

**WASHOE COUNTY BOARD OF COMMISSIONERS**

TUESDAY

2:00 P.M.

NOVEMBER 18, 2008

PRESENT:

**Robert Larkin, Chairman**  
**Bonnie Weber, Vice Chairperson**  
**Jim Galloway, Commissioner\***  
**David Humke, Commissioner**  
**Kitty Jung, Commissioner**

**Amy Harvey, County Clerk**  
**Katy Simon, County Manager**  
**Melanie Foster, Legal Counsel**

The Board convened at 2:10 p.m. in regular session in the Commissioner 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:

Katy Simon, County Manager stated, "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."

**08-1213      AGENDA ITEM 3 - PRESENTATION OF EXCELLENCE**  
**AWARDS**

**Agenda Subject:** "Presentation of Excellence in Public Service Certificates honoring Washoe County employees who have completed essential employee development courses."

Katy Simon, County Manager, recognized the following employees for successful completion of the Excellence in Public Service Certificate Programs administered by the Human Resources Department:

**Essentials of Management Development Program**

Patti Day, Librarian I, Library  
David Eveland, Librarian I, Library  
Julie Machado, Librarian III, Library  
Rosan Rich, Inmate Property Service Supervisor, Sheriff's Office  
Donna Smith, Librarian II, Library  
Don Thornberry, Radio Network Engineer, Technology Services  
Beverly Walker, Training Services Specialist, Sheriff's Office  
Linda Weagel, Library Assistant III, Library

**Essentials of Personal Effectiveness Program**

Bryan Harrower, Park Ranger, Regional Parks and Open Space  
Stacey Murphy, Sheriff Support Specialist, Sheriff's Office  
Rosan Rich, Inmate Property Service Supervisor, Sheriff's Office

**Essentials of Support Staff Program**

Dayna Berry, Office Assistant II, Social Services  
Stacy Gonzales, Deputy Clerk for County Commissioners, Clerk's Office  
Stacey Murphy, Sheriff Support Specialist, Sheriff's Office  
Rosan Rich, Inmate Property Service Supervisor, Sheriff's Office  
Kristen Stathes, Sheriff Support Specialist Field, Sheriff's Office  
Katie Stueve, Sheriff Support Specialist Field, Sheriff's Office  
Stephanie Zoncki, Payroll Personnel Clerk, Sheriff's Office

**Essentials of High Performing Teams Program**

Kim Tran Franchi, Environmental Health Specialist Trainee I, Health  
Katie Stueve, Sheriff Support Specialist Field, Sheriff's Office

**08-1214      AGENDA ITEM 4 – MANAGEMENT SERVICES**

**Agenda Subject: “Presentation of Resolution of Appreciation for David Funk as the Organizational Effectiveness Committee (OEC) Chairman since 2006 and OEC member since 2003; and appoint Jesse Haw, reappoint Bill Miller and Tim Ruffin as At-Large Representatives, Rand Tanner as representative of District 4 and Gregory Peek as representative of District 5 to the OEC with terms to begin January 1, 2009 and expire December 31, 2011--Management Services. (All Commission Districts.)**

Katy Simon, County Manager, read the Resolution of Appreciation and Chairman Larkin presented it to David Funk. She also read the inscription on the plaque that Luther Mack requested be presented to Mr. Funk.

**\*2:21 p.m.**      Commissioner Galloway arrived at the meeting.

Mr. Funk said he felt he was taking away a lot more than he gave, and he thanked the Commission for giving him that opportunity.

In response to the call for public comment, Sam Dehne stated the Organizational Effectiveness Committee (OEC) was composed of local business people who tried to help the County Commission do the right thing and it appeared over the years they did a good job.

Commissioner Jung thanked the members of the OEC for their contributions to the County and Mr. Funk for his leadership.

Chairman Larkin noted he got his start with County government through the OEC as Commissioner Galloway's appointment. He felt the OEC contributed significantly to the County's efficiencies and to how things worked in the community. He thanked the County Manager for supporting the OEC and the citizens for volunteering.

On motion by Commissioner Jung, seconded by Commissioner Humke, which motion duly carried, it was ordered that the appointment and reappointments for Agenda Item 4 be approved and the Resolution of Appreciation be approved, directed, and executed. The Resolution of Appreciation for same is attached hereto and made a part of the minutes thereof.

**08-1215      AGENDA ITEM 5 – PUBLIC COMMENT**

**Agenda Subject: “Public Comment. Comment heard under this item will be limited to two minutes per person and may pertain to matters both on and off the Commission agenda. The Commission will also hear public comment during individual action items, with comment limited to two minutes per person. Comments are to be made to the Commission as a whole.”**

**2:28 p.m.**      Commissioner Humke temporarily left the meeting.

Neal Cobb said he and Jerry Fenwick coauthored a new book about Reno entitled *Reno Then and Now*, which showed the City of Reno in its best possible light. He stated it included aerial photography made possible by Chairman Larkin, and he and Mr. Fenwick presented a copy of the book to Chairman Larkin. Mr. Fenwick thanked Chairman Larkin for his help.

Beth Honebein said she was drafted by her neighbors to present their view on what they would like to see in the Forest Area Plan. She stated after talking with Chairman Larkin, it was felt the Commissioners were not aware that the citizens had tried very hard to forge a compromise regarding changes to the land-use designations in the Forest Area Plan. She noted that Plan would be heard by the Commissioners on December 9, 2008. She said the citizens' compromise plan was presented on February 14, 2008 to the Galena/Steamboat Citizen Advisory Board (CAB) and on June 14, 2008 to the Planning Commission Subcommittee. She said the document was available from Community Development or online from a Google group called, “Scenic Corridor Friends.” She discussed the meetings the citizens had with the developers and

Community Development staff and advised that the attempts to have citizen input incorporated into the Forest Area Plan were not successful.

**2:31 p.m.** Commissioner Humke returned during Ms. Honebein's comments.

Cynthia Albright, Stantec Consulting Certified Planner, discussed the slope analysis for the Matera Ridge project and what the appropriate density was based on slope conditions. A copy of the slope analysis was placed on file with Clerk.

Kathy Bowling discussed the work done over the summer by the area's residents to provide input to the Forest Area Plan. A copy of the first six pages of the community's compromise plan and a comparison between the vision and character statements were placed on file with the Clerk.

Sam Dehne discussed why he felt the recent election was corrupt.

Carol Savary stated she was concerned that a capital improvement project in Placer County, California, Agenda Item 20, was being discussed without a presentation being done by the Placer County Public Works Department. She discussed the project's approvals and stated she was curious to hear today's discussion.

Bob Ferrari read his letter dated November 18, 2008, which was placed on file with the Clerk, regarding the Kings Beach road project, Agenda Item 20.

Jennifer Montgomery, Placer County Supervisor Elect for the 5th District, said District 5 included the Kings Beach project, Agenda Item 20. She stated the project was approved four to one by the Board of Supervisors and, when she took office in January 2009, her support would make the approval for the project unanimous. She said she ran for office because the citizens of Kings Beach did not feel they had adequate representation. She asked the Board to listen but not to make any judgment regarding the project because it was outside the Board's purview.

Andrew Whyman discussed the Village League to Save Incline Assets issues, the County's problems involving the League, and the resulting lawsuits. He stated to his knowledge the issue had not been discussed in an open forum by the Commissioners. He proposed the Commission agendaize this item for discussion to see if there was a solution that could be reached before it continued through the courts for potentially much larger dollars.

George Koster said regarding Agenda Item 20, the Placer County Board of Supervisors voted to do a project that 80 percent of the people wanted. He hoped the Commissioners would defer any decisions to those that were integrally involved in the process.

Garth Elliott reflected on why he lost his election bid. He noted the Nuisance Committee last met six months ago, but nothing had happened since then. He

said there was a recent case in Sun Valley that went to court that could have been more easily dealt with if the recommendations by the Committee were used. He stated Code Enforcement still did not have the tools to make the situation better.

Katy Simon, County Manager, advised that the Forest Area Plan would be on the Commission's agenda sometime in January 2009 instead of December 9th.

**08-1216      AGENDA ITEM 6 – ANNOUNCEMENTS**

**Agenda Subject: “Commissioners’/Manager’s Announcements, Requests for Information, Topics for Future Agendas and Statements Relating to Items Not on the Agenda. (No discussion among Commissioners will take place on this item.)”**

Commissioner Humke thanked the constituents who provided testimony on the Forest Area Plan and Ms. Albright for presenting the slope analysis, which he said was very valuable. He felt Community Development's staff did an improvident thing by including specific planning for one piece of land in with master planning for the whole area. He felt that was a foolish idea, and he hoped it would not happen again. He said citizens created a minority report at great expense to run counter to the Community Development's official report, but he felt the creation of the minority report was necessary.

Commissioner Humke said he attended today's Ballardini Ranch trailhead ceremony. He noted escrow had closed and Doug Doolittle, Regional Parks and Open Space Director, indicted work would start on the trailhead next year. He acknowledged that appropriations from the Land Bill would assist the County in paying for the property.

Commissioner Humke said Bob McDonald and Fred Davis had passed away, and he discussed their careers.

Commissioner Weber said she attended the Nevada Association of Counties (NACO) conference last week, and she was honored to introduce Senator William Raggio. She stated Commissioner Galloway was honored as an outgoing Commissioner and Commissioner Jung gave an awesome presentation regarding Washoe County. Commissioner Weber stated she was excited to announce she received the Certified Public Official Award Friday night along with Darren Price, Sun Valley General Improvement District (GID) Director. Commissioner Weber noted she was president elect of NACO and would be taking office in January. She said she was going to the City of Reno tomorrow to ask for their support of the 2010 National Association of Counties (NACo) conference in the same way Washoe County supported the City of Reno's hosting the League of Cities conference held in December 2006.

Chairman Larkin wished everyone a happy Thanksgiving. He advised there would be no Board meeting Thanksgiving week and the next scheduled Board meeting would be December 9, 2008. He said this Friday the Regional Transportation Commission (RTC) Board would be considering the Southeast Connector in a public

meeting at 6:00 p.m. He noted the Flood Project Coordinating Committee held a retreat last Friday and the Committee was forging ahead with projects designed to protect the community. He complimented Naomi Duerr, Truckee River Flood Management Project Director, on a job well done. He advised that there would be a public hearing and briefing for Warm Springs residents in chambers on November 19, 2008 at 5:30 p.m. regarding a residential wind project. He noted the Commission approved the concept of green projects. He invited the other Commissioners and any other elected officials to attend this meeting as the project had the potential to be a tremendously positive influence in the community.

Chairman Larkin stated he attended the birthday celebration last Thursday for Senator Bernice Martin Mathews and participated in the video that was made for her.

Chairman Larkin said the Ballardini dedication was a great day for Washoe County because it was the end of a very contentious process that began five years ago. He stated it was a spectacular property that would be used to access the Sierra Nevada Mountains, but he noted access would not be granted until several projects were completed. He hoped funds would be available soon to complete those projects. He thanked his fellow Commissioners for getting through what was a rough time, but now there was a gem that everyone could be proud of acquiring.

Chairman Larkin noted the Regional Planning Governing Board considered portions of the WC-3 at its last meeting. He said the Board understood the Truckee Meadows Regional Plan was the recipient of the WC-3, therefore that staff would be moving forward with the necessary public policies to comply with it or to deal with it in some capacity.

Commissioner Galloway commented the topic of alternative energy came up at the joint meeting yesterday with the Washoe County School District and the Sparks and Reno City Councils. He advised an electric car was only clean if the electricity it used was clean and currently 95 percent of the electricity produced used fossil fuels, which was not clean. He felt the way to get cleaner electricity was to use cleaner sources of energy such as geothermal and wind power, if the nation was not willing to produce more electricity using nuclear power.

Commissioner Galloway said the Tahoe Regional Planning Agency (TRPA) meeting was tomorrow. He discussed the draft of the TRPA Water Craft Ordinance, which would give the Sheriff's Office the statutory ability to do something if an individual was trying to illegally launch a water craft without an inspection. A copy of the draft ordinance was placed on file with the Clerk. He requested staff investigate what could be done to back up the efforts of TRPA.

Commissioner Galloway requested that a copy of the minority plan be given to every Commissioner now and again when the Forest Area Plan was considered.

Commissioner Galloway said regarding Agenda Item 20, he was the TRPA representative and one of the reasons the Kings Beach project was on agenda was because Washoe County was not part of process. He felt Placer County should have obtained Washoe County's input during the early stages of the project, which they did not do nor were any hearings held in Incline Village or Crystal Bay that he could see documented. He indicated it was not strictly a local matter when it affected people who had to travel a very constricted area of road to go through Lake Tahoe. He felt he could not in good conscience leave office without leaving the next TRPA representative with all the facts about unresolved issues that could effect people in Washoe County for emergency service delivery, access to emergency evacuation routes, and for travel around the Lake and to outlying areas.

Commissioner Galloway stated regarding Agenda Item 11, he had consistently recused himself from voting on anything to do with the V & T Railroad because of property he owned in Virginia City. He asked if he could ask questions. Melanie Foster, Legal Counsel advised it was not an action item, and she saw no reason for Commissioner Galloway to not ask questions.

Commissioner Galloway thanked Chairman Larkin for his negotiations regarding the Ballardini Ranch acquisition and settlement. He felt Chairman Larkin did the best he could in a difficult situation.

Commissioner Galloway stated he planned to leave one half of his remaining Commissioner funds to his successor because there would be half the year left, but he wanted an agenda item next month to consider splitting the remaining half between the Health Access Washoe County (HAWC) Outreach Clinic and Tune In To Kids.

