

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

TUESDAY

10:00 A.M.

FEBRUARY 8, 2011

PRESENT:

John Breternitz, Chairman
Bonnie Weber, Vice Chairperson
Bob Larkin, Commissioner*
Kitty Jung, Commissioner
David Humke, Commissioner*

Amy Harvey, County Clerk
Katy Simon, County Manager
Melanie Foster, Legal Counsel

The Washoe County Board of Commissioners convened at 10:01 a.m. in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada. Following the Pledge of Allegiance to the flag of our Country, the Clerk called the roll and the Board conducted the following business:

County Manager Katy Simon stated: "The Chairman and the 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."

11-99 AGENDA ITEM 3 - PROCLAMATION

Agenda Subject: "Proclamation--designating February 20-26, 2011 as "National Engineers' Week. (All Commission Districts.)"

Commissioner Jung read and presented the Proclamation to Mark Gookin, Vice President of the American Council of Engineering Companies. Mr. Gookin thanked the Board for this honor and, on behalf of the industry, accepted the Proclamation.

***10:04 a.m.** Commissioner Larkin arrived.

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that Agenda Item 3 be adopted.

11-100 AGENDA ITEM 4 – PUBLIC COMMENT

Agenda Subject: “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.”

Garth Elliott spoke on the proposed changes to the Animal Control Ordinance.

Bob Ackerman directed his comments to the January 25, 2011 Truckee Meadows Fire Protection District (TMFPD) meeting. He suggested an independent audit be conducted of the TMFPD financials before considering any equipment procurement action.

Sam Dehne commented on a recent article in the *Reno Gazette Journal* by a water filter company claiming that the City of Reno had the fifth worst water in the country.

Cliff Low discussed his professional training and experience and felt it was comparable to a number of outside consultants that occasionally addressed the Board.

11-101 AGENDA ITEM 5 – ANNOUNCEMENTS

Agenda Subject: “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.)”

Katy Simon, County Manager, indicated that Agenda Item 21 had been pulled from the agenda.

Commissioner Jung requested an agenda item for a presentation from the Truckee Meadows Water Authority (TMWA) concerning the water quality in the region and also discussion pertaining to a recent article in the *Reno Gazette Journal*.

Chairman Breternitz requested a copy of the Interlocal Agreement for the Flood Project. He also requested an agenda item to review the status of the Emergency Services Task Force.

CONSENT AGENDA

11-102 AGENDA ITEM 6A

Agenda Subject: “Approve minutes for the Board of County Commissioners’ meetings of December 14, 2010 and January 11 and 18, 2011.”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that Agenda Item 6A be approved.

11-103 AGENDA ITEM 6B – DISTRICT HEALTH

Agenda Subject: “Approve budget amendments [increase of \$30,000 in both revenue and expenses] to the Fiscal Year 2011 UST/LUST Grant Program (IO 10023) Budget; and if approved, direct Finance to make appropriate budget adjustments. (All Commission Districts.)”

Katy Simon, County Manager, clarified that UST stood for Underground Storage Tanks and LUST stood for Leaking Underground Storage Tanks.

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that Agenda Item 6B be approved and directed.

11-104 AGENDA ITEM 6C – HUMAN RESOURCES

Agenda Subject: “Approve two restructuring requests from District Health Department submitted through the job evaluation and classification process; and if approved, authorize change in position control, reducing position 7x2201 from a 1.0 full-time equivalent fully benefitted position to a .47 full-time equivalent part time, non benefitted position and direct Finance to make necessary budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that Agenda Item 6C be approved, authorized and directed.

11-105 AGENDA ITEM 6D - PARKS

Agenda Subject: “Approve request to solicit written bid proposals for the potential purchase of picnic tables and benches on behalf of the Washoe County Regional Parks and Opens Space Department; and if approved, direct Purchasing to begin the bid proposal process. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that Agenda Item 6D be approved and directed.

