

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

TUESDAY

10:00 A.M.

SEPTEMBER 10, 2019

PRESENT:

Vaughn Hartung, Chair
Marsha Berkbigler, Commissioner
Kitty Jung, Commissioner

Derek Sonderfan, Deputy County Clerk
Dave Solaro, Interim County Manager
Paul Lipparelli, Assistant District Attorney

ABSENT:

Bob Lucey, Vice Chair
Jeanne Herman, Commissioner

The Washoe County Board of Commissioners convened at 10:00 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:

Chair Hartung mentioned the following day was the 18th anniversary of 9/11. He noted nearly 10,000 people, including first responders, had been diagnosed with cancer because they were at the World Trade Center that day. He called for a moment of silence for 9/11 first responders. There followed a moment of silence.

19-0682 **AGENDA ITEM 3** Public Comment.

Ms. Tammy Holt-Still stated she had requested a certified copy of the water testing results discussed by Director of Engineering and Capital Projects Dwayne Smith during his testimony on August 28 and she had not yet received the results; she received a website link instead. She said she was told the contract for North Valleys Investment Group to pump class C effluent from Swan Lake onto other properties had not been completed but she observed water was pumped and had breached the fence onto private property. She noted the Nevada Administrative Code indicated class C effluent needed a 100-foot buffer zone. She expressed concern about the lack of a buffer zone, effluent signs, and barriers. She displayed images and documents, copies of which were placed on file with the Clerk.

Mr. Charles R. Stockford thanked the Board for the cleanup work done on Quartz Lane but said only half of the work had been done. He noted dumping had continued after the cleanup work was done. He collected some personal documents which

had been dumped from two households along with other garbage. He turned the documents into the Sheriff's Office but he had not received a response and the garbage had not been cleaned up. He mentioned several people lived in vehicles on the upper part of Quartz Lane and he requested the issue of Quartz Lane be re-addressed.

Mr. J.D. Klippenstein, Executive Director of Acting in Community Together in Northern Nevada, asked others in support of Washoe County's Affordable Housing Trust Fund (AHTF) to stand. He requested the Board fund the AHTF, which was established in March of 2019. He stated supporters of the AHTF were encouraged when the Board established the fund but it would serve no purpose if it was unfunded. He acknowledged the Board was in the process of updating the master plan and identifying funding needs, but he implored the Board to keep the AHTF at the top of their priority list. He stated the Truckee Meadows Regional Planning Agency had recently completed the regional strategy for housing affordability, which identified a gap of 25,000 units for low-income renters. The report indicated the creation and funding of an AHTF was a top policy priority for local elected leaders to pursue to address the housing shortfall. He asserted the affordable housing shortfall was a crisis that demanded a response and believed not supporting solutions for affordable housing would be a failure of leadership.

Mr. Michael Pitkin displayed a list of his 4-year rental history in the City of Reno, a copy of which was placed on file with the Clerk. He highlighted several increases to his Section 8 rent during that time. He asked the Board to use his rental history as an example to create a law which would protect tenants from rent increases. He asked that his documentation be forwarded to the State of Nevada to help create a law to protect tenants. He questioned what incentive people with disabilities had to live in the City of Reno with the current master plan.

Mr. Levi Hooper, an advocate for the homeless, suggested using some tax revenue from the marijuana dispensaries in Reno to fund the AHTF. He commented some veterans he knew suffering from post-traumatic stress disorder used marijuana to replace multiple prescription medications. He thought the City of Reno was smart for allowing access to marijuana through dispensaries but he believed the taxes charged at the dispensaries were high. He estimated 50 to 60 percent of marijuana smokers purchased their product from street dealers instead of dispensaries because of the tax expense. He suggested a cleanup crew be sent to the bridge at Kuenzil Street near Greater Nevada Field because a lot of garbage had piled up.

Mr. Sam Dehne displayed a bookmark about legalizing marijuana, a copy of which was placed on file with the Clerk. He spoke about taxing the rich, affordable housing, and the legalization of marijuana in the City of Reno.