Commissioner Jung advised she was in attendance at the Advancing Community Cultivation and Enhancing Progressive Transformation (ACCEPT) Board meeting today during the Ballardini trailhead dedication. She thanked staff, particularly Nathan Branscome, Management Fellow, and her intern, Oliva Gobert-Hicks, for their help in putting together the bulk of her NACO presentation. She acknowledged Commissioner Weber's Certified Public Official Certificate was a tremendous achievement. She thanked Commissioner Weber for taking care of an issue regarding a ditch in Panther Valley.

Commissioner Jung requested future agenda items regarding the dog walkers requesting lighting in the dog park at Rancho San Rafael Regional Park and a presentation and possible action regarding Nevada counties becoming energy purveyors.

Commissioner Jung said a citizen in the University district complained about the tremendous amount of partying going on and that she was afraid to leave her home on weekends. Commissioner Jung said she was aware it was within Reno's city limits, but she requested that staff work with the City or have someone from the Sheriff's Office go with her to talk to the kids.

Commissioner Jung noted there was a problem with people rooting in recycling bins and leaving behind a mess. She requested a presentation by Waste Management on what legally could be done.

Commissioner Weber asked when Waste Management was scheduled to come back before the Board. She noted at her “Coffee and Conversation With Your Commissioner” meeting last week, the issue of trash flying off garbage trucks was brought up. She also asked if there was any estimate when the Nuisance Ordinance would be coming back. Katy Simon, County Manager, indicated she would find out when Waste Management was scheduled and that the Nuisance Ordinance would be coming back in December at the request of the Committee.

Katy Simon, County Manager, clarified that statute required the Planning Commission’s adopted Forest Area Plan come before the Commission.

**08-1217      AGENDA ITEM 11 – APPEARANCE – V & T RAILWAY**

**Agenda Subject:    “Appearance:    Kevin Ray, Project Coordinator Nevada Commission for the Reconstruction of the V & T Railway - Update on the V & T Railway Project.”**

**3:30 p.m.**      Chairman Larkin temporarily left the meeting and Vice Chairperson Weber assumed the gavel.

Kevin Ray, Project Coordinator for the Nevada Commission for the Reconstruction of the V & T Railway, conducted a PowerPoint presentation that showed photos of the project. A copy of the presentation was placed on file with the Clerk. He noted there was a groundbreaking ceremony for Phase 2C, which included putting the bridge over Highway 50. He noted that bridge would bring visibility to the project and Phase 2C would be completed by June 2009. He stated the reconstruction of the V & T Railway was one of the largest economic impact projects in all of Northern Nevada.

Bob Hadfield, Chairman of the Nevada Commission on the Reconstruction of the V & T Railway, explained he met with tourist train officials from all over the country and the V & T Railway was the best known tourism railroad in the world. He noted visitors came from all over the world to see the existing railroad. He said at the completion of the project, the railroad would run 17 miles from Virginia City to Carson City. He stated tourism officials felt that was the perfect length in addition to the route having some of the most magnificent scenery in the county that could only be seen from the railroad and it was the only tourism railroad in the county near a major airport. He said the project was really a regional economic development project and there were two Washoe County firms constructing the railroad. He discussed the construction and its costs along with the economic impact analysis that was updated a year ago. A copy of the analysis was placed on file with the Clerk.

Commissioner Jung asked about the tax question that was on the ballot. Mr. Hadfield said there was an advisory question to increase the room tax that did not pass, and he discussed the other funding efforts being pursued. He said the money was available to continue with the current construction and to complete the final design, which would allow the project to be continued after additional funds were acquired.

**3:38 p.m.** Chairman Larkin returned to the meeting.

Commissioner Galloway asked if the project was going as far as the old freight station. Mr. Hadfield said that was the original plan, and he explained why the Bureau of Land Management wanted it taken out of the project. Commissioner Galloway asked if there was an agreement with Gray family for the track from Gold Hill to Virginia City, which would offer one continuous train trip to their station. Mr. Hadfield said there was an offer to purchase the railroad from them and there were ongoing negotiations to work out some type of agreement for them to operate until the facilities were built in Carson City and another operator could be chosen. He stated there was a meeting scheduled for next week.

Commissioner Humke asked if the tracks ever came into Reno. Mr. Hadfield replied they did, but the rights-of-way were abandoned by the State. He explained there were no plans to come into the City of Reno because the cost of acquiring the rights-of-way would make that impossible.

Vice Chairperson Weber asked when the Commission was created. Mr. Hadfield replied the Nevada Legislature created the V & T Commission around 1995. Vice Chairperson Weber said the V & T Commission was getting the track ready, but would not operate the railroad.

Mr. Hadfield explained the bad economy had an upside because the bid for the last phase came in at \$800,000 less than the original estimate. Vice Chairperson Weber said the project had an economic impact on Washoe County and she hoped the County could support it financially in the future. She stated there might be other ways the County could support the Commission now, such as helping with printing. Mr. Hadfield said the Commission appreciated the support.

**3:45 p.m.** Chairman Larkin resumed the gavel.

**08-1218      AGENDA ITEM 20 – COMMUNITY DEVELOPMENT**

**Agenda Subject: “Discussion regarding Placer County’s proposal to narrow highway through Kings Beach--Community Development. (Commission District 1.) Requested by Commissioner Galloway.”**

Commissioner Galloway said he wanted to involve the Commission because this issue would affect Washoe County citizens and because he was leaving the Tahoe Regional Planning Agency (TRPA) and someone else would be appointed. He

referenced the package of correspondence that was part of the backup, and he explained why he felt it was important to leave an information trail. He said this was one of those sticky cases where what one jurisdiction did would affect another jurisdiction. He stated the packet contained a letter of concern from the Washoe County Sheriff's Office and Mike Brown, North Lake Tahoe Fire Protection District (NLTFPD) Fire Chief, that indicted the road project would affect emergency responses to Kings Beach. He noted TRPA originally had an issue with the delay on side streets and TRPA was asked to approve a Resolution of Overriding Consideration, which meant approval of the project would violate existing standards but there was good reason for doing it. He said it was true the project went through every level of approval except by the TRPA. He stated the project was not approved by the TRPA because of concerns about cut-through traffic on side streets, traffic delays, and the degradation of traffic standards. He noted it would be up for reconsideration possibly pending the outcome of litigation, and he discussed recently received information about greenhouse gas omissions created by the delays.

Commissioner Galloway said he would appreciate the Sheriff's Office having an opportunity to comment. Chairman Larkin said the Commissioners had that information and asked if there was any additional information that was not provided in the packet. Commissioner Galloway felt the information from the Sheriff's Office required clarification. Commissioner Weber asked that the different representatives be allowed some time to comment. Chairman Larkin stated this was not a public hearing and it was at the option of the Commission to entertain any comments. He asked if there were specific questions. Commissioner Galloway said he was asking Steve Kelly, Incline Village Substation Captain, to clarify his memo and for Chief Brown to comment. Chairman Larkin said this was a non-public comment item and deviating from that would put the Commission in a very serious spot regarding the Open Meeting Law. He stated if there were specific questions, to go ahead and ask those questions.

Commissioner Galloway asked Captain Kelly to clarify the concerns regarding the project's impact on emergency response. Captain Kelly advised the proposed restriction would slow traffic and would result in traffic queuing during peak periods, which would impede emergency response to the Crystal Bay area. Commissioner Galloway asked if there was a possibility that the traffic backup could go all the way to the Mt. Rose junction. Captain Kelly said that was viewed as the worst case scenario. Commissioner Galloway asked if that backup would cause the loss of a major evacuation route. Captain Kelly said there were concerns regarding the ability to respond on a regular basis to the Crystal Bay area and on how this would affect the ability to evacuate the Incline Village area during a significant emergency if other evacuation routes were closed. Commissioner Galloway asked if the Sheriff's Office also responded to Kings Beach. Captain Kelly replied they did under a mutual aid agreement with the Placer County Sheriff's Office. Commissioner Galloway commented it would make those responses harder. He asked if there was something else he should have asked. Marshall Emerson, Washoe County Assistant Sheriff, said Captain Kelly had worked extensively with Chief Brown, in cooperation with his Placer County counterparts, to mitigate concerns regarding the public safety issues. He said the Sheriff's Office stood ready to

cooperate with any Placer County officials with a vested interest in the public safety issues involving this project.

Commissioner Galloway asked if Chief Brown had to respond to service calls in Kings Beach. Chief Brown said the NLTFPD performed automatic aid all the way to Highway 267 and the North Tahoe Fire Protection District (NTFPD) on the California side performed automatic aid into Crystal Bay. He noted Highway 28 to Highway 267 was used regularly to transport patients to the Tahoe Forest area. He said the NLTFPD Board was staying neutral on this but allowed the drafting of the letter regarding the concerns because they wanted everyone to be aware of them. He said the evacuation plan was devised with the participation of the Washoe County's Sheriff's Office and Washoe County's Emergency Management team. He said Highway 28 to Highway 267 and Highway 28 to Highway 89 were the primary exit routes. He said any decision should take into account a constant flow of traffic and personnel in and out during emergencies.

Commissioner Galloway asked if there was ever any consultation with the Placer County Public Works Department prior to the selection of a preferred alternative. Chief Brown replied the NLTFPD Board was never consulted and most of his discussions took place with Chief Whitelaw, NTFPD. Commissioner Galloway asked the same question of Captain Kelly. Captain Kelly replied he did not have a conversation with staff from the Placer County's Public Works Department, but has since had a conversation with the Director. Commissioner Galloway inquired if the preferred alternative was selected by then. Captain Kelly replied it was.

Commissioner Galloway said when he asked staff to inform people this would be on today's agenda, he did not believe that the comments would be constrained. He apologized if peoples' expectations were not met, but he felt it was important to get all of the information on the table. Chairman Larkin stated he felt all of the information was on the table and any member of the public could call or e-mail any Commissioner at any time.

No action taken was taken on Agenda Item 20.

#### **CONSENT AGENDA – ITEMS 7A – 7I(2)**

Katy Simon, County Manager, noted Agenda Items 7D, receipt of the Second Judicial District Court Minimum Accounting Standards Audit Report; 7E, Amendment #2 Sun Mesa Park Design and Construction Agreement; and 7I(1), Bids for the Alternate Sentencing/Sheriff Booking Tenant Improvement project, were pulled and Agenda Item 7B, Washoe County Comprehensive Annual Financial Report, was being pulled out of the Consent Agenda for discussion.

**08-1219      AGENDA ITEM 7A – ASSESSOR**

**Agenda Subject:** “Approve roll change requests, pursuant to NRS 361.768 and NRS 361.765, for errors discovered for the 2008/2009, 2007/2008, 2006/2007 secured and unsecured tax rolls as Outlined in Exhibit A; and if approved, authorize Chairman to execute Order and direct Washoe County Treasurer to correct the error(s) [cumulative amount of reduction \$4,097.86]--Assessor. (Parcels are in various districts as outlined in the Exhibit(s).)”

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7A be approved, authorized, executed, and directed.

**08-1220      AGENDA ITEM 7C – COMMUNITY DEVELOPMENT**

**Agenda Subject:** “Appoint Jeffery Wiggins as an At-Large Member to fill an unexpired term to June 30, 2009 on the Warm Springs Citizen Advisory Board--Community Development. (Commissioner Larkin, Commission District 4.)”

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that the appointment for Agenda Item 7C be approved.

**08-1221      AGENDA ITEM 7F(1) – DISTRICT ATTORNEY**

**Agenda Subject:** “Approve payments [\$5,165] to vendors for assistance of 29 victims of sexual assault and authorize Comptroller to process same. NRS 217.310 requires payment by the County of total initial medical care of victims and of follow-up treatment costs of up to \$1,000 for victims, victim’s spouses and other eligible persons. (All Commission Districts.)”

Commissioner Weber noted the patients’ names were included in the backup, which she felt was done by mistake. Melanie Foster, Legal Counsel, thanked Commissioner Weber for noting what was clearly an error. Chairman Larkin directed that information be stricken from the County’s web page immediately.

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7F(1) be approved.

**08-1222      AGENDA ITEM 7F(2) – DISTRICT ATTORNEY**

**Agenda Subject:** “Approve Agreement for Legal Services between the County of Washoe and William Kockenmeister, Esq. to represent Washoe County in Public Utilities Commission-related rate proceedings and other legal proceedings relating to the undergrounding of high-voltage power lines; and if approved, ratify Agreement for Legal Services, authorize Chairman to execute same and authorize use of funds from the underground utilities fund 402PW920537 (account 710100) to pay for the \$250/hour cost of his services. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7F(2) be approved, ratified, authorized, and executed.

**08-1223      AGENDA ITEM 7F(3) – DISTRICT ATTORNEY**

**Agenda Subject:** “Authorize the District Attorney to enter into the “Stipulation for Entry of Judgment” finally settling Washoe County’s claims to water rights under Claims 48 and 49 of the Orr Ditch Decree, in the case commonly known as Carano v. Dinning, et al., CV 08-00848, Department No. 7. (Commission District 1.)”

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7F(3) be authorized.

**08-1224      AGENDA ITEM 7G(1) – HUMAN RESOURCES**

**Agenda Subject:** “Acknowledge receipt of Information Report on the feasibility of a Compressed Work Week as summarized by the Task Force on Compressed Work Week. (All Commission Districts.)”

Commissioner Jung asked which departments were suggested to pilot the compressed work week. Steve Watson, Acting Human Resources Director, replied the Regional Parks and Open Space Department was thinking of using a compressed work week in some of the customer service and reservations areas. He said the department’s staff needed to determine how they could measure customer response to the compressed work week before bringing it forward as a potential pilot project.

Commissioner Jung said she was concerned there were no numbers on precisely how many employees were telecommuting. Mr. Watson said he was not aware of any employees who had gone through the formal process and were regularly telecommuting, but there were employees who infrequently used telecommuting. He stated the Human Resources Department was not receptive to using telecommuting

county-wide because there were some risk issues. Commissioner Jung asked that developing the telecommuting program be fast tracked because the Commission did approve its use and should be started immediately as a cost saving measure. Katy Simon, County Manager, replied the County actively encouraged telecommuting, but departments and employees had not requested its use. Commissioner Jung requested an update on this issue during a future agenda item, which would include data on the potential gas savings for employees.