11-106 AGENDA ITEM 6E – WATER RESOURCES

Agenda Subject: “Review Water Rights Application 80304, proposing to changing the points of diversion and place of use of 2.63 acre-feet of ground water rights from Washoe County to Storey County and authorize Chairman to recommend approval of the subject application to the Nevada State Engineer. (Commission District 4.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that Agenda Item 6E be authorized.

11-107 AGENDA ITEM 6F(1) – COMMUNITY DEVELOPMENT

Agenda Subject: “Reappoint Chuck Greene as Washoe County’s Lay Member on the Tahoe Regional Planning Agency’s Advisory Planning Commission to February 28, 2013. (All Commission District.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that Chuck Greene be reappointed as Washoe County’s Lay Member on the Tahoe Regional Planning Agency’s Advisory Planning Commission to February 28, 2013.

11-108 AGENDA ITEM 6F(2) – COMMUNITY DEVELOPMENT

Agenda Subject: “Appoint Dave Childs, ICMA-CM, with no associated increase in salary, as Acting Community Development Director pursuant to Article 914 of the Washoe County Development Code effective retroactively to January 3, 2011. (All Commission Districts.)”

In response to the call for public comment, Garth Elliott applauded the appointment of Assistant County Manager Dave Childs as Interim Director of the Community Development Department.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that Agenda Item 6F(2) be approved.

11-109 AGENDA ITEM 6F(3) – COMMUNITY DEVELOPMENT

Agenda Subject: “Appoint Cynthia Brown to fill an unexpired term as an At-Large member to June 30, 2012 on the Spanish Springs Citizen Advisory Board. (Commission District 4.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that Cynthia Brown be appointed to fill an unexpired term as an At-Large member to June 30, 2012 on the Spanish Springs Citizen Advisory Board.

11-110 AGENDA ITEM 6G(1) - COMPTROLLER

Agenda Subject: “Approve proposed Restatement to the Trust Agreement for Washoe County, Nevada OPEB Trust Fund, to include investment options both in the Washoe County investment pool and in the State of Nevada’s Retirement Investment Fund; and if approved, authorize Chairman to execute same on behalf of Washoe County. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that Agenda Item 6G(1) be approved, authorized and executed.

11-111 AGENDA ITEM 6G(2) - COMPTROLLER

Agenda Subject: “Authorize Tax Collector to strike names and amounts identified on Delinquency/Uncollectible Personal Property Tax List for Fiscal Years 2002/2003 to 2010/2011 [totaling \$28,753.26]. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that Agenda Item 6G(2) be authorized.

11-112 AGENDA ITEM 6H(1) - SHERIFF

Agenda Subject: “Accept donations [\$810] to the Washoe County Sheriff’s Office to purchase supplies for the K9 Unit; and if accepted, direct Finance to make appropriate budget adjustments. (All Commission Districts.)”

On behalf of the Board, Commissioner Weber thanked the donors for their generous donations.

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that Agenda Item 6H(1) be accepted and directed.

11-113 AGENDA ITEM 6H(2) - SHERIFF

Agenda Subject: “Approve Washoe County Sheriff’s Office Forensic Science Division and Purchasing to develop and Purchasing to administer a Request for Proposal to competitively bid and award the purchase of a Grant Funded tandem Liquid Chromatography Mass Spectrometer for toxicology testing. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that Agenda Item 6H(2) be approved.

11-114 AGENDA ITEM 6I - BUDGET

Agenda Subject: “Acknowledge staff report pursuant to NRS 354.598005 advising the Board of County Commissioners of Fiscal Year 2010/11 cross-function budget adjustment to clear labor concession contra amounts from department budgets [\$4.99 million] and pursuant to Washoe County Code 5.356 advising the Board of a budget authority reallocation for travel account expenses in the Public Works Department [\$6,100]. (All Commission Districts.)”

In response to the call for public comment, Sam Dehne questioned the amount listed for this item.

