

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

TUESDAY

10:00 A.M.

MAY 23, 2017

PRESENT:

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

Nancy Parent, County Clerk
John Slaughter, County Manager
Paul Lipparelli, 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:

17-0399 AGENDA ITEM 3 Public Comment.

Ms. Tammy Holt-Still thanked Commissioners Hartung and Herman for supporting the Truckee Meadows Flood Management Authority (TRFMA) regarding the homes grant and she commented residents were already applying for assistance. She noted Team Rubicon expressed willingness to assist residents in mucking out their homes once the water retreated. She updated the Board on the progress of flooding in various parts of Lemmon Valley and requested additional assistance for affected residents. She requested residents be included when Reno and Washoe County drafted a master plan. She provided a document which was placed on file with the Clerk.

Mr. Garth Elliott expressed pride at the new Sun Valley electronic sign and hoped there would soon be a second one on the opposite end of the valley. He expressed dissatisfaction at the hiring of new employees, each of which he claimed represented a million dollars in fiscal obligation over their tenure with the County. He wondered whether staffing levels at the County needed to go back to pre-2008 levels and expressed frustration at the impact of County sales tax on the elderly.

Ms. Donna Clontz, member of the Washoe County Senior Advisory Committee, thanked the Board for their support of seniors during Older Americans Month. She stated there were over 70 activities planned during the month. She thanked Commissioner Berkbigler and Chair Lucey for their \$2,500 donations to help the Healthy Walking Program for Seniors. She promoted three events: senior rights' attorney Homa Woodrum's talk at the Sun Valley Senior Center, Reno Housing Authority Executive

Director Amy Jones' talk at the North Valleys Library, and a Reno Transportation Commission road trip to the Food Bank.

Ms. Elise Weatherly spoke about Pastor Marvin Neal and the new chaplain of the Jan Evans Juvenile Justice Center, Otto Kelly. She objected to the hiring of Mr. Kelly and requested a meeting between herself, Judge Egan Walker, County Manager John Slaughter, Mr. Neal, and Mr. Kelly about the appointment.

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

17-0400 **AGENDA ITEM 4** Announcements/Reports.

Chair Lucey announced Agenda Items 26 and 27 would be heard directly following Agenda Item 6 and Agenda Item 5G3 would be removed from the agenda. County Manager John Slaughter declared Agenda Item 23, the 2:00 p.m. time-certain public hearing, would be pulled from the agenda because they received a withdrawal request from the appellant. Chair Lucey mentioned he intended to open the public hearing for comment but said no action would be taken. Deputy District Attorney Paul Lipparelli said if any person attended the meeting pursuant to the publication but could not return on another day, it was an option to invite them to speak. He reiterated the item was withdrawn and no action would be taken. Chair Lucey mentioned it would be addressed at the time the agenda item was slated to be heard.

Mr. Slaughter announced a joint press conference at Mayberry Park on May 24, 2017 to promote summer safety. Commissioner Berkbigler requested to review the amount of money the County provided the Economic Development Authority of Western Nevada (EDAWN) given the expected growth. She wondered whether the Board should consider increasing the money given to EDAWN in the following budget cycle.

Commissioner Hartung requested an update on the issues with non-emergency dispatch calls. He mentioned a call taken by Reno dispatch was routed to Washoe County when it should have been routed to the Sparks Police Department. He asked that a flood insurance assistance program for low-income residents be added to the dashboard. He promoted a community forum at the Spanish Springs Library which featured representatives from the Sheriff's Office (SO), the Regional Transportation Commission (RTC), and the Nevada Department of Transportation (NDOT). He touched on another forum regarding medical marijuana in Spanish Springs in June.

Commissioner Herman brought up a discrepancy in the minutes under Agenda Item 5A. Chair Lucey suggested she address that during Agenda Item 5. Commissioner Herman mentioned a press release by the County regarding poison hemlock and urged citizens to be better informed about the plant and its danger to horses.

Commissioner Berkbigler remarked a Commissioner or City Council Member could not serve on a Citizen's Advisory Board (CAB) but asked if someone

elected to a General Improvement District (GID) could. She promoted a community forum at the Incline Village Library.

Commissioner Jung requested an agenda item to direct donating \$9,000 of her following year's discretionary funds to The Generator, a community art space. The money would fund the lighting of a piece of art from Burning Man that would be displayed for a year. She promoted a Board of Health meeting and said she would represent the Board at a memorial service at the Sierra Memorial Gardens.

Commissioner Herman announced she would leave at 1:15 p.m. and Chair Lucey confirmed it was to attend a conference of the National Association of Counties Western Interstate Region.

Chair Lucey stated the Hot August Nights Spring Fling event was well attended, as was the RTC-hosted American Public Transit Association conference where they showcased the area's autonomous busses. He asked staff to rework ordinances on restrictive gaming licenses as the Cities of Reno and Sparks had already amended theirs. He directed staff to consider candidates to represent the County federally given the new landscape in Washington DC. He indicated there were challenges with the President's proposed budget in terms of funding for health and human services as well as Federal Emergency Management Authority (FEMA) funding. He asked the sheriffs to evaluate claims of increased speeding on Andrew Lane and Rhodes Road, and to consider different traffic deterrents.

CONSENT AGENDA ITEMS – 5A THROUGH 5J4.

- 17-0401** **5A** Approval of minutes for the Board of County Commissioner's regular meetings of April 11, 2017, April 18, 2017 and April 25, 2017. Clerk. (All Commission Districts)
- 17-0402** **5B** Approve roll change requests, pursuant to NRS 361.765 and/or NRS 361.768, for errors discovered on the 2016/2017 secured tax roll and authorize Chair to execute the changes described in Exhibit A and direct the Washoe County Treasurer to correct the error(s). [Cumulative amount of decrease to all taxing entities \$11,740.84]. Assessor. (Commission Districts 1, 3, 4 & 5.)
- 17-0403** **5C** Acknowledge receipt of annual report of projected Proceeds and expenditures in the account used for the acquisition and improvement of technology in the Office of the County Recorder for FY 2016/17. Recorder. (All Commission Districts.)
- 17-0404** **5D** Accept a grant award from the Nevada Aging and Disability Services Division for the Older Americans Act Title III Program Homemaker Services [\$4,800; match of \$720 from ad valorem tax] retroactive from July 1, 2016 through June 30, 2017; authorize the Department to execute

the grant award and direct Comptroller to make the appropriate budget amendments. Senior Services. All Commission Districts.)

- 17-0405** **5E** Discussion and possible action to approve and direct the Washoe County Manager to sign the Nevada Shared Radio System Contract by and between the State of Nevada acting through its Department of Transportation, NV Energy and Washoe County, Nevada, as recommended by the Joint Operating Committee (JOC) of the Washoe County Regional Communications System (WCRCS). Technology Services. (All Commission Districts).
- 17-0406** **5F** Approve and execute Resolution directing County Treasurer to give notice of the sale of properties subject to the lien of a delinquent special assessment in the following districts: WCAD 23 – Arrowcreek Water, WCAD 29 – Mt. Rose Sewer Phase 1, WCAD 32 – Spanish Springs Valley Ranch Rd, WCAD 39 – Lightning W. Water System Supply Improvement, (additional description of affected parcels contained in exhibit A of attached Resolution). (No Fiscal Impact). Treasurer. (Commission Districts 1, 2, 4 and 5.)
- 17-0407** **5G1** Approve Commission District Special Fund disbursement [in the amount of \$11,500] for Fiscal Year 2016-2017; District 4 Commissioner Vaughn Hartung recommends: [\$4,000] grant to The Nevada Discovery Museum, [\$1,500] grant to Reed High School, [\$1,000] grant to Alyce Taylor Elementary School, [\$1,000] grant to Bud Beasley Elementary School, [\$1,000] grant to Ed Van Gorder Elementary School, [\$1,000] grant to Jesse Hall Elementary School, [\$1,000] grant to Miguel Sepulveda Elementary School, and [\$1,000] grant to Spanish Springs Elementary School; approve Resolution necessary for same; and direct the Comptroller's Office to make the necessary budget appropriation transfers and disbursements of funds. Manager. (Commission District 4.)
- 17-0408** **5G2** Approve Commission District Special Fund disbursement [in the amount of \$2,000] for Fiscal Year 2016-2017; District 1 Commissioner Marsha Berkbigler recommends [\$2,000] grant to the Lake Tahoe Bicycle Coalition; approve Resolution necessary for same; and direct the Comptroller's Office to make the necessary budget appropriation transfers and disbursements of funds. Manager. (Commission District 1.)
- 17-0409** **5H1** Approve expenditures [in excess of \$100,000] to National Medical Service (NMS) for toxicology and laboratory testing in Fiscal Year 2018. Medical Examiner. (All Commission Districts.)
- 17-0410** **5H2** Accept grant funding [\$62,856.00 with no county match] from the State of Nevada Department of Health and Human Services for labor and travel expenses relating to the National Violent Death Reporting System,

