

TUESDAY 10:00 A.M. JULY 20, 1999

PRESENT:

- Jim Galloway, Chairman
- Ted Short, Vice Chairman
- Jim Shaw, Commissioner
- Amy Harvey, County Clerk
- Katy Simon, County Manager
- Madelyn Shipman, Legal Counsel

ABSENT:

- Joanne Bond, Commissioner
- Pete Sferrazza, Commissioner

The Board met 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:

**99-714 AGENDA**

In accordance with the Open Meeting Law, on motion by Commissioner Short, seconded by Commissioner Shaw, which motion duly carried, Chairman Galloway ordered that the agenda for the July 20, 1999, meeting be approved with the following amendment:

Delete: Item 8, an appearance by Mike Buschelman, Chairman, Regional Water Planning Commission, for an update report on water conservation and general water planning.

**INTRODUCTION OF NEW WASHOE COUNTY EMPLOYEES**

Approximately 35 new employees introduced themselves to the Board and Chairman Galloway welcomed them to Washoe County.

**PUBLIC COMMENTS**

Robert Metz, 4360 Del Paso Drive, Reno, displayed a picture of his 3-year old son, Josiah, and read a letter into the record, which he had placed on file with the Clerk, concerning allegations against May Shelton, Director, Department of Social Services, and Mike Capello, Child Protective Services, in regard to his complaint that his son is being neglected and abused.

Sam Dehne congratulated the Board for their action requiring the County appointees to the Airport Authority Board of Trustees to request an environmental impact study on the airport's proposed cargo expansion and advised that the Sparks City Council took the same action. He also discussed his problems with the Ethics Commission.

Susan Keyser, Golden Valley resident, implored the Board to establish standard rules and regulations for the only home occupation business that does not have such standard rules, that being commercial stables; and explained the problems she is experiencing having a stable operation in her neighborhood, including increased traffic parking in front of her home, odor, dust, and the placement of a sani-hut on her neighbor's property.

**MINUTES**

On motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that the minutes of the special meeting of May 28, 1999 and the regular meeting of June 8, 1999, be approved.

**99-715 KENNEL PERMIT APPEAL - PATRICIA W. HENSLEY**

Katie Stevens, Animal Control Officer, provided background information concerning the application for a kennel permit by Patricia Hensley to keep four dogs at 1201 Foothill Road, stated that one neighbor, the Beidleman's, has objected, and answered questions of the Board. Officer Cliff Savage also answered questions of Board members and estimated that the distance between the Hensley and Beidleman properties is approximately 300 feet.

Applicant Patricia Hensley stated that she has 4 Bernese Mountain dogs; that they are out in the daytime, but she does bring them indoors at night; that the dogs have approximately one-half acre of running room where the kennels are set up; that she does breed the dogs and in the last 10 years has had 5 litters; that one of the dogs she bred is currently being used as an assistant for a person in a wheelchair and one is being trained for search and rescue; and that she does show and train her dogs. She further stated that this is a hobby and not an occupation. In response to Board members' questions, Ms. Hensley stated that her dogs rarely bark; that sometimes when she goes out to feed them, they bark for maybe 5 minutes; that it is not chronic barking; that the dogs are in the house by 10:00 p.m. and would only bark at night if there was a problem inside the house; and that she has no plans to increase the number of dogs, although she is the local rescue person for these types of dogs and may have a rescued dog until she finds a home for it.

Merrill Beidleman, 1330 Foothill Road, stated that barking is a problem they have experienced at all times of the day and night; that the previous owner of subject property also had dogs, but there was no barking problem at that time; that they also have animals which they control; and that a commercial kennel should not be allowed in a residential neighborhood. He further stated that he knows some of his neighbors are also opposed to this kennel permit, but they were unable to take time off work to attend this meeting. Mr. Beidleman then answered questions of Board members.

Chairman Galloway asked the applicant if she would object to conditional approval of the kennel permit subject to her bringing the dogs in after dark. Ms. Hensley stated that she would have no problem with that because she does bring the dogs in; that the dogs sleep inside the house; and that she also hears other dogs in the neighborhood barking at night. She further stated that she has lived at this address for almost 4 years.

Judy Murphy, 1455 Mallory Lane, stated that her family has lived in this neighborhood for 40 years; that Ms. Hensley has been there for 4 years; that she has been a good neighbor, keeps the yard clean, and takes good care of her dogs; and that she has never heard these dogs barking late at night.

Following further discussion, on motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that a kennel permit be granted to Patricia Hensley to keep 4 dogs at 1201 Foothill Road, Reno, Nevada, subject to the condition that the dogs will be brought into the house after dark. It was further ordered that Animal Control staff notify the Board if a barking problem continues.