Katy Simon, County Manager, explained this staff report advised the Board of the Fiscal Year 2010/11 cross-functioning budget adjustment to clear labor concession contra amounts from department budgets in the amount of \$4.99 million.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Commissioner Humke absent, it was ordered that Agenda Item 6I be acknowledged.

10:30 a.m. The Board convened as the Sierra Fire Protection District (SFPD) Board of Fire Commissioners with Commissioner Humke absent.

11:42 a.m. The Board adjourned as the SFPD Board of Fire Commissioners and reconvened as the Board of County Commissioners with Commissioner Humke absent.

11-115 AGENDA ITEM 8 - APPEARANCE

Agenda Subject: “Karen Mullen, Consultant and Project Manager, presentation regarding the Nevada Stateline-to-Stateline Bikeway Project. (All Commission Districts.)”

Karen Mullen, Consultant and Project Manager, conducted a PowerPoint presentation, which was placed on file with the Clerk. She said the Nevada Stateline-to-Stateline Bikeway Project was a joint project involving local, State and federal agencies with responsibility to the Lake Tahoe Basin. The proposed 30+ mile Nevada Stateline-to-Stateline Bikeway would extend from the Nevada Stateline in Crystal Bay to the Nevada Stateline in South Lake Tahoe. The presentation highlighted the project description and purpose, the project overview, the Feasibility Study area, project segments, the Feasibility Study results, future steps, South Demonstration Project Environmental Assessment (EA), South Demonstration Project elements, segments one, two and three, the draft EA public review and the next steps.

***11:54 a.m.** Commissioner Humke arrived during the presentation.

Ms. Mullen said the Feasibility Study provided an analysis of alternate alignments for the broader Nevada Stateline-to-Stateline Bikeway focusing on the area between the North Demonstration Project between Incline Village and Sand Harbor and the north end of the South Demonstration Project at Round Hill Pines Beach. She said the South Demonstration Project draft EA included a three mile shared-use path that would extend from the casino core of Stateline, Nevada to Round Hill Pines Beach. Ms. Mullen indicated the draft EA for the South Demonstration Project met the requirements of the Tahoe Regional Planning Agency (TRPA), the U.S. Forest Service and the National Environmental Policy Act (NEPA) by analyzing the two alternate alignments and a “no project” alternative.

Commissioner Larkin said this was an overdue project and pledged his support. He stated since this project may reduce air emissions in the Tahoe Basin, there may be some Congestion Mitigation and Air Quality Improvement Program (CMAQ) funds available and encouraged Ms. Mullen to approach the Regional Transportation Commission (RTC). Ms. Mullen indicated that the South Demonstration Project could

reduce approximately 50,000 vehicle trips. She indicated that further analysis would be presented and that this was an opportunity to ensure the transportation funding of the Tahoe Basin to continue.

Commissioner Larkin inquired about the County funds allocated for undergrounding. Katy Simon, County Manager, stated money had been accumulated for undergrounding; however, the Board had directed that future franchise fees return to the reserves for the General Fund. Commissioner Larkin stated the Board could consider that for leveraging.

Chairman Breternitz felt it would be a mistake for undergrounding below the bike path. He noted a bike path should be wide enough for the undergrounding to take place in a lineal fashion adjacent to the path.

In response to the call for public comment, Donna Peterson commended the actions being taken for this project. She remarked on several other dangerous sections for cyclists in the region and hoped there would be other opportunities for additional bike paths.

There was no action taken on this item.

11-116 AGENDA ITEM 9 - APPEARANCE

Agenda Subject: “Hay Group Inc., Presentation providing an overview of trends on employee expectations, demographics on the current and future work force and factors affecting employee enablement/engagement at work; Hay Group observations on the criteria for designating comparable organizations and updating the Washoe County comparable organizations list; and, possible direction to staff to conduct a total compensation and benefits survey [fiscal impact not to exceed \$75,000]. (All Commission Districts.)”

