

**BOARD OF COUNTY COMMISSIONERS  
WASHOE COUNTY, NEVADA**

TUESDAY

10:00 A.M.

OCTOBER 8, 2013

PRESENT:

David Humke, Chairman  
Bonnie Weber, Vice Chairperson  
Marsha Berkbigler, Commissioner  
Vaughn Hartung, Commissioner  
Kitty Jung, Commissioner  
  
Nancy Parent, County Clerk  
John Berkich, Interim County Manager  
Paul Lipparelli, Legal Counsel

The Washoe County Board of Commissioners convened at 10:05 a.m. in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada. Following the Pledge of Allegiance to the flag of our Country, the Clerk called the roll and the Board conducted the following business:

**13-871        AGENDA ITEM 3 – PUBLIC COMMENT**

**Agenda Subject: “Public Comment. Comment heard under this item will be limited to three 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 three minutes per person. Comments are to be made to the Commission as a whole.”**

Frank Bradick felt that the District Attorney and the Sheriff, as elected officials, were not overseeing the everyday operations and actions of their Offices. He reported that neither of those offices would accept a complaint he was attempting to file about false advertising.

Guy Felton stated his views concerning the U.S. Constitution, fiduciary obligations and the Ballardini Ranch.

William Steward read excerpts from the Declaration of Independence. He felt those words should be read as the nation entered the seventh day of the federal shutdown.

Sam Dehne spoke about freedom of speech and the U.S. Constitution.

**13-872        AGENDA ITEM 4 – ANNOUNCEMENTS**

**Agenda Subject: “Commissioners’/Manager’s Announcements, Requests for Information, Topics for Future Agendas, Statements Relating to Items Not on the Agenda and any ideas and suggestions for greater efficiency, cost effectiveness and innovation in County government. (No discussion among Commissioners will take place on this item.)”**

John Berkich, Interim County Manager, announced that the third workshop to discuss AB 46, the Washoe County School District initiative, was scheduled for October 15, 2013. He suggested that Agenda Item 12, status and update of the County Manager recruitment, be set for a time certain and suggested 3:00 p.m. He also requested that Agenda Item 13, presentation on the Child Advocacy Center, be heard after the consent items.

Commissioner Weber commented that she had received an e-mail from Frank Bradick about his concerns. She indicated that she forwarded those concerns to Legal Counsel to review.

Commissioner Hartung requested a review of the sign codes in the County. He hoped to have that discussion scheduled during a November Commission meeting.

Commissioner Berkbigler asked if a time had been scheduled to discuss the bear issues in Incline Village. Mr. Berkich replied that a specific meeting had not been targeted because the schedule for the Incline Village General Improvement District (IVGID) had not yet been defined. Commissioner Berkbigler indicated that she received e-mails from constituents in other parts of the County that also had concerns about the interaction between humans and bears.

Commissioner Berkbigler requested a discussion in regard to changing the governance of a specific community. She said the Incline Village/Crystal Bay community hoped the County could assist them in identifying alternative governance models to include an analysis of the costs and funding mechanisms required for those alternatives. She stated there were also concerns from Incline Village citizens about the management of recreational fees and the flexibility in which those fees could be increased, but never decreased. Commissioner Berkbigler questioned if the County had a role in reviewing those fees and the use of those fees since IVGID was created prior to the law that allowed the County to oversee actions taken by a GID.

The Board members wished Sam Dehne a happy birthday.

**13-873        AGENDA ITEM 5 – COMMUNITY SERVICES**

**Agenda Subject: “Proclamation--October 2013 as National Community Planning Month in Washoe County. (All Commission Districts.)”**

Commissioner Hartung read and presented the Proclamation to the Planning Division of the Community Services Department. Bill Whitney, Division Director, appreciated the Board's recognition of National Community Planning Month. He thanked his staff and said they worked hard to make the community a better place to live. Several members of the Planning Division introduced themselves to the Board.

In response to the call for public comment, Sam Dehne commended the staff of the Planning Division and said the County had great employees.

On motion by Commissioner Hartung, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 5 be adopted.

**13-874      AGENDA ITEM 6 – TECHNOLOGY SERVICES**

**Agenda Subject: “Resolution of Accomplishment--Washoe County’s fourth place award in 2013 Center for Digital Government’s Digital Counties Survey. (All Commission Districts.)”**

Commissioner Jung read and presented the Resolution of Accomplishment to Laura Schmidt, Chief Information Management Officer and Gary Zaepfel, Systems Developer II. On behalf of his colleagues, Mr. Zaepfel thanked the Board for this recognition.

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 6 be adopted.

**13-875      AGENDA ITEM 7 – TRUCKEE MEADOWS FIRE PROTECTION DISTRICT**

**Agenda Subject: “Proclamation--October 6 through October 12, 2013 as Fire Prevention Week in Washoe County. (All Commission Districts.)”**

Commissioner Weber read and presented the Proclamation to Truckee Meadows Fire Protection District’s (TMFPD) Fire Marshal Amy Ray.

Fire Marshal Ray commented that “Fire Prevention Week” served as a reminder that citizens needed to be fire safe and fire smart all year round. She indicated that the theme for this year’s fire prevention week spoke specifically to kitchen fire safety.

In response to the call for public comment, Sam Dehne commended the TMFPD. He said a primary function of government was to protect lives and property.

On motion by Commissioner Weber, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 7 be adopted.

**13-876        AGENDA ITEM 8 - MANAGER**

**Agenda Subject: “Resolution of Support- Interstate 11 and Intermountain West Corridor Extension. (All Commission Districts.) Requested by Commissioner Humke.”**

County Clerk Nancy Parent read the Resolution of Support.

John Slaughter, Acting Assistant County Manager, explained that the study for the Interstate 11 and Intermountain West Corridor Extension was in the beginning stages with a segment between Phoenix, Arizona and Las Vegas being declared a high priority. In addition, a connection through Nevada, north toward Canada was also a priority; however, the alignment had not been determined. He said several options were being discussed, and noted that the potential for a tremendous economic impact that an alignment would have throughout the region was being recognized. He indicated there was a discussion about existing routes that could be used or entirely new routes that may be developed. Mr. Slaughter said the development of the resolution would allow the County to be present during the deliberations and state the importance the alignment would have to the region.

Commissioner Weber stated that she and Commissioner Berkbigler had been attending those meetings and would continue to do so.

Mr. Slaughter said the approval of the resolution would also be included in the Shared Federal Framework process and forwarded to the State’s delegation in Washington D.C.

Commissioner Berkbigler commented that this was an important issue for this area because of the potential economic development. She felt it was important to have the alignment of the route through this portion of the State.

Chairman Humke remarked that he wanted this Resolution to be sent to the State’s Senators, Congressmen and executive branch officials.

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 8 be adopted. The Resolution for same is attached hereto and made a part of the minutes thereof.

## **CONSENT AGENDA**

**13-877      AGENDA ITEM 9A**

**Agenda Subject:** “Approve minutes for the Board of County Commissioners’ August 27, 2013 regular meeting and the concurrent meeting of September 16, 2013.”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 9A be approved.

**13-878      AGENDA ITEM 9B – COMMUNITY SERVICES**

**Agenda Subject:** “Approve the Water Rights Deed transferring 6.06 acre-feet of water rights from Washoe County to John E. Dooley, III and Jessica Dooley, Trustees of the JJ Dooley Family Trust, dated 3/28/05. (Commission District 3.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 9B be approved.

**13-879      AGENDA ITEM 9C - FINANCE**

**Agenda Subject:** “Acknowledge the successful achievement of the Popular Annual Financial Reporting Award from the Government Finance Officers Association of the United States and Canada for the County’s Popular Annual Financial Report (PAFR) for the fiscal year ended June 30, 2012. (All Commission Districts.)”

Commissioner Weber acknowledged the successful achievement of the Popular Annual Financial Reporting Award from the Government Finance Officers Association of the United States and Canada for the County’s Popular Annual Financial Report.

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 9C be acknowledged.

**13-880      AGENDA ITEM 9D – SOCIAL SERVICES**

**Agenda Subject:** “Authorize University of Nevada social work student interns assigned to the Department of Social Services to drive County vehicles in the execution of their assignments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 9D be authorized.

**13-881        AGENDA ITEM 9E - TREASURER**

**Agenda Subject:** “Authorize Washoe County Treasurer to auction all newly delinquent lands held in trust for a total amount not less than the amount of the taxes, costs, penalties and interest legally chargeable against the property with the exception of those parcels listed on Exhibit “A” and approve and execute the Resolution Authorizing the Washoe County Treasurer to Transfer to Other Governmental Entities, Real Property held in Trust Due to Property Tax Delinquencies and Other Matters Properly Related Thereto. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 9E be authorized, approved and executed. The Resolution for same is attached hereto and made a part of the minutes thereof.

