

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

TUESDAY

2:00 P.M.

APRIL 10, 2001

PRESENT:

Jim Shaw, Chairman  
Pete Sferrazza, Vice Chairman  
Joanne Bond, Commissioner  
Jim Galloway, Commissioner  
Ted Short, Commissioner

Nancy Parent, Chief Deputy County Clerk (left at 3:30 p.m.)  
Amy Harvey, County Clerk (arrived at 3:30 p.m.)  
Katy Singlaub, 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:

**01-320      WORK CARD PERMIT APPEAL – SHAWN COLEGROVE**

This appeal was considered on MONDAY, APRIL 9, 2001, prior to the Caucus meeting. The Board having convened in open session with Chairman Shaw presiding to consider the appeal of SHAWN W. COLEGROVE from the Sheriff's denial of his work permit application.

On motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, the Board convened in closed session to hear testimony as to why the work card should or should not be granted. The appellant and his wife, Cathy Lampher, were present to offer testimony during the closed session. Maurene Thomas, Chief Records Clerk of the Permits and Registration Department of the Sheriff's Department, read into the record her memo to the Board dated April 9, 2001. Alice LeDesma and Colette Imasaki from the Social Services Department were also present. The Board then reconvened in open session, and the following action was taken.

Having convened in OPEN SESSION, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that the appeal of Shawn W. Colegrove be upheld and the permit was granted with the condition that parents of any new children would also be required to sign and submit to Social Services a letter stating they are aware of Mr. Colegrove's past convictions. Another condition to the granting of this permit was that Mr. Colegrove not be present in the home while childcare was taking place.

**01-321      AGENDA**

In accordance with the Open Meeting Law, on motion by Commissioner Short, seconded by Commissioner Galloway, which motion duly carried, Chairman Shaw ordered that the agenda for the April 10, 2001 meeting be approved with the following amendments: **Delete** Item 18, concerning first reading of an Ordinance amending Ordinance Bill No. 1291, Article 5.4, of the schedule of rates and charges for provision of water service. County Manager Singlaub referred to Item 12 regarding acceptance of a reimbursement grant from the U. S. Department of Justice. She advised that the staff report also contains a request for approval of an unbudgeted capital outlay, but said request was not noted on the agenda and will need to be brought back at a later date.

**PUBLIC COMMENTS**

Sam Dehne, Reno citizen, complimented the new Washoe County appointees to the Airport Authority Board for their handling of a certain matter at this morning's meeting. He then discussed his concerns relative to SB299.

**COMMISSIONERS'/MANAGER'S COMMENTS**

Commissioner Short requested that a proclamation be prepared for Dwight Blevins who recently passed away. Mr. Blevins was a member of the South Truckee Meadows General Improvement District Local Managing Board.

Commissioner Bond said she received several calls regarding inoperable parked vehicles. She stated that State law says there cannot be more than two parked vehicles, and citizens have requested that the County Code be changed to address this issue. Katy Singlaub, County Manager, requested that Commissioner Bond advise staff of the locations where this is occurring so they can follow up on the matter.

Commissioner Galloway commented that he received a request from Tom Kearns to look at the County's noise ordinance and regulations. He believes it is appropriate for this matter to come before the Board and requested the issue be placed on the agenda as soon as possible. Commissioner Galloway then advised that several West Truckee Meadows citizens have complained that, since the City of Reno has been doing their planning or permitting, inspections are not being performed; and that existing codes that used to be enforced are not being enforced. He requested this matter also be placed on a Board agenda. He then requested that a staff member attend tomorrow's Regional Planning Commission meeting when the sphere roll back is being discussed. If planning within the sphere is causing administrative problems, that would be another good reason to roll back the sphere.

Commissioner Sferrazza stated his understanding was that the County had taken a position in opposition to SB299, but he has not heard anything back on the matter. Katy Singlaub, County Manager, advised that the County did communicate its position in opposition but did not provide testimony at the hearing. Legal Counsel Shipman

advised that staff would provide a report to Board members concerning this matter. Commissioner Sferrazza then requested a workshop or report concerning water dedication issues. Washoe County is in a drought year and, historically, multiple drought years occur in a row. He would like to make sure the County is requiring sufficient dedication of water for the Truckee Meadows to get through multiple drought years.

Chairman Shaw suggested that the STMGID Local Managing Board might be willing to do something jointly with the Board of County Commissioners concerning a tribute for Dwight Blevins.

### **MINUTES**

On motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, Chairman Shaw ordered that the minutes of the regular meeting of February 27, 2001 and the Special Meeting of March 6, 2001 be approved.

#### **01-322      SEXUAL ASSAULT VICTIMS - MEDICAL CARE - PAYMENT**

Pursuant to NRS 217.280 to 217.350, on motion by Commissioner Bond, seconded by Commissioner Galloway, 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 or follow-up treatment for 37 victims of sexual assault in an amount totaling \$14,915.08 as set forth in a memorandum placed on file with the Clerk from Vickie Wedow, Administrative Assistant, District Attorney's Office, dated March 23, 2001.

#### **01-323      PROCLAMATION – CHILD ABUSE PREVENTION MONTH**

Chairman Shaw read the Proclamation into the record. On motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the following Proclamation be adopted and Chairman Shaw be authorized to execute:

WHEREAS, Child abuse is a community problem and finding solutions depends on involvement among people throughout the community; and

WHEREAS, Approximately 3 million children are reported abused and neglected in this country each year; and

WHEREAS, The effects of child abuse are felt by whole communities and need to be addressed by the entire community; and

WHEREAS, Effective child abuse prevention programs succeed because of partnerships created among social service and health agencies, schools, religious and civic organizations, law enforcement agencies, and the business community; and

WHEREAS, All citizens should become aware of the negative effects of child abuse and its prevention within the community, and become involved in supporting parents to raise their children in a safe, nurturing environment; now, therefore be it

PROCLAIMED, By the Washoe County Board of Commissioners, that April 2001 is designated as Child Abuse Prevention Month. The Board calls upon all citizens, community agencies, religious organizations, medical facilities, and businesses to increase their participation in efforts to prevent child abuse, thereby strengthening the communities in which we live.

**01-324            ACCEPTANCE OF DONATION – NORTHERN NEVADA DUI TASK FORCE - SHERIFF**

Chairman Shaw acknowledged the Northern Nevada DUI Task Force for their contribution.

Upon recommendation of Dennis Balaam, Sheriff, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, Chairman Shaw ordered that the donation of \$2,500 from the Northern Nevada DUI Task Force to pay for overtime incurred during saturation DUI enforcement patrols and the purchase of a digital camera to record these activities be accepted with gratitude. It was further ordered that the following account transactions be authorized:

<b>Increase Revenues</b>		<b>Increase Expenditures</b>	
15236D-5802	\$2,500.00	15236D-7003	\$1,500.00
		15236D-7245	\$1,000.00

**01-325            ACCEPTANCE OF DONATION – PARASOL FOUNDATION – INCLINE VILLAGE SUBSTATION - SHERIFF**

Chairman Shaw acknowledged the Parasol Foundation for their contribution.

Upon recommendation of Dennis Balaam, Sheriff, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, Chairman Shaw ordered that the donation from the Parasol Foundation of Incline Village in the amount of \$7,300.00 to the Incline Village Substation be accepted with gratitude. It was further ordered that the following account changes be authorized:

<b>Increase Revenues</b>		<b>Increase Expenditures</b>	
15233D-5802	\$7,300.00	15233D-72051	\$3,800.00
		15233D-7802	\$3,500.00

It was noted that the funds will be used to purchase lockers for commissioned personnel, a personal computer and a laptop computer; and that the Sheriff's Of-

office requests that the personal computer and laptop computer be added to the IT refresh program.

