

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY 9:00 A.M. FEBRUARY 21, 1995

PRESENT:

Jim Shaw, Chairman
Steve Bradhurst, Vice Chairman
Joanne Bond, Commissioner
Mike Mouliot, Commissioner
Grant Sims, Commissioner

Judi Bailey, County Clerk
John MacIntyre, County Manager
Madelyn Shipman, Legal Counsel

The Board met in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 E. 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:

AGENDA

In accordance with the Open Meeting Law, on motion by Commissioner Bond, seconded by Commissioner Sims, which motion duly carried, Chairman Shaw ordered that the agenda for the February 21, 1995, meeting be approved.

MINUTES

On motion by Commissioner Bond, seconded by Commissioner Bradhurst, which motion duly carried, Chairman Shaw ordered that the minutes of the regular meeting of January 24, 1995, be approved.

PUBLIC COMMENTS

There was no response to the call for public comments.

95-100 SEXUAL ASSAULT - MEDICAL CARE - PAYMENT

Pursuant to NRS 217.280 - 217.350, on motion by Commissioner Bradhurst, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that payments with funds from the District Attorney's Account designated Sexual Assault Victims Expenses be authorized for initial emergency medical care and follow-up medical or psychological treatment for 16 sexual assault victims in an amount totaling \$4,071.18 as set forth in a memorandum from Vickie Wedow, Administrative Assistant, District Attorney's Office, dated February 8, 1995, and placed on file with the Clerk.

95-101 SETTLEMENT OF LAWSUIT - MOULDEN v. COUNTY CASE NO. CV94-00944 - #SC-502

County Manager John MacIntyre reviewed background information of the incident resulting in this lawsuit and explained what precautions have been taken to insure that a similar incident cannot occur.

Upon recommendation of Raymond Sibley, Risk Manager, on motion by Commissioner Bradhurst, seconded by Commissioner Bond, which motion duly carried, it was ordered that settlement of the lawsuit entitled Moulden v. County, Case No. CV94-00944 (#SC-502), in the amount of \$40,000.00, be approved.

Upon recommendation of Jerry McKnight, Budget Coordinator, on motion by Commissioner Bradhurst, seconded by Commissioner Bond, which motion duly carried, it was ordered that the following resolution be adopted and that the Chairman be authorized to execute on behalf of Washoe County:

A RESOLUTION AUTHORIZING INTERFUND LOAN GENERAL FUND (001) TO EQUIPMENT SERVICES FUND (069)

WHEREAS, the General Fund of the County (Fund 001) has sufficient cash resources to finance a short-term interfund loan in an amount not to exceed \$1,700,000; and

WHEREAS, the Equipment Services Fund (Fund 069) was established to account for the acquisition and maintenance of vehicles and equipment for Washoe County; and

WHEREAS, the Equipment Services Fund is in need of a short-term cash loan to cover interim financing requirements associated with the acquisition of replacement capital equipment and capital items approved in the budget; and

WHEREAS, the Equipment Services Fund will generate \$1,058,634 upon the return of equipment being replaced by this award with sufficient cash being generated from operations during the 95/96 fiscal year to repay the balance of the short-term loan.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE IN THE STATE OF NEVADA:

Section 1. The County Comptroller is hereby directed to transfer, in amounts as needed, up to \$1,700,000 from the General Fund (001) to the Equipment Services Fund (069) to cover cash needs.

Section 2. The cash interfund transaction for this loan is as follows:

		Amount	
General Fund		Debit	Credit
Due from Equip.Svc.Fund	(# 001-0000-1369)	\$1,700,000.00	
Cash	(# 001-0000-1001)		\$1,700,000.00
Equipment Services Fund			
Cash	(# 069-0000-1001)	\$1,700,000.00	
Due to General Fund	(# 069-0000-2601)		\$1,700,000.00

Section 3. There is adequate appropriation authority within the Equipment Services Fund and no expenditure augmentations are recommended at this time.

Section 4. The term of this interfund loan shall be twelve calendar months, commencing on February 14, 1995, to be repaid within that term.

Section 5. There shall be no interest on this interfund loan.

Section 6. This resolution shall be effective on passage and approval.

Section 7. The County Clerk is hereby directed to distribute copies of the Resolution to the Department of Taxation, the Comptroller and the Finance Division within 30 days.

95-103 LEGISLATIVE UPDATE

Mary Henderson, Government Affairs Director, was present to update the Board regarding activities of the 1995 legislative session. She stated that the Senate Government Affairs Committee will be considering Senate Bill No. 84, the NACO proposals regarding increases in elected officials salaries, on February 22nd; that the Chairman of the committee has requested confirmation from the Board that they understand the fiscal impact this would have on the County and that they concur with the recommendations made by NACO. She explained the proposed salaries for the various positions; stated that the elected officials have not had an increase since 1989; and that in calculating it out for the Sheriff and the District Attorney, the figures are very close to what the CPI has been for the period.

