

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

MAY 8, 2007

PRESENT:

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

Amy Harvey, County Clerk
Katy Singlaub, County Manager
Melanie Foster, Legal Counsel

ABSENT:

Pete Sferrazza, Commissioner

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 Katy Singlaub, County Manager, read the following disclaimer:

The Chairman and Board of County Commissioners intend that their proceedings should demonstrate the highest levels of decorum, civic responsibility, efficiency, and mutual respect between citizens and their government. The Board respects the right of citizens to present differing opinions and views, even criticism, but our democracy cannot function effectively in an environment of personal attacks, slander, threats of violence and willful disruption. To that end, the Nevada Open Meeting Law provides the authority for the Chair of a public body to maintain the decorum and to declare a recess if needed to remove any person who is disrupting the meeting, and notice is hereby provided of the intent of this body to preserve the decorum and remove anyone who disrupts the proceedings.

The Board conducted the following business:

07-494 **AGENDA**

2:16 p.m. Commissioner Galloway arrived at the meeting.

In response to the call for public comment, Sam Dehne objected to the two minutes allowed for public comment. Gary Schmidt stated an opinion from the Attorney General indicated public comment should be taken before a motion or a second were made on an agenda item.

In accordance with the Open Meeting Law, on motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried with Commissioner Sferrazza absent, Chairman Larkin ordered that the agenda for the May 16, 2006 meeting be approved with the following changes: Delete – Item 7G, Professional Service Agreement with University of Nevada Reno and Item 8, appearance by Director of Research Richard Bartholet, Bureau of Business and Economic Research. It was noted the Board would take public comment, if any, on the deleted items.

**07-495 PROCLAMATION – MAY 2007 – FOSTER CARE MONTH –
SOCIAL SERVICES**

Katy Singlaub, County Manager, read the proclamation to Mike Capello, Social Services Director. Mr. Capello thanked the foster parents, spoke about the need for more foster parents, and introduced his staff that were present.

On motion by Commissioner Humke, seconded by Chairman Larkin, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the following proclamation be adopted and the Chairman be authorized to execute the same:

PROCLAMATION

WHEREAS, The family, serving as the primary source of love, identity, self-esteem and support, is the very foundation of our communities and our State; and

WHEREAS, In Washoe County there are over 900 children and youth in foster care being provided with a safe, secure and stable home, along with the compassion and nurture of a foster family; and

WHEREAS, Foster families who open their homes and hearts and offer help to children whose families are in crisis, play a vital role in helping children and families heal and reconnect and launching children into successful adulthood; and

WHEREAS, Dedicated foster families frequently adopt foster children, resulting in a greater need for more foster families; and

WHEREAS, There were 134 adoptions in Washoe County in 2006 with 83% of these adoptions being foster family adoptions providing lifelong families and homes to these special children; and

WHEREAS, There are numerous individuals, public and private organizations who work to increase public awareness of the needs of children in and leaving foster care, as well as the enduring and valuable contribution of foster parents; and

WHEREAS, The foster care “system” is only as good as those who choose to be part of it; now, therefore, be it

PROCLAIMED, That the Washoe County Board of Commissioners do hereby proclaim May as FOSTER CARE MONTH in Washoe County, Nevada, and urge all citizens to come forward and do something positive that will help change a lifetime for children and youth in foster care.

07-496 PROCLAMATION – MAY 2007 – OLDER AMERICANS MONTH – SOCIAL SERVICES

Katy Singlaub, County Manager, read the proclamation to Marietta Bobba, Senior Services Director. Ms. Bobba invited everyone to stop in the Washoe County Senior Center to take advantage of special programming that was being held throughout the month.

In response to the call for public comment, Sam Dehne commented it should be Older Americans year instead of being limited to a month. He noted some of the events charged for older citizens to participate, and he commented on his volunteerism.

On motion by Commissioner Weber, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the following proclamation be adopted and the Chairman be authorized to execute the same:

PROCLAMATION

WHEREAS, Washoe County is home to approximately 59,353 Citizens 60 years or older who live, work, and volunteer in Washoe County; and,

WHEREAS, Older citizens have a wealth of wisdom and experience to offer and share with future generations; and,

WHEREAS, Older Americans have contributed greatly to all aspects of society and deserve to have their rights and privileges protected; and,

WHEREAS, We as individuals and as a community need to take careful reflection on our attitudes toward and treatment of those of us who are elderly; and,

WHEREAS, “Older Americans: Making Choices for a Healthier Future” the National theme of Older Americans Month, is important for us as a community to help promote and live this theme; and,

WHEREAS, All citizens are urged to pay special tribute to the older population, their families, caregivers, and providers of aging services; and,

WHEREAS, Washoe County is implementing a ten-year strategic plan for its senior citizens; and,

WHEREAS, This is the 42nd year marking the passage by the United States Congress of the “Older Americans Act” which was created to improve the welfare of our seniors; now, therefore be it

PROCLAIMED, By the Washoe County Board of Commissioners that May 2007 is designated as Older Americans Month.

07-497 PUBLIC COMMENTS

Lynda Nelson, Regional Parks and Open Space Natural Resource Planner Coordinator, thanked the Commissioners for their support of the Great Truckee Meadows Community Cleanup on Saturday and for their support of the voucher program, which she felt would help reduce illegal dumping. She indicated over 45,000 vouchers were sent to residents of unincorporated Washoe County, and she would report back to the Board on how many were redeemed when she had those numbers. She said the Army National Guard would assist in removing abandoned vehicles by helicopter from public land on Peavine, the North Valleys Bureau of Land Management (BLM) land, and in Washoe Valley on May 19th and 20th.

Christi Cakiroglo thanked the Commission for providing the vouchers and the funding for the dumpsters. Last year, she stated 77 tons of garbage was removed and there were over 500 volunteers. She indicated they were still looking for volunteers for this year’s cleanup. She listed the cleanup sites and acknowledged the sponsors. She placed on file with the Clerk the flier for the cleanup. She thanked the Sheriff’s Office for using work crews to clean up illegal dumpsites.

Sam Dehne spoke on how he benefited the community, about the scandals in State government, and Nevada’s corrupt voting system.

Gary Schmidt requested his comments and exhibits, which were placed on file with the Clerk, be included in the minutes in detail. He said he did not believe the citizen committee working on the nuisance ordinance would propose the ordinance the way that Bob Webb, Community Development Planning Manager, did. He felt it was scary that the government would propose these things. He read an abandoned structure was “any structure that has been unused for its purpose for a period in excess of six months.” He commented a new home that did not sell within six months would be an abandoned structure. He said blight was any condition that impairs the social conditions of a neighborhood. He stated the definitions of debris, refuse, rubbish, garbage and social conditions were defined according to Mr. Webb. He said junk vehicles were described as any vehicle that did not possess a current valid government vehicle registration, which could include a tractor, trailer, and similar equipment. He said if this ordinance passed, no tractor could be stored outside any where in the County. He stated that was what Community Development was proposing.