**99-716 DISINTERMENT OF HUMAN REMAINS - HEALTH**

Upon recommendation of James Begbie, Acting District Health Officer, on motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that the Request for Disinterment from Donald B. Herndon to disinter and remove the remains of Leo Price Herndon, his father, from the Masonic Memorial Gardens, Mountainview Cemetery in Reno, Nevada, to be reinterred at Union Highland Cemetery in Florence, Colorado, be approved noting that the cause of death was not due to a communicable disease.

**99-717 ACCEPTANCE OF GRANT - BRETZLAFF FOUNDATION - SHERIFF - PROJECT WALKABOUT**

Roy Powell, Programs Coordinator, Washoe County Sheriff's Office, described Project Walkabout stating that they are now in their

second year; that they started with 46 kids and currently have 41 in the program; and that the Sheriff's Office is very appreciative of this grant. In response to Board questions, he stated that the students are housed at Stead; that they originally had over 100 applicants for the program; and that in the future they hope to obtain or build a structure that would house more enrollees.

Upon recommendation of Dennis Balaam, Undersheriff, on motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that a total of \$10,000 in grant monies from the Bretzlaff Foundation, to be used to fund the Juvenile Bootcamp/Academy called Project Walkabout, be accepted with the Board's gratitude and that the following budget adjustments be authorized:

Increase Revenues:	15230D/5802	\$10,000.00
Increase Expenditures:	15230D/727999	\$10,000.00

**99-718 GENERAL, HEALTH AND PUBLIC WORKS CONSTRUCTION FUNDS FINANCIAL REPORT - ELEVEN MONTHS ENDED MAY 31, 1999**

Katy Simon, County Manager, noted that as of May 31, 1999, the County is on budget for revenues and 7 percent below budgeted expenditures.

Upon recommendation of Kathy Garcia, Comptroller, on motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that the General, Health and Public Works Construction Funds Financial Report for the eleven months ended May 31, 1999 be accepted.

**99-719 AWARD OF BID - DISTRICT REMEDIATION WATER TESTING AND ANALYTICAL REVIEW - BID NO. 2173-99 - WATER RESOURCES 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 June 8, 1999, for District Remediation Water Testing and Analytical Review for the Water Resources Department. Proof was made that due and legal Notice had been given.

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

- Alpha Analytical Inc.
- Great Basin Laboratories
- Nevada Environmental Laboratories
- Nevada State Health Laboratory
- Sierra Environmental Monitoring

A & L Labs (Portland), A & L Labs (Modesto), American Analytical Lab Inc., JBR Environmental Consultants, Inc., Pezonella Associates, Inc., Professional Service Industries, Steffen Robertson & Kristen Inc., and Environmental Site Assessment Services failed to respond to the invitation to bid.

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that Bid No. 2173-99 for District Remediation Water Testing and Analytical Review for the Water Resources Department be awarded to the lowest, responsive, responsible bidder, Great Basin Laboratories, Inc., for an 18-month period commencing on the date of award through January 31, 2001.

It was noted that because the number of samples and the variable types of analysis cannot be defined, the quantities cannot accurately be assessed, therefore a specific dollar value cannot be determined, however, it is estimated that the expenditures for water testing and analysis shall be approximately \$100,000.

**99-720 WATER RIGHTS QUITCLAIM DEED FROM WASHOE COUNTY TO DOROTHY B. DANIELS - PUBLIC WORKS**

Upon recommendation of James Gale, Sr. Property Agent, through Dave Roundtree, Public Works Director, on motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried, it was ordered that the Water Rights Quitclaim Deed from Washoe County to Dorothy B. Daniels, returning water rights appurtenant to APN 084-070-18 back to Ms. Daniels, be approved and Chairman Galloway be authorized to execute.

**99-721 SUBMITTAL OF GRANT APPLICATIONS - NEVADA DIVISION OF WATER PLANNING - WATER RESOURCES**

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that the submittal of applications to the Nevada Division of Water Planning to place Washoe County on the Grant Application List for the following nine projects be approved and acknowledged:

1. Rancho San Rafael Irrigation Water Conservation Project
2. Lemon Valley Water Metering Project
3. Lemon Valley Water System Improvement Project
4. Horizon Hills Water System Interties Project
5. South Truckee Meadows General Improvement District - Water Meter Installation Project
6. South Truckee Meadows Effluent Reuse Thomas Creek Diversion Improvement Project
7. Lemon Valley Wastewater Treatment Plant Decommissioning Project
8. South Truckee Meadows Effluent Reuse System - Storage Reservoir Improvements
9. South Truckee Meadows Effluent Reuse system - Extension of facilities to provide effluent reuse at Galena High School

**99-722 ACCEPTANCE OF GRANT - NEVADA DIVISION OF ENVIRONMENTAL PROTECTION - TRUCKEE RIVER WATER QUALITY - WATER RESOURCES**

Pursuant to discussion at Caucus, Steve Walker, Water Management Planner, responded to technical questions concerning how the data from the different water models will be assimilated.