Commissioner Bradhurst stated that he feels the salaries of the Sheriff, the District Attorney, the County Clerk and the other full-time elected officials should be adjusted in accordance with the CPI; but that the Commissioners should not be in a position of setting their own salaries; that he would favor the Commissioners receiving whatever increases the Governor has given to the State employees; and that that is what he would want to convey to the committee. He also asked what the County has provided its own workers since 1989 stating that it would be helpful to compare those numbers also.

Commissioner Sims pointed out that the CPI is an index, but that it does not mean that the private sector, the taxpayers, have received increases accordingly; and that that should also be taken into consideration. Commissioner Sims also expressed concern that the other elected officials salaries are entirely set by the State and the Board has no authority to grant increases or establish a "pay-for-performance" system for these individuals.

The Board directed that Ms. Henderson apply the CPI to all of the elected officers salaries to be sure the proposed salaries are within that range and to pull together the other information regarding increases received by the County employees, the State employees and the private sector for the Board to use in drafting a letter to the Senate Government Affairs Committee regarding their support of this legislation.

Ms. Henderson then briefly touched on other legislative business such as the "home rule" legislation proposed by Clark County and distributed a copy of that bill draft as well as the indigent care issue.

95-104 MEMORANDUM OF AGREEMENT - WASHOE COUNTY SIERRA PACIFIC POWER COMPANY - COOPERATIVE WATER PLANNING SINGLE PURVEYOR WATER SYSTEM - PROGRESS REPORT

County Manager John MacIntyre noted that a revised draft Memorandum of Agreement had been distributed to the Board at the Caucus meeting. He also stated that John Hester, Director, Department of Comprehensive Planning, prepared a background report that he wished to go over with the Board.

Mr. Hester went through the report in detail starting with the Memorandum of Understanding between the County, the Cities and Sierra Pacific Power Company, explaining the various objectives and concerns of all the parties involved, the concerns of Sierra Pacific of the possibility of being regulated by a competitor, the need to look at all aspects of water management and planning as one integrated system, and the need to accomplish all of this in the public forum. He explained that the Water Planning Commission, with all the authority of the land use planning commissions, is the beginning of the process where there will be planned conformance and a lot of participation in reviewing water projects.

Mr. Hester stated that another very important issue is the pursuit of a single regional water purveyor and he talked at length of the past negotiations whereby the County considered purchasing the water utility from Sierra Pacific and Sierra Pacific considered purchasing the County water systems, noting that the Board of Directors of Sierra Pacific has now decided they do not want to sell

their water system. He also discussed the studies performed by Resource Management International (RMI) in 1990 and again in 1993 and reviewed in detail the objectives of the studies as well as the resulting alternatives and recommendations that RMI suggested. Mr. Hester also discussed the community meetings that were held during that time to explain the ideas to the people and to obtain public input regarding the proposals. He then answered questions of the Board.

Mike Reed, Sierra Pacific Power Company, advised that their Board of Directors did decide a couple of years ago that they did not want to sell the water utility, and that now, because of their current merger, they are legally prohibited from selling the water system, so that is not an option any longer. He also discussed the public meeting process that occurred in 1993 and stated that, if that is done again, there needs to be a lot more information put together for the people and a much more participatory process than it was back then.

Dave Howard, Chamber of Commerce, stated that the Chamber is very interested in water and water policy in this community and would like to stay informed and be involved in this process.

95-105 AUTHORIZATION TO ADVERTISE FOR BIDS - CONSTRUCTION OF SUN VALLEY PARK, PHASE II - PARKS DEPARTMENT

Upon recommendation of Gene Sullivan, Parks and Recreation Director, on motion by Commissioner Bradhurst, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that the Public Works Department be authorized to advertise for bids for the construction of Sun Valley Recreation Center, Phase II.

95-106 ADDITIONAL AWARD OF BID NO. 1779-94 - EMERGENCY CHILD PROTECTIVE SHELTER CARE - SOCIAL SERVICES

It was noted that Bid No. 1779-94 for emergency child protective shelter care was awarded on August 23, 1994, BCC Item No. 94-724; that Koinonia Foster Homes was rejected at that time as they did not have any emergency shelter homes under contract in Washoe County suitable to meet the shelter requirements of the Invitation to Bid; that they have since contracted for suitable shelter facilities; and that Social Services has found it necessary to begin placing children with them in order to keep up with the demand for emergency child protective shelters.

Upon recommendation of John Balentine, Purchasing and Contract Administrator, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that an additional award of Bid No. 1779-94 for Emergency Child Protective Shelter Care on behalf of the Social Services Department be granted to Koinonia Foster Homes at the contract rate of \$40.00 per day per child at an estimated value of \$35,000.00 through June 30, 1995.

It was further ordered that the Purchasing and Contract Administrator be authorized to execute an approximate 6-month agreement with Koinonia Foster Homes, renewable thereafter on a month-to-month basis until Kids Kottage II is open for operation.