retroactive from September 1, 2016 through August 31, 2017, and authorize the Chief Medical Examiner & Coroner of the Washoe County Regional Medical Examiner's Office to sign the award and approve amendments, and direct the Comptroller's Office to make the necessary budget amendments. Medical Examiner. (All Commission Districts.)

- 17-0411** **5H3** Accept grant funding (\$2,504.00 with \$250.40 county match) from the State of Nevada Department of Health and Human Services Public Health Preparedness Program for supplies and labor expenses relating to the Northern Nevada Disaster Victim Recovery Team (NNDVRT) training exercise, retroactive from May 1, 2017 through June 30, 2017, and authorize the Chief Medical Examiner & Coroner of the Washoe County Regional Medical Examiner's Office to sign the award and approve amendments, and direct the Comptroller's Office to make the necessary budget amendments. Medical Examiner. (All Commission Districts.)
- 17-0412** **5I1** Approve the Interlocal Agreement Extraditions between the County of Washoe on behalf of the Washoe County Sheriff's Office and the City of Sparks on behalf of the Sparks Police Department in an amount not to exceed [\$30,000] to be paid to the Washoe County Sheriff's Office Consolidated Extraditions Unit for the processing of extraditions and transportation of prisoners for the Sparks Police Department, for the period of the date of execution to June 30, 2019. Sheriff. (All Commission Districts.)
- 17-0413** **5I2** Approve the Interlocal Agreement – Washoe County Sheriff RAVEN Helicopter Program and the Truckee Meadows Fire Protection District in the amount of [\$65,000] for the provision, when requested, of a helicopter or other aircraft and personnel from the date of execution by all parties to June 30, 2018. Sheriff. (All Commission Districts.)
- 17-0414** **5J1** Approve a grant agreement in Support of Transportation Services for Vulnerable Populations in Washoe County between Washoe County and Access to Healthcare Network (AHN) in the amount of [\$150,000] funded by Indigent Funds retroactively for the period of July 1, 2016 to June 30, 2017 to provide cash support which AHN will use as the match for a grant awarded to AHN from the Regional Transportation Commission (RTC) for maintenance and growth of the transportation program for vulnerable populations and approve necessary resolution. Social Services. (All Commission Districts.)
- 17-0415** **5J2** Approve to authorize the Director of Social Services to accept the Seventh Amendment of the Child Welfare Initiative Agreement with Casey Family Programs in the amount of [\$45,000; no County match required]; retroactively for the period January 1, 2017 through December

31, 2017; direct the Comptroller's Office to make the appropriate budget amendments. Social Services. (All Commission Districts.)

17-0416 **5J3** Approve an amendment to increase FY17 budget authority in the amount of [\$6,750] in both revenue and expense to the Continuum of Care – Shelter Plus Care 2014 award period August 1, 2016 to July 31, 2016, IO 11268; and if approved direct the Comptroller's office to make the appropriate budget amendments. Social Services. (All Commission Districts.)

17-0417 **5J4** Approve an amendment to increase FY17 budget authority in the amount of [\$4,575] in both revenue and expense to the Continuum of Care Permanent Supportive Housing Program 2014 award period September 1, 2015 to August 31, 2016, IO 11267; and if approved direct the Comptroller's office to make the appropriate budget amendments. Social Services. (All Commission Districts.)

Regarding the minutes from the April 25, 2017 meeting, Commissioner Herman thought she would not have said 'bears' but she might have meant to say 'dogs'. County Clerk Nancy Parent said she would listen to the recording and if Commissioner Herman said dogs rather than bears, the change would be made on the April 25 minutes to reflect that. If it was found Commissioner Herman did not say dogs during the April 25 meeting, the minutes for the current meeting would note the clarification as stated by the Commissioner.

Commissioner Herman asked if Reno paid for the Regional Aviation Enforcement Unit (RAVEN) service since most calls came from Reno. Chair Lucey asked whether Commissioner Herman wanted to pull Agenda Item 5I2 from the consent agenda for further discussion or just have her question answered. County Manager John Slaughter responded Agenda Item 5I2 related specifically to fire responses and he thought Reno did not pay for fire responses. He supposed the activity Commissioner Herman saw regarding Reno's use of RAVEN was law enforcement activity which was paid for separately.

Commissioner Jung read aloud Agenda Items 5G1 and 5G2 and thanked Commissioners Hartung and Berkbigler for their generosity.

On the call for public comment, Ms. Tammy Holt-Still and Mr. Garth Elliot signed up to speak on Consent Agenda Item 5G3 which was pulled.

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

Ms. Elise Weatherly thanked Commissioner Hartung for supporting elementary schools and asked him to support Sparks Middle School since Principal Stacey Ting-Senini and teacher Barbara Barker were really supporting the children. She praised staff for their plan to build another school in the Highland Ranch area.

On motion by Commissioner Hartung, seconded by Commissioner Berkbigler, which motion duly carried, it was ordered that Consent Agenda Items 5A through 5J4 be approved. Any and all Resolutions or Interlocal Agreements pertinent to Consent Agenda Items 5A through 5J4 are attached hereto and made a part of the minutes thereof.

17-0418 **AGENDA ITEM 6** Appearance: Marily Mora, President/CEO, Reno Tahoe Airport Authority.
Presentation - Reno-Tahoe - Landing Benefit for our Region. [10 minutes]

Chief Executive Officer of the Reno Tahoe Airport Authority (RTAA) Marily Mora introduced two Board of Trustee appointees Lisa Gianoli and Nat Carasali who were in attendance. She indicated Trustee Caraselli was being considered for reappointment to another four-year term and she praised his work. She conducted a PowerPoint presentation with the following slides: Who We Are (2 slides); Economic Engine; and Airport Strategic Plan. She noted the RTAA was the owner and operator of Reno-Tahoe International Airport (RNO) and the Reno-Stead Airport (RTS). She remarked generating a large portion of non-airline revenue gave them the ability to keep rates and charges to the airlines low. Funds generated from parking, food, and airport purchases went toward the operation of the airport. She noted there were 2,500 people hired at the airport including 250 with the RTAA. She acknowledged in the past the RTAA did not have a great relationship with private pilots at RTS but they had worked diligently to repair those relationships. She announced cargo development grew 13 percent over the prior year and they were focused on growth. She expressed disappointment at the recent recording of an altercation between two passengers because she said passengers having a positive experience at the airport was so important to the RTAA. She stated airport police were not called for ten minutes but responded in two minutes after they were called. All airport personnel were trained to speak up when they saw something suspicious.

