

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

TUESDAY

10:00 A.M.

AUGUST 28, 2018

PRESENT:

Marsha Berkbigler, Chair

Kitty Jung, Vice Chair

Bob Lucey, Commissioner

Vaughn Hartung, Commissioner

Jeanne Herman, Commissioner

Nancy Parent, County Clerk

John Slaughter, County Manager

Paul Lipparelli, Deputy District Attorney

The Washoe County Board of Commissioners convened at 10:01 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:

18-0585 **AGENDA ITEM 3** Appearance: Mark Amodei, Congressman, State of Nevada Presentation and update from Congressman Mark Amodei on federal issues.

Mark Amodei, United States Representative for Nevada's original congressional district, thanked the Board and County staff. He described the lands bill as an evolving process that required the coordination of many parts to make things happen. He indicated they would move forward with the bill when they received approval from the County Commission and from the City Councils. He pointed out there would be discussions with federal agencies, citizens groups, and tribal groups. He stressed he remained committed and praised County staff for their work. He felt the most successful lands bill in the history of the nation was the Southern Nevada Public Lands Management Act (SNPLMA) twenty years prior. He added Clark County was also currently working on a lands bill. He noted a lands bill that disposed of federal property surrounding urban areas while addressing resource issues and frontier areas could be beneficial, citing SNPLMA as an example. He said the County was doing its due diligence and he looked forward to seeing the results.

Congressman Amodei stated the Pershing County Public Lands Management Act, which dealt with lands along the Central Pacific right-of-way, passed the House and had a hearing in the Senate. He hoped the Senate would act on it before the end of the year because anything not passed by December 31 would need to be reintroduced to the 116th Congress.

Congressman Amodei said his office continued to work with federal and state agencies, the County Manager, and County staff regarding the flooding of Swan Lake. He remarked the intent was to ensure the oversight of federal agencies was appropriate and timely, so federal assistance for constituents would be available.

Congressman Amodei stated ensuring funding for the Virginia Street project was the biggest priority in Commission District 2 to expand the area's transportation technology and services. He stated there was communication with the Nevada Department of Transportation regarding the "Spaghetti Bowl" intersection and stressed the importance of communicating plans with anyone who could be affected by the projects.

Congressman Amodei commented that years ago concerns centered around schools, water, and the challenges faced by planning and zoning authorities. He stated housing affordability had become a major concern. He said he interacted with both rural and County housing authorities to identify resources available to assist the area. He said it was the job of his office to provide tools to meet those challenges. He welcomed any questions.

Chair Berkbigler thanked the Congressman for the updates. She wondered whether the congressional delegation had discussed how to address growth in the greater region as a whole. Congressman Amodei responded there was not much discussion between the Senate delegation and the House delegation on that topic. He pointed out three of Nevada's four congressional districts were in Clark County. He remarked he never wanted to tell Washoe County what to do regarding appropriations or resources; the County's planning and zoning authority was sacred. He indicated it was easier to add resources to an existing funding stream than it was to create a new program. He noted there was an effort to avoid earmarks, though he felt earmarks would still happen in the executive branch even if the legislative branch did not use them. By adding money to existing streams, they would be able to respond to decisions made by the County Commission and the City Councils, who were the chief stewards of planning and zoning in County areas.

Congressman Amodei mentioned he did not think an infrastructure bill would happen before the end of the year because there were higher priority items ahead of it. He said he sought a seat on the Appropriations Committee which resulted in agencies like the Federal Highway Administration briefing them on the status of certain projects. This allowed proper oversight to be exercised. He expressed frustration at the Federal Emergency Management Agency's response to the almost million acres of Nevada which were burning. He pointed out 85 percent of the State was federally owned and this disaster impacted tourist economy, calf grazing, and agriculture.

Chair Berkbigler expressed concern about the items mentioned by Congressman Amodei as well as water in closed basins and other issues stemming from massive growth. She added the "Spaghetti Bowl" issues had negative impacts not only in the area but on anyone driving through Reno.

Commissioner Hartung thanked Congressmen Amodei and his staff for their communication. He brought up a conversation he had with the Congressman about a possible deal with Amtrak to provide transportation between Washoe Valley and the Tahoe-Reno Industrial Center. He invited the Congressman to have discussions with people in the region about wastewater, effluent management, and advances being made by the Water Innovation Campus and several local pilot programs. He felt these advances were pivotal for the County in terms of closed basin management; he thought it was important to put water where it was needed rather than disposing of it. He invited the Congressman to tour the Chalk Bluff facility to see how water coming off the river was being treated. He hoped to receive federal assistance to change how the region treated wastewater and to install plants with advanced technology. Congressman Amodei replied he would arrange a meeting within 30 days even if the 2-hour rule needed to be invoked.

Commissioner Hartung asked for an update on Congressman John Shimkus' trip to Yucca Mountain. The Commissioner thought the site would not be used for nuclear storage but rather for a reprocessing program. He said repurposing that material had great value and it could become a big business for Nevada. He said acknowledging the federal government owned 85 percent of Nevada was imperative.

Congressman Amodei responded he would forward an update to County Manager John Slaughter for the Commissioners to peruse. The Congressman stated he saw people of all political leanings praise the Chairman of the Energy and Water Subcommittee of Appropriations for putting \$25 million toward studies at Yucca Mountain. He pointed out people regularly discussed Yucca Mountain on the House of Representatives floor. He noted a bill passed the Energy and Commerce Committee earlier in the year on a vote of 42 to 4. He said there were discussions with Congressman Shimkus about an appropriate step to take in Nevada rather than just spending money to solve the problem.

Congressman Amodei indicated there was an amendment that would make the University of Nevada Las Vegas, where reprocessing research was being done, the national center for that research. He felt the Desert Research Institute (DRI) should be placed in charge of compliance for resource issues, though he emphasized the DRI did not request that. He said they researched shipping on Route I-11 and he expected reluctance to having materials shipped on Routes I-5, 395, or 80. He said they put both the research DRI's oversight portions into an energy and water appropriations bill; the routing piece was not included because it did not belong there. He stated a University building contaminated with radon would take \$10 million to clean but there was a mechanism to clean the building and keep it on the national register of historical places.

Congressman Amodei summarized there were responsible things to do in Nevada regarding Yucca Mountain but said the Senate would not act on them because of the senatorial election. He thought if there were the votes to kill the measure, Mitch McConnell would schedule it. He pointed out several states had significant inventories of those materials and there would be enough votes to pass it just to get the material out of those states. He felt a vote after the election was unlikely.

18-0586 **AGENDA ITEM 4** Appearance: Lt. Col. Ben Johnson, Commander Sierra Army Depot, Herlong, California Presentation regarding mission and service to the Army and the Nation.

Lieutenant Colonel Ben Johnson stated he was a Commander at the Sierra Army Depot (the Depot) though his tour would end the following summer. He indicated his wife was an Army officer who retired after twenty years in the Army.

Lieutenant Colonel Johnson said the Depot was embedded in Lassen County's community and it also partnered with Washoe County. He wanted to increase awareness about the Depot to retain a quality workforce, which he said was more difficult in a strong economy. He remarked the Depot's location in Herlong, California was selected in 1942 due to its remoteness as it was originally designed as an ammunition depot. Since 2005 the Depot was a multi-functional base but it no longer stored ammunition.

Lieutenant Colonel Johnson said the Depot was part of a network of 23 army depots throughout the country under the Army Material Command based out of Huntsville, Alabama. Their direct headquarters was a tank and automotive armaments command out of Detroit, Michigan. He stated since 2005 the Depot provided logistics support to the Army and the Joint Force to increase readiness, and added the Depot's customers were mostly Department of Defense entities.

Lieutenant Colonel Johnson mentioned the Depot was a boneyard for old equipment; more than 2,100 tanks were stored there, which was more than the Army and the National Reserves. He noted most of the Depot's tanks were near the end of their life, waiting to be rebuilt or scrapped. He estimated the Depot had \$13 billion in Army equipment and it issued all the clothing for the Army Reserves; they were the largest FedEx shipper in the Army. He stated the Depot specialized in rebuilding equipment and they built armored kits for Humvees.

Lieutenant Colonel Johnson said they had a 10,000 foot runway used by multiple active-duty units due to its ease of use. The runway could handle all military and commercial aircraft up to the size of a 747 and there had been discussions by both Lassen and Washoe Counties about utilizing it more. The Depot had 1,400 employees, 1,200 of which were Department Army civilians and 200 were contractors; around 350 of the employees were veterans. He noted there were only five active duty soldiers, including him, and there were 10 to 15 mobilized reserve soldiers who performed jobs that were otherwise difficult to fill. He pointed out there were numerous Depot alumni in Susanville and Reno; about 40 percent of Depot employees lived in Nevada while the rest lived in California.

Lieutenant Colonel Johnson indicated the Depot hired between 20 and 30 positions at any time, including IT specialists, security personnel, logistics program managers, and warehousing specialists. He stated the Depot's average annual revenue was \$220 million and he remarked the system of 23 depots had to break even. He said

recent economic assessments estimated the Depot had a \$440 million impact to the Nevada and California areas. Between \$25 and \$30 million were invested annually in the base's infrastructure for the previous ten years. He said there were opportunities for public-to-private and public-to-public partnerships with the airfield and he added Depot employees could work for private businesses to maintain some of their skills. He emphasized the Army needed consistent funding at the national level to improve Army readiness. He invited the Commissioners to tour the base.