COMMISSIONERS'/MANAGER'S ANNOUNCEMENTS

Commissioner Galloway said a motion could be amended if any critical issues were raised, but he agreed it was better to take public comment before making a motion. He agreed the nuisance ordinance items cited by Gary Schmidt during public comment needed work.

Chairman Larkin said he had been in communication with the Chairs of other northern Nevada County Commissions to discuss collaboration on a northern Nevada lands bill and to determine if there was an appetite by the Chairs to place the bill on their agendas. He stated there did appear to be an appetite to do that, so he was notifying the Commissioners he would instruct the Manager to notify other county managers that staff could begin formatting meetings and to outline the methodology and substance in terms of a northern Nevada lands bill. He felt as individuals not much headway was being made. He said the Winnemucca Chair explained they had attempted to start such a bill, but felt forces beyond their control bushwhacked them and they were very apprehensive to start again on their own.

Commissioner Weber said she had been contacted by a number of citizens regarding the citizens committee working on the nuisance ordinance. She personally felt the committee was going in a direction she did not feel it should go. She said this would be on next week's agenda, which would be prior to the next meeting of the committee, for discussion and possible direction.

Commissioner Weber reported District funds for the Great Truckee Meadows Community Cleanup went to the Regional Parks and Open Space Department to be administered rather than to Keep Truckee Meadows Beautiful for the cleanup. She requested staff look at what happened because she assumed when she allocated her funds they would go directly to Keep Truckee Meadows Beautiful.

Commissioner Weber reminded everyone that the community wide cleanup was this weekend from 8:00 a.m. to noon with a participant's barbecue following the cleanup. She thanked the sponsors and noted that volunteers were still needed. She said they could sign up at KTMB.org.

Commissioner Weber stated she was pleased to announce the keys to the new fire engine would be presented to the Gerlach Fire Chief on Thursday, May 10th at 11:00 a.m. in the parking lot at the County Administrative Complex. She said that engine would replace a 41-year-old structure fire engine that had been in service in Gerlach for about the last 13 years.

Commissioner Weber said the Neighborhood Advisory Board and the Citizen Advisory Board were inviting folks to participate in a District 5 Community Summit at the Senior Center Saturday, June 2nd, at 9:00 a.m.

Commissioner Humke discussed a Carson City newspaper editorial regarding the new brand by the Economic Development Authority of Western Nevada (EDAWN), which asked where Carson City fit into all of this and why northern Nevada was not being used as an all inclusive branding reference. Commissioner Humke responded, based on his attendance at the unveiling, the brand was a cooperative effort by seven northwestern Nevada counties and their political subdivisions. He agreed that northern Nevada would have been more inclusive.

Commissioner Humke said he met with Chief Michael Green of the Sierra Fire Protection District (SFPD) and the new Fire Service Coordinator, Kurt Latipow. He stated both were excellent hires and were well received at recent Citizen Advisory Board meetings.

Katy Singlaub, County Manager, announced it was Commissioner Galloway's birthday, and his fellow Board members congratulated him.

DISCUSSION ON THE CONSENT AGENDA

In response to the call for public comment, Sam Dehne introduced himself and congratulated the Board on keeping the consent agenda to relatively mundane items. He said, for Item 7G, Professional Service Agreement with University of Nevada Reno cost of homelessness in Washoe County and jail diversion strategies for non-violent mentally ill offenders, he was not sure the University was the right organization to do the research.

07-498 MINUTES

On motion by Commissioner Weber, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, Chairman Larkin ordered that the minutes of the regular meetings of February 20 and March 20, 2007 be approved.

07-499 SEXUAL ASSAULT MEDICAL CARE PAYMENT – DISTRICT ATTORNEY

Pursuant to NRS 217.310, on motion by Commissioner Weber, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, Chairman Larkin ordered that payment with funds from the District Attorney's account designated Sexual Assault Victims Expenses be authorized for initial emergency medical care for 54 sexual assault victims in an amount totaling \$11,830.55 and for follow-up treatment (up to \$1,000) for victims, victim's spouses and other eligible persons as set forth in a memorandum from Kim Schweickert, Program Assistant, District Attorney's Office, dated April 6, 2007.

07-500 SUPPLEMENTAL GRANT AWARD ACCEPTANCE – STATE OF NEVADA – NUTRITION SERVICES INCENTIVE PROGRAM

Upon recommendation of Marietta Bobba, Senior Services Director, on motion by Commissioner Weber, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, Chairman Larkin ordered that a supplemental grant award from the State of Nevada for the Nutrition Services Incentive Program in the amount of \$37,795 with no County match be accepted for the period of October 1, 2006 through September 30, 2007. It was further ordered that the Finance Department be directed to make the following budget adjustments:

Account Number	Description	Amount of Increase
10165-431100	NSIP - Federal Revenue	\$37,795
10165-710592	NSIP - Nutrition Program	\$37,795

07-501 FINANCIAL REPORT – WASHOE COUNTY GOVERNMENTAL FUNDS – COMPTROLLER

Upon recommendation of Trish Gonzales, Comptroller, on motion by Commissioner Weber, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, Chairman Larkin ordered that the Interim Financial Report for Washoe County Governmental Funds for the nine months ended March 31, 2007 (unaudited) be accepted.

07-502 RECLASSIFICATION – DEPUTY CLERK II – SECOND JUDICIAL DISTRICT COURT

Upon recommendation of Wesley Ayres, Discovery/ADR Commissioner, on motion by Commissioner Weber, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, Chairman Larkin ordered that the one existing Deputy Clerk II position be reclassified to two part-time Deputy Clerk II positions with benefits not to exceed 42 hours per pay period per part-time position.

07-503 ADDITION – ADMINISTRATIVE ASSISTANT POSITION – TRUCKEE RIVER FLOOD MANAGEMENT PROJECT

In response to Commissioner Weber, Katy Singlaub, County Manager, replied the money for the administrative assistant position for the Truckee River Flood Management Project came from the 8-cent sales tax and there was no impact to the General Fund. She said this was requested and recommended by the Flood Project Coordinating Committee. She said departments fully funded outside the General Fund were not impacted by the County’s hiring restrictions. Commissioner Weber said that was not indicated in the staff report and should have been. She said she personally would have a hard time supporting the addition of the position because she did not feel it was the time to hire someone due to the freeze. She felt it was the time to look at more shared services and staffing.