**13-882        AGENDA ITEM 9F(1) – DISTRICT COURT**

**Agenda Subject:** “Approve the creation of one full-time benefited Court Interpreter position (using position number 70000125) for the Second Judicial District Court and consolidate two funded part-time vacant Court Interpreter positions, numbers 70000125 which has benefits and 70003275 effective August 28, 2013; estimated annual cost savings of \$5,000; (using position number 70000125 to be reallocated within the District Court budget and direct Human Resources and Finance to make the necessary adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 9F(1) be approved and directed.

**13-883        AGENDA ITEM 9F(2) – DISTRICT COURT**

**Agenda Subject:** “Acknowledge grant award [\$50,000; \$5,000 cash/\$20,000 in-kind match required] effective fiscal year 2013-2014 from the State Justice Institute to the Second Judicial District Court for review and recommendations of “best practices” of case management for probate/trust and guardianship cases and direct Finance to make the necessary budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 9F(2) be acknowledged and directed.

**13-884        AGENDA ITEM 9F(3) – DISTRICT COURT**

**Agenda Subject:** “Acknowledge retroactively the additional grant award [\$24,000, no match required] effective fiscal year 2013-2014 through October 31, 2013, from the Nevada Administrative Office of the Courts, Court Improvement Program Select Committee to the Second Judicial District Court for the continued support of dependency mediation and direct Finance to make the necessary budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 9F(3) be acknowledged and directed.

**13-885        AGENDA ITEM 9G(1) - LIBRARY**

**Agenda Subject:** “Accept donation [\$470] from Bridgeall Libraries, and [\$170] from Librotech for sponsorship of the KohaCon 2013 conference, and direct Finance to make the appropriate budget adjustments. (All Commission Districts.)”

On behalf of the Board, Commissioner Jung thanked Bridgeall Libraries and Librotech for their generous donations.

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 9G(1) be accepted and directed.

**13-886        AGENDA ITEM 9G(2) - LIBRARY**

**Agenda Subject:** “Approve Library Services and Technology Act grant through the Nevada State Library and Archives [\$5,000, with a 10% local match required (in-kind)], for a retroactive term from September 1, 2013-June 30, 2014, for marketing an online library card application service; direct Finance to make the necessary budget adjustments; and authorize the Director to sign the grant award documents. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 9G(2) be approved, directed and authorized.

**13-887        AGENDA ITEM 9H(1) - SHERIFF**

**Agenda Subject:** “Accept donation [\$200] from L & H Concrete, Residential/Commercial Contractors to the Washoe County Sheriff’s Office for the Search and Rescue (SAR) Unit, Hasty Team; and; authorize Finance to make appropriate budget adjustments. (All Commission Districts.)”

On behalf of the Board, Commissioner Jung thanked L & H Concrete, Residential/Commercial Contractors for their generous donation.

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 9H(1) be accepted and authorized.

**13-888        AGENDA ITEM 9H(2) - SHERIFF**

**Agenda Subject:** “Approve the donation of unused lab equipment [approximate value \$1,826] to the Washoe County School District from the Washoe County Sheriff’s Office Forensic Science Division and execute Resolution necessary for same. (All Commission Districts.)”

On behalf of the Board, Commissioner Jung thanked the Washoe County Sheriff’s Office Forensic Science Division for donating their surplus items to the Washoe County School District.

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 9H(2) be approved and executed. The Resolution for same is attached hereto and made a part of the minutes thereof.

**13-889        AGENDA ITEM 9H(3) - SHERIFF**

**Agenda Subject:** “Accept grant [not to exceed \$17,202.25, no match required] from the Federal Bureau of Investigation (FBI) for overtime reimbursement for Washoe County Sheriff’s Office deputies assigned full time to the Joint Terrorism Task Force (JTTF). Washoe County will be reimbursed for overtime and benefit costs directly related to activities in conjunction with the FBI task force. Funds are

**available from October 1, 2013-September 30, 2014; and authorize Finance to make the necessary budget adjustments. (All Commission Districts.)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 9H(3) be accepted and authorized.

**13-890        AGENDA ITEM 9H(4) - SHERIFF**

**Agenda Subject: “Approve Interlocal Agreement Extraditions [\$30,000 per fiscal year] between the County of Washoe on behalf of the Washoe County Sheriff’s Office and the City of Sparks on behalf of the Sparks Police Department to be paid to the Washoe County Sheriff’s Office Consolidated Extraditions Unit for the processing of extraditions and transportation of prisoners for Sparks Police Department. (All Commission Districts.)”**

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 9H(4) be approved. The Interlocal Agreement for same is attached hereto and made a part of the minutes thereof.

**13-891        AGENDA ITEM 13 – DISTRICT ATTORNEY**

**Agenda Subject: “Recommendation to accept donations of furniture from Department of Homeland Security [valued at approximately \$40,000] and connectivity/wireless backbone equipment from Community Chest [valued at \$24,400.01] for the Washoe County District Attorney’s Office CARES/SART Program and Child Advocacy Center. (All Commission Districts.)”**

Richard Gammick, District Attorney, showed a video highlighting Child Advocacy Centers (CAC). He also conducted a PowerPoint presentation that highlighted the McGee Child Advocacy Center, the current system, the approach under a CAC, a layout of the McGee Center, the agencies involved, funding and the future Jim Pagels Building. A copy of the video and the PowerPoint presentation were placed on file with the Clerk.

Commissioner Jung commended the District Attorney’s Office for implementing a humane way in dealing with the disturbed population of every community. She stated she had previously worked with Child Protective Services and volunteered her services.

Chairman Humke agreed this was a humane way in dealing with this issue and would also eliminate the re-victimization of victims. He suggested the viewing rooms

be used to teach others about the process. Mr. Gammick indicated that the University of Nevada, Reno (UNR) Medical School was interested to be part of the process.

Commissioner Hartung commented that this was another example of how Mr. Gammick was deeply involved in the community. He commended him for using the available funds in his budget for this cause.

There was no public comment on this item.

On motion by Chairman Humke, seconded by Commissioner Berkbigler, which motion duly carried, it was ordered that Agenda Item 13 be accepted.

### **13-892        AGENDA ITEM 10 - APPEARANCE**

**Agenda Subject: “Lee Gibson, Chief Executive Officer of the Regional Transportation Commission of Washoe County. Presentation on Regional Transportation Commission Planning Priorities.”**

Lee Gibson, Regional Transportation Commission (RTC) Chief Executive Officer, conducted a PowerPoint presentation, which was placed on file with the Clerk. The presentation included the 2035 RTP Guiding Principles, the Program Priorities, Project Priorities, Transit Priorities and Transit Connections 2013.

Commissioner Jung asked if the RTC was responsible for the sidewalks in the downtown core, specifically the sidewalks near a senior housing project. Mr. Gibson replied that he would have staff review those sidewalks. Commissioner Jung asked if RTC traffic signals were timed so that emissions would not be wastefully emitted while vehicles idled at a stop sign. Mr. Gibson replied that the RTC worked with the local entities to retime traffic signals. He said staff took into effect that travel demands would shift and change while remaining mindful of the emissions being produced from an idle vehicle. Commissioner Jung inquired on the source of funding for the RTC. Mr. Gibson explained that most of their funding came from the Fuel Tax, local sales taxes, federal funds and cooperative agreements with the Nevada Department of Transportation (NDOT). With the trend moving toward alternative fuels and electric vehicles, Commissioner Jung asked if the RTC considered Legislation to recoup those lost taxes. Mr. Gibson replied that a decline in taxes was already occurring. He explained there was a slow, downward trend on the gallons of fuel sold, but the RTC had been working cooperatively with NDOT and the Federal Highway Administration (FHA) to possibly move to a vehicles/miles traveled arrangement in order to capture the usage of the more efficient hybrid and electric vehicles.

Commissioner Berkbigler asked if the RTC received American with Disabilities Act (ADA) funds for improvements. Mr. Gibson replied that the RTC received about 40 percent of their total funding from the federal government and, through the FTA, the RTC received monies to purchase vehicles and fund operations related to ADA, para-transit service and general public transportation. He said those monies

fluctuated because they were tied to a formula for population and ridership usage. He stated sales taxes were used at the local level for operations and federal matches to fund ADA, para-transit and general transit services.

Commissioner Hartung questioned a recent article in the *Reno Gazette Journal* that noted the City of Reno had the roughest roads in the nation. He did not think that fell within the RTC, but wanted the citizens to understand the base process. Mr. Gibson replied that the RTC was reviewing the Trip Report that made those statements since the RTC took issue with some of those comments. He explained that many of the roads focused on in the report were State roads. He noted that the RTC's Preventative Maintenance Funds that targeted local roads were not included in the Trip Report. Mr. Gibson pointed out that the Trip Report used data from 2011, and he reminded the Board that the RTC was able to generate the first round of an incremental increase in funds from RTC-5 in late 2009, early 2010. He indicated the next time that report was released the effect of RTC-5 should be included.