Chair Berkbigler thanked Lieutenant Colonel Johnson for the presentation and thanked him and his wife for their service.

18-0587 **AGENDA ITEM 5** Appearance: Bobbi Thompson Reno Air Race Association Presentation and update on Reno Air Race Association.

Tony Logoteta, Chief Operating Officer and Chief Financial Officer for the Reno Air Races, mentioned he was happy to see a promotional video for the races in the lobby. He indicated this was the 55th year for the air races in northern Nevada and he encouraged people to get tickets for the show.

Bobbi Thompson, Vice President of Strategic Planning for the Reno Air Races, conducted a PowerPoint presentation and reviewed slides with the following titles: Our Guest; Demographic of Non-Local Attendees; Total Economic Impact; and 2016 Economic Impact.

Ms. Thompson remarked the majority of guests were transient, which benefitted local hotels and the Reno-Tahoe International Airport. She pointed out the total economic impact had grown from 2014 to 2016 and she hoped the impact since 2016 would end up being even more significant. She said the Reno Air Race Association always strived to improve.

Mr. Logoteta stated the air races were part of the community. He acknowledged some of the partnerships with local non-profit organizations and said the Association made cash contributions of around \$50,000 to \$60,000 to those entities, not including ticket donations.

Mr. Logoteta pointed out they began filming the event in 2015 and it first aired once in 2016. He said the power tool company Stihl came on board as a partner that wanted to take the event national and international through its broadcast sponsorship. He indicated there were broadcasts in 2017 with more in 2018. He expected that to continue to grow. He commented part of the Association's mission was to perpetuate the spirit of air racing and inspire the next generation of pilots; this was why it was important to continue the education piece. He anticipated doubling the typical number of students at the event this year.

Mr. Logoteta summarized the races would feature a nearly full race field and the Patriots jet team, a civilian performing team which included four ex-Thunderbird

and Blue Angel pilots. The event would also include a World War II demo team and aerobatic performers. He announced there would be a new runway used at the event. He hoped to have increased dialogue with Washoe County and wanted to discuss expanding their partnership with the County.

Chair Berkgigler noted she grew up in Reno and commented the races had evolved over the years.

Commissioner Hartung asked how many air races there were in the United States. Mr. Logoteta responded there had been a Formula One race in Ely in June, but the Reno Air Races featured everything from small bi-planes to World War II planes. He added it was the only race in the country that featured races with eight planes racing on the same course at the same time, wingtip to wingtip. Commissioner Hartung stated he hoped the air races never left northern Nevada since it was a legacy event for the County and the races had become synonymous with Reno. Mr. Logoteta confirmed they did not want to go anywhere else. Ms. Thompson added the Reno Air Races had international recognition and it was the only place in the world to experience this type of air racing.

18-0588 **AGENDA ITEM 6** Transfiguring Adoption awards Yvette Clark as 2018 Foster Parent of the Year recipient as presented by Human Services Director, Amber Howell.

Human Services Director Amber Howell announced that Ms. Yvette Clark was selected as the recipient of the award for best foster parent in the United States. She noted Ms. Clark fostered for more than ten years and there were 892 children currently in Washoe County's foster system. Ms. Clark transformed the lives of two children who had been bounced from birth homes to foster homes. Additionally, Ms. Clark helped transition children into an adoptive home where they continued to thrive.

Ms. Howell expressed gratitude for Ms. Clark's kindness, compassion, time, and dedication to the County's children. Ms. Howell noted the Transfiguring Adoption organization scoured the entire country to find the best and selected Ms. Clark. Ms. Howell mentioned the County finalized 147 adoptions, breaking the prior year's record, and said adoptions had increased because of people like Ms. Clark.

Ms. Clark said she was honored to receive the award and said every foster parent in Washoe County was capable of winning it. She thanked the person responsible for nominating her, a number of case workers, her family, and agencies who helped foster parents do their job. Lastly, she thanked the Reno Rodeo Foundation and the Kids Kottage for their support.

18-0589 **AGENDA ITEM 7** Public Comment.

Ms. Traci Davis, Superintendent of the Washoe County School District (WCSD), asked the Board to support Agenda Item 22 and indicated there would be qualified staff available to answer any questions the Board might have. She pointed out Washoe County Question 1 (WC-1) included the construction of three middle schools. Two of these, Desert Skies and Sky Ranch, were already under construction and were scheduled to open in August 2019; the third would be Arrowcreek Middle School. She mentioned the WCSD was in the process of acquiring the land from the United States Forest Service (USFS), a process which began in 2004. She noted USFS public comment periods yielded 355 written responses, 315 of which supported the middle school. She added they incorporated several of the concerns into the design of the school, including drainage improvements, parking and traffic improvements, and new landscaping and sidewalks. The middle school would provide relief from overcrowding in 20 existing elementary schools by rezoning sixth graders, which would impact 10,000 students. She asked the Board for its support to honor the promise made to the community.

Ms. Tammy Holt-Still showed photographs of algae blooms, copies of which were placed on file with the Clerk. She said a member of County staff indicated the algae was not dangerous to residents because there was a fence blocking it, but she pointed out someone could easily bypass the gate. She said the algae was in other locations besides just the bird sanctuary. She claimed the algae would become airborne when it dried and it would be dangerous to those with respiratory issues. She stated Virginia Lake had a filter system that prevented the water from becoming stagnant.

Ms. Denise Ross showed additional photos of the algae, copies of which were placed on file with the Clerk. She asked what the Board would do if their children went to school near algae like this. She expressed concern about animals drinking the water and requested test results as soon as they were available.

Mr. Charles Stockford spoke about stripped cars blocking Quartz Lane. He mentioned an incident of a man living in a pick-up truck with two dogs and another with a burned motor home stripped to a bare chassis. He alleged he tried to work with numerous government agencies within the County and the Cities but nobody was able to do anything about the problem. He expressed concern that a fire truck or an ambulance would have difficulty getting through some of the roads and he requested something be done about the problem.

Ms. Wendy Damonte, Vice President of Advocacy and Community Partnerships with Renown Hospital, said Renown was the only locally-owned not-for-profit health network. She stated all income was reinvested back into programs and equipment to improve the health of the community. She noted Vice President of Government Relations Chris Bosse would meet with each Commissioner individually to further discuss partnering with Renown. She listed the nine new partners of the Community Health Needs plan and reviewed a handful of goals they hoped to achieve through their work. She spoke about offering healthier concessions at sporting events and

creating an exercise-is-medicine program. She said the work would have a meaningful impact on citizens by providing services and treatment to people at various levels of need. She noted Renown's contributions in fiscal year 2017 totaled more than \$119 million, including funding for research and education, community initiatives, and non-reimbursed healthcare services.

Mr. Lee Neish stated he was the newly-appointed pastor at Sparks Methodist Church, which had been in the community for more than 100 years. He spoke about the work his prior church performed, including introducing health and human services programs, supporting people dealing with poverty, and using federal dollars to address homelessness. He hoped to do similar work in Washoe County and invited the Board to reach out to him.

County Clerk Nancy Parent indicated Mr. Kenji Otto submitted documents which she would distribute to the Board and make a part of the record. Mr. Otto mentioned he represented a small group researching the possibility of creating an unincorporated town in the Cold Springs valley. He said he presented a letter to Commissioner Herman and hoped to get answers on a few questions from her, the County District Attorney, or the Nevada Attorney General. He hoped to gather enough research so voters could make an educated decision on the project. He suggested the Commissioners consider the benefits of having unincorporated towns within the County, such as the diversification of communities, the ability to focus on area needs, and more opportunities to research and apply for grants. He thought this effort would allow current and future residents a guaranteed voice in decisions concerning the progression of the valley.

Ms. Parent indicated Mr. Charles Johnson removed his request to speak and he would speak on an item later in the agenda.

Ms. Elaine Walker said she was thrilled to have a middle school in her community but expressed concern that the planned detention pond would be under a fault line. She said she witnessed runoff areas on Arrowcreek Parkway and stated recent floods had impacted her neighborhood. She asked the Board to visit the area.

Mr. Richard Jay stated schools were facing overcrowding and said it looked like enrollment would surpass 65,000 students this year. He pointed out 57 percent of voters supported WC-1. He claimed the expansions at Damonte Ranch High School came in \$7 million under budget as part of \$40 million in repairs. He said Arrowcreek Middle School is badly needed and the USFS was selling the land for \$10 an acre. He said an overwhelming majority of parents at a recent meeting supported the school. He made comments about several concerns that had been voiced, including fire evacuation procedures, flooding, traffic volumes, property values, and fault lines. He stressed the school was important to the community and wanted construction to start immediately.

Mr. Sam Dehne expressed frustration about public comment not being first on the agenda and he spoke about the Open Meeting Law.

Mr. J. D. Klippenstein, Executive Director of Acting in Community Together in Northern Nevada, stated his agency was working with the Commissioners regarding the housing crisis. He stated he supported Agenda Item 20 to establish an affordable housing trust fund, which he called a national best practice for developing and financing affordable housing. He remarked 770 trust funds existed and they created \$1.2 billion in revenue, which was invested in low-income and workforce housing. He cited a 2016 survey which determined each dollar invested by a County in an affordable housing trust fund enabled the leveraging of an additional \$8.50 in public and private financing. He pointed to dozens of people in the audience who came to support the item.