Mr. Bill Bonsall spoke about a County jail booking policy, which he opined wasted taxpayer dollars and decreased public safety. He noted the policy had attracted media attention because of arrests made to University of Nevada, Reno athletes. The latest athlete arrested was a softball player who received a \$115 traffic ticket for talking on a cell phone while driving, but she lost the ticket and subsequently failed to

appear in court. When she was pulled over for a registration violation, the City of Reno police officer was required to arrest her. Mr. Bonsall expressed frustration about the time it took the police officers away from patrol, the processing time required by jail staff, and the bad publicity which resulted from minor traffic tickets. He said the policy wasted thousands of taxpayer dollars. He stated the policy in Santa Clara County, where he worked, was for police officers to call and reschedule the missed court date during the traffic stop. He mentioned he had a meeting with Undersheriff Wayne Yarbrough on September 12 to discuss changing the policy and he requested the Board's support.

19-0683 AGENDA ITEM 4 Announcements/Reports.

Interim County Manager Dave Solaro expressed concern about the safety of work crews hired to work in the Swan Lake area. He informed the Board that workers were directed to stop working whenever they felt unsafe. He stated safety was important to Washoe County.

Mr. Solaro mentioned the County would evaluate facility plans, master plans, and infrastructure rehabilitation needs, which were necessary for providing services to citizens. He stated the finance team would review possible revenue sources and explore how to use new and existing revenue. Any future discussions related to potential revenue sources for providing necessary services to the community would occur in a public forum.

Commissioner Berkbigler asked staff to work with the Sheriff's Office on the Quartz Lane issue; she said it seemed a waste of time to allow dumping to take place right after it was cleaned up. She expressed concern about the homeless people living in motorhomes on Quartz Lane. She acknowledged the County had homelessness issues but thought it was unsafe for people to live in vehicles. She mentioned she toured the SRENE grow facility in Verdi and encouraged the other Commissioners to take a tour. She said it was a very clean, pharmaceutical-grade facility. She noted they took measures to ensure they grew clean, healthy marijuana that was not compromised by mold or anything that would injure people.

Commissioner Berkbigler expressed concern about the affordable housing issue and said she appreciated the support of citizens present in the Chambers; it was clear the issue would need to be addressed by the Board. She stated the Regional Master Plan (RMP) was almost completed and would likely be presented to the Board in October. The RMP would include information about housing issues. She believed the Affordable Housing Trust Fund (AHTF) needed to be funded but the elected officials from Washoe County and the Cities of Reno and Sparks needed to consider where the money to fund the trust would come from. She emphasized all Commissioners were concerned with ensuring that the AHTF was funded.

Chair Hartung mentioned his mother had been in the hospital for a week. He encouraged her to get well.

CONSENT AGENDA ITEMS – 5A1 THROUGH 5D

- 19-0684** **5A1** Approval of minutes for the Board of County Commissioners' concurrent meeting of August 6, 2019. Clerk. (All Commission Districts.)
- 19-0685** **5A2** Acknowledge the communications and reports received by the Clerk on behalf of the Board of County Commissioners. Clerk. (All Commission Districts.)
- 19-0686** **5B1** Recommendation to approve a resolution endorsing the Vision Zero Truckee Meadows (VZTM) Action Plan and submittal of an application for recognition as a Vision Zero Community. Manager's Office. (All Commission Districts.)
- 19-0687** **5B2** Recommendation to approve Interlocal Cooperative Agreements (ICA) and acceptance of a contribution of [\$2,500.00] from the North Lake Tahoe Fire Protection District (NLTFPD), and [\$2,500] from the Truckee Meadows Fire Protection District (TMFPD) for a Regional Hazard Mitigation Plan (RHMP) and direct the Comptroller's Office to make appropriate budget amendments. Manager's Office. (All Commission Districts.)
- 19-0688** **5C** Recommendation to accept supplemental grant awards from the Nevada Aging and Disability Services Division for the following Older Americans Act Title III Programs: (1) Congregate Meals [\$31,092 ; no additional match] retroactive from July 1, 2019 through September 30, 2019 for Congregate Meals; and (2) Home Delivered Meals [\$39,533; no additional match] retroactive from July 1, 2019 through September 30, 2019 for Home Delivered Meals; retroactively authorize the Director of the Human Services Agency to execute the sub-award documents for both awards; and direct the Comptroller to make necessary budget amendments. Human Services Agency. (All Commission Districts.)
- 19-0689** **5D** Recommendation to Acknowledge Receipt of the Report of Sale- July 23, 2019 Delinquent Special Assessment Sale [Sale Proceeds \$0.00]. Treasurer. (Commission District 4.)