There was no action taken or public comment on this item.

**13-893        AGENDA ITEM 11 - APPEARANCE**

**Agenda Subject:** “Jeff Hale, Engineering Director, Regional Transportation Commission. Presentation on Regional Transportation Commission’s Street and Highway Program; and, recommendation to approve an Interlocal Cooperative Agreement Approving RTC Program of Projects between Washoe County, City of Reno, City of Sparks and the Regional Transportation Commission for projects included in the RTC’s Fiscal Year 2014/2015 Regional Road Impact Fee Street and Highway Program of Projects, and the Fiscal Year 2014/2015 Fuel Tax Street and Highway Program of Projects [no Fiscal impact to Washoe County General Fund]. (All Commission Districts.)”

Jeff Hale, Engineering Director, Regional Transportation Commission (RTC), conducted a PowerPoint presentation, which was placed on file with the Clerk. The presentation highlighted the 2014 Program, which included the \$2.9 million investment in pavement reconstruction, the \$9.4 million investment in preventative and corrective maintenance, the \$183 million in 2014 construction, the \$67 million in 2015 construction, full funding for the Veterans Parkway, the Southeast McCarran Phase II, the 4th and Prater Final Design and Plumas Street Sidewalks.

Commissioner Weber inquired about the safety issues concerning the Ironwood/Pyramid Highway right turn lane. Mr. Hale replied that approximately \$130,000 had been identified from the Fuel Tax in Fiscal Year 2015 for the design and construction of that lane and noted that the project would begin after July 1, 2014. Commissioner Hartung suggested a right turn lane also be discussed for Calle de la Plata.

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Chairman Humke, which motion duly carried, it was ordered that Agenda Item 11 be approved.

### **BLOCK VOTE**

The following Agenda Items were consolidated and voted on in a block vote: 14, 15, 16, 17, 18 and 20.

#### **13-894        AGENDA ITEM 14 - MANAGER**

**Agenda Subject:** “Recommendation to appoint one individual to the Washoe County District Board of Health as the Washoe County Commission’s non-elected member for a term from the date of appointment through December 31, 2016. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that David Silverman be appointed to the Washoe County District Board of Health as the Washoe County Commission’s non-elected member for a term from the date of appointment through December 31, 2016.

#### **13-895        AGENDA ITEM 15 – HUMAN RESOURCES**

**Agenda Subject:** “Recommendation to approve a 1% Cost of Living Adjustment in base wage effective July 1, 2013; a 1% PERS contribution in lieu of wage increase (.375% for Public Safety PERS employees in the Juvenile Services Department) effective July 15, 2013; a 1% Cost of Living Adjustment effective January 1, 2014 for employees of the Second Judicial District Court, the Justice Courts and Juvenile Services Department; and increase the maximum payment for sick leave hours for the same employees from 600 to 800; and, if approved, direct Human Resources and Finance to make the necessary adjustments. FY 14 fiscal impact is [estimated at \$635,100]. (All Commission Districts.)”

Commissioner Jung commended the Collective Bargaining units and the negotiator for reaching an agreement. She appreciated all that staff had given and stated that their partnership through the recession was phenomenal.

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 15 be approved and directed.

**13-896        AGENDA ITEM 16 - PURCHASING**

**Agenda Subject:** “Recommendation to award Bid No. 2868-14 for new Fleet Heavy Equipment and Sale of Used Equipment to the lowest responsive responsible bidders; recommended [Cashman Equipment Company, \$2,434,510] for the purchase of six new Cat 950K Loaders, three new Cat 966K Loaders, and two new Cat 430FIT Backhoe Loaders; recommended [Ritchie Bros Auctioneers, \$1,647,328] for the sale of the County’s used equipment; and recommended [Snoquip Inc., \$171,564] for the purchase of a new snow blower. The new equipment will replace existing equipment and be used primarily for road maintenance and snow removal operations in Washoe County and Incline Village. The purchase of the new equipment less the sale of the used equipment represents an award value of [\$958,746]. (All Commission Districts.) ”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 16 be approved.

**13-897        AGENDA ITEM 17 – SENIOR SERVICES**

**Agenda Subject:** “Recommendation to accept grant awards from the Nevada Aging and Disability Services Division for the following Older Americans Act Title III Programs: Congregate Meals [\$246,400 match of \$43,487 from ad valorem tax] and the Home Delivered Meals [\$317,957 match of \$56,117 from ad valorem tax] retroactive from September 30, 2013 through September 29, 2014; and authorize the Chairman to sign the Notifications of Grant Award and direct Finance to make the appropriate budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

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

**13-898        AGENDA ITEM 18 – MANAGER/TECHNOLOGY SERVICES**

**Agenda Subject:** “Recommendation to acknowledge receipt of the status report for the Washoe County Web Research and Redesign Project and the Content Management System Replacement Project. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 18 be acknowledged.

**13-899            AGENDA ITEM 20 – COMMUNITY SERVICES**

**Agenda Subject:** “Recommendation to approve an Agreement for Consulting Engineering Services between Washoe County and CH2M Hill Engineers, Inc. to provide engineering design services for the South Truckee Meadows Water Reclamation Facility Solids Management Project [\$911,500]. (Commission District 2.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 20 be approved.

**13-900            AGENDA ITEM 19 – TECHNOLOGY SERVICES**

**Agenda Subject:** “Recommendation to acknowledge status and progress of the Regional License and Permit Program team and possible direction to staff to continue with vendor contract negotiation and financing an interlocal agreement and further research on a regional technology fee mechanism. (All Commission Districts.)”

Laura Schmidt, Chief Information Management Officer, updated the Board on the Regional License and Permit Programs combined efforts over the past year. She explained that the Cities of Reno and Sparks, Washoe County and the Health District had collaboratively determined a regional path forward for a more on-line, citizen-centric and automated/modern solution for business licensing and permits. She explained that staff was seeking direction to continue with the vendor contract negotiations and financing, an interlocal agreement and further research on a regional technology fee mechanism. Ms. Schmidt reviewed the business benefits of the platform as highlighted in the staff report. Strategically, she said the platform investment aligned well with cross-jurisdiction priorities. She said the City of Sparks was currently looking further into the finances and the different options of the platform and, should they decide to join, those would be incorporated either as part of the initial Phase I, or later in the subscription model.

Ms. Schmidt explained that after a formal Request For Proposal (RFP) process and evaluation had been completed, the team selected Accela as the winning software vendor. She indicated that the regional platform would be subscription-based in an Accela hosted cloud based architectural system. In this model, the more seats that were subscribed to, the lower the cost per seat, and the entities that combined together would receive a significant licensing savings. Ms. Schmidt commented that approximately \$400,000 would be saved by implementing a joint effort with the initial implementation.

Commissioner Hartung said the ease in obtaining an initial business license was convenient, but the renewal of a license, which had to be renewed with each

entity individually, was cumbersome. He asked if the platform would allow citizens to deal with only one process. Bob Webb, Sr. Planner explained that there was the multi-jurisdictional process and, if a business owner operated their business in two or more of the three jurisdictions, the initial intake could be completed at any location. However, there was still a paper trail after the initial intake and staff still had to scan the documents and send them to the appropriate entity that would then manually enter the data into their system. When it was time for renewal; the customer had three separate licenses to renew and had to renew with each jurisdiction, which could be done either by mail or in person. He said the new system would allow on-line transactions or allow any jurisdiction to input the data into the cloud-based regional system. He said the vision for the new platform was “any license or permit, anytime, anywhere.” Commissioner Hartung stated that the \$400,000 savings was another example of why joinder contracts were effective.

In response to an inquiry from Chairman Humke about cost recovery, Mr. Webb explained that the concept being proposed would be a Regional Technology Fee. The proposed fee would explore additional flat fees for business licenses and percentage fees for all other permits. He said proceeds would be managed under the interlocal agreement and associated fiscal agent, with cost recovery for both the initial capital outlay and for annual sustenance for the platform. Chairman Humke asked if there was also a walk-up counter to avoid the digital access. Mr. Webb replied that the concept would apply to all permits and licenses even those at the walk-up counters. He indicated that this item would be heard by the Reno City Council and the District Board of Health for the same direction.

Commissioner Hartung believed when these types of services were made more convenient, it made it easier for people to comply and was more business friendly.