Ms. Daysi Rodriguez, Outreach Coordinator for Tu Casa Latina, stated the organization served victims of domestic violence, crime, and human trafficking. She noted the housing market had drastically changed in the seven years she was an advocate; her clients were not able to live independently. She mentioned funds existed to help pay for transitional housing but clients who could not afford \$800 rent often returned to abusers. She stated many of her clients were a vulnerable population and had additional language and health barriers. She expressed her support for Agenda Item 20.

Ms. Donna Clontz, Vice Chair of the Washoe County Senior Advisory Board and the Chair of the Reno Senior Citizen Advisory Committee, said both boards were concerned about the housing situation. She stressed many seniors were on fixed incomes and increasing rents made it impossible to stay where they lived. She urged the Board to support Agenda Item 20. She promoted the Senior Games and invited everyone to the closing ceremonies Saturday, September 1. She stated both boards supported Agenda Items 15, 16, and 20.

Ms. Karen Foster, Minister with the Unitarian Universalists Fellowship of Northern Nevada, stated her support of Agenda Item 20. She said Unitarian Universalists believed in the inherent worth and dignity of every individual and she expressed concern about the housing crisis. She stated housing was a right and not a privilege. She said the Board could take a first step in mitigating the crisis and asked what they wanted the community to look like in twenty years. She felt developers were making millions while low-income Nevadans could not afford housing. She said other communities required developers to either include affordable housing in their plans or contribute to an affordable housing plan.

Mr. Sherif Elfass, President of the Northern Nevada Muslim Community, said he supported Agenda Item 20. He remarked residents needed affordable and safe housing and several of his community's members requested help with rent payments since theirs had increased by as much as 30 percent over a few months. He noted the Northern Nevada Muslim Community collected 200 pledge cards, which illustrated the significance of the crisis. He felt establishing a trust fund for affordable housing was a

great solution that had been tested before. He urged the Board to support establishing the trust fund.

Mr. Tobin Bechtel, Head of the Sage Ridge School, stated he was in support of having a middle school in Arrowcreek but wanted it done correctly. He expressed concern about evacuation routes and the potential for bottlenecks on Arrowcreek Parkway. He alleged on a typical day over 800 people tried to get through an intersection near Hunsberger Elementary and Sage Ridge Schools, and he expressed concern about additional traffic from the third school. He mentioned a current plan for a stop light to address firehouse access was inadequate.

Mr. Tom Hammond, the Lassen County District 5 Supervisor, submitted documents which Ms. Parent distributed to the Board and placed on the record. He praised the job done by the Sierra Army Depot and lauded the Board for its handling of the economic upturn. He mentioned the initial stages of widening Route 395 north of Washoe County were underway and felt it would have a positive impact on both counties. He hoped highway improvements could be made from Hallelujah Junction to the Oregon border. He anticipated returning to the Board with an update as the project progressed.

Ms. Nora Prochaska stated she supported Agenda Item 20 and said nearly 30 homeless people died in 2017 due to exposure. She felt those lives could have been saved by the establishment of a trust fund.

18-0590 AGENDA ITEM 8 Announcements/Reports.

Commissioner Jung said she and various members of the Manager's Office prepared meals at the Ronald McDonald house for parents taking care of sick children. She noted the Western Nevada Development District in conjunction with Washoe County held the 4th annual statewide economic development conference. She described the event as well-attended and added she was the opening speaker one day. She indicated she would attend Reno's Last Resort Community Tour, which was organized by activists looking to help the homeless. She stated Renown Hospital partnered with the District Board of Health in assisting with the community needs assessment. Finally, she noted the District Board of Health hired an outside consultant to perform the study on the algae bloom, and she hoped to have results by Wednesday the 29th.

Commissioner Hartung spoke about a recent school bus/motorcycle accident and asked staff to consider the ingress and egress off La Posada Drive. He acknowledged the Nevada Department of Transportation (NDOT) limited Save Mart's access points many years prior. He mentioned another accident in the City of Sparks and expressed concern about dangerous ingress and egress lanes. He felt the Board needed to apply pressure to NDOT. He expressed his condolences for the family of the victim as well as the bus driver.

Commissioner Hartung stated he attended the Children's Cabinet dinner which was a well-attended event. He said he toured the South Truckee Meadows

Wastewater Reclamation Facility to see the advanced treatment pilot program and he felt the future was having highly-treated water coming out of all treatment plants. Responding to a public comment about abandoned vehicles in Sun Valley, he suggested the public call Washoe 311 to get the Sheriff's Office out to the area. He brought up a request he made in May about a funding analysis gap study to understand the area's infrastructure needs, which he said could address the question of whether the County could ask developers to participate in affordable housing efforts.

Commissioner Hartung noted the Governor's Chief of Staff Mike Willden spoke at a Nevada Association of Counties meeting and Commissioner Hartung thought the Board should meet with Mr. Willden. The Governor's Office provided a letter stating Washoe County would owe \$1.916 million this fiscal year in Medicaid payments handed down from the federal government to the State, who transferred the debt to the counties. Commissioner Hartung felt it was a federal program and thought the County should talk to Congressman Amodei, but in the interim he felt they needed to speak to Mr. Willden.

Commissioner Lucey mentioned he heard concerns regarding cargo containers in Washoe Valley and wanted an update on the relevant code. He said he had discussions with Waste Management about challenges in the South Valleys and he would continue to work with them to address the concerns. He and Commissioner Hartung were working with the Regional Transportation Commission on speeding, traffic volume, and development on Mt. Rose Highway. He announced NDOT was finishing a study and hoped to have a report to the Board by August regarding impacts and safety concerns.

Commissioner Lucey remarked the County had made amazing strides regarding housing for the homeless, pointing out Human Services Agency (HSA) Director Amber Howell was working on projects for the homeless. Through her work with the State, the County hoped to procure the Northern Nevada Adult Mental Health Services (NNAMHS) campus for a program addressing community homelessness; this would provide housing for women and children. He noted the project was unanimously passed by the Community Housing Advisory Board the day before and the County would take the lead in helping homeless women and children for many years.

Commissioner Lucey stated he took part in the HSA's Adoption Day and praised foster parents for opening their homes to children who faced challenging situations. He described the experience as very emotional and he thanked Ms. Howell, her staff, and all participating departments. He underscored the success of Adoption Day and announced there was one more scheduled in November. He told a story about a neonatal intensive care unit nurse who adopted a child for whom she provided care.

Commissioner Lucey highlighted the Barracuda Championship event and thanked those who organized it. The event featured record fundraising with record donations. He added Hot August Nights was well-attended and mentioned the upcoming Balloon Races and Reno Air Races.

Commissioner Herman thanked Commissioner Lucey for helping citizens from a county in California and County Manager John Slaughter for arranging for Lieutenant Colonel Ben Johnson's presentation. She felt it was useful to work across state lines. Regarding Mr. Stockford's public comment, she asked Commissioner Jung to work with her and the Sheriff's Office on cleaning up Quartz Lane. She referenced a public comment about having unincorporated towns in Cold Springs and requested counsel from Deputy District Attorney Paul Lipparelli.

Commissioner Herman brought up an elderly resident of Sun Valley who was now living in a trailer after his home burned down. She said his power was recently turned off. She stated he was trying to clean up the property and asked for leeway so he was not sent away from his home. Finally she requested to be informed when the results from the algae report were available.

Chair Berkbigler announced she and Commissioner Lucey attended a Community Homelessness Advisory Board meeting and praised the plan to utilize the NNAMHS campus. The program would address homelessness for children, families, and seniors, and it would also provide opportunities for those affected to better themselves. She thanked Ms. Howell and Governor Brian Sandoval for helping address the County's concerns. She stressed the Board strongly supported seniors and she indicated they hoped to have a larger Daybreak Center at the new NNAMHS facility for seniors with dementia.

Chair Berkbigler noted she attended a Western Nevada Development District meeting and said it was well-attended by many elected officials and businesses. She mentioned she spoke with the head of the Tesla plant, who expressed interest in working with the Commissioners on various things. She agreed with several comments made during the meeting that home availability was a problem. She stated people with money were buying homes, forcing those with less money to downgrade, which forced people with little money out of the housing market. She stressed the Board and staff were focused on the issue as the community grew.

Commissioner Hartung indicated the Daybreak program typically treated 30 patients but the program was working towards treating 100. He explained the HSA formed a working relationship with Nevada Senior Services which allowed it to leverage its money. He mentioned Alzheimer's disease and dementia were happening to younger and younger people and he thanked Ms. Howell for the benefits the program provided the community.

Chair Berkbigler remarked the kitchen at the County's Senior Center needed costly improvements but she hoped to be able to use the industrial kitchen at the NNAMHS campus so they did not need tax dollars to upgrade the existing one.

12:17 p.m. County Manager John Slaughter left the meeting and Assistant County Manager Kate Thomas assumed his place as Acting Manager.