Ms. Mora reviewed slides with the following titles: Air Service Additions; 23 Destinations, and Eight Airlines; In 2016; Record-Setting Year in 2016; Exciting Programs Are in the Air at RNO (2 slides); General Aviation at Reno-Tahoe International; Reno-Stead Airport Airfield Features; Stead Business Development Activities; Washoe County Airport Representation; New Concession Opportunities; Coming Soon...Common Use Lounge; Rideshare Driving a New Market; Award-Winning Airport with Focus on Customer Service; and Thank You.

Ms. Mora remarked the Guadalajara flight was important because over 25 percent of Washoe County's population was Hispanic. She stated Southwest Airlines had pulled six flights from RNO but in the prior few years they were reinvesting in flights to RNO. She noted they had built up their service to the San Francisco bay area as well as to the Los Angeles basin. She commented the airport lost one third of its passenger traffic during the recession so they were working to return to where they were. She suggested the increase in cargo handled at RNO was due to Reno's economic diversification.

Through focus group testing, it was determined local residents did not know about new flights offered, so a local advertising campaign was launched. She shared RTS had been selected as one of only six sites to test unmanned aerial systems; NASA also tested there.

Chair Lucey said he had seen tremendous growth in both air service and customer service and praised Ms. Mora and the RTAA. He hoped there would one day be a direct flight to Baltimore.

Commissioner Hartung said he was familiar with the master development agreement for RTS and asked if there were prospective partners that could help with building infrastructure. Mr. Mora replied the Board only just approved the plan but said one benefit of having drone testing at RTS would be to showcase the community to the testing company in hopes it would relocate to Reno. Commissioner Hartung suggested the developer partnering with Lifestyle Homes, who was not yet ready to build but could split developing infrastructure in the area. He expressed the desire to see more small commuter planes and cargo traffic coming into RTS because of the nearby railroad spur. Ms. Mora stated they were looking to grow cargo development in the short term and agreed RTS had great potential for growth.

Commissioner Jung described RNO as the best airport she had ever been in and praised Ms. Mora, Ms. Gianoli, and Mr. Carasali. Commissioner Lucey asked when the concessions plan update would be finalized, to which Ms. Mora replied one step would be the completion of the common-use lounge. They planned to open up 3,500 square feet of concession space during the summer, though the process of filling that space could take a year. She mentioned feedback from customers resulted in the addition of the Tap & Pour restaurant in Concourse C.

Chair Lucey remarked having more amenities after the security checkpoint could result in a quiet place for customers to relax away from the noisy gates, or it would allow them to grab a quick bite to eat before their flights. He wondered whether there was land outside of the allocated cargo space that could be used for solar fields to allow the airport to become more self-sufficient. He suggested that could work in Stead and asked whether the RTS runway could support large cargo planes. Ms. Mora replied the runway was probably capable of handling that traffic but necessary infrastructure such as an aircraft firehouse and a flight tower were not available at RTS. Cargo studies revealed the likely direction was to expand RNO since much of that infrastructure was already in place. When questioned by Chair Lucey whether there were any geographical limitations at RTS that would prohibit expanding cargo capabilities in the future, Ms. Mora replied there were only financial constraints.

BLOCK VOTE – 8, 9, 10, 11, 12, 13, 15, 17, 18, 19, & 20

Commissioner Berkbigler moved to place Agenda Items 8 through 13, and 17 through 20 into a block vote. The motion was seconded by Commissioner Jung. Commissioner Berkbigler amended her motion to include Agenda Item 15 in the block vote; the seconder agreed.

17-0419 **AGENDA ITEM 8** Recommendation to: 1) approve Amendment #4 to a Project Funding Agreement between the State of Nevada acting by and through its Division of State Lands and the Fund to Protect Lake Tahoe and Washoe County for the East Incline Village Phase I Water Quality Improvement Project; and 2) accept grant funding [\$380,000 for the project plus \$19,000 for administrative costs, for a total of \$399,000; with matching funds of \$380,000 funded through a USDA Forest Service grant] effective upon execution of the agreement documents through December 31, 2017; and 3) if accepted, authorize the Director of Community Services to execute Amendment #4; and 4) direct the Comptroller's Office to make the necessary budget amendments. Community Services. (Commission District 1.)

There was no public comment on this item.

On motion by Commissioner Berkgigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 8 be approved, accepted, authorized, and directed.

17-0420 **AGENDA ITEM 9** Recommendation to: 1) approve a Modification of Grant or Agreement (Federal Financial Assistance Award of Domestic Grant 14-DG-11051900-004) between Washoe County and the USDA Forest Service Lake Tahoe Basin Management Unit for the East Incline Village Phase I Water Quality Improvement Project; and 2) accept grant funding [\$380,000 with matching funds of \$380,000 funded through a Nevada Division of State Lands grant] effective upon execution of the agreement documents through September 30, 2018; and 3) direct the Comptroller's Office to make the necessary budget amendments. Community Services. (Commission District 1.)

There was no public comment on this item.

On motion by Commissioner Berkgigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 9 be approved, accepted, and directed.

17-0421 **AGENDA ITEM 10** Recommendation to award a bid and approve the Agreement to the lowest responsive, responsible bidder for the 2017/2018 Road Way & Parking Lot Repairs for Washoe County, PWP-WA-2017-161 project [staff recommends Sierra Nevada Construction (SNC) in the amount of \$3,155,007.00]. Community Services. (All Commission Districts.)

There was no public comment on this item.

On motion by Commissioner Berkgigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 10 be awarded and approved.

17-0422 **AGENDA ITEM 11** For possible action and discussion (1) to determine under NRS 244.1505 if the inhabitants of Washoe County would be substantially benefitted by a gift of Washoe County general funds to cover the cost of County building permit fees, including any applicable County plan review fees, for single family homes affected by Swan Lake (and the immediate vicinity) flooding in Lemmon Valley where verification is provided in writing by the insurance carrier that the cost of permits for repairs is not covered by the applicable insurance policy; and, if the substantial benefit finding is made, (2) to approve the gift of general funds for this purpose. This action applies to the owners of record as of February 1, 2017, on the following Assessor Parcel Numbers, with a building permit application deadline of July 1, 2020: [APN 080-289-01, 080-291-12, 080-301-05, 080-301-07, 080-301-08, 080-301-10, 080-301-11, 080-301-13, 080-302-03, 080-302-04, 080-302-05, 080-302-06, 080-302-07, 080-302-08, 080-313-09, 086-303-18, 086-303-19, 086-303-22, 086-303-25, 086-305-02, 086-523-01, 080-281-15, 080-612-02, 080-281-07, 080-612-04]; and if approved, (3) authorize the appropriate staff to make necessary general fund budget adjustments. Community Services. (Commission District 5.)

Commissioner Herman asked whether the legal language provided that anyone in a red-tagged home, whether or not they had insurance, would qualify to have their permit fees waived. Community Services Department Director Dave Solaro replied as long as the applicant had a letter from their insurance agent saying the company would not cover the cost of the permit, their fee would be waived.

There was no public comment on this item.

On motion by Commissioner Berkgigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 11 be approved and authorized.

17-0423 **AGENDA ITEM 12** For possible action to approve the fiscal year 2017-2018 payments of [\$215,420], paid in quarterly installments beginning July 1, 2017, as Washoe County's share in annual funding for the Truckee Meadows Regional Planning Agency pursuant to NRS 278.0264(7); and of [\$34,740], paid in quarterly installments beginning July 1, 2017, as Washoe County's share in the 2017 Regional Plan Update. Community Services. (All Commission Districts.)

There was no public comment on this item.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 12 be approved.

17-0424 **AGENDA ITEM 13** For possible action to approve, on the recommendation of the Chair, the reappointment of Lee Lawrence to the Washoe County Board of Adjustment to represent Commission District 4 to fill a term beginning on July 1, 2017, and ending on June 30, 2021, or until such time as Mr. Lawrence no longer serves on the Board of Adjustment or a successor is appointed, whichever occurs first. Community Services. (Commission District 4.)

There was no public comment on this item.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 13 be approved.