Rebecca Kapuler, Planner for the Regional Transportation Commission (RTC), conducted a PowerPoint presentation, a copy of which was placed on file with the Clerk. She reviewed slides with the following titles: Vision Zero Truckee Meadows (2 slides); Zero Pedestrian Fatalities by 2030; Action Plan Goals; What's the Goal at Your House?; What's Next?; and Vision Zero in Nevada.

Ms. Kapuler said Vision Zero Truckee Meadows was a task force formed after a community pedestrian safety workshop at the 2017 Nevada Traffic Safety Summit. She noted approximately 15 agencies had joined the task force. The task force

action plan was developed from incident trends which took place between January 1, 2011 and December 31, 2017 in several areas in the region. She mentioned the action plan was available on the task force website at www.visionzerotruckeemeadows.com.

Ms. Kapuler stated the philosophy behind Vision Zero was that every crash was preventable and presented a learning opportunity. She explained the first component of the action plan was programmatic; it focused on learning from serious crashes and fatalities how they could be prevented. The second component involved reviewing street design and infrastructure to identify areas that needed improvement. To that end, task force staff spoke to over 550 pedestrians and conducted over 1,000 online driver surveys in November 2018. The results demonstrated an incongruity between how pedestrians and drivers perceived nighttime lighting on roads and intersections. Pedestrians believed they crossed at well-lit intersections and followed rules of the road while 78 percent of drivers indicated they could not see pedestrians at night. The study results prompted the task force to add a lighting study to the action plan. The third action plan component involved establishing pedestrian safety zones (PSZs) which had been approved during a previous legislative session. She clarified PSZs would carry fines similar to those of work zones. The task force would review crash trends with all local jurisdictions, law enforcement, and first responders to establish PSZs.

Ms. Kapuler indicated pedestrians were the top priority for the Vision Zero task force because accident data from 2013 through 2017 showed 24 percent of pedestrians involved in road accidents were killed or seriously injured; roads which were made safer for pedestrians would be safer for all road users. She reviewed the Resolutions passed by other jurisdictions and stated the Washoe County Resolution would be the final one before an application was submitted to the Vision Zero Network to make Washoe County the first Vision Zero Community in the State of Nevada. The goal was to get the Vision Zero Community Award before the 2019 Nevada Traffic Safety Summit, which would take place in October in the City of Sparks. She said the Commissioners would be invited to the Safety Summit where the award would be announced.

Chair Hartung thanked Ms. Kapuler for the presentation. He mentioned there was a recent fatality on Sun Valley Boulevard, so he was thrilled the RTC was addressing the issue.

Ms. Kapuler said the RTC was making plans for the time change, which would take place on November 3. She mentioned the RTC worked in partnership with the Nevada Department of Transportation (NDOT). NDOT provided the RTC with more than 4,000 reflective backpacks the prior year, which they distributed throughout the community, primarily to seniors and people in transition who were commonly involved in accidents. She said the RTC would continue that outreach.

There was no public comment on the Consent Agenda Items listed above.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried on a 3-0 vote with Vice Chair Lucey and Commissioner Herman absent, it was ordered that Consent Agenda Items 5A1 through 5D be approved. Any and all Resolutions or Interlocal Agreements pertinent to Consent Agenda Items 5A1 through 5D are attached hereto and made a part of the minutes thereof.

BLOCK VOTE – 6 THROUGH 10

19-0690 **AGENDA ITEM 6** Recommendation to approve a request and initiate proceedings to amend Washoe County Code (Chapter 65) to include the Washoe County School District and the Washoe County Department of Alternative Sentencing as eligible agencies for funding related to portable event recording devices and vehicular event recording devices in accordance with Senate Bill 89 from the 80th Legislative Session; to clarify the powers and duties of the 911 Emergency Response Advisory Committee; and to amend provisions relating to the advisory committee membership, the terms of appointment and the quorum provisions; and direct the County Clerk to submit the request to the District Attorney's Office for preparation of a proposed ordinance pursuant to Washoe County Code section 2.030 and 2.040. Manager's Office. (All Commission Districts.).

There was no response to the call for public comment.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried on a 3-0 vote with Vice Chair Lucey and Commissioner Herman absent, it was ordered that Agenda Item 6 be approved, initiated, and directed.