Ms. Singlaub explained the Flood Project had been ramping up and Congressional and Army Corp of Engineers timelines had to be met to keep the Project moving forward. She said the Project provided extensive reports to the Project Coordinating Committee, to the working group, to the technical committee, and to the Reno and Sparks City Councils in addition to the reports given to the County Commission. She said there was a lot of paperwork required to support the Project along with working on land acquisitions and all the Project's work. She reminded the Board that the Interlocal Agreement on the Flood Project stipulated the Board consents to the recommendations by the Flood Project Coordinating Committee. She apologized for the omission in the staff report, and she would make sure that information was included in the future. Commissioner Weber indicated she appreciated the explanation.

Commissioner Galloway asked if the salary was commiserate with the job qualifications. Ms. Singlaub replied the amount included the salary, all benefits, office space, and supplies for that position for the year. She stated there was an administrative assistant job description that was approved by the Board, but she would provide the specific scope of duties and the salary data to the Commissioners.

Rhonda Moore, Truckee River Flood Management Project Deputy Director, said the position had a salary of approximately \$55,000 and was a typical County job that had to go through the Job Evaluation Committee (JEC). She said they looked at the Project's requirements and determined whether or not this was the correct description. Commissioner Galloway requested a copy of the job description that went before the JEC.

In response to the call for public comment, Sam Dehne felt the Project had turned into a gigantic boondoggle, and he talked about communities around the nation that had really been devastated by natural disasters.

Upon recommendation of Naomi Duerr, Truckee River Flood Management Project Director, on motion by Commissioner Weber, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, Chairman Larkin ordered that one full-time administrative assistant position, as evaluated by the Job Evaluation Committee, be added to the Truckee River Flood Management Project staff. It was further ordered that the Finance Department be directed to make the appropriate adjustments to the Truckee River Flood Management Project's current and next fiscal years' budgets to accommodate salary and benefits for the new position.

**07-504 RENO-SPARKS CONVENTION AND VISITORS AUTHORITY –
GRANTING SKYBRIDGE EASEMENT – GOLDEN ROAD
MOTOR INN, INC. DBA ATLANTIS CASINO RESORT SPA –
DISTRICT ATTORNEY**

Melanie Foster, Assistant District Attorney, explained there was a statutory requirement that the Board approve any real property transactions entered into by the Reno-Sparks Convention and Visitors Authority (RSCVA). She explained the

RSCVA negotiated an agreement with the Atlantis Casino Resort Spa that would involve building a skybridge to run from the Atlantis to the convention center. She said an easement would be granted to the Atlantis and that easement was what the Board was being asked to approve.

In response to Chairman Larkin, Ms. Foster indicated she reviewed the documents and they were adequate for the legal purpose of granting the easement and creating that property interest that the Board needed to approve. She said the skybridge would avoid traffic problems at that very busy intersection. She said there was nothing in the agreement that would charge fees to access the skybridge.

Commissioner Humke said he and Commissioner Sferrazza served on the RSCVA Board and he served on the Facilities Committee. He stated that committee thoroughly went over the agreement, and he said the Atlantis was paying all costs for the skybridge. He said each and every legal issue raised by the RSCVA was dealt with in the agreement. He felt the agreement was carefully crafted and took great care to protect the interests of the RSCVA and the public. He stated both he and Commissioner Sferrazza voted for it.

Commissioner Galloway asked if there was access to the skybridge from the street as well as through the hotel and if the height fell within the City of Reno codes. Commissioner Humke recalled there was access from the street and the height was within code limits.

In response to the call for public comment, Sam Dehne indicated he favored the skybridge, but he did not want to see a restaurant being put in it. He commented on parking and public access to the skybridge. Gary Schmidt noted that the actual agreement was not included in the backup for the meeting. He said he was concerned about unencumbered use by the public, by potential interference with an elevated sky tram or monorail, any convention facility property change of use, property tax, liability, and maintenance. He was also concerned this granted a permanent easement because he did not feel government had the ability to look very far into the future.

There was no further public comment.

In response to Chairman Larkin, Ms. Foster reiterated the agreement satisfied the District Attorney's Office.

Commissioner Humke disclosed he served on the RSCVA's Board with the Chief Executive Officer (CEO) of the Atlantis and he had talked to him on three occasions about the skybridge project.

Chairman Larkin disclosed he had similar questions regarding the Project answered to his satisfaction by the CEO of the RSCVA and by the owner of the Atlantis several times over the last six months. He said the answers indicated the skybridge would

be open to the public, there would be no fees, and there would be access from the parking lot.

Upon recommendation of Melanie Foster, Assistant District Attorney, on motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried with Commissioner Sferrazza absent, it was ordered that the granting of a skybridge easement by the Reno-Sparks Convention and Visitors Authority to Golden Road Motor Inn, Inc., dba Atlantis Casino Resort Spa, as required by NRS 244A.627 be approved and the Chairman be authorized to execute the necessary documents.

07-505 **BILL NO. 1508 – AMENDING WASHOE COUNTY CODE**
CHAPTER 100 – BUILDING PERMITS

In response to Commissioner Galloway, Don Jeppson, Building and Safety Director, explained the reasoning for doing two increases was because there were two decreases. He stated if the market stabilized, there would be no need for further increases or decreases after the next change. He stated staff had been waiting for almost a year to see if there would be a drop below the \$2 million reserve amount, which occurred at the beginning of March.

Commissioner Galloway wondered if this second increase would have been needed if the second decrease was not done. Chairman Larkin indicated the second decrease was required by statute. Commissioner Galloway asked if there was any other way to meet the deadline to get the reserve down to the legal requirement. Mr. Jeppson confirmed by statute there was no way around this. He explained the market was also soft and revenues were off by a little less than 50 percent. He said staff felt it might have reached a stabilization point, but if it continued to be soft there might be a little higher increase in January 2008. He said doing two increases allowed staff to look at operation costs and revenues over the next six months and to make an adjustment in January if necessary. He said this was the approach recommended by the advisory board.

In response to Chairman Larkin, Mr. Jeppson replied the consequences of not enacting this ordinance would be the County would run out of its reserves this fiscal year; and, if a fee increase was not done in January 2008, the reserves would run out early in 2008/09. He said the consequences of spending more money than was taken in would be the department would not be solvent and would have to review its operation with the possibility of coming up with a more severe business plan than what was currently being implemented. He stated there were four positions that would not be filled during the next fiscal year in addition to two positions that might become available during the next fiscal year. He confirmed this fee increase did not mean there would be additional hires, but would just hold the department as it currently existed. He said with the market softening the department needed to go down to a \$3 million operation from a \$4 million one.