95-107 AWARD OF BID - FLEET HEAVY EQUIPMENT - BID NO. 1811-95 - EQUIPMENT SERVICES

This was the time to consider award of bid, Notice to Bidders for receipt of sealed bids having been published in the Reno Gazette- Journal on December 5, 1994, for fleet heavy equipment for the Equipment Services Division of the General Services Department. Proof was made that due and legal Notice to Bidders had been given.

Bids, copies of which were placed on file with the Clerk, were received from the following vendors:

- Cashman Equipment Company, Inc.
- Empire (Weaver) Equipment Company Mecom Distributing LTD
- Rocky Mountain Machinery

Western Power Equipment, Inc., submitted a "No Bid" response. Arnold Machinery Company failed to respond to the invitation to bid.

Commissioner Sims inquired as to whether there is any opportunity to utilize existing equipment effectively or to share resources

with the City of Reno. John Balentine, Purchasing and Contract Administrator, stated that he believes there are joinder provisions in place whereby the County and the City use each other's equipment when it is available.

Upon recommendation of Mr. Balentine, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that Bid No. 1811-95 for fleet heavy equipment comprised of seven articulated motor graders, three front end loaders, and three backhoe loaders for the Equipment Services Division of the General Services Department be awarded to the lowest responsive, responsible bidders, Cashman Equipment Company and Empire (formerly Weaver) Equipment Company as follows:

Cashman Equipment Company:

	Initial Cost	Buy-Back	Total Cost
Item #2 (2) 3-yd front end loaders	\$322,699.90	(\$296,883.90)	\$25,816.00
Item #3 (1) 4-yd front end loader	216,400.85	(199,088.78)	17,312.07
Item #5 (1) backhoe loader	94,939.50	(71,204.63)	23,734.87
			\$66,862.94

Empire Equipment Company:

Item #1 7 articulated motor graders	\$896,574.00	(\$880,824.00)	\$15,750.00
Item #4 2 backhoe loaders	128,534.00	(99,136.00)	29,398.00
			\$45,148.00

It was noted that under the terms of this award, the specified vendors will provide the County with new replacement equipment and warranty all major components thereof for a period of three years; and that at the completion of the three years, said vendors will buy-back the equipment at a guaranteed amount resulting in a net cost to the County of \$112,010.94.

Mike Sullens, Purchasing, advised that this arrangement has worked out well for the past eight years.

95-108 AWARD OF BID - AUTOMOTIVE AND LIGHT TRUCK REPAIR AND MAINTENANCE PARTS AND SUPPLIES - BID NO. 1813-95 - GENERAL SERVICES - JOINDER BID

This was the time to consider award of bid, Notice to Bidders for receipt of sealed bids having been published in the Reno Gazette- Journal on December 26, 1994, for automotive and light truck repair and maintenance parts and supplies for the Equipment Services Division of the General Services Department in joinder with various other agencies.

Proof was made that due and legal Notice to Bidders had been given.

Bids, copies of which were placed on file with the Clerk, were received from the following vendors:

- Allied Automotive
- Plaza Auto Parts

Express Undercar Parts, Kragen Auto Parts, and Mighty Distributing bids were disqualified. Auto Diesel Electric, Parts West, and Red Ball Auto Parts submitted "No Bid" responses. Costco Wholesale Corp., Fleet Parts Inc., Grand Auto Supply, Humbolt Distributing Corp., Jordan's Thermo King Inc., Kar Products Inc., Lawson Products Inc., Tania Picone, Re-Neva Auto Paint, Tifco Industries, and Vessco failed to respond to the invitation to bid.

Upon recommendation of John Balentine, Purchasing and Contract Administrator, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that Bid No. 181395 for automotive and light truck repair

and maintenance parts and supplies for the Equipment Services Division of the General Service Department in joinder with the City of Reno and the Washoe County School District be awarded as follows:

Primary Vendor: Allied Automotive
Secondary Vendor: Plaza Auto Parts

It was noted that discounts, prices and exceptions as stated in the Invitation to Bid #1813-95 shall be honored and adhered to until February 28, 1996, with an option to renew for an additional one-year period through February 28, 1997, provided pricing does not increase through the option year specified.

95-109 AWARD OF BID - LOCAL AREA NETWORK EQUIPMENT - BID NO. 1817-95 M.I.S. DEPARTMENT

This was the time to consider award of bid, Notice to Bidders for receipt of sealed bids having been published in the Reno Gazette- Journal on January 12, 1995, for local area network equipment for the M.I.S. Department. Proof was made that due and legal Notice to Bidders had been given.

Bids, copies of which were placed on file with the Clerk, were received from the following vendors:

- Graybar Electric Co., Inc.
- Cabletron Systems, Inc. (disqualified - late bid)
- Kells Government Micro, Inc. (disqualified - late bid)
- Computerland submitted a "No Bid" response.

Upon recommendation of John Balentine, Purchasing and Contract Administrator, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that Bid No. 181795 for local area network equipment for the M.I.S. Department be awarded to the lowest responsive, responsible bidder, Graybar Electric Co., Inc., in the total amount of \$29,978.00. It was further ordered that this contract remain active throughout the remainder of FY 94/95 in the event that additional equipment may be required provided that pricing does not increase.

