COUNTY COMMISSIONERS

Bob Larkin, Chairman
Bonnie Weber, Vice-Chairman
Jim Galloway
David Humke
Pete Sferrazza

COUNTY MANAGER

Katy Singlaub

ASSISTANT DISTRICT ATTORNEY

Melanie Foster

AGENDA

WASHOE COUNTY BOARD OF COMMISSIONERS

COMMISSION CHAMBERS - 1001 E. 9th Street, Reno, Nevada

June 26, 2007
2:00 p.m.

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

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

Public Comment during the Commission Meeting on June 26, 2007 will be for all matters, both on and off the agenda, and be limited to two minutes per person. Additionally, public comment of two minutes per person will be heard during individual action items on the agenda. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Commission meeting.

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

The County Commission can deliberate or take action only if a matter has been listed on an agenda properly posted prior to the meeting. During the public comment period, speakers may address matters listed or not listed on the published agenda. The Open Meeting Law does not expressly prohibit responses to public comments by the Commission. However, responses from Commissioners to unlisted public comment topics could become deliberation on a matter without notice to the public. On the advice of legal counsel and to ensure the public has notice of all matters the Commission will consider, Commissioners may choose not to respond to public comments, except to correct factual inaccuracies, ask for County staff action or to ask that a matter be listed on a future agenda. The Commission may do this either during the public comment item or during the following item: "*Commissioners'/Manager's Announcements, Requests for Information, Topics for Future Agendas and Statements Relating to Items Not on the Agenda".
Pursuant to NRS 241.020, the Agenda for the Commission Meeting has been posted at the following locations. Washoe County Administration Building (1001 E. 9th Street, Bldg. A), Washoe County Courthouse-Clerk’s Office (Court and Virginia Streets), Washoe County Central Library (301 South Center Street) and Sparks Justice Court (630 Greenbrae Drive). At the meeting after salute to the flag and roll call, the Board of County Commissioners may vote on the following items as the Board and, ex-officio, as the Board of Fire Commissioners for the Truckee Meadows Fire Protection District, as the Board of Directors for the Sierra Fire Protection District, and/or the Board of Trustees of either the Lawton/Verdi or South Truckee Meadows General Improvement Districts.

Support documentation for the items on the agenda, provided to the Washoe County Board of Commissioners is available to members of the public at the County Manager’s Office (1001 E. 9th Street, Bldg. A, 2nd Floor, Reno, Nevada) and on the County’s website at www.washoecounty.us.

Unless otherwise indicated by asterisk (*), all items on the agenda are action items upon which the Board of County Commissioners will take action.

The Washoe County Board of Commission may take a short break every 1 1/2 hours.

<table>
<thead>
<tr>
<th>2:00 p.m.</th>
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<tbody>
<tr>
<td>1.</td>
<td>Salute to the flag.</td>
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<td>2.</td>
<td>Roll call.</td>
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<td>3.</td>
<td>Approval of the agenda for the Board of County Commissioners’ meeting of June 26, 2007, including consideration of taking items out of sequence, deleting items and adding items which require action upon a finding that an emergency exists.</td>
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<td>4.</td>
<td>Presentation of Certificates of Appreciation.</td>
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<td>4A.</td>
<td>Job Evaluation Committee Members--Human Resources.</td>
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<td>4B.</td>
<td>Wellness Champions on behalf of the Wellness Program--Human Resources.</td>
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<td>5.</td>
<td>Proclamation--June 30, 2007 designated as “Sparks Library Day”; and, invite all residents of the Truckee Meadows to join the County Commission in celebrating the 75th Anniversary of the Sparks Library--Library.</td>
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<td>6.</td>
<td>Public Comment. Comment heard under this item will be limited to two minutes per person and may pertain to matters both on and off the Commission agenda. The Commission will also hear public comment during individual action items, with comment limited to two minutes per person. Comments are to be made to the Commission as a whole.</td>
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<td>7.</td>
<td>Commissioners’/Manager’s Announcements, Requests for Information, Topics for Future Agendas and Statements Relating to Items Not on the Agenda. (No discussion among Commissioners will take place on this item.)</td>
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8. **Consent Items.**

A. Approve minutes for the Board of County Commissioners’ meetings of May 8 and 15, 2007.

B. Cancel July 17, 2007 Washoe County Commission meeting.

C. Confirm appointments of Daryl Harwell and Thomas R.C. Wilson, III to the Washoe County Advisory Board to Manage Wildlife with terms beginning July 2, 2007 and ending June 30, 2010.

D. **Senior Services.**

(1) Reappoint Michelle Lacerda to the Washoe County Senior Services Advisory Board for a term of July 1, 2007 thru June 30, 2011.

(2) Accept cash donations $7,824.32 for the period April 1, 2007 through June 5, 2007, plus any new cash donations that might be received through June 30, 2007 for the fourth quarter of Fiscal Year 2006/07; and if accepted, direct Finance Department to make appropriate budget adjustments.

E. Approve payments $22,258.61 to vendors for assistance of 67 victims of sexual assault and authorize Comptroller to process same. NRS 217.310 requires payment by the County of initial medical care of victims in addition to follow-up treatment [up to $1,000] for victims, victim’s spouses and other eligible persons--District Attorney.

F. Accept donations $1,381 for the Washoe County Wellness Program--Human Resources.

G. Appoint Lee Derbyshire as Interim Director of Senior Services with a salary adjustment to the minimum of the salary range, effective June 26, 2007--Manager.

H. Accept cash donations $1,624.90 and Juror Fee donations $2,840; and if accepted, authorize Department of Social Services to expend these funds to benefit children in care and families who are clients, and direct Finance Department to make appropriate budget adjustments for Fiscal Year 2006/07--Social Services.

I. **Sheriff.**

(1) Approve Security Agreement between the County of Washoe, Washoe County Sheriff’s Office and EXECPRO Services, Inc., to provide two uniformed Deputy Sheriffs for security in Incline Village, Nevada for the “Fourth of July Party”, July 4, 2007, [no fiscal impact to County, estimated security costs $1,200 to be reimbursed by EXECPRO, Inc.]; and if approved, authorize Chairman to execute Agreement.
8. I. (2) Approve Sheriff’s Security Agreement between the County of Washoe, Washoe County Sheriff’s Office and Lake Tahoe Shakespeare Festival, to provide uniformed Deputy Sheriffs for Security, July 12, 2007 through August 19, 2007, [no fiscal impact to County, estimated security costs $9,400 to be paid by Lake Tahoe Shakespeare Festival]; and if approved, authorize Chairman to execute Agreement.

(3) Accept equipment donation of two personal watercrafts [total value $14,188] from Washoe County Honorary Deputy Sheriff’s Association.

(4) Accept donation ($14,500) from Washoe County Honorary Deputy Sheriff’s Association for attendance at Boston University Senior Management Institute Program by two command staffers of the Washoe County Sheriff’s Office.

J. Approve an augmentation [increase of $85,590 in revenue and expenditure budget authority] to the adopted Fiscal Year 2006/07 District Court Budget, Fund Center IO20292; and if approved, direct Finance Department to make appropriate budget adjustments to reflect an increase within the Specialty Court Program--Second Judicial District Court.

K. Accept Fiscal Year 2007-08 OJJDP Formula Grant [$58,591.56] for the Juvenile Services Evening Reporting Program; and if accepted, direct Finance Department to make necessary budget adjustments--Juvenile Services.

L. Approve and authorize the Chairman to execute the Water Rights Deed conveying 30.00 acre-feet of groundwater rights from Rock West, LLC on behalf of American Ready Mix, Inc., and the associated Water Sale Agreement between American Ready Mix, Inc and Washoe County, and direct Water Rights Manager to record both documents--Water Resources.

M. Approve Washoe County Commissioner salaries for Fiscal Year 2007-08, Fiscal Year 2008-09, Fiscal Year 2009-10 and Fiscal Year 2010-11 pursuant to the authorization granted by Senate Bill 516, to be effective July 1 of each corresponding Fiscal Year--Finance.

N. Approve Capital Contribution Front End Agreement between the County of Washoe, Regional Transportation Commission and Spanish Springs Associates Limited Partnership, for construction and dedication of right-of-way for a portion of Neighborhood Way and construction of a roundabout at the Eagle Canyon Drive/Ember Drive/Neighborhood Way intersection (no fiscal impact); and if approved, authorize Chairman to execute said Agreement upon presentation--Public Works.

8. P. Community Development.

(1) Reappoint Dian VanderWell to the Washoe County Planning Commission for a term ending June 30, 2011.

(2) Reappoint Eric Schetz to the Washoe County Board of Adjustment for a term ending June 30, 2011.

(3) Reappoint Fran DeAvila as an At-Large member for a one-year term to June 30, 2008 to better stagger members’ terms; and reappoint Brad Stanley as an At-Large member, Tom Judy as a Hidden Valley HOA representative, and appoint Mary Case as an At-Large Alternate to June 30, 2009; and, temporarily designate the vacant Virginia Foothills member position to an At-Large member position and appoint Peter Kaiser to fill that unexpired term to June 20, 2008, on the Southeast Truckee Meadows Citizen Advisory Board (Commissioner Humke, Commission District 2).

(4) Reappoint John McLelland as a Steamboat/Toll Road member and Dennis Wilson as a Callahan Ranch member to June 30, 2009, appoint Paul Grace to fill an unexpired term as a Galena Forest/Southwest Pines member to June 30, 2008, and appoint Ron Penrose as an At-Large Alternate to June 30, 2009, on the Galena-Steamboat Citizen Advisory Board (Commissioner Humke, Commission District 2).

Q. Regional Parks and Open Space.

(1) Accept cash donations [$11,985] from various businesses, organizations and individuals for the Department of Regional Parks and Open Space programs and facilities; and if accepted, direct Finance Department to make appropriate budget adjustments.

(2) Approve Agreement between the County of Washoe and Reno Celebrates America (dba Reno/Sparks/Washoe County Skyfire, Inc.) for a 4th of July event to be held at Rancho San Rafael Regional Park on July 4, 2007 [fee for use of facility $2,000]; and if approved, authorize Chairman to execute Agreement upon receipt.

(3) Approve Agreement between the County of Washoe and Reno Tahoe Blues Fest for an outdoor music event to be held at Rancho San Rafael Regional Park on August 18 and 19, 2007 [fee for use of facility $9,000]; and if approved, authorize Chairman to execute Agreement upon receipt.

9. Recommendation to approve: Deferred Compensation 401(a) Plan (the “Plan”) Amendment Automatic Rollover IRA Requirements – recommended Amendment from the Deferred Compensation Committee--Human Resources.

10. Recommendation to approve extending expired Contract between the County of Washoe (Sheriff) and Bureau of Indian Affairs to house tribal prisoners at the Washoe County Jail; and if approved, authorize Chairman to execute same (purpose of extension is to receive payment [$564,861.41] for housing tribal prisoners from October 1, 2006 through May 31, 2007)--Sheriff.
Recommendation to award Invitation to Bid No. 2589-07 for Emergency Child Protection Shelter Operator at Kids Kottage, Kids Kottage Too and Kids Kottage Modular (KKIII), to Adams and Associates, Inc., the sole responding bidder, [estimated bid award amount $3,265,000 annually]; and if awarded, authorize Purchasing and Contracts Administrator to enter into a two-year Agreement, commencing July 1, 2007 through June 30, 2009, with the provision for a one-year extension at Washoe County’s option--Purchasing.

Recommendation to approve the purchase of 140 each 800 MHz radios for the Sheriff’s Office Detention in-building radio coverage enhancements project [total amount $405,836.20] from Dailey & Wells Communications, Inc., on behalf of the Telecommunications Division of the Washoe County Technology Services Department and the Washoe County Sheriff’s Office--Purchasing.

Recommendation to accept the Low Income Housing Trust Funds Welfare Set Aside from the Nevada Housing Division [$314,212], approve 2008 Interlocal Agreement between the County of Washoe and the Nevada Housing Division of the Department of Business and Industry of the State of Nevada for 2007-2008 Low Income Housing Trust Funds; and, authorize Chairman to sign Agreement (grant provides assistance to families and seniors in danger of becoming homeless or who are homeless and are in need of assistance with utilities, security deposits, rent or a mortgage payment--Management Services/Community Support.

Recommendation to accept Shelter Plus Care II award [$284,160 - Washoe County will provide matching funds in the amount of $284,160 ($56,832 per year, over a term of five years)] from the United States Department of Housing and Urban Development, authorize Chairman to sign the Agreement for the award, and direct Finance Department to make appropriate budget adjustments--Management Services/Community Support.

Recommendation to approve and authorize the Chairman to sign a Grant Program Contract between the County of Washoe and the Reno-Sparks Gospel Mission to support the operation of the emergency homeless shelter for Fiscal Year 2007/08 [$194,010]; and, authorize Chairman to sign Resolution necessary for same--Management Services/Community Support.

Recommendation to award a Contract to Robert C. Bell, Esq. for professional legal services in conflict criminal/family court/juvenile cases [not to exceed $150,000]; and if approved, authorize the County Manager to execute same; and, approve a contract form to be used to contract in the future with attorneys and/or law firms for professional legal services in conflict cases and authorize the County Manager to execute future contracts upon presentation--Manager. (Continued from June 12, 2007 Commission Meeting.)

Recommendation to approve and sign Intrastate Interlocal Contract between the State of Nevada (Department of Health and Human Services, Division of Child and Family Services) and the County of Washoe (Department of Juvenile Services) to provide reimbursement funding for mental health services for juvenile sex offenders and sexually perpetrating youth [not to exceed $162,820 for all County/City contractors statewide for a two-year period (July 1, 2007 – June 30, 2009)]--Juvenile Services.
18. Recommendation to approve second renewal of three-year option contract PWP-WA-2007-284 recommended by staff for the 2007/2008 Slurry Seal of Selected Streets to Intermountain Slurry Seal, Inc., for $1,990,000; and if approved, authorize the Chairman to execute the contract documents upon presentation—Public Works. To Be Heard Before Agenda Item No. 19.


20. Recommendation to award bid PWP-WA-2007-283 for the 2007/2008 Overlay Paving of Selected Paved Streets to lowest responsive, responsible bidder [Sierra Nevada Construction Company for the base bid, Alternate No. 1 and option 3 & 4 only for $1,546,014]; and if awarded, authorize Chairman to execute contract documents upon presentation—Public Works. To Be Heard Before Agenda Item No. 21.


22. Discussion and direction to staff regarding a grant application to the Truckee River Fund for half of the funds needed for the River Oaks Subdivision to connect to the Lawton Verdi Interceptor; and if approved, authorize the Director of Water Resources to accept a grant from the Truckee River Fund if the grant proposal is approved by the Truckee Meadows Water Authority and the Board of Trustees of the Community Foundation of Western Nevada. The grant proposal requests reimbursement of 50% of the $882,000 the River Oaks Subdivision will have to pay to connect to the Interceptor—Water Resources.

23. Recommendation to approve and authorize the Chairman to execute Amendment No. 1 to the Agreement for Consulting Services between TEC 1, Inc. and Washoe County dated November 28, 2006, for services relating to title research for water rights associated with street rights-of-way [$370,000]—Water Resources. (Continued from June 12, 2007 Commission Meeting.)

24. Recommendation to thank Florence (Marge) Frandsen for her service to Washoe County through her service on the Planning Commission and to accept Commissioner Humke’s nomination and appoint an individual to a seat on the Washoe County Planning Commission for a term effective July 1, 2007 and expiring June 30, 2011—Community Development.

25. Recommendation to appoint an individual as an At-Large Primary Alternate (District 5) to fill a newly created position and appoint an individual as an At-Large (District 5) member to June 30, 2009, on the North Valleys Citizen Advisory Board (Commissioner Weber, Commission District 5)—Community Development.
26. Recommendation to reappoint and/or appoint individual(s) as At-Large member(s) to June 30, 2009, extend the At-Large Alternate position to June 30, 2009 to better stagger appointee’s terms, and possibly appoint an individual to the At-Large Alternate position on the Cold Springs Citizen Advisory Board (Commissioner Weber, Commission District 5)—Community Development.

27. Recommendation to reappoint and/or appoint individual(s) as At-Large member(s) to June 30, 2009 and possibly appoint an individual as the At-Large Primary Alternate to June 30, 2008 on the Sun Valley Citizen Advisory Board (Commissioner Weber, Commission District 5)—Community Development.

28. Recommendation to reappoint individuals as At-Large members and an individual as a Crystal Bay member, and possibly appoint an individual as an At-Large member, to June 30, 2009 on the Incline Village/Crystal Bay Citizen Advisory Board (Commissioner Galloway, Commission District 1)—Community Development.

29. Introduction and first reading of an Ordinance amending the Washoe County Code at Chapter 25 by repealing regulations related to service of complaint actions against business licenses, and concerning license revocation hearings, massage therapist permits, and the board of massage examiners; by adding provisions for notices of and conduct of license hearings and related closed sessions; and, by revising provisions related to licensing definitions, investigations and fees, special event licenses, matters related to denials of licenses and suspension or revocation of licenses, intoxicating liquor licenses and fees, and administrative processing fee for certain types of liquor distributors and producers; and, providing other matters properly relating thereto (set public hearing and second reading of the Ordinance for July 24, 2007 at 5:30 p.m.)—Community Development.

30. Discussion, possible direction and possible action regarding the expiration, extension or enforcement of two settlement agreements related to regional planning dated October 17, 2002 (CV02-03469) and August 22, 2005 (CV02-03469) and covering the issues of annexation, population, planning jurisdiction and service areas, facilities planning and provision of service areas and other related matters; said settlement agreements set to expire June 30, 2007, absent action by the Regional Planning Governing Board or parties to the Settlement Agreements (including Washoe County) to prevent such expiration through means and possible remedies available to the parties—Community Development.

31. Introduction and first reading of an Ordinance amending Chapter 25 of the Washoe County Code relating to Transient Lodging, including but not limited to modifying or adding to the definitions of gross receipts, occupancy, occupant operator, transient guest and transient lodging; deleting obsolete provisions; making modifications to the provision related to the taxation of Timeshare users; and other matters properly relating thereto—Finance.

32. Recommendation to authorize appropriation adjustments for the Fiscal Year 2006-2007 salary savings allocations and direct the Finance Department to reduce the General Fund salary and benefit accounts as specified by $864,183 and transfer those appropriations to various General Fund operating accounts as specified by $606,473 and transfer the balance to the General Fund Accrued Benefits Account in the amount of $257,710—Finance.
4:00 p.m.  33. **Sierra Fire Protection District.**

See separate agenda.

5:00 p.m.  34. **South Truckee Meadows General Improvement District.**

See separate agenda.

5:30 p.m.  Public Hearings. (Note: Items listed under this heading only will be heard at or after the noted time. In no case will they be heard before the stated time. Due to public testimony and discussion, time expended on the items in this category can vary.)

35. Second reading and adoption of an Ordinance pursuant to Nevada Revised Statutes 278.0201 through 278.0207 approving Development Agreement Case No. DA07-001 for Tentative Subdivision Map Case No. TM05-017 for Eagle Canyon V as previously approved by the Washoe County Planning Commission (Bill No. 1514)--Community Development.

36. Second reading and adoption of an Ordinance pursuant to Nevada Revised Statutes 278.0201 through 278.0207 approving Development Agreement Case No. DA07-002 for Tentative Subdivision Map Case No. TM05-016 for Harris Ranch as previously approved by the Washoe County Planning Commission (Bill No. 1515)--Community Development.

37. Public hearing to hear comments on the proposed sale of .23 acres of Sky Ranch Park to the Regional Transportation Commission pursuant to NRS 277.050 for the purchase price of $102,180--Regional Parks and Open Space.

AND

38. Execution of a Resolution accepting bid of $102,180 from Regional Transportation Commission for the purchase of .23 acres of Sky Ranch Park (APN 53-409-101) and direct Chairman to execute a Deed and other documents that may be necessary for sale of same.

AND

39. Approve and authorize the Chairman to execute upon receipt, an Interlocal Cooperative Agreement between the County of Washoe and Regional Transportation Commission of Washoe County, regarding public roadway improvements at La Posada/Pyramid Highway at Sky Ranch Park.

AND

40. Approve and authorize the Chairman to execute upon receipt, a Purchase and Sale Agreement between the County of Washoe and Regional Transportation Commission of Washoe County for a portion of Sky Ranch Park (APN 53-409-101) approximately 10,218 square feet [$102,180] required to complete public roadway improvements at La Posada/Pyramid Highway; reimburse proceeds to Parks Capital Fund 404-4415 through a receipt to the general fund and a transfer to Fund 404; authorize Finance to make appropriate adjustments to the Fiscal Year 2007/08 budget; and authorize Chairman to sign all documents associated with the sale of the property.
5:30 p.m. 41. **Appeal Case No. AX07-007:** Appeal of the Board of Adjustment's action denying Appeal Case No. AX07-003 regarding Grading Permit No. 06-4448--Community Development. (Continued from May 22, 2007 Commission Meeting.)

The property is located at 43 Rose Creek Lane, approximately 700 feet north of its intersection with Piney Creek Road. The ±1.345-acre parcel is designated Low Density Suburban (LDS) in the Forest Area Plan, and is situated in a portion of Section 10, T17N, R19E, MDM, Washoe County, Nevada. The property is located in the Galena-Steamboat Citizen Advisory Board boundary and Washoe County Commission District No. 2. (APN 154-051-07)

42. **Comprehensive Plan Amendment Case No. CP06-018 (Population Element)--Community Development.**

To amend the Washoe County Comprehensive Plan by replacing the existing Population Element with a new adopted Population Element that is revised to reflect current and future population forecasts parallel with the incorporated cities of Reno and Sparks and that is in conformance with the Truckee Meadows Regional Plan (continued from June 12, 2007 Commission Meeting); OR refer the Population Element adopted by the Washoe County Planning Commission back to the Planning Commission with specific proposed changes or additions as outlined in NRS 278.220.

**END OF SCHEDULED PUBLIC HEARINGS**

*43. Reports/updates from County Commission members concerning various boards/commissions they may be a member of or liaison to (these may include, but not be limited to, Regional Transportation Commission, Reno-Sparks Convention & Visitors Authority, Debt Management Commission, District Board of Health, Truckee Meadows Water Authority, Organizational Effectiveness Committee, Investment Management Committee, Citizen Advisory Boards).*

44. Emergency Items.

45. Adjournment.
ADDENDUM TO AGENDA OF THE WASHOE COUNTY BOARD OF COMMISSIONERS’ MEETING OF JUNE 26, 2007

Agenda Item #8P(5) -- Reappoint Ida Louise Swires and Bambi Van Dyke as At-Large members to June 30, 2009; appoint Michele Lani to fill an unexpired term as an At-Large member to June 30, 2009; and, appoint Jerry Van Dyke to fill an unexpired term as an At-Large member to June 30, 2008, on the East Truckee Canyon Citizen Advisory Board (Commissioner Larkin, Commission District 4).

Agenda Item #8P(6) -- Reappoint Max Bartmess and Greg Prough as At-Large members to June 30, 2009, and appoint Kelly Fradella as an At-Large member to fill an unexpired term to June 30, 2008, on the Spanish Springs Citizen Advisory Board (Commissioner Larkin, Commission District 4).

Agenda Item #8P(7) -- Reappoint Robert White as an At-Large member to June 30, 2009 on the Warm Springs Citizen Advisory Board (Commissioner Larkin, Commission District 4).