17-0425 **AGENDA ITEM 15** Recommendation to approve the sole source exemption to purchase the Leica Geosystems Scan Station offered by Precision Survey Supply, a 3-D laser scanning system P30 and applicable accessories at a cost of [\$189,805.50]. Sheriff. (All Commission Districts.)

There was no public comment on this item.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 15 be approved.

17-0426 **AGENDA ITEM 17** Recommendation to approve the Professional Services Agreement for Video Broadcasting and Production Services to SoSu TV, 300 E. Second Street, Suite 1405, Reno, NV 89501 in the not to exceed [annual amounts of \$127,000 for FY18, \$130,000 for FY19 and \$132,000 for FY20 and optional services not to exceed \$5,000 annually], unless approved by the County Manager. If approved, authorize the Purchasing and Contracts Manager to execute the agreement for Professional Services for the initial term of July 1, 2017 through June 30, 2018 with two (2) one-year renewal options at the County's discretion. Comptroller. (All Commission Districts)

There was no public comment on this item.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 17 be approved and authorized.

17-0427 **AGENDA ITEM 18** Discussion and possible direction to the County Manager to utilize two or more hours of staff time to review for the potential of Washoe County's Participation in the Downtown Navigator Program. –Request by Commissioner Lucey. (Strategic Objective – Safe, secure and healthy communities.)

There was no public comment on this item.

On motion by Commissioner Berkgigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 18 be approved.

17-0428 **AGENDA ITEM 19** Discussion and possible direction to the County Manager to utilize two or more hours of staff time to initiate a review of the detention facility in partnership with the Washoe County Sheriff's Office. –Request by Commissioner Jung. (Strategic Objective – Safe, secure and healthy communities.)

There was no public comment on this item.

On motion by Commissioner Berkgigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 19 be approved.

17-0429 **AGENDA ITEM 20** Discussion and possible direction to the County Manager to utilize two or more hours of staff time to initiate research of a potential storm water utility district in the North Valleys area of Washoe County. –Request by Commissioner Hartung. (Strategic Objective – Safe, secure and healthy communities.)

Commissioner Herman suggested waiting for flood inflow maps before deciding if there was a need for a storm water utility district. When asked by Chair Lucey, Commissioner Herman requested it be removed from the block vote. Commissioner Hartung suggested moving forward with it in the block vote because mapping was only one component and the utility would deal with waters that did not flow into those closed basins. He felt it was appropriate to proceed and have staff research the possibilities of a utility. Chair Lucey agreed that it should stay in the block vote because it would allow staff to initiate the research process. The item would not result in any final decisions being made.

On the call for public comment, Ms. Tammy Holt-Still agreed with Commissioner Herman and said she felt it was unfair to have a committee assess taxes to fix utilities developed prior to the 1990s. She said residents in the North Valleys paid their taxes up front to be protected. She requested the statute allowing Reno to continue development be revoked and alleged the City of Reno did not create developments with proper flood mitigation. She suggested condensed housing and warehouses should not be built on areas originally intended to be agricultural.

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

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 20 be approved.

PUBLIC HEARINGS

17-0430 **AGENDA ITEM 24** Public Hearing: For possible action and discussion to affirm or reverse the Planning Commission's denial of Master Plan Amendment Case Number WMPA17-0001, an application seeking to amend the text within Table C-3, Allowed Uses (Commercial Use Types) in the Spanish Springs Area Plan to allow "Storage of Operable Vehicles" (including RV storage) in the Neighborhood Commercial regulatory zone, subject to the issuance of a Board of Adjustment approved special use permit; and, if reversed, to send the matter back to the Planning Commission for a report thereon pursuant to NRS 278.220(4). The request potentially impacts all properties with a Neighborhood Commercial regulatory zone within the boundaries of the Spanish Springs planning area. The Manke Family Trust is the applicant and appellant. Community Services. (Commission District 4.)

The Chair opened the public hearing by calling on anyone wishing to speak for or against the Agenda Item.

Kelly Mullin, Planner with the Community Services Department, conducted a PowerPoint presentation and reviewed slides with the following titles: Washoe County Commission; Summary of Request; Areas of Neighborhood Commercial; Planning Commission Hearing; Appellant Request; and County Commission Options. She summarized the hearing was regarding the Planning Commission's denial of Master Plan Amendment Case Number WMPA17-0001. She reminded the Board that requiring a Special Use Permit (SUP) would allow a project to be placed on a specific property, for which it would have to go through a significant public hearing process. The process would go through the Citizen Advisory Board (CAB), the Board of Adjustment (BOA), staff review, and finally agency review to consider the potential impacts on the property and surrounding area.

Derek Kirkland with Wood Rodgers, Inc. spoke on behalf of the appellant the Menke Family Trust, and Bill Menke Jr. who was in attendance. He stated the Neighborhood Commercial Zone (NCZ) was located along arterial roads and many storage facilities in other parts of town allowed recreational vehicle (RV) parking within a personal storage facility. The County's definition of personal storage did not include RV storage, however, so they were looking to amend the text. He noted personal storage was allowed in NCZs already, including storage facilities, walls, landscaping, and buildings up to 18 feet tall. He admitted the issues heard at neighborhood meetings were project-specific and would be addressed with an SUP. He indicated staff originally made findings to approve the measure and the appeal was filed because the appellant felt those

findings could be made again. He referenced Table C-3, the allowed uses chart, and mentioned he would be more concerned with permissible uses such as gasoline sales, service stations, auto repair shops, and restaurants, which he felt would generate far more traffic than the addition of RV storage.

Mr. Kirkland reiterated personal storage facilities were allowable and showed photographs of the Desert Highland Storage Facility. He noted the current design guidelines for Spanish Springs permitted walls up to 18 feet tall, which he said would be far taller than the average RV. He reviewed slides with the following titles: Findings 1 & 2; Design Guidelines; Findings 3 & 5; and Closing. He claimed there was a growing need for operable vehicle parking given the smaller lot sizes of newer development. This was not limited just to RVs but included boats and utility vehicles (UTVs) as well. He remarked there were two storage facilities in NCZs, one in the South Valleys and one near the Summit Mall, that were permitted to store RVs outright and needed an SUP for personal storage.

Responding to questions asked by Commissioner Berkgigler, Ms. Mullin clarified personal storage units were allowed in NCZs in Spanish Springs but not RVs or other operable vehicles. When asked if residents stored RVs on their private lots, Ms. Mullin understood with the number of large lots in the area, some residents did. Additionally there were other storage facilities like the ones referenced by Mr. Kirkland that did store RVs. Commissioner Berkgigler wondered why RV parking was a concern in the area given the lack of aesthetic beauty and disagreed with the findings of the Planning Commission.

Commissioner Herman stated she saw a different facility on Pyramid Highway that was less well planned than the one being discussed. She agreed with Commissioner Berkgigler it seemed like one developer was being singled out. Commissioner Hartung indicated the facility to which Commissioner Herman referred was zoned for industrial and commercial uses. He felt it would be appropriate to allow operable vehicle parking for the lot in question, but wondered whether the County would be obligated to grant an SUP to future applicants with less suitable lots. He asked whether a case like that would go to judicial review. Deputy District Attorney Paul Lipparelli answered if a person wished to challenge the denial of an SUP, they would need to demonstrate in court that the County misused its discretion in its denial of the SUP. He acknowledged that would be difficult because courts gave deference to County-level decision-makers in the use of their discretion. He said the issuance or denial of an SUP was an area where courts often deferred to local governments that were better equipped to make those decisions. In this case, the decision would be a text amendment to the table of uses and, if overturned, it would not automatically result in the issuance of an SUP. The appellant would still have to be approved for an SUP.

