

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

TUESDAY

10:00 A.M.

JULY 9, 2019

PRESENT:

Vaughn Hartung, Chair
Bob Lucey, Vice Chair
Kitty Jung, Commissioner
Jeanne Herman, Commissioner

Nancy Parent, County Clerk
Dave Solaro, Interim County Manager
Paul Lipparelli, Assistant District Attorney

ABSENT:

Marsha Berkbigler, Commissioner

The Washoe County Board of Commissioners convened at 10:00 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:

19-0533 AGENDA ITEM 3 Public Comment.

Mr. Sam Dehne spoke about truth, Reno media, Washoe County School District Superintendent Traci Davis, and the Wildcreek High School project.

Ms. Elise Weatherly spoke about the Pledge of Allegiance, being a politician, and the Truckee Meadows Community College High School. She thanked Commissioner Jung for her help resolving an issue with Summit Church. She spoke about God and the Bible.

Ms. Sarah Choe thanked the Board for the improvements they made by cleaning up Quartz Lane. She displayed an image of illegal dumping which had recommenced. She said she appreciated what the County had done and asked what the next steps were and what resident should do.

Chair Hartung advised Ms. Choe that Commissioners could not answer questions during public comment. He requested staff contact Ms. Choe.

Mr. Dwight Carlson spoke about illegal dumping of boats, motorhomes, and vehicles on dirt roads in Nevada. He displayed images of illegally dumped vehicles on Quartz Lane and Mineral Avenue. He stated Quartz Lane was a rough dirt road and the dumping caused additional safety issues. He mentioned there were power poles along

the road and suggested putting up cameras and signs to help stop illegal dumping. He said everyone needed to work together to resolve the issue.

Mr. Rex Flowers spoke about Consent Agenda Item 5F4. He hoped the Board would extend Steve Robinson, Arnie Pitts, and Meghan DiRocco's appointments to the Washoe County Advisory Board to Manage Wildlife (ABMW). He stated he would appreciate the Board reappointing the three incumbents but acknowledged that was not listed as an option on the agenda item. He said two incumbents were interested in reappointment to the ABMW. He indicated the ABMW worked with the Department of Wildlife and they were making progress on some big game issues.

Mr. Charles Stockford thanked the Board for the cleanup work on Quartz Lane. He said dumping continued to be an issue which needed to be addressed. He indicated five mattresses had been dumped the prior week. He said he witnessed a pickup truck driving down Quartz Lane with someone tossing garbage out every few feet for approximately a quarter mile. A desk that was dumped contained documents with the names and addresses of the owners. He said he called to report the illegal dumping and was told someone would collect the documents, but he had not been contacted for two weeks. He noted the people who had dumped the desk lived in the valley in a nice home and owned new vehicles. He hoped staff from the Health District would collect the documents and confront those people about their illegal dumping. He mentioned a car was dumped on Quartz Lane on the same day the last two vehicles were towed.

Chair Hartung asked Interim County Manager Dave Solaro to request the Sheriff's Office contact Mr. Stockford regarding the evidence he collected.

Mr. Vance Rushing provided a document about mass shootings, a copy of which was placed on file with the Clerk. He said all mass shooting events in the United States that occurred after the University of Texas tower shooting in 1966 took place in venues where guns were not allowed. He said armed civilians helped the authorities during the University of Texas shooting. He spoke about the increase in school shootings and cited the Supreme Court ruling banning God from schools as a cause.

Mr. Danny Cleous mentioned Lemmon Valley residents won the court case against the City of Reno. He alleged Mr. Solaro perjured himself on the record in court and claimed Director of Engineering and Capital Projects Dwayne Smith and Vice Chair Lucey also lied. He expressed frustration about the lack of a permanent solution to the flooding after two years. He asked about the status of the moratorium on building which had not made it onto the Board's agenda. He asserted the Board needed to do what residents wanted because doing what it wanted had not worked.