**01-326            CONTINGENCY TRANSFER – PUBLIC DEFENDER**

Upon recommendation of Anna Heenan, Senior Administrative Analyst, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, Chairman Shaw ordered that the appropriations transfer from Contingency Account No. 001-1890-7238 to the Public Defender's Court Appointed Attorneys Account No. 001-1242-7439 in the amount of \$30,264 be approved and the Comptroller be directed to make the account changes.

**01-327            APPROPRIATION TRANSFER – DISTRICT COURT**

Upon recommendation of Anna Heenan, Senior Administrative Analyst, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, Chairman Shaw ordered that the following appropriation transfers within the District Court budget to fund the position of Court Master presiding over child support hearings be approved and the Comptroller be directed to make the following account adjustments:

<b>Decrease Account</b>	<b>Amount</b>	<b>Increase Account</b>	<b>Amount</b>
Masters 001-1200-121201		Court Masters 001-1200-12133G	
Account 7001 Regular Pay	\$70,044	7001 Regular Pay	\$70,044
7042 Health Ins.	3,120	7042 Health Insurance	3,120
7050 Medicare	1,016	7050 Medicare	1,016
7048 Retirement	13,134	7048 Retirement	13,134
<b>Total</b>	<b>\$87,314</b>	<b>Total</b>	<b>\$87,314</b>

It was noted that Title IV, Part D, Section 651 of the Social Security Act authorizes an appropriation for each fiscal year for enforcement purposes. Under the terms of the interlocal contract for Master's System between the State of Nevada Welfare Division and the Second Judicial District Court, District Court would receive full reimbursement for the salary and benefits paid by Washoe County to the Court Master.

**01-328            UNBUDGETED CAPITAL OUTLAY – CONTINGENCY TRANSFER – SHERIFF FILE SERVERS**

Upon recommendation of Matt Beckstedt, IT Director, and Brian Mirch, Finance Division, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, Chairman Shaw ordered that the unbudgeted capital outlay in the amount of \$44,693 for computer equipment and software in the Sheriff's Office be approved and the following contingency account transfers be authorized:

<b>Decrease Account</b>	<b>Amount</b>	<b>Increase Account</b>	<b>Amount</b>
1890-7328 Contingency	\$44,693	1084-7820 Computer Hardware	\$30,893
		1084-7236 Computer Software	9,800
		1084-7157 Software Maintenance	4,000
Total	\$44,693	Total	\$44,693

**01-329            SETTLEMENT AUTHORIZATION – MURRY VS  
WORMINGTON, ET AL. – RISK MANAGEMENT**

Upon recommendation of Raymond Sibley, Risk Manager, through John Sherman, Finance Department, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, Chairman Shaw ordered that the Risk Manager be authorized to settle the matter of Murry vs Wormington, et al.

**01-330            ACCEPTANCE OF SPONSORSHIP – COMMUNITY DEVELOP-  
MENT BLOCK GRANT – NEVADA REVOLVING LOAN FUND –  
STATE COMMISSION ON ECONOMIC DEVELOPMENT**

Upon recommendation of Karen Wallace, Administrative Analyst, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, it was ordered that sponsorship of the Community Development Block Grant (CDBG) Nevada Revolving Loan Fund from the State of Nevada Commission on Economic Development be accepted and Chairman Shaw be authorized to execute. It was further ordered that the Washoe County Grants Administrator be directed to administer the loan.

**01-331            BUDGET AMENDMENT – FY00/01 IMMUNIZATION PROGRAM  
- HEALTH**

Upon recommendation of Barbara Hunt, District Health Officer, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, Chairman Shaw ordered that the amendments to the District Health Department's FY00/01 budget be approved and the following account transactions be authorized:

<b>Account</b>	<b>Description</b>	<b>Amount</b>
002-1700-1735G1-4301	<b>Federal Funds</b>	<b>\$91,117</b>
002-1700-1735G1-7001	Salaries	\$50,786
-7002	Part Time/Temporary	16,492
-7003	Overtime	52
-7004	Incentive/Longevity	1,896
-7042	Group Insurance	4,118
-7043	Group Insurance-Dep	539

-7048	Retirement	12,966
-7050	Medicare	806
-7140	Other Professional Svcs	(7,671)
-7205	Minor Furniture	500
-72052	Printers	353
-7237	Personal Computer Software	500
-7245	High Risk Supplies	100
-7247	Medical Supplies	3,000
-7250	Office Supplies	1,000
-7261	Postage	500
-7304	Advertising	1,000
-7357	Printing	(1,000)
-7382	Telephone	600
-7418	Lab-Outpatient	500
-7825	Misc. Special Equipment	4,080
	<b>Total Expenditures</b>	<b>\$91,117</b>

<b>Account</b>	<b>Description</b>	<b>Amount</b>
002-1700-1735G3-4301	<b>Federal Funds</b>	<b>(\$69,728)</b>
002-1700-1735G3-7001	Salaries	(\$42,977)
-7002	Part Time/Temporary	9,986
-7003	Overtime	( 2,060)
-7004	Incentive/Longevity	( 1,439)
-7042	Group Insurance	( 4,117)
-7043	Group Insurance-Dep	( 2,994)
-7048	Retirement	( 6,453)
-7050	Medicare	( 337)
-7140	Other Professional Svcs	( 12,775)
-7247	Medical Supplies	( 250)
-7322	Copy Machine	( 1,000)
-7357	Printing	( 6,312)
-7382	Telephone	1,000
	<b>Total Expenditures</b>	<b>(\$69,728)</b>

**01-332      BUDGET AMENDMENT – FY00/01 TUBERCULOSIS CENTERS FOR DISEASE CONTROL PROGRAM – HEALTH**

Upon recommendation of Barbara Hunt, District Health Officer, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, Chairman Shaw ordered that the amendments to the FY00/01 Tuberculosis CDC Program be approved and the following account transactions be authorized:

<b>Account</b>	<b>Description</b>	<b>Increase Amount</b>
002-1700-1714G3-4301	<b>Revenue</b>	<b>\$5,131</b>
002-1700-1714G3-7001	Base Salaries	\$4,101
-7042	Insurance	650
-7043	Insurance Dependents	268
-7048	Retirement	57
-7050	Medicare	55
	<b>Total Expenses</b>	<b>\$5,131</b>

**01-333      BUDGET AMENDMENT – FY00/01 TUBERCULOSIS BADA  
(BUREAU OF ALCOHOL AND DRUG ABUSE) PROGRAM –  
HEALTH**

Upon recommendation of Barbara Hunt, District Health Officer, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, Chairman Shaw ordered that the amendment to the Tuberculosis BADA (Bureau of Alcohol and Drug Abuse) Program be approved and the following account transactions be authorized:

<b>Account</b>	<b>Description</b>	<b>(Decrease) Amount</b>
002-1700-1714G2-4301	<b>Revenue</b>	<b>\$(75,497)</b>
002-1700-1714G2-7001	Base Salaries	\$(39,814)
-7036	Contractual Wages	(26,681)
-7048	Retirement	( 7,436)
-7050	Medicare	( 529)
-7148	Outpatient Services	( 1,037)
	<b>Total Expenses</b>	<b>\$(75,497)</b>

**01-334      MONTHLY STATUS REPORT – RECLAIMED WATER SERVICE  
PAYMENT AND USAGE - WOLF RUN GOLF COURSE (GOLF  
VISION) – WATER RESOURCES**

Katy Singlaub, County Manager, advised that staff has suggested the Board consider not having a monthly status report, and any exceptions to compliance with the agreement would be brought forth. Commissioner Galloway requested that quarterly reports be provided.