DONATIONS

- 18-0591** **9A** Accept monetary donations to Washoe County Regional Animal Services [\$9,267.17] received from April 1, 2018 to June 30, 2018 to be used for the humane care and treatment of sick and/or injured, stray, abandoned, or at risk animals received; express appreciation for these thoughtful contributions; and direct the Comptroller's Office to make the appropriate budget amendments. Animal Services.
- 18-0592** **9B1** Accept a donation [overall estimated value of \$7,000, no charge to the county] of 113 new and used controlled energy weapon (CEW) batteries from the Sparks Police Department to the Washoe County Sheriff's Office. Sheriff (All Commission Districts.)
- 18-0593** **9B2** Accept donation of a HH-1H Huey Helicopter [estimated value of \$922,704.00, no charge to the County], to the Washoe County Sheriff's Office to be utilized to support RAVEN, WCSO Search and Rescue, and Wildland Fire Suppression Operations performed by WCSO. Sheriff. (All Commission Districts.)
- 18-0594** **9B3** Accept various military surplus equipment [overall estimated value \$471,129.28, no charge to the County] donated to the Washoe County Sheriff's Office to be utilized to support Detention Response Team (DRT), K9 Units, RAVEN, Special Weapons and Tactics (SWAT) unit and Search and Rescue of WCSO. Sheriff (All Commission Districts.)

Commissioner Jung thanked everyone who gave donations and said the County would use them to their fullest capacity.

On the call for public comment, Mr. Sam Dehne was called but was not present to speak.

On motion by Commissioner Jung, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Items 9A to 9B3 be accepted.

CONSENT AGENDA ITEMS – 10A THROUGH 10M2

- 18-0595** **10A1** Acknowledge and approve correction to the Board of County Commissioners meeting minutes of June 19, 2018 to include the mention of an email received from Ms. Annemarie Grant as public comment on Agenda Item 10B. Clerk. (All Commission Districts.)
- 18-0596** **10A2** Approval of minutes for the regular Board of County Commission meeting for July 10, 2018. Clerk. (All Commission Districts.)

- 18-0597** **10A3** Approval of minutes for the Board of County Commission regular meeting on July 24, 2018 and Concurrent meeting on July 30, 2018. Clerk. (All Commission Districts.)
- 18-0598** **10A4** Acknowledge the communications and reports received by the Clerk on behalf of the Board of County Commissioners. Clerk. (All Commission Districts.)
- 18-0599** **10B** Approve roll change requests, pursuant to NRS 361.765 and/or NRS 361.768, for errors discovered on the 2014/2015, 2015/2016, 2016/2017 and 2017/2018 secured tax roll and authorize Chair to execute the changes described in Exhibit A and direct the Washoe County Treasurer to correct the error(s). [cumulative amount of decrease to all taxing entities \$29,870.73]. Assessor. (Commission Districts 1, 2 & 3.)
- 18-0600** **10C** Approve amendments totaling an increase of [\$63,636] in both revenue and expense to the FY19 Advancing Conformance with the Voluntary National Retail Food Regulatory Program Standards Grant Program, IO 11088; and if approved direct the Comptroller's office to make the appropriate budget amendments. Health District. (All Commission Districts.)
- 18-0601** **10D** Approve the Continuum of Care - Permanent Supportive Housing Program Grant from the United States Department of Housing and Urban Development (HUD), in the amount of [\$81,324; \$20,592 county match] to provide housing and supportive services for homeless families for the period of September 1, 2018 through August 31, 2019; authorize the Department to execute the grant agreement and direct the Comptroller's Office to make the appropriate budget amendments. Human Services Agency. (All Commission Districts.)
- 18-0602** **10E** Approve staff recommendation to accept the Washoe County Sheriff's Office designee to the Washoe County Emergency 911 Advisory Committee of Mike Bassi to replace Bill Ames, current term ending June 30, 2021. Manager. (All Commission Districts.)
- 18-0603** **10F1** Approve a resolution to sponsor an amendment to the Reno-Stead Corridor Joint Plan (RSCJP) pursuant to NRS 278.02786, at the request of the Redmond Company, for a Master Plan amendment within the Special Planning Area/Reno Stead Corridor Joint Plan to re-designate ± 2.57 acres of Low Density Suburban/Rural Residential (2.5 - 1 acre lots) and ± 1.02 acres of Open Space to ± 2.73 acres of General Commercial and ± 0.86 acres of Open Space (APN 086-380-20 & -21), and if approved, authorize the Chair to sign a resolution to this effect. The RSCJP is a master plan that is under the joint jurisdiction of Washoe County and the City of Reno and requires approval by both entities, as well as the regional planning

authorities, for any changes. (City of Reno Case Number LDC18-00026)
Community Services (Commission District 5.)

- 18-0604** **10F2** Approve a resolution to sponsor an amendment to the Reno-Stead Corridor Joint Plan (RSJCP) pursuant to NRS 278.02786, at the request of Peavine Investors, LLC, to remove two parcels identified as APN 081-031-39 and 081-024-08 (559.3 acres) from the Reno-Stead Corridor Joint Plan and re-designate the parcels as part of the City of Reno Master Plan and, if approved, authorize the Chair to sign. The RSCJP is a master plan that is under the joint jurisdiction of Washoe County and the City of Reno and requires approval by both entities, as well as the regional planning authorities, for any changes. (City of Reno Case Number LDC17-00043) Approval of the Master Plan Amendment will change the current Washoe County Master Plan Designations of Rural and Rural Residential to the comparable City of Reno Master Plan Designation Unincorporated Transition (416.3 acres) and Large Lot Neighborhood (143 acres). Community Services (Commission District 5.)
- 18-0605** **10F3** Approve a Water Rights Deed to re-convey 6.06 acre-feet of water rights from Washoe County to Scott Real Estate, LLC. Community Services. (Commission District 2.)
- 18-0606** **10F4** Approve the Cancellation Agreement and associated Water Rights Deed to terminate Water Sale Agreements between Washoe County and DL Lakeshore, LLC, and re-convey 0.61 acre-feet of water rights from Washoe County to DL Lakeshore, LLC. Community Services. (Commission District 2.)
- 18-0607** **10F5** Approve an Agreement for Professional Consulting Services between Washoe County and Electro Scan Inc., commencing August 28, 2018 through August 27, 2019, to provide condition assessment of approximately 14,000 feet of sanitary sewer interceptors within the South Truckee Meadows Water Reclamation Facility service area [\$124,500.00]. Community Services. (Commission District 2.)
- 18-0608** **10G1** Approve the settlement of the Industrial Insurance Claim of John Nemeth v. Washoe County for a total sum of [\$55,000] for all claims against all defendants. Comptroller. (All Commission Districts.)
- 18-0609** **10G2** Acknowledge Washoe County Purchasing Division receipt of its 23rd annual Achievement in Excellence in Procurement Award from the National Purchasing Institute for the year ended June 30, 2018. Comptroller. (All Commission Districts.)
- 18-0610** **10H1** Approve to accept a Victims of Crime Act (VOCA) grant to the District Attorney's Office in the amount of \$116,946 (\$29,237 required

match), from the State of Nevada Department of Health and Human Services Division of Children and Family Service (DCFS) to provide counseling services, victim services, and a part-time Victim Advocate; retroactive from July 1, 2018 through June 30, 2019. Direct the Comptroller to make the necessary budget amendments. District Attorney. (All Commission Districts.)

18-0611 **10H2** Approve payments totaling [\$10,819.26] to vendors for assistance of 65 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, regardless of cost, and of follow-up treatment costs of up to \$1,000 for victims and other eligible persons. District Attorney. (All Commission Districts.)

18-0612 **10I1** Acknowledge a grant award of [\$20,000.00, no County match required], awarded to the Second Judicial District Court from the Lee F. Del Grande Foundation, retroactive May 11, 2018 through October 1, 2018 for the Family Peace Center, and direct the Comptroller's Office to make the necessary budget amendments. District Court. (All Commission Districts.)

18-0613 **10I2** Acknowledge the grant award from the Office of Traffic Safety to the Second Judicial District Court, in the amount of \$30,000 (\$30,000 in-kind match required), to support the Specialty Court programs, effective retroactively October 1, 2017 through September 30, 2018, and direct the Comptroller's Office to make the necessary budget amendments. District Court. (All Commission Districts.)

18-0614 **10J1** Accept grant funding [\$62,856.00 with no county match] from the State of Nevada Department of Health and Human Services for labor and travel expenses relating to the National Violent Death Reporting System, from September 1, 2018 through August 31, 2019, and authorize the Chief Medical Examiner & Coroner of the Washoe County Regional Medical Examiner's Office to sign the award and approve amendments, and direct the Comptroller's Office to make the necessary budget amendments. Regional Medical Examiner. (All Commission Districts.)

18-0615 **10J2** Accept grant funding [\$79,914.00 with no county match] from the State of Nevada Department of Health and Human Services for labor and travel expenses relating to the State Unintentional Drug Overdose Reporting System, from September 1, 2018 through August 31, 2019, and authorize the Chief Medical Examiner & Coroner of the Washoe County Regional Medical Examiner's Office to sign the award and approve amendments, and direct the Comptroller's Office to make the necessary budget amendments. Regional Medical Examiner. (All Commission Districts.)