Upon recommendation of Mr. Walker, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried, it was ordered that a grant award of \$75,000, with a required County match of \$75,000, from the Nevada Division of Environmental Protection to assist with development of a Truckee River Water Quality Model from the Outlet at Lake Tahoe to the Nevada/California State Line be accepted and Chairman Galloway be authorized to execute.

**99-723 WATER RIGHTS DEED - CITY OF SPARKS - RESOURCE APPLICATION & DEVELOPMENT, LTD.**

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried, it was ordered that the following actions be taken on behalf of Resource Application & Development, Ltd., in support of future development:

1. The Water Rights Deed for 31.712 acre feet of groundwater rights being a portion of Permit 24493, further changed by Permit 64508, between the City of Sparks, as Grantor, and Washoe County, as Grantee, be approved and Chairman Galloway be authorized to execute;
2. The Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

**99-724 WATER RIGHTS DEED - GREENHALGH FAMILY TRUST**

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried, it was ordered that the following actions be taken regarding the Greenhalgh's parcel map, currently a part of APN 50-520-09 in Washoe Valley:

- 1. The Water Rights Deed for 4.04 acre feet of groundwater rights from a portion of Permit 52420, Certificate 14541, between the Greenhalgh Family Trust and Jack and Delia Greenhalgh, as Grantors, and Washoe County, as Grantee, be approved and Chairman Galloway be authorized to execute;
- 2. The Utility Services Manager be directed to record the Water Rights Deed with the County Recorder.

**99-725 INTERLOCAL AGREEMENT - STATE OF NEVADA, DIVISION OF PAROLE AND PROBATION - SHERIFF'S COMMUNITY WORK PROGRAM**

Upon recommendation of Sheriff Richard Kirkland, on motion by Commissioner Short, seconded by Commissioner Shaw, which motion duly carried, it was ordered that an Interlocal Agreement between the County of Washoe (Sheriff) and the State of Nevada, Department of Motor Vehicles and Public Safety, Division of Parole and Probation, concerning coordination of inmates to alternative incarceration programs through the Washoe County Sheriff's Community Work Program be approved and Chairman Galloway be authorized to execute.

**99-726 AGREEMENT - HOT AUGUST NIGHTS - COUNTY SPONSORSHIP**

On motion by Commissioner Short, seconded by Commissioner Shaw, which motion duly carried, it was ordered that an Agreement between the County of Washoe and Hot August Nights, Inc., concerning formalizing past practices by agreeing to cap expenses associated with Hot August Nights at \$10,000; and in exchange, Washoe County will be cited as a sponsor of the event entitling the County to advertising and promotional opportunities associated with Hot August Nights, be approved and Chairman Galloway be authorized to execute.

**99-727 AGREEMENT - REGIONAL TRANSPORTATION COMMISSION AND NEVADA DEPARTMENT OF TRANSPORTATION - LAND DEDICATION - PARKS**

Upon recommendation of Karen Mullen, Parks and Recreation Director, on motion by Commissioner Short, seconded by Commissioner Shaw, which motion duly carried, it was ordered that an Agreement between the County of Washoe, the Regional Transportation Commission and the Nevada Department of Transportation, concerning dedication of land to Washoe County Parks and Recreation as in-lieu fees to Geiger Grade/Toll Road Improvements Phase II Wetlands Mitigation, be approved and Chairman Galloway be authorized to execute (after approval by the District Attorney and Risk Manager). It was further ordered that Chairman Galloway be authorized to accept any required deed following approval by the District Attorney.

**99-728 UNBUDGETED CAPITAL OUTLAY - AUDIO/VIDEO SYSTEM AND ADDITIONAL EMPLOYEE POSITION- SPARKS JUSTICE COURT**

Considerable discussion was had on this item at the Caucus meeting which Chairman Galloway outlined stating that purchase of this equipment will actually save the County a great deal of expense over having the court proceedings manually recorded by a court reporter, but will still provide a way to have transcripts prepared when they are needed.

Upon recommendation of Brian Mirch, Senior Administrative Analyst, on motion by Commissioner Shaw, seconded by Commissioner Short, which motion duly carried, Chairman Galloway ordered that an unbudgeted capital outlay to purchase an Audio Video System for the Sparks Justice Court, in the amount of \$40,790.22, utilizing Sparks Justice Court Administrative Assessment monies, be approved; that an additional position to operate the new system be approved; and that the Sparks Justice Court and the Human Resources Department be directed to define the classification and pay of the new position.