Chairman Larkin asked if this approach would protect the County's Building Department assets for the future building that might occur. Mr. Jeppson replied

that was a good way of putting it. He said he had been in contact with area builders, the Associated General Contractors (AGC), and others over the last nine months about coming up with this fee increase. He said the response had been positive because everyone realized the fees had been low during the last two years.

In response to Commissioner Galloway, Mr. Jeppson said all of the sub-fees remained the same while the building evaluation fees were increased 50 percent and the total permit fee increased 40 percent. He discussed permits with flat fees and new fees along with the reason for one of the new fees. A copy of his Fee Increase Report 2007 was placed on file with the Clerk. He said the amount of labor involved in overseeing the permit was taken into account. He indicated the report showed the current and proposed fee comparisons along with the comparisons between the County's fees and those of the Cities of Reno and Sparks.

Commissioner Humke asked if the pool, spa, and hot tub fees would be charged in addition to the inspection fees by the Health Department. Mr. Jeppson replied they would be, and he believed the Health Department fees were for inspecting the water quality. He indicated he was not sure the Health Department charged a fee for private pools. He said Building and Safety looked at the foundation, the plastering, the pool barrier, and electrical and gas connections. Commissioner Humke asked if a provision could be added to the ordinance to eliminate any fees or any requirement of inspection by the Health Department because he felt this was a dual inspection. He moved to amend the ordinance.

Melanie Foster, Assistant District Attorney, said the sources of authority for the County and the Health District were separate statutory sources of authority. She said it might be worthwhile to request a review of the fees and that a report of any duplicate fees be sent to the Board of Health and this Board. She stated this ordinance could not take away any fees the Health Department was entitled to charge.

Chairman Larkin believed Commissioner Humke intended to eliminate duplicate fees in this ordinance. Ms. Foster replied there was nothing that said the Board had to charge for providing those services. She stated Mr. Jeppson's financial calculations were based on a certain number of fees for a certain number of services, and she was sure he would like a chance to look at that.

Commissioner Humke said he had a high level of confidence in the Building and Safety Department performing the plan check service and charging the fees. He suggested the Health ordinances should be amended to get them out of the building and safety business, which he felt would service the citizens well.

Chairman Larkin asked if that amendment was included, would Mr. Jeppson have time to evaluate it. Mr. Jeppson replied he would. He said the fees the Health Department collected were for annual inspections on commercial pools. He said Building and Safety was not involved at all with those fees but was only involved with the construction of the pools. He said for residential pools the Health Department did a quick review and plan check to make sure the pool would not impede on any of their leech

fields or septic systems. He stated the Health Department did not do any inspections in the field after the permit was issued for residential pools.

Commissioner Humke moved to introduce the ordinance and to amend it to delete the dual inspection, plan check, approval, and fees assessed by the Health Department in favor of those functions being performed wherever possible by the Building and Safety Department.

Commissioner Weber stated she had something she wanted addressed before the second reading. She said she had a difficult time increasing fees with the slowing of the market, and she felt staff should be reduced instead. Mr. Jeppson replied the Building and Safety Department staff had been struggling with trying to get below the \$2 million dollar cap. He stated the department was run very efficiently especially when covering a very large geographic area and with a much smaller staff than both the Cities of Reno and Sparks. He said spending was reduced by approximately \$500,000 during the last fiscal year, and he was looking to reduce spending an additional \$500,000 during the next budget cycle. He stated the operation needed to be reigned in and efficiencies needed to be capitalized on because just raising fees was not the solution. Commissioner Weber said she appreciated that.

In response to Commissioner Galloway, Ms. Foster replied the Board could not introduce the bill with amendments for the Health Department. She said the Board could request the District Board of Health to cease charging its pool fees or could choose for the County to stop charging its fees. She stated in setting the County's building fees, the Board did not have the authority to stop someone else who had authority under state law from charging fees.

Commissioner Galloway stated he was concerned that the Health Department fees might go up if the County did not charge its fees and without those fees the department could not function. He was also concerned the inspections would not be performed at the level they would be performed by the Building and Safety Department. Mr. Jeppson explained all of the fees contained within the ordinance would stay within the County and not go to the Health Department. He stated those fees were distributed to departments that conducted the plan reviews.

Ms. Foster explained the fees charged by the Health Department were in connection to the actual issuance of a permit to have a commercial swimming pool or spa. She stated under the Health Code in statute they as the health authority had the ability to require swimming pools to obtain a permit. She said they regulate water quality and those kinds of matters with swimming pools and they do annual inspections of commercial pools. Commissioner Galloway said he understood the annual fee, but a one-time fee charged during pool construction would appear to be a duplicate fee. Ms. Foster said staff could be asked to look at the fees to determine whether or not there were duplicates.

Commissioner Humke withdrew the motion on advice of legal counsel.

In response to Commissioner Galloway, Ms. Foster indicated no motion was required to investigate redundant fee charges for items adequately covered by Building and Safety fees. She said she would convey that request by two Commissioners to the District Attorney's Office representative for the Health Department.

In response to the call for public comment, Gary Schmidt asked future consideration be given to the establishment of free building permit zones within the County because of the vast geographic area the County covered. He suggested eliminating the need for any County regulation on an owner-built structure on any residential 40-acre zoning that was 25 miles outside of a service area. He felt that made economic sense.

There was no further public comment.

Bill No. 1508, entitled, "**AN ORDINANCE AMENDING CHAPTER 100 OF THE WASHOE COUNTY CODE BY ADDING THERETO A PROVISION THAT CREATES BUILDING PERMIT VALUATIONS UNDER THE INTERNATIONAL RESIDENTIAL CODE, BY INCREASING FEES FOR BUILDING, GRADING, SOLAR, AND POOL PERMITS, INCREASING FEES FOR RELATED INSPECTIONS AND LICENSES, ADDING PLAN REVIEW FEES, MODIFYING BUILDING VALUATION DATA, AND RESTRICTING BUILDING PERMIT RENEWALS, AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO,**" was introduced by Commissioner Galloway, the title read to the Board and legal notice for final action of adoption directed.

**07-506 SWAN LAKE MASTER PLAN UPDATE – ALTERNATE 2 –
OUTDOOR CLASSROOM AND SURROUNDING AREA – PARKS**

Katy Singlaub, County Manager, said the Open Space and Regional Parks Commission recommended approval of the update, Alternate 2, to the Swan Lake Master Plan that involves the location of the outdoor classroom and the surrounding area.

