr. Freund said a preliminary memo has been drafted regarding four core issues with respect to the Cold Springs annexation, which are the lack of data supporting the

recommended annexation, concern for lack of recognition or collaboration, concerns regarding pending applications, and fiscal assessments accompanying annexation.

REPORTS/UPDATES FROM COUNTY COMMISSIONERS

Commissioner Larkin reported that the Regional Planning Governing Board was discussing goals with the highest goal being collaboration among all the entities.

Commissioner Sferrazza requested an alternate for the February 4, 2005 Nevada NACO meeting and the Senior Citizens Board meeting the first week of February since he would be out of town and unable to attend. He also requested the appointment of the 7th member for the Truckee Meadows Water Authority Board be placed on a February agenda.

Chairman Weber thanked the Community Development Department for meeting on the Cold Springs Area Plan on Saturday, January 22, 2005.

COMMUNICATIONS AND REPORTS

January 18, 2005

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

05-63 COMMUNICATIONS:

- A. An executed Resolution augmenting certain funds of the Washoe County School District for the Fiscal Year ending June 30, 2005 and schedules indicating the changes made to the Final Budget as a result of the augmentation.

05-64 REPORTS – ANNUAL (Fiscal Year 2003-2004)

- A. Incline Village Improvement District

05-65 REPORTS – MONTHLY (November 2004)

- A. Clerk of the Court
- B. County Clerk's

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There being no further business to come before the Board, the meeting adjourned at 6:27 p.m.

BONNIE WEBER, Chairman
Washoe County Commission

ATTEST:

AMY HARVEY, County Clerk
and Clerk of the Board of
County Commissioners

*Minutes Prepared by
Stacy Gonzales, Deputy County Clerk*