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried,

Chairman Shaw ordered that receipt of the Monthly Status Report regarding Wolf Run Golf Course (Golf Vision) reclaimed water service payment and usage be acknowledged.

**01-335            WATER RIGHTS DEED - BERNARD B. AND ELAINE C. RASMUSSEN - UTILITY SERVICES**

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Water Rights Deed for 5.0 acre-feet of groundwater rights from a portion of Permit 27565, Certificate 9459, between Bernard and Elaine Rasmussen, as Grantor, and Washoe County, as Grantee, in support of future development be approved and Chairman Shaw be authorized to execute. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

**01-336            WATER RIGHTS DEED - SIERRA PACIFIC POWER COMPANY CIMARRON WEST AND FUTURE DEVELOPMENT - UTILITY SERVICES**

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Water Rights Deed for 65.00 acre-feet of surface water rights from a portion of Permit 57282, formerly Claim 618, and 5.19 acre-feet from Claim 387, further changed by Application 67021, for a total of 70.19 acre-feet between Sierra Pacific Power Company, as Grantor, and Washoe County, as Grantee, be approved and Chairman Shaw be authorized to execute. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

It was noted that 28.38 acre-feet of this dedication is in support of 29 lots in Cimarron West, Phase 1 and 22 lots in Cimarron West, Phase 2. The remaining 41.81 acre-feet will be held by Washoe County on behalf of Reyman and Bardis/Cimarron West, LLC for future development.

**01-337            INTERLOCAL AGREEMENT – COLLECTION SERVICES - EUREKA COUNTY JUSTICE COURT**

Upon recommendation of Robin Greco, Collections Division Administrator, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Interlocal Agreement between Washoe County and Eureka County concerning the provision of collection services to the Eureka County Justice Court be approved and Chairman Shaw be authorized to execute.

**01-338            AGREEMENT – PHASE II IMPLEMENTATION – CAMA  
SYSTEM – ASSESSOR/INFORMATION TECHNOLOGY**

Upon recommendation of Robert McGowan, Assessor, and Matt Beckstedt, Information Technology Director, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Agreement between Washoe County and Patriot Properties, Inc. for implementation of Phase II of the Assessor's Computer Assisted Mass Appraisal (CAMA) System in the amount of \$97,500 be approved and Chairman Shaw be authorized to execute.

**01-339            INTERLOCAL COOPERATIVE AGREEMENT – CORPORATE  
CHALLENGE 2001 THROUGH 2003 – PARKS**

Upon recommendation of Doug Mullens, Parks Recreation Superintendent, through Karen Mullen, Director, Department of Parks and Recreation, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Interlocal Cooperative Agreement between Washoe County, the City of Reno, and the City of Sparks concerning joint cooperation, coordination, and supervision of the event known as the Corporate Challenge for the years 2001 through 2003 be approved and Chairman Shaw be authorized to execute.

**01-340            INTERLOCAL COOPERATIVE AGREEMENT – SENIOR GAMES  
2001 – PARKS**

Upon recommendation of Doug Mullens, Parks Recreation Superintendent, through Karen Mullen, Director, Department of Parks and Recreation, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Interlocal Cooperative Agreement between Washoe County, the City of Reno and the City of Sparks, concerning joint cooperation, coordination, and supervision of the event known as the Senior Games for the year 2001 be approved and Chairman Shaw be authorized to execute.

**01-341            CONTRACT AMENDMENT #2 – PROFESSIONAL  
FACILITATION AND PUBLIC INFORMATION SERVICES –  
SECOND PHASE OF THE TRUCKEE MEADOWS FLOOD  
PROTECTION PROJECT - WATER RESOURCES**

Upon recommendation of Jeanne Ruefer, Water Resources Planning Manager, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, it was ordered that Amendment #2 to the February 29, 2000 agreement with Moore, Iacofano, Goltsman, Inc. (MIG) for an additional not-to-exceed amount of \$75,000 for increased facilitation, public information services, and additional project support for the second phase of the Truckee Meadows Flood Protection Project be approved and Chairman Shaw be authorized to execute.

**01-342**            **FIRST AMENDMENT TO AGREEMENT – CONSULTING  
ENGINEERING SERVICES – SECOND PHASE OF THE SOUTH  
TRUCKEE MEADOWS FACILITY PLAN – WATER RESOURCES**

Upon recommendation of Jeanne Ruefer, Water Resources Planning Manager, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the First Amendment to the Agreement for Consulting Engineering Services between Washoe County and ECO:LOGIC, LLC in a not-to-exceed amount of \$33,000 for Phase 2 of the South Truckee Meadows Facility Plan be approved and Chairman Shaw be authorized to execute. It was further ordered that a funding allocation of \$11,000 from the Regional Water Management Fund and \$22,000 from the Department of Water Resources Water Planning Division be authorized.

**01-343**            **INTERLOCAL CONTRACT – FORENSIC SERVICES – STATE  
OF NEVADA DEPARTMENT OF MOTOR VEHICLES AND  
PUBLIC SAFETY – SHERIFF**

Upon recommendation of Dennis Balaam, Sheriff, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Interlocal Contract between the Washoe County Sheriff's Department and the State of Nevada Department of Motor Vehicles and Public Safety concerning forensic services be approved and Chairman Shaw be authorized to execute. It was noted that the revenue for these services is set at \$93,827 for Fiscal Year 2001/02 and \$98,518 for Fiscal Year 2002/03.

**01-344**            **PROFESSIONAL SERVICES AGREEMENT – STEVE WALKER,  
WALKER AND ASSOCIATES – WATER RESOURCES**

Jeanne Ruefer, Water Resources Planning Manager, provided information and responded to questions of the Board.

Commissioner Sferrazza stated he has received hundreds of letters and telephone calls in opposition to Evans Creek Dam. He read comments made in one letter that stated that the Evans Creek Dam project is destructive, unnecessary and expensive; and that Evans Creek Canyon is used daily by outdoor enthusiasts and is a critical riparian habitat. Commissioner Sferrazza stated he is not in favor of spending any money to advance the Evans Creek Dam project. He noted that his opposition of the Evans Creek Dam project does not indicate he has taken a position against the other projects that will be reviewed.

Chairman Shaw stated that approving this item does not represent the Board's endorsement of any project. Information would be brought back to the Board concerning some preventive methods in the event of another flood. Katy Singlaub, County Manager, said approval of this recommendation would not represent any kind of endorsement or approval of the Evans Creek Dam project. She advised that the Regional

Planning Commission acted to accept the report and commented that they did not believe the project should go forward unless all parties, including the Washoe County Commission, endorsed the project. A report would be brought to the Board to take whatever action is deemed appropriate.

Commissioner Bond commented that other projects are included in the analysis that need to be looked at; and that she would not move forward on this if it represented any endorsement of a specific project. Commissioner Galloway stated approval of the contract would not imply that he supports the Evans Creek Dam project. An advisory body (RWPC) was established and it would be unfair not to give them the money they need to prepare a report. He would not want to vote on these issues without the benefit of the study. Commissioner Short stated he has not taken a position on the Evans Creek Dam; he also received many letters in opposition to the dam; and the Board should receive the report. By voting for the recommendation, he would not be taking a position relative to Evans Creek Dam. Chairman Shaw commented that the Board is sensitive to concerns of the people, but it is important to receive the information in order to make a decision.