95-110 TRAVEL

On motion by Commissioner Bradhurst, seconded by Commissioner Sims, which motion duly carried, Chairman Shaw ordered that the following travel requests and advancement of travel funds be approved:

Name	Department	Destination	Date	Amount
D. Armstrong	Health	Denver, CO	4/23/95 - 4/28/95	\$1,100.00
R. Beebe	Health	Denver, CO	4/23/95 - 4/28/95	1,100.00
M. Fowler	Sheriff	Las Vegas, NV	3/14/95 - 3/17/95	767.00
J. Musick	Sheriff	Charlotte, NC	4/29/95 - 5/04/95	1,105.20
L. Schostag	District Attorney	Las Vegas, NV	3/05/95 - 3/10/95	422.00
L. Schostag	District Attorney	Las Vegas, NV	3/12/95 - 3/16/95	422.00
L. Webb	Sheriff	Los Angeles, CA	3/20/95 - 3/23/95	1,136.00
P. Young	Health	Denver, CO	4/23/95 - 4/28/95	1,100.00

95-111 NEW AND REVISED EMPLOYEE CLASSIFICATIONS PERSONNEL

County Manager John MacIntyre stated that the new sewer worker positions, if approved, will not be filled until the Board has had an opportunity to review the sewer maintenance study prepared by the Finance Division.

Upon recommendation of Joanne Ray, Personnel Division, on motion by Commissioner Bradhurst, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that the following new and revised classifications be approved, in accordance with Section 5.095 of the Washoe County Code, subject to the stated provision above regarding the sewer workers:

New Classifications

Epidemiologist	Code 0648	Grade Y220	(\$35,921.60 - \$47,860.80)
Sewer Systems Worker I	Code 3031	Grade W060	(\$20,966.00 - \$27,684.00)
Sewer Systems Worker II	Code 3032	Grade W100	(\$23,670.00 - \$31,262.00)
Sewer Systems Worker III	Code 3033	Grade W160	(\$26,228.00 - \$34,694.00)

Revised Classifications

Inmate Property/Services Supervisor	Code 2203	Grade Y080	(\$26,686.00 - \$35,526.00)
Background Investigator	Code 2220	Grade W190	(\$29,120.00 - \$38,646.00)

95-112 EMPLOYEE COURSE ENROLLMENTS

Upon recommendation of Joanne Ray, Personnel Division, on motion by Commissioner Bond, seconded by Commissioner Sims, which motion duly carried, Chairman Shaw ordered that the following employees be granted approval to enroll in the following courses at Truckee Meadows Community College or the University of Nevada, Reno, and to seek reimbursement for expenses upon satisfactory completion with a grade of "B" or better.

1. Public Defender's Office: Laura Quiring, Administrative Assistant, and Laurel Cote, Records Supervisor: Two courses each entitled "Introduction to Computer Information Systems" (CIS 201) and "Computer Literacy Software" (CIS 202) at TMCC.
2. Juvenile Services: Suzanne Boyd, Youth Advisor: "Human Development and Family Services" (HDFS 201) at TMCC; and Jeffrey Tomac, Residential Counselor: "Counseling the Culturally Different" (CEP699) and "Special Problems in Counseling" (CEP 751) at UNR.
3. Sheriff's Office: Kathy Zeiser, Principal Clerk, and Debi Williams, Administrative Assistant: "Introduction to Computer Information Systems" (CIS 201) at TMCC; and Debi Williams: "Using Windows" at TMCC.
4. Comprehensive Planning: Kim Carlson, Strategic Planner: "Seminar in Public Policy" (PS 750) at UNR.
5. Development Review: Karin Kremers, Plans/Permits/Applications Aide: "Desktop Publishing I and II" at TMCC.
6. Assessor: Patricia McEwen, Senior Account Clerk, and Irene Gallon, Account Clerk: "Computer Literacy" at TMCC. Judy Ramos, Appraiser Analyst: "Advanced GIS/Environmental Databases" at UNR.
7. Library: Rachel Wallace, Library Assistant II: "Introduction to Educational Research" (CEP 700) at UNR.
8. Collections: Robin Greco and Gwen Remus: "Spanish III" at TMCC.

95-113 ACCEPTANCE OF EQUIPMENT - SHERIFF'S OFFICE

Upon recommendation of Sheriff Richard Kirkland, on motion by Commissioner Mouliot, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that the equipment listed in the Sheriff's memorandum dated February 9, 1995, obtained from the military under the Defense Reutilization Marketing Office be accepted. It was noted that there is no cost for this equipment

that will be used by the Narcotics Unit, Detectives, Patrol Division, Search and Rescue, and SWAT Team.