Commissioner Hartung asked if an 18-wheeler would be considered an operable vehicle. Planning Manager Bob Webb replied the hauler would be considered an operable vehicle but not the trailer. An operable vehicle by state law had to have the capability of self-conveyance. Commissioner Hartung inquired whether a fifth-wheel

could be stored there, to which Mr. Webb said yes because it would be considered ancillary storage. A boat or a trailer would not be considered operable but could be considered ancillary. He noted they did not define the term 'trailer' within the code. When asked if he could store a Caterpillar D9 bulldozer, Mr. Webb replied he could if it was operable. He acknowledged if the decision was overturned, part of the SUP application process would be determining whether the proposal adhered to design guidelines such as fencing and lighting. He stated according to code compliance, commercial vehicles such as backhoes could not be stored on residential property.

Chair Lucey asked whether personal storage was allowed with an SUP in the South Valleys. Ms. Mullin said she was unsure but noted the applicant referenced that in his presentation. Chair Lucey received clarification from Ms. Mullin about what overturning the decision would mean in regards to using SUPs. Commissioner Berkgigler voiced her opposition to the Board of Adjustment's decision and suggested making a motion. Chair Lucey opened public comment.

Mr. Harry Reiners, whose property would abut the project, disagreed with Commissioner Berkgigler. Chair Lucey reminded him to address the Board as a whole. Mr. Reiners voiced his opposition to the master plan amendment as a way to keep lighting and noise issues under control.

Ms. Diana Christensen, whose lot was part of 15 acres below Calle De La Plata, expressed concern about people parking RVs behind an eight foot wall. She opposed a storage facility with RV parking because of the traffic it could create. She mentioned there was a need for dentists, doctors, retail shops, and facilities that could bolster the neighborhood, not storage facilities that allowed people outside the neighborhood to store their RVs. She expressed concern over the number of RV spots that would be allocated.

Mr. Don Christensen requested the Board support their Planning Commission who voted unanimously against the amendment. He felt nothing had changed by the appellant that should persuade the Board to go against the recommendation of the Commission. He expressed concern about the appellant's failure to mitigate the condition of the property in terms of fallen fences and weeds.

Mr. Jonathan Stieber reiterated the Planning Commission heard the same arguments and felt the storage of operable vehicles was not a proper use of the land. He expressed concern that amending the list of uses would allow all areas in Spanish Springs to store RVs. He stressed the storage of operable vehicles was omitted in the original code because those who drafted it did not want to allow it. He noted putting operable vehicles in the area would not add to the quality of life of nearby residents. He agreed with the Planning Commission's decision.

Mr. Gordon Astrom observed the rapid development of residential zones in the Spanish Springs area. He expected a NCZ to produce doctor's offices and convenience stores, not storage facilities. He claimed if the Board of County

Commissioners meeting was held at a later time in the day, more residents would speak out against the appeal. He noted there was a commercially zoned area across the street which allowed operable vehicle storage. He objected to changing the master plan.

Mr. Dan Herman expressed concern about the Board allowing developers to override the community planning that was in place for twenty years. He stated it was no accident that storage of operable vehicles was not permitted on the allowed usage chart. Rather than the Board amending the text, he suggested the appellant could buy land zoned for industrial use which would allow for RV storage. He expressed dissatisfaction that a developer was changing the rule for everybody and alleged RVs were often taller than nine feet.

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

Commissioner Berkbigler remarked there were more disruptive things already permitted in the allowed usage chart than RV storage. She stated there would come a point when area and regional management plans needed to be updated to meet the growth of the community. She felt it was an appropriate use of NCZ land given other parts of the County already allowed storage of operable vehicles.

Commissioner Berkbigler moved to reverse the Planning Commission's decision to deny Master Plan Amendment Case WMPA17-0001 and to send the matter back to the Planning Commission for a report. This action would be based on the Board's review of the written materials and oral testimony at the public hearing, and the Board's interpretation of the relevant findings. Regarding the findings, she stated it was consistent with the Master Plan because the amendment did not change things in a way that was disallowed throughout Washoe County. As it stood, Spanish Springs's forbiddance was the exception to the practice of the County. She said it was compatible with land use since personal storage was already allowed in the area. She felt there was a need to respond to changing conditions and growth. She found no difference between storing an operable vehicle and a fifth wheel, which was allowed to be stored in the area.

Commissioner Hartung stated he would not support the motion and thought there had to be a better solution than changing the area plan. He expressed concern about the future implications of amending the plan and not the specific parcel in question. Commissioner Herman said she would rather see an RV storage lot than a recreational marijuana facility and noted she attempted to second the motion.

When asked by Commissioner Jung about alternatives to changing the area plan, Ms. Mullin replied they investigated that with the applicant and it was determined changing the area plan was the only feasible avenue to allow for the storage of RVs. Commissioner Hartung asked if they could apply to change their zoning, but Ms. Mullin said while RV storage would be allowed under general commercial, there was no more general commercial allowed under the Spanish Springs area plan. Commissioner Hartung cited a section of the Spanish Springs area plan that capped the amount of zoning areas and said that section could be amended to allow for additional zoning.

When asked for clarification by Chair Lucey, Ms. Mullin stated the change would not make storage of operational vehicles an allowed use but it would simply make it eligible for the SUP process. Chair Lucey called for the vote.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried on a 4 to 1 vote with Commissioner Hartung voting “nay”, it was ordered that the Planning Commission’s denial be reversed based on the findings as previously stated by Commissioner Berkbigler.

12:19 p.m. The Board recessed for lunch.

1:34 p.m. The Board reconvened with Commissioner Herman absent.

17-0431 **AGENDA ITEM 26** Public Hearing: Discussion and possible action on the Washoe County Tentative Budget, as well as possible changes to the adoption of the Final Budget for Fiscal Year 2017-18; approve the changes to position control for Fiscal Year 2017-18 indicated on Attachment A; and approve the fees indicated on Attachment B-1. This item may be continued to May 30, 2017 at 10:00 AM. Manager. (All Commission Districts)

With the public hearing still open, The Chair called on anyone wishing to speak for or against adoption of said Agenda Item.

Assistant County Manager Christine Vuletich emphasized the importance of a structurally balanced budget. She noted most local governments had a statutory requirement to adopt a balanced budget but that did not always result in a sustainable budget. She stated Washoe County presented a structurally balanced budget for the first time since 2011 or 2012. She thanked County departments, elected offices, and the budget staff for creating the budget especially given the natural disasters that occurred throughout the year.

Budget Manager Mark Mathers conducted a PowerPoint presentation, a copy of which was placed on file with the Clerk. He reviewed slides with the following titles: Final Budget Changes (two slides), FY18 Recommended General Fund Budget; Historical & Projected Unrestricted General Fund Balance; Summary of Overall Budget; Special Revenue Funds; Capital and Debt Funds; Proprietary Funds; Follow-up to April 25 Questions (four slides); and Next Steps. He explained the substantial difference between the beginning and ending fund balance in the Indigent Tax Levy category was because staff reserved funds for contingencies related to the senior center kitchen and senior center projects.

Regarding the Sheriff Office’s (SO) budget, Commissioner Hartung said he understood booking fees were paid by the agency delivering the prisoner for incarceration, such as the Nevada Highway Patrol or the Reno and Sparks Police

Departments. Mr. Mathers responded the Nevada Revised Statute allowed the County to bill other agencies for reimbursement by way of a bilateral agreement. He reviewed the history of the agreements between the three governing bodies and noted around 2002 the County stopped collecting those fees, at which point the City of Reno reduced its property tax by one cent while the County raised theirs by the same amount. Commissioner Hartung said he preferred to see the County charge a fee for every person received for incarceration rather than an annual flat rate. Mr. Slaughter noted the County sought legislation that would allow them to charge entities a per-booking fee, but the legislation was not successful. He suggested the issue could be raised again in the next legislative session. Mr. Mathers pointed out the net cost to maintain the detention center was \$37,292,928, or half the SO's budget.

