AGENDA

WASHOE COUNTY BOARD OF COMMISSIONERS

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

June 10, 2008

2:00 p.m.

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

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

Public Comment during the Commission Meeting on June 10, 2008 will be for all matters, both on and off the agenda, and be limited to two minutes per person. Additionally, public comment of two minutes per person will be heard during individual action items on the agenda. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Commission meeting.

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

The County Commission can deliberate or take action only if a matter has been listed on an agenda properly posted prior to the meeting. During the public comment period, speakers may address matters listed or not listed on the published agenda. The Open Meeting Law does not expressly prohibit responses to public comments by the Commission. However, responses from Commissioners to unlisted public comment topics could become deliberation on a matter without notice to the public. On the advice of legal counsel and to ensure the public has notice of all matters the Commission will consider, Commissioners may choose not to respond to public comments, except to correct factual inaccuracies, ask for County staff action or to ask that a matter be listed on a future agenda. The Commission may do this either during the public comment item or during the following item: “*Commissioners’/Manager’s Announcements, Requests for Information, Topics for Future Agendas and Statements Relating to Items Not on the Agenda”.
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 Commissioners may take a short break every 1 ½ hours.

2:00 p.m.  

*1. Salute to the flag.

*2. Roll call.

*3. 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.

*4. 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.)

5. Consent Items.

A. Approve minutes for the Board of County Commissioners’ meeting of May 13, 2008.

B. Approve roll change requests for factual and clerical errors in the 2007/08, 2006/07, 2005/06, 2004/05 Personal Property Tax Rolls; and if approved, authorize Chairman to execute Order for same [cumulative amount of reduction in tax revenue is $41,356.89]--Assessor. (All Commission Districts.)

C. Approve travel for two non-County employees serving on the Juvenile Detention Alternatives Initiative (JDAI) Stakeholders Committee to attend an approved JDAI Disparities Reduction Training June 10-11, 2008 in Baltimore, Maryland [estimated cost $2,400 will be paid from the JDAI Continuation Grant]--Juvenile Services. (All Commission Districts.)

D. Accept donation of various landscape tools from Ames True Temper Reno Distribution Center for Department of Regional Parks and Open Space Inmate Work Program [estimated value $4,650]--Regional Parks and Open Space. (All Commission Districts.)
5. E. Award of Washoe County Bid No. 2647-08 for Lenel Digital Video Recorders for the Sheriff’s Parr Boulevard Detention Facility to the lowest responsive, responsible bidder, RFI Communications & Security Systems [estimated amount $75,417.19]; and if awarded, authorize Purchasing and Contracts Administrator to execute Agreement to perform the work--Purchasing. (All Commission Districts.)

F. Approve Contract Change Order for the Property Specialists, Inc. Contract for specialized relocation services; to extend the term by 6-months and to increase the cost by $19,000 for a new total not to exceed cost of $69,000; and if approved, authorize the use of the 1/8-cent sales tax dedicated to the Truckee River Flood Project to fund the contract change order--Truckee River Flood Management Project. (All Commission Districts.)

G. Appoint John Mosley as Washoe County’s appointee to the Truckee River Advisory Committee--Water Resources. (All Commission Districts.)

H. Community Development.

(1) Reappoint Jerry Van Dyke as an At-Large member to June 30, 2010 on the East Truckee Canyon Citizen Advisory Board. (Commissioner Larkin, Commission District 4.)

(2) Reappoint Jim Brunson as an At-Large Primary Alternate (District 5) and Patricia Lancaster as an At-Large (District 5) member to June 30, 2010 on the Sun Valley Citizen Advisory Board. (Commissioner Weber, Commission District 5.)

(3) Reappoint Kimberly Dawson, Kelly Fradella, Vaughn Hartung and Nick Zufelt as At-Large members to June 30, 2010 on the Spanish Springs Citizen Advisory Board. (Commissioner Larkin, Commission District 4.)

I. Human Resources.

(1) Approve increasing the maximum sick leave payout from 600 hours to 800 hours for Non-represented Peace Officers in the Sheriff’s Office, Alternative Sentencing and Juvenile Services. (All Commission Districts.)

(2) Accept donation from Mr. David Frear [$1,100] for the Washoe County Wellness Program. (All Commission Districts.)

J. Management Services.

(1) Approve expenditure from County Commission District 5 Special Funding Account [$500] to the Reno Police Department to assist in funding the 2008 Cops & Kids Picnic on July 25, 2008; and if approved, authorize the Chairman to execute the Resolution for same. (Commission District 5.)
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5. J. (2) Approve expenditure from County Commission District 5 Special Funding Account [$2,000] to Keep Truckee Meadows Beautiful to assist in funding the Illegal Dumping Task Force and the creation and distribution of information on how to report illegal dumping; and if approved, authorize the Chairman to execute the Resolution for same. (Commission District 5.)

(3) Accept 2009 State Emergency Response Commission Grant [$33,976]; and if accepted, authorize Chairman to execute a Resolution to subgrant funds to other governments and nonprofits which make up LEPC and authorize the County Manager, or her designee, to sign Contracts and/or Memorandums of Understanding with local LEPC members and direct the Finance Department to make appropriate Fiscal Year 2009 budget adjustments--Emergency Management. (All Commission Districts.)

K. Public Works.

(1) Authorize staff to request $40,000 from Washoe County’s Tahoe Regional Planning Agency Water Quality Stream Environmental Zone Mitigation Fund, interest portion only, to finance a portion of the Burke Creek Watershed Study of the Nevada Tahoe Conservation District. (Commission District 1.)

(2) Award informal bid for the Rancho San Rafael May Museum Re-roof Project to the lowest responsive and responsible bidder (staff recommends D and D Roofing and Sheet Metal, Inc. [$76,913]; and if awarded, authorize Chairman to execute Contract documents. (Commission District 5.)

(3) Award Professional Services for Master Planning for the 911 Parr Boulevard – HVAC System (staff recommends CR Engineering) [not to exceed $45,000]. (All Commission Districts.)

(4) Approve and execute a First Amendment to Lease between the County of Washoe and MMK Properties to extend the term of occupancy for 36 months (July 1, 2008 – June 30, 2011) for continued use of warehouse space for Search and Rescue at 405 Western Road, #18 and #26 [annual lease expense $21,197 available in Sheriff’s Department cost center 150680-710600]; and if approved, authorize Chairman to execute First Amendment. (Commission District 5.)

(5) Authorize request to go to bid for janitorial services for the Sparks Library located at 1125 - 12th Street. (Commission District 4.)

(6) Authorize request to go to bid for janitorial services for the downtown Reno Library and the Liberty Center Building, located at 301 and 350 South Center Street, Reno, respectively. (Commission District 3.)
5. K. (7) Approve Interlocal Agreement between the County of Washoe and Washoe County School District (acting for the Sun Valley Family Resource Center, a Nevada Local Education Agency) for use of 150 square feet of the Sun Valley Community Center located at 115 W. 6th Street, as authorized within NRS 277.180 (1) commencing retroactive to September 1, 2007 through August 31, 2008; and if approved, authorize Chairman to execute Agreement. (Commission District 5.)

(8) Approve 12-month Lease Agreement between the County of Washoe and Boys and Girls Club of the Truckee Meadows (a Nevada Nonprofit Corporation) for use of space in the Sun Valley Neighborhood Center retroactively to June 1, 2008 through May 31, 2009, for occupancy during the summer and holiday school break periods to provide programs for youth 6-12 years old (funds expected to be less than $500 and are available in Public Works Facility Management Division for Utilities (161300-711010 and Custodial Contracts 161700-710200); and if approved, authorize Chairman to execute Lease Agreement. (Commission District 5.)

(9) Approve Interlocal Agreement between the County of Washoe and City of Reno for use of a portion of the North Valley Community Center located within the North Valley’s Regional Park at 8085 Silver Lake Road, Washoe County, as authorized within NRS 277.180 (1) commencing retroactive to June 1, 2008 through May 31, 2009; and if approved, authorize Chairman to execute Interlocal Agreement. (Commission District 5.)

6. Recommendation that staff be authorized to request up to $175,000 from Washoe County’s Tahoe Regional Planning Agency Water Quality Mitigation Fund to finance a portion of the Nevada Tahoe Conservation District Middle Rosewood Creek Stream Environmental Zone Restoration – Area F Project--Public Works. (Commission District 1.)

7. Recommendation concerning resolution of bid protest and potential award of bid for 1 South Sierra Street – District Court-Family Court Tenant Improvement project to the lowest responsive and responsible bidder (staff recommends Truckee Meadows Construction [$998,344.92]; and if awarded, authorize Chairman to execute contract documents--Public Works. (All Commission Districts.)

8. Recommendation to approve third renewal of a three-year option contract for the 2008/2009 Slurry Seal of Selected Streets to Intermountain Slurry Seal, Inc. [$1,898,000; and if approved, authorize the Chairman to execute the Agreement Form--Public Works. (All Commission Districts.)

9. Recommendation to approve a First Amendment to Lease Agreement between the County of Washoe and Kaufman Greenbrae, LLC to extend the term of occupancy for an additional 60 months retroactive to March 1, 2008 and terminating February 28, 2013; and expand the space by an additional 1,259 square feet to provide uninterrupted operation of the Sparks Justice Court at 630 Greenbrae Drive, Sparks, Nevada; and further, approve all terms and conditions as provided therein [Fiscal Year 2009 annual lease related costs $204,650 - included in Sparks Justice Court’s recommended budget (125400-710600)]; and if approved, authorize Chairman to execute Agreement--Public Works. (Commission District 4.)
10. Possible appointment of an individual to the Washoe County Advisory Board to Manage Wildlife with a term to expire July 1, 2011. (All Commission Districts.)

11. Recommendation to accept Grant Award [$120,000 with no County match] from the Substance Abuse Prevention and Treatment Agency for citizens brought in for civil protective custody to the Washoe County Detention Facility; and if accepted, approve and authorize Chairman to execute Substance Abuse Evaluation and Referral Services Agreement between the County of Washoe (Sheriff’s Department) and Bristlecone Family Resources [$120,000 July 1, 2008 through June 30, 2009] and direct Finance to make necessary budget adjustments--Sheriff. (All Commission Districts.)

12. Recommendation to award Bid #2639-08 to purchase email archiving software, Symantec Enterprise Vault from Zones Inc. and approve Fiscal Year 2007/2008 Purchase Requisition #3000009308 issued to Zones Inc. [$153,888.02]; and if awarded, authorize Chairman to execute Purchase Agreement for same--Technology Services. (All Commission Districts.)

13. Recommendation to appoint a Planning Commissioner from County Commission District 3; appoint a Planning Commissioner from South of the Truckee River which encompasses all or portions of County Commission Districts 1, 2, 3 and 5; and, appoint a Board of Adjustment member from County Commission District 5 - all terms to be 4 years in length until June 30, 2012--Community Development. (All Commission Districts.)

14. Introduction and first reading of an Ordinance amending provisions relating to Washoe County Code Chapter 110, Article 314, manufactured home parks, by deleting the requirement that a manufactured home park’s water service must connect to a master water meter, and other matters properly relating thereto--Community Development. (All Commission Districts.)

15. Update and possible action on the Fiscal Year 2007/08 Budget--Finance. (All Commission Districts.)

16. Status report regarding the Nuisance Ordinance Study Committee and provide possible direction to staff. [Requested by Commissioner Weber]. (All Commission Districts.)

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.)

17. Second reading and adoption of an Ordinance amending the Washoe County Code by changing the definition of “work week” to allow employees to work alternative work schedules which comply with the FLSA, allowing employees working in alternative work schedules to receive the same amount of holiday time off as other employees, and other matters properly relating thereto--District Attorney. (Bill No. 1551)
18. Second reading and adoption of an Ordinance amending Washoe County Code by moving the Health Benefits Program from Risk Management to the Department of Human Resources; provide for the Director of Finance to maintain oversight of the Health Benefits Program; move the administration of the pre-funded Retiree Health Benefits Fund to the Director of Finance and other matters properly relating thereto--District Attorney. (Bill No. 1552)

19. Second reading and adoption of Ordinance amending the Washoe County Code by adding a provision which allows the board of county commissioners to increase the amount of sick leave payoff to departing employees, and other matters properly relating thereto--District Attorney. (Bill No. 1553)

20. Second reading and adoption of an Ordinance approving the amendment of the Washoe County Code, Chapter 110, Development Code, Article 302, allowed uses and Article 304, use classification system, to establish “public service yard” as a new use type within certain regulatory zones in Washoe County--Community Development. (Bill No. 1554)

21. Second reading and adoption of an Ordinance reorganizing the existing NRS chapter 473 Sierra Fire Protection District into a fire protection district created and governed by NRS 474.460 to 474.540, inclusive; describing the boundaries thereof and the territory included therein; authorizing contracts between the district and Washoe County; and providing other matters properly relating thereto--District Attorney. (Bill No. 1555)

22. Second reading and adoption of an Ordinance amending Ordinance No. 1000 in order to change the boundaries of District No. 24 (groundwater remediation); and providing other matters relating thereto--Water Resources. (Bill No. 1548)

23. Second reading and adoption of an Ordinance imposing a fee on the parcels of land in Washoe County, Nevada District No. 24 (groundwater remediation) to pay the costs of developing and carrying out a plan for remediation; and prescribing other matters relating thereto--Water Resources. (Bill No. 1549)

24. Second reading and adoption of an Ordinance pursuant to Nevada Revised Statutes 278.0201 through 278.0207 approving Development Agreement Case No. DA06-001 for Tentative Subdivision Map Case No. TM04-005 for Warm Springs Ranch Subdivision as previously approved by the Washoe County Planning Commission; and if adopted, authorize Chairman to execute Amendment to Initial Development Agreement for Warm Springs Ranch--Community Development. (Bill No. 1550)
5:30 p.m. 25. **Outdoor Festival Business License Application (Legends at Sparks Marina Reno-Tahoe Open 2008 Golf Tournament) Applicant: Reno Tahoe Open Foundation--Community Development. (Commission District 2.)**

To consider the application for an outdoor festival business license for the Legends at Sparks Marina Reno-Tahoe Open 2008 Golf Tournament. The Legends at Sparks Marina Reno-Tahoe Open 2008 is to be held from July 28, 2008 through August 3, 2008. The event is proposed to be held at the Montreux Golf and Country Club (Assessor’s Parcel Numbers 148-010-25, 148-010-50, 148-010-55, 148-010-56, 148-050-02, 148-061-65, 148-100-02, and 148-140-11) with additional off-site parking located on a vacant parcel generally located south of the intersection of State Route 431 and Wedge Parkway (Assessor’s Parcel Number 144-070-03). Tournament volunteer staff will be parking at Galena High School (Assessor’s Parcel Number 144-010-01). The Legends at Sparks Marina Reno-Tahoe Open 2008 is a PGA tour sanctioned golf tournament and this event marks the tenth year for the tournament. Event organizers estimate that a total of 30,000 spectators will participate in the event for the week. Based on the testimony and evidence presented at the hearing, to include the report of reviewing agencies, the County Commissioners may approve the issuance of the business license with conditions, or deny the business license.

**NOTE:** The following item, #26 only, will be opened and then continued to a date specified by the Board of County Commissioners.

26. **Appeal Case No. AX08-004 (Ann M. Nichols) - Appeal the Planning Commission’s approval of Abandonment Case No. AB08-001 (Boulder Bay, LLC)--Community Development. (Commission District 1.)**

Consider an appeal of the Planning Commission’s approval of Abandonment Case No. AB08-001 to abandon the streets, access easements and county right-of-way of the southernmost 1,060 linear feet of Wassou Road, the southernmost 113 linear feet of Lakeview Avenue, and all 418 linear feet of Reservoir Drive, as authorized in Article 806 of the Washoe County Development Code. The applicant proposes to create a new street alignment connecting Lakeview Avenue to Stateline Road and connecting the southern end of Wassou Road to Lakeview Avenue.

**AND**

**Variance Case No. VA08-001 (Boulder Bay, LLC).**

To vary the maximum slope of a southern facing street from 10% to 12.5% on the new proposed alignment of Lakeview Avenue as authorized in Article 436 of the Washoe County Development Code. The proposed variance will increase the slope on a length of road not to exceed 800 feet. The project is located in Crystal Bay, Nevada, adjacent to the Biltmore Casino properties. The affected area is designated Tourist Commercial in the North Stateline Community Plan, being a part of the Tahoe Area Plan, and is situated in portions of Sections 19 and 30, T16N, R18E, MDM, Washoe County, Nevada. The property is located in the Incline Village/Crystal Bay Citizen Advisory Board boundary. (The surrounding properties are identified as APN's 123-071-04, 34 and 35; 123-053-02 and 04; 123-052-02, 03 and 04; 123-054-01.)
5:30 p.m.  27. **Appeal Case No. AX08-005--Sierra Vista Ranches--Community Development. (Commission District 2.)**

Consider an appeal of the Washoe County Planning Commission’s action for Sierra Vista Ranches at Washoe Lake, LP. The subject property is located at the southeast corner of the intersection of US Highway 395 and Eastlake Boulevard. The subject parcel is within the Rural Development Area, within the Development Constraints Area (approximately 5%), and within the City of Reno’s Area of Interest. The subject parcel is located within Section 24, T17N, R19E, MDM, Washoe County, Nevada. The property is within Washoe County Commission District 2 and within the East Washoe Valley Citizen Advisory Board boundary. To reflect changes requested within this application and to maintain currency of general area plan data, administrative changes to the area plan are proposed. These administrative changes include a revised map series with updated parcel base. (APN 050-210-22).

28. **Appeal Case No. AX08-003--Bear Beach Properties, LLC--Community Development. (Commission District 1.)**

Appeal the denial of the side yard setback for Variance Case No. VA08-005 (Bear Beach Properties, LLC) - To vary the front yard setback from 15 feet to 0 feet (approved) and the side yard setback from 8 feet to 5 feet on the south side (denied), in order to build a single-family residence with an attached garage, as authorized in Article 804 of the Washoe County Development Code. The project is located at 1709 State Route 28, Incline Village, Lot 3, Block G, of the Rocky Point Subdivision. The property is approximately 400 feet north of the Lake Tahoe State Park boundary. The 0.84-acre property is designated as Medium Density Suburban (MDS) in the Tahoe Area Plan, being part of the Washoe County Comprehensive Plan, and is situated in a portion of Section 26, T16N, R18E, MDM, Washoe County, Nevada. The property is located in the Incline Village/Crystal Bay Citizen Advisory Board boundary. (APN 130-331-03)

END OF SCHEDULED PUBLIC HEARINGS

*29. 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).

30. Possible closed session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220.

31. Emergency Items.

32. Adjournment.