Commissioner Jung asked how the random survey was conducted by the Washoe County Employees Association (WCEA) of child care providers. Ms. Simon said it was her suggestion to ask providers for their help in understanding how a compressed work week could be implemented. She said the Child Care Licensing Division's data base of licensed child care providers was used by the WCEA to conduct a quick survey and the only randomness was because of who responded.

Commissioner Galloway said his concern with using a compressed work week was that, even if people were staggered to cover the full five day work week, the right person would not always be available especially in these lean times when everyone was trying to avoid duplication; and he asked if there was a plan on how the County would deal with that issue. Mr. Watson said measuring the impact on customer service was one of the issues the Committee felt was the most significant. He advised there were a significant number of employees that were not working a standard work week and that was being measured. He stated there should be more attention paid to the studies being done on jurisdictions that formally reduced their hours, such as the State of Utah, that had enlisted some academics to monitor and make determinations as to the effectiveness of that reduction on customer service. He noted there was antidotal information on some jurisdictions that changed to four-day work weeks and stopped doing it based on customer service issues, but he found no empirical data to support that decision. Commissioner Galloway felt a compressed work week implied more than an individual flex-time arrangement. Mr. Watson replied it could be a flex-time arrangement or a compressed work week.

Commissioner Galloway asked about performance reviews. Mr. Watson said management would have to determine what the expected output was for the job the employee was performing. He stated there were a lot of employees who did not work under the direct supervision of a boss, but worked with independence and flexibility outside of the standard office environment. He advised the tools to measure performance were still there. Commissioner Galloway commented it depended on the job, but he worried about the gradual watering down of expectations. Mr. Watson replied rather than a degradation of expectations, in many cases supervisors did a better job of defining the expectations and the performance measures for which the employee was held accountable.

Commissioner Galloway suggested having someone else besides the supervisor review the performance measures for each proposal before deciding to grant the alternate schedule. He felt that would be a good check and balance.

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7G(1) be acknowledged.

**08-1225      AGENDA ITEM 7G(2) – HUMAN RESOURCES**

**Agenda Subject:** “Approve reclassification requests submitted through the job evaluation and classification process. (All Commission Districts.)”

Commissioner Weber stated she was concerned about doing reclassifications now. She said it appeared the Social Services reclassification would be for \$5.50 more an hour, and she asked what the rate per hour would be for the Human Resources reclassification. Steve Watson, Human Resources Director, replied the change for the Social Services job was \$1.50 an hour. He said the Human Resources job was only a title change and there was no change in the salary grade.

Commissioner Jung stated what she liked about the change was the skills and abilities could be better captured to submit for reimbursement to recover costs and generate more revenue.

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7G(2) be approved.

**08-1226      AGENDA ITEM 7H(1) – MANAGEMENT SERVICES**

**Agenda Subject:** “Authorize payment [\$36,808] to Tahoe Regional Planning Agency pursuant to the Tahoe Regional Planning Compact (Article VIII, Public Law 96-551, December 1980)--Community Support Administrator. (All Commission Districts.)”

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7H(1) be authorized.

**08-1227      AGENDA ITEM 7H(2) – EMERGENCY MANAGEMENT**

**Agenda Subject:** “Adopt Washoe County Regional Emergency Operation Plan and authorize the County Emergency Manager to update the plan as necessary; and if approved, authorize Chairman to execute Resolution necessary for same--Emergency Management. (All Commission Districts.)”

Commissioner Jung suggested Community Relations do a huge push for people to sign up at the Ready Washoe web site and they should be asked to provide their cell phone number to be used in case of an emergency. She felt the County was relying on using land-line phones too much, especially since many people under the age of 45 did not have land-lines anymore.

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7H(2) be adopted, authorized, and executed. The Resolution for same is attached hereto and made a part of the minutes thereof.

**08-1228      AGENDA ITEM 7H(3) – EMERGENCY MANAGEMENT**

**Agenda Subject: “Approve Cooperative Agreement Among the State of Nevada and Local Jurisdictions (17 Counties of the State of Nevada and the State of Nevada, Department of Public Safety, Division of Emergency Management) allowing the State of Nevada to retain U.S. Department of Homeland Security Grant funds in excess of 20% for the purpose of funding a statewide Investment Justification for Interoperable Communications; and if approved, authorize the Chairman to execute the Cooperative Agreement--Emergency Management. (All Commission Districts.)”**

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7H(e) be approved, authorized, and executed. The Cooperative Agreement for same is attached hereto and made a part of the minutes thereof.

**08-1229      AGENDA ITEM 7I(2) – PUBLIC WORKS**

**Agenda Subject: “Authorize Public Works Department to bid the Liberty Center – 6th Floor HVAC and Electrical Upgrade project. (Commission District 3.)”**

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 7I(2) be authorized.

**08-1230      AGENDA ITEMS 8 AND 9 – APPEARANCE – RENO-TAHOE AIRPORT AUTHORITY**

**Agenda Subject: “Appearance: Randi Thompson and Mary Simmons, Washoe County’s Appointees to Reno-Tahoe Airport Authority - Reno-Tahoe Airport**

**Authority's policy toward Civil Air Patrol. (All Commission Districts.) AND Appearance: Kryz Bart, President/Chief Executive Officer Reno-Tahoe Airport Authority - Update on Reno-Tahoe Airport activities. (All Commission Districts.)”**

Kryz Bart, Reno-Tahoe Airport Authority President/Chief Executive Officer, said the Reno-Tahoe Airport Authority operated using the revenues generated at the airport per federal statute. A copy of the policy concerning the use of airport revenue was placed on file with the Clerk. She said whenever the airport accepted a grant for a capital project, a Grant Agreement Assurance was required that restated the Airport Authority would maintain that level of self-sufficiency. She explained the statute stated the Airport Authority could negotiate a less than fair market value with certain entities, such as the Civil Air Patrol (CAP), for aviation or aeronautical use of the facilities. She said it was felt that the nature of the CAP lined up perfectly with the Stead Airport and the Airport Authority offered to help the CAP negotiate a reduced rent at the Stead Airport, but the CAP indicated it wanted a dollar a year grant at the Reno-Tahoe Airport.

Ms. Bart said it was just announced that the Dassault Falcon would have a service center located at the airport. She stated that portion of the airport was being developed and was moving towards handling larger business jet aircraft. She advised the airport's master plan would ensure the long-term ability of the airport to operate tax free.

Ms. Bart conducted a PowerPoint presentation update on the Reno-Tahoe Airport, which was placed on file with the Clerk. The presentation covered revenue, construction, the Dassault Falcon, ongoing projects, flight and seat reductions, and routes. She discussed the number of flights lost by the end of December compared to other airports and noted that by using the Reno-Tahoe International Airport, a passenger could get almost anywhere in world with only one stop.

Chairman Larkin asked what was going to happen to the old control tower. Ms. Bart said the tower was owned by the Guard and they had not advised the Airport Authority what their intentions were. She noted the base building was owned by the airport. She stated the airport was running out of space for its maintenance facilities and she expected maintenance would expand into that area.

Commissioner Jung asked about losing the direct flight to New Jersey or New York. Ms. Bart replied there was never a direct flight in the 10 years she had been with the Airport Authority, but they were working on getting a direct flight.

Commissioner Galloway asked if there were other Dassault facilities in the west. Ms. Bart replied this would be their only west coast facility, which was one of the reasons it was such a coup. Commissioner Galloway asked if the hangers on the eastern edge of airport were owned by the Airport Authority. Mr. Bart clarified the only hanger the Airport Authority owned was the former American Airlines hanger, which was recently acquired. She advised that the property the hangers were on was owned by the Airport Authority, but the hangers were on a land lease. She advised the Airport Authority just completed negotiations for the property at the corner of S. Rock Boulevard

and Mill Street and that property would be used for large corporate aviation hangers. She said the Airport Authority was also in negotiations to obtain the rest of the former golf course site for corporate aviation hangers.

Commissioner Humke asked if the Transportation Security Administration (TSA) personnel were going behind the ticket counter. Ms. Bart said they were. Commissioner Humke asked if that was a trend in airports. Ms. Bart advised the security requirements had become very onerous and the cost growth over the last five or so years were solely related to security in the form of non-funded mandates. She said one of those mandates was a more intense level of baggage screening, which could not occur in the middle of the check-in area. She said the airport was getting brand new machines that would be placed behind the ticket counters and the handing of the bags would occur out of public view.

Commissioner Humke commented airports that were in bigger cities and counties were a backwater compared to the Reno-Tahoe International Airport. He commended the Airport Authority on doing a great job. Ms. Bart said there was a great team and a Board that really believed in customer service.

Chairman Larkin asked if it was correct that the Trustees had not yet considered a policy towards the CAP. Randi Thompson, Airport Authority Trustee, replied that was correct. She advised there was a presentation on November 6, 2008 by the CAP and the Airport Authority had some questions. She noted once those questions were answered, the Trustees would sit down with staff to develop a policy.

Tom Pagnano, CAP First Lieutenant, said the Airport Authority was approached two years ago about the CAP's location being unsuitable, but that it still needed to be at the Reno-Tahoe International Airport for a variety of reasons. He said they met with Ms. Bart and were told they could stay by paying full fare, by a through-the-gate arrangement, or by finding someone to house the CAP at their expense. He stated since then, they provided the Airport Authority with two documents, and he read from the *Federal Register* about CAP leases. He discussed the CAP operations at other airports and what the CAP paid. He noted this was the first time he heard about being invited to Stead. He commended Ms. Bart on what had been done with the Reno-Tahoe International Airport, but he reiterated the CAP needed to be located there to best serve the public.

Commissioner Weber commented on the great job that was done in managing passenger traffic during the airport construction projects.

Chairman Larkin noted the Airport Authority Trustees had not considered a policy yet, and he asked if the CAP was prepared to work with the Trustees. First Lt. Pagnano replied they were.

08-1231

**AGENDA ITEM 10 – APPEARANCE – UNITED STATES  
DEPARTMENT OF THE INTERIOR, FISH AND WILDLIFE  
SERVICE**

**Agenda Subject: “Appearance: Paul Steblein, Project Leader United States Department of the Interior, Fish and Wildlife Service - Update on Sheldon National Wildlife Refuge.”**

Paul Steblein, United States Department of the Interior, Fish and Wildlife Service Project Leader for the Sheldon-Hart Mountain Wildlife Refuge, conducted a PowerPoint presentation on the Sheldon National Wildlife Refuge. A copy of the presentation and the Sheldon National Wildlife Refuge Planning Update 1 brochure was placed on file with the Clerk.

Mr. Steblein emphasized that the greatest threat to the refuge’s ecosystem was burros and horses. He advised that the refuge’s Comprehensive Conservation Plan was a three-year process which started in 2008 and would have numerous public reviews. He said its focus would be on the refuge’s purpose and mission.

Mr. Steblein stated he welcomed any input the Board might have and suggested they come for a tour. Chairman Larkin felt a tour was a fantastic idea. Melanie Foster, Legal Counsel, replied a tour was possible, but a tape recorder would be needed to make a record. Chairman Larkin asked about the best time to visit the refuge. Mr. Steblein said March and April were best for seeing Sage Grouse and May was best for seeing song birds. Chairman Larkin suggested scheduling a tour for May or June to see the refuge firsthand.

Commissioner Galloway asked what it would take to manage the burros and horses. Mr. Steblein replied the challenge was to keep their numbers from continuing to grow. He acknowledged some people wanted to leave the burros and horses untouched and unmanaged; but policy stated there should be zero horses and burros on the refuge, which would be expensive to accomplish. He said a range of options were being looked at to drastically reduce their numbers, but any amount of horses and burros would require management. He explained there was a huge investment in facilities to manage the current program and a reduction in horses and burros population was the key area that needed to be looked at. Commissioner Galloway asked what it would mean to not manage the horses and burros. Mr. Steblein replied the horses and burros were non-native wildlife and the policy stated there should not be any of them in the refuge. Commissioner Galloway stated he was trying to understand the jargon. He asked if managing antelope meant to protect and enhance them. Mr. Steblein said that was the purpose of the refuge. Commissioner Galloway asked if the objective was not to promote and accommodate horses and burros. Mr. Steblein stated it was to manage their populations. He explained the refuge’s ecosystem evolved without the presence of large herbivores like horses. Commissioner Galloway acknowledged it was a heartbreaking choice because the horses were so visible and so popular, but it was true only so many creatures could be supported in any given area.

There was no public comment.

**08-1232      AGENDA ITEM 12 – REGIONAL PARKS AND OPEN SPACE**

**Agenda Subject: “Recommendation to approve proposed 2009 Regional Parks and Open Space Fees and Charges Schedule--Regional Parks and Open Space. (All Commission Districts.)”**

Al Rogers, Assistant Director, discussed the public process as outlined in the staff report dated November 5, 2008 under the topic “Previous Actions.” He conducted a PowerPoint presentation, which was placed on file with the Clerk, regarding the fees and charges policy, the program cost recovery process, the fee and charges overview, the 2009 General Fund and May Center fee highlights, the comparative market analysis, the 2009 Golf Fund fee highlights, the golf fund fees and charges, and the golf rate comparative market analysis.

Commissioner Jung asked how individual rounds of golf were measured. Mr. Rogers replied the rounds were tracked by the point-of-sale system whether it was a walk up, a season pass, or a multi-ticket round. Commissioner Jung said that would not indicate if all the holes were played. Mr. Rogers said typically in the golf industry even if play was not completed it was still considered to be an 18-hole round. Commissioner Jung asked what the annual Golden Passes cost. Mr. Rogers replied they were \$258.75 and were only sold to current pass holders. Commissioner Jung asked how much a round of golf would cost at Sierra Sage if a Golden Pass was not purchased. Mr. Rogers said there was no walk up rate for holders of Golden Passes, but the rate in the proposal was \$23 a round.