Katey Fox, Human Resources Director, explained in 2000 a contract relationship had been established with HayGroup, Inc., when the point factor classification and compensation methodology was adopted. She said this presentation would provide an overview of trends on employee expectations, demographics on the current and future work force, and factors affecting employee enablement and engagement at work. The presentation would also provide observations on the criteria for designating comparable organizations and updating the County comparable organizations list.

Neville Kenning, HayGroup, Inc., conducted a PowerPoint presentation, which was placed on file with the Clerk. The presentation highlighted balancing cost reductions and impacts on employee relations, reward strategy, design and implementation, employee engagement trends, employee metrics, current compensation philosophy, current salary comparison organizations, policy versus market, practice versus market, current context for reviewing compensation, key policy issues in defining

the external market, comparator compensation markets, data to be collected and the proposed compensation comparison organizations.

Commissioner Jung questioned how a university in the community could be considered criteria. Mr. Kenning explained that a significant number of professional level employees were found in the educational sector, as well as a significant number of trade level positions. Commissioner Jung inquired about the current comparable compensation organizations and asked how the County could compare with organizations that were not tax-funded. Mr. Kenning replied it was a geographic consideration. Commissioner Jung asked if levels in unemployment, foreclosure rates and service and tourist based industry in the State had been reviewed. Mr. Kenning stated the unemployment levels and foreclosure rates were not added into the criteria. Commissioner Jung felt it was imperative to add those levels to the criteria because constituents were concerned that all criteria be placed for review. She disagreed with some of the cities and counties mentioned on the comparable organizations list because those areas had nothing in common with Washoe County. Commissioner Jung suggested reviewing the entire list of comparables. Mr. Kenning explained seven criteria were used in determining the list of comparables and those comparables had to meet five of the seven criteria; however, he did not want to return to the Board with questionable data.

Commissioner Larkin said the comparables formed the basis for the remainder of the analysis. He asked if the HayGroup ever experienced a period of prolonged economic contraction. Mr. Kenning replied he had never experienced this level of volatility. Commissioner Larkin remarked that the collective experiences were not reflective of the current economy. He questioned why counties experiencing economic crises, exacerbated by their fiscal policies, would be considered instead of considering a county that was fiscally responsible, even if they did not fit within the same category as Washoe County. Those that exercised fiscal responsibility would be the comparables he would want to model. Commissioner Larkin said the Reno-Tahoe Airport Authority was listed as a comparable; however, it was difficult to retrieve information from them. Mr. Kenning remarked the Board could establish their own criteria. In terms of receiving data from the Airport Authority, Mr. Kenning said the HayGroup was viewed as the independent third party which provided a "trust me" element.

Chairman Breternitz suggested an off-line meeting to discuss and focus on the criteria and the comparables and then, if the Board chose to proceed, conduct a separate session.

In response to the call for public comment, Carla Fells, Washoe County Employees Association (WCEA) Executive Director, said the focus of the HayGroup was making change happen and helping employees realize their potential in organizations. She questioned how \$75,000 could be expended for another study, in this time of economic downturn to determine how employees could live up to their potential. Ms. Fells remarked if the County hired a consultant to repeat what had already been established, she requested the employee associations be engaged in that process.

Garth Elliott stated his concerns about the proposed expenditure of \$75,000 for another study.

Commissioner Larkin agreed that employee associations should be engaged. He believed that new data was needed, but the assumptions had to be seriously evaluated through the evaluation period because of the expensive economic and prolonged nature. He felt a workshop or subcommittee would be the best way to arrive at those assumptions.

Commissioner Humke stated he had not heard mentioned what an average 22 year-old thought of mandatory collective bargaining. He said if the County would multi-tier to determine those wages, benefits and work conditions important to the under 25 year-olds verses the older work force, then that could be flushed out in surveys. In terms of the design of the study and the comparables, he suggested the business community be involved in designing the approach.