Commissioner Jung acknowledged that this concept was an original project from the Shared Services Elected Officials Committee. Ms. Schmidt stated that the team had been undaunted in their passion and carried forward what began with the Shared Services Committee. She said the pricing model would be subscription-based and the more seats that were initially purchased together, the lower per cost, but there was a ceiling associated with the range of seats that were initially bought. Ms. Schmidt said if 300-399 seats were bought, there would be a ceiling of 549 seats. The County could add up to the 549 seat limit during the initial sign on period and receive additional entities onto the platform. She indicated this model was ground-breaking and said the region would be a leader as far as a bottom-up initiative.

Chairman Humke asked if there was anything specific about the Board of Health’s participation. Charlene Albee, Air Quality Management Division Acting Director, replied that the Health District had been active in this program for about a year. Currently, the District conducted building plan reviews, reviewed business licenses and operated in the separate technology bases. She said there was redundant staff time spent entering data into the Health District database. She explained that the consolidation would significantly reduce that redundancy and would expedite the reviews. Ms. Albee

said the Health District supported the process and confirmed that the presentation would be conducted at the next Board of Health meeting.

Michael Chomp, City of Reno Business Relations Manager, agreed that the project would show leadership in the County and the City. Hopefully, the City of Sparks would join and he confirmed they had been involved in the discussion.

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Berkbigler, which motion duly carried, it was ordered that the report be acknowledged and that staff be directed to continue with the vendor contract negotiations and financing, continue to draft an interlocal agreement and further research a regional technology fee mechanism.

**13-901        AGENDA ITEM 21 – COMMUNITY SERVICES**

**Agenda Subject:** “Introduction and first reading of an Ordinance amending the Washoe County Code at Chapter 110, Article 306, Accessory Uses and Structures, and Article 310, Temporary Uses and Structures, to implement uses authorized by SB206 and AB200 of the 2013 Legislature by allowing the establishment of a Cottage Food Operation as an accessory use in certain facilities, and to add a Farm to Fork event as an allowed temporary use, and providing for other matters properly relating thereto; and, if supported, set the public hearing for second reading and possible adoption of the Ordinance for October 22, 2013 at 6:00 p.m. (All Commission Districts.)”

Nancy Parent, County Clerk, read the title for Bill No. 1700.

Bill No. 1700, entitled, "AN ORDINANCE AMENDING THE WASHOE COUNTY CODE AT CHAPTER 110, ARTICLE 306, ACCESSORY USES AND STRUCTURES, AND ARTICLE 310, TEMPORARY USES AND STRUCTURES, TO IMPLEMENT USES AUTHORIZED BY SB206 AND AB200 OF THE 2013 LEGISLATURE BY ALLOWING THE ESTABLISHMENT OF A COTTAGE FOOD OPERATION AS AN ACCESSORY USE IN CERTAIN FACILITIES, AND TO ADD A FARM TO FORK EVENT AS AN ALLOWED TEMPORARY USE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO," was introduced by Commissioner Jung, and legal notice for final action of adoption was directed. It was noted that the public hearing for second reading and possible adoption of the Ordinance would be set for October 22, 2013 at 6:00 p.m.

**13-902        AGENDA ITEM 22 – COMMUNITY SERVICES**

**Agenda Subject:** “Introduction and first reading of an Ordinance amending the Washoe County Code at Chapter 25 (Business Licenses, Permits and Regulations)

**by amending certain provisions relating to providing emergency medical services at outdoor festivals with 2,500 or more persons in attendance, amending the definition of private investigator, and amending home-based business development standards to allow for cottage food operations. Recommendations include providing other matters properly relating thereto, and, if supported, set the public hearing for second reading and possible adoption of the Ordinance for October 22, 2013, at 6:00 p.m. (All Commission Districts.)”**

Nancy Parent, County Clerk, read the title for Bill No. 1701.

Bill No. 1701, entitled, "AN ORDINANCE AMENDING THE WASHOE COUNTY CODE AT CHAPTER 25, (BUSINESS LICENSES, PERMITS AND REGULATIONS) BY AMENDING CERTAIN PROVISIONS RELATING TO PROVIDING EMERGENCY MEDICAL SERVICES AT OUTDOOR FESTIVALS WITH 2,500 OR MORE PERSONS IN ATTENDANCE, AMENDING THE DEFINITION OF PRIVATE INVESTIGATOR, AND AMENDING HOME-BASED BUSINESS DEVELOPMENT STANDARDS TO ALLOW FOR COTTAGE FOOD OPERATIONS. RECOMMENDATIONS INCLUDE PROVIDING OTHER MATTERS PROPERLY RELATING THERETO," was introduced by Commissioner Weber, and legal notice for final action of adoption was directed. It was noted that the public hearing for second reading and possible adoption of the Ordinance would be set for October 22, 2013 at 6:00 p.m.

**13-903            AGENDA ITEM 23 – MANAGEMENT SERVICES**

**Agenda Subject: “Presentation, discussion and possible direction to staff regarding provisions of the Nevada Medical Marijuana Act (SB 374 of the 2013 Nevada Legislature). (All Commission Districts.)”**

John Slaughter, Acting Assistant County Manager, indicated there had been an internal team working on this issue and he recognized those members. He explained that SB 374 was approved during the 2013 Legislative Session and supported existing provisions in the Nevada Constitution relating to medical marijuana. He stated that the authority and responsibility placed upon the State Division of Health needed to be recognized in developing regulations related to the various components of medical marijuana use in the State. Mr. Slaughter said the State had until April 1, 2014 to develop various regulations related to the various components as to how this would work in the State. He reviewed the following types of medical marijuana establishments allowed through the legislation that the County may receive applications for:

- An Independent Testing Laboratory
- A Cultivation Facility
- A Facility for the production of edible marijuana products or marijuana-infused products
- A Medical Marijuana Dispensary

Mr. Slaughter said there was also an additional type of facility or business that would be registered with the State Health Division that would encompass more than one cultivation facility, production facility and/or dispensary. He said much of the attention had been on dispensaries and the dispensaries in the County, and he indicated there could be up to 10 dispensaries allowed in the County. He said some of the responsibility would be placed upon the Board of County Commissioners (BCC) for placement of those dispensaries. Mr. Slaughter acknowledged that the State Division of Health would be developing the regulations for the other types of establishments, where those could be located and how many could be located within each of the areas of the State including Washoe County.

Regardless of the 10 dispensaries allowed in the County, Mr. Slaughter said the number of registered dispensaries could not exceed the ratio of one dispensary for every 10 licensed pharmacies in the County. He explained that no more than 25 percent of registered dispensaries could be located within one local jurisdiction, which was defined in statute as a city, a town, a township, or the unincorporated area within the County. If necessary, he said the BCC may increase the 25 percent allocation to ensure that the more populous areas of the County had access to medical marijuana.

Commissioner Hartung remarked that a township would be Verdi, Gerlach, Wadsworth or Incline Village. Mr. Slaughter stated that was correct.

Chairman Humke said the regulatory process seemed to be a two stage process beginning with the State Health Division. He asked about the regulatory authority for the County and the Cities. Greg Salter, Deputy District Attorney, replied that the County still had the power for zoning and the power to issue or deny business licenses. He explained that the process may be reversed where the applicants first had to come to the County before they applied to the State for their Registry Certificate, because the applicants needed to indicate local government support for a business license and/or a zoning requirement. Chairman Humke understood the zoning and permitting, but asked if the County could require a background investigation on the applicants of a marijuana dispensary. Mr. Slaughter stated that the County could make such a requirement. Chairman Humke felt the State was placing the onus on local governments to begin and he expected the State to promulgate the regulations. He asked if there was any approval from the federal government ensuring that the federal government would not unleash the Department of Justice (DOJ) on the State or the local entities.

Paul Lipparelli, Legal Counsel, explained that the DOJ had issued a memorandum noting it was not the priority of the DOJ, with their limited resources, to go after every small violation and would set forth some criteria that it expected the U.S. Attorneys to follow. Ultimately, he said it would be the discretion of the U.S. Attorney's in any particular jurisdiction to decide whether or how to prosecute federal crimes. He said that dilemma had caused the Nevada Prosecution Advisory Council to submit to the State Bar a request for an opinion on whether district attorneys in Nevada would be subjecting themselves to any form of ethical problems if they participated in the creation of those regulatory schemes. Mr. Lipparelli said there were many discussions occurring

about the permutations including the impacts of a federal government's decision to go after operators or anyone that participated in enabling the operator to begin business. Mr. Salter indicated there was a bill before Congress in an attempt to achieve some reconciliation to exempt district attorneys from the Controlled Substance Act.