Commissioner Jung asked Mr. Rogers about the demographics for the Sierra Sage Golf Course versus the Washoe Golf Course in terms of age. Mr. Rogers felt if staff drilled down into the data base that data could be found, but he felt the demographics were very similar with the distinguishing difference being volume.

Commissioner Weber noted when these Golden and Golden Plus passes came up in the past they were grandfathered. She asked Mr. Rogers to explain the differences in the passes. Mr. Rogers discussed the different age thresholds for the Senior, Golden, and Golden Plus passes. He noted there were 49 Golden Plus passes and 12 Golden passes.

Commissioner Galloway asked if there was any justification for why Sierra Sage was approximately 20 percent less expensive than Washoe. Doug Doolittle, Regional Parks and Open Space Director, explained the number of rounds at Sierra Sage was significantly lower than those at Washoe. He advised there was an attempt to make Sierra Sage one of the lower cost courses in the region, which worked to bring its numbers up a couple of hundred rounds, but it had not closed the gap completely. He advised there was no way to make year-to-year comparisons because weather conditions

dictated the length of the golf season. Commissioner Galloway asked how many rounds were played at Sierra Sage. Mr. Doolittle replied 25,000 rounds were played so comparatively a 200 round increase was almost nothing. He indicated that, based on the current market, a shift to a comparable rate with Washoe would diminish rounds. Commissioner Galloway asked if the seniors did not play at all, how many rounds would be lost. Mr. Rogers replied 5,500 rounds would be lost. He said staff's analysis predicted around a 40 percent attrition rate if those players were placed into a different product. Commissioner Galloway said if 5,500 rounds were lost, what would that do to the cost per round. Mr. Rogers said it would drive up the cost, but he did not know how much. Commissioner Galloway said he was worried raising rates or reducing the discount would reduce the volume.

Commissioner Galloway said he more or less agreed with the proposal because the subsidy needed to be reduced, but he wanted to hear from the public.

Commissioner Weber said the Sierra Sage Golf Course was located in a lower social-economic area and it was 10 miles outside of town. She felt keeping the rates lower would keep people coming to play golf. She suggested giving businesses near the course a reduced rate to lure them in and to advertise at the North Valleys Regional Park. Mr. Rogers replied reaching out to local businesses was done at both golf courses this spring, which met with limited success; but staff had not given up on that idea. He noted as much cross promotion as possible was done at all the parks.

Commissioner Weber suggested because the Colds Springs area was just over the hill from the golf course, there should be signage on Highway 395 showing the location of the course. Mr. Doolittle replied that staff requested that signage be placed on Highway 395 twice and was denied both times by the Nevada Department of Transportation (NDOT), but staff would keep trying. Commissioner Jung suggested talking to the legislators and asking them to put the heat on NDOT.

Commissioner Humke asked if the Rancho San Rafael rental rooms were being taken out of service. Mr. Rogers explained staff was streamlining the room rentals so the process was not so piecemeal, which in some cases lead to a reduction in rates. Commissioner Humke asked about the photography permit fee. Mr. Rogers advised there had not been any event that warranted that fee. Mr. Rogers explained typically professional photographers bought an annual permit because they wanted to shoot at a specific location year round.

**5:37 p.m.** Commissioner Weber temporarily left the meeting.

In response to the call for public comment, Bonnie Foard said she was prefacing her request on behalf of all of the members of the Washoe County Golf Council of which she was Chairperson and as a member and representative to the Reno Women's Golf Board of Directors. She discussed the Golden and Senior passes and asked that they be continued for the remaining pass holders who had paid for them faithfully since their inception.

Shirley Canale stated she was the Golf Council representative from the Sierra Sage Women's Golf Club and one of the holders of an annual pass. She discussed the Open Space and Regional Parks Commission meeting and the Golf Council actions on September 25, 2008. She said she came up with a new schedule after discussions with seniors and Club and Council members, which she submitted at the Golf Council meeting of November 13, 2008 and which she forwarded to a member of the Open Space and Regional Parks Commission and Commissioner Jung. She discussed her proposal. She felt it would not completely balance the courses' expenses, but would come closer than if seniors did not play at all. She said County golf courses were an important asset to local residents.

Jan Warwick said she started buying an annual pass in 1979 and she was typical of the annual pass holders 75 and above. She stated she suffered a serious health issue in 2004 but still paid for her pass even though she could not use it because she was promised a reduced rate at age 75 as long as she renewed it every year. She asked the Board to consider the other options proposed instead of rescinding the passes. She said to rescind the passes would be going back on a promise of 30 plus years.

**5:48 p.m.** Commissioner Weber returned to the meeting.

Chairman Larkin closed the public comment period.

Mr. Rogers said the intent in establishing the fees was not to disenfranchise any demographic but to address the subsidies. He noted the change would only affect 63 pass holders.

Commissioner Weber asked how many of the Golden and Golden Plus pass holders paid faithfully every year for their pass. Mr. Rogers said the pass holder had to pay for it every year since 1993 or they would lose the privilege.

After further discussion regarding the breakdown of pass holders by age, Commissioner Galloway asked Ms. Canale to clarify her schedule versus that of the Golf Council. Ms. Canale stated she added a 50 percent increase to the Golden Pass and a 10 percent increase to the regular and senior annual passes. She noted the Golf Council proposal was a 50 percent increase for all of the passes. Commissioner Galloway commented Ms. Canale's proposal was less than that of the Golf Council. Ms. Canale felt it would be unreasonable to raise the senior annuals 50 percent because the seniors paid \$1,100 last year and it would cost \$38 a round if they only played 40 rounds.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that the general fee schedule without the golf fees be approved.

Commissioner Galloway said the passes did not depend on the golf course and they should be considered first. He felt the senior annual pass holders were promised

a deal if they paid every year, and he favored the Golf Council's proposal as listed on the schedule.

Commissioner Jung said she agreed in principal and she understood what staff was trying to do. She agreed that the rates should be raised, but the senior's reduced rates should not be eliminated entirely to get there. She felt trying to reduce the subsidy on the backs of 63 senior pass holders seemed unfair, and it would look like the Board was going back on its word.

On motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that the Golf Council proposal be adopted.

Mr. Rogers asked for clarification because the Golf Council recommendation called for an increase of 50 percent with a cap of 40 annual plays. Commissioner Galloway said he assumed the plays were unlimited, and he had not meant to include the limit in his motion.

Commissioner Galloway amended his motion to grant the pass holders the same privileges they had in 2008, but at a 50 percent higher price for the three categories of pass holders. Commissioner Weber agreed with the amendment. The motion passed unanimously.

Mr. Rogers asked for clarification on the Golden and Golden Plus Passes because the recommendation was to eliminate them or roll them into the senior rate, and he discussed the Golf Council's recommendation. Commissioner Galloway said he was referring to the left column of the 2008 Fee Schedule, that showed the Regular Annual, Senior Annual, and Golden Annual and increasing them 50 percent with no restrictions on the number of rounds. Mr. Rogers asked for clarification on the multi-play tickets for the Golden and the Golden Plus Passes because the recommendation was to eliminate them and to only have a senior product. Commissioner Galloway said he was only dealing with the grandfathered passes. Chairman Larkin said the discussion was only on the Regular Annual, Senior Annual, and Golden Annual.

On motion by Commissioner Humke, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the non-grandfathered portion of the staff recommendation be approved.

**6:02 p.m.** The Board convened as the Board of Trustees for the South Truckee Meadows General Improvement District

**6:10 p.m.** The Board reconvened as the Board of County Commissioners.

**Agenda Subject:** “Acknowledge receipt of Washoe County Comprehensive Annual Financial Report (CAFR), auditor’s report and report on internal control for Fiscal Year ended June 30, 2008 as presented and authorize Comptroller’s Office to proceed with distribution of the CAFR for public record as required by law-- Finance/Comptroller. (All Commission Districts.)”

Katy Simon, County Manager, advised the Comprehensive Annual Financial Report (CAFR) for Fiscal Year ending June 30, 2008 had been presented to the Internal Audit Committee.

Trish Gonzales, Comptroller, conducted a PowerPoint presentation, which was placed on file with the Clerk, summarizing the CAFR. She advised that the County received an unqualified opinion and the County’s position remained stable even during the current financial situation. She noted the audit of federal grants was done separately and would be submitted to the Board at a later date. She said by acknowledging receipt of this report, the Board was authorizing augmentation to the current year’s budget for commitments existing on June 30th from encumbrances and reserves related to unperformed contracts.

Chairman Larkin asked for an explanation regarding the reduction in materiality. Ms. Gonzales explained for each fund that was audited, the auditors looked at items they would normally pass on because they were not very material to the fund. She said the decision was based on a certain percentage of the fund balance, which depended on the type of fund. Felicia O’Carroll, Kafoury Armstrong & Company Partner, explained using the new risk assessment standards and taking into account the embezzlement when assessing risk, resulted in a significant reduction in the materiality level. She said the reduction in materiality meant looking at a fund’s activity in greater detail than was previously done.

Chairman Larkin said total cash was reported as \$453 million and the unrestricted governmental funds as \$25 million, and he asked about the difference. Ms. Gonzales stated 95 percent of the cash had spending constraints. Chairman Larkin asked if the \$25 million in unrestricted was a reasonable figure for the County. Ms. Gonzales replied it was very low. Commissioner Galloway said the problem with the small amount that was truly unrestricted was the County was working on a very slim margin of allowable error. He asked how it could be increased. John Sherman, Finance Director, said that would be looked at in Agenda Item 18, Update on Fiscal Year 2008/09 Budget.

Commissioner Weber asked Ms. Gonzales to explain how much of the increase in expenses was attributed to personnel costs. Ms. Gonzales explained personnel costs increased 5 percent, but remained under budget due to the freezing of positions.

Ms. O’Carroll said there were two findings this year, which were noted as significant deficiencies in the County’s internal control system. She explained one

deficiency was related to a change in how depreciation was handled. She said when the change was made some items were entered incorrectly causing depreciation to be understated by \$2 million. She noted a journal entry needed to be made to correct that error. She said any time an external auditor required a material journal entry be made it was automatically deemed a significant deficiency in internal controls under the new risk assessment standards. She advised this was an isolated incident, which had never occurred before; but she noted the SAP system made it difficult to take assets off and to put them back on. She said the other item that was a serious deficiency in the County's internal control was related to the embezzlement. She stated based on the size and on the fact it was caught by County employees in the normal course of doing their work, it was deemed a significant deficiency opposed to a material weakness. She said regarding statute compliance, there were a number of items listed and all but one was covered under the exceptions to the over-expenditure category. She advised the item that needed action was the reduction of the Enhanced 911 Fund because the fund balance was too high.

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Galloway, which motion duly carried, it was ordered that Agenda Item 7B be acknowledged and authorized.

**6:30 p.m.** The Board took a temporary recess.

**6:43 p.m.** The Board reconvened with Commissioner Weber absent.

**BLOCK VOTE – AGENDA ITEMS 13, 14, 15, 16, AND 17**

**6:45 p.m.** Commissioner Weber returned to the meeting during the discussion which items to include in the block vote.

**08-1234 AGENDA ITEM 13 – FINANCE**

**Agenda Subject:** “Recommendation to approve and execute a resolution of intent, proposing the issuance of, and authorizing the publication of notices relating to General Obligation (limited tax) building bonds (additionally secured by pledged revenues) Series 2009 in the maximum principal amount of \$10,000,000 for the purpose of financing the building projects, including the Sparks Justice Court; providing the manner, form and contents of the notices thereof; providing other matters properly related thereto; and providing the effective date hereof--Finance. (Commission Districts 4 and 5.)”

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 13 be approved, authorized,

and executed. The Resolution for same is attached hereto and made a part of the minutes thereof.

**08-1235      AGENDA ITEM 14 – PURCHASING**

**Agenda Subject: “Recommendation to approve professional services engagement with Kafoury, Armstrong & Company to perform County-wide Independent Audit Services, including the new risk assessment auditing standards, for Fiscal Year 2007/08 [\$131,000] pursuant to the letter of understanding for same dated March 11, 2008--Purchasing. (All Commission Districts.)”**

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 14 be approved.

**08-1236      AGENDA ITEM 15 – PURCHASING**

**Agenda Subject: “Request for authorization to join on the Western States Contracting Alliance (WSCA) Request for Proposal FV7901 through the State of Nevada for Tires, Tubes & Services on behalf of the Equipment Services Division of Washoe County Public Works for the duration of the contract period through February 28, 2009 and any extension period granted by WSCA [estimated Washoe County will spend approximately \$230,000 for Tires, Tubes and Services in Fiscal Year 2008/09--Purchasing. (All Commission Districts.)”**

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 15 be authorized.

**08-1237      AGENDA ITEM 16 – DISTRICT COURT**

**Agenda Subject: “Recommendation to authorize the Chairman to Execute a Professional Services Agreement for Drug/Alcohol Rehabilitation Services for Adult Drug Court between Washoe County (through District Court) and Bristlecone Family Resources [\$275,052] for the period January 1, 2009 to June 30, 2009--District Court. (All Commission Districts.)”**

Commissioner Humke commented this item was a renewal of a contract and the money came from the State, but it contained a 5 percent cost of living adjustment (COLA). He asked if that exceeded the general cost of living increase provided to the County’s employee groups. Katy Simon, County Manager, said it did but it might also include other things. Commissioner Humke felt it was a policy question because, if the County had a policy and was trying to control the budget, should contractors be asked to do general parity. He asked if the court employees had the same COLA increase. John

Sherman, Finance Director, said this was a private contractor and not court employees. He stated the Board set the policy that set wages and that policy included the judiciary. Commissioner Humke advised he was not trying to undo this contract, but felt this might be a good time to set policy. Chairman Larkin agreed it was a good idea going forward from this contract to have the contract administrators identify the County's stance on COLA's.