19-0691 **AGENDA ITEM 7** Recommendation to approve the Blackstone Estates Park Agreement between Washoe County and JC Blackstone, LLC for use of Residential Construction Tax funds [not to exceed \$280,000] to build the Blackstone Estates Park. Community Services. (Commission District 4.).

There was no response to the call for public comment.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried on a 3-0 vote with Vice Chair Lucey and Commissioner Herman absent, it was ordered that Agenda Item 7 be approved.

19-0692 **AGENDA ITEM 8** Recommendation to award a bid and approve the Agreement to the lowest responsive, responsible bidder for the Mustang Road Improvement Project, PWP-WA-2018-191 [staff recommends Sierra Nevada Construction in the amount of \$359,007]. Community Services. (Commission District 4.).

There was no response to the call for public comment.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried on a 3-0 vote with Vice Chair Lucey and Commissioner Herman absent, it was ordered that Agenda Item 8 be awarded and approved.

19-0693 **AGENDA ITEM 9** Recommendation to award Request for Proposal (RFP) #3087-19 for Operator of Women’s and Families Supportive Community on and off of the campus of Northern Nevada Adult Mental Health Services (NNAMHS) to Alta Vista Mental Health, LLC., for the term of nine (9) months commencing October 1, 2019 to June 30, 2020 with the provision for four (4), one (1) year renewals, in an amount not to exceed [\$391,233.15] for the first nine months and an amount not to exceed [\$521,644.20] annually; and if approved authorize the Purchasing and Contract Manager to execute the Agreement. Human Services Agency. (All Commission Districts.).

There was no response to the call for public comment.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried on a 3-0 vote with Vice Chair Lucey and Commissioner Herman absent, it was ordered that Agenda Item 9 be awarded and authorized.

19-0694 **AGENDA ITEM 10** Recommendation to award of Request for Proposal (RFP) #3089-19 to Valley Services, Inc. in support of the Washoe County Human Services Agency Senior Nutrition Program, including congregate and Meals on Wheels services, for the period of October 1, 2019 to September 30, 2020 with the provision for four (4), one (1) year renewals, in an amount not to exceed [\$1,387,604] annually; and if approved authorize the Purchasing and Contract Manager to execute the Agreement. Human Services Agency. (All Commission Districts.).

There was no response to the call for public comment.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried on a 3-0 vote with Vice Chair Lucey and Commissioner Herman absent, it was ordered that Agenda Item 10 be awarded and authorized.

19-0695 **AGENDA ITEM 11** Public Hearing: Second reading and adoption of an ordinance amending the Washoe County Code at Chapter 110 (Development Code), within Article 410, Parking and Loading Table 110.410.10.3, Off-Street Parking Space Requirements (Commercial Use Types), to reduce the requirement for one parking space per storage unit to one parking space per 2,000 square feet of building footprint; and for other matters necessarily connected therewith and pertaining thereto. Community Services. (All Commission Districts.).

Derek Sonderfan, Deputy County Clerk, read the title for Ordinance No. 1642, Bill No. 1829.

The Chair opened the public hearing by calling on anyone wishing to speak for or against adoption of said ordinance. There being no response, the hearing was closed.

On motion by Commissioner Jung, seconded by Commissioner Berkbigler, which motion duly carried on a 3-0 vote with Vice Chair Lucey and Commissioner Herman absent, it was ordered that Ordinance No. 1642, Bill No. 1829, be adopted, approved, and published in accordance with NRS 244.100.

19-0696 **AGENDA ITEM 12** Possible Closed Session for the purpose of discussing labor negotiations with Washoe County and Truckee Meadows Fire Protection District per NRS 288.220.

Interim County Manager Dave Solaro indicated a closed session was not needed.

19-0697 **AGENDA ITEM 13** Public Comment.

There was no response to the call for public comment.

Derek Sonderfan, Deputy County Clerk, placed email correspondence from Annemarie Grant on the record.

19-0698 **AGENDA ITEM 14** Announcements/Reports.

There were no announcements or reports.

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10:43 a.m. There being no further business to discuss, the meeting was adjourned without objection.

VAUGHN HARTUNG, Chair
Washoe County Commission

ATTEST:

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

Minutes Prepared by:
Carolina Stickle, Deputy County Clerk