COUNTY COMMISSIONERS

David Humke, Chairman
Bonnie Weber, Vice-Chairman
Kitty Jung
Marsha Berkbigler
Vaughn Hartung

COUNTY MANAGER

Katy Simon

ASSISTANT DISTRICT ATTORNEY

Paul Lipparelli

AMENDED

NOTICE OF MEETING AND AGENDA

WASHOE COUNTY BOARD OF COMMISSIONERS

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

Tuesday, April 9, 2013
10:00 a.m.

NOTE: Items on the agenda may be taken out of order; combined with other items; removed from the agenda; moved to the agenda of another meeting; moved to or from the Consent section; or may be voted on in a block. Items with a specific time designation will not be heard prior to the stated time, but may be heard later. Items listed in the Consent section of the agenda are voted on as a block and will not be read or considered separately unless removed from the Consent section. The Board of County Commissioners may take short breaks approximately every 90 minutes.

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.

Time Limits. Public comments are welcomed during the Public Comment periods for all matters, whether listed on the agenda or not, and are limited to three minutes per person. Additionally, public comment of three 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. Persons may not allocate unused time to other speakers.

Forum Restrictions and Orderly Conduct of Business. The Board of County Commissioners conducts the business of Washoe County and its citizens during its meetings. The presiding officer may order the removal of any person whose statement or other conduct disrupts the orderly, efficient or safe conduct of the meeting. Warnings against disruptive comments or behavior may or may not be given prior to removal. The viewpoint of a speaker will not be restricted, but reasonable restrictions may be imposed upon the time, place and manner of speech. Irrelevant and unduly repetitious statements and personal attacks which antagonize or incite others are examples of speech that may be reasonably limited.

Responses to Public Comments. 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 period 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-Second Judicial District Court (75 Court Street), Washoe County Central Library (301 South Center Street); Sparks Justice Court (1675 East Prater Way) and Washoe County’s website at www.washoecounty.us/bcc.

Members of the Board of County Commissioners also serve as the Board of Fire Commissioners for the Truckee Meadows Fire Protection District and as the Board of Fire Commissioners for the Sierra Fire Protection District and the Washoe County Liquor and Gaming Board and during this meeting may convene as any of those boards as indicated on this or a separately posted agenda.

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/bcc.

All items numbered or lettered below are hereby designated for possible action as if the words “for possible action” were written next to each item (NRS 241.020). An item listed with asterisk (*) next to it is an item for which no action will be taken.

10:00 a.m.  
*1. Salute to the flag.

*2. Roll call.

*3. Public Comment. Comment heard under this item will be limited to three minutes per person and may pertain to matters both on and off the Commission agenda. The Commission will also hear public comment during individual action items, with comment limited to three minutes per person. Comments are to be made to the Commission as a whole.

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

5. **Proclamation--April 2013 as National County Government Month.** (All Commission Districts.)

6. **Proclamation--April 14-20, 2013 as National Library Week--Library.** (All Commission Districts.)

7. **Proclamation--April 17, 2013 as Pathways to Aviation Day.** (All Commission Districts.)

Consent Items.

8. A. **Approve minutes for the Board of County Commissioners' February 11 and 26, 2013 meetings.**
8. B. Approve [$45,000, no County match] supplemental funds for 2010 Northern Nevada Drug Task Force Grant from High Intensity Drug Trafficking Areas through Las Vegas Metro Police Department. Grant term is 1/1/12 through 12/31/13. Funding will reimburse Washoe County Sheriff’s Office for overtime and investigative costs related to deputies assigned to the Northern Nevada Drug Task Force; and authorize Finance to make the necessary budget adjustments--Sheriff. (All Commission Districts.)

Community Services.

8. C. 1. Approve a Resolution calling a hearing (to be set for May 14, 2013) on the amendment of the boundaries of District No. 24 (Groundwater Remediation/Central Truckee Meadows Remediation District) in Washoe County, Nevada; providing for a notice of hearing, and providing other matters properly related thereto. (All Commission Districts.)

8. C. 2. Authorize the Community Services Department to advertise and solicit bid proposals for construction of the “Lois Allen School Sidewalk Project” [approximate amount $58,075]. (Commission District 5.)

8. C. 3. Approve Interlocal Agreement between Washoe County and the Nevada Tahoe Conservation District to develop a Best Management Practices Program to support the environmental monitoring and assessment of water quality standards for Lake Tahoe’s Total Maximum Daily Load approved by the United States Environmental Protection Agency utilizing Washoe County’s Tahoe Regional Planning Agency Water Quality Mitigation funds in support of the work [$20,000]. (Commission District 1.)