- 18-0616** **10K1** Approve eliminating three (3) part-time Library Assistant II positions, pay grade G, and creating one (1) new full-time Library Assistant II position, pay grade G (Library), as reported to the Job Evaluation Committee, and authorize Human Resources to make the necessary changes. [Net fiscal impact is estimated at \$5,286.] Library. (All Commission Districts.)
- 18-0617** **10K2** Approve elimination of one (1) benefitted part-time 21-hour Library Assistant II (position #70002032), pay grade G, and create two (2) new part-time non-benefitted 15-hour Library Assistant II positions, pay grade G (Library), as reported to the Job Evaluation Committee, and authorize Human Resources to make the necessary changes. [Net fiscal impact is estimated at (\$5,694).] Library. (All Commission Districts.)
- 18-0618** **10L1** Acknowledge Receipt of Status Report of Commissary Fund submitted by the Washoe County Sheriff's Office Commissary Committee for Fourth Quarter for Fiscal Year 17/18. Sheriff. (All Commission Districts.)
- 18-0619** **10L2** Approve acceptance of 2017 HIDTA Northern Nevada Drug Task Force funding [amount not to exceed \$55,000.00, no County match required] to be used for overtime, investigative, and travel expenses from High Intensity Drug Trafficking Areas (HIDTA) as administered through Las Vegas Metro Police Department, for the retroactive grant period of 01/01/2017 - 12/31/2018, and direct Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)
- 18-0620** **10L3** Approve acceptance of 2017 HIDTA Northern Nevada Interdiction Task Force funding [amount not to exceed \$75,000.00, no County match required] to be used for overtime, investigative, and travel expenses from High Intensity Drug Trafficking Areas (HIDTA) as administered through Las Vegas Metro Police Department, for the retroactive grant period of 01/01/2017 - 12/31/2018, and direct Comptroller's Office to make the necessary budget amendments. Sheriff (All Commission Districts.)
- 18-0621** **10L4** Approve the NLTFPD Interlocal Agreement - RAVEN Fire Training, Monitoring and Suppression Personnel and Equipment between the County of Washoe on behalf of the Washoe County Sheriff's Office and North Lake Tahoe Fire Protection District in the amount of [\$10,000], for the retroactive period of July 1, 2018 through June 30, 2019, for the provision, when requested of a helicopter or other aircraft and personnel and approve reimbursement for services rendered throughout the year by the Washoe County Sheriff's Office to be paid in accordance with the Interlocal Agreement to the Washoe County Sheriff's Office Regional Aviation Unit (RAVEN). Sheriff. (All Commission Districts.)

- 18-0622** **10L5** Approve funding of [\$4,620.00, 25% in-kind and cash match required, \$1,155.00] from the Department of Health and Human Services, Division of Child and Family Services, Victims of Crime Assistance (VOCA) to be used to pay travel and training costs for the WCSO Victim Advocate, and to provide emergency housing and emergency services such as food and shelter for victims of domestic violence, for the retroactive grant period of 7/1/18 through 6/30/19, and if approved, direct Comptroller's Office to make the necessary budget amendments. Sheriff (All Commission Districts.)
- 18-0623** **10L6** Approve funding of [\$17,500.00, no match required] from the United States Department of Justice, United States Attorney, Organized Crime Drug Enforcement Task Force (OCDETF) for reimbursement of overtime costs incurred while involved in the investigation of OCDETF Initiative number PA-NV-0296 for the retroactive period of 4/1/2017 - 09/30/2018. Sheriff. (All Commission Districts.)
- 18-0624** **10L7** Approve receipt of Justice Assistance Grant (JAG) funds, sub granted through Reno Police Department in the amount of [\$52,468.00, no County match required] for purchase of Law Enforcement equipment, Law Enforcement related training and travel, and overtime for the retroactive grant period of 10/1/17 through 9/30/20. If approved, authorize Comptroller's Office to make the necessary budget amendments. Sheriff (All Commission Districts.)
- 18-0625** **10L8** Approve Sheriff's Security Agreement between the Barracuda Open Foundation and the County of Washoe on behalf of Washoe County Sheriff's Office to provide uniformed Deputy Sheriffs for security [estimated security costs will be \$64,000] during the 2018 Barracuda Open Golf Tournament for the retroactive period of July 30, through August 5, 2018. Sheriff. (All Commission Districts.)
- 18-0626** **10L9** Approve the Law Enforcement Funding Agreement between Black Rock City LLC and Washoe County, on behalf of the Washoe County Sheriff's Office to provide reimbursement for extra staffing [\$118,351.00 estimated total reimbursement] needed in the Gerlach/Empire area during the annual Burning Man Festival for 2018. Sheriff. (Commission District 5.)
- 18-0627** **10M1** Accept to acknowledge a Specialty Court General Fund Allocation from the Judicial Council of the State of Nevada to the Sparks Justice Court [\$35,050 for FY19, no match required], paid in quarterly installments retroactive to July 1, 2018, grant end date June 30, 2019; and direct the Comptroller to make the appropriate budget amendments.[\$35,050]. Sparks Justice Court. (All Commission Districts.)

18-0628 **10M2** Approve, effective August 28, 2018, four (4) reclassifications for the Sparks Justice Court and create one (1) intermittent Justice Court Records Clerk position. Reclassify Accounting Supervisor position (70007202), pay grade J178, to Supervising Clerk III, pay grade J178; Supervising Clerk II, position (70010179), pay grade J175, to Account Clerk II, pay grade J120; Court Clerk I, two (2) positions (70008851 and 70000347), pay grade J130, to Court Clerk II, pay grade J157. Create one (1) intermittent Justice Court Records Clerk position and authorize Human Resources and the Comptroller's Office to make the necessary changes [\$0 net impact]. Sparks Justice Court. (All Commission Districts.)

Chair Berkbigler highlighted Agenda Item 10G2 and congratulated the Comptroller and her staff for their work in earning the award.

On the call for public comment, Mr. Sam Dehne was called but was not present to speak.

On motion by Commissioner Hartung, seconded by Commissioner Jung, which motion duly carried on a 5-0 vote, it was ordered that Consent Agenda Items 10A1 through 10M2 be approved. Any and all Resolutions or Interlocal Agreements pertinent to Consent Agenda Items 10A1 through 10M2 are attached hereto and made a part of the minutes thereof.

BLOCK VOTE – 11 THROUGH 17

18-0629 **AGENDA ITEM 11** Recommendation to approve Amendment #1 to the original Interlocal Agreement dated June 28, 2016 between Washoe County (Health District) and Washoe County (Department of Juvenile Services) concerning the clinical infrastructure of the Jan Evans clinic to provide appropriate adolescent health services for detained youth. Contract term retroactive from July 1, 2018 through June 30, 2021. Juvenile Services (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Lucey, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 11 be approved. The Interlocal Agreement for same is attached hereto and made a part of the minutes thereof.

18-0630 **AGENDA ITEM 12** Recommendation to award a bid and approve the Agreement to the lowest responsive, responsible bidder for the Southern Comfort Lift Station Rehabilitation Project [staff recommends Gerhardt & Berry Construction, Inc., in the amount of \$235,731.25]. Community Services. (Commission District 2.)

Commissioner Hartung underscored Agenda Items 12 and 13 and said the South Truckee Meadows Water Reclamation Facility was a shining star for the County. He praised the tidiness of the plant and expressed pride that the Board supported that kind of infrastructure.

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Lucey, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 12 be awarded and approved.

18-0631 **AGENDA ITEM 13** Recommendation to approve an Agreement for Consulting Engineering Services between Washoe County and Carollo Engineers Inc., commencing August 28, 2018 through January 31, 2020, to provide final engineering design and bidding services for the Pleasant Valley Reach 3 Sanitary Sewer Interceptor project within the South Truckee Meadows Water Reclamation Facility service territory [\$838,797]. Community Services. (Commission District 2.)

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Lucey, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 13 be approved.

18-0632 **AGENDA ITEM 14** Recommendation to approve Human Services Block Grant: Title XX Subgrant award from the State of Nevada, Department of Health and Human Services, Office of Community Partnerships and Grants in the amount of [\$663,807] to promote reunification, safety, educational support and normalcy for children in care retroactive July 1, 2018 through June 30, 2019; authorize the Agency to execute the Sub-Grant Award and direct the Comptroller's Office to make the necessary budget amendments. Human Services Agency. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Lucey, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 14 be approved, authorized, and directed.

18-0633 **AGENDA ITEM 15** Recommendation to approve grant awards from the Nevada Aging and Disability Services Division for the following Older Americans Act Title III Programs: Representative Payee [\$31,218 match of \$5,510 from ad valorem tax], Case Management [\$175,663 match of \$31,003 from ad valorem tax] and Homemaker Services [\$108,000 match of \$20,012 from ad valorem tax]; and the following State of Nevada Independent Living Programs: Homemaker Services [\$21,600, no match required] and Adult Day Care [\$66,070 match of \$9,911 from ad valorem tax], retroactive from July 1, 2018 through June 30, 2019; and authorize the Agency to execute grant award documents; and direct the Comptroller's Office to make the necessary budget amendments. Human Services Agency (All Commission Districts)

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Lucey, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 15 be approved, authorized, and directed.