Ms. Simon stated a broader discussion with community members, business individuals and employees about the compensation philosophy would be beneficial. She felt the Organizational Effectiveness Committee (OEC) would be a good place for some discussion. Ms. Simon recommended a public workshop to review the compensation philosophy. She suggested the compensation philosophy be built on the larger end of the input, but also capture the current data with the salary system and be considered as a parallel process, then return with recommendations on how those processes could move forward. Ms. Simon also suggested reviewing comparables considered in the County's current pay structure and the County's philosophy and sustainability in moving forward with new business practices.

In response to Chairman Breternitz, Ms. Simon recommended the County engage the HayGroup in a Compensation and Benefit Study; however, bring that back to the Board as a package and then decide on the comparables.

There was no action taken on this item.

BLOCK VOTE

The following agenda items were consolidated and voted on in a block vote: Agenda Items 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 20.

11-117 AGENDA ITEM 10 - SHERIFF

Agenda Subject: “Recommendation to authorize 24-month extension to the Washoe County Sheriff’s Office vehicle leasing Pilot Project involving 20 unmarked vehicles; and if authorized, allow Enterprise Fleet Management, Inc. to continue as the vehicle provider [24-month cost \$140,121.60] and authorize Purchasing and Contracts Manager to execute the addendum to the Master Walkaway Lease Agreement and leasing contract documents on behalf of the Equipment Services

Division of Public Works and the Washoe County Sheriff's Department. (All Commission Districts.)"

There was no public comment on this item.

On motion by Commissioner Larkin, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 10 be authorized and executed.

11-118 AGENDA ITEM 11 - SHERIFF

Agenda Subject: "Recommendation to accept supplemental direct grant awards from Nevada Division of Emergency Management Federal Fiscal Year 2007 Department of Homeland Security Project No. 97967HL7 [\$100,653.05 - no County match] supporting Interoperability Outreach and Coordination; and if accepted, authorize Chairman to execute Independent Contractor Agreement for Services between the County of Washoe (Sheriff's Office) and North Lake Tahoe Fire Protection District to September 30, 2011, increase the current agreement by \$135,203.05 due to new grant acceptance and approved reprogramming of existing grant funds with North Lake Tahoe Fire Department, and authorize Finance to make necessary budget adjustments. (All Commission Districts.)"

There was no public comment on this item.

On motion by Commissioner Larkin, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 11 be accepted, authorized and executed.

11-119 AGENDA ITEM 12 – PUBLIC WORKS

Agenda Subject: "Recommendation to award bid for the 2011/2012 Paving of Selected Paved Streets in Washoe County to the low, responsive, responsible bidder (staff recommends Q & D Construction) [\$1,035,436 for base bid + 4 alternates]; and if awarded, authorize Chairman to execute contract documents. (All Commission Districts.)"

There was no public comment on this item.

On motion by Commissioner Larkin, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 12 be awarded, authorized and executed.

11-120 AGENDA ITEM 13 – PUBLIC WORKS

Agenda Subject: “Recommendation to award bid for the 350 Center Street Window Replacement project to the lowest responsive and responsible bidder (staff recommends Incline Glass) [\$135,604 - funding source - Capital Improvement Fund]; and if awarded, authorize Chairman to execute contract documents. (Commission District 3.)”

There was no public comment on this item.

On motion by Commissioner Larkin, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 13 be awarded, authorized and executed.

11-121 AGENDA ITEM 14 – WATER RESOURCES

Agenda Subject: “Recommendation to approve and authorize Chairman to execute an Agreement for Consulting Engineering Services with WorleyParsons for Professional Services in support of the Central Truckee Meadows Remediation District Program [\$274,791]. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Larkin, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 14 be approved, authorized and executed.