95-114 RESOLUTION - APPLICATION FOR LAND AND WATER CONSERVATION FUNDS PARKS AND RECREATION DEPARTMENT

Upon recommendation of Gene Sullivan, Parks and Recreation Director, on motion by Commissioner Bradhurst, seconded by Commissioner Bond, which motion duly carried, it was ordered that the following resolution be adopted and that Chairman Shaw be authorized to execute on behalf of Washoe County:

RESOLUTION AUTHORIZING FILING OF APPLICATION FOR LAND AND WATER CONSERVATION FUNDS

WHEREAS, the Federal Land and Water Conservation Fund Act (P.L.88-578) provides financial assistance to the State of Nevada for outdoor recreation purposes, and

WHEREAS, the Washoe County Parks Department desires financial assistance under the Land and Water Conservation Fund Program.

NOW, THEREFORE, BE IT RESOLVED by the Washoe County Board of County Commissioners as follows:

1. That the Board of County Commissioners hereby approve filing an application for Land and Water Conservation Fund financial assistance.
2. That Washoe County Parks Department is hereby authorized and directed to execute and file an application with Nevada Division of State Parks.
3. That Washoe County hereby does agree to finance 100 percent of the project cost, one half of which will be reimbursed.

(Washoe County)	(L.W.C.F.)	(Total Project Cost)
\$26,500.00 +	\$26,500.00 =	\$53,000.00

4. BE IT FURTHER RESOLVED that the Washoe County Board of County Commissioners does hereby appoint Gene Sullivan, Director, as agent of the Washoe County Parks and Recreation Department to conduct all negotiations, execute and submit all documents including applications, agreements, billing statements, and so on which may be necessary for the completion of the above project.

95-115 CORRECTION OF TAX BILLS - 1993, 1994 1995 SECURED ROLL

Upon recommendation of Jean Tacchino, Assistant Chief Deputy Assessor, on motion by Commissioner Sims, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that Roll Change Requests Nos. 148 149, correcting factual errors on tax bills already mailed for the 1995 Secured Roll, No. 141 for the 1994 Secured Roll, and No. 142 for the 1993 Secured Roll be approved for the reasons indicated and mailed to the property owners, a copy of which is on file in the Clerk's office.

95-116 REFUND OF TAXES - CES SCREW MACHINE PRODUCTS

Pursuant to District Attorney Opinion No. 6280 prepared by Jim Barnes, Deputy District Attorney, on motion by Commissioner Bradhurst, seconded by Commissioner Bond, which motion duly carried, it was ordered that the following Resolution be adopted and Chairman Shaw be authorized to execute on behalf of Washoe County:

RESOLUTION -- Directing the County Treasurer to Refund Taxes

WHEREAS, the Board of Commissioners of Washoe County, pursuant to NRS 354.240 has the authority to direct the County Treasurer to refund to an applicant the amount of money paid into the County Treasury in excess of the amount legally payable; and

WHEREAS, CES Screw Machine Products (Taxpayer) made application for the refund of 1993-1994 personal property taxes because, based upon an assessment error, the Assessor's Office double taxed the Taxpayer's property, I.D. #2/559-002; and

WHEREAS, CES Screw Machine Products has overpaid taxes for fiscal year 1993-1994 in the amount of \$626.94; and

WHEREAS, it is the opinion of the Board of Commissioners of Washoe County that the applicant for a refund has just cause for making such application and that the granting of such refund would be equitable.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF WASHOE COUNTY AS FOLLOWS:

1. That the Treasurer of Washoe County be and hereby is authorized and directed to refund to CES Screw Machine Products a total of \$626.94, that amount being the taxes overpaid by CES Screw Machine Products for the tax year 1993-1994 on I.D. #2/559-002.
2. The Treasurer of Washoe County is further directed to debit the account of each governmental entity who has shared in the excess of the taxes collected in error for their pro rata share of the refund.

95-117 REFUND OF TAXES - FLEET CREDIT CORPORATION

Pursuant to District Attorney Opinion No. 6281 prepared by Jim Barnes, Deputy District Attorney, on motion by Commissioner Bradhurst, seconded by Commissioner Bond, which motion duly carried, it was ordered that the following Resolution be adopted and Chairman Shaw be authorized to execute on behalf of Washoe County:

RESOLUTION -- Directing the County Treasurer to Refund Taxes

WHEREAS, the Board of Commissioners of Washoe County, pursuant to NRS 354.240 has the authority to direct the County Treasurer to refund to an applicant the amount of money paid into the County Treasury in excess of the amount legally payable; and

WHEREAS, Fleet Credit Corp. (Taxpayer) made application for the refund of 1992-1993 and 1993-1994 personal property taxes because, based upon the overstating of the reported costs for some of the equipment it leased to another party, Taxpayer overpaid taxes on its property, I.D. #2/190-878; and

WHEREAS, Fleet Credit Corp. has overpaid taxes for fiscal years 1992 1993 and 1993-1994 in the amount of \$905.85; and

WHEREAS, it is the opinion of the Board of Commissioners of Washoe County that the applicant for a refund has just cause for making such application and that the granting of such refund would be equitable.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF WASHOE COUNTY AS FOLLOWS:

1. That the Treasurer of Washoe County be and hereby is authorized and directed to refund to Fleet Credit Corp. a total of \$905.85, that amount being the taxes overpaid by Fleet Credit Corp. for the tax years 1992-1993 and 1993-1994 on I.D. #2/190-878.
2. The Treasurer of Washoe County is further directed to debit the account of each governmental entity who has shared in the excess of the taxes collected in error for their pro rata share of the refund.