Commissioner Weber commented this was an awesome plan, and she felt it needed to move forward.

Commissioner Galloway asked if Alternate 2 could be done for \$282,000. Bill Gardner, Planner, replied the preliminary estimate was \$240,000 for the outdoor classroom, driveway, and trash enclosure. He said that was without the stream because the upstream engineering was not done and there were no funds to complete the stream. Commissioner Galloway discussed Alternate 1 versus Alternate 2. He felt building the stream under Alternate 2 would be wasting money if a 20-year flood could wipe it out, which was why he suggested Alternate 3. He said he had no idea how much Alternate 3 would cost when he requested it be included. He felt the 35-40 percent increase in cost to put in the culvert was worthy of consideration because it would not get washed away.

In response to Commissioner Weber, Mr. Gardner replied staff still recommended Alternate 2. He explained Alternates 1 and 2 were essentially the same

stream, which was a preliminary design. He said the original master plan did not address the stream but just continued the ditch. He felt it was unwise to get too involved with the design of the stream at this stage until the upstream design was done and the funds were available. He suggested not approving the alternate on the stream but only going forward with the outdoor classroom, the driveway, and the other amenities.

Commissioner Galloway asked if only the outdoor classroom and the public facilities could be approved at this time while leaving the stream design open. Mr. Gardner said that was correct. Commissioner Galloway suggested the Board just do that because the County might be able to get a grant for the stream.

Upon recommendation of Bill Gardner, Planner, on motion by Commissioner Weber, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Larkin ordered that the Swan Lake Master Plan Update - Alternate 2, involving the location of the outdoor classroom and the surrounding area site amendments such as driveway, etc., be approved.

07-507 INTERLOCAL AGREEMENT – CITIES OF RENO AND SPARKS
– FUNDING THE TRUCKEE RIVER FLOOD MANAGEMENT
PROJECT

John Sherman, Finance Director, stated there was a funding gap that needed to be closed. He said the Flood Project Coordinating Committee had proposed that the participating local governments enter into an Interlocal Agreement to finish funding the project. He explained the Flood Project was preparing to go out for a Request for Qualifications (RFQ's) for a consultant that would help define boundaries for both direct benefit and direct cause and to deal with rates. He said it was felt the RFQ would be out on the street in a matter of days.

Mr. Sherman discussed the five basic principles for funding the Truckee River Flood Control Project, as contained in the staff report dated April 16, 2007, for which it was felt concurrence was needed. He said the recommendation was for the Board to approve the principles for the financial structure of the Interlocal Agreement, which would then allow staff to fill in the details. He stated the Board was also being asked to provide any additional direction to staff was regarding finalizing the Interlocal Agreement. He said this was being taken to all three jurisdictions: The County and the Cities of Reno and Sparks.

Chairman Larkin said sales tax generated around \$9 million a year, which was leveraged to \$100 million a year. Mr. Sherman said it could and would be, but was yet to be completely leveraged. Chairman Larkin asked if \$30 million a year in revenue was needed to leverage \$300 million. Mr. Sherman replied that was an approximately \$300 million funding gap that needed to be closed. Commissioner Galloway asked if it was 10 to 1. Mr. Sherman agreed it was roughly a 10 to 1 ratio. Chairman Larkin asked if this structure of fees would do it. Mr. Sherman said it would.

Commissioner Galloway said he assumed each jurisdiction could assign their own funding district, and it was left up to each funding district to figure out how to do this. Mr. Sherman indicated the boundaries would be determined on either direct benefit of the property or the direct contribution to the flooding issue and the jurisdictional boundaries would be overlaid on top of that. Commissioner Galloway stated one jurisdiction might want people who directly benefited to pay one fee, and the same kind of area under another jurisdiction might say they would pay less and the rest of the money would be obtained somewhere else.

Melanie Foster, Assistant District Attorney, said generally speaking, governments were allowed to set different levels of charges and services based upon some rational reason. She said there might be issues with balancing those fees within different jurisdictions, and it was hoped that the process could be fine-tuned as it progressed. She said staff would be working with the results of the work done to determine the areas that would most directly benefit and those that most directly contributed. She stated there would be some degree of contribution within those areas. She knew it was important to the County's partners that they be able to access their own fees and establish their own fee schedules. She indicated a wide range of options was being looked at to ensure properties were being treated similarly by all of the jurisdictions.

Commissioner Galloway asked if she meant similarly but not necessarily at the same fee level. She said not necessarily and not necessarily identically because the local construction parts of the Flood Project had not yet been fully addressed on how they would be funded. She said some of this was still being worked on, but staff tried to identify the general principles that needed to be known now to go forward with the agreement so it could be finalized when the empirical data was obtained.

Commissioner Galloway said if someone was treated similar but not identical, would that stand up in court. Ms. Foster replied there were cases where those situations existed and the individual governments determinations of the contributions to be made were upheld.

Commissioner Galloway asked if an area was assigned to the County's Truckee Meadows Service Area (TMSA) and was later taken into one of the City's Sphere of Influence (SOI), what would happen. He asked if adopting these principles could be done on the understanding there would be adjustments made if something like that happened. Mr. Sherman said jurisdictional boundary adjustments could be looked at relative to funding area boundaries. Commissioner Galloway said he would certainly want that to be provided for. Chairman Larkin agreed that was probably a good idea. In the fire agreement, Commissioner Galloway stated the percentage owed was adjusted accordingly if an area was annexed. Chairman Larkin felt this was a little more problematic because these "designer tolls/rates fees" may have to go with the land. Commissioner Galloway felt the point needed to be made today because later the County could be told "no deal." Chairman Larkin agreed it was a good question, and he felt it

would go with the land because water interception was a land specific activity. He said that needed to be articulated clearly so there would be no misunderstanding.

Commissioner Galloway said if that acreage of land could be lost, depending on whether or not it was sensitive, then whatever the fee was would go to the other party.

Ms. Foster stated part of those fees would depend on the coverage on the property. She said a property in an undeveloped state would not have the same impact.

Commissioner Galloway suggested an alternative could be the fees continued to be the County's share along with the ability to levy them. Chairman Larkin felt it would have to be that way because the leverage would be done by each entity.

Ms. Foster said this was not going to be a frozen in time process. She indicated as land was developed creating coverage for that property, it would be very important that those new properties be assessed as they are developed for their contribution to make sure the difference between that property in its raw state and in its developed state was captured. She said this would be an ongoing process.