18-0634 **AGENDA ITEM 16** Recommendation to approve the FY18/19 Interlocal Cooperative Agreement for Operation of the Community Assistance Center and Other Homeless Services Among the City of Reno, Washoe County and City of Sparks retroactive for the period of July 1, 2018 to June 30, 2019 in an amount not to exceed [\$2,531,637] for the operation of the Community Assistance Center. Human Services Agency. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Lucey, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 16 be approved. The Interlocal Cooperative Agreement for same is attached hereto and made a part of the minutes thereof.

18-0635 **AGENDA ITEM 17** Recommendation to approve a 2017 Pre-Disaster Mitigation (PDM) grant from the State of Nevada, Division of Emergency Management in the amount of [\$225,000.00 (requires 25% County match of \$75,000.00)]; Grant Term: Retroactive from August 14, 2017 - March 22, 2021; If approved authorize the County Manager or his designee to sign the grant award documents; and authorize the Comptroller's Office to make the appropriate budget amendments. Manager. (All Commission Districts.)

Chair Berkbigler pointed out the grant allowed the County to conduct additional studies of closed-basin flooding. She said Commissioner Herman was involved

in the flooding and added the Board was very concerned with flooding issues; the grant would help address that.

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Lucey, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 17 be approved and authorized.

Chair Berkbigler announced the Board would recess for a legal session and would return at 1:00 p.m. to finish the agenda.

12:30 p.m. The Board recessed.

1:02 p.m. The Board reconvened with all Commissioners present.

18-0636 **AGENDA ITEM 18** Introduce and conduct a first reading of an ordinance amending Washoe County Code Chapter 110 (Development Code) within Article 302, Allowed Uses, Table 110.302.05.2, Table of Uses (Civic Use Types), specifying that Private School Facilities will be allowed with a board of adjustment special use permit in all regulatory zones except industrial and open space and that Public School Facilities will be allowed in all regulatory zones except industrial and open space with no special use permit required; within Article 304, Use Classification System, Section 110.304.20, Civic Use Types, to add to the definition of Education the sub-definitions of Private School Facilities and Public School Facilities. If supported, set the public hearing for second reading and possible adoption of the Ordinance for September 11, 2018. Community Services (All Commission Districts.)

Nancy Parent, County Clerk, read the title for Bill No. 1809.

Julee Olander, Planner with the Community Services Department, conducted a PowerPoint presentation, a copy of which was placed on file with the Clerk, and reviewed slides with the following titles: Overview and Background; Summary of Proposed Changes (2 slides); Workshop & Public Notice; and Findings & Recommendation.

Ms. Olander mentioned the purpose of the update was to become current with the code that had been updated several years prior due to changes made by the Legislature. She explained the Legislature had decided public schools would be allowed under all zoning classifications without a Special Use Permit or any type of entitlement. She remarked the topic was brought back to the Planning Commission due to concerns about noticing the meeting.

Commissioner Hartung expressed concern that the permitting process would become a formality and these projects would no longer come before the Board of County Commissioners to discuss their impacts. Ms. Olander confirmed he was correct and reminded him the decision was made by Legislature and it affected the entire State, not just Washoe County. She said if a school was being built in a flat area, it could go straight to the building permit phase.

Commissioner Hartung pointed out Spanish Springs had been adversely affected by the construction of two schools and a private daycare center on a two-lane road. He expressed concern that, without coming before the Board, developers could do whatever they wanted without any oversight.

There was no response to the call for public comment.

Bill No. 1809 was introduced by Commissioner Jung on a 5-0 vote, with Commissioner Hartung's frustration at a lack of home rule in Washoe County duly noted, and legal notice for final action of adoption was directed.

18-0637 **AGENDA ITEM 19** Discussion and possible direction to staff as permitted by the Nevada State Legislature regarding bill draft requests submitted by Washoe County, or such legislative issues as may be deemed by the Chair or the Board to be of critical significance to Washoe County for the 2019 Nevada Legislative Session. Manager. (All Commission Districts.)

Assistant County Manager Kate Thomas stated staff did not recommend bringing forward a bill draft request (BDR) at this legislative session. She mentioned the deadline for BDR submissions was Friday, August 31, and indicated staff was already working with certain departments to address specific, smaller issues during the session.

Commissioner Hartung noted the Nevada Association of Counties (NACO) revealed at a prior meeting a number of BDRs they planned to submit, some of which would affect Washoe County; these could also be found in NACO's minutes on their website. Some of the issues these BDRs would address included 911 fees, general improvement district issues for counties with populations less than 100,000, a diesel tax bill, the creation of 501c3 organizations, changing election laws found in Nevada Revised Statute 293.260, and giving snowplows the right of way on roads.

On the call for public comment, Ms. Tammy Holt-Still referenced the high housing costs and suggested the Board put together a bill regarding rent control.

Commissioner Jung stated a BDR was being sponsored by Senator Julia Ratti and Reno Councilwoman Naomi Duerr and Commissioner Jung were working with her on drafting a palatable bill about consumer protection. She explained the County was not using a BDR on the item because the issue was not limited just to one county, it was nationwide.

18-0638 **AGENDA ITEM 20** Discussion and possible direction to the County Manager to utilize two or more hours of staff time to establish a County Level Affordable Housing Trust Fund. - Requested by Commissioner Jung. (Strategic Goal - Vulnerable Populations.)

Assistant County Manager Kate Thomas pointed out staff was working with The Enterprise Group who was performing a study which recommended establishing a trust fund. She noted several public comments were made regarding the issue and stated Senator Julia Ratti was also performing a housing study.

Chair Berkgler asked whether this item would allow the County to work in conjunction with The Enterprise Group and Senator Ratti so they could benefit from a bigger study. Ms. Thomas answered it would and the County could package working with them into that staff time.

Commissioner Hartung expressed concern about how the County would fund this and indicated many constituents could not afford additional taxes. He stressed the need for a bigger-picture discussion about how to fund this in the region.

On motion by Commissioner Lucey, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 20 be approved.

18-0639 **AGENDA ITEM 21** Approve an Amendment to the 2017 Rules of Procedures - Washoe County Board of Commissioners to amend Section 5.6 to allow commissioners prioritized requests for use of staff time. Manager. (All Commission Districts.)

Assistant County Manager Dave Solaro said he was tasked with streamlining the Commissioner request process. He stated Washoe 311 could be used for task-based requests to get answers back to constituents quickly. He indicated many of the remaining items would take more than two hours to address. He remarked staff worked with each Commissioner on three priorities in conjunction with the County's strategic planning objectives. He emphasized the importance of prioritization so staff could concentrate on each Commissioner's top three concerns.

Mr. Solaro noted if the Board agreed with the policy, changes would need to be made to the rules of procedures for the Board of County Commissioners (BCC) to eliminate the two-hour rule. The time it would typically take staff to prepare staff reports could be used to handle top-priority items. He remarked if a Commissioner disagreed with another Commissioner's priority, there was still a process within the rules of procedures where a Commissioner could request an item be discussed at a BCC meeting. He stressed they wanted to streamline the process so important issues could be addressed immediately.

Chair Berkbigler asked how priority items would be removed if another issue needed to be designated a top-three priority. Mr. Solaro said he would prefer that Commissioner inform him which priority should get bumped, but staff would follow up after the meeting to determine that if necessary.

Commissioner Lucey agreed they needed a more efficient use of staff time to accomplish tasks but expressed concern about limiting the number of top priorities to only three. He stated not all issues requested by a Commissioner were handled within a two-week period and he wanted accountability that priority requests would be fulfilled. He referenced gap studies and cargo containers as two issues that had no resolution despite numerous discussions. He suggested there needed to be flexibility in the number of priorities if certain ones could not be completed in a realistic timeframe. He said he was troubled by the wording in the staff report. He pointed out some priorities were district-specific but others were County-wide; he asked whether he should give up one of his priorities for a County-wide issue.

Commissioner Hartung took issue that the phrasing of the agenda item subliminally directed the Commissioners to approve the amendment. He thought limiting the priorities to three would create conflicts when there was a need to respond to an emergency. He suggested having a discussion about Commission priorities. He acknowledged staff was inundated but it could be hard to identify priorities. He explained as certain issues came up, other priorities would be pushed to the back burner. He was not supportive of the item.

Chair Berkbigler pointed out three priorities per Commissioner would result in 15 high-priority items. She expressed concern about County-wide issues such as sewer capacity; it may not be any one Commissioner's top priority but it was clearly a priority for the County. She stated that issue needed more clarification and suggested bringing the topic back on a later agenda.

Commissioner Hartung suggested he and Commissioner Lucey could meet with staff to discuss a hybrid process, to which Commissioner Lucey agreed.

Chair Berkbigler asked for the topic to come back before the Board after the Commissioners had a chance to discuss it with staff. She emphasized the need for best practices about key growth problems like sewer capacity. Commissioner Lucey added it was not limited to sewer capacity but the impacts of other regional strategic plans such as waste management. He sought clarity about those priorities items.

Commissioner Hartung agreed and added he had conversations with Mr. Solaro and Director of Engineering and Capital Projects Dwayne Smith about sewer capacity in the greater region. Commissioner Hartung asked whether the Board was allowed to give permission for he and Commissioner Lucey to meet with staff on this item. Deputy District Attorney Paul Lipparelli replied Commissioners could choose the time and place to meet with staff if they so desired. He pointed out the agenda dealt with amending the rules to allow the prioritization of staff time among Commissioners.