95-118 REFUND OF TAXES - LAWSON MARDON LABEL SPARKS

Pursuant to District Attorney Opinion No. 6279 prepared by Jim Barnes, Deputy District Attorney, on motion by Commissioner Bradhurst, seconded by Commissioner Bond, which motion duly carried, it was ordered that the following Resolution be adopted and Chairman Shaw be authorized to execute on behalf of Washoe County:

RESOLUTION -- Directing the County Treasurer to Refund Taxes

WHEREAS, the Board of Commissioners of Washoe County, pursuant to NRS 354.240 has the authority to direct the County Treasurer to refund to an applicant the amount of money paid into the County Treasury in excess of the amount legally payable; and

WHEREAS, Lawson Mardon Label Sparks (Taxpayer) made application for the refund of 1991-1992, 1992-1993 and 1993-1994 personal property taxes because Taxpayer was double taxed on its personal property, I.D.#2/524-093; and

WHEREAS, Lawson Mardon Label Sparks has overpaid taxes for fiscal years 1991-1992, 1992-1993 and 1993-1994 in the amount of \$67,478.19; and

WHEREAS, it is the opinion of the Board of Commissioners of Washoe County that the applicant for a refund has a just cause for making such application and that the granting of such refund would be equitable.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF WASHOE COUNTY as follows:

1. The Treasurer of Washoe County be and hereby is authorized and directed to refund to Lawson Mardon Label Sparks a total of \$67,478.19; that amount being the taxes overpaid by Lawson Mardon Label Sparks for the tax years 1991 1992, 1992-1993 and 1993-1994 on I.D.#2/524-093.
2. The Treasurer of Washoe County is further directed to debit the account of each governmental entity who has shared in the excess of the taxes collected in error for their pro rata share of the refund.

95-119 REFUND OF TAXES - COMMUNITY SERVICES AGENCY

Pursuant to District Attorney Opinion No. 6282 prepared by Jim Barnes, Deputy District Attorney, on motion by Commissioner Bradhurst, seconded by Commissioner Bond, which motion duly carried, it was ordered that the following Resolution be adopted and Chairman Shaw be authorized to execute on behalf of Washoe County:

RESOLUTION -- Directing the County Treasurer to Refund Taxes WHEREAS, the Board of Commissioners of Washoe County, pursuant to NRS 354.240 has the authority to direct the County Treasurer to refund to an applicant the amount of money paid into the County Treasury in excess of the amount legally payable; and

WHEREAS, Community Services Agency (Taxpayer) made application for the refund of 1993-1994 and 1994-1995 real property taxes because certain of its property was tax-exempt, such property being portions of APN 012-163-24, 012-16325 and 012-163-26; and

WHEREAS, Community Services Agency has overpaid taxes for fiscal years 1993-1994 and 1994-1995 in the amount of \$5,934.83; and

WHEREAS, it is the opinion of the Board of Commissioners of Washoe County that the applicant for a refund has just cause for making such application and that the granting of such refund would be equitable.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF WASHOE COUNTY as follows:

1. The Treasurer of Washoe County be and hereby is authorized and directed to refund to Community Services Agency a total of \$5,934.83, that amount being the taxes overpaid by Community Services Agency for the tax year 1993-1994 and 1994-1995 on APN 012-163-24, 012-163-25 and 012-163-26.
2. The Treasurer of Washoe County is further directed to debit the account of each governmental entity who has shared in the excess of the taxes collected in error for their pro rata share of the refund.

95-120 INCLINE VILLAGE AREA - ANNUAL PAVEMENT MAINTENANCE OVERLAY AND SURFACE TREATMENT PROGRAM FY 94/95 - PUBLIC WORKS

Pursuant to discussion at Caucus, County Manager John MacIntyre stated that the Board has requested that staff prepare a

point-by-point review of the recommendations contained in the Street Maintenance Efficiency Study performed by the Regional Transportation Commission and the changes that have been implemented or incorporated into our street maintenance program.

Upon recommendation of Craig McConnell, Public Works Director, on motion by Commissioner Sims, seconded by Commissioner Bradhurst, which motion duly carried, Chairman Shaw ordered that the following actions be taken in conjunction with a follow-up review of the Street Maintenance Efficiency Study:

1. The list of roads to be overlaid (repaved) as detailed in Mr. McConnell's memorandum dated January 24, 1995, be approved;
2. The list of roads to be slurry sealed (surface treated) as detailed in Mr. McConnell's memorandum dated January 24, 1995, be approved;
3. Authorization be granted for the work to be advertised for bids in two separate contracts upon completion of the plans and specifications.