Chairman Larkin said these were not taxes, but fees, tolls, and charges. He said the theory was if someone owned property that was intercepting and diverting water from its natural filtration, that property was contributing toward floods. He stated there was scientific correlation between water interception and flooding. He said people were mistaken if they thought they would somehow get out of this. He stated this was a community issue, and the community as a whole needed to deal with it. He said this Interlocal Agreement was trying to tie all of the parties together.

Mr. Sherman said once the fees were put in place and the allocations were made, that revenue stream would be pledged to pay off the debt, which was the obligation of all three entities. Chairman Larkin felt the point was if there were differential rates, tolls, and fees and there was a shift, there needed to be an understanding on that.

Commissioner Galloway said he was just asking this be enforced in principle but the agreement be refined to equably account for situations in which an area might change from one jurisdiction to another.

Upon recommendation of Naomi Duerr, Truckee River Flood Management Project Director, on motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, Chairman Larkin ordered that the five basic principles for structure of an Interlocal Agreement between Washoe County and the Cities of Reno and Sparks, concerning funding of the Truckee Meadows Flood Control Project, be accepted as long as reasonable accommodation was made for the possible change of jurisdiction between territories.

4:10 p.m. The Board took a temporary recess.

4:27 p.m. The Board reconvened as the Sierra Fire Protection District Board of Directors with Commissioner Sferrazza absent.

4:55 p.m. The Board reconvened as the Board of County Commissioners with Commissioner Sferrazza absent.

07-508 DISCUSSION – LEGISLATIVE ISSUES

Chief Judge Jerry Polaha thanked the Board for their neutral stance taken when AB 246 was presented to the Assembly and the Senate; however, he was now asking for the Board to support the bill. He said the judges were aware of the fiscal concerns, but noted the courts were in dire need of two additional judges. He indicated the judges were willing to work with the County to attenuate some of the demands that accompanied the request for new judges. Judge Polaha indicated time was running out for the Legislature to act on pending bills, and he did not want to lose the two judges for the County. He explained since the starting date for the two judges would not be until January 1, 2009 the impact would affect fiscal year 2008/09. He recommended an agenda item be placed with the Criminal Justice Advisory Committee (CJAC) to discuss ideas on changing the business in General Jurisdiction and the financial impact on the way business would be conducted. He thought there could be substantial savings realized with the General Jurisdiction. Judge Polaha said the judges had invited Commissioners Galloway and Humke to visit the process to see how and where the judges worked. He explained judges shared courtrooms with one another in Family Court. He reported the National Center of State Courts conducted a Weighted Case Study that identified Washoe County as needing more judges.

Chairman Larkin asked if a decision was needed from the Board today on their stance concerning AB 246. Judge Polaha said no, but indicated he did not know when that bill would be scheduled to go to the Assembly. He stated the construction and the utilization of the vacated space in the Courthouse, which included staff and construction, was in the amount of \$2,667,217. He noted the annual amount for staff would be approximately \$400,000.

Commissioner Galloway said during a recent meeting a suggestion was made to use senior judges in the evening to make General Jurisdiction more productive, and noted he would like that taken into consideration.

Judge Polaha remarked the number of cases per judge in Family Court was in excess of 2,700 per year. He explained how the Weighted Case Study would give the judges points for handling different types of cases, and help with redistribution. He commented the national average of cases in family court was between 1,500-1,800 per judge. Commissioner Galloway suggested facility use efficiency by using court spaces in the evening to encompass the weighted caseload. Judge Polaha commented judicial

activity at night would require additional staffing which might pose another issue. Commissioner Galloway hoped to find some kind of a compromise.

Commissioner Humke asked if specialty courts were less efficient than other courts because their cases were more time intensive. Judge Polaha explained specialty courts reported a recitatives rate that was low compared to the general population of convicted people. Commissioner Humke thought there was more time to weigh in, but agreed it was important to get this right and look for efficiencies.

In response to Chairman Larkin, Judge Polaha replied the Weighted Case Study was due back by the end of May. Chairman Larkin said there was still time for this Board to conduct a hearing in advance of the State Legislature. He asked, in this juncture in the Senate, was it perilous if the Board did not affirmably respond to the request immediately. Judge Polaha said no, but because of the positioning of other issues it would be an assurance if the Board affirmed, but if the Board remained neutral, the judges had to hope the bill would pass. Chairman Larkin appreciated the wishes for the Board to move forward, but stated they had to engage in the dialogue with the Weighted Case Study.

Judge Polaha said it was not known when this would be set with the Senate for hearing, which was a concern. Chairman Larkin agreed; however, wanted the Commissioners to have the benefit of the Weighted Case Study. He explained through the legislative session "Legislative Issues" was a standing agenda item for the Board and, there could be further discussion.

Commissioner Galloway said if the national standards were not based on weighted case studies how could he compare what percentage of jurisdictions had standards. He requested a comparison of caseloads throughout the Country and a distribution by data comparing to a standard.

Chairman Larkin stated the Commission wanted to assist and was tracking the situation.

In further Legislative discussion, Katy Singlaub, County Manager, explained she and Chairman Larkin would be in Assembly Government Affairs to represent the Board's formal position on the water authority bill SB 487.

In response to Commissioner Galloway, Rosemary Menard, Water Resources Director, replied she provided a side-by-side comparison showing the Board's comments, which was placed on file with the Clerk and explained how the comparison was formatted. She indicated there were additional amendments, concerning reallocating existing water and eminent domain, and she discussed the changes.

Commissioner Galloway disclosed he would attend the hearings and state his personal views.

6:00 p.m. The Board recessed

6:47 p.m. The Board reconvened.

07-509 **REIMBURSEMENT AGREEMENT – REGIONAL
TRANSPORTATION COMMISSION – WATER LINE CROSSINGS
– WATER RESOURCES**

In response to Commissioner Galloway, Rosemary Menard, Water Resources Director, replied when construction occurred utility relocation and impact was often considered for the road design. She explained for cost efficiency the County wanted the infrastructure to be put into place.

Upon recommendation of Joe Howard, Senior Licensed Engineer, and Paul Orphan, Engineering Manager, on motion by Commissioner Weber, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, it was ordered that a Reimbursement Agreement between Washoe County and the Regional Transportation Commission, concerning the construction of two water line crossings, a new water line under Buck Drive/Sky Vista Parkway, and two water line stub-out connections at Lemmon Drive and Memorial Drive in Lemmon Valley, in the amount of \$406,300, be approved and the Chairman be authorized to execute the same.