Mr. Slaughter highlighted some aspects of the budget, including adding funding for the Sober 24 program, consolidating the planning and building departments into one division, adding new positions to the Medical Examiner's office, expanding park hours, adding youth advisors, enhancing the capital improvement planning process, and adding a director at the Regional Public Training Center. He stated the budget process was difficult given the natural disasters the County faced as well as unknown costs, and they would be extra vigilant in monitoring the budget. They hoped to return to the Board with suggestions if there was funding for additional enhancements.

Commissioner Berkbigler inquired whether there was a way to pay the detention center's \$37 million cost without the money coming from the general fund. Mr. Mathers indicated that, in addition to fees and cost-sharing, other options were available to the County and he intended to return to the Board with recommendations after understanding the impacts of the legislative session. Commissioner Berkbigler asked whether funds were set aside to address the dispatch issue. Mr. Slaughter referenced a report prepared by a consultant that showed three levels of savings based on various changes to dispatch. That report was being reviewed by Reno's counsel and County staff was planning a joint meeting with the Board and Reno's City Council for further discussion. He mentioned additional funds were not needed; it was a matter of agreeing on which savings option to pursue and what to do with any resulting savings. Commissioner Berkbigler said according to the report the most money would be saved by turning dispatch over to the SO, to which Mr. Slaughter agreed.

Commissioner Hartung felt in addition to savings it would be more efficient to have dispatch consolidated into one place. He claimed some agencies stopped performing tuberculosis testing in jails since positive results were so rare and suggested the SO could consider that as a way to save money. He remarked some inmates feigned indigence to avoid paying healthcare deductibles and suggested reviewing ways to prohibit that. He wondered if there was a way to save costs by not transporting inmates around so much during the course of their incarceration or by performing more healthcare related tasks directly at the detention facility. He asked whether there was a statutory obligation to continue making Other Post-Employment Benefit (OPEB) payments. He suggested somehow drawing those payments out over time could free up funds to give the County more liquidity to deal with ongoing costs.

Chair Lucey commented one point worth considering when approving a budget was the unfunded mandates coming out of the legislative session, including body cameras and their impact on the SO's budget. He mentioned there was discussion about reinstating programs that had been cut during the economic downturn and requested reviewing the cost efficiencies of doing so. He felt the justice system and the courts would have to participate in helping the County realize those cost efficiencies and directed staff to initiate those discussions.

On motion by Commissioner Jung, seconded by Commissioner Berkbigler, which motion duly carried with Commissioner Herman absent, it was ordered that Agenda Item 26 be adopted and approved.

17-0432 **AGENDA ITEM 27** Discussion and possible action on the County Manager's recommended Capital Improvements Plan for Fiscal Years 2018-2022. This item may be continued to May 30, 2017 at 10:00 AM. Manager. (All Commission Districts).

Budget Manager Mark Mathers conducted a PowerPoint presentation which was placed on file with the Clerk. He stated the Capital Improvement Program (CIP) was a five-year plan for maintenance, repair, rehabilitation, and expansion of the County's infrastructure. He noted departments made requests, primarily the Community Services and Tech Services departments, which were then reviewed and prioritized by a CIP committee. The committee made the recommendations that were being presented to the Board. He praised the \$2.7 million increase in available funds from Fiscal Year (FY) 2017 to FY 2018. He highlighted some of the projects that were planned for FY 2018, such as parks projects, library renovation, voting machine replacement, and repairs to County facilities. He mentioned in addition to the two library projects planned for FY 2018, there were two slated for FY 2019.

When asked by Commissioner Hartung whether the new roof on buildings C and D in the Administrative Complex would take care of the Assessor's issues, Mr. Mathers noted it would. Commissioner Hartung inquired whether there was enough demand at the downtown library or if the space would better be used for continued revitalization of the downtown area. He claimed as the building aged it became more expensive to maintain and they could use the saved money to enhance other County libraries. Chair Lucey said they could revisit that discussion at another point and recalled seeing it was the second-most popular library in the County next to the Sierra View Library. Commissioner Jung said it was the Library Board's decision where to place libraries and how much funding to allocate for each. She alleged the Library Board had no money to consider a new location and, unless the County raised the government services tax, it could be a long time before the Library CIP could realistically fund a move.

Chair Lucey stated the County had challenges with assets that were aging and he had directed the County Manager to review assets within the County for the

possible repurposing of buildings or consolidating of services into fewer buildings. He suggested prioritizing the repairs to the District Court Building above the proposed parks expansion and the North Valleys Library repair; foundation services should come before ancillary services.

On motion by Commissioner Berkgigler, seconded by Commissioner Jung, which motion duly carried with Commissioner Herman absent, it was ordered that Agenda Item 27 be approved and adopted.

Chair Lucey closed the public hearing.

17-0433 **AGENDA ITEM 7** Recommendation to: 1) award a bid and approve the Agreement to the lowest responsive, responsible bidder for the WCSS Visitation Center Renovation Project, [staff recommends Reyman Brothers Construction, Inc., in the amount of \$1,100,000.00]; and if approved, 2) Recommendation to approve interfund appropriation transfers to track certain grant and capital funds; and, 3) direct the Comptroller's Office to make the appropriate appropriation transfers (net impact to County Budget is zero). Community Services. (Commission District 4.)

On the call for public comment, Cathy Brandhorst was called but she was not present to speak.

On motion by Commissioner Jung, seconded by Commissioner Berkgigler, which motion duly carried with Commissioner Herman being absent, it was ordered that Agenda Item 7 be awarded, approved, and directed.

17-0434 **AGENDA ITEM 14** Recommendation to approve Amendment No. 1 to the Contract for Health Care Services for Washoe County Detention Facility between Washoe County and NaphCare, Inc. for Detention Inmate Medical Services for the period of June 1, 2017 through May 31, 2018 for [\$6,825,807.12] based on a monthly average daily population (ADP) of 1,200 inmates; until a new RFP can be released or the County can join an existing contract if applicable. Sheriff. (All Commission Districts.)

Commissioner Berkgigler asked that the Sheriff provide the Board with a monthly status report of what was happening at the jail along with a report about the healthcare of the inmates. She recognized that request might have to come back at another time.

There was no public comment on this item.

On motion by Commissioner Berkgigler, seconded by Commissioner Hartung, which motion duly carried with Commissioner Herman absent, it was ordered that Agenda Item 14 be approved.

17-0435 **AGENDA ITEM 16** Discussion and possible direction on the contract and services currently provided by ATB Services, LLC, a Colorado limited liability company that administers the Alarm Registration and False Alarm Ordinance (Washoe County Code, Chapter 54), to ensure ATB Services is meeting the terms of the contracted services agreement with Washoe County Sheriff. (All Commission Districts.)

Chief Deputy Russell Pedersen with the Sheriff's Office (SO) recalled in 2009 the Board of County Commissioners gave the SO approval to privatize and become more efficient. The alarm ordinance passed in 2009 and was amended in 2010 and 2012. The company used, ATB Services, LLC (ATB), was used by the Cities of Reno and Sparks, though different online services were available to them than to the County. He admitted there were problems with billing and about two dozen homeowners received late payment notices without ever having received initial invoices. He stated more than 1,000 people were registered and guessed more than just two dozen received late notices and simply paid them without question. He said there was not a company based in Nevada that did this type of work since it was not a large money-making venture. He noted the company received between \$90,000 and \$110,000 for their services while the County received between \$120,000 and \$140,000 from registration fees and false alarm fees, which went into to the general fund to offset the SO's costs.

Commissioner Hartung asked how many late notices were mailed out, which the SO representatives determined to be 167. Commissioner Hartung reported he received one, and when he contacted ATB they told him to contact the SO about billing issues. He asked if the SO received a portion of the late fees, to which Chief Deputy Pedersen replied of the \$25 that was paid for each late fee, \$7 or \$8 went to ATB while the remainder went to the general fund. Commissioner Hartung noted the last time he had talked to Chief Deputy Pedersen that information was not known.