95-121 SPRING CREEK SUBDIVISION UNIT 2E - RELEASE OF GUARANTEE

Upon recommendation of Kristine Klein, Engineering Division, through Craig McConnell, Public Works Director, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that American Bonding Company's Bond No. 9232825, in the amount of \$95,200.00, which was used to guarantee offsite improvements for Spring Creek Subdivision Unit 2E, be released as the offsite improvements have been completed to Washoe County standards. It was noted that the project is located approximately 2 miles north of Sparks and east of the Pyramid Lake Highway.

95-122 INTERLOCAL COOPERATIVE AGREEMENT - REGIONAL TRANSPORTATION COMMISSION, CITY OF RENO, CITY OF SPARKS - ADDITIONS TO FY 1995 STREET AND HIGHWAY PROGRAM

Noting that Lemmon Drive is on the list of major maintenance projects, Commissioner Bond stated that work is also scheduled on water mains located within Lemmon Drive and inquired if one would impact the other. Chairman Shaw stated that the Regional Transportation Commission works in conjunction with utilities and stated that he is sure that will be taken into consideration. Craig McConnell, Public Works Director, stated that there has been a substantial amount of cooperative planning, but that he will confirm that the RTC is aware of the other scheduled work.

Commissioner Bradhurst requested an update on the 5-cent fuel tax regarding what needs to occur in the future to keep that tax going and what, if anything, needs to occur legislatively in that regard.

Upon recommendation of Derek Morse, Regional Transportation Commission Engineering Manager, on motion by Commissioner Bond, seconded by Commissioner Sims, which motion duly carried, it was ordered that the interlocal cooperative agreement between Washoe County, the City Council of Reno, the City Council of Sparks, and the Regional Transportation Commission, concerning design of 13 major maintenance projects and for construction and construction engineering for 8 major maintenance projects be approved and that Chairman Shaw be authorized to execute on behalf of Washoe County.

95-123 AGREEMENT - NEVADA DIVISION OF CHILD AND FAMILY SERVICES FAMILY PRESERVATION SERVICES - SOCIAL SERVICES AND JUVENILE SERVICES

Upon recommendation of May Shelton, Social Services Director, on motion by Commissioner Bond, seconded by Commissioner Bradhurst, which motion duly carried, it was ordered that an agreement between Washoe County and the Nevada State Division of Child and Family Services concerning provision of family preservation services to children and families with substance abuse problems who are clients of Social Services and Juvenile Services for the period January 1, 1995 through June 30, 1996, in the amount of \$26,000, be approved and that Chairman Shaw be authorized to execute.

95-124 INTERLOCAL AGREEMENT - NEVADA DEPARTMENT OF TRANSPORTATION TRAFFIC SIGNAL PYRAMID HIGHWAY/SPANISH SPRINGS ROAD - PUBLIC

Upon recommendation of Craig McConnell, Public Works Director, on motion by Commissioner Bond, seconded by Commissioner Bradhurst, which motion duly carried, it was ordered that an interlocal agreement between Washoe County and the Nevada Department of Transportation concerning design, construction and funding of a traffic signal at the intersection of Pyramid Highway (SR445) and Spanish Springs Road be approved and that Chairman Shaw be authorized to execute.

95-125 AGREEMENT - JEFF CODEGA PLANNING/DESIGN, INC. - MASTER PLAN PLEASANT VALLEY PARK

Noting that the agenda backup memorandum states that the planning phase will include a number of meetings with the community, the Citizen Advisory Board and the Park Commission, Commissioner Sims requested that the Pleasant Valley Homeowner's Association also be included.

Karen Mullen, Parks Department, stated that every homeowner in Pleasant Valley will be notified of all the meetings; and that they will also notify the homeowner's association.

Upon recommendation of Gene Sullivan, Parks and Recreation Director, on motion by Commissioner Bradhurst, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that an agreement between Washoe County and Jeff Codega Planning/Design, Inc., concerning preparation of the master plan and construction documents for Pleasant Valley Park in the amount of \$20,420 be approved and that Chairman Shaw be authorized to execute.

95-126 AGREEMENT - PYRAMID ENGINEERS - PAVING DESIGN CONTRACT - DAVIS CREEK PARK

Upon recommendation of Gene Sullivan, Parks and Recreation Director, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that an agreement between Washoe County and Pyramid Engineers concerning paving design for Davis Creek Park, in the amount of \$34,100, be approved and that Chairman Shaw be authorized to execute.

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Maureen Griswold, Deputy District Attorney, arrived at the meeting; and Assistant District Attorney Madelyn Shipman left the meeting.

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95-127 WATER RIGHTS DEED - LARRY C. CLINE

Upon recommendation of John Collins, Chief Sanitary Engineer, through Craig McConnell, Public Works Director, on motion by Commissioner Bond, seconded by Commissioner Bradhurst, which motion duly carried, it was ordered that the Water Rights Deed for 2.02-acre feet from a portion of permit 59608 between Larry C. Cline, Grantor, and Washoe County, Grantee, be approved; that the Chairman be authorized to execute; and that the Chief Sanitary Engineer be directed to record the Water Rights Deed with the County Recorder. It was noted that Mr. Cline is dedicating water rights in support of the Cline Parcel Map.