11-122 AGENDA ITEM 15 – WATER RESOURCES

Agenda Subject: “Recommendation to authorize Washoe County Department of Water Resources to advertise and solicit bid proposals for the following projects: 1) Nectar Way waterline replacement project (Engineer’s estimate \$250,000); 2) Donovan Ranch waterline extension (Engineer’s estimate \$75,000); 3) Lemmon Valley well #5 reconstruction (Engineer’s estimate \$350,000); 4) Old Washoe secondary well source rehabilitation/replacement project (Engineer’s estimate \$250,000); 5) storage tank recoating project (3 tanks, Engineer’s estimate \$200,000); 6) Damonte Ranch booster pump station upgrade (Engineer’s estimate \$90,000); and, 7) reclaimed water system Flexnet meter upgrade program (Engineer’s estimate \$75,000) (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Larkin, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 15 be authorized.

11-123 **AGENDA ITEM 16 – TECHNOLOGY SERVICES**

Agenda Subject: “Recommendation to approve the purchase of a capacity based site license for CommVault data backup and management software, with installation, training and three years software maintenance and support along with Dell servers and storage equipment with five years of hardware warranty and support, through Dell Marketing L.P., utilizing the Midwestern Higher Education Contract #45ABZ with Dell; and if approved, authorize the Chief Information Management Officer to execute the Statement of Work for same [estimated amount \$374,150.30] (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Larkin, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 16 be approved, authorized and executed.

11-124 **AGENDA ITEM 17 – TECHNOLOGY SERVICES**

Agenda Subject: “Recommendation to approve Technology Services joinder on the State of Nevada contract with Dell Corporation for the purchase of new Internet Small Computer System Interface storage systems with 5-year warranty and support [estimated purchase price \$571,444.45]. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Larkin, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 17 be approved.

11-125 **AGENDA ITEM 18 – TRUCKEE RIVER FLOOD MANAGEMENT PROJECT**

Agenda Subject: “Recommendation to approve purchase of property located at 115 Coney Island Drive [\$200,000]; and if approved, authorize the Director of the Flood Project to execute and deliver any and all instruments and funds, including without limitation, all necessary documents to complete the sale including the purchase agreement, deed, escrow instructions, closing statements and authorizations and take all actions necessary to carry out all activities related to the acquisition of the property, and authorize use of the 1/8 cent sales tax dedicated to the Truckee River Flood Management Project Fund 494 – IF940041 for the acquisition. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Larkin, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 18 be approved, authorized and executed.

11-126 AGENDA ITEM 19 - TRUCKEE RIVER FLOOD MANAGEMENT PROJECT

Agenda Subject: “Recommendation to approve an Agreement for Professional Consulting Services between the County of Washoe (on behalf of the Truckee River Flood Project) and The Carmen Group, Inc. for Federal Lobbying Services [not-to-exceed \$153,000 annually plus related expenses for the period March 1, 2011 through February 29, 2012] and if approved, authorize the expenditure from the 1/8 cent sales tax dedicated to the Truckee River Flood Management Project and authorize the Chairman to execute the Agreement. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Larkin, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 19 be approved, authorized and executed.

11-127 AGENDA ITEM 20 - TRUCKEE RIVER FLOOD MANAGEMENT PROJECT

Agenda Subject: “Discussion and possible approval to formally initiate activities to acquire land and easements for construction of flood control facilities on property located between the Truckee River and Clean Water Lane, east of McCarran Boulevard (University of Nevada Main Station Field Laboratory); and if approved, authorize the Chairman to execute “Opening Escrow Instructions”; authorize payment of a \$4 million dollar refundable, good-faith deposit; authorize the Director of the Truckee River Flood Project to execute and deliver all documents and funds (subject to Washoe County policies and limits on contracts), to complete due diligence and surveys, and negotiate a purchase agreement for consideration by the Board of County Commissioners; and, authorize the use of the 1/8 cent sales tax dedicated to the Truckee River Flood Management Project Fund 494 – IF940041 for the acquisition. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Larkin, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 20 be approved, authorized and executed.

1:37 p.m. The Board recessed.

2:13 p.m. The Board reconvened with all members present.

11-128 AGENDA ITEM 22 - MANAGER

Agenda Subject: “Update on status of Shared Services efforts and possible direction to staff. (All Commission Districts.)”