**COMMUNICATIONS AND REPORTS**

The following communications and reports were received, duly noted, and placed on file with the Clerk:

**99-729 COMMUNICATIONS**

A. From the Director of Human Resources: Notices of Completion on the South Truckee Meadows Effluent Pumping Facilities (Resource Development Company), the Regional Jail Sewage Debris Recover Facility (Ford Construction Company, Inc.), the Galena Transmission Main & PRV, We-Ch-Me Transmission Main and 0.35 Water Storage Tank & Galena Forest Estates Tank Pump Station Re-Build Project (Resource Development Co., Inc.).

C. From the Nevada Department of Transportation (NDOT), one original copy of the document containing the Special Provisions, Proposal, Contract and Bond, all forwarded to the Public Works Department, on the following projects:

1. Contract No. 2973, Installation of several construction laboratory trailers at the Reno Maintenance Station (Horizon Construction, Inc., Contractor)
2. Contract No. 2971, on SR 651, McCarran Boulevard from I-580 to North Virginia Street and on FR WA-07, Enterprise Road and Valley Road, from 0.15 kilometers west of Evans Avenue to 0.05 kilometers south of the Junction of Enterprise Road and Valley Road (Granite Construction Company, Contractor)
3. Contract No. 2960, on SR 430, South Virginia Street, from Gentry Way to Carano Lane and on FR WA 087, at Vista Drive Interchange over IR 80 and West for 0.90 kilometers on Brierly Way (Granite Construction Company, Contractor)
4. Contract No. 2970, NDOT Maintenance Stations Underground Injection Control (UIC) Statewide Phase II (Bison Construction, Contractor)
5. Contract No. 2963, on SR 445, Pyramid Highway, 15.88 kilometers north of Spanish Springs Road to Sutcliffe Loop Road, at 0.80 kilometers south of Sutcliffe and on SR 447, Gerlach Road, from 14.16 kilometers north of Wadsworth to 37.70 kilometers north of Nixon (Frehner Construction Co., Inc., Contractor)
6. Contract No. 2950, on SR 445, Pyramid Lake Road, in Sparks, from C Street to 0.80 kilometers north of McCarran Boulevard and on SR 880, Wedekind Road, from 0.87 kilometers west of SR 445 to SR 445.

D. Resolution and Order of Abandonment, Mt. Brook Station apartment complex and a utility easement, Industrial Subdivision No. 2, Incline Village Commercial Community Plan.

**99-730 REPORTS - MONTHLY (MAY 1999)**

- A. Animal Control
- B. County Clerk
- C. Court Clerk
- D. Social Services (also April 1999)
- E. Treasurer

**FINAL BUDGETS 1999/2000**

- 99-731 City of Reno
- 99-732 City of Reno Redevelopment Agency
- 99-733 Palomino Valley General Improvement District
- 99-734 TAX DELINQUENT PROPERTY - REPORT OF SALES OF REAL ESTATE BY THE COUNTY TREASURER

Name	Parcel No.	Price
Great Plains Nevada West Inc.	090-081-24	\$ 3,500.00
North Valley Properties LLC	090-073-34	\$ 5,200.00
North Valley Properties LLC	090-073-33	\$ 4,800.00
Big Foot Inc.	090-073-13	\$ 2,300.00
Big Foot Inc.	090-073-12	\$ 2,400.00
G Dean Bingham	090-073-11	\$ 2,700.00
Martha Allison	090-073-10	\$ 2,800.00

G Dean Bingham	090-073-09	\$ 2,700.00
North Valley Properties LLC	090-073-02	\$ 3,400.00
North Valley Properties LLC	090-073-01	\$ 3,600.00
Big Foot Inc.	090-072-20	\$ 2,600.00
G Dean Bingham	090-072-19	\$ 3,000.00
Martha Allison	090-072-18	\$ 3,100.00
Truckee River Investments	086-521-02	\$25,500.00
G Dean Bingham	082-453-04	\$16,700.00
Big Foot Inc.	074-361-08	\$ 300.00
Big Foot Inc.	074-352-03	\$ 250.00
Brent and Vicki Espil	074-270-02	\$ 3,000.00
Martha Allison	074-182-32	\$ 1,750.00
Joseph A. Reichlin Jr. an unmarried man and Linda Reichlin, an unmarried woman	074-122-27	\$ 1,050.00
Krystyna Tomana	066-090-31	\$ 2,250.00
Krystyna Tomana	061-230-19	\$ 6,100.00

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There being no further business to come before the Board, the meeting adjourned at 11:00 a.m.

JIM GALLOWAY, Chairman  
Washoe County Commission

ATTEST: AMY HARVEY, County Clerk

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