07-510 **INTERLOCAL COOPERATIVE AGREEMENT – REGIONAL
TRANSPORTATION COMMISSION – PYRAMID HIGHWAY –
WATER RESOURCES**

Upon recommendation of Alan Jones, Licensed Engineer, and Paul Orphan, Engineering Manager, on motion by Commissioner Weber, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, it was ordered that an Interlocal Cooperative Agreement for Reimbursement between Washoe County and the Regional Transportation Commission, concerning the construction of a transmission main under the Pyramid Highway, in the amount of \$290,400, be approved and the Chairman be authorized to execute the same.

07-511 **AMENDMENT NO. 3 TO THE AGREEMENT – SEWER
FACILITIES – SPB UTILITY SERVICES, INC. – WATER
RESOURCES**

Upon recommendation of Joe Theaman, Utility Operations Manager, on motion by Commissioner Weber, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza absent, it was ordered that Amendment No. 3 to the Agreement for Full Service Operation and Maintenance of Washoe County Sewer Facilities between Washoe County and SPB Utility Services, Inc., with an estimated four month cost of \$239,536.52 and an option to renew for up to an additional two months be approved and the Chairman be authorized to execute the same.

**UPDATE – FISCAL YEAR 2007/08 OPERATING BUDGET –
FINANCE**

Melanie Purcell, Budget Manager, conducted a PowerPoint presentation for the fiscal year 2007/08 proposed budget that highlighted the local economy, revenue growth, property tax rates, budget overview, general fund budget summary, capital projects and Board priorities that was placed on file with the Clerk. She provided an overview and explanation of the issues and addressed questions from the Board.

Commissioner Weber inquired about the \$2.7 million identified for the North Valleys Community Center in reference to the Regional Parks and Open Space capital. Doug Doolittle, Regional Parks and Open Space Director, explained the project would take approximately two years and the amount of money listed was what would be expended in the first year. He said if the County stayed within the approximate estimated amount in the first year of construction the remainder would roll over into next year. Commissioner Weber suggested these projects needed to be clearly identified in order for Commissioners to fully understand them.

Chairman Larkin inquired why the additional patrol officers; sergeant and criminal analyst for the Sheriff's Department were not mentioned. Ms. Purcell replied this was not an inclusive list. Chairman Larkin stated since it was a substantial contribution to improve public safety those additions should have been noted. Ms. Purcell confirmed it would be placed into the final budget document.

In response to Chairman Larkin, Katy Singlaub, County Manager, replied the support for the Sierra Spirit bus line would be continued and was identified in Community Development.

Commissioner Weber asked if the \$10,000 Nevada Works administrative fee could be waived as in the past. Ms. Singlaub replied she would need to review the agreement with legal counsel and the Finance Department.

Commissioner Galloway suggested recognition programs be listed under the "Develop Our Workforce Program," and for the future call it "Certification and Recognition Programs." Ms. Singlaub clarified this was not an all-inclusive list, but certain highlighted items.

Ms. Purcell distributed a list of outstanding issues with their explanations that were not recommended in the current budget; however, on the horizon for the future included: the Lazy 5 Park access, the Development Code Update, Code Enforcement and Administrative Hearing Process, Retiree Health Benefits, District Court Pay and Classification Study, Pending Court Security Audit, Pending Court Master Plan, Pending Legislative Actions, Additional Family Court Judges, and future Operating Costs of Homeless Shelters that was placed on file with the Clerk.

Commissioner Weber inquired about funding for the Virginia City – Truckee (V&T) Railroad. Ms. Singlaub replied there was \$25,000 allotted for the V&T Railroad with no identifying source for additional funding; however, if the Board chose to increase the contribution, staff would eliminate something or lower the ending fund balance. Commissioner Weber said the V&T Railroad needed the financial support as other entities, and she asked for the Commissioners to consider providing more than the budgeted \$25,000. Chairman Larkin commented he was appreciative of what had been accomplished for the V&T Railroad, but with the presented budget the funding for them was reasonable. He said if the sales revenues increased, deliberation would be taken in November or December and if there were a rise in those revenues an additional contribution could be considered. Commissioner Weber requested the V&T Railroad be placed on the outstanding issue list.

There was no action taken on this item.

**07-513 FISCAL YEAR 2008-2012 CAPITAL IMPROVEMENTS
PROGRAM PLAN – FINANCE**

In response to Commissioner Galloway, Anna Heenan, Senior Fiscal Analyst, replied the funding for an upcoming underground project was set aside in the Public Works Construction Fund and stated the amount available for that project was \$6.5 million.

Melanie Purcell, Budget Manager, conducted a PowerPoint presentation highlighting fiscal years 2008/2012 Proposed Capital Improvements Program and provided an overview of the Capital Improvement Program (CPI), Infrastructure Preservation CPI, Major Multi-Year Capital Projects, Citizen Advisory Board (CAB) requests, and Board Strategic Priorities. She reviewed the General Fund pay-as-you-go-funding and the 2008/12-project list dated May 8, 2007, which was placed on file with the Clerk.

In response to Chairman Larkin, Roger Van Alyne, Public Works Deputy Director, replied the Longley Lane Complex remodel was the plan to relocate existing facilities within the Longley Lane Complex to accommodate construction for a new facility for the Water Resources Department. He said the Public Works Department would be constructing new facilities in a different location in the complex for public works activities. Chairman Larkin stated he did not recall this in the 20-year plan. Katy Singlaub, County Manager, said this had been slated for some time; however, staff would bring that facilities master plan back to the Board for review.

Chairman Larkin inquired about the Senior Center Satellite Dining Facility at Casey Ranch. Ms Singlaub stated the Casey Ranch/Winters Creek property was identified in the WC-1 bond issue and said a portion of that bond issue was a Southern Nevada Public Land Management Act (SNPLMA) multiple acquisition through four rounds of funding. She said the County had used SNPLMA funds to buy the open

space in the area of Bowers Mansion/Davis Creek and Casey Ranch located in the northern end of Washoe Valley.

Commissioner Weber said the Citizen Advisory Board's (CAB) were participants in developing the CIP list; however, this should be done with presentations and the CAB's working with staff to develop a report. Ms. Singlaub commented a staff team had been formed to develop enhancements to the CAB capital process improvement and included that list in the agenda memorandum dated April 18, 2007. Commissioner Weber commented in the CIP list the Parks and Open Space listed Ballardini Ranch as a major project. She stated the Ballardini Ranch had not been covered in the presentation or the \$12.1 million identified for that project. Commissioner Weber noted she would not support the Parks and Open Space portion of the CIP if the Ballardini Ranch property were included. Ms. Singlaub explained the Ballardini Ranch acquisition was a feature of the court settlement the Board had entered into. She said the acquisition would be entirely funded by SNPLMA, which the Board had endorsed. She said pursuant to the requirement that when an appraisal had been prepared on that property the County would move forward, but the money had to be available, and she explained the Board had approved the issuance of bonds for that purpose. Ms. Singlaub stated she was hopeful that money would be completely reimbursed by SNPLMA. Commissioner Weber reiterated she could not support \$12.1 million since it was not identified in the presentation. She thought it was a disservice to the public without providing an explanation of how the SNPLMA funds would be used. Commissioner Weber said she could not support \$12.1 million going to anything, reimbursed or not, with the knowledge there were several budget requests put by the wayside.