Dave Childs, Assistant County Manager, announced the next meeting of the Shared Services Elected Officials Committee was scheduled for February 14, 2011. He said the Shared Services Subcommittee would meet on February 17, 2011 and were completing their work on building inspections and permitting. Mr. Childs said the Subcommittee would next review business licenses between the City of Reno, the City of Sparks and the County.

There was no action taken or public comment on this item.

11-129 AGENDA ITEM 23 - FINANCE

Agenda Subject: “Possible status report and directions to staff on Fiscal Year 2011/12 budget development. (All Commission Districts.)”

Katy Simon, County Manager, stated there was nothing to report at this time.

There was no action taken or public comment on this item.

11-130 AGENDA ITEM 24 – GOVERNMENT AFFAIRS

Agenda Subject: “Discussion and possible 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. (All Commission Districts.)”

John Slaughter, Management Services Director, stated that the Legislative Session opened on February 7, 2011. He said approximately 270 pre-filed bills were expected to be introduced during the first week, with hearings beginning on February 8, 2011. Mr. Slaughter stated that Washoe County had identified 171 pre-filed bills as having interest with possible impact to the County. He said County Manager Katy Simon and Chairman Breternitz were scheduled to present an overview of the County to the Assembly Government Affairs Committee on February 11, 2011. He stated the Chairman had sent a letter to the Governor’s Chief of Staff outlining the County’s concerns, which was placed on file with the Clerk, reporting that during the November General Election, 57 percent of Washoe County voters agreed that the State should not redirect revenues or shift services without the consent of local government.

Mr. Slaughter conducted a PowerPoint presentation, which was placed on file with the Clerk, highlighting the revenue shifts, shifting to County responsibility, Social Services impacts, Child Welfare impacts, Juvenile Justice impacts, Courts impacts and identified the following fiscal impacts of Governor Sandoval's proposed budget:

- State retains \$0.09 of local property tax redirected by the State Legislature in 2009 but set to sunset June 2011 (\$10.8 million annual impact);
- State eliminates funding of Senior Citizen Property Tax Assistance Program (\$1.1 million annual impact);
- Adult Services: reduction of medical assistance, billing for Elder Protective Services provided by the State, and continuation of a sweep of \$0.02 local property tax rate for Indigent Medical Care implemented in 2009 (\$6.4 million annual impact);
- Elimination of various funding support for Juvenile Justice services (\$3 million annual impact); and,
- Transfer of portion of State's Parole and Probation services and reduction of funding support for Mental Health Court (\$3.2 million annual impact).

Commissioner Larkin questioned the continued shift of the \$0.04 since he thought the only continued shift was the \$0.05. Mr. Slaughter replied it was a total of \$0.09 that was scheduled to sunset on July 1, 2011. Ms. Simon explained the \$0.05 from the Capital Facilities Fund and \$0.04 from the General Property Tax Rate were already in place and set to sunset before the next fiscal year explaining why the County did not include those in the budget. Commissioner Larkin said the \$0.04 was from the County's portion of the revenue and asked if that included the Cities of Reno and Sparks. Ms. Simon indicated that the \$0.05 was divided with the Cities, but the \$0.04 was strictly County. Commissioner Larkin questioned why that was not identified as an allocation to the two Cities. Mr. Slaughter stated possible impacts to the Cities had not been discussed. Commissioner Larkin felt that allocation should be borne "Fair and Square" throughout the County.

Commissioner Humke asked if the respective hospitals held the counties responsible for the indigent patients being treated. Mr. Slaughter replied those discussions were on-going, but the impact was unknown regarding the continuation of the \$0.02 local property tax rate for Indigent Medical Care. Commissioner Humke felt that discussion should occur because it was complicated and important for taxpayers to understand. He said Renown Medical Center accepted indigent patients from 16 Counties, whereas the University Medical Center in Las Vegas served primarily Clark County. He noted that was a dispersant impact and an impact on the medical facilities. Commissioner Humke felt the information about what the State was doing to the County needed to be transmitted to taxpayers.