Ms. Ruefer advised that a workshop would be held following the preparation of Mr. Walker's report. She noted that Mr. Walker's contract contains approximately 150 hours of work and only 20 hours is related to this particular item.

Upon recommendation of Jeanne Ruefer, Water Resources Planning Manager, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried with Commissioner Sferrazza voting "no," it was ordered that the contract between Steve Walker, Walker & Associates, in the amount of \$18,500 to provide professional services to the Department of Water Resources be approved and Chairman Shaw be authorized to execute.

**01-345            APPEARANCE - ROBERT SELLMAN - DIRECTOR -**  
**COMMUNITY DEVELOPMENT**

Robert Sellman, Director, Community Development, conducted a PowerPoint presentation and provided an overview of the Community Development Department. He reviewed the organization of the department; Administrative Services and Community Services programs; Current Planning and Advanced Planning programs; and NRS regulations relative to land use authority, preparing a general plan for development, contents of the Master Plan, zoning to carry out planning purposes, Division of Land regulations, etc.

Chairman Shaw congratulated Mr. Sellman and the Community Development Department for providing a good service to the public. Commissioner Galloway stated that Community Development provides a great service by sending staff to the various advisory boards to update them on issues. Mr. Sellman acknowledged Community Development staff for their excellence.

Commissioner Sferrazza requested that the Board be provided with an organizational chart containing names and brief job descriptions when department heads make their presentations.

**01-346            TRUCKEE MEADOWS LITERATE COMMUNITY PROJECT – LIBRARY**

Nancy Cummings, Library Director, advised the project has been a community effort and thanked the members of the committee who participated in the effort over the last two years. She advised that Vicki Newell, Executive Director, Northern Nevada Literacy Council, was present.

Upon recommendation of Nancy Cummings, Library Director, on motion by Commissioner Bond, seconded by Commissioner Sferrazza, which motion duly carried, it was ordered that the Truckee Meadows Literate Community Project including the Truckee Meadows Literate Community Project Literacy Action Plan be endorsed and Chairman Shaw be authorized to execute the letter concerning same.

**01-347            STATUS REPORT - RIVERDALE-RIVER PINES WATER IMPROVEMENT – WATER RESOURCES**

John Collins, Manager, Utility Services Division, advised that approximately one year ago the Riverdale Homeowner's Association requested that the Water Resources Department prepare a water service plan for their area. After evaluating a number of alternatives, the most viable apparent alternative was to consolidate the Verdi Springs Water Company, the Verdi Mutual Water Company, and a third water company, not yet constructed, which would serve the proposed River Pines subdivision. In November 2000, Water Resources presented a draft plan to the Homeowner's Association which included costs associated with the recommended consolidation. The Homeowner's Association requested that staff continue to work on the water system and report back in early 2001. Mr. Collins advised that Verdi Springs Water Company and Verdi Springs Mutual Water have been receptive to acquisition by Washoe County and draft agreements have been developed. Staff met with the State Engineer's office and is currently working on an acceptable approach for individual homeowners to retain their domestic wells while obtaining household water service through a community water system.

Mr. Collins then advised that a letter dated February 15, 2001, was received from the Verdi Meadows Utility Company, a Public Utility Commission (PUC) controlled water company that serves a mobile home subdivision, expressing their contention that the County's involvement in Verdi water service represents unfair government competition. He noted that Verdi Meadows is in bankruptcy, but the utility still exists. Staff would like to obtain Board direction concerning whether to continue to work on solving the water service problem in Verdi.

Upon inquiry of Commissioner Bond, Mr. Collins advised that the Verdi Meadows Utility Company is not in the County's proposal because their storage tank is too low in elevation to serve Riverdale, and a new water storage tank would need to be built. The Riverdale homeowners said they only want to build a system large enough to serve Riverdale and River Pines, which is about 92 customers at this point, and do not want to encourage a lot of development. Mr. Collins responded to additional questions of the Board concerning water rights and water availability, establishing a Special Assessment District, etc.

Commissioner Galloway commented that the Verdi Meadows Utility Company could make a proposal to fill the water service need in Verdi, and, if the Board directs staff to proceed, there would still be time for them to submit a proposal. Commissioner Bond stated she does not have a problem with staff going forward with their analysis to address water service needs in Verdi. Upon recommendation of Chairman Shaw concerning an estimated timeframe to develop a water system, Mr. Collins advised that staff anticipates an agreement would be presented to the Board by the end of the year; and that an assessment district would be formed and construction would commence by Spring of 2002.

Ed Schmidt, Director, Department of Water Resources, advised that the Verdi Meadows Utility Company was contacted when this process started about their interest in a buy-out. Staff worked with them for approximately one year, but could not obtain a mutually agreeable confidentiality agreement to review their bookkeeping and assets records. Staff has also met with them twice in the last few weeks.

Mr. Collins stated that, based on today's discussion, staff will continue with the transaction and keep the Board posted as the process moves along.

**01-348      AGREEMENT – CONSULTING ENGINEERING SERVICES –  
COLD SPRINGS WASTEWATER TREATMENT FACILITIES –  
REIMBURSEMENT LETTERS OF AGREEMENT - WATER  
RESOURCES**

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Short, seconded by Commissioner Bond, which motion duly carried, it was ordered that the Agreement for Consulting Engineering Services between Washoe County and Kennedy/Jenks Consultants in the amount of \$198,991 concerning the facilities plan to expand the wastewater treatment facilities at Cold Springs be approved and Chairman Shaw be authorized to execute. It was further ordered that Chairman Shaw be authorized to execute Letters of Agreement with Bordertown and Lifestyle Homes to reimburse the County for their share of the facility plan, as follows: Washoe County - \$111,125; Lifestyle Homes - \$68,053; Bordertown Resorts - \$19,813.

**01-349      AMENDMENT – AGREEMENT FOR CONSULTING  
ENGINEERING AND OTHER TECHNICAL SERVICES –  
TRUCKEE RIVER FLOOD MANAGEMENT PROJECT**

Upon recommendation of Jeanne Ruefer, Water Resources Planning Manager, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried with Commissioner Sferrazza voting "no," it was ordered that the Amendment to the May 16, 2000 agreement between Washoe County and WRC Nevada for an additional not-to-exceed amount of \$250,000 to provide engineering and other technical services to the Truckee River Flood Management Project be approved and Chairman Shaw be authorized to execute.

**01-350      PURCHASE OF EQUIPMENT – 63,000# GVWR TRANSFER  
TRUCK SYSTEM - BID NO. 2221-2000 – EQUIPMENT SERVICES  
DIVISION**

Katy Singlaub, County Manager, provided information in response to questions raised at yesterday's caucus meeting. John Balentine, Purchasing and Contracts Administrator, was also present to provide information.

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, it was ordered that the purchase of two additional 63,000# GVWR Transfer Truck Systems (Washoe Editions) to include transfer bodies, snow plows, and pedestal mount sander units, on behalf of the Equipment Services Division of the General Services Department, from Sierra Freightliner in the amount of \$312,194 be approved.