8. C. 4. Accept Schools and Roads – Grants to States grant from the U.S. Forest Service [$31,967.24, no County match] for the benefit of public roads within Washoe County; approve the transfer of grant funding from the Roads Fund to the Capital Improvement Fund; and direct Finance to make the appropriate budget adjustments. (Commission District 2.)

8. C. 5. Approve Employee Housing Agreement between Washoe County and Curtis Pitts (Community Services Department, Roads Division employee) to allow occupancy within the County owned residence located at 625 B Mt. Rose Hwy, Incline Village, Nevada commencing April 10, 2013. (Commission District 1.)

8. C. 6. Approve a State of Nevada Importer and Wholesale Dealer of Wine, Liquor and Beer License for Michael Johnson and Todd Johnson, dba Johnson Brothers of Nevada, Inc.; and, if approved, direct that each Commissioner sign the original copy of the State of Nevada Application for License for Importer and Wholesale Dealer of Wine, Liquor, and Beer. (Commission District 5.)
9. **Appearance:** President Marc Johnson and Provost Kevin Carman  
University of Nevada, Reno  
Presentation and update regarding College of Agriculture Biotechnology & Natural Resources and Cooperative Extension proposal; and possible direction to staff.

10. Recommendation to provide staff direction regarding the method for appointing the next Registrar of Voters upon the retirement of Dan Burk effective June 21, 2013, to include consideration of directly appointing an individual as Registrar of Voters; appointing an individual as Acting Registrar of Voters for some defined period, with permanent appointment of a Registrar at the conclusion of that period; conducting an open competitive recruitment using the Washoe County Human Resources Department to lead the process; or conducting an open competitive recruitment using an outside search firm; or other option as identified by the Board of County Commissioners--Manager/Human Resources. (All Commission Districts.)

11. **Appearance:** Demar Dahl, Elko County Commissioner  
Presentation and discussion on proposed Land Transfer Bill, transferring public lands in the West, from the Federal Government to the States; and request for Washoe County’s contribution.

12. Recommendation to approve two recommendations from the Rules Committee to 1) rescind the preauthorization requirement for the release of bids and Requests for Proposals (RFPs) that have existing budget authority, and; 2) remove the requirement for vacancy appeal reviews--Finance. (All Commission Districts.)

13. Introduction and first reading of an Ordinance amending the Washoe County Code by adding new sections to Chapter 70 to harmonize with the new Nevada State legislation regarding the use, operation, ownership, and registration of off-highway vehicles (OHVs); to designate certain Washoe County paved roadways for OHV use and other matters properly relating thereto--District Attorney. (All Commission Districts.)

14. Introduction and first reading of an Ordinance amending the Washoe County Code at Chapter 25 (Business Licenses, Permits and Regulations) by deleting provisions relating to penalties for delinquent liquor license fees and refunds for such fees; removing requirements for liquor licensee record keeping; deleting the regulations specific to Importers, Wholesalers of Intoxicating Liquors, Wine-making, Brew Pubs and Breweries; removing fees specific to various types of liquor licenses; and, moving these regulations and provisions into Washoe County Code Chapter 30 (Intoxicating Liquor and Gaming Licenses and Regulations). Recommendations include other matters properly relating thereto; and if supported, set the public hearing and second reading of the Ordinance for April 23, 2013 at 6:00 p.m.--Community Services. (All Commission Districts.)
15. Introduction and first reading of an Ordinance amending the Washoe County Code at Chapter 30 (Intoxicating Liquor and Gaming Licenses and Regulations) by consolidating sections addressing similar topics and removing duplicate sections; consolidating definitions into a single section; removing sections requiring Washoe County to issue gaming work permits; enabling the Board to establish appropriate fees by resolution and remove such fees from the ordinance; providing for new penalties for late payment of license fees; incorporating new civil and administrative methods of enforcement for violations of liquor and gaming license requirements or regulations (including criminal, civil, administrative actions and actions to suspend or revoke liquor or gaming licenses); inserting provisions that were deleted from WCC Chapter 25 (Business Licenses, Permits and Regulations) regarding recordkeeping, fees and licensing requirements for persons who provide, manufacture, or sell certain kinds of intoxicating liquors; adding special provisions for temporary liquor licenses, for persons who serve liquor in private clubs and at special events, and who provide liquor samples at grocery stores, and who provide liquor catering services; inserting regulations concerning the service of alcohol on charter buses and limousines; incorporating NRS provisions concerning the alcoholic beverage awareness program; allowing liquor or gaming license refunds; clarifying provisions regulating the complaint, investigation, inquiry, and Board action concerning liquor regulation violations; and, incorporating NRS provisions concerning investigation and action on complaints against persons who sell intoxicating liquor or hold gaming licenses in Washoe County. Recommendations include other matters properly relating thereto; and if supported, set the public hearing and second reading of the Ordinance for April 23, 2013 at 6:00 p.m.--Community Services. (All Commission Districts.)