Commissioner Hartung expressed concern that ATB's reasons for not delivering the alarm invoices were inconsistent. He requested having a representative from ATB come before the Board to give a full accounting of the numbers. He alleged there was no reason ATB should generate late fees when initial bills were not sent out. Chief Deputy Pedersen explained the Board had the ability to call ATB before them to explain their mailing and registration processes. He mentioned ATB was working on a new online registration platform to make the process more convenient for homeowners. He was unsure why the platform Sparks used was not available to the County but he indicated Lieutenant Sandra Barboza was trying to obtain the timeframe for ATB's new online portal. Commissioner Hartung described one constituent's situation where his check was never cashed. Chief Deputy Pedersen echoed challenges heard from other citizens about the late fees, but noted Lieutenant Barboza also heard complaints about high credit card and false alarm fees. She tried to separate legitimate late fee concerns from complaints by residents who simply did not like paying any fees.

Commissioner Hartung expressed frustration that the service was subcontracted out to another state and the company's fees did not stay in Nevada. He suggested ATB could force a paperless billing system which would clarify when bills were generated. He asked whether the SO was informed of ATB's system glitch when mailing out the late notices. Chief Deputy Pedersen said historically they were not aware of a problem until they began receiving phone calls from constituents. He expressed doubt that so many unreceived letters could all be the fault of weather or the postal service.

There was a discussion between Chair Lucey and Chief Deputy Pedersen about the details of the agreement. The contract automatically renewed every two years and the SO was receiving fees from 7,100 residents. Of these funds, ATB received roughly \$90,000 and the County received around \$120,000 annually. If there was a false alarm that required a response, the SO's portion of the fee went into the general fund with no specific purpose pursuant to a Commissioner-driven Code that could be changed at any time. Chair Lucey asked if the \$120,000 in revenue was worth pursuing given the SO's budget of \$90mm, to which Deputy Chief Pedersen replied the number of false alarms was diminishing and the money collected by the County paid for the SO's response time for false alarms.

Chair Lucey asked if the SO had the capacity to handle ATB's services in-house, noting a local person could be employed with the \$90,000 normally paid to ATB. Chief Deputy Pedersen responded that was a question for collections, but he acknowledged Douglas County paid a full-time employee to handle their County's alarms, though they were fewer in number than Washoe County's 7,100. He imagined one full-time employee could handle the task for Washoe County and guessed any savings from moving to in-house collections would be slight.

Commissioner Jung said the ordinance was implemented during the recession when people were asking for government to run more like a business. She did not support hiring someone to administer home alarms and suggested citizens should upgrade to home alarm apps that were available. She suggested Commissioner Hartung arrange a meeting with ATB since it should not be another responsibility of the SO.

Commissioner Hartung asked how many false alarms required deputies to arrive on the scene and Chief Deputy Pedersen responded only six of the 1,000 alarms to which the SO responded were victims of a crime. He indicated whether or not the Board got rid of the ordinance, the Sheriff would have to determine from a community standpoint if the SO would respond to false alarms. Commissioner Hartung asked how the SO could tell whether an alarm was false before arriving. Deputy Chief Pedersen replied sometimes either the alarm company monitoring the alarm or the homeowner cancelled the call before the SO arrived. He estimated between 300 or 400 alarms were cancelled before the SO arrived on scene. When asked whether the revenue from the service covered the cost of false alarm responses, Chief Deputy Pedersen false alarms averaged 45 minutes of response time and cost a total of around \$50,000.

Commissioner Hartung expressed the desire to meet with ATB. He suggested paying the Douglas County employee to handle Washoe County's alarm systems, thus keeping the money in the state. He asked that ATB present before the County between June 18 and June 30. Mr. Slaughter asked that a representative from the Manager's Office, a representative of the SO, and Commissioner Hartung meet with ATB and return to the Board with recommendations.

There was no public comment on this item.

On motion by Commissioner Lucey, seconded by Commissioner Jung, which motion duly carried with Commissioner Herman absent, it was ordered that a member of the SO, a member of Manager's Office, and Commissioner Hartung meet with ATB at the earliest convenience to discuss options for the false alarms ordinance.

17-0436 **AGENDA ITEM 21** For possible action and discussion to direct the County Manager to utilize two or more hours of staff time by authorizing Commissioner Vaughn Hartung to work directly with Community Services Department staff to review and propose changes to the Washoe County Code Chapter 110-Development Code, Community Services. (All Commission Districts.)

Commissioner Berkbigler supported the agenda item but recognized there were restrictions preventing Commissioners from participating in certain meetings because of potential conflicts of interest. She desired to find a way to allow Commissioner Hartung to do this without being put in a position of conflict. Chair Lucey agreed but acknowledged there were challenges with Chapter 110 of the Development Code to which Commissioner Hartung could bring his attention to detail and political wherewithal. He expressed trepidation about compromising the ability of the Board to remain unbiased if a Commissioner participated in private discussions. During Chair Lucey's tenure the Board provided direction and insight but was not truly involved in specific processes. He noted no Board members were professional developers but they had knowledge of their constituent bases and their communities. He felt a situation could be worked out where a Commissioner merely assessed ordinances and acted as a liaison to the Board, but he stressed they should not attend pre-development meetings or meetings with the potential for appeal. Additionally, a Commissioner could not be present at meetings relevant to a specific project.

Commissioner Hartung stated he had no desire to be a part of all meetings and he had only attended one pre-development meeting when invited specifically by the applicant. He emphasized the purpose of the item would be to understand all potential future projects and issues. He provided an example of the annexation of 80 acres north of Rhodes Road and felt if the Commissioners had knowledge of that they could have adjusted their direction to entice developers to stay in the County. He felt there was room within Chapter 110 to streamline the process, which could help the County become more competitive with Storey County. He indicated moving from a one-map to a two-map system was a positive streamlining move since new projects required a master plan

amendment. His plan would be to meet monthly and keep an eye on upcoming projects and potentially contentious issues. Then with a change of direction the Board could avoid having to affect the entire County for specific applicants.

Commissioner Berkbigler opined that Division Director of Planning and Development Moira Hauenstein had the job of helping applicants through the system to function in a timely manner. She felt Commissioner Hartung could better serve the Board by reviewing Chapter 110 for potential changes as the Board created the new master plan with the governing board, especially since he sat on the governing board.

When asked for an opinion by Chair Lucey, Deputy District Attorney Paul Lipparelli noted it would be a problem if a Commissioner became involved with matters the Board could hear in its quasi-judicial function, such as appeals and approvals of permits. He stated legislative matters were not subject to the same restrictions and any Commissioner could gather information from the community to make policy decisions. He said there would be no problem with a Commissioner working on Chapter 110 of the Development Code but affirmed a specific Commissioner could not be involved in meetings regarding specific requests to amend the Code.

Chair Lucey asked for Community Services Division (CSD) Director Dave Solaro's opinion on Commissioner Hartung's position. Mr. Solaro stated when they hired a business facilitator, they reached out to the development community to discuss the County's codes because it was the Board's direction to streamline the process to get development started. He felt the Code was rigid and there were reasons why policies were put in place, but there were instances where staff's options were not enough to resolve an issue. He envisioned Commissioner Hartung reviewing the Code to try to build flexibility from a policy-level standpoint. He offered the example of zeroscape and indicated that, while there were provisions about zeroscape in the Code, there could be an opportunity to enhance the Code verbiage to allow further zeroscaping. He conceded there could be ramifications from any one change to the Code but felt Commissioner Hartung's understanding of the interconnectedness of the various regional plans could help guide CSD through policy-level discussions. He indicated staff would have strict instructions as to which projects to discuss with Commissioner Hartung, and they would create a dashboard of projects being submitted so the whole Board could see what was in the pipeline. He felt the combination of the two would help the Board make decisions.