It was noted that on April 25, 2000 the Board approved award of Bid No. 2221-2000, which contained an option for the County to procure additional 63,000# GVWR Transfer Truck Systems through June 30, 2001, provided pricing does not increase and subject to Finance Division and budget approval.

**01-351      AWARD OF BID – MOSQUITO ABATEMENT PRODUCTS - BID  
NO. 2279-2001 - HEALTH 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 February 28, 2001, for Mosquito Abatement Products for the Environmental Health Division of the Washoe County District Health 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:

Clarke Mosquito Control  
 Fennimore Chemicals  
 Van Waters & Rogers

The Bid submitted by Target Specialty Products was disqualified because the bid document was not signed.

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that Bid No. 2279-2001 for Mosquito Abatement Products for the Environmental Health Division of the Washoe County District Health Department be awarded as follows:

<b>Bidder</b>	<b>Bid Item No.</b>	<b>Description</b>	<b>Cost</b>
Clarke Mosquito Control	1	ZOECON ALTOSID 30 DAY BRIQUETTES: 400 Briquettes per carton	\$279.79 per ctn.
	2	ZOECON ALTOSID PELLETS: Packaged in 22 pound containers	\$411.12/ container
	3	Pyrocide #7067: Mosquito fogging concentrate in 5 gallon container	\$118.46 per gallon
	6	Anvil 2 + 2: packaged in 2.5 gallon container, two per case	\$51.98 per gallon
Fennimore Chemicals	4	Agnique MMF Liquid: Packaged in five gallon containers	\$38.00 per gallon
	5	Vectolex CG, COATED GRANULES: Packaged in 40 pound sacks	\$3.79 per pound
Van Waters & Rogers	7	DeltaDust (Deltamethrin) White Powder: Pkgd in 5 pound containers, four per case	\$4.99 per pound

It was noted that due to budget constrains and limited product availability, chemically similar products are available from the awarded suppliers. It was further ordered that the Purchasing and Contracts Administrator be authorized to procure these products with the approval of the District Health Department when circumstances make it necessary and/or desirable to do so. Mosquito Abatement Products shall be procured on a requirements basis during the term of the agreement period which shall run from the date of Bid Award to November 30, 2002, with the County retaining the option for a one-year extension of any resultant agreement(s) from the Invitation to Bid. The budgeted amount for the acquisition of the mosquito abatement products for Fiscal Year 2000/01 is \$360,000.00

**01-352            AWARD OF BID – JANITORIAL SERVICES FOR SHERIFF'S  
ADMINISTRATIVE OFFICES - BID NO. 2281-01 – GENERAL  
SERVICES 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 March 2, 2001, for Janitorial Services for the Sheriff's Administrative Offices on behalf of the General Services Department, Facility Management Division. Proof was made that due and legal Notice had been given.

Katy Singlaub, County Manager, provided information in response to questions raised at yesterday's caucus meeting.

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

Qual-Econ U.S.A. Inc.  
Sun West Bldg. Serv. of NV Inc.

Best Janitorial Services, Inc. submitted a "No-Bid" response.

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that Bid No. 2281-01 for Janitorial Services for the Sheriff's Administrative Offices on behalf of the General Services Department, Facility Management Division, be awarded to Qual-Econ U.S.A., Inc., the lowest responsive, responsible bidder meeting specifications, terms and conditions, in the amount of \$7,500 per month, for a total bid award amount of \$180,000 for a two-year period.

It was further ordered that the Purchasing and Contracts Administrator be authorized to enter into a two-year agreement with Qual-Econ U.S.A., Inc. for Janitorial Services for the Washoe County Sheriff's Administration commencing June 1, 2001 through June 30, 2003 with one two-year renewal option. It was noted that prices are to remain firm for the duration of the original agreement, and pricing for any renewal agreement shall be subject to renegotiations between the vendor and the Purchasing Department.

**01-353            AWARD OF CONSTRUCTION BID – SPRING CREEK  
TRANSMISSION MAIN PHASE II - UTILITY SERVICES**

This was the time to consider award of construction bid, Notice to Contractors for receipt of sealed proposals having been published in the Reno Gazette-Journal on March 2, 7, 9, 15, and 21, 2001 for construction of Spring Creek Transmission Main

Phase II for the Utility Services Division of the Department of Water Resources. Proof was made that due and legal Notice had been given.

The following bids were received:

<u>Contractor</u>	<u>Bid</u>
Mike's Trenching	\$114,330
A&K Earthmovers	\$117,710
Horizon Construction, Inc.	\$127,350
R. P. Weddell & Sons	\$127,825
Interstate Constructors	\$133,340
Canyon Creek Construction	\$139,475
Dossey Construction	\$152,700
Engineer's Estimate	\$143,500

John Collins, Manager, Utility Services Division, responded to questions of the Board.

Upon recommendation of John Collins, Manager, Utility Services Division, on motion by Commissioner Short, seconded by Commissioner Bond, which motion duly carried, it was ordered that the bid for construction of Spring Creek Transmission Main Phase II be awarded to Mike's Trenching, the lowest responsible, responsive bidder, in the amount of \$114,330, and Chairman Shaw be authorized to execute the contract documents upon presentation. It was further ordered that the Utility Services Division Manager be authorized to issue the Notice to Proceed.

**01-354      BUDGET AMENDMENT – 2000/2001 JUVENILE SERVICES  
TITLE XIX FUNDING – TARGETED CASE MANAGEMENT**

Upon recommendation of Anna Heenan, Senior Administrative Analyst, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that the amendment to the 2000/01 Juvenile Services Title XIX Funding budget in the amount of \$150,000 be approved and the following account transactions be authorized:

<b>Revenue Increase Account</b>	<b>Description</b>	<b>Amount</b>
001-1270-12719D 43041	Medicaid Management Services	\$150,000
<b>Expense Increase Account</b>		
001-1270-12719D 7103	Other Professional Services	\$146,000
001-1270-12719D 7181	Service Contracts - General	3,000
001-1270-12719D 7420	Washoe Medical OP services	1,000

01-355

**ACCEPTANCE OF REIMBURSEMENT GRANT – U. S.  
DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE  
ASSISTANCE – ILLEGAL ALIENS – CAPITAL OUTLAY**

Katy Singlaub, County Manager, thanked the Sheriff's office for their work with Justice Benefits, Inc. She advised they have increased Federal reimbursements at the jail from \$493,000 to \$1.3-million this year.

Upon recommendation of Dennis Balaam, Sheriff, on motion by Commissioner Short, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that the reimbursement grant from the United States Department of Justice, Bureau of Justice Assistance, in the amount of \$1,321,840, representing costs associated with processing and incarceration of illegal aliens, be accepted, and the Comptroller be directed to make the following adjustments to the 2000/2001 budget, as well as any necessary cash and transfer adjustments:

	<b>Grant Award &amp; Distribution</b>	<b>Existing Budget Authority</b>	<b>Adjustments to Budget Authority</b>	<b>Notes for Comptroller Posting Key Org and Account For Revenues and Expenses</b>
<b>Revenue:</b>				
Grant Award	1,321,840	351,000	<b>970,840</b>	
<b>Expenses:</b>				
Repayment of loan to Toxicology	292,012		<b>292,012</b>	General Fund Cash – Cash Loan BCC #00-1216
Contingency-repayment for Civil	184,250		<b>184,250</b>	001-1890-Exp Acct 7328 Rev 4301
CPC Building	100,000		<b>100,000</b>	092-920428G1-Exp Acct 7802 Rev 4301
Courts Basement Holding Cells	101,000		<b>101,000</b>	092-920436G-Exp Acct 7881 Rev 4301
Basement Staff Office/Locker Room		101,000	<b>(101,000)</b>	092-920441G-Exp Acct 7881 Rev 4301
Justice Benefits Inc. Payment	182,278		<b>182,278</b>	001-15262G01-Exp Acct 7140 Rev 4301
SCAAP Special Equipment	15,000		<b>15,000</b>	001-15262G01-Exp Acct 7825 Rev 4301
SCAAP Printers	2,000		<b>2,000</b>	001-15262G01- Exp Acct 72052 Rev 4301
SCAAP Personal Computer	2,300		<b>2,300</b>	001-15262G01-Exp Acct 72051 Rev 4301
Detention Federal Contribution	300,000	250,000	<b>50,000</b>	001-15090-Exp Acct 7003 Rev 4301
General Training for Records	3,000		<b>3,000</b>	001-15262G01- Exp Acct 7385 Rev 4301
Command Post-Truck and Fifth Wheel	140,000		<b>140,000</b>	001-15262G01-Exp Acct 7851 Rev 4301
<b>Total</b>	<b>1,321,840</b>	<b>351,000</b>	<b>970,840</b>	

It was further ordered that the Equipment Services Division be directed to include the Command Post in the 2001/2002 depreciation and operations & maintenance equipment services billing; and that because the computer will be used for a permanent workstation at the Sheriff's Office, the computer be part of the County refresh program. It was noted that the Capital Outlay expenditures requested in the staff report were not noted on the agenda and will be brought back at a future date.

**01-356            RATIFICATION – COLLECTIVE BARGAINING AGREEMENT –  
NON-SUPERVISORY DEPUTY SHERIFF'S ASSOCIATION –  
ADOPTION OF SICK LEAVE CASH OUT FOR SUPERVISORY  
DEPUTY SHERIFF'S ASSOCIATION – LABOR RELATIONS**

Upon recommendation of Steve Watson, Labor Relations Manager, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that the following actions be taken:

1. The following amendments to the Collective Bargaining Agreement with the Deputy Sheriff's Association for the Non-supervisory bargaining unit be ratified:

Term of Agreement

The term of the Agreement is for three years, January 1, 2001 through December 31, 2003.

Salaries

January 1, 2001 - 4 % general salary increase  
January 1, 2002 - 4 % general salary increase  
January 1, 2003 - 3.5% general salary increase

Rights of Association

Effective January 1, 2001, the association president will be allowed up to a maximum of twenty (20) hours per week for association business, which equals the current practice.

Domestic Violence

The parties agreed that effective January 1, 2001, the Domestic Violence Deputies will be designated as Detectives, and ineligible for shift/days off bidding.

Parking Allowance

Employees assigned as Court Deputies who are not provided free parking currently receive a fifteen dollar (\$15.00) monthly parking allowance. Effective January

1, 2001 this will be increased to fifteen dollars (\$15.00) per pay period consistent with the County's other labor agreements.

#### Holidays and Holiday Pay

Added provisions to pay employees one and one-half (1-1/2) times their regular hourly rate for the first eight (8) hours worked on both the legal and observed holidays for employees required by employee's department head to work on both, consistent with the County's other labor agreements.

#### Sick Leave

We currently pay employees for unused sick leave upon retirement at a rate of one hour of pay for three hours of accrued sick leave with a maximum payout for six hundred (600) hours. Effective January 1, 2001, the maximum payment will be increased to eight hundred (800) hours. The January 1, 2001 effective date is also to be adopted for the Supervisory Deputy bargaining unit.

#### Overtime, Call-In and Standby Pay

Reinforced the language that recognizes the Sheriffs right to require employees to work any overtime deemed necessary by management, and that the maximum payment for such overtime is time and one-half.

In adopting this language, the parties also settled the Tiburon training grievance that was scheduled for arbitration. The grievance claimed employees were owed an additional eight (8) hours of overtime pay for working on their scheduled days off to attend Tiburon training. The grievance was settled by providing employees with four (4) hours of compensatory time for each day that the employee was required to attend Tiburon training on their scheduled day off.

#### Longevity Pay

Increased longevity pay for employees employed five years to one third of one percent (.334%) for each year of service up to a maximum of seven and one-half percent (7-1/2%).

#### Incline Resident Deputy Pay

Incline Resident deputies pay was increased from two hundred thirty-one dollars (\$231.00) to two hundred fifty dollars (\$250.00) biweekly.

Discipline

Modified the language to provide that suspensions and demotions shall remain active for progressive discipline beyond eighteen (18) months which is the restriction currently contained in the labor agreement.

2. The January 1, 2001 effective date for the 800 hour sick leave cash out upon retirement contained in Article 13(f) for the Supervisory Deputy Sheriff's Association Agreement be adopted.

**01-357            MASTER PLAN FOR IRWIN OVERLOOK – ACCEPTANCE OF DONATION – THOMAS W. IRWIN – PARKS**

Katy Singlaub, County Manager, expressed appreciation for this donation.

Upon recommendation of Karen Mullen, Director, Department of Parks and Recreation, on motion by Commissioner Short, seconded by Commissioner Sferazza, which motion duly carried, Chairman Shaw ordered that the Master Plan for the Irwin Overlook be approved and the \$49,600 donation from Thomas W. Irwin be accepted with gratitude. It was further ordered that the following transactions be authorized:

<b>Increase Revenue</b>	<b>Description</b>	<b>Amount</b>
90074D-5802	Irwin Donation	\$49,600
<b>Increase Expenditure</b>		
90074-7878	Irwin Donation	\$49,600

It was noted that the Overlook is planned to be an interpretive display area placed within the Wilbur D. May Arboretum that overlooks Rancho San Rafael Park and four mountain ranges in the distance.

**01-358            AUTHORIZED POSITION CHANGES – COMMUNITY AND CLINICAL HEALTH SERVICES DIVISION – HEALTH**

Upon recommendation of Barbara Hunt, District Health Officer, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that changes to three authorized positions in the Community and Clinical Health Services (CCHS) Division of the District Health Department be approved and Human Resources be directed to make the changes as follows:

1. PC#205: abolish a full time CHN II position.
2. PC#210: decrease a full time Clerk Typist II position from 40 hours/week to a part time 21 hours/week position.

3. PC#160: change salary distributions of a full time Clerk Typist II position.

**01-359**

**STATUS REPORT – INFORMATION TECHNOLOGY**  
**STANDARDS COMMITTEE – INFORMATION TECHNOLOGY**

Matt Beckstedt, Director, Information Technology Department, advised that the Information Technology Standards Committee (ITSC) reports to the Information Technology Advisory Committee (ITAC) that meets quarterly. ITSC created the standards for the County PC Refresh Program and Mark Moser, the first ITSC Chairman, is to be complimented for that accomplishment. Katy Singlaub, County Manager, advised that both committees came about as a result of the KPMG Peat Marwick review several years ago.

Arne Maurins, Chair, ITSC, conducted a PowerPoint presentation and review of the ITSC. He discussed their Mission Statement, background of the committee, membership, meeting schedule, and accomplishments. Major accomplishments this past year included the PC Refresh Program, development of the Information Technology Standards Manual, software standardization, enterprise supported software system, web site, etc.