Mr. Leo Horishny provided handouts for the Board, copies of which were placed on file with the Clerk. He stated there were jurisdictional discrepancies in the mapping for the City of Sparks' request for services system. He indicated he had identified two locations where the jurisdictional designation provided by the City of Sparks did not coincide with Washoe County's mapping. He requested the Sparks City

Council make corrections and Washoe County assist in those efforts. He noted the section of El Rancho Drive between Wedekind Road and McCarran Boulevard was a neglected area on the border of Washoe County and the Cities of Reno and Sparks. He noted the documents he submitted showed overgrown vegetation which often obstructed the bike lane. His requests to have the vegetation trimmed had not produced results. He understood the County was responsible for the roadside, the City of Reno for the west side, and the City of Sparks for the right side.

Ms. Tammy Holt-Still said a City of Reno representative indicated the County had fabricated a new pipe crossing which included ramps; the work had been scheduled for the current week. She expressed concern because the new pipe crossing had not been presented to the Board for approval. She noted staff had been chastised by the Board in the past for authorizing expenditures prior to getting Board approval. She felt allowing the lake to return to its natural rim would eliminate the need for Hesco barriers, pipe crossings, and pumps. She spoke about a new California law which required water drawn from an aquifer to be replaced. She said Fish Springs was a Nevada/California aquifer and would need to be recharged. She asserted water could not be pumped into a closed basin.

Ms. Cathy Brandhorst spoke about matters of concern to herself.

Ms. Denise Ross noted Lemmon Valley residents won the court case. She said testimony which came out as a result of the trial was significant. She understood there had been several opportunities to pump water out of the lake but the County chose to keep the water there. She stated residents continued to appeal to the Board to do something with the water because it was not natural water. She noted illnesses associated with stagnant water were emerging in the Midwest and Swan Lake had been stagnant for some time. She said residents would get sick and the County would be in serious trouble. She felt moving current residents out either because it was convenient or to allow for new development was wrong. She asserted keeping water in Swan Lake was ridiculous. She mentioned staff's testimony given in court needed to be truthful.

19-0534 AGENDA ITEM 4 Announcements/Reports.

Commissioner Herman thanked staff for the technical assistance she received in Chambers. She mentioned she went to Cold Springs on July 5 in response to several calls from residents saying ditches had flooded onto their property. She said it appeared many drainage ditches had standing water in them so water overflowed onto residents' properties when it rained. She stated there were tall whitetops throughout the ditches which indicated the water had been there for some time. She said the streets close to West Aspen Circle and East Aspen Circle were particularly affected. She expressed concern about whether the water in the ditches indicated a high water level in White Lake. She wanted to avoid another lawsuit.

Commissioner Herman said some constituents in her district wanted to attend meetings but they lived more than one hour's drive away from the County

complex. She asked whether it would be possible for people who lived that far away to make public comment via video stream. She mentioned the valedictorian from North Valleys High School was not allowed to give her graduation speech and she wanted to know why. She asked about a previous request for a schedule for the gravel roads in the north part of the County because she received questions about it. In reference to the County shooting range, she said taxpayers were paying for it and they should be able to use it, yet many people reported experiencing difficulties accessing the range. She requested staff look into why.

Commissioner Jung noted the County spent money to clean up Quartz Lane but it was still a free dumping ground for citizens and the garbage had returned. She said money had been spent on cleanups in District 3 in the past without permanent results. She requested a report from staff about possible permanent solutions, even if it required buying or receiving the property from the absentee owners of Quartz Lane. She thought the solutions suggested by public commenters were appropriate. She thought NV Energy should be involved as they used the easement for their power lines. She believed Waste Management needed to be part of the solution. She referred to Mr. Stockford's comment about individuals who were illegally dumping garbage to avoid paying the Waste Management fee. She said residents who were vigilant could be part of the solution for Quartz Lane, specifically if they were given instructions about how and when to report illegal dumping. She suggested providing residents of Quartz Lane and Mineral Avenue with information explaining the proper steps for how and when to report incidents.

Commissioner Jung asked staff to work with the City of Sparks to make corrections to inaccuracies in their jurisdictional mapping. She thought the County needed to take the lead on clearing up the mapping, cleaning up fire hazards, and removing visual hazards on bike lanes and roads. She suggested partnering with a bicycle advocacy group. She noted Mr. Horishny had been cleaning up his bicycle route on his own for the 12 years she had been a Commissioner. She thought it was the County's job to maintain bicycle routes and respond quickly to residents who encountered difficulties using alternate forms of transportation.