Ms. Simon said this contract included random drug testing and there could be other features of the contract that might not be directly labor related that could account for higher COLA rates. Commissioner Humke said he did not see how supplies and equipment costs could be negotiated, but the labor costs could be. Chairman Larkin felt it was worth bringing back and having a policy discussion.

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 16 be authorized and executed.

**08-1238      AGENDA ITEM 17 – DISTRICT COURT**

**Agenda Subject: “Recommendation to accept Felony DUI Court Treatment Program Grant Award [\$100,000 with an in-kind soft match of \$35,790] from Nevada Department of Public Safety - Office of Traffic Safety retroactively for the period October 1, 2008 through September 30, 2009; and if accepted, direct Finance to make necessary budget adjustments--District Court. (All Commission Districts.)”**

There was no response to the call for public comment.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 17 be accepted and directed.

**08-1239      AGENDA ITEM 18 – FINANCE**

**Agenda Subject: “Update on Fiscal Year 2008/09 Budget and possible direction to staff--Finance. (All Commission Districts.)”**

John Sherman, Finance Director, conducted a PowerPoint presentation on the Fiscal Year 2008-2009 Budget update that included information on the Budget condition, consolidated tax and its history, property tax, total revenue and expenditures estimate, sources and uses, structural challenge, reduction approach, and reduction strategies. A copy of the presentation was placed on file with the Clerk.

Chairman Larkin asked if the delinquencies in property taxes by developers were accelerating. Mr. Sherman confirmed that for owners of 10 or more parcels the delinquencies were up around 280 percent.

Mr. Sherman emphasized that to balance the budget and to inject enough cash into the General Fund, a transfer was made of \$8.8 million from the Health Benefits and Risk Management Funds to bring their reserves down to what the actuary recommended. He said that money would no longer be available July 1, 2009 because that was a one-time event. He noted without that transfer the General Fund's ending balance would have been around 4.9 percent, which was not workable on a cash flow basis. He stated spending would need to be reduced \$9.8 million to have sufficient cash available at the beginning of Fiscal Year 2009/2010.

Mr. Sherman requested the Board provide staff with direction and guidelines to develop a process to focus on program reduction priorities that could also be used to develop the 2009/2010 budget. He proposed coming back to the Board on January 13, 2009 with a budget reduction plan so there would be half a fiscal year for those reductions to take affect. He explained because of the uncertainty about the economy, the County had to be ready to make adjustments on a month-to-month basis.

Commissioner Galloway asked why the incremental approach was not working. Mr. Sherman said it was getting to the point where specific programs needed to be looked at rather than just trying to do more with fewer resources. Commissioner Galloway said a program approach did not seem to be consistent with saying departments would be reduced in the same proportion as they were last time. Mr. Sherman stated he understood the contradiction in those two things, but there was a real bottom-line number that had to be hit.

Commissioner Galloway said because a department could not eliminate half of a program, the whole program would be eliminated. He indicated that would then overshoot the reduction the department needed to make, which the department would be reluctant to do because they would be overdoing their share. He asked if there was something the department would be offered in return. Mr. Sherman said the Board would have to make a policy decision whether or not to go for the full program reduction that would place a department above its target and what to do about reductions for the Public Defender and Alternate Public Defender that the Supreme Court would have to agree to. He said staff was trying to quantify, as a starting point, how to start having that dialogue. He recommended not overshooting the needed savings.

Chairman Larkin said the character of the next budget cycle would be to shift from incremental departmental adjustments to programmatic reviews of recommended departments and the departments would then come to the Board with reduction recommendations on what were not core County services. Mr. Sherman said Finance and County administration would work with the departments on putting those pieces together.

Mr. Sherman said the recommended schedule would have the reduction plan coming back to the Board in January to set up for the budget hearings in March.

Katy Simon, County Manager, said staff was putting together a web site to gather employee suggestions and reported there was a meeting with the Employee Associations scheduled. She indicated staff also wanted to solicit suggestions from the public. She concurred cutting programs would be necessary, but other structural changes could be made in some cases, such as outsourcing some services currently done in house at a lower cost rather than eliminating them.

Mr. Sherman indicated staff had its direction. No further action was taken on this item.

**08-1240      AGENDA ITEM 19**

**Agenda Subject: “Discussion and possible appointment of a regular member and alternate member to the Washoe County Board of Equalization with terms to expire June 30, 2009. (All Commission Districts.)”**

Commissioner Jung said because the resignation was by a member in her district, she would like to appoint James Brown as the regular member and Philip Horan as the alternate member to the County Board of Equalization (CBOE).

Commissioner Weber asked if the appointments could be left open longer to see if any additional applications would be received. Chairman Larkin said it was advertised for 15 days in the newspaper and all of the applicants on file for the last year were called. He noted the two applications were all that was received. Commissioner Weber stated she had never heard these openings mentioned at any Citizen Advisory Board (CAB) or Neighborhood Advisory Board (NAB) meetings, which she felt would have been an opportunity to notify constituents who were typically involved in the government process.

Katy Simon, County Manager, confirmed the County CBOE had to be ready to go by February 1st and the members needed to be trained. She said the openings were posted on the County’s web site. Commissioner Galloway suggested making these appointments and soliciting for a second alternate.

Amy Harvey, County Clerk, indicated there was an organizational meeting scheduled for the beginning of December and there was discussion with the CBOE Chairman about starting the hearings in the middle of January 2009.

Commissioner Galloway said the position needed to be filled, and he had no problem with the candidates’ qualifications, but he felt it would be prudent to have another alternate. Commissioner Weber suggested telling people at the CAB’s and NAB’s to submit an application if they were interested instead of advertising the openings.

On motion by Commissioner Jung, seconded by Commissioner Humke, which motion duly carried, it was ordered that James Brown be appointed as the regular

member and Philip Horan be appointed as the alternate member with terms to expire on June 30, 2009.

**08-1241      AGENDA ITEM 21**

**Agenda Subject: “Recommendation to review the applications and scoring results from the screening committee for the Social Services Director recruitment and select candidates to be interviewed by the Board--Human Resources. (All Commission Districts.)”**

John Berkich, Assistant County Manager, discussed the numerical ranking of the 36 candidates for the Social Services Director position.

Commissioner Humke said he came up with a group of 10 names that were similar to those on Mr. Berkich’s list. He explained he first looked at the rankings and then to see if they met Nevada’s social worker licensure requirements. He disclosed he had a Master’s Degree in Social Work, and he felt it was especially important for the Director of the Social Services Department to have met the Nevada licensure requirements. He said once he corrected his list for having that licensure, he was left with six names.

Commissioner Jung said the Board directed staff on August 19th to advertise the position regionally with an emphasis on western counties that had similar demographics to Washoe County, but she noted applications were received from Florida and Kansas. Mr. Berkich said the direction was followed regarding advertising, but the ads went on the wire and the Internet and staff did not want to eliminate any qualified candidates.

Commissioner Jung said she narrowed her selection to three candidates. She said they met the licensure requirements and they were somewhat local, which she felt was important considering travel expenses had to be paid and there was a relocation package offered.

Commissioner Galloway asked about what a “no” regarding the licensure requirements meant. Mr. Berkich stated a “no” indicated, at this time, that they were not necessarily qualified to seek a license. Commissioner Galloway said if the “no” involved pursuing a degree, getting that degree would take time, but if it was a small technical issue, he could be flexible. Mr. Berkich stated in the ad, it was stated a license to practice social work was desired. He noted some of the top ranked candidates had outstanding experience, but did not have the requisite degree in social work.

Commissioner Galloway agreed with Commissioner Jung that the chances of retaining a person if they were not from a similar environment were less. He stated he liked idea of taking out of the top tier those that were local. Commissioner Jung confirmed her candidates were in the top tier.

Commissioner Humke suggested an alternate approach would be to send out invitations to the top six with the licensure and to not pay travel. He said if someone wanted to get here to interview for a good paying job, they would get here. Commissioner Galloway asked if there was a commitment to pay for travel for interview expenses. Mr. Berkich said it was not advertised that expenses for the interview would be paid for. He advised it was suggested that it could be a possibility if it was necessary.

Commissioner Galloway advised he wanted to know what the candidates' expectations were regarding the rate of pay during the interview process.

Mike Capello, Social Services Director, concurred with the Board that the licensure was an important piece of the resume for a Director of Social Services in Nevada. He said the department tried at many levels to relay the importance of licensure, but was forced in some circumstances to hire people with like degrees. He noted they did not receive the same level of pay nor could they become supervisors of social workers if they did not have a Social Work degree.

Commissioner Humke asked if a degree in Psychology or Sociology was licensable in Nevada. Mr. Cabello replied it was not because the individual had to graduate from an accredited social work program.

Commissioner Galloway read the names of the top candidates who would be invited for an interview: Patrick Kevin Schiller, Robin Landry, William Rose, Christopher Sorensen, Carla Drescher, and Otto Lin. He said they all had a yes under licensure and were the highest six individuals.

On motion by Commissioner Jung, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the following individuals be interviewed for the position of Social Services Director: Patrick Kevin Schiller, Robin Landry, William Rose, Christopher Sorensen, Carla Drescher, and Otto Lin.

After discussion regarding possible dates, Katy Simon, County Manager, suggested conducting the interviews on December 16, 2008. Chairman Larkin requested it be first on the agenda, each individual would be given five minutes for opening statements, and there would be one question each from the Commissioners. He said if the Commissioners had their own questions, they could submit them to Mr. Berkich or Ms. Simon in advance. Commissioner Galloway said staff in the past prepared a list of 10 suggested questions that a Commissioner could use or could modify slightly.

Commissioner Humke extended the Board's thanks to the raters.

**08-1242      AGENDA ITEM 23 – REPORTS/UPDATES BY COMMISSIONERS**

**Agenda Subject: “Reports/updates from County Commission members concerning various boards/commissions they may be a member of or liaison to (these may include, but not be limited to, Regional Transportation Commission, Reno-Sparks**

**Convention & Visitors Authority, Debt Management Commission, District Board of Health, Truckee Meadows Water Authority, Organizational Effectiveness Committee, Investment Management Committee, Citizen Advisory Boards).”**

Ms. Simon clarified there was a Small Scale Residential Wind Energy Educational Workshop tomorrow night at 5:30 p.m. in the County Commission Chambers. She advised the Warm Springs proposal was scheduled for November 25, 2008 at 7:30 p.m. at the Lazy Five Regional Park in Spanish Springs.

Commissioner Humke said the Regional Transportation Commission (RTC) meeting would be at 6:00 p.m. on Friday. He advised the major issue before the Commission was the Southeast Connector.

Commissioner Humke stated there was a meeting on November 13, 2008 where \$2.77 million from the Indigent Accident Fund was distributed to approximately 25 facilities that applied on behalf of 25 indigent individuals who were in accidents and were unable to pay their hospital bills. He discussed legislative action that set up this fund. He advised in rural areas, a community would die if its hospital closed, and one way to close a small town hospital that was already marginal would be to not deal with indigent accident costs. He said he brought this up because there were Legislators eyeing this fund.

Commissioner Weber stated the Reno-Sparks Convention and Visitors Authority (RSCVA) meeting would be held on Thursday and, as part of Thursday’s meeting, the Atlantis Hotel and Casino’s Skywalk dedication would be held.

Commissioner Weber requested that the Commissioners who serve on the RTC consider having an agenda item in December regarding a presentation by the Village Green residents. Chairman Larkin replied he was sure it was on December’s agenda. Commissioner Weber discussed why they wanted to be presenters versus speaking during public comment.

**08-1243      AGENDA ITEM 24**

**Agenda Subject: “Possible Closed Session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220.”**

There was no closed session.

**COMMUNICATIONS AND REPORTS**

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

**08-1244**      Federal Technology Transfer Act (FTTA) Agreement between the National Risk Management Research Laboratory and the South Truckee Meadows General Improvement District, entitled “Demonstration of

Arsenic Removal Technologies for Small Systems, dated May 4, 2004.”  
(STMGID Trustees Meeting March 23, 2004, Item 04-11STM)

- 08-1245** Notice of Completion, Horizon Hills Water Storage Tank No. 2, PWP-WA-2006-252, dated July 1, 2008, from the Washoe County Department of Water Resources to the Nevada State Labor Commission.
- 08-1246** Treasury Consulting Services Agreement between Washoe County and PFM Asset Management LLC, authorizing consulting services, dated April 22, 2008. (BCC Meeting April 22, 2008, Item 08-379)
- 08-1247** Notice of intent to prepare an Environmental Impact Statement and Land and Resource Management Plan Amendment for the proposed Ruby Pipeline Project, request for comments on environmental issues, and notice of public scoping meetings, from the United States Federal Energy Regulatory Commission, dated September 26, 2008.
- 08-1248** Washoe County Assessor’s 2008/09 Change Log, pursuant to NRS 361.310(4), dated October 13, 2008.

**08-1249**      **REPORTS – MONTHLY:**

- A. Washoe County Clerk of the Court, fee collections for September 2008.

**08-1250**      **REPORTS – QUARTERLY:**

- A. Washoe County School District, financial report for the fourth quarter of fiscal year 2007-08, ending June 30, 2008.
- B. Washoe County Clerk of the Court, fees collected for the quarter ending September 30, 2008.
- C. Gerlach General Improvement District, Economic Report for the quarter ending September 30, 2008.
- D. Grand View Terrace General Improvement District, financial statements for the quarter ending September 30, 2008.
- E. Office of the Constable, Incline Village/Crystal Bay Township, report of revenues received for the quarter ending September 30, 2008.
- F. Justice’s Court, Sparks Township, report of revenues received for the quarter ending September 30, 2008.