Commissioner Hartung stated having a dashboard with six months' of applications for development would prepare the Commissioners to handle those requests. He reiterated the proposal was for long-range understanding so staff knew where the Board stood on certain issues. He indicated he would seek direction from the Board about ways to streamline processes, such as an easier approval process for developers with an established history of building quality projects. Chair Lucey agreed but stressed Mr. Lipparelli's point about maintaining the separation between the Board's quasi-judicial role and its legislative role. He stated everyone was in agreement about that.

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Berkbigler, which motion duly carried with Commissioner Herman absent, it was ordered that Agenda Item 21 be approved.

PUBLIC HEARING

17-0437 **AGENDA ITEM 25** Public Hearing: For possible action to approve an Outdoor Festival business license application (pursuant to Washoe County Code Chapter 25 and related provisions) and associated license conditions submitted by Bryce Leon on behalf of the Reno-Tahoe Open Foundation for the Barracuda Championship 2017 golf tournament, scheduled to be held from July 31 through August 6, 2017 at the Montreux Golf and Country Club in Reno (APNs 148-010-25, 50, 55, and 56; 148-061-65; 148-100-02; 148-140-11; and, 148-222-22). Tournament parking within the Montreux Golf and Country Club is at the Montreux Golf and Country Club clubhouse, 18077 Bordeaux Drive (APN 148-010-50), and on Lausanne Drive (APNs 148-050-02; 148-082-16; 17, and 18; and, 148-092-12). Off-site public parking will be located at Galena High School, 3600 Butch Cassidy Drive (APN 144-010-01); and, at South Reno United Methodist Church, 200 DeSpain Lane (APN 049-440-18). Off-site tournament volunteer parking will be located at the UNR Redfield Campus, 18600 Wedge Parkway (APN 144-070-21). Event set-up is proposed from June 26, 2017 to July 30, 2017 from 6 am to 8 pm daily. The golf tournament will occur from July 31, 2017 to August 6, 2017 from 5 am to 9 pm daily. Event take-down and dismantle is proposed to occur from August 7, 2017 to August 18, 2017 from 6:30 am to 8 pm daily. Event organizers estimate that between 45,000 and 50,000 participants and spectators will take part in the event for the week. The approximate maximum attendance on any one day of the tournament is 10,000 people. If approved, authorize the Director of the Planning & Development Division, Community Services Department to issue the license when all pre-event conditions have been met. Community Services. (Commission District 2.)

The Chair opened the public hearing by calling on anyone wishing to speak for or against approval of Agenda Item 25. There being no response, the hearing was closed.

On motion by Commissioner Hartung, seconded by Commissioner Berkbigler, which motion duly carried with Commissioner Herman absent, it was ordered that Agenda Item 25 be approved.

17-0438 **AGENDA ITEM 22** Discussion and direction to staff regarding legislation or legislative issues proposed by legislators, by Washoe County, Truckee Meadows Fire Protection District, 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 and Truckee Meadows Fire Protection District. Manager. (All Commission Districts.)

Al Rogers, Office of the County Manager, stated the legislative session was almost complete and there was no movement on the four bills the County supported. He noted there was another deadline Friday May 26 before the final week of legislation. He stressed there were no bills to take a position on; rather there was simply discussion in committees about certain bills. County Clerk Nancy Parent requested a copy of the dashboard for the record.

Commissioner Jung requested the Board no longer remain neutral on Assembly Bill (AB) 379 that would allow areas to enact a special General Improvement District (GID) that dealt only with parks and recreation. She hoped the bill would facilitate the Cities of Reno and Sparks along with Washoe County approving a linear river project. She noted the GIDs would only be enacted if the majority of people voted to an additional tax. She acknowledged the option to create a GID might not be used for decades but felt it should be available; the Regional Parks and Open Space Commission endorsed the bill. Commissioner Berkbigler noted there was language the County had not been comfortable with and wanted to make sure Legislative Liaison Jamie Rodriguez and staff were comfortable with the language before endorsing the bill. Commissioner Jung recommended any issues with language should be brought to herself and the Chair of the Regional Parks and Open Space. She mentioned new voters with different expectations were coming to the County. Many employers looked for quality of life when considering areas to locate their businesses and she felt parks helped improve quality of life.

When asked by Chair Lucey, Mr. Rogers indicated the bill was enabling legislation. He reiterated Commissioner Berkbigler's concern that there were issues with the language in the bill and their position had been to remain neutral until seeing different language. Mr. Slaughter added they worked with the sponsors of the bill and from his standpoint the current iteration of the bill was one with which he was comfortable. He said it was up to the Board if they wanted to move from a neutral position to one of support.

Commissioner Berkbigler asked about a provision that would allow any entity that set up a GID that bordered another entity's land to tax the other's residents. Deputy District Attorney Paul Lipparelli responded he provided input to Ms. Rodriguez who communicated with Assemblywoman Amber Joyner to revise the language so a tax could only be imposed within the boundaries of the established District. He explained people in any part of a county could form a parks district which would operate like a mini-government and collect taxes. He said if the Board felt the policy was good, they should support the bill, but otherwise not.

Chair Lucey inquired which governing body would approve any proposed GIDs. Mr. Lipparelli said if the proposed parks district was completely within a city's boundaries, then that city's council would approve or deny it. After creation, there would be a process for a governing body to evolve within the new district. He added if the proposed district spanned city and county boundaries, a series of approvals would be necessary. He stressed the bill added language to protect against the concern that a district could form with only a few citizens pushing the idea forward. The new language stated the presentation of a petition by a group of property owners did not obligate an elected governing board to create the district. Chair Lucey reiterated the bill was simply enabling and it would still take action from a governing board to create the GID. Mr. Lipparelli affirmed Chair Lucey's statements and clarified the district would technically be a parks district, not a GID.

Chair Lucey asked about the fiscal impact on the County to provide oversight to the various parks departments. Mr. Rogers repeated Mr. Lipparelli's point that once a parks district was authorized, a governing structure would be put in place. A key component of that would be the creation of an action plan. It was not yet possible to determine the fiscal impact of that to local governments. Commissioner Jung argued it could be a bonus since the County could concentrate its efforts on its mandated services and let another body use its funds to improve parks and recreation. She provided the example of an event at Mayberry Park that had no permanent bathrooms or drinking fountains available for its guests. She stated with the financial constraints on the County, citizen activists felt they could take the burden off local government.

Chair Lucey cited a recent community survey that showed citizens' desire for an improvement to the quality of life, but expressed concern about the unrealized impacts on the County.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried with Commissioner Herman absent, it was ordered that the County's position on AB379 move from 'watch' to 'support'.

Mr. Rogers stated there would be no more updates while the legislative session was active and said any questions could be addressed to the County Manager, himself, or Ms. Rodriguez. Chair Lucey requested a final report of bills that passed and the potential impacts of those bills.

There was no public comment on this item.

17-0439 **AGENDA ITEM 28** Public Comment.

Cathy Brandhorst was called but was not present to speak.

17-0440 AGENDA ITEM 29 Announcements/Reports.

Commissioner Jung requested a list from the property management staff of all available parcels and vacant buildings the County owned. She thought these could be considered for non-profit organizations or affordable housing developments. County Manager John Slaughter noted he would attend the 26th Annual Salute to Women of Achievement Luncheon to honor Chief Deputy District Attorney Susan Hallahan and Assistant Director of Human Resources Patricia Knight. Chair Lucey pointed out Commissioner Berkgigler was a past recipient of that award. He indicated the City of Reno had asked about parking spots in the County's parking garage off Center Street and wondered if the County had responded. Mr. Slaughter announced he would follow up with the City Manager.

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3:24 p.m. There being no further business to discuss, the meeting was adjourned without objection.

BOB LUCEY, Chair
Washoe County Commission

ATTEST:

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

Minutes Prepared by:
Derek Sonderfan, Deputy County Clerk