Commissioner Larkin disclosed that he sat on the Northern Nevada Medical Center Board of Directors. He said the indigent fund balance, both federal and State, was a key importance to all the local hospitals. He said a disproportionate burden fell to Renown Medical Center and St. Mary's Medical Center because when they

accepted indigent cases they did not receive a proportionate share of the disproportionate share.

In reference to Adult Services, Commissioner Larkin said there was a reduction of medical reimbursement rates to medical providers and asked if that was a reduction in Medicaid. Mr. Slaughter explained that was a direct reduction to Medicaid for the regions' participating hospitals. He stated a dollar amount was not listed on the update because in all cases there were not dollar amounts to post. Commissioner Larkin requested that be part of a discussion of healthcare because it was a sleeping giant.

In reference to the Juvenile Justice impacts, Commissioner Larkin questioned the number of Washoe County youths placed in the China Springs or Aurora Pines Youth Camps. He felt that number was relevant because there may be a logical nexus; however, he understood that most of those residents were from out-of-state, but felt it would be an interesting dialogue to pursue.

Commissioner Humke asked if there was a mixture of State funding and a penny tax ad valorem of Washoe County devoted to the China Springs Youth Camp. Mr. Slaughter stated that was correct. Commissioner Humke questioned if the State share was omitted why should the County remit the penny's worth of ad valorem.

Ms. Simon commented that she had asked department heads for budget impacts from the Governor's proposal. She said Family Court Judge Francis Dougherty responded that the elimination of the China Springs funding threatened to undermine the entire program since Washoe County was the remaining primary contributor, but the County would not have the ability to continue their contribution. She said since the China Springs Youth Camp provided alternative placements for children otherwise placed in State facilities, the number of State commitments would increase.

In response to Commissioner Humke's concerns, Mr. Slaughter replied the expectation was that positions in State programs to be shifted would be eliminated and then the counties would begin a process to hire staff for those positions.

Chairman Breternitz noted that the State budget process was very fluid, and asked staff to keep them informed as the Legislature unfolded. He requested the Legislative update be distributed to the Board on the Monday before the Board meeting to give ample time to review.

3:02 p.m. Commissioner Larkin left the meeting.

There was no action taken or public comment on this item.

11-131 AGENDA ITEM 25 – REPORTS AND UPDATES

Agenda Subject: “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).”

Commissioner Humke said he would attend the Reno-Sparks Convention and Visitors Authority (RSCVA) Finance Committee on February 9, 2011. He stated an emergency meeting of the RSCVA was scheduled for February 10, 2011 to discuss the recent resignation announcement of the RSCVA’s Executive Director. Commissioner Humke said he would also attend the Nevada Juvenile Justice meeting on February 17th, a special Flood Project Control Committee (FPCC) scheduled for February 11th, and the Regional Transportation Commission (RTC) Retreat scheduled for February 18, 2011.

Commissioner Jung said there was a “dearth of conscience” among public servants because they were the stakeholders and caretakers of tax dollars. She asked if there could be a training program to integrate that responsibility. She also requested an audit schedule for all County departments.

Katy Simon, County Manager, explained the County did not conduct department audits; however, audit processes were conducted across the organization and the Audit Committee would provide work plans to the Board.

Chairman Breternitz announced that he would be attending the Government Affairs Committee session on February 11, 2011 with the County Manager.

11-132 AGENDA ITEM 26 – CLOSED SESSION

Agenda Subject: “Possible Closed Session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220.”

There was no closed session scheduled.

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3:10 p.m. There being no further business to discuss, on motion by Commissioner Weber, seconded by Commissioners Jung with Commissioner Larkin absent, the meeting was adjourned.

JOHN BRETERNITZ, Chairman
Washoe County Commission

ATTEST:

AMY HARVEY, County Clerk and
Clerk of the Board of County Commissioners

*Minutes Prepared by:
Stacy Gonzales, Deputy County Clerk*