Commissioner Hartung stated that, although it was not listed in the staff report, the recommendation was to return to the Board with a hybrid of staff's requests. Chair Berkbigler said they would not make a motion to pass the item and staff would have a discussion with the Commissioners.

There was no response to the call for public comment.

18-0640 **AGENDA ITEM 22** Public hearing: Appeal of the Washoe County Board of Adjustment's denial of Special Use Permit Case Number WSUP18-0006 (Arrowcreek Middle School Grading). The project includes major grading of an area of approximately ±28.4 acres with ±247,980 cubic yards of cuts and ±251,748 cubic yards of fill and to allow slopes greater than 10 feet in height to facilitate the construction of a new Middle School. The Board of County Commissioners (Board) may affirm, reverse, or modify the decision of the Board of Adjustment. The applicant is Washoe County School District and property owner is United States of America. The site is on the north side of Arrowcreek Parkway, west of the intersection with Thomas Creek Road and east of Crossbow Court. The Assessor's Parcel Number is 049-010-29. The Master Plan Category is Suburban Residential (SR) and the Regulatory Zone is Low Density Suburban (LDS). The project is located within the Southwest Area Plan and within the South Truckee Meadows/Washoe Valley Citizen Advisory Board boundary. The request is authorized by WCC Chapter 110, Article 438 Grading and special use permit request comes under WCC Chapter 110, Article 810, Special Use Permit. Community Services. (Commission District 2.)

The Chair opened the public hearing and requested a presentation from staff.

Planner Julee Olander stated the agenda item was an appeal for the Arrowcreek Middle School grading. She explained that on June 7 the item went before the Board of Adjustment (BOA) which was unable to make the findings and denied the special use permit (SUP) for the grading. The Washoe County School District (WCSD) Board appealed the decision on June 14. She reviewed the specifics pertaining to cubic yards of cuts and fill that would facilitate construction for slopes greater than 10 feet in height. She conducted a PowerPoint presentation and reviewed slides with the following titles: Appeal; Background; Overview; Vicinity Map; Site Plan; Slope Map; Analysis; STMWV CAB & Public Comment; Updated Information; Additional Conditions; Updated Conditions; Possible Motion; Agency Review & Noticing; Looking West from Site; and Looking East from Site.

Lumos and Associates Planning Group Manager Angela Fuss, on behalf of the WCSD, stated the request was for a SUP to grade property for a new middle school; a school was an allowed use for the zoning district. She conducted a PowerPoint

presentation and reviewed slides with the following titles: Project Background; Land Acquisition History; Site Design Modifications; Seismic Considerations; Slope Considerations; Drainage Design; Detention Design; Traffic Considerations; Parking Considerations; Landscape Design; Findings; Conditions of Approval; and Questions.

She stated the WCSD was exceeding code requirements to ensure consistency. She explained the United States Forest Service (USFS) had an education land grant process for land to be granted for the use of public schools. She said the WCSD had worked on the process over the past year. She stated the property was a total of approximately 90 acres and the WCSD would acquire and control 60 acres of the parcel.

Commissioner Hartung requested clarity that the acreage consisted of approximately 91.46 acres, which Ms. Fuss confirmed. Commissioner Hartung stated he understood 28.4 acres would be graded and wondered whether that was the entire footprint of the school. Ms. Fuss explained a large portion of the property would be left undisturbed as open space.

Ms. Fuss continued her presentation by stating modifications to drainage and traffic issues were enhanced in the site design. She said initially when the request was submitted to the USFS there were three potential schools and that was the reason for a 90-acre parcel to be considered for acquisition. She indicated the project was scaled down so at any point in the future there would only be one school located on the site. Some of the modifications included additional parking and a traffic signal at the Thomas Creek Road and Arrowcreek Parkway intersection. She said another concern was the property was located on significant faults with seismic activity. She stated that had not stopped development in the area. Referring to the slide of the proposed site plan, she indicated the structures would be located between two fault lines.

Ms. Fuss stated slopes were another concern and referred to slide six of her presentation. She noted the proposed grading plan conformed to code by staying within slopes of 30 percent. She said the drainage design onsite was an infiltration system that would capture water and carry it to a detention area. She stated the proposed design would detain three times more water than the current detention area. She said the detention area would capture and meter the flow of water during weather events. She stated a new private road would be added to provide access from Crossbow Court to Thomas Creek Road and would include additional parking on each side. The private road was not intended to be used as a thoroughfare but she said it could be used if Arrowcreek Parkway was not accessible. She indicated buses would have a dedicated road to drop off and pick up students. She expressed it should be easy to meet the findings to overturn the BOA's decision.

In response to Commissioner Hartung's inquiry, Ms. Fuss stated the WCSD would maintain and control the private road adjacent to the school.

Replying to another of Commissioner Hartung's questions, WCSD Chief Facilities Management Officer Adam Searcy indicated the detention ponds and all improvements onsite would be owned and maintained by the WCSD.

Commissioner Hartung wondered whether the roads and parking lots would contain pervious asphalt. Mr. Searcy indicated an onsite infiltration system similar to a French drain would capture and divert water to designated areas. Commissioner Hartung questioned whether the WCSD had considered using pervious asphalt. Mr. Searcy did not believe any WCSD projects utilized pervious asphalt.

Commissioner Hartung referred to the presentation on drainage design and asked for an explanation of how the detention area would triple the capacity. Mr. Searcy replied the WCSD reviewed the requirements in the code regarding impact mitigation and determined the most cost effective way to improve drainage and parking concerns.

Commissioner Hartung spoke about a gap funding study that determined gaps in required infrastructure. He said the amount of water that flowed from developed property should be at least the same amount that flowed from undeveloped property. He stated that was forced by code, but any increase to water flows from property after development would be very beneficial to the community.

Chair Berkbigler reminded the Board to stay on the topic of grading.

Commissioner Lucey inquired about storm drainage near Crossbow Court and Arrowcreek Parkway, and said a drain at Arrowcreek Parkway flowed to the subject parcel. He asked whether there was a plan to address that storm water.

Mr. Searcy said there was some storm water detention in the northwest corner associated with the private roadway. He stated the drainage continued to the north and east and continued into a subdivision. He noted when the drainage way was bridged with the private roadway, a culvert would be placed to provide some detention of storm water as well as reduce the peak flow volumes downstream. He indicated the other side of the property would have a similar design.

On the call for public comment, the following individuals spoke against the appeal of SUP Case Number WSUP18-0006 (Arrowcreek Middle School grading): Mr. Steve Wolgast; Ms. Kimberly Gomez; Ms. Pamela Neutuschil; Mr. George M. Thiel, P.E.; Mr. Craig Meckley; Mr. Charles Johnson; Ms. Donna Santos; Mr. David Keyes; Ms. Donna Keyes; Ms. Mary Love; and Mr. Louis S. Test. The following individuals provided documents, which were placed on file with the Clerk: Mr. Steve Wolgast; Mr. George M. Thiel, P.E.; Mr. Charles Johnson; Mr. Craig Meckley; Mr. David Keyes; and Ms. Donna Keyes.

The concerns of the above-mentioned individuals included: the design of the school was not complete and had not yet been submitted to the Planning Commission; deficient drop-off and pick-up areas; possible increases in flooding; the risk of erosion

within the immediate development area; inadequate drainage; seismic fault lines present in two locations of the parcel; fault lines crossing through the detention pond location; the need for multiple detention ponds; excessive traffic; the transfer of land before the WCSD resolved flooding and drainage issues; the lack of evacuation routes if a fire threat occurred; and ingress and egress issues.

Commissioner Lucey asked whether the WCSD had officially acquired the piece of property from the USFS. Mr. Searcy replied they had not but the final public review period associated with the acquisition was scheduled to close at midnight on August 31. He anticipated a letter from the USFS regarding the transfer of land during the first week in September.

Commissioner Lucey felt the concerns of the public regarding the discharge from Arrowcreek Parkway and the southern development were not unreasonable. He stated he lived in that area since 1982 and knew the area. He wanted to know what the WCSD planned to do with the discharge out of the storm water drain. He said staff received a letter alleging discharge drains had been sealed off. He asked Mr. Searcy whether this issue had been addressed.

Mr. Searcy agreed the resident concerns were reasonable and valid, which was why the design went above and beyond in detaining storm water volumes and improving the situation for the people downstream of the property. He stated they used conservative design assumptions and would use conservative construction assumptions and calculations in an effort to reduce downstream flows from the existing conditions.

Commissioner Lucey asked about the impacts to the timeline and process if this item was to be delayed. Mr. Searcy said the SUP was on appeal from the BOA and was subject to an objection through the USFS acquisition process that yielded an additional 30-day public review period. He stated each issue delayed the start of construction and said construction would take upwards of 18 months; they risked opening the school a year later than planned. He clarified there had been discussion about final details; this item only dealt with the SUP for grading. The appellant would still need to go through a permit review by staff and they could not begin construction until they had the formal permits.

Commissioner Lucey asked staff to address the significant drainage at Thomas Creek, which was west of the site. He wondered if staff was working with the WCSD to address the grading issues.