Larry Burtness, ITSC member, reviewed the next steps the committee will be taking and the benefits the committee provides to Washoe County. The next steps include ongoing standardization efforts and software licensing issues, Personal Digital Assistants (PDA's) standardization, wireless technologies, virtual private networking (VPN) that allows for a telecommuter at home or for an employee at a remote site, and security issues that include biometric technology identification such as fingerprint access, voice recognition, and face scanning such as an eye scan.

Katy Singlaub, County Manager, noted that the County is currently utilizing a virtual private network system with the legislative lobby team.

Mr. Burtness then discussed the benefits provided by the ITSC, which includes the regular evaluation of software and hardware, keeping in touch with the changing technological world, purchase and deployment of PC's through the PC Refresh Program, and standardized software and hardware support expectations.

Commissioner Galloway noted that an issue was brought forth at a recent CAB meeting that there is a difference in the word processing programs used by the County and the City of Reno. When attachments are downloaded from the City of Reno, who uses Word Perfect, and the County, who uses Word, confusion is created. He was told the reason the City uses Word Perfect is that the cost per copy of the rights to use the program is about one-sixth the cost of Word. Mr. Beckstedt advised that there is a problem downloading from Word to Word Perfect, but that Microsoft Word can usually handle the translation from Word Perfect. He said he would look into the cost issue.

Discussion was then held concerning personal devices (PDA's). Upon inquiry of Commissioner Sferrazza, Ms. Singlaub advised that many employees use PDA's because it is an efficient way to manage time. The County provides calendaring equipment, and Department heads make decisions concerning the purchase of PDA's within their departments. The ITSC is trying to come up with standards for the best PDA's for the County and, based on today's discussion, it would be appropriate to establish standards concerning who would be entitled to have the County purchase the equipment for calendaring usage.

**01-360**            **WATER RATE ORDINANCE BILL NO. 1291 BUSINESS IMPACT ANALYSIS – WATER RESOURCES**

Ed Schmidt, Director, Department of Water Resources, advised that the draft business impact statement and a questionnaire were sent to all 125 of the County's commercial customers, and 32 responses were received. No one responded that there would be a significant impact upon the operation or expansion of their business. Many respondents said they would prefer a small increase every year rather than a large increase every five or six years.

Upon recommendation of Jeff Tissier, Senior Accountant, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that the Water Rate Ordinance business impact analysis be approved and the County Clerk be directed to make the analysis available upon request.

**4:00 p.m.**        The Board recessed.

**5:30 p.m.**        The Board reconvened with all members present.

**01-361**            **BILL NO. 1293 - AMENDING CHAPTER 5 – EMPLOYEE CLASSIFICATION SYSTEM - ESTABLISH JOB EVALUATION COMMITTEE**

**5:30 p.m.**        This was the time set in a Notice of Public Hearing published in the Reno Gazette-Journal on March 30, 2001, to consider second reading and adoption of Bill No. 1293. Proof was made that due and legal Notice had been given.

The Chairman opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance.

Commissioner Sferrazza stated there appears to be several departments that are not represented on the job evaluation committee and requested that the committee be expanded to include one person appointed by the Sheriff to represent the Sheriff's civilian employees and one or two individuals to be appointed by the remaining elected officials/department heads who currently do not have representation. He stated the other elected departments are the County Clerk, Assessor, Recorder, Treasurer, and Public

Administrator; and he is not including the District Attorney because those employees are represented on the committee.

Mark Gregersen, Assistant County Manager, pointed out that the departments mentioned are represented by WCEA (the Washoe County Employees Association), who has six appointments to the job evaluation committee; and staff has no control over which departments those appointments come from. He stated if the desire is to increase the size of the committee, his suggestion would be to have the elected department heads get together and appoint one person and the appointed department heads get together and appoint one person. He also noted the ordinance precludes department heads from being appointed to the committee and stated the same exclusion should apply to elected department heads.

Chairman Shaw stated the committee would increase in size from 13 to 15. He also asked whether WCEA should be consulted on this proposed change prior to adopting the ordinance. Mr. Gregersen advised the negotiation with WCEA was for them to have six individuals on the committee and there has been no further negotiation on the composition of the committee. He further stated staff could check into that and bring the ordinance back at the next meeting with these revisions.

Commissioner Sferrazza stated the suggestion by Mr. Gregersen would satisfy his concerns. Commissioner Galloway asked for more clarification on exactly who could be appointed to the committee. Commissioner Sferrazza stated it would only be employees who are covered by the HayGroup classification system. He said the only other restriction he would request is that the appointed and elected department heads who are already authorized by the ordinance to make appointments not be included in making these two additional appointments. Those positions are the Human Resources Director, the Finance Director, the Director of Juvenile Services, and the District Attorney.

Commissioner Galloway asked if the same rules would apply to subsequent appointments since this will be an on-going committee and there will be vacancies from time to time. Commissioner Sferrazza stated his only restrictions are on who can make appointments and that the people appointed be within the HayGroup classifications.

Madelyn Shipman, Assistant District Attorney, stated the ordinance will have to be amended. The Board discussed whether to adopt the ordinance as amended. Commissioner Galloway asked how WCEA would be notified. It was suggested that the amended ordinance could be adopted, subject to WCEA accepting the changes. Ms. Shipman stated this ordinance will be retroactive to March 27, 2001, and she would prefer that this public hearing and adoption of the ordinance be continued until the April 24, 2001 meeting at which time the Board could see the ordinance with the new language, and, in the interim, staff could check with WCEA concerning the proposed amendments.

On motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Shaw ordered that the public hearing and adoption of Bill No. 1293, entitled, "AN ORDINANCE AMENDING THE WASHOE

COUNTY CODE BY CHANGING PROVISIONS RELATING TO THE CLASSIFICATION SYSTEM AND ESTABLISHING THE JOB EVALUATION COMMITTEE INCLUDING ITS MEMBERSHIP AND TERMS AND SETTING FORTH THE DUTIES AND RESPONSIBILITIES OF THE COMMITTEE IN ASSISTING IN ADMINISTRATION OF THE CLASSIFICATION SYSTEM AND OTHER MATTERS PROPERLY RELATING THERETO," be continued to April 24, 2001.

**01-362                    ORDINANCE NO. 1116 - BILL NO. 1292 - AMENDING CHAPTER 25 – ADULT CHARACTERIZED BUSINESSES**

**5:30 p.m.**        This was the time set in a Notice of Public Hearing published in the Reno Gazette-Journal on March 30, 2001, to consider second reading and adoption of Bill No. 1292. Proof was made that due and legal Notice had been given.

The Chairman opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance.

Bob Webb, Department of Community Development, reviewed background information stating there have been many meetings and workshops to discuss amendments to the sections of the Washoe County Code regulating adult characterized businesses, and the proposed ordinance before the Board at this time reflects all previous Board direction. He noted that he distributed further revisions to Section 25.053 concerning waivers as a result of questions at the Caucus meeting and input from Commissioner Galloway, and that the Board approved the associated business impact statement when the ordinance was introduced. The business impact statement was mailed to the two Chambers of Commerce and the owner of The Ore House (the County's only licensed adult characterized business), and has been available for inspection at the County Clerk's Office, the Department of Community Development, and on the County's website. Mr. Webb also reviewed letters and comments received concerning the proposed ordinance urging the provision for such businesses to be located at least 1,000 feet from residentially used property rather than residentially zoned property and that the measurement be from the property line rather than the building.