95-128 WATER RIGHTS DEED - CARL GIUDICI ELSIE M. GIUDICI

Upon recommendation of John Collins, Chief Sanitary Engineer, through Craig McConnell, Public Works Director, on motion by Commissioner Bond, seconded by Commissioner Bradhurst, which motion duly carried, it was ordered that the Water Rights Deed for .41-acre feet from a portion of permit 59608 between Carl and Elsie M. Giudici, Grantors, and Washoe County, Grantee, be approved; that the Chairman be authorized to execute; and that the Chief Sanitary Engineer be directed to record the Water Rights Deed with the County Recorder. It was noted that Guidici's are dedicating water rights in support of the Giudici Parcel Map.

Commissioner Sims asked that water dedications be explained at the "Water School" meeting, specifically why the amounts are

different on these two particular ones.

95-129 DEED - BOOSTER PUMP STATION EASEMENT- SADDLEHORN DEVELOPMENT CORPORATION - SADDLEHORN SUBDIVISION UNIT 8

Upon recommendation of James Gale, Senior Property Agent, through Craig McConnell, Public Works Director, on motion by Commissioner Bradhurst, seconded by Commissioner Bond, which motion duly carried, it was ordered that the Deed between Saddlehorn Development Corporation, Grantor, and Washoe County, Grantee, for the Booster Pump Station easement be accepted and that Chairman Shaw be authorized to execute on behalf of Washoe County.

95-130 GRANT OF DRAINAGE EASEMENT - GALENA FOREST ESTATES DEVELOPMENT COMPANY - GALENA FOREST ESTATES UNIT 2E, PHASE 4 - PUBLIC WORKS

Upon recommendation of James Gale, Senior Property Agent, through Craig McConnell, Public Works Director, on motion by Commissioner Sims, seconded by Commissioner Bradhurst, which motion duly carried, it was ordered that the Grant of Easement from Galena Forest Estates Development Company of a 10 foot wide drainage easement be accepted and that Chairman Shaw be authorized to execute.

COMMUNICATIONS AND REPORTS

95-131 Communications:

- A. Proof of Publication on the Notice of Completion of the South Truckee Meadows General Improvement District Big Smokey Drive Line Extension.
- B. Nevada Flyers, Inc., withdrawal of a request to purchase BLM property in Spanish Springs Valley from Robert M. Sader, Attorney.
- C. Proof of Publication on Public Notice for Failure to take Routine Water Samples for Following Washoe County Water Systems by Desert Springs, Hidden Valley, Lemmon Valley, Mt. Rose, Old Washoe Estates, South Truckee Meadows General Improvement District, Spring Creek, Spring Creek East, Stampmill, Sunrise Estates, Thomas Creek, and Timberline Estates.
- D. Notification from the Nevada State Board of Medical Examiners to Dr. Donald L. McGee, M.D., of their decision to issue him a Restricted County License to practice in Incline Village subject to receipt of his \$160 registration fee.
- E. Notification from the Clerk of the City of Sparks of appointments of
 - (1) Council Member John Mayer to the Regional Transportation Commission and Council Member Philip Zive as Alternate and
 - (2) the reappointment of Ron King to the District Board of Health for a term to end December 31, 1998.
- F. Renewal of Cooperative Agreement for Title IV-D Services with Washoe County Nevada by the State of Nevada Welfare Division dated October 1, 1994 for an additional period ending September 30, 1996.
- G. From Nevada Department of Transportation Contract No. 2682, Project No. SPS-445(3), on Pyramid Lake Highway near the BLM Horse Corrals, Washoe County, Granite Construction Company, Contractor.

95-132 Regulations:

District Board of Health Governing Emergency Medical Services.

95-133 Report:

State Community Development Block Grant Performance and Evaluation Report submitted to the U.S. Department of Housing and Urban

Development for 1994.

95-134 Monthly Reports December 1994:

- A. Animal Control
- B. County Clerk
- C. Court Clerk
- D. Sheriff's Detention/Courts Facility
- E. Social Services

95-135 Quarterly Reports, October through December: (Second Quarter 1994/95)

- A. Justice Court, Incline Village
- B. Justice Court, Sparks
- C. Justice Court, Verdi
- D. Constable, Reno
- E. Constable, Incline Village
- F. Constable, Wadsworth
- G. Court Clerk, County Clerk
- H. Carson-Truckee Water Conservancy District
- I. Grand View Terrace (Black Springs)G.I.D.

95-136 Annual 93/94 Financial Report: The City of Sparks

95-137 Annual 93/94 Financial Report: The County of Washoe

95-138 Annual 93/94 Financial Report: North Lake Tahoe Fire Protection District

95-139 Annual 93/94 Financial Report: Verdi Television District

95-140 Claims Report: Truckee Meadows Fire Protection District

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11:40 a.m. On motion by Commissioner Bradhurst, seconded by Commissioner Bond, the Board adjourned to a closed personnel session to discuss negotiations with Employee Organizations.

JAMES M. SHAW, Chairman
Washoe County Commission

ATTEST: JUDI BAILEY, County Clerk