G. Washoe County Sheriff, report of civil fees and commissions for the quarter ending September 30, 2008.

**08-1251      REPORTS – ANNUAL:**

A. Carson-Truckee Water Conservancy District, financial statements and supplementary information for the year ended June 30, 2008.

\*   \*   \*   \*   \*   \*   \*   \*   \*   \*

**7:45 p.m.**      On motion by Commissioner Jung, seconded by Commissioner Humke, which motion duly carried, it was ordered the meeting be adjourned.

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**ROBERT M. LARKIN**, Chairman  
Washoe County Commission

**ATTEST:**

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

*Minutes Prepared by:  
Jan Frazzetta, Deputy County Clerk*

*Clerk*

## RESOLUTION

**WHEREAS**, David A. Funk has served as Chairman of the Washoe County Organizational Effectiveness Committee (OEC) since January 2006; and

**WHEREAS**, During the two terms served on the OEC, beginning February 2003 and in 2006, Dave Funk's leadership encouraged and enhanced effectiveness throughout the County organization and other agencies; and

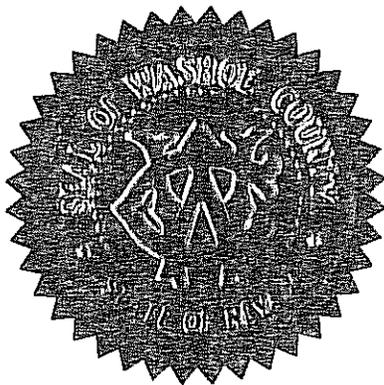
**WHEREAS**, David Funk's commitment and dedication have made him trusted, respected and appreciated by Washoe County Commissioners, staff, and the Washoe County Organizational Effectiveness Committee members; and

**WHEREAS**, David A. Funk, through his commitment, dedication and support of staff, has supported such important projects as budget and cost containment strategies, Washoe County's financial system upgrade to the SAP System, Charting Our Course.. Investing in Our Future Initiative, functional efficiencies within and outside of the organization, Performance Management and Measurement System, Internal Audit Committee, an update of the Washoe County OEC mission and the Community Leadership Forum; and

**WHEREAS**, The mission of the Organizational Effectiveness Committee is to share knowledge and best practices to build a better Washoe County organization; now, therefore, be it

**RESOLVED**, That Washoe County Board of Commissioners extends its sincere appreciation to David A. Funk for his admirable leadership and dedication and the Board also wishes Dave success and satisfaction in his future endeavors, both personal and professional.

**Adopted**, this 18th day of November 2008.



*Robert M Larkin*  
Robert M. Larkin, Chairman  
Washoe County Commission

*08-1214*

*1*

# RESOLUTION

WHEREAS, Washoe County's Emergency Management and Homeland Security Office worked closely with regional partners (the Cities of Sparks and Reno, the University of Nevada Reno and the Washoe County School District) to develop a response framework for regional disasters; and

WHEREAS, Washoe County is required to establish an emergency management plan as stipulated by the Civil Defense Act of 1950, the Robert T. Stafford Disaster Relief and Emergency Assistance Act and Amendments (P.L. 93-288, as amended by P.L. 100-707), The National Response Framework (January 2008), Homeland Security Presidential Directive 5: Management of Domestic Incidents, Homeland Security Presidential Directive 8: National Preparedness, the National Incident System (NIMS) and Nevada Revised Statute, Chapter 414; and

WHEREAS, The Washoe County Emergency Management Administrator and partnering Emergency Managers have created a plan that satisfies the requirements and meets the guidelines as published by the Federal Emergency Management Agency; and

WHEREAS, The Washoe County Regional Emergency Operations Plan supersedes the Washoe County EOC Guidebook and Checklists revised August, 2004, provides guidance for emergency response and management and represents a consensus by the Regional Emergency Managers upon which to base future planning and training; and

WHEREAS, The Regional Emergency Operations Plan is a living document; now, therefore, be it

RESOLVED, That the Washoe County Board of Commissioners, on behalf of the residents of Washoe County, adopt the Washoe County Regional Emergency Operations Plan (REOP) and further direct that the County Emergency Manager periodically update the plan to ensure that it remains timely and relevant.

ADOPTED this 18<sup>th</sup> day of November, 2008.

*Robert M Larkin*

Robert M. Larkin, Chairman

ATTEST:



08-1227

174 (2)

**COOPERATIVE AGREEMENT AMONG THE STATE OF NEVADA  
AND LOCAL JURISDICTIONS**

An Agreement Among the State of Nevada  
Acting By and Through Its  
Department of Public Safety  
Division of Emergency Management (DEM)  
2478 Fairview Drive  
Carson City, Nevada 89701  
(775) 687-0300, Fax (775) 687-0322

AND

The Seventeen Counties of the  
State of Nevada as listed in the signature pages,

WHEREAS, NRS 277.110 authorizes any two or more public agencies or governmental entities to enter into agreements for joint or cooperative action; and

WHEREAS, it is deemed that the cooperative action set forth below among the parties is in the best interests of the State of Nevada;

NOW, THEREFORE, in consideration of the aforesaid premises, the parties mutually agree as follows:

1. REQUIRED APPROVAL. This Agreement shall not become effective until and unless approved by appropriate official action of the governing body of each party.
2. DEFINITIONS. "State" means the State of Nevada and any state agency identified herein, its officers, employees and immune contractors as defined in NRS 41.0307.
3. AGREEMENT TERM. This Agreement shall be effective upon approval through the Department of Homeland Security Federal Fiscal Years of 2007, 2008, 2009 and 2010 as they apply to its grants provided to the State Administrative Agency (SAA), the Department of Public Safety, Division of Emergency Management unless sooner terminated by any of the parties as set forth in this Agreement.
4. TERMINATION. This Agreement may be terminated by any of the parties prior to the date set forth in paragraph (3), provided that a termination shall not be effective until 30 days after a party has served written notice upon the other parties. This Agreement may be terminated by mutual consent of all parties or separately and severally by any of the parties without cause. However, if any of the seventeen counties withdraws or terminates its interest in this Agreement, this Agreement shall remain in full force and effect for all other parties. The parties expressly agree that this Agreement shall be terminated immediately, if, for any reason, federal funding, the main premise of this is withdrawn, or substantially impaired.
5. NOTICE. All notices or other communications required or permitted to be given under this Agreement shall be in writing and shall be deemed to have been duly given if delivered personally in hand, by telephonic facsimile with simultaneous regular mail, or mailed certified mail, return receipt requested, postage prepaid on the date posted, and addressed to the other parties at the addresses set forth herein.
6. INCORPORATED DOCUMENTS. The parties agree that the scope of the cooperative action shall be specifically described in accordance with State Administrative Manual § 0308.0; this Agreement incorporates the following attachment:

08-1-2008

**ATTACHMENT AA: SCOPE OF COOPERATIVE AGREEMENT AND ACTION**

7. ASSENT. The parties agree that the terms and conditions listed on the incorporated attachment of this Agreement are also specifically a part of this Agreement and any limitations expressly provided.

8. INSPECTION & AUDIT.

a. Books and Records. Each party to this Agreement hereby agrees to keep and maintain under general accepted accounting principles full, true and complete records, agreements, books, and documents as are necessary to fully disclose to the State or United States Government, or their authorized representatives, upon audits or reviews, sufficient information to determine compliance with all state and federal regulations and statutes.

b. Inspection & Audit. Each party further agrees that the relevant books, records (written, electronic, computer related or otherwise), including, but not limited to, relevant accounting procedures and practices of the party, financial statements and supporting documentation, and documentation related to the work product shall be subject, at any reasonable time, to inspection, examination, review, audit, and copying at any office or location where such records may be found, with or without notice by the State Auditor, the Nevada State Attorney General's Office or its Fraud Control Units, DEM auditors and with regard to any federal funding, the relevant federal agency, the Comptroller General, the General Accounting Office, the Office of the Inspector General, or any of their authorized representatives.

c. Period of Retention. All books, records, reports, and statements relevant to this Agreement must be retained a minimum three years and for five years if any federal funds are used in this Agreement. The retention period runs from the date of termination of this Agreement. Retention time shall be extended when an audit is scheduled or in progress for a period reasonably necessary to complete an audit and/or to complete any administrative and judicial litigation which may ensue.

9. INDEPENDENT PUBLIC ENTITIES. The parties are associated with each other only for the purposes and to the extent set forth in this Agreement, each party is and shall be a public entity separate and distinct from the other parties and, subject only, to the terms of this Agreement.

10. PUBLIC RECORDS. Pursuant to NRS 239.010, information or documents may be open to public inspection and copying. The parties will have the duty to disclose unless a particular record is made confidential by law or a common law balancing of interests.

11. CONFIDENTIALITY. Each party shall keep confidential pertaining to this Agreement all information, in whatever form, produced, prepared, observed or received by that party to the extent that such information is confidential by law or otherwise required by this Agreement.

12. PROPER AUTHORITY. The parties hereby represent and warrant that the person executing this Agreement on behalf of each party has full power and authority to enter into this Agreement and that the parties are authorized by law to engage in the cooperative action set forth in paragraph (6).

13. GOVERNING LAW; JURISDICTION. This Agreement and the rights and obligations of the parties hereto shall be governed by, and construed according to the laws of the State of Nevada.

14. SEVERABILITY. If any provision contained in this Cooperative Agreement among public entities is determined to be unenforceable by a court of law or equity, this Cooperative Agreement among public entities shall be construed as if such provision did not exist and the nonenforceability of such provision shall not render any other provision or provisions of this Cooperative Agreement among public entities unenforceable.

DR-1228

DEM Coop Agreement DHS Funds

15. ENTIRE AGREEMENT AND MODIFICATION. This Agreement constitutes the entire agreement of the parties and this memorandum is intended as a complete and exclusive statement of the promises, representations, negotiations, discussions, and other agreements that may have been made in connection with the subject matter hereof. Unless an integrated attachment to this Agreement specifically displays a mutual intent to amend a particular part of this Agreement, general conflicts in language between its attachment and this Agreement shall be construed consistent with the terms of this Agreement. Unless otherwise expressly authorized by the terms of this Agreement, no modification or amendment to this Agreement shall be binding upon the parties unless the same is in writing and signed by the respective parties hereto and approved by the Office of the Attorney General.

IN WITNESS WHEREOF, the parties have caused this Agreement to be signed and intend to be legally bound thereby.

The signature of each party listed below acknowledges and agrees to the provisions of this Agreement as set forth above.

\_\_\_\_\_  
Carson City Authorized Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Churchill County Authorized Signature

\_\_\_\_\_  
Date

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Clark County Authorized Signature

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Date

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Douglas County Authorized Signature

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Date

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Elko County Authorized Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Esmeralda County Authorized Signature

\_\_\_\_\_  
Date

08-12-28

DEM Coop Agreement DHS Funds

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Eureka County Authorized Signature

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Date

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Humboldt County Authorized Signature

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Lander County Authorized Signature

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Lincoln County Authorized Signature

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Lyon County Authorized Signature

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Mineral County Authorized Signature

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Nye County Authorized Signature

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Pershing County Authorized Signature

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Storey County Authorized Signature

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Washoe County Authorized Signature

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Date

\_\_\_\_\_  
White Pine County Authorized Signature

\_\_\_\_\_  
Date

8221-90



\_\_\_\_\_  
Frank Siracusa, Chief, Div of Emergency Management

\_\_\_\_\_  
(Date)

Approved as to form by:

\_\_\_\_\_  
Senior Deputy Attorney General

\_\_\_\_\_  
(Date)

06-12-28

RESOLUTION NO. 08-1234

**A RESOLUTION OF INTENT, PROPOSING THE ISSUANCE OF, AND AUTHORIZING THE PUBLICATION OF NOTICES RELATING TO GENERAL OBLIGATION (LIMITED TAX) BUILDING BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES) SERIES 2009 IN THE MAXIMUM PRINCIPAL AMOUNT OF \$10,000,000 FOR THE PURPOSE OF FINANCING THE BUILDING PROJECTS, INCLUDING THE SPARKS JUSTICE COURT; PROVIDING THE MANNER, FORM AND CONTENTS OF THE NOTICES THEREOF; PROVIDING OTHER MATTERS PROPERLY RELATED THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF.**

**WHEREAS**, Washoe County in the State of Nevada (the "County" and the "State", respectively) is a county duly organized and created under the provisions of Nevada Revised Statutes ("NRS") 243.340; and

**WHEREAS**, the Board of County Commissioners of the County (the "Board") has determined and hereby declares that the public interest, health and welfare necessitates acquiring, constructing, improving and equipping of building projects, including, but not limited to courts, records, county employees, structures, fixtures, furniture and equipment therefore, and all appurtenances and incidentals necessary, useful or desirable for any such facilities as set forth in NRS 244A.019 (the "Project"); and

**WHEREAS**, pursuant to NRS 244A.011 through 244A.065, inclusive, and pursuant to chapter 350 of NRS and all laws amendatory thereof which includes the Local Government Securities Laws, being NRS 350.500 through 350.720, and all laws amendatory thereof, the County is authorized to borrow money and to issue general obligation bonds of the County for the purpose of defraying wholly or in part the cost of the Project; and

**WHEREAS**, the Board proposes to issue up to \$10,000,000 of general obligation building bonds of the County (the "Bonds") for the Project; and

**WHEREAS**, such Bonds will be additionally secured by a pledge of 15% of certain proceeds of liquor taxes, tobacco taxes, real property transfer taxes, basic governmental services tax and basis and supplemental sales taxes (collectively, the "Consolidated Taxes") distributed to the County (the "Pledged Revenues"); and

**WHEREAS**, based on a revenue study previously presented to the Board, the Board has determined that the "Pledged Revenues" will at least equal the amount required in each year for the payment of interest and principal on the Bonds; and