Mr. Webb further noted that a letter has been received from Treva Hearne, Attorney representing the Ore House, concerning the business impact statement. Mr. Webb stated the intent of the ordinance is not to put any person(s) out of business, but rather to regulate a specific business due to public health, safety, and welfare concerns expressed by the Board of County Commissioners. He said the owner of the Ore House needs to provide specific evidence or documentation that the proposed ordinance would put him out of business.

Commissioner Short expressed his concern about residentially zoned versus residentially used.

Ms. Hearne suggested changes to Section 25.056 concerning nonconformance stating this is actually special legislation as the only business these provisions will

apply to is the Ore House. The suggested changes would allow The Ore House to continue operating as a nonconforming business.

Commissioner Galloway asked if they were also requesting to be exempt from the work card permit requirements. Ms. Hearne stated they are basically asking to be exempt from all the provisions prior to November, 1999. Commissioner Bond stated she thought their major concerns were the structural changes that will be necessary and a method is being provided for the Ore House to comply. Ms. Hearne stated the structural changes are their main concern, but they also feel the requirement for background checks for employees is a little extreme.

Commissioner Galloway stated he is confident that if the applicant provides conclusive evidence that the structural changes can not be made and a hardship therefore exists, a variance would be granted.

There being no one else wishing to speak, the public hearing was closed.

Commissioner Galloway asked if the proposed change to measure from the property line would be a substantive change and stated he would support that change. Madelyn Shipman, Assistant District Attorney, advised it would not be a substantive change and it has been discussed previously. Mr. Webb stated that would actually be easier for staff and it would not change any of the previously identified potential sites. The Board decided to amend Section 25.053(3.) to provide that the 1,000-foot distance measurement be from the property line of the business to the property line of the residentially zoned property.

In response to Commissioner Sferrazza, Ms. Shipman stated the individuals employed by an adult characterized business can either be employees or independent contractors. Employees are required to have work permits. Independent contractors are required to have business licenses with background checks.

On motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried with Commissioner Short voting "no," Chairman Shaw ordered that Ordinance No. 1116, Bill No. 1292, entitled, "AN ORDINANCE AMENDING WASHOE COUNTY CODE; REVISING SECTION 25.047, DEFINITIONS, AND ADDING DEFINITIONS FOR THE WORDS 'ARTERIAL' AND 'COMPLETED APPLICATION' AND 'INDEPENDENT CONTRACTOR;,' REVISING SECTION 25.049 RELATING TO FINDINGS; REVISING SECTION 25.051 TO CLARIFY REQUIREMENTS FOR AN APPLICATION AND REMOVING REQUIREMENTS RELATING TO CORPORATE OFFICERS; REVISING SECTION 25.053 TO REQUIRE THAT ADULT BUSINESSES BE LOCATED IN AN INDUSTRIAL OR TOURIST COMMERCIAL REGULATORY ZONE AND AT LEAST 1,000 FEET FROM VARIOUS PUBLIC USES, OTHER ADULT USES OR AN ESTABLISHMENT HOLDING AN UNLIMITED GAMING LICENSE, CLARIFYING REQUIREMENTS FOR A WAIVER REQUEST AND SETTING FORTH FINDINGS NEEDED TO SUPPORT A WAIVER; REVISING SECTION 25.0531 TO LIMIT THE UTILIZATION OF A DIS-

PLAY WINDOW AND CLARIFY THE TYPES OF DISPLAY THAT IS PROHIBITED AND CLARIFYING THE REQUIREMENTS RELATING TO STRUCTURES UTILIZED BY AN ADULT CHARACTERIZED BUSINESS; REVISING SECTION 25.0532 TO CLARIFY THOSE BUSINESSES THAT ARE EXEMPT FROM REGULATION; REVISING SECTION 25.0533 RELATING TO REQUIREMENTS FOR WORK PERMITS; REVISING SECTION 25.0535 TO AUTHORIZE PERSONS OTHER THAN A PEACE OFFICER TO REQUEST DISPLAY OF A WORK PERMIT; REVISING SECTION 25.055 SETTING FORTH REQUIREMENTS FOR ADULT INTERACTIVE CABARETS; REVISING SECTION 25.0551 TO AUTHORIZE INSPECTION BY AUTHORIZED COUNTY EMPLOYEES; REVISING SECTION 25.0553 TO CLARIFY REQUIREMENTS RELATING TO ADULT MOTION PICTURE ARCADES; REVISING SECTION 25.056 TO ESTABLISH DATE ON WHICH NON-CONFORMING LOCATIONAL STATUS IS OBTAINED FOR EXISTING BUSINESSES AND PROVIDING FOR VARIANCE PROCEDURE; AND OTHER MATTERS RELATING THERETO," be approved, adopted **as amended** and published in accordance with NRS 244.100, based on the finding that the ordinance does not impose a direct or significant economic burden upon a business and does not directly restrict the formation, operation, or expansion of a business.

**01-363            CONTINUATION OF PUBLIC HEARING – WAIVER REQUEST – THE ORE HOUSE – MARK DAGHER**

**5:30 p.m.**        This was the time set for continuation (from February 13, 2001) of a public hearing, published in the Reno Gazette-Journal on March 28 and 30, and April 4 and 6, 2001, to consider an application from Mr. Mark Dagher for The Ore House at 5544 Sun Valley Boulevard, Sun Valley, Nevada, to waive the requirements of Washoe County Code Section 25.0531(15), limiting adult characterized businesses to 17 hours of operation in any 24-hour period, and to extend the time allowed for Mr. Dagher to conform an existing, non-conforming adult characterized business to current Washoe County Business License Ordinances. Proof was made that due and legal Notice had been given.

Chairman Shaw opened the public hearing by calling on those wishing to speak concerning this matter.

Bob Webb, Department of Community Development, advised that the ordinance the Board just adopted (Ordinance 1116), no longer includes the provision limiting hours of operation, and that ordinance is scheduled to become effective on April 20, 2001. Therefore, the applicant should withdraw that request.

Mr. Webb further advised that it is staff's recommendation that Mr. Dagher be granted 90 days from the effective date of the ordinance to either bring The Ore House into compliance with the County Code or be granted a variance by the Board of County Commissioners in accordance with Washoe County Code Section 25.056(2)(b) for specific conformance requirements based on demonstrated structural or physical limitations.

Treva Hearne, Attorney representing The Ore House, stated the applicant will withdraw its request for the waiver for a 24-hour operation in light of the new ordinance. In regard to the request for an extension of time to bring the business into conformance, Ms. Hearne stated they are asking for 180 days because they would have to have all the information to the Board 30 days ahead of time. She stated they do have documented information to give to staff.

Commissioner Bond stated she does not have a problem allowing additional time as long as the process has started. Commissioner Galloway stated he would agree to that provided the applicant does not come in on day 179 requesting the variance. Ms. Hearne stated they will have documentation in support of a variance request in to the Board within 90 days or will be in compliance within 180 days.

There being no one else wishing to speak, Chairman Shaw closed the public hearing.

On motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that The Ore House be granted 180 days to conform an existing, non-conforming adult characterized business to current Washoe County Business License Ordinances, including Ordinance 1116 adopted this date, provided that if there is a need for a variance, that request must come before the Board within 90 days from the effective date of the ordinance, which will be April 20, 2001.

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There being no further business to come before the Board, the meeting adjourned at 6:25 p.m.

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**JAMES M. SHAW**, Chairman  
Washoe County Commission

**ATTEST:**     **AMY HARVEY**, County Clerk

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*Minutes Prepared by  
Barbara Trow and Sharon Gotchy  
Deputy County Clerks*