In response to Commissioner Galloway, Ms. Singlaub replied the County would buy the property and retain ownership, and then special legislation would reimburse the County for that purchase. Commissioner Galloway the County would only be out those funds briefly, but stated it should have been mentioned in the presentation. Ms. Singlaub agreed and apologized.

John Sherman, Finance Director, commented this was simply a plan and the specific projects would come back before the Board for approval.

Chairman Larkin remarked he was concerned on the amount of projects included for the golf courses. He indicated an analysis on the golf courses was being conducted and wondered how prudent it was for the Board to approve capital investments for any golf courses at this time. Ms. Singlaub replied one project was the Washoe Golf Course parking lot repaving and noted that was a safety issue. Chairman Larkin stated the Board was signaling acceptance for the next five years, and although these would be coming back on an individual basis, he did not want to signal approval until the analysis on the golf courses was completed. Ms. Singlaub agreed; however, with the exception of the repaving of the parking lot for Washoe Golf Course, she stated the others could be delayed.

Doug Doolittle, Regional Parks and Open Space Director, said the paving of the cart paths was not essential; however, if the golf courses would continue to be operated in the future it would provide revenue. He said the driving range net at Washoe Golf Course was a concern and a safety issue and explained there had been claims that golf balls were going through the net and hitting cars.

Commissioner Humke asked why the sod needed to be replaced at the Juvenile Facility. Ms. Singlaub explained there had been tremendous drainage problems with that lawn and since it was undermining the foundation of the building it was being converted to Astroturf.

Commissioner Weber noted for 2007/08 the CIP list stated \$2,228,000 and asked if that was because of the Ballardini project. She said why would it only be that amount for 2007/08 and then increased to \$12 million in 2008/09. Commissioner Weber proposed she could support the Ballardini project if the County was reimbursed through the SNPLMA funds and other projects would be moved forward. Mr. Sherman replied the General Fund pay-as-you-go paid cash for these projects. He said staff sought the Board's commitment on year one proposals and then the remaining projects would be staggered to fit. He explained the Ballardini project did not fit into the General Fund pay-as-you-go category. Commissioner Weber asked if the County was reimbursed at some point could the County use that money to do other projects. Mr. Sherman said the project would have to be identified at the time of the reimbursement. Commissioner Weber said she could support that if those were identified ahead of time. Mr. Sherman stated call features were placed on the bonds when they were issued so if there was reimbursement the County could pay off those bonds.

Commissioner Weber remarked she did not find it appropriate, in a time when funds were low, for the Board to keep going after open space. Commissioner Humke remarked making the vote to enter into the bond sale was an expression of good faith to the federal representatives to leverage the federal monies, and added this was a subject to a settlement to which a majority of this Board agreed. He indicated he voted for this particular piece of this project and for that settlement because the 110± acres represented a bridge from a public street to forest service land. He said this opened up the thousands of acres of forest land which was the land that was disappearing in this region.

Chairman Larkin stated he was still concerned about the Longley Lane complex and was hesitant to vote until he saw the plan. He requested a briefing on the plan and a trip to the complex. Ms. Singlaub stated she would schedule a briefing and defer the approval of that item. Chairman Larkin said the total project cost for fiscal year 2007/08 was \$283 million, and asked if some of the items were extracted from year one would that modify that figure. Mr. Sherman replied the items the Board was considering removing or deferring from the list would not affect the recommended 2007/08 figure.

On motion by Commissioner Humke, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Larkin ordered that the CIP budget be approved with the Longley Lane Complex

improvements and certain golf course improvements suspended for six months. It was further ordered this motion signal a secondary motion to suggest a bifurcation to remove the open space represented by the Ballardini purchase.

Commissioner Galloway asked if that included the Washoe Golf Course repaving of the parking lot and the driving net for the golf course in the 2008/09 budgets. Commissioner Humke agreed.

On motion by Commissioner Humke, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Larkin ordered that the purchase of open space known as the Ballardini Ranch of approximately 110± acres for the amount of \$12.1 million using bond proceeds be approved.

Commissioner Weber stated she was not in favor of the project; however, supported it because of the settlement agreement, but did not support spending this kind of money especially if the County did not get reimbursed.

07-514 ORDINANCE NO. 1328 – BILL NO. 1507 – AMENDING WASHOE COUNTY CODE CHAPTER 5 – CITIZEN ADVISORY BOARDS

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on April 27, 2007 to consider second reading and adoption of Bill No. 1507. Proof was made that due and legal Notice had been given.

The Chairman opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance. There being no response, the hearing was closed.

On motion by Commissioner Humke, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza absent, Chairman Larkin ordered that Ordinance No. 1328, Bill No. 1507, entitled, "**AN ORDINANCE AMENDING THE WASHOE COUNTY CODE AT CHAPTER 5 BY REVISING PROVISIONS REGARDING ALTERNATES APPOINTED TO CITIZEN ADVISORY BOARDS; AND, PROVIDING OTHER MATTERS PROPERLY RELATING THERETO,**" be approved, adopted and published in accordance with NRS 244.100.

REPORTS AND UPDATES FROM COUNTY COMMISSION MEMBERS

Commissioner Humke announced the Nevada Department of Transportation (NDOT) would conduct weekly tours of the Interstate 580 extension and improvements between 4:00 and 6:00 p.m. on Thursdays until October 2007. He stated reservations were recommended.

Chairman Larkin said there would be a Regional Planning Governing Board meeting on May 10, 2007.

Commissioner Galloway spoke on issues concerning the Tahoe Regional Planning Agency (TRPA) and commented on redevelopment in the Crystal Bay area. He requested staff conduct fact-finding for Tourist Accommodation Units (TAU's) for that area.

* * * * *

9:00 p.m. There being no further business to come before the Board, the meeting was adjourned.

ROBERT M. LARKIN, Chairman
Washoe County Commission

ATTEST:

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

*Minutes Prepared by
Jan Frazzetta and Stacy Gonzales
Deputy County Clerks*