**WHEREAS**, the Board proposes to incur this general obligation without an election unless a petition signed by the requisite number of registered voters of the County is presented to the Board requiring the Board to submit to the qualified electors of the County for their approval or disapproval the following proposal:

**GENERAL OBLIGATION (LIMITED TAX) BUILDING BOND  
ADDITIONALLY SECURED BY PLEDGED REVENUES  
PROPOSAL:**

**Shall the Board of County Commissioners of Washoe County in the State of Nevada, be authorized to incur a general obligation indebtedness on behalf of the County by the issuance at one time, or from time to time, of the County's general obligation (limited tax) Building bonds, in one series or more, in the aggregate principal amount of not exceeding \$10,000,000 for the purpose of financing, wholly or in part, the acquisition, construction, improvement and equipment of building projects to accommodate or house lawful County activities, including, but not limited to courts, records, county employees, structures, fixtures, furniture and equipment therefore, and all appurtenances and incidentals necessary, useful or desirable for any such facilities as set forth in NRS 244A.019, such bonds to mature commencing not later than five (5) years from the date or respective dates of the bonds and ending not later than thirty (30) years therefrom, to bear interest at a rate or rates not in excess of the statutory maximum rate in effect at the time bonds are sold, to be payable from general (ad valorem) taxes (except to the extent pledged revenues and other moneys are available therefor), and to be issued and sold at par, or below or above par, and otherwise in such manner, upon such terms and conditions, and with such other detail as the Board may determine, including at its option but not necessarily limited to provisions for the redemption of bonds prior to maturity without or with the payment of a premium?**

(the "Proposal"); and

**WHEREAS**, pursuant to NRS 350.011 to 350.0165, inclusive, the Board has submitted the Proposal to the Debt Management Commission of Washoe County (the "Commission"); and

**WHEREAS**, the Commission has heretofore approved the Proposal; and

**WHEREAS**, NRS 350.020(3) in effect provides that if the payment of a general obligation of the County is additionally secured by pledged revenues, and the governing body (i.e., the Board) determines that the pledged revenues will at least equal the amount required in each year for the payment of interest and principal, the County may incur the general obligation without an election, unless a petition requesting an election signed by 5% of the registered voters in the County is presented to the Board within 90 days after the publication of a notice of the adoption of this resolution of intent; and

**WHEREAS**, NRS 350.020(3) also requires that a public hearing be held before the Bonds are issued.

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

Section 1. This resolution shall be known as and may be cited by the short title "Resolution of Intent to Issue 2009 Building Bonds" (this "Resolution").

Section 2. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Board and the officers of the Board directed:

- (a) Toward the Project to be financed by the Bonds; and
- (b) Toward the issuance of the Bonds to defray, in part, the cost thereof, be, and the same hereby is, ratified, approved and confirmed.

Section 3. The County and the officers of the County be, and they hereby are, authorized and directed to publish a notice of the adoption of the resolution of intent relating to the Board's proposal to issue the Bonds in a newspaper of general circulation in the County, at least once, such notice to be published in substantially the following form:

(Form of Notice of Resolution of Intent)

**NOTICE OF THE INTENT OF THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY, NEVADA, TO ISSUE GENERAL OBLIGATION (LIMITED TAX) BUILDING BONDS OF THE COUNTY ADDITIONALLY SECURED BY PLEDGED REVENUES**

**NOTICE IS HEREBY GIVEN** that the Board of the County Commissioners of Washoe County (the "Board" and the "County"), Nevada, by a resolution, passed, adopted and approved on November 18, 2008, and designated in Section 1 thereof by the short title "Resolution of Intent to Issue 2009 Building Bonds" has proposed the issuance of the County's General Obligation (Limited Tax) Building Bonds (Additionally Secured by Pledged Revenues) (the "Bonds") designated below, as follows:

**GENERAL OBLIGATION (LIMITED TAX) BUILDING BOND ADDITIONALLY SECURED BY PLEDGED REVENUES PROPOSAL:**

Shall the Board of County Commissioners of Washoe County in the State of Nevada, be authorized to incur a general obligation indebtedness on behalf of the County by the issuance at one time, or from time to time, of the County's general obligation (limited tax) Building bonds, in one series or more, in the aggregate principal amount of not exceeding \$10,000,000 for the purpose of financing, wholly or in part, the acquisition, construction, improvement and equipment of building projects to accommodate or house lawful County activities, including, but not limited to courts, records, county employees, structures, fixtures, furniture and equipment therefore, and all appurtenances and incidentals necessary, useful or desirable for any such facilities as set forth in NRS 244A.019, such bonds to mature commencing not later than five (5) years from the date or respective dates of the bonds and ending not later than thirty (30) years therefrom, to bear interest at a rate or rates not in excess of the statutory maximum rate in effect at the time bonds are sold, to be payable from general (ad valorem) taxes (except to the extent pledged revenues and other moneys are available therefor), and to be issued and sold at par, or below or above par, and otherwise in such manner, upon such terms and conditions, and with such other detail as the Board may determine, including at its option but not necessarily limited to provisions for the

**redemption of bonds prior to maturity without or with the  
payment of a premium?**

(the "Proposal"); and

The above Proposal was approved by the Debt Management Commission of Washoe County, Nevada.

The Board has determined that the Bonds to be issued for the purpose of financing the acquisition, construction, improvement and equipment of building projects, including, but not limited to jail facilities, structures, fixtures, furniture and equipment therefore, and all appurtenances and incidentals necessary, useful or desirable for any such facilities as set forth in NRS 244A.019 (as further described in the above Proposal) will be additionally secured by a pledge of the "Pledged Revenues," which include the pledge of 15% of certain proceeds of liquor taxes, tobacco taxes, real property transfer taxes, basic governmental services tax and basis and supplemental sales taxes (collectively, the "Consolidated Taxes") distributed to the County. The Board has, in addition, determined, based upon a revenue study, that the Pledged Revenues will at least equal the amount required in each year for the payment of the interest on and the principal of the Bonds.

Based upon this determination, the Board intends to incur this general obligation as set forth above without an election as provided in NRS 350.020(3), unless within ninety (90) days after the publication of this notice a petition requesting an election is presented to the Board signed by not fewer than five percent (5%) of the registered voters of the County. The number of registered voters is to be determined as of the close of registration for the last preceding general election.

At a meeting or meetings of the Board, the Board shall proceed to adopt an ordinance or ordinances authorizing the issuance of the Bonds which shall be effective not earlier than ninety (90) days after the publication of this notice. Such ordinance or ordinances authorizing the issuance of the Bonds will be effective unless prior to 5:00 p.m. on February 23, 2009, a petition is presented to the Board asking for an election upon the question of whether or not the proposed general obligations shall be incurred. The petition for an election herein referred to may be presented to the Board at any time prior to the expiration of ninety (90) days after the publication of this notice. In the event such petition is presented, no such ordinance or ordinances shall be effective except pursuant to an election called and held for such purpose and carried by a majority of the votes cast. In the event no such petition is presented, the Bonds will be authorized as described above. The ordinance or ordinances authorizing the Bonds will, in addition, contain provisions for additionally securing the payment of the general obligations by pledging the Pledged Revenues designated above and in the Proposal to the payment of the Bonds.

The authority to issue the Bonds if conferred at an election or if conferred by the fact no petition is presented to the Board requesting such an election within ninety (90) days of the date of publication hereof shall be deemed to be a continuing authority and the Board shall be authorized to sell the Bonds at such time or times and upon such terms and conditions as it deems proper in accordance with the provisions of the Proposal and the laws of the State of Nevada.

All persons interested are hereby advised that further information regarding the project to be financed by the Bonds, the Bonds and the Pledged Revenues, and all proceedings in the premises, are on file in the office of the County Clerk, 75 Court Street, Reno, Nevada, and can be seen and examined by the interested persons during the regular office hours of the Clerk.

The determination by the Board that the Pledged Revenues will at least equal the amount required in each year for the payment of interest and principal on the Bonds becomes conclusive on the last day for filing the petition, i.e., on February 23, 2009 at 5:00 p.m.

**BY ORDER** of the Board of County Commissioners of Washoe County, Nevada.

**DATED** this November 18, 2008.

**PUBLICATION DATE:** November 25, 2008

/s/ Amy Harvey  
County Clerk

(End of Form of Notice)

Section 4      The County Clerk is authorized and directed to publish once, at least 10 days before the date of the public hearing described in the following notice, in a newspaper of general circulation in the County a notice of public hearing, at least as large as 5 inches high by 4 inches wide, in substantially the following form:

(Form of Notice of Public Hearing)

**NOTICE OF PUBLIC HEARING ON THE INTENT OF THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY, NEVADA, TO ISSUE GENERAL OBLIGATION (LIMITED TAX) BUILDING BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES).**

**NOTICE IS HEREBY GIVEN** that the Board of County Commissioners (the "Board") of Washoe County (the "County"), Nevada, by a resolution, passed, adopted, signed and approved on November 18, 2008, and designated in Section 1 thereof by the short title "Resolution of Intent to Issue 2009 Building Bonds" has proposed the issuance of the County's General Obligation (Limited Tax) Building Bonds (Additionally Secured by Pledged Revenues) (the "Bonds") designated below, as follows:

**GENERAL OBLIGATION (LIMITED TAX) BUILDING BOND  
ADDITIONALLY SECURED BY PLEDGED REVENUES  
PROPOSAL:**

**Shall the Board of County Commissioners of Washoe County in the State of Nevada, be authorized to incur a general obligation indebtedness on behalf of the County by the issuance at one time, or from time to time, of the County's general obligation (limited tax) Building bonds, in one series or more, in the aggregate principal amount of not exceeding \$10,000,000 for the purpose of financing, wholly or in part, the acquisition, construction, improvement and equipment of building projects to accommodate or house lawful County activities, including, but not limited to courts, records, county employees, structures, fixtures, furniture and equipment therefore, and all appurtenances and incidentals necessary, useful or desirable for any such facilities as set forth in NRS 244A.019, such bonds to mature commencing not later than five (5) years from the date or respective dates of the bonds and ending not later than thirty (30) years therefrom, to bear interest at a rate or rates not in excess of the statutory maximum rate in effect at the time bonds are sold, to be payable from general (ad valorem) taxes (except to the extent pledged revenues and other moneys are available therefor), and to be issued and sold at par, or below or above par, and otherwise in such manner, upon such terms and conditions, and with such other detail as the Board may determine, including at its option but not necessarily limited to provisions for the**

**redemption of bonds prior to maturity without or with the payment of a premium?**

(the "Proposal"); and

The above Proposal was previously approved by the Debt Management Commission of Washoe County, Nevada.

The County has determined that the Bonds to be issued for the purpose of financing the acquisition, construction, improvement and equipment of building projects, including, but not limited to jail facilities, structures, fixtures, furniture and equipment therefore, and all appurtenances and incidentals necessary, useful or desirable for any such facilities as set forth in NRS 244A.019 (as further described in the above Proposal) will be additionally secured by a pledge of the "Pledged Revenues," which include the pledge of 15% of certain proceeds of liquor taxes, tobacco taxes, real property transfer taxes, basic governmental services tax and basis and supplemental sales taxes (collectively, the "Consolidated Taxes") distributed to the County. The Board has, in addition, determined, based upon a revenue study, that the Pledged Revenues will at least equal the amount required in each year for the payment of the interest on and the principal of the Bonds.

All persons interested are hereby advised that the Board will hold a public hearing on the Proposal on December 9, 2008, at 5:30 p.m., at the Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada. All persons are invited to attend and to be heard regarding the Proposal. Further information regarding the Proposal, the Project to be financed by the Bonds, the Bonds and the Pledged Revenues, and all proceedings, are on file in the Office of the County Clerk, 75 Court Street, Reno, Nevada, and can be seen and examined by the interested persons during the regular office hours of the County.

BY ORDER of the Board of County Commissioners, Washoe County, Nevada.

DATED this November 18, 2008.

PUBLICATION DATE: November 25, 2008.

/s/ Amy Harvey  
County Clerk, Washoe County, Nevada

(End of Form of Notice of Public Hearing)

Section 5. A public hearing on the Bonds is hereby ordered to be held before the Board at the time, date and place specified in the notice set forth in Section 4 hereof, or as otherwise specified by the Director of Finance of the County.

Section 6. The Bonds, in the event no petition is filed during the period allowed by NRS 350.020(3), shall be authorized by an ordinance or ordinances to be effective after the expiration of the above specified period of publication.

Section 7. The authority to issue the Bonds designated in the Proposal set forth in the notice shall be deemed and considered a continuing authority to issue and deliver the Bonds designated in such Proposal at one time or from time to time, in one series or in more than one series, all as ordered by the Board. Neither the partial exercise of the authority so conferred nor the lapse of time shall be considered as exhausting or limiting the full authority so conferred.

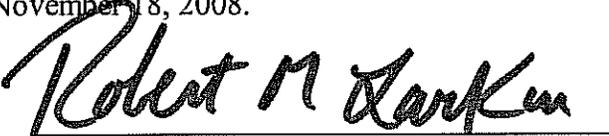
Section 8. The officers of the Board be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution.

Section 9. All resolutions, or parts thereof, in conflict with the provisions of this resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, or part thereof, heretofore repealed.

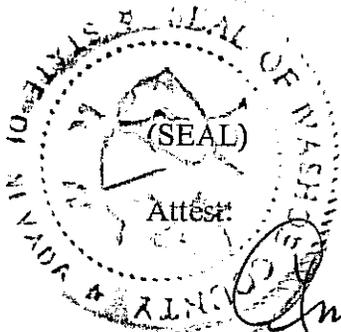
Section 10. If any section, paragraph, clause or other provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this resolution.

Section 11. This resolution shall become effective and be in force immediately upon its adoption.

PASSED AND APPROVED this November 18, 2008.