Commissioner Hartung said the City of Las Vegas and the City of Reno had taken action, as included in the staff report, and he asked if Clark County or any of the other Nevada counties had taken any action. Mr. Slaughter replied he was not aware if any other entities had taken any final actions or where they were in the process. Commissioner Hartung asked if the action taken by the City of Reno was in place until the State took their action. Mr. Slaughter explained that the City's discussion centered on what the regulations would be from the State before the local jurisdictions could develop their own ordinances, policies and procedures. Commissioner Hartung asked if the Board could continue this item. Mr. Slaughter replied there were three possible alternatives available to the Board: to do nothing at this point; to begin the development of ordinances, policies and procedures, which would be reliant on the guidelines from the State Division of Health; or, staff's recommendation to prepare the resolutions and other necessary staff directives that prohibit staff from accepting all those various types of applications as referenced in the City of Reno's action.

Mr. Slaughter reviewed the Excise Tax and the Retail Sales and Use Tax component of the bill. He said SB 374 placed a 2 percent Excise Tax on the sale of all medical marijuana products, both wholesale and retail. The revenue of the tax was earmarked as follows: 75 percent to the State Distributive School Account; and, 25 percent to the State Health Division for program cost recovery. The 25 percent to the State Health Division for program costs recovery may be an issue that the County would approach during the next Legislative Session if the State would reverse some of the responsibility. In addition to the Excise Tax, the normal Retail Sales and Use Tax on the retail portion was still in place.

Chairman Humke asked if prescription drugs were exempt from Sales Tax. Mr. Slaughter stated that was correct. Chairman Humke questioned if medical marijuana was given be prescription. Mr. Slaughter explained that medical marijuana was not prescribed. He indicated that a medical marijuana card was issued from a physician when the physician felt that a patient would benefit from medical marijuana. He noted there were approximately 4,000 medical marijuana card holders presently in the State. Chairman Humke asked if the County could make money on this program. Mr. Slaughter said there would be some discretion on the fee schedule, but he did not recall any stipulation in the Statute on the various license fees.

Commissioner Jung felt this was enabling legislation that had a humanitarian cause. She said it was scientifically factual that medical marijuana helped with certain symptoms for certain illnesses. She suggested staff be directed to move forward with not accepting business licenses until after the policies were set by the State Health Division, but continue to learn all the facts.

Chairman Humke said once three local government entities in Nevada had promulgated their regulations and ordinances, the Board would then study those and use the best provisions for Washoe County. Commissioner Jung stated that Washoe County had been a leader in fiscal prudence and responsibility, a leader in having the Collective Bargaining Units to understand the issues, and she felt that being a leader also showed transparency. She felt that the State was doing an excellent job in purposely not imitating medical marijuana laws from other States. She said the State wanted to be the national model in doing this correctly until the federal government arrived at a policy. Commissioner Jung said it was incumbent upon the Board, as leaders, to go first and move forward and not wait on the other entities.

Commissioner Berkbigler agreed and had faith in the County's staff. She declared that she sat on a council to a firm that had the contract for the State Medical Marijuana Association.

Commissioner Hartung said a law enforcement representative was unable to be present, but they would be charged with regulating the policies. He agreed with not accepting any applications at the present time, and he also agreed with a permit fee that was commensurate with the Board's requirement to oversee the process. Commissioner Hartung suggested staff be directed to move forward and also have conversations with law enforcement on the affect this bill had with regulating the policies.

Chairman Humke said there could be an economic development aspect. He asked if there was any advantage in inviting citizens interested in pursuing an application to participate in creating the regulations and policies. Mr. Slaughter said individuals may come to Nevada that had some experience and may be able to offer ideas on the regulations and policies. Commissioner Hartung hoped there would be more local entities interested instead of out-of-state groups.

In response to a question from Commissioner Hartung, Mr. Slaughter understood that a Nevada Medical Marijuana card would be accepted and valid throughout the State.

Mr. Slaughter offered that staff would return during the November 12, 2013 Commission meeting with proposed wording, similar to what the City of Reno enacted, for a resolution to not accept applications or consider the various types of applications. Commissioner Hartung also suggested including input from law enforcement.

There was no action taken or public comment on this item.

**1:14 p.m.** The Board recessed.

**3:06 p.m.** The Board returned.

**13-904            AGENDA ITEM 12 - APPEARANCE**

**Agenda Subject: “Heather Renschler, Ralph Anderson & Associates. Status and update on the Washoe County Manager recruitment process and direction to staff and consultant on continued process including recommendation to select a group of applicant finalists to proceed to the panel interviews.”**

Heather Renschler, Ralph Anderson & Associates (RAA), said the search for the County Manager position began in August and was now entering the final stages of the process and noted that a total of 57 applications were submitted. She indicated that the application period had been closed and the evaluation of resumes had concluded.

Ms. Renschler recapped that an aggressive outreach had been conducted by personal phone calls, invitations and excessive advertising. She reported that she attended the International City/County Management Association (ICMA) Conference in Boston; the Nevada League of Cities and Municipalities and Nevada Association of Counties (NACO) joint conference at Stateline; and, the California League of Cities Conference in Sacramento to solicit more interest.

Ms. Renschler explained that RAA evaluated all the resumes that were received and reviewed the career experience, educational and professional credentials, and the overall match with the desired characteristics as stated in the recruitment brochure. Following the evaluation, RAA developed a core group of individuals that met or exceeded the qualifications as outlined in the recruitment brochure. The resumes of all the applicants were presented to the Board for their independent review. This independent review narrowed the field to 11 individuals and represented all the individuals identified by the Board. Ms. Renschler stated that the alphabetical listing of the 11 candidates was included in the report. She said the Board would use the list to choose a final slate of candidates to advance to the interview panels for further screening or decide to have all 11 candidates proceed to the panel process. She indicated that the panel interviews, which included six panels, were scheduled for October 17th and 18th, and was a robust, comprehensive evaluation, established with the Human Resources Department. Ms. Renschler indicated that a “Meet and Greet” reception had been scheduled for the candidates on October 17th. Additionally, the Board would conduct their final interviews during the October 22nd Commission meeting.

Paul Lipparelli, Legal Counsel, explained when a public body undertook the selection of a chief executive, some special rules applied. He said this was a situation under the Open Meeting Law where many Attorney General opinions had been requested for and, in making those decisions, it was determined that all the discussions, deliberations and processes had to be conducted in public by the public body. He felt the process thus far had complied with those opinions. Of the 11 individuals that had been listed to move forward, he asked if that list contained all the candidates put forward by the Board members. The Board members affirmed that every person they wished to advance was on the list.

John Berkich, Interim County Manager, said the Board needed to decide if all 11 candidates would proceed forward to the interview panels or would the Board select a smaller group of candidates to proceed.

Commissioner Hartung had concerns if the core group of candidates were narrowed before the interview panels. He suggested all 11 candidates be interviewed by the panels.

Chairman Humke was concerned as to what would be sent to the interview panels and what would be returned to the Board. He was also concerned the panels would place the candidates in a rank order and he preferred the panels just make comments on the candidates.

Commissioner Weber shared her concerns about the process and felt that all 11 candidates needed the opportunity to proceed. She explained that the Board had not met all the candidates and she wanted that opportunity. She asked if the 11 candidates could proceed to the panels, and then during the October 22nd meeting the Board would have the opportunity to reduce the number and move the final decision date to the following meeting. Mr. Berkich replied that the calendar was flexible and determined by the Board. However, there would be travel costs involved since some of the potential candidates would have to travel to attend the interview panel process. If the Board chose to move the date, then the finalists determined by the Board would be brought back for another interview.

Commissioner Berkbigler agreed that narrowing the list would be difficult at this point.

Ms. Renschler understood if there was a discussion on October 22nd then that would occur without the candidates being present for the Board to hold a public discussion. Based on those discussions, the finalists would then be invited back to interview before the Board.

Commissioner Hartung commented that he would be unavailable to attend the reception on October 17th and would not be able to speak to any of the candidates. Ms. Renschler clarified that the social hour was scheduled for the evening of October 17th. She explained that it would be a meet and greet and not an official interview process and noted that the opportunity for the interview would still occur during a scheduled meeting.

Commissioner Weber asked if all the candidates had been confirmed to attend the panels. Ms. Renschler replied that the schedule had been placed in the brochure and the candidates knew that RAA was adhering to the interview panels on those two dates. At the conclusion of this meeting, she would extend that invitation to the candidates to formally interview with the panels. She explained there might be instances where candidates may withdraw at that point, but she felt this was a list of individuals that were committed and had signed the appropriate releases and waivers. Commissioner

Weber felt the Board had to be united. Since Commissioner Hartung would be unavailable for the social hour, she thought there may need to be a different direction and felt it would be unfair to move forward on a decision where all five Commissioners could not participate in that decision or discussion.

Mr. Berkich clarified that this item would be considered again on October 22nd and, under the direction that the Board may take, he said the input from the panels may be used to reduce the list or the Board would interview all 11 candidates. He suggested having all 11 candidates stay over the weekend, allowing the Board to hear two items during the October 22nd meeting, one in the morning where the Board could pare down the list, then later in the meeting proceed with the final interviews, which could be a way to reduce the transportation costs and stay on schedule.