Director of Engineering and Capital Projects Dwayne Smith stated he met with Mr. Theil, Mr. Meckley, and WCSD staff to look at drainage issues. He mentioned there was a culvert pipe under Arrowcreek Parkway which was closed in response to past flooding issues. He asked staff to look at the perpetuation of the closure of that pipe to see whether there were any downstream drainage impacts. In talking with the WCSD's design engineer, he understood their design fully took into account the additional drainage through that culvert pipe. He said if staff could find a way to maintain the

perpetuation of the drainage channel of the south side of Arrowcreek Parkway and not have it affect downstream users, it would reduce the volume of water entering the USFS property and Mr. Meckley's property. He acknowledged there were impacts under current conditions whether or not the culvert pipe was closed. He said it was unfortunate but flooding could occur anywhere.

Mr. Smith said that under the current conditions there was no way to mitigate any of these potential impacts. He felt the situation could improve since the school designer would address offsite flows and additional onsite flows through a combination of onsite low impact development design standards (LIDS) and detention. Ultimately, Washoe County Code had to be followed and his staff reviewed projects to ensure the code was met. He said his staff assured him code was met and the design engineer confirmed they went above and beyond to address the issues. He felt confident there was a beneficial approach to reducing the impact of drainage on the residential areas. He said he could not guarantee there would never be impacts if the school was built, but he knew based on the proposed design, the planned improvements would benefit the downstream properties. He said there were other areas in Washoe County with similar situations and if he had the funding to build detention basins to do what was being proposed in this area, it would bring a significant benefit.

Deputy District Attorney Paul Lipparelli asked Mr. Smith whether he had reviewed the report from George Thiel that was distributed to the Board. Mr. Smith replied he had not reviewed it in detail as he just received the report.

Commissioner Hartung disclosed Mr. Thiel was his client many years prior. He expressed his concerns about ingress and egress on Thomas Creek Road and that the road was not being widened. Traffic in the area would be an issue twice a day and he wanted that to be addressed. He was concerned that the WCSD did not yet own the property and the plans were still in the review process by the USFS. He wondered what would happen if the Forest Service decided not to release the land and grading had already started. He stated he did not want to delay the building of a school but he wanted to ensure impacts were mitigated prior to development.

Commissioner Jung asked Mr. Searcy if the School District would begin work on property that they did not own. Mr. Searcy explained it would not be allowed to start work without owning the property.

Commissioner Hartung asked if grading had occurred at a school location in Sun Valley before the land was fully acquired from the Bureau of Land Management. Mr. Searcy said it was similar to the current situation and a grading permit would not be issued until the acquisition was complete.

Chair Berkgigler asked whether the detention pond would have water in it all the time. Mr. Searcy stated it would be rare for water to be present unless a larger event occurred; the pond would continuously discharge water until empty, which would be a rapid process.

Chair Berkbigler expressed concern about seeing large body of water near her house and said she was glad that would not be the case. She hoped it would drain faster than Swan Lake.

Commissioner Lucey brought up the aesthetic qualities of the detention pond that would back up to the properties on Companion Court. He noted a big rock wall had been built at Sky Ranch and he wanted to know what the plans were for the detention pond. Mr. Searcy stated the wall would be a curvilinear design for articulation with walls to blend into the natural topography. He indicated nature that was disturbed would be revegetated with native seeds maintained by the WCSD. An exhibit in the presentation indicated over 500 trees and 2,500 shrubs would be planted on the site.

Commissioner Lucey said the shrub plan was for the entire project and specified he wanted to know where the detention pond locations were planned and to see renderings of the drainage plans and detention ponds. He thought it made a world of difference to the residents. He wanted assurance that property was being protected and not degraded for individuals who had been there for 30 to 40 years. He said he wanted to support this and see the school built, but there were challenges that were not addressed. He asked staff whether the item could be brought back at another time if it was delayed.

Planning Manager Trevor Lloyd said the process depended on the Board's direction. He stressed it would be a challenge to get this item on the next meeting if it was continued because adequate time would be needed to gather the requested information. He wanted clear direction from the Board as to what the Commissioners wanted to see such as additional graphics or reports. He thought the item could be heard again in early October.

Chair Berkbigler wondered whether the item could be heard at the September 18, 2018 meeting and if that would allow enough time to work with the WCSD on drainage issues. She said she supported the school and praised the location but she acknowledged they needed to be cognizant of water concerns.

2:48 p.m. Commissioner Jung left the meeting.

Chair Berkbigler indicated continuing the item until September 18 would not delay the process too long and noted the WCSD should have Forest Service approval by then. She suggested the WCSD work with Commissioner Hartung to assess the viability and cost of permeable asphalt to address runoff concerns. She asked whether they needed to make a motion to that effect. Mr. Lipparelli replied typically the Board's options on an appeal were to uphold, reverse, or modify the decision made by the inferior board. He mentioned continuances could be accommodated but only with consent of the parties to the appeal because those parties had a right to a decision.

Chair Berkbigler stated the Commissioners were generally supportive of the school being built at the subject location and did not want to delay construction

another year, but she felt working through some of the concerns would be the best solution.

Chief Operating Officer for the WCSD Pete Etchart acknowledged he had trouble speaking on behalf of the entire District. He agreed with Mr. Smith's comments regarding drainage and stated staff worked incredibly hard to address the issue. Citing the significant reduction in peak flows quoted earlier in the meeting, he remarked he wished to see similar plans in other areas. He mentioned the District would not object to continuing the item and stressed they wanted to continue being transparent about addressing these concerns. He stated they could reduce the size of the dam by many feet but that would not help the drainage in the area; having a 12 foot detention dam was how they could reduce peak flow impacts. He welcomed further discussion but emphasized they believed in the design.

Chair Berkgigler lauded the WCSD, Ms. Fuss, and Mr. Smith, but reiterated two Commissioners still had concerns about drainage. She noted the continuance would only delay the process by a couple of weeks.

Commissioner Hartung expressed additional concern about traffic patterns and ingress/egress points.

Commissioner Lucey commended Mr. Etchart and Mr. Searcy for providing him with information. He suggested putting the item on hold until the property was actually transitioned to the WCSD and some of the concerns were addressed. He said discussions with impacted residents needed to occur before the item returned to the Board. He acknowledged every District faced stormwater challenges and said the County needed to address those challenges in a smart and sensitive way. He commented he was not too concerned with traffic and his major concern was potential property damage for residents downstream of the development.

Mr. Lipparelli stated the appeal was filed on June 14 and the Board had 60 days from when the appeal was deemed complete to hold a hearing. He stated if the Board decided to continue the hearing to a date agreed to by the WCSD, they could resume the hearing without having to give additional notice.

Chair Berkgigler proposed continuing the item until September 18 and Mr. Etchart agreed to that date. Commissioner Hartung asked what would happen if that was not enough time to resolve the issues. Chair Berkgigler said they would address that scenario at the September 18 meeting.

On motion by Commissioner Lucey, seconded by Commissioner Hartung, which motion duly carried on a 4-0 vote with Commissioner Jung absent, it was ordered that Agenda Item 22 be continued until September 18 and after the transference of property from the United States Forest Service was complete.

18-0641 **AGENDA ITEM 23** Public Hearing: Second reading and adoption of an ordinance amending Washoe County Code Chapter 2 by adopting Supplement Number 14 to the Washoe County Code and all clerical and technical corrections made therein. District Attorney. (All Commission Districts.)

Assistant County Manager Kate Thomas introduced the public hearing.

Nancy Parent, County Clerk, read the title for Ordinance No. 1622, Bill No. 1808.

There was no response to the request for public comment.

On motion by Commissioner Lucey, seconded by Commissioner Herman, which motion duly carried on a 4-0 vote with Commissioner Jung absent, Chair Berkbigler ordered that Ordinance No. 1622, Bill No. 1808, be adopted, approved and published in accordance with NRS 244.100.

18-0642 **AGENDA ITEM 24** Possible Closed Session for the purpose of discussing labor negotiations with Washoe County and Truckee Meadows Fire Protection District per NRS 288.220.

Assistant County Manager Kate Thomas announced there was no need for a closed session.

18-0643 **AGENDA ITEM 25** Public Comment.

Mr. Dave Keyes referenced a fault study presented to the Washoe County School District in January and said the faults were part of the Mount Rose fault section, the single most likely candidate to generate a damaging earthquake. He stated there was a 70 percent probability of the zone producing a magnitude 6 or greater earthquake in the next fifty years. He wanted that information used for proper planning and to help the Board make its decision. He remarked traffic and parking were still concerns in the area and traffic would not be able to disburse on the proposed site.

Ms. Tammy Holt-Still noted the Board voted to approve \$100,000 for a bird study but she claimed no maintenance had been done on the dock; she asked where that money had been spent. She expressed concern about the condition of the dock, the nature study, and the access road to the nature study. She referenced one elderly veteran in the area was still not back in his home.

18-0644 **AGENDA ITEM 26** Announcements/Reports.

There were no comments from the County Manager or the Commissioners.

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3:07 p.m. There being no further business to discuss, the meeting was adjourned without objection.

MARSHA BERKBIGLER, Chair
Washoe County Commission

ATTEST:

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

*Minutes Prepared by:
Derek Sonderfan and Doni Gassaway, Deputy County Clerks*