Chairman  
Board of County Commissioners



County Clerk

STATE OF NEVADA )  
 ) ss.  
COUNTY OF WASHOE )

I, Amy Harvey, the duly chosen, qualified and acting Clerk of Washoe County (the "County"), Nevada (the "County"), do hereby certify:

1. The foregoing pages constitute a true, correct and compared copy of a resolution of the Board of County Commissioners (the "Board") adopted at a regular meeting of the Board held on November 18, 2008, and the original of such resolution has been approved and authenticated by the signature of the Chairman of the Board and myself as Clerk, and has been recorded in the minute book of the Board kept for that purpose in my office, which record has been duly signed by such officers and properly sealed.

2. The members of the Board were present at such meeting and voted on the passage of such resolution as follows:

Those Voting Aye:

Jim Galloway  
Dave Humke  
Kitty Jung  
Robert M. Larkin  
Bonnie Weber

Those Voting Nay:

none  
\_\_\_\_\_

Those Abstaining:

none  
\_\_\_\_\_

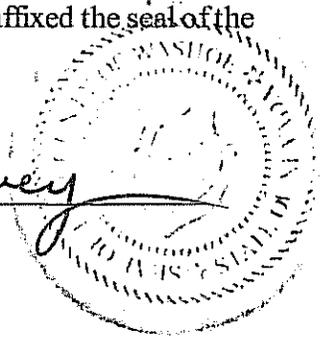
Those Absent:

none  
\_\_\_\_\_

3. The original of the Resolution has been approved and authenticated by the signatures of the Chairman of the Board and myself as County Clerk and has been recorded in the minute book of the Board kept for that purpose in my office, which record has been duly signed by the officers and properly sealed.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the County this November 18, 2008.

  
County Clerk  
Washoe County, Nevada



The undersigned does hereby certify:

1. All members of the Board were given due and proper notice of the meeting held on November 18, 2008.

2. Public notice of such meeting was given and such meeting was held and conducted in full compliance with the provisions of NRS 241.020. A copy of the notice of meeting and excerpt from the agenda for the meeting relating to the resolution, as posted no later than 9:00 a.m. at least 3 working days in advance of the meeting at the Board's office, the County's website, and three other locations, i.e., at:

- (i) Washoe County Administration Complex  
1001 East Ninth Street  
Reno, Nevada
- (ii) Washoe County Courthouse  
75 Court Street  
Reno, Nevada
- (iii) Washoe County Library  
301 South Center Street  
Reno, Nevada
- (iv) Justice Court  
630 Greenbrae Drive  
Sparks, Nevada

is attached as Exhibit "A".

3. No later than 9:00 a.m. at least 3 working days before such meeting, such

notice was mailed to each person, if any, who has requested notice of meetings of the Board in compliance with NRS 241.020(3)(b) by United States Mail, or if feasible and agreed to by the requestor, by electronic mail.

**IN WITNESS WHEREOF**, I have hereunto set my hand this November 18, 2008.

(SEAL)

  
\_\_\_\_\_  
County Manager (or representative thereof)  
Washoe County, Nevada

EXHIBIT "A"

(Attach Copy of Notice of Meeting)

**COUNTY COMMISSIONERS**

Bob Larkin, Chairman  
Bonnie Weber, Vice-Chairman  
Jim Galloway  
David Humke  
Kitty Jung

**COUNTY MANAGER**

Katy Simon

**ASSISTANT  
DISTRICT ATTORNEY**

Paul Lipparelli

**AGENDA**

**WASHOE COUNTY BOARD OF COMMISSIONERS**

**COMMISSION CHAMBERS - 1001 E. 9<sup>th</sup> Street, Reno, Nevada**

**November 18, 2008**

**2:00 p.m.**

**NOTE:** Items on the agenda without a time designation may not necessarily be considered in the order in which they appear on the agenda. Items may be moved to or from the Consent Agenda at the beginning of the Board Meeting or may be voted on in a block.

The Washoe County Commission Chambers are accessible to the disabled. If you require special arrangements for the meeting, call the County Manager's Office, 328-2000, 24-hours prior to the meeting.

**Public Comment** during the Commission Meeting on November 18, 2008 will be for all matters, both on and off the agenda, and be limited to two minutes per person. Additionally, public comment of two minutes per person will be heard during individual action items on the agenda. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Commission meeting.

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 County Commission can deliberate or take action only if a matter has been listed on an agenda properly posted prior to the meeting. During the public comment period, speakers may address matters listed or not listed on the published agenda. The Open Meeting Law does not expressly prohibit responses to public comments by the Commission. However, responses from Commissioners to unlisted public comment topics could become deliberation on a matter without notice to the public. On the advice of legal counsel and to ensure the public has notice of all matters the Commission will consider, Commissioners may choose not to respond to public comments, except to correct factual inaccuracies, ask for County staff action or to ask that a matter be listed on a future agenda. The Commission may do this either during the public comment item or during the following item: **"\*Commissioners'/Manager's Announcements, Requests for Information, Topics for Future Agendas and Statements Relating to Items Not on the Agenda"**.

- \*11. Appearance: Kevin Ray, Project Coordinator  
Nevada Commission for the Reconstruction of the V & T Railway  
  
Update on the V & T Railway Project.
12. Recommendation to approve proposed 2009 Regional Parks and Open Space Fees and Charges Schedule--Regional Parks and Open Space. (All Commission Districts.)
13. Recommendation to approve and execute a Resolution of intent, proposing the issuance of, and authorizing the publication of notices relating to General Obligation (limited tax) building bonds (additionally secured by pledged revenues) Series 2009 in the maximum principal amount of \$10,000,000 for the purpose of financing the building projects, including the Sparks Justice Court; providing the manner, form and contents of the notices thereof; providing other matters properly related thereto; and providing the effective date hereof--Finance. (Commission Districts 4 and 5.)
14. Recommendation to approve professional services engagement with Kafoury, Armstrong & Company to perform County-wide Independent Audit Services, including the new risk assessment auditing standards, for Fiscal Year 2007/08 [\$131,000] pursuant to the letter of understanding for same dated March 11, 2008--Purchasing. (All Commission Districts.)
15. Request for authorization to join on the Western States Contracting Alliance (WSCA) Request for Proposal FV7901 through the State of Nevada for Tires, Tubes & Services on behalf of the Equipment Services Division of Washoe County Public Works for the duration of the contract period through February 28, 2009 and any extension period granted by WSCA [estimated Washoe County will spend approximately \$230,000 for Tires, Tubes and Services in Fiscal Year 2008/09--Purchasing. (All Commission Districts.)
16. Recommendation to authorize the Chairman to Execute a Professional Services Agreement for Drug/Alcohol Rehabilitation Services for Adult Drug Court between Washoe County (through District Court) and Bristlecone Family Resources [\$275,052] for the period January 1, 2009 to June 30, 2009--District Court. (All Commission Districts.)
17. Recommendation to accept Felony DUI Court Treatment Program Grant Award [\$100,000 with an in-kind soft match of \$35,790] from Nevada Department of Public Safety - Office of Traffic Safety retroactively for the period October 1, 2008 through September 30, 2009; and if accepted, direct Finance to make necessary budget adjustments--District Court. (All Commission Districts.)
18. Update on Fiscal Year 2008/09 Budget and possible direction to staff--Finance. (All Commission Districts.)
19. Discussion and possible appointment of a regular member and alternate member to the Washoe County Board of Equalization with terms to expire June 30, 2009. (All Commission Districts.)
- \*20. Discussion regarding Placer County's proposal to narrow highway through Kings Beach--Community Development. (Commission District 1.) Requested by Commissioner Galloway.

EXHIBIT "B"

(Attach Affidavit of Publication of Notice of Resolution of Intent)

**RENO NEWSPAPERS INC**

**Publishers of**

**Reno Gazette-Journal**

**955 Kuenzli St • P.O. Box 22,000 • Reno, NV 89520 • 775.788.6200**

**Legal Advertising Office 775.788.6394**

WASHOE CO  
PO BOX 11130  
RENO NV 89520-0027

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Legal Ad Cost \$257.89

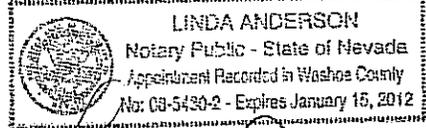
STATE OF NEVADA  
COUNTY OF WASHOE

Being first duly sworn, deposes and says: That as the legal clerk of the Reno Gazette-Journal, a daily newspaper published in Reno, Washoe County, State of Nevada, that the notice referenced below has published in each regular and entire issue of said newspaper between the dates: **11/25/2008 - 11/25/2008**, for exact publication dates please see last line of Proof of Publication below.

Signed: *Krista M. Reese*

NOV 25 2008

Subscribed and sworn to before me



*Linda Anderson*

**Proof of Publication**

NOTICE OF ADOPTION WASHOE COUNTY RESOLUTION NOTICE IS HEREBY GIVEN that the Board of the County Commissioners of Washoe County (the "Board" and the "County"), Nevada, by a resolution, passed, adopted and approved on November 18, 2008, and designated in Section 1 thereof by the short title "Resolution of Intent to Issue 2009 Building Bonds" has proposed the issuance of the County's General Obligation (Limited Tax) Building Bonds (Additionally Secured by Pledged Revenues) (the "Bonds") designated below, as follows: GENERAL OBLIGATION (LIMITED TAX) BUILDING BOND ADDITIONALLY SECURED BY PLEDGED REVENUES PROPOSAL: Shall the Board of County Commissioners of Washoe County in the State of Nevada, be authorized to incur a general obligation indebtedness on behalf of the County by the issuance at one time, or from time to time, of the County's general obligation (limited tax) Building bonds, in one series or more, in the aggregate principal amount of not exceeding \$10,000,000 for the purpose of financing, wholly or in part, the acquisition, construction, improvement and equipment of building projects to accommodate or house lawful County activities, including, but not limited to courts, records, county employees, structures, fixtures, furniture and equipment therefore, and all appurtenances and incidentals necessary, useful or desirable for any such facilities as set forth in NRS 244A.019, such bonds to mature



commencing not later than five (5) years from the date or respective dates of the bonds and ending not later than thirty (30) years therefrom, to bear interest at a rate or rates not in excess of the statutory maximum rate in effect at the time bonds are sold, to be payable from general (ad valorem) taxes (except to the extent pledged revenues and other moneys are available therefor), and to be issued and sold at par, or below or above par, and otherwise in such manner, upon such terms and conditions, and with such other detail as the Board may determine, including at its option but not necessarily limited to provisions for the redemption of bonds prior to maturity without or with the payment of a premium? (the "Proposal"); and The above Proposal was approved by the Debt Management Commission of Washoe County, Nevada. The Board has determined that the Bonds to be issued for the purpose of financing the acquisition, construction, improvement and equipment of building projects, including, but not limited to jail facilities, structures, fixtures, furniture and equipment therefore, and all appurtenances and incidentals necessary, useful or desirable for any such facilities as set forth in NRS 244A.019 (as further described in the above Proposal) will be additionally secured by a pledge of the "Pledged Revenues," which include the pledge of 15% of certain proceeds of liquor taxes, tobacco taxes, real property transfer taxes, basic governmental services tax and basic and supplemental sales taxes (collectively, the "Consolidated Taxes") distributed to the County. The Board has, in addition, determined, based upon a revenue study, that the Pledged Revenues will at least equal the amount required in each year for the payment of the interest on and the principal of the Bonds. Based upon this determination, the Board intends to incur this general obligation as set forth above without an election as provided in NRS 350.020(3), unless within ninety (90) days after the publication of this notice a petition requesting an election is presented to the Board signed by not fewer than five percent (5%) of the registered voters of the County. The number of registered voters is to be determined as of the close of registration for the last preceding general election. At a meeting or meetings of the Board, the Board shall proceed to adopt an ordinance or ordinances authorizing the issuance of the Bonds which shall be effective not earlier than ninety (90) days after the publication of this notice. Such ordinance or ordinances authorizing the issuance of the Bonds will be effective unless prior to 5:00 p.m. on February 23, 2009, a petition is presented to the Board asking for an election upon the question of whether or not the proposed general obligations shall be incurred. The petition for an election herein referred to may be presented to the Board at any time prior to the expiration of ninety (90) days after the publication of this notice. In the event such petition is presented, no such ordinance or ordinances shall be effective except pursuant to an election called and held for such purpose and carried by a majority of the votes cast. In the event no such petition is presented, the Bonds will be authorized as described above. The ordinance or ordinances authorizing the Bonds will, in addition, contain provisions for additionally securing the payment of the general obligations by pledging the Pledged Revenues designated above and in the Proposal to the payment of the Bonds. The authority to issue the Bonds is conferred at an election or if conferred by the fact no petition is presented to the Board requesting such an election within ninety (90) days of the date of publication hereof shall be deemed to be a continuing authority and the Board shall be authorized to sell the Bonds at such time or times and upon such terms and conditions as it deems proper in accordance with the provisions of the Proposal and the laws of the State of Nevada. All persons interested are hereby advised that further information regarding the project to be financed by the Bonds, the Bonds and the Pledged Revenues, and all proceedings in the premises, are on file in the office of the County Clerk, 75 Court Street, Reno, Nevada, and can be seen and examined by the interested persons during the regular office hours of the Clerk. The determination by the Board that the Pledged Revenues will at least equal the amount required in each year for the payment of interest and principal on the Bonds becomes conclusive on the last day for filing the petition, i.e., on February 23, 2009 at 5:00 p.m. BY ORDER of the Board of

County Commissioners of Washoe County, Nevada. Typewritten copies of the resolution are available for inspection by all interested persons at the office of the County Clerk, 75 Court Street Reno, Nevada., and can be found on the County Clerk's website, [www.washoecounty.us/clerk](http://www.washoecounty.us/clerk).  
No. 612798 Nov. 25, 2008

EXHIBIT "C"

(Attach Affidavit of Publication of Notice of Hearing)