Commissioner Jung asked for an update on the "No Shooting" signs for Peavine Mountain which she had paid for several years prior. She requested information about who had the authority to declare there could be no fire-causing activity in the County during a red flag warning and how that could be enforced. She noted the fire in Somerset was caused by a work crew who she thought should have been aware of the red flag warning. She felt there needed to be a jurisdictional moratorium coinciding with fire warnings so people could be held accountable for any potentially expensive and damaging fires. She asked that the items she requested be provided by staff before the end of business hours.

Chair Hartung commented the Commissioners spoke about red flag warnings during the Truckee Meadows Fire Protection District meeting. He requested information from staff on whether property off of North Virginia Street near the railroad

tracks belonged to the railroad company or to Washoe County. He said he wanted to hear about dates for a community meeting for a proposed charter school.

CONSENT AGENDA ITEMS – 5A THROUGH 5H2

- 19-0535** **5A1** Approval of minutes for the Board of County Commissioners' regular meeting of May 28, 2019. Clerk. (All Commission Districts.)
- 19-0536** **5A2** Acknowledge the communications and reports received by the Clerk on behalf of the Board of County Commissioners. Clerk. (All Commission Districts.)
- 19-0537** **5B** Recommendation to approve a Joint Funding Agreement between Washoe County, the State of Nevada, Truckee Meadows Water Authority, the City of Reno, the City of Sparks and the City of Fernley for the administration of the Truckee River Operating Agreement from the date of execution through October 1, 2022 [in the estimated annual amount of \$60,000]. Community Services. (All Commission Districts.)
- 19-0538** **5C** Recommendation to approve the Assistance Amendment PM-00T56401-9 from the U.S. Environmental Protection Agency (EPA) totaling a one-time funding increase for equipment in the amount of [\$64,413] in both revenue and expense to the FY20 Air Pollution Control Program, PM 2.5 Program and if approved direct the Comptroller's office to make the appropriate budget amendments. Health District. (All Commission Districts.)
- 19-0539** **5D** Recommendation to acknowledge and accept a Specialty Court General Fund Allocation from the Judicial Council of the State of Nevada to the Sparks Justice Court [\$31,550 for FY20, no match required], paid in quarterly installments from July 1, 2019, grant end date June 30, 2020; and direct the Comptroller to make the appropriate budget amendments. Sparks Justice Court. (All Commission Districts.)
- 19-0540** **5E** Recommendation to approve Washoe County's Indebtedness Report and accompanying schedules for fiscal year 2018/19 as of June 30, 2019. If approved, staff will submit the report and schedules to the Washoe County Debt Management Commission and to the Nevada Department of Taxation by August 1, 2019. Comptroller. (All Commission Districts.)
- 19-0541** **5F1** Recommendation to approve Washoe County's Debt Management Policy as of June 30, 2019. Manager's Office. (All Commission Districts.)
- 19-0542** **5F2** Recommendation to acknowledge the three-year schedule of audits for the Internal Audit Division. Manager's Office. (All Commissioner Districts.)

- 19-0543** **5F3** Recommendation to acknowledge the Annual Report from the Internal Audit Division for Fiscal Year Ending June 30, 2019. Manager's Office. (All Commission Districts.)
- 19-0544** **5F4** Recommendation to extend the appointment of Steve Robinson, Arnie Pitts and Meghan DiRocco to the Washoe County Advisory Board to Manage Wildlife, for an additional 3 months to end on October 1, 2019. Manager's Office. (All Commission Districts.)
- 19-0545** **5G1** Recommendation to approve FY 2019/2020 Grant Program Contracts to assist low-income and working uninsured residents of Washoe County in accessing healthcare in the following amounts: Access to Healthcare Network [\$31,500] retroactive July 1, 2019 to June 30, 2020; Incline Village Community Hospital Foundation [\$27,000] retroactive July 1, 2019 to June 30, 2020; and approve Resolutions necessary for same. Human Services Agency. (All Commission Districts.)
- 19-0546** **5G2** Recommendation to approve an extension to the agreement with the Regional Transportation Commission (RTC) for a Non-Urbanized Paratransit Program to provide for the transportation of senior citizens and people with disabilities in the amount of [\$29,000], retroactive to July 1, 2019 through June 30, 2020; and retroactively authorize the County Manager to execute the agreement. Human Services Agency. (Commission Districts 1 and 5.)
- 19-0547** **5H1** Recommendation to approve the Memorandum of Understanding [no cost to the County] with High Intensity Drug Trafficking Area (HIDTA) Task Force of Nevada, on behalf of the Washoe County Sheriff's Office for placement of an Intelligence Analyst contract position in the Northern Nevada Regional Intelligence Center (NNRIC). Sheriff. (All Commission Districts.)
- 19-0548** **5H2** Recommendation to 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 2019 Barracuda Open Golf Tournament, July 22, 2019 through July 28, 2019. Sheriff. (All Commission Districts.)

On the call for public comment, Ms. Elise Weatherly spoke about Consent Agenda Item 5C and displayed an image of illegally dumped garbage. She wondered who was responsible for illegal dumping and how they could be held responsible. She spoke about God in schools and government.

Ms. Cathy Brandhorst referred to Consent Agenda Item 5D and spoke about matters of concern to herself.

On motion by Vice Chair Lucey, seconded by Commissioner Herman, which motion duly carried on a 4-0 vote with Commissioner Berkgigler absent, it was ordered that Consent Agenda Items 5A through 5H2 be approved. Any and all Resolutions or Interlocal Agreements pertinent to Consent Agenda Items 5A through 5H2 are attached hereto and made a part of the minutes thereof.

19-0549 **AGENDA ITEM 6** Recommendation to adopt an ordinance authorizing the issuance of the “Washoe County, Nevada, General Obligation (Limited Tax) Refunding Bonds (Additionally Secured by Pledged Revenues), Series 2019B” [in the maximum principal amount of \$11,650,000], for the purpose of refunding certain outstanding bonds secured by consolidated tax pledged revenues; providing the form, terms and conditions of the bonds and other details in connection therewith; and adopting this ordinance as if an emergency now exists. Manager's Office. (All Commission Districts.)

Nancy Parent, County Clerk, read the title for Ordinance No. 1641, Bill No. 1828.

Assistant County Manager Christine Vuletich said the ordinance was a refinancing of two bond issuances which would be combined into one. The bonds were the park bond series 2006 and the building refunding bonds series 2011B. She noted existing interest rates were very low and the two bond issuances were good candidates for refinancing. Combining the two bonds into one issuance would make the accounting and administration process more efficient. She said the bond was a private placement. Eight bids were received from different banks in response to the request for financing and the winning bidder was KeyBank. She stated the savings estimate with a 2.6 percent interest rate was originally calculated at approximately \$780,000, but it increased to \$852,000 with a 2.3 percent interest rate.

Chair Hartung clarified the ordinance was a refinancing of bonds and there was no tax increase involved. Ms. Vuletich replied that was correct, there was no tax increase or extension of the maturity date for the bonds. She mentioned Standard and Poor's Financial Services, LLC (SP) upgraded the County's bond rating from 'AA' to 'AA+' on the 2016A Sales Tax Revenue Refunding Bonds. She noted staff worked with the Regional Transportation Commission (RTC) on a large refunding the prior year. She indicated an 'AA+' rating was the second-highest rating there was and it would allow the County to issue any future debt and borrow money at a lower interest rate. She said SP also upgraded the RTC's bonds from an 'AA-' rating to 'AA'.

On the call for public comment, Ms. Cathy Brandhorst spoke about matters of concern to herself.

On motion by Vice Chair Lucey, seconded by Chair Hartung, which motion duly carried on a 4-0 vote with Commissioner Berkbigler absent, it was ordered that Ordinance No. 1641, Bill No. 1828, be adopted, approved and published in accordance with NRS 244.100.

BLOCK VOTE – 7, 8, 13, and 14

19-0550 **AGENDA ITEM 7** Recommendation to acknowledge Fiscal Year 2019 year-end unbudgeted General Fund transfers [\$918,000] (net impact to County is zero). Manager's Office. (All Commission Districts).

There was no response to the call for public comment.

On motion by Vice Chair Lucey, seconded by Commissioner Jung, which motion duly carried on a 4-0 vote with Commissioner Berkbigler absent, it was ordered that Agenda Item 7 be acknowledged.

19-0551 **AGENDA ITEM 8** Recommendation to accept a Sub-grant Award from the State of Nevada, Department of Health and Human Services, Division of Public and Behavioral Health in the amount of [\$165,650.24; no county match] to support the position and activities of the Regional Behavioral Health Coordinator retroactively from July 1, 2019 through June 30, 2020; authorize the Director of the Human Services Agency to execute the sub-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 Vice Chair Lucey, seconded by Commissioner Jung, which motion duly carried on a 4-0 vote with Commissioner Berkbigler absent, it was ordered that Agenda Item 8 be accepted, authorized, and directed.

19-0552 **AGENDA ITEM 13** Recommendation to approve an Agreement for Professional Consulting Services between Washoe County and CM Works, Inc. in the amount of [\$359,246] for Project and Construction Management Services for the Northern Nevada Adult Mental Health System (NNAMHS) Homeless Housing Project, retroactive to July 1, 2019 through June 30, 2020. Community Services. (Commission District 3.)

On the call for public comment, Ms. Cathy Brandhorst spoke about matters of concern to herself.

On motion by Vice Chair Lucey, seconded by Commissioner Jung, which motion duly carried on a 4-0 vote with Commissioner Berkbigler absent, it was ordered that Agenda Item 13 be approved.

19-0553 **AGENDA ITEM 14** Recommendation to approve the fiscal year 2019-2020 [payment of \$266,669], paid in quarterly installments beginning July 1, 2019, as Washoe County's share in annual funding for the Truckee Meadows Regional Planning Agency pursuant to NRS 278.0264(7) and an adopted interlocal agreement. Community Services. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Lucey, seconded by Commissioner Jung, which motion duly carried on a 4-0 vote with Commissioner Berkbigler absent, it was ordered that Agenda Item 14 be approved.

19-0554 **AGENDA ITEM 9** Recommendation to approve Collective Bargaining Agreements with the Washoe County Employees Association (WCEA) for the Non-Supervisory and Supervisory bargaining units for the three (3) year period beginning retroactive to July 1, 2019 through June 30, 2022; including cost of living adjustments in base wages of 3% effective to July 1, 2019 [FY 19/20 estimated fiscal impact \$4,240,059]; 2.5% beginning July 1, 2020 [FY 20/21 estimated fiscal impact \$4,346,060]; and 2.5% beginning July 1, 2021 [FY 21/22 estimated fiscal impact \$4,454,712]; and updated agreement language regarding salaries of personnel, standby pay, shift differential, vacation, sick leave, health plan, deferred compensation, and duration of agreement. [Total estimated fiscal impact for all fiscal years is \$13,040,831.] Human Resources. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Lucey, seconded by Commissioner Herman, which motion duly carried on a 4-0 vote with Commissioner Berkbigler absent, it was ordered that Agenda Item 9 be approved.

19-0555 **AGENDA ITEM 10** Recommendation to approve Collective Bargaining Agreement with the Washoe County Sheriff’s Deputies Association (WCSDA) bargaining unit for the three (3) year period beginning retroactive to July 1, 2019 through June 30, 2022; including cost of living adjustments in base wages of 2.5% effective July 1, 2019 [FY 19/20 estimated fiscal impact \$1,187,029]; 2.5% beginning July 1, 2020 [FY 20/21 estimated fiscal impact \$1,216,615]; and 2.5% beginning July 1, 2021 [FY 21/22 estimated fiscal impact \$1,246,940]; and updated agreement language regarding salaries, rights of association, holidays and holiday pay, medical plan, safety equipment, special pay differential, night shift differential, dues deduction, distribution of contract, resident deputy pay, deferred compensation plan, and duration of agreement. [Total estimated fiscal impact is \$3,650,584.] Human Resources. (All Commission Districts.)

On the call for public comment, Ms. Cathy Brandhorst spoke about matters of concern to herself.

On motion by Commissioner Jung, seconded by Vice Chair Lucey, which motion duly carried on a 4-0 vote with Commissioner Berkbigler absent, it was ordered that Agenda Item 10 be approved.

19-0556 **AGENDA ITEM 11** Recommendation to approve the Collective Bargaining Agreement with the Washoe County Sheriff’s Supervisory Deputies Association (WCSSDA) bargaining unit for the three (3) year period beginning retroactive to July 1, 2019 through June 30, 2022; including cost of living adjustments in base wages of 2.5% effective July 1, 2019 [FY 19/20 estimated fiscal impact \$935,778]; 2.5% beginning July 1, 2020 [FY 20/21 estimated fiscal impact \$959,173]; and 2.5% beginning July 1, 2021 [FY 21/22 estimated fiscal impact \$983,152]; and updated agreement language regarding salaries, rights of association, holidays and holiday pay, medical plan, night shift differential, special pay differential, dues deduction, distribution of contract, and duration of agreement. [Total estimated fiscal impact is \$2,878,103.] Human Resources. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Vice Chair Lucey, which motion duly carried on a 4-0 vote with Commissioner Berkbigler absent, it was ordered that Agenda Item 11 be approved.

19-0557 **AGENDA ITEM 12** Recommendation to approve Cost of Living Adjustment in base wage of 2.5% effective retroactive to July 1, 2019 [FY 19/20 estimated fiscal impact \$71,974]; 2.5% beginning July 1, 2020 [FY 20/21 estimated fiscal impact \$73,773]; and 2.5% beginning July 1, 2021 [FY 21/22 estimated fiscal impact \$75,618]; updated medical plan changes; and add eligibility for a new five percent (5%) of base pay Crisis Intervention Training (CIT) education incentive for the Confidential Undersheriff and Chief Deputy Sheriffs. [Total estimated fiscal impact is \$221,365.] Human Resources. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Lucey, seconded by Commissioner Jung, which motion duly carried on a 4-0 vote with Commissioner Berkbigler absent, it was ordered that Agenda Item 12 be approved.

PUBLIC HEARINGS

19-0558 **AGENDA ITEM 15** Public Hearing: Second reading and adoption of an ordinance amending the Washoe County Code at Chapter 110 (Development Code), within Article 406, Building Placement Standards 110.406.05, General, to add a requirement regulating setbacks on legal non-conforming lots, when the lot size does not meet the minimum lot size for the actual regulatory zone applicable to the lot, the allowed setbacks will be based on the regulatory zone thresholds for the next densest regulatory zone for which the actual lot size does meet the minimum lot size requirements; and to remove Section 110.406.35(e) Side Yards, Prior Zoning, regarding the option to use the side yard setback requirements of the land use category comparable to the parcel size for lots created prior to May 26, 1993; and other matters necessarily connected therewith and pertaining thereto. Community Services. (All Commission Districts.)

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

Nancy Parent, County Clerk, read the title for Ordinance No. 1639, Bill No. 1826.

On motion by Vice Chair Lucey, seconded by Commissioner Jung, which motion duly carried on a 4-0 vote with Commissioner Berkbigler absent, it was ordered that Ordinance No. 1639, Bill No. 1826, be adopted, approved and published in accordance with NRS 244.100.

19-0559 **AGENDA ITEM 16** Public Hearing: Second reading and adoption of an ordinance amending Washoe County Code at Chapter 110 (Development Code), within Article 306, Accessory Uses and Structures, at Section 110.306.10, Detached Accessory Structures, to revise the allowable quantity, location, size, aesthetics, permitting and other standards associated with the placement of cargo containers as detached accessory structures used for storage; within Article 310, Temporary Uses and Structures, at Section 110.310.35 (h), Temporary Contractor or Owner-builder Materials or Equipment Cargo Containers, to update the point in the permitting process at which a cargo container may be placed upon a vacant piece of property to support construction, and to establish additional timeframes regarding when such a cargo container must be removed; within Article 902, Definitions at Section 110.902.15, General Definitions to establish a definition for “Cargo Container”; and other matters necessarily connected therewith and pertaining thereto. Community Services. (All Commission Districts.)

Nancy Parent, County Clerk, read the title for Ordinance No. 1640, Bill No. 1827.

Commissioner Herman asked when the addendum concerning semi-trailers would be available. Interim County Manager Dave Solaro replied semi-trailers were governed within the commercial vehicles portion of the Code. He indicated staff was working on the Code for short-term rentals and the commercial vehicles’ portion was next in the queue. He anticipated that section of Code would be reviewed in February. Chair Hartung asked whether the Board could put a short-term stay on those types of complaints because they fell under the same category. Mr. Solaro replied he would research the authority defined within the existing Code and what could be done. Chair Hartung asked for that information to be provided to the Board as quickly as possible and that it be styled on the agenda as an action item. Mr. Solaro replied he would do so.

The Chair opened the public hearing by calling on anyone wishing to speak for or against adoption of said ordinance.

On the call for public comment, Ms. Amanda Hilbert said she had hoped the Board would make a decision as previously discussed. She said her structure was a storage container similar to a shed; it was not being stacked or used on roadways. She expressed frustration about having to wait until February to resolve the issue.

Mr. Kelly Hilbert said he did not understand why the issue would be delayed for so long. He said a complaint was filed about a commercial vehicle on his property which was being used as a storage container. He stated the trailer was not being stacked and he believed it to be as structurally sound as a single-wide mobile home. He said semi-trucks experienced wind issues on the highway, in part due to the type of cargo. He asserted wind was not an issue for the semi-trailer on his property. He indicated the trailer had been in the same location for two years and it had not been affected by wind or

rain. He stated he did not purchase the semi-truck to subvert the Code but because the purchase price was half that of a cargo container. He understood there was a structural difference between a cargo container and a semi-trailer but did not understand why a trailer would not be considered structurally sound enough to be used for storage on a property. He commented there were several semi-trailers being used for storage on properties surrounding his home. He indicated he would paint the container to make it look better if necessary. He mentioned he had taken time off of work to attend the meeting because the issue was supposed to be resolved. He said he had a pending fine and an order to remove the container from the property by August 20, 2019. He did not want to dispose of the trailer if it might later be decided that semi-trailers were allowable.

Ms. Cathy Brandhorst spoke about matters of concern to herself.

Chair Hartung asked Mr. Solaro to consult with the legal department and agendaize the item again as soon as possible. He observed the two structures were essentially the same with one being a home-built shed the other a purchased shed. He recognized the timing issues faced by staff regarding new ordinances for commercial vehicles. He expressed concern because many people who ran home businesses stored commercial vehicles on their large parcels and an assertion had been made that commercial vehicles caused more wear and tear on roads than standard vehicles. He asserted commercial vehicles applied less weight to the pavement. He thought a stay needed to be established until staff reviewed the Code.

On motion by Vice Chair Lucey, seconded by Commissioner Herman, which motion duly carried on a 4-0 vote with Commissioner Berkbigler absent, it was ordered that Ordinance No. 1640, Bill No. 1827, be adopted, approved and published in accordance with NRS 244.100.

19-0560 **AGENDA ITEM 17** Possible Closed Session for the purpose of discussing labor negotiations with Washoe County and Truckee Meadows Fire Protection District per NRS 288.220.

Interim County Manager Dave Solaro stated there was no need for a closed session.

19-0561 **AGENDA ITEM 18** Public Comment.

County Clerk Nancy Parent placed email correspondence from Annemarie Grant on the record.

Ms. Cathy Brandhorst spoke about matters of concern to herself.

Ms. Elise Weatherly spoke about water bottles, test driving Tesla vehicles, a comparison between Bernie Sanders and Elon Musk, democratic socialism, and the Tesla Gigafactory.

19-0562 **AGENDA ITEM 19** Announcements/Reports.

Vice Chair Lucey asked whether it was possible to track and impose penalties on the owners of illegally dumped vehicles through the Department of Motor Vehicles by using vehicle identification numbers. He requested staff provide the Board with options as he was unsure whether using cameras as suggested by a public commenter would be the right method.

Chair Hartung asked Interim County Manager Dave Solaro whether he could collaborate with the legal department to find out what penalties the County might be able to impose if personal information was retrieved from illegally dumped garbage.

In reference to an ordinance for a commercial vehicle parked on a property, Chair Hartung mentioned that a hearing officer stated the Board could overturn the results of a hearing if an item was brought back before the Board. Mr. Solaro responded he would need to confirm the process. Chair Hartung requested Mr. Solaro provide information about the appeal process.

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11:44 a.m. There being no further business to discuss, the meeting was adjourned without objection.

VAUGHN HARTUNG, Chair
Washoe County Commission

ATTEST:

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

Minutes Prepared by:
Carolina Stickleby, Deputy County Clerk