16. Recommendation to approve a request to proceed with obtaining bid proposals for the purchase of nine replacement 2013 Harley-Davidson Police Motorcycles [approximate purchase price $220,000] on behalf of Equipment Services for the Washoe County Sheriff's Department; and, if approved, direct Purchasing to begin procurement process--Community Services/Sheriff. (All Commission Districts.)

17. Recommendation to direct the Purchasing and Contracts Manager to award bids [amounts of $100,000 or less] on the following projects approved by the Board of County Commissioners on February 26, 2013 for FY 13/14 annual contracts with one-year renewal options: (1) Street Cut Pavement Repair Project Contract – Truckee Meadows Area [approximate amount $100,000, Funding Source – Roads Special Revenue Fund]; (2) Street Cut Pavement Repair Project Contract – Incline Village Area [approximate amount $100,000, Funding Source – Roads Special Revenue Fund]; (3) County-wide Quality Assurance Roadway Testing and Inspection Annual Contract [approximate amount $60,000, Funding Source – Roads Special Revenue Fund]; and (4) Professional Services contract for the annual inspection of portions of Washoe County roads in support of PAVER program analysis [approximate amount $70,000, Funding Source – Roads Special Revenue Fund]; and submit to the Board of County Commissioners for award any project in excess of $100,000–Community Services. (All Commission Districts.)

18. Recommendation to award bid to construct Fairview Fairway Phase III Water Quality Improvement Project to Rapid Construction Inc., the lowest responsive, responsible bidder [$1,321,123.10 - Funded by Nevada Tahoe Bond Act and U.S. Forest Service Southern Nevada Public Lands Management Act – no County match required]--Community Services. (Commission District 1.)
19. Recommendation to approve an increase in the contract amount for Professional Engineering Services with Poggemeyer Design Group for Washoe County, Nevada, Special Assessment District No. 32 (Spanish Springs Valley Ranches Roads) [$133,000; for a total authorized amount not to exceed $767,441] -- Community Services. (Commission District 4.)

*20. Update on Incline property tax refund process -- Treasurer.

21. Discussion and direction to staff regarding legislation or legislative issues proposed by legislators, by Washoe County or by other entities permitted by the Nevada State Legislature to submit bill draft requests, or such legislative issues as may be deemed by the Chair or the Board to be of critical significance to Washoe County -- Management Services. (All Commission Districts.)

5:00 p.m. 22. Recommendation to provide direction to staff on Citizen Involvement Program including but not limited to number, frequency, purpose and structure of community advisory boards; and authorize staff to issue a request for proposals for contract administrative support for the boards; and continue the hold on the current advisory board meetings until approved structure can be implemented; and direct staff to return to the Commission with implementation plan and initial resolutions necessary to carry out Board direction on April 23, [possible fiscal impact of $3,417 to be budgeted in FY 2013-2014] -- Manager/Community Relations. (All Commission Districts.) Continued from March 26, 2013 Commission meeting.

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

**Chairman Humke**
- Criminal Justice Advisory Committee
- Investment Committee
- Legislative Liaison
- Nevada Association of Counties (NACO) Board of Directors
- Nevada Commission for the Reconstruction of the V&T Railway (Alternate)
- Nevada Tahoe Conservation District (1st Alternate)
- Organizational Effectiveness Committee
- Oversight Advisory Board (water services in Verdi) (Alternate)
- Regional Planning Governing Board (Alternate)
- Regional Transportation Commission
- Reno-Sparks Convention & Visitors Authority
- Truckee Meadows Water Authority Board (Alternate)
- Truckee River Flood Management Authority (Alternate)
- Washoe County Human Services Consortium Triumvirate (Alternate)
- Washoe County Stadium Authority (Alternate)
- Western Nevada Development District

**Vice-Chairman Weber**
- Community Assistance Center Transitional Governing Board (Alternate)
- Library Board of Trustees (Alternate)
- National Association of Counties (NACo) - Board of Directors
- Nevada Association of Counties (NACO) - Board of Directors
*23. **Vice-Chairman Weber - continued**
Nevada Commission for the Reconstruction of the V&T Railway
NevadaWorks Board
Oversight Advisory Board (water services in Verdi)
Regional Planning Governing Board
Regional Transportation Commission
Reno-Sparks Convention & Visitors Authority
Shared Services Elected Officials Committee (Alternate)
Truckee Meadows Water Authority Board (Alternate)
Truckee River Flood Management Authority (Alternate)
Washoe County Stadium Authority