Under that scenario, Chairman Humke said the Board could interview the 11 candidates earlier in the meeting, make a reduction and then conduct the final interviews later in the meeting.

Commissioner Weber suggested changing the dates of the panel interviews. Mr. Berkich replied there were approximately 60 panel members for the panel process and it would be difficult to change those dates since the panelists had committed to the current schedule.

Commissioner Hartung appreciated the Board's support, but it appeared that his schedule would affect far more people. He said he trusted the judgment of the other Board members to make a decision.

Commissioner Berkbigler commented that the meeting on October 22nd could begin earlier than scheduled giving the 11 individuals the opportunity to speak to the Board. Then the Board could conduct a more in-depth interview with the final candidates that had been selected to proceed. She felt it was too important for all five Board members not to be involved.

Commissioner Hartung commented that he may be able to conduct phone conversations with the candidates in lieu of meeting them face-to-face if the Board and the candidates were comfortable with that process.

In clarifying the Board's directions, Mr. Berkich stated that Commissioner Hartung would conduct individual phone conversations with the candidates; however, the formal introduction process would occur early on the October 22nd agenda, followed by a reduction process in the public setting after those introductions, followed later in the day by formal interviews of the last remaining candidates. He reiterated that staff would notify all 11 candidates that they would be proceeding to the interview panel process and would stay the weekend in order to be publically introduced to the Board on the morning of October 22nd, after which the Board would conduct a selection process to reduce the desired number for a final interview to be established later in that meeting.

Mr. Berkich asked for the Board's desired outcome for the interview panel process. Chairman Humke preferred narrative comments rather than a ranking of the candidates.

There was no action taken or public comment on this item.

**13-905        AGENDA ITEM 24 – MANAGEMENT SERVICES**

**Agenda Subject: “Discussion and possible direction to staff on AB 46 of the 2013 Nevada Legislative Session, including but not limited to direction to staff to develop the appropriate ordinance(s) and Board of County Commission resolutions to implement the provisions of AB 46 of the 2013 Nevada Legislative Session. (All Commission Districts.)”**

Commissioner Berkbigler inquired on the previously requested Nevada Supreme Court opinion on this matter.

Paul Lipparelli, Legal Counsel, replied that staff had prepared a draft petition. However, he received information from the County's Bond Counsel about the potential value of the petition process. He said he would discuss the process during the next scheduled workshop on October 15th enabling the Washoe County School District the benefit of the discussion.

There was no action taken or public comment on this item.

**13-906        AGENDA ITEM 26**

**Agenda Subject: “Reports/updates from County Commission members concerning various boards/commissions they may be a member of or liaison to.”**

Commissioner Weber announced that she was appointed to the National Association of Counties (NACo's) Transportation Committee. She indicated that she was not being notified of events occurring in Sun Valley and requested she begin receiving those notifications. She said she would attend a Regional Transportation Commission (RTC) meeting scheduled for October 9, 2013 to discuss the Highway 395 Connector and then attend a meeting at the Silver Lake Volunteer Fire Department to discuss roads in Antelope Valley.

Commissioner Hartung attended the Nevada Lands Task Force meeting in Winnemucca. He said they discussed hiring InterTech Services Corporation to compile all the data for the Task Force. He said Washoe County would pay one-seventeenth of the cost, or \$3,896.50, which was being divided by the 17 counties. He said staff would need to be directed to compile data on the land the County was interested in taking back. He attended the County's “Veteran's In Need of Service” project on October 1st at the Senior Services Department and said it was a wonderful ceremony.

Commissioner Jung requested a report from the Nevada Department of Transportation (NDOT) on where citizens could submit reports about litter on the freeways and off ramps located on NDOT land. She stated that she and Commissioner Weber attended the Inaugural Aging and Disabilities Services Division Statewide Conference, which was expected to become an annual conference. She announced that she was named to NACo's Community and Economic Development Steering Committee. Commissioner Jung stated that the Flood Project was scheduled to meet on October 11, 2013 and noted that she would participate with the Washoe County Sheriff's Office (WCSO) Community Graffiti Clean-up on October 12, 2013 in Sun Valley. She requested that the other Commissioners begin receiving e-mails about the dates and times for the Regional Job Networks meetings.

Commissioner Berkbigler reported that she attended an Economic Development Authority of Western Nevada (EDAWN) meeting and was encouraged by the economic development that was occurring. She said during the Regional Planning Governing Board (RPGB) meeting a decision was made to terminate the Shared Services Elected Officials Committee. She was informed by the Tahoe Regional Planning Agency (TRPA) that the Board could assign an alternate to TRPA in the event she would be unable to attend a meeting.

Chairman Humke reported that the District 2 Citizen Advisory Board (CAB) meeting was scheduled for October 10, 2013. He said that he accepted an invitation to be "Principal for a Day" at a District middle school.

**13-907        AGENDA ITEM 27**

**Agenda Subject: "Possible Closed Session for the purpose of discussing labor negotiations with Washoe County, Truckee Meadows Fire Protection District and/or Sierra Fire Protection District per NRS 288.220."**

There was no closed session scheduled.

**13-908        AGENDA ITEM 29 – PUBLIC COMMENT**

**Agenda Subject: "Public Comment. Comment heard under this item will be limited to three 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 three minutes per person. Comments are to be made to the Commission as a whole."**

Kathryn Snedigar spoke on municipalities and their proprietary functions.

**13-909        AGENDA ITEM 25 – WORK CARD**

**Agenda Subject: "The Washoe County Commission will adjourn from the Commission Chambers and reconvene in the County Commission Caucus Room**

**(1001 E. 9th Street, Building A, 2nd Floor, Reno) to consider the work card permit appeal for Patricia Cook. The HEARING will be a CLOSED SESSION to discuss the applicant's character or other matters under NRS 241.030(1). Following the Closed Session, the Commission will return to open session in the Commission Chambers to take action on the appeal and finish the remainder of the October 8, 2013, Board Agenda."**

**4:12 p.m.** The Board recessed in Closed Session to consider the work card permit appeal for Patricia Cook pursuant to NRS 241.030(1).

**5:35 p.m.** The Board reconvened in open session to take action on the work card permit appeal.

Commissioner Jung moved to grant the work card permit appeal for Patricia Cook. Commissioner Hartung seconded the motion.

Chairman Humke suggested the Division of Child and Family Services (DCFS) Hearing Officers report the continued compliance conditions to the Social Services Department. Colette Imasaki, Social Worker III, replied that DCFS could provide a letter confirming that the terms of the agreement had been finalized.

Commissioner Jung amended the motion for the Social Services Department to receive notification from DCFS about compliance or non-compliance in order to stop watching the appellant or to revoke the work card. The seconder agreed with the amendment.

On call for the question, the motion to grant the work card passed on a 5 to 0 vote.

### **COMMUNICATIONS**

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

**13-910** Fully completed and executed Contract, Bond and Proposal for No. 3544, Project No. SP-000M(196), District II Headquarters Maintenance Yard, Washoe County.

### **QUARTERLY REPORTS**

**13-911** Washoe County Sheriff's Office – 4th Quarter FY 2012/13 – Report of Civil Fees and Commissions.

**13-912** Clerk of the Court – Quarterly report for period ending June 2013.

\* \* \* \* \*

**5:30 p.m.** There being no further business to discuss, on motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, the meeting was adjourned.

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**DAVID E. HUMKE**, Chairman  
Washoe County Commission

**ATTEST:**

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**NANCY PARENT**, County Clerk and  
Clerk of the Board of County Commissioners

*Minutes Prepared by:  
Stacy Gonzales, Deputy County Clerk*

# RESOLUTION

## Support for Northern Nevada Future Connectivity Segment of Interstate 11 Through Northwestern Nevada and Washoe County

**WHEREAS**, Interstate Transportation is a key to the economic development and the success of economic development initiatives that depend on continuing transportation investment to maintain competitiveness at a national and international level; and

**WHEREAS**, The Nevada and Arizona Departments of Transportation are working together on the two-year Interstate 11 and Intermountain West Corridor Study; and

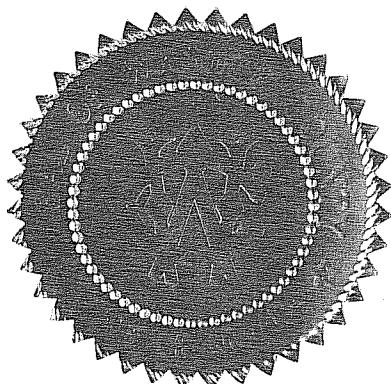
**WHEREAS**, Congress recognized the importance of the portion of the Corridor between Phoenix and Las Vegas and designated it as the future I-11 in the recent transportation authorization bill, Moving Ahead for Progress in the 21st Century Act (MAP-21); and

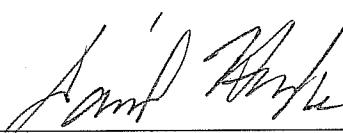
**WHEREAS**, The Nevada and Arizona Departments of Transportation recognize the importance of connecting that future interstate link to other existing or future north-south transportation facilities, including Northern Nevada; and

**WHEREAS**, The Intermountain West Corridor Study includes detailed corridor planning of a possible high priority interstate link between Phoenix and Las Vegas, and high-level visioning for potentially extending the corridor north to Canada and south to Mexico, including a possible segment of I-11 known as the Northern Nevada Future Connectivity Segment; now, therefore, be it

**RESOLVED**, The Washoe County Board of Commissioners supports the Northern Nevada Future Connectivity Segment of Interstate 11 and the Intermountain West Corridor extension from the north edge of metropolitan Las Vegas to the northern border of Nevada on a route that utilizes a corridor through Northwestern Nevada and Washoe County.

**ADOPTED** this 8th day of October, 2013.



  
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Dave Humke, Chairman  
Washoe County Commission

9/18/13

A RESOLUTION AUTHORIZING THE COUNTY TREASURER TO TRANSFER TO OTHER GOVERNMENTAL ENTITIES, REAL PROPERTY HELD IN TRUST DUE TO PROPERTY TAX DELINQUENCIES AND OTHER MATTERS PROPERLY RELATED THERETO.

WHEREAS, after the expiration of the period of redemption for tax delinquent parcels of real property, the county tax receiver is required to execute and deliver deeds conveying title to such property to the county treasurer in trust for the use and benefit of the State and county, (NRS 361.585); and

WHEREAS, upon the order of the board of county commissioners entered upon the record of its proceedings, such tax delinquent parcels held in trust by the county treasurer may be conveyed in the manner required by state law after proper notice is given, (NRS 361.595); and

WHEREAS, attached to this resolution and incorporated herein is Exhibit A, a list of tax delinquent parcels held by the county treasurer in trust that the board of county commissioners desires to have conveyed to other governments as more specifically set forth in Exhibit A; and

WHEREAS, pursuant to NRS 361.603 local governments or the Nevada System of Higher Education are authorized to acquire property held in trust by the treasurer of the county to serve a public purpose in return for the payment of the delinquent taxes; and

WHEREAS, pursuant to NRS 361.603 no delinquent taxes need be paid for property transferred to a local government for street, sewer or drainage uses, for use in a program for the rehabilitation of abandoned residential properties established by the local government pursuant to chapter 279B of NRS, or for use as open-space real property as designated in a city, county or regional comprehensive plan.

NOW THEREFORE BE IT HEREBY RESOLVED by the Washoe County Board of County Commissioners as follows:

1. The Washoe County Board of County Commissioners finds that withholding the parcels listed in Exhibit A, item #1 in accordance with WCC 20.471(2) would serve the public purposes stated in the exhibit. The Washoe County Treasurer is further ordered to retain the parcel in Exhibit A, item #2 for the purpose stated in Exhibit A until further order of the board.

2. The Washoe County Treasurer is hereby ordered pursuant to NRS 361.603 to transfer the parcels listed in Exhibit A, items #3, #4, #5 and #6 to the governmental unit(s) for the purposes stated in Exhibit A in the manner required by state law after proper legal notice has been given.

10-8-13  
9E

3. If some irregularity or circumstance arises before the transfer of any certain parcel listed in the exhibit to this resolution such that in the opinion of the Washoe County Treasurer the public interest would best be served by withdrawing such a parcel from a sale or transfer, the Washoe County Treasurer is hereby expressly authorized to make such a withdrawal on behalf of the county. The Treasurer shall report to the board in writing his or her decision to make such a withdrawal and shall state the reasons for the decision. The board may thereafter permit the parcel to remain in trust for the benefit of the state and county or may again order it be sold or transferred.

ADOPTED this 8<sup>th</sup> day of October, 2013 by the following vote:

AYES: Honke, Weber, Berkbigler, Jung & Hartung

NAYS: None

ABSENT: None

ABSTAIN: None



Chairman  
Washoe County Commission

108-61

ATTEST:



## RESOLUTION

**WHEREAS**, The Washoe county Sheriff's Office Forensic Science Division had the determination that the supplies, materials and equipment have reached the end of their useful lives; and

**WHEREAS**, The Washoe County Sheriff's Office Forensic Science Division made the determination to donate various unused equipment and supplies to WCSD; and

**WHEREAS**, Pursuant to NRS 244.1505, Board of County Commissioners may donate to a governmental entity and certain non-profit organizations for any purpose which will provide a substantial benefit to the inhabitants of the county; and

**WHEREAS**, Washoe County desires to donate various unused equipment and supplies to WCSD; and

**WHEREAS**, Washoe County finds that providing a sister agency the ability to use the equipment and supplies in their science programs rather than disposing of the equipment and supplies in the landfill provide a substantial benefit to the inhabitants of the county; now, therefore, be it

**RESOLVED**, By the Board of Washoe County Commissioners, that the Board hereby approves the donation of various unused equipment to Washoe County School District (WCSD) with a current market value estimated at \$1,826.00.

**ADOPTED** this 8<sup>th</sup> day of October, 2013.



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David Humke, Chairman  
Washoe County Commission

10-8-13  
LSP

ATTEST:



Lancy L. Paetz  
Washoe County Clerk

10-8-13  
9H2

Item Description	Washoe County Asset Number	Approximate Value \$
Glass Test Tubes		75
Porcelain Spot Plates		25
Cover Slips for Slide Preparations, Plastic		5
Cover Slips for Slide Preparations, Glass, Various Sizes		5
Slides for Microscope Preparations, Plastic		5
Microbreakers, Plastic		5
Glass Microscope Slides (2 x 2 inch)		75
Microscope Slides with Wells		50
Thermcouple Thermometer with Probe		50
Thermcouple Thermometer with Probe		50
Padlocks		5
Spatulas		1
Rulers		5
Disposable Plastic Beakers		1
Plastic Conical Test Tubes		5
Hot Plate		10
Small Paint Brushes in Plastic Case		1
Crucibles		1
Glass Condensors		150
Glass Beads		5
Bottle Racks		1
Test Tube Racks		25
Separatory Funnels with Connectors		100
Bunsen Burner		5
Probes with Needles		1
Plastic Tweezers		1
Ceramic Mortars and Pestles		1
Capillary Tubes		1
Eye Droppers		1
Stirring Rods		1
Volumetric Flasks		25
Cork Borers		5
Hemstats and Spatulas		5
Flasks		100
Watch Glasses		5
Graduated Cylinders		10
TLC Spraying Flasks		100
Sieves		25
Vaccum Trace Collectors		100

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Filtering Funnel		10
Magnifying Lens		50
Hot/Stirrer Plate	219916	25
Hot/Stirrer Plate		25
Test Tube , Screw Cap		125
Stirrer	28812, 00219951	75
Microscope, Stereo	223141	75
Light Source for Stereomicroscope	223142	25
Ultrasonic Cleaner	259119	5
Slide Holder		5
Slide Box	23033	25
Ring Stand with Clamp		5
Ring Stand	244143	5
Ultraviolet Lamp	219918	10
Ultraviolet Lamp	219966	10
Rotator		5
Thermometers, Digital		20
Microscope, Transmitted, Phase Contrast	219968	100
Petri Dishes		5
Bottles		50
Table, Small	13596	10
Microscope Benches		20
Filtering Flask with Funnel		100
<b>TOTAL</b>		<b>\$1826</b>

888-G1

**INTERLOCAL AGREEMENT**  
**Extraditions**

This agreement ("Agreement") is made and entered into on the last date of governmental approval reflected herein, by and between the County of Washoe ("County"), a political subdivision of the State of Nevada, on behalf of the Washoe County Sheriff's Office ("WCSO"), and the City of Sparks, a municipal corporation ("Sparks"), on behalf of the Sparks Police Department, ("SPD").

WHEREAS, WCSO performs extraditions of prisoners on a regular basis; and

WHEREAS, WCSO processes the extradition of approximately 65 prisoners and their related files for SPD each year on a regular basis; and

WHEREAS, extraditions instituted by SPD can be done more cost-effectively using the resources and contacts of WCSO; and

WHEREAS, the parties desire that WCSO arrange extraditions for SPD and transport prisoners within Nevada and from states outside Nevada; and

WHEREAS, SPD agrees to compensate WCSO for the arrangement of extradition and transporting such prisoners,

NOW, THEREFORE, the parties agree as follows:

**Statutory Authority.** Nevada Revised Statutes 277.080 through 277.180 authorize any one or more public agencies to contract with any one or more other public agencies to perform any governmental service, activity or undertaking which any of the public agencies entering into the contract is authorized by law to perform and authorizes the sharing of resources between public agencies.

1. **General Agreement.** To the extent funds are available from the SPD and at the request of SPD, WCSO shall arrange for extradition and shall transport of prisoners as provided herein. The WCSO shall use reasonable efforts to arrange the most cost-effective transportation available.

2. **Administration Fee.** Extradition requested by SPD will be charged a \$108.00 flat administration fee per file, regardless of whether transportation occurs.

3. **Prisoners within Nevada.** Extradition of prisoners within Nevada is subject to the following provisions:

(a) WCSO shall transport such prisoners using its personnel or provide other personnel for such transport at its own expense, except that the SPD may provide personnel for such purposes upon request by either agency.

(b) SPD shall pay WCSO a \$108.00 flat Administration Fee as described in Paragraph 2.

(c) SPD shall pay the "Actual Costs" of transportation relating to the extraditions. Actual costs may include, but are not limited to: Commercial airfare, private transportation, mileage, per diem, aircraft rental, vehicle rental and "Hourly Wage" associated with WCSO personnel.

(1) Hourly wage will be \$70 per hour, per deputy/officer. These wages shall be waived if SPD provides all the personnel to conduct an extradition.

(2) "Hourly Wage" shall be shared pro rata between WCSO and SPD, if WCSO prisoners are extradited concurrently with SPD prisoners.

(d) "Actual Costs" shall be shared pro rata between WCSO and SPD, if WCSO prisoners are extradited concurrently with SPD prisoners.

4. Prisoners outside the State of Nevada. Extradition of prisoners in states other than Nevada is subject to the following provisions:

(a) WCSO shall transport such prisoners using its personnel or provide other personnel for such transport at its own expense, except that the SPD may provide personnel for such purposes upon request by either agency.

(b) SPD shall pay WCSO a \$108.00 flat Administration Fee as described in Paragraph 2.

(c) WCSO shall pay the cost of transportation and shall bill the State of Nevada ("State") for reimbursement of those costs. WCSO is entitled to retain all reimbursement funds it obtains from the State.

(d) SPD shall pay the "Hourly Wage" as set forth in paragraph 3(c)(1) and (2) for WCSO personnel conducting extraditions on behalf of SPD.

(e) SPD shall reimburse the WCSO for actual costs not reimbursed by the State of Nevada for extradition of out of state transportation of prisoners.

5. Basic Allocation; Quarterly Payments; Maximum Amount Payable; Exceptions.

(a) The amount which SPD may pay annually to the WCSO pursuant to this Agreement shall not exceed THIRTY THOUSAND DOLLARS (\$30,000.00) per fiscal year (July 1 – June 30), except that the Chief of Police of Sparks may authorize additional payments to WCSO pursuant to this Agreement.

(b) Quarterly Payments. SPD shall continuously monitor the sums due and payable to WCSO under this Agreement. SPD shall calculate the amount owed to the WCSO for each quarter and submit payment to WCSO within 60 days after the end of the quarter. When making a quarterly payment, SPD shall inform WCSO of the balance remaining for the fiscal year. Quarterly payments are due based upon the County's fiscal year which is July 1 through June 30.

6. WCSO has no duties if SPD expends all sums available for the payment to WCSO.

(a) SPD shall immediately notify the WCSO in the event it has expended \$30,000.00 in a fiscal year pursuant to the terms of this Agreement, and (b) whether the Chief of SPD has authorized the appropriation of additional money for the fiscal year. SPD shall provide written notice thereof to the Washoe County Sheriff, 911 Parr Blvd., Reno, NV 89512 and in accordance with Paragraph 13 of this Agreement.

(b) In the event that \$30,000.00 is expended in a fiscal year under the terms of this Agreement and no additional money is appropriated, WCSO shall be under no obligation to assume any duties to arrange extraditions, transport prisoners, pay travel costs or perform any other acts pursuant to this Agreement. WCSO shall finish all SPD extraditions in progress when it receives notice pursuant to sub-paragraph (a) immediately above. The SPD shall pay the WCSO for such service from any fund allowed by law.

(c) Upon notice under Paragraph 6(a), WCSO may terminate this Agreement for the remainder of that fiscal year by sending a notice of termination to the Sparks Police Chief, Brian Allen.

(d) If additional money for payment of the duties under this Agreement is provided, the parties shall continue performance under this Agreement until such additional funding is exhausted.

7. Retroactive Payments Permitted. At the sole discretion of SPD, this Agreement may be applied retroactively to extraditions performed by WCSO within the six months prior to its effective date. Nothing in this Agreement or this paragraph requires SPD to pay WCSO for any extraditions prior to such effective date, and the decision to make such voluntary payments rests entirely with SPD.

8. Agreement Does Not Limit Authority of SPD. Nothing in this Agreement negates or limits the authority of SPD to arrange and/or perform any extraditions using its own personnel or persons from any law enforcement agency other than the WCSO.

9. Termination. This term of this Agreement is from its effective date up to and including June 30, 2016, unless terminated at an earlier date by one or both parties. This Agreement may be terminated by written agreement of termination executed by both parties, and it may also be terminated by one party serving the other party with written

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notice of termination in a manner described in paragraph 13 thirty (30) days prior to effective date of termination.

10. Partial Invalidity. If any non-material term or provision of this Agreement shall be deemed to be invalid or unenforceable to any extent, the remainder of this Agreement will not be affected, and each remaining term and provision of this Agreement will be valid and be enforced to the fullest extent permitted by law.

11. Entire Agreement. This Agreement constitutes the entire contract between the parties hereto and may not be modified except by an instrument in writing signed by the party to be charged.

12. Construction. The Parties and their professional advisers have prepared this Agreement jointly. The Parties and their respective advisors believe that this Agreement is the product of all of their efforts, that it expresses their agreement and that it should not be interpreted in favor of or against any Party.

13. Notices. Any notice or other communication required or permitted to be given under this agreement shall be in writing and shall be (i) personally delivered, or (ii) delivered by certified mail, return receipt requested, and deposited in the U.S. Mail, postage prepaid. All notices shall be deemed received upon actual receipt. Notices shall be directed to the Sheriff of Washoe County and/or the Sparks Police Chief at their respective business addresses.

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14. Individual Liability of Participating Agencies.

A. Each participating agency agrees that it will be responsible to the extent required by law for any liability or loss that may be incurred as a result of any claim, demand, cost or judgment made against that agency arising from any negligent act or failure to act by that agency's employees, agents or servants in connection with work or responsibilities performed pursuant to this Agreement. Each agency will assert the defense of sovereign immunity as appropriate in all cases. Each agency's obligation for actions sounding in tort is limited in accordance with the provisions of NRS Chapter 41.

B. Each participating agency shall be solely responsible for the following costs, expenses and liabilities related to its employees, agents or servants:

1. Withholding income taxes, FICA or any other taxes or fees
2. Industrial insurance (Worker's Compensation coverage)
3. Participation in any group insurance plans available to employees
4. Contribution to the Public Employees Retirement System
5. Accumulation of vacation leave or sick leave
6. Unemployment compensation coverage provided by the participating agencies.
7. Any other cost, expense or liability related to its employees, agents or servants.

15. Independent Public Agencies. The parties are associated with each other only for the purposes and to the extent set forth in this Agreement, and in respect to performance of services pursuant to this Agreement, each party is and shall be a public agency separate and distinct from the other party and, subject only to the terms of this Agreement, shall have the sole right to supervise, manage, operate, control, and direct performance of the details incident to its duties under this Agreement. Nothing contained in this Agreement shall be deemed or construed to create a partnership or joint venture, to create relationships of an employer-employee or principal-agent, or to otherwise create any liability for one agency whatsoever with respect to the indebtedness, liabilities, and obligations of the other agency to any other party.

IN WITNESS WHEREOF, the Parties hereto have approved this Agreement and have caused this Agreement to be executed by their respective officers on this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

CITY OF SPARKS



Geno Martini, Mayor, City of Sparks

ATTEST:



Leesa Gardner  
Sparks City Clerk

Approved as to form:



Sparks City Attorney

COUNTY OF WASHOE



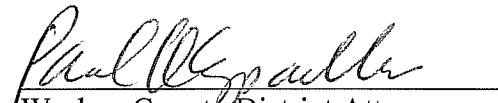
David E. Humke, Chairman, Board of County Commissioners

ATTEST:



Nancy L. Parrot  
Washoe County Clerk

Approved as to form:



Paul K. Spadler  
Washoe County District Attorney

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