**Commissioner Berkbigler**
Debt Management Commission
Internal Audit Committee
Nevada Association of Counties (NACO) Board of Directors (Alternate)
Nevada Tahoe Conservation District
Nevada Tahoe Regional Planning Agency
Oversight Advisory Board (water services in Verdi) (Alternate)
Regional Planning Governing Board
Regional Transportation Commission (Alternate)
Senior Services Advisory Board (Liaison Alternate)
Shared Services Elected Officials Committee
Tahoe Regional Planning Agency
Tahoe Transportation District Board of Directors
Tahoe Transportation Commission
Truckee Meadows Water Authority Board (Alternate)
Truckee River Flood Management Authority (Alternate)
Washoe County Stadium Authority (Alternate)

**Commissioner Jung**
Community Assistance Center Transitional Governing Board
Criminal Justice Advisory Committee (Alternate)
District Board of Health
Legislative Liaison
Library Board of Trustees (Liaison)
Nevada Association of Counties (NACO) Board of Directors (Alternate)
NevadaWorks (1st Alternate)
Open Space & Regional Parks Commission (Liaison)
Primary elected official contact for International Council for Local Environmental Initiative - Local Governments for Sustainability application
Regional Jobs Network
Regional Planning Governing Board (Alternate)
Regional Transportation Commission (Alternate)
Senior Services Advisory Board (Liaison)
Shared Services Elected Officials Committee
Truckee Meadows Water Authority Board
Truckee River Flood Management Authority
*23. Commissioner Jung - continued
Washoe County Action Communities for Health, Innovation and EnVironmental changE
Washoe County Community Event Sponsorship Grant Advisory Committee
Washoe County Human Services Consortium Triumvirate
Washoe County Stadium Authority
Western Regional Water Commission

Commissioner Hartung
Investment Committee
Nevada Association of Counties (NACO) Board of Directors (Alternate)
Oversight Advisory Board (water services in Verdi)
Regional Planning Governing Board
Regional Transportation Commission (1st Alternate)
Truckee Meadows Water Authority Board
Truckee River Flood Management Authority
Washoe County Stadium Authority (Alternate)
Western Regional Water Commission

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

25. Emergency Items.

*26. Public Comment. Comment heard under this item will be limited to three minutes per person and may pertain to matters both on and off the Commission agenda. The Commission will also hear public comment during individual action items, with comment limited to three minutes per person. Comments are to be made to the Commission as a whole.

27. Adjournment.
**ADDENDUM TO NOTICE OF MEETING AND AGENDA OF THE**

**WASHOE COUNTY BOARD OF COMMISSIONERS’**

**MEETING OF APRIL 9, 2013 AND**

**NOTICE OF MEETING AND AGENDA OF THE**

**WASHOE COUNTY LIQUOR AND GAMING BOARD**

REVISED Agenda Item #15:

The County Commission will convene as the County Liquor and Gaming Board for Agenda Item #15 only.

Introduction and first reading of an Ordinance amending the Washoe County Code at Chapter 30 (Intoxicating Liquor and Gaming Licenses and Regulations) by consolidating sections addressing similar topics and removing duplicate sections; consolidating definitions into a single section; removing sections requiring Washoe County to issue gaming work permits; enabling the Board to establish appropriate fees by resolution and remove such fees from the ordinance; providing for new penalties for late payment of license fees; incorporating new civil and administrative methods of enforcement for violations of liquor and gaming license requirements or regulations (including criminal, civil, administrative actions and actions to suspend or revoke liquor or gaming licenses); inserting provisions that were deleted from WCC Chapter 25 (Business Licenses, Permits and Regulations) regarding recordkeeping, fees and licensing requirements for persons who provide, manufacture, or sell certain kinds of intoxicating liquors; adding special provisions for temporary liquor licenses, for persons who serve liquor in private clubs and at special events, and who provide liquor samples at grocery stores, and who provide liquor catering services; inserting regulations concerning the service of alcohol on charter buses and limousines; incorporating NRS provisions concerning the alcoholic beverage awareness program; allowing liquor or gaming license refunds; clarifying provisions regulating the complaint, investigation, inquiry, and Board action concerning liquor regulation violations; and, incorporating NRS provisions concerning investigation and action on complaints against persons who sell intoxicating liquor or hold gaming licenses in Washoe County. Recommendations include other matters properly relating thereto; and if supported, set the public hearing and second reading of the Ordinance for April 23, 2013 at 6:00 p.m.--Community